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SUPERIOR COURT
THURSTON COUNTY, WA

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LINDA MYHRE ENLOW
THURSTON COUNTY CLERK

Superior Court of Washington, County of Thurston, Family and Juvenile Court

KATHRYN STOKER 07/21/1949
Petitioner (Person starting this case) DOB

vs.

SELENA URSA SMITH 06/11/1976
Respondent (Person responding to this case) DOB

Case Number **26-2-30549-34**

Petition for Protection Order

Clerk's Action Required: 1

Petition for Protection Order

What kind of protection order do you want? There are different orders based on the type of harm and how the parties know each other. **See definitions in Attachments A and B.**

1. **Choose the type of protection order that best fits your situation. (Check only one):**

- ☒ Domestic Violence – Protection from an intimate partner or family or household member who has committed domestic violence, nonconsensual sexual conduct or penetration, unlawful harassment, or stalking. (Clerk Code PTORPRT)
- ☐ Sexual Assault – Protection from someone who has committed sexual assault. (Clerk Code PTORSXP)
- ☐ Stalking – Protection from someone who has committed stalking. (Clerk Code PTORSTK)
- ☐ Vulnerable Adult – Protection from someone who has abandoned, abused, financially exploited, or neglected a vulnerable adult (or threatened to do so). (Clerk Code PTORVA)

Important! If you are asking for a Vulnerable Adult Protection Order, you must complete **Attachment B: Vulnerable Adult** as part of this Petition.

- ☐ Anti-Harassment – Protection from someone who has committed unlawful harassment. (Clerk Code PTORAH) (*fee may be required*)
- Conduct also includes (*check all that apply*): ☐ stalking ☐ hate crime ☐ single act of violence ☐ threat of violence including malicious and intentional threat or presence of firearm/weapon causing substantial emotional distress ☐ family or household member engaged in domestic violence

☐ nonconsensual sexual conduct or penetration or a sex offense.

2. If more than one of the protection order types listed above fits your situation, list any additional order types here: _____

3. Who should the order restrain? ("Restrained Person")

Name: Selena Ursa Smith

Restrained Person's age: ☐ Under 13 ☐ 13 to 17 ☒ 18 or over ☐ Unknown

Who should be protected? Check all that apply. Depending on the type of order, you can protect yourself and/or children, or you can file on behalf of a vulnerable adult, or another adult who cannot file for themselves.

4. Who should the order protect? ("Protected Person") (Check all that apply):

☒ **Me.** My name is Kathryn Stoker

(You must be age 15 or older.)

☒ **Minor Children.**

☒ I am the minor's ☐ parent ☒ legal guardian ☐ custodian.

☒ I am age 18 or older and the minor is a member of my family or household.
(For domestic violence petitions only.)

☐ I am age 15 to 17. The minor is a member of my family or household. I have been chosen by the minor and am capable of pursuing their stated interest in this case.

☐ I am with the Department of Children, Youth, and Families filing for a minor not able to consent.

(For sexual assault protection order only.)

☐ I am with (specify law enforcement agency) _____

law enforcement filing for a minor not able to consent.

(For temporary sexual assault protection order only.)

Child's Name	Age	Gender	Race	Lives With	How related to you	How related to Restrained Person
Hazel Belle Ursa Smith	13	F	White	Me, also with Uncle, Alex Stoker and Aunt Melissa Bernardo, nearby	Grandchild	Daughter
Onawa Kachina Smith-Wells	8	F	White/Shawnee Indian	Me, also with Uncle, Alex Stoker, and Aunt, Melissa Bernardo, nearby	Grandchild	Daughter

Raven Gaia Shenandoah Smith-Wells	6	F	White/ Shawn ee Indian	Me, also with Uncle, Alex Stoker, and Aunt, Melissa Bernardo, nearby	Grandchild	Daughter
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Important! If the Restrained Person is a parent of any of the children, complete **Attachment C: Child Custody**. If you are **not** a parent of any of the children, complete **Attachment D: Non-parents protecting children (ICWA)**. You must include these Attachment/s with your Petition if they apply.

☐ **Someone Else.** (List your name as Petitioner at the beginning of this form. Describe who you are filing for here.) I am filing to protect:

☐ a vulnerable adult (name) _____
(See definition and complete Attachment B.)

☐ an adult (name) _____
who does not meet the definition of a vulnerable adult, but who cannot file the petition themselves because of age, disability, health, or inaccessibility.
(Do not check this for vulnerable adult or domestic violence petitions.)

What is the age, disability, health, or inaccessibility concern that makes the adult unable to file themselves? (Examples: the adult is hospitalized, temporarily incapacitated, or in jail/prison.)

5. **Service Address.** What is your address for receiving legal documents? You have the right to keep your residential address private. You may use a different mailing address for receiving legal documents.

Mail: 1910 4th Ave E #91, Olympia, WA 98506

Email (if you agree to receive legal documents by email): office@vcliffordlaw.net

6. **Interpreter.**

Do you need an interpreter? ☒ No ☐ Yes, Language: _____

Important! You may need to request an interpreter separately. You will get instructions with an order setting your hearing.

7. **Accommodations.** You can ask the court for disability accommodations, if needed.

Contact: _____

How do the parties know each other?

8. Check all the ways the Protected Person is connected or related to the Restrained Person:

Intimate Partners – Protected Person and Restrained Person are intimate partners because they are:

Emergency Minor Guardianship	Thurston County, Washington	Superior	21-4-00443-34 Hazel B.U. Smith & Onawa K.S. Smith-Wells & Raven G.S. Smith-Wells	Completed (see below)
Emergency Minor Guardianship	Thurston County, Washington	Superior	21-4-00452-34 Onawa K. Smith-Wells and Raven G.S. Smith-Wells	Completed (see below)
Minor Guardianship	Thurston County, Washington	Superior	21-4-00577-34 Hazel B.U. Smith (one minor)	Completed: Minor Guardianship Findings and Order entered 9/20/23 (attached as Exhibit A); Residential Schedule (Guardianship) entered 9/20/23 (attached as Exhibit B)
Minor Guardianship	Thurston County, Washington	Superior	21-4-00578-34 Onawa K. Smith-Wells and Raven G.S. Smith-Wells (2 minors)	Completed: Minor Guardianship Findings and Order entered 9/20/23 (attached as Exhibit C); Residential Schedule (Guardianship) entered 9/20/23 (attached as Exhibit D)
Criminal: DV No Contact Orders against Selena Smith arising from 7/17/21 entry into K. Stoker's home and attempt to leave with 2 minor children in violation of Minor Guardianship Order	Thurston County, Washington	Superior	21-1-00676-34 For K. Stoker, & 2 minors (O.K.S-W. and H.B.U.S.)	Criminal Case pending: trial in September 2026; current renewed no-contact orders entered 6/29/26 protect Kathryn Stoker, Hazel B.U. Smith, and Onawa K. Smith-Wells for five years (attached as Exhibits E, F, and G).
Criminal: Harassment No-Contact Order against Selena Smith	Thurston County, Washington	Superior	21-1-00676-34 for Hans Stoker, step-father and Co-Guardian,	Order expired 7/20/26 at 5:00 p.m.; protected person is deceased

entered 7/21/21			who is now deceased	
Criminal: DV No-Contact Order entered 1/21/25 against Selena Smith after the alleged 1/8/25 assault of her father, John P. Smith. Charges: Assault 2, Unlawful Imprisonment, Interfering DV Reporting	Mason County, Washington	Superior	25-1-00012-23	Criminal Case is still pending trial; Restrained Person is Selena Smith. Protected Person is Defendant's father, John P. Smith. No contact order expires 1/21/2099

Other details: Both Final Guardianship Orders contain findings of continuing jurisdiction of the Guardianship court over the care and supervision of the 3 minor children while the Minor Guardianships remain in effect under RCW 11.130.020 (3)(d) which provides "exclusive jurisdiction over issues related to administration of the guardianship or conservatorship". Both Final Minor Guardianship Orders and Residential Schedules specify "No contact" by Selena Smith with the minor children: Hazel Smith, Onawa Smith-Wells and Raven Smith-Wells

RCW 11.130.240(1)(b) provides for the conditions for when a Minor Guardianship may be terminated by the court (including requirement of remediation by parent and but may not occur if a finding is made by the court "that termination will be harmful to the minor" and "the minor's interest in the continuation of the guardianship outweighs the interest of any parent ... in restoration of the parent's right to make decisions for the minor.

RCW 11.130.240(2) provides the sole mechanism for termination or modification of the guardianship, by petition and with hearing with notice, including the right of notice and representation for a minor over 12. Note: Hazel Smith, one of the minors, is now age 13, and is entitled to notice and representation.

Law of the Case

A. Final Minor Guardianship Order in TCSC Case # 21-4-00577-34 entered 9/20/23 and Final Residential Schedule 9/20/23 # 21-4-00577-34 (re minor child, **Hazel Belle Ursa Smith**) contains the Court's finding that:

- 1) Basis for Guardianship (P9, p4), that "Selena Ursa Smith and Robert Ayers are not willing or able to provide for the support, care, education, health, safety and welfare of a child under age 18 parenting functions" based on the following facts:\

"No parent is able and willing to provide parenting functions. The mother, Selena Ursa Smith, is not able to parent because of mental health impairments of her own, and the father, Robert Ayers, has not provided parenting functions in many years. No parent has provided consistent parenting functions for an extensive period of time, and Selena Ursa Smith did so inconsistently before that time, endangering the child. The decisions and actions of Selena ursa Smith have failed to protect and caused too much trauma to the child Hazel Belle Ursa Smith to permit her to continue to parent this child."

2) Limits of Guardian's authority: Other Findings: (P11, p5)

"The parents should have no residential time with the minor child, Hazel Belle Ursa Smith until specific evaluation and treatment foreach has been completed, proof of which shall be provided to Petitioners" [Guardians] "and filed in the the court; at that time, the parent may petition for visitation. See separate residential schedule filed this date."

3) Limits on Parents: (P12, p5-6)

"The court should limit decision-making and visitation for the following reasons:

Mandatory limiting factors from RCW 26.09.191(2)

Abandonment (both parents)

Neglect (both parents)

Child Abuse (Selena Ursa Smith): "repeated emotional abuse"

Domestic Violence as defined in RCW 7.105.010 (Selena Ursa Smith):

Other Limiting factors from RCW 26.09.191(3).

Neglect (both)

Emotional or physical problems: Selena Ursa Smith has a long-term emotional or physical problem that gets in the way of their ability to parent.

Other: Decisions and actions of Selena Ursa Smith have failed to protect the child Hazel Belle Ursa Smith and caused her so much trauma that it left lasting effects on the child"

4) Protection Order: (P14, p7)

"a 5 year no-contact order to protect Kathryn Stoker and the minor children was ordered against Selena Ursa Smith in TCSC Case# 21-1-00676-34 on 7/20/22; Selena Ursa Smith is accused of residential burglary- DV of Petitioner's home and assault 4- DV. If requested, a Protection Order shall be provided to the Co-Guardians for the protection of HAZEL BELLE URSA SMITH unless the Respondent SELENA URSA SMITH has completed and filed proof (with service to Petitioners) of completion of the evaluations and treatment as required in the Parenting Plan in this case:

B. Final Minor Guardianship Order in TCSC Case # 21-4-00578-34 entered 9/20/23 and Final Residential Schedule entered 9/20/23 (re minor children Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells)

1) Basis for Guardianship: (P9, p4)

that "no parent is willing or able to provide parenting functions". "The father, James Daniel Wells, Jr is deceased in 2023. The mother, Selena Ursa Smith, is not able to parent because of mental impairments of her own and she has not provided any parenting functions for the past year. Prior to the past year, she failed to provide consistent parenting: her actions and decision endangered the children and caused lasting trauma to them, particularly to Onawa"

2) Limits on Guardians Authority: (P11, p.5)

"The mother, Selena Ursa Smith should have no residential time with the minor children Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells until the specific evaluations and treatment required in the residential schedule (parenting plan) have been completed by the mother, filed with the court and provided to the Petitioners; at that point the mother may petition for residential time with the minor children. See separate Residential Plan filed this date"_____

3. Limits on Parents: (P12, p5)

Residential Schedule has been signed and the reasons for limits are included there. The court should limit decision-making and visitation for the following reasons:

Mandatory limiting factors from RCW 26.09.191(2) –

Abandonment : Selena Ursa Smith

Neglect: Selena Ursa Smith

Child abuse: Selena Ursa Smith abused or threatened to abuse a child. The abuse was (check all that apply): [☐] physical [X] repeated emotional abuse.

Domestic violence : Selena Ursa Smith

Other limiting factors from RCW 26.09.191(3) –

Neglect: Selena Ursa Smith

Emotional or physical problem: Selena Ursa Smith has a long-term emotional or physical problem that gets in the way of their ability to parent.

Other : Decisions and actions of Selena Ursa Smith have failed to protect the children Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells and caused them so much trauma that it left lasting effects, particularly on Onawa.

4. Protection Order (P14, p.7)

Other findings: A 5 year no-contact order to protect Kathryn Stoker and the minor children was ordered against Selena Smith in TCSC Case# 21-1-00676-34 on 7/20/22. Selena Ursa Smith is accused of residential burglary-DV of Petitioner's

home and assault 4-DV. If requested, a Protection Order shall be provided to the Co-Guardians for the protection of Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells unless the Respondent Selena Ursa Smith has completed and filed proof (with service to the Petitioners) of completion of the evaluations and treatment as required in the Residential Schedule in this case.

12. **Immediate Protection:** Do you need a Temporary Protection Order to start immediately without prior notice to the Restrained Person?

☐ Yes ☒ No

If Yes, what do you want to do if the court denies your request for an immediate Temporary Protection Order? (Check one):

☒ Request the court schedule a hearing to ask for a full protection order. (Restrained Person must be served.)

☐ Withdraw my Petition for Protection Order. (Do not serve the Restrained Person.)

13. **Immediate Weapons Surrender:** Do you want a temporary order that requires the Restrained Person to give up all firearms, other dangerous weapons, and concealed pistol licenses, and prohibits the Restrained Person from getting more?

☐ Yes ☒ No (See Declaration of No Weapons to Surrender, attached as Exhibit I)

If Yes to 12 or 13, explain why: What serious immediate harm or irreparable injury could occur if an order is not issued immediately without prior notice to the Restrained Person? (Briefly explain how you or anyone else might be harmed if you do not get protection now.)

What protections do you need? Check everything you want the court to order.

14. I ask for a protection order with these restraints against the Restrained Person:

General Restraints

- A. ☒ **No Harm:** Do not cause any physical harm, bodily injury, assault, nonconsensual sexual conduct or nonconsensual sexual penetration, and do not harass, threaten, or stalk:

☒ Protected Person ☒ the 3 minors named in section 4 above

☐ these minors only: _____

- B. ☒ **No Contact:** Do not make any attempts or have any contact, including nonphysical contact, directly, indirectly, or through third parties, regardless of whether those third parties know of the order, with:

☒ Protected Person ☒ the 3 minors named in section 4 above

☐ these minors only: _____

☐ these members of the Protected Person's household: _____

☐ **Exception** (if any). Only this type of contact is allowed: _____

Exceptions about minors, if any, provided in P below.

