

ORIGINAL

In the
Supreme Court of Ohio

THE STATE *ex rel.*
ARISTIDES JURADO

Relator,

v.

Case No. _____

14-1225

OFFICE OF DISCIPLINARY COUNSEL, *et. al.*

And

ORIGINAL ACTION IN MANDAMUS AND
PROHIBITION

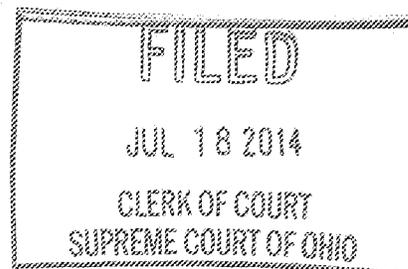
FRANKLIN COUNTY COURT OF COMMON
PLEAS, DOMESTIC RELATIONS DIVISION,
JUVENILE BRANCH, *et. al.*,

Respondents.

EXHIBITS IN SUPPORT OF
VERIFIED COMPLAINT FOR WRITS OF MANDAMUS AND PROHIBITION

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VOLUME II

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IN THE COURT OF COMMON PLEAS, FRANKLIN COUNTY, OHIO
DIVISION OF DOMESTIC RELATIONS
JUVENILE BRANCH

IN THE MATTER OF: : CASE NO. 12JU-14479

KATHY J. HERNANDEZ,
PETITIONER-MOTHER

VS.

ARISTIDES JURADO,
RESPONDENT-FATHER

TRANSCRIPT OF PROCEEDINGS HEARD
BEFORE THE HONORABLE JUDGE TERRI JAMISON
ON DECEMBER 20, 2013

APPEARANCES OF COUNSELS:

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RESPONDENT/FATHER

ERIKA M. SMITHERMAN, ATTORNEY AT LAW, ON BEHALF
OF THE PETITIONER/MOTHER

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LITEM, ON BEHALF OF THE MINOR CHILD

RONALD R. PETROFF, ATTORNEY AT LAW, ON BEHALF OF
THE PETITIONER/MOTHER

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Respondent/Father Exhibit A

58

1 JUDGE JAMISON: I'm on the record in the
2 matter of: Kathy Hernandez versus Aristides Jurado,
3 case number 12JU-14479. Counsels please enter your
4 appearance for the record?

5 ATTORNEY SMITHERMAN: Thank you, Your
6 Honor, Erika Smitherman, #00723834, Kathy Hernandez
7 is seated to my left.

8 ATTORNEY GOLDEN: Keith Golden, #0011657,
9 for Mr. Jurado who is the Respondent/father, he's
10 here in the courtroom with me.

11 ATTORNEY BETHEL: Blythe Bethel, Supreme
12 Court Registration Number #0001373, Guardian Ad
13 Litem for the ward, Noah.

14 JUDGE JAMISON: Okay, we're here in review
15 of an emergency restraining order that was placed on
16 -- by the Court to prevent the minor child from
17 being removed from her current school.

18 That Motion was filed by Ms. Smitherman. Mr.
19 Golden informed the Court that he was unable to
20 attend and the Guardian was present; so we'll ask
21 Ms. Smitherman to begin.

22 ATTORNEY SMITHERMAN: Sure, thank you.
23 Yes, Your Honor, the child is a young boy who is in
24 daycare at a Hilliard Goddard School facility. He
25 was dismissed from his former daycare facility by

1 the daycare facility due to some circumstances which
2 I'm not sure that we need to get into right now for
3 purposes of this motion.

4 But through a process that was led by the
5 guardian; each party was able to supply to her a new
6 -- a proposal for a new daycare for the child. Each
7 party participated in that process and Ms. Bethel
8 was able to help select a new daycare facility for
9 the child; which is the facility he's been in since
10 October.

11 My -- it has been brought to my client's
12 attention from Respondent that he intends to put the
13 child in a different daycare because it is
14 apparently inconvenient for him to get the child to
15 the current daycare facility due to his work
16 situation. So that's -- I believe why we're here
17 today, is to address whether or not the respondent
18 should be allowed to put the child in an alternative
19 daycare facility.

