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2021 DEC 21 PM 1:19

SUPERIOR COURT OF WA.
SHARON K. FOGO

BY BH13 DEPUTY

21-3-00272-23
RSP 15
Response
11571994



Superior Court of Washington, County of Mason

In re parenting and support of:

Children:

Leon Jaymz Reed

Petitioner (*person who started this case*):

Rachel Ferrand

And Respondent (*other parent*):

Edward Reed

No. 21-3-00272-23

Response to Petition for a Parenting Plan,
Residential Schedule and/or Child Support
(RSP)

**Response to Petition for a Parenting Plan,
Residential Schedule and/or Child Support**

1. Your response

Look at each section of the *Petition*. Check below to say if you agree or disagree with what the other party said in each section, or say if you don't know because you don't have enough information. (If you disagree with any part of a section, check "I disagree.") List your reasons for disagreeing on page 2.

Section in the Petition	Your response (<i>check one</i>)		
1. My name is...	(no response needed)		
2. Children	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
3. Whether parentage was established by court order	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
4. Whether parentage was established by Acknowledgment of Parentage	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
5. Whether an Acknowledgment of Parentage was filed in Washington state	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know

Section in the Petition	Your response (<i>check one</i>)		
6. <i>Jurisdiction over parents</i>	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
7. <i>Children's Home/s</i>	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
8. <i>Other people with a legal right to spend time with a child</i>	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
9. <i>Other court cases involving a child</i>	<input type="checkbox"/> I agree	<input checked="" type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
10. <i>Jurisdiction over children</i>	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
11. <i>Parenting Plan or Residential Schedule</i>	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
12. <i>Child Support</i>	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
13. <i>Protection Order</i>	<input type="checkbox"/> I agree	<input checked="" type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
14. <i>Restraining Order</i>	<input checked="" type="checkbox"/> I agree	<input type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
15. <i>Fees and Costs</i>	<input type="checkbox"/> I agree	<input checked="" type="checkbox"/> I disagree	<input type="checkbox"/> I don't know
16. <i>Other orders</i>	<input type="checkbox"/> I agree	<input checked="" type="checkbox"/> I disagree	<input type="checkbox"/> I don't know

If you checked "I disagree" for any of the sections, list your reasons here:

Section #: 9 Reasons: I disagree because Petitioner curiously omitted the case that Petitioner filed preceding Case No. 21-2-488-23, which was Case No. 20-2-479-23 filed in November 2020. Said 2020 case contained essentially the same allegations as that of 21-2-488-23. After CPS issued a letter advising their investigation was concluded and that Petitioner's allegations were unfounded and not supported by any evidence (see Exhibit A), Petitioner herself agreed to the termination of the protective order issued ex parte in January 2020 (see Exhibit B).

Section #: 13 Reasons: I agree that there is a protective order (acquired ex parte just as in Case No. 20-2-479-23) in effect under Case No. 21-2-488-23, but its expiration date is now 12/22/2021.

Section #: 15 Reasons: I ask the Court to order Petitioner to pay my attorney's fees, GAL fees if applicable, court costs and other reasonable costs incurred due to Petitioner's filing of frivolous claims and unjust and manipulative use of the courts.

Section #: 16 Reasons: I ask that the Court admonish Petitioner for bringing baseless claims against me under cases 20-2-479-23 and 21-2-488-23, with zero evidence. Once Petitioner finally retained an attorney, all of a sudden Petitioner is now making reasonable requests (e.g., a Parenting Plan, Child Support Order, etc.) rather than alleging detestable acts that she knows never took place. I pray the Court sanction Petitioner for essentially bring forth the same case that she agreed to dismiss in June of 2021, when the case at hand in what she likely needed to commence in the first place, not petitions for protective orders that were/are completely unnecessary.

///

2. Protection Order

Do you want the court to issue an Order for Protection as part of the final orders in this case?

No. I do not want an Order for Protection

Yes. (You must file a Petition for Order for Protection, form DV-1.015 for domestic violence, or form UHST-02.0200 for harassment. You may file your Petition for Order for Protection using the same case number assigned to this case.)

Important! If you need protection now, ask the court clerk about getting a Temporary Order for Protection.

There already is an Order for Protection between the other parent and me. (Describe below. Attach a copy if you have one.):

Court that issued the order: _____

Case number: _____

Expiration date: _____

3. Restraining Order

Do you want the court to issue a Restraining Order as part of the final orders in this case?

No. (Skip to 4.)

Yes. Check the type of orders you want:

Do not disturb – Order the Petitioner not to disturb my peace or the peace of any child listed in the *Petition*.

Stay away – Order the Petitioner not to go onto the grounds of or enter my home, workplace or school, and the daycare or school of any child listed in the *Petition*.

Also, not knowingly to go or stay within _____ feet of my home, workplace or school, or the daycare or school of any child listed in the *Petition*.

Do not hurt or threaten – Order the Petitioner:

- Not to assault, harass, stalk or molest me or any child listed in the *Petition*; and
- Not to use, try to use, or threaten to use physical force against me or the children that would reasonably be expected to cause bodily injury.

