

STATE OF SOUTH DAKOTA )  
 )ss:  
 COUNTY OF \_\_\_\_\_ ) \_\_\_\_\_ JUDICIAL CIRCUIT

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\_\_\_\_\_ )  
 ) File No. \_\_\_\_\_  
 Obligee, )  
 vs. ) **ORDER AND JUDGMENT AWARDING**  
 ) **LATE FEES PER SDCL 25-7-38**  
 ) **(OBJECTIONS FILED)**  
 \_\_\_\_\_ )  
 Obligor. )

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This matter came on for hearing on this \_\_\_\_\_ day of \_\_\_\_\_.  
 A Petition for Order and Judgment Awarding Late Fees per SDCL 25-7-38 was filed by Obligee,  
 \_\_\_\_\_. Said Petition and Notice of Filing  
 were both properly served on the Obligor, \_\_\_\_\_, who  
 timely filed an objection to imposition of late fees. The parties personally appeared; now, upon  
 the testimony, evidence and entire record, it is hereby

**FOUND AND DETERMINED** that the Obligor has a court ordered child support  
 obligation to pay child support to Obligee in the amount of \$\_\_\_\_\_ per  
 month, due and payable on the \_\_\_\_\_ day of each and every month; and it is further

**FOUND AND DETERMINED** that the obligor is chronically delinquent in child  
 support payments or installments, as defined in SDCL 25-7-37, determined as follows (*check the  
 applicable line*):

\_\_\_\_\_ Obligor paid his/her child support obligation ten or more days after the  
 date the child support is due in each of three or more months in any twelve  
 month consecutive period; or

\_\_\_\_\_ Obligor paid less than 90% of his/her child support obligation due in each  
 of three or more months in any twelve month consecutive period;

and it is further

**FOUND AND DETERMINED** that the Obligor is subject to a late payment fee equal to  
 ten percent of the ordered child support or \$50.00, whichever is greater, for each month in the  
 preceding twelve months that the payment was ten or more days delinquent or the pay was less  
 than ninety percent of the ordered child support, calculated as follows:

	Amount Ordered:	Amount Paid:	Date Paid:	Late Fee:
1.	_____	_____	_____	_____
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____
7.	_____	_____	_____	_____
8.	_____	_____	_____	_____
9.	_____	_____	_____	_____
10.	_____	_____	_____	_____
11.	_____	_____	_____	_____
12.	_____	_____	_____	_____

**NOW, THEREFORE IT IS ORDERED, ADJUDGED AND DECREED** that the Obligee shall have a judgment against the Obligor for late fees on delinquent child support payments in the above-captioned matter in the amount of \$\_\_\_\_\_.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

ATTEST:

BY THE COURT:

\_\_\_\_\_  
Clerk of Courts/Deputy

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

(Seal)