

James D. Untershine
3321 E 7th St #1, Long Beach, CA, 90804
gndzerosrv@pavenet.net, www.geocities.com/gndzerosrv
01-20-02

Los Angeles County Criminal Prosecution Division
PO Box 76803, Los Angeles, CA, 90076
Reference Case # ND0019431

To whom this may concern,

A review of child support account is requested of LA County in the documentation included in this correspondence.

Compliance with federal mandate

USC 42 666 b6d) allows the State to impose a civil fine on employers who fire or refuse to hire an employee due to child support garnishments. CAFC 5290 sets the maximum amount of this fine at \$500.

USC 42 653 allows States to use the Unemployment Insurance Office (UIO) to track noncustodial parents.

On 04-11-96 my employer forced me to take a 3-week unpaid leave of absence due to me protesting a written warning for meeting my family law attorney one morning. A claim for disability was filed with the UIO. I received benefits of \$240 per week while my child support order demanded \$650 per week.

On 10-04-96 my employer fired me due to Department of Defense (DOD) terminating my security clearance. The DOD was investigating financial insolvency due to excessive child support garnishments leaving me \$209 per week take home pay. A claim for unemployment was filed with the UIO. Benefits were denied despite protest, and I have never received a dime of unemployment benefits after being an employee for 13 years.

Child Support Enforcement (CSE) and UIO must be involved as soon as the child support order is filed in civil court.

Allows CSE to provide the protection granted by federal law thereby complying with federal mandate.

Allows CSE to have visibility of current court orders filed in civil court for accurate accounting.

Allows CSE to respond immediately to protect an employee who is attempting to comply with court orders.

Allows the criminal court to recognize CAFC 5290 as a lawful excuse and prosecute the employer for restitution.

Insures uninterrupted child support payments to be received by the custodial parent.

I believe the State of California must change the civil fine allowed by CAFC 5290 to a more realistic amount or one that is based on the current child support order. Failure to do so may suggest that the State has the ability to pick and choose which parts of the federal mandate they wish to comply with or that laws are not uniformly enforced

I believe that by allowing CSE to back-charge interest for unpaid child support implies they are assuming involvement during this violation of my rights under CAFC 5290, and must be forced to pursue this violation of federal law (USC 42 666 b6d) or at least recognize it as a lawful excuse in a CAPC 270 charge.

I believe that the system that is currently implemented has exiled me to self-employment, denied me to hold any licenses, and has imposed a financial embargo.

With best intentions,

James D. Untershine, 01-20-02
3321 E 7th St #1, Long Beach, CA, 90804

A copy of this documentation is being sent to:

Deputy Attorney General M.J. Hamilton, 1300 I Street, Suite 125, PO Box 944255, Sacramento, CA, 94244
Department of Child Support Services, PI&RU, PO Box 138006, Mail Station 20-01, Sacramento, CA, 95813
Monterey County, DCSS, PO Box 2059, Salinas, CA, 93902
Judge George. Kalinski, 415 W. Ocean Blvd, Rm 401, Long Beach, CA, 90802
Judge Robert Applegate, 600 S.Commonwealth, Div 271, Los Angeles, CA, 90005

James D. Untershine, gndzerosrv@pavenet.net, <http://www.geocities.com/gndzerosrv>

False Profits Identified

Jim Unterschine, GZS of LB, 01-16-02

ATTN: Criminal Prosecution Division, PO Box 76803, Los Angeles, CA, 90076

The purpose of this correspondence is to formally request a review of the child support account under the control of Los Angeles County DCSS and Monterey County DCSS.

(USC 15 1666 a.1) Identification of name and account

Name: James D. Unterschine
Address: 3321 E 7th St #1, Long Beach, CA 90804
SSN: 559-08-5658

County: Los Angeles
Case ID number: ND0019431
PIN number: 04.2764.8052
Superior Court: Department: SO A, Judge: G. Kalinski
Municipal Court: Department: 81 Div: 271, Judge: R. Applegate
Case: 9CR04751, IV-D number: 019.171.344.

County: Monterey
Case ID number: 0000016638
Case 1 number: 0020776

(USC 15 1666 a.2) Obligor's belief that the statement contains a billing error

On 12-24-01 I received a "Child Support Consumer Credit Report Notification", specifying \$1,479 per month in child support and an arrearage of \$233,957.

On 01-03-02 I received a "Child Support Consumer Credit Report Notification", specifying \$1,383 per month in child support and an arrearage of \$346,053.

The cases identified above represent fraudulent billing on behalf of Los Angeles County DCSS who have willfully defied civil and criminal court orders pertaining to this case. This fraudulent billing has been reported to the LA County Public Defenders Office on 08-18-99 as well as the California Department of Justice on 01-06-01 ([Attachment One](#)) and the US House Ways and Means Committee on 07-04-01 ([Attachment Two](#)). The LA County District Attorney's Office is well aware of the fraudulent billing and seems powerless to stop LA County DCSS from committing Mail Fraud (USC 18 1341), and are now attempting to commit consumer credit fraud.

(USC 15 1666 a.3) Reason for obligor's belief that the statement contains a billing error

The Table below shows the appropriate Long Beach Civil Court child support totals as well as the LA County DCSS, and Monterey County DCSS accounts as of 12-01-01.

Date	Long Beach Civil Court				Los Angeles DCSS				Monterey DCSS			
	Monthly		Total		Monthly		Total		Monthly		Total	
	CS	CS	Interest	Arrearage	CS	CS	Interest	Arrearage	CS	CS	Interest	Arrearage
12-01	1,183	109,305	26,033	135,338	2,200	136,400	37,269	173,669	1,183	46,440	6,044	52,484

Table One on page 3 shows the entire breakdown of billing of the accounts in question.

Figure One on page 4 shows the total child support without interest as a function of time.

Figure Two on page 4 shows the total interest as a function of time.

Figure Three on page 4 shows the total arrearage as a function of time.

I trust this information is helpful to you.

Jim Unterschine

James D Unterschine, 01-16-02

James D. Unterschine, gndzerosrv@pavenet.net, <http://www.geocities.com/gndzerosrv>

False Profits Identified

The Los Angeles Times reported on 06-03-01 that LA County DCSS was recently the subject of an investigation into their accounting practices and the State of California paid \$250,000 to Policy Studies Incorporated ([PSI](#)) to perform this three-month investigation for the Executive Branch */1/*. Although bits and pieces of this investigation were made public, I am sure that a thorough investigation would have discovered this case of fraudulent (double) billing and would have prevented these violations of federal law by LA County and Monterey County DCSS.

PSI is a corporation based out of Denver, Colorado that provides sole-source child support consultation to "49 states, Canada, and Australia", they aspire to "Do socially useful work, have fun, and make money", while attempting to "create an environment where employees can take risks without being punished for mistakes" */2/*.

The State of California has also paid PSI to conduct the review of the State's child support guideline for the Judicial Branch. The amounts demanded of non-custodial parents (NCP) by California's child support guideline is the highest in the nation, demanding 25% of the NCP's net income for 1 child, 40% for 2, and 50% for 3. These extreme demands are well hidden from our legislators by the Institute for Family and Social Responsibility ([FASR](#)). FASR reports that the most aggressive child support guideline in the nation is the state of Indiana, who are reported to demand 20% of the NCP's net income to support 2 children, while California is only reported to demand 18% (not 40%) for 2 children */3/*.

FASR is based out of Indiana University at Bloomington and is paid by the federal government to act as a clearinghouse for CSE statistics */4/*. The completely erroneous interstate guideline report submitted by Pirog, Klotz, and Buyers is a desperate attempt to make their home state appear to be the most aggressive child support guideline in the nation. The report (table 8-2) is graffiti and must be erased from the pages of the US House Greenbook. This feminist organization must be fired by the federal government and held for treason.

The State of California led the nation in 1999 pocketing \$309 million regarding Temporary Aid to Needy Families (TANF) and led the nation in 1998 pocketing \$189 million regarding Child Support Enforcement (CSE) */5/*. Forcing the NCP into financial insolvency allows TANF and CSE funds to flow into California from the federal government. California receives additional federal incentive bonuses due to their very impressive paternity establishment percentages. California established 123% paternities in relation to out-of-wedlock births in 1998 and established 105% paternities in years 1995-1998. Exceeding 100% paternity establishment has resulted in 34,539 paternities over and above out-of-wedlock births in California */6/*. This seems to suggest that California is:

- Establishing paternities for out-of-wedlock births reported by other states,
- Establishing paternities for babies born within wedlock, but not from the husband, or
- Establishing paternities due to fraudulent accounts like this one.