20 ATTORNEY GOLDEN: Okay, first I want to
21 address some procedural issues and then I want to
22 put some evidence on. This was an ex 'parte
23 emergency motion. There was no notice to me as
24 counsel of record. There was no service of
25

1 pleadings. If you look at the motion there was no
2 certificate of service on there.

3 And I think my experience has been when you're
4 going down to see a Court on an ex parte motion, you
5 notify the other party; give them a warning: "I'm
6 going tomorrow at three, you're welcome to come or
7 otherwise." That was not done.

8 This is a pending case with the email, cell
9 phones, there's no excuse for not reaching out to me
10 to attempt to do this.

11 When counsel was here -- I believe under your
12 instructions, counsel was told to call me. I don't
13 believe counsel reported back to the Court that I
14 was unavailable in transit to New York. I don't
15 know if my secretary told her that, but at least she
16 did tell her I was unavailable and they could not
17 reach me. There was -- I don't believe from my
18 reading of the transcript that was made known to
19 you.

20 The other thing was there was no follow-up
21 hearing. There's no review hearing set for today.
22 It was only based upon my initiative that this was
23 set up.

24 I believe all of these things should act as a
25 bar of any relief. This is inequitable relief;

1 someone comes in they must have clean hands and I
2 don't believe trying to sneak something like this
3 under the radar is appropriate by either ethical or
4 procedural guidelines and there's a consequence; we
5 shouldn't even be addressing this.

6 Now, on the other side, there seeking a
7 restraining order adjunctive relief there's no
8 affidavit with the motion. So again, the order
9 should not have been issued, there was no testimony.
10 I believe all that happened at this little mini
11 hearing was the guardian weighed in. But with what
12 her opinion was -- but I don't believe that
13 procedurally the minimum was done to issue an ex
14 parte.

15 I think this sets a bad precedent for this
16 Court. It gives a message to the community that not
17 withstanding another lawyer on the other side; you
18 can come down here without an affidavit, no notice
19 and still get an order signed. I think that's a bad
20 message to put out. Because if that happens,
21 everybody is going to beat your door tomorrow for
22 Christmas or New Year's Holiday disputes.

23 Now, as to the emergency, I don't believe there
24 was precedent; there was no threat of eminent harm.
25 I believe up through the evolution of what's been

1 going on down here recently the Court has been
2 looking more for blood and broken bones, especially
3 for emergency custody orders. But nor is it the
4 issue adjunction, I believe you have to show some
5 type of eminent threat of harm. And I don't believe
6 that was present in this case nor is it here today
7 under the circumstances. Everybody could have
8 waited 'til Monday -- 'til I got here and we could
9 have had this little hearing then.

10 Now as to the facts, I believe based on my
11 reading of the transcript you were mislead as to
12 facts then and you were just mislead as to what the
13 facts are now. I don't think it's an intentional
14 thing that someone is trying to pull a fast one on
15 you. So I don't want anybody get the wrong way.
16 But I think that the facts is being presented to you
17 are not as accurate as they may be.

18 And I believe that everybody -- and I want to
19 put some evidence on for my client as to what he is
20 trying to do and why he is trying to do it. And
21 then you can make up your mind in light of what I
22 just explained to you procedurally otherwise whether
23 a restraining order should be issued or they should
24 go to the third floor and start with a motion down
25 there.

1 But I would submit that the facts that I'm
2 about to present to you are going to show you -- the
3 otherwise. So with that in mind, I'll like to call
4 Mr. Jurado.

5 JUDGE JAMISON: Just one second. Let me -
6 - let me hear from Ms. Bethel and then.

7 ATTORNEY GOLDEN: Sure.

8 ATTORNEY BETHEL: Thank you, Your Honor.

9 JUDGE JAMISON: You don't have to stand
10 up.

11 ATTORNEY BETHEL: Thank you. Without
12 question this is an extremely high conflict case,
13 unfortunately, this young child is almost a year and
14 a half old and I can say that for the year and a
15 half that he's been present on planet earth, his
16 life has been filled with nothing but hotly
17 contested litigation between his parents.

