

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION – FAMILY PART
ATLANTIC COUNTY, NEW JERSEY
DOCKET NO. FM-01-354-16

TODD REGNAERT,)
)
) Plaintiff,)
) v.)
) SANDRA REGNAERT,)
))
) Defendant.)

Transcript
of
Trial Proceedings

Place: Atlantic County Courthouse
1201 Bacharach Boulevard
Atlantic City, NJ 08401

Date: October 18, 2016

BEFORE:

THE HONORABLE JEFFREY D. LIGHT, J.S.C.

TRANSCRIPT ORDERED BY:

SANDRA REGNAERT
2816 Vine Road
Vineland, NJ 08360

APPEARANCES:

CHARLES A. MATISON, ESQ., (Charles A. Matison, Esq., P.C.)
Attorney for Plaintiff

SANDRA REGNAERT,
Pro Se Defendant

CHERYL A. BRYSON, C.E.T., AD/T
CB TRIALSCRIPT SERVICE
1606 ADAMS AVENUE
LINWOOD, NJ 08221
PHONE/FAX: 609-653-1971
DIGITAL RECORDING BY: D. PARRISH

I N D E X

<u>PROCEEDING:</u>	<u>PAGE</u>
Attorney Appearances	5
Opening Statement, Mr. Matison	6
Opening Statement, Ms. Regnaert	10
Plaintiff Witness John Randanella Sworn	13
Plaintiff Todd Regnaert Sworn	23

WITNESSES

<u>Name:</u>	<u>Direct</u>	<u>Cross</u>	<u>Redirect</u>	<u>Recross</u>
John Randanella				
By Mr. Matison	14/17			
By The Court	15			
Dr. Todd Regnaert				
By Mr. Matison	24/43		159	
By Ms. Regnaert		81		173
Sandra Regnaert				
By the Court	88/111			
By Mr. Matison		156		

EXHIBITS

<u>Number</u>	<u>Description</u>	<u>I.D.</u>	<u>Evid</u>
P-1	Pay stub 9/10/2016	38	43

	<u>Number</u>	<u>Description</u>	<u>I.D.</u>	<u>Evid</u>
1				
2	P-2	NJ state wage estimate for		
3		dental hygienists	45	
4	P-3	Craig's List listing of dental		
5		hygienists jobs as of 10/13/2016	46	47
6	P-4	Case Information Statement	48	49
7	P-5	Ms. Regnaert's CIS	49	49
8	P-6	Court order 2/10/2016	49	
9	P-7	Original mediation agreement	55	56
10	P-8	2015 joint tax return with W-2	63	65
11	P-9	2014 joint tax return with W-2	63	65
12	P-10	2013 joint tax return with W-2	63	65
13	P-11	2012 joint tax return with W-2	64	65
14	P-12	2011 joint tax return	64	65
15	P-14	Quit Claim Deed, 2009	66	68
16	P-15	Mortgage	68	
17	P-16	Mortgage	71	73
18	P-17	Discharge of 1st mortgage 2/5	72	73
19	P-18	Mortgage line of credit	73	73
20	P-19	Randanella's appraisal 4/6/07	18	22
21	P-20	Randanella's appraisal 2016	20	22
22				
23				
24				
25				

<u>Number</u>	<u>Description</u>	<u>I.D.</u>	<u>Evid</u>
1			
2	D-1 Behavioral Chart re: Jonas		95
3	D-1 Transcripts of Dr. Regnaert's		
4	Taped Conversations As Redacted	101	106
5	D-2 Ms. Regnaert's expenses/mortgages	129	134
6	D-3 Photos, Dr. Regnaert's vehicles	136	142
7	D-4 Additional Transcripts of Audio		
8	Taped Conversations	142	142
9	D-5 W-2s for 2012, 2013, 2014, 2015	191	191
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			

1 (October 18, 2016. Digital recording at Time
2 Index 10:05:05 as follows:)

3 MR. MATISON: Good morning, Your Honor.

4 THE COURT: Go morning, Mr. Matison.

5 This is Regnaert v. Regnaert under FM-01-354-
6 16.

7 Mr Matison, your appearance, please.

8 MR. MATISON: Good morning, Your Honor. I'm
9 here on behalf of plaintiff, Todd Regnaert.

10 THE COURT: All right. Are the parties ready
11 to proceed?

12 MR. MATISON: I am, Your Honor.

13 THE COURT: Ms. Regnaert?

14 MS. REGNAERT: Yes. Yes, Your Honor.

15 THE COURT: All right. I just preliminarily
16 received a stack of paper from you. Haven't done
17 anything with it. It's not evidence. It's - I haven't
18 read it. I don't know what you intend, if you intend
19 to do something with these, I don't know.

20 Did we send you this, this set?

21 MR. MATISON: Yes, Your Honor. I have, I had
22 received certain things from Ms. Regnaert.

23 THE COURT: All right. Well, do either side
24 want to make an opening statement?

25 MR. MATISON: Yes, Your Honor, I'd like to,

1 short.

2 THE COURT: All right.

3 MR. MATISON: Your Honor, this is a case of a
4 relatively short-term marriage. The parties were
5 married in April of '07. They've been separated since
6 September 1st of 2016. You have a date of complaint of
7 end of October, early November of 2016.

8 They have one child together, Jonas, and that
9 is a significant issue. It's the plaintiff's position
10 that the Court should continue the order, the PL order
11 that's in effect, which is a joint custody order where
12 he has significant overnights. And you'll hear
13 testimony that after the Court's order of February of
14 '06 where the Court was giving dad all - three,
15 basically three weekends a month and plus an overnight
16 during the week, that the parties went to mediation,
17 and in mediation they agreed that dad should have -

18 THE COURT: Well, I don't know, is there -
19 was there a signed media -

20 MR. MATISON: Yes, I'm going to, I'm going to
21 offer Your Honor -

22 THE COURT: All right. I'm just, I just
23 don't want to get into things I shouldn't be hearing
24 about.

25 MR. MATISON: I understand, Your Honor, and

1 I'm going to, I'm going to offer the, the signed
2 mediation agreement -

3 THE COURT: Okay.

4 MR. MATISON: - that, that - where the
5 parties agreed that dad was going to have three
6 overnights a week, plus he was going to have holiday
7 time, and you're going to hear the plaintiff tell you
8 that in effect that's what he's had since March of
9 2016, of the mediation, although they did change the
10 specific overnights, and he'll tell you specifically
11 what it is. It's the defendant's position, Your Honor,
12 that she should have sole custody and dad should have
13 no overnights. So that's a major dispute during this
14 trial.