Warning! If the court makes this order, the court must consider if weapons restrictions are required by state law; federal law may also prohibit the Restrained Person from possessing firearms or ammunition.

Prohibit weapons and order surrender – Order the Petitioner:

- Not to access, possess, or obtain any firearms, other dangerous weapons, or concealed pistol licenses until the Order ends; and
- To immediately surrender any firearms, other dangerous weapons, and any concealed pistol licenses that he/she possesses to (check one): the police chief or sheriff. his/her lawyer other person (name): _____.

Other orders: _____

Important! If you want a restraining order **now**, you must file a Motion for Temporary Family Law Order and Restraining Order (FL Parentage 323) or a Motion for Immediate Restraining Order (Ex Parte) (FL Parentage 321).

4. Requests

I ask the court to (check all that apply):

- Deny** the *Petition for a Parenting Plan, Residential Schedule, and/or Child Support*.
- Approve** my proposed *Parenting Plan* (form FL All Family 140) or *Residential Schedule* (form FL Parentage 304). My proposed plan or schedule (check one): is attached. will be filed and served at a later date.

Important! If a court order has already named one parent as the custodian and your proposed plan or schedule would **change** the custodian, then you must also file a *Petition to Change a Parenting Plan, Residential Schedule or Custody Order* form FL Modify 601 and related forms.

- Order child support, including medical support, according to state law.
- Order the Petitioner to pay past child support, medical support, and other expenses for the children.
- Order payment of lawyer fees, guardian ad litem fees, court costs, and other reasonable costs.
- Approve an *Order for Protection or Restraining Order* as requested above.
- Put this *Petition* on hold until parentage is decided because I disagree with section 4 of the *Petition* and want to challenge the *Acknowledgment of Parentage*.

Important! If you check this box, you must file a *Petition to Decide Parentage* (form FL Parentage 301) and related forms.

- Put this *Petition* on hold (*children's names*): _____
were born as a result of a sexual assault by (*name*): _____
against me.

Important! You must file a *Petition to Decide Parentage* form FL Parentage 301 and file and serve the *Sexual Assault Allegation* (FL Parentage 365) together with this Response.

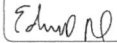
- Other (*specify*): _____

Respondent fills out below:

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provided on this form (including any attachments) are true.

I have attached (*number of*): 7 pages.

Signed at (*city and state*): Bremerton Wa Date: 12/20/2021


ID WNzAhMB7ZbjAQEzuirM8HM9

Respondent signs here

Edward Scott Reed
Print name

I agree to accept legal papers for this case at (*check one*):

my lawyer's address, listed below.

the following address (*list an address where you agree to accept legal papers from other parties for this case; this does **not** have to be your home address*):

street address or PO box city state zip

Note: You and the other party/ies may agree to accept legal papers by email under Civil Rule 5 and local court rules.

(If this address changes before the case ends, you **must** notify all parties and the court clerk in writing. You may use the Notice of Address Change form (FL All Family 120).)

Important! You must fill out and file a Confidential Information form (FL All Family 001) with the court clerk.

Lawyer (if any) fills out below:


ID 45eTwEBa5MUunEG2YZvgp3Za

Lawyer signs here

Ryan M. Pesicka, WSBA 48182
Print name and WSBA No.

12/20/2021
Date

PO Box 664 Montesano WA 98563
Lawyer's street address or PO box city state zip

Email (if applicable): ryan.pesicka@sorianolawllc.com

EXHIBIT A

RECEIVED & FILED
Mason County Clerk

MAY 28 2021

Superior Court of WA
Sharon Fogo

20-2-00479-23
RPT 13
Report
10390695



NO. 20-2-00479-23

Report

SUPERIOR COURT OF WASHINGTON FOR MASON COUNTY	
<u>Rachel Ferrand</u> Plaintiff/Petitioner	
VS	<u>Edward Reed</u> Defendant/Respondent

(13)

RESTRICTED



STATE OF WASHINGTON
DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES
2505 Olympic Hwy N., STE 440 P.O. Box 1127
Shelton, WA 98584

04/08/2021

Edward Reed
1916 Jackson Dr. NW
Bremerton, WA 98312

RE: Intake Number: 4473980

Dear Edward Reed:

I am writing to inform you of the results of the Child Protection Services (CPS) investigation conducted by the Department of Children, Youth, and Families (DCYF) and your rights concerning the results of this investigation. On or about 11/09/2020, CPS received a report alleging that you abused or neglected your child or a child in your care. CPS investigated this report, which included a discussion of the allegations with you. CPS has completed the investigation and made a finding that abuse or neglect did not occur or that there was insufficient evidence to conclude that the abuse or neglect happened.

What type of child abuse or neglect did you allegedly commit?

The allegation(s) are:

- Sexual abuse

Child abuse and neglect are defined in state law. CPS is required to use these definitions when investigating allegations of abuse and neglect.

What did CPS find?

