

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF MACOMB

EDWARD HANNAFORD,

Plaintiff,

-vs-

Case No. 95-4609-DM

CHRISTINE LYNN MORRISON,

Defendant.

COPY

PROCEEDINGS

BEFORE THE HONORABLE PETER J. MACERONI, (P-16922) JUDGE

Mount Clemens, Michigan - Monday, March 8, 1999

APPEARANCES:

For the Plaintiff(s): In Pro Per

For the Defendant(s): In Pro Per

REPORTED BY: Susan L. Hassig, CSR-0939  
Official Court Reporter  
(810) 469-5851

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1 from September 10th of 1996, Page 26, where the  
2 plaintiff says he works from noon to three on three  
3 alternating days per week and earns seventy-five  
4 thousand per year with medical benefits.

5 THE COURT: Were you referring to the  
6 final recommendation which has not yet been adopted?

7 CHRISTINE MORRISON: Correct.

8 But you ordered a hundred dollars in child care  
9 expenses based on nine hours of baby-sitting a week.  
10 I don't think that's reasonable. And also if you are  
11 shown income discrepancies of a thousand dollars a  
12 week, would that verify the Court investigating?

13 THE COURT: Well, the Court always  
14 investigates as evidenced by this final  
15 recommendation.

16 MS. MORRISON: But--

17 THE COURT: It says, said  
18 investigation would indicate that the plaintiff's net  
19 weekly income amounts to \$404.66, and the defendant's  
20 net weekly income amounts to \$1901.74. So the  
21 investigation date, we do investigate.

22 CHRISTINE MORRISON: Okay. But  
23 there's also another, in '96 he claimed four hundred  
24 dollars a week, that's a significant income  
25 discrepancy, wouldn't you think? There's

1 seventy-five--

2 THE COURT: Ma'am, ma'am, you are not  
3 represented by an attorney, but it's not proper to  
4 ask me what I think or not think. You want to make  
5 statements or give me facts and figures, fine, and  
6 I'll make my decision based upon that.

7 CHRISTINE MORRISON: Okay.

8 THE COURT: Mr. Hannaford, you are  
9 employed outside the home?

10 EDWARD HANNAFORD: Yes.

11 THE COURT: What are your work hours?

12 EDWARD HANNAFORD: They vary usually  
13 from eleven until eight.

14 THE COURT: 11:00 a.m.?

15 EDWARD HANNAFORD: Yes.

16 THE COURT: To eight.

17 EDWARD HANNAFORD: p.m.

18 THE COURT: p.m.

19 EDWARD HANNAFORD: Or seven, seven or  
20 eight.

21 THE COURT: Where are you currently  
22 employed?

23 EDWARD HANNAFORD: Bill's Suburban.

24 THE COURT: Pardon?

25 EDWARD HANNAFORD: Bill's Suburban. I

1 THE COURT: Based upon that testimony,  
2 I feel a hundred dollars a week is more than  
3 appropriate.

4 CHRISTINE MORRISON: Is it true that  
5 the child support formula in the Friend of the Court  
6 recommendation and judge's determination can vary  
7 when the formula, when there would be reason that  
8 there would be an unfair or improper applying of the  
9 formula?

10 THE COURT: If I understand your  
11 question, I think you mean is the Court obligated to  
12 follow the support guidelines? The answer is yes;  
13 however, the Court does have equitable powers and  
14 under certain circumstances can deviate from the  
15 guidelines.

16 CHRISTINE MORRISON: Is it true in the  
17 Michigan Child Support Formula Manual under Q there's  
18 special consideration in determining income of  
19 self-employed persons and business owners?

20 THE COURT: Ma'am, I'm going to say  
21 this again. It is not my function to sit up here and  
22 educate you with our legal system. Now, you have a  
23 motion, I'll listen to your motion, but I'm not going  
24 to sit up here and answer your questions.

25 CHRISTINE MORRISON: Okay. Can you

1 give that to him?

2 THE COURT: Consent judgment of  
3 annulment. What is your issue regarding the consent  
4 judgment of annulment?

5 CHRISTINE MORRISON: The validity of  
6 it. I never consented or signed that and neither did  
7 my attorney.

8 THE COURT: Your attorney did.

9 CHRISTINE MORRISON: He said to form  
10 only, not content.

11 THE COURT: Miss Morrison, you are  
12 objecting to items that have been entered almost two  
13 years ago. And that's entitled consent judgment of  
14 annulment.

15 CHRISTINE MORRISON: Not without a  
16 signature.

17 THE COURT: That was approved as to  
18 form only, and as far as Mr. Aiello was concerned and  
19 signed by Mr. Perakis, and if there was any problem  
20 with that it should have been appealed a long time  
21 ago.

22 CHRISTINE MORRISON: I never  
23 consented. Can you tell me why on my docket sheet I  
24 have asked for asset discovery more than thirty  
25 times; it was granted but the orders were never

1 complied with over and over in this court? At my  
2 expense.

3 THE COURT: Give me a specific order.

4 CHRISTINE MORRISON: April 2nd of  
5 1998, or the 29th, and then Mr. Perakis objected to--

6 EDWARD HANNAFORD: We had an  
7 evidentiary hearing next week scheduled for all of  
8 this.

9 CHRISTINE MORRISON: Liwienski's  
10 recommended order.

11 THE COURT: When is the evidentiary  
12 hearing?

13 EDWARD HANNAFORD: Next Tuesday.

14 THE COURT: That's--

15 EDWARD HANNAFORD: 16th, I believe.

16 THE COURT: Do either one of you have  
17 a piece of paper indicating what that evidentiary  
18 hearing will cover?

19 CHRISTINE MORRISON: I don't, no.

20 EDWARD HANNAFORD: Request for  
21 production of documents.

22 CHRISTINE MORRISON: He was told to  
23 produce these several times.

24 EDWARD HANNAFORD: I have a file here  
25 two inches thick that she has received.

1 CHRISTINE MORRISON: You have in front  
2 of you July 20th of '98. Those were produced without  
3 attestation to my attorney, '96 and '97 documents  
4 that are in that file for exhibits.

5 EDWARD HANAFORD: She keeps getting  
6 answers and doesn't like the answers and keeps  
7 requesting more and that's why we are having the  
8 hearing next week.

9 CHRISTINE MORRISON: I've received  
10 nothing with attestation. And on my docket sheet you  
11 will see requests for more than thirty times for  
12 depositions, production of documents.

13 THE COURT: What is your definition of  
14 depo?

15 CHRISTINE MORRISON: A deposition.

16 THE COURT: Yes.

17 CHRISTINE MORRISON: For asset  
18 discovery. To ask, to depose him under--

19 THE COURT: Oh. Mr. Hannaford, was  
20 your deposition ever taken?

21 EDWARD HANNAFORD: No.

22 THE COURT: My clerk just advised me  
23 that 10:30 next Tuesday that we have scheduled an  
24 evidentiary hearing regarding these issues.

25 EDWARD HANNAFORD: That's right.