18 Something as simple as daycare placement
19 becomes a hotly litigated issue. The child was in
20 placement in the daycare that was in Hilliard up
21 until this fall when he was asked to be removed by
22 the daycare; again, we don't need to go into those
23 reasons. And trying to find a new daycare
24 obviously became a struggle for these folks, so I
25

1 interceded. And I made the determination based on
2 information that was provided to me.

3 I have been very, very consistent in my
4 position regarding this child's weekly schedule
5 particularly during the work week, Monday through
6 Friday. Because these folks are so unable to work
7 together, I wanted consistency for the child at
8 least five days a week, Monday through Friday going
9 to daycare where I know he's got a consistent
10 schedule.

11 I wanted the child there at nine o'clock and
12 then he could be picked up by which other parent who
13 was exercising their parenting time that day and the
14 appropriate time in the later afternoon. I can say
15 that there have been issues with the child getting
16 to daycare by nine o'clock.

17 This situation that's before you now, Your
18 Honor, came as a result of notification from Mr.
19 Golden by email that Mr. Jurado was looking to
20 finally obtain a -- at least a part-time work
21 position which is obviously a good thing. But that
22 he was not going to be able to exercise his
23 parenting time schedule because of the location with
24 current daycare and travel time.
25

1 I have to be honest with you, I believe that
2 there are numerous parents throughout the world who
3 are working parents, part-time and full-time who
4 have to travel extensive distances to get their
5 children to where ever those children need to be and
6 they can still get to work on time.

7 I don't believe that this issue should be about
8 the convenience of either parent. I think this is
9 very much about what is best for this child. And I
10 would strongly urge this Court to maintain the
11 status quo and keep this child in the daycare that
12 he is now adjusted to since October; he's doing well
13 there. And if it means some inconvenience for
14 either one of these parents, Ms. Hernandez and Mr.
15 Jurado, I'm sorry being a parent is not convenient.
16 It's just not a convenient job. And I respectfully
17 ask the Court to maintain the status quo which is
18 best for the child at this juncture.

19 JUDGE JAMISON: The problem that I have
20 with the counsel is procedurally. As Mr. Golden has
21 pointed out, there was no certificate of service on
22 the motion; there was no affidavit with the motion.
23 I have to vacate the restraining order because it
24 was not procedurally done correct.

25

1 He was not given notice; he was not given an
2 opportunity to be heard. And the one thing that this
3 Court has a practice of is making the Court
4 available to all litigants to be heard.

5 Mr. Golden was in New York and had I known he
6 was actually in New York and just didn't choose to
7 come over here, I never would have granted it. And
8 unfortunately, that was my error in not seeing that
9 there was no certificate of service on the pleading.

10 We don't do ex parte orders when there's
11 opposing counsel without a certificate of notice and
12 without an affidavit.

13 I took the guardian's testimony; I did not have
14 an affidavit from the party. So, I did have
15 testimony from the guardian, but I am troubled that
16 it was not procedurally done correct.

17 So, I will vacate it. You can re-file it; you
18 can bring back and present evidence as to why it
19 should be an order because I can't procedurally do
20 that.

21 ATTORNEY BETHEL: Well, I and I absolutely
22 respect the Court's decision in this regard; I want
23 to put the parties on notice right now. I
24 understand that one of the precipitating facts and I
25 -- Keith I know that you indicated that you want to

1 put some evidence on -- was Ms. Hernandez's counsel
2 to be filing a motion that was brought before, Your
3 Honor, was a statement by Mr. Jurado that he
4 allegedly said that he was going to remove -- put
5 the child in a second daycare.

6 JUDGE JAMISON: Well Ms. Bethel, if you
7 all want to be heard on this matter, I will take
8 testimony on it today or you can re-file it and
9 properly serve counsel.

10 ATTORNEY BETHEL: I -- I would like to
11 hear it. Because the last thing I want is for this
12 child to be disrupted. And folks, I got to tell you
13 something -- you know the maneuvering here is just
14 got to stop -- it has got to stop.

