

THE STATE OF ALABAMA  
 COUNTY OF BALDWIN  
AUDREY CLEMMONS GIADROSICH  
 Petitioner.  
 vs.  
ROBERT EDWARD GIADROSICH  
 Respondent.

CIRCUIT COURT, IN EQUITY

Case No. 4675

## PETITION UNDER ALABAMA UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT

The petition of AUDREY CLEMMONS GIADROSICH respectfully shows:

1. THAT she is the wife of former Robert Edward Gladrosich, the respondent; that petitioner was duly married to said respondent on or about May 21, 1945, at Lucedale, Mississippi and that her present address is Bay Minette, Baldwin County, Alabama.

2. THAT petitioner is the mother and said respondent is the father of the following named dependent(s): Robert Edward Gladrosich, born October 21, 1946; Linda Rae Gladrosich, born March 31, 1948; Raymond Eugene Gladrosich, born April 23, 1954; and Arnold Clifton Gladrosich, born June 10, 1955.

3. THAT petitioner and said child(ren) ~~is~~ (are) entitled to support from the respondent under the provisions of the Uniform Reciprocal Enforcement of Support Law of this State. (Chapt. 4, Art. 4, Title 34, 1953 Cumulative Supplement to Volume 6, 1940 Code of Alabama) copy of which is attached and made a part hereof, and under the provisions of like laws of other States including the State herein after referred to.

4. THAT respondent, on or about May 30, 1959, and subsequent thereto, refused and neglected to provide fair and reasonable support for petitioner and the other dependent(s) according to his means and earning capacity.

5. THAT upon information and belief, respondent now is residing or domiciled at 1729 Jackson Ave., New Orleans, La., and that respondent is within the jurisdiction of the Court of Orleans Parish, New Orleans, La., which State has enacted a law substantially similar to the Uniform Reciprocal Enforcement Law 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.

*Audrey Clemmons Gladrosich*  
 Petitioner.

THE STATE OF ALABAMA, COUNTY OF Baldwin  
 Before me, Alice J. Duck, Register, Circuit Court, In Equity, in and for the State and County aforesaid, personally appeared Audrey Clemmons Gladrosich 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 matters stated on information and belief, and as to those matters she believes them to be true.

This the 14 day of March, 1961

*Alice J. Duck*  
 Register, Circuit Court, In Equity

County, Alabama.

THE STATE OF ALABAMA  
 COUNTY OF BALDWIN

CIRCUIT COURT, IN EQUITY.

AUDREY CLEMMONS GIADROSICH  
 Petitioner.

VS.

Case No. ....

ROBERT EDWARD GIADROSICH  
 Respondent.

TESTIMONY OF AUDREY CLEMMONS GIADROSICH, PETITIONER,  
 UNDER ALABAMA UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT LAW,

(Chapt. 4, Art. 4, Title 34, 1953 Sup. to Code.)

Audrey Clemmons Giadrosich, the petitioner herein, being duly sworn, on oath, testifies as follows:

Q. What is your full name?

A. **Audrey Clemmons Giadrosich.**

Q. What is your present address?

A. **Bay Minette, Alabama**

Q. When and where were you married to respondent?

A. **May 21, 1945, at Lucedale, Mississippi.**

Q. Where and for what length of time did you and respondent live together as husband and wife?

A. **In Alabama, and Tennessee from date of marriage until he left me on or about May 30, 1959.**

Q. Are you still the wife of the respondent? If divorced, state when and where and in what court you were divorced from him. **Am divorced from respondent. (See copy of divorce and agreement thereto attached.)**

A.

Q. Were any children born of this marriage? If so, state names and ages and year of birth of children now living and where and with whom they are now living.

