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FILED

MAR 1 2024

TIMOTHY W. FITZGERALD
SPOKANE COUNTY CLERK

Superior Court of Washington, County of Spokane

In re: Surina Marriage

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

Sirinya Polarj (Surina)

And Respondent/s *(other party/parties)*:

Aaron Surina

No. 17-3-01817-0

Motion for Order to Strike declaration of
employee Alia from record.

(MT)

**Motion for Order for to strike declaration of
Petitioner's paid Employee Alia**

1. Relief Requested

My name is: Aaron Surina [Father of DMS & AAS]. I respectfully ask the court to approve the following order to strike the declaration of Petitioner's paid employee Alia which was filed early in this case (June 2023 approx).

2. Statement of Issues:

1. Whether the declaration of a paid employee of the petitioner, asserting that the petitioner never brings the children to the lounge after school, should be admitted as evidence.
2. Whether the objections raised by the respondent regarding the lack of credibility, hearsay nature, and obstruction of inquiry into the witness or declarant's testimony are valid grounds for striking the declaration.

3. Whether the objection to interrogatories directly related to employee inquiry of Petitioner's lounge should weigh as part of the court's decision.

3. Statement of Facts:

- Witnesses have provided testimony confirming that the petitioner has been observed in the building after the restaurant has closed on school nights, suggesting activity in the lounge area.
- The declaration in question lacks credibility, as it relies solely on the statement of a paid employee without corroborating evidence or firsthand knowledge.
- The petitioner has objected to reasonable inquiry into the credibility of the witness or declarant, thereby obstructing the respondent's right to a fair trial.

4. Evidence Relied On:

- Witness testimony confirming petitioner's presence in the building after hours.
- Lack of sound barrier in the establishment, making it unlikely for petitioner's activities to go unnoticed.
- Objection raised by the petitioner to reasonable inquiry into the witness or declarant's credibility.
- The petitioner has stated that there are no relevant reasons to provide any information about employees of the Petitioner which inherently makes this declaration irrelevant in theory.
- The respondent would like to point out that WA ER 401 gives us the definition of relevant evidence with regards to every interrogatory question. They all were ignored and objected to on grounds of relevance.

5. Legal Authority:

- WA ER 401 DEFINITION OF "RELEVANT EVIDENCE" "Relevant evidence" means evidence having any tendency to make the existence of any fact that is of consequence to the

determination of the action more probable or less probable than it would be without the evidence.

- Federal Rules of Evidence, Rule 802, which prohibits the admission of hearsay statements lacking proper authentication or reliability.
- Case law precedent establishing the importance of credibility and reliability in witness testimony.
- Constitutional principles of due process, which guarantee the right to fair and transparent legal proceedings.

6. Good Faith Assertion:

This motion is brought forth in good faith, with the sole intention of ensuring a fair and just resolution of this matter. It is not intended to delay, frustrate, or raise costs in the proceedings. However, it is imperative to address the petitioner's consistent defiance of court orders and refusal to participate in discovery, which necessitates this motion to safeguard the integrity of the legal process.

This candor towards the tribunal and a pro se litigant by opposing counsel is somewhat unethical and if the court awards sanctions under CR11, the respondent would not oppose such orders at this point.

In conclusion, I respectfully request that the Court grants this Motion to Strike the Declaration of Alia from the petitioner's submissions. Doing so will uphold the principles of fairness, credibility, and due process, which are fundamental to the administration of justice.

Thank you for your attention to this matter. Should the Court require any further information or clarification, I am at your disposal to provide the same.

6. Attached

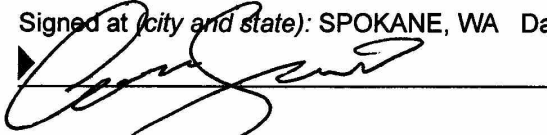
A Proposed Order is **not** attached to this *Motion*. I am willing to draft an order custom to Judge Palubicki's orders. I ask the court's assistance in drafting legal documents as a Pro-Se litigant due to the controversy that has taken place from that activity.

Please grant this Motion to Strike the Declaration of Alia, a paid employee of the petitioner, from the evidence presented by the petitioner. This motion is essential to ensure the integrity of the proceedings and uphold the principles of fairness and due process.

Person making this motion fills out below

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provided on this form are true. ☒ I have attached (number of): 0 pages.

Signed at (city and state): SPOKANE, WA Date: 3/1/2024



AARON SURINA

I agree to accept legal papers for this case at PO BOX 30123, SPOKANE, WA 99223

NOTARY BLOCK

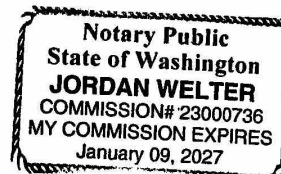
Subscribed and sworn to (or affirmed) before me on this 1st day of March, 2024, by Aaron Surina, proved to me on the basis of satisfactory evidence to be the person who appeared before me.

Notary Public for the State of Washington

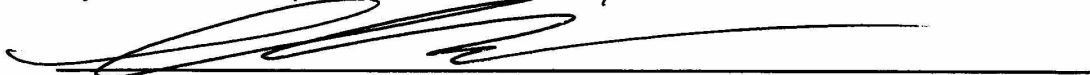
DECLARATION DATE: 3/1/2024

FULL NAME: Jordan Welter

COUNTY OF SPOKANE



My commission expires: January 09, 2029



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 : 0 pages.



Signed at : Spokane, Washington _____

Date: 3/1/2024

Sworn and subscribed attached Document: