IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT

IN AND FOR COLLIER COUNTY, FLORIDA

IN RE:

NAME

Petitioner,

vs. CASE NO.

Domestic Relations

NAME

Respondent

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**SUPPLEMENTAL FINAL JUDGMENT MODIFYING ALIMONY**

**(Adopting Recommended Order Dated (DATE) )**

THIS CAUSE came before the Court upon the Recommended Order of the Magistrate entered on {INSERT DATE}. The Court, having reviewed and considered the findings of the Report, it is:

ORDERED AND ADJUDGED:

1. The Recommended Order of the Magistrate dated {INSERT DATE} and attached hereto is hereby ratified and approved.
2. The Court adopts each and every finding and recommendation contained in the Recommended Order of the Magistrate as the Order and Judgment of this Court, as if fully set forth herein and made a part hereof.
3. There has been a substantial change in circumstances of the parties since the entry of the last order awarding or modifying alimony entered on {DATE OF PRIOR ORDER}. Alimony shall be modified/terminated as listed in the Recommended Order of the Magistrate dated (DATE) and attached hereto.
4. Any Motion to Vacate must be filed in accordance with Rule 12.490(e), Florida Family Law Rules of Procedure.
5. The Court reserves jurisdiction to modify and enforce this Final Judgment.

DONE AND ORDERED at Naples, Collier County, Florida this \_\_\_\_\_\_\_ day of

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Circuit Court Judge

**Electronic Service per e-Portal Service List:**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the above and foregoing has been provided this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ 20\_\_\_\_, to the following:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Judicial Assistant

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT

IN AND FOR COLLIER COUNTY, FLORIDA

IN RE:

{NAME},

Petitioner,

and Case No.:

Domestic Relations

{NAME},

Respondent.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_/

**RECOMMENDED ORDER OF THE MAGISTRATE ON SUPPLEMENTAL FINAL JUDGMENT MODIFYING ALIMONY**

ATTENDANCE:

Petitioner/Former Wife   Attorney for Petitioner

Respondent/Former Husband  Attorney for Respondent

Court Smart  Clerk of Court

This cause has come on to be heard before the Magistrate, {NAME} on DATE*,* pursuant to the above referenced Petition. The Court entered an Order of Referral to Magistrate on (Date of OR). No objections were filed in connection therewith within the time period allowed by Rule 12.490 of the Florida Family Law Rules of Procedure. The Magistrate has jurisdiction pursuant to Florida Family Law Rule, 12.490, *et seq*. This Court being otherwise advised, the following Findings of Fact and Conclusions of Law are made:

1. The Court has jurisdiction over the subject matter and the parties.
2. The last order awarding or modifying alimony was entered on *{date}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
3. The Petitioner was present in the Courtroom/via Zoom and was self-represented/ represented by counsel. The Respondent was present in the Courtroom/via Zoom and was self-represented/represented by counsel. [OR] The Respondent filed an Answer on \_\_\_\_\_\_\_\_\_\_\_\_. [OR] The Respondent was served with the Summons on \_\_\_\_\_\_\_\_\_\_\_\_ in \_\_\_\_\_\_\_\_\_\_\_\_, FL. The Respondent did not file an Answer or other responsive pleading and a Default was entered against the Respondent on \_\_\_\_\_\_\_\_\_\_\_\_. The Order for Non-Jury Trial was mailed to the Respondent at the address where he/she was served.
4. The Petitioner/Respondent filed a Supplemental Petition to Modify Alimony on (DATE).
5. The Court finds there has been a substantial change in circumstances of the parties since entry of the last order regarding alimony, based on the testimony and evidence presented at the hearing to wit:
6. The Court finds there is/is not a need to modify alimony and that the \_\_\_\_ Petitioner \_\_\_\_\_ Respondent has/had the present ability to pay alimony as follows:

