

Per your request we are providing you an Affidavit of Arrearage Forgiveness and Application for Waiver of Arrears. This affidavit is used when both parties wish to request the Court waive arrears owed to the obligee (the person receiving the child support) on the child support account. Child support owed to the Ohio Department of Job and Family Services cannot be waived with this Affidavit. Please understand that the Court does not have to grant your request and until such time that the Court issues an order stating the arrears are forgiven (which will be mailed to you), you are responsible for them.

The following is a guide to completing the Affidavit:

1. Next to the words IN RE, write the child's legal name followed by the last 4 digits of the child's social security number, and birth date. Complete this information for all children on this child support case on the lines provided.
2. The Case number is the Juvenile Court case number assigned to each child—if you don't have a Juvenile Court case number this is not the correct affidavit.
3. The SETS number is the 10-digit Child Support case number starting with a 7. You will need a separate affidavit for each SETS case number.
4. Above both Plaintiff/Oblig__ you must put that party's name, street address, city, state and zip code and indicate if that person is the obligee or obligor.
5. Above both Defendant/Oblig__ you must put that party's name, street address, city, state and zip code and indicate if that person is the obligee or obligor.
6. Notarizing: we can notarize the form for those attending the appointment. If only one person is attending the appointment, the other person's signature must be previously notarized. Once one person's signature has been notarized the form cannot be altered. Remember don't sign the document until before the notary.

Once the Affidavit is complete contact Ms. Paulette Rutledge at (937) 225-5953 to make an appointment to submit it—walk-ins cannot be seen you must have an appointment. On the day of your appointment you will bring the affidavit to the front desk on the 5rd floor of the Child Support Enforcement Agency on 117 South Main 5th floor (Reibold).

The Affidavit must be filled out prior to the appointment. The Agency cannot give legal advice, however we will review the form for completeness and if completed the Agency will process the form by requesting an audit and then forwarding to court once the audit is completed.

Picture ID is required for us to notarize your signature.

If your case had previously been closed a IV-D application has been included with this affidavit and must be completed and returned at the time of your appointment.

**IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, OHIO
JUVENILE DIVISION**

IN RE: _____ **SSN:** xxx-xx-_____ **DOB:** _____

_____ **SSN:** xxx-xx-_____ **DOB:** _____
_____ **SSN:** xxx-xx-_____ **DOB:** _____

_____ : **CASE NO.:** _____
_____ : **SETS NO.:** _____
_____ : **JUDGE** _____
PLAINTIFF/OBLIG_____, : **AFFIDAVIT OF ARREARAGE**
VS. : **FORGIVENESS and APPLICATION**
_____ : **FOR WAIVER OF ARREARS**
_____ :
_____ :
_____ :
DEFENDANT/OBLIG_____. :

Now comes, _____ and _____,
Affiants herein, and, having been duly sworn, state that the Child Support Arrearage owed by
Obligor to Obligee in the above SETS number should be set at \$_____, as of
the file stamp date of the Court order that grants this request for the following financial
reason(s):

_____. Affiants acknowledge that the MCSEA
(Montgomery County Support Enforcement Agency) will conduct an audit of this case and if any

arrearage exists which is owed to the Ohio Department of Jobs and Family Services, the MCSEA, or another state agency, that arrearage, and any fees and costs associated with this case cannot be forgiven. MCSEA is hereby authorized to request a correcting Entry and Order from the Montgomery County Juvenile Court. Affiants state that the information contained herein is complete and accurate to the best of their information, knowledge and belief under penalty of law. Affiants waive any right to a hearing before the Montgomery County Juvenile Court related to this Affidavit and Affiants waive any right to object to or appeal any order suspending Affiant/Obligor's obligation to pay child support arrears pursuant to this Affidavit.

Affiant/Obligee swears or affirms that the decision to forgive the child support arrearage as indicated herein has been made voluntarily, knowingly and intelligently and understands that any arrearage amount forgiven cannot be recovered or reinstated in the future.

AFFIANT/PLAINTIFF/OBLIG _____

Sworn to and subscribed before me, a Notary Public, in my presence this _____ day of _____, 20____.

Notary Public
My Commission Expires: _____

AFFIANT/DEFENDANT/ OBLIG _____

Sworn to and subscribed before me, a Notary Public, in my presence this _____ day of _____, 20____.

Notary Public
My Commission Expires: _____