

FILED
SUPERIOR COURT
THURSTON COUNTY, WASH.

2019 DEC 23 AM 9:46

LINDA MYHRE ENLOW
THURSTON COUNTY CLERK

☐ **EXPEDITE** (if filing within 5 court days of hearing)

☐ Hearing is set:

Date: _____

Time: _____

Judge/Calendar: _____

19-2-30942-34

RSP

6

Response

7300023



**Superior Court of Washington
County of Thurston
Family & Juvenile Court**

In re:

Jennifer Lorraine Como

Petitioner(s),

and

James Warren Fowler JR.

Respondent(s).

No. 19-2-30942-34

**Declaration of Response to
Temporary Order for Protection
[Name] and notice of hearing
(Optional Use)
(DCLR)**

This declaration is made by:

Name:

James Fowler

Age:

49

Relationship to the parties in this action: Father of Jordan Rain Fowler Como

I Declare:

I have made several attempts to co-parent with Jennifer Como and share my concerns about Jordan, and have went as far as asking Jennifer to allow Jordan to come stay with me, to see if it helps with Jordans schooling. Also that I feel Jordan needs more structure at home. Jennifer just laughed in my face. 12-12-19 I contacted "Dispute Resolution Center", as suggested the parenting plan

See exhibit 1[#]. The following Monday 12-16-19 I got a call from a deputy of the sheriff's office, and said an accusation had been made that I had touched my daughter inappropriately and he was filing a police report of it. This I believe was an attempt on Jennifer's part to complicate me taking her back to court for custody of Jordan.

At 10-29-19 we had a meeting that Jennifer did not show up for. Several professionals were there to inform us that Jordan is below average in most of her academics, almost all of them. See exhibit 3. Also the times I sat in class with Jordan I could see she is really behind, compared to her peers.

Her behavioral is even worse, and getting worse
2017-2018; 12-major referrals, 10 minor - Total 22
2018-2019, 44-major referrals, 10 minor - Total 54
2019-2020, so far 22-major referrals, 9 minor, To date 31
She is defiant, plays the victim when confronted, has used her hands and other things to hit children, and stuck her middle finger at a child saying Fuck Off. This is all behavior that has been learned and it points to a dysfunctional living environment. See Exhibit 3

See exhibit 4. It is my attendance at Jordan's school as a visitor to support Jordan, and see how they are teaching, so I can help when I have her. While visiting in the morning I have seen her walk in ~~at~~ at the last second everytime, eating a bag of chips and when I asked her she said she had not brushed her teeth. I did mention this to Jennifer and she denies it.

See exhibit 5 It is a copy of public record 1st A dirty urinalysis for Methamphetamine and that she refused treatment to keep her job. I have also paid for chemical dependency evaluation that she never attended

See exhibit 6 The family courts suggested that I have a mental health evaluation, chemical dependency evaluation, complete what is suggested and Dynamic Ads. Family Court helped me to find recovery and for that I am grateful. I have 5 and a half years clean now and am very active in the recovery life.

I show only facts and ask the court to consider ~~the~~ the temporary order be

dropped and place Jordan in my care making all decisions, I am basically asking for full custody and Jennifer have only supervised visits until Jennifer takes a mental health evaluation, chemical dependency evaluation and parenting class recommended by the court and fully complete the recommendations of both the mental health evaluation and chemical dependency evaluation

(Attach Additional Pages if Necessary and Number Them.)

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed at Washington [City] Lacey [State] on 12-23-19 [Date].

James Fowler
Signature of Declarant

James Fowler
Print or Type Name

Do not attach financial records, personal health care records or confidential reports to this declaration. Such records should be served on the other party and filed with the court using one of these cover sheets:

- 1) Sealed Financial Source Documents (WPF DRPSCU 09.0220) for financial records
- 2) Sealed Personal Health Care Records (WPF DRPSCU 09.0260) for health records
- 3) Sealed Confidential Report (WPF DRPSCU 09.270) for confidential reports

If filed separately using a cover sheet, the records will be sealed to protect your privacy (although they will be available to all parties in the case, their attorneys, court personnel and certain state agencies and boards.) See GR 22(C)(2).

EXHIBIT 7



**Dispute Resolution Center
OF THURSTON COUNTY**

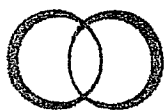
Date: 12/12/19

Re: James Fowler

Jennifer Como

This is to verify that the Dispute Resolution Center of Thurston County was contacted for mediation services in a dispute involving the above parties. We were unable to go forward with such services.

**Mediation Manager
Dispute Resolution Center of Thurston County
PO Box 6148
Olympia, WA 98507-6148
www.mediatethurston.org
(360) 956-1155**



**Dispute Resolution Center
OF THURSTON COUNTY**

Date: 12/12/19

Re: James Fowler

Jennifer Como

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Dispute Resolution Center of Thurston County
PO Box 6148
Olympia, WA 98507-6148
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EXHIBIT 2

JORDAN R. COMO
Student ID: 231399
WA SSID: 4325083392
Date of Birth: 06/05/2012

North Thurston School District
305 College St NE
Lacey, WA 98516
360-412-4482

Notice of Meeting

PURPOSE: This invitation requests your attendance at a meeting concerning the educational program/needs of your child. You have the opportunity to participate in any meeting regarding the identification, evaluation, educational placement, and the provision of a free appropriate public education for your child.

