

NOTICE SENT TO:

Desiree Capuano
315 W. Valencia Rd. #23014
Tucson, Arizona 85706

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Case Name: RICHARD RIESS VS DESIREE CAPUANO

Case Number: TD035397

NOTICE OF REJECTION

Your **Request for Order** in the above entitled action is rejected for the following reason(s):

- X** Documents submitted do not conform to California Rules of the Court; Rule 2.113 **Binding** and Rule 2.115 **Hole Punching**. (a copy of the rules are attached)
- X** Please submit the required fee of \$115 when filing your documents.
- X** On form FL-300 page 1 #7, include your date for mediation.
- X** Proof of Service is incorrect; you cannot serve a Request for Order before it is filed. The court requests that you provide two additional copies for conforming and a self addressed stamped envelope for return of your conformed copies.(a conformed copy must be served on the Petitioner with all the information necessary)
- X** **The court is unable to return your documents**, an envelope of sufficient size bearing enough postage was not submitted to the court. You may pick up your documents on the 9th Floor, Rm. 902 or you can send a self addressed stamped envelope requesting return of these. We will keep your documents until **09-25-15**, after this date the documents will be shredded.
- X** If you have any questions, seek legal assistance.

Please return this letter when resubmitting your document(s).

CLERK'S CERTIFICATE OF MAILING

I, the below named Executive Officer/Clerk of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served the Notice of Rejection upon each party or counsel named above by depositing in the United States mail at the courthouse in Compton, California, one copy of the original filed/entered document in a separate sealed envelope to each address shown above with the postage thereon fully prepaid, in accordance with standard court practices.

Dated: 09-08-15

Sherri R. Carter, Executive Officer/Clerk

By: _____, Deputy

copy

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
Desiree Capuano
 315 W. Valencia Rd #23014
 Tucson, AZ 85734

TELEPHONE NO.: 520-288-8200 FAX NO. (Optional):
 E-MAIL ADDRESS (Optional):
 ATTORNEY FOR (Name):

FOR COURT USE ONLY

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles
 STREET ADDRESS: 200 West Compton Blvd
 MAILING ADDRESS:
 CITY AND ZIP CODE: Compton California 90220
 BRANCH NAME: South Central Branch

PETITIONER/PLAINTIFF: Richard Riess (Patrick [redacted])
 RESPONDENT/DEFENDANT: Desiree Capuano
 OTHER PARENT/PARTY:

REQUEST FOR ORDER **MODIFICATION** **Temporary Emergency Court Order**
 Child Custody **Visitation**
 Child Support **Spousal Support** **Other (specify):**
 Attorney Fees and Costs

CASE NUMBER:
 TD035397

- TO (name): Richard Riess (Patrick [redacted])
- A hearing on this Request for Order will be held as follows: **If child custody or visitation is an issue in this proceeding, Family Code section 3170 requires mediation before or at the same time as the hearing (see item 7.)**

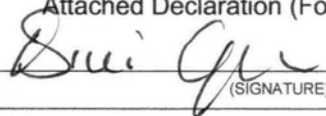
a. Date: _____ Time: _____ Dept.: _____ Room.: _____

b. Address of court same as noted above other (specify): _____

3. Attachments to be served with this Request for Order:
- A **blank Responsive Declaration** (form FL-320)
 - Completed **Income and Expense Declaration** (form FL-150) and a **blank Income and Expense Declaration**
 - Completed **Financial Statement (Simplified)** (form FL-155) and a **blank Financial Statement (Simplified)**
 - Points and authorities
 - Other (specify): **Attached Declaration (Form MC-031)**

Date: 08/31/2015
 Desiree Capuano

 (TYPE OR PRINT NAME)

▶ 

 (SIGNATURE)

COURT ORDER

- YOU ARE ORDERED TO APPEAR IN COURT AT THE DATE AND TIME LISTED IN ITEM 2 TO GIVE ANY LEGAL REASON WHY THE ORDERS REQUESTED SHOULD NOT BE GRANTED.
- Time for service hearing is shortened. Service must be on or before (date): _____
- Any responsive declaration must be served on or before (date): _____
- The parties are ordered to attend mandatory custody services as follows:
- You are ordered to comply with the **Temporary Emergency Court Orders** (form FL-305) attached.
- Other (specify): _____

Date: _____ JUDICIAL OFFICER

To the person who received this Request for Order: If you wish to respond to this Request for Order, you must file a Responsive Declaration to Request for Order (form FL-320) and serve a copy on the other parties at least nine court days before the hearing date unless the court has ordered a shorter period of time. You do not have to pay a filing fee to file the Responsive Declaration to Request for Order (form FL-320) or any other declaration including an Income and Expense Declaration (form FL-150) or Financial Statement (Simplified) (form FL-155).

| | |
|---|--------------------------|
| PETITIONER/PLAINTIFF: Richard Riess (Patrick) RESPONDENT/DEFENDANT: Desiree Capuano OTHER PARENT/PARTY: | CASE NUMBER: TD035397 |
|---|--------------------------|

REQUEST FOR ORDER AND SUPPORTING DECLARATION

Petitioner Respondent Other Parent/Party requests the following orders:

1. CHILD CUSTODY To be ordered pending the hearing
- a. Child's name and age b. Legal custody to (name of person who makes decisions about health, education, etc.) c. Physical custody to (name of person with whom child will live)

- d. As requested in form Child Custody and Visitation Application Attachment (form FL-311)
 Request for Child Abduction Prevention Orders (form FL-312)
 Children's Holiday Schedule Attachment (form FL-341(C))
 Additional Provisions—Physical Custody Attachment (form FL-341(D))
 Joint Legal Custody Attachment (form FL-341(E))
 Other (Attachment 1d)

- e. Modify existing order
 (1) filed on (date):
 (2) ordering (specify):

2. CHILD VISITATION (PARENTING TIME) To be ordered pending the hearing

- a. As requested in: (1) Attachment 2a (2) Child Custody and Visitation Application Attachment (form FL-311)
 (3) Other (specify):

- b. Modify existing order
 (1) filed on (date): 08/01/2014
 (2) ordering (specify):
 "Reasonable Visitation" to be temporarily suspended

c. One or more domestic violence restraining/protective orders are now in effect. (Attach a copy of the orders if you have one.) The orders are from the following court or courts (specify county and state):

- | | |
|--|--|
| (1) <input checked="" type="checkbox"/> Criminal: County/state: Pima/Arizona Case No. (if known): S15070464 | (3) <input type="checkbox"/> Juvenile: County/state: Case No. (if known): |
| (2) <input type="checkbox"/> Family: County/state: Case No. (if known): | (4) <input type="checkbox"/> Other: County/state: Case No. (if known): |

3. CHILD SUPPORT (An earnings assignment order may be issued.)

- a. Child's name and age b. I request support based on the child support guidelines c. Monthly amount requested (if not by guideline)
\$

- d. Modify existing order
 (1) filed on (date):
 (2) ordering (specify):

Notice: The court is required to order child support based on the income of both parents. It normally continues until the child is 18. You must supply the court with information about your finances by filing an *Income and Expense Declaration* (form FL-150) or a *Financial Statement (Simplified)* (form FL-155). Otherwise, the child support order will be based on information about your income that the court receives from other sources, including the other parent.

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| PETITIONER/PLAINTIFF: Richard Riess (Patrick ████) RESPONDENT/DEFENDANT: Desiree Capuano OTHER PARENT/PARTY: | CASE NUMBER: TD035397 |
|---|--------------------------|

4. SPOUSAL OR PARTNER SUPPORT *(An earnings assignment order may be issued.)*
- a. Amount requested *(monthly)*: \$
 b. Terminate existing order
 (1) filed on *(date)*:
 (2) ordering *(specify)*:
 c. Modify existing order
 (1) filed on *(date)*:
 (2) ordering *(specify)*:
 d. The *Spousal or Partner Support Declaration Attachment* (form FL-157) is attached *(for modification of spousal or partner support after judgment only)*
 e. An *Income and Expense Declaration* (form FL-150) must be attached
5. ATTORNEY FEES AND COSTS are requested on *Request for Attorney Fees and Costs Order Attachment* (form FL-319) or a declaration that addresses the factors covered in that form. An *Income and Expense Declaration* (form FL-150) must be attached. A *Supporting Declaration for Attorney Fees and Costs Order Attachment* (form FL-158) or a declaration that addresses the factors covered in that form must also be attached.
6. PROPERTY RESTRAINT **To be ordered pending the hearing**
- a. The petitioner respondent claimant 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 applicant will be notified at least five business days before any proposed extraordinary expenditures, and an accounting of such will 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 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.
7. PROPERTY CONTROL **To be ordered pending the hearing**
- a. The petitioner respondent is given the exclusive temporary use, possession, and control of the following property that we own or are buying *(specify)*:

 b. The petitioner respondent is ordered to make the following payments on liens and encumbrances coming due while the order is in effect:
 Debt Amount of payment Pay to
8. OTHER RELIEF *(specify)*:

NOTE: To obtain domestic violence restraining orders, you must use the forms *Request for Order (Domestic Violence Prevention)* (form DV-100), *Temporary Restraining Order (Domestic Violence)* (form DV-110), and *Notice of Court Hearing (Domestic Violence)* (form DV-109).

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| PETITIONER/PLAINTIFF: Richard Riess (Patrick [redacted]) RESPONDENT/DEFENDANT: Desiree Capuano OTHER PARENT/PARTY: | CASE NUMBER: TD035397 |
|--|--------------------------|

9. I request that time for service of the *Request for Order* and accompanying papers be shortened so that these documents may be served no less than (*specify number*): _____ days before the time set for the hearing. I need to have this order shortening time because of the facts specified in item 10 or the attached declaration.
10. FACTS IN SUPPORT of orders requested and change of circumstances for any modification are (*specify*):
 Contained in the attached declaration. (*You may use Attached Declaration (form MC-031) for this purpose. The attached declaration must not exceed 10 pages in length unless permission to file a longer declaration has been obtained from the court.*)

Please see attached Declaration for details and supporting evidence

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 08/31/2015

Desiree Capuano _____
 (TYPE OR PRINT NAME)

 _____
 (SIGNATURE OF APPLICANT)



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.courts.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Response* (form MC-410). (Civil Code, § 54.8.)

| | |
|--|--------------|
| PLAINTIFF/PETITIONER: Richard Riess (Patrick [redacted]) | CASE NUMBER: |
| DEFENDANT/RESPONDENT: Desiree Capuano | TD035397 |

DECLARATION

(This form must be attached to another form or court paper before it can be filed in court.)

Please see attached Declaration for details and supporting evidence

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 08/31/2015

Desiree Capuano
(TYPE OR PRINT NAME)


(SIGNATURE OF DECLARANT)

- Attorney for
- Plaintiff
- Petitioner
- Defendant
- Respondent
- Other (Specify):

I swear under penalty of perjury that the information below is true and accurate to the best of my knowledge.

