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STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF MACOMB

EDWARD HANNAFORD,

Plaintiff,

-vs-

No. 95-4609-DM

CHRISTINE MORRISON,

Defendant.

MOTION

The Proceedings had before the HONORABLE
PETER J. MACERONI, Circuit Judge, in the City of Mount
Clemens, County of Macomb, State of Michigan, on Monday,
the 20th Day of July, 1998, at 10:21 a.m.

APPEARANCES:

HAROLD A. PERAKIS, ESQ., (P35921)
Attorney at Law,

Appearing on behalf of the Plaintiff,

ANNETTE L. BAKER, ESQ., (P26250)
Attorney at Law

Appearing on behalf of the Defendant.

REPORTED BY: Marlene L. Olech,
Certified Shorthand Reporter

MACOMB COURT REPORTERS, INC.

WILLIAM R. CARROLL & ASSOCIATES
7 NORTH MAIN STREET - SUITE 102
MOUNT CLEMENS, MICHIGAN 48043
(810) 468-2411

ST. CLAIR COUNTY OFFICE: 511 FORT ST. - SUITE 355 PORT HURON, MICHIGAN 48060 (810) 468-2411

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MOTION

Monday, July 20, 1998

WITNESSES:

None Sworn

EXHIBITS:

None Marked

1 had any connection with Ideal Travel Agency. Well,
2 your Honor, my client brought me receipts from the
3 New York Marriott from the New York dated June 1st,
4 1997, an Ideal Travel Agency account where Mr.
5 Hannaford stayed at this hotel and paid cash \$376.00
6 for his bill on their --- it was on their account and
7 he doesn't have anything to do with it.

8 He claimed that he takes home \$577.48
9 per week. By his own figures, your Honor, his weekly
10 expenses are \$646.00 per week and that does not
11 include medical insurance premiums, his life
12 insurance premiums which are over \$200.00, aviation
13 insurance, the opere salary, food out-of-pocket
14 expenses, payments made to various airports to cover
15 the cost of keeping his airplane there when he goes
16 on his trips.

17 When he purchased his home on
18 Overbrook in 1990, Miss Morrison claims that his
19 application for a mortgage he stated that he earned
20 \$100,000.00 a year. We've asked for a copy of that
21 mortgage application. We got a refinancial
22 application which has nothing to do with what
23 happened in 1990.

24 He couldn't possibly be living on the

1 amount of money that he claims to be living on
2 because his expenses have to be more. Miss Morrison
3 has in her possession cash receipts totaling
4 \$71,000.00 from a period of six months, from
5 December, 1996 to June, 1997 including a \$52,000.00
6 cash transfer from Mr. Hannaford's parents here in
7 Michigan to a bank in California.

8 THE COURT: What's your request to the
9 Court?

10 MS. BAKER: We're requesting the
11 documents that were asked for by Miss Morrison's
12 prior attorney. She has the burden ---

13 THE COURT: Which are what?

14 MS. BAKER: Well, whatever is listed
15 on this. I've included it as an exhibit. I can't
16 tell you right off the top of my head. It's
17 attached as an exhibit to my original motion for show
18 cause. Your Honor, she has the burden ---

19 THE COURT: Counsel?

20 MS. BAKER: She has the burden of
21 proving that he is underrepresenting his income.
22 She's trying to meet that burden. She --- you know,
23 she has to pay support. That's fine, she's paying it
24 but let's be up front about what his financial

1 condition is.

2 THE COURT: Let's take a step back.
3 Relax. I asked you a question. What are you asking
4 for?

5 MS. BAKER: I'm asking for everything
6 that's on that request for discovery.

7 THE COURT: Which is where?

8 MS. BAKER: It's included as an
9 exhibit on my motion for show cause.

10 THE COURT: Dated what?

11 MS. BAKER: I believe it's June 2nd,
12 your Honor.

13 MR. PERAKIS: Your Honor, in answer,
14 we have answers to the allegations that she's made,
15 if this Court wishes. She misstates ---

16 THE COURT: I just want to get to the
17 issue.

18 MR. PERAKIS: I understand.

19 THE COURT: It's Monday morning and I
20 have a packed courtroom. I just asked what she
21 wants.

22 MR. HANNAFORD: I have it here.

23 THE COURT: I believe this is it.

24 MR. PERAKIS: This is from the 2nd of

1 April is the date or April 7th, I believe is the date
2 of the request.

3 MS. BAKER: With regards to his weekly
4 income it says its \$500.00.

5 THE COURT: Just tell me what is his
6 income.

7 MR. PERAKIS: She just said it's
8 \$540.00 a week. Actually it's \$770.00 a week, which
9 the Friend of the Court has already determined to be
10 his net income. So that's an extra \$220.00 a week
11 that she's had toward the payment of all excess
12 expenses that she claims.

13 The \$52,000 was the purchase of a
14 condominium that he had had received money over years
15 and years, you know, 23 years that he owned this
16 business. Where that comes into play in any income
17 is beyond us, your Honor.

18 Moreover, what I find interesting is
19 I've gotten --- we received an important statement
20 from opposing counsel that is important that there be
21 a fair representation of income to the Friend of the
22 Court.

23 When Miss Morrison went to the Friend
24 of the Court she claimed nineteen hundred dollars a

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THE COURT: We're going to go back and go back to '92.

MS. BAKER: If he provides and signs the authorization for those tax years, my client will get those tax returns, both corporate and personal.

MR. PERAKIS: And also she's going to provide us with a 1997 tax return.

THE COURT: Yes.

MR. PERAKIS: I don't know whether --- I think she has that in her possession now, unless you want us to sign --- have her sign an authorizations. It doesn't matter.

MS. BAKER: I don't have it.

MR. PERAKIS: If it's in a safe deposit box it will be produced at another time?

THE COURT: Yes.

MR. PERAKIS: There is to be counseling for Miss Morrison only, with the counselor of her choice. Except I simply ask, your Honor, that the counselor be somehow proficient in family counseling issues. That would be the only restriction.

THE COURT: So there's no misunderstanding between the parties, that was the

1 that's what the number consists of.

2 Sixty-one --- we would ask that 61
3 percent of that be paid immediately. We would
4 approximate \$750.00, I believe. That's where we
5 stand. And in sum, we would ask \$250.00 for child
6 support, \$168.00 child care per week, that the child
7 support and child care be referred to the Friend of
8 the Court. And the date of the retroactivity, I
9 believe, is June 29th of '97, which is the date that
10 Referee Sacazzi (phonetic) used and also that we be
11 paid a lump sum for the uninsured medical cost at
12 this point of \$750.00.

13 MS. BAKER: Can I respond to this,
14 your Honor?

15 THE COURT: Sure.

16 MS. BAKER: First of all, as the Court
17 is aware, there were a lot of arguments regarding
18 what Mr. Hannaford's income really is. And with the
19 information that we have obtained so far, we can see
20 that the amount of money that he claimed he earned in
21 1997 form W2 which is \$44,000.00 is grossly
22 understated. Because his, in fact, expenses are much
23 more than that.

24 I mean there is no way even by his own