The Los Angeles Times reported on 01-05-02 that the reformed child support system in California is termed a success "after years of complaints to the legislature about the performance of California counties on the issue". Curtis Child was quoted to say "the reorganization has helped to foster a new level of cooperation between child support advocates, father's rights groups, and others in handling the thorny issue of child support collections" */7/*.

The Public Defender's Office has had no luck convincing DCSS that they are violating federal laws, are defying civil court orders, are defying criminal court orders, are ignoring filings for enforcement by other agencies, are ignoring court ordered transfers paid directly to the custodial parent, and depriving rights and privileges under the color of law.

/1/ Los Angeles Times, 06-03-01, Greg Krikorian, "County Child Support Program's Accounting Under Scrutiny by State", "Services: Inflated figures could affect funding statewide. A private firm is hired to examine the system"

/2/ http://www.policy-studies.com/about/about_intro.htm

/3/ US House of Representatives, Committee on Ways and Means GREEN BOOK [Table 8-2](#)

/4/ <http://www.spea.indiana.edu/fasr/>

/5/ US House of Representatives, Committee on Ways and Means GREEN BOOK [Table 7-17](#) and [Table 8-23](#)

/6/ US House of Representatives, Committee on Ways and Means GREEN BOOK [Table 8-20, 8-21, 8-22](#)

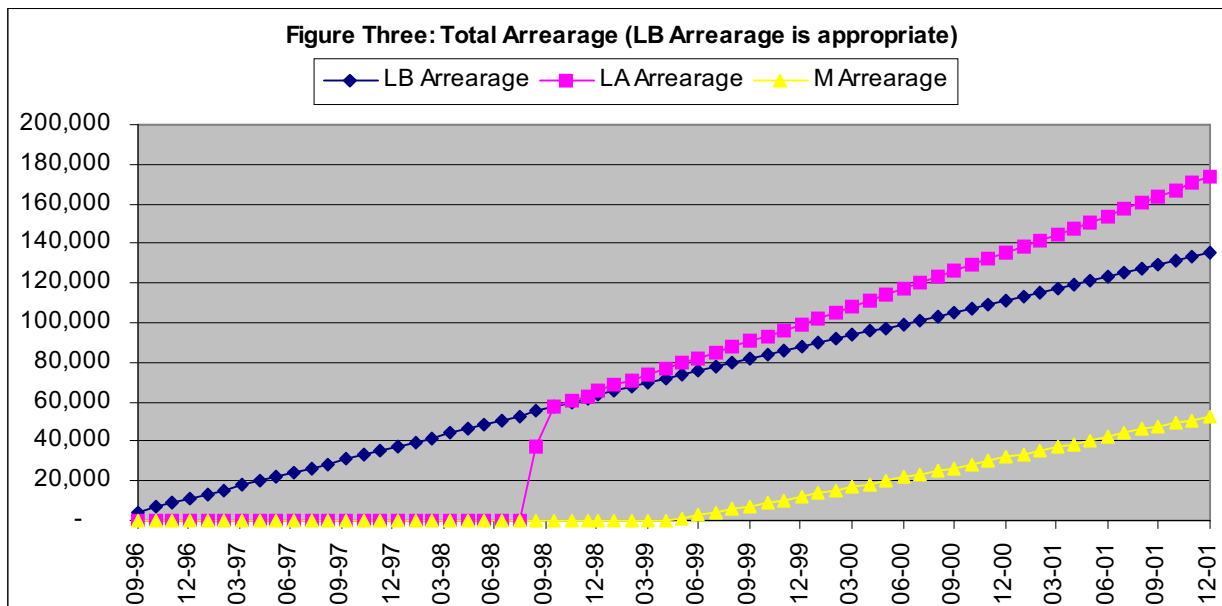
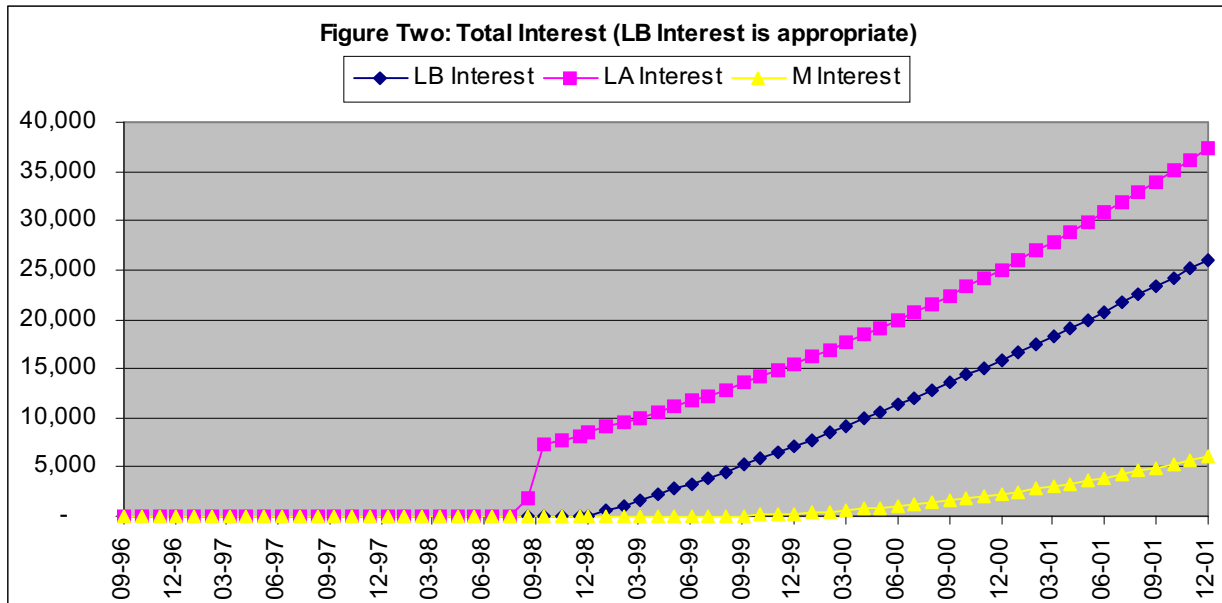
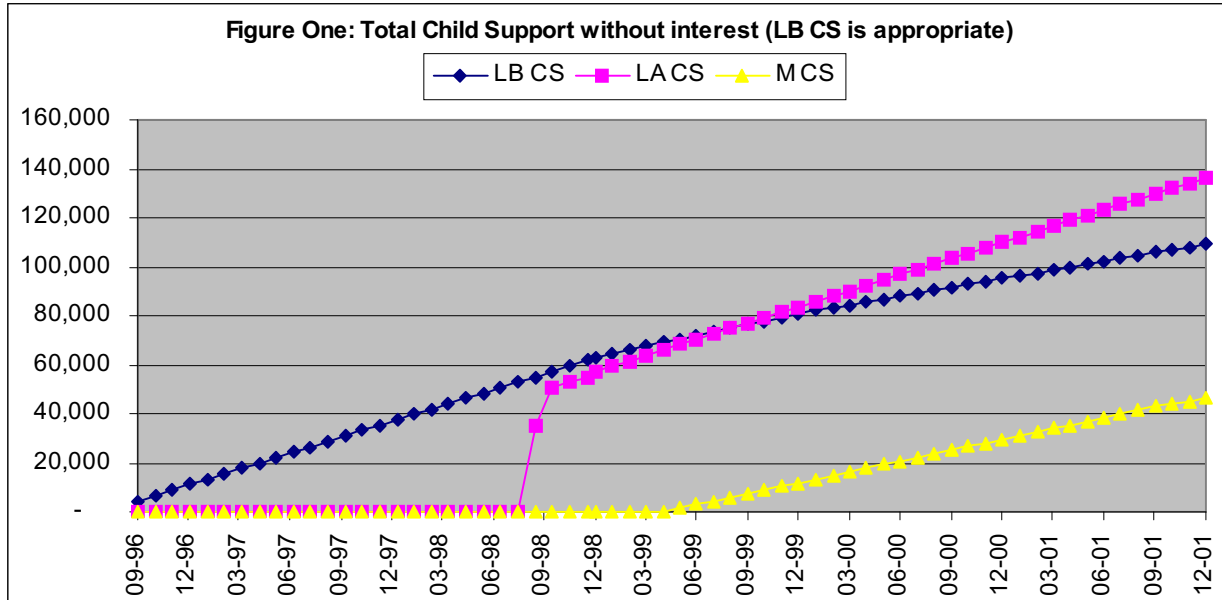
/7/ Los Angeles Times, 06-03-01, Greg Krikorian, "Reformed Child Support System Termed a Success", "Services: Glowing report comes on the two-year anniversary of the state agency that collects court-ordered payments, whose amounts doubled on average per case"