C. ☒ **Stalking Behavior:** Do not harass, follow, monitor, keep under physical or electronic surveillance, cyber harass (as defined in RCW 9A.90.120), or use phone, video, audio or other electronic means to record, photograph, or track locations or communication, including digital, wire, or electronic communication of:

☒ the Protected Person ☒ the 3 minors named in section 4 above

☐ these minors only: _____

☐ these members of the Protected Person's household: _____

D. ☒ **Exclude and Stay Away:** Do not enter, return to, knowingly come within, or knowingly remain within 1,000 feet or other distance (*specify*) _____ of:

☒ the Protected Person ☒ Protected Person's vehicle

☐ Protected Person's school ☐ Protected Person's workplace

☒ Protected Person's residence ☐ Protected Person's adult day program

☐ the shared residence

☒ the residence, daycare, or school of ☒ the 3 minors named in section 4 above

☐ these minors only: _____

☒ other: Residence of Alexander Stoker and Melissa Bernardo, with whom the children reside/visit.

Address: The Protected Person chooses to (*check one*):

☐ keep their address confidential ☒ list their address here:

6945 76th Ave. NE Olympia, WA 98516

E. ☐ **Vacate Shared Residence:** The Protected Person has exclusive right to the residence that the Protected Person and Restrained Person share. The Restrained Person must immediately vacate the residence. The Restrained Person may take the Restrained Person's clothing, personal items needed during the duration of the order, and these items (*specify*): _____ from the residence while a law enforcement officer is present.

F. ☐ **Intimate Images:** Do not possess or distribute intimate images of a Protected Person, as defined in RCW 9A.86.010. The Restrained Person must take down and delete all intimate images and recordings of a Protected Person in the Restrained Person's possession or control and cease any and all disclosure of those intimate images.

G. ☐ **Electronic Monitoring:** The Restrained Person must submit to electronic monitoring. Example: location tracking via ankle bracelet. (*Restrained Person must be age 18 or older.*)

H. ☒ **Evaluation:** The Restrained Person shall get an evaluation for:

☒ mental health ☐ chemical dependency (drugs and alcohol)

I. ☒ **Treatment:** The Restrained Person shall participate in state-certified treatment for:

☐ sex offender ☒ domestic violence perpetrator

J. ☐ **Personal Belongings:** The Protected Person shall have possession of essential personal belongings, including the following:

- K. ☐ **Assets:** Do not transfer jointly owned assets.
☐ **Finances:** Provide the following financial relief: _____
- L. ☐ **Vehicle:** The Protected Person shall have use of the following vehicle:
Year, Make, & Model _____ License No. _____
- M. ☒ **Restrict Abusive Litigation:** Do not engage in abusive litigation as set forth in chapter 26.51 RCW or in frivolous filings against the Protected Person, making harassing or libelous communications about the Protected Person to third parties, or making false reports to investigative agencies.
- N. ☒ **Pay Fees and Costs:** The Restrained Person must pay fees and costs of this action. This may include administrative court costs, service fees, and the Protected Person's costs including lawyer fees.

Firearms and Other Dangerous Weapons

- O. ☐ **Surrender Weapons:** The Restrained Person must immediately surrender any firearms, other dangerous weapons, or concealed pistol licenses to law enforcement and not access, possess, have in their custody or control, purchase, receive, or attempt to purchase or receive any of those items.

Important! *The court may be required to order the Restrained Person to surrender firearms, other dangerous weapons, or concealed pistol licenses even if you do not request it.*

Does the Restrained Person ☐ own or ☐ have access to firearms?

☐ Yes ☐ No ☒ I do not know

Complete **Attachment E: Firearms Identification** if Yes.

Would the Restrained Person's use of firearms or other dangerous weapons be a serious and immediate threat to anyone's health or safety?

☐ Yes ☐ No ☒ I do not know

Even if the Restrained Person does not have firearms now, has the Restrained Person ever used firearms, other weapons, or objects to threaten or harm you?

☐ Yes ☒ No

If Yes, describe what happened.

Is the Restrained Person already not allowed to have firearms?

☒ Yes ☐ No ☐ I do not know

If Yes, why? Existing Order to Surrender and Prohibit Weapons entered 6/29/26 in TCSC Case No. 21-1-00676-34 (Exhibit H), and existing criminal no-contact orders in TCSC Case No. 21-1-00676-34 and Mason County Superior Court Case No. 25-1-00012-23.

Minors

- P. ☐ **Custody:** (If the parties have children together.)

The Protected Person is granted temporary care, custody, and control of:

☐ the minors named in section 4 above.

☐ these minors only: _____

Exceptions for visitation and transportation (including exchanges, meeting location, and pickup and dropoff) of Minors (if any): _____

Visitation listed here is an exception to any No Contact and Stay Away provisions about the children, in **B** and **D** above.

Q. ☒ Interference: Do not interfere with the Protected Person's physical or legal custody of:

☒ the minors named in section 4 above.

☐ these minors only: _____

R. ☒ Removal from State: Do not remove from the state:

☒ the minors named in section 4 above.

☐ these minors only: _____

S. ☐ School Enrollment: Do not enroll or continue attending as a student in the elementary, middle, or high school that a Protected Person attends: *(name of school)*

(Only if both the Restrained Person and a Protected Person are students at the same school. Can apply to students 18 or older. Includes public and private schools.)

Describe any continuing physical danger, emotional distress, or educational disruption to a Protected Person that would happen if the Restrained Person attends the same school.

Pets

T. ☐ Custody: The Protected Person shall have exclusive custody and control of the following pet/s owned, possessed, leased, kept, or held by the Protected Person, Restrained Person, or a minor child who lives with either the Protected or Restrained Person. *(Specify name of pet and type of animal.):*

U. ☐ Interference: Do not interfere with the Protected Person's efforts to get the pet/s named above.

V. ☐ Stay Away: Do not knowingly come within, or knowingly remain within *(distance)* _____ of the following locations where the pet/s are regularly found:

☐ Protected Person's residence *(home address may be kept confidential.)*

☐ Other *(specify):* _____

Vulnerable Adult (A "vulnerable adult" has a specific meaning. See attachment B for the definition.)

W. ☐ Safety: Do not commit or threaten to commit acts of abandonment, neglect, financial exploitation, or abuse, including sexual abuse, mental abuse, physical abuse, personal exploitation, and improper use of restraints, against the vulnerable adult.

- X. ☐ **Accounting:** Provide an accounting of the disposition of the vulnerable adult's income or other resources.
- Y. ☐ **Property Transfer:** Do not transfer the property of ☐ the vulnerable adult ☐ the Restrained Person. This restraint can last for up to 90 days.

Other

- Z. Respondent should be required to meet all obligations ordered in the Residential Schedule entered in TCSC Case # 21-4-00577-34 regarding Hazel Belle Ursa Smith and TCSC Case # 21-4-00578-34 regarding Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells before any request for visits may be made, and they must be made by Petition to the Guardianship Court.

Do you need help from law enforcement? They may help you get the things you asked for.

15. **Law Enforcement Help:** Do you want the court to order the appropriate law enforcement agency to help you with any of the things listed below? (*Check all that apply*):

- ☐ Possession of my residence.
- ☐ Possession of the vehicle I asked for in section L above.
- ☐ Possession of my essential personal belongings that are located at:
- ☐ the shared residence
- ☐ the Restrained Person's residence
- ☐ other location: _____
- ☐ Custody of: ☐ the minors named in section 4 above
- ☐ these minors only: _____
- ☐ Other: _____

How long do you need this order to last?

16. **Length of Order**

(*The order will last for at least 1 year unless you ask for something different. Orders restraining a parent from contacting their own children may not exceed 1 year.*)

I need this order to last for: ☐ 1 year ☒ more than 1 year ☐ less than 1 year (*specify how long*): _____

If you checked more or less than 1 year, briefly explain why.

No evidence of compliance with treatment has been filed with the Guardianship court by Selena Smith, and the Emergency Minor Guardianship Orders were first entered almost 5 years ago. Since then, Selena Smith also faces charges for assaulting her father, an elder in a wheelchair on January 8, 2025 in his home in Mason County SC# 25-1-00012-23

Trials in both matters are scheduled for 2026; if Selena Smith is acquitted or a plea deal is entered, the DV No Contact Orders may terminate prematurely.

On 6/22/26 Selena Smith attempted an end-run around the No Contact Order requirements contained in the Final Minor Guardianship Orders and Residential Schedules (entered 9/20/23) when she requested that the Court in the pending criminal case TCSC # 21-1- 00676-34 order supervised visitation as part of a renewal of the existing DV No Contact Order.

Both of these criminal cases of Selena Smith regard violence in a relative's home. The first, on 7/17/21 also involved forcible attempted kidnapping of two of the minor children. The second, on 1/8/25 (last year) involved attack on her elderly father. **The potential for violence in their home to the children will remain until the youngest of the minor children is an adult, which will be on 12/14/2037. The DVPO Order should extend until that date**

Do you want to be notified if the Restrained Person petitions for the restoration of firearms in the future?

17. Firearms Restoration Notice

(This only applies if there is an existing or future criminal case that prohibits firearm ownership or possession.)

☒ **Notify.** I want the prosecutor to notify me if the Restrained Person petitions for restoration of firearms and of the court's decision.

☐ **Do Not Notify.** I do not want the prosecutor to notify me if the Restrained Person petitions for restoration of firearms or of the court's decision.

Why do you need a protection order? What happened? This is your statement where you tell your experience.

Be as specific and descriptive as possible. Put the date, names, what happened, and where. Use names rather than pronouns (he/she/they) as much as possible. If you cannot remember the date, put the time of year it happened (around a holiday, winter, summer, how old your child was), or about how long ago.

For all of the questions below, include details:

- Who did what?
- When did this happen?
- How were any statements made? (in person, mail, text, phone, email, social media)
- How did this make you, the minor, or the vulnerable adult feel?

If you need more space to answer any of the questions below, use form PO 010, *Statement* or attach additional pages.

Privacy Warning! The Restrained Person will see this Petition and any other evidence you file with the court. This information is also available in a public court file. You should file healthcare records, financial documents, and confidential reports under seal. Use form All Civil 040, *Sealed Cover*. If you want to seal explicit or intimate images, you must file a separate motion asking the court to seal these images. Use form All Civil 050, *Motion to Redact or Seal*.

18. Most Recent Incident. What happened most recently that made you want a protection order? This could include violent acts, fear or threats of violence, coercive control,

nonconsensual sexual conduct or penetration, sexual abuse, harassment, stalking, hate crimes. For a vulnerable adult, include incidents or threats of abandonment, abuse, neglect, and/or financial exploitation. Include specific date/s and details of the incident.

Renewed Domestic Violence No-Contact Orders were entered on 6/29/26 in TCSC Case # 21-1-00676-34 to protect Kathryn Stoker, Hazel B.U. Smith, and Onawa K. Smith-Wells for five years. The charges in that case involve the effort of Selena Smith to forcibly remove two of the children from the Guardian, Kathryn Stoker's home. The Victim Advocate assisted in requesting renewal of that DV No-Contact Order, and Selena Smith's attorney on 6/22/26 attempted to persuade the court to order supervised visitation for Selena Smith when no evidence of treatment was filed in the Guardianship case court record.

This was directly in violation of the terms of the Residential Schedule (9/20/23) which sets these conditions to be completed first:

1. Mental health issues evaluation by a WAC-compliant agency with collateral contacts
2. Domestic violence evaluation by a WAC-compliant agency with collateral contacts
3. Completion of recommended treatment
4. Petition to the Guardianship Court for an order permitting visitation

"If the parent does not follow the evaluation or treatment requirements above then: No contact by Selena Smith may occur" Residential Schedule (P4, p3)

Selena Smith's efforts on 6/22/26 to thwart the Guardianship Court's Orders crafted for the safety of these children shows either callousness as to the dangers to which her behavior can expose her children or continued mental impairment in judgment, or both.

DVPO Orders need to be in place until the children reach age 18. The last child will be 18 on 12/14/2037.

- 19. Past Incidents.** What happened in the past that makes you want a protection order? This could include violent acts, fear or threats of violence, coercive control, nonconsensual sexual conduct or penetration, sexual abuse, harassment, stalking, or hate crimes. For a vulnerable adult, include incidents or threats of abandonment, abuse, neglect, and/or financial exploitation. Include specific date/s and details of the incidents.

At trial on August 24, 2023 in the two minor Guardianship cases (TCSC Case # 21-4-00577-34 regarding Hazel Smith and TCSC Case # 21-4-00578-34 regarding Onawa Smith-Wells and Raven Smith-Wells), Judge Lanese found (on the basis of 34 exhibits and testimony) that clear and convincing evidence existed to determine that Selena Smith could not provide parenting functions, and that she had committed domestic violence, emotional abuse, abandonment, neglect, had made poor parental decisions resulting in lasting harm, and had a mental or physical condition preventing her from effective parenting. She was ordered to complete evaluation for mental health and domestic violence (from a WAC-approved agency with collateral contacts) and to complete recommended treatment; Ms. Smith was also required to file proof of all this in the court file and then to Petition the Guardianship Court for a visitation schedule. Thereafter, on January 8, 2025, Selena Smith allegedly assaulted her father in his home in Shelton. (Mason County SC case # 25-1-00012-23, still pending; a DV No-Contact Order was entered protecting her father, John P. Smith, which expires in 2099). Selena Smith has provided no proof of the completion of necessary evaluation and treatment,

but she has asked the Thurston County Criminal Court Judge to order visitation with the children. That is the precipitating factor for filing this Petition for a DVPO. When the criminal cases are finally resolved, these children will still be vulnerable to violence.

20. **Medical Treatment.** Describe any medical treatment you received for issues related to your request for protection.

N.A.

21. **Suicidal Behavior.** Describe any threats of self-harm or suicide attempts by the Restrained Person.

Unknown.

22. **Restrained Person's Substance Abuse**

Is substance abuse involved? ☐ Yes ☐ No ☒ Unknown

If yes, what type of substance abuse? ☐ Alcohol ☐ Drugs ☐ Other: _____

23. **Minors Needing Protection, if any** (*If the information is not already included above.*)

Has there been any violence or threats towards children? How have the children been affected by the Restrained Person's behavior? Were the children present during any of the incidents described above? (*Describe and give details.*)

Two of the children Onawa Smith-Wells, (approximately age 3) and Hazel Smith, (approximately age 8) were present during the burglary/DV on July 17, 2021 invasion of their grandmother, Kathryn Stoker's home by their mother, Selena Smith, and the children felt the physical tug of war between her mother and the Guardians, with assistance of police officers, to dislodge Selena Smith's hold. Luckily, Raven Smith-Wells (a baby) was not in the house during this event. This behavior is the subject of a criminal case (TCSC case# 21-1-00676-34)

In addition, a number of other incidents over a series of years were related in the testimony at trial in the minor Guardianship. The court determined by clear and convincing evidence that Selena Smith's behavior over a series of years had left "too much trauma" to Onawa and Hazel, that she was guilty of domestic violence, emotional abuse and neglect. Judge Lanese ordered that no contact with the children could occur until Selena Smith complied with evaluation and treatment, which has not occurred.

Each Minor Guardianship Findings and Order stated an instruction from Judge Lanese that the 5-year DV No Contact Order in TCSC case# 21-1-00676-34 should be renewed when it expired, if requested. He intended the Order to be renewed exactly as is, not used as a vehicle to thwart the responsibility of Selena Smith to get treatment..

