

4160

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY IN CHANCERY.

206438

ANNE A. COSLEY, mother, s/b/o
Petitioner, Karla Joan,

NO. _____

vs

)

KENNETH
WARREN COSLEY
Respondent.

)

P E T I T I O N

The Petition of ANNE A. COSLEY

Respectfully shows:

1. THAT she ~~is~~ ^{was} the wife of KENNETH WARREN COSLEY
the Respondent; that Petitioner was duly married to said Respondent
on or about August 28, 1945 at Providence, R.I.

2. THAT Petitioner is the mother and said Respondent is the
father of the following-named dependent (s):

KARLA JOAN COSLEY born 6-13-46

3. THAT ~~Petitioner and~~ said child ~~ren are~~ entitled to
Support from the Respondent under the provisions of the Uniform Reci-
procal Enforcement of Support Act of this State (Chapter 29901, Laws of
1955), a copy of which is attached and made a part hereof.

4. THAT Respondent, on or about January 22, 1950 and
subsequent thereto, refused and neglected to provide fair and reasonable
support for the ~~Petitioner and the other~~ dependents according to his
means and earning capacity.

5. THAT, upon information and belief, Respondent now is residing or domiciled at Foley, Alabama, is earning \$ _____ per _____, and is within the jurisdiction of the Court of ALABAMA, which State has enacted a law substantially similar to the Uniform Reciprocal Enforcement of Support Act of this State.

WHEREFORE, the Petitioner prays for such an order for support, directed to said Respondent, as shall be deemed to be fair and reasonable, and for such other and further relief as the law provides.

Anne A. Chesley
Petitioner

Personally appeared before me ANNE A. CHESLEY to me personally known, and made oath that she has read the above Petition, and knows the contents thereof, and that the same are true of her own knowledge, except as to the matters stated on information and belief, and as to these matters she believes them to be true.

CLERK OF COURT

OR

Margaret H. Frazier
NOTARY PUBLIC

State of Florida at Large

My Commission Expires:

Sworn to and subscribed before me this 11th day of OCTOBER A.D. 1957.

IN THE CIRCUIT COURT OF THE ELEVENTH
JUDICIAL CIRCUIT OF FLORIDA IN AND
FOR THE COUNTY OF DADE. IN CHANCERY.

ANNE A. GUSLEY, mother, o/b/o
Karla Joan,

NO. 206438

Petitioner,)

vs.)

AFFIDAVIT OF NON SERVICE

KENNETH WARREN GUSLEY,)

Respondent.)

STATE OF FLORIDA:

:SS

COUNTY OF DADE :

Before me, a Notary Public of the State of Florida, duly authorized to administer Oaths, personally appeared one SB Everett who, after being duly sworn, deposes and says:

That he is a duly appointed Deputy Sheriff of the County of Dade and State of Florida, authorized to serve legal process, that a Summons addressed to KENNETH WARREN GUSLEY, Respondent, was delivered to him for service upon the said Respondent; that he has made diligent search and inquiry to locate him and has been unable to locate him in the State of Florida so as to effectuate service of process upon him, and that to the best of his knowledge and belief, Respondent is in the State of ALABAMA AT BALDWIN COUNTY,
FOLEY,

SB Everett
Deputy Sheriff

SWORN TO AND SUBSCRIBED BEFORE ME THIS 21 day of

October A.D., 1957.

Orlando T. Linsenback
NOTARY PUBLIC, State of Florida
at Large

My Commission Expires:
Notary Public, State of Florida at Large.
My Commission Expires Nov. 3, 1959.

ANNE A. CUSLEY, mother, o/b/o
Petitioner, Karla Joan,

NO. _____

vs)

206438

KENNETH WARREN CUSLEY)

CERTIFICATE AND ORDER

Respondent.

The undersigned Circuit Judge hereby certified as follows:

1. THAT a verified Petition has been filed in this Court in a proceeding styled as above, against the above-named Respondent under the provisions of Chapter 29901, Laws of Florida, 1955, to compel the support of the above-named Petitioner and of any other Dependents named in the Petition.

2. THAT a Summons duly issued out of this Court for service upon the Respondent has been returned with an Affidavit to the effect that the Respondent cannot with due diligence be located or served with such process in this State.

3. THAT the Respondent is believed to be residing or domiciled in the State of ALABAMA at Foley, and that the Court in said State may obtain jurisdiction of the Respondent and his property.

4. THAT, based on the facts set forth in the Petition herein, the Respondent has a duty to support the dependents listed in the Petition and said Respondent should be compelled to answer such Petition and should be dealt with according to law.

It is, therefore, ORDERED AND DECREED that this certificate and exemplified copies of the Petition heretofore filed in this cause, and of the Summons heretofore issued from this Court, be transmitted by E.B. Leatherman, Clerk of this Court to Clerk of Circuit Court, Baldwin County, Bay Minette, Alabama, for appropriate action and proceedings under the Reciprocal Laws of the State of ALABAMA, and the State of Florida.

DONE AND ORDERED at Miami, Dade County, Florida,

this 29th day of October, A.D. 1957.

John J. Kehoe
CIRCUIT JUDGE

FILED
NOV 2 1957
ALICE L. DICK, Register

AFFIDAVIT TO ONE IN
FORMA PAUPERIS

STATE OF FLORIDA)
) SS.
COUNTY OF DADE)

ANNE A. CUSLEY, being first duly sworn on oath,
deposes and says: that she is the Petitioner in the above and
foregoing Petition by her subscribed, that she is insolvent and
unable to pay the costs, fees and charges incident to the prose-
cution of said Petition, and invokes the controlling provisions
of Chapter 58.09 of the Florida Statutes Annotated.

Anne A. Cusley
Petitioner

Subscribed and sworn to before me this 11th day of October,
A.D. ~~1956~~ 1957.

Margaret H. Zuehl
Notary Public

My Commission Expires _____

CERTIFICATE

I hereby certify that I have made an investigation of Petitioner's
Affidavit of Insolvency above, and I verily believe it to be true;
that I have investigated the nature of Petitioner's claim as set
forth in said Petition and that, in my opinion, her claim is meritor-
ious as a matter of law; and I have not been paid or promised payment
of any fee or other remuneration for my services and intend to act as
attorney for plaintiff without charge or compensation under the
terms and conditions set forth in Chapter 29901, Laws of 1955.

Adela Segal Fash
Assistant State Attorney

CHAPTER 29901

HOUSE BILL NO. 1219

AN ACT providing for the enforcement of the legal duty of any person to support another or others; providing for the interstate extradition of any person, who in this or any other state, is charged with the crime of nonsupport or failure to support; providing for the civil enforcement of the obligation of one person to support another or others, whether such obligation arises in this State or another State; providing reciprocity with other States having like or similar reciprocal laws; and providing the effective date hereof.

Be It Enacted by the Legislature of the State of Florida:

Section 1. *Short Title.*—This act may be cited as the Uniform reciprocal enforcement of support act.

Section 2. *Purposes.*—The purposes of this act are to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto.

Section 3. *Definitions.*—As used in this act unless the context requires otherwise.

(1) "State" includes any state, territory or possession of the United States and the District of Columbia in which this or a substantially similar reciprocal law has been enacted.

(2) "Initiating state" means any state in which a proceeding pursuant to this or a substantially similar reciprocal law is commenced.

(3) "Responding state" means any state in which any proceeding pursuant to the proceeding in the initiating state is or may be commenced.

(4) "Court" means the circuit court of this state and when the context requires, means the court of any other state as defined in a substantially similar reciprocal law.

(5) "Law" includes both common and statute law.

(6) "Duty of support" includes any duty of support imposed or imposable by law, or by any court order, decree or judgment, whether interlocutory or final, whether incidental to a proceeding for divorce, judicial separation, separate maintenance or otherwise.

