STATE OF WYOMING	)	IN THE DISTRICT COURT
	) ss	
COUNTY OF _____	)	_____ JUDICIAL DISTRICT
Plaintiff/Petitioner:	)	Case Number_____
_____	)	
Person listed as Plaintiff or Petitioner on the Complaint or Petition	)	
vs.	)	
	)	
Defendant/Respondent:	)	
_____	)	
Person listed as Defendant or Respondent on the Complaint or Petition	)	

AFFIDAVIT OF IMPUTED INCOME

You might choose or need to file this form if:

- The other party did not give you a Confidential Financial Affidavit, **OR**
- You think the other party did not correctly or accurately report their income, **OR**
- You can show that the other party could earn more money than they do right now.

Information About You

1. My name is _____.

2. Mark only one:

☐ I am the Plaintiff/Petitioner in this case.

☐ I am the Defendant/Respondent in this case.

Why Are You Filing This Form?

This form is usually not required, but you might choose to file it anyway. In this part, you will tell the Court why you are filing this form. Mark all that apply.

3. ☐ The Court ordered me to file this form.
4. ☐ The other party has not given me a Confidential Financial Affidavit.
5. ☐ I can't get a Confidential Financial Affidavit from the other party because _____

_____

6. ☐ The amount of income the other party reported is not correct (it is wrong or untrue).

This is information for Section 7.
The Court may consider whether the other party is "voluntarily **un**employed" or "voluntarily **under**employed." This means the other party could earn more money, but they made choices that cause them to earn less than they could. For example, the other party has the ability to work, but chose to quit their job, chose to work fewer hours, or chose a lower-paying job. You can read the gray box at Section 18, below, for information on how to estimate how much the other party could earn.
If you think the other party is voluntarily unemployed or voluntarily underemployed, check the box for Section 7.

7. ☐ I want to show the Court that the other party is able to earn more money.

Information About the Other Party's Work History and Education

It's important for the Court to understand the other party's ability to earn money. In Section 8, you will describe the other party's work history (for example, if the other party changes jobs a lot or has worked for one company for many years).
Section 9 might or might not apply to your situation. If the other party has education or training that qualifies them for certain kinds of work (for example, an electrician's license), you will check the box for Section 9 and list the education or training on the blank lines.

8. This is what I know about the other party's work history: _____

_____

_____

_____

9. ☐ The other party has advanced education and professional training.
   This is a list of the other party's degrees, certifications, and professional trainings:

_____

_____

_____

_____

Information About the Other Party's Income

It's important for the Court to understand how much money the other party earns and receives. There are a lot of sections in this part. Fill them out as completely as you can.

10. This is what I know about the other party's income from work for the last two years: _____

_____

_____

_____

11. This is what I know about the other party's income from other sources (not work) for the last two years: _____

_____

_____

12. ☐ I don't know how much income the other party has had this year.

If you have check stubs, bank statements, or other documents that show income the other party received, attach copies of those papers to this Affidavit.

13. ☐ I have attached copies of all the income tax returns that I have from the last two years. They show how much money the other party earned.
14. ☐ I don't have income tax returns that show how much money the other party earned.
15. ☐ I have attached copies of other information about the other party's income.

If you know how much money the other party earns at their current or recent jobs, check the box for Section 16 and fill in one chart for each job. Do this for each job the other party works at now and for each job they had in the last two years.

In each chart:

- Check a box to show whether this is a current job or a recent job.
- Write where the other party works.
- Write how much the other party gets paid.
- Then check the correct box to show how often they get paid that amount.
- If the other party is self-employed at the job, check the box.

16. ☐ I know how much the other party gets paid now or got paid at jobs they had during the past two years.

Job 1	☐ Current Job	☐ Recent Job (within the last two years)
The other party works (or worked) at		
The other party gets paid (or used to get paid) $		
	☐ Once every week	
	☐ Once every two weeks	
	☐ Twice every month (for example, on the 1st and 15th)	
	☐ Once every month	
	☐ Once every year	
☐ Check this box if the other party is (or was) self-employed at this job. (For example, if the other party owns the business or is an independent contractor.)		

Job 2	☐ Current Job	☐ Recent Job (within the last two years)
The other party works (or worked) at		
The other party gets paid (or used to get paid) $		
	☐ Once every week	
	☐ Once every two weeks	
	☐ Twice every month (for example, on the 1st and 15th)	
	☐ Once every month	
	☐ Once every year	
☐ Check this box if the other party is (or was) self-employed at this job. (For example, if the other party owns the business or is an independent contractor.)		