- Sometime toward the end of summer of 2014 the petitioner began using the name Patrick [REDACTED] exclusively and began refusing any form of communication to the name 'Richard Riess'
- In December of 2014 I received an email from the petitioner which included the common child, G [REDACTED] Riess, as a recipient where the petitioner informed me that he had plans to hire someone to have sex with me in order to obtain "intimate" photos which he intended to put on his harassment website 'desireecapitano.com' (Exhibit A)
- Also in December 2014 I received an email from the petitioner stating that he had had a conversation with G [REDACTED] where they discussed the petitioner physically shooting me. Riess/[REDACTED] told G [REDACTED] that he would in fact kill me if he would not face jail time for it (Exhibit B)
- I also received email communication from the petitioner stating that when G [REDACTED] turns 16 years old that he would have the ability to defect to Toronto Canada and would never have to return to the United States or my care and there would be nothing this court could do about it (Exhibit C)

- Regardless of these emails, G [REDACTED] has spent every visitation with Richard/Patrick in Canada with the exception of Spring Break in March of 2015 where I took G [REDACTED] with me to visit family.
- Summer visit of 2015 was from the day after school let out (May 23rd) until 2 weeks before school started (July 12). It took 2 weeks and 48 emails to get just the departure plane ticket as the petitioner could not figure out what the term "travel itinerary" meant, despite using the term himself for a previous visit.
- I sent G [REDACTED] to Canada to see his father in May without having a return ticket purchased. I was told by the petitioner that he would send me the return information "sometime in June"
- During the course of the summer I received numerous email from the petitioner clearly illustrating that G [REDACTED] and his father were talking about me, that G [REDACTED] was providing information about me to his father and that the Petitioner was adding this information to the harassment website and using it to bully me. In one email he told me that he had a conversation with G [REDACTED] explaining to him that I love my other son more than G [REDACTED] (Exhibit D)
- Over the summer of 2015, I moved from Phoenix to Tucson as this court is aware. A copy of the Change of Address form submitted to this court was mailed to the petitioner under the name Richard Riess, as the petitioner made no motion to update his information with this court.

- By the end of June I still did not have any information regarding G [REDACTED]'s return. The petitioner said that he was not required to provide me with any such information. I called the local authorities who went to Riess/[REDACTED] residence and spoke with G [REDACTED]. The petitioner then secured G [REDACTED]'s return flight and provided the information.
- Based on the harassing and bullying behavior from the petitioner, the fact that all my person information is being put up on a public website, and the petitioners' inability to enter the United States I provided him with a mailing address instead of a physical address. I understand that this is not customary in a custody situation and was aware that I might have to provide him with a physical address but was planning on seeking guidance from this court before I did.
- Days before G [REDACTED]'s scheduled return the petitioner told me that because he did not have a physical address that he was not going to return G [REDACTED] to my care. He said that he would be seeking authority to keep G [REDACTED] through the court in Vancouver and that Canada would take jurisdiction over G [REDACTED] from this court. (Exhibit E)
- The petitioner did seek this route, however he was informed by the Canadian court that they would contact and work with this Superior Court to find the best course of resolution. G [REDACTED] was returned to me on July 12th as scheduled.
- Immediately following G [REDACTED]'s return I discovered that the physical address of the home I am residing in was in fact acquired by the petitioner and added to the harassment website. This website includes many racial slurs in an attempt to make it look like I hate ethnic people. I

informed the petitioner that by publishing this information on such a public forum that he was not only putting me at risk, but also G [REDACTED]. His response was that "if Mexicans come to my home to hurt me because of all the racial remarks on the website, that they would probably not hurt G [REDACTED]" and that even if they did "no court would ever find him guilty of causing it" so he didn't care. (Exhibit F)

- The petitioner also informed me that he was able to obtain the physical address of my residence by tracking G [REDACTED] through the cell phone provided to him by the petitioner. He informed me that he had been tracking G [REDACTED]'s movements over the course of the last year using the phone. This cell phone was also used to access G [REDACTED]'s social media sites where he obtained photographs of me as well as other personal information that he has put up on the harassment website (Exhibit G). I took the cell phone away from G [REDACTED]
- Upon finding out that additional information had been added to the website, including the physical address of the home, a picture of the home, and information about the owner of the home – including his picture, I called the Canadian authorities to inform them of his harassing and bullying behavior. I gave them the information on the petitioners' actions and sent them examples of the numerous emails I received daily from Richard/Patrick. A case was opened.
- On July 20th, the petitioner was arrested by the Canadian authorities where he was detained and questioned. He was released on the condition that he not make contact me in any way. He is being charged with Criminal Harassment and is pending a hearing date in October. (Exhibit H)

- Riess/ [REDACTED] is still permitted to contact G [REDACTED] freely and is allowed to communicate with me regarding travel arrangements for visitation as those matters are under the jurisdiction of this court. The petitioner has call G [REDACTED] in my home and spoken to him regularly through the home phone which is available.
- I know, based on conversations with G [REDACTED], information that shows up on the website, and previous emails that the petitioner informs G [REDACTED] of his actions and plans to hurt, harass, and bully me, often before they are done.
- On July 22nd, G [REDACTED] called Mr. Riess/ [REDACTED] with me present and demanded that his father stop the harassing behavior and take down the website. In return, G [REDACTED] wanted the cell phone provided by his father to be returned to him. The petitioner refused to cease any behavior or actions toward me, regardless of his son's wishes. Mr. Riess/ [REDACTED] told G [REDACTED] that I "deserved it"
- July 23rd I went to the local courthouse with the owner of the house whose information was also put up on the website. I was awarded an Order of Protection and Mr. Pendleton was granted an Injunction against Harassment (Exhibit I). The local police department is working with the Canadian law enforcement to have the orders served to the petitioner.
- The Order of Protection that was granted does not cover the minor child in any way.

- The cell phone that was provided to the minor child by the petitioner is now being used as evidence in the criminal harassment case being handled by the local police department and cannot be returned to G [REDACTED] or the petitioner. Although I would like to replace the mobile phone that was taken from G [REDACTED], I am very scared to allow any access to or from the petitioner on it. Working in the technology field, I am aware of the various ways a mobile phone can be compromised remotely.
- On August 15th the local police department was able to forcibly take down the harassment website. It was down for a total of 24 hours before the petitioner had it back up. As of right now, both the Canadian and local authorities are working on the issues against the petitioner.
- The Canadian authorities have advised that, for right now, they do not believe it is a good idea for G [REDACTED] to travel to Canada to visit with Riess/[REDACTED]. They believe that the custody order is being used to exploit the situation and is giving the petitioner a way to remain in contact and gather additional information to use against me.
- I currently hold sole physical and legal custody of G [REDACTED] Riess, but under these terms I am required to provide "reasonable" visitation nor am I allowed to prevent communication. Although the mobile phone has been taken away, the petitioner has had frequent and regular communication with the minor child through use of the home phone, so I believe I am abiding by that rule. As far as "reasonable" visitation is concerned, I would like to request that it be reasonable to allow G [REDACTED] to continue to visit his father in Canada once all the harassing

behavior stops, including the things that are said about me to G [REDACTED] as well as using G [REDACTED] to gather information on me.

- Since having custody of G [REDACTED] full time, the petitioner has not provided any monetary assistance for the care of G [REDACTED], however – he has provided G [REDACTED] with a credit card in which he puts \$100 a week and gives G [REDACTED] permission to buy anything he wants on it. I am threatened by the petitioner that if I restrict access or take the credit card from G [REDACTED] that he will take me back to court and get custody taken away from me. I feel like this money is being used to undermine my parenting as G [REDACTED] is using it to buy video games and other items without my knowledge or permission.

I am requesting a hearing to discuss the items listed above and to see guidance on how to proceed with visitation and communication between the petitioner and minor child. I also respectfully request to be allowed to appear in the scheduled hearing through a court call appearance. Thank you.

Exhibit A



Desiree Capuano <desiree.capuano@gmail.com>

Your talk with G [REDACTED]

Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com>
To: Desiree Capuano <desiree.capuano@gmail.com>
Cc: G [REDACTED] Riess <g[REDACTED]@gmail.com>

Tue, Jan 27, 2015 at 10:04 PM

Desiree:

As a show of good faith, I'll fill you in on one of the plans that I'm working on for you. What I'd like, very much, is to be able to add some "intimate" pictures of you to your web site. To do that, of course, I'd have to hire someone to get close to you, pretend to be interested in you. Eventually, gain your trust, then eventually sleep with you. That should take...what? About 3, 4 days? Difficult to find people that unscrupulous. But for the right price there's always someone willing to do what you want. Hooray America!

There's nothing criminally illegal about it. You may be able to pursue a claim in civil court, but I'm not going to worry about that.

Okay, good evening.

Patrick

On 01/27/2015 05:45 PM, Desiree Capuano wrote:
[Quoted text hidden]

Exhibit B



Desiree Capuano <desiree.capuano@gmail.com>

Your loving home and parental teaching and guidance

Patrick [redacted] <patrick[redacted]@s[redacted].com>
To: Desiree Capuano <desiree.capuano@gmail.com>
Cc: G [redacted] Riess <g[redacted]@gmail.com>

Sun, Jan 11, 2015 at 8:34 PM

As always, I shall address each of your statements and point out, as plainly as possible, why/how it is wrong.

On 01/11/2015 12:54 PM, Desiree Capuano wrote:

| Ricky / Richard / Morgan / Parick / Patricia / Susan / whatever your chosen alias is today,

I don't get your intended implication here. How is my first name, whether assumed or legal, relevant to anything in my previous message and, in particular, whether I am on schedule with my plan against you? An insult is much more effective when the intended recipient is able to infer the reference. Please clarify.

| Are you bored or something?

Bored: no. Or something: vague and ambiguous. Please be more specific.

| Your stalker-like obsession with me is truly impressive. The amount of time and energy spent thinking of me is flattering, but honestly a little pathetic.

If there is any sincerity in your statements then you have grossly misinterpreted my intentions. I was pretty direct when I told Detective Tuchfarber that my intention was to do everything in my power and capabilities to make your life as miserable as possible, and, if possible, to the point that you ultimately commit suicide. That would be my ultimate desire. But before you reach that point it is imperative that you experience as much misery, disappointment, and suffering as possible first. At this point in your life you have very little to lose so there is not much incentive for me to actively publish your information. I shall wait, patiently, until you rise up a bit, THEN proceed with the billboard campaign around Phoenix; I'll wait until you actually have some financial significance, THEN publish your complete credit and financial history - including your social security number and birth certificate (not illegal as long as it's done outside the US).

I don't see how you could interpret such intentions as being misguided affection.

| For someone who so strongly espouses logic and intelligence, I would think that you could have grasped that I am not interested in you. Especially since I have directly told you that I am not interested in you.

Whether or not you are interested in me is not relevant to my objectives.

| I realize that I am really amazing, but please expend some of that energy towards finding a man / woman / inanimate object that is capable of coping with your delusional nature, and providing some small measure of happiness.

I see no evidence to suggest there is any merit to your implication that I am delusional. If you know of any then please cite them. Otherwise you're just talking gibberish again.

| Everyone has a right to the pursuit of happiness. Though that is a founding principal of

America, so I understand it being foreign to a Canadian citizen like yourself.

Almost every country in the world includes in their respective constitutions and/or bill of rights the right to the pursuit of happiness. I wish I could say it is because you are an ignorant American that you do not realize that, but that fact that you were born on US soil has nothing to do with the fact that you are clearly ignorant.

