

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):		FOR COURT USE ONLY	
TELEPHONE NO.: E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name):		INFORMED COPY OF ORIGINAL FILE Los Angeles Superior Court DEC 06 2011 John A. Glavin, Executive Officer By _____, Deputy	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 200 W. Compton Blvd. MAILING ADDRESS: Same as above CITY AND ZIP CODE: Compton, CA 90220 BRANCH NAME: South Central			
PETITIONER/PLAINTIFF: RICHARD RIESS RESPONDENT/DEFENDANT: DESIREE CAPUANO			
ORDER TO SHOW CAUSE <input checked="" type="checkbox"/> Child Custody <input type="checkbox"/> Child Support <input type="checkbox"/> Attorney Fees and Costs		<input type="checkbox"/> MODIFICATION <input checked="" type="checkbox"/> Visitation <input type="checkbox"/> Spousal Support <input type="checkbox"/> Injunctive Order <input checked="" type="checkbox"/> Other (specify): Jurisdiction (Ex Parte)	
		CASE NUMBER:	

1. TO (name): DESIREE CAPUANO
2. YOU ARE ORDERED TO APPEAR IN THIS COURT AS FOLLOWS TO GIVE ANY LEGAL REASON WHY THE RELIEF SOUGHT IN THE ATTACHED APPLICATION SHOULD NOT BE GRANTED. If child custody or visitation is an issue in this proceeding, Family Code section 3170 requires mediation before or concurrently with the hearing listed below.

a. Date: December 6, 2011 Time: 10:00 a.m. ☒ Dept.: M ☒ Room: 1211

b. The address of the court is ☒ same as noted above ☐ other (specify):

c. ☒ The parties are ordered to attend custody mediation services as follows:

3. THE COURT FURTHER ORDERS that a completed *Application for Order and Supporting Declaration* (form FL-310), a **blank Responsive Declaration** (form FL-320), and the following documents be served with this order:

- a. (1) ☐ Completed *Income and Expense Declaration* (form FL-150) and a **blank Income and Expense Declaration**
 (2) ☐ Completed *Financial Statement (Simplified)* (form FL-155) and a **blank Financial Statement (Simplified)**
 (3) ☐ Completed *Property Declaration* (form FL-160) and a **blank Property Declaration**
 (4) ☐ Points and authorities
 (5) ☐ Other (specify):

b. ☐ Time for ☐ service ☒ hearing is shortened. Service must be on or before (date):

Any responsive declaration must be served on or before (date): December 2, 2011

c. ☒ You are ordered to comply with the temporary orders attached.

d. ☒ Other (specify): Mediation on 12/06/11 @ 9:00 a.m. (Room 1003-South Central). Resp. by Court Call

Date: 11/9/11

STEPHEN M. LOWRY
JUDICIAL OFFICER

NOTICE: If you have children from this relationship, the court is required to order payment of child support based on the incomes of both parents. The amount of child support can be large. It normally continues until the child is 18. You should supply the court with information about your finances. Otherwise, the child support order will be based on the information supplied by the other parent.

You do not have to pay any fee to file declarations in response to this order to show cause (including a completed *Income and Expense Declaration* (form FL-150) or *Financial Statement (Simplified)* (form FL-155) that will show your finances). In the absence of an order shortening time, the original of the responsive declaration must be filed with the court and a copy served on the other party at least nine court days before the hearing date. Add five calendar days if you serve by mail within California. (See Code of Civil Procedure 1005 for other situations.) To determine court and calendar days, go to www.courtinfo.ca.gov/selfhelp/courtcalendars/.



Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the proceeding. Contact the clerk's office or go to www.courtinfo.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Response* (Form MC-410). (Civil Code, § 54.8.)

PETITIONER/PLAINTIFF: RICHARD RIESS

CASE NUMBER:

TD 035397

RESPONDENT/DEFENDANT: DESIREE CAPUANO

TEMPORARY ORDERS
Attachment to Order to Show Cause (FL-300)

1. ☐ PROPERTY RESTRAINT

- a. ☐ Petitioner ☐ Respondent is restrained from transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, except in the usual course of business or for the necessities of life.
☐ The other party is to be notified of any proposed extraordinary expenditures and an accounting of such is to be made to the court.
- b. ☐ Both parties are restrained and enjoined from cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage including life, health, automobile, and disability held for the benefit of the parties or their minor child or children.
- c. ☐ Neither party may incur any debts or liabilities for which the other may be held responsible, other than in the ordinary course of business or for the necessities of life.

2. ☐ PROPERTY CONTROL

- a. ☐ Petitioner ☐ Respondent is given the exclusive temporary use, possession, and control of the following property the parties own or are buying (*specify*):
- b. ☐ Petitioner ☐ Respondent is ordered to make the following payments on liens and encumbrances coming due while the order is in effect:
- | <u>Debt</u> | <u>Amount of payment</u> | <u>Pay to</u> |
|-------------|--------------------------|---------------|
|-------------|--------------------------|---------------|

3. ☒ MINOR CHILDREN

- a. ☒ Petitioner ☐ Respondent will have the temporary physical custody, care, and control of the minor children of the parties, ☒ subject to the other party's rights of visitation as follows:
 No visits with G [REDACTED] Riess (DOB [REDACTED]/00) prior to 12/06/11 Hearing.
- b. ☒ Petitioner ☒ Respondent must not remove the minor child or children of the parties
- (1) ☒ from the State of California.
 - (2) ☒ from the following counties (*specify*): Los Angeles, Orange and Riverside counties
 - (3) ☒ other (*specify*): Respondent is to return G [REDACTED] Riess to Petitioner's custody without delay.
- c. ☐ Child abduction prevention orders are attached (see form FL-341(B)).
- d. (1) Jurisdiction: This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (part 3 of the California Family Code, commencing with § 3400).
- (2) Notice and opportunity to be heard: The responding party was given notice and an opportunity to be heard as provided by the laws of the State of California.
- (3) Country of habitual residence: The country of habitual residence of the child or children is
☒ the United States of America ☐ other (*specify*):
- (4) Penalties for violating this order: If you violate this order you may be subject to civil or criminal penalties, or both.

4. ☒ OTHER ORDERS (*specify*): As per discussions had with Hon. John J. Hannah (Sup. Ct. of Ariz. - Maricopa Cty.), California is the home state of the minor child and this Court accepts jurisdiction of the matter.

Date: 11/9/11

Stephen M. Lowry
 JUDGE OF THE SUPERIOR COURT

5. The date of the court hearing is (*insert date when known*): 12/06/11 @ 10 a.m.

CLERK'S CERTIFICATE

(SEAL)

I certify that the foregoing is a true and correct copy of the original on file in my office.

Date:

Clerk, by _____, Deputy