15 On the financial end, Your Honor, there's a
16 small issue over the appreciation of the former marital
17 home. I have the real estate expert who's going to
18 testify as to the value of the house, date of marriage,
19 and date of complaint. He's my first witness. After
20 you subtract the respective mortgages, the house went
21 up in value about \$80,000. The plaintiff has a claim
22 for his fair share of that increase in value. The
23 other assets, Your Honor, I don't believe are really -
24 or debts are really in dispute in the sense that the
25 parties have been separated for a fairly long time.

1 The plaintiff has no claim of personal property,
2 notwithstanding the fact he'll tell you that he
3 believes that the personal properties left in the
4 former marital home is worth \$10,000 or \$15,000. Each
5 of the parties have some cars and they should pretty
6 much offset each other. So I don't think there's any
7 ED issues here.

8 THE COURT: What's the date of separation?

9 MR. MATISON: Date of separation is on or
10 about September 1st of, of 2015. So it's been over a
11 year.

12 THE COURT: Okay.

13 MR. MATISON: So the next issues are going to
14 be, and the next major one is going to be alimony, Your
15 Honor. Per your order, PL order, the plaintiff is
16 paying \$1,600 a week in unallocated. We want you to do
17 two things with that. With the assumption that you -
18 they're divorced in 2016, we would like you to allocate
19 that in some fair way, some of it alimony and some of
20 it child support. The other thing that we would like
21 you to do with it is eliminate it, except for child
22 support, and the reason we want, want you to do that is
23 we want you to make a finding that the defendant is
24 underemployed, and I'm going to, I'm going to remind
25 the Court of what the Court said at the PL motion when

1 you said to the defendant and her attorney, Mr. Gabage,
2 for, for PL purposes I'm going to take the parties as
3 they come before me. But you understand, Ms. Regnaert,
4 that I, that as a dental hygienist that I have
5 experience with dental hygienists in other divorce
6 matters, that I'm allowed to impute income to you.

7 So the defendant is a licensed dental
8 hygienist. We're going to present proof, Your Honor,
9 that under the Department of Labor, which you can take
10 judicial notice of, she can make \$83,000 a year. So
11 she works for several dentists, but only for several
12 days a week. And so if you - The argument of the
13 plaintiff is that she was fully employed making \$83,000
14 a year, and if you look at her budget and you, then you
15 look at child support, she will have a comparable
16 marital lifestyle without alimony.

17 No dispute, Your Honor, that the plaintiff is
18 a W-2 wagger. For alimony purposes we'll present to you
19 a five-year average. We're giving you the tax returns.
20 We've done the computations. The five-year average
21 we'll submit to Your Honor is in the \$160,000 a year,
22 but for child support purposes the plaintiff will
23 testify that he's on track to do as a dentist about
24 205, 206. That's in the hundreds of thousands, Your
25 Honor, \$206,000, \$205,000 for 2016. And on top of

1 that, Your Honor, he has a second job. He is a dentist
2 in the Air Guard, National Guard. So he gets another
3 \$7,000 or \$8,000 a year for that. And that's his only
4 other sources of income. There are no, no retirements
5 or anything. So that's, that's why I said the ED is
6 fairly simple.

7 And then once you set the incomes, there's
8 one child, once you set the overnights, it's a
9 guideline case. Now - And we've done a computation,
10 Your Honor, in, in my trial memo with all of those
11 assumptions in play. And with that, Your Honor, we'll,
12 we'll argue to you that the child support is about
13 \$150, \$160 a week. So that's the case.

14 THE COURT: All right.

15 MR. MATISON: So - So I'd ask the Court
16 there's, those are the, the three major issues, the
17 parenting issue, and the alimony issue, and there's a
18 small ED issue.

19 THE COURT: Thank you, Mr. Matison.

20 Ms. Regnaert, you want to make an opening
21 statement?

22 MS. REGNAERT: Yes, Your Honor.

23 I've been agreeable to what the panel had
24 recommended as far as the weekly payments. They did
25 impute me an income of \$50,000 per year, which I've

1 actually never made doing general hygiene. I did work
2 full time -

3 MR. MATISON: Your Honor, could I, could I
4 object to this -

5 THE COURT: You're not supposed to tell me
6 about what the panel said.

7 MS. REGNAERT: Oh, I'm sorry. I'm sorry.

8 THE COURT: So, yeah, that's not, that's not
9 my -

10 MS. REGNAERT: Anyway - Yeah, I mean I've
11 been agreeable to the amount, and I've been trying to
12 form an agreement with the plaintiff. But I would like
13 to limit overnights with my child, and I did submit
14 information to you as to why.

15 THE COURT: Yeah. Well, I don't consider
16 that. This is a trial and I, I'll, I make my decision
17 on, on the testimony that's presented and on the
18 evidence that's admitted. This is - I don't know if it
19 was intended to be the discov - response to Mr.
20 Matison's discovery request. I'm not sure what it
21 was -

22 MS. REGNAERT: Mhmm.

23 THE COURT: - but it's not - I don't decide
24 the case based on these documents.

25 MS. REGNAERT: Right, right.

1 THE COURT: So if you have something you want
2 to present in evidence, I - you know, if it's
3 appropriate, I'll consider it.

4 MS. REGNAERT: That's basically my evidence.
5 I just wanted to submit it to you beforehand, and I, I
6 gave the same exact information to Mr. Matison.

7 THE COURT: No. It's not evidence, it's a
8 pile of documents.

9 MS. REGNAERT: Mmhmm.

10 THE COURT: Some of which may be hearsay,
11 some of which may not be admissible for a variety of
12 reasons, I don't know.

13 MS. REGNAERT: Mmhmm.

14 THE COURT: But I don't look at people's
15 evidence or what they intend to submit ahead of time
16 because there may be objections to it.

17 MS. REGNAERT: Mmhmm.

18 THE COURT: It may be, you know, you're
19 unsworn. Apparently they're just - you know, like
20 there's a letter to me of great length which, you know,
21 it's not, it's not evidence.