(7) "Obligor" means any person owing a duty of support.

(8) "Obligee" means any person to whom a duty of support is owed.

Section 4. *Remedies additional to those now existing.*—The remedies herein provided are in addition to and not in substitution for any other remedies.

Section 5. *Extent of duties of support.*—Duties of support arising under the law of this state, when applicable under section 8, bind the obligor, present in this state, regardless of the presence or residence of the obligee.

Section 6. *Interstate rendition.*—The governor of this state (1) may demand from the governor of any other state the surrender of any person found in such other state who is charged in this state with the crime of failing to provide for the support of any person in this state and (2) may surrender on demand by the governor of any other state any person found in this state who is charged in such other state with the crime of failing to provide for the support of a person in such other state. The provisions for extradition of criminals not inconsistent herewith shall apply to any such demand although the person whose surrender is demanded was not in the demanding state at the time of the commission of the crime and although he had not fled therefrom. Neither the demand, the oath nor any proceedings for extradition pursuant to this section need state or show that the person whose surrender is demanded has fled from justice, or at the time of the commission of the crime was in the demanding or other state.

Section 7. *Relief from the above provisions.*—Any obligor contemplated by section 6, who submits to the jurisdiction of the court of such other state and complies with the court's order of support, shall be relieved of extradition for desertion or nonsupport entered in the courts of this state during the period of such compliance.

Section 8. *Choice of law.*—Duties of support applicable under this act are those imposed or imposable under the laws of any state where the obligor was present during the period for which support is sought. The obligor is presumed to have been present in the responding state during the period for which support is sought until otherwise shown.

Section 9. *Remedies of a state or political subdivision thereof furnishing support.*—Whenever the state or a political subdivision thereof furnishes support to an obligee, it has the same right to invoke the provisions hereof as the obligee to whom the support was furnished for the purpose of securing reimbursement of expenditures so made and of obtaining continuing support.

Section 10. *How duties of support are enforced.*—All duties of support are enforceable by complaint irrespective of relationship between the obligor and obligee. Jurisdiction of all proceedings hereunder shall be vested in the circuit court.

Section 11. *Contents of complaint for support.*—The complaint shall be verified and shall state the name and, so far as known to the plaintiff, the address and circumstances of the defendant and his dependents for whom support is sought and all other pertinent information. The plaintiff may include in or attach to the complaint any information which may help in locating or identifying the defendant including, but without limitation by enumeration, a photograph of the defendant, a description of any distinguishing marks of his person, other names and aliases by which he has been or is known, the name of his employer, his finger prints, or social security number.

Section 12. *Official to represent plaintiff in proceeding initiated in this state.*—The state attorney, upon the request of the court, or of the state department of public welfare, or of the state welfare director, or of the district board of public welfare, shall represent the plaintiff in any proceeding initiated in this state under this act.

Section 13. *Petition for a minor.*—A complaint on behalf of a minor obligee may be brought by a person having legal custody of the minor without appointment as guardian ad litem.

Section 14. *Duty of court of this state as initiating state.*—If the court of this state acting as an initiating state finds that the petition sets forth facts from which it may be determined that the defendant owes a duty of support and that a court of the responding state may obtain jurisdiction of the defendant or his property, it shall so certify and shall cause three (3) copies of (1) the complaint, (2) its certificate and (3) this act to be transmitted to the court in the responding state. If the name and address of such court is unknown and the responding state has an information agency comparable to that established in the initiating state it shall cause such copies to be transmitted to the state information agency or other proper official of the responding state, with a request that it forward them to the proper court, and that the court of the responding state acknowledge their receipt to the court of the initiating state.

Section 15. *Costs and fees.*—

(a) Where the action is brought by or through the state, or an agency thereof, no clerk's fees shall be required of it, but if an order be entered under subsection (c) of this section requiring the defendant to pay the costs, such order shall be deemed to include the clerk's fees for services rendered in an action brought by or through the state or an agency thereof.

(b) If the plaintiff files with the clerk of the court of this state an affidavit that he or she is insolvent and unable to pay the costs, charges or fees otherwise payable by law, accompanied and supported by a written certificate signed by a state or local public welfare official or employee of the initiating state or by the attorney who by the laws of the initiating state may be required to represent the plaintiff, or by the judge of the court of the initiating state, to the effect that he or she has made an investigation to ascertain the truth of the plaintiff's affidavit and that he believes the same to be true, and that he or she has investigated the plaintiff's claim and that he or she believes it to be meritorious, then, upon the filing of such affidavit and certificate, regardless of whether this state is the initiating state or the responding state, the plaintiff shall be entitled to have performed in this state the necessary services of the clerk, sheriff, and court reporter in any proceedings under this act, including contempt proceedings, without cost to the plaintiff.

(c) If this state be the responding state and if the court enters an order requiring the defendant to furnish support or reimbursement therefor, the court may also by order or orders require that the defendant pay all costs, charges and fees in the proceedings incurred in this state, including costs, charges and fees incurred in contempt proceedings. If no order requiring the payment of the costs by the defendant is made under this subsection, or if such an order is made and the court thereafter finds that compliance therewith cannot or should not be compelled, the court may in its discretion order that the costs, charges and fees, except clerk's fees incurred in an action brought by or through the state or an agency thereof, be paid by the county.

(d) If this state be the initiating state, and if the plaintiff files an insolvency affidavit and certificate as permitted by subsection (b) of this section, then the court may in its discretion order that the costs, charges and fees incurred in this state be paid by the county.

Section 16. *Jurisdiction by arrest.*—When the court of this state, acting either as an initiating or responding state, has reason to believe that the defendant may flee the jurisdiction it may (a) as an initiating state request in its certificate that the court of the responding state obtain the body of the defendant by appropriate process if that be permissible under the law of the responding state; or (b) as a responding state, obtain the body of the defendant by appropriate process.

Section 17. *State information agency.*—The state department of public welfare is hereby designated as the state information agency under this act, and it shall be its duty:

(1) To compile a list of the courts and their addresses in this state having jurisdiction under this act and transmit the same to the state information agency of every other state which has adopted this or a substantially similar act.

(2) To maintain a register of such lists received from other states and to transmit copies thereof as soon as possible after receipt to every court in this state having jurisdiction under this act.

Section 18. *Duty of the court of this state as responding state.*—When the court of this state, acting as a responding state, receives from the court of an initiating state the aforesaid copies, it shall (1) docket the cause, (2) notify the state attorney, whose duty it shall be to carry on the proceedings, (3) set a time and place for a hearing, and (4) take such action as is necessary in accordance with the laws of this state to obtain jurisdiction.

Section 19. *Further duty of responding court.*—If a court of this state, acting as a responding state, is unable to obtain jurisdiction of the defendant or his property due to inaccuracies or inadequacies in the complaint or otherwise, the court shall communicate this fact to the court in the initiating state, shall on its own initiative use all means at its disposal to trace the defendant or his property, and shall hold the case pending the receipt of more accurate information or an amended complaint from the court in the initiating state.

Section 20. *Procedure.*—The court shall conduct proceedings under this act in the manner prescribed by law for an action for the enforcement of the type of duty of support claimed.

Section 21. *Order of support.*—If the court of the responding state finds a duty of support, it may order the defendant to furnish support or reimbursement therefor and subject the property of the defendant to such order.

Section 22. *Responding state to transmit copies to initiating state.*—The court of this state when acting as a responding state shall cause to be transmitted to the court of the initiating state a copy of all orders of support or for reimbursement therefor.

Section 23. *Additional powers of court.*—In addition to the foregoing powers, the court of this state when acting as the responding state has the power to subject the defendant to such terms and conditions as the court may deem proper to assure compliance with its orders and in particular,

(a) To require the defendant to furnish recognizance in the form of a cash deposit or bond of such character and in such amount as the court may deem proper to assure payment of any amount required to be paid by the defendant.