24. **Supporting Evidence** (*Include anything else you want the court to see that helps prove what you are saying is true. You are responsible for filing your supporting evidence, including police reports, if any. Before you file any attachments, you can black out (redact) any sensitive information. Examples: your home address and account numbers (leave last 4 digits). If you have audio or video evidence, contact the court for how to submit.*)

☒ I am submitting the following evidence with this Petition (*check all that apply*):

☐ Pictures

☐ Text/email/social media messages

- ☐ Voice messages (written transcript)
- ☐ Written notes/letters/mail
- ☐ Police report
- ☐ Declaration or statement from witness (*name/s*): _____
- ☒ Other (*describe*):
- A. Final Minor Guardianship Findings and Order entered on 9/20/23 in the Guardianship of HAZEL BELLE URSA SMITH, TCSC Case No. 21-4-00577-34 (attached as Exhibit A).
- B. Residential Schedule entered on 9/20/23 in the Guardianship of HAZEL BELLE URSA SMITH, TCSC Case No. 21-4-00577-34 (attached as Exhibit B).
- C. Final Minor Guardianship Findings and Order entered on 9/20/23 in the Guardianship of ONAWA KACHINA SMITH-WELLS and RAVEN GAIA SHENANDOAH SMITH-WELLS, TCSC Case No. 21-4-00578-34 (Exhibit C).
- D. Residential Schedule entered on 9/20/23 in the Guardianship of ONAWA KACHINA SMITH-WELLS and RAVEN GAIA SHENANDOAH SMITH-WELLS, TCSC Case No. 21-4-00578-34 (attached as Exhibit D).

The documents in Exhibits A-D include the requirement that no contact by Selena Smith should occur with the three children until proof of evaluation and treatment has been filed and the Guardianship Court approves a petition from Selena Smith to initiate contact.

- E. Renewed No Contact Order protecting Kathryn Stoker entered on 6/29/26 in TCSC Case No. 21-1-00676-34 (attached as Exhibit E).
- F. Renewed No Contact Order protecting Hazel B.U. Smith entered on 6/29/26 in TCSC Case No. 21-1-00676-34 (attached as Exhibit F).
- G. Renewed No Contact Order protecting Onawa K. Smith-Wells entered on 6/29/26 in TCSC Case No. 21-1-00676-34 (attached as Exhibit G).
- H. Order to Surrender and Prohibit Weapons entered on 6/29/26 in TCSC Case No. 21-1-00676-34 (attached as Exhibit H).
- I. Declaration of No Weapons to Surrender dated 7/1/26 in TCSC Case No. 21-1-00676-34 (attached as Exhibit I).

Privacy Warning! The Restrained Person will see this Petition and any other evidence you file with the court. This information is also available in a public court file. You should file healthcare records, financial documents, and confidential reports under seal. Use All Civil 040, *Sealed Cover*. If you want to seal explicit or intimate images, you must file a separate motion asking the court to seal these images. Use form All Civil 050, *Motion to Redact or Seal*.

Before you file any attachments, you can **black out** (redact) any sensitive information. Examples: your home address, account numbers (leave last 4 digits), minor's names (leave minor's initials). Do **not** list your address in this petition or any supporting evidence if you want it to remain confidential.

Hope Card: A Hope Card is a small card you can easily carry that has some details of your protection order. It is one way to show you have a full protection order. You can request one at www.courts.wa.gov/hopecard.

I certify, under penalty of perjury under the laws of the state of Washington, that all the information provided in this petition and any attachments is true and correct.

[X] I have attached (*number*): 50 pages.

Signed at (*city and state*): Olympia, Washington Date: Jul 22, 2026

▶ *Kat Stoker*

Sign here

Kathryn Stoker

Print name

Attachment A: Definitions (*Always include with petition.*)

"Domestic violence" means:

- (a) Physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault; nonconsensual sexual conduct or nonconsensual sexual penetration; coercive control; unlawful harassment; or stalking of one intimate partner by another intimate partner; or
- (b) Physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault; nonconsensual sexual conduct or nonconsensual sexual penetration; coercive control; unlawful harassment; or stalking of one family or household member by another family or household member.

"Commercial sexual exploitation" means commercial sexual abuse of a minor and sex trafficking.

"Sexual conduct" means any of the following:

- (a) Any intentional or knowing touching or fondling of the genitals, anus, or breasts, directly or indirectly, including through clothing;
- (b) Any intentional or knowing display of the genitals, anus, or breasts for the purposes of arousal or sexual gratification of the respondent;
- (c) Any intentional or knowing touching or fondling of the genitals, anus, or breasts, directly or indirectly, including through clothing, that the petitioner is forced to perform by another person or the respondent;
- (d) Any forced display of the petitioner's genitals, anus, or breasts for the purposes of arousal or sexual gratification of the respondent or others;
- (e) Any intentional or knowing touching of the clothed or unclothed body of a child under the age of 16, if done for the purpose of sexual gratification or arousal of the respondent or others; or
- (f) Any coerced or forced touching or fondling by a child under the age of 16, directly or indirectly, including through clothing, of the genitals, anus, or breasts of the respondent or others.

"Sexual penetration" means any contact, however slight, between the sex organ or anus of one person by an object, the sex organ, mouth, or anus of another person, or any intrusion, however slight, of any part of the body of one person or of any animal or object into the sex organ or anus of another person including, but not limited to, cunnilingus, fellatio, or anal penetration. Evidence of emission of semen is not required to prove sexual penetration.

"Stalking" means any of the following:

- (a) Any act of stalking as defined under RCW 9A.46.110;
- (b) Any act of cyber harassment as defined under RCW 9A.90.120; or
- (c) Any course of conduct involving repeated or continuing contacts, attempts to contact, monitoring, tracking, surveillance, keeping under observation, disrupting activities in a harassing manner, or following of another person that:
 - (i) Would cause a reasonable person to feel intimidated, frightened, under duress, significantly disrupted, or threatened and that actually causes such a feeling;
 - (ii) Serves no lawful purpose; and
 - (iii) The respondent knows, or reasonably should know, threatens, frightens, or intimidates the person, even if the respondent did not intend to intimidate, frighten, or threaten the person.

"Unlawful harassment" means:

- (a) A knowing and willful course of conduct directed at a specific person that seriously alarms, annoys, harasses, or is detrimental to such person, and that serves no legitimate or lawful purpose. The course of conduct must be such as would cause a reasonable person to suffer substantial emotional distress, and must actually cause substantial emotional distress to the petitioner; or
- (b) A single act of violence or threat of violence directed at a specific person that seriously alarms, annoys, harasses, or is detrimental to such person, and that serves no legitimate or lawful purpose, which would cause a reasonable person to suffer substantial emotional distress, and must actually cause substantial emotional distress to the petitioner. A single threat of violence must include:
 - (i) A malicious and intentional threat as described in RCW 9A.36.080(1)(c); or
 - (ii) the presence of a firearm or other weapon.

Attachment C: Child Custody

Only **complete** this attachment if you are asking to protect any of the Restrained Person's children. If **not**, skip or remove this attachment.

Does a Washington Court have authority over the children? Before the court can protect a child, you must tell the court about the children's connection to Washington State. See instructions for help.

1. Children's Home/s

At any time during the past 5 years, have the children lived:

- on an Indian reservation,
- outside Washington state,
- in a foreign country, or
- with anyone who is not a party to this case?

☒ No. (Skip to 2)

☐ Yes. (Fill out below to show where the children have lived during the last 5 years.)

Dates	Children	Lived with	In which state, Indian reservation, or foreign country
From: To:	☐ All children ☐ (Initials):	☐ Petitioner ☐ Respondent ☐ Other (name):	
From: To:	☐ All children ☐ (Initials):	☐ Petitioner ☐ Respondent ☐ Other (name):	
From: To:	☐ All children ☐ (Initials):	☐ Petitioner ☐ Respondent ☐ Other (name):	
From: To:	☐ All children ☐ (Initials):	☐ Petitioner ☐ Respondent ☐ Other (name):	
From: To:	☐ All children ☐ (Initials):	☐ Petitioner ☐ Respondent ☐ Other (name):	

2. Other people with a legal right to spend time with the children

Do you know of anyone besides yourself and Respondent who has or claims to have a legal right to spend time with the children?

☒ No.

☐ Yes. (Name/s) _____ has or claims to have a legal right to spend time with the children because:

3. Authority Over the Children (Jurisdiction) (RCW 26.27.201 – .221, .231, .261, .271)

The court can make an order protecting the children because:

- ☒ **Exclusive, continuing jurisdiction** – A Washington court has already made a custody order or parenting plan for the children and the court still has authority to make other orders for the children.
- ☒ **Home state jurisdiction** – Washington is the child's home state because *(check all that apply)*:
- ☒ The children lived in Washington with a parent or someone acting as a parent for at least the 6 months just before this case was filed, or if a child is less than 6 months old, the child has lived in Washington with a parent or someone acting as a parent since birth.
- ☐ There were times the children were not in Washington in the 6 months just before this case was filed (or since birth if a child is less than 6 months old), but those were temporary absences.
- ☐ The children do not live in Washington right now, but Washington was the children's home state sometime in the 6 months just before this case was filed, and a parent or someone acting as a parent of the children still lives in Washington.
- ☐ The children do not have another home state.
- ☐ **No home state or home state declined** – No court of any other state (or tribe) has the jurisdiction to make decisions for the children **or** a court in the children's home state (or tribe) decided it is better to have this case in Washington **and**:
- The children and a parent or someone acting as a parent have ties to Washington beyond just living here; **and**
 - There is a lot of information (substantial evidence) about the children's care, protection, education, and relationships in this state.
- ☐ **Other state declined** – The courts in other states (or tribes) that might be the children's home state have refused to take this case because it is better to have this case in Washington.
- ☐ **Temporary emergency jurisdiction** – The court can make decisions for the children because the children are in this state now **and** were abandoned here **or** need emergency protection because the children (or their parent, brother, or sister) were abused or threatened with abuse. *(Check one)*:
- ☐ A custody case involving the children was filed in the children's home state *(name of state or tribe)*: _____. Washington should take temporary emergency jurisdiction over the children until the petitioner can get a court order from the children's home state (or tribe).
- ☐ There is **no** valid custody order or open custody case in the children's home state *(name of state or tribe)*: _____. If no case is filed in the children's home state *(or tribe)* by the time the children have been in Washington for 6 months, *(date)*: _____, Washington should have final jurisdiction over the children.
- ☐ **Other reason** *(specify)*: _____

Attachment D: Non-Parents Protecting Children (ICWA)

Only complete this attachment if you are asking to protect any children who are **not** your own. If not, skip or remove this attachment.

Non-Parents must comply with the Indian Child Welfare Acts (ICWA). If you are not a legal parent of a minor child you are asking to protect, you must find out if the minor is or may be an Indian child. If so, the federal and state Indian Child Welfare Acts will apply to your case. This does not apply to parents.

Parents: You do **not** have to answer these questions about your own children.

1. Tribal Heritage

*If there is a reason to know that a child has **tribal heritage** (including ancestry or familial political affiliation), the court must treat the child as an Indian child unless and until the affected tribe/s decide otherwise or decline to respond after receiving proper notice.*

*An **Indian child** is a child who is a member of an Indian tribe, or who is the biological child of an Indian tribe member and is eligible for membership. Tribes decide their own membership.*

Could any of the children be Indian children? (Check all that apply):

☒ **No.** These children are not Indian children: Hazel Belle Ursa Smith, Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells

I know this because (explain if the children have no tribal heritage, or if any possible tribal heritage has already been explored and decided in another court proceeding that complied with ICWA. Attach orders): Final Findings and Minor Guardianship Order (attached) in TCSC case # 21-4-00578-34 and TCSC Case # 21-4-00577-34 entered 9/20/23 found that they were not Indian Children

☐ **Yes or maybe.** These children are or may be Indian children. They have or may have heritage from the tribe/s listed below:

Children	Tribes
☐ All ☐ (name/s):	
☐ All ☐ (name/s):	

I will provide the *Indian Child Welfare Act Notice* (form GDN M 401) and a copy of this *Petition* to the tribe/s named above and other necessary people or agencies.

☐ **I do not know** if any of the children are Indian children or have tribal heritage. I have done the following things to find out:

Warning! You must find out if any of these children have tribal ancestry before a full order is issued.

2. Authority Over Indian Children (Jurisdiction)

☒ Does not apply. None of the children are Indian children.

☐ A state court can decide this case for any children who are or may be Indian children because:

☐ (*Children's Initials*): _____ are **not** domiciled or living on an Indian reservation, and are not wards of a tribal court. (25 U.S.C. § 1911)

☐ (*Children's Initials*): _____ are domiciled or living on an Indian reservation, and (*check all that apply*):

☐ The children's tribe agrees to Washington State's concurrent jurisdiction.

☐ The children's tribe decided not to use its exclusive jurisdiction (expressly declined). (RCW 13.38.060)

☐ Washington State should exercise **emergency jurisdiction** for Indian children temporarily located off the reservation to protect the children from immediate physical damage or harm. (RCW 13.38.140)

12

FILED
CLERK OF SUPERIOR COURT
THURSTON COUNTY, WA
20 SEP 20 AM 11:32
JANE L. JONES, CLERK
THURSTON COUNTY CLERK

Superior Court of Washington, County of Thurston Family and Juvenile Court

In the Guardianship of:

HAZEL BELLE URSA SMITH

Respondent (*minor/child*)

No. ~~21-3-00577-34~~ **21-4-00577-34**

Minor Guardianship Findings and Order

☒ Granted - Full (ORAPMG)
☐ Granted - Limited (ORAPLGM)
☐ Denied (ORDYMT)

Clerk's action required: 1, 15, 24

Minor Guardianship Findings and Order

1. Guardianship Summary

☐ Does not apply. The *Minor Guardianship Petition* is denied.

☒ Summarize the guardianship order below.

Date guardian appointed: August 24, 2023		Next review date, if any:	
Children			
Child's Name	Letters Expire	Child's Name	Letters Expire
1. Hazel Belle Ursa Smith	05/02/2031	2.	
3.		4.	
Co-Guardians			
Name	Kathryn Stoker and Hans Stoker		
Address	6945 76 th Ave. NE Olympia, WA 98516		
Phone	(360) 790-5409 and (360) 790-9529		
Email	Kat-stoker@comcast.net and hans-stoker@comcast.net		

Type/ Training	☒ Non-professional (Lay guardian). Training (section 16): ☒ completed ☐ required ☐ Certified professional guardian (CPG) ☐ Public professional guardian (PUG)	
Limited/ Full	The guardianship is (check one): ☐ limited ☒ full (If a parent has any visitation or decision-making authority, the guardianship is limited. See sections 18 and 20.)	
	Parent 1	Parent 2
Name	Selena Smith	Robert Ayers
Address	PO Box 1711 Shelton, WA 98584	Unknown – last known to be in Boulder County, CO
Phone	(360) 359-2410	
Email	armyofdarkness@protonmail.com	
☒ Add names of any interested parties who must be notified as described in section 17.		
	Interested Party	Interested Party
Name		
Address		
Phone		
Email		

2. Guardianship Hearing

A hearing was held on a *Minor Guardianship Petition* for the children named above.

☒ The proposed guardians were present in court.

☒ The Guardian ad Litem or Court Visitor was present and provided a report to the court.

☒ No parent/s were present in court.