22 MS. REGNAERT: Mmhmm.

23 THE COURT: So we'll deal with this as it
24 goes along. If you want these back, you want to try to
25 submit some documents, that's fine.

1 MS. REGNAERT: I -

2 THE COURT: We'll see what happens.

3 MS. REGNAERT: - brought the same exact thing
4 along with me today.

5 THE COURT: Well, we'll see what happens.
6 All right. Thank you.

7 MS. REGNAERT: Okay.

8 THE COURT: All right. Mr. - With that, Mr.
9 Matison, you want to call your first -

10 MR. MATISON: Yes, Your Honor. Your Honor,
11 I'd like to call John Randanella, Jr. please.

12 THE COURT: Mr. Randanella.

13 MR. MATISON: Sir, the witness stand is up
14 here.

15 THE COURT: Sir. Yeah. Before you sit
16 down, -

17 MR. MATISON: The other side, sir.

18 MR. RANDANELLA: Oh, I'm sorry.

19 THE COURT: - you, you're on the other side,
20 you're not - side.

21 Could you stand and raise your right hand?

22 **J O H N R A N D A N E L L A, Plaintiff's Witness,**
23 **Sworn.**

24 THE COURT: All right. Have a seat and state
25 and spell your name for us, please.

1 MR. RANDANELLA: John Randanella, Jr.,
2 R-a-n-d-a-n-e-l-l-a.

3 MR. MATISON: Your Honor, I invite your
4 attention to P-19 and 20 in the trial notebook that
5 I've submitted to you.

6 **DIRECT EXAMINATION BY MR. MATISON:**

7 Q. Mr. Randanella, how are you employed, sir?

8 A. Self employed as a Certified Real Estate
9 Appraiser.

10 Q. And do you have any professional licenses?

11 A. I have an appraisal, as well as a sales license.

12 Q. In real estate?

13 A. Yes, sir.

14 Q. Is that by the State of New Jersey?

15 A. Yes, sir.

16 Q. And what kind of training did you get to, to
17 get those licenses?

18 A. Numerous classes.

19 Q. And how long have you done this?

20 A. 19 -

21 **BY THE COURT:**

22 Q. I'm sorry. What is your license?

23 A. I have a Certified Real Estate Appraisal, as well
24 as a sales license for New Jersey.

25 Q. All right. So it C - it's CRA, you're a -

1 A. Yes.

2 Q. - CRA, and you're also a licensed sales
3 person?

4 A. Yes.

5 THE COURT: Okay.

6 BY MR. MATISON:

7 Q. And how long have you been so licensed, sir?

8 A. 1989, '90, in that range.

9 Q. And have you, have you been accepted by the
10 court on previous occasions as a certified real estate
11 appraiser?

12 A. Yes, sir.

13 Q. And have you testified before other judges?

14 A. Yes, sir.

15 Q. Is that in the New Jersey Superior Court?

16 A. Yes, sir.

17 Q. And has, have you ever testified in Atlantic
18 County? Or is that another county?

19 A. All the ones I've done have been Cumberland
20 County. This my first at Atlantic County, yes.

21 Q. Cumberland County.

22 A. Yes, Cumberland County.

23 Q. And your office is located in Cumberland?

24 A. Yes.

25 Q. The particular property that you appraised is

1 on the Atlantic/Cumberland County line?

2 A. Very - Yes. Very close to the line.

3 Q. Although it's in Atlantic County -

4 A. It has the mailing address of Vineland, but it's
5 in Atlantic County, yes. Buena Vista Township to be
6 correct.

7 MR. MATISON: Your Honor, I'd like to offer
8 Mr. Randanella as an expert in real estate appraisals.

9 **BY THE COURT:**

10 Q. What courts have you testified, the Superior
11 Court?

12 A. Yes. In Cumberland.

13 Q. In what kind of matters?

14 A. Divorce, bankruptcies. Also in, in Camden with
15 bankruptcies, yes.

16 Q. Any tax court work?

17 A. I do, I probably do, I - in our county I probably
18 do the most tax appeals, yes, sir.

19 Q. All right.

20 A. And it usually goes by the county level until
21 they're settled.

22 THE COURT: Ms. Regnaert, do you have any
23 objection to Mr. Randanella being admitted as an
24 expert?

25 MS. REGNAERT: No, sir.

1 THE COURT: All right. So admitted.

2 MR. MATISON: Thank you, Your Honor.

3 (Witness Qualified As An Expert)

4 BY MR. MATISON:

5 Q. Mr. Randanella, did you inspect and view 2816
6 Vine Road, that has a Vineland, New Jersey mailing
7 address but is in Atlantic County?

8 A. Yes, sir.

9 Q. And the purpose of which was to do what?

10 A. We looked at two different values, one from '07
11 and one present value.

12 Q. And did you physically go and look at the
13 property?

14 A. Inside and measured the outside, yes.

15 Q. And did you bring anyone else with you?

16 A. Yes. A Don Seevers, who's a retired City of
17 Vineland Tax Assessor.

18 Q. And what was his role in this process?

19 A. I knew the house was big, and two hands are bigger
20 than one when you're measuring, and I wanted to be
21 exact.

22 Q. So did you reach an opinion as to the value
23 of this property as of April 6 of 2007?

24 A. Yes, I did.

25 Q. And what did you do to reach that opinion?

1 A. Well, I – and I do a lot of estate work and that
2 comes into play, I did it as of the date of 2007 using
3 comps that were available for me there.

4 Q. And did you also measure or estimate what the
5 square footage of the property was in '07?

6 A. Yes. Mmhmm.

7 Q. And how did you gather the comps for '07.

8 A. The same as I would present, I just went one year
9 back from the date.

10 Q. And did you prepare a report regarding what
11 you believed is the fair market value of this property
12 as of April 6 of '07?

