

CN: 201703018170

SN: 411

PC: 18

** Proposed **

FILED

OCT 22 2020

Timothy W. Fitzgerald
SPOKANE COUNTY CLERK

Superior Court of Washington, County of

In re: ~~mom~~ *custodial interference*

Petitioner/s (person/s who started this case):

Sirinya Polary

And Respondent/s (other party/parties):

Aaron Surina

No. *17-3-01817-0*

Contempt Hearing Order
(ORCN)

☐ Clerk's action required: **1, 8, 12**

Contempt Hearing Order

1. Money Judgment Summary

- ☐ No money judgment is ordered.
☐ Summarize any money judgment from section 8 in the table below.

Judgment for	Debtor's name (person who must pay money)	Creditor's name (person who must be paid)	Amount	Interest
Past due child support from to			\$	\$
Past due medical support from to			\$	\$
Past due children's expenses from to			\$	\$
Past due spousal support from to			\$	\$
Civil penalty			\$	\$
Lawyer fees and costs			\$	\$
Other:			\$	\$
Yearly Interest Rate for child support, medical support, and children's expenses: 12% . For other judgments: ____% (12% unless otherwise listed)				
Lawyer (name):		represents (name):		

Lawyer (name):

represents (name):

2. The court has considered the *Motion for Contempt Hearing* and any supporting documents, response from the other party, reply, and other documents from the court record identified by the court. A contempt hearing was held on (date):

□ The Court Finds:

3. **Support Payments** (child support, medical support, children's expenses, spousal support)

☒ Does not apply. This contempt hearing did not cover support issues.

☐ Support orders were obeyed. No support payments are past due.

☐ Support orders were **not** obeyed. (Name):
did not obey the following order(s) signed by the court on (date):
(check all that apply):

☐ the child support order to (check all parts of the order that were not obeyed):

☐ pay the monthly child support payment.

☐ provide or pay for medical support for the children (health insurance or health care costs not covered by insurance).

☐ pay for the children's day care, education, transportation, and other expenses.

☐ the spousal support (maintenance) order.

This person did not pay the other party support payments required by court order in the amounts and for the dates described in the Money Judgment in section 8 below.

a. Ability to follow orders in the past – This person (check one):

☐ **was** able to follow the order/s checked above. The failure to follow the order/s was intentional.

☐ **was not** able to follow the order/s checked above. The failure to follow the order/s was not intentional.

Explain:

b. Ability to follow orders now – This person

(check one): ☐ **is** ☐ **is not** **able** to follow the orders now.

(check one): ☐ **is** ☐ **is not** **willing** to follow the orders.

Explain:

☐ Other findings:

4. Parenting Plan, Residential Schedule, or Custody Order

- ☐ Does not apply. This contempt hearing did not cover parenting/custody issues.
- ☐ The parenting/custody order was obeyed.

☒ The parenting/custody order was not obeyed. (Name): SIRINYA Polary
did not obey the following parts of the parenting/custody order signed by the court on
(date): 11/27 & 12/20 (check all that apply):

- ☒ Parenting Time Schedule (residential provisions).
- ☐ Decision-Making
- ☐ Dispute Resolution (Mediation, Counseling, or Arbitration requirement for disagreements)
- ☒ Other parts of the parenting/custody orders

The parenting/custody order was not obeyed as follows (check one):

- ☒ As described in the *Motion for Contempt Hearing*.
- ☐ (Describe how the order was not obeyed, including dates and times):

a. Ability to follow orders in the past – This person (check one):

- ☒ was able to follow the parenting/custody order. The failure to follow the order was intentional.
- ☐ was not able to follow the parenting/custody order. The failure to follow the order was not intentional.

Explain:

b. Bad faith – When this person did not obey the parenting/custody order, s/he:

(check one): ☒ acted in bad faith. ☐ did not act in bad faith.

Explain:

c. Ability to follow orders now – This person

(check one): ☐ is ☐ is not able to follow the parenting/custody order now.

(check one): ☐ is ☒ is not willing to follow the parenting/custody order.

Explain:

☐ Other findings:

5. Restraining Order or Other Order

☐ Does not apply. This contempt hearing did not cover any restraining order or other orders.

☒ The (check all that apply): ☐ restraining order ☒ other order (specify): *Restraining Order on Children* was obeyed.