False Profits Identified

Table One: Child support breakdown of charges (Long Beach Civil Court is appropriate)

Date	Long Beach Civil Court				Los Angeles DCSS				Monterey DCSS			
	Monthly	Total			Monthly	Total			Monthly	Total		
	CS	CS	Interest	Arrearage	CS	CS	Interest	Arrearage	CS	CS	Interest	Arrearage
09-96	2,200	4,486	-	4,486	-	-	-	-	-	-	-	-
10-96	2,200	6,686	-	6,686	-	-	-	-	-	-	-	-
11-96	2,200	8,886	-	8,886	-	-	-	-	-	-	-	-
12-96	2,200	11,086	-	11,086	-	-	-	-	-	-	-	-
01-97	2,200	13,286	-	13,286	-	-	-	-	-	-	-	-
02-97	2,200	15,486	-	15,486	-	-	-	-	-	-	-	-
03-97	2,200	17,686	-	17,686	-	-	-	-	-	-	-	-
04-97	2,200	19,886	-	19,886	-	-	-	-	-	-	-	-
05-97	2,200	22,086	-	22,086	-	-	-	-	-	-	-	-
06-97	2,200	24,286	-	24,286	-	-	-	-	-	-	-	-
07-97	2,200	26,486	-	26,486	-	-	-	-	-	-	-	-
08-97	2,200	28,686	-	28,686	-	-	-	-	-	-	-	-
09-97	2,200	30,886	-	30,886	-	-	-	-	-	-	-	-
10-97	2,200	33,086	-	33,086	-	-	-	-	-	-	-	-
11-97	2,200	35,286	-	35,286	-	-	-	-	-	-	-	-
12-97	2,200	37,486	-	37,486	-	-	-	-	-	-	-	-
01-98	2,200	39,686	-	39,686	-	-	-	-	-	-	-	-
02-98	2,200	41,886	-	41,886	-	-	-	-	-	-	-	-
03-98	2,200	44,086	-	44,086	-	-	-	-	-	-	-	-
04-98	2,200	46,286	-	46,286	-	-	-	-	-	-	-	-
05-98	2,200	48,486	-	48,486	-	-	-	-	-	-	-	-
06-98	2,200	50,686	-	50,686	-	-	-	-	-	-	-	-
07-98	2,200	52,886	-	52,886	-	-	-	-	-	-	-	-
08-98	2,200	55,086	-	55,086	35,200	35,200	1,925	37,125	-	-	-	-
09-98	2,200	57,286	-	57,286	17,600	50,600	7,239	57,839	-	-	-	-
10-98	2,200	59,486	-	59,486	2,200	52,800	7,661	60,461	-	-	-	-
11-98	2,200	61,686	-	61,686	2,200	55,000	8,101	63,101	-	-	-	-
12-98	1,479	63,165	-	63,165	2,200	57,200	8,559	65,759	-	-	-	-
01-99	1,479	64,644	526	65,170	2,200	59,400	9,036	68,436	-	-	-	-
02-99	1,479	66,123	1,065	67,188	2,200	61,600	9,531	71,131	-	-	-	-
03-99	1,479	67,602	1,616	69,218	2,200	63,800	10,044	73,844	-	-	-	-
04-99	1,479	69,081	2,179	71,260	2,200	66,000	10,576	76,576	-	-	-	-
05-99	1,479	70,560	2,755	73,315	2,200	68,200	11,126	79,326	1,479	1,479	-	1,479
06-99	1,479	72,039	3,343	75,382	2,200	70,400	11,694	82,094	1,479	2,958	-	2,958
07-99	1,479	73,518	3,943	77,461	2,200	72,600	12,281	84,881	1,479	4,437	-	4,437
08-99	1,479	74,997	4,556	79,553	2,200	74,800	12,886	87,686	1,479	5,916	-	5,916
09-99	1,479	76,476	5,181	81,657	2,200	77,000	13,509	90,509	1,479	7,395	-	7,395
10-99	1,479	77,955	5,818	83,773	2,200	79,200	14,151	93,351	1,479	8,874	123	8,997
11-99	1,479	79,434	6,468	85,902	2,200	81,400	14,811	96,211	1,479	10,353	197	10,550
12-99	1,479	80,913	7,130	88,043	2,200	83,600	15,489	99,089	1,479	11,832	283	12,115
01-00	1,183	82,096	7,804	89,900	2,200	85,800	16,186	101,986	1,479	13,311	382	13,693
02-00	1,183	83,279	8,488	91,767	2,200	88,000	16,901	104,901	1,479	14,790	493	15,283
03-00	1,183	84,462	9,182	93,644	2,200	90,200	17,634	107,834	1,479	16,269	616	16,885
04-00	1,183	85,645	9,886	95,531	2,200	92,400	18,386	110,786	1,479	17,748	752	18,500
05-00	1,183	86,828	10,600	97,428	2,200	94,600	19,156	113,756	1,479	19,227	900	20,127
06-00	1,183	88,011	11,323	99,334	2,200	96,800	19,944	116,744	1,479	20,706	1,060	21,766
07-00	1,183	89,194	12,057	101,251	2,200	99,000	20,751	119,751	1,479	22,185	1,232	23,417
08-00	1,183	90,377	12,800	103,177	2,200	101,200	21,576	122,776	1,479	23,664	1,417	25,081
09-00	1,183	91,560	13,553	105,113	2,200	103,400	22,419	125,819	1,479	25,143	1,615	26,758
10-00	1,183	92,743	14,316	107,059	2,200	105,600	23,281	128,881	1,479	26,622	1,824	28,446
11-00	1,183	93,926	15,089	109,015	2,200	107,800	24,161	131,961	1,479	28,101	2,046	30,147
12-00	1,183	95,109	15,872	110,981	2,200	110,000	25,059	135,059	1,479	29,580	2,280	31,860
01-01	1,183	96,292	16,664	112,956	2,200	112,200	25,976	138,176	1,479	31,059	2,527	33,586
02-01	1,183	97,475	17,467	114,942	2,200	114,400	26,911	141,311	1,479	32,538	2,785	35,323
03-01	1,183	98,658	18,279	116,937	2,200	116,600	27,864	144,464	1,479	34,017	3,057	37,074
04-01	1,183	99,841	19,101	118,942	2,200	118,800	28,836	147,636	1,479	35,496	3,340	38,836
05-01	1,183	101,024	19,933	120,957	2,200	121,000	29,826	150,826	1,479	36,975	3,636	40,611
06-01	1,183	102,207	20,775	122,982	2,200	123,200	30,834	154,034	1,479	38,454	3,944	42,398
07-01	1,183	103,390	21,627	125,017	2,200	125,400	31,861	157,261	1,479	39,933	4,264	44,197
08-01	1,183	104,573	22,489	127,062	2,200	127,600	32,906	160,506	1,479	41,412	4,597	46,009
09-01	1,183	105,756	23,360	129,116	2,200	129,800	33,969	163,769	1,479	42,891	4,942	47,833
10-01	1,183	106,939	24,241	131,180	2,200	132,000	35,051	167,051	1,183	44,074	5,300	49,374
11-01	1,183	108,122	25,132	133,254	2,200	134,200	36,151	170,351	1,183	45,257	5,667	50,924
12-01	1,183	109,305	26,033	135,338	2,200	136,400	37,269	173,669	1,183	46,440	6,044	52,484

False Profits Identified



Attachment One

1-17-01
395

BILL LOCKYER
Attorney General

State of California
DEPARTMENT OF JUSTICE



1300 I STREET, SUITE 125
P.O. BOX 944255
SACRAMENTO, CA 94244-2550
Public: (916) 445-9555

Facsimile: (916) 322-2368

January 17, 2001

Mr. James D. Untershine
3321 E 7th Street, #1
Long Beach, CA 90804

Dear Mr. Untershine:

Your inquiry sent to the Department of Justice dated January 6, 2001 has been referred to the Department of Child Support Services for handling. If you wish to follow up on this matter, you may contact their Public Inquiry & Response Unit at:

Department of Child Support Services
Public Inquiry & Response Unit
P.O. Box 138006, Mail Station 20-01
Sacramento, CA 95813-8006
(916) 654-1532

The Attorney General's role in family support matters is to provide local district attorneys with technical expertise and to represent them in paternity and support cases which reach the Courts of Appeal. Enforcement of state law is the primary authority of local enforcement agencies, and the Attorney General's role is to ensure that laws are uniformly enforced statewide. I trust this information is helpful to you.