☐ The following children were present in court: _____

☒ The following other persons were also present in court: Chad Stoker in person and Alex Stoker on ZOOM _____

The court considered the (check all that apply): ☒ written report of the Guardian ad Litem or Court Visitor, ☒ the testimony of witnesses, ☒ remarks of lawyers or parties, ☒ the documents filed in this case, and ☒ other 36 Exhibits at Trial

Based on the above, the court makes the following:

➤ **Findings and Conclusions**

3. Tribal Heritage

*If there is a reason to know that a child has **tribal heritage** (including ancestry or familial political affiliation), the court must treat the child as an Indian child unless and until the affected tribe/s decide otherwise or decline to respond after receiving proper notice.*

*An **Indian child** is a child who is a member of a federally recognized Indian tribe, or who is the biological child of an Indian tribe member and eligible for membership.*

[X] **The child is not an Indian child. The state and federal *Indian Child Welfare Acts* do not apply to this case. The court makes this conclusion because (check all that apply):**

[X] the Petitioner made a good faith effort to find out if any child in this case has tribal heritage. (RCW 13.38.050.) The court has received no information showing that any child has tribal heritage.

[X] the Petitioner notified the tribal agent of every tribe the children may have been eligible for membership in. *List tribes notified:* _____

Each tribe responded that the children were not tribal members and not eligible for membership.

[X] based on the following evidence about tribal heritage: Family history of the Mother is not Indian tribal heritage and there is no known history of Indian tribal heritage of the Father

4. Jurisdiction over Indian Children

[X] Does not apply. None of the children are Indian children.

5. Dependency Case

[X] There is no open dependency case for this child.

6. Jurisdiction Over the Children

[X] This court **can** decide this case for these children because (check all that apply; if a box applies to all of the children, you may write "the children" instead of listing names):

[X] **Exclusive, continuing jurisdiction** – A Washington court has already made a parenting plan, residential schedule or custody order for the child, and the court still has authority to make other orders for Hazel Belle Ursa Smith

[X] **Home state jurisdiction** – Washington is the children's home state because (check all that apply):

[X] (Children's names): Hazel Belle Ursa Smith lived in Washington with a parent or someone acting as a parent for at least the 6 months just before this case was filed, or if the children were less than 6 months old when the case was

filed, they had lived in Washington with a parent or someone acting as a parent since birth.

[X] There were times the child was not in Washington in the 6 months just before this case was filed (or since birth if they were less than 6 months old), but those were temporary absences.

[X] Hazel Belle Ursa Smith does not have another home state.

[X] **No home state or home state declined** – No court of any other state (or tribe) has the jurisdiction to make decisions for Hazel Belle Ursa Smith, or a court in the children's home state (or tribe) decided it is better to have this case in Washington and:

- The children and a parent or someone acting as a parent have ties to Washington beyond just living here; and
- There is a lot of information (substantial evidence) about the children's care, protection, education and relationships in this state.

[] **Other state declined** – The courts in other states (or tribes) that might be (children's names): _____'s home state have refused to take this case because it is better to have this case in Washington.

7. Background Records Checked

The Court has (unless stated otherwise below):

- Checked the judicial information system for any information or proceedings relevant to placement of the children;
- Reviewed the records from the Department of Children, Youth, and Families provided in response to the court's *Order to DCYF to Release CPS Information*; and
- Reviewed the criminal history record from the Washington State Patrol for guardian and each adult living in guardian's home.

8. Notice

[X] All notices required by law have been given and proof of service has been filed.

9. Basis for Guardianship

The petition for guardianship should be:

[X] **Approved**. It is in the child's best interest to appoint a guardian and:

[X] **Need** – The parent/s (name/s) Selena Ursa Smith and Robert Ayers are **not** willing or able to provide for the support, care, education, health, safety, and welfare of a child under age 18 (exercise the parenting functions in RCW 26.09.004).

The denial or approval is based on the following facts:

No parent is able and willing to provide parenting functions. The mother, Selena Ursa Smith, is not able to parent because of mental health impairments of her own, and the father, Robert Ayers, has not provided parenting functions in many years.

No parent has provided consistent parenting functions for an extensive period of time, and Selena Ursa Smith did so inconsistently before that time, endangering the child.

The decisions and actions of Selena Ursa Smith have failed to protect and caused too much trauma to the child Hazel Belle Ursa Smith to permit her to continue to parent the child.

10. Co-Guardian Nominated

[X] (Names) Kathryn Stokker & Hans Stoker

should be appointed as co-guardians of the child listed above. The co-guardian is in the best interest of the child. The co-guardian was nominated by:

[] Parent/s (name/s) _____

[] A child age 12 or older.

[X] Petitioners.

[X] Neither the parents or child nominated a suitable guardian. The court appointed the co-guardian in the best interest of the child.

[] Other findings: _____

11. Limits on Guardian's Authority

[X] No limits should be put on the guardian's authority over the child's upbringing or decision-making for the child.

[] The guardian should share decision-making authority and access to records with parent/s and/or children as ordered in section 18 and 19 below because _____

[X] Other findings: The parents shall have no residential time with the minor child Hazel Belle Ursa Smith until specific evaluation and treatment for each has been completed, proof of which shall be provided to the Petitioners and filed in the court file; at that time the parent may petition for visitation. See separate residential schedule filed this date.

12. Limits on Parents

[X] *Residential Schedule* has been signed and the reasons for limits are included there.

[X] The court should limit decision-making and visitation for the following reasons:

[X] Mandatory limiting factors from RCW 26.09.191(2) – A parent has one or more of these problems as follows (check all that apply):

- ☒ **Abandonment** – (Parent's name): Selena Ursa Smith and Robert Ayers
intentionally abandoned a child listed in 1 for an extended time.
- ☒ **Neglect** – (Parent's name): Selena Ursa Smith and Robert Ayers
substantially refused to perform their parenting duties for a child listed in 1.
- ☒ **Child abuse** – (Parent's name): Selena Ursa Smith
abused or threatened to abuse a child. The abuse was (check all that apply):
☐ physical
☒ repeated emotional abuse.
- ☒ **Domestic violence** – (Parent's name): Selena Ursa Smith
(or someone living in that parent's home) has a history of domestic violence
as defined in RCW 7.105.010.
- ☐ **Assault** – (Parent's name): _____ (or
someone living in that parent's home) has assaulted or sexually assaulted
someone causing grievous physical harm, causing fear of such harm, or
resulting in a pregnancy.
- ☐ **Sex offense** –
☐ (Parent's name): _____ has
been convicted of a sex offense as an adult.
☐ Someone living in (parent's name): _____'s home has
been convicted as an adult or adjudicated as a juvenile of a sex offense.
- ☒ Other limiting factors from RCW 26.09.191(3) – A parent has one or more of
these problems as follows (check all that apply):
- ☒ **Neglect** – (Parent's name): Selena Ursa Smith and Robert Ayers
neglected their parental duties towards a child listed in 1.
- ☒ **Emotional or physical problem** – (Parent's name): Selena Ursa Smith
has a long-term emotional or physical problem that gets in the way of their
ability to parent.
- ☐ **Substance abuse** – (Parent's name): _____ has a
long-term problem with drugs, alcohol, or other substances that gets in the
way of their ability to parent.
- ☐ **Lack of emotional ties** – (Parent's name): _____
has few or no emotional ties with a child listed in 1.
- ☐ **Abusive use of conflict** – (Parent's name): _____
uses conflict in a way that endangers or damages the psychological
development of a child listed in 1.
- ☐ **Withholding the child** – (Parent's name): _____
has kept the other parent away from a child listed in 1 for a long time, without
a good reason.

[X] Other (specify): Decisions and actions of Selena Ursa Smith have failed to protect the child Hazel Belle Ursa Smith and caused her so much trauma that it left lasting effects on the child

13. Support, Insurance, and Taxes

The court has considered whether to order child support, health insurance, and allocation of tax exemptions. The court finds:

[] Child support, health insurance, and taxes should be ordered as described in Section 22 below.

[X] The court is **not** ordering child support, health insurance, because: the parents are indigent

14. Protection Order

[] No one requested an Order for Protection.

[] (Name): _____ requested an Order for Protection in a separate but related (linked) case number _____

[X] Other findings: a 5 year no-contact order to protect Kathryn Stoker and the minor children was ordered against Selena Ursa Smith in TCSC Case# 21-1-00676-34 on 7/20/22; Selena Ursa Smith is accused of residential burglary- DV of Petitioner's home and assault 4- DV. If requested, a Protection Order shall be provided to the Co-Guardians for the protection of HAZEL BELLE URSA SMITH unless the Respondent SELENA URSA SMITH has completed and filed proof (with service to Petitioners) of completion of the evaluations and treatment as required in the Parenting Plan in this case

➤ **The Court Orders:**

15. Guardianship

[X] **Approved.** A guardianship is approved for the following child:

HAZEL BELLE URSA SMITH

(Names) Kathryn Stoker & Hans Stoker are appointed as co-guardians of the child listed above. The child shall live with the co-guardians.

To the Clerk:

Issue letters: Once the co-guardian file an Acceptance of Appointment, the clerk of the court shall issue Letters of Guardianship for the children to the guardian. The letters shall be valid until the expiration date listed in the **Guardianship Summary** in section 1.

Terminate any linked Emergency Guardianship cases.

16. Lay Guardian Training

Complete at <https://www.courts.wa.gov/guardianportal/index.cfm?fe=guardianportal.title11minor>.

[X] The co-guardians provided proof of completion of lay guardian training.

17. Future notice to parents and interested parties (if any)

The parents and any interested parties listed in the **Guardianship Summary** in section 1 have a right to know if:

- The guardian delegates custody of the children,
- The court changes or limits the guardian's powers, or
- The court removes the guardian.

18. Co-Guardian's Authority

The co-guardian/s have the right to make decisions and determine the children's upbringing, including their education, healthcare, and religious training unless limited below.

Type of Major Decision	Guardian Decides	Parent/s Decide (write name or "both parents")	Child Decides (write name/s or "all children")
School/educational	[X]	[]	[]
Healthcare (not emergency)	[X]	[]	[]
Authority to apply for passport and travel internationally:	[X]	[]	[]
Driver's license or State I.D.:	[X]	[]	[]
Other:	[]	[]	[]
Other:	[]	[]	[]

[] Other: _____

19. Access to Records

The following people have the right to access records (children may have the right to control access to records under other laws):

Type of Record	Guardian Can Access	Parent Can Access (write name or "both parents")
----------------	---------------------	---

School/educational	☒	☒ Selena Ursa Smith
Healthcare	☒	☐
Other:	☐	☐
Other:	☐	☐
Other:	☐	☐

☐ Other: _____

20. Parents' Visitation

The parents' visitation shall be as follows:

☒ The children will have no visitation with one or both parents (*name/s*) Selena Ursa Smith and Robert Ayers because of RCW 26.09.191 limiting factors found in section 12, until the conditions set in the Residential Schedule have been satisfied by the parent/s.

☒ The visitation for both parents is listed in the *Residential Schedule* (form GDN M 408).

21. Moving with Children (Relocation)

Guardians must follow the requirements of RCW 26.09.430 through RCW 26.09.490 when moving with the children.

Important! Unless a Residential Schedule is ordered, attach form FL Relocate 736 for a summary of the law about moving with the children.

22. Support, Insurance, and Taxes

☐ The court is not issuing an order about support, health insurance at this time.

☒ **Tax issues** – The parties have the right to claim the children as their dependents for purposes of personal tax exemptions and associated tax credits on their tax forms as follows:

☐ as listed on the *Child Support Order*.

☒ the appointed co-guardians may designate who may claim the child.

☐ other (*specify*): _____

☒ Other: The co-guardians may apply for public benefits for the minor child, including Social Security Survivor's benefits

23. Protection Order

☐ No one requested a *Protection Order* in this case.

☒ Any order about the *Protection Order* is filed in a separate case.

24. Guardian ad Litem or Court Visitor Fees.

[X] The Guardian ad Litem (GAL) or Court Visitor (Visitor) is discharged from this case.

[X] The GAL or Visitor fees and costs are approved as reasonable in the total amount of
.(reserved)

They shall be paid from [X] the county [] split between the parties as follows:

25. Lawyers and Legal Fees.

[X] The legal fees and costs for the parent's (name) Selena Ursa Smith
lawyer shall be paid for by the county.

[X] The child had no legal fees.

26. Successor Guardian

(Name): Alexander K. Stoker and Melissa Bernardo should be appointed the Successor
Co-Guardians if the following event occurs (list the designated event): death or disability
or resignation of either Kathryn Stoker or Hans Stoker

27. Other Orders (if any)

Ordered.

9/10/23
Date

Chris Lanese
Judge or Commissioner

Presented by:

Virginia A. Clifford
Signature of Party/Lawyer

Virginia A. Clifford
Printed Name

WSBA No. 32354

**Attachment: Summary of the law about moving with children
(Child Relocation Act, RCW 26.09.430 - .480)**

Notice

Anyone with majority or substantially equal residential time (at least 45 percent) who wants to move with the children **must notify** every other person who has court-ordered time with the children.

Move to a different school district

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

Exceptions:

- If the relocating person could not reasonably have known enough information to complete the form in time to give 60 days' notice, s/he must give notice within **five days** after learning the information.
- If the relocating person is relocating to a domestic violence shelter or moving to avoid a clear, immediate, and unreasonable risk to health or safety, notice may be delayed **21 days**.
- If information is protected under a court order or the Address Confidentiality Program, it may be withheld from the notice.
- A relocating person who believes that giving notice would put her/himself or a child at unreasonable risk of harm, may ask the court for permission to leave details out of the notice or to be allowed to move without giving notice. Use form *Motion to Limit Notice of Intent to Move with Children (Ex Parte)* (FL Relocate 702).

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

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

Move within the same school district

If the move is within the *same* school district, the relocating person still has to let the other parent know. However, the notice does not have to be served personally or by mail with a return receipt. Notice to the other party can be made in any reasonable way. No specific form is required.

Warning! If you do not notify

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

Right to object

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

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

Right to move

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

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

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

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

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

Parenting Plan after move

If the relocating person 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,
- Washington LawHelp:
www.washingtonlawhelp.org, or
- The Superior Court Clerk's office or county law library (for a fee).

(This is a summary of the law. The complete law is in RCW 26.09.430 through 26.09.480.)

FILED
CLERK'S COURT
THURSTON COUNTY WA.

2023 SEP 20 AM 11:32

LIBRARY 2,104
THURSTON COUNTY CLERK

Superior Court of Washington, County of Thurston Family and Juvenile Court

In the Guardianship of:

HAZEL BELLE URSA SMITH

Respondent/s (*minors/children*)

No ~~21-3-00577-34~~

21-4-00577-34

Residential Schedule (Guardianship)

(PRS / RS) Clerk's action required: 1

Residential Schedule (Guardianship)

1. This residential schedule is a (*check one*):
☒ **Court order** signed by a judge or commissioner. This is a Final order. (RS)
☐ This final residential schedule changes the last final residential schedule.

2. **Custody** – The Guardian/s is/are granted custody of the following children:

Child's name	Age	Child's name	Age
1. HAZEL BELLE URSA SMITH	10	2.	
3.		4.	

