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SN: 464

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FILED

FEB 25 2021

TIMOTHY W. FITZGERALD
SPOKANE COUNTY CLERK

Superior Court of Washington, County of Spokane

In re: Custodial interference Dec 18, 2020

Petitioner:

Sirinya Polarj

And Respondent:

Aaron Surina

No. 17-3-01817-0

Affidavit of facts by Aaron Surina in
Response TO: (Petitioner's reply RE:
Motion for contempt Dec 18, 2020)

(DCLR)

**Affidavit of facts of Aaron Surina in Response to Petitioner's reply
RE: Motion for Contempt - Custodial interference 12/18/2020**

1. I am 43 years old and I am the father of the Surina's two children DMS and AAS. I am competent to testify to the events outlined in this affidavit and am of sound mind and knowledgeable of the people involved in these events. This affidavit addresses responses to a motion for contempt in re: custodial interference 12/18/2020
If the court is inclined to reschedule this motion regarding December 18, 2020 or the entire hearing (all 3 contempt motions), I also intend to yield to the court in regards to the scheduling and orders signed by the court on Feb 17, 2021 for Ms. Sirinya Polarj's appearance on these matters Feb 26, 2021.
2. Sirinya intentionally omitted the entirety of the court's orders regarding our parenting plan. I have attached Judge Price's explanation of the parenting plan. We have been doing this same thing for 4 years now. I incorporate the affidavits filed on behalf of myself and Karmen Colby with regards to the Feb 26 2021 hearing fully as set forth herein.

3. Ms. Sirinya Polarj was served by a process server on 2/17/2021 before 5pm at her residence, the date the order to show cause was signed as well as sent a digital copy using Our Family Wizard. Proof of Service filed February 25, 2021.
4. There has never been a parenting plan where I don't pickup from school on my days. Sirinya has been able to follow the parenting plans except when she wants to create conflict. This is our 4th school year of Dad picks up from school when school releases.
5. I request the court take judicial notice in response to the petitioner's reply on Pg2 Paragraph1. Sirinya is defiant of the court's recent orders surrounding continual false allegations of Aaron Surina kidnapping his children during his court ordered parenting schedule.
Kidnapping is a very serious false allegation and I request the court assist in addressing this matter to protect my two sons and I from Sirinya and her continued false allegations, disparaging comments and constant harassment/conflict.
6. December 3, 2020 Ms. Sirinya Polarj without counsel or translators served over 100 pages of fraudulent pleadings the court denied and dismissed on Dec 17, 2020 which were all in english.
7. Sirinya paid over 100 dollars to serve an official "Restraining order" stamped as "Filed" by the Spokane County Clerk as the top page to the 103 pages of pleadings to interfere with my lawful right to physical custody of my children through intimidation and threats in the form of court action.
8. I would request the court take judicial notice of page 2 of her reply to each of the 3 contempt motions before the court, filed by Sirinya Polarj 2/23/21.

8. Ms. Sirinya Polarj admits she understands the parenting plan clearly with regards to "Father's weekends" on Page 2 in Paragraph 6 making my case for this motion.
9. Her admission to understanding Thursday pickups from school is on Page 2 Paragraph 6 and states the following: ***"Regarding Jan 28th alleged interference respondent arbitrarily of his own volition arrived early at David's school. The parenting plan says "3pm Thursday pickup" for father's weekend".***
10. She has no issues following the parenting plan when she is not stirring up conflict. She willfully violated the law and the court's order signed December 20, 2019.
11. She also admits that the Holiday schedule starts on Friday 12/18/20.
12. On December 18, 2020, My youngestson was withheld by Sirinya and she intentionally is lying saying I picked up at 1:29pm on page 2 of her reply. **See Exhibit A (Sirinya's own message on OFW regarding the pickup times on December 18 noting that Andrew was withheld intentionally until 3:25pm.)** This custodial interference was carried out with the intent to deprive me of my lawful right to physical custody of my sons in violation of a court's order and the law under RCW 9A.40.060. This was for Christmas Break
13. School was released at 11:50am December 17, 11:50am on December 18, and 2:25pm January 28, 2021.

- 17 **8. School Schedule**
18 **a. Children under School-Age**
19 The schedule for children under school-age is the same as for school-age children.
20 **b. School-Age Children**
21 ~~This schedule will apply when begins: Other:~~
22 This schedule will apply immediately.
23 The children are scheduled to live with SIRINIYA SURINA except when they are scheduled
24 to live with Aaron M. Surina on:

WEEKENDS: From Thursday after school until Monday morning when the children will
be delivered to school on the following rotation:

RCW 26.09.016, .181, .187, .194
Mandatory Form (05/2016)
FL All Family 140

Parenting Plan
p. 3 of 10

KEITH A. GLANZER, P.S.
2024 W. Northwest Blvd.
Spokane, WA 99205
Telephone: 509-326-4526
Facsimile: 509-24-0405

- 15 **12. Transportation Arrangements**
16 The children will be exchanged for parenting time at school whenever possible. Until
17 Andrew is enrolled in school he shall be exchanged at curbside or he may be escorted to
18 the mother's door for the exchange. The parties will not communicate with each other
19 during these exchanges. *the receiving parent*
20 *mf* ~~Aaron Surina~~ will provide all transportation for the weekly visitation exchanges.
When school is not in session, the exchanges will be at 3:00 p.m.

(Number any pages you attach to this Declaration. Page limits may apply.)

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provided on this form (and any attachments) are true. ☒ I have attached (number): 1 pages.

Signed at (city and state): Hayden, ID Date: 2/25/2021

Carrie Aaron Surina
Sign here Print name

Warning! Documents filed with the court are available for anyone to see unless they are sealed. Financial, 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

EXHIBIT A B 1 of 1

Avirat, Inc. d/b/a
The OurFamilyWizard® Website
230 13th Avenue NE
Minneapolis, MN 55413
OurFamilyWizard.com
info@ourfamilywizard.com
(866) 755-9991



Message Report

Total Number of messages: 1

Generated: Aaron Surina generated this
report on 02/24/2021 at 09:16 PM

Time zone of times listed:
America/Los_Angeles

Family Account Structure: Surina - Surina

Parents: Aaron Surina, Sirinya Surina

Child(ren): Andrew Surina, David Surina

Third Party Account(s): KARI CARSON, KARMEN
CARSON, CHRISTINE SURINA

Message 1 of 1

Sent: 12/18/2020 at 03:33 PM
From: Sirinya Surina
To: Aaron Surina (*First Viewed: 12/18/2020 at 03:34 PM*)
Andrew Surina (*First Viewed: Never*)
David Surina (*First Viewed: Never*)
Subject: Pick up 12/18/2020

Aaron picked up David at school at 1:30pm.
Picked up Andrew at home 3:25pm