Sincerely,

A handwritten signature in black ink that reads "M. J. Hamilton".

M.J. HAMILTON
Deputy Attorney General

For **BILL LOCKYER**
Attorney General

MJH:kab

cc: Department of Child Support Services

c:\dat\referralletter

Attachment Two

Family Law Design Review (FLDR) Submitted to the US House, Ways and Means Committee

Name: James Douglas Unterschine
Company: Ground Zero Services of Long Beach (self-employed)
Address: 3321 E 7th St #1, Long Beach, CA, 90804
Phone: (562) 439-2139
Fax: (562) 439-2130
Email: gndzerosrv@pavenet.net
Web Site: <http://www.geocities.com/gndzerosrv>

Sent to:

Allison Giles, Chief of Staff
Committee on Ways and Means
U.S. House of Representatives
1102 Longworth House Office Bldg.
Washington, DC 20515

Ship From:

Ship To:
Company: US House of Representatives
Name:
1102 Longworth House Office Bldg.
Committee on Ways and Means
WASHINGTON, DC 20515

UPS Next Day Air Saver L

Trans Date	7/6/01 1:52:49 PM
Trk Nbr	1ZA2517V1354606439
Weight(MAN WT):	0 LB 5.00 OZ
Dims	0.00 x 0.00 x 0.00
Rating Wt	0 LB
Pkg Id	843
Ins Amt	0.00

Shipping	17.50
Labor	0.00
Materials	0.00
Sales Tax	0.00
TOTAL	\$17.50

PC 2 4 1 11 82742

Attachment Two

Family Law Design Review (FLDR) Submitted to the US House, Ways and Means Committee

Contents

[Family Law Summary](#)

[Family Law Solution \(FLS\)](#)

[Family Law Legislation \(FLL\)](#)

- [Typical Family System \(TFS\)](#) is proposed to establish a foundation for understanding the system
- [Child Support Equations \(CSE\)](#) is proposed to insure compliance and fairness.

[Family Law Baseline \(FLB\)](#)

- [Archive of evidential data](#) collected relative to civil and criminal processes in this author's case.
- Represents a Worst Worst Case (WWC) analysis of the current child support system.
- Organized using a database to allow sorting, search, and evidence associations with witnesses.
- Comprised of over 400 documents, it spans five years, from separation to sentencing.
- Acquired without instigating issues or misleading the process. *"Like a twig on the shoulders of a mighty river"*

James Douglas Untershine

Education:

Received BSEE from Mississippi State University in 1983. Specializing in feedback control systems.

Employment:

Northrop Grumman Electronics Division from 1983 - 1996

Experience:

- Responsible Engineer (RE) for the attitude subsystem within the inertial guidance system for the Peacekeeper missile.
- RE for the platform stabilization and angle measurement subsystems within the astro-inertial guidance system (NAS27) found on many reconnaissance aircraft (SR22, B2, AWACS, etc).
- Managed the software libraries and wrote interface programs for the Computer Aided Design (CAD) used for schematic capture, circuit simulation, circuit board layout, and design documentation

Termination:

- Northrop termination due to loss of security clearance and absence from work, related to court dates, custody evaluation appointments, attorney appointments, etc required by the family law system.
- Department of Defense (DOD) revoked security clearance after an investigation into financial insolvency stemming from a family law stipulation resulting in 65% wage garnishment..

Objective

- Employment with Northrop Electronics with regard to guidance of military aircraft / intercontinental ballistic missiles was a personal contribution in an attempt to make war safer for civilians.
- Attempting to apply acquired knowledge of feedback control systems to an analogous social problem to make divorce safer for children and the parents who can financially support them.

Current Status

- In violation of terms of probation with Los Angeles County, CA Municipal Court. Case # 9CRO4751.
- Ordered to pay child support to LA County, CA \$1,380 every month as terms of probation. Case # 9CRO4751.
- Billed from LA County, CA every month for \$2,200. Balance is \$150,826. Case # 04.2764.8052
- Billed from Monterey County, CA every month for \$1,479. Balance is \$40,611. Case # 57594-1.
- Drivers license suspended by Monterey County, CA despite LA County, CA lifting suspension.
- Provide for 17-year-old daughter, who was kicked out of custodial parent's residence during 19-month attempt for due process regarding criminal nonsupport charge in LA County, CA Municipal Court. Case # 9CRO4751.

Attachment Two

Family Law Design Review (FLDR) Submitted to the US House, Ways and Means Committee

Family Law Summary

A Nation is judged by how it treats its families, a parent is judged by how it treats its children, our children will judge us all. The common denominator regarding welfare reform is reducing the number of unwed mothers who cannot provide for the support of their children. The common denominator regarding violence in our schools and communities is providing the children with an authority figure other than law enforcement. The common denominator regarding anything involving church or state is, and forever shall be, our children.

Unified goal

Preservation of the family, Welfare of the family members, and Prosperity of the family (PWP)

Focus of Faith

Children are born with all faith and no sin and represent the closest thing to God

Reason why we are here

This taste of consciousness we call life must be spent to preserve the faith, that is our children's birthright.

Meaning of life

Life is a game of *musical chairs*, but there are enough chairs for everyone. If you lack the faith to leave your seat, you lose.

Family Law Solution (FLS)

A system designed to provide adequate support for the children must incorporate a method to measure the support received by the children. The contributions made by either parent to provide support is not as important as the amount of support actually received by the children. The present system is not designed to monitor the output, resulting in an open loop system. There is no feedback from the output (support) to compare to the input (money).

The fate of our Nation, was thrust into the hands, of residents of a state, that chose not to be there. If the absentee balloteers in Florida all voted for Ross Perot, we would remember the quote "We paid for a front row, box seat, air conditioned, but never got to see the show". A clear message that demands change to incorporate technology into our government

Problem Identification

- In California, 41% of all child [homicide victims](#) were killed by a family member
- In California, 43% of all female homicide victims were killed by a family member
- In California, 21% of all female homicide victims were killed by their spouse.
- Defrauding the federal government is defrauding every taxpayer in the nation. Driving the only parent capable of financially providing support for the children into financial insolvency guarantees the state [federal funding](#).
- The federal mandate that allows each state to practice family law is contingent upon each state's compliance regarding their child support guideline. Noncompliance would infer deprivation of rights and privileges [under the color of law](#).
- The Executive branch of each state represents Child Support Enforcement (CSE). In California, a review of the accounting procedures would reveal the following problems concerning the Department of Child Support Services (DCSS):
 - ◆ Ignorance of civil court orders filed in Superior Court in their own county.
 - ◆ Ignorance of criminal court orders filed in Municipal Court in their own county.
 - ◆ Ignorance of court ordered bank account transfers made directly to the custodial parent
 - ◆ Ignorance of filings for enforcement by other agencies.
 - ◆ Eliciting fraudulent amounts using the [US Postal Service](#).
 - ◆ Fraudulently depriving the rights and privileges of parents across counties, across states, and across oceans.