You again bring up the question of citizenship. Why? You are the only one pretending to still cling to that claim. When I show up at border crossings with my US birth certificate and BC photo ID US customs and ICE don't even give me a second thought.

But, I'll play along, for the sake of argument: Let's assume your claim that I am a Canadian citizen is true. So? What's your point? Are you trying to suggest that a person born on US soil is inherently superior to someone who wasn't? By that logic then Lauchner and Michael Capuano are automatically superior to me. Charles Manson, Ted Bundy and Richard Ramirez are superior to every single person ever born in Canada? That's some pretty sketchy reasoning. And let's pretend for a moment that I AM a Canadian citizen: that hasn't, and still doesn't prevent me from living in the US. I own a business in the US. So, again, what are you trying to imply?

Your obsessive pursuit of my attention seems to only pale in comparison to your capacity for delusional transference, and cruelty towards G [REDACTED]

Again, you're making claims about my psychological state without citing a single case of me ever exhibiting delusional behavior. At least when I call you delusional I refer you to a specific thing you did which supports my claim.

It is unfortunate that you chose to rob G [REDACTED] of his right and opportunity to choose for himself which parent to live with.

Come again? I was the one initially requested G [REDACTED] be interviewed by the court so he can tell the court where he wants to live. You then attempted to circumvent that by having me deported. I then ordered my attorney to request the court put the interview back on calendar. Then, when G [REDACTED] was given the chance, he clearly, explicitly, and very unequivocally told the court he wants to return to me...to live with me.

See that? That is a case of you exhibiting delusional behavior. You're accusing ME of doing exactly what you have, and continue to do. THAT's delusional.

You relinquished all rights a mere 2 months from his 14th birthday where he would have been able to declare his choice in front of everyone in open court.

I relinquished my rights so that I can remove the court from the equation. So that I can proceed with my plans respecting you. It's hard to do that when I have to maintain appearances for the court.

You are unsurprisingly misinformed about the significance of G [REDACTED] turning 14. There is no statutory age, in either California or Arizona, at which the court is required to grant the child the living arrangement the child desires. It is completely at the discretion of the court. "Generally" after the age of 14 the court will "listen" to what the child wants - but that's the extent of the law on the matter.

I also point out, waiving one's rights does not mean refusing one's responsibilities. Though you seem to think they are one and the same. I did not refuse to allow G [REDACTED] to return to live with me - I created a situation where he can see, firsthand, what you would be like in the absence of the court compelling you to act. And so far you've played right into it.

It doesn't surprise me given your repeated underestimation of his intelligence and potential; simply seeing him as a pawn and tool to use in your obsessive quest to win me back. ("destroy

me" ... Whatever you want to call it.)

As I have explained to him: sometimes, to get the desired outcome, we have to go through a period of challenges. That is what he is going through right now. I believe the exact idiom I used was "Sometimes, to make an omelette you have to break a few eggs".

I explained what that meant and how it applied to the current situation. He acknowledged understanding.

I love G [REDACTED] regardless of what decision he should ultimately make.

If that is the case then why do you insist on not allowing him to make that decision? He already has: he said he wants to come and live with me. He has expressed that if he never heard from you again he's fine with that.

It's already been more than 2 years...what do you believe is going to happen? Do you think one day he's going to wake up and realize that he was wrong all this time and suddenly love you unconditionally? Again, I say, THAT is delusional! Dude, the fact that since the July hearing, since you've gotten full custody and authority over him he has steadily withdrawn from you and that other kid of yours should tell you something. Before that he could hold on to the hope that at the next hearing the court would order you to return him. That hope is gone. I really don't know what you are hoping for, but your relationship with G [REDACTED] has reached it's peak and the only place it's going from here is down. There's less than two years until he can legally move out and I'm willing to bet that within 24 hours of turning 16 you'll never hear from him again.

As for "love": unless you can provide a clear definition of what the word means then you should refrain from using it.

I know he is capable of so much, and will support him down whatever path he should ultimately choose in whatever capacity I am able. I may be hard on G [REDACTED] sometimes, but being a real parent means looking out for the physical, mental, and emotional well being of your child even when it isn't easy or popular.

You are completely oblivious to anything going on with G [REDACTED]. I just spoke to him on the phone - you still haven't even noticed the anomaly in his eye. You live in the same house with him and he's been back for 8 days and you haven't noticed. You also didn't notice it before he came up here. How can you not notice a bright discoloration in his eye? Do you not speak with him? Do you not look him in the eye when you do (assuming you do speak with him)?

You add him to your insurance but you don't bother taking him to the doctor or the dentist (you only do it when you think I'm going to bring it up in court). Dental cleaning and checkups are supposed to be every 6 months, not every 12. He wasn't in the habit of using deodorant - I had to point out to him one day that he smelled of BO. He still often "forgets" to brush his teeth. He doesn't know how to get from your place to the Target, which is only a few blocks away. When given the choice of doing the research to figure out how to get to the outdoor shooting range, or not go, he chose not to do the research. Is that the result of your "real parenting"?

I can only hope that one day you decide to strive to be a better person, and better parent.

I strive, on a daily basis, to improve myself. I strive to be objective and fair, and to be reasonable and rational. I consider myself to be fair and decent. The people I come in contact with, exclusive of you, of course, also consider me such.

You're still making the same unfounded arguments that you've been making since 2011. You're the one that has to use underhanded tactics and false claims to get what you want. I'm referring to you resorting to calling ICE in order to gain custody by default. See, when G [REDACTED]'s with me he's with me because he **wants** to be. I've never once had to force him or tell him he has to visit because the court ordered it. You, on the other hand, have done

exactly that. You claim to want what's best for G [REDACTED], yet you teach him nothing. You think hugs and kisses will make everything okay (again, that's delusional).

It is my opinion that if anyone needs to work on being a better person it is you.

| If not for yourself, for G [REDACTED]'s sake.

Both I, and G [REDACTED], are happy with who I am, with how I behave, with my values and beliefs. If I identify a character or personality flaw in myself then I will commit to improving it.

You act the same now as you did in 2000. You still try to use people's guilt and pity to manipulate them. You tell people half truths and versions of events which are heavily skewed in your favor, to gain their support. That's deceptive. That's completely contrary to how I try to live and how I try to guide G [REDACTED]. You can deny that you do that until you're blue in the face but I've got over 400 emails from you and/or about you where you've done that countless times.

You rush into relationships with losers like Lauchner and Capuano, you move in with them, you hastily have children with them. You expose your children to people like Lauchner and tell them he's a good, wonderful person. You allow him to take on a paternal role in their lives. You defend his behavior and get angry when people state facts about him. Yet you want to pretend you're a good, honorable person? And that you give a shit about your children?

| He is the one being hurt by your actions, scheming, and manipulation.

G [REDACTED] is not being hurt at all by what I am doing. He knew before I started executing the plan exactly what the plan was/is. I always confer with him beforehand so that he's not taken by surprise. If he told me he was uneasy with anything I would not proceed with that course. I told him in May I would be waiving all of my parental rights in July. I told him why. If he had concerns about me wouldn't he bring them to you? You're his primary custodial parent, aren't you? When he's with me we talk about you. Are you saying that he has such a lack of respect for you that he can't even speak openly with you about me? If that's that case then it really sucks to be you.

He once asked me if I would shoot you. I told him that murder is illegal and immoral and can result in spending the rest of one's life in prison. And that the rest of my life in prison is not a risk I'm willing to take. But otherwise, no, I would have no qualms about it; that that is how much I despise you for the things you've done and continue to do. He did not flinch; he didn't look anything other than indifferent; as best I could tell, he didn't care. The topic never came up again. That was during his visit last summer. To be clear, I told Tuchfarber the same thing. There is nothing illegal or threatening about *wanting* to harm someone - as long as you don't act on it. I am reasonable and rational enough to know the difference, and to refrain from engaging in such activity.

And let me be absolutely clear on this point: I would never deliberately cause you physical harm, other than in self defense or defense of another. Though that is nothing special toward you - I have that rule for **ALL** people. Also, I emphasize that G [REDACTED] brought up the question and I only responded to it truthfully.

| ~ Desiree (Not meant as a term of endearment, please do not mistakenly take it that way.)

I don't understand your meaning.

On Sunday, January 11, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:

Desiree:

Allow me to also point out: Having previously waived, in court, **all** of my parental rights, you now have the full legal right and authority to:

- refuse to allow G [REDACTED] to visit me;
- take away the phone and every other thing I have provided him, including the debit and credit cards

(although you do not have the legal right to withhold them - you must return them to me);
- cut off all contact and communication between G [redacted] and me.

Doing so would definitely prevent me from being able to have any influence on his perceptions, values, beliefs, et cetera and, thereby prevent me from being able to have any influence on your home environment and the relationship between you and him. However, doing so would also make him hate you that much more and ensure that he leaves your home at the first opportunity and never has anything to do with you for the rest of your life.

So, you see, again, we've created a situation where you have two mutually exclusive options but neither of them do ends favorably for you. That is strategy, and the benefit of long term planning, and the benefit of foresight. Remember also, that all of this was initiated by, and is the result of your own actions. I am where I am because of your direct and explicit actions; G [redacted] now has Canadian citizenship and cannot be deported from Canada and receives all of the benefits and protections of being a Canadian citizen the moment his foot touches Canadian soil - all because of your actions calling ICE. And you can say that I've been manipulating G [redacted] but that's exactly what you have done countless times with almost everybody you've ever met (that's why people always take your side when they hear your side of the story but then abandon you when they discover the full story).

I'd also like to point out that, as always, I've been very careful to make sure everything I do is within the law.

I've discussed all of this with G [redacted] and I've explained to him what my plan is with respect to you. I've told him if he's uncomfortable with any of it then I won't proceed. He is fully aware that he is being used as a pawn in my plan to ruin your life and he seems to be okay with it.

All the best,
Patrick

On 2015-01-11 9:04 AM, Patrick [redacted] wrote:

Good morning, Desiree.

I'd like to inquire how things have been going with all the wonderful stuff that you are able to teach and expose G [redacted] to which I, according to you, could not do. In particular, how has that emphasis on "family" been working out? Have you been able to instill in him the importance of "family" and how good it is to have "family"? Would you say he's "bonded" with your family? And knowing your family - is it your belief that that has improved him in some way? These are loaded and/or sarcastic questions. I already know the answers to them (otherwise I wouldn't be asking), and I wouldn't expect you to answer them, not honestly anyway - given your aversion to reality and honesty.

From what's been reported to me and from my own observations, so far all you've taught G [redacted] is poor table manners and how to mimic the people around you rather than having your own opinion. An important skill, I suppose, if you live in an environment where people get angry with you for being different. Say, for example, your home.

Are you still trying to convince yourself that you have the perfect little family? Are you beginning to realize, yet, that G [redacted]'s presence there is slowly eroding the happy, fair tale home that you're trying to hold on to?

I know that by saying this you will react to spite me - it's what you people do. Am I saying it deliberately, for that purpose? Is it that I know that you're getting fed up with how he's ruining your fair tale and you've been having thoughts of sending him away before he starts to taint S [redacted] as well - and by stating these truths to you I will provoke you to hang in there a little longer, so you can show me how wrong I am? Probably. The longer G [redacted] is there, with his "bad attitude", his indifference toward you and S [redacted] and your family, and his subtle demeanor of disgust and condescension toward you and S [redacted] and your mother, and your trashy ways, the more it will instill into S [redacted]'s subconscious that he is inferior and inadequate.