15 ATTORNEY GOLDEN: It's no maneuvering and
16 this is beyond a convenience. She's making this a
17 convenience issue. We have lines; there's
18 convenience; there's inconvenience; there's major
19 inconvenience and there's a possibility. We're in a
20 possibility here. This is beyond inconvenience and
21 maneuvering and that's why we want you to hear this.

22 JUDGE JAMISON: Oh you do want me -- you
23 want me to hear it today?

24 ATTORNEY GOLDEN: I'm happy to proceed.
25 We're here -- we're all here; I could make them file

1 -- you know -- request that they start all over
2 again, but I'm not going to do that. Let's get it
3 on now and get it over with.

4 JUDGE JAMISON: Okay, Ms. Bethel, would
5 you have a seat.

6 ATTORNEY BETHEL: Where would you like me?

7 JUDGE JAMISON: At either -- either table;
8 or over here in the corner.

9 ATTORNEY BETHEL: Yeah, I think I'll sit
10 over there.

11 ATTORNEY SMITHERMAN: Will he sign a
12 waiver of service right now -

13 JUDGE JAMISON: For us to proceed.

14 ATTORNEY SMITHERMAN: -- for us to
15 proceed today?

16 ATTORNEY GOLDEN: A waiver of service of
17 what?

18 JUDGE JAMISON: The service of the
19 restraining order -- the motion for restraining
20 order and consent to immediate adjudication.

21 ATTORNEY GOLDEN: I don't think it's --
22 somebody just shot this idea in the room. I don't
23 think it's necessary. We're here. We don't have to
24 sign a waiver; we are here. And we're proceeding -

25 JUDGE JAMISON: Mr. Petroff, I got this --

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1 ATTORNEY PETROFF: All right.

2 JUDGE JAMISON: Thank you.

3 ATTORNEY GOLDEN: Thanks. We're doing
4 fine without him.

5 JUDGE JAMISON: If we had service in the
6 beginning, we wouldn't be here. Okay -

7 ATTORNEY GOLDEN: Really.

8 ATTORNEY SMITHERMAN: And Your Honor, we
9 did have a certificate of service attached to that.
10 I don't know why it didn't get in the scanned file.

11 JUDGE JAMISON: Yeah, there's no
12 certificate of service in the file.

13 ATTORNEY SMITHERMAN: But we did attach
14 that.

15 ATTORNEY GOLDEN: Well, excuse me, I never
16 got it. So you can put a certificate anywhere.

17 ATTORNEY SMITHERMAN: Right and I -- I
18 apologize.

19 ATTORNEY GOLDEN: I never got it.

20 ATTORNEY SMITHERMAN: I apologize.

21 JUDGE JAMISON: Okay -- okay.

22 ATTORNEY SMITHERMAN: That wasn't the
23 intent.

24 JUDGE JAMISON: Okay. Joe (Court
25 Bailiff), I need a waiver of service and consent to

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1 immediate adjudication signed by Mr. Jurado, so that
2 we will go forward on this motion. Do you have a
3 copy of the motion, now, Mr. Golden?

4 ATTORNEY GOLDEN: (non-responsive).

5 JUDGE JAMISON: Okay.

6 ATTORNEY GOLDEN: I should answer verbally
7 -- yes.

8 JUDGE JAMISON: Probably.

9 ATTORNEY JAMISON: Probably would be a
10 good idea -- we tell everybody all the time. So
11 that was a yes.

12 JUDGE JAMISON: Okay. We will call your
13 first witness counsel; it's your motion.

14 ATTORNEY SMITHERMAN: Okay, I'll call
15 Kathy Hernandez.

16 JUDGE JAMISON: Can we briefly go off the
17 record one minute. Just have a seat; just a second.

18 - - -

19 OFF RECORD

20 - - -

21 JUDGE JAMISON: Okay, thank you counsel
22 for giving me that brief break. Hernandez and
23 Jurado -- ma'am will you raise your right hand?