Attachment Two

Family Law Design Review (FLDR) Submitted to the US House, Ways and Means Committee

Family Law Solution (FLS) (continued)

Problem Identification

- The Judicial branch of each state is responsible for [reviewing the child support guideline](#). In California a thorough review of the family code would reveal the following problems:
 - ◆ The focus of the statewide review of the child support guideline is centered on the ability of the courts to successfully impose the child support equation on noncustodial parents. The focus of the review should be on the actual support received by the children and the effect on the parents.
 - ◆ [CAFC 4053 i](#) violates federal law ([USC 42 667 b2](#)) by presuming that the custodial parent will spend a *significant portion* of available resources to support the children. The presumption of a generality prohibits rebuttability while promoting consumer fraud and tax evasion.
 - ◆ [CAFC 4055](#) violates the federal law ([USC 15 1673](#)) if the absent parent has six or more children. It demands 66% of the noncustodial parent's income, which exceeds the maximum amount of 65%.
 - ◆ [CAFC 4055](#) violates federal law ([USC 42 667 b2](#)) by demanding the same percentage of an absent parent's net income regardless of how much the absent parent or the custodial parent earns. Rebuttability is limited to the number of children.
 - ◆ [CAFC 4055 8](#) demands a larger percentage of the noncustodial parent's income for the youngest child. This guarantees the custodial parent a healthy tax-free income for up to 18 years.
 - ◆ [CAFC 5290](#) is an unconscionable attempt to comply with federal law ([USC 42 666 b6D](#)). A maximum fine of \$500 for employer discrimination due to child support garnishments actually promotes the offense.

Damage Control

- Audit all child support enforcement accounts to identify fraudulent reporting to the federal government.
- Audit all welfare accounts to identify fraudulent reporting to the federal government
- [Criminal non-support](#) charges must be pursued with the children as the complainant. This would allow family law attorneys, employers, agencies, and both parents to take the stand to answer for their actions.
- Re-open every case of criminal nonsupport that has resulted in current incarceration or deprivation of rights. Identify cases of blatant miscarriages of justice, identify the root cause, and restore that parent's freedom.
- Stop taking the children's name in vein. Attempt to restore their faith that parents have the power to protect them.

Corrective Action

- Implementation of [Family Law Legislation \(FLL\)](#) that is presented in the following section.

Level of Involvement

- Identify the laws that exist in each states family code that blatantly persecutes the parent financially capable of providing support for the children
- Identify the source of the arrant law and the legislators or agencies that promoted its passage.
- Identify the motivation for passage of the arrant law.
- Identify those independent entities that offer their services to assist the Executive and Judicial branches of 40 different states and countries abroad in the operation of their respective child support guidelines.
- Identify all independent entities that aspire to "Do something socially redeeming, have fun, and make money".
- [Identify Policy Studies Inc.](#), 999 18th St, Denver, CO and anyone who listened to a word they said.

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Family Law Legislation (FLL)

Legislation of laws that protect the children and the parents capable of financially providing their support is essential.

Implementation of at-birth determination of the biological parents of children.

- Every child should have the right to know the identity of its biological parents.
- Paternity testing must be made a part of childbirth procedures of the medical facility delivering the child.

Quantify the amount of child support money actually used to support the children.

- Every child should have a legal right to all money ordered for its support.

Harsher penalty for employer discrimination related to family law proceedings or judgements.

- Every employee should have the right to participate in family law proceedings and abide by court orders.
- The CSE agency must be forced to intervene immediately if funds are not transferred from the employer as required by the system.
- If the failure to provide or refusal to hire stems from employer discrimination based on the effect of family law proceedings or judgements, the employer may face a fine as required by [USC 42 666 b.6.D](#).

Analytical method to qualify the system related to the support of the children and its affect on the family.

[Typical Family System \(TFS\)](#) shown in Appendix One describes the system and identifies entry points of outside influence.

- A functional family should have the right to continue functioning after divorce.
- Insures the children receive support without sabotaging the functionality of the family.
- The equations, accounting, database, and arbitration functions must be implemented to allow real time correction and qualitative review.

Fair, equitable, and rebuttable method for setting each parent's monetary contribution for child support.

[Child Support Equations \(CSE\)](#) shown in Appendix Two describes the "custody free" equations that are derived from real-life constants and allows real-time correction.

- Every litigant should have the right to due process.
- The only method to insure that child support orders will be followed is to allow the affected parties to be present to offer rebuttal (no default).
- The contributions of each litigant must have the ability to change as the system continuously monitors the use of this money for the support of the children or changes in income.

Electronic financial accounting system for money transfer between CSE, parents, and employers.

Child support contributions from each parent will be electronic transfer from parent or employer to the CSE agency, which then transfers money to a separate charge account used for expenses related to the children.

- Everyone should have the right to utilize current technology.
- Allows proof of payment to insure that all child support orders guarantee children receive fair, timely, and sufficient support.
- Allows basic health care services to be offered and deducted if requested or ordered.
- Allows for arbitration concerning contribution amounts transferred between employer, parent, or CSE agency..

Computerized database system to collect and quantify expenditures regarding child support.

The separate charge account for the support of the children will yield an itemization of individual charges and will be incorporated into a summary at the end of each month for review by each parent and the CSE agency.

- Everyone should have the right to get what they pay for.
- Allows unauthorized charges or an excessive balance to be cause for adjustments to contributions.
- Allows data to be gathered that will be used throughout the system to better quantify the amount of child support required for a family of this type.
- Allows the system to be implemented voluntarily by parents prior to separation to alleviate drastic impact to separate financial stability after separation.

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Family Law Baseline (FLB)

Events presented below are supported by [evidence](#) archived from eight months prior to separation (1994) to present. Over 400 documents related to the dissolution of marriage and child support enforcement of an individual in Los Angeles, CA. An objective review of the process illuminates obvious problems with the present system. Full discovery can be obtained from the author on request.

Unscrupulous litigation

- Mother physically abuses 18-month-old child in front of the Father prior to separation.
- Father successfully convinces Mother to start psychiatric counseling.
- Mother continues physical abuse toward child.
- Father informs psychiatrist of abuse.
- Mother changes to Licensed Clinical Social Worker (LCSW).
- Mother continues physical abuse toward child.
- Father informs LCSW of abuse.
- Mother continues physical abuse toward child.
- Mother drains checking account and maxes out credit cards.
- Mother calls 911 alleging domestic violence. Police allow her to take children from home to a friend's house.
- Father informs Case Manager of health care provider of physical child abuse.
- Mother obtains domestic violence restraining order and kick out order under false pretenses.
- Case Manager of health care provider assigns psychiatrist for Mother and Father to understand child abuse.
- Mother's lawyer writes letter to Case Manager forbidding any child abuse inquiries.
- Mother files for legal separation and child support payments.
- Father files for dissolution of marriage and informs the court of child abuse.
- Court orders custody evaluation, and forces Father to pay \$2,600 per month based on Dissomaster child support guideline.
- Father informs custody evaluation specialist of child abuse.
- Custody evaluation expert feels that Mother may have psychological problems, evaluation will cost \$4,500.
- Mother accuses Father of being alcoholic forcing both to undergo drug testing costing an additional \$2,200.
- Mother slanders Father's roommate, saying he is a convicted rapist. Asks court for monitored visitation.
- Custody evaluation report finds the Mother invalidated the psychological test by trying to lie, while the Father passed with flying colors. Drug tests on both indicated no drug use. Custody was awarded to Mother.
- Trial date continued because report was delayed by continued attempts by Mother's lawyer to mislead the evaluation and obtain monitored visitation.
- Mother's lawyer forces emergency court appearance, illegally using the custody evaluation report as basis for asking for monitored visitation.
- Mother slanders Father's new roommate, saying he is a child molester and drug addict. Asks court for monitored visitation
- Father unable to come up with \$270 for an agency to calculate how much money the Mother will receive from his retirement.
- Father's lawyer withdraws from case.