A. **Robert Edward Giadrosich, born Oct 21, 1946; Linda Rae Giadrosich, born March 31, 1948; Raymond Eugene Giadrosich, born April 23, 1954; and Arnold Clifton Giadrosich, born June 10, 1955. All are living with Petitioner in Bay Minette, Alabama**

Q. Are you now pregnant?

A. **No.**

Q. What were the circumstances leading to the separation from your husband?

A. **Husband just left family and went to New Orleans - no cause for leaving.**

Q. When and where was it your husband last lived with you?

A. **May, 1959, in Chattanooga, Tenn.**

Q. When and how much was his last contribution for support?

A. **On February 18, 1961, one payment of \$70.00 received, which was the first since last October.**

Q. Is there a complaint pending in any Court or an order for support made by any Court and if so state what Court and what the complaint or order is.

A. See attached divorce decree, with Agreement attached, from the Circuit Court of Baldwin County, Bay Minette, Alabama, in Equity.

Q. Are you employed and what are your earnings?

A. Working most of time, and when working full time I earn \$40.00 per week.

Q. Have you any other source of income? If so, what is the source and what is the amount thereof?

A. None.

Q. What do you require for the support of yourself and your children?

A. \$70.00 every two weeks.

Q. Do you know the present whereabouts of your husband? If so, please give his home address.

A. Last known address was 1729 Jackson Ave., New Orleans, La.

Q. State the condition of health of yourself and children.

A. During past three months one child has been in hospital, another has been treated by the doctor a number of times, and I have been under the doctor's care. Our health has been poor.

Q. Have you any debts outstanding? If so, state particulars.

A. I owe approximately \$350.00, which has been borrowed to pay doctor bills, hospital bills, medicines, groceries and other necessities. I do not own any automobile.

Q. Do you know if and where your husband is now employed? If so, state: Name and address of employer and give husband's Social Security number.

A. He is employed by Maryland Casualty Company, located in Maryland Casualty Building, 210 Dryages St., New Orleans, La. I do not know his social security number.

Q. What is his salary, if you know?

A. Approximately \$125.00 per week.

Q. Are you now receiving public aid? How much?

A. None.

Q. Give an accurate physical description of the respondent (color of hair, distinguishing marks, age, etc.), describe other names and aliases by which he is known and attach a recent photograph or snapshot of the respondent.

A. Height - about 5'11", weight - about 190 pounds. Hair is brown, eyes are brown. Wears glasses.

*Audrey Clemmons Gladrosich*  
Audrey Clemmons Gladrosich  
Petitioner.

Taken and sworn to before me this 14 day of March, 1961.

*Hubert M. Steele*  
Hubert M. Steele  
Judge of the Circuit Court, In Equity,

Baldwin County, Alabama.

THE STATE OF ALABAMA, BALDWIN COUNTY

IN THE CIRCUIT COURT OF BALDWIN COUNTY

IN EQUITY

AUDREY CLEMMONS GIADROSICH

Petitioner

vs

ROBERT EDWARD GIADROSICH

Respondent

No. \_\_\_\_\_

PAUPER'S AFFIDAVIT

The State of Alabama, }

Baldwin County

Audrey Clemmons Giadrosich being duly sworn, deposes and says that she is the petitioner in the foregoing petition; that she is advised and believes that she has a good cause of action for support under the Uniform Reciprocal Enforcement of Support Act (Act No. 879 of the 1951 Legislative Session, Act No. 823 of the 1953 Legislative Session) and that owing to her poverty, she is unable to pay the costs or give such security as may be required by the State of Alabama, if any, in such cases.

*Audrey Clemmons Giadrosich*

Subscribed and sworn to before me this 14 day of March 1961

*Allice J. Whack*  
Register Circuit Court in Equity, Baldwin County, Alabama

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THE STATE OF ALABAMA

COUNTY OF BALDWINAUDREY CLEMMONS GIADROSICH

Petitioner.

VS.

ROBERT EDWARD GIADROSICH

Respondent.