(b) To require the defendant to make at specified intervals to the clerk of the court or the obligee such payments as are specified by the Florida Court and to report personally to such clerk at such times as may be deemed necessary.

(c) To punish the defendant who shall violate any order of the court to the same extent as is provided by law for contempt of the court in any other suit or proceeding cognizable by the court.

Section 24. *Additional duties of the court of this state when acting as a responding state.*—The court of this state when acting as a responding state shall have the following duties which may be carried out through the clerk of the court:

(a) Upon the receipt of a payment made by the defendant pursuant to any order of the court or otherwise, to transmit the same forthwith to the court of the initiating state, and

(b) Upon request to furnish to the court of the initiating state a certified statement of all payments made by the defendant.

Section 25. *Additional duty of the court of this state when acting as an initiating state.*—The court of this state when acting as an initiating state shall have the duty which may be carried out through the clerk of the court to receive and disburse forthwith all payments made by the defendant or transmitted by the court of the responding state.

Section 26. *Evidence of husband and wife.*—Laws attaching a privilege against the disclosure of communications between husband and wife are inapplicable to proceedings under this act. Husband and wife are competent witnesses and may be compelled to testify to any relevant matter, including marriage and parentage.

Section 27. *Hearings and rules of evidence.*—Hearings shall be conducted before the judge without a jury. They shall be conducted in such informal manner as will best conduce to the ends of justice, and the judge shall not be bound by the technical rules of evidence.

Section 28. *Application of payments.*—Any order of support issued by a court of this state when acting as a responding state shall not supercede any previous order of support issued in a divorce or separate maintenance action, but the amounts for a particular period paid pursuant to either order shall be credited against amounts accruing or accrued for the same period under both.

Section 29. *Effect of participation in proceeding.*—Participation in any proceedings under this act shall not confer upon any court jurisdiction of any of the parties thereto in any other proceeding.

Section 30. *Severability.*—If any provision hereof or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Section 31. *Repealer.*—Chapter 88, Florida Statutes, which was enacted as chapter 27996, laws of Florida, acts of 1953, known as the Uniform support of dependents law, is hereby repealed, except, however, that support actions heretofore commenced may be carried forward either under said law or under this Uniform reciprocal enforcement of support act.

Section 32. *Uniformity of interpretation.*—This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it.

Section 33. *Time of taking effect.*—This act shall take effect immediately upon its becoming a law.

Approved by the Governor June 15, 1955.

Filed in Office Secretary of the State June 16, 1955.

STATE OF FLORIDA)
COUNTY OF LEON)

I, R. A. GRAY, Secretary of State of the State of Florida, do hereby certify that I have compared the above and foregoing copy of Chapter 29901, Laws of Florida, Acts of 1955, with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom of the whole of said original law.

R. A. GRAY
Secretary of State



GREAT SEAL

True Copy
SUMMONS IN CHANCERY

CHANCERY No.

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL
CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY.

THE STATE OF FLORIDA

TO THE DEFENDANT(S):

**KENNETH WARREN CUSLEY
FOLEY, ALABAMA**

S E R V E D

Date _____

Time _____

THOMAS J. K. Sheriff
Dade County, Florida

By _____ D. S.

You are hereby notified that a suit has been brought against you in the Circuit Court for Dade County, Florida, in Chancery, by

ANNE A. COSLEY

You are hereby summoned and required to serve upon: **the undersigned Assistant
Assistant State Attorney**

~~Plaintiff's Attorney~~ whose address is:
Petitioner's Representative

**905 Dade County Court House
Miami, Florida**

and file with the Clerk of said Court, either before service or immediately thereafter, an answer to the Bill of Complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, Decree Pro Confesso will be entered against you for the relief demanded in the Bill of Complaint.

WITNESS my hand and seal of said Court at Miami, Dade County, Florida this 18
day of Oct, A.D., 1957

E. B. LEATHERMAN
as Clerk of said Circuit Court

By L. SNEEDEN
Deputy Clerk

**RICHARD E. GERSTEIN
STATE ATTORNEY**

BY Richard Segall Foster
~~Plaintiff's Attorney~~
**Assistant State Attorney
Petitioner's Representative**

(Court Seal)

**TRUE COPY
CIRCUIT COURT SEAL**

No. 1653 206438

NO SERVICE

INSOLVENCY

COURT Cir STYLE Cmn

ATTORNEY: A. S. Fiske

ADDRESS:

PLAINTIFF: Cusley

DEFENDANT: Cusley

RECEIVED THIS Cmn

ON THE 18th DAY OF Oct.

A. D. 195 7 AND ON THE 21st DAY

OF Oct. A. D. 195 7 RETURNED THE

SAME UNEXECUTED AS TO

~~WARRANT~~ WARRIN CUSLEY

WITHIN NAMED DEFENDANT

FOR THE REASON THAT AFTER DILIGENT SEARCH AND
INQUIRY FAILED TO FIND SAID DEFENDANT
IN DADE COUNTY, FLORIDA.

COPY & RETURN \$ 3.50

THOMAS J. KELLY
sh
h

SHERIFF, DADE COUNTY, FLORIDA

BY  DEPUTY SHERIFF

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,

BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 4160

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon KENNETH WARREN CUSLEY

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against _____

KENNETH WARREN CUSLEY, Defendant

by ANNE A. CUSLEY

....., Plaintiff.....

Witness my hand this 2nd day of Nov. 19 57

Arice J. ..., Clerk

No. 4160

Page

Defendant lives at

THE STATE OF ALABAMA
BALDWIN COUNTY

RECEIVED IN OFFICE

CIRCUIT COURT

....., 19.....

ANNE A. CUSLEY

....., Sheriff

I have executed this summons

Plaintiffs

this, 19.....

vs.

by leaving a copy with

KENNETH WARREN CUSLEY

Defendants

SUMMONS and COMPLAINT

Filed **Nov. 2nd**, 19**57**

Alice J. Duck, Clerk

Plaintiff's Attorney

..... Sheriff

Defendant's Attorney

..... Deputy Sheriff

IN THE CIRCUIT COURT OF THE 11TH
JUDICIAL CIRCUIT IN AND FOR DADE
COUNTY, FLORIDA. IN CHANCERY

NO. 206438

ANNE A. GUSLEY

Petitioner,

-vs-

KENNETH WARREN GUSLEY

Respondent,

CLERK'S CERTIFICATE

I, E. B. LEATHERMAN, Clerk of the Circuit Court of the Eleventh Judicial Circuit in and for Dade County DO HEREBY CERTIFY that 3 copies of the following papers, to-wit:

Clerk's Certificate of Mailing;

Information Sheet and copy of Chapter 27996, Laws of 1953.

Insolvency Affidavits.

Exemplified copy of Petition and Summons, with Sheriff's Affidavit attached, and Certificate and Order of Judge..

in the above styled cause were mailed to: **CLERK OF CIRCUIT COURT
BALDWIN COUNTY
BAY MINETTE, ALABAMA**

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Official Seal this the 30 day of Oct. A.D., 1957.