☒ (Name): *Sirinya Polar* did not obey the following order signed by the court on (date): *11/27 - 12/20/2019* (specify order):

This order was not obeyed as follows (check one):

☒ As described in the Motion for Contempt Hearing.

☒ (Describe how the order was not obeyed, including dates and times):

*UNWILLING TO PICK UP CHILDREN ON HER EXCHANGES
RESPONDING WITH THREATS AND STATING "IT'S NOT MY JOB"
WHEN ASKING WHERE SHE WAS, WHEN SHE WOULD BE
THERE OR NO SHOWS.*

a. Ability to follow order in the past – This person (check one):

☒ was able to follow this order. The failure to follow this order was intentional.

☐ was not able to follow this order. The failure to follow this order was not intentional.

Explain:

*TWICE A MONTH, EACH PARENT IS ORDERED TO
PICK UP CHILDREN,*

b. Ability to follow orders now – This person

(check one): ☐ is ☐ is not able to follow this order now.

(check one): ☐ is ☒ is not willing to follow this order.

Explain:

*ARGUES AND STATES FEAR OF CROSSING STATE LINES
AS IF IN THE COMMISSION OF A CRIME.*

☐ Other findings:

6. Lawyer fees and costs

☐ Does not apply.

- ☐ The lawyer fees and costs listed in the Money Judgment in section **8** below were incurred and are reasonable.
- ☐ Other findings:

¶ The Court Orders:

7. Contempt

(Name):

(check one): ☐ is in contempt. ☐ is not in contempt.

8. Money Judgment

- ☐ Does not apply. No money judgment is ordered.
- ☐ The court orders the following money judgment (*summarized in section 1 above*):

Judgment for	Debtor's name (person who must pay money)	Creditor's name (person who must be paid)	Amount	Interest
☐ Past due child support from to			\$	\$
☐ Past due medical support (health insurance & health care costs not covered by ins.) from to			\$	\$
☐ Past due children's expenses for: ☐ day care ☐ education ☐ long-distance transp. ☐ other from to			\$	\$
☐ Past due spousal support from to			\$	\$
☐ Civil penalty (At least \$100 for 1 st violation of a parenting/custody order; at least \$250 for 2 nd violation within 3 years.)			\$	\$
☐ Lawyer fees and costs			\$	\$
☐ Other (specify):			\$	\$

The interest rate for child support, medical support, and children's expenses is 12%.
The interest rate for other judgments is 12% unless another amount is listed below.

- ☐ The Interest rate for other judgments is % because (*explain*):

☒ Other:

RESTRAIN ANY 3RD PARTY PEOPLE FROM ACCESS
AND/OR HARASSING MR. SURINA IN OUR FAMILY WIZARD
NO MORE SINISTER ATTACKS OR THREATS, ONLY MSGS FROM
mom unless agreed to & identified in msg

9. Make-up parenting time

☐ Does not apply.

☐ (~~NAME~~): AARON SURINA

will have make-up parenting time as

follows (specify dates and times):

REVERSE PLACEMENT BASED ON
TITLE IV D MONTANA CHILDREN RETURN TO ORIGINAL PRIMARY
CUSTODIAN, RESTORING ALL RIGHTS TO FIT PARENT
RETURN TO ~~THEIR~~ SUMMER SCHEDULE RESTORED WITH
REDISIGNATION OF PARTIES INCLUDING PLACEMENT

10. Jail time

☐ Does not apply.

☐ (Name):

(number): days in the (name of county):

must serve

County Jail.

☐ Jail time is suspended (postponed) under these conditions:

The court will review compliance with these conditions at the review hearing set in section 12 below.

☐ Jail time starts (check one): ☐ immediately ☐ on (date):

S/He must report to the jail on this date. The detainee must be released from jail as soon as s/he satisfies the conditions listed in section 11 below.

11. Contempt can be corrected (purged) if:

☒ Does not apply.

☐ (Name):

does the following (specify):

12. Court review

☐ Does not apply.

☒ The court will review this case on (date): DEC 10, 2020

at (time):

☐ a.m. ☐ p.m.



in (Court, Room/Dept.): Judge Bjelkegren

(If you check this box, also check the "Clerk's action required" box on page 1.)