24 - - -

25 KATHY HERNANDEZ

1 BEING FIRST DULY SWORN, CALLED AS A WITNESS

2 ON BEHALF OF THE PETITIONER-MOTHER

3 ON DIRECT EXAMINATION

4 TESTIFIES AS FOLLOWS:

5 - - -

6 MS. HERNANDEZ: Yes I do.

7 JUDGE JAMISON: Thank you. Ms.

8 Smitherman, you may inquire.

9 ATTORNEY SMITHERMAN: Thank you.

10 BY ATTORNEY SMITHERMAN:

11 Q. Kathy please state your full name for the
12 record?

13 A. Katherine Jo Hernandez.

14 Q. Okay. Can you please tell me where your
15 minor child was formerly -- formerly in daycare?

16 A. At Brooksedge Daycare.

17 Q. And where is that located?

18 A. On Nike Drive in Hilliard.

19 Q. And how long had he been there prior to
20 leaving that facility?

21 A. A year and about two weeks -- about a year
22 -- yeah, about a year and two weeks.

23 Q. Okay. And during the time he was at that
24 facility, where did respondent reside?

25

1 A. At the same location that he does today,
2 Easton.

3 Q. And where does your child go to daycare
4 now?

5 A. The Goddard School on Park Meadow Lane in
6 Hilliard.

7 Q. Okay. And when did that daycare change?

8 A. The daycare changed about a week and a half
9 after he was asked to leave the Brooksedge Daycare,
10 and that was about the third week of October; the
11 week of October twenty something -- I don't remember
12 the exact date.

13 Q. Okay. And do you remember going through a
14 lengthy process with the guardian to select a new
15 daycare?

16 A. Yes, when I was informed that Noah would be
17 removed from daycare, I was advised of the process
18 that we were to go through and that was to make
19 recommendations to the guardian by Monday -- I
20 believe -- was his last daycare was a Thursday or
21 maybe a Wednesday. And we were advised to provide
22 our recommendation by that following Monday, so I
23 immediately began my research to select the daycare
24 that I would like for Noah to go to.

25

1 I made the visits -- as many visits as I could
2 to daycares that had openings. And I provided my
3 recommendation by Friday of that week -- so --
4 before the deadline.

5 Q. So you complied with what the guardian
6 required?

7 A. I did. And I also visited the daycare that
8 was recommended by Noah's father.

9 Q. And when did it get brought to your
10 attention that the respondent was considering
11 another daycare?

12 A. Last week, when I received an email from
13 you -- I believe it was on Monday. I received an
14 email stating that -- the email that was referred to
15 earlier that Noah's father had received a job offer
16 -- part-time job offer. And that he was going to be
17 unable to fulfill his parenting time due to the
18 location of the daycare and that there were three
19 options. The first option: being that Noah go to a
20 completely different daycare. Second option: being
21 that he goes to two daycares and I may have that
22 order reversed. Under the third option: be that
23 Noah's father not accept the position and therefore
24 not be able to continue to -- not be able to -- yeah
25 -- continue not paying his child support and that he

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1 would not be able to pay the evaluation/
2 psychological evaluation fees. And I believe that
3 was the just of it. Additionally that this was not
4 his problem, it was a group problem.

5 Q. I'd like to show you an email. Is this the
6 email that you are referring to in your testimony?

7 A. Yes, that is correct.

8 Q. Can you tell me who it's from?

9 A. That is from Mr. Golden.

10 Q. And when is it dated?

11 A. It is dated, Tuesday, December 10th.

12 Q. Did you have any independent conversation
13 about him wanting to move daycares or put the child
14 in an additional daycare?

15 A. After we had responded to this email,
16 stating that we did not agree with any of the
17 options, on Thursday when he was exercising
18 parenting time for his birthday, he arrived at the
19 location that we exchange Noah nearly ten minutes
20 late. And when I was reaching for Noah -- after I
21 reached for Noah, he advised me that he was advised
22 by his attorney that he needs to get current with
23 his child support to stay out of trouble and
24 therefore that he needed to do what he needed to do.
25 So, therefore, he would be enrolling Noah in a

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1 second daycare. And I said, "that would not
2 happen." And he said something as he was walking
3 away. And I said, "excuse me." -- like excuse me
4 three times. And he turned around and said, "I'll
5 send you the information." And I may have said that
6 just may not happen, again and I turned and walked
7 away.