To: JAMES FOWLER, JENNIFER COMO Date Sent to Participants: 10/28/2019

This meeting has been scheduled for: Date 10/29/2019 Time 3:00 PM
Location Lydia Hawk Elementary

If you have any questions or would like additional information or assistance to help you prepare for this Eligibility meeting, please contact ALOMA ALCALA at _____ e-mail aalcala@nthurston.k12.wa.us.

This is to notify you that a/an Eligibility meeting has been scheduled for this student. Your participation and attendance at this meeting are very important. This Initial meeting must be scheduled at a mutually agreed upon time and place. The purpose of this meeting is to (check all that apply):

- | | |
|---|--|
| <input checked="" type="checkbox"/> Review Evaluation Reports | <input type="checkbox"/> Review Educational Progress |
| <input type="checkbox"/> Consider Transitional Services | <input type="checkbox"/> Reevaluation Consideration |
| <input checked="" type="checkbox"/> Eligibility Determination | <input type="checkbox"/> Other: |

The following are invited to attend and participate in the Initial meeting:

Parent/Guardian
School Psychologist
General Education Teacher
Administrator/Designee
IEP Manager (SPECIAL ED STAFF)

The parent/adult student or school may invite individuals who have knowledge or special expertise regarding the student, including related services personnel, to participate. The determination of the knowledge or special expertise shall be made by the person/party extending the invitation. You may also request, by contacting the individual named below, that a birth to three service coordinator be invited to participate in an initial IEP meeting if your child was previously served through an Individualized Family Service Plan (IFSP). If you, the parent or adult student, are bringing other individuals to the meeting, please let us know. This will ensure that the meeting space will accommodate all team members.

Strattera

JORDAN R. COMO
Student ID: 231399
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Evaluation Summary

☒ Initial ☐ Reevaluation

Student Name: JORDAN R. COMO Student ID No.: 231399

Birth Date: 06/05/2012 Grade: 02 Age: 7

School: Lydia Hawk Elementary

Evaluation Group Meeting Date: 10/29/2019 Next Three Year Reevaluation Due Date: 10/29/2022

Primary language of student: English Primary language at home: English

Parent(s) name(s): JAMES FOWLER, JENNIFER COMO

Parent interpreter needed? ☐ Yes ☒ No

Surrogate parent: ☒ No ☐ Yes If yes, name: _____

Evaluation Case Manager (Psychologist/SLP): Aloma Alcala

Title: School Psychologist

I. Review of Existing Data:

Date and reason for special education referral:

09/09/2019 - The Student Study team met regarding Parent referral for an evaluation on 9/13/19. The team reviewed data and concurred with parent that Jordan's disability is suspected of adversely impacting her social and academics performance. Jordan had shown progress towards the end of the year when treatment for ADHD had begun, however to date this year, Jordan has been frequently reluctant to cooperate with teacher requests to complete assignments. Jordan has left class without permission and also has been physically aggressive with her peers, including hitting and kicking other students.

Description of specific strategies and interventions used to date and the effectiveness of each on student achievement and/or adjustment:

Jordan has had a daily check in check out system last year. Jordan has had different variations of behavior reinforcement charts and allowed frequent breaks and other accommodations per 504 plan. Jordan was treated for ADHD with medication until recently.

Jordan has had weekly 1:1 sessions with district mental health therapist since kindergarten. Jordan has participated in lunch group with the counselor last year. Jordan and teacher have had regular communication. Jordan has had Title 1 small group as well as individualized intervention.

Academic or pre-academic record information:

II. Eligibility Decision:

Meets Eligibility Criteria: ☒ Yes ☐ No

Identified Disability Category:

Health Impairments - Students with health impairments are those who have limited strength, vitality or alertness, due to chronic or acute health problems--such as students with serious congenital heart defect, other congenital syndrome(s), other disorders of the cardiorespiratory systems, disorders of the central nervous system including epilepsy or neurological impairment, or other profound health circumstances or degenerative condition(s)--which adversely affects or with a high degree of professional certainty will affect their educational performance.

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Evaluation Summary

III. Recommendations to IEP (Individual Education Program) committee:

1. Special Education services including specially designed instruction:

SDI	Area Assessed	Description
Social Skills	Social/Emotional	Jordan would benefit from direct instruction designed to teach her skills to self regulate when frustrated, disappointed as well as help her develop executive functioning.
Reading	Academic	Jordan scored Below Average in reading on the WIAT. At this time, she would benefit from Specially Designed Instruction so that she doesn't fall further behind.
Written Language	Academic	Jordan scored Below Average in writing on the WIAT. At this time, she would benefit from Specially Designed Instruction so that she doesn't fall further behind.

2. Related services:

3. Supplementary Aids and Services:

IV. Assurances

The District has conducted a full and individual evaluation of this student in all areas of suspected disability(ies) in accordance with the evaluation procedures contained in the Washington Administrative Code.

If eligible as specific learning disabled, a severe discrepancy was established between achievement and ability that is not correctable without special education and related services.

The findings of this evaluation are not primarily due to a lack of instruction in reading, math, or limited English proficiency.

Consideration of Test Bias:

This evaluation was administered with the understanding of test limitations which may result in bias because of cultural, economic, environmental or behavioral factors. However, such limitations have been considered and determined not to be a significant factor in current eligibility determination.

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Areas of Evaluation

Medical-Physical

Examiner Name: Aloma Alcala, School Psychologist, 10/28/2019

Date: 10/25/2019

Medical-Physical Findings:

Health and Developmental History

Jordan is described by her mom as a bundle of energy, who wants to be liked desperately. Jordan has a great imagination and is very creative. She also loves hands on activities and learning about science, especially about animals and bugs in particular.