The more it will slowly eat away at your perfect family.

Sucks! Now, on the one hand, you are pulled by your upbringing and years of conditioning, to react in the only way you know: with anger and spite, to want to keep G [redacted] there because you believe that will adversely affect me; while on the other hand, you know I'm right and that I've been manipulating the situation for two years, and that as long as G [redacted] is in your home you will never be happy because you will never have your fairy tale.

So, you'll show this email to your mother and ask her what you should do. She's going to say I'm just trying to get under your skin and the best thing is to not respond at all. She'll say that if you don't respond then I'll think you're unaffected and that will piss me off. She'll say this because she's just like you - after all, where did you learn your behavior from, right? And just like you she has the same emotional, irrational beliefs that a child inherently and unconditionally loves his mother.

But!!! I am relying on your mother providing you such advice. And on you pretending you don't care and that you're unaffected. I require you to insist on keeping G [redacted] with you longer - the longer he's with you the more of an effect he'll have on S [redacted] and the more subconscious hostility will seep into your home.

In the end you'll take your mother's advice and not respond to this, you'll convince yourself (with your mother's help) that everything is fine in your home and that I'm the one trying to cause problems for you. Or am I saying that because I believe you'll do the opposite of what I state you'll do - just to spite me?

Let me ask you this in closing: Has the amount of "love" in your home increased or decreased over the past year? It's rhetorical - I know the answer.

Patrick

Exhibit C



Desiree Capuano <desiree.capuano@gmail.com>

G [redacted] summer visitation 2015

Patrick [redacted] <patrick [redacted]@ [redacted].com>

Wed, May 6, 2015 at 10:05 PM

To: Desiree Capuano <desiree.capuano@gmail.com>

So no comment on the turning 16 thing? Didn't think so. You didn't realize that when you set this course of action in motion, did you? You didn't even stop to consider what the consequences of your actions would be, did you?

You had no idea that the legal age to be independent of your parents, in Ontario, was 16. And that by G [redacted] receiving Canadian citizenship that it meant that on his 16th birthday he could walk out your door and never, ever have to see or speak to you ever again, huh? And the best part is that if, before he turns 18, he steps outside of Ontario THEN at that moment you have the legal authority to have him brought back to you by force. But as long as he's in Ontario there's not a damn thing you, or any US law enforcement agency, or any US court can do about it.

Now, if he was a US citizen and NOT also a Canadian citizen, THEN the Canadian authorities would have to send him back to the US. But as long as he has Canadian citizenship (which he now has for the rest of his life (thanks to you for setting things in motion), and he's over the age of 16, he can live on his own, have his own apartment, get his own firearms license, his own driver's license. And he won't need anyone's permission to do so.

And, by the time he turns 16, next year, what he will remember is things like you refusing to allow him to visit and refusing to provide a decent reason why. You taking away his property (like video game consoles) because you say "it's not fair to S [redacted]". You taking him, by force, from Liz and forcing him to live in Arizona. You refusing to let him have things he, as a child with parents with a combined income over \$200,000, should have. You refusing to take him to the doctor for regular check ups. You refusing to have the anomaly in in his eye checked. You calling ICE on his father and having him deported for no justifiable reason, other than to get custody of him by default. You never bothering to teach him things about life.

I was really hoping to surprise you with this on September 28, 2016, but I guess the cat's out of the bag now.

Do you ever get tired of being the perpetual loser? You ever think to yourself "what's the point"? Ever seem to you that maybe life is just to fucking hard and there's no point because we're all gonna die in the end anyway? If not, well, that's too bad - the world is going to be a better place when you are no longer in it.

Good evening,
Desiree

On 05/06/2015 07:34 PM, Desiree Capuano wrote:

Please provide me with your hotel information. I will make sure I am available for the "pick up" schedule.

On Wednesday, May 6, 2015, Patrick [redacted] <patrick [redacted]@ [redacted].com> wrote:
Desiree:

Either your English skills are horrendous or you really do think of your offspring as possessions?

I am planning to accompany G [redacted] to the Vancouver International Airport on or before July 12, 2015, and being present with him until he passes through the security checkpoint. I cannot force him to do anything past that point. I also have no intention of, as you say, "returning him".

G [redacted] is a human being, not a possession. Neither you, nor I have the power to force him to do something against his will. All I can, and will, do is make every reasonable effort to ensure he is at the airport in time to board his return flight.

Why would you even ask such a stupid question? I mean, if I was intending to do something like abscond with G [redacted] do you think I would admit it beforehand? And if that was my intention, why would I bother going through all this stupid shit with you? Why wouldn't I just go to Phoenix and pick him up? What? Do you think it's impossible for me to walk right into the US? Do you think they scrutinize me every time I cross the border? My god, there is no end to your stupidity, is there?

And besides, what do you really care? You only have, at most, another 16 months until you have absolutely no legal authority over him, anyway. Yeah, that's right, the day he turns 16 and his foot touches the ground in the Province of Ontario he is a legal adult and cannot be forced to return to his parents - because he now has Canadian citizenship - because of **YOUR** actions. I don't even need to be in Canada myself.

Patrick

On 05/06/2015 06:46 PM, Desiree Capuano wrote:

Are you planning on returning G [redacted]?

On Wednesday, May 6, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:
Desiree:

I cannot imagine why you would hear that because I never said that.

I will tell you this, unequivocally: Since you did not require I provide the return flight information in order to allow G [REDACTED] to travel from Phoenix to Los Angeles on May 24, 2015, then from Los Angeles to Vancouver on May 28, 2015, and you only brought that up AFTER I purchased the tickets, then NO! I absolutely will not purchase his return ticket until I know he is actually going to be present in Vancouver.

I have no history of backing out of commitments, or saying completely false stuff to get what I want. You do! You are the one that cannot be trusted, not me.

Now, our dealings here are done. I have fulfilled the requirements you stated in writing. You are now attempting to change those requirements by adding new requirements. It is not going to happen! I don't believe there is anything further for us to discuss between now and when G [REDACTED] arrives here on May 28, 2015.

I have posted all of our emails from today onto your wonderful website so there is a public record of all of your words.

Good day,
Patrick

On 05/06/2015 06:35 PM, Desiree Capuano wrote:

So, what I hear is that you will send me the details of his return itinerary before he travels on the 24th of May?

On Wednesday, May 6, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:
Desiree:

I'd like to point out that that was NOT one of your stated requirements. I told G [REDACTED] that this is what you would do: you'll make up a bunch of requirements then, if I meet those requirements, you'll add more requirements, and if I meet those you'll just keep adding more. Same shit my mother used to do to my father.

Well, it ain't gonna happen. I met your requirements and I'm just dying for you to fuck up enough that the court will consider your behavior egregious. So far you've:

- refused to allow G [REDACTED] to visit during one extended school break;
- taken away his phone, cutting off all communication between him and I for an extended duration of time, without providing me any notice;
- taken away his debit card so I cannot provide him financial support;
- refused to provide him even the minimal level of medical care that the California legislature mandates;
- continued to keep drugs in the home.

So, go ahead, refuse to let him visit over the summer. Give me a reason that the court will consider justifiable to take away not only your custody but also visitation. And keep giving G [REDACTED] reasons to resent you. Regardless of what the court does, the important thing is that G [REDACTED] grows to hate you and you are doing an excellent job of pushing him in that direction.

Patrick

On 05/06/2015 05:58 PM, Desiree Capuano wrote:

If I do not have a travel itinerary for G [REDACTED]'s return flight to Phoenix on July 12th, 2015 then he will not board a plane to travel anywhere. Are you still unclear as to my meaning?

On Wed, May 6, 2015 at 5:51 PM, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:

I cannot possibly answer that question. I suspect what you mean to ask is not actually what you asked.

On 05/06/2015 05:44 PM, Desiree Capuano wrote:

Thank you for the itineraries. When can I expect one for his return trip?

On Wednesday, May 6, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:

Desiree:

At least my insults to you are based in reality. Surely, you're not trying to suggest that you're intellectually superior to me. I believe our many debates via email show that not to be true.

Patrick

On 05/06/2015 04:46 PM, Desiree Capuano wrote:

Funny but "stupid fucking cunt" looks nothing like a travel itinerary...maybe you're confused again. Do you need me to copy and paste an example for you??

On Wednesday, May 6, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:
Sorry, I meant to say "stupid fucking cunt".

On 05/06/2015 04:38 PM, Desiree Capuano wrote:

Sure...as soon as you send me a travel itinerary.

On Wednesday, May 6, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:
Desiree:

Can you stop being a stupid fucking for even just a minute?

Patrick

On 05/06/2015 04:31 PM, Desiree Capuano wrote:

You're right, I didn't call every single airline to check their age limitations for you. Did you need me to do all of the research for you? Do you need me to hold your hand through this whole process??

On Wednesday, May 6, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:
Desiree:

Sure, and if he can be at PHX by 4:30am then there's a 6:37am flight on Air Canada for \$395, with a 2:15 layover in San Fran, for a total travel time of 6:50; or there's a couple of 6:11am Air Canadas for \$463 with 2 stops for a travel time of 10:17 and 11:47, respectively; or a 1:43 with one layover in Denver for \$559, travel time: 7:26.

Do you do everything half-assed? Can you just go away and shut up? I don't believe that there is ANY way that your involvement in something would ever make it better so why don't you just go to your room and smoke some weed or something?

Patrick

On 05/06/2015 04:15 PM, Desiree Capuano wrote:

Air Canada allows it at 12 - I already called them.

On Wednesday, May 6, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:
Desiree:

Do you realize that many airlines now do not let a person under 15 travel alone? Do you realize how that limits the number of flights available to choose from? Do you ever look into things before you speak?

I am calling airlines right now. If I am able to secure a ticket I will let you know.

Patrick

On 05/06/2015 04:09 PM, Desiree Capuano wrote:

I would assume with all that free time on your hands you would be able to secure G [REDACTED] a plane ticket, yet I don't have a travel itinerary.

On Wednesday, May 6, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:
Desiree:

Last night I sent you an email requesting what you will permit with respect to layover duration, et cetera. Why, when I request clarification of anything from you, do you always refuse to provide it? You refuse to be clear - even when the other party explicitly requests clarification - and then later you try to accuse the other party of "misinterpreting" what you meant. Maybe if you used the English language correctly clarification would not be necessary.

Patrick

On 05/06/2015 02:23 PM, Desiree Capuano wrote:

Once again - I don't see a travel itinerary. Do you want to keep talking or do you want to see your son? Are you seriously suggesting you would book G [redacted] on a 15 hour flight?

On Wednesday, May 6, 2015, Patrick [redacted] <patrick [redacted]@s [redacted].com> wrote:
Desiree:

That's wonderful. You have never indicated that you would allow a flight which has connectors and based on your demonstrated refusal to allow your children any independence, one must assume that you would not be amenable to such flights. I have, repeatedly, asked you whether such travel arrangements would be permissible and you have refused to respond.