*{Indicate* ***all*** *that apply}*

1. \_\_\_\_\_\_ **Permanent Periodic.** The permanent periodic alimony is \_\_\_\_\_ modified \_\_\_\_\_ terminated based upon either \_\_\_\_\_ a substantial change in circumstances, **OR** \_\_\_\_\_ the existence of a supportive relationship in accordance with Section 61.14, Florida Statutes. Obligor shall pay modified permanent periodic alimony to Obligee in the amount of $\_\_\_\_\_\_\_\_\_ per month, payable \_\_\_\_\_ in accordance with Obligor’s employer’s payroll cycle, and in any event, at least once a month, or \_\_\_\_\_ other : *{explain}* beginning *{date}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. This alimony shall continue until further modified by court order, the death of either party, or remarriage of Obligee, whichever occurs first
2. \_\_\_\_\_ **Durational.**  The durational alimony is \_\_\_\_\_ modified \_\_\_\_\_terminated based upon a substantial change in circumstances in accordance with section 61.08(7), Florida Statutes. If the length of the durational alimony is modified, the court finds that the following exceptional circumstances exist:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. Obligor shall pay modified durational alimony to Obligee in the amount of $\_\_\_\_\_\_\_\_\_ per month, payable \_\_\_\_\_ in accordance with Obligor’s employer’s payroll cycle, and in any event, at least once a month \_\_\_\_\_ other *{explain}*\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ beginning *{date}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and terminating on *{date}\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,* the death of either party, remarriage of the Obligee, or until further modified by court order, whichever occurs first.
3. \_\_\_\_\_\_ **Rehabilitative.** The rehabilitative alimony is \_\_\_\_\_ modified \_\_\_\_\_ terminated based upon: \_\_\_\_\_ a substantial change in circumstances, \_\_\_\_\_ noncompliance with the rehabilitative plan, or \_\_\_\_\_ completion of the rehabilitative plan. Obligor shall pay modified rehabilitative alimony to Obligee in the amount of $\_\_\_\_\_\_\_\_\_\_ per month, payable \_\_\_\_\_ in accordance with Obligor’s employer’s payroll cycle, and in any event, at least once a month, or \_\_\_\_\_ other *{explain}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ beginning *{date}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. This modified rehabilitative alimony shall continue until modified further by court order, the death of either party or until *{date/event}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, whichever occurs first. The rehabilitative plan presented demonstrated the following:
4. \_\_\_\_\_\_ **Retroactive.** Obligor shall pay retroactive alimony in the amount of $\_\_\_\_\_\_\_\_\_\_\_ for the period of *{date}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, through *{date}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, which shall be paid as listed below.
5. The Court has considered the following in awarding/denying the modification of alimony request:
   1. §61.08 Factors findings of fact
6. Attorney’s Fees:
   1. Granted or denied findings of fact

**RECOMMENDED ORDER**

Based upon the above-stated Findings of Fact and incorporating them in the order, the Magistrate submits this Recommended Order for the approval of the Court.

1. The Supplemental Petition to Modify Alimony filed on \_\_\_\_\_\_\_\_\_\_\_ is GRANTED/DENIED.
2. The Amended Parenting Plan attached to this Recommended Order as Exhibit 1 shall be adopted and incorporated into this Supplemental Final Judgment. The Parties shall obey all of the provisions.
3. Amount and type of alimony (take from above)
4. Retroactive Payment: Modification if any:
5. \_\_\_\_\_There is no alimony arrearage at the time of this Supplemental Final Judgment.

**OR**

1. \_\_\_\_\_The \_\_\_\_\_ Petitioner \_\_\_\_\_ Respondent shall pay to the other party alimony in the amount of: $\_\_\_\_\_\_\_\_\_\_\_\_\_\_for retroactive alimony, as of *{date}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_; $\_\_\_\_\_\_\_\_\_\_\_\_\_\_for previously ordered unpaid alimony, as of *{date}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. The total of $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in retroactive alimony and arrearages shall be paid in the amount of $\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_per month, payable \_\_\_\_\_ in accordance with Obligor’s employer’s payroll cycle, and in any event at least once a month, or \_\_\_\_\_ other *{explain}* \_\_\_\_\_\_\_\_beginning *{date}* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, until paid in full including statutory interest
2. Place of Payment:

All support payments shall be made directly to the Petitioner/Respondent based on the testimony presented at the hearing. The Court reserves jurisdiction to order payment through the State Disbursement Unit upon motion of either party.

OR

All support, including arrearage payments, shall be paid through the Clerk of Court Depository with all payments to be mailed to the State Disbursement Unit. The Collier County Clerk is directed to establish a family law case history, if one has not already been created, for the purpose of accepting and processing the monthly alimony support payments. The Clerk is authorized to charge any fees permitted by law and the payor of the payments shall pay same. The *Petitioner/Respondent* shall be responsible for the service charge and shall include this amount with each payment. The service charge is currently set at 4**%** of the payment amount(minimum $1.25 and maximum $5.25 per payment) as might be modified or amended by the Legislature from time to time. Each payment shall include: the County, the Court Case Number, and the names of each party. Each Party shall keep the Collier County Clerk of Court/Court Depository informed of their respective current addresses. Each Party shall notify the Clerk of Court **in writing** within 7 (seven) days of any change of address. The Parties’ current addresses are set forth in the Court file. The address for the Collier County Clerk of Court is: Clerk of Court Attn: Support Dept., 3315 Tamiami Trail East Suite 102, Naples, FL 34112 **(DO NOT MAIL PAYMENTS TO THE CLERK OF COURT**). The mailing address for support payments is (include Collier Clerk of Court Case Number on payment):

State Disbursement Unit

PO Box 8500

Tallahassee, FL 32314.

Payments may also be made online at [www.myfloridacounty.com](http://www.myfloridacounty.com)

1. Unless specifically modified by this Supplemental Final Judgment, the provisions of all final judgments or orders in effect remain the same.
2. Attorney’s Fees and costs are: (choose one)
   1. GRANTED: enter amount and payment
   2. DENIED
   3. RESERVED: The Court reserves jurisdiction to determine entitlement and/or amount of attorney(s)’ fees and costs.
3. The Court reserves jurisdiction to modify and/or enforce this Final Judgment.

**DATED** at Naples, Collier County, Florida, this \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_, 2022.

BY: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

{Insert Name of Magistrate}

Magistrate Twentieth Judicial Circuit