3. **Reasons for limiting a parent's visitation** (under RCW 26.09.191)

- a. **Abandonment, neglect, child abuse, domestic violence, assault, or sex offense.** (*If a parent has any of these problems, the court must limit that parent's contact with the children and right to make decisions for the children.*)

- ☒ Mandatory limiting factors from RCW 26.09.191(2) – A parent has one or more of these problems as follows (*check all that apply*):

☒ **Abandonment** – (*Parent's name/s*): Selena Ursa Smith and Robert Ayers intentionally abandoned a child listed in 2 for an extended time.

☒ **Neglect** – (*Parent's name/s*): Selena Ursa Smith and Robert Ayers substantially refused to perform their parenting duties for a child listed in 2.

☒ **Child abuse** – (*Parent's name/s*): Selena Ursa Smith (or someone living in that parent's home) abused or threatened to abuse a child. The abuse was (*check all that apply*): ☐ physical ☐ sexual ☒ repeated emotional abuse.

☒ **Domestic violence** – (Parent's name/s): Selena Ursa Smith
(or someone living in that parent's home) has a history of domestic violence as defined in RCW 7.105.010.

☐ **Assault** – (Parent's name/s): _____
(or someone living in that parent's home) has assaulted or sexually assaulted someone causing grievous physical harm, causing fear of such harm, or resulting in a pregnancy.

☐ **Sex offense** –

☐ (Parent's name/s): _____
has been convicted of a sex offense as an adult.

☐ Someone living in (parent's name/s): _____'s home has been convicted as an adult or adjudicated as a juvenile of a sex offense.

b. Other problems that may harm the children's best interests. (If a parent has any of these problems, the court may limit that parent's contact with the children and right to make decisions for the children.)

☐ Neither parent has any of these problems. (Skip to 4.)

☒ A parent has one or more of these problems as follows (check all that apply):

☒ **Neglect** – (Parent's name/s): Selena Ursa Smith and Robert Ayers
neglected their parental duties towards a child listed in 2.

☒ **Emotional or physical problem** – (Parent's name/s): Selena Ursa Smith
has a long-term emotional or physical problem that gets in the way of their ability to parent.

☐ **Substance abuse** – (Parent's name/s): _____
has a long-term problem with drugs, alcohol, or other substances that gets in the way of their ability to parent.

☐ **Lack of emotional ties** – (Parent's name/s): _____
has few or no emotional ties with a child listed in 2.

☐ **Abusive use of conflict** – (Parent's name/s): _____
uses conflict in a way that may cause serious damage to the psychological development of a child listed in 2.

☐ **Withholding the child** – (Parent's name/s): _____
has kept the other parent away from a child listed in 2 for a long time, without a good reason.

☒ **Other (specify):** Decisions and actions of Selena Ursa Smith failed to protect the child Hazel Belle Ursa Smith and caused her so much trauma that it left lasting effects on the child

4. Limitations on contact

a. (Parent 1's name): Selena Ursa Smith

☒ The following limits or conditions apply to (parent's name): Selena Ursa Smith:

☒ No contact with the child.

☒ **Evaluation or treatment required.** This parent must:

☒ be evaluated for: mental health issues and domestic violence, both evaluations shall be conducted by a WAC compliant WA agency and shall include collateral contact with the guardians of Hazel Smith

☒ start (or continue) and comply with treatment:

☒ as recommended by the evaluation.

☒ as follows (specify kind of treatment and any other details): When all these conditions have been met, Selena Ursa Smith may petition the court for an order setting visitation/ contact with Hazel Belle Ursa Smith

☒ provide a copy of the evaluation and compliance reports (specify details):

To the Guardians of Hazel Smith and also file a copy in the Minor guardianship court file.

If this parent does not follow the evaluation or treatment requirements above, then (what happens): No contact by Selena Ursa Smith may occur

b. (Parent 2's name): Robert Ayers

☒ The following limits or conditions apply to (parent's name): Robert Ayers (check all that apply):

☒ No contact with the child.

☒ **Evaluation or treatment required.** This parent must:

☒ be evaluated for: mental health evaluation shall be conducted by a WAC compliant WA agency and shall include collateral contact with the guardians of Hazel Smith

☒ start (or continue) and comply with treatment:

☒ as recommended by the evaluation.

☒ as follows (specify kind of treatment and any other details): When the conditions all have been met, Robert Ayers may petition the court for an order setting visitation/ contact with Hazel Belle Ursa Smith

☒ provide a copy of the evaluation and compliance reports (specify details):

To the Guardians of Hazel Smith and also file a copy in the Minor guardianship court file

If this parent does not follow the evaluation or treatment requirements above, then (what happens): No contact by Robert Ayers may occur

➤ **Parents' Visitation Schedule**

Check one:

[X] **Limited schedule only** – The children live with *the Guardian* and have no contact with the parents except as described in section 4. (You may **skip** the parenting time schedule in sections 5 – 8, unless you want a different summer or holiday schedule, including to give uninterrupted time for vacation and holidays to the guardian.)

10. Moving with the children (relocation)

Anyone with majority or substantially equal residential time (at least 45 percent) who wants to move with the children **must notify** every other person who has court-ordered time with the children.

Move to a different school district

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

Exceptions:

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

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

If the guardian wants to change the *Residential Schedule* because of the move, they must deliver a proposed *Residential Schedule* together with the *Notice*.

Move within the same school district

If the move is within the *same* school district, the guardian still has to let the notice parties and the court know. However, the notice does not have to be served personally or by mail with a return receipt. Notice to the notice parties can be made in any reasonable way. No specific form is required.

Warning! If you do not notify

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

Right to object

A person who has court-ordered time with the children can object to a move to a different school district and/or to the guardian's proposed *Residential Schedule*.

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

Right to move

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

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

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

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

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

Residential Schedule after move

If the guardian served a proposed *Residential Schedule* 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 schedule without being held in contempt of the *Residential Schedule* that was in place before the move. However, the proposed schedule cannot be enforced by contempt unless it has been approved by a court.
- Either party may ask the court to approve the proposed schedule. 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,
- Washington Law Help: www.washingtonlawhelp.org, or
- The Superior Court Clerk's office or county law library (for a fee).

(This is a summary of the law. The complete law is in RCW 26.09.130 through 26.09.480.)

11. Other

12. Proposal

☒ Does not apply. This is a court order.

13. Court Order

☒ This is a court order (if signed by a judge or commissioner below).

Findings of Fact – Based on the pleadings and any other evidence considered:

The Court adopts the statements in section 3 (Reasons for limiting a parent's visitation) as its findings.

☒ The Court makes additional findings which are:

☒ contained in an Guardianship order or findings of fact entered at the same time as this *Residential Schedule*.

Conclusions of Law – This *Residential Schedule* is in the best interest of the child.

☐ Other: _____

Order – The parties must follow this *Residential Schedule*.

Date

6/20/23

Judge or Commissioner signs here

Chris Lanese

Warning! If you do not follow this *Residential Schedule*, the court may find you in contempt. You still have to follow this *Residential Schedule* even if the other party does not.

Violation of residential provisions of this order with actual knowledge of its terms is punishable by contempt of court and may be a criminal offense under RCW 9A.40.060(2) or 9A.40.070(2). Violation of this order may subject a violator to arrest.

If this is a court order, the parties and/or their lawyers (and any GAL or Visitor) sign below.

Presented by:

Signature of Party/Lawyer

Virginia A Clifford

Printed Name

32354

WSBA No.

12

FILED
THURSTON COUNTY
2023 SEP 20 AM 11:31
THURSTON COUNTY CLERK

Superior Court of Washington, County of Thurston Family and Juvenile Court

In the Guardianship of:

ONAWA KACHINA SMITH-WELLS & RAVEN
GAIA SHENANDOAH SMITH-WELLS

Respondent (*minor/children*)

No. ~~21-3-00577-34~~ **21-4-00578-34**

Minor Guardianship Findings and Order

☒ [X] Granted - Full (ORAPMG)
☐ [] Granted - Limited (ORAPLGM)
☐ [] Denied (ORDYMT)

Clerk's action required: 1, 15, 24

Minor Guardianship Findings and Order

1. Guardianship Summary

[X] Summarize the guardianship order below.

Date guardian appointed: 08/24/2023		Next review date, if any:	
Children			
Child's Name	Letters Expire	Child's Name	Letters Expire
1. Onawa Kachina Smith-Wells	04/29/2036	2. Raven Gaia Shenandoah Smith-Wells	12/14/2037
3.		4.	
Guardians			
Name	Kathryn Stoker & Hans Stoker		
Address	6945 76 th Ave. NE Olympia, WA 98516		
Phone	(360) 790-5409 and (360) 790-9529		
Email	Kat-stoker@comcast.net and hans-stoker@comcast.net		

RCW 11.130.185, .210, 215
(07/2023)
GDN M 105

Minor Guardianship
Findings and Order
p. 1 of 10

Law Office of Virginia A. Clifford,
PLLC
2952 Limited Lane NW, Suite A
Olympia, WA 98502
(P) 360-357-3007
Fax: 360-357-3071
Email: office@vcliffordlaw.net

EXHIBIT C

Type/ Training	☒ Non-professional (Lay guardian). Training (section 16): ☒ completed ☐ required ☐ Certified professional guardian (CPG) ☐ Public professional guardian (PUG)	
Limited/ Full	The guardianship is (check one): ☐ limited ☒ full (If a parent has any visitation or decision-making authority, the guardianship is limited. See sections 18 and 20.)	
	Parent 1	Parent 2
Name	Selena Ursa Smith	James Daniel Wells, Jr (deceased)
Address	unknown	
Phone	(360) 359-2410	
Email	amyofdarkness@protonmail.com	
☐ Add names of any interested parties who must be notified as described in section 17.		
	Interested Party	Interested Party
Name		
Address		
Phone		
Email		

2. Guardianship Hearing

A hearing was held on a *Minor Guardianship Petition* for the children named above.

☒ The proposed guardians were present in court.

☒ The Guardian ad Litem or Court Visitor was present and provided a report to the court.

☒ No parent was present in court.

☐ The following children were present in court: _____

☒ The following other persons were also present in court: Chad Stoker and Alex Stoker on ZOOM

The court considered the (check all that apply): ☒ written report of the Guardian ad Litem or Court Visitor, ☒ the testimony of witnesses, ☒ remarks of lawyers or parties, ☒ the documents filed in this case, and ☒ other 36 Trial Exhibits.

Based on the above, the court makes the following:

➤ **Findings and Conclusions**

3. Tribal Heritage

*If there is a reason to know that a child has **tribal heritage** (including ancestry or familial political affiliation), the court must treat the child as an Indian child unless and until the affected tribe/s decide otherwise or decline to respond after receiving proper notice.*

*An **Indian child** is a child who is a member of a federally recognized Indian tribe, or who is the biological child of an Indian tribe member and eligible for membership.*

[X] **None** of the children are Indian children. The state and federal *Indian Child Welfare Acts* do not apply to this case. The court makes this conclusion because (*check all that apply*):

[X] the Petitioners made a good faith effort to find out if any child in this case has tribal heritage. (RCW 13.38.050.) The court has received no information showing that any child has tribal heritage.

[X] the Petitioners notified the tribal agent of every tribe the children may have been eligible for membership in. *List tribes notified: Shawnee Tribe, Eastern Shawnee, and Absentee Shawnee Tribe, and Bureau of Indian Affairs.*

Each tribe responded that the children were not tribal members and not eligible for membership.

The federal and state Indian Child Welfare Acts apply to this case.

Notice to tribes – The Petitioner [X] provided [] did **not** provide the required *Indian Child Welfare Act Notice* and a copy of the *Petition* to the agent for the tribe/s named above, the parents, and any Indian custodian.

Evidence – The evidentiary requirements of the Acts [X] have [] have **not** been met as described below. (RCW 13.38.130)

4. Jurisdiction over Indian Children

[X] Does not apply. None of the children are Indian children.

5. Dependency Case

[X] There is no open dependency case for these children.

6. Jurisdiction Over the Children.

[X] This court **can** decide this case for these children because (*check all that apply; if a box applies to all of the children, you may write "the children" instead of listing names*):

[X] **Exclusive, continuing jurisdiction** – A Washington court has already made a parenting plan, residential schedule or custody order for the children, and the court still has authority to make other orders for (*children's names*):): Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells

☒ **Home state jurisdiction** – Washington is the children's home state because (check all that apply):

☒ (Children's names): Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells lived in Washington with a parent or someone acting as a parent for at least the 6 months just before this case was filed, or if the children were less than 6 months old when the case was filed, they had lived in Washington with a parent or someone acting as a parent since birth.

☐ There were times the children were not in Washington in the 6 months just before this case was filed (or since birth if they were less than 6 months old), but those were temporary absences.

☒ (Children's names): Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells do not have another home state.

7. Background Records Checked

The Court has (unless stated otherwise below):

- Checked the judicial information system for any information or proceedings relevant to placement of the children;
- Reviewed the records from the Department of Children, Youth, and Families provided in response to the court's *Order to DCYF to Release CPS Information*; and
- Reviewed the criminal history record from the Washington State Patrol for guardian and each adult living in guardian's home.

8. Notice

☒ All notices required by law have been given and proof of service has been filed.

9. Basis for Guardianship

The petition for guardianship should be:

☒ **Approved.** It is in the children's best interest to appoint a guardian and:

☒ **Need** – The parent/s (name/s) Selena Ursa Smith and James Daniel Wells, Jr are **not** willing or able to provide for the support, care, education, health, safety, and welfare of a child under age 18 (exercise the parenting functions in RCW 26.09.004).

The denial or approval is based on the following facts:

No parent is willing or able to provide parenting functions. The father, James Daniel Wells, Jr, is deceased in 2023. The mother, Selena Ursa Smith, is not able to parent because of mental health impairments of her own, and she has not provided any parenting functions for the past year. Prior to the past year, she failed to provide consistent parenting: her actions and decisions endangered the children and caused lasting trauma to them, particularly to Onawa.

10. Co-Guardians Nominated

☒ (Names) Kathryn Stoker & Hans Stoker
should be appointed as co-guardians of the children listed above. The co-guardians are in the best interest of the children. The co-guardians were nominated by:

☐ Parent/s (name/s) _____

☐ A child age 12 or older.

☒ Petitioners.

☒ Neither the parents or children nominated a suitable guardian. The court appointed the guardian in the best interest of the children.

☐ Other findings: _____

11. Limits on Co-Guardians' Authority

☒ No limits should be put on the co-guardians' authority over the children's upbringing or decision-making for the children.

☐ The guardian should share decision-making authority and access to records with parent/s and/or children as ordered in section 18 and 19 below because _____

☒ Other findings: The mother, Selena Ursa Smith should have no residential time with the minor children Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells until the specific evaluations and treatment required in the residential schedule (parenting plan) have been completed by the mother, filed with the court and provided to the Petitioners; at that point the mother may petition for residential time with the minor children. See separate Residential Plan filed this date

12. Limits on Parents.

☒ Residential Schedule has been signed and the reasons for limits are included there.

☒ The court should limit decision-making and visitation for the following reasons:

☒ Mandatory limiting factors from RCW 26.09.191(2) – A parent has one or more of these problems as follows (check all that apply):

☒ **Abandonment** – (Parent's name) Selena Ursa Smith intentionally abandoned a child listed in 1 for an extended time.

☒ **Neglect** – (Parent's name): Selena Ursa Smith substantially refused to perform their parenting duties for a child listed in 1.

