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KITSAP COUNTY CLERK  
DAVID T. LEWIS III

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SUPERIOR COURT OF WASHINGTON  
COUNTY OF KITSAP

In re: )  
)  
HEATHER WOOD, )  
Petitioner, )  
And )  
LENARD FEULNER, )  
Respondent. )  
\_\_\_\_\_ )

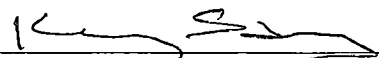
NO. 07-3-01713-1

MOTION FOR ORDER FOR  
PROTECTION PURSUANT TO  
CIVIL RULE 26

COMES NOW KERRY STEVENS, attorney for Adeline Feulner and moves the court for  
an Order for Protection pursuant to Civil Rule 26 (c).

THIS MOTION is based on the records and files herein, the Civil Rules of the State of  
Washington and the declaration filed herewith.

DATED THIS 15 day of April, 2024.

  
KERRY STEVENS WSBA#15420  
Attorney for Adeline Feulner

07-3-01713-1  
MT 282  
Motion  
16527978



STEVENS LAW OFFICE  
P.O. BOX 4545 S. COLBY, WA 98384  
360-269-2947

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1 SUPERIOR COURT OF WASHINGTON  
2 COUNTY OF KITSAP  
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4 In re: )  
5 )  
6 HEATHER WOOD, )  
7 Petitioner, )  
8 And )  
9 LEONARD FEULNER, )  
10 Respondent. )  
11 )  
12 )

NO. 07-3-01713-1  
DECLARATION RE:  
MOTION FOR ORDER FOR  
PROTECTION PURSUANT TO  
CIVIL RULE 26

13 KERRY STEVENS, as her declaration in support of the foregoing Motion for an Order  
14 for Protection states as follows:  
15

16 On Friday, April 12, 2024 I received the attached Subpoena Duces Tecum filed by the  
17 Petitioner requiring Adeline, who is age 16, to produce the documents and things identified in the  
18 attached subpoena duces tecum. This objection to the subpoena duces tecum is based on the  
19 relevance of the matters requested as well as the fact that the request is unduly burdensome.  
20

21 This matter is an action to determine a parenting plan that is in the best interest of  
22 Adeline Feulner, who is sixteen years of age. Adeline Feulner has been in the primary care,  
23 custody and control of the mother, Heather Wood, until August 15, 2023 when Commissioner  
24 Clucas entered an order transferring residential care of Adeline to Mr. Feulner. The issue before  
25 the court is solely the issue of which parent is able to best parent Adeline considering the factors  
26 set forth in RCW 26.09.004.  
27

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1           The matters that Ms. Wood has requested in the attached subpoena duces tecum are not  
2 relevant to the issue of parenting functions addressing Ms. Wood and Mr. Feulner's parenting  
3 ability. Rather, they are materials related to alleged activities engaged in by Adeline while under  
4 the care and custody of Ms. Wood. The items requested by Ms. Wood include the following:  
5

- 6           1) All documents and reports from school, including grades and attendance and emails  
7           from teachers to Adeline;
- 8           2) Three most recent months of work schedules;
- 9           3) Amazon purchases from Adeline's Amazon account;
- 10          4) All bank statements including all purchases made and to whom;
- 11          5) All photographs taken and identification of those in photographs;
- 12          6) All names and contact information of people tattooed by Adeline Feulner;
- 13          7) A list of people and contact information for people who tattooed Adeline Feulner;
- 14          8) List of every weapon possessed by Adeline Feulner;
- 15          9) List of guns Adeline has handled and contact information for those who provided  
16           weapons;
- 17          10) Food stamp purchase information;
- 18          11) Medical and Dental information;
- 19          12) Drug tests results;
- 20          13) Names and contact information of people supplying Adeline with vaping, marijuana,  
21           alcohol and other substances;
- 22          14) List of names and contact information whom Adeline has supplied vaping  
23           paraphernalia, marijuana, alcohol and other substances;
- 24          15) Lists and contact information of on-line sex talk recipients with Adeline Feulner;
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1 16) Adeline's route to school;

2 17) Adelines school and family schedule 7/20/23 to present;

3 18) Adeline's historic and open SnapChat, Instagram, Facebook and TikTok accounts;

4 19) Adeline's auto records and court details of illegal lane change infraction.

5  
6 First and foremost, Adeline is not on trial in this matter. Requests that are numbered  
7 above as numbers 6,7,8,9,12,13,14,15, and 19 appear to be requested for the purpose of  
8 implicating either Adeline or others in criminal activity concerning Adeline. The issue before the  
9 court is not whether or not Adeline engaged in any illegal activity while in the care of either  
10 parent.  
11

12 The matters requested in numbers 2,3,4,5,10,16,17 and 18 are not relevant to any of the  
13 parenting factors that the court is to consider in establishing a parenting plan.

14 The records requested in # 1 above is information that is available to Ms. Wood and  
15 therefore there should be no requirement that Adeline produce these records.  
16


17 Adeline is a sixteen-year-old girl. It is not her duty or obligation to present materials for  
18 her mother to present in court to determine whether or not the mother or the father should be the  
19 primary custodian in this matter and the other factors regarding the parenting plan.

20 Civil Rule 26(i) requires that the parties engage in a conference to discuss the requested  
21 discovery. I have sent an e-mail request to Ms. Wood at the email address provided by her to  
22 schedule such a conference. Ms. Wood called me and I informed her that I was objecting to the  
23 items requested in the Subpoena Duces Tecum. I advised Ms. Wood that I would be addressing  
24 the court on Friday. Ms. Wood did not engage in any further discussion with me concerning the  
25 discovery requests and terminated the call.  
26

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1 I declare under the penalty of perjury of the laws of the State of Washington that the  
2 foregoing is true and correct to the best of my knowledge and belief.

3 DATED THIS 16<sup>th</sup> day of April, 2024 at Port Orchard, Washington.  
4

5   
6 KERRY STEVENS WSBA#15420  
7 Attorney for Adeline Feulner  
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