8 Q. Do you know where he is working?

9 A. I do not.

10 Q. All right. And have you got to where you
11 have communication with the guardian on this issue?

12 A. Yes, as soon as I found out -- as soon as
13 he told me what he told me that evening on Thursday,
14 the 12th, I immediately left a message for Ms.
15 Bethel. It was around 7:09 -- I remember telling
16 her the exact time that I was calling her -- or
17 7:10, something of that effect -- and -- I then sent
18 an email after 8:00 PM that evening to both you and
19 her, telling you what I just stated. That I was
20 advised by Ari that he was told that to stay out of
21 trouble with his child support and that he needed to
22 do what he needed to do and to put Noah in a second
23 daycare.

24 Q. Do you believe that's in your child's best
25 interest to put him in a second daycare?

1 A. Absolutely not. He already goes through
2 enough change for me to rotate through us every two
3 days and that's a lot for a small child. And to
4 have to -- then to go to two different daycares,
5 being exposed to a number of different providers and
6 not have consistency of care, just doesn't make
7 sense for -- for any child. Especially, mine --
8 because you know he's mine.

9 Q. Okay.

10 ATTORNEY SMITHERMAN: I have no further
11 questions at this point.

12 JUDGE JAMISON: Okay. Mr. Golden -

13 ATTORNEY GOLDEN: Yes, thank you.

14 JUDGE JAMISON: -- cross examine?

15 ATTORNEY GOLDEN: Yes, thank you.

16 - - -

17 CROSS EXAMINE

18 - - -

19 BY ATTORNEY GOLDEN:

20 Q. Let's start first with Ari. Ari is a very
21 unusual man and that he wants to be micro-managing
22 care of his child, is that an accurate statement?

23 ATTORNEY SMITHERMAN: Objection. I don't
24 believe that was raised in her examination. And
25 you're calling for her to make an opinion on him.

1 ATTORNEY GOLDEN: This Ohio, I can do
2 anything on cross examination. I'm not limited to
3 direct.

4 JUDGE JAMISON: That's true -- that's a
5 Federal Court rule.

6 (cont'd.) BY ATTORNEY GOLDEN:

7 Q. Do you remember the question?

8 A. I -- I do not have a lot of conversation
9 with Noah's father so I do not know what his
10 intentions are, to be perfectly honest.

11 Q. I didn't ask you what his intentions. I
12 asked you genuinely speaking, he is an unusual man
13 and that he wants to micro-manage the care of his
14 child -

15 A. If that's what you're telling me.

16 Q. I'm asking you do you agree or disagree?

17 A. I do not know.

18 Q. You don't know?

19 A. I do no know.

20 Q. How long have you known this man?

21 A. For several years.

22 Q. And how long have you dealt with him?

23 A. For several years.

24 Q. And isn't it true that you almost have to
25 deal with him on a daily basis?

1 A. I do not -- we do not have communication
2 outside of our exchanges unless there's an email
3 exchange.

4 Q. And that's because you won't communicate
5 with him, isn't that true?

6 A. That is not accurate.

7 Q. And isn't it, also, true that you don't
8 like the concept of being in shared parenting with
9 him?

10 A. No I do not. I believe that he does not
11 make good decisions for my child.

12 Q. And you are a veteran in this area, aren't
13 you?

14 A. Meaning?

15 Q. You have a what -- sixteen or eighteen year
16 old child?

17 A. I have an eighteen year old son.

18 Q. So you've got eighteen years experience;
19 he's got what -- seventeen and a half months?

20 A. Umm hmm (affirmative response).

21 Q. Is that correct?

22 A. That's correct.

23 Q. So if we would compare, you know a lot more
24 about parenting then he does?

25 A. You can assume that.

1 Q. I'm not asking assume, I'm asking if you
2 think you do or you don't?

3 A. Because I've already been a parent, I would
4 say yes.

5 Q. So you don't like shared parenting with
6 him, is that correct?

7 A. I do not believe he makes good decisions
8 for my child, so I do not think it's in his best
9 interest.

10 Q. And you're not going to agree with him
11 unless there's a gun to your head, is that true?

12 A. That is not accurate; I don't even know
13 where that statement comes from.

14 Q. You're hoping that the psychological
15 evaluation is going to come up with something that
16 gives you the basis to walk away from shared
17 parenting, aren't you?

