

BOISE, JANUARY 18, 2024, AT 1:30 P.M.

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 50752

JASON STEVEN HAWKE,)
)
Petitioner-Respondent,)
)
v.)
)
PAMELA SUE HAWKE, nka PAMELA)
SUE PETERSON,)
)
Respondent-Appellant.)

Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Gerald F. Schroeder, District Judge. Hon. Jill Jurries, Magistrate.

Cosho Humphrey LLP; Matthew R. Bohn, Boise, for appellant.

Breen, Ball & Marelius, PLLC; M. Sean Breen, Boise, for respondent.

Pamela Sue Hawke, nka Pamela Sue Peterson, appeals from the district court's decision, on intermediate appeal from the magistrate court, affirming the judgment modifying a decree of divorce. In 2018, Pamela and Jason Steven Hawke divorced pursuant to a stipulated judgment and decree of divorce. Three years later, Pamela filed a petition to modify in which she alleged multiple community assets were omitted from the decree and sought division of the assets post-divorce. Pamela also sought a modification of the decree relating to the minor children's health insurance coverage. Following trial, the magistrate court found that some assets were not disclosed while others were omitted and awarded Pamela a judgment for \$80,000 as an equalization payment, finding that was a reasonable offset for the division of assets. Additionally, the magistrate court found that Pamela incurred no out-of-pocket expenses for the minor children's health insurance and ordered the parties to share any out-of-pocket expenses and all uncovered medical expenses pro rata. After reviewing the motion for reconsideration filed by Jason, and upon further examination of its calculations, the magistrate court amended its findings and lowered Pamela's equalization payment from \$80,000 to \$11,129. Pamela appealed to the district court, which affirmed. Pamela again appeals.