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FILED

JAN 17 2018

Timothy W. Fitzgerald
SPOKANE COUNTY CLERK

Superior Court of Washington, County of SPOKANE

In re the Marriage of:

SIRINYA SURINA

Petitioner,

And

AARON MICHAEL SURINA

No. 17-3-01817-0

AMENDED

Motion for Contempt Hearing
(MTSC)

Motion for Contempt Hearing

To both parties:

Deadline! Your papers must be filed and served by the deadline in your county's Local Court Rules, or by the State Court Rules if there is no local rule. Court Rules and forms are online at www.courts.wa.gov.

If you want the court to consider your side, you **must**:

- File your original documents with the Superior Court Clerk; AND
- Give the Judge/Commissioner a copy of your papers (if required by your county's Local Court Rules); AND
- Have a copy of your papers served on all other parties or their lawyers; AND
- Go to the hearing.

The court may not allow you to testify at the motion hearing. Read your county's Local Court Rules, if any.

Bring proposed orders to the hearing.

To the person filing this motion:

To schedule a hearing on this motion, you must ask the court to sign the Order to Go to Court for Contempt Hearing (Order to Show Cause) (FL All Family 166). This Order may be signed "ex parte" (without the other party there). Contact the Superior Court Clerk's office for the procedure in your county. You must have this Motion and the Order to Go to Court personally served (by someone else) on the other party.

To the person receiving this motion:

If you do not agree with the requests in this motion, file a statement (using form FL All Family 135, *Declaration*) explaining why the court should not approve those requests. You may file other written proof supporting your side.

1 I declare:

2 1. I am a: Petitioner in this case.

3 2. The other party: Aaron M. Surina, did **not** obey the orders checked below that were signed
4 by the court on: November 8, 2017 in: Spokane County, WA

5 The parenting plan order.

6 *Describe how the order was **not** obeyed including dates and times:*

7 Parenting Plan: Page 2, Section 5 a. orders joint decision making for non-emergency

8 Health care Aaron violated this order as follows:

9 On October 13, 2017, Aaron took the children to the hospital to falsely accuse
10 me of beating Andrew. After Aaron was almost 1 ½ hours late, I started calling
11 hospitals. We discovered that Andrew had been checked into Sacred Heart
12 Hospital. I sent Aaron an email to ask him why Andrew was checked in at the
13 hospital. When he didn't respond, I called crime check. He did not return Andrew
14 and David until almost 10:00 p.m. Police came to my house before Aaron arrived
15 to look around and interview me.

16 November 8, 2017 Temporary Order:

17 Page 2, subset 5 orders Father may also do a walkthrough, including [previously] boxed
18 items but excluding Mom's personal effect
19 Any disputed item will be cataloged and left.

20 Aaron arrived at my residence on to pick up his personal property based upon the
21 attached list. (Exhibit A) I clearly marked my personal effects with yellow caution
22 tape. I had boxed most of his property and stored it in the garage. However, Aaron
23 also walked through the house. He insisted on opening each of the boxes my
24 personal property and effects. One of the boxes contained a small repair tool kit--- I
25 had purchased from Amazon. When Aaron saw the tool kit he announced all the
tools were his and took the tool kit with him.

Disparaging remarks:

David, our 5 year old came home after a recent visitation cussing up a storm and
announced that his Dad told him that he was going to talk to the judge and then David
would be going to live with his Dad.

1 **3. Request – I ask the court to:**

- 2
- Order the other party to go to court to show why the court should not approve the judgment and orders I've requested,
 - 3 • Find the other party in contempt, and
 - 4 • Approve the requests checked below.

5 **4. Money judgment requested**

I ask the court to approve a judgment ordering the other party to:

6

	Amount	Interest	From (date)	To (date)
7 Attorney Fees	\$1,500.00	\$		

8 **5. Fines and penalties (remedial sanctions) requested**

9 Approve other reasonable orders, including ordering the other party to:

- Pay a fine – civil penalty (required for violations of parenting time orders),
- 10 • Pay a fine for each day the court's orders are not followed,
- 11 • Meet certain conditions to stop being in contempt (purge the contempt),
- Pay my lawyer fees and costs, if any,
- Give me make-up parenting time, if appropriate, and
- 12 • Any other relief allowed by law (Chapter 7.21 RCW, Chapter 26.09 RCW, Chapter 26.10 RCW, Chapter 26.26 RCW, and RCW 26.18.040).

13 **6. Other orders requested (if any):**

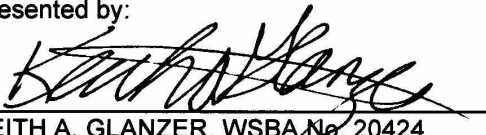
14 I declare under penalty of perjury under the laws of the state of Washington that the facts I have
15 provided on this form are true.

16 Signed at Spokane, Washington

Date: 1/17/2018

17 
18 Sirinya Surina, Petitioner/Moving Party

19 Presented by:

20 
21 KEITH A. GLANZER, WSBA No. 20424
22 Attorney for Petitioner

23 **Warning!** Documents filed with the court are available for anyone to see unless they are sealed. Financial,
24 medical, and confidential reports, as described in General Rule 22, **must** be sealed so they can only be seen by
the court, the other party, and the lawyers in your case. Seal those documents by filing them separately, using a
Sealed cover sheet (form FL All Family 011, 012, or 013). You may ask for an order to seal other documents.