Jordan lives with her mother, mother's partner and brother. Jordan has regular visits with her biological father on the weekends.

Jordan was born without complications and obtained developmental milestones within age expectancies. Ms. Como reports that she was a little colicky and had a history of RSV and some ear infections.

Jordan has a diagnosis of ADHD and was recently taken off of her prescription of Adderall XR because parent reported she was not tolerating side effects. Jordan has seen a school based mental health counselor, but does not any have outside therapies or current health concerns.

Ms. Como reports that Jordan is good at vocalizing and advocating for herself but it can be a challenge to express herself appropriately. Parent reports her biggest current challenge is Defiance. Parent also reported that Jordan has a tendency to HYPERFOCUS, and it appears that she is tuned out of everything else. Ms. Como suggested having a whisper or unique sound to get her attention when this occurs.

Medical Diagnosis

Dr. Doughily, MD of Kaiser Permanente, indicated a diagnosis of ADHD, since 5 years old.

Educational Implications

Decreased attention and hyperactivity causes disruption in her ability to learn. This also has a negative impact socially an on her self esteem. Dr. suggests will most likely resolve with age.

Student:

Vision and Hearing Screening:

Hearing Test Date: 11/02/2018

Right Ear: Pass Left Ear: Pass

Vision Test Date: 11/02/2018

Near

Far

Right Eye: Pass Right Eye: Pass

Left Eye: Pass Left Eye: Pass

General Education

JORDAN R. COMO
Student ID: 231399
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Date of Birth: 06/05/2012

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Areas of Evaluation

On the Internalizing Problems Composite, Mrs. Ack reported a T-score of 74 in the Clinical range. The Composite includes Anxiety, Depression and Somatization. The scale was elevated due to a Clinical level due to high rate of Somatization (T score 85). Jordan often complains of pain, reports that she is sick, complains about physical problems, and her health.

Jordan does not present as sad at school, and she never says things like, I don't have friends or I can't do anything right. Jordan sometimes is irritable and can be easily upset. Jordan does seem to be worried often, according to Mrs. Ack's responses.

The Teacher indicated Clinical levels on the School Problems composite with a T-score of 73. The School Problems Composite consists of Learning Problem Scale (T-Score of 75) in the Clinical range and Attention Problem Scales (T-score of 67) in the At Risk range. This indicates that Mrs. Ack perceives Jordan's motivation and ability to maintain attention to academic tasks as problematic. Jordan displays academic deficits and has frequent difficulty staying on task, and completing assignments.

Jordan can often be slow to join group activities, and can have trouble making new friends easily. She reportedly never refuses to talk but can isolate herself from others sometimes. Overall she was rated in the Clinical range on Withdrawal subscale, T-score of 77.

Mrs. Ack reported Clinical levels of Atypicality (T-score 90), which indicates a frequent amount of immature or unexpected behaviors. Jordan often seems out of touch with the situation and may say things that make no sense. Jordan may do strange things, like draw all over face, or be consumed with something that is far removed from the group activity.

The Behavioral Symptom Index (BSI) is a combination of Hyperactivity, Aggression, Atypicality, Withdrawal and Attention problems and is an indicator of overall functioning. The BSI was rated with T-score of 81 in the Clinical Range.

The Adaptive Skills Composite is comprised of five scales, Adaptability, Social Skills, Leadership, Study Skills and Functional Communication. The Teacher's Report indicates Clinical levels on the Adaptive Skills Composite (T-Score of 26).

Jordan frequently has difficulty with transitions and changes in routines. It can be difficult for Jordan to recover from a set back (Adaptability, T-score of 27). Jordan sometimes uses social niceties like please and thank you, but doesn't often reach out to peers to compliment them or encourage others. Jordan does not typically show interest in others' ideas. Social Skills (T-score of 27)

Jordan demonstrates substantial challenges in her organizational work habits and has an extremely difficult time staying on task (other than her art) (Study Skills, T-score of 27). Jordan can be creative and sometimes has good suggestions for solving problems. Jordan does not work well under pressure and it can be challenging for her to make decisions quickly. Leadership Skills (T-score of 33). Jordan struggles at times in her Functional Communication skills (T score 33). Jordan can be frequently unclear when presenting ideas and may be off topic when responding to questions.

EXECUTIVE FUNCTIONING

Jordan's Overall Executive Functioning Index score is 68. This score falls in the Extremely Elevated classification range. Mrs. Ack reports that Jordan has difficulty in several areas of executive functioning, including problem solving, attentional control, behavioral control, and emotional control.

Jordan's Problem Solving Index score falls in the Extremely Elevated classification range, Mrs. Ack reports that Jordan often approaches academic tasks in a haphazard fashion, and is typically disorganized.

Jordan's Attentional Control Index falls in the Elevated classification range. Mrs. Ack reports that Jordan sometimes has trouble concentrating, following directions, and may have a tendency to make careless mistakes.

Jordan's Behavioral Control Index falls in the Extremely Elevated classification range. Mrs. Ack reports that Jordan has substantial difficulty maintaining her self control and has difficulty regulating impulsive behaviors.

