

**Commonwealth Of Massachusetts
The Trial Court
Probate and Family Court Department**

Worcester Division

Docket No. WO13D0307DR

**JUDGEMENT OF MODIFICATION
(on Complaint filed September 30, 2016, as amended May 25, 2017 and
Counterclaim filed November 21, 2016 as amended August 1, 2017)**

Lowell J. Barrett, Plaintiff/Defendant-in-Counterclaim

vs.

Kristen S. Barrett, Defendant/Plaintiff-in-Counterclaim

A trial of the above-referenced matters was held before the Court, Keamy, J., on May 18, 2018, at which the Plaintiff, Defendant-in-Counterclaim, Lowell J. Barrett, "Father," appeared, represented by Attorney Michael M. Franklin, and the Defendant, Plaintiff-in-Counterclaim, Kristen S. Barrett, "Mother," appeared represented by Attorney Patrice Brymner. Both parties testified and eleven (11) exhibits were introduced into evidence. Additionally, the parties submitted a written Stipulation of Uncontested Facts and a written Stipulation to Strike Exhibit No. 6, dated May 18, 2018, which are incorporated herein. Based upon the supportable testimony and documentary evidence, the Court enters the following Judgment of Modification:

1. Effective May 18, 2018, the Father shall pay child support to the Mother in the reduced amount of \$147.50 weekly for the support of the parties' two (2) remaining unemancipated children. The amount of child support is calculated "both ways" pursuant to the Child Support Guidelines in light of the parties' shared financial responsibilities to the children while they remain dependent full-time college students.
2. Effective December 7, 2018, the Father's child support obligation to the Mother shall be further reduced to the amount of \$118.00 weekly upon the emancipation of the parties' daughter on December 5, 2018. Again, this amount is calculated "both ways" pursuant to the Child Support Guidelines as detailed herein.
3. The Father shall continue to pay child support to the Mother in the amount of \$118.00 weekly until the emancipation of the parties' youngest child.
4. Any and all contributions to the college expenses of the parties' two (2) unemancipated children and/or other direct contributions to their support in excess of the child support obligation shall be discretionary by the parties.

5. For tax year 2018, the Mother shall claim the parties' daughter as a tax dependency exemption and the Father shall claim the parties' son. Thereafter, the parties shall alternate the tax dependency exemption for the son with the Father taking the dependency exemption in odd years and the Mother in even years.
6. Upon the emancipation of the parties' youngest child and the cessation of child support, the Mother may renew her request for alimony with the filing of a new Complaint for Modification. No order for alimony is made at this time as all of the available gross weekly income of the parties has been utilized in the calculation of child support and, therefore, alimony cannot be calculated on the same sources of income used to calculate child support pursuant to the provisions of the Child Support Guidelines and the Alimony Reform Act.
7. In all other respects, the prior Judgments, not otherwise modified herein, shall remain in effect.

Dated: **June 5, 2018**

Justice of Probate and Family Court
Leilah A. Keamy