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FREE AFFIDAVIT PRODUCES NUMEROUS STATE COURT VICTORIES

by LT(j.g.) Gregory K. Parsons U.S. Navy, PDRL

Since 1987, the individual state and commonwealth family law systems have been presumptuously using disabled veterans' disability compensation benefit awards in establishment calculations for child support. The U.S. Supreme Court held in ***Rose v. Rose* 481 U.S. 619 (1987)**: "A state court has jurisdiction to hold a disabled veteran in contempt for failing to pay child support, even if the veteran's only means of satisfying this obligation is to utilize veterans' benefits received as compensation for a service-connected disability."

However, that wasn't all that the *Rose* decision had to say regarding this domestic relations nightmare that a large percentage of disabled vets unfortunately experience sooner or later. The good news is that after the noted 1987 deficiencies cited in that high court ruling, U.S. Congress, under the leadership of President Reagan, went to work and actively legislated to preclude disabled veterans from having to endure the consequences of the *Rose* verdict by establishing the new presidential cabinet level Department of Veterans Affairs and passing the **Veterans Judicial Review Act of 1988** (VJRA). A few years later, they repealed 38 U.S.C. § 211, engrossed § 511 in its place, and finally, oversaw the 1998 implementation of *Information Memorandum IM-98-03* entitled ***Financial Support for Children from Benefits Paid by Veterans Affairs*** promulgated by the Commissioner of the Federal Office of Child Support Enforcement (OCSE) and as directed by the Secretary of Health & Human Services. And with that, *Rose v. Rose* was abrogated but only if the disabled veteran had knowledge of the active legislation.

However, because of congressional financial incentive laws, i.e. 42 U.S.C. §§ 658a & 655, the various states and commonwealths have stubbornly refused to read past the first page of the 1987 *Rose* holding. In doing so, they have also deviously, through their conspiring and abdicating state family law attorney associations, denied veterans due process in their family court hearings and proceedings. In 2014 after enduring years of contentious child support battles with the state of Texas and sensing that my federal civil rights had been ignored even though I had paid handsomely for legal representation, I began to seek answers with a small group of fellow disabled veterans also forced to abide by similar adversarial edicts. After several years of intense reading and research, I devised the ***Parsons Due Process Affidavit (PDPA)*** which assures that all the veteran's civil rights are asserted before the family court.

The PDPA is offered freely to all my "Disabled Vet Child Support Info" Facebook group members, established June 2015 with current membership totaling over 850, in a Microsoft WORD Template file. Recent court victories utilizing notarized PDPAs have been realized in Pennsylvania, North Carolina, Florida & Illinois. Find the group and learn much more by sending a request to join at the following link:

<https://www.facebook.com/groups/VeteranChildSupportGroup/>

The online MS Word PDPA Template link is <https://1drv.ms/w/s!Am6tHjeMUbKAasKybdDDNMQ4hhA>

To hear my recent interview regarding the PDPA, go to <http://www.blogtalkradio.com/marcusechols/2016/05/28/the-child-support-hustle-show>