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Areas of Evaluation

Test Name : Behavior Assessment System for Children - 3rd Edition (BASC-3) Teacher Rating Scales-(Rater 1)

Date(s) Given: 10/21/2019

Professional/Examiner: Aloma Alcala **Respondent:** Nicole Ack

Behavior Assessment System for Children-Third Edition

The Behavior Assessment System for Children-Third Edition (BASC-3) is a norm-referenced rating scale designed to help identify a variety of emotional and behavioral disorders of children. The BASC-3 gathers information from parents, teachers, and the child. The instrument includes several composite and scale scores. The Behavioral Symptoms Index (BSI), or overall score, measures the overall level of behavioral problems. On the Clinical Scales, scores from 41 to 59 are considered average, and about two out of three children have scores within this range. Scores from 60 to 69 are considered at-risk and areas to be aware of and monitor. Scores of 70 and above are considered clinically significant and likely deserve attention/further follow up. However, on the Adaptive Scales, higher scores denote more positive behaviors. Scores from 41-59 are considered average, while scores of 31-40 are considered at-risk, and scores of 30 and below are considered clinically significant.

	T-Score	Percentile	Classification Range
Externalizing Problems	81	99	Clinical
Internalizing Problems	74	97	Clinical
School Problems	73	97	Clinical
Behavioral Symptoms Index	81	99	Clinical
Adaptive Scales	26	1	Clinical
Hyperactivity	71	96	Clinical
Aggression	74	95	Clinical
Conduct Problems	89	99	Clinical
Anxiety	61	88	At Risk
Depression	62	89	At Risk
Somatization	85	98	Clinical
Attention Problems	67	93	At Risk
Learning Problems	75	97	Clinical
Atypicality	90	99	Clinical
Withdrawal	77	98	Clinical
Adaptability	27	1	Clinical
Social Skills	27	1	Clinical
Leadership	33	4	At Risk
Study Skills	27	1	Clinical
Functional Communication	33	7	At Risk
EXECUTIVE FUNCTIONING			Extremely Elevated
Problem Solving			Extremely Elevated
Attentional Control			Elevated
Behavioral Control			Extremely Elevated

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Areas of Evaluation

Academic

Examiner Name: Tyler Clemens, Resource Room Teacher, 10/02/2019

Assessment Summary:

I was able to complete the test with Jordan in roughly an hour and a half on two separate testing periods. She was in a positive mood and, because there were minimal distractions, she was able to give her full attention to the test. She was also given multiple breaks during testing, which helped her to refocus when we had to go back to testing. Overall, Jordan followed my directions and gave her best effort. I feel her scores to be an accurate representation of her abilities in the given subject areas.

The WIAT III was administered on 10/2/2019. This assessment was given to measure academic abilities in the areas of reading comprehension, basic reading, written expression, and mathematics. The following are the results and recommendations.

READING: Jordan's total reading score fell in the Below Average range. The results of the reading test can be broken down further with percentiles in reading comprehension at the 7th percentile, word reading (sight words) at the 1st percentile, and pseudo-word decoding (ability to sound out words) at the 3rd percentile. Due to Jordan's overall reading score, it is recommended that she receive Specially Designed Instruction in reading.

MATH: Jordan's overall math composite score fell in the Average range, and her math fluency score fell in the Below Average range. The results of these math tests can be broken down further with percentiles in problem solving at the 19th percentile, and numerical operations in the 37th percentile. In Math Fluency – Addition, Jordan fell in the 7th percentile, and in Math Fluency – Subtraction, she fell in the 1st percentile. Due to Jordan's overall math score, it is recommended that she not receive Specially Designed Instruction in math.

WRITTEN EXPRESSION: Jordan's overall writing score fell in the Below Average range. When she was asked to combine sentences and create her own sentences, she was in the 1st percentile. When she was asked to spell, she was in the 2nd percentile. Due to Jordan's overall writing score, it is recommended that she receive Specially Designed Instruction in writing.

EXHIBIT 3



**Lydia Hawk
Elementary
School**

Generated: Dec 17,
2019, 9:12:56 AM

**Student Dashboard
CONFIDENTIAL
JORDAN RAIN-FOWLER COMO**

Referrals Per Year			
School Year	Major	Minor	Total
2019-20	22	9	31
2018-19	44	10	54
2017-18	12	10	22

Suspension / Expulsion				
School Year	In-School Suspension		Out-of-School Suspension	
	Events	Days	Events	Days
2018-19	3	1.5	2	2

Summary	
District ID:	1044089
SWIS ID:	12398306
Gender:	Female
Grade:	2
Ethnicity:	White
Has 504 Plan:	No
On IEP:	No
Disabilities:	--
Major Referrals:	78
Major Referrals This Year:	22
Minor Referrals:	29
Minor Referrals This Year:	9
Last Referral:	12/16/19
CICO:	No
I-SWIS:	Yes
Coordinator:	Jennifer Winkle
Implementation:	--
Days in I-SWIS:	54
Active Measures:	1
Assessments:	0
Support Plans:	2
Team Members:	9

Student Referrals								
Date / Time	Referral Type	Staff	Location	Behavior	Motivation	Others Involved	Action Taken	Seclusion / Restraint
12/16/19, 12:00 PM	Minor	Nicole Ack	Plygd	M-Contact	Ob p attn	Peers	Instruct	No
Notes: The recess teacher reported that Jordan was threatening to throw rocks at Yuley.								
12/10/19, 2:15 PM	Major	Nicole Ack	Class	PAgg	Unknown	Peers	Conf	No
Notes: Zack reported that Jordan threatened to throw a rock at him at recess and though she did throw it she missed him.								
12/9/19, 12:00 PM	Major	Nicole Ack	Class	Defiance	Unknown	None	Conf	No
Notes: Jordan took someone's umbrella without permission at recess and was swinging it around in a dangerous manner threatening people. She then came in and went to the bathroom without permission (supposed to go at recess) and has been gone over 10 minutes.								
12/2/19, 12:15 PM	Major	Nicole Ack	Class	Defiance	Unknown	None	Conf	No
Notes: Jordan painted her face with one of the classroom markers (at recess). I told her not to anymore and that she could wash it off at the next recess. Instead she went to the bathroom without permission and drew on her face even more.								
11/21/19, 3:45	Minor	Leah Kochrian	Class	M-	Avoid task	Peers	Other	No

Notes: Jordan refused to participate in morning meeting or reading group, disrupted everyone who was on task and left the class without permission and was found playing in the bathroom.