E. B. LEATHERMAN
Clerk Circuit Court

BY Wm Peeler
Deputy Clerk

ANNE A. CUSLEY, mother, c/b/o
Karla Jean,

206438

KENNETH WARREN CUSLEY
Respondent

1. What is your name? A **ANNE A. CUSLEY W/F Age: 45 yrs. PL90812**
2. Where are you living? A **135 N.E. 59th Street, Miami, Florida**
3. What is the name of your ex-husband? A **KENNETH WARREN CUSLEY W/M Age:49**
4. Where is your ex-husband now living? A **Foley, Alabama**
5. When and where were you married? A **August 28, 1945 - Providence, R.I.**
6. Are you now married to Respondent? A **Yes** **NO**
7. Were there any children of this marriage? **YES** **NO** **divorced**
8. What are their names? **1** **////**
1. **KARLA JOAN CUSLEY(11) 6-13-46**
- 2.
- 3.
9. When was it that your ex-husband last lived with you? A **January 22, 1950**
10. When and how much was his last contribution for support? A **No support**
11. **since separation.** Is there a complaint or Order for Support in any court? A **Yes**
12. Explain: **Final Decree of Divorce - Dade County, Florida**
October 12, 1953 - no specified amount as to support.
13. Are you employed? A **WHERE?**
14. What is your salary? A **Yes** **Food Fair, 86th & Bisc. Blvd.**
Miami, Florida
15. Have you any other source of income? A **\$45.00 per week**
16. What is this source and how much? A **None**
17. What amount do you require for yourself and child _____ per week? **none**
18. Do you know where your ex-husband is employed? A **////** **\$20.00**
NO, I dont.
19. What he works for a **photographer.** **SALARY?**
20. Are you now receiving Public Aid? A **Photographer** **\$150 to \$200 wce**
21. Have you applied for Public Aid? A **NO**
I applied several years ago.

DATE **October 11, A.D., 1957.**

MIAMI, DADE COUNTY, FLORIDA

Anne A. Cusley
SIGNATURE OF PETITIONER

IN THE CIRCUIT COURT OF THE ELEVENTH
JUDICIAL CIRCUIT OF FLORIDA, IN AND
FOR DADE COUNTY IN CHANCERY.

206438

ANNE A. CUSLEY, mother, o/b/e
Petitioner, Karla Joan,

NO. _____

vs)

KENNETH
WARREN CUSLEY
Respondent.)

P E T I T I O N

The Petition of ANNE A. CUSLEY

Respectfully shows:

1. THAT she ~~is~~ ^{was} the wife of KENNETH WARREN CUSLEY
the Respondent; that Petitioner was duly married to said Respondent
on or about August 28, 1945 at Providence, R.I.

2. THAT Petitioner is the mother and said Respondent is the
father of the following-named dependent (s):

KARLA JOAN CUSLEY born 6-13-46

3. THAT ~~Petitioner~~ said child FOR AFO entitled to
Support from the Respondent under the provisions of the Uniform Reci-
procal Enforcement of Support Act of this State (Chapter 29901, Laws of
1955), a copy of which is attached and made a part hereof.

4. THAT Respondent, on or about January 22, 1950 and
subsequent thereto, refused and neglected to provide fair and reasonable
support for the ~~Petitioner~~ other dependents according to his
means and earning capacity.

5. THAT, upon information and belief, Respondent now is residing or domiciled at Foley, Alabama, is earning \$ _____ per _____, and is within the jurisdiction of the Court of ALABAMA, which State has enacted a law substantially similar to the Uniform Reciprocal Enforcement of Support Act of this State.

WHEREFORE, the Petitioner prays for such an order for support, directed to said Respondent, as shall be deemed to be fair and reasonable, and for such other and further relief as the law provides.

Anne A. Cusley
Petitioner

Personally appeared before me ANNE A. CUSLEY to me personally known, and made oath that she has read the above Petition, and knows the contents thereof, and that the same are true of her own knowledge, except as to the matters stated on information and belief, and as to these matters she believes them to be true.

CLERK OF COURT

OR

Margaret H. Faulstich
NOTARY PUBLIC

State of Florida at Large

My Commission Expires:

Sworn to and subscribed before me this 11th day of OCTOBER A.D. 1957.

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL
CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY.

THE STATE OF FLORIDA

TO THE DEFENDANT(S):

**KENNETH WARREN CUSLEY
FOLEY, ALABAMA**

You are hereby notified that a suit has been brought against you in the Circuit Court for Dade County, Florida, in Chancery, by

ANNE A. CUSLEY

You are hereby summoned and required to serve upon: **the undersigned Assistant
Assistant State Attorney**

~~XXXXXXXXXX~~ whose address is:
Petitioner's Representative

**905 Dade County Court House
Miami, Florida**

and file with the Clerk of said Court, either before service or immediately thereafter, an answer to the Bill of Complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, Decree Pro Confesso will be entered against you for the relief demanded in the Bill of Complaint.

WITNESS my hand and seal of said Court at Miami, Dade County, Florida this _____
day of _____, A.D., 19_____

E. B. LEATHERMAN
as Clerk of said Circuit Court

By L. SNEEDEN
Deputy Clerk

**RICHARD E. GERSTEIN
STATE ATTORNEY**

BY Adelle Seyall Laska
Plaintiff's Attorney
**Assistant State Attorney
Petitioner's Representative**

(Court Seal)

IN THE CIRCUIT COURT OF THE ELEVENTH
JUDICIAL CIRCUIT OF FLORIDA IN AND
FOR THE COUNTY OF DADE. IN CHANCERY.

ANNE A. CUSLEY, mother, o/b/o
Karla Joan,

NO. 206438

Petitioner,)

vs.)

AFFIDAVIT OF NON SERVICE

KENNETH WARREN CUSLEY,)

Respondent.)

STATE OF FLORIDA:

:SS

COUNTY OF DADE :

Before me, a Notary Public of the State of Florida, duly authorized to administer Oaths, personally appeared one SB Everett who, after being duly sworn, deposes and says:

That he is a duly appointed Deputy Sheriff of the County of Dade and State of Florida, authorized to serve legal process, that a Summons addressed to KENNETH WARREN CUSLEY, Respondent, was delivered to him for service upon the said Respondent; that he has made diligent search and inquiry to locate him and has been unable to locate him in the State of Florida so as to effectuate service of process upon him, and that to the best of his knowledge and belief, Respondent is in the State of ALABAMA AT BALDWIN COUNTY,
FDLEY,

SB Everett
Deputy Sheriff

SWORN TO AND SUBSCRIBED BEFORE ME THIS 21 day of

October A.D., 1957.

Oralea T. Linsenbach
NOTARY PUBLIC, State of Florida
at Large

My Commission Expires:
Notary Public, State of Florida at Large.
My Commission Expires Nov. 3, 1959.

ANNE A. GUSLEY, mother, v/b/o

Petitioner, Karla Jean,

vs)

NO. 206438

KENNETH WARREN GUSLEY)

CERTIFICATE AND ORDER

Respondent. -----

The undersigned Circuit Judge hereby certified as follows:

1. THAT a verified Petition has been filed in this Court in a proceeding styled as above, against the above-named Respondent under the provisions of Chapter 29901, Laws of Florida, 1955, to compel the support of the above-named Petitioner and of any other Dependents named in the Petition.

2. THAT a Summons duly issued out of this Court for service upon the Respondent has been returned with an Affidavit to the effect that the Respondent cannot with due diligence be located or served with such process in this State.

3. THAT the Respondent is believed to be residing or domiciled in the State of ALABAMA at Foley

_____, and that the Court in said State may obtain jurisdiction of the Respondent and his property.

4. THAT, based on the facts set forth in the Petition herein, the Respondent has a duty to support the dependents listed in the Petition and said Respondent should be compelled to answer such Petition and should be dealt with according to law.

It is, therefore, ORDERED AND DECREED that this certificate and exemplified copies of the Petition heretofore filed in this cause, and of the Summons heretofore issued from this Court, be transmitted by E.B. Leatherman, Clerk of this Court to Clerk of Circuit Court, Baldwin County, Bay Minette, Alabama., for appropriate action and proceedings under the Reciprocal Laws of the State of ALABAMA, and the State of Florida.

DONE AND ORDERED at Miami, Dade County, Florida,

this 29th day of October, A.D. 1957.

JOHN L. KEHOE

CIRCUIT JUDGE

IN THE CIRCUIT COURT OF THE ELEVENTH
JUDICIAL CIRCUIT OF FLORIDA, IN AND
FOR DADE COUNTY IN CHANCERY.