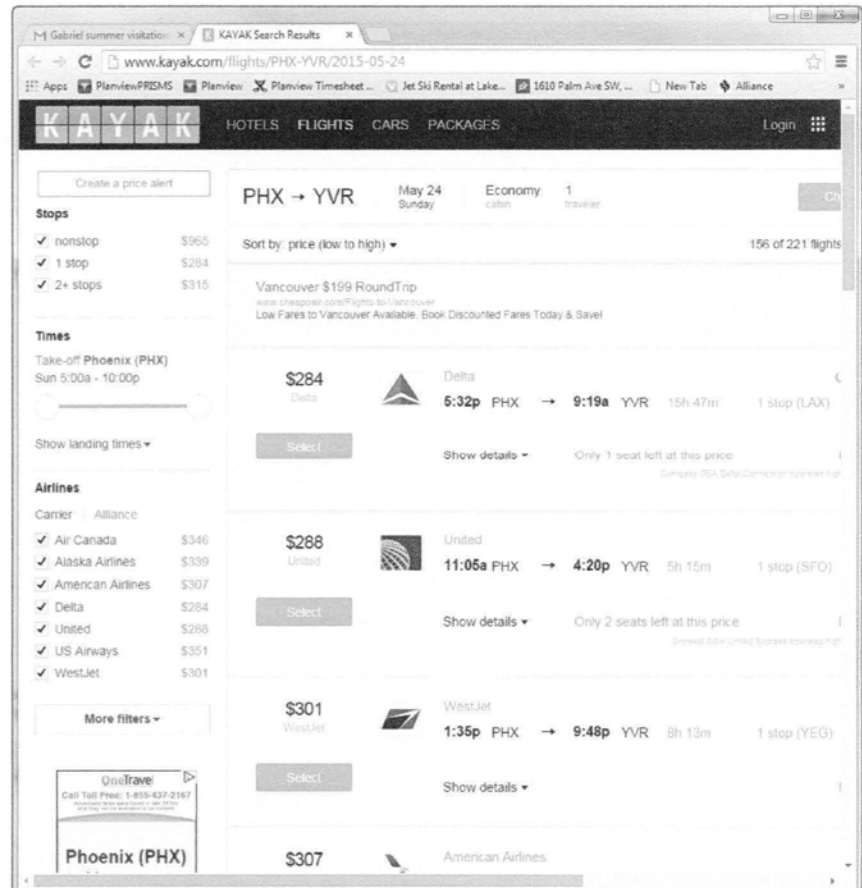
Are you saying that you're okay with a 15 hour flight, including a 10 hour layover in a distant city? You may notice, the lowest priced direct flight is \$965US, which is about \$1200CDN. You realize I would be paying in Canadian dollars, right?

Why do you insist on blaming your fuck-ups and shortcomings on me?

Patrick

On 05/06/2015 02:10 PM, Desiree Capuano wrote:

In case you have trouble navigating the link, I took the liberty of taking screenshots for you (there are 11 pages of flights to choose from);



On Wed, May 6, 2015 at 1:56 PM, Desiree Capuano <desiree.capuano@gmail.com> wrote:
I would appreciate it if you would keep your emotions in check as we attempt to discuss and resolve this.

Did I ever once say I needed to know where G [redacted] was going to be every single minute of every single day? No, I haven't. I told you specifically what information I needed, which was regarding the plane/flight information ONLY but you wanted to argue about the meaning of "including but not limited to".

You never once asked me to work with you on the date of his departure, you demanded it and only AFTER I said 'No' did you bring up that it was about the cost.

With all your threats to "destroy me", the emails you've sent to my work, and that horrendous website still up and being hosted from your home computer - what makes you think that I should do ANYTHING to help you out? Tell me exactly why I am responsible for taking time off of work to accommodate you? Where exactly does it say that I am required to in the court decree? Please show me.

See - you still don't get it. If you had come to me and said "hey, flights are cheaper on Wednesday and I would really appreciate it if you would work with me on G [REDACTED]'s travel" I would have done it. Even after everything you have done (especially beginning in March). The fight here is one sided, always has been.

Now to wrap this up, I do NOT need (from you or Liz);

1. a detailed plan for a journey, especially a list of places to visit; plan of travel.
2. a line of travel; route.
3. an account of a journey; record of travel.
4. a book describing a route or routes of travel with information helpful to travelers; guidebook for travelers.

What I need is the same thing you have sent me for every other visitation G [REDACTED] has had to see you - the confirmation from the airline that includes the flight information (generally referred to as a "travel itinerary" - I can copy and paste a picture of one of you still need it for reference).

I just did a search on Google and found the following;

<http://www.kayak.com/flights/PHX-YVR/2015-05-24>

I gave you the travel dates on April 20th. You could have purchase a ticket at any point in the last 2 weeks. Instead you want to quibble over dictionary definitions and cite case law and now there are no reasonable flights left that are non-stop. So I guess I have no choice but to allow a layover, unless you want to explain to Liz that you were incorrect in your interpretation of what I said. Regardless of where he's traveling to, send me the flight confirmation. Or don't and we can most certainly take this back to court and you can plead your case.

Cheerio

On Tuesday, May 5, 2015, Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com> wrote:
Desiree:

How am I the one making it complicated when you're the one changing your demands?
Please see my further comments below.

On 05/05/2015 08:55 PM, Desiree Capuano wrote:

Ricky,

This is just unnecessarily complicated. Even for you. Let me make this VERY simple so that you can follow.

1. As stated on the email 05/04/2015 which you cited, Gariel's permissible time period for visitation with you is between May 24th, 2015 and July 12th, 2015. This means that the EARLIEST he may leave Arizona is May 24th, and the LATEST that G [REDACTED] may be returned to my custody is July 12th, 2015.
2. As stated previously as well, G [REDACTED] is to depart Arizona on a weekend, and be returned on a weekend within the above stated time period of visitation. NOT a week day. G [REDACTED] and I have both looked up the prices for tickets, and there is not a significant price difference between equivalent weekend and week day flights as you (falsely) stated previously. This is not a significant financial hardship.

In your email dated 2015-05-04 you stated, and I'm quoting, "G [REDACTED] may travel for the purposes of visitation **between the dates of May 24th and July 12th, 2015**" (emphasis added). You stated, in your own words, in writing, that G [REDACTED] may travel between the two stated dates and you did not further qualify it.

You still have not provided a reason as to WHY you will not permit G [REDACTED] to travel on a weekday. Contrary to your grossly misinformed belief, you ARE required to provide a reason under these circumstances. You need to find yourself a better legal advisor.

You are full of shit about the cost of the flights. A flight on May 27, 28 is \$150 - \$180; on May 24 it's \$1300, on May 30, 31 it \$550 and up. How is that not a significant difference? If you're going to make such claims then provide proof. Where did you find such ticket prices?

3. You and I have already discussed a situation where by you have an option for G [REDACTED] to fly to LA to visit with Liz on a weekend, then fly to visit you in Canada during a week day.

You have imposed unreasonable requirements on allowing G [REDACTED] to fly to LA. You insist that you require a complete itinerary but then you refuse to clarify exactly what information you are demanding. That is the same stupid single mother bullshit my mother did when I was a kid and I'm not going to waste my time on it.

4. The above visitation as previously stated ALSO is contingent upon a full travel itinerary including all flight and travel plans. You've done this before, so it shouldn't be difficult or a surprise.

Go look up the word "itinerary", you fucking moron! What fucking language do you speak? Is it some made up version of English? Is it because your American that you're such an idiot? Let me help you (from dictionary.reference.com):

- itinerary
noun, plural itineraries.
1. a detailed plan for a journey, especially a list of places to visit; plan of travel.
 2. a line of travel; route.
 3. an account of a journey; record of travel.
 4. a book describing a route or routes of travel with information helpful to travelers; guidebook for travelers.

So what the fuck are you asking for? Just the flight information? Do you want to know exactly where he is going to be each day? Be more fucking specific you fucking idiot!

Fuck you, and fuck your stupid, white trash, single mother bullshit games. I'm going to get him a ticket for the 27th or 28th and if you don't allow him to leave then I get to show the court that not once, but twice now you've refused to allow him to visit during his extended school breaks.

Good day, I'm not reading any further because your stupidity hurts my head.

Patrick

Recap:

- Travel between 05/24/2015-07/12/2015.
- Travel FROM Arizona on Weekends within the above listed dates (05/24/2015-07/12/2015) only.
- Travel TO Arizona on Weekends within the above listed dates (05/24/2015-07/12/2015) only.
- Visitation with Liz is permissible, and up front visitation which has also been discussed is also permissible as long as I am apprised of G [REDACTED]'s location and the plans.
- The above plans as previously stated are contingent upon you providing me a full travel itinerary including all flight details and arrangements for G [REDACTED] while on travel.

On Tue, May 5, 2015 at 1:38 PM, Patrick [REDACTED] <patrick [REDACTED]@s [REDACTED].com> wrote:

You're the one going "round and round". I HAVE reviewed the previous emails, which is why I require clarification - first you stated one set of requirements, then you stated a different set of requirements.

You are grossly mistaken about the meaning and legal definition of "including but not limited to". You might want to review, for example, some current case law on the matter. Specifically, the "but not limited to" means the previously stated list of requirements is NOT exhaustive and MAY include additional, not explicitly stated, requirements. Stop pretending to be smarter than you are!

If what you wish to express is that you require specific information then you should have phrased it as, for example:

"I will require x, y, z. Additional information may be provided, at your discretion, but is not required by me."

Based on your most recent email THAT is what you meant to say. But that is 100% contrary to what you ACTUALLY said.

Since, literally, what you have said in your email dated 2015-05-04 is that G [redacted] is permitted to travel "between" the dates of "May 24th and July 12th", with no additional exclusions or qualifications, I am going to obtain G [redacted] a flight from Phoenix to Vancouver for a date which will be reasonable and cost effective. I don't care if that is conducive with your work schedule because there is no requirement that you MUST personally transport him to the airport or be present at the time of his departure.

In the event you are actually interested in better educating yourself (since, clearly UoP hasn't done much for you in that respect), here are a couple links regarding "including but not limited to":

<http://www.adamsdrafting.com/including-without-limitation/>

<http://www.weagree.com/book/96-The+issue+of+%E2%80%98include%E2%80%99+and+%E2%80%98without+limitation%E2%80%99.html>

<http://www.jdsupra.com/legalnews/including-vs-including-without-limit-48967/>

<http://www.americancriminalawreview.com/aclr-online/overplaying-their-hand-overly-broad-interpretive-canons-applied-including-not-limited-clauses/>

Patrick

On 05/05/2015 12:59 PM, Desiree Capuano wrote:

Ricky,

I really don't have the time or patience for this. You

Exhibit D



Desiree Capuano <desiree.capuano@gmail.com>

Your favorite child?

Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com>

Sun, Jun 28, 2015 at 8:15 PM

To: Desiree Capuano <desiree.capuano@gmail.com>

Desiree:

I was speaking with G [REDACTED] earlier, about that thing of you refusing to allow him to get decent clothes when he's with you. And I pointed out to him that you obviously like S [REDACTED] more than him. He asked me why I believe that. I told him you don't allow him to have anything better, or more, than what S [REDACTED] has. I pointed out the many times you've forbidden him from having things - for no reason other than that S [REDACTED] doesn't also have them. Then I asked him if you've ever made S [REDACTED] go without something because it wouldn't be "fair" to G [REDACTED]. He couldn't think of a single instant. I pointed out that you wouldn't allow G [REDACTED] to have multiple video game consoles because S [REDACTED] only had the one, but now S [REDACTED] has a PS4 as well as his 360, yet you still won't allow G [REDACTED] to have a PS4.

