

**SUPERIOR COURT OF WASHINGTON  
COUNTY OF KITSAP**

**HEATHER LYNN WOOD**

Plaintiff/Petitioner

VS.

**LENARD RAY FEULNER**

Respondent/Defendant

Hon./Comm. **MICHELLE ADAMS**

Court Rptr **FTR - 206**

Court Clerk **REBECCA WILDES**

Date **APRIL 26, 2024**

No. **07-3-01713-1**

Pet/Pla appeared       YES       **By Zoom**/through/with Counsel \_\_\_\_\_ By Zoom  
Resp/Def appeared       YES       By Zoom/through/with Counsel \_\_\_\_\_ By Zoom  
Guardian Ad Litem appeared KERRY STEVENS / NANCY TARBELL \_\_\_\_\_ By Zoom  
State / Other appeared \_\_\_\_\_ By Zoom

**THE MATTER BEFORE THE COURT**  Show Cause re: \_\_\_\_\_

**Motion FOR CLARIFICATION** \_\_\_\_\_

Entry of Order  Settlement  Support Modification  Status/Review  JABS Review

Testimony taken:

**H. Wood-** Is at the Lacey library and unable to maintain a good Wi-Fi connection and hear clearly. She was contacted by LE for distribution of pornography for a picture that is included in the court materials she served Mr. Feulner and would like a continuance of the whole trial due to the accusations stated above.

**COURT: Addressing the request for continuance. Denies the continuance of trial. Due to the concerns raised at the last hearing the court is not comfortable granting another continuance. Addresses Ms. Stevens motion to shorten time. There was concern about the effect that discovery process would have on the child. Because of the emergent nature of that, she was granted a motion to shorten time.**

H. Wood - confused on how her Motion to Show Cause was not heard at the last hearing.

**COURT: The issue was addressed, talked about several other issues, Ms. Woods started packing up and left the courtroom without addressing the show cause issue. She did not elect to exercise that opportunity and left the courtroom. Still an issue she can address, she just needs to note it up. She must serve KCSO/WSP served if she is trying to hold them in contempt. No electronic service for show cause. Personal service must be provided to all parties. The safety of her daughter is paramount. Recordings are not authorized for this hearing or any future hearings.**

**Ms. Woods** denies recording any hearings.

**N. Tarbell** - On Monday discovered Ms. Wood was trying to file something under seal. It is not filed under seal, suggests Nunc pro tunc that document to be filed under seal.

**Amicus Curiae (Press)** objects to sealing the document.

**COURT REQUESTS AMICUS CURIAE IDENTIFY HIMSELF.**

**Amicus Curiae** - The Court can't unwring that bell. This girl contributed to the nakedness of the picture. The girl chose to unclot her herself.

The child lied to the court and stripped down and skinny dipped. There is evidence that this was voluntary and can swear to that. He is here to represent the public's interest.

**COURT: Can parents not protect their children?**

**What interest does the public have of a 16-year-old naked?**

**Court does not believe bone club analysis apply to this.**

**Court will seal the picture in the filing from April 5, 2024.**

**N. Tarbell** - The medical record does include UA results, There is an avenue

**DOMESTIC MOTIONS 05/2020**

for another party to gain access. Not the GAL's job to provide HIPAA information. Ms. Wood can get her own CPS file, anything HIPAA related hasn't been shown to anyone to include DCYF information. Does not see 5<sup>th</sup> amendment issues in Adeline's file. Did not qualify for any further treatment.

**COURT: REVIEWABLE MS. WOODS CAN REVIEW MS TARBELL'S FILE EXCEPT MEDICAL INFORMATION OR DCYF RECORDS. TO NOT PLACE N. TARBELL IN AN UNCOMFORTABLE POSITION. DO NOT TAKE ON THE BURDEN. PARENTS CAN TAKE THE STEP. Civil rule 30-36. HAS CONCERN ABOUT THE DEPOSITIONS THAT HAVE BEEN NOTED. DO NOT APPEAR TO COMPLY WITH CIVIL RULES; RULE 35 AND CONTINUING? DIDN'T HEAR THE REQUEST TO CONTINUE ON CLARIFYING THE COMPLIANCE OF CIVIL RULES. DEPOSITIONS CANNOT BE VIDEOD WITHOUT CONSENT OF THE PARTIES. HOW ARE THE PARTIES BEING SWORN IN? DEPOSITION CAN BE RECORDED IN A MATTER THAT IS TRUSTWORTHY. A COURT REPORTER MUST BE PRESENT FOR THE DEPOSITION. RULE 30(B)(4) IS IN QUESTION. MS. TARBELL IS NOT REQUIRED TO ATTEND UNLESS THERE IS CIVIL RULE COMPLIANCE.**

**H. Woods** - not prepared to speak to that. Notary of the Public can swear them in. Facebook is for use of swearing in. Recording with a handheld recorded. Believes a recording doesn't have to be with a Court Reporter.

**N. Tarbell** - Parents have the right to copy, take screen shots. Will make the emails reviewable at the same time they do the other review.

**N. Tarbell** - nothing further

**K. Stevens** - Nothing further

**L. Feulner** - Subpoena and deposition both were quashed last week for Adeline. **COURT: MS STEVENS CAN REVIEW. TH COURT MADE A FINDING THAT THE SUBPOENAS AND DEPOSITION ARE NOT IN COMPLIANCE OF CIVIL RULES.**

**MS. STEVENS** - The initial portion re: school records. Objection to the following: friends of Adeline, friend's parents' names. If Mr. Feulner has the information he can provide it. Objects to Mr. Feulner having to supply every place that Adeline has visited be provided.

**H. Woods** - Would never object to Adeline seeing her friends. Wants proof to what is happening to her daughter.

**Mr. Feulner** - sworn. Do you have any records/notes tracking your daughter's whereabouts; Music; reading; handwriting schedule: Mr. Feulner does not have possession of those materials. Names and contact information of snake and reptile owners. Documentation of all pets Adeline has.

**COURT: Strikes that question. It is overbroad. How is what vehicle's Mr. Feulner has relevant? All scrap receipts and junkyard slips for the last 5 years? 3 years is the statute requirement.**

Depositions may not happen as the Court has found the subpoena's faulty.

Phone calls with Adeline, what days Saturday, Sunday, Tuesday - Friday.

**Court: TOMORROW? FUELNER TO FACILITATE A PHONE CALL WITH ADELINE VIA SPEAKER PHONE. IF ADELINE SAYS NO, SHE HAS TO SAY IT WHILE ON SPEAKER PHONE. IF IT GOES WELL, MR. FEULNER CAN EXCUSE HIMSELF. ENCOURAGE ADELINE.**

**Ms. Wood** - anytime.

**Mr. Feulner** - 1pm tomorrow.

**Court - Next Friday for entry of order May 3, 2024 @ 1:30pm. Heather Wood to draft the order and route it to all parties for agreement/signature. Agreed order can be entered ahead of time without having to appear in court.**

**K. Stevens** - reunification therapy will be ordered will appear via zoom for the May 3<sup>rd</sup> hearing.

- Courtroom polled for** \_\_\_\_\_  **No response**      **Time** \_\_\_\_\_
- Default Granted
- The Court grants/denies motion.       The Court takes the matter under advisement.
- Temporary Orders granted/denied.       Custody Investigator/GAL Appointed: \_\_\_\_\_
- Order signed as presented.       Order to be presented.
- This matter stricken/continued.       Court Scheduler advised
- Court directs parties to Court Scheduler for settlement conference date/trial date/\_\_\_\_\_.
- Court sets Presentation of Orders hearing at 1:30 am/pm on May 3, 2024. \_\_