CIRCUIT COURT,  
IN EQUITY

Case No. \_\_\_\_\_

CERTIFICATE UNDER ALABAMA UNIFORM RECIPROCAL  
ENFORCEMENT OF SUPPORT LAW

The undersigned, as Judge of the Circuit Court, in Equity, of Baldwin County, Alabama, hereby certifies:

1. THAT on March, 1961, a petition was verified by the above-named petitioner and duly filed in this Court in a proceeding against the above-named respondent, commenced under the provisions of the Alabama Uniform Reciprocal Enforcement of Support Law (Chapt. 4, Art. 4, Title 34, 1953 Cumulative Supplement to Volume 6, 1940 Code of Alabama) to compel the support of the dependent(s) named in such petition.

2. THAT the above-named respondent is believed to be residing or domiciled at 1729 Jackson Ave., New Orleans, La., and working at Maryland Casualty Company office on 5th Floor Maryland Casualty Company Building, 210 Dryades Street, New Orleans, La.

and that the Parish Court of the County of Orleans, State of La., may obtain jurisdiction of the respondent or his property.

3. THAT the undersigned Judge has examined the petitioner under oath and she has reaffirmed the allegations contained in the petition; and that according to the testimony of the petitioner the needs of the dependent(s) named in the petition for support from the respondent amounts to the sum of \$ 70.00 ~~per month~~ every two weeks.

4. THAT in the opinion of the undersigned Judge the petition sets forth facts from which it may be determined that the respondent owes a duty of support and that such petition should be dealt with according to law.

WHEREFORE, it is hereby ordered that one copy of petitioner's testimony and three copies of: (a) the petition; (b) the Court's certificate, and (c) Chapt. 4, Art. 4, Title 34, 1953 Cumulative Supplement to Volume 6, 1940 Code of Alabama, be transmitted to the \_\_\_\_\_ Court, Parish of Orleans, State of La., for further proceedings according to law by that Court.

*Hubert M. Hall*

Judge of the Circuit Court, In Equity

Hubert M. Hall

Baldwin County, AlabamaDated: March, 1961.

IN TRIPLICATE.

ALABAMA'S RECIPROCAL ENFORCEMENT OF SUPPORT ACT

(Compiled from Act No. 879, General Acts of Alabama 1951 and Act No. 823, General Acts of 1953)

Authorizing and prescribing the procedure for civil proceedings to compel the support of certain persons within and without the state by other persons under a legal obligation to support them.

Section 1. PURPOSES. The purposes of this act are to improve and to extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto. (1951)

Section 2. 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 in equity 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 imposed 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. (1951)

Section 3. REMEDIES ADDITIONAL TO THOSE NOW EXISTING. The remedies herein provided are in addition to and not in substitution for any other remedies. (1951)

Section 4. EXTENT OF DUTIES OF SUPPORT. Duties of support arising under the law of this state when applicable under Section 7 hereof, bind the obligor present in this state, regardless of the presence or residence of the obligee. (1953)

Section 5. 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 the other state. (1951)

Section 6. RELIEF FROM THE ABOVE PROVISIONS. Any obligor contemplated by Section 5, 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 non-support entered in the courts of this state during the period of such compliance. (1951)

Section 7. CHOICE OF LAWS. Duties of support 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 unless otherwise shown. (1953)

Section 8. REMEDIES OF A STATE OR POLITICAL SUBDIVISION THEREOF FURNISHING SUPPORT. Whenever the state or a political subdivision thereof has furnished 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. (1953)

Section 9. HOW DUTIES OF SUPPORT ARE ENFORCED. All duties of support are enforceable by petition irrespective of relationship between the obligor and the obligee. Jurisdiction of all proceedings hereunder shall be vested in the circuit court in equity.

A petition on behalf of a minor obligee may be brought by a person having legal custody of the minor without appointment as guardian.

In any proceeding under this Act the court may order interrogatories or depositions to be taken within or without the state, pursuant to the provisions of law applicable to a court of record.

The court, whether acting as an initiating state or a responding state, may direct the circuit solicitor or some other prosecuting attorney for the state to represent the plaintiff in any proceeding under this Act.