206438

ANNE A. CUSLEY, mother, a/b/o
Petitioner, Karla Jean,

NO. _____

vs)

KENNETH
WARREN CUSLEY
Respondent.)

P E T I T I O N

The Petition of ANNE A. CUSLEY

Respectfully shows:

1. THAT she ^{was} ~~is~~ the wife of KENNETH WARREN CUSLEY
the Respondent; that Petitioner was duly married to said Respondent
on or about August 28, 1945 at Providence, R.I.

2. THAT Petitioner is the mother and said Respondent is the
father of the following-named dependent (s):

KARLA JOAN CUSLEY born 6-13-46

3. THAT ~~Petitioner and~~ said child ren are entitled to
Support from the Respondent under the provisions of the Uniform Reci-
procal Enforcement of Support Act of this State (Chapter 29901, Laws of
1955), a copy of which is attached and made a part hereof.

4. THAT Respondent, on or about January 22, 1950 and
subsequent thereto, refused and neglected to provide fair and reasonable
support for the ~~Petitioner and the other~~ dependents according to his
means and earning capacity.

~~_____~~

5. THAT, upon information and belief, Respondent now is residing or domiciled at Foley, Alabama, is earning \$ _____ per _____, and is within the jurisdiction of the Court of ALABAMA, which State has enacted a law substantially similar to the Uniform Reciprocal Enforcement of Support Act of this State.

WHEREFORE, the Petitioner prays for such an order for support, directed to said Respondent, as shall be deemed to be fair and reasonable, and for such other and further relief as the law provides.

Anne A. Cusley
Petitioner

Personally appeared before me ANNE A. CUSLEY to me personally known, and made oath that she has read the above Petition, and knows the contents thereof, and that the same are true of her own knowledge, except as to the matters stated on information and belief, and as to these matters she believes them to be true.

CLERK OF COURT

OR

Margaret H. Fuchs
NOTARY PUBLIC

State of Florida at Large

My Commission Expires:

Sworn to and subscribed before me this 11th day of OCTOBER A.D. 1957.

IN THE CIRCUIT COURT OF THE ELEVENTH
JUDICIAL CIRCUIT OF FLORIDA IN AND
FOR THE COUNTY OF DADE. IN CHANCERY.

ANNE A. CUSLEY, mother, o/b/o
Karla Joan,
Petitioner,)

NO. 206438

vs.)

AFFIDAVIT OF NON SERVICE

KENNETH WARREN CUSLEY,)

Respondent.)

STATE OF FLORIDA:

:SS

COUNTY OF DADE :

Before me, a Notary Public of the State of Florida, duly authorized to administer Oaths, personally appeared one SB Everett who, after being duly sworn, deposes and says:

That he is a duly appointed Deputy Sheriff of the County of Dade and State of Florida, authorized to serve legal process, that a Summons addressed to KENNETH WARREN CUSLEY, Respondent, was delivered to him for service upon the said Respondent; that he has made diligent search and inquiry to locate him and has been unable to locate him in the State of Florida so as to effectuate service of process upon him, and that to the best of his knowledge and belief, Respondent is in the State of ALABAMA AT BALDWIN COUNTY,
FDLEY,

SB Everett
Deputy Sheriff

SWORN TO AND SUBSCRIBED BEFORE ME THIS 21 day of

October A.D., 1957.

Orlando T. Lernerbach
NOTARY PUBLIC, State of Florida
at Large

My Commission Expires:
Notary Public, State of Florida at Large.
My Commission Expires Nov. 3, 1959.

ANNE A. CUSLEY, mother, o/b/o
Petitioner, Karla Joan,

NO. 206436

vs)

KENNETH WARREN CUSLEY)

CERTIFICATE AND ORDER

Respondent.

The undersigned Circuit Judge hereby certified as follows:

1. THAT a verified Petition has been filed in this Court in a proceeding styled as above, against the above-named Respondent under the provisions of Chapter 29901, Laws of Florida, 1955, to compel the support of the above-named Petitioner and of any other Dependents named in the Petition.

2. THAT a Summons duly issued out of this Court for service upon the Respondent has been returned with an Affidavit to the effect that the Respondent cannot with due diligence be located or served with such process in this State.

3. THAT the Respondent is believed to be residing or domiciled in the State of ALABAMA at Foley, and that the Court in said State may obtain jurisdiction of the Respondent and his property.

4. THAT, based on the facts set forth in the Petition herein, the Respondent has a duty to support the dependents listed in the Petition and said Respondent should be compelled to answer such Petition and should be dealt with according to law.

It is, therefore, ORDERED AND DECREED that this certificate and exemplified copies of the Petition heretofore filed in this cause, and of the Summons heretofore issued from this Court, be transmitted by E.B. Leatherman, Clerk of this Court to Clerk of Circuit Court, Baldwin County, Bay Minette, Alabama, for appropriate action and proceedings under the Reciprocal Laws of the State of ALABAMA, and the State of Florida.

DONE AND ORDERED at Miami, Dade County, Florida,
this 29th day of October, A.D. 1957.

John J. Kehoe
CIRCUIT JUDGE

FILED
NOV 2 1957

IN THE CIRCUIT COURT OF THE 11TH
JUDICIAL CIRCUIT IN AND FOR DADE
COUNTY, FLORIDA. IN CHANCERY

NO. 206436

ANNE A. CUSLEY

Petitioner,

-VS-

KENNETH WARREN CUSLEY

Respondent,

CLERK'S CERTIFICATE

I, E. B. LEATHERMAN, Clerk of the Circuit Court of the
Eleventh Judicial Circuit in and for Dade County DO HEREBY CERTIFY
that 3 copies of the following papers, to-wit:

Clerk's Certificate of Mailing;

Information Sheet and copy of
Chapter 27996, Laws of 1953.

Insolvency Affidavits.

Exemplified copy of Petition and
Summons, with Sheriff's Affidavit
attached, and Certificate and
Order of Judge..

in the above styled cause were mailed to: **CLERK OF CIRCUIT COURT
BALDWIN COUNTY
BAY MINETTE, ALABAMA**

IN TESTIMONY WHEREOF, I have hereunto set my hand and
affixed the Official Seal this the 30 day of Oct.
A.D., 1957.

E. B. LEATHERMAN
Clerk Circuit Court

BY Wm Peeler
Deputy Clerk

FILED

NOV 2 1957

ALICE J. DUCK, Register

AFFIDAVIT TO ONE IN
FORMA PAUPERIS

STATE OF FLORIDA)
) SS.
COUNTY OF DADE)

206438

ANNE A. CUSLEY, being first duly sworn on oath,
deposes and says: that she is the Petitioner in the above and
foregoing Petition by her subscribed, that she is insolvent and
unable to pay the costs, fees and charges incident to the prose-
cution of said Petition, and invokes the controlling provisions
of Chapter 58.09 of the Florida Statutes Annotated.

Anne A. Cusley
Petitioner

Subscribed and sworn to before me this 11th day of October,
A.D. ~~1956~~ 1957.

Margaret H. Zuccchi
Notary Public

My Commission Expires _____

CERTIFICATE

I hereby certify that I have made an investigation of Petitioner's
Affidavit of Insolvency above, and I verily believe it to be true;
that I have investigated the nature of Petitioner's claim as set
forth in said Petition and that, in my opinion, her claim is meritor-
ious as a matter of law; and I have not been paid or promised payment
of any fee or other remuneration for my services and intend to act as
attorney for plaintiff without charge or compensation under the
terms and conditions set forth in Chapter 29901, Laws of 1955.

Adel Segall Laske
Assistant State Attorney

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,

BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 4160

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Comanded to Summon KENNETH WARREN CUSLEY

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against _____

KENNETH WARREN CUSLEY, Defendant

by ANNE A. CUSLEY

....., Plaintiff.....