13 A. Yes.

14 Q. And is that what I've marked as P-9 – P-19
15 for identification? I can show it to you, sir.

16 MR. MATISON: Your Honor, may I approach the
17 witness?

18 THE COURT: Yes.

19 BY MR. MATISON:

20 Q. Is P-19 for identification your report?

21 A. Yes, it is.

22 **Exhibit P-19 Identified**

23 Q. If you'll look on the last page, is that your
24 signature?

25 A. Yes, sir.

1 Q. And does this report have all of the things
2 that you did in order to come up with the value of this
3 property?

4 A. Yes, sir.

5 Q. And what is your opinion as to the value of
6 this property?

7 A. \$2,005 - \$205,000, I'm sorry.

8 Q. You said that you also looked at this
9 property of it's value as of a different date. Is that
10 correct, sir?

11 A. Yes, as of March 19th, 2016.

12 Q. And did you - What did you do to reach an
13 opinion as to, as to that date?

14 A. I did an interior inspection, then measured the
15 entire outside, and used comps accordingly.

16 Q. Was there an enhancement in any way of this
17 property from, from '09 to - I'm sorry, '07 to 2016?

18 A. Oh, square footage-wise, yes.

19 Q. And do you recall what the enhancement was?

20 A. Presently the property was, is 2,539 square feet,
21 substantially smaller in 2007.

22 Q. So there was, there was additions, additional
23 expansion done to the property?

24 A. Yes. Yes, substantially.

25 Q. Did you talk to the defendant, Ms. Regnaert,

1 about what was done when you were in the house?

2 A. Yes, mmhmm.

3 Q. And did she tell you what work was done in
4 the house?

5 A. She was very cooperative, yes.

6 Q. Yeah. Do you recall what work she told you
7 was done on the house?

8 A. Multiple additions had been added. I mean it was
9 very - it flowed together very nice, and she was very
10 helpful. Any questions, I asked her a lot actually,
11 she answered. Yes, mmhmm.

12 Q. And let me show you P-20 for identification.
13 Is this report you prepared in regard to the 2016
14 appraisal?

15 A. Yes.

16 **Exhibit P-20 Identified**

17 Q. Is that your signature on the last page?

18 A. Yep.

19 Q. And what is your opinion as to the value of
20 this property as of March 19 of 2016?

21 A. \$360,000.

22 Q. Are these - And does the P-20 for
23 identification accurately represent the comps and what
24 you did to reach your opinion?

25 A. Yes.

1 MR. MATISON: Your Honor, I'd like to offer
2 P-19 and P-20 into evidence.

3 THE COURT: Any objection, Ms. Regnaert?

4 MS. REGNAERT: I'm sorry, I don't know what
5 that is, P-19 or P-20.

6 THE COURT: Well, it's in the your book.

7 MR. MATISON: It's in your book.

8 MS. REGNAERT: Oh.

9 MR. MATISON: - Ms. Regnaert.

10 THE COURT: The exhibits are Mr. Matison's -
11 they're tabbed.

12 MS. REGNAERT: What number was that?

13 MR. MATISON: 19 and 20.

14 THE COURT: They're Mr. Randanella's
15 appraisals.

16 MS. REGNAERT: Oh, his appraisals? Yes,
17 that's fine.

18 THE COURT: All right. So without objection,
19 P-19 and P-20 - I guess we'll keep your markings -

20 MR. MATISON: Your Honor, you have the, you
21 have the original ones in your note book with the
22 original - I've already pre-marked everything.

23 THE COURT: Yeah. I understand. But usually
24 it would be, we go - rather than change everything to
25 P-1 and P-2 as - they were admitted, I think we'll keep

1 them, although it's a little - I think it's less
2 confusing. I assume you're - Are you going to try to -
3 Are you going to move most of these documents into
4 evidence?

5 MR. MATISON: I'm going to try to move all of
6 these documents in, Your Honor. That's why they're,
7 they just happened to be numbered that way.

8 THE COURT: All right.

9 MR. MATISON: I know it's - but I've
10 identified them with the witness as 19 and 20. So the
11 record should be clear.

12 THE COURT: All right. So P-19 - So I'll
13 mark the exhibits, P-19 - All right. P-19 is in
14 evidence, and P-20 is in evidence.

15 **Exhibits P-19 and P-20 In Evidence**

16 MR. MATISON: Your Honor, I have no further
17 question of this witness. Hold on.

18 THE COURT: Ms. Regnaert, do you have any
19 questions of Mr. Randanella?

20 MS. REGNAERT: No, sir.

21 THE COURT: Okay.

22 All right. Sir, you can step down. You're
23 free to leave.

24 MR. RANDANELLA: Thank you, sir.

25 (Witness Excused)

1 MR. MATISON: Your Honor, may I excuse this
2 witnesses?

3 THE COURT: Yes.

4 MR. MATISON: Thank you, Your Honor.

5 Your Honor, the next witness is the
6 plaintiff, Todd Regnaert.

7 THE COURT: All right. Mr. Regnaert.

8 MR. MATISON: You want to take your water
9 with you?

10 Your Honor, may he bring his water with him?

11 THE COURT: Yes.

12 Yeah. Ms. Regnaert, we don't have water in
13 the court. So you're free to bring water in if you
14 wish.

15 MS. REGNAERT: Okay. Thank you.

16 THE COURT: Dr. Regnaert, do you - raise your
17 right hand.

18 **T O D D R E G N A E R T, Plaintiff, Sworn.**

19 THE COURT: All right. Have a seat.

20 MR. MATISON: Your Honor, I want to go
21 through the complaint for divorce first.

22 THE COURT: Yeah, that's a good idea.

23 MR. MATISON: I've typically forgot to do
24 that, and if I don't get that done, we have a, we'll
25 have a problem.

1 THE COURT: Yeah, I've had that problem
2 myself.

3 DIRECT EXAMINATION BY MR. MATISON:

4 Q. Dr. Regnaert, you filed a complaint for
5 divorce in this matter, is that correct?

6 A. Yes, sir.

7 Q. And when you filed the complaint for divorce
8 you were residing at 2816 Vine Road in Atlantic County,
9 State of New Jersey, is that correct?

10 A. When I filed the complaint for divorce I was at
11 1830.

12 Q. Oh, okay. The 2816 was the former marital
13 home?

14 A. Marital home, yes, sir.

15 Q. So where were you residing when you filed
16 this complaint?

17 A. Our current address, 1830 Central Avenue,
18 Vineland, New Jersey, nine-tenths of a mile from the
19 marital home.

20 Q. And is it true that you were married to
21 Sandra on April 6, 2007 in a religious ceremony in
22 Chattanooga, Tennessee?

23 A. Yes, sir.

24 Q. And the next is how long have you been a
25 resident of the state of New Jersey. So, first, how

1 long have you resided at your present address?