Participation in any proceeding under this Act shall not confer upon any court jurisdiction of any of the parties thereto in any other proceeding. (1953)

Section 10. CONTENTS OF PETITION FOR SUPPORT. The petition shall be verified and shall state the name and, so far as known to the petitioner, the address and circumstances of the respondent and his dependents for whom support is sought and all other pertinent information. (1951)

Section 15. ADDITIONAL POWERS OF COURT. (a) In addition to the foregoing powers, the court of this state when acting as the responding state has the power to subject the respondent to such terms and conditions as the court may deem proper to assure compliance with its orders and in particular: (1) To obtain the body of the respondent by appropriate process when it has reason to believe that the respondent may flee the jurisdiction. (2) To require the respondent 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 respondent. (3) To require the respondent to make payment at specified intervals to the register of the court or the obligee and to report personally to such register at such times as may be deemed necessary. (4) To punish the respondent who shall violate any order of the court to the same extent as is provided by law for contempt of court in any other suit or proceeding cognizable by the court.

(b) A court of this state acting either as an initiating or responding state may in its discretion direct that any part of or all fees and costs incurred in this state, including without limitation by enumeration, fees for filing, service of process, seizure of property, and stenographic service of both petitioner and respondent, or either, shall be paid by the state. Where the action is brought by or through the state or an agency thereof there shall be no filing fee. Security for costs may or may not be required when the petition is filed by or on behalf of a non-resident dependent, as the court may in its discretion direct. (1953)

Section 16. 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 register of the court.

(a) Upon the receipt of a payment made by the respondent 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 respondent. (1951)

Section 17. 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 register of the court to receive and disburse forthwith all payments made by the respondent or transmitted by the court of the responding state. (1951)

Section 18. 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 to testify to any relevant matter, including marriage and parentage. (1951)

Section 19. 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 effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable. (1951)

Section 20. EFFECTIVE DATE. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law. (1951 and 1953)  
January 1959.



I, Bettye Frink, Secretary of State of the State of Alabama, do hereby certify that the above pages contain a true, accurate and literal copy of Act No. 879 of the 1951 Regular Legislative Session, as amended by Act No. 823 of the 1953 Regular Legislative Session.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State at the Capitol in the City of Montgomery, this 7<sup>th</sup> day of March 1960



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Bettye Frink  
Secretary of State

Section 11. DUTY OF COURT OF THIS STATE AS INITIATING STATE.

(a) 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 respondent 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 copies of (1) the petition, (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.

(b) When the court of this state, acting as an initiating state, has reason to believe that the respondent may flee the jurisdiction it may request in its certificate that the court of the responding state obtain the body of the respondent by appropriate process if permissible under the law of the responding state. (1953)

Section 12. DUTY OF THE COURT OF THIS STATE AS RESPONDING STATE.

(a) 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 circuit solicitor, (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.

(b) Any order of support issued by a court of this state when acting as a responding state shall not supersede 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.

(c) If a court of this state, acting as a responding state, is unable to obtain jurisdiction of the respondent or his property due to inaccuracies or inadequacies in the petition 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 respondent or his property, and shall hold the case pending the receipt of more accurate information or an amended petition from the court in the initiating state. (1953)

Section 13. ORDER OF SUPPORT. If the court of the responding state finds a duty of support, it may order the respondent to furnish support or reimbursement therefor and subject the property of the respondent to such order. (1953)

Section 14. 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 orders for reimbursement therefor. (1951)

THE STATE OF ALABAMA

COUNTY OF BaldwinAudrey Giadrosich

Petitioner.

vs.

Robert Edward Giadrosich

Respondent.

CIRCUIT COURT, IN EQUITY

Case No. 4675

## PETITION UNDER ALABAMA UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT

The petition of Audrey Giadrosich respectfully shows:

1. THAT she is the wife of Robert Edward Giadrosich, the respondent; that petitioner was duly married to said respondent on or about 5/21/45, at Pascagoula, Miss. and that her present address is Bay Minette, Ala.