Unscrupulous employment

- Performance evaluation results in "needs improvement", siting absence from work due to court dates, lawyer appointments, evaluation meetings.
- Employee documents feelings of bias directed towards him and warns of increased stress in workplace.
- Employer refuses to participate in telephone interview with custody evaluation specialist delaying report completion.
- Employee credit union automatically starts withdrawing credit card payments from automatic checking deposits.
- Employee cancels automatic checking deposits.
- Employee credit union locks checking account, and refuses to cash company paychecks until credit card payments are current
- Employer issues 1st written warning, siting late to work after employee obtained permission prior to lawyer appointment that day.
- Employee protests 1st written warning to Human Resources

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Family Law Baseline (FLB) (continued)

Unscrupulous employment

- Human Resources refers employee to Employee Assistance Program
- Employee Assistance Program psychiatrist told of employer harassment, divorce nightmare, child abuse by wife.
- Employee Assistance Program psychiatrist insists on liver panel being run by medical after first interview.
- Employee Assistance Program psychiatrist makes off the wall comment after receiving liver panel test results: "For an alcoholic you have a very clean test result".
- Department of Defense initiates investigation into financial insolvency. May lose security clearance.
- Employee Assistance Program psychiatrist recommends three-week leave of absence to relieve work-related stress.
- Employer refuses to pay employee while on medical leave, citing excessive absence.
- Employee files for unemployment prior to medical leave.
- Employee receives partial unemployment check after 2nd week of medical leave \$480
- Employer issues 2nd written warning citing late to work.
- Employer issues memo of concern citing timecard not up to date while employee out sick.
- Department of Defense terminates security clearance due to financial insolvency investigation.
- Employer issues letter of termination, citing absence from work after prior approval was given to allow employee to move into new residence.
- Employer accuses employee of stealing software.
- Employee returns software used to perform duties.
- Employer denies employee unemployment.

Unscrupulous prosecution

- Mother files to enforce \$2,200/mo stipulation (pending trial). Claims father has a lawyer.
- Mother withholds default trial date from father.
- Default trial results in court order for father to pay \$1479/mo child support and mother is entitled to kids 100% of college fund totaling \$32,000.
- Mother informs father of default trial and moves kids to boyfriend's house 600 miles away. Mother files to enforce \$1,479/mo default court order.
- District Attorney files charges and issues notice to appear 2 days after father is informed of default.
- Court issues arrest warrant for "failure to provide".
- Mother flies kids out of state while she takes 3-week trip to Europe. Mother currently on welfare.
- Father makes last minute arrangements to escort the kids on plane flight. Father forced to meet them at destination.
- Mother is informed by daughter that she wishes to reside with father. Decision made during visitation.
- Father arrested from residence morning after mother/daughter phone call. Arresting officers acting on complaint. Daughter forced to stay with friends.
- Mother writes letter to father demanding the return of daughter while father is still in custody. Copy of letter sent to individual working for district attorney.
- Mother removes daughter from friend's house with police escort. Daughter returned to boyfriend's house.
- Father finally allowed to enter "not guilty" plea to "failure to provide" 34 days after arrest.
- Mother writes father and will allow daughter to reside with father if he becomes current with child support.
- Mother receives entire balance of kid's college fund totaling \$32,000. Mother is forced off welfare roles.
- District attorney suspends father's driver's license for back child support while trial is still pending.
- Mother kicks daughter out of boyfriend's house because she didn't approve of entries in daughter's diary. Entries in diary shared with daughter's friends.
- Mother arranges visitation of kids to conflict with court date not communicated to father by court.
- Warrant issued for failure to appear during kid's visit.
- District attorney refuses to disclose actual amount of back child support that is owed. Billing statements accrued from stipulation (pending trial) ignoring downward modification of default trial court order. District Attorney from another county concurrently billing for default trial court order amount.
- Father pleads "no contest" to ignoring court order, is ordered to appear in civil court, 15 months after arrest.
- District attorney continues to bill father for stipulated amount ignoring default court order.

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Appendix One: Typical Family System (TFS)

Figure One shows the functional block diagram of the *typical family*. Employee productivity is a feedback path to the employer. The support of the children is a feedback path to the parents. Both of these feedback paths provide opportunity for outside influence to be allowed to factor into the system.

Figure Two shows a more detailed block diagram of the *typical family*. The feedback paths described above flow into the respective H blocks.

- **H₁** is a block that is included within the employer functional block and can be used to be an entry point of outside influence (loop compensation). **H₁** can be a combination of the employer and CSE to work together to assure that the employee will not be denied advancement or terminated due to family law related effects on productivity.
- **H₂** is a block that is included within the Parents functional block and can be used to be an entry point of outside influence (loop compensation). **H₂** can be a combination of the parents and CS enforcement to work together to assure that the children will not be denied support or kicked out of the house due to family law related effects on their support.

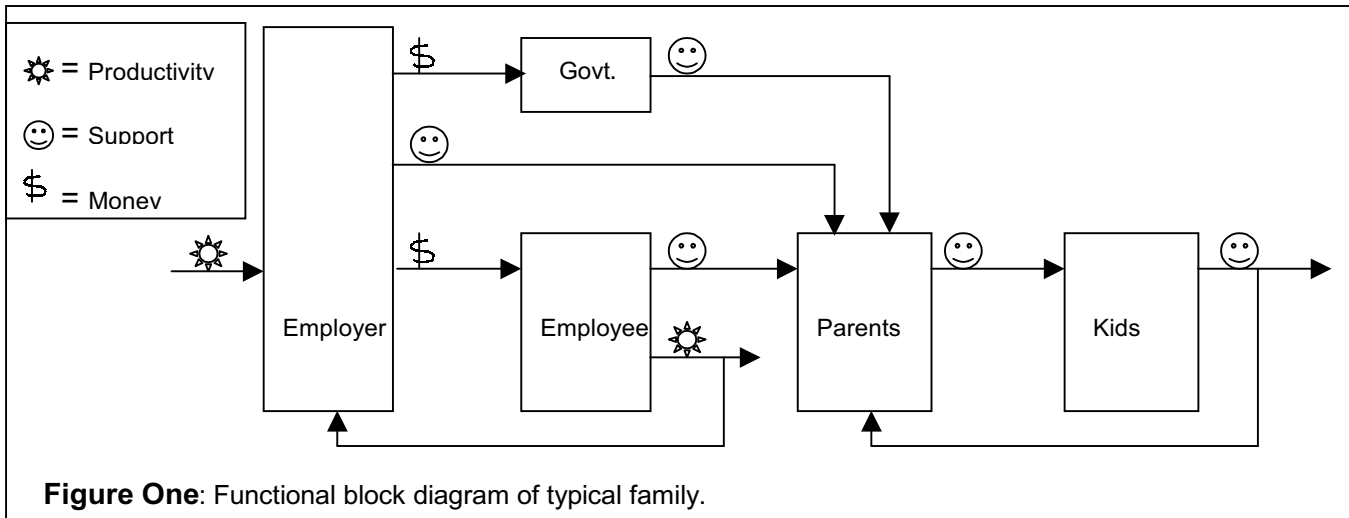


Figure One: Functional block diagram of typical family.

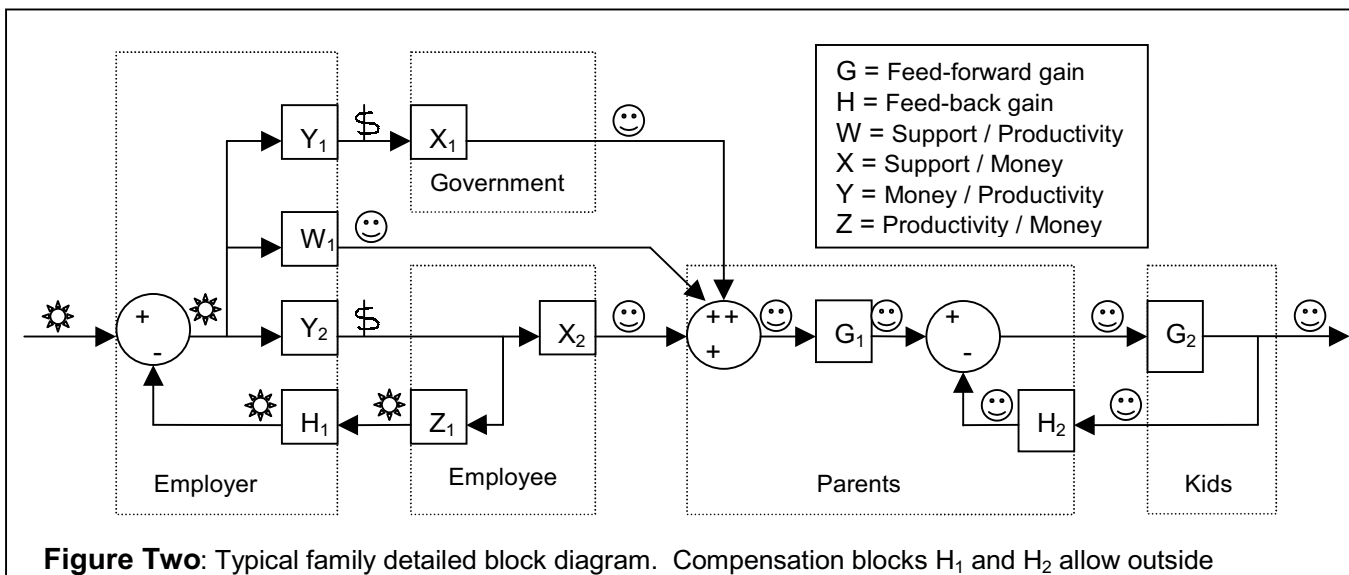


Figure Two: Typical family detailed block diagram. Compensation blocks H₁ and H₂ allow outside

$$\frac{\text{Output}}{\text{Input}} = \left[\frac{G_1 G_2 (X_1 Y_1 + X_2 Y_2 + W_1)}{(1 + H_2 G_2)(1 + H_1 Z_1 Y_2)} \right]$$

