

*J. C. Stephenson*      *CB*  
Jay C. Stephenson  
Clerk of Superior Court Cobb County

IN THE SUPERIOR COURT OF COBB COUNTY

STATE OF GEORGIA

RHONDA P. HARDAWAY-BROWN, \*

Plaintiff, \*

CIVIL ACTION  
FILE NO. 08-1-384-28

v. \*

RODNEY C. BROWN, \*

Defendant. \*

**AMENDED FINAL ORDER ON CONTEMPT**

Plaintiff's Motion For Attachment For Contempt having come before this Court on February 11, 2008, pursuant to a Rule Nisi and the Defendant having been served according law; Plaintiff was represented by counsel; Blake Halberg of DeVilleville & Halberg, and Defendant appeared Pro Se. After the call of the case, the Court heard testimony from the parties as well as evidence that was entered into the record, and argument of counsel and hereby enters the following Order:

1.

The Court finds that Defendant is in willful contempt of the final decree of divorce entered in the Superior Court of Cobb County on December 4, 2007 in Civil Action File Number 07-1-03687-28, for failure to pay Plaintiff one half of his child support obligation in the amount of \$655.00 for January 2008, one half of his child support obligation in the amount of \$655.00 for February 2008. The Court finds that Defendant last made a child support payment in early January 2008. Therefore Defendant owes child support in the amount of \$1,310.00 as of the date of this hearing.

2.

The Court finds that Defendant is in willful contempt of the Final Decree for failure to pay Plaintiff her portion of the proceeds from the sale of the marital residence in the amount of \$1,500.00, for December 2007, January 2008 and February 2008. Under the parties divorce decree payments were to be made by Defendant at the rate of \$500.00 per month to Plaintiff.

3.

The Court finds that Defendant is in willful contempt of the Final Decree for failure to pay Plaintiff the \$25.00 co-pay for reimbursement of medical expenses for the parties' minor child.

4.

The Court finds that Defendant is in willful contempt of the Final Decree for failure to pay to Plaintiff's counsel \$600.00 out of the \$1,500.00 of Plaintiff's attorney's fees that he is obligated to pay under the parties' divorce decree for the months of December 2007, January 2008 and February 2008.

5.

Further, the Court finds that Defendant's income is \$10,400.00 per month and the amounts Defendant is required to pay to and on behalf of Plaintiff under the divorce decree are should not be burdensome upon Defendant.

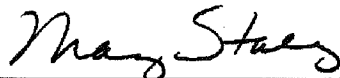
6.

As a result of Defendant being found in willful contempt of the Final Decree of divorce, the Court awards Plaintiff attorney's fees and costs of litigation in the amount of \$ 1,380.00.

7.

Defendant Rodney Brown may purge himself of this contempt by paying all of the amounts owed hereunder in the amount of \$ 4,815.00, by certified funds to Plaintiff in care of her counsel within thirty (30) days of February 11, 2008. Upon Defendant Rodney Brown's failure to purge this contempt, the Sheriff of Cobb County, Georgia is ordered to take the Defendant into custody where he is to be confined in the common jail of Cobb County, Georgia, and held there until such time as said amounts are paid or until further order of this Court.

So ORDERED, this 14 day of March, 2008, *Nunc Pro Tunc to February 14, 2008.*



MARY E. STALEY, Judge  
Superior Court of Cobb County  
Cobb Judicial Circuit

Prepared and Present by:



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