Job 3	☐ Current Job	☐ Recent Job (within the last two years)
The other party works (or worked) at		
The other party gets paid (or used to get paid) $		
	☐ Once every week	
	☐ Once every two weeks	
	☐ Twice every month (for example, on the 1st and 15th)	
	☐ Once every month	
	☐ Once every year	
☐ Check this box if the other party is (or was) self-employed at this job. (For example, if the other party owns the business or is an independent contractor.)		

☐ I am attaching additional pages because the other party has more than 3 current or recent jobs.

In Section 17, you will write the total amount of money that you think the other party gets every month. Include all income the other party earns and receives.

"Income" means payment for work, and also includes payments like:

- tips,
- commissions,
- bonuses,
- disability benefits,
- annuity and retirement benefits,
- worker's comp,
- unemployment.

- This does <u>not</u> include payment for overtime worked unless you can show the Court that the overtime earnings are likely to continue consistently based on the overtime received during the past 24 months.
- This does <u>not</u> include SSI, SNAP, or POWER (Personal Opportunities With Employment Responsibilities) payments.

You will need to write in the party's **monthly income**.

You might need to do some math to figure out this number.

If the other party gets money **every week**:

Multiply the weekly amount by 52 and divide by 12.

If the other party gets money **every two weeks**:

Multiply the bi-weekly amount by 26 and divide by 12.

If the other party gets money **twice each month (on certain days each month)**:

Multiply the semi-monthly amount by 24 and divide by 12.

If the other party gets money **every year**:

Divide the yearly amount by 12.

17. I believe the other party's total income is approximately $_____ every month.

In Section 18, you will tell the Court the amount of money that you believe should be used to calculate child support.

- If you believe the other party currently has as much income as they can, you will check the first box and write the same number you wrote in Section 17.
- If you believe the other party currently has less income than they are capable of having, you will check the second box and write the <u>potential</u> (possible) income. You will use this option if you think the other party is voluntarily unemployed or voluntarily underemployed.

You might be able to estimate how much the other party could earn. If you have information about the other party's previous or current employment, you may be able to learn about potential income by visiting the US Department of Labor website at http://www.bls.gov/bls/blswage.htm. If you use any documents to estimate potential income, remember to attach those documents to this Affidavit when you file it.

The last blank line in Section 18 is for the **net** income.

"Net income" means how much money is left after certain items have been subtracted. (The subtracted items are called "**deductions**.") In order to calculate **net income**, these items are subtracted:

- personal income taxes,
- social security deductions,
- cost of dependent health care coverage for all dependent children,
- current payments that are actually being made under preexisting support orders for support of other children; do not deduct payments for back child support (arrearages),
- other court-ordered support obligations currently being paid,
- mandatory pension deductions.

You might not know exactly how much to deduct to figure out the net income. If you have to guess, the Court will expect you to do your best to make a fair and honest guess.

18. Check only one.

☐ I believe the other party's current monthly income of $_____ is a reasonable amount for the other party to earn.

OR

☐ Because of the other party's current income, past income, work history, education, and training, I believe the other party has the ability to earn $_____ every month.

After deductions (from the list above), a net income of $ _____ every month is a fair and reasonable estimate.

19. The net income stated in Section 18 should be used to calculate child support under the presumptive child support guidelines or to deviate from the presumptive child support amount.

I hereby swear or affirm, under penalty of perjury, that the information in this Affidavit is correct and complete to the best of my knowledge.

DATED _____, 20___.

Signature: _____

Printed Name: _____

Phone Number: _____

Home Address (Physical): _____

_____

Mailing Address: _____

_____

Email Address: _____

☐ A Wyoming Court Navigator helped with the completion of this form.

STATE OF WYOMING)
) ss
COUNTY OF _____)

SUBSCRIBED AND SWORN to before me this _____day of _____, 20___.
Witness my hand and official seal.

_____
CLERK OF COURT/NOTARIAL OFFICER

My commission expires: _____

CERTIFICATE OF SERVICE

I certify that the original of this document was filed with the Clerk of the District Court in _____ County, Wyoming.

I further certify that on _____, 20___, a true and accurate copy of this document was served on the other party in the following manner:

☐ Delivered by hand to: _____ (name)

☐ Faxed to this number: _____

☐ Mailed by United States Postal Service, postage pre-paid, to:

Name of other party or other party's attorney: _____

Address of other party or other party's attorney: _____

_____

_____

Signature: _____

Printed Name: _____

Date: _____, 20___