☒ **Child abuse** – (Parent's name): Selena Ursa Smith abused or threatened to abuse a child. The abuse was (check all that apply): ☐ physical
☒ repeated emotional abuse.

☒ **Domestic violence** – (Parent's name): Selena Ursa Smith (or someone living in that parent's home) has a history of domestic violence as defined in RCW 7.105.010.

☐ **Assault** – (Parent's name): _____ (or someone living in that parent's home) has assaulted or sexually assaulted someone causing grievous physical harm, causing fear of such harm, or resulting in a pregnancy.

☐ **Sex offense** –

☐ (Parent's name): _____ has been convicted of a sex offense as an adult.

☐ Someone living in (parent's name): _____'s home has been convicted as an adult or adjudicated as a juvenile of a sex offense.

☒ Other limiting factors from RCW 26.09.191(3) – A parent has one or more of these problems as follows (check all that apply):

☒ **Neglect** – (Parent's name): Selena Ursa Smith neglected their parental duties towards a child listed in 1.

☒ **Emotional or physical problem** – (Parent's name): Selena Ursa Smith has a long-term emotional or physical problem that gets in the way of their ability to parent.

☐ **Substance abuse** – (Parent's name): _____ has a long-term problem with drugs, alcohol, or other substances that gets in the way of their ability to parent.

☐ **Lack of emotional ties** – (Parent's name): _____ has few or no emotional ties with a child listed in 1.

☐ **Abusive use of conflict** – (Parent's name): _____ uses conflict in a way that endangers or damages the psychological development of a child listed in 1.

☐ **Withholding the child** – (Parent's name): _____ has kept the other parent away from a child listed in 1 for a long time, without a good reason.

☒ **Other (specify):** Decisions and actions of Selena Ursa Smith have failed to protect the children Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells and caused them so much trauma that it left lasting effects, particularly on Onawa.

13. Support, Insurance, and Taxes

The court has considered whether to order child support, health insurance, and allocation of tax exemptions. The court finds:

☐ Child support, health insurance, and taxes should be ordered as described in Section 22 below.

☒ The court is **not** ordering child support, health insurance, or taxes because: the father is deceased and the mother is indigent

14. Protection Order

☐ No one requested an Order for Protection.

☐ (Name): _____ requested an Order for Protection in a separate but related (linked) case number _____

☒ Other findings: A 5 year no-contact order to protect Kathryn Stoker and the minor children was ordered against Seleena Smith in TCSC Case# 21-2—00676-34 on 7/20/22. Selena Ursa Smith is accused of residential burglary-DV of Petitioner's home and assault 4-DV. If requested, a Protection Order shall be provided to the Co-Guardians for the protection of Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells unless the Respondent Selena Ursa Smith has completed and filed proof (with service to the Petitioners) of completion of the evaluations and treatment as required in the Residential Schedule in this case.

➤ **The Court Orders:**

15. Guardianship

☒ **Approved.** A guardianship is approved for the following children:

Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells

(Names) Kathryn Stoker & Hans Stoker are appointed as co-guardians of the children listed above. The child shall live with the co-guardians.

To the Clerk:

Issue letters: Once the guardian files an Acceptance of Appointment, the clerk of the court shall issue Letters of Guardianship for the children to the guardian. The letters shall be valid until the expiration date listed in the **Guardianship Summary** in section 1.

Terminate any linked Emergency Guardianship cases.

16. Lay Guardian Training

Complete at <https://www.courts.wa.gov/guardianportal/index.cfm?fa=guardianportal.title11minor>

☒ The co-guardians provided proof of completion of lay guardian training.

17. Future notice to parents and interested parties (if any)

The parents and any interested parties listed in the **Guardianship Summary** in section 1 have a right to know if:

- The guardian delegates custody of the children,
- The court changes or limits the guardian's powers, or

- The court removes the guardian.

18. Co-Guardian's Authority

The co-guardian/s have the right to make decisions and determine the children's upbringing, including their education, healthcare, and religious training unless limited below.

Type of Major Decision	Guardian Decides	Parent/s Decide (write name or "both parents")	Child Decides (write name/s or "all children")
School/educational	☒	☐	☐
Healthcare (not emergency)	☒	☐	☐
Authority to apply for passport and travel internationally:	☒	☐	☐
Driver's license or State I.D.:	☒	☐	☐
Other:	☐	☐	☐
Other:	☐	☐	☐

☐ Other: _____

19. Access to Records

The following people have the right to access records (children may have the right to control access to records under other laws):

Type of Record	Guardian Can Access	Parent Can Access (write name or "both parents")
School/educational	☒	☒ Selena Ursa Smith
Healthcare	☒	☐
Other:	☐	☐
Other:	☐	☐
Other:	☐	☐

☐ Other: _____

20. Parents' Visitation

The parents' visitation shall be as follows:

☒ The children will have no visitation with one or both parents (name/s) Selena Ursa Smith because of RCW 26.09.191 limiting factors found in section 12, **until the conditions set in the Residential Schedule have been satisfied by the parent.**

☐ The visitation for the surviving parent is listed in the *Residential Schedule* (form GDN M 408).

21. Moving with Children (Relocation)

Guardians must follow the requirements of RCW 26.09.430 through RCW 26.09.490 when moving with the children.

Important! Unless a Residential Schedule is ordered, attach form FL Relocate 736 for a summary of the law about moving with the children.

22. Support, Insurance, and Taxes

☒ The court is not issuing an order about support, health insurance at this time.

☒ **Tax issues** – The parties have the right to claim the children as their dependents for purposes of personal tax exemptions and associated tax credits on their tax forms as follows:

☒ the appointed co-guardians may designate who may claim the children.

☐ other (specify): The co-guardians may apply for public benefits for the minor children, including Social Security Survivor's benefits _____

23. Protection Order

☐ No one requested a *Protection Order* in this case.

☒ Any order about the *Protection Order* is filed in a separate case.

24. Guardian ad Litem or Court Visitor Fees

☒ The Guardian ad Litem (GAL) or Court Visitor (Visitor) is discharged from this case.

☒ The GAL or Visitor fees and costs are approved as reasonable in the total amount of \$ Reserved.

They shall be paid from ☒ the county ☐ split between the parties as follows: _____

☐ Other (specify): _____

25. Lawyers and Legal Fees

☒ The following lawyers who were appointed by the court are discharged: Jennifer Smith, attorney for James D. Wells

☒ The legal fees and costs for the parents' James Daniel Wells, Jr and Selena Ursa Smith lawyer shall be paid for by the county.

[X] The children had no legal fees.

26. Successor Guardian

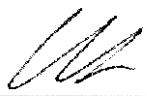
(Name): Alexander K. Stoker and Melissa Bernardo
should be appointed the Successor Co-Guardians if the following event occurs (list the designated event): death, disability or resignation of either Co-Guardian Kathryn Stoker or Hans Stoker

27. Other Orders (if any)

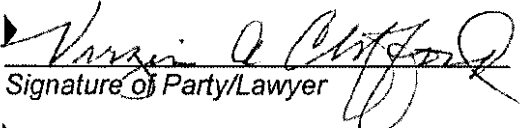
Ordered.

Chris Lanese

9/20/23
Date


Judge or Commissioner

Presented by:


Signature of Party/Lawyer

Virginia A. Clifford
Printed Name

WSBA No. 32354

Case Name: in the Minor guardianship of Onawa Kachina Smith-Wells and Raven Gaia Shenandoah Smith-Wells

No. 21-3-00578-34

**Attachment: Summary of the law about moving with children
(Child Relocation Act, RCW 26.09.430 - .480)**

Notice

Anyone with majority or substantially equal residential time (at least 45 percent) who wants to move with the children **must notify** every other person who has court-ordered time with the children.

Move to a different school district

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

Exceptions:

- If the relocating person could not reasonably have known enough information to complete the form in time to give 60 days' notice, s/he must give notice within **five days** after learning the information.
- If the relocating person is relocating to a domestic violence shelter or moving to avoid a clear, immediate, and unreasonable risk to health or safety, notice may be delayed **21 days**.
- If information is protected under a court order or the Address Confidentiality Program, it may be withheld from the notice.
- A relocating person who believes that giving notice would put her/himself or a child at unreasonable risk of harm, may ask the court for permission to leave details out of the notice or to be allowed to move without giving notice. Use form *Motion to Limit Notice of Intent to Move with Children (Ex Parte)* (FL Relocate 702).

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

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

Move within the same school district

If the move is within the *same* school district, the relocating person still has to let the other parent know. However, the notice does not have to be served personally or by mail with a return receipt. Notice to the other party can be made in any reasonable way. No specific form is required.

Warning! If you do not notify

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

Right to object

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

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

Right to move

During the 30 days after the *Notice* was served, the relocating person may not move to a different school

district with the children unless s/he has a court order allowing the move.

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

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

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

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

Parenting Plan after move

If the relocating person 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,
- Washington LawHelp:
www.washingtonlawhelp.org, or
- The Superior Court Clerk's office or county law library (for a fee).

(This is a summary of the law. The complete law is in RCW 26.09.430 through 26.09.480.)

FILED
SUPERIOR COURT
THURSTON COUNTY, WA
2023 SEP 20 AM 11:31
LINDA WYMAN BILLOW
THURSTON COUNTY CLERK

Superior Court of Washington, County of Thurston Family and Juvenile Court
In the Guardianship of:

ONAWA KACHINA SMITH-WELLS and
RAVEN GAIA SHENANDOAH SMITH-WELLS
Respondent/s (minors/children)

No. ~~21-3-00578-34~~ **21-4-00578-34**
Residential Schedule (Guardianship)
(PRS / RS) Clerk's action required: 1

Residential Schedule (Guardianship)

1. This residential schedule is a (check one):
☒ Court order signed by a judge or commissioner. This is a Final order. (RS)
☐ This final residential schedule changes the last final residential schedule.
2. Custody – The Guardian/s is/are granted custody of the following children:

Child's name	Age	Child's name	Age
1. ONAWA KACHINA SMITH-WELLS	5	2. RAVEN GAIA SHENANDOAH SMITH-WELLS	3
3.		4.	
3. Reasons for limiting a parent's visitation (under RCW 26.09.191)
 - a. Abandonment, neglect, child abuse, domestic violence, assault, or sex offense. (If a parent has any of these problems, the court **must** limit that parent's contact with the children and right to make decisions for the children.)
☒ Mandatory limiting factors from RCW 26.09.191(2) – A parent has one or more of these problems as follows (check all that apply):
 - ☒ Abandonment – (Parent's name/s): Selena Ursa Smith
intentionally abandoned a child listed in 2 for an extended time.
 - ☒ Neglect – (Parent's name/s): Selena Ursa Smith
substantially refused to perform their parenting duties for a child listed in 2.
 - ☒ Child abuse – (Parent's name/s): Selena Ursa Smith
(or someone living in that parent's home) abused or threatened to abuse a child. The abuse was (check all that apply): ☐ physical ☐ sexual
☒ repeated emotional abuse.

☒ **Domestic violence** – (Parent's name/s): Selena Ursa Smith
(or someone living in that parent's home) has a history of domestic violence as defined in RCW 7.105.010.

☐ **Assault** – (Parent's name/s): _____
(or someone living in that parent's home) has assaulted or sexually assaulted someone causing grievous physical harm, causing fear of such harm, or resulting in a pregnancy.

☐ **Sex offense** –

☐ (Parent's name/s): _____
has been convicted of a sex offense as an adult.

☐ Someone living in (parent's name/s): _____'s home has been convicted as an adult or adjudicated as a juvenile of a sex offense.

b. **Other problems** that may harm the children's best interests. (If a parent has any of these problems, the court **may** limit that parent's contact with the children and right to make decisions for the children.)

☐ Neither parent has any of these problems. (Skip to 4.)

☒ A parent has one or more of these problems as follows (check all that apply):

☒ **Neglect** – (Parent's name/s): Selena Ursa Smith
neglected their parental duties towards a child listed in 2.

☒ **Emotional or physical problem** – (Parent's name/s): Selena Ursa Smith
has a long-term emotional or physical problem that gets in the way of their ability to parent.

☐ **Substance abuse** – (Parent's name/s): _____
has a long-term problem with drugs, alcohol, or other substances that gets in the way of their ability to parent.

☐ **Lack of emotional ties** – (Parent's name/s): _____
has few or no emotional ties with a child listed in 2.

☐ **Abusive use of conflict** – (Parent's name/s): _____
uses conflict in a way that may cause serious damage to the psychological development of a child listed in 2.

☐ **Withholding the child** – (Parent's name/s): _____
has kept the other parent away from a child listed in 2 for a long time, without a good reason.

☒ **Other (specify)**: Decisions and actions of Selena Ursa Smith failed to protect the children and caused them so much trauma that it left lasting effects on the child Onawa

4. Limitations on contact

a. (Parent 1's name): Selena Ursa Smith

☒ The following limits or conditions apply to (parent's name): Selena Ursa Smith:

☒ No contact with the children.

[X] **Evaluation or treatment required.** This parent must:

- [X] be evaluated for: mental health issues and domestic violence, both evaluations shall be conducted by a WAC compliant WA agency and shall include collateral contact with the guardians of the children
- [X] start (or continue) and comply with treatment:
- [X] as recommended by the evaluation.
- [X] as follows (specify kind of treatment and any other details): When her compliance has been proven by meeting these conditions, Selena Ursa Smith may petition the court for an order setting visitation/ contact with the children

[X] provide a copy of the evaluation and compliance reports (specify details):

To the Guardians of the children and also file a copy in the minor guardianship court file.

If this parent does not follow the evaluation or treatment requirements above, then (what happens):

b. (Parent 2's name): James Daniel Wells, Jr. Is deceased

➤ **Parents' Visitation Schedule**

Check one:

- [X] **Limited schedule only** – The children live with the Guardians and have no contact with the parents except as described in section 4. (You may skip the parenting time schedule in sections 5 – 8, unless you want a different summer or holiday schedule, including to give uninterrupted time for vacation and holidays to the guardian.)

10. Moving with the children (relocation)

Anyone with majority or substantially equal residential time (at least 45 percent) who wants to move with the children **must notify** every other person who has court-ordered time with the children.

Move to a different school district

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

Exceptions:

- If the guardian could not reasonably have known enough information to complete the form in time to give 60 days' notice, the guardian must give notice within **5 days** after learning the information.

- If the guardian is relocating to a domestic violence shelter or moving to avoid a clear, immediate, and unreasonable risk to health or safety, notice may be delayed **21 days**.
- If information is protected under a court order or the address confidentiality program, it may be withheld from the notice.
- A guardian who believes that giving notice would put themselves or a child at unreasonable risk of harm may ask the court for permission to leave things out of the notice or to be allowed to move without giving notice. Use form *Motion to Limit Notice of Intent to Move with Children (Ex Parte)* (FL Relocate 702).

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

If the guardian wants to change the *Residential Schedule* because of the move, they must deliver a proposed *Residential Schedule* together with the *Notice*.

Move within the same school district

If the move is within the *same* school district, the guardian still has to let the notice parties and the court know. However, the notice does not have to be served personally or by mail with a return receipt. Notice to the notice parties can be made in any reasonable way. No specific form is required.

Warning! If you do not notify

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

Right to object

A person who has court-ordered time with the children can object to a move to a different school district and/or to the guardian's proposed *Residential Schedule*.