13. Other orders (if any)

Ordered.

Date

Judge or Commissioner

Petitioner and Respondent or their lawyers fill out below.

This document *(check any that apply)*:

☐ is an agreement of the parties

☐ is presented by me

☐ may be signed by the court without notice to me

This document *(check any that apply)*:

☐ is an agreement of the parties

☐ is presented by me

☐ may be signed by the court without notice to me

Petitioner signs here or lawyer signs here + WSBA #

Respondent signs here or lawyer signs here + WSBA #

Print Name

Date

Print Name

Date

FROM **OFW System Message**

To **Aaron Surina**

DETAILS

Trade Swap Request Refused

Jan 05, 2020 at 06:25 PM

Sirinya Surina has refused the trade request starting on 01/12/2020 8:00 PM and ending on 01/13/2020 10:30 AM [Click to view](#)

FROM: UFW System Message

To: Aaron Surina

DETAILS

Expense Refused

Jun 09, 2020 at 07:02 PM

Sirinya Surina has refused the Expense
Andrew's ER Visit from the doctor office head
injury incident



OFW System Message

Jun 09, 2020

Expense Refused



OFW System Message

Jun 09, 2020

Expense Refused



OFW System Message

Jun 09, 2020

Expense Refused



OFW System Message

Jun 09, 2020

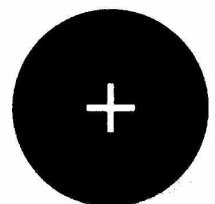
Expense Refused



OFW System Message

Jan 05, 2020

Trade Swap Request Refused



FROM: OFW System Message

To: Aaron Surina

DETAILS

Expense Refused

Jun 09, 2020 at 07:02 PM

Sirinya Surina has refused the Expense
Emergency room from Andrew's head injury.

FROM UFW System Message

To Aaron Surina

DETAILS

Expense Refused

Jun 09, 2020 at 07:02 PM

Sirinya Surina has refused the Expense
Emergency room from Andrew's head injury.

FROM: ORW System Message

To: Aaron Surina

DETAILS

Expense Refused

Jun 09, 2020 at 07:02 PM

Sirinya Surina has refused the Expense David Medical



View Message

From **OFW System Message**

To **Aaron Surina**



Expense Refused

Jun 09, 2020 at 07:02 PM

Sirinya Surina has refused the Expense class

K

Kylan Stevens Yesterday



to sirinyaandrew@gmail.com, ...



Hello,

If you are receiving this email, your child is behind in their weekly Dreambox goal, Lexia goal, or both. Dreambox is an adaptive math website assigned each day during personal learning time. All students have a weekly goal of 5 or more lessons. Lexia is an adaptive English Language Arts website. Students have varying goals depending on their performance level. Lexia is assigned each day during personal learning time, until your child meets their individual goal. You can check your child's progress by signing in to



Form **COL**

Violation Warning
Denial of Rights Under Color of Law

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

Name and address of Citizen

Name and address of Notice Recipient

Citizen's statement:

I certify that the forgoing information stated here is true and correct.

Citizen's signature

►

Date ►

Legal Notice and Warning

Federal law provides that it is a crime to violate the Rights of a citizen under the color-of-law. You can be arrested for this crime and you can also be held personally liable for civil damages.

Attempting to cause a person to do something by telling that person that such action is required by law, when it is not required by law, may be a felony.

18 USC §242 provides that whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States ... shall be fined under this title or imprisoned not more than one year, or both.

18 USC §245 provided that Whoever, whether or not acting under color of law, intimidates or interferes with any person from participating in or enjoying any benefit, service, privilege, program, facility, or activity provided or administered by the United States; [or] applying for or enjoying employment, or any perquisite thereof, by any agency of the United States; shall be fined under this title, or imprisoned not more than one year, or both.

42 USC §1983 provides that every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress.

Warning, you may be in violation of Federal Law and persisting with your demand may lead to your arrest and/or civil damages! Also understand that the law provides that you can be held personally responsible and liable, as well as your company or agency.

You are advised to cease and desist with your demand and to seek *personal* legal counsel if you do not understand the law.

Notice of Service:

I, _____ certify that I personally delivered this notice to above named recipient and address on _____ at _____.