2 A. A year and a month, 13 months.

3 Q. And before that how long did you reside at
4 2816 Vine Road?

5 A. From March of '09 until September 1st of 2015.

6 Q. And that has been continuous?

7 A. Yes, sir.

8 **BY THE COURT:**

9 Q. And then the marital residence is in Atlantic
10 County.

11 A. Yes, sir.

12 THE COURT: All right. Thank you.

13 **BY MR. MATISON:**

14 Q. And Sandra presently resides at 2816 Vine
15 Road, -

16 A. Yes, sir.

17 Q. - is that correct?

18 A. Yes, sir.

19 Q. That was the former marital home.

20 A. Yes, sir.

21 Q. And this is the first proceeding between you
22 and Sandra, is that correct?

23 A. Yes, sir.

24 Q. Is this your first marriage, sir?

25 A. No, sir.

1 Q. How many times were you married before?

2 A. One other time, sir.

3 Q. And how did that marriage end?

4 A. Amicable divorce.

5 Q. And were you divorced prior to your marriage
6 to Sandra?

7 A. Yes, sir.

8 Q. To the best of your knowledge is this
9 Sandra's first marriage?

10 A. Yes, sir.

11 Q. You and Sandra have one child together, is
12 that correct?

13 A. Yes, sir.

14 Q. The child's name is Jonas Armand (ph)
15 Regnaert, is that correct?

16 A. Yes, sir.

17 Q. And is his date of birth March 18, 2009?

18 A. Yes, sir.

19 Q. You state that you and Sandra have
20 irreconcilable differences that have caused the
21 breakdown of your marriage. Is that correct?

22 A. Yes, sir.

23 Q. And did that occur at least six months before
24 you filed the complaint for divorce?

25 A. Yes, sir.

1 Q. And is that the reason why you want this
2 marriage dissolved?

3 A. Yes, sir.

4 Q. Is there any reasonable prospect of
5 reconciliation?

6 A. No, sir.

7 Q. That's - what's the answer?

8 A. No.

9 Q. No?

10 A. No, sir.

11 Q. All right.

12 THE COURT: Mr. Matison, this question is,
13 should I - I could have Ms. Regnaert examined, I could
14 enter a judgment and then prepare an amended final
15 judgment with the terms. In other words, am I going to
16 divorce them today, and then do an amended final
17 judgment with all the decisions?

18 MR. MATISON: Your Honor, I have, I have no
19 opinion on it. The only issue that comes up is if you
20 divorce them today then they have no choice, for
21 example, to file a separate return for 2016. If you -
22 I would love for you to - We could be done today if you
23 could render a complete opinion today.

24 THE COURT: That's possible.

25 MR. MATISON: Yeah. That's the only issue I

1 could think of.

2 THE COURT: Yeah. All right. I'll hold off.

3 MR. MATISON: Yeah. The defendant has only
4 filed an appearance.

5 THE COURT: Correct.

6 MR. MATISON: So there's no counterclaim to
7 deal with other than she, at the time she was
8 represented by Mr. Gabage and he checked off all of
9 the -

10 THE COURT: Yeah.

11 MR. MATISON: - issues that I've already
12 opened of that.

13 THE COURT: Right. All right. We'll - All
14 right. I'll defer on that, and we'll proceed with the
15 rest of your case.

16 MR. MATISON: Yeah. I don't know if the
17 defendant wishes to proceed with - She said in her
18 appearance that she wanted to resume a previous name.
19 So that would be up to her.

20 THE COURT: I guess we could get to that at
21 some point.

22 Are you - In conjunction with the divorce do
23 you want to assume a prior name?

24 MS. REGNAERT: Your Honor, I'd like to keep
25 it the same as my son's for now.

1 THE COURT: All right. That's not a problem.

2 All right. Mr. Matison.

3 BY MR. MATISON:

4 Q. All right. Dr. Regnaert, I'm going to now
5 ask you some questions that, of certain facts that the
6 Court needs to rule on as part of your case.

7 A. Yes, sir.

8 Q. Do you understand that?

9 A. Yes, sir.

10 Q. All right. Now tell the Court again where
11 you presently reside?

12 A. Sir, we reside at 1830 Central Avenue, Vineland,
13 New Jersey. It is on the Atlantic County line. I rent
14 a home there.

15 Q. And when did you move into that property
16 again?

17 A. Approximately September 1st, 2015. I believe that
18 was the date.

19 Q. And how far away is that residence from the
20 former marital home?

21 A. Time-wise or miles?

22 Q. Either, sir.

23 A. Two minutes.

24 Q. Two minutes by car?

25 A. .9 miles.

1 Q. And do you reside with anyone else at the
2 moment?

3 A. My 17-year-old son lives with me.

4 Q. And what is his name?

5 A. Joshua.

6 Q. And is it true that his date of birth is
7 April 26, 1999?

8 A. Yes, sir.

9 Q. And does his natural mother pay you any
10 support on his behalf?

11 A. No, sir.

12 Q. Just briefly tell the Court, Joshua is in
13 school?

14 A. Yes, sir. Buena Regional High School.

15 Q. And what year is he in?

16 A. He's in his senior year.

17 Q. And other than going to high school is he
18 doing any other school?

19 A. Yes, he's starting at, his first business class at
20 Cumberland Community College next week.

21 Q. And has he, has he applied to college?

22 A. Yes, sir.

23 Q. And where has he applied?

24 A. Cumberland Community College, Cumberland County
25 Community College, sir.

1 Q. And do you believe that he's going to attend
2 Cumberland County Community College in September?

3 A. Yes, sir, and beginning next week.

4 Q. Is anyone else responsible for Joshua's
5 support other than you?

6 A. No.

7 Q. All right. So are you paying one hundred
8 percent of Joshua's support?

9 A. Yes.

10 Q. Now before you moved into this house on
11 September 1st -

12 A. Yes, sir.

13 Q. - of 2015 were there any other occasions when
14 you moved out of 2816 Vine Road?

15 A. Yes, sir.

16 Q. And what was the first time that you moved
17 out of 2816 Vine Road?

18 A. February or early March of 2014, sir.

19 Q. And where did you go?

20 A. Josh and I went to the Holiday Inn in Millville.

21 Q. And did you observe any particular incident
22 that, in that time frame that led you, that was the
23 reason for you to leave 2816 Vine Road?

