

LEGAL UPDATE: FAMILY LAW
October 15, 2015
OCA Court Officer Training Academy
123 William St, 12th floor
New York, NY

3:10 – 4 p.m. Recent Developments in Child Support Case Law & Support Objections
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Outline

- I. Recent cases of interest regarding paternity and support
 - A. The “Cap” - Social Services Law Section 111i(2)(b).
 Beroza v. Hendler, 109 A.D.3d 498, 97 N.Y.S.2d 313 (2d Dept. 2013)
 - B. Temporary Orders of Support
 Davydova v Sasonov, 109 A.D.3d 955, 972 N.Y.S.2d 293 (2d Dept. 2013)
 - C. Child Support in Joint Custody Cases
 Bast v. Rossoff, 91 N.Y.2d 723, 675 N.Y.S.2d 19, 697 N.E.2d 1009 (1998)
 Rubin v. Della Salla, 107 A.D.3d 60, 964 N.Y.S.2d 41 (1st Dept. 2013)
 - D. Who is a Parent?
 Debra H. v. Janice R., 14 N.Y.3d 576, 904 N.Y.S.2d 262, 930 N.E.2d 184
 How will the Supreme Court’s decision in Obergefell v. Hodges affect parentage?
 - E. Estoppel
 Shondel J. v. Mark D., 7 N.Y.3d 320 (2006) – seminal case
 Savel v. Shields, 58 A.D.3d 323 (3d Dept. 2009) – estoppel applied regarding a 3 year old
- II. Tips for Court Attorneys Regarding Objections
 - A. Common issues
 - B. Writing tips