Witness my hand this 2nd day of Nov. 1957

Executed 11-4-57

Alvin J. Duck, Clerk

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

ANNE A. CUSLEY

Plaintiffs

vs.

KENNETH WARREN CUSLEY

Defendants

SUMMONS and COMPLAINT

Filed Nov. 2nd, 19 57

Alice J. Duck, Clerk

Plaintiff's Attorney

Defendant's Attorney

not found on Brown

Defendant lives at

July
RECEIVED IN OFFICE

11-4-, 19 57

....., Sheriff

I have executed this summons

this, 19.....

by leaving a copy with

Returned 18 day of Nov 1957

Not found in my county after diligent search and
quiry.

Taylor Wilkins, Sheriff

By *C. H. H. H. H.*
Deputy Sheriff

..... Sheriff

..... Deputy Sheriff



KENNETH COOPER
CIRCUIT SOLICITOR

STATE OF ALABAMA
OFFICE OF CIRCUIT SOLICITOR
28TH JUDICIAL CIRCUIT
BAY MINETTE, ALABAMA

16 Dec 1957

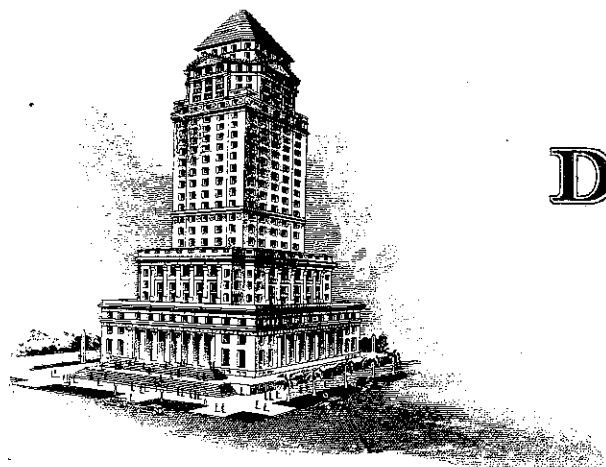
Dear Mr Faske:

This is to advise that the Sheriff of this County has made a return in above styled cause of "not found in Baldwin County". Accordingly, this case will be considered closed, and attached hereto is a cost bill in the cause prepared by the Clerk of this Court.

Very truly yours,
Kennet
Kenneth Cooper, Solicitor

DADE COUNTY

MIAMI 6, FLORIDA



DADE COUNTY COURTHOUSE

OFFICE OF
E. B. LEATHERMAN
CLERK OF CIRCUIT COURT
AND RECORDER

P. O. BOX 1031

April 29, 1959

Clerk of Circuit Court
Baldwin County
Bay Minette, Alabama

RE: CUSLEY, ANNE A. VS KENNETH WARREN CUSLEY CAHN. NO. 206438

Dear Sir:

Enclosed herein you will find two Certified Copies of Order of Dismissal entered in the above styled cause.

Yours truly,

E. B. LEATHERMAN
Clerk Circuit Court

By D. M. Peeler
Deputy Clerk

Encl: (2)

IN THE CIRCUIT COURT OF THE ELEVENTH
JUDICIAL CIRCUIT OF FLORIDA, IN AND
FOR DADE COUNTY. IN CHANCERY.

No. 206438

ANNE A. CUSLEY,)
)
 Petitioner,)
)
 vs.)
)
 KENNETH WARREN CUSLEY,)
)
 Respondent.)
)

ORDER OF DISMISSAL

From an examination of the file, it appears that a period of more than one year has elapsed since the filing of any pleading in this cause.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the above-styled cause be and the same is hereby dismissed.

DONE AND ORDERED at Miami, Florida, this 15th day of April, 1959.

JOHN J. KEHOE

Circuit Judge

Copy to:

Mrs. Adele S. Faske,
Assistant State Attorney,
Dade County Courthouse,
Miami, Florida

A true Copy of the Original on file in the Clerk's
Office. 99 WITNESS my hand and Official Seal.
This 99 day of Apr A. D., 1959
E. B. LEATHERMAN,
Clerk Circuit Court
Dade County, Florida

[Signature] D. C.

IN THE CIRCUIT COURT OF THE ELEVENTH
JUDICIAL CIRCUIT OF FLORIDA, IN AND
FOR DADE COUNTY. IN CHANCERY.

No. 206438

ANNE A. CUSLEY,)
)
 Petitioner,)
)
 vs.)
)
 KENNETH WARREN CUSLEY,)
)
 Respondent.)
)

ORDER OF DISMISSAL

From an examination of the file, it appears that a period of more than one year has elapsed since the filing of any pleading in this cause.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the above-styled cause be and the same is hereby dismissed.

DONE AND ORDERED at Miami, Florida, this 15th day of April, 1959.

JOHN J. KEMOE

Circuit Judge

Copy to:

Mrs. Adele S. Fiske,
Assistant State Attorney,
Dade County Courthouse,
Miami, Florida

A true Copy of the Original on file in the Clerk's
Office. WITNESS my hand and Official Seal.
This 29 day of Apr A. D., 19 59
E. B. LEATHERMAN,
Clerk Circuit Court
Dade County, Florida

E. J. Spallone cc

ANNE A. CUSLEY

COMPLAINANT

VS

KENNET H WARREN CUSEEY

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY CASE NO. 4160

DECREE

It appearing to the Court that the above cause is inactive, upon consideration, it is ORDERED, ADJUDGED and DECREED by the Court that said cause be and hereby is transferred to the inactive docket of this Court, and

It further appearing to the Court that the execution for costs against the Defendant was returned by the Sheriff of this County, "No Property Found", it is therefore, ORDERED and DECREED by the Court that the costs be and hereby are now taxed against the State of Alabama pursuant of Section 119, (3), Title 34, 1955 Cumulative Pocket Parts, Code of Alabama.

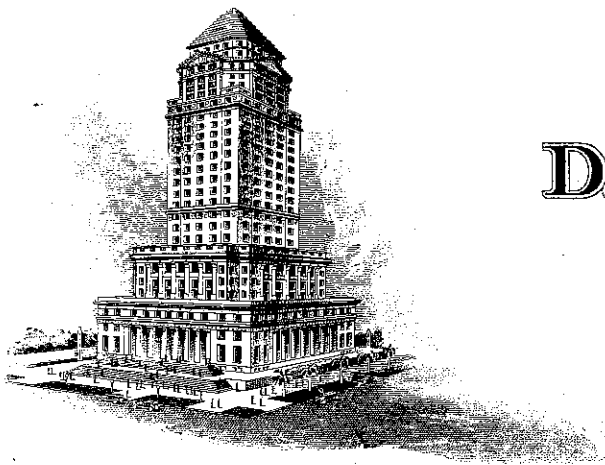
This 7th day of May 1959.

Robert M. Hall
Judge Circuit Court, In Equity.

FILED

M

ALICE J. DUCK, CLERK
REGISTER



DADE COUNTY

MIAMI 6, FLORIDA

OFFICE OF
E. B. LEATHERMAN
CLERK OF CIRCUIT COURT
AND RECORDER

P. O. BOX 1031

DADE COUNTY COURTHOUSE

October
30th
1957

CLERK OF CIRCUIT COURT
BALDWIN COUNTY
BAY MINETTE, ALABAMA

RE: CUSLEY, ANNE A. VS KENNETH WARREN CUSLEY # 206438

Dear Sir:

At the direction of the State's Attorney office, we are forwarding herewith, various papers pertaining to the above styled cause, as reflected in Clerk's Certificate, copy of which is also enclosed.

Please sign and return attached copy of this letter, thereby acknowledging the enclosed.

