FILED
AUG 27 19[illegible]
CLERK SUPREME COURT

IN THE COURT OF APPEALS OF IOWA

IN RE THE MARRIAGE OF CLINE

Upon the Petition of)
JAMES EDWARD CLINE, JR.,)
Petitioner-Appellee,)
And Concerning)
SANDRA KAY CLINE,)
Respondent,)
SAMMY D. VAUGHN and **BEVERLY F. VAUGHN,**)
Intervenors-Appellants.)

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Filed August 27, 1986

6-204
85-1513

Appeal from the Iowa District Court for Polk County (No. 26-15377) - A. M. Critelli, Judge.

Intervenors, respondent wife's parents, appeal from trial court's ruling on their application to cite petitioner husband for contempt. **AFFIRMED.**

Michael J. Green, of Carney, Hudson, Williams & Green, Des Moines, Iowa, for appellants.

Frank Watson, Jr., Des Moines, Iowa, for appellee.

Considered by Donielson, P.J., Schlegel, and Sackett.

PER CURIAM 50

Intervenors, Sammy and Beverly Vaughn, the maternal grandparents of the minor children of petitioner, James Cline and respondent, Sandra Cline, seek a finding that petitioner is in contempt for failure to pay transportation expenses as required by the modified decree in this matter. James, the father and sole custodian of the two minor boys of this marriage, is required to pay transportation for visitation by Sandra or by the Vaughns. He has failed to do so, and testified that he stopped paying such expenses on the advice of counsel, claiming that Sandra has become "better employed" (the wording of the decree that would terminate his obligation to pay those expenses.)

We have examined the record thoroughly and we agree with the trial court's findings. The record supports the court's finding that Sandra has not become "better employed". We do not believe James' failure to pay transportation costs was contumacious or in willful contempt of the court's order. We agree that James is presently unable to make payment of any past transportation expenses. The grandparents ask that we increase the amount payable for their round-trip expenses to visit the minor children. We do not find the amount of $20 per round trip to be inadequate under the record in the case.

There having been no finding of contempt, the court was correct in refusing an allowance of attorney's fees.

AFFIRMED.