18 A. I'm not sure what this has to do with the
19 daycare selection of what we're talking about. I'm
20 not on trial today.

21 ATTORNEY SMITHERMAN: Yes, Objection.

22 JUDGE JAMISON: Ma'am -- ma'am -- your
23 attorney is speaking.

24 ATTORNEY SMITHERMAN: I guess I'm going to
25 object on the grounds of relevancy, how this is

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1 related to whether or not the respondent should be
2 allowed to move -- to -- the child to a different
3 daycare facility.

4 ATTORNEY GOLDEN: It goes to her
5 motivation, her veracity and her -- her intent in
6 filing this motion and really what's behind it.

7 JUDGE JAMISON: I'll allow it.

8 (cont'd.) BY ATTORNEY GOLDEN:

9 Q. So, you're going to do everything you can
10 to make him fail, is that true?

11 A. That's not accurate. I'm going to do what
12 is in the best interest of my child. And that is to
13 make sure that he is in a stable environment;
14 especially, while we're going through this process.

15 Q. As you determine?

16 A. As -- as I have been guided in my own
17 parenting intuition. And I believe that I am not
18 the only one that is saying that this is in the best
19 interest of the child to maintain consistency for
20 him.

21 Q. Isn't it true that you want to be the sole
22 custodian, so that you can make all the decision
23 solely?

24 A. Again, I do not believe that your client
25 makes good decisions for my child; there have been

1 many examples of that and I would be happy to
2 provide several to the Judge.

3 ATTORNEY GOLDEN: Judge would you please
4 ask the witness to answer my question?

5 JUDGE JAMISON: You have to answer the
6 questions as presented -

7 MS. HERNANDEZ: Do I want to be?

8 JUDGE JAMISON: -- excuse me?

9 MS. HERNANDEZ: I'm sorry.

10 JUDGE JAMISON: You're counsel already
11 questioned you on direct. He gets to ask whatever
12 questions he wants on cross.

13 MS. HERNANDEZ: Okay.

14 JUDGE JAMISON: And then she will be able
15 to ask rebuttal questions -

16 MS. HERNANDEZ: Okay.

17 JUDGE JAMISON: -- but you have to answer
18 the questions as asked.

19 MS. HERNANDEZ: Okay.

20 (cont'd.) BY ATTORNEY GOLDEN:

21 Q. I'll ask it again. Isn't it true that you
22 want to be the person solely in charge of making all
23 decisions relative to health, education and welfare
24 of little Noah?

25

1 A. I do because I do not believe Mr. Jurado
2 makes good decisions.

3 ATTORNEY GOLDEN: I -- I would ask the
4 Court to instruct her save her explanations.

5 JUDGE JAMISON: Please answer just the
6 question that is asked.

7 MS. HERNANDEZ: Okay. I apologize, I've
8 never been in a court room.

9 ATTORNEY GOLDEN: Thank you.

10 (cont'd.) BY ATTORNEY GOLDEN:

11 Q. Okay now, isn't it also true that given an
12 opportunity to work with Ari -- kind of give and
13 take -- and trying to find a common ground to
14 resolve a problem in the best interest of your
15 child, you will not do it?

16 A. I'm sorry repeat the question.

17 Q. Isn't it true that given a situation where
18 you're called upon to work with Ari to give and take
19 a little bit to resolve a problem that you will not
20 do it?