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

Right to move

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

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

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

- The other party gets a court order saying the children cannot move, or
- The other party has scheduled a hearing to take place no more than 15 days after the date the *Objection* was served on the guardian. However, the

guardian may ask the court for an order allowing the move even though a hearing is pending if the guardian believes that s/he or a child is at unreasonable risk of harm.

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

Residential Schedule after move

If the guardian served a proposed *Residential Schedule* 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 schedule without being held in contempt of the *Residential Schedule* that was in place before the move. However, the proposed schedule cannot be enforced by contempt unless it has been approved by a court.
- Either party may ask the court to approve the proposed schedule. 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,
- Washington Law Help: www.washingtonlawhelp.org, or
- The Superior Court Clerk's office or county law library (for a fee).

(This is a summary of the law. The complete law is in RCW 26.09.430 through 26.09.480.)

11. Other

12. Proposal

☒ Does not apply. This is a court order.

13. Court Order

☒ This is a court order (if signed by a judge or commissioner below).

Findings of Fact – Based on the pleadings and any other evidence considered:

The Court adopts the statements in section 3 (Reasons for limiting a parent's visitation) as its findings.

☒ The Court makes additional findings which are:

☒ contained in an Guardianship order or findings of fact entered at the same time as this *Residential Schedule*.

Conclusions of Law – This *Residential Schedule* is in the best interest of the children.

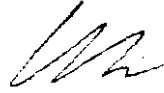
☐ Other: _____

Order – The parties must follow this *Residential Schedule*.

Date

9/10/23

Judge or Commissioner signs here

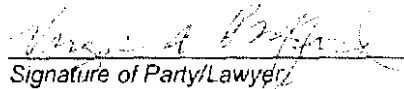


Chris Lanese

Warning! If you do not follow this *Residential Schedule*, the court may find you in contempt. You still have to follow this *Residential Schedule* even if the other party does not.

Violation of residential provisions of this order with actual knowledge of its terms is punishable by contempt of court and may be a criminal offense under RCW 9A.40.060(2) or 9A.40.070(2). Violation of this order may subject a violator to arrest.

If this is a court order, the parties and/or their lawyers (and any GAL or Visitor) sign below.
Presented by:


Signature of Party/Lawyer

Virginia A Clifford
Printed Name

32354
WSBA No.

FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2026 JUN 29 PM 4:44

LINDA MYHRE ERLOW
THURSTON COUNTY CLERK

Emailed to Law Enforcement Agency
on 6/29/26 by mc
(date) (Clerk's Initials)

3

Superior Court of Washington, County of Thurston

State of Washington,

Plaintiff

vs.

Ielena Ursa Smith

(First, Middle, Last Name)

Defendant

SID: WA23582147

No. 21-1-676-34

☒ Pre-Trial ☐ Post-Conviction

Domestic Violence No-Contact Order

(clj = NOCON, Superior cts = ORNC,
ORWPNP)

Clerk's action required: Sec. 10, 11

1. Protected Person's Identifiers:

Kathryn Lorene Stoker

Name (First, Middle, Last)

7/21/1949 F

DOB

Gender

W

Race

Defendant's Identifiers:

Date of Birth

6/11/1976

Gender

Race

F

W

2. Defendant:

☒ do not cause, attempt, or threaten to cause bodily injury to, assault, sexually assault, harass, stalk, or keep under surveillance the protected person.

☒ do not contact the protected person or the above listed family and household members directly, indirectly, in person, or through others, by phone, mail, or electronic means, except for mailing or service of process of court documents through a third party, or contact by the defendant's lawyers.

☒ do not knowingly enter, remain, or come within 1000 ft. of the protected person and/or the protected person's residence, school, workplace, vehicle, other:

☐ immediately vacate the residence shared with the protected person.

3. This no-contact order expires on:

☐ (Date)

☐ 1 ☐ 2 ☒ 5 years from today's date.

4. Firearms, Weapons, and Concealed Pistol License; Defendant:

☒ do not, own, possess, or control a firearm. (RCW 9.41.040).

☒ do not access, have in your custody or control, obtain, purchase, receive, attempt to purchase or receive, or possess a firearm, other dangerous weapon, or concealed pistol license. (RCW 9.41.800).

EXHIBIT E

☒ **Immediately surrender** all firearms and other dangerous weapons within the defendant's possession or control and any concealed pistol license to (law enforcement agency): _____

☐ comply with the **Order to Surrender and Prohibit Weapons** filed separately. (RCW 9.41.800).

☐ comply with the **Extreme Risk Protection Order** filed separately. (chapter 7.105 RCW).

The court may extend a no-contact order even if the defendant does not appear at arraignment.

This order replaces all prior no-contact orders protecting the same person issued under this cause number.

Warning: Violation of this order with actual notice of its terms is a criminal offense under chapter 7.105 RCW and will subject a violator to arrest; any assault, drive-by shooting, or reckless endangerment that is a violation of this order is a felony. **You can be arrested even if the person protected by this order invites or allows you to violate the order's prohibitions.** You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order upon written request.

5. Weapons Surrender Compliance

The requirements of RCW 10.99.030 ☐ have ☐ have not been met including submission of the officer's sworn statement that documents the officer separated the parties at the scene and asked the victim about firearms, other dangerous weapons, ammunition the defendant has access to; and whether the defendant has a concealed pistol license.

The officer's sworn statement indicates that they ☐ have ☐ have not temporarily removed and secured all firearms, dangerous weapons, and any concealed pistol license.

6. The court finds that the defendant's relationship to the person protected by this order is as a/an:

☐ intimate partner because they are:

☐ current or former spouses or domestic partners, ☐ parents of a child-in-common, ☐ age 13 or older and are/were in a dating relationship, and ☐ live or have lived together ☐ not lived together

☒ family or household member pursuant to RCW 7.105.010(13).

7. For crimes not defined as a serious offense, the court makes the following mandatory findings pursuant to RCW 9.41.800(1) and (2).

☐ The defendant used, displayed, or threatened to use a firearm or other dangerous weapon in a felony;

☒ The defendant is ineligible to possess a firearm pursuant to RCW 9.41.040;

☐ Possession of a firearm or other dangerous weapon by the defendant presents a serious and imminent threat to public health or safety, or to the health or safety of any individual;

☒ The defendant represents a credible threat to the physical safety of the protected person or this order explicitly prohibits the use, attempted use, or threatened use of physical force against the protected person, and the court issues this **No-Contact Order** to prevent possible recurrence of violence.

8. **Civil Standby**

☒ Not needed.

☐ The appropriate law enforcement agency shall, at a reasonable time and for a reasonable duration, assist the defendant in obtaining personal belongings located at:

Additional Warnings to Defendant: This order does not modify or terminate any order entered in any other case. You are still required to comply with other orders.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States, shall accord full faith and credit to the order.

10. **Service**

☒ Defendant was present at the hearing and acknowledged this order.

☒ **Clerk's Action.** The court clerk shall forward the *No-Contact Order* on or before the next judicial day to the following law enforcement agency where the restrained person lives or can be served (**check only one**):

☒ Sheriff's Office (Agency Case Number) 21-3298

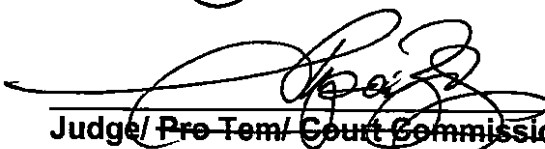
☐ Police Department (county or city) (Agency Case Number) _____

11. **Washington Crime Information Center (WACIC) and Other Data Entry**

Clerk's Action. The court clerk shall forward a copy of this order immediately to the following law enforcement agency: Thurston County Sheriff's Office
(**check only one**): ☒ Sheriff's Office or ☐ Police Department

This agency shall enter this order into WACIC and National Crime Info. Center (NCIC).

Dated: 6-29-2026 Time 3:34 a.m./p.m.


Judge/ Pro Tem/ Court Commissioner

I acknowledge receipt of a copy of this order:

present via Zoom & ~~email~~ was notice Allyson Zipp
Defendant

The protected person shall be provided with a certified copy of this order.

I am a certified or registered interpreter or found by the court to be qualified to interpret in the _____ language, which the defendant understands. I translated this order for the defendant from English into that language.

Signed on (date) _____ at (city) _____, (state) _____

Interpreter: _____ Print name: _____

FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2026 JUN 29 PM 4:42

LINDA MYHRE ENLOW
THURSTON COUNTY CLERK

3
Emailed to Law Enforcement Agency
on 6/29/26 by MC
(date) (Clerk's Initials)

Superior Court of Washington, County of Thurston

State of Washington,

Plaintiff

vs.

Seleha Ursa Smith
(First, Middle, Last Name)

Defendant

No. 21-1-676-34

☒ Pre-Trial [] Post-Conviction

Domestic Violence No-Contact Order

(clj = NOCON, Superior cts = ORNC,
ORWPNP)

SID: WA23582147

Clerk's action required: Sec. 10, 11

1. Protected Person's Identifiers:

H.B.U.S.

Name (First, Middle, Last)

5/2/2013 F W
DOB Gender Race

Defendant's Identifiers:

Date of Birth	
<u>6/11/1974</u>	
Gender	Race
<u>F</u>	<u>W</u>

2. Defendant:

- ☒ do not cause, attempt, or threaten to cause bodily injury to, assault, sexually assault, harass, stalk, or keep under surveillance the protected person.
- ☒ do not contact the protected person or the above listed family and household members directly, indirectly, in person, or through others, by phone, mail, or electronic means, except for mailing or service of process of court documents through a third party, or contact by the defendant's lawyers.
- ☒ do not knowingly enter, remain, or come within 1000 ft. of the protected person and/or the protected person's residence, school, workplace, vehicle, other:

[] immediately vacate the residence shared with the protected person.

3. This no-contact order expires on:

[] (Date)

[] 1 [] 2 ☒ 5 years from today's date.

4. Firearms, Weapons, and Concealed Pistol License; Defendant:

- ☒ do not, own, possess, or control a firearm. (RCW 9.41.040).
- ☒ do not access, have in your custody or control, obtain, purchase, receive, attempt to purchase or receive, or possess a firearm, other dangerous weapon, or concealed pistol license. (RCW 9.41.800).

EXHIBIT F

☒ **immediately surrender** all firearms and other dangerous weapons within the defendant's possession or control and any concealed pistol license to (law enforcement agency): _____

☒ comply with the **Order to Surrender and Prohibit Weapons** filed separately. (RCW 9.41.800).

☐ comply with the **Extreme Risk Protection Order** filed separately. (chapter 7.105 RCW).

The court may extend a no-contact order even if the defendant does not appear at arraignment.

This order replaces all prior no-contact orders protecting the same person issued under this cause number.

Warning: Violation of this order with actual notice of its terms is a criminal offense under chapter 7.105 RCW and will subject a violator to arrest; any assault, drive-by shooting, or reckless endangerment that is a violation of this order is a felony. **You can be arrested even if the person protected by this order invites or allows you to violate the order's prohibitions.** You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order upon written request.

5. Weapons Surrender Compliance

The requirements of RCW 10.99.030 ☐ have ☐ have not been met including submission of the officer's sworn statement that documents the officer separated the parties at the scene and asked the victim about firearms, other dangerous weapons, ammunition the defendant has access to; and whether the defendant has a concealed pistol license.

The officer's sworn statement indicates that they ☐ have ☐ have not temporarily removed and secured all firearms, dangerous weapons, and any concealed pistol license.

6. The court finds that the defendant's relationship to the person protected by this order is as a/an:

☐ intimate partner because they are:

☐ current or former spouses or domestic partners, ☐ parents of a child-in-common, ☐ age 13 or older and are/were in a dating relationship, and ☐ live or have lived together ☐ not lived together

☒ family or household member pursuant to RCW 7.105.010(13).

7. For crimes not defined as a serious offense, the court makes the following mandatory findings pursuant to RCW 9.41.800(1) and (2).

☐ The defendant used, displayed, or threatened to use a firearm or other dangerous weapon in a felony;

☒ The defendant is ineligible to possess a firearm pursuant to RCW 9.41.040;

☐ Possession of a firearm or other dangerous weapon by the defendant presents a serious and imminent threat to public health or safety, or to the health or safety of any individual;

☒ The defendant represents a credible threat to the physical safety of the protected person or this order explicitly prohibits the use, attempted use, or threatened use of physical force against the protected person, and the court issues this **No-Contact Order** to prevent possible recurrence of violence.

8. **Civil Standby**

☒ Not needed.

☐ The appropriate law enforcement agency shall, at a reasonable time and for a reasonable duration, assist the defendant in obtaining personal belongings located at:

Additional Warnings to Defendant: This order does not modify or terminate any order entered in any other case. You are still required to comply with other orders.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States, shall accord full faith and credit to the order.

10. **Service**

☒ Defendant was present at the hearing and acknowledged this order.

☒ **Clerk's Action.** The court clerk shall forward the *No-Contact Order* on or before the next judicial day to the following law enforcement agency where the restrained person lives or can be served (**check only one**):

☒ Sheriff's Office (Agency Case Number) 21-3298

☐ Police Department (county or city) (Agency Case Number) _____

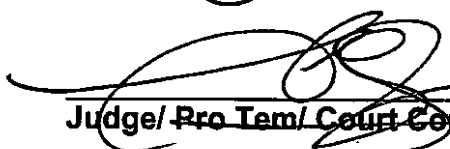
11. **Washington Crime Information Center (WACIC) and Other Data Entry**

Clerk's Action. The court clerk shall forward a copy of this order immediately to the following law enforcement agency: Thurston County Sheriff

(**check only one**): ☒ Sheriff's Office or ☐ Police Department

This agency shall enter this order into WACIC and National Crime Info. Center (NCIC).

Dated: 6-29-2026 Time 3:36 a.m./p.m.


Judge/ Pro Tem/ Court Commissioner

I acknowledge receipt of a copy of this order:

present via Zoom & ~~affidavit~~ was notice Allyson Zipp
Defendant

The protected person shall be provided with a certified copy of this order.

I am a certified or registered interpreter or found by the court to be qualified to interpret in the _____ language, which the defendant understands. I translated this order for the defendant from English into that language.

Signed on (date) _____ at (city) _____, (state) _____

Interpreter: _____ Print name: _____

FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2026 JUN 29 PM 4:43

LINDA MYHRE ENLOW
THURSTON COUNTY CLERK

Emailed to Law Enforcement Agency
on 6/29/20 by MC
(date) (Clerk's Initials)

Superior Court of Washington, County of Thurston

State of Washington,

Plaintiff

No. 21-1-676-34

vs.

Seleena Ursa Smith
(First, Middle, Last Name)

Defendant

☒ Pre-Trial [] Post-Conviction

Domestic Violence No-Contact Order

(clj = NOCON, Superior cts = ORNC,
ORWPNP)

SID: WA23582147

Clerk's action required: Sec. 10, 11

1. Protected Person's Identifiers:

O.K.S.-W.
Name (First, Middle, Last)
4/29/2018, F, W
DOB Gender Race

Defendant's Identifiers:

Date of Birth	
<u>6/11/1976</u>	
Gender	Race
<u>F</u>	<u>W</u>

2. Defendant:

- ☒ do not cause, attempt, or threaten to cause bodily injury to, assault, sexually assault, harass, stalk, or keep under surveillance the protected person.
- ☒ do not contact the protected person or the above listed family and household members directly, indirectly, in person, or through others, by phone, mail, or electronic means, except for mailing or service of process of court documents through a third party, or contact by the defendant's lawyers.
- ☒ do not knowingly enter, remain, or come within 1000 ft. of the protected person and/or the protected person's residence, school, workplace, vehicle, other:

[] immediately vacate the residence shared with the protected person.