You can disagree, if that will make you feel better, but you're actions make your preference clear.

Later,
Patrick



Desiree Capuano <desiree.capuano@gmail.com>

Status

Patrick [redacted] <patrick[redacted]@s[redacted].com>
To: Desiree Capuano <desiree.capuano@gmail.com>

Sun, Jul 5, 2015 at 9:45 AM

Hello, Desiree:

1. Yes, G [redacted] and I are having fun at your expense. If you hadn't created a situation whereby he's afraid to be open and honest with you then you might have a better idea about what he thinks. That's nobody's fault but your own because you would rather try to raise your children the way you were raised (perpetuating the way of life) than to be intelligent and rational, and to learn about child psychology so that you could actually be a good parent.

2. Heating something up in the microwave is NOT "cooking"; heating up pre-cooked food on the stove is NOT "cooking"; Hamburger Helper is not cooking. The "cooking" G [redacted] has been learning and doing up here involves selecting and preparing combinations of raw ingredients and actually mixing then cooking them in a pot or pan on the stove, to make up with interesting and different ways to make things. It involves try different combinations and using previous experiences to find combinations that you like. It involves such things as actually slicing, dicing, and mixing those raw ingredients in a pan and sauteing them together. It involves spending time with G [redacted] to show him better ways to handle the cooking utensils and how high to set the heat on the stove to achieve the desired results. It involves letting him decide how much of a given ingredient to use so that the end result is HIS creation. So, I'm sorry, but I would disagree with your belief that he has "learned to cook anything while he was there (with you)".

3. The fact that G [redacted] never contacted you even one time until the RCMP stopped by the apartment and suggested he should call you to let you know he's okay should be a pretty clear indication to you how much he "loves" you and what he really thinks about you. Over the past 2 and a half years, he's not gone that long without speaking with me. You can go ahead and claim that I'm filling his head with stories of you being a monster - but any such stories are entirely true and supported with physical evidence (which I've provided to you, previously). If what I tell him is true then how can it be bad? Are you saying that the truth is bad? Informing someone of the truth is not manipulation. If I tell him that you're a hideous, disgusting, revolting, monster then I would emphasize that that is my opinion and I would provide the specific reasons I believe that - reasons which would be specific things you've done. If I teach him that eating with his elbows on the table is nasty because it's what trashy people do, then he looks down on you and S [redacted] because you do do it then it's only because he doesn't want to be associated with being white trash. I don't tell him not to do it - I just point out that it makes him look trashy, unrefined, undignified. If he returns to Arizona and looks down on you and S [redacted] because you eat like savages then I suppose it's my fault for teaching him to be a better person and rise above the riff-raff. Perhaps if you (and the family you're so insistent on exposing G [redacted] to) were not so trashy then he wouldn't look down on you (and them) so much.

4. Yes, I have consistently taught G [redacted] that schools like the University of Phoenix are a joke and a degree from them is meaningless. Because they are! I think you're finally realizing that now, right? He is too intelligent to have any respect for a person who has wasted 4 years pursuing a degree from such a school.

5. I have consistently urged G [redacted] that he should be honest with you about what he thinks of you and about what he wants with respect to you. He has consistently responded that if he does then he'll have to put up with you getting angry and probably punishing him for it. I have told him that as long as he's honest with you and presents himself respectfully then you would have no reason to be angry and to punish him - how can you be angry with someone for not respecting you due to the many selfish and harmful things you've done? I have told him that, based on my experience with my mother (with whom you are essentially identical), that if he told you he just doesn't respect you, that he'll never respect you, that he doesn't love you, that he only goes along with you because he's afraid of getting in trouble, then you would respond by discarding him. You would rationalize your actions by saying he's an ungrateful child and I've filled his head with lies about you.

6. I have taught (and continue to teach) G [redacted] as much as I can about how to identify white trashy people. So that he can know that he is better than them and he can avoid them and protect himself from them. They are a deplorable and disgusting category of people who cannot be trusted, will stab you in the back for no apparent reason, will try to keep you at their (low) level (they never like to see their own rise above them). They make terrible life decisions without any consideration of the consequences or how their actions affect others. They think small. They're irrational. They're too ignorant and emotional to be objective and that results in them being unable to improve themselves... Oh, wait, I've just described you and most of your family. Sorry, sometimes reality hurts. But teaching G [redacted] that white trash people are bad and he should stay away from them and always strive to be above that is not filling his head with lies. It's just good parenting. Why would any decent parent want to subject their children to that way of life? It's hideous. I know - it's where I came from. It's where all of my siblings still are. But remember: being white trash is choice - it's not beyond your control to be a better person; you're happy with who you are. That's fine for you, but I think G [redacted] realizes it's a shitty existence and he expects more from life.

Cheers,
Patrick



Desiree Capuano <desiree.capuano@gmail.com>

Fun at your expense

Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com>

Sun, Jul 5, 2015 at 12:17 PM

To: Desiree Capuano <desiree.capuano@gmail.com>

Hello, Desiree!

In the event you're curious how, exactly, we're having fun at your expense, allow me to enlighten you.

1. The way you dress. There is general agreement your wardrobe and taste in clothes is hideous. You're a veritable advertisement for K-Mart from 10 years ago.
2. Your insistence that the University of Phoenix is a reputable school and a degree from there is anything to be proud of.
3. Your pride in your degree from the University of Phoenix.
4. The ridiculous claims you make which are completely contrary, not only to all of the physical evidence, but at times just completely illogical and contrary to your own prior statements and/or actions.
5. Your belief that you can force someone (namely your children) to love and/or respect you.
6. Your terrible grammar.
7. Your lack of basic vocabulary.
8. Your frequent misuse of words.
9. Your inability to sufficiently articulate your thoughts.
10. Your tendency to be overly emotional and to blow irrelevant things out of proportion.
11. Your inability to have your own opinions and personality (it is G [REDACTED] who pointed out that when you were with Kristopher you were all into UFC and shooting pool but since he'd left you you've completely lost interest in those things).
12. Your transparency when claiming that you're doing something in G [REDACTED]'s interest when it's really for your own benefit (like "letting" him visit over the summer, when really you just wanted him out of the way while you selected and moved into your new home).
13. Your thinning hair.
14. Your keeping of a ridiculous surname even after you've divorced the person you adopted the name from.
15. Your irrational attachment to family - particularly those family members who have done nothing to improve your life.
16. Your taste in music (I mean, come on, country music?).
17. Your claiming that you had a pair of shoes just like the Doc Martens he got. Just because the style of the shoes you had looked similar to his Docs, doesn't make them Docs.
18. Your inability to realize that your \$35 shoes are NOT Doc Martens.
19. Your table manners.
20. Your clearly poor taste in men. Yes, I realize that I would be included in that, however, I point out that you, yourself, stated you were young, didn't know any better and consider your time with me to be a mistake. So you consider being with me, perhaps the one relationship that WAS intelligent, a mistake.
21. Your inability to learn from your own mistakes.
22. Your long history of making poor choices.
23. Your messy apartment.
24. Your pot use.
25. Your inability to obtain a decent job in Phoenix even though you have a degree from a "real university" and years of experience.
26. Your belief that Hamburger Helper is not trailer park food.
27. Your belief that heating up food or making toast is actually "cooking".
28. Your intolerance toward religions and a belief in any kind of deity.
29. Your racism toward Hispanics.
30. Your belief that you're somehow better than someone else just because you happen to be white.
31. Your belief that you're somehow better than someone else just because you happen to have been born on US

soil.

32. Your claims that you're blonde (your hair is actually, naturally light brown).
33. Your ridiculous tattoos (particularly the one on your finger).
34. Your inability to realize how incredibly trashy you really are (see point 33 for clarification).
35. Your insistence that you are "an excellent mother".
36. Your taking G [REDACTED] from Liz's care in 2011, by force, then inviting Liz to go to Phoenix and stay with your mother so she can be present for G [REDACTED]'s birthday.
37. Your copying of very personal, intimate photos of yourself onto G [REDACTED]'s iPod so they can be put on the Internet.
38. Your refusal to take issue with the fact that you're blatantly supporting a white supremacist organization on your website.
39. Your insistence on calling me Richard even though you've already admitted that you know my legal name is Patrick and that I don't go by Richard anymore.
40. Your inability to do anything to rise above your lowly, trashy station in life.
41. Having to move to Tucson to find a job.
42. Having to take a job which is so clearly below your supposed skill and experience level.
43. Your struggle to not gain weight and plump up like your mother (face it, it's inevitable, there's no point in fighting it).
44. Your claims that \$50 is a lot for a pair of shoes.
45. Your feelings being hurt because G [REDACTED] likes the studded wrist bands more than the wrist band you got him (I don't take credit for that - he picked out and paid for them himself - they weren't gifts from me).
46. The way you cry over stupid, irrelevant things.
47. The way you express your "emotional hurt" by getting angry and lashing out at people (like your children) rather than addressing the actual issue that's "hurting" you.
48. The way you blame everybody else for everything that's wrong with your life.
49. Your inability to be financially responsible and to improve your financial situation. I mean, a 401k? Really? Do you not realize 401k's are just a sham to get investment money from the masses of ignorant middle class people who actually think it helps them in some way?
50. Your bad credit.
51. Your crappy car.

The list goes on, but you get the gist. You just make it so easy for people to have fun at your expense.

And there's the things we have fun at S [REDACTED]'s expense, as well (starting with his ridiculous name), but we'll save that for another email.

Cheers,
Patrick

Exhibit E



Desiree Capuano <desiree.capuano@gmail.com>

Contact Information

Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com>

Tue, Jul 7, 2015 at 6:55 PM

To: Desiree Capuano <desiree.capuano@gmail.com>

Your words mean nothing because you lie incessantly. I require proof and I have every legal right to require it because its a matter of child safety. As for your claim of kidnapping - you're wrong. A biological parent cannot kidnap their own offspring, under US laws.

And, I have no intention of violating any laws. I will present my case to the Family Court here in BC and they will decide if, given the current circumstances, it would be potentially harmful for G [REDACTED] to return to a parent with an admitted drug problem, history of violence and emotional instability, who cannot and refuses to provide any evidence that she even has a place to live, and has essentially abandoned her child by moving while he was up here and refused to provide forwarding contact information or ever contacting him even once.

I will do nothing illegal.

Patrick

[Quoted text hidden]



Desiree Capuano <desiree.capuano@gmail.com>

Contact Information

Patrick [REDACTED] <patrick[REDACTED]@[REDACTED].com>

Wed, Jul 8, 2015 at 7:35 AM

To: Desiree Capuano <desiree.capuano@gmail.com>

I have the same rights that any stranger on the street has - and if such stranger observes that a child is being taken into a situation which such stranger reasonably believes will put that child in a potentially harmful situation then such stranger may, and should intervene, for the sake of the safety of the child. That is all I am doing. Between now and Friday I will be presenting the facts and the evidence to the BC Family Court and they will decide whether there is a reasonable belief that returning him to you, under these circumstances, would put him in harm. They will then contact the California court to determine how to proceed.