Until disposition of this cause by order, all correspondence should be directed to Petitioner's representative;

Adele Segall Faske, Assistant State Attorney
Room 904, Court House, Miami, Florida.

Upon termination of cause in your Court, please furnish this office a certified copy of your court's order which should provide funds "be paid to PETITIONER through the Clerk of the Circuit Court, Dade County, Florida", so that we may disburse promptly.

Yours very truly,

E. B. LEATHERMAN
Clerk Circuit Court.

BY *Wm Peeler*
Deputy Clerk

EBL/~~ak~~
amp

HOUSE BILL NO. 1219

AN ACT providing for the enforcement of the legal duty of any person to support another or others; providing for the interstate extradition of any person, who in this or any other state, is charged with the crime of nonsupport or failure to support; providing for the civil enforcement of the obligation of one person to support another or others, whether such obligation arises in this State or another State; providing reciprocity with other States having like or similar reciprocal laws; and providing the effective date hereof.

Be It Enacted by the Legislature of the State of Florida:

Section 1. *Short Title.*—This act may be cited as the Uniform reciprocal enforcement of support act.

Section 2. *Purposes.*—The purposes of this act are to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto.

Section 3. *Definitions.*—As used in this act unless the context requires otherwise.

(1) "State" includes any state, territory or possession of the United States and the District of Columbia in which this or a substantially similar reciprocal law has been enacted.

(2) "Initiating state" means any state in which a proceeding pursuant to this or a substantially similar reciprocal law is commenced.

(3) "Responding state" means any state in which any proceeding pursuant to the proceeding in the initiating state is or may be commenced.

(4) "Court" means the circuit court of this state and when the context requires, means the court of any other state as defined in a substantially similar reciprocal law.

(5) "Law" includes both common and statute law.

(6) "Duty of support" includes any duty of support imposed or imposable by law, or by any court order, decree or judgment, whether interlocutory or final, whether incidental to a proceeding for divorce, judicial separation, separate maintenance or otherwise.

(7) "Obligor" means any person owing a duty of support.

(8) "Obligee" means any person to whom a duty of support is owed.

Section 4. *Remedies additional to those now existing.*—The remedies herein provided are in addition to and not in substitution for any other remedies.

Section 5. *Extent of duties of support.*—Duties of support arising under the law of this state, when applicable under section 8, bind the obligor, present in this state, regardless of the presence or residence of the obligee.

Section 6. *Interstate rendition.*—The governor of this state (1) may demand from the governor of any other state the surrender of any person found in such other state who is charged in this state with the crime of failing to provide for the support of any person in this state and (2) may surrender on demand by the governor of any other state any person found in this state who is charged in such other state with the crime of failing to provide for the support of a person in such other state. The provisions for extradition of criminals not inconsistent herewith shall apply to any such demand although the person whose surrender is demanded was not in the demanding state at the time of the commission of the crime and although he had not fled therefrom. Neither the demand, the oath nor any proceedings for extradition pursuant to this section need state or show that the person whose surrender is demanded has fled from justice, or at the time of the commission of the crime was in the demanding or other state.

Section 7. *Relief from the above provisions.*—Any obligor contemplated by section 6, who submits to the jurisdiction of the court of such other state and complies with the court's order of support, shall be relieved of extradition for desertion or nonsupport entered in the courts of this state during the period of such compliance.

Section 8. *Choice of law.*—Duties of support applicable under this act are those imposed or imposable under the laws of any state where the obligor was present during the period for which support is sought. The obligor is presumed to have been present in the responding state during the period for which support is sought until otherwise shown.

Section 9. *Remedies of a state or political subdivision thereof furnishing support.*—Whenever the state or a political subdivision thereof furnishes support to an obligee, it has the same right to invoke the provisions hereof as the obligee to whom the support was furnished for the purpose of securing reimbursement of expenditures so made and of obtaining continuing support.

Section 10. *How duties of support are enforced.*—All duties of support are enforceable by complaint irrespective of relationship between the obligor and obligee. Jurisdiction of all proceedings hereunder shall be vested in the circuit court.

Section 11. *Contents of complaint for support.*—The complaint shall be verified and shall state the name and, so far as known to the plaintiff, the address and circumstances of the defendant and his dependents for whom support is sought and all other pertinent information. The plaintiff may include in or attach to the complaint any information which may help in locating or identifying the defendant including, but without limitation by enumeration, a photograph of the defendant, a description of any distinguishing marks of his person, other names and aliases by which he has been or is known, the name of his employer, his finger prints, or social security number.

Section 12. *Official to represent plaintiff in proceeding initiated in this state.*—The state attorney, upon the request of the court, or of the state department of public welfare, or of the state welfare director, or of the district board of public welfare, shall represent the plaintiff in any proceeding initiated in this state under this act.

Section 13. *Petition for a minor.*—A complaint on behalf of a minor obligee may be brought by a person having legal custody of the minor without appointment as guardian ad litem.

Section 14. *Duty of court of this state as initiating state.*—If the court of this state acting as an initiating state finds that the petition sets forth facts from which it may be determined that the defendant owes a duty of support and that a court of the responding state may obtain jurisdiction of the defendant or his property, it shall so certify and shall cause three (3) copies of (1) the complaint, (2) its certificate and (3) this act to be transmitted to the court in the responding state. If the name and address of such court is unknown and the responding state has an information agency comparable to that established in the initiating state it shall cause such copies to be transmitted to the state information agency or other proper official of the responding state, with a request that it forward them to the proper court, and that the court of the responding state acknowledge their receipt to the court of the initiating state.

Section 15. *Costs and fees.*—

(a) Where the action is brought by or through the state, or an agency thereof, no clerk's fees shall be required of it, but if an order be entered under subsection (c) of this section requiring the defendant to pay the costs, such order shall be deemed to include the clerk's fees for services rendered in an action brought by or through the state or an agency thereof.

(b) If the plaintiff files with the clerk of the court of this state an affidavit that he or she is insolvent and unable to pay the costs, charges or fees otherwise payable by law, accompanied and supported by a written certificate signed by a state or local public welfare official or employee of the initiating state or by the attorney who by the laws of the initiating state may be required to represent the plaintiff, or by the judge of the court of the initiating state, to the effect that he or she has made an investigation to ascertain the truth of the plaintiff's affidavit and that he believes the same to be true, and that he or she has investigated the plaintiff's claim and that he or she believes it to be meritorious, then, upon the filing of such affidavit and certificate, regardless of whether this state is the initiating state or the responding state, the plaintiff shall be entitled to have performed in this state the necessary services of the clerk, sheriff, and court reporter in any proceedings under this act, including contempt proceedings, without cost to the plaintiff.

(c) If this state be the responding state and if the court enters an order requiring the defendant to furnish support or reimbursement therefor, the court may also by order or orders require that the defendant pay all costs, charges and fees in the proceedings incurred in this state, including costs, charges and fees incurred in contempt proceedings. If no order requiring the payment of the costs by the defendant is made under this subsection, or if such an order is made and the court thereafter finds that compliance therewith cannot or should not be compelled, the court may in its discretion order that the costs, charges and fees, except clerk's fees incurred in an action brought by or through the state or an agency thereof, be paid by the county.

(d) If this state be the initiating state, and if the plaintiff files an insolvency affidavit and certificate as permitted by subsection (b) of this section, then the court may in its discretion order that the costs, charges and fees incurred in this state be paid by the county.

Section 16. *Jurisdiction by arrest.*—When the court of this state, acting either as an initiating or responding state, has reason to believe that the defendant may flee the jurisdiction it may (a) as an initiating state request in its certificate that the court of the responding state obtain the body of the defendant by appropriate process if that be permissible under the law of the responding state; or (b) as a responding state, obtain the body of the defendant by appropriate process.

