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STATE OF MICHIGAN
IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

Paul H. Deering,
Plaintiff,

v.

Laura P. Deering,
Defendant.

Case
HON.

RECEIVED FOR FILING
OAKLAND COUNTY CLERK

92-435044-DM



OAKLAND COUNTY JUDGE JOHN J. McDONALD
DEERING, PAUL. V. DEERING, LAUR

'95 APR 28 P3:10

Paul H. Deering, In Pro Per
62 Village Circle
Apartment 6
Rochester Hills, MI 48307
(810) 299-5887

Kenneth Bisdorf
Attorney for Plaintiff
400 West Maple Road
Suite 300
Birmingham, Michigan 48009
(810) 647-7514

DEPUTY COUNTY CLERK

STATE OF MICHIGAN
COUNTY OF OAKLAND } ss.

RUTH JOHNSON, County Clerk for the County
Oakland, Clerk of the Circuit Court thereof, the
being a Court of Record and having a Seal, her
certify that the attached is a true copy.

Laura P. Deering, In Pro Per
3367 Ellenboro
Troy, Michigan 48083
(810) 528-9338

In Testimony whereof, I have hereunto set my
placed the Seal of said Court this _____

RUTH JOHNSON, Clerk Register of Dees
Depu

**ANSWER TO MOTION FOR ENTRY OF ORDER IN CONFORMANCE WITH
FRIEND OF THE COURT RECOMMENDATION**

ANSWER TO FRIEND OF THE COURT

MOTION FOR JUDICIAL HEARING

Plaintiff states in ANSWER TO MOTION FOR ENTRY OF ORDER IN
CONFORMANCE WITH FRIEND OF THE COURT RECOMMENDATION and in answer
of the findings of the Friend of the Court:

1. Denied, as the ORDER dated February 24, 1994 was a
TEMPORARY ORDER PENDING THE INVESTIGATION OF THE FRIEND OF THE
COURT. Agreed, it was "without prejudice to either party."
2. Agreed.
3. Denied as untrue. Defendant failed to appear for the
initial hearing of March 29, 1994, the hearing was rescheduled to



May 13, 1994 and approximately two hours - not days - of testimony and evidence was taken before Referee David Bertucci.

4. Agreed.

5. Denied, as the Report is inaccurate and the recommendation is not in accordance with common law where the reduction of income was *involuntary*.

6. *Plaintiff has never stipulated to the finding of facts or Recommendation of the Friend of the Court be admitted as evidence.* The citations listed below indicate the inadmissibility of the F.O.C. Findings and Recommendation without Plaintiffs stipulation.

AFFIRMATIVE CITATIONS

Sweat v. Sweat - 329 Mich 251

Krachun v. Krachun - 355 Mich 167

McCarthy v. McCarthy - 74 Mich App 105

Plaintiff further states in rebuttal to the Recommendation by the Friend of the Court:

7. (FOC par. 5) Denied as untrue. All "sales" licenses were only intended as a temporary means of providing income as Laura completed her college first. She was to reciprocate as I completed my degree (Law) to which she refused. The Stock Brokers license expired approximately seven years ago in 1988, Real Estate Sales License expired shortly thereafter, and the Insurance License has had no active relationships since 1986 and to my knowledge expired January 1, 1995.

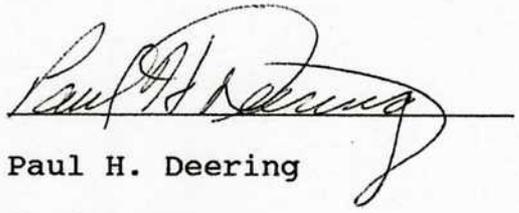
8. (FOC par. 7) Denied as untrue. Mr. Bertucci claims an adjusted gross income for 1991 of \$41,928.00. As stated plainly on the *joint* return that was our combined *adjusted gross* income.

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15. Mr. Bertucci's position lacks legal argument as the premises he used to support his quest to impute income are false.

WHEREFORE, Plaintiff asks the court to deny the admission of the Findings and Recommendation of the Friend of the Court as evidence, and schedule a Judicial Hearing.

Dated: April 28, 1995



Paul H. Deering

In Pro Per

Plaintiff

1991 W-2 and EARNINGS SUMMARY

Reference Copy

Statement 1991 OMB No. 15
Records.
Internal Revenue Service
Furnished to the IRS and appropriate State officials

Dept.	Corp.	Employer use only	
012		T	10

Name, address, and ZIP code
AGE CONNECTION INC
NORTHWESTERN
MINGTON HILLS MI 48018

Employer's ID number 38-2467147		Batch #170	
Employer's state ID number 38-2467147		Employee's SSA number 375-62-8337	
6 Stat Emp.	Deceased	Pension plan	Legal rep.
		X	942 emp.
7 Allocated tips		8 Advance EIC payment	
9 Federal income tax withheld 304.34		10 Wages, tips, other comp. 5943.97	
11 Social Security tax withheld 368.53		12 Social Security wages 5943.97	
13 Social Security tips		14 Medicare wages and tips 5943.97	
15 Medicare tax withheld 86.19		16 Nonqualified plans	
17 See instr. for Box 17		18 Other	
19 Employee's name, address and ZIP code PAUL H. DEERING 3367 ELLENBORO TROY, MI 48083			
22 Dependent care benefits		23 Benefits included in Box 10	
24 State income tax 151.83	25 State wages, tips 5943.97	26 Name of state MI W-2	
27 Local income tax	28 Local wages, tips	29 Name of locality	

This blue Earnings Summary Statement is for your information only. The reverse side includes general information that you may find helpful.