2. THAT petitioner is the mother and said respondent is the father of the following named dependent(s):  
Robert Edward Giadrosich, Jr. born 10/21/46; Linda Rae Giadrosich born 3/31/48  
Raymond Eugene Giadrosich born 4/21/54; Arnold Clifton Giadrosich born 6/11/55

3. THAT petitioner and said child(ren) (is) (are) entitled to support from the respondent under the provisions of the Uniform Reciprocal Enforcement of Support Law of this State. (Chapt. 4, Art. 4, Title 34, 1953 Cumulative Supplement to Volume 6, 1940 Code of Alabama) copy of which is attached and made a part hereof, and under the provisions of like laws of other States including the State herein after referred to.

4. THAT respondent, on or about May 6, 1959, and subsequent thereto, refused and neglected to provide fair and reasonable support for petitioner and the other dependent(s) according to his means and earning capacity.

5. THAT upon information and belief, respondent now is residing or domiciled at 101 Hartman St. N. Chattanooga, Tenn., and that respondent is within the jurisdiction of the Court of Juvenile Court of Hamilton County, Tenn., which State has enacted a law substantially similar to the Uniform Reciprocal Enforcement Law 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.

Audrey Giadrosich  
Petitioner.

THE STATE OF ALABAMA, COUNTY OF BaldwinBefore me, Alice J. Duck, Register, Circuit Court, In Equity, in and for the State

and County aforesaid, personally appeared Audrey Giadrosich 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 matters stated on information and belief, and as to those matters she believes them to be true.

This the 5<sup>th</sup> day of Aug, 1959

Alice J. Duck  
Register, Circuit Court, In Equity

Baldwin County, Alabama.

THE STATE OF ALABAMA  
 COUNTY OF BALDWIN

CIRCUIT COURT, IN EQUITY.

Audrey Giadrosich  
 Petitioner.

vs.

Case No. 4675

Robert Edward Giadrosich  
 Respondent.

TESTIMONY OF Audrey Giadrosich, PETITIONER,  
 UNDER ALABAMA UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT LAW,

(Chapt. 4, Art. 4, Title 34, 1953 Sup. to Code.)

Audrey Giadrosich, the petitioner herein, being duly sworn, on oath, testifies as follows:

Q. What is your full name?

A. **Audrey Giadrosich**

Q. What is your present address?

A. **Bay Minette, Alabama**

Q. When and where were you married to respondent?

A. **May 21, 1945, at Pascagoula, Mississippi**

Q. Where and for what length of time did you and respondent live together as husband and wife?

A. **Lived as husband and wife for 14 years in Chattanooga, Tenn.**

Q. Are you still the wife of the respondent? If divorced, state when and where and in what court you were divorced from him.

A. **Yes**

Q. Were any children born of this marriage? If so, state names and ages and year of birth of children now living and where and with whom they are now living.

A. **Yes - Robert Edward Giadrosich, Jr. born 10/21/46; Linda Rae Giadrosich born 3/31/48; Raymond Eugene Giadrosich born 4/21/54; Arnold Clifton Giadrosich born 6/11/55; - Living with the Petitioner their mother.**

*Living with petitioner's mother*

Q. Are you now pregnant?

A. **No**

Q. What were the circumstances leading to the separation from your husband?

A. **Excessive drinking & general abuse**

Q. When and where was it your husband last lived with you?

A. **101 Hartman Street - N. Chattanooga, Tenn.**

Q. When and how much was his last contribution for support?

A. **\$20.00 since May 6, 1959, - received by money order at Bay Minette, Ala.**

Q. Is there a complaint pending in any Court or an order for support made by any Court and if so state what Court and what the complaint or order is.

A. Complaint pending in Juvenile Court of Hamilton County, Tenn. for non-support-  
no action taken.

Q. Are you employed and what are your earnings?

A. no

Q. Have you any other source of income? If so, what is the source and what is the amount thereof?

A. no

Q. What do you require for the support of yourself and your children?

A. \$40.00

Q. Do you know the present whereabouts of your husband? If so, please give his home address.

A. 101 Hartman, N. Chattanooga, Tenn.

Q. State the condition of health of yourself and children.

A. Good

Q. Have you any debts outstanding? If so, state particulars.

A. Grocery Bill \$30.00                      Bank Note        \$25.00  
Milk Bill        \$34.00                      Clothing        \$100.00

Q. Do you know if and where your husband is now employed? If so, state: Name and address of employer and give husband's Social Security number.

