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( Annette M Roth )  
( Petitioner )  
( v. ) **PARENTING PLAN**  
( ) **of Stephen Hicks**  
( Stephen K Hicks )  
( Restorant ) **Clerk's action required: 1**

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**PARENTING PLAN**

- 1.) This parenting Plan is a **PROPOSAL** by the father, STEPHEN K HICKS
- 2.) **Children** – This parenting plan is for the following children:
  - Lucas M Hicks, Age 10
- 3.) **Reasons for putting limitations on a parent under RCW 26.09.191**
  - (a.) **Domestic Violence**
    - **Domestic Violence** – Annette Roth has a history of domestic violence as evidenced in Mr. Hicks' pleadings under their ongoing [PPO] hearings. *See attached* [Stephen Hicks' DECLARATION]
    - **Child Abuse** – Annette Roth has repeatedly exhibited threatening and abusive behavior toward me, in front of our child, Lucas, when we were living together. Deliberate efforts to estrange Mr Hicks constitutes psychological abuse towards Lucas, threatening his emotional well being. *See attached* [Stephen Hicks' DECLARATION]
  - (b) **Problems that may harm the child's best interest**
    - **Abusive use of conflict** – Annette Roth has a high conflict personality and uses conflict in a way that could endanger or damage the psychological

35 development of our child, Lucas M. Hicks *See attached* [Stephen Hicks'  
36 DECLARATION]

- 37 ▪ **Withholding the child** – Annette Roth has abused the legal system and used  
38 other abusive tactics to consistently keep Mr. Hicks away from their child,  
39 Lucas, for a long time - over 4 years, without good reason. *See attached*  
40 [Stephen Hicks' DECLARATION]
- 41 ▪ **Other** – Annette Roth has very serious anger and violence issues. Ms. Roth  
42 also abuses alcohol, which has shown to compromise her ability to accept and  
43 pursue mediation, therapy and other alternative forms of communication  
44 necessary to support a healthy co-parenting situation. This also puts Lucas at  
45 risk as a passenger if Ms. Roth is DUI. *See attached* [Stephen Hicks'  
46 DECLARATION]

47  
48 **4.) Limitations on a parent – Evaluation or treatment required** – Annette Roth must be  
49 evaluated for Alcohol Abuse, Anger Management and Personality Disorder. *See attached*  
50 [Stephen Hicks' DECLARATION]. Ms. Roth must comply with treatment as  
51 recommended by the evaluation as follows:

- 52 ▪ Ms. Roth was raised in an abusive household with a violent alcoholic father  
53 and an abusive, sexually deviant brother. The evaluation must be done by a  
54 forensic psychiatrist with a PhD, who specializes in parenting evaluations,  
55 neuro-psychological assessments, personality disorders, domestic violence  
56 and Complex-PTSD stemming from childhood trauma.
- 57 ▪ Ms. Roth shall undergo monthly testing for alcohol abuse, and must attend  
58 weekly AA meetings to manage her alcoholism.
- 59 ▪ If Ms. Roth does not comply with the evaluation and treatment as required,  
60 the court may limit her time with Lucas, and alter this parenting plan  
61 appropriately to establish Mr. Hicks as the primary parent.
- 62 ▪ A copy of the evaluation shall be provided upon its completion.
- 63 ▪ Compliance reports must be provided to Mr. Hicks every 3 months.

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65 **5.) Decision making –**

66 **(a) Type of major decision:**

- 67 ▪ **School/Education care** – Joint decision making
- 68 ▪ **Health care** – Limited to Stephen Hicks
- 69 ▪ **Spiritual or Religious Guidance** – Limited to Stephen Hicks

70 **(b.) Reasons for limiting major decision making;**



105                   ▪ The summer schedule is the same as the school schedule **except** that each  
106                   parent shall spend **4 weeks** of uninterrupted vacation time with the Lucas  
107                   each summer.

108                   **10.) Holiday Schedule (includes school breaks), hereafter “mother” denotes Ms. Roth**  
109                   **and “father” denotes Mr. Hicks**

110                   ▪ **Martin Luther King Jr. Day** – Every year with the father. For 24 hours  
111                   beginning at 7:30pm the evening prior, until 7:30pm the night of

112                   ▪ **Presidents day** – Every year with the mother

113                   ▪ **Mid-Winter Break** – Every year with the mother, beginning at 7:30pm the  
114                   evening prior, until 3pm the last day of.

115                   ▪ **Spring Break** – Every year with the father, beginning at 7:30pm the evening  
116                   prior, until 3pm the last day of.

117                   ▪ **Mother’s Day** – Every year with the mother

118                   ▪ **Memorial Day** – Every year with the father

119                   ▪ **Father’s Day** – Every year with the father

120                   ▪ **Fourth of July** – Every year with the father

121                   ▪ **Labor Day** – Every year with the mother

122                   ▪ **Thanksgiving** – Every year with the mother, **unless** she decides she does not  
123                   want to, then with the father.

