

IN THE CIRCUIT COURT, SEVENTH
JUDICIAL CIRCUIT, IN AND FOR
VOLUSIA COUNTY, FLORIDA

CASE NO. 91-0431-FMCI
DIVISION "35" (J. Graham)

IN RE: The Marriage of

JANET C. OVERBEY,

Petitioner/Former Wife,

and

DANIEL L. OVERBEY,

Respondent/Former Husband.



Doc#: 0410316122
Eugene "Gene" Moore Fee: \$26.50
Cook County Recorder of Deeds
Date: 04/12/2004 01:07 PM Pg: 1 of 2

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**ORDER ON MOTION FOR ENTRY OF INCOME DEDUCTION ORDER AND
CONTEMPT AND MOTION FOR ENFORCEMENT OF ORDER**

THIS MATTER was heard on January 8, 2004 and reheard on February 25, 2004, on (a) the Former Wife's Motion for Enforcement of Order and (b) the Former Wife's Motion for Entry of Income Deduction Order and Contempt [collectively the "Motions"]. Based on the testimony of the parties, the Affidavit of the , the Affidavit as to Attorney's Fees, the Motions, review of the court file, and being otherwise fully advised in the premises, it is ---

ADJUDGED AS FOLLOWS:

1. The respondent, DANIEL L. OVERBEY, [the "Former Husband"], is \$3,900 in arrears in the payment of the child support payments required by the Order Granting Supplemental Petition for Upward Modification of Child Support and Motion for Attorney's Fees and Denying the Former Husband's Alternative Response and Relief [the "Order"] on February 25, 2003.
2. The Former Husband has failed to pay the attorney fees of \$4,907.63 per the Order.
3. The Former Husband is not intentionally unemployed at this time.
4. The Former Wife is hereby awarded her attorney's fees and costs of \$799.25 to secure the collection of the child support and enforce the Order awarding attorney's fees to the Former Wife as of the hearing on January 8, 2004. This award is without prejudice to the Former Wife requesting additional fees and costs for the period after the January 8, 2004 hearing. If the parties cannot agree on the additional attorney fee award, then either party may notice that matter for hearing.
5. The Former Husband shall not sell or transfer or otherwise encumber or convey his interest in the residence located at 823 North Grove Avenue, Oak Park, Illinois [the "Illinois residence"] without paying the following amounts: (a) attorney's fees to Catherine G. Swain, Esquire of \$4,907.63 plus interest at the judgment rate from February 25, 2003 to date of

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