

remain in full force and effect.

5. Since entry of the original Decree and Joint Child Custody Plan, the parties and the minor children have continued to reside in Tulsa County, Oklahoma, and the minor children have maintained significant connections with this jurisdiction, therefore, this Court maintains continuing, exclusive jurisdiction to modify its Orders pursuant to the Uniform Child Custody Jurisdiction and Enforcement Act and the Uniform Interstate Family Support Act. 43 O.S. §§ 551-202, 601-205.

6. The current Child Support Order should be modified and child support increased in this matter because since the entry of the last order for support in this case, the parties' incomes and the children's needs have substantially changed such that a modification is appropriate and authorized pursuant to Oklahoma Statute Title 43 §118I(A)(1).

7. The modification order should be effective as of the date this Motion is filed. 43 O.S. §118I(A)(3).

8. Additionally, at the time of entry of the Decree, Petitioner carried the health insurance for the minor children at a cost of approximately \$283.93 per month. Comparable insurance coverage for the minor children is available to Respondent at no cost. The obligation to provide insurance for the minor children should be modified accordingly.

9. Also, Respondent has provided dental and vision insurance for the minor children since June 2012, without contribution from Petitioner. Petitioner should be ordered to reimburse Respondent his proportionate share of this cost over the last 17 months and Respondent should receive a credit for the cost of same going forward in any

order modifying child support.

10. Furthermore, now that the children are beginning to participate in extra-curricular activities, child support should be modified to provide that the parties divide the expenses of the children's agreed-upon extra-curricular activities pursuant to their *pro rata* percentage share of income pursuant to the Oklahoma Child Support Guidelines.

11. In addition, the Decree of Divorce awards Petitioner the state and federal income tax dependent exemptions and credit for two (2) of the three (3) minor children each and every year because, at the time of entry of the Decree, Respondent was not gainfully employed. Now that Respondent is gainfully employed, the dependency exemption for the three (3) minor children should be awarded equally to both parties with Respondent receiving two (2) of the three (3) children beginning tax year 2013.

12. Furthermore, the parties' Decree and Joint Child Custody Plan do not provide Respondent the opportunity to care for the minor children when Petitioner is unable to due to his work schedule. Currently, Petitioner places the children in before school, after school and summer care during his custodial periods with the children. Respondent is a school teacher and is available to care for the children during the times that Petitioner is unable to due to work, thereby allowing her more time with the children and avoiding the expense of third-party care. The current orders should be modified to provide Respondent the opportunity to care for the minor children both after school and during the summer while Petitioner is working.

13. Furthermore, the provisions concerning the exchange of the children for holiday parenting time during the school year should be modified so that the parent receiving the children receives them upon the children being recessed from school.

14. Additionally, the parties' current physical custody schedule provides that the parties shall equally share physical custody of the minor children during their Spring Break. This should be modified so that the parties alternate Spring Break to allow the parent with physical custody of the children to take them on vacation, if they so desire. Due to the alternating schedule of the remainder of the holidays, Petitioner should be awarded Spring Break during odd-numbered years and Respondent awarded Spring Break during even-numbered years.

15. Pursuant to the provisions of the Joint Child Custody Plan, currently in full force and effect, Respondent requested that Petitioner participate in mediation before filing this Motion. Petitioner refused to attend mediation in good faith, therefore, Petitioner should be responsible for Respondent's attorney fees and costs incurred herein.

WHEREFORE, premises considered, Respondent prays that this Court award her relief consistent with the above and foregoing and for such other and further relief as this Court deems just and equitable.

Respectfully submitted,

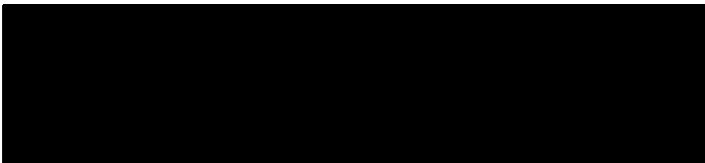
ROBERTSON CORNELL

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ATTORNEYS FOR RESPONDENT,
[REDACTED]

Verification

STATE OF OKLAHOMA)
)
COUNTY OF TULSA) ss:

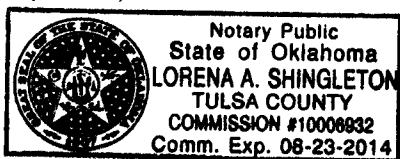
████████████████████, being of legal age and first duly sworn upon her oath, does hereby verify that she has read and understands the above and foregoing pleading and that the contents thereof are true and correct to the best of her knowledge, information and belief.



Sworn to before me this 4th day of November, 2013.

Lorena A. Shingleton
Notary Public - State of Oklahoma

My Commission Expires:
August 23, 2014
(SEAL)



CERTIFICATE OF SERVICE

I do hereby certify that on November 5, 2013, I caused a true, correct, and exact copy of the above and foregoing instrument to be:

- electronic service
- faxed
- e-mailed
- hand-delivered
- mailed with proper postage thereon
- mailed via certified mail
- third-party commercial carrier

to: David A. Tracy, Esq.
320 South Boston Avenue, Suite 1130
Tulsa, Oklahoma 74103



Melissa F. Cornell
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