

NORTH CAROLINA
_____ COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
____-CVD-____

_____,
Plaintiff,
v.
_____,
Defendant.

**COMPLAINT FOR
CHILD SUPPORT**

Plaintiff, complaining of Defendant, alleges and says:

1. Plaintiff is a citizen and resident of ____ County, North Carolina.
2. Defendant is a citizen and resident of ____ County, North Carolina.
3. Plaintiff and Defendant were lawfully married to each other on _____, and separated from each other on _____.
4. There are two minor children born of the marriage, namely: _____, born _____, social security number _____; and _____, born _____, social security number _____.
5. Throughout the parties' marriage, Defendant has worked as _____ and has been the primary wage-earner for the family. Defendant is gainfully employed and, upon information and belief, earns a gross annual income in excess of \$_____. (Defendant is capable of greater earnings and is currently voluntarily underemployed to minimize his liability.)
6. Throughout the parties' marriage, Plaintiff was the primary caretaker for the parties' children. Plaintiff currently earns a gross annual income of approximately \$_____.
7. Attached hereto as Exhibit A and incorporated herein by reference are the Affidavits as to Status of Minor Child as required by statute.
8. North Carolina is the home state of the minor children and this Court has jurisdiction over the matter of custody pursuant to N.C.G.S. § 50A-3.

9. Plaintiff has been the primary caretaker for each of the children from birth to present, attending to their physical and emotional needs on a daily basis, and being the parent primarily involved with their training, discipline and upbringing. Plaintiff has a secure and loving relationship with the children and is capable of providing them with a stable and nurturing environment.
10. Plaintiff is a fit and proper person to have the sole custody, care and control of the minor children, and the children's best interests would be served by vesting their custody in Plaintiff.
11. The best interests and welfare of the minor children would be served by vesting the primary physical custody, care and control of the children with Plaintiff, with Defendant having appropriate visitation times with the children.
12. The children are in need of financial support from Defendant, and Defendant is capable of contributing to the financial support of the children.
13. Defendant should be ordered to pay a monthly amount of child support to Plaintiff, as determined by the Court, and also to provide health insurance and to pay the children's medical, dental, prescription and orthodontic expenses not covered or reimbursed by insurance. (Said child support award should be based on Defendant's earning capacity.)

WHEREFORE, Plaintiff prays of the Court as follows:

1. That the Court determine an appropriate amount of child support to be paid by Defendant to Plaintiff;
2. That the Court order Defendant to pay Plaintiff's reasonable attorney fees in connection with the claims set forth herein;
3. That the costs of this action be taxed to Defendant; and
4. That the Court grant unto Plaintiff such other and further relief as the Court deems just and proper.

This the ____ day of _____, 20__.

Attorney for Plaintiff
NC State Bar No. _____

OF COUNSEL:
