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Honorable L. Foster James
Family Court Judge
Saratoga County Family Court
Saratoga County Municipal Center
Ballston Spa, New York 12020-0600

Re: Matter of Arlene Carella (formerly
Arlene Collins), Petitioner, against Charles E.
Collins, III, Respondent.
Docket No. 672-F-86

Dear Judge James:

I would like to call the Court's attention to the following facts established at the hearing herein which, I respectfully submit, establish that my client's support obligation should not be fixed at a sum exceeding \$115.00 per week covering his entire obligation of support, including his contribution to shelter, food, clothing, health, education, and all other necessary elements of support for his three children. Since his former wife is not only capable of full-time gainful employment, but is, in fact, gainfully employed on a full-time basis, there should be no necessity for supporting her or obligation to do so.

Mr. Collins is certainly entitled to a sufficient sum out of the monies he is capable of earning to support himself. He testified to weekly expenses necessary for his own support totalling \$173.56. This amounts to approximately \$750.00 per month. This amount, which does not even take into consideration a \$50.00 a month payment to Citibank, is palpably reasonable. Further, Mr. Collins has no assets, and is heavily indebted. He owes more than \$25,000.00, and many of his debts have been reduced to judgments.

From the evidence in the record, it is incontrovertible that Mr. Collins' earning capacity does not exceed the sum of \$20,000.00 per year. \$20,000.00 is the most that he has earned in any of the past eight years. Although he has a Bachelor's Degree in Business, this degree does not qualify him for any particular line of work. His entire adult life has been spent working in