24 A. Yes, sir.

25 Q. And what did you observe?

1 A. Elevated aggression between the two parties, sir.

2 I'm just -

3 Q. Between whom?

4 A. Sandy and Josh.

5 Q. So Josh, Josh was having, -

6 A. It was -

7 Q. - Josh was having a problem with the
8 defendant?

9 A. Yes.

10 Q. So you, you moved into a hotel?

11 A. Yes.

12 Q. For how long?

13 A. About two and a half weeks, three weeks at that
14 time. It was just to cool down.

15 Q. And then where did you go?

16 A. Back to the marital home.

17 Q. And then how long did you stay in the marital
18 home until you left again, if you ever did?

19 A. Left again in May, first part of May of 2014, and
20 stayed until Josh went to Florida the second week in
21 July.

22 Q. All right. Did you observe any incident that
23 occurred in May of 2014 that led you and Josh to leave
24 2616 (sic) Vine Road?

25 A. Yes, sir.

1 Q. What did you observe?

2 A. An altercation between my wife and Josh.

3 Q. And what did you actually observe?

4 A. I observed her -

5 Q. Her, meaning Sandy?

6 A. Sandy.

7 Q. What?

8 A. Twisting his arm behind his back, walking him out
9 of the garage and pushing him face first into the side
10 of my Jeep Wrangler.

11 MS. REGNAERT: Oh, my God (laughing).

12 BY MR. MATISON:

13 Q. Now did that -

14 A. And -

15 Q. I'm sorry. Go ahead, finish.

16 A. That's the truth, and -

17 (Ms. Regnaert laughing)

18 THE COURT: Ms. Regnaert, I - I don't need -

19 MS. REGNAERT: I'm sorry, but it changes
20 every time he tells it.

21 BY THE WITNESS:

22 A. No.

23 THE COURT: I don't need your laughter.

24 BY THE WITNESS:

25 A. It occurred in the kitchen, I'm sorry, -

1 BY MR. MATISON:

2 Q. Okay.

3 A. And -

4 Q. There's no question before you, sir.

5 A. Okay. What did I say?

6 Q. What else, if anything, did you observe?

7 A. Yelling and screaming and that, and we left.

8 Q. Now did - I'm not sure if in 2014 if it was
9 called DYFS or it was called DCPD. Were they called?

10 A. There was an ongoing case sort of open with them,
11 yes.

12 MR. MATISON: Your Honor, I'm going to invite
13 your attention - by previous order I believe that you
14 have that file still either with this or in your, still
15 in your chambers. There's a - there was a request and
16 you issued an order to DCPD to give you that file
17 involving Joshua and Sandra Regnaert, and I would ask
18 that you review that as part of this case.

19 THE COURT: All right. So noted.

20 BY MR. MATISON:

21 Q. So you then left -

22 A. Yes.

23 Q. You ended up saying that Joshua then went to
24 Florida. Where in Florida did Joshua go?

25 A. He goes down and sees his mom for about two months

1 every year, a month.

2 Q. Is that where his natural mother lives?

3 A. Yes, sir.

4 Q. And so did you -

5 A. Venice.

6 Q. I'm sorry. And did you go back to 2816 Vine
7 Road?

8 A. Gave it one more shot, sir. Yes, sir.

9 Q. So you went back in the summer of 2014.

10 A. When Josh went back to Florida to see his mom I
11 moved back into the house.

12 Q. Now did Josh come back from Florida?

13 A. Yes.

14 Q. And where did he, where did he live in New
15 Jersey when he came back from Florida?

16 A. We had some counseling, and he came back into the
17 marital home.

18 Q. So he came back into 2816 Vine.

19 A. Yes, sir.

20 Q. And you and Josh stayed there until in or
21 about September 1st of 2015?

22 A. We left one more time for a period of about four
23 days or five days when there was some small escalation,
24 and then we attempted to put it back together one more
25 time, sir.

1 Q. And then you left permanently.

2 A. Yes, sir.

3 Q. And you haven't been back in 2616 (sic) since
4 on or about September 1st of 2015?

5 A. I -

6 Q. I'm talking about on, on a permanent living -

7 A. No, no.

8 Q. You've been there.

9 A. Picking up Jonas.

10 Q. But not -

11 A. Dropping him off.

12 Q. But not living there.

13 A. No, sir.

14 Q. All right. And then, and then beginning in
15 February, March of 2014, there was, been periods of
16 time when you haven't been there. Is that correct?

17 A. This is correct.

18 Q. All right. How is Joshua doing now?

19 A. He's coming around. He sits down and has whole
20 conversations with me, like he used to, and he's
21 working three nights a week.

22 Q. What's he doing?

23 A. He's lifeguarding at the YMCA, sir, and he has his
24 own little business.

25 Q. What's his own little business?

1 A. He buys tennis shoes and then resells them. He
2 gets them at these places where they're, they only
3 release like 50 pairs, and he goes like Cherry Hill and
4 some gentleman named Kanye West releases a new pair of
5 shoes and he buys them for \$300, and he's selling them
6 to his teachers at Buena Regional High School for \$800
7 a piece. Pretty, pretty good. I wouldn't do it, but
8 he likes it. And so I have teachers in and out of my
9 house all the time. It's quite nice.

10 Q. I want now to talk about the child that you
11 and Sandra have together. That's Jonas, is that
12 correct?

13 A. Yes, sir.

14 Q. And Jonas is now seven?

15 A. Yes, sir.

16 Q. And do you know what grade he's in?

17 A. Second grade.

18 Q. How are you employed, sir?

19 A. I'm employed as a dentist.

20 Q. And who is your employer?

21 A. Allied Dental of Toms River, New Jersey.

22 Q. And where is your office located?

23 A. 2144 Second Street in Millville?

24 Q. And how far away by car if you drive it from
25 your house?

1 A. 15 to 18 minutes.

2 MR. MATISON: I'm going to give you this
3 notebook so, Your Honor, I don't have to keep on
4 running back to the witness.