9/26/19, 12:15 PM	Minor	Nicole Ack	Class	M-Defiance	Unknown	None	Instruct	No
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Notes: Jordan tried to bring a hornet into the classroom after lunch recess. A student had earlier said she was allergic. I told her not to. She ran away and then tried to get in elsewhere with the hornet. She told another adult she wanted to hurt someone with it.

9/26/19, 9:30 AM	Major	Nicole Ack	Class	Defiance	Unknown	None	Conf	No
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Notes: Jordan would not stop playing with a doll this morning when it was work time after repeated directives to put it away, and as I had told her that if she didn't I would take it until the end of the day for parent pick-up I did. She then started screaming and disrupting the class and left. I had to call the office. Soon after she was returned by staff she left class without permission and was reported to be in the bathroom playing. An adult was called and she was found standing on a shelf.

9/23/19, 1:00 PM	Major	Nicole Ack	Class	Disruption	Unknown	None	Parent	No
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Notes: Jordan was hiding in the bathroom standing on the toilet seat and several students also reported she climbed under their stalls and looked at them. She refused to do any work at math and interrupted everyone else with loud blurts and screaming. She left the class without permission. She kept coloring her face when told to stop. She is still not reading at reading time.

9/23/19, 10:15 AM	Minor	John Pirie	Art	M-Disruption	Avoid task	Peers	Conf	No
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Notes: she came and was talking then got up and walked out the classroom.

9/19/19, 9:45 AM	Major	Nicole Ack	Class	Defiance	Unknown	Peers	Conf	No
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Notes: Jordan did not come back with the class from the fire drill. She was found screaming in the hallway.

9/18/19, 1:15 PM	Major	Nicole Ack	Class	Defiance	Unknown	None	Conf	No
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Notes: Jordan ran away from the class when we came back from specialist then came in late and started yelling and interrupting, then hiding and running outside and then behind a classroom card chart. She refused to do any work and interrupted those around her constantly.

9/11/19, 2:45 PM	Major	Nicole Ack	Class	PAgg	Unknown	Peers	Conf	No
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Notes: Jordan punched another student (Jazelynn) in the face. She then said it was an accident. It wasn't.

9/11/19, 1:45 PM	Major	Nicole Ack	Class	PAgg	Ob p attn	Peers	Conf	No
------------------	-------	------------	-------	------	-----------	-------	------	----

Notes: Jordan kicked a boy in class. She then lied and said it was an accident. It wasn't.

9/10/19, 9:30 AM	Major	Nicole Ack	Class	Defiance	Avoid task	None	Conf	No
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Notes: Mr. Robison just walked in with Jordan (I had marked her absent). This is the first time I've seen her all day. She lied to Mr. Robison about where she was supposed to be and I sat her down with her Reach4Reading book. She immediately left the classroom again. I'll call the office now.

9/9/19, 3:30 PM	Major	Nicole Ack	Class	Out Bounds	Avoid task	None	Conf	No
-----------------	-------	------------	-------	------------	------------	------	------	----

Notes: Left class without permission; was hiding in the hallway and found by Tammy. Jordan then left class without permission again when she was supposed to be working on her math.

9/9/19, 10:30 AM	Major	Nicole Ack	Class	Defiance	Ob itm	Peers	Loss priv	No
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Notes: This morning two separate students that Jordan first wrote on a student's drawing this morning and then poked another with her multi-colored pen. I asked her to apologize, put it away and said I'd keep it for the rest of the day if there was another incident. On the way to the library a student reported that she wrote on the hallway wall with it. I asked for the pen. She refused to give it to me.

9/6/19, 3:00 PM	Minor	Nicole Ack	Class	M-Prpty Misuse	Avoid task	None	Parent	No
-----------------	-------	------------	-------	----------------	------------	------	--------	----

Notes: A teacher gave me a math journal found outside on Friday afternoon. I asked all of my students and the only one without a book was Jordan. She said she had brought it home and that it was in her bedroom. Her mother had previously told me she was at home during the day and nearby and so I called in the hopes that she could bring it in by math time, but her mother said she had checked her backpack and no book. Jordan at first lied to me when I showed Jordan the book and said it wasn't hers.

