

,
PetitionerPlaintiff,

**NOTICE OF MOTION
AND MOTION**

andvs.

,
RespondentDefendant.

Court File No.:
IV-D Case No.:
County Attorney File No.:

TO: The above named PetitionerPlaintiff, , and
The above named RespondentDefendant,

PLEASE TAKE NOTICE that the County of Anoka will bring the following motion before the Court at the Courthouse located at 325 East Main Street, City of Anoka, County of Anoka, State of Minnesota, on , **at 8:15 a.m.**, or as soon as counsel can be heard, on oral testimony, before the Honorable , Child Support Magistrate.

The County of Anoka, as the public authority responsible for enforcement of child support, respectfully moves the Court for its order:

1. Ordering the Estate of , and/or the personal representative of said estate, to immediate sequester and hold distributions that are due and owing NCP up to the sum of \$.
2. Should the Estate of , make payments to NCP, ordering NCP to hold in his possession and refrain from any dissipation, any and all payments up to the sum of \$ until further order of the Court.
3. Ordering that the sum of \$ be paid to the Minnesota Child Support Payment Center in satisfaction of NCP's child support arrears owed on this case through .
4. Ordering to disclose the details of the assets of the Estate of , and to provide a copy of the final probate documents, including the Inventory and the Order of Complete Settlement of the Estate and Decree of Distribution or similar documents, and information regarding the amount of any benefits that have been released to NCP, along with a schedule of future distributions.
5. Ordering NCP to pay costs, disbursements, and attorney's fees, if appropriate, to the Anoka County Attorney's Office pursuant to Minnesota Statutes §§ 518.14, 549.211, and/or 588.02.
6. Granting any other relief as the court finds necessary and just.

To respond, you may serve and file a written response or counter motion. If you respond in writing, copies of your written response must be served separately on all parties, including the other parent and the Anoka County Attorney's Office at the address listed at the end of this document. Your original written response and an affidavit of service for each party must be filed with the Anoka County Court Administrator. A filing fee may be required. Please refer to Rules 372.04 and 372.05 of the Minnesota Rules of Family Court Procedure for details.

If you fail to respond or appear at the hearing, even if you have responded in writing, the Court may enter an order granting the relief requested without further notice or hearing.

This case may be settled informally if all parties, including the public authority, reach an agreement. To discuss a possible settlement, contact:

Anoka County Attorney's Office
Anoka County Government Center
2100 Third Avenue, 7th Floor STE 720
Anoka, Minnesota 55303-5025
Telephone: (763) 323-5871

This motion is based on the attached Affidavit of Child Support Officer for Sequestration dated _____, with attachments, all the files and records in this matter, oral arguments presented by counsel at the hearing, and all other relevant evidence the Court may consider.

ROBERT M.A. JOHNSON
ANOKA COUNTY ATTORNEY

Dated: _____

, Atty. License No.
Assistant Anoka County Attorney
Anoka County Government Center
2100 Third Avenue, 7th Floor STE 720
Anoka, Minnesota 55303-5025
Telephone: (763) 323-5871

MINNESOTA STATUTES § 549.211 ACKNOWLEDGMENT

The County, on whose behalf the attached document is served, acknowledges through its undersigned counsel that sanctions may be imposed pursuant to Minnesota Statutes § 549.211.

Assistant Anoka County Attorney

You have the right to be represented by an attorney of your choosing. You do not have the right to a court-appointed attorney at public expense. The County Attorney's Office represents only the county and the State of Minnesota, and does not represent either parent or other custodian of the child(ren), or the child(ren).