5 THE COURT: Yes.

6 **BY MR. MATISON:**

7 Q. I'm going to -

8 A. Yes, sir.

9 Q. - ask you to look at certain exhibits, okay?

10 A. Okay. Does this chair move?

11 Q. Does it move?

12 A. Yeah. It does. It has -

13 Q. Yes, it moves.

14 A. - casters.

15 Q. You got it. Now, I'm going to ask you to
16 look at P-1. So look at the tab on P-1.

17 A. Okay.

18 Q. It's P-1 for identification.

19 A. Okay.

20 Q. Do you recognize what that is?

21 A. Yes. My last pay stub.

22 **Exhibit P-1 Identified**

23 Q. And that's pay stub through the period ending
24 September 10, 2016, is that correct?

25 A. Yes, sir.

1 Q. So it's not quite your last pay stub.

2 A. Well, it's not the last. I just got a new one,
3 yes, sir.

4 Q. So it's - About another month has gone by, is
5 that correct?

6 A. Yes, sir.

7 Q. And does that show all of your compensation
8 from this dental practice?

9 A. That's all, sir.

10 Q. You're W-2 employee?

11 A. Yes, sir.

12 Q. You don't have any shares, you're not -

13 A. No, sir.

14 Q. - of this company, do you?

15 A. No.

16 Q. So based on how you've done through
17 September 10 of 2016 and based on what your schedule
18 is, what's your estimation as to how much money you're
19 going to earn in 2016?

20 A. My estimation is probably between \$202, maybe
21 \$208, \$210 at tops. We are -

22 Q. Mmhmm.

23 A. May I add a little bit just, Judge?

24 Q. If you need to explain something about it.

25 A. Okay. They are a re - We are an insurance-driven

1 practice, state mostly, and they have tightened the
2 range down so much. I am constantly spending my lunch
3 breaks writing rebuttals to insurance companies trying
4 to get things through. They used to be able to write
5 down on a treatment plan for a patient, if you'd gotten
6 your ten crowns and six root canals they would approve
7 it. I can't get more than three crowns approved
8 anymore. So I'm working four columns of patients where
9 I used to work two to make a little less money. It's a
10 different story.

11 Q. So your income for 2016 is not going to be as
12 high as 2015, for example.

13 A. I do not believe it will be, sir.

14 Q. Now other than you working in this dental
15 practice, you have another source of income, is that
16 correct?

17 A. Yes, sir.

18 THE COURT: Can we just go back to this pay
19 stub?

20 MR. MATISON: Yes, sir.

21 **BY THE COURT:**

22 Q. Is this a bi-weekly pay stub?

23 A. This is a bi-weekly pay stub, sir.

24 Q. All right. And there's a deduction of
25 miscellaneous of \$1,000?

1 A. Yes, sir.

2 Q. What's that?

3 MR. MATISON: You can tell the Court -

4 **BY THE WITNESS:**

5 A. I had to take out a loan from my employer to
6 continue doing this. I took out a \$25,000 loan.
7 They're -

8 **BY THE COURT:**

9 Q. All right. So it's a loan, you've been
10 paying back a loan -

11 A. I have to pay it back \$1,000 a pay period to my
12 employer, yes.

13 Q. - to your employer. All right.

14 A. To continue this.

15 **BY MR. MATISON:**

16 Q. The rest of the deductions are, is either
17 tax, Medicare, social security, or disability, is that
18 correct?

19 A. Yes, sir.

20 Q. And there's no money taken out for
21 retirement, is that correct?

22 A. There's no money taken out for retirement, sir.

23 **BY THE COURT:**

24 Q. Well, there's a 40 - there's a maxed out 401K
25 \$7,200, which has already come out this year. So it's

1 not really accurate.

2 A. Well, may I -

3 Q. Right? I mean -

4 A. If the check comes a certain way it says, "The
5 maximum eligible," every time. Like if it's a \$6,400
6 check, it will say max eligible for that is the same.
7 If you see it, the salary is \$7,200. That's just the
8 way they do it. I have no idea what that means. I
9 have - There is no retirement.

10 Q. Oh -

11 MR. MATISON: Your Honor, if you look at the
12 next column it says "total to date," is blank.

13 THE COURT: All right.

14 MR. MATISON: It's -

15 **BY THE COURT:**

16 Q. So you haven't put anything into your 401K?

17 A. No.

18 Q. Do you get a bonus at the end of the year?

19 A. It's impossible to achieve. I do not get a bonus.

20 Q. All right. So you don't anticipate some
21 year-end bump.

22 A. Absolutely not. No, sir, not with these guys.

23 THE COURT: All right.

24 MR. MATISON: Your Honor, I would like to
25 offer P-1 in evidence.

1 THE COURT: All right. Any -
2 Ms. Regnaert, any objection to P-1 in
3 evidence?

4 MS. REGNAERT: Your Honor, he used to receive
5 a bonus bi-weekly, like every other check he had a
6 bonus.

7 THE COURT: Well, you have a - you can, you
8 can cross examine him on that, but right now I'm just
9 addressing the admissibility of P-1.

10 MS. REGNAERT: Okay.

11 THE COURT: Any objection to P-1 in evidence?

12 MS. REGNAERT: No, sir.

13 THE COURT: All right. So P-1 will be in
14 evidence.

15 **Exhibit P-1 in Evidence**

16 **BY MR. MATISON:**

17 Q. Now I want to talk to you about Sandy.

18 A. Yes, sir.

19 Q. During your marriage was she a - did she have
20 any professional licenses?

21 A. She's a dental hygienist, sir.

22 Q. So is she a licensed dental hygienist?

23 A. Yes, sir.

24 Q. And was she a licensed dental hygienist all
25 during your marriage?

1 A. Yes, sir.

2 Q. And did she work as such?

3 A. Yes, sir.

4 Q. And are you aware of what you pay the dental
5 hygienist in your practice?

6 A. I am very aware what my hygienist makes, sir.

7 Q. And, and what, what do you pay your
8 hygienist?

9 A. She makes \$91,000, is what, what she made last
10 year, I believe, sir.

11 Q. And what's her - Does she have an hourly
12 rate?

13 A. I believe \$46 or \$45 an hour, sir, something like
14 that. Plus she gets a bonus on certain types of
15 antibiotic implants that they stick in the gums. It's
16 called Arestin, and the kit - to plant X amount of
17 quantity she might get a \$20 bump in her check,
18 something like that.

19 MR. MATISON: Your Honor, I have identified
20 as P-2 for identification the New Jersey State
21 Occupational Employment and Wage Estimates for dental
22 hygienists, and ask that you take judicial notice that
23 the mean wage is \$82,720.