9/6/19, 1:15	Major	Nicole Ack	Class	Disruption	Unknown	None	Conf	No
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12:00 PM		Rodriguez							
Notes: Told her table during math time to "F off" then stuck her middle finger at another table.									
11/27/18, 10:30 AM	Major	Lynnette Rodriguez	Class	Defiance	Ob a attn	Teacher	Loss priv	No	
Notes: During reading block, Jordan pushed a chair into students and pulled on hair/hit head. She then took the teacher chair and pushed it around the room and another student joined her in splnning in the chair while the other students were attempting to be engage din learning.									
11/26/18, 2:30 PM	Major	Leah Kochrian	Class	Disruption	Ob itm	None	Conf	No	
Notes: refused to follow direction, was playing with instruments, not staying in seat and distracting the class									
11/26/18, 1:15 PM	Major	Lynnette Rodriguez	Class	Defiance	Ob p attn	Peers	Conf	No	
Notes: Ran out of room, came back when she felt like it. Said she would not do any work and continued to go around room and bother students and mess with things.									
11/26/18, 11:30 AM	Major	Lynnette Rodriguez	Hall	Defiance	Ob p attn	Peers	Conf	No	
Notes: Punched a student in line and pushed another student.									
11/20/18, 12:15 PM	Major	Cattigan Dawes	Class	PAgg	Unknown	Peers	Conf	No	
Notes: repeatedly hit another student, eloped when told it was time for group, climbed tree, ran to bathroom and locked herself in stall									
11/19/18, 2:00 PM	Major	Lynnette Rodriguez	Hall	PAgg	Ob p attn	Peers	Conf	No	
Notes: Punched student in the stomach while in line on the way to recess. Time 2:10									
11/19/18, 1:45 PM	Major	Lynnette Rodriguez	Class	PAgg	Ob p attn	Peers	Conf	No	
Notes: Punched student in the stomach and tickled another after they asked several times for her to stop.									
11/19/18, 9:15 AM	Major	Lynnette Rodriguez	Class	Defiance	Avoid task	Peers	Conf	No	
Notes: Stuck her middle finger at two students, hit a student on his head, kissed him, and walked around the room hitting students on the head. She continued to do so even with redirection. Jordan claimed the other student choked her. We couldn't find it on the camera. We discussed going to an adult right away.									
11/15/18, 10:30 AM	Major	Lynnette Rodriguez	Class	PAgg	Ob p attn	Peers	Office	No	
Notes: Took a basket of foam blocks and threw them around the room and at students. Ended up hitting a student in the face while throwing the blocks. Would not stop when both teachers asked her to stop.									
11/9/18, 3:15 PM	Major	Ann Feeney- Lewis	Bus zn	Theft	Ob itm	Peers	Parent	No	
Notes: took a girls stickers, led to confrontation, gave them back									
11/7/18, 1:15 PM	Major	Lynnette Rodriguez	Class	PAgg	Ob p attn	Peers	Parent	No	
Notes: Cut another students hair and paper. She called two students a "bi" and put up the middle finger to another two.									
11/7/18, 1:15 PM	Major	Lynnette Rodriguez	Class	PAgg	Ob p attn	Peers	Out-sch susp	No	
Notes: Did not follow directions and when asked to work on a test, she elbowed the teacher as hard as she could. Then stated she wants to go home and hates school.									
11/7/18, 12:30 PM	Minor	Sandra Kelnhofer	Class	M- Disrespt	Unknown	None	Intruct	No	
Notes: spit on another students paper									
11/7/18, 11:00 AM	Major	Lynnette Rodriguez	Class	PAgg	Ob p attn	Peers	In-sch susp	No	
Notes: Jordan was throwing things around the room, hitting students, and defiantly ignoring the directions given by the teacher. She refuses to stop harming others during lunch.									
11/7/18, 10:30 AM	Major	Lynnette Rodriguez	Class	PAgg	Ob p attn	Peers	Conf	No	
Notes: Hitting a 4th grader after being asked to stop several times. She continued to do it. She said she did not care if she was in trouble or not.									

9/20/18; 2:45 PM	Major	Leah Kochrian	Music rm	Theft	Ob itm	None	Conf	No
Notes: took stuffed animal from teachers desk and hid it in her pants								
9/19/18, 10:45 AM	Major	Lynnette Rodriguez	Class	P Agg	Other	Peers	Parent	No
Notes: Jordan pulled Leon's glasses off on the way to class from recess. She then called him an "ass" and put up her middle finger. She proceeded to ignore me and kicked him and scratched him. I had talked with her the first time she said she didn't care what I said.								
9/19/18, 9:15 AM	Major	Lynnette Rodriguez	Class	P Agg	Avoid p	Peers	Conf	No
Notes: Jordan scratched Leon as I was talking to her in class because she did not want him there when I asked her why she was throwing crayons across the room at him.								
9/14/18, 10:45 AM	Major	Lynnette Rodriguez	Class	P Agg	Ob p attn	Peers	Conf	No
Notes: Jordan has hit, hurt, and spit at several students this morning.								
9/12/18, 2:00 PM	Major	Lynnette Rodriguez	Hall	P Agg	Other	Peers	Loss priv	No
Notes: Jordan choked Nyca intentionally, I saw her reach for him and grab his neck hard and he was choking. She refused to follow me when I asked her to walk with me in line. Sent Nyca to nurse to be sure he was alright.								
6/6/18, 12:00 PM	Major	Michael shields	Class	Disruption	Avoid task	Teacher	Conf	No
Notes: got upset, yelled at teacher, would not work, ran outside and off campus								
5/21/18, 1:15 PM	Major	Suzanne Green	Class	Disruption	Unknown	None	Loss priv	No
Notes: repeatedly refusing to do work, disrupted class by pounding shoes on floor								
5/14/18, 1:30 PM	Minor	Michael shields	Gym	M-Defiance	Avoid task	None	Instruct	No
Notes: left the gym without permission, bought back by para								
4/12/18, 1:15 PM	Minor	Suzanne Green	Music rm	M-Disruption	Unknown	None	Parent	No
Notes: repeated misuse of instruments								
3/23/18, 1:30 PM	Major	Michael shields	Class	P Agg	Ob p attn	Peers	Conf	No
Notes: took something from teachers drawer, when class told on her she flipped them off and and said the "F" word, then hit and grabbed a student								
3/23/18, 12:15 PM	Minor	Michael shields	Class	M-Prpty Misuse	Ob itm	None	Instruct	No
Notes: drawing on teacher supply with marker								
3/19/18, 1:15 PM	Major	John Pirie	Art	Disrespt	Ob p attn	Peers	Conf	No
Notes: threatened a student then painted on him								
3/16/18, 1:45 PM	Minor	Michael shields	Class	M-Contact	Unknown	None	Loss priv	No
Notes: screeching, eat food when not supposed to, pulling at teacher								
3/15/18, 2:00 PM	Major	Michael shields	Plygd	Out Bounds	Avoid task	None	Conf	No
Notes: hid after recess was over outside, happened before								
3/9/18, 1:15 PM	Major	Lynley Olson	Gym	P Agg	Avoid task	Peers	Conf	No
Notes: hit another student with jump rope on purpose,								
3/9/18, 11:45 AM	Major	Michael shields	Class	P Agg	Unknown	Peers	Conf	No
Notes: choked a student while on the rug, said he called her a name								
3/6/18, 11:30 AM	Minor	Michael shields	Class	M-Contact	Unknown	None	Loss priv	No
Notes: unsafe in class, spinning around and hitting students								
1/11/18, 2:00	Minor	Michael shields	Class	M-Prpty	Unknown	None	Instruct	No

