

POKAGON BAND OF POTAWATOMI INDIANS TRIBAL COURT	ADMINISTRATIVE ORDER	06-002-TC
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Administrative Order 06-002-TC

Tribal Court Procedures for Recognition and Enforcement of Foreign Court Child Support Orders

The following procedures for recognition and enforcement of foreign court child support orders are hereby adopted by the Pokagon Band Tribal Court.

Section 1. Enforcement of Child Support Order.

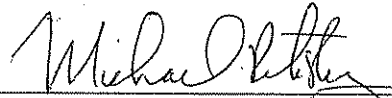
- A. The Pokagon Band Tribal Court shall immediately recognize and enforce an order to withhold income for child support issued by a court of a State or a federally-recognized Tribe under the Federal law mandate.
- B. Tribal Court shall produce an *Order to Withhold Income for Child Support* to be entered by the Court.
- C. The order to withhold income for child support issued by a court of a State or a federally-recognized Tribe shall be attached to the Tribal Court's *Order to Withhold Income for Child Support*.
- D. The Tribal Court shall serve the parties of the action, and their attorneys if applicable, the *Order to Withhold Income for Child Support* along with the attached foreign court order by first-class mail to the last known addresses of the parties.
- E. The Tribal Court shall serve the employer (the Pokagon Band of Potawatomi Indians) of the payer of support the *Order to Withhold Income for Child Support* along with the attached foreign court order by first-class mail to the last known address or by personal service.
- F. No hearing shall be scheduled for recognition and enforcement of an order to withhold income for child support issued by a court of a State or a federally-recognized Tribe unless a party to the action files an *Objection* in the Tribal Court under the grounds stated in Section 2 below.

Section 2. Objection to Order to Withhold Income for Child Support.

- A. An *Objection* to recognition and enforcement of an order to withhold income for child support issued by a court of a State or a federally-recognized Tribe may be filed in Tribal Court under the grounds stated below:
1. the rendering court lacked subject matter or personal jurisdiction; or
 2. the income withholding order for child support was obtained without fair notice or a fair hearing.
- B. An *Objection* to recognition and enforcement of an order to withhold income for child support issued by a court of a State or a federally-recognized Tribe shall be filed in Tribal Court within twenty-one (21) days of the date of service of the *Order to Withhold Income for Child Support*.
- C. The Tribal Court shall serve the parties of the action, and their attorneys if applicable, the *Objection* by first-class mail to the last known addresses of the parties.
- D. A hearing on the *Objection* shall be scheduled by the Tribal Court if the grounds stated in the *Objection* conform to Section 2(A).

09/27/06

Date



Michael Petoskey
Chief Judge