A. Employed by Commercial Union - Ocean Group on Manufactures Road, Chattanooga, Tenn.  
at Lockout Boiler Works

Q. What is his salary, if you know?

A. \$100.00 weekley

Q. Are you now receiving public aid? How much?

A. No

Q. Give an accurate physical description of the respondent (color of hair, distinguishing marks, age, etc.), describe other names and aliases by which he is known and attach a recent photograph or snapshot of the respondent.

A. 6' 1" tall; Hair Brown; Eyes- Brown; Age- 38; Weight- 160-170; Social security  
number is tatooed on leg.

*Clayton Gladwick*  
Petitioner.

Taken and sworn to before me this 5 day of Aug, 19 57

*Reid F. Runk*  
Clerk Judge of the Circuit Court, In Equity,  
County, Alabama.

THE STATE OF ALABAMA

CIRCUIT COURT,  
IN EQUITY

COUNTY OF Baldwin

AUDREY GIADROSICH

Petitioner.

vs.

ROBERT EDWARD GIADROSICH

Respondent.

Case No. ....

CERTIFICATE UNDER ALABAMA UNIFORM RECIPROCAL  
ENFORCEMENT OF SUPPORT LAW

The undersigned, as Judge of the Circuit Court, in Equity, of BALDWIN County, Alabama, hereby certifies:

1. THAT on August 4, 1959, a petition was verified by the above-named petitioner and duly filed in this Court in a proceeding against the above-named respondent, commenced under the provisions of the Alabama Uniform Reciprocal Enforcement of Support Law (Chapt. 4, Art. 4, Title 34, 1953 Cumulative Supplement to Volume 6, 1940 Code of Alabama) to compel the support of the dependent(s) named in such petition.

2. THAT the above-named respondent is believed to be residing or domiciled at 101 Hartman St., North Chattanooga, Tenn.

and that the Juvenile Court of the County of Hamilton, State of Tenn., may obtain jurisdiction of the respondent or his property.

3. THAT the undersigned Judge has examined the petitioner under oath and she has reaffirmed the allegations contained in the petition; and that according to the testimony of the petitioner the needs of the dependent(s) named in the petition for support from the respondent amounts to the sum of \$ 160.00 per month.

4. THAT in the opinion of the undersigned Judge the petition sets forth facts from which it may be determined that the respondent owes a duty of support and that such petition should be dealt with according to law.

WHEREFORE, it is hereby ordered that one copy of petitioner's testimony and three copies of: (a) the petition; (b) the Court's certificate, and (c) Chapt. 4, Art. 4, Title 34, 1953 Cumulative Supplement to Volume 6, 1940 Code of Alabama, be transmitted to the Juvenile Court, County of Hamilton, State of Tenn., for further proceedings according to law by that Court.

*Robert M. Nace*  
Judge of the Circuit Court, In Equity

Baldwin County, Alabama

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in above stated cause, which said decree is on file and enrolled in my office.

Dated: 8-5-59

WITNESS MY HAND AND SEAL THIS THE 5 day of Aug, 1959

IN TRIPLICATE.

*Alice J. Duck*  
Register of Circuit Court in Equity

# STATE OF ALABAMA

IN THE CIRCUIT COURT FOR THE COUNTY OF Baldwin

IN EQUITY

AUDREY GIADROSICH

Petitioner,

vs.

ROBERT EDWARD GIADROSICH

Respondent.

Equity No. ....

URES A No. ....

### PAUPER'S AFFIDAVIT

COUNTY OF BALDWIN —ss.

