

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

TJD, : NO. 88-21,589  
Petitioner :  
 : Domestic Relations Section  
vs. : Exceptions

JLB, :  
Respondent :

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AM(E)L, : NO. 00-21,213  
Petitioner :  
 : Domestic Relations Section  
vs. : Exceptions

JLB, :  
Respondent :

OPINION AND ORDER

Before the Court are Respondent’s exceptions to the Family Court Order dated December 26, 2000, in which Respondent was directed to pay child support to both Petitioners for the support of one (1) minor child in each matter. Argument on the exceptions was heard April 4, 2001.

Respondent contends his income was calculated incorrectly, and that the income which was calculated considers overtime which was earned only during a training period and which is no longer available.<sup>1</sup>

With respect to the calculation of Respondent’s income, Respondent contends the total earnings for 2000 should have been divided by 43 weeks, rather than 39 weeks. He agrees, however, that the finding of fact that he began his employment at Selmax on March 6, 2000 is correct. Therefore, considering the December 2, 2000 pay stub, the year-to-date figures thereon did cover a

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<sup>1</sup>Respondent withdrew his exception regarding an error in a finding of fact with respect to health insurance he provides for one (1) of the children, after discussion indicated that a ruling on that exception would actually raise his child support.

period of 39 weeks. This exception will therefore be denied.

With respect to the overtime issue, Respondent admits that he did not provide any evidence of this contention at the hearing in Family Court. The Court can not therefore address the matter further.

ORDER

AND NOW, this 9<sup>th</sup> day of April, 2001, for the foregoing reasons, Respondent's exceptions are hereby denied and the Order of December 26, 2000 is hereby affirmed.

By The Court,

Dudley N. Anderson, Judge

cc: Domestic Relations Office  
Family Court  
AL,  
TD  
JB  
Gary Weber, Esq.  
Hon. Dudley N. Anderson