CPS investigated the allegations. The investigation determined that the allegations of abuse and neglect against you are **Unfounded**. When an allegation is 'Unfounded,' it means that CPS investigated the allegation and, based on the information available, has determined that it was more likely than not that the alleged abuse or neglect did not occur, or that there was insufficient evidence to determine whether the alleged child abuse did or did not occur.

What happens to information about Unfounded CPS reports?

1. The Department of Children, Youth, and Families (DCYF) keeps this information in its computer system. State law requires DCYF to destroy records about unfounded reports of child abuse or neglect after six years unless CPS makes a Founded report about you, your child or a sibling or half-sibling of your child.
2. DCYF cannot provide information about unfounded reports to anyone outside the department without your written permission.
3. An Unfounded report cannot be the reason for denying you a license or for disqualifying you from employment to care for children or vulnerable adults.
4. Prior to destruction of your records the information from this investigation can be used in:
 - Future CPS investigations; or
 - Legal actions related to child protection or child custody.

What are your rights?

1. You have a right to know the results of the CPS investigation. This letter is provided for this purpose.
2. You have the right to send CPS a written response about the allegation and finding. If you send a written response, it will be put in your CPS file. Send written responses to the address printed on top of this letter.
3. You have the right to see your CPS file. You may ask for access to your file in writing or by calling the number listed below.

Where can you find more information about CPS findings and your rights?

Washington Administrative Code (WAC) Chapter 110-30 and RCW 26.44.020 cover these issues. You can access it on line at <http://apps.leg.wa.gov/wac/default.aspx?cite=110> and <http://apps.leg.wa.gov/rcw/default.aspx?cite=26.44.020>.

Sincerely,

KAT SCHEIBNER
CPS Supervisor



(360) 432-2050

TELEPHONE NUMBER

EXHIBIT B

Miso
KDVH BHW

RECEIVED & FILED
Mason County Clerk

JUN 15 2021

Superior Court of WA
Sharon Fogo

EP 2

20-2-00479-23
ORMTPO 17
Order Modifying Terminating Terms of Protection
10492489



Court of Washington For Mason County	
Rachel Ferrand Petitioner	DOB
vs.	
Edward Reed Respondent	DOB

No. 20-2-479-23
**Order Modifying/Terminating
 Order for Protection**
 Petitioner
 Respondent (Order Lasts Two Years or
 Less)
 (ORMTPO)
 (Clerk's action required)

The Moving Party (requester) is the:

- Petitioner.
- Respondent and the order identified below was granted for two years or less.
 (If the order lasts more than two years, do not use this order. Use form DV 7.080, Order on
 Respondent's Motion and Declaration to Modify/Terminate Order for Protection Effective More Than
 Two Years.)

The court considered the pleadings, relevant portions of the file, and testimony, if any.

- The court finds that this is the Respondent's only motion to modify or terminate filed during
 the current 12 month period following entry of the order.

The court orders that the:

- Temporary Order for Protection, filed on _____ (date).
- Order for Protection, filed on January 6th, 2021. (date).
- _____, filed on _____ (date).

is:

- terminated.
- continued in effect but modified as follows:

Protected Party, Rachel Ferrand has agreed to terminate this protection order.

#17

~~EX PARTE~~

- This order is a temporary modification. It will be effective until the hearing scheduled below.
- The parties are directed to appear for a hearing on _____ (date),
at _____ a.m./p.m., at: _____ (location).

Washington Crime Information Center (WACIC) Data Entry

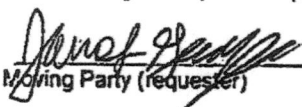
It is further ordered that the clerk of court shall forward a copy of this order on or before the next judicial day to:

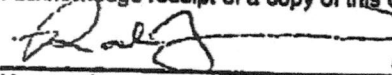
MASON County Sheriff's Office [] _____ Police Department where petitioner lives which shall enter it into WACIC.
Service

[] The clerk of court shall also forward a copy of this order on or before the next judicial day to:
[] _____ County Sheriff's Office [] _____ Police Department where the other party lives which shall personally serve _____ ((name)) with a copy of this order and shall promptly complete and return to this court proof of service.
or The moving party (requester) shall make private arrangements for service of this order.
or [] The other party appeared and was informed of the order by the court; further service is not required.

Dated: 6/15/21 a.m./p.m. 3:55 pm


Judge/Court Commissioner
DANIEL L. GOODELL

I acknowledge receipt of a copy of this Order:

Moving Party (requester) 6/11/21 Date

I acknowledge receipt of a copy of this Order:

Non-moving party 06/11/2021 Date

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Superior Court of Washington, County of Mason

In re:

No. 21-3-00272-23

Petitioner:

DECLARATION RE: SIGNATURE on
ELECTRONIC DOCUMENT (NPF)

RACHEL A. FERRAND

And Respondent:

EDWARD SCOTT REED

I, Ryan M. Pesicka, declare under penalty of perjury under the laws of the State of Washington, that the foregoing electronic document(s) attached to this declaration, which consist of 13 pages including this declaration page, is a complete and legible image that I have examined personally and that was received by me via email at the following address: ryan.pesicka@sorianolawllc.com

Dated

12/21/21

Declarant's Signature