124                   ▪ **Winter Break** – Every year with the father

125                   ▪ **Christmas Eve** – Every year with the father

126                   ▪ **Christmas Day** – Every year with the mother, **unless** she decides she does  
127                   not want to, then with the father.

128                   ▪ **New years eve/New years day** – Every year with the mother, **unless** she  
129                   decides she does not want to, then with the father.

130                   ▪ **Lucas’ Birthday** – Every other year with the mother

131                   ▪ **All other three-day weekends not listed** – to be determined upon  
132                   request/agreement between parents, via email or text message.

133                   ▪ **Other occasions important to family** – to be determined upon  
134                   request/agreement between parents, via email or text message.

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136                   **11.) Conflicts in scheduling** – the Holiday Schedule must be observed over all other  
137                   schedules. If there are conflicts within the holiday schedule:

138                   ▪ Named holidays shall be followed before school breaks

139 **12.) Transportation Arrangements** – for parenting time, Lucas will be picked up and  
140 dropped off at:

- 141           ▪ At the school when in session
- 142           ▪ At Annette’s home, or if she is uncomfortable with that, at an agreed upon  
143 designated home, such as a friend’s house
- 144           ▪ The parent about to start parenting time, in this case, Mr. Hicks, is  
145 responsible for picking up and then dropping of Lucas at the designated  
146 pickup and drop-off location

147  
148 **13.) Relocating with the children** – the law must be followed according to [RCW  
149 26.09.430 through RCW 26.09.480] **Summary:**

150 If the custodian plans to move, s/he **must notify** every person who has court-ordered  
151 time with the children.

152 ***MOVE TO A DIFFERENT SCHOOL DISTRICT***

153 If the move is to a different school district, the custodian must complete the form  
154 *Notice of Intent to Move with Children* (FL Relocate 701) and deliver it at least **60 days**  
155 before the intended move.

156 ***Exceptions:***

- 157           ▪ If the custodian could not reasonably have known enough information to  
158 complete the form in time to give 60 days’ notice, the custodian must give notice  
159 within **5 days** after learning the information.
- 160           ▪ If the custodian is relocating to a domestic violence shelter or moving to avoid a  
161 clear, immediate and unreasonable risk to health or safety, notice may be delayed  
162 **21 days**.
- 163           ▪ If information is protected under a court order or the address confidentiality  
164 program, it may be withheld from the notice.
- 165           ▪ A custodian who believes that giving notice would put her/himself or a child at  
166 unreasonable risk of harm, may ask the court for permission to leave things out  
167 of the notice or to be allowed to move without giving notice. Use form *Motion to*  
168 *Limit Notice of Intent to Move with Children (Ex Parte)* (FL Relocate 702).

169 The *Notice of Intent to Move with Children* can be delivered by having someone  
170 personally serve the other party or by any form of mail that requires a return receipt.

171 If the custodian wants to change the *Parenting Plan* because of the move, s/he must  
172 deliver a proposed *Parenting Plan* together with the *Notice*.

173 ***MOVE WITHIN THE SAME SCHOOL DISTRICT***

174 If the move is within the *same* school district, the custodian still has to let the other  
175 parent know. However, the notice does not have to be served personally or by mail

176 with a return receipt. Notice to the other party can be made in any reasonable way.  
177 No specific form is required.

178 ***WARNING! If you do not notify...***

179 A custodian who does not give the required notice may be found in contempt of  
180 court. If that happens, the court can impose sanctions. Sanctions can include  
181 requiring the custodian to bring the children back if the move has already happened,  
182 and ordering the custodian to pay the other side's costs and lawyer's fees.

183 ***RIGHT TO OBJECT***

184 A person who has court-ordered time with the children can object to a move to a  
185 different school district and/or to the custodian's proposed *Parenting Plan*. If the  
186 move is within the same school district, the other party doesn't have the right to  
187 object to the move, but s/he may ask to change the *Parenting Plan* if there are  
188 adequate reasons under the modification law (RCW 26.09.260).

189 An objection is made by filing the *Objection about Moving with Children and Petition*  
190 *about Changing a Parenting/Custody Order (Relocation)* (form FL Relocate 721). File  
191 your *Objection* with the court and serve a copy on the custodian and anyone else who  
192 has court-ordered time with the children. Service of the *Objection* must be by  
193 personal service or by mailing a copy to each person by any form of mail that requires  
194 a return receipt. The *Objection* must be filed and served no later than **30 days** after  
195 the *Notice of Intent to Move with Children* was received.

196 ***RIGHT TO MOVE***

197 During the 30 days after the *Notice* was served, the custodian may not move to a  
198 different school district with the children unless s/he has a court order allowing the  
199 move.

200 After the 30 days, if no *Objection* is filed, the custodian may move with the children  
201 without getting a court order allowing the move.

202 After the 30 days, if an *Objection* has been filed, the custodian may move with the  
203 children **pending** the final hearing on the *Objection* **unless**:

- 204
- 205 ■ The other party gets a court order saying the children cannot move, or
  - 206 ■ The other party has scheduled a hearing to take place no more than 15 days after  
207 the date the *Objection* was served on the custodian. (However, the custodian may  
208 ask the court for an order allowing the move even though a hearing is pending if  
the custodian believes that s/he or a child is at unreasonable risk of harm.)