EXHIBIT 4

12/17/2019

HelpCounter - Lydia Hawk Elementary Visitor Log

Visitor	Destination	Date	Time In	Time Out
james fowler	jordan como	12/12/2019	12:36 PM	02:15 PM
james fowler	ack	12/10/2019	08:31 AM	09:36 AM
james fowler	mrs Ack	12/09/2019	08:39 AM	
james fowler	ms ack	12/06/2019	08:49 AM	09:40 AM
james fowler	mrs ack	10/24/2019	08:26 AM	10:08 AM
james fowler	mrs ack	10/18/2019	11:59 AM	01:29 PM
james fowler	mrs ack	09/24/2019	11:40 AM	02:26 PM
james fowler	mrs acts	09/10/2019	10:45 AM	11:30 AM

EXHIBIT 5

Paragon MRO (C. Kirby Griffin, MD)
9370 SW Greenburg Rd, #200
Portland, OR 97223
503-977-3225

ATTENTION:

Ernst Stahn
Washington State Dept Of Transportation

Participant: Jennifer Como
SSN: [REDACTED]
Other ID:
Homebase:

Results of Controlled Substance Test

FINAL RESULT: POSITIVE

Test Type: REASONABLE SUSPICION

<u>Test Performed</u>	<u>Result</u>
Amphetamines	Negative
Alternative Amphetamine	Negative
Opiates	Negative
Marijuana	Negative

<u>Test Performed</u>	<u>Result</u>
*** Methamphetamine	Positive
Cocaine	Negative
6-Acetylmorphine	Negative
Phencyclidine	Negative

Collection Date/Time: 08/18/2016 5:48 PM

Batch ID: 20160623

Specimen ID: N1117359

Test Panel: DFW50N

Specimen Collector: Staff

Laboratory:
Pathology Associates Medical Lab
PO Box 2687
Spokane, WA 94220

Collection Site:
Westcare Clinic-Olympia
3000 Limited Lane
Olympia, WA

NOTES:

C. Kirby Griffin, M.D.

C Kirby Griffin M D

8/23/2016

Verification Date

[REDACTED]
8/25/16 telephone [REDACTED] and email [REDACTED]

9/6/16- telephone conversation with J Como. Did not receive pre-disc letter, confirmed her address is [REDACTED] Lacey Wa 68503. This is where the letter was sent. Outlined the charges to her over the phone. Outlined the purpose of the meeting with Ron on Monday Sept 12. We discussed potential outcomes of the hearing. Items covered:

Violation of the D&A policy is justification for termination. Appointing authority will make the call for keeping her on or letting her go. More charges against her than just violation of D&A.

Project employment ending – if she remained employed she would revert back to FRO position in Risk. Her Rail project is ending.

Referral and SAP – if she remained employed, she would be referred to an SAP for evaluation and treatment plan. SAP makes determination of when she is released to returned to work. Would include following drug treatment plan, clean UA and follow up random testing.

Option for resignation – resignation prior to disciplinary action – no action included in personnel file. Resignation would need to occur prior to Sept 12 – date of pre-dis.

She indicated she was considering resignation. Wants to talk with Ron Pate – confirmed she understood she has a meeting scheduled with him on Sept 12 @ 2:00 pm.

Agreed to send a copy of Jennifer's personnel file to her.

September 12, 2016 Scheduled pre-disciplinary hearing for Jennifer Como. Employee did not show for meeting, send an email to Ron stating she intended to resign.

Contacted by Jim Sexton Sept 13, Como used another employee's security badge to gain access to building after hours. Video surveillance shows she is in the building for more than 4 hours, has her kids and boyfriend in the building with her.

EXHIBIT 6



CAIN ASSOCIATES, INC.

