

Oblige v. Obligor	FILE NO.: _____ ORDER AND JUDGMENT AWARDING LATE FEES PER SDCL 25-7-38 (NO OBJECTIONS FILED)
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This matter came before the Court on this _____ day of _____.

A Petition for Order and Judgment Awarding Late Fees per SDCL 25-7-38 was filed by Oblige. Said Petition and Notice of Filing were both properly served on the Obligor, who did not timely file an objection to imposition of late fees. Thus, no hearing was necessary; now, it is hereby

FOUND AND DETERMINED that the Obligor has a court ordered child support obligation to pay child support to Oblige 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*):

☐ 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

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

Circuit Court Judge or Clerk of Court

Clerk of Court

By: _____
Deputy