Attachment Two

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Appendix Two: Child Support Equation (CSE)

The equations below are based on multipliers, coefficients of variables, and constants. The constants represent real-life quantities that may vary depending on the parent's situation in life. The coefficients are calculated using the constants. The multipliers are calculated using the coefficients and the related variable. The contribution of each parent and the amount related to alimony can then be calculated. C_S is the amount that must be deposited in a separate account that will be used for child support. It is very important to realize that this methodology eliminates custody as a factor in child support contributions. The multipliers derived below are plotted with respect to their associated variable in **Figures One, Two, Three, Four, and Five**.

C_S	$= C_{Smax} * K_2 * K_3$	= Child support money to be received by children
C_{SH}	$= C_S * K_4$	= Child support contribution of high earner.
C_{SL}	$= C_S * [1 - K_4]$	= Child support contribution of low earner.
C_A	$= C_S * K_0 * K_1$	= Alimony amount to supplement low earner (tax deductible).

Where: C_{Smax} = Maximum child support amount (ceiling amount) K_0 = Alimony Amount multiplier varies with each income K_1 = Alimony Disbursement multiplier varies with time K_2 = Income multiplier varies with total income. K_3 = Children multiplier varies with number of kids. K_4 = Support multiplier varies with each income.	Let: $T_N = H_N + L_N$ = Total net income of both earners. H_N = High earner net income. L_N = Low earner net income.
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Using the constants designated in the equations below: $C_S = 1000 * [1 - \exp(-T_N / 2.85)] * [0.11 * Kids + 0.89]$

$K_0 = -0.5 * (L_N / H_N) + 0.5$
 $L_N/H_N = [\%]$ = Low/High earner net income variable.

$K_1 = A_1 * Time + B_1$
 $Time = [mo]$ = Time variable.
 $A_1 = [-0.04] = (K_{1max} - K_{1min}) / (t_{max} - t_{min})$
 $B_1 = [1.04] = (t_{max} * K_{1min} - t_{min} * K_{1max}) / (t_{max} - t_{min})$

K_{1min}	$= [1]$	= Value of Alimony Disbursement multiplier at t_{min}
t_{min}	$= [1]$	= First value of Time
K_{1max}	$= [0]$	= Value of Alimony Disbursement multiplier at t_{max}
t_{max}	$= [24]$	= Last value of Time

$K_2 = 1 - \exp(-T_N / B_2)$
 $T_N = [$/mo]$ = Total net income variable.
 $B_2 = [2.85] = - T_{Nmin} / \ln(1 - (C_{Smin} / C_{Smax}))$

T_{Nmin}	$= [300]$	= Lowest total net income per month to provide child support (poverty amount).
C_{Smin}	$= [100]$	= Lowest child support amount per month (welfare amount).
C_{Smax}	$= [1000]$	= Maximum amount of child support per month (ceiling amount).

$K_3 = A_3 * Kids + B_3$
 $Kids = [☺]$ = Children variable.
 $A_3 = [0.11] = (K_{3max} - K_{3min}) / (Kids_{max} - Kids_{min})$.
 $B_3 = [0.89] = (Kids_{max} * K_{3min} - Kids_{min} * K_{3max}) / (Kids_{max} - Kids_{min})$.

K_{3min}	$= [1]$	= Value of Children multiplier at $Kids_{min}$.
$Kids_{min}$	$= [1]$	= Minimum number of Kids .
K_{3max}	$= [2]$	= Value of Children multiplier at $Kids_{max}$.
$Kids_{max}$	$= [10]$	= Maximum number of Kids .

$K_4 = -0.5 * (L_N / H_N) + 1$
 $L_N/H_N = [\%]$ = Low/High earner net income variable.

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Appendix Two: Child Support Equation (CSE) (continued)

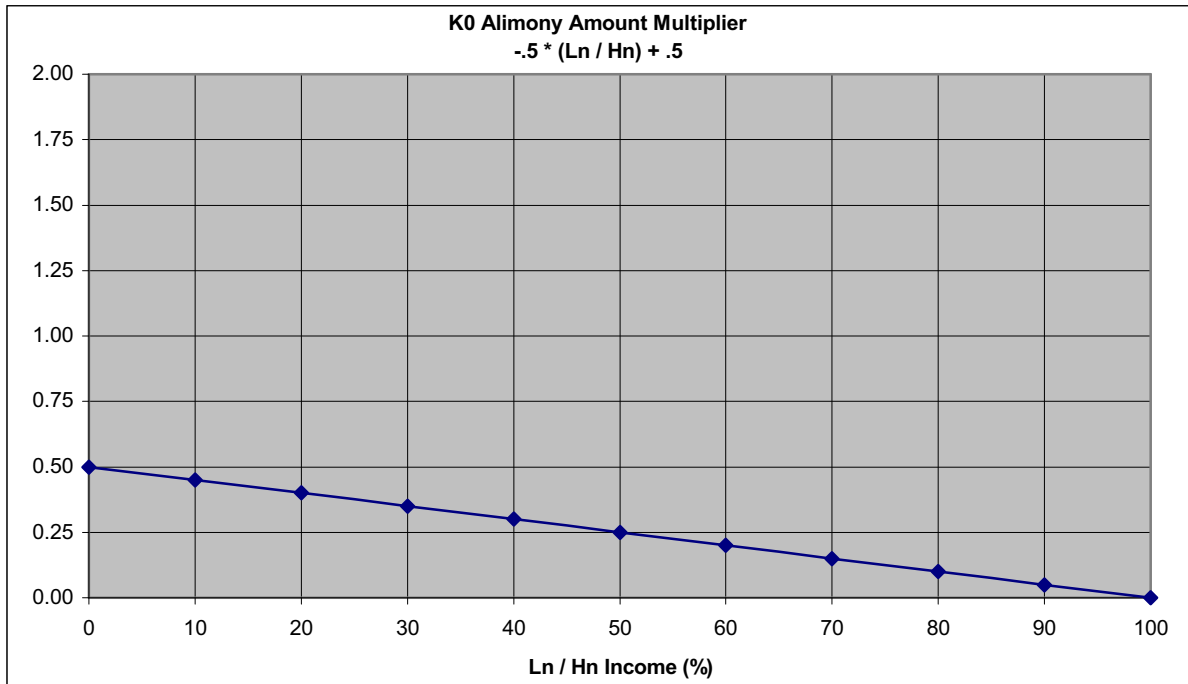


Figure One: Change in the K0 multiplier for change in low/high earner net income. K0 is 0.5 for 0 low earner income. K0 is 0 for low earner income same as high earner income.