4405 7th Ave. SE Suite 102
Lacey, WA 98503
Phone (360) 413-0046
Fax (360) 413-0586

**State Certified Domestic Violence Treatment Program
Anger Management
Individual Counseling
Parenting Classes**

Date: November 30, 2017

Client: James Fowler

Court: Thurston County Superior Court

ATTY: Pro Se

PO / CCO: N/A

GAL: David Rothschild

Please be appraised that Mr. James Fowler completed a course of individual/group psychotherapy at this agency. Mr. Fowler participated in a Mental Health Evaluation with Peg Cain that was completed on 10/15/15. Mr. Fowler was recommended to complete a course of no less than 12 individual/group psychotherapy sessions. Mr. Fowler commenced therapy on 12/10/15. He attended 3 individual sessions at which time it was determined that group psychotherapy would be more appropriate. Mr. Fowler's treatment plan was appropriately modified. Mr. Fowler began attending group psychotherapy sessions on 02/17/16 and attended 9 additional sessions. Mr. Fowler completed his individual/group therapy on 05/02/16. As part of this agency's commitment to support the work of graduated clients, individuals who complete therapy/treatment at this agency are allowed to return to participate in therapy groups at any point should they desire. Mr. Fowler has attended multiple therapy groups voluntarily since his completion. Mr. Fowler has completed all of his assignments and has complied with all recommendations from this provider. Mr. Fowler has demonstrated himself to be an honest, helpful, and supportive participant in treatment. Mr. Fowler has further demonstrated a willingness to be accountable for his actions without minimizing or blaming others. Mr. Fowler has expressed on numerous occasions his concerns related to the safety and wellbeing of his child(ren). Mr. Fowler has given this provider no reason to doubt the legitimacy and/or the sincerity of his concerns.

Respectfully,


Jason Cain, MA



1202 Black Lake Blvd. Suite B, Olympia, WA 98502

November 30, 2017

To whom it may concern:

Re: James Fowler

This Letter is to inform you that James Fowler attended the Dynamic Dads class at Family Education and Support Services(FESS).

The Dynamic Dads class is a 12 week evidence based program held at the FESS office from 6:00 to 8:00pm on Tuesdays.

Mr. Fowler started the Dynamic Dads class on August 19, 2014 and completed the class on November 4, 2014.

Class topics includes: Fathering without Violence or Fear, Discipline, Nurturing Relationships, Teamwork with Co parent, Healing the Father Wound, Feelings and Male Nurturance and Overcoming Barriers to Nurturing Fathering.

Mr. Fowler engaged in class discussions, freely shared his experiences and acknowledged the usefulness and logic of parenting concepts discussed in class

Please contact us if you have any further questions about this class. You can reach us at 360-754-7629 or email: Keoki@familyess.org

Sincerely,

Keoki Kauanoe,

Director of Father Engagement

360-754-7629 or e-mail Keoki@familyess.org

Family Education and Support Services

Supporting Families..... Strengthening Communities

To All Those Whom These Letters May Come
Family Education and Support Services
Is Pleased To Announce That

JAMES FOWLER

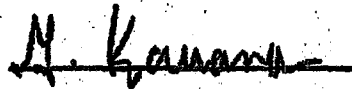
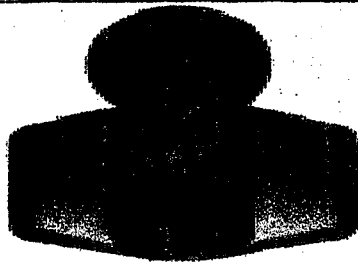
Has Successfully Attended The 12 Week/24 Hour Training:

Dynamic Dads Program - Nurturing Fathers Curriculum

And Having Shown Such Distinction
In Regard To The Course Is Hereby Granted This

Certificate of Attendance

In The City Of Olympia, State Of Washington, November 2014



Presenter: Keoki Kauanoe

**Family Education
& Support Services**
Supporting Families...Strengthening Communities

James Fowler

Enrollment History							Certificate
Date	Class Taken	Attended	Dropped	Rescheduled	No-Show	Excused	Issued
11/4/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
10/28/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10/21/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10/14/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10/7/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9/30/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9/16/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9/9/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9/2/2014	Dynamic Dads - TC <i>Excused</i>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8/26/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8/19/2014	Dynamic Dads - TC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5/7/2014	Thurston County Consider the Children Semin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Add New Client | Enroll Client in a Class | Make a Payment | 

SHIFT + F2 = Zoom CTRL + Z = Undo

Close

Northwest Resources II, Inc.

2708 Westmoor Ct. SW

Olympia, WA 98502

Phone (360) 943-8810 - Fax: (360) 943-0931

March 9, 2015

James Fowler
309 Trailblazer St SE
Lacey, WA 98503

RE: Successful Completion of Treatment

Patient: James Fowler

DOB: 10/06/1970

As you may recall, Mr. Fowler began his course of treatment with our facility on September 4, 2014. Mr. Fowler has successfully completed his treatment program as of March 9, 2015.

Throughout the course of his treatment, Mr. Fowler attended scheduled groups and individual sessions. Mr. Fowler needs to remain abstinent from all mind and mood altering chemicals.

It would appear that Mr. Fowler is a good example of how the outpatient education treatment program can work to benefit individuals as well as the community.

If you have any further questions, please feel free to contact our program at (360) 943-8810.

Sincerely,



Teresa Garza, CDP
Case Manager

cc: James Richardson
Attorney at Law
2102 Carriage Dr SW, Ste A-103
Olympia, WA 98502

cc: David Rothchild, MSW
PO Box 2806
Olympia, WA 98507

This information has been disclosed to you from records whose confidentiality is protected by Federal law. Federal Regulation (42CFR, Part 2) prohibits you from making any further disclosure of it without the specific written consent of the person to whom it pertains, or as otherwise permitted by such regulations. A general authorization for the release of medical or other information is not sufficient for this program.

Certificate of Completion

***Recognizing the completion of all requirements of an
Outpatient Treatment Program***

Be it Known that:

James Fowler

***is hereby awarded this certificate which attests to the achievement
on this 9th day of March, 2015.***

Teresa Garza, CDP
Teresa Garza, CDP
Case Manager

Northwest Resources II Inc.