I have given you 2 and a half years to prove you are fit to be a parent and you've squandered it. You've neglected G[REDACTED]'s medical, dental, and vision care (although it would cost you nothing) - you sent him on this visit with an infection on his ear and neck; you were aware of the infection and your response was to put neosporin on it; he's been on antibiotics for it for the past 4 weeks. Can you honestly say you've done even 1 parental thing over the past 2 1/2 years? Providing the basic necessities of life doesn't count.

Tell me something: even though I keep G[REDACTED] informed about everything that's going on (including this latest development), has he called you to say he wants to go back or that he misses you? I'm at work all day, he has the apartment to himself all that time. He has complete access to the landline. Doesn't that tell you something? That's how much he "loves" and respects you. That's how much he's bonded with you. Face it - you've failed as a parent. You're a terrible, terrible, bad person and mother.

Patrick

[Quoted text hidden]

Exhibit F



Desiree Capuano <desiree.capuano@gmail.com>

Contact Information

Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com>

Sat, Jul 18, 2015 at 2:37 PM

To: Desiree Capuano <desiree.capuano@gmail.com>

Desiree:

Isn't it amusing that your reason for refusing to provide me the address where G [REDACTED] will be residing while in your case was that I continue to put your so-called "personal information" on a public website...but, the one piece of "personal information" I had never put on a public website was your address...but, now, even though you'd refused to provide the address, I've put your current address on your public website. Ah, the irony.

Cheers,

Patrick

[Quoted text hidden]



Desiree Capuano <desiree.capuano@gmail.com>

Contact Information

Desiree Capuano <desiree.capuano@gmail.com>

Sat, Jul 18, 2015 at 10:23 PM

To: Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com>

Richard,

Have you stopped to consider that if what you have were the real address, and not just an intentional misdirection, that you would be endangering G [REDACTED]'s safety and privacy with your amateur website? Publishing an address your son would potentially be residing at?! Good job. Classy... real classy.

- Desiree

[Quoted text hidden]



Desiree Capuano <desiree.capuano@gmail.com>

Contact Information

Patrick [REDACTED] <patrick[REDACTED]@s[REDACTED].com>

Sat, Jul 18, 2015 at 10:51 PM

To: Desiree Capuano <desiree.capuano@gmail.com>

Yes, of course I had considered that. But the address is, in fact, the address you are physically at - in fact, you are there right at this moment.

I have considered whether publishing the address of an openly racist, anti-Latino, who happens to be physically present at the same house which my son is also physically present at and, after careful consideration, have concluded if such an event as angry Mexicans showing up to express their discontent with you and your white supremest beliefs were to occur, the focus of their attention would be you - not G [REDACTED]. The Latino people are, generally, honorable and would not harm an innocent child if they had issues with the child's misguided mother. So, no, I don't believe G [REDACTED] would be put in any danger by publishing your address.

The point of the website is not to be aesthetically appealing. It is to make known, publicly, the facts and the realities about you...the type of person you REALLY are. It has been up for over a year and a half and you have not indicated that anything on it is inaccurate. And, if the information is true then you have no legal or ethical grievance. If you do not want your true ugliness published on the Internet then perhaps you should be a better person - less ugly.

"Classy"? I am thinking you don't know what the word means. I don't see how it would apply in this context. Perhaps the word you meant to use was "dignified". But even then, I don't see anything undignified about what I've done.

Good evening. Go scream at your children, then cry yourself to sleep like you usually do.

Cheers,
Patrick

[Quoted text hidden]



Desiree Capuano <desiree.capuano@gmail.com>

Contact Information

Patrick [redacted] <patrick[redacted]@[redacted].com>

Sat, Jul 18, 2015 at 11:07 PM

To: Desiree Capuano <desiree.capuano@gmail.com>

I also considered the legal implications if something were to happen, like for example, a pissed off Mexican showed up at your house and attempt to cause you "harass" you in retaliation for your racist views. Some might say I was criminally negligent by publishing your address along with your racist comments. They might try to argue that had I not done so then you would not have been harmed. However, both your racist views and related comments, and your current address are all points of fact - the publishing of facts simply cannot be considered negligent - criminal or otherwise. I'm pretty sure not a court in America would hold me responsible for anything that might occur to you as a result of you openly expressing racist, anti-Latino sentiments, while living in an area with a very high Mexican population.

Another thing you can't prevent me from publishing is your social security number. There is no law in Canada which prohibits a person from publishing the non-Canadian identifying information of another person who is not in Canada; and even if it were illegal under US law - I'm not in the US and therefore, not subject to US law.

Patrick

On 07/18/2015 10:23 PM, Desiree Capuano wrote:

[Quoted text hidden]

Exhibit G



Desiree Capuano <desiree.capuano@gmail.com>

Updates to your site

2 messages

Patrick <patrick@.com>

Mon, Jul 13, 2015 at 8:11 PM

To: Desiree Capuano <desiree.capuano@gmail.com>

Desiree:

I've updated some of the information on your site. Let me know if anything is inaccurate. Namely on the home page and on the News page. I was sure to include your new address, a picture of your presumed boyfriend, and a picture of your new home.

I still need to confirm your employment - once I do then I'll update that information too.

It's good that you're living in such a small community now. Much less anonymity. You're reputation will undoubtedly spread quickly.

Cheers,
Patrick

P.S. I believe you are expecting me to say nasty things about James Pendleton, but I don't know him so I have no opinion of him.

Patrick <patrick@.com>

Mon, Jul 13, 2015 at 8:30 PM

To: Desiree Capuano <desiree.capuano@gmail.com>

Desiree:

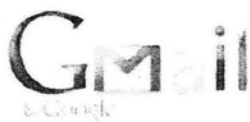
Oh, I should mention, before you freak out at G and ground him for telling me where you live: I already had the address from the times you've previously spent the weekend at the house. Given the address, finding the name of the person who owns the property is a simple public records check. Given the name of the property owner, a simple google search provides his LinkedIn and Facebook profiles. From the LinkedIn profile I see that he also worked at Apollo Group at the same time you did. Using basic deduction, and given how well I know you, I was able to conclude that you were intimately involved with Mr. Pendleton - why else would you take your kids and spend numerous weekends at his house which is hours drive from where you lived.

So, you see, G told me nothing - any fool with partial intelligence and a bit of background on you could figure it out.

Patrick

[Quoted text hidden]

Exhibit H



Desiree Capuano <desiree.capuano@gmail.com>

Hello Desiree

Tue, Jul 21, 2015 at 8:38 PM

To: desiree.capuano@gmail.com

Hello Desiree,

For your information, Richard [redacted] to Patrick [redacted]. For the purpose of this email, I will refer to him as Patrick [redacted]. This is the same person you have referred to as Richard RIESS.

Yesterday, July 20th, 2015, [redacted] was arrested for Criminal Harassment and brought to cells. He was interviewed and later released. He was released from custody with the conditions not to contact you in any way, except for the sole purpose of arranging travel plans for G [redacted]'s visit. Patrick is not allowed to send messages to you through other people for any other reason, but travel plans for G [redacted]. We know that you are not intending to send G [redacted] to visit him, however that was not something we were going to disclose to him.

In order for us to proceed legally, you cannot initiate contact with Patrick any messages you send to him or have anyone else send to him, would likely be cause for an immediate dismissal of the charge. Please ensure that you do not contact him in any way or have anyone else contact him on your behalf.

If you receive any contact from Patrick, that is not related to G [redacted]'s travel plans, please contact the Burnaby RCMP immediately and provide them with this file number 2015-32597. Richard/Patrick can freely contact G [redacted], even if it's unrelated to travel plans.

I was made aware that your landlord, James PENDLETON, contacted us concerning Patrick [redacted]. We are looking to see if we can do anything about it.

As for the website, we are still looking into it. Canadian laws make it difficult for us to quickly remove the website.

We are working with U.S. law enforcement to determine if there are any additional charges that can be laid. If you have any questions, feel free to email me. After tonight I will be off work until Sunday.

Thank you

[redacted signature block]

Exhibit I

ORDER OF PROTECTION

[] Amended Order

Case No. M-1046-CV-201500024

Court ORI No. AZ010051J

County PIMA State AZ

Former Case No. _____

PLAINTIFF

DESIREE CAPUANO

First Middle Last

PLAINTIFF IDENTIFIERS

10/1/1980

Date of Birth of Plaintiff

And/or on behalf of minor family member(s) and other Protected Person(s): (List name and DOB.)

v.

DEFENDANT

PATRICK

First Middle Last

Defendant/Plaintiff Relationship MARRIED NOW OR IN THE PAST

Defendant's Address : SUNSET ST
BURNABY, BC V5G1T3 BURNABY, UN

DEFENDANT IDENTIFIERS

| SEX | RACE | DOB | HT | WT |
|--------------------|------|---|----------|-----|
| M | W | | 5' 4" | 130 |
| EYES | HAIR | <i>Arizona Prohibits Release of Social Security Numbers</i> | | |
| BRO | BRO | | | |
| DRIVER'S LICENSE # | | STATE | EXP DATE | |
| | | | | |

[] Estimated Date of Birth

CAUTION: [X] Weapon Alleged in Petition

WARNINGS TO Defendant: This Order shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. § 2265). Crossing state, territorial, or tribal boundaries to violate this Order may result in federal imprisonment (18 U.S.C. § 2262). As a result of this order, it may be unlawful for you to possess or purchase a firearm or ammunition pursuant to federal law under 18 U.S.C. § 922(g)(8) and/or state, tribal, territorial, or local law. If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney. **Only the Court, in writing, can change this Order.**

This Order is effective for one year from date of service. VERIFY VALIDITY (call Holder of Record):

PIMA COUNTY SHERIFF'S DEPARTMENT - (520)351-4625

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter.

[] Defendant received actual notice of this Hearing and had an opportunity to participate .

Additional findings of this Order and warnings are set forth on the next page(s).

THE COURT, finding reasonable cause to believe that Defendant may commit an act of domestic violence or has committed an act of domestic violence within the past year (or good cause exists to consider a longer period), **HEREBY ORDERS:**

NO CRIMES. Defendant shall not commit any crimes, including but not limited to harassment, stalking, or conduct involving the use, attempted use, or threatened use of physical force that would reasonably be expected to cause bodily injury, against Plaintiff or Protected Persons.

[X] **NO CONTACT.** Defendant shall have no contact with **Plaintiff** except through attorneys, legal process, court hearings, and as checked: [] Phone [] Email/Fax [] Mail [] Other: _____

[] **NO CONTACT.** Defendant shall have no contact with **Protected Person(s)** except through attorneys, legal process, court hearings and as checked: [] Phone [] Email/Fax [] Mail [] Other: _____

THE COURT FURTHER ORDERS:

- RESIDENCE. Plaintiff is granted exclusive use and possession of the residence listed below.
- LAW ENFORCEMENT STANDBY. Defendant may return once with a law enforcement officer to obtain necessary personal belongings. Neither law enforcement nor this protective order can resolve conflicts over property, title, furniture, finances, real estate, or other ownership issues.