1. The following information reflects your final 1991 pay stub data:

Gross Pay	5943.97	Social Security Tax Withheld Box 11 of W-2	368.53
Fed. Income Tax Withheld Box 9 of W-2	304.34	Medicare Tax Withheld Box 15 of W-2	86.19
		MI. State Income Tax Box 24 of W-2 SUI/SDI Box 18 of W-2	

2. Your Gross Pay Was Adjusted as follows to produce your W-2 Statement.

	Wages, Tips, other Compensation Box 10 of W-2	Social Security Wages Box 12 of W-2	Medicare Wages Box 14 of W-2	MI. State Wage Tips, Etc. Box 25 of W-2
Gross Pay	5,943.97	5,943.97	5,943.97	5,943.97
Reported W-2 Wages	5,943.97	5,943.97	5,943.97	5,943.97

3. Employee W-4 Profile To change your Employee W-4 Profile information, file a new W-4 with your printer.

PAUL H. DEERING
3367 ELLENBORO
TROY, MI 48083

Social Security Number: **375-62-8337**
Marital Status: **MARRIED**
Exemptions/Allowances:
FEDERAL: **3**
STATE: **3**

1991 AUTOMATIC DATA PROCESSING, INC.

Fold and Detach Here

CORRECTED (if checked)

PAYER'S name, street address, city, state, and ZIP code W.B. Deering Co., Inc. 918 W. 14 Mile Rd. Clawson, Mich., 48017		1 Rents \$	OMB No. 1545-0115 1991	Miscellaneous Income
		2 Royalties \$		
		3 Prizes, awards, etc. \$		
PAYER'S Federal identification number 38-2906177	RECIPIENT'S identification number 375-62-8337	4 Federal income tax withheld \$	5 Fishing boat proceeds \$	Copy For Recipient This is important information being furnished to Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction may be imposed on you if the income is taxable and the IRS determines that it has not been reported.
RECIPIENT'S name Paul H. Deering Street address (including apt. no.) 3367 Ellenboro City, state, and ZIP code Troy, Mich., 48083		6 Medical and health care payments \$	7 Nonemployee compensation \$ 5,917.65	
Account number (optional)		8 Substitute payments in lieu of dividends or interest \$	9 Payer made direct sales of \$5,000 or more of consumer products to a buyer (recipient) for resale <input type="checkbox"/>	
Account number (optional)		10 Crop insurance proceeds \$	11 State income tax withheld \$	
Account number (optional)		12 State/Payer's state number		

Form 1099-MISC

Department of the Treasury - Internal Revenue Service

CORRECTED (checked)

PAYER'S Federal identification number 38-6000134 W		RECIPIENT'S identification number 375-62-8337		1 Unemployment compensation \$ 6,072.00	OMB No. 1545-0120 Copy B For Recipient	Certain Government Payments
PAYER'S name, street address, city, state, and ZIP code Department of Michigan Department of Labor Michigan Employment Security Commission 310 Woodward Detroit, Michigan 48202-3196		RECIPIENT'S name DEERING 3367 ELLENBORO TROY MI 48063-5071		2 State or local income tax refunds, credits, or offsets \$		
3 Box 2 amount is for tax year		4 Federal income tax withheld \$		CALENDAR YEAR 1991 This is important tax information and is being furnished to the Internal Revenue Service. If you are required to file a return, a negligence penalty or other sanction may be imposed on you if this income is taxable and the IRS determines that it has not been reported.		
5 Discharge of indebtedness \$		6 Taxable grants \$		7 Agriculture payments \$		
8 The amount in Box 2 applies to income from a trade or business <input type="checkbox"/>		Account number (optional)				

Form 1099-G

Department of the Treasury-Internal Revenue Service

EMPLOYEE W-2 WAGE SUMMARY 1991

0655
 ASSOCIATES MANAGEMENT LTD.
 330 HAMILTON ROW
 BIRMINGHAM, MI 48009

Federal withholding exemptions M 1
 MI withholding exemptions M 1

For 1991, you have no payroll adjustments which affected your federal wages (Box 10) or state wages. Therefore, the wages on your final 1991 check statement should be the same as the wages reported on your W-2 statement.

PAUL H. DEERING

Form W-2 Wage and Tax Statement 1991

EMPLOYEE REFERENCE COPY

1 Control number		Dept. of the Treasury - Internal Revenue Service OMB No. 1545-0008		3 Employer's identification number 38-2833450		4 Employer's state I.D. number ME-0108407		5 Employee's social security number 375-62-8337	
2 Employer's name, address, and ZIP code ASSOCIATES MANAGEMENT LTD. 330 HAMILTON ROW BIRMINGHAM, MI 48009				19 Employee's name, address, and ZIP code PAUL H. DEERING 3367 ELLENBORO TROY, MI 48084		17 See Instrs. for Form W-2			
6 Statutory employee Deceased Pension plan Legal rep 942 emp Subtotal Deferred compensation Void				7 Allocated tips		8 Advanced EIC payment		18 Other	
9 Federal income tax withheld		10 Wages, tips, other compensation 450.00		11 Social security tax withheld 27.84		12 Social security wages 450.00		22 Dependent care benefits	
13 Social security tips		14 Medicare wages and tips 450.00		15 Medicare tax withheld 6.59		16 Nonqualified plans		23 Benefits included in Box 10	
State/local income tax		State/local wages, tips, etc. 450.00		State/locality name MI		State/local income tax		State/local wages, tips, etc.	
								State/locality name	

This information is being furnished to the Internal Revenue Service