3. This no-contact order expires on:

[] (Date)

[] 1 [] 2 ☒ 5 years from today's date.

4. Firearms, Weapons, and Concealed Pistol License; Defendant:

- ☒ do not, own, possess, or control a firearm. (RCW 9.41.040).
- ☒ do not access, have in your custody or control, obtain, purchase, receive, attempt to purchase or receive, or possess a firearm, other dangerous weapon, or concealed pistol license. (RCW 9.41.800).

EXHIBIT G

☒ Immediately surrender all firearms and other dangerous weapons within the defendant's possession or control and any concealed pistol license to (law enforcement agency): _____

☒ comply with the **Order to Surrender and Prohibit Weapons** filed separately. (RCW 9.41.800).

☐ comply with the **Extreme Risk Protection Order** filed separately. (chapter 7.105 RCW).

The court may extend a no-contact order even if the defendant does not appear at arraignment.

This order replaces all prior no-contact orders protecting the same person issued under this cause number.

Warning: Violation of this order with actual notice of its terms is a criminal offense under chapter 7.105 RCW and will subject a violator to arrest; any assault, drive-by shooting, or reckless endangerment that is a violation of this order is a felony. **You can be arrested even if the person protected by this order invites or allows you to violate the order's prohibitions.** You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order upon written request.

5. **Weapons Surrender Compliance**

The requirements of RCW 10.99.030 ☐ have ☐ have not been met including submission of the officer's sworn statement that documents the officer separated the parties at the scene and asked the victim about firearms, other dangerous weapons, ammunition the defendant has access to; and whether the defendant has a concealed pistol license.

The officer's sworn statement indicates that they ☐ have ☐ have not temporarily removed and secured all firearms, dangerous weapons; and any concealed pistol license.

6. The court finds that the defendant's relationship to the person protected by this order is as a/an:

☐ intimate partner because they are:

☐ current or former spouses or domestic partners, ☐ parents of a child-in-common, ☐ age 13 or older and are/were in a dating relationship, and ☐ live or have lived together ☐ not lived together

☒ family or household member pursuant to RCW 7.105.010(13).

7. For crimes not defined as a serious offense, the court makes the following mandatory findings pursuant to RCW 9.41.800(1) and (2).

☐ The defendant used, displayed, or threatened to use a firearm or other dangerous weapon in a felony;

☒ The defendant is ineligible to possess a firearm pursuant to RCW 9.41.040;

☐ Possession of a firearm or other dangerous weapon by the defendant presents a serious and imminent threat to public health or safety, or to the health or safety of any individual;

☒ The defendant represents a credible threat to the physical safety of the protected person or this order explicitly prohibits the use, attempted use, or threatened use of physical force against the protected person, and the court issues this **No-Contact Order** to prevent possible recurrence of violence.

8. **Civil Standby**

☒ Not needed.

☐ The appropriate law enforcement agency shall, at a reasonable time and for a reasonable duration, assist the defendant in obtaining personal belongings located at:

Additional Warnings to Defendant: This order does not modify or terminate any order entered in any other case. You are still required to comply with other orders.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States, shall accord full faith and credit to the order.

10. **Service**

☒ Defendant was present at the hearing and acknowledged this order.

☒ **Clerk's Action.** The court clerk shall forward the *No-Contact Order* on or before the next judicial day to the following law enforcement agency where the restrained person lives or can be served (**check only one**):

☒ Sheriff's Office (Agency Case Number) 21-3298

☐ Police Department (county or city) (Agency Case Number) _____

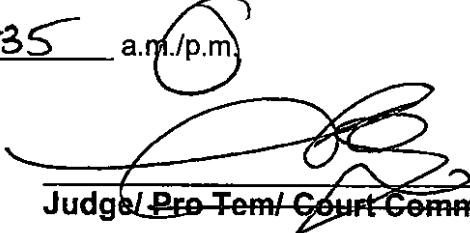
11. **Washington Crime Information Center (WACIC) and Other Data Entry**

Clerk's Action. The court clerk shall forward a copy of this order immediately to the following law enforcement agency: Thurston County Sheriff

(**check only one**): ☒ Sheriff's Office or ☐ Police Department

This agency shall enter this order into WACIC and National Crime Info. Center (NCIC).

Dated: 6-29-2026 Time 3:35 a.m./p.m.


Judge/Pro Tem Court Commissioner

I acknowledge receipt of a copy of this order: was notified

present via Zoom and agree
Defendant

Allyson Zipp

The protected person shall be provided with a certified copy of this order.

I am a certified or registered interpreter or found by the court to be qualified to interpret in the _____ language, which the defendant understands. I translated this order for the defendant from English into that language.

Signed on (date) _____ at (city) _____, (state) _____

Interpreter: _____ Print name: _____

FILED
SUPERIOR COURT
THURSTON COUNTY, WA

2026 JUN 29 PM 4:44

LINDA MYHRE ENLOW
THURSTON COUNTY CLERK

Emailed to Law Enforcement Agency
on 6/29/26 by mc
(date) (Clerk's Initials)

4

Superior Court of Washington, County of Thurston

State of Washington,

Petitioner

No.: 21-1-00676-34

Order to Surrender and Prohibit Weapons

☒ Temporary/Pre-Trial (ORWPNP)

☐ Final/Post Conviction (ORWPNP)

☒ Compliance Review Hearing (ORCRH)

(Clerk's Action Required)

vs.

Selena Ursa Smith

Defendant

Order to Surrender and Prohibit Weapons

1. Restrained Person

This order restrains the defendant (name) Selena Ursa Smith
based on the findings in the order issued on (date) 6/22/2026

This order replaces all prior Orders to Surrender and Prohibit Weapons issued under this
case number.

You must appear for the review hearing on (Date/Time): 7/2/26 at 9:00am
At: 2000 Lakeridge Dr SW, Olympia, WA 98502 on the o/c misc. not on calendar

2. This Order expires on: (date) _____

3. Surrender of Weapons

Restrained Person: You must **immediately surrender** all firearms and other dangerous
weapons in your possession, custody, or control, to this law enforcement agency:

Thurston County Sheriff's Office

You must **immediately surrender** all firearms and other dangerous weapons subject
to this order, including but not limited to the following:

See the attached sheet if there are more to list.

4. Surrender of Concealed Pistol License

Restrained Person: You must **immediately surrender** any concealed pistol licenses issued
under RCW 9.41.070 to this law enforcement agency:

5. Weapons Prohibition

Restrained Person: You are prohibited from accessing, having in your custody or control,
obtaining, possessing, purchasing, receiving, or attempting to purchase or receive any
firearms or other dangerous weapons, or obtaining or possessing a concealed pistol
license.

EXHIBIT H

1 **6. Instructions to Restrained Person**

2 **If you have firearms, other dangerous weapons, or concealed pistol licenses:**

3 Step 1: **Immediately** surrender all firearms, other dangerous weapons, and concealed
4 pistol licenses.

5 **Important!** If you have notice of this order, **immediately** surrender all firearms, other dangerous
6 weapons, and concealed pistol licenses to the local law enforcement agency listed in section 2 on the
7 same day as the hearing. Contact the local law enforcement agency for directions on how to
8 immediately surrender the firearms, dangerous weapons, and concealed pistol licenses.

9 If a law enforcement officer serves you, surrender firearms and other dangerous weapons, and your
10 concealed pistol license to the law enforcement officer.

11 Step 2: **Get a receipt** for the surrender of firearms, other dangerous weapons, and
12 concealed pistol licenses from law enforcement.

13 Step 3: **Complete** the *Proof of Surrender* form and file it with the receipt, or file other
14 evidence to prove full and timely compliance.

15 Step 4: **File** your documentation from Step 3 with the court clerk by the deadline for this
16 type of case:

- 17 ■ Criminal (defendant in custody): before you are released from custody.
- 18 ■ Criminal (defendant not in custody): File the declaration with the clerk of the
19 court within 24 hours from the entry of this order.

20 **If you do NOT have firearms, other dangerous weapons, or concealed pistol licenses:**

21 Step 1: **Immediately** complete and sign the *Declaration: No Weapons to Surrender* form or
22 gather other evidence that proves full and timely compliance.

23 Step 2: **File** your documentation from Step 1 with the court clerk by the deadline for this
24 type of case:

- 25 ■ Criminal (defendant in custody): before you are released from custody.
- 26 ■ Criminal (defendant not in custody): File the declaration with the clerk of the
27 court within 24 hours from the entry of this order.
- 28 ■ If you already surrendered all firearms, other dangerous weapons, and
concealed pistol licenses under another order, they must remain in the
possession of the law enforcement agency that received them until further order
of the court. You must provide proof of previous surrender to the court in this
case.

The Law Enforcement Officer serving this order shall inform you that the order is in effect upon
service and that you must immediately surrender all firearms, other dangerous weapons, and any
concealed pistol licenses issued under RCW 9.41.070. The serving officer shall conduct a search
for firearms, other dangerous weapons, and concealed pistol licenses as permitted by law. The
serving officer shall take possession of:

- **All firearms,**
- **Other dangerous weapons,**
- **Concealed pistol licenses belonging to Restrained Person,**

that are surrendered, in plain sight, or discovered during a lawful search. RCW 9.41.801.

7. ☐ **Criminal Case: Law Enforcement To Accompany Defendant for Surrender.**

The court finds that surrender of all firearms, dangerous weapons, and any concealed pistol license was not possible before release from custody or conclusion of the sentencing hearing.

The court orders (*law enforcement agency*) _____ to accompany defendant to (*location*) _____.
Law enforcement must file the Receipt within 24 hours.

8. **Washington Crime Information Center (WACIC) and Other Data Entry**

Clerk's Action. The court clerk shall forward a copy of this order immediately to the following law enforcement agency (*county or city*) Thurston Co. Sheriff Office
(*check only one*):

☒ Sheriff's Office (Agency Case Number) 21-3298

☐ Police Department (*city*) (Agency Case Number) _____

This agency shall enter this order into WACIC, NCIC, and NICS.

9. **Service**

☒ Defendant was present at the hearing and acknowledged this order.

☒ **Clerk's Action.** The court clerk shall forward the *No Contact Order* on or before the next judicial day to the following law enforcement agency where the restrained person lives or can be served (*check only one*):

☒ Sheriff's Office (Agency Case Number) 21-3298

☐ Police Department (*city*) (Agency Case Number) _____

10. **Compliance Hearing**

To decide if a compliance hearing is needed, the court considered:

☒ restrained person's attestation

☐ law enforcement verification

☒ police report and documentation of firearms or their recovery

☐ Department of Licensing firearm records

☐ Washington State Patrol firearm records

☒ protection order narrative, sections about firearms and dangerous weapons, and attachments

☐ affidavits by law enforcement, protected person, or petitioner in response to restrained person's declaration about firearms surrender

☐ other: _____

11. **The court orders (*check one*):**

☒ **Defendant: You must attend the hearing listed on page 1 of this order and show the court that you surrendered your firearm/s and concealed pistol license/s.**

☐ **Defendant's compliance found: No hearing required.** The court finds a sufficient showing that respondent has timely and completely surrendered all firearms and dangerous weapons in the respondent's custody, control, or possession and any concealed pistol license to a law enforcement agency and is in compliance with this order. The compliance hearing is waived per RCW 9.41.801(6).

12. **Warnings!**

- If you fail to comply with this order, you may be found in contempt of court and/or be charged with a misdemeanor and punished accordingly.
- You may also be charged with a crime up to and including a **felony** if you are found to own, possess, or control a firearm or other dangerous weapon.
- You have the right to remain silent and not make statements that may incriminate you. Anything you say can be used against you in a court of law. You have the right to consult with a lawyer before responding to this Order.
- This order may be extended pursuant to RCW 10.99.040(3).

13. **Protection against self-incrimination**

Voluntarily surrendering weapons may not be used against a Defendant in any criminal prosecution under chapter 7.105, 9.41, or 9A.56.310 RCW, or in any criminal prosecution pursuant to which this *Order to Surrender and Prohibit Weapons* was issued, except a prosecution for perjury, giving false statement, or otherwise failing to comply with the order.

Ordered.

Dated 6-29-2026 at (time) 3:37 a.m. (p.m.)

Judge/Commissioner

Allyson Zipp

I received a copy of this order.

present via Zoom & ^{has} notice
Signature of Defendant

Selena Smith
Print Name

present via Zoom & agrees
Signature of Defendant's Attorney, WSBA No.

Kari Reardon
Print Name

Superior Court of Washington for Thurston County

STATE OF WASHINGTON
Petitioner

vs.

SELENA URSA SMITH
Defendant

No.: 21-1-00676-34

**Declaration: No Weapons to
Surrender
(DCLRNS)**

If you previously surrendered your firearms, other dangerous weapons, and concealed pistol licenses, use the Proof of Surrender (form WS 100). If you want to plead your Fifth Amendment privilege against self-incrimination, you may use the Declaration of Fifth Amendment Privilege (form WS 105).

Declaration: No Weapons to Surrender

I understand that the court has ordered me to surrender all firearms, and other dangerous weapons that I own or have in my possession or control, and any concealed pistol licenses in my name. I have not surrendered any firearms, other dangerous weapons, or concealed pistol licenses pursuant to that order because I do not have any of those items.

I also understand that:

- I am prohibited from accessing, having in my custody or control, obtaining, possessing, purchasing, receiving or attempting to purchase or receive any firearms or other dangerous weapons, or obtaining or possessing a concealed pistol license until further order of the court.
- If I fail to comply with the *Order to Surrender and Prohibit Weapons*, I may be found in contempt of court and be charged with a misdemeanor.
- I may be charged with a crime up to and including a **felony** if I am found to own, possess, or control a firearm or other dangerous weapon while the *Order to Surrender and Prohibit Weapons* is in effect.

I declare, under penalty of perjury under the laws of the State of Washington, that this statement is true and correct.

Date: 7/1/26 at 10:23 a.m. at Portland Oregon.

/s/ Selena Smith

Selena U. Smith
Defendant

EXHIBIT I

Petition for Protection Order

Final Audit Report

2026-07-22

Created:	2026-07-22
By:	Virginia Clifford (office@vcliffordlaw.net)
Status:	Signed
Transaction ID:	CBJCHBCAABAAGju3ExgBT9vDI30hF00Qd5oDCJoBREyO

"Petition for Protection Order" History

-  Document created by Virginia Clifford (office@vcliffordlaw.net)
2026-07-22 - 5:35:54 PM GMT
-  Document emailed to Kathryn Stoker (kat-stoker@comcast.net) for signature
2026-07-22 - 5:36:12 PM GMT
-  Email viewed by Kathryn Stoker (kat-stoker@comcast.net)
2026-07-22 - 6:10:42 PM GMT
-  Document e-signed by Kathryn Stoker (kat-stoker@comcast.net)
Signature Date: 2026-07-22 - 6:27:35 PM GMT - Time Source: server - Signature Appearance Selected: IMAGE
-  Agreement completed.
2026-07-22 - 6:27:35 PM GMT



Adobe Acrobat Sign