

Case Nos. 15-2-30089-7
and 14-3-00778-8

1 ANNETTE ROTH,
2 Petitioner,

3
4 vs.

5 STEPHEN HICKS, pro se
6 Respondent,

RE: **MOTION for**
RECONSIDERAION
under CR59 (a)(1)(5)(7)(9) and
PETITION to review Parenting Plan
due to change of circumstances

8 COMES NOW Stephen Hicks, pro se as respondent/plaintiff on collateral attack,
9 proceeding by special appearance, not general, without assistance of counsel
10 unschooled in law and requesting the court to accept direction from Haines v. Kerner,
11 404 U.S. 519 (1972), Boag v. MacDougall, 545 US 360 (1982), Puckett v. Cox 456 F2d
12 233 (1972 Sixth Circuit USCA), wherein the court has directed those who are
13 unschooled in law making pleadings shall have the court look to the substance of the
14 pleadings rather than the form. Pro se pleadings are to be considered without regard to
15 technicality; pro se litigants' pleadings are not to be held to the same high standards of
16 perfection as lawyers. Maty v. Grasselli Chemical Co., 303 U.S. 197 (1938), B. Platsky
17 v. CIA, 953 F.2d 25, 26 28 (2nd Cir. 1991), *"Court errs if court dismisses pro se litigant*
18 *without instruction of how pleadings are deficient and how to repair pleadings."*

19 Respondent is one of the sovereign people constituent of *"The People of the State of*
20 *Washington,* (Yick Wo v. Hopkins: Sovereignty itself is, of course, not subject to law, for
21 it is the author and source of law; but in our system, while sovereign powers are
22 delegated to the agencies of government, sovereignty itself remains with the people, by
23 whom and for whom all government exists and acts.)"

IN THE SUPERIOR COURT OF WASHINGTON
IN AND FOR THURSTON COUNTY FAMILY & JUVENILE COURT

24 Respondent asserts Judicial NOTICE to this court under RCW 5.24.010; *“Every court of*
25 *this state shall take judicial notice of the Constitution, common law, civil law, and*
26 *statutes of every state, territory and other jurisdiction of the United States”;*

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28 Respondent, Mr. Hicks, moves this Honorable Court to reconsider the case held
29 on Wednesday the 19th, 2019, and combine this motion with a new hearing to
30 review Mr. Hicks’ Petition for revised Parenting Plan due to change of
31 circumstances for the following reasons:

32

- CR 59(a)(1)(5)(7)(9)
- Unreasonably lengthy DVPO determination directly interferes with Mr.
34 Hicks Parenting time by putting his child in the middle of unnecessary
35 conflict.
- Proper review of changes in Mr Hicks’ circumstances has not been
36 heard.
- New evidence, including additional psychiatric evaluations and drug
38 evaluations demonstrates that Mr. Hicks has never been, and is
39 absolutely no threat to Ms Roth.
- Collateral Contact with evaluators is open to Ms. Roth, but it is up to her
41 to accept the calls by Mr. Hicks’ evaluators.
- Mr. Hicks requests this reconsideration be held in the context of a new
43 parenting plan review with a Judge, to reduce the burden on the court’s
44 schedule as well as both Parties’ time.

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Sincerely,

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Without prejudice,

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IN THE SUPERIOR COURT OF WASHINGTON
IN AND FOR THURSTON COUNTY FAMILY & JUVENILE COURT

Stephen Hicks

Expressing all Rights Reserved

 UCC 1-308

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I, _____, being first duly sworn, depose, say, and declare by my signature that the following facts are true, and not meant to mislead to the best of knowledge and belief.

ACKNOWLEDGEMENT OF NOTARY

County of Thurston)
Washington State)

) ss:

On this _____ day of April, year Two Thousand, Fifth-Teen, 2015, before me, _____, a Notary
Name, Title of Officer of Notary Public

Subscribed to and sworn before me _____, known to me (or proved to me on the basis of satisfactory evidence of identification) to be the living man whose name is subscribed upon these instruments) and acknowledged to me that he executed the same in his authorized capacity; and by his signature of this instrument _____ has acted on behalf of the person who executed this instrument.

Witnessed by my hand and official seal,

_____, Date: _____
Notary Republic

My commission expires