Section 17. *State information agency.*—The state department of public welfare is hereby designated as the state information agency under this act, and it shall be its duty:

(1) To compile a list of the courts and their addresses in this state having jurisdiction under this act and transmit the same to the state information agency of every other state which has adopted this or a substantially similar act.

(2) To maintain a register of such lists received from other states and to transmit copies thereof as soon as possible after receipt to every court in this state having jurisdiction under this act.

Section 18. *Duty of the court of this state as responding state.*—When the court of this state, acting as a responding state, receives from the court of an initiating state the aforesaid copies, it shall (1) docket the cause, (2) notify the state attorney, whose duty it shall be to carry on the proceedings, (3) set a time and place for a hearing, and (4) take such action as is necessary in accordance with the laws of this state to obtain jurisdiction.

Section 19. *Further duty of responding court.*—If a court of this state, acting as a responding state, is unable to obtain jurisdiction of the defendant or his property due to inaccuracies or inadequacies in the complaint or otherwise, the court shall communicate this fact to the court in the initiating state, shall on its own initiative use all means at its disposal to trace the defendant or his property, and shall hold the case pending the receipt of more accurate information or an amended complaint from the court in the initiating state.

Section 20. *Procedure.*—The court shall conduct proceedings under this act in the manner prescribed by law for an action for the enforcement of the type of duty of support claimed.

Section 21. *Order of support.*—If the court of the responding state finds a duty of support, it may order the defendant to furnish support or reimbursement therefor and subject the property of the defendant to such order.

Section 22. *Responding state to transmit copies to initiating state.*—The court of this state when acting as a responding state shall cause to be transmitted to the court of the initiating state a copy of all orders of support or for reimbursement therefor.

Section 23. *Additional powers of court.*—In addition to the foregoing powers, the court of this state when acting as the responding state has the power to subject the defendant to such terms and conditions as the court may deem proper to assure compliance with its orders and in particular,

(a) To require the defendant to furnish recognizance in the form of a cash deposit or bond of such character and in such amount as the court may deem proper to assure payment of any amount required to be paid by the defendant.

(b) To require the defendant to make at specified intervals to the clerk of the court or the obligee such payments as are specified by the Florida Court and to report personally to such clerk at such times as may be deemed necessary.

(c) To punish the defendant who shall violate any order of the court to the same extent as is provided by law for contempt of the court in any other suit or proceeding cognizable by the court.

Section 24. *Additional duties of the court of this state when acting as a responding state.*—The court of this state when acting as a responding state shall have the following duties which may be carried out through the clerk of the court:

(a) Upon the receipt of a payment made by the defendant pursuant to any order of the court or otherwise, to transmit the same forthwith to the court of the initiating state, and

(b) Upon request to furnish to the court of the initiating state a certified statement of all payments made by the defendant.

Section 25. *Additional duty of the court of this state when acting as an initiating state.*—The court of this state when acting as an initiating state shall have the duty which may be carried out through the clerk of the court to receive and disburse forthwith all payments made by the defendant or transmitted by the court of the responding state.

Section 26. *Evidence of husband and wife.*—Laws attaching a privilege against the disclosure of communications between husband and wife are inapplicable to proceedings under this act. Husband and wife are competent witnesses and may be compelled to testify to any relevant matter, including marriage and parentage.

Section 27. *Hearings and rules of evidence.*—Hearings shall be conducted before the judge without a jury. They shall be conducted in such informal manner as will best conduce to the ends of justice, and the judge shall not be bound by the technical rules of evidence.

Section 28. *Application of payments.*—Any order of support issued by a court of this state when acting as a responding state shall not supercede any previous order of support issued in a divorce or separate maintenance action, but the amounts for a particular period paid pursuant to either order shall be credited against amounts accruing or accrued for the same period under both.

Section 29. *Effect of participation in proceeding.*—Participation in any proceedings under this act shall not confer upon any court jurisdiction of any of the parties thereto in any other proceeding.

Section 30. *Severability.*—If any provision hereof or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Section 31. *Repealer.*—Chapter 88, Florida Statutes, which was enacted as chapter 27996, laws of Florida, acts of 1953, known as the Uniform support of dependents law, is hereby repealed, except, however, that support actions heretofore commenced may be carried forward either under said law or under this Uniform reciprocal enforcement of support act.

Section 32. *Uniformity of interpretation.*—This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it.

Section 33. *Time of taking effect.*—This act shall take effect immediately upon its becoming a law.

Approved by the Governor June 15, 1955.

Filed in Office Secretary of the State June 16, 1955.

STATE OF FLORIDA)
COUNTY OF LEON)

I, R. A. GRAY, Secretary of State of the State of Florida, do hereby certify that I have compared the above and foregoing copy of Chapter 29901, Laws of Florida, Acts of 1955, with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom of the whole of said original law.

R. A. GRAY
Secretary of State



GREAT SEAL

ANNE A. CUSLEY, mother, o/b/o
Karla Joan,
Petitioner.

206438

vs.

KENNETH WARREN CUSLEY

Respondent.

1. What is your name? A. ANNE A. CUSLEY W/F Age: 45 yrs. FL90812
2. Where are you living? A. 135 N.E. 59th Street, Miami, Florida
3. What is the name of your ex-husband? A. KENNETH WARREN CUSLEY W/M Age: 49
4. Where is your ex-husband now living? A. Foley, Alabama
5. When and where were you married? A. August 28, 1945 - Providence, R.I.
6. Are you now married to Respondent? A. Y/// NO divorced
7. Were there any children of this marriage? YES 1 /N//
8. What are their names?
 1. KARLA JOAN CUSLEY(11) 6-13-46
 2. _____
 3. _____
9. When was it that your ex-husband last lived with you? A. January 22, 1950
10. When and how much was his last contribution for support? A. No support since separation.
11. Is there a complaint or Order for Support in any court? A. Yes
12. Explain: Final Decree of Divorce - Dade County, Florida
October 12, 1953 - no specified amount as to support.
13. Are you employed? A. Yes WHERE? Food Fair, 86th & Bisc. Blvd. Miami, Florida
14. What is your salary? A. \$45.00 per week
15. Have you any other source of income? A. None
16. What is this source and how much? A. none
17. What amount do you require for Y///Y///Y///Y/// child _____ per week? \$20.00
18. Do you know where your ex-husband is employed? A. NO, I dont.
He works for a photographer.
19. What is his position? A. Photographer SALARY? \$150 to \$200wee
20. Are you now receiving Public Aid? A. NO
21. Have you applied for Public Aid? A. I applied several years ago.

DATE October 11, A.D., 1957.

Anne A. Cusley
SIGNATURE OF PETITIONER

AFFIDAVIT TO ONE IN
FORMA PAUPERIS

STATE OF FLORIDA)
) SS.
COUNTY OF DADE)

206433

ANNE A. CUSLEY, being first duly sworn on oath,
deposes and says: that she is the Petitioner in the above and
foregoing Petition by her subscribed, that she is insolvent and
unable to pay the costs, fees and charges incident to the prose-
cution of said Petition, and invokes the controlling provisions
of Chapter 58.09 of the Florida Statutes Annotated.

Anne A. Cusley
Petitioner

Subscribed and sworn to before me this 11th day of October,
A.D. ~~1956~~ 1957.

Margaret H. Zuehl
Notary Public

My Commission Expires _____

CERTIFICATE

I hereby certify that I have made an investigation of Petitioner's
Affidavit of Insolvency above, and I verily believe it to be true;
that I have investigated the nature of Petitioner's claim as set
forth in said Petition and that, in my opinion, her claim is meritor-
ious as a matter of law; and I have not been paid or promised payment
of any fee or other remuneration for my services and intend to act as
attorney for plaintiff without charge or compensation under the
terms and conditions set forth in Chapter 29901, Laws of 1955.

Adelo Legall Fashe
Assistant State Attorney

FILED

NOV 2 1957

ALICE L. BUCK, Register