PROTECTED LOCATIONS. Defendant shall not go to or near the Plaintiff's or other Protected Person's:

- Residence (leave blank if confidential):
250 E PLACITA LAGO DEL MAGO, SAHUARITA, AZ, 85629;
- Workplace (leave blank if confidential):

- School / Other:

FIREARMS. Pursuant to A.R.S. § 13-3602(G)(4), the Court finds that Defendant poses a credible threat to the physical safety of the Plaintiff or Protected Persons. Therefore, Defendant shall not possess, receive, or purchase firearms and shall surrender same within 24 hours of service to: law enforcement

OTHER ORDERS. _____

07/23/2015 _____ MARIA M. AVILEZ
Date Judicial Officer Printed Name

Warning

This is an official Court Order. If you disobey this Order, you will be subject to arrest and prosecution for the crime of interfering with judicial proceedings and any other crime you may have committed in disobeying this Order.

ADDITIONAL WARNINGS TO Defendant: Violations of this Order should be reported to a law enforcement agency, not the Court. Both parties must notify this Court if an action for dissolution (divorce), separation, annulment or paternity/maternity is filed. This is NOT a parenting time (visitation) or custody order. You must file those requests separately in Superior Court. If you disagree with this Order, you have the right to request a hearing, which will be held within 5 to 10 business days after your written request has been filed in the Court that issued this Order. Nothing the Plaintiff does can stop, change, or undo this Order without the Court's written approval. You must appear in Court to ask a judge to modify (change) or quash (dismiss) this Order. **Even if the Plaintiff initiates contact, you could be arrested and prosecuted for violating this protective order. If you do not want the Plaintiff to contact you, you have the right to request a protective order against the Plaintiff. However, orders are not automatically granted upon request. Legal requirements must be met.**

PCO Codes: 1,4,5,7,8.

Sahuarita Municipal Court- 360 W. Sahuarita Center Way, Sahuarita, Az. 85629 520-344-7150

| | | |
|--|--|---|
| <u>Desiree Capuano</u> Plaintiff / Plaintiff Employer (Work Injunction ONLY) Birth Date: <u>10/01/80</u> | <u>Patrick [REDACTED]</u> Defendant Address: <u>[REDACTED] Sunset St # [REDACTED]</u> <u>Burnaby, BC V5G 1T3</u> City, State, Zip Code, Phone | Case No. <u>CV 2015-00024</u> <div style="background-color: black; color: white; padding: 5px; text-align: center;"> This is <u>not</u> a court order. </div> PETITION for <input checked="" type="checkbox"/> Order of Protection <input checked="" type="checkbox"/> Injunction Against Harassment <input type="checkbox"/> Workplace Injunction |
| Agent's Name (Work Injunction ONLY) | | |

DIRECTIONS: Please read the Plaintiff's Guide Sheet before filling out this form.

- Defendant/Plaintiff Relationship: Married now or in the past Live together now or lived together in the past
 Child in common One of us pregnant by the other Related (parent, in-law, brother, sister or grandparent)
 Romantic or sexual relationship (current or previous) Dating but not a romantic or sexual relationship
 Other: _____
- If checked, there is a pending action involving maternity, paternity, annulment, legal separation, dissolution, custody, parenting time or support in Maricopa (annulment) Superior Court, Case #: FC 2011-093719 (annulment) Los Angeles (custody) ^(COUNTY)
TD 035397 (custody)
- Have you or the Defendant been charged or arrested for domestic violence OR requested a protective order?
 Yes No Not sure
 If yes or not sure, explain: _____
- I need a court order because: (PRINT both the dates and a brief description of what happened.)

Tell the judge what happened and why you need this order. A copy of this petition is provided to the defendant when the order is served. (Do not write on back or in the margin. Attach additional paper if necessary.)

| Dates | |
|---------|--|
| 7/18/15 | My physical address, email address, employment info, etc was added to a website he hosts |
| 7/20/15 | He was arrested and charged with criminal harassment against me |
| 7/21/15 | additional pictures and information was added to the website (<u>www.desireecapuano.com</u>) |
| 7/18/15 | a very aggressive email was sent to me using profanity and insults |
| 7/18/15 | Received 9 emails from about information that |
| 7/20/15 | would be made public by him |

June 27th 2015 - He states he will contact my supposed employer and direct them to the website

January 11th, 2015 - He tells me that he discussed shooting me with our son and said that he would if there was no risk of going to jail

January 27th, 2015 - He tells me that he intends to hire someone to have sex with me so he can get "intimate" pictures for his website

January 28th, 2015 - He tells me that his primary goal in life is for me to experience as much misery as possible

July 18th, 2015 - He threatens to put my social security number on the website. I don't know how he would have it.

December 17th, 2014 - He states that he has a gun license and owns multiple firearms

May 13th, 2015 - He shows me the border in Canada that he uses to cross into the United States

Injunction Against Harassment

Amended Order

Dating relationship, no law enforcement service fee

Case No. M-1046-CV-201500025

Court ORI No. AZ010051J

County PIMA State AZ

Former Case No. _____

PLAINTIFF

JAMES PENDLETON

First Middle Last

PLAINTIFF IDENTIFIERS

Date of Birth of Plaintiff

And/or on behalf of minor family member(s) and other Protected Person(s): (List name and DOB.)

v.

DEFENDANT

PATRICK

First Middle Last

Defendant/Plaintiff Relationship: TENANT'S EX-HUSBAND

Defendant's Address : 2012 SUNSET ST
BURNABY, BC V5G1T3 BURNABY,

DEFENDANT IDENTIFIERS

| SEX | RACE | DOB | HT | WT |
|--------------------|------|---|----------|-----|
| M | W | _____ | 5' 4" | 130 |
| EYES | HAIR | <i>Arizona Prohibits Release of Social Security Numbers</i> | | |
| BRO | BRO | | | |
| DRIVER'S LICENSE # | | STATE | EXP DATE | |
| _____ | | _____ | _____ | |

CAUTION: Weapon Alleged in Petition
 Estimated Date of Birth

WARNINGS TO Defendant: This Injunction shall be enforced, even without registration, by the courts of any state, the District of Columbia, any U.S. Territory, and may be enforced by Tribal Lands (18 U.S.C. § 2265). Crossing state, territorial, or tribal boundaries to violate this Injunction may result in federal imprisonment (18 U.S.C. § 2262). Federal law provides penalties for possessing, transporting, shipping, or receiving any firearm or ammunition (18 U.S.C. § 922(g)(8)). **Only the Court, in writing, can change this Injunction.**

This Injunction is effective for one year from date of service. VERIFY VALIDITY (call Holder of Record):

PIMA COUNTY SHERIFF'S DEPARTMENT - (520)351-4625

THE COURT HEREBY FINDS:

That it has jurisdiction over the parties and subject matter.

Defendant received actual notice of this Hearing and had an opportunity to participate.

Additional findings of this Order and warnings are set forth on the next page(s).

THE COURT, FINDING REASONABLE CAUSE, HEREBY ORDERS:

NO CRIMES. Defendant shall not commit any act of "harassment" against Plaintiff or Protected Person(s).

NO CONTACT. Defendant shall have no contact with **Plaintiff** except through attorneys, legal process, court hearings, and as checked: Phone Email/Fax Mail Other: _____

NO CONTACT. Defendant shall have no contact with **Protected Person(s)** except through attorneys, legal process, court hearings and as checked: Phone Email/Fax Mail Other: _____

THE COURT FURTHER ORDERS:

PROTECTED LOCATIONS. Defendant shall not go to or near the Plaintiff's or other Protected Person's:

Residence (leave blank if confidential):

250 E PLACITA LAGO DEL MAGO ,SAHUARITA,AZ,85629;

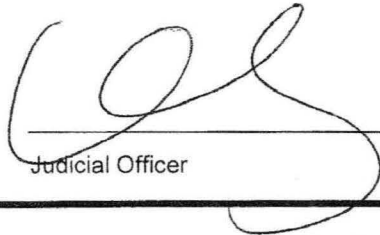
Workplace (leave blank if confidential):

School / Other:

OTHER ORDERS.

07/23/2015

Date



Judicial Officer

MARIA M. AVILEZ

Printed Name

Warning

This is an official Court Order. If you disobey this Injunction (even if the Plaintiff contacts you), you may be arrested and prosecuted for the crime of interfering with judicial proceedings and any other crime you may have committed in disobeying this Injunction. Violations of this Injunction should be reported to a law enforcement agency, not the Court. Both parties must notify this Court if an action for dissolution (divorce), separation, annulment or paternity/maternity is filed. This is NOT a parenting time (visitation) or custody order. You must file those requests separately in Superior Court. If you disagree with this Injunction, you have the right to request a hearing which will be held within 10 business days after your written request has been filed in the Court that issued this Injunction. Nothing the Plaintiff does can stop, change, or undo this Injunction without the Court's written approval. You must appear in Court to ask a judge to modify (change) or quash (dismiss) this Injunction. **Even if the Plaintiff initiates contact, you could be arrested and prosecuted for violating this protective order. If you do not want the Plaintiff to contact you, you have the right to request a protective order against the Plaintiff. However, orders are not automatically granted upon request. Legal requirements must be met.**

PCO Codes: 1,4,5.

| | |
|---|--|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Desiree Capuano 315 W Valencia Rd #23014 Tucson, AZ 85734 TELEPHONE NO.: 520-288-8200 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): | FOR COURT USE ONLY |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 200 West Compton Blvd MAILING ADDRESS: CITY AND ZIP CODE: Compton, CA 90220 BRANCH NAME: South Central Branch | |
| PETITIONER/PLAINTIFF: Richard Riess (Patrick [redacted]) RESPONDENT/DEFENDANT: Desiree Capuano OTHER PARENT/PARTY: | CASE NUMBER: <div style="text-align: center; font-weight: bold; font-size: 1.2em;">TD035397</div> <i>(If applicable, provide):</i> HEARING DATE: HEARING TIME: DEPT.: |
| PROOF OF SERVICE BY MAIL | |

NOTICE: To serve temporary restraining orders you must use personal service (see form FL-330).

1. I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place.
2. My residence or business address is:
 3341 E. Cochise Dr
 Phoenix, AZ 85028
3. I served a copy of the following documents (*specify*):
 FL-300 Request for Order
 MC-031 Attached Declaration
 FL-335 Proof of Service by Mail

 by enclosing them in an envelope AND
 - a. **depositing** the sealed envelope with the United States Postal Service with the postage fully prepaid.
 - b. **placing** the envelope for collection and mailing on the date and at the place shown in item 4 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
4. The envelope was addressed and mailed as follows:
 - a. Name of person served: Richard Riess (Patrick [redacted])
 - b. Address: [redacted] Sunset St [redacted]
 Burnaby BC V5G 1T3
 - c. Date mailed: 08/31/2015
 - d. Place of mailing (*city and state*): Tucson, AZ
5. I served a request to modify a child custody, visitation, or child support judgment or permanent order which included an address verification declaration. (*Declaration Regarding Address Verification—Postjudgment Request to Modify a Child Custody, Visitation, or Child Support Order* (form FL-334) may be used for this purpose.)
6. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 08/31/2015

Teresa Hoffman

(TYPE OR PRINT NAME)



(SIGNATURE OF PERSON COMPLETING THIS FORM)