

STATE OF SOUTH DAKOTA )  
)  
COUNTY OF \_\_\_\_\_ )SS.  
)  
\_\_\_\_\_)  
Petitioner )  
)  
v. )  
\_\_\_\_\_)  
Respondent )

IN CIRCUIT COURT  
\_\_\_\_\_) JUDICIAL CIRCUIT

Case File No: \_\_\_\_\_

**REQUEST FOR ORDER & JUDGMENT  
AWARDING LATE FEES DUE TO  
CHRONICALLY DELINQUENT  
CHILD SUPPORT PAYMENTS**

I, \_\_\_\_\_ (petitioner), hereby request the court to award late fees due to chronically delinquent child support payments. I am making this request because the individual who owes child support, \_\_\_\_\_ (respondent), did not object to my petition for late fees within the statutorily prescribed deadline.

- (1) I currently receive \$ \_\_\_\_\_ per month in child support.
- (2) For the preceding consecutive 12-month period when the Petition was filed for the awarding of late fees for chronically delinquent child support payments, the payments were either (or both): (a) more than ten days late; or (b) less than ninety percent (90%) of the total amount due in child support payments for \_\_\_\_\_ months (must be a minimum of 3 months in a consecutive 12-month period).
- (3) Ten percent (10%) of my total child support payment received per month: \$ \_\_\_\_\_  
(Multiply monthly payment due by .1)
- (4) Mark which one applies (**only one may be marked**):
  - a. Ten percent (10%) of my child support payment received per month is **less** than \$50. \_\_\_\_\_
  - b. Ten percent (10%) of my child support payment received per month is **more** than \$50. \_\_\_\_\_

**If** your answer for item #4 is (a), multiply your answer for item #2 by \$50:

**Total:** \_\_\_\_\_

**If** your answer for item #4 is (b), multiply your answer for item #2 by your answer for item #3:

**Total Amount:** \$ \_\_\_\_\_

I affirm the above information is correct and accurate to the best of my knowledge and fully understand any misrepresentation or misleading of fact may subject me to prosecution under the law.

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_, Petitioner  
(Signature)

\*\*\*OFFICE USE ONLY\*\*\*

Pursuant to SDCL 25-7-37 and 25-7-38, it is ORDERED, ADJUDGED AND DECREED that the Petitioner shall have a judgment against the Respondent for late fees on delinquent child support payments in the above-captioned matter in the amount of : \$ \_\_\_\_\_ .

\_\_\_\_\_ Judgment against the Respondent for late fees on delinquent child support payments in the above-captioned matter are hereby DENIED.

ATTEST:

BY THE COURT:

\_\_\_\_\_  
Clerk of Courts/Deputy  
(Seal)

\_\_\_\_\_  
CIRCUIT COURT JUDGE