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LEXSEE 2007 WASH. APP. LEXIS 1327



Analysis
As of: Mar 09, 2011

**THE STATE OF WASHINGTON, *on behalf of J.V.G, Petitioner*, v. JON F. VAN GUILDER,
Appellant, v. JENNIFER ANN VAN GUILDER, *Respondent*.**

No. 57490-6-I

COURT OF APPEALS OF WASHINGTON, DIVISION ONE

2007 Wash. App. LEXIS 1327

**May 29, 2007, Decided
May 29, 2007, Filed**

PRIOR HISTORY: *State ex rel. J.V.G. v. Van Guilder*,
137 Wn. App. 417, 154 P.3d 243, 2007 Wash. App.
LEXIS 380 (2007)

OPINION
[*1]

**ORDER GRANTING MOTION FOR RECONSI-
DERATION AND AMENDING OPINION**

Appellant, Jon Van Guilder, having filed a motion for reconsideration of the opinion filed March 5, 2007; respondent, Jennifer Van Guilder, having filed a response to appellant's motion for reconsideration; and the court having determined that said motion should be granted; Now, therefore, it is hereby

ORDERED that the opinion be amended as follows:

DELETE the following sentences in section III on pages 12-13 of the opinion:

Here, the parties' incomes are similar. While the father has established a need for attorney fees, he has not established that

J.V.G.'s mother has the ability to pay his fees. Accordingly, we deny the father's request for attorney fees.

REPLACE those sentences with the following:

While the father has established a need for attorney fees, J.V.G.'s mother has failed to properly provide this court with a financial affidavit under *RAP 18.1(c)*. Based on the limited financial information we have for the mother, it appears she has the resources to pay at least some portion of the father's attorney fees. Accordingly, we grant the father's request for reasonable attorney fees and costs in an amount to be determined [*2] by a commissioner of this court.

DONE this 29th day of May 2007.

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