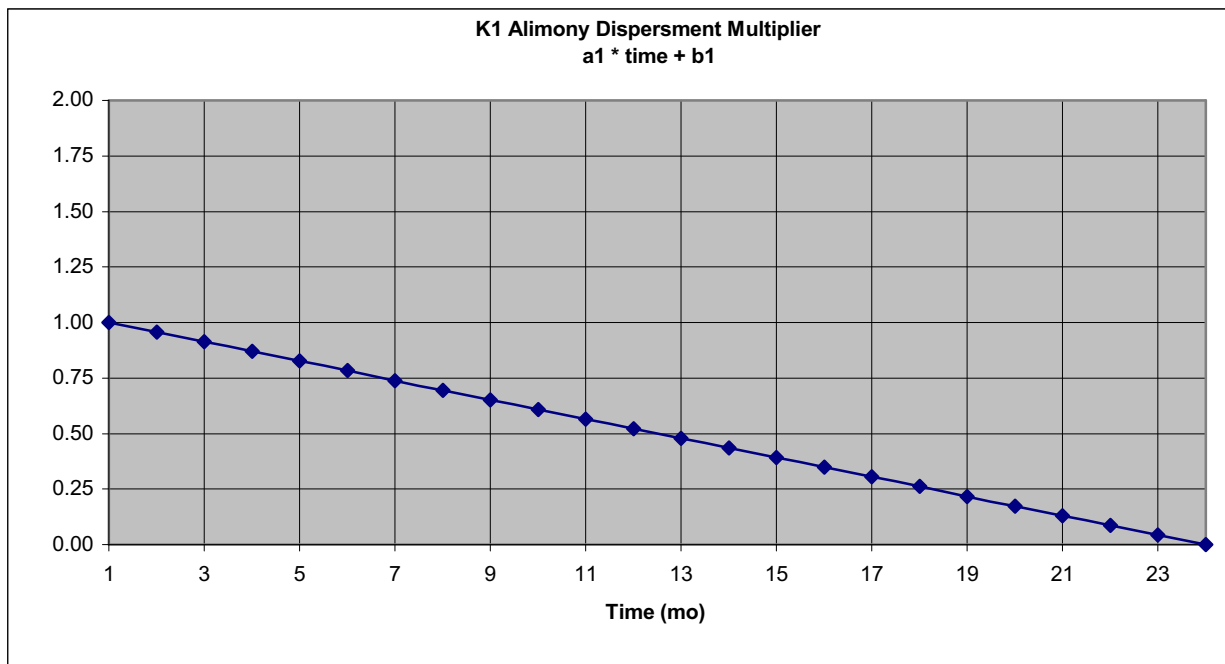


Figure Two: Changes in K1 multiplier for change in time. K1 is 1 for 1st month and decreases to 0 after 24 months.

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Appendix Two: Child Support Equation (CSE) (continued)

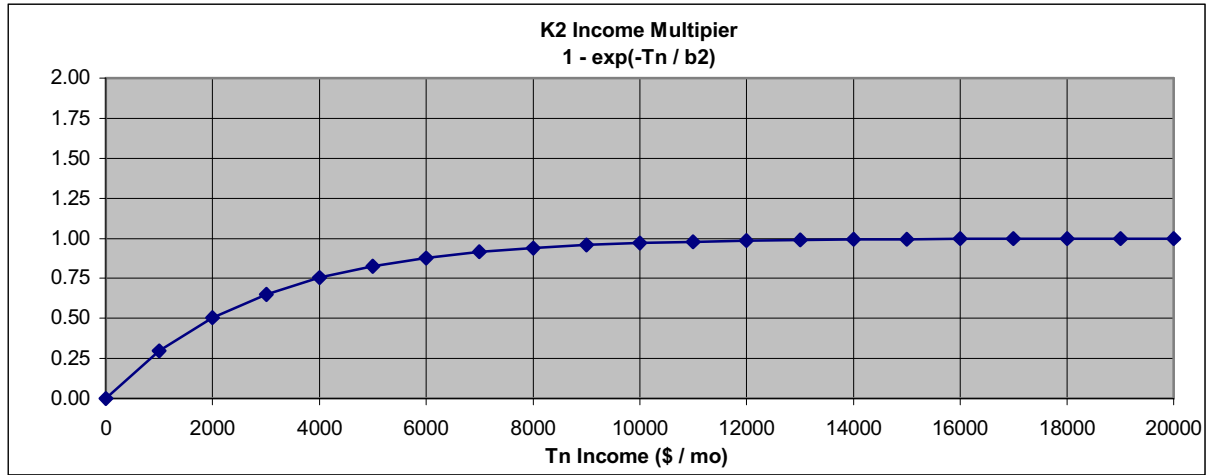


Figure Three: Change in K2 multiplier for change in total net income. K2 exponentially increases to 1 as total income increases.

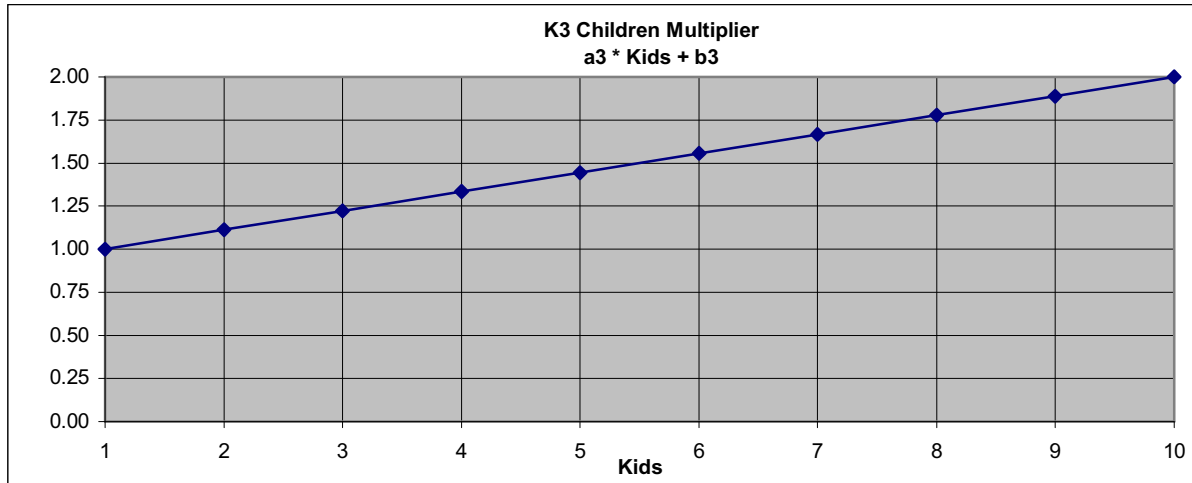


Figure Four: Change in K3 multiplier for change in number of children. K3 is 1 for 1 child and increases to 2 for 10 children.

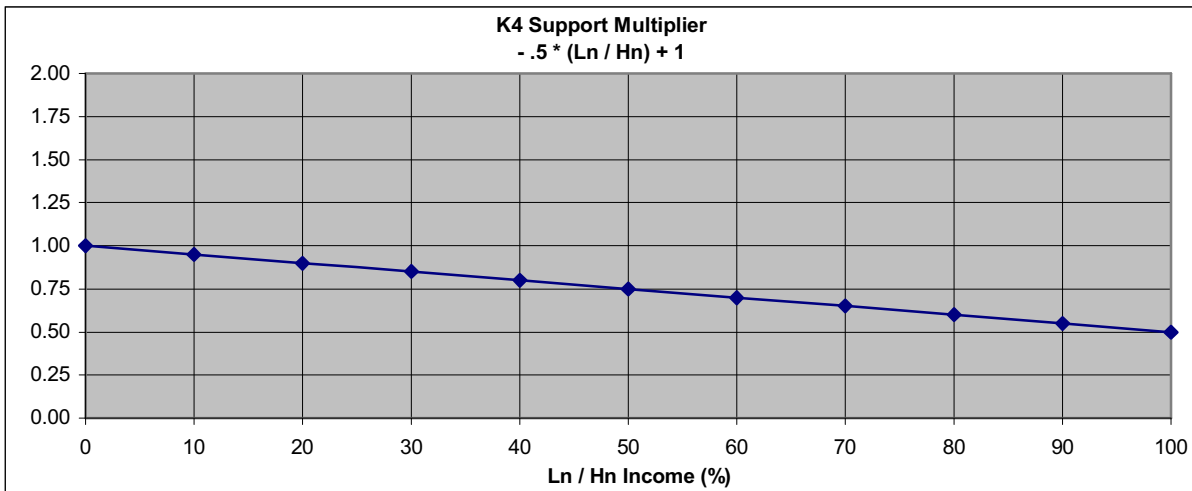


Figure Five: Change in K4 multiplier for change in low/high earner net income. K4 is 1 for 0 low earner income. K4 decreases to 0.5 when low earner income equals high earner income.