24 **Exhibit P-2 Identified**

25 THE COURT: All right. All right. So noted.

1 MS. REGNAERT: Your Honor, can I say how much
2 I make per hour?

3 THE COURT: Well, you'll have a chance to
4 testify.

5 MS. REGNAERT: Okay. All right, thank you.

6 THE COURT: You should, you may want to keep
7 notes so you'll remember what you want to testify
8 about.

9 **BY MR. MATISON:**

10 Q. Dr. Regnaert, did you go on Craig's List to
11 see if there were any job openings for dental
12 hygienists in the South Jersey area?

13 A. I do that regularly, yes.

14 Q. And do you know what - Could you tell the
15 Court in case the Court doesn't know what Craig's List
16 is, what is Craig's List?

17 THE COURT: I -

18 **BY THE WITNESS:**

19 A. It's an informational site where you can purchase
20 cars and pretty much furniture, whatever you want.
21 There's jobs on there.

22 THE COURT: Okay.

23 **BY MR. MATISON:**

24 Q. And does - Is what you found as, of job
25 openings in South Jersey accurately reflected in P-3

1 for identification?

2 A. Yes, sir. At any given time within a normal range
3 of driving there are between 10 and 16 hygiene jobs
4 part-time to full-time.

5 Q. And is that what's reflected in P-3?

6 A. Yes, sir.

7 **Exhibit P-3 Identified**

8 Q. Were there times during the course of this
9 litigation that we wrote to Mr. Gabage and informed him
10 of part-time and full-time hygienists jobs in the South
11 Jersey area?

12 A. I found two that were slam dunks, sir. Yes, we
13 have.

14 MR. MATISON: Your Honor, I'd like to offer
15 P-3 into evidence.

16 THE COURT: What is - I need a little more
17 information. What is P-3?

18 MR. MATISON: P-3, Your Honor, is the -

19 THE COURT: Well, I want to hear it from Dr.
20 Regnaert.

21 MR. MATISON: I'm sorry.

22 **BY THE COURT:**

23 Q. What is P-3? What is that document?

24 A. P-3 is just a, the last printout I made of Craig's
25 List just showing dental hygiene jobs that are, I

1 believe, are within the normal - Franklinville is ten
2 minutes from the house, things like that.

3 Q. So how did you obtain this?

4 A. I went on line on my computer at work and on
5 Craig's List and went down there and put in dental
6 hygiene, and then you put in hygiene, and then you put
7 in dental, however you want to do it, and it comes out
8 with a breakdown of different jobs basically from here
9 all the way to the top of Philadelphia, sir.

10 Q. All right. And there's a date of 10/13/2016.
11 Is that when you copied that when you printed that out?

12 A. Yes, sir. This is the last time I did this.

13 THE COURT: Ms. Regnaert, any objection to
14 this?

15 MS. REGNAERT: No, sir.

16 THE COURT: All right. So P-3 will be in
17 evidence.

18 **Exhibit P-3 In Evidence**

19 **BY MR. MATISON:**

20 Q. Dr. Regnaert, I'd like you to look at P-4 for
21 identification. This tab, sir, look at the tab.

22 A. Yes. Okay. P - Oh, okay, very good. Yes, sir.

23 Q. Do you recognize what that document is?

24 A. Yes, sir.

25 Q. And what is that, sir?

1 A. It's a Family Part Case Information Statement,
2 sir.

3 **Exhibit P-4 Identified**

4 Q. And is that yours?

5 A. Yes, sir.

6 Q. And if you'll look on page 10, is that your
7 signature?

8 A. Page 10. Yes, sir.

9 Q. And did you sign it on or about October 26,
10 2015?

11 A. Yes, sir.

12 Q. And was filed with the court on or about
13 November 9, 2015? On the front.

14 A. Yeah. Yes, sir.

15 Q. On the front?

16 A. Well, yeah.

17 Q. Look at the front page.

18 A. Okay. Yes, sir.

19 MR. MATISON: All right. Your Honor, I'd
20 like to offer P-4 into evidence.

21 THE COURT: Any objection, Ms. Regnaert?

22 MS. REGNAERT: No, sir.

23 THE COURT: P-4 is in evidence.

24 **Exhibit P-4 In Evidence**

25 **BY MR. MATISON:**

1 Q. I'd like you to look at P-5 for
2 identification. Have you seen this document before?

3 A. Yes, sir.

4 Q. Look at page 10. Do you recognize the
5 signature on page 10?

6 A. Yes, sir. That's Sandy's signature, sir.

7 Q. And is this Sand - This was Sandy's CIS that
8 we received during this case?

9 A. Yes, sir.

10 **Exhibit P-5 Identified**

11 MR. MATISON: Your Honor, I'd like to offer
12 P-5 into evidence?

13 THE COURT: Ms. Regnaert, do you have any
14 objection to P-5 in evidence?

15 MS. REGNAERT: No, sir.

16 THE COURT: P-5 is in evidence.

17 **Exhibit P-5 In Evidence**

18 **BY MR. MATISON:**

19 Q. Sir, I would like you to now look at P-6 for
20 identification. That's the court order of February 10,
21 2016, is that correct?

22 A. Yes, sir.

23 **Exhibit P-6 Identified**

24 MR. MATISON: Your Honor, I'd like to take
25 judicial notice of this order. I'm not going to offer

1 it into evidence unless you think I should.

2 THE COURT: Yes. Well, so noted. Thank you.

3 BY MR. MATISON:

4 Q. Dr. Regnaert, I'd like you to look at
5 paragraph 1 of that order. Do you see it?

6 A. This matter?

7 Q. Yes.

8 A. Yes.

9 Q. Don't read it out loud, but you see paragraph
10 1?

11 A. Yes, sir.

12 Q. All right. No, you're not looking at the, at
13 the - you're looking at the court order?

14 A. I'm - Todd and Sandra, Superior Court -

15 Q. Okay. I'm sorry. You see paragraph 1?

16 A. Yes, sir.

17 Q. Now it's your understanding that you have
18 joint legal custody of Jonas, is that correct?

19 A. Yes, sir.

20 Q. And have you and Sandra been communicating
21 with each other in regard to Jonas?

22 A. I think very well.

23 Q. And you have access to his school work and to
24 his medical issues?

25 A. Yes, sir.