209 The court may make a different decision about the move at a final hearing on the  
210 *Objection*.

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**PARENTING PLAN AFTER MOVE**

If the custodian served a proposed *Parenting Plan* with the *Notice*, **and** if no *Objection* is filed within 30 days after the *Notice* was served (or if the parties agree):

- Both parties may follow that proposed plan without being held in contempt of the *Parenting Plan* that was in place before the move. However, the proposed plan cannot be enforced by contempt unless it has been approved by a court.
- Either party may ask the court to approve the proposed plan. Use form *Ex Parte Motion for Final Order Changing Parenting Plan – No Objection to Moving with Children* (FL Relocate 706).

**FORMS**

You can find forms about moving with children at:

- The Washington State Courts’ website: [www.courts.wa.gov/forms](http://www.courts.wa.gov/forms),
- The Administrative Office of the Courts – call: (360) 705-5328,
- Washington LawHelp: [www.washingtonlawhelp.org](http://www.washingtonlawhelp.org), or
- The Superior Court Clerk’s office or county law library (for a fee).

**14.) – !IMPORTANT! – Since so much time has past while Stephen has been prevented from being present for his son, A PHASED-IN APPROACH to this plan is prudent. Therefore, this proposed parenting plan shall go into full effect after a period of 3 to 4 months, and shall be integrated with the following conditions:**

- a) An independent, certified GAL, of Mr. Hicks’ own choosing, shall be assigned to the case for both parties involved. The expenses for the GAL will be paid for by the individual receiving the services of the GAL – meaning the GAL assigned to Ms. Roth will be paid for by Ms. Roth, and the GAL assigned to Mr. Hicks shall be paid for by Mr. Hicks.
- b) Reports from each GAL shall be filed with the court and provided to both parties for review.
- c) Reintegration therapy shall be part of this overall parenting plan. BOTH parties shall participate in reintegration therapy by a certified LCPC. This should be used in conjunction with supervised visits between Lucas and his father, with a GAL present.
- d) The reintegration therapy provider shall be chosen by Ms. Roth from a list of proposed providers submitted by Stephen Hicks. *See attached [PROPOSED PROVIDERS]*
- e) While reintegration therapy is implemented, and before the final parenting plan is ordered, Lucas shall be allowed to use Skype or any other video conferencing

249 software with his father, during the weekday evenings twice a month for a period  
250 of no more than 1 hour. If no software or computer is available to him from his  
251 mother, his father will provide him with a laptop computer to be used for this  
252 reason, as well as any educational related reason only. This computer shall not be  
253 used as a “gaming” computer or to watch movies and videos, unless such games,  
254 movies and videos are deemed educational, such as science, literature, history or  
255 math based educational programs.

256 f) Lucas shall be provided with a cellular phone by the father, paid for by Mr. Hicks,  
257 for purposes of remaining in contact with him. Ms. Roth is restricted from  
258 interfering with Lucas’ possession and/or use of this phone or using this phone  
259 herself (with the exception of a life threatening emergency), and shall not be  
260 allowed to take it away from him as a form of punishment. Ms. Roth can only  
261 restrict Lucas from using this phone under the following circumstances:

- 262 - It is breakfast time ½ hr, or the dinner hour
- 263 - During school hours, unless there is a real and life threatening emergency.
- 264 - Lucas is attending a school or other official school related extracurricular event  
265 in which he is participating, such as a school-sanctioned sporting activity or  
266 continuing education or training program.
- 267 - Lucas is at a theater or other venue in which phone use is officially prohibited.
- 268 - It is before breakfast or after his bedtime.

269 g) **Additionally**, due to apparent conflicts of interest and unethical behaviors  
270 exhibited during the ongoing DV and [PPO] hearings, and the subsequent  
271 presence and strong proponent of undue influence emanating from Ms. Roth’s  
272 hired counsel, Ms. Judith Anne Redford-Hall shall not be allowed to have any  
273 collateral contact of any kind with any of the agreed upon case providers, GALs  
274 and/or evaluators under this parenting plan, at any time during or after the  
275 process. Any collateral contact by Ms. Redford-Hall with any of the providers or  
276 evaluators, shall be considered a malicious attempt to create bias in the minds of  
277 the providers, and the court shall find Ms. Annette Roth in contempt and shall  
278 summarily dismiss and bar Ms. Redford-Hall from any further representation of  
279 her client. If such a case should arise, Ms. Roth will be given sufficient and  
280 reasonable time to acquire the services of another attorney. Ms. Hall may review  
281 the results submitted to the court by the evaluators and providers. *See also,*  
282 *attached* [Stephen Hicks’ DECLARATION]

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284 15.) Proposal –

- 285 ▪ **This is a proposed (requested) Parenting Plan Submitted by the father,**  
286 **Stephen K. Hicks, on behalf of his son, Lucas M. Hicks.**





