

BEFORE THE SALINE COUNTY CIRCUIT CLERK  
~~CIVIL DOMESTIC RELATIONS~~, 4<sup>TH</sup> DIVISION  
No. 63CV-15-327-4

FILED  
SALINE COUNTY  
CIRCUIT CLERK

2015 MAY 18 AM 11:43  
BY: ABT

KATHERINE ROBERTS  
(Respondent)

PLAINTIFF

VS.

GARY R. ROBERTS  
(Movant)

DEFENDANT

MOTION TO MODIFY CUSTODY

Comes the Movant/Defendant/Father, by and through attorney, Bud Roberts, and for his Motion to Modify Custody, states the following.

1. Movant is Gary Bud R. Roberts, of 112 S. 2<sup>nd</sup> Street, Benton, Arkansas 72015.
2. Respondent resides at 1524 Barnsley Drive, Murfreesboro, Tennessee 37128.
3. The Divorce Decree, registered herein and entered on 6-18-2007, awarded custody to the Respondent/Mother, of the parties' minor children, Bruce L. Roberts (DOB 4-12-95), Katherine E. Roberts (DOB 4-24-98), and Sarah J. Roberts (DOB 1-28-2003); subject to award to Movant/Father of visitation privileges, set forth in the Decree.

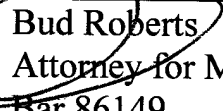
4. Respondent/Mother and said minor children resided in Bryant, Saline County, Arkansas (at 409 Pinnacle, Bryant, Arkansas), as of 6-18-2007. The minor children resided at that address until 4-30-2015, when they moved into the home of Movant/Father (at 112 S. 2<sup>nd</sup> St., Benton, Arkansas).
5. As of 6-18-2007, when the Decree was entered, Movant/Father likewise resided in Saline County, Arkansas (at 112 S. 2<sup>nd</sup> St., Benton, Arkansas) where he continues to reside.
6. From the date the Decree was entered, through May of 2015, Movant/Father has paid the Decreed child support (\$1,200.00 per month) every month, and is therefore up to date on all child support.
7. On or about 4-30-2015, Respondent/Mother moved to her current address, 1524 Barnsley Drive, Murfreesboro, Tennessee 37128. At that time, by agreement of the parties, the minor children moved into the Movant/Father's household of 112 S. 2<sup>nd</sup> St., and into the physical custody of Movant/Father.
8. Both parties agree, subject to this Court's approval, that lawful custody of the minor children shall now be placed with the Movant/Father; that Movant/Father shall not be required to pay

further ongoing child support to Respondent/Mother; and that the visitation rights once bestowed upon Movant/Father shall now be awarded to Respondent/Mother.

9. Presently, the parties' son, Bruce Roberts, is 20 years old, and attends Arkansas Tech University (in Russellville, Arkansas), where he maintains honor roll grades and Dean's List status. The parties' daughter, Katherine Roberts, is 17 years old; is set to enter her senior year at Bryant High School in the upcoming academic year, and aspires to attend college in-state (ie, in Arkansas). The youngest child, Sarah Roberts, is 12 years old, and performs well in her studies at Bethell Middle School.
10. The best interests of the children justify the request set forth herein, as agreed by the parties. Considerations include scholastic continuity, social continuity among their peers, physical proximity to and among each other, and the requirements of Movant/Father's health insurance provider through his employment with the Arkansas Alcoholic Beverage Control division (which provider is requiring proof of custody prior to including the children on Movant/Father's health plan).

Wherefore, Movant respectfully prays that this Court grant this respectful Motion; that Movant be awarded full custody of the minor children; that Movant be Ordered free of liability further child support payment; and that Respondent be awarded the same visitation privileges which had previously been awarded Movant in the original Decree; and any and all other equitable and proper relief.

Respectfully Submitted,

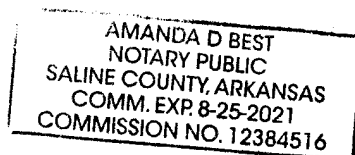
  
Bud Roberts  
Attorney for Movant  
Bar 86149  
PO Box 201  
Benton, AR 72015  
(501) 766-2837

AFFIRMATION

I have provided all the facts in this document to my attorney, Bud Roberts, and each and every one of above facts are true and correct, and this I state upon oath.

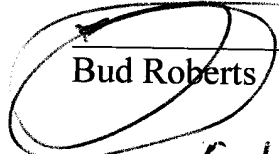
  
Gary Bud R. Roberts, Movant/Father

SUBSCRIBED AND SWORN TO )  
BEFORE ME THIS DATE, 5.18.15 )  
Notary Signature: Amanda D. Best  
My Commission Expires: 8.25.21 [NOTARY SEAL]



CERTIFICATE OF SERVICE

I, Bud Roberts, certify that I have, on this date, mailed a copy of this pleading to Respondent, Katherine Roberts, at her address, 1524 Barnsley Drive, Murfreesboro, Tennessee 37128.

  
\_\_\_\_\_  
Bud Roberts  
\_\_\_\_\_  
5-18-2015  
\_\_\_\_\_  
Date