AUDREY GIADROSICH

....., being duly sworn, deposes and says that she is the petitioner in the foregoing Petition; that she is advised and believes that she has a good cause of action for support under the UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT OF ALABAMA, and that, owing to her poverty, she is unable to pay the costs or give such security as may be required by the State of Tennessee, if any, in such cases.

*Audrey Giadrosich*

Subscribed and sworn to before me this 4 day of Aug, A.D. 1957

*Archie A. Smith*  
Notary Public, Baldwin County, Alabama.  
*clerk of court*

My commission expires: .....

ALABAMA'S RECIPROCAL ENFORCEMENT OF SUPPORT ACT

(Compiled from Act No. 879, General Acts  
of Alabama 1951 and Act No. 823, General  
Acts of 1953)

Authorizing and prescribing the procedure for civil proceedings to compel the support of certain persons within and without the state by other persons under a legal obligation to support them.

Section 1. 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. (1951)

Section 2. 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 in equity 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 imposed 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. (1951)

Section 3. REMEDIES ADDITIONAL TO THOSE NOW EXISTING. The remedies herein provided are in addition to and not in substitution for any other remedies. (1951)

Section 4. EXTENT OF DUTIES OF SUPPORT. Duties of support arising under the law of this state when applicable under Section 7 hereof, bind the obligor present in this state, regardless of the presence or residence of the obligee. (1953)

Section 5. 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 the other state. (1951)

Section 6. RELIEF FROM THE ABOVE PROVISIONS. Any obligor contemplated by Section 5, 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 non-support entered in the courts of this state during the period of such compliance. (1951)

Section 7. CHOICE OF LAWS. Duties of support 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 unless otherwise shown. (1953)

Section 8. REMEDIES OF A STATE OR POLITICAL SUBDIVISION THEREOF FURNISHING SUPPORT. Whenever the state or a political subdivision thereof has furnished 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. (1953)

Section 9. HOW DUTIES OF SUPPORT ARE ENFORCED. All duties of support are enforceable by petition irrespective of relationship between the obligor and obligee. Jurisdiction of all proceedings hereunder shall be vested in the circuit court in equity.

A petition on behalf of a minor obligee may be brought by a person having legal custody of the minor without appointment as guardian.

In any proceeding under this Act the court may order interrogatories or depositions to be taken within or without the state, pursuant to the provisions of law applicable to a court of record.

The court, whether acting as an initiating state or a responding state, may direct the circuit solicitor or some other prosecuting attorney for the state to represent the plaintiff in any proceeding under this Act.

Participation in any proceeding under this Act shall not confer upon any court jurisdiction of any of the parties thereto in any other proceeding. (1953)

Section 10. CONTENTS OF PETITION FOR SUPPORT. The petition shall be verified and shall state the name and, so far as known to the petitioner, the address and circumstances of the respondent and his dependents for whom support is sought and all other pertinent information. (1951)

Section 11. DUTY OF COURT OF THIS STATE AS INITIATING STATE.  
(a) 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 respondent 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

copies of (1) the petition, (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.

(b) When the court of this state, acting as an initiating state, has reason to believe that the respondent may flee the jurisdiction it may request in its certificate that the court of the responding state obtain the body of the respondent by appropriate process if permissible under the law of the responding state. (1953)

Section 12. DUTY OF THE COURT OF THIS STATE AS RESPONDING STATE. (a) 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 circuit solicitor, (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.

(b) Any order of support issued by a court of this state when acting as a responding state shall not supersede 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.

(c) If a court of this state, acting as a responding state, is unable to obtain jurisdiction of the respondent or his property due to inaccuracies or inadequacies in the petition 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 respondent or his property, and shall hold the case pending the receipt of more accurate information or an amended petition from the court in the initiating state. (1953)

Section 13. ORDER OF SUPPORT. If the court of the responding state finds a duty of support, it may order the respondent to furnish support or reimbursement therefor and subject the property of the respondent to such order. (1953)

Section 14. 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 orders for reimbursement therefor. (1951)

Section 15. ADDITIONAL POWERS OF COURT. (a) In addition to the foregoing powers, the court of this state when acting as the responding state has the power to subject the respondent to such terms and conditions as the court may deem proper to assure compliance with its orders and in particular: (1) To obtain the body of the respondent by appropriate process when it has reason to believe that the respondent may flee the jurisdiction. (2) To require the respondent 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 respondent. (3) To require the respondent to make payment at specified intervals to the register of the court or the obligee and to report personally to such register at such times as may be deemed necessary. (4) To punish the respondent who shall violate any order of the court to the same extent as is provided by law for contempt of court in any other suit or proceeding cognizable by the court.

(b) A court of this state acting either as an initiating or responding state may in its discretion direct that any part of or all fees and costs incurred in this state, including without limitation by enumeration, fees for filing, service of process, seizure of property, and stenographic service of both petitioner and respondent, or either, shall be paid by the state. Where the action is brought by or through the state or any agency thereof there shall be no filing fee. Security for costs may or may not be required when the petition is filed by or on behalf of a non-resident dependent, as the court may in its discretion direct. (1953)

Section 16. 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 register of the court:

(a) Upon the receipt of a payment made by the respondent 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 respondent. (1951)

Section 17. 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 register of the court to receive and disburse forthwith all payments made by the respondent or transmitted by the court of the responding state. (1951)

Section 18. 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 to testify to any relevant matter, including marriage and parentage. (1951)

Section 19. 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 effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable. (1951)

Section 20. EFFECTIVE DATE. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law. (1951 and 1953)

Section 20. EFFECTIVE DATE. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law. (1951 and 1953)

I, Mary Texas Hurt Garner, Secretary of State of the State of Alabama, do hereby certify that the above pages contain a true, accurate and literal copy of Act No. 879 of the 1951 Regular Legislative Session, as amended by Act No. 823 of the 1953 Regular Legislative Session.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State at the Capitol in the City of Montgomery, this 6<sup>th</sup> day of May, 1957.

Mary Texas Hurt Garner  
SECRETARY OF STATE

AUDREY GIADROSICH  
COMPLAINANT

VS.

ROBERT EDWARD GIADROSICH  
RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY, CASE NO. 4675

D E C R E E

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, (b), Title 34, 1955 Cumulative Pocket Parts, Code of Alabama.

This 5th day of January, 19 62.

  
\_\_\_\_\_  
Judge Circuit Court, In Equity.

2074

17 October 1961

The Juvenile Court  
Orleans Parish  
421 Loyola Ave.,  
New Orleans, La.

Re: Audrey Clemmons Giadrosich,  
Petitioner,  
Vs  
Robert Edward Giadrosich,  
Respondent.  
Case No. 4675 (Baldwin County,  
Alabama)


Gentlemen:

The above-named Petitioner, Audrey Clemmons Giadrosich, has retained me to advise you that the above Respondent, Robert Edward Giadrosich, is considerably behind in his payments to her, and she is very much pressed because he has failed to make payments regularly as he is supposed to do. According to the information furnished undersigned, Mr Giadrosich is supposed to pay to Mrs Giadrosich \$70.00 every other week. Beginning with the payment on May 30, 1961, Mr Giadrosich has made the \$70.00 payment on the following dates: June 15, June 29, July 12, August 23, September 7, September 19th, and since that date no payments have been received, although one month has passed. According to my record he is behind payments for the 25th of July, the 8th of August, and the 3rd and 17th of October, 1961.

I realize Mr Giadrosich may have some valid reason for not making the payment, such as sickness. However, Mrs Giadrosich has heard nothing from him to that effect. And because of the nature of his work it is my understanding that even if he is sick his salary would continue for a certain period of time which should enable him to make the payments for a while.

Mrs Giadrosich would greatly appreciate your checking into this matter and requiring Mr Giadrosich to resume the payments due his family at once. And, unless he has a valid reason for skipping the above-mentioned payments back due, then any help you could render to require him to catch up with the back-payments would be appreciated.

Very truly yours,

  
Kenneth Cooper

KC/kc