21 A. That is not true.

22 Q. And isn't it true this is one of those
23 instances?

24 A. That is not true.
25

1 Q. Now -- How long does it take you to get
2 from your house to the current daycare center?

3 A. Approximately ten minutes.

4 Q. Ten minutes. Do you know how long -

5 JUDGE JAMISON: I'm sorry, I can't hear
6 you.

7 A. Approximately ten minutes.

8 Q. Okay. And does your son have a fixed
9 dinner time?

10 A. He does.

11 Q. What is that?

12 A. It is between 6:00 and 6:30.

13 ATTORNEY BETHEL: Ms. Hernandez, you need
14 to speak up just a little; I'm having a difficult
15 time hearing you.

16 A. Okay. Between 6:00 and 6:30.

17 Q. Okay and what about bedtime, do you have a
18 fixed bedtime?

19 A. I -- I put him down at 8:00 PM.

20 Q. And what time does he get up?

21 A. He gets up between -- depending on how he
22 chose to wake up; between 6:00 or but -- usually
23 between 7:00 and 8 o'clock.

24 Q. And that gives you enough time to get over
25 to the center at nine -- is that your drop off time?

FTR

1 A. Yes.

2 Q. And you do that on your way to work?

3 A. Yes.

4 Q. And you live in Hilliard?

5 A. Yes.

6 Q. And you work where?

7 A. At Easton.

8 Q. At Easton, right near where he lives?

9 A. Yes.

10 Q. And that's how long of a ride the outerbelt
11 for you?

12 A. Depending on traffic, twenty-five -- forty
13 minutes.

14 Q. Okay. So I would say, the daycare center
15 would be fair to say, the current daycare center is
16 extremely convenient for you?

17 A. It actually is in the opposite direction
18 that I would go to work, so I would not say that it
19 is extremely convenient.

20 Q. Convenient, then?

21 A. It's close but it's not extremely
22 convenient.

23 Q. Okay. And would you change that if you're
24 asked to have an hour drive?

25

1 A. Would I change what if I would have an hour
2 drive?

3 Q. Would you voluntarily change for an hour
4 drive between your house to the daycare center?

5 A. If I have to take Noah to daycare an hour
6 away from where I work or where I live?

7 Q. From where you live, would you agree to
8 that?

9 A. I would not agree to that. But that
10 doesn't have nothing to do with me.

11 ATTORNEY GOLDEN: Again, I ask the Court
12 to instruct the witness to keep her comments 'til
13 she's asked.

14 JUDGE JAMISON: Please answer the question
15 as asked.

16 (cont'd.) BY ATTORNEY GOLDEN:

17 Q. Now, you said that there was a lengthy
18 process to select the current daycare center,
19 correct?

20 A. Correct.

21 Q. Isn't it true it was not a lengthy process
22 -- in fact, it was a short process?

23 A. It was a lengthy process to go interview
24 daycare sites. I believe it was a lengthy process.
25 That was my statement.

1 Q. Isn't it true that the guardian said, "I
2 need your recommendations by Wednesday?" She put it
3 on the email on Monday -- saying I need your
4 recommendations no later than Wednesday, five
5 o'clock?

6 A. That may have been the case, I'm going off
7 of memory from emails from October.

8 Q. Okay and isn't it true that she also said,
9 "I want you two to put your heads together and see
10 if you can come to an agreement on a daycare center
11 and if you don't, I'll make a decision for you?"

12 A. I believe she made statements to the effect
13 of if you cannot, then she would make -

14 Q. She would do it?

15 A. Yes.

16 Q. And that would be after Wednesday at five
17 o'clock, right?

18 A. Correct.

19 Q. Tuesday afternoon, I believe it was, you
20 put out there you're recommendation of the current
21 daycare center?

22 A. Mine was out before Tuesday.

23 Q. Okay, maybe Monday?

24 A. I provided mine before Tuesday. I'm pretty
25 sure that I had sent it on Friday. I visited the

FTR

1 daycare that Mr. Jurado wanted on Monday and
2 provided my feedback on that daycare.

3 Q. And you -- I believe -- was that the only
4 one of his that you had visited?

5 A. I contacted the other one, and they don't -
6 - no longer had an opening. So it was irrelevant at
7 the time.

8 Q. Right, okay. So I'm -- isn't it true that
9 the guardian then came down and said, "I agree with
10 your nomination -- and that's the daycare center --
11 Tuesday afternoon?"

12 A. Again, I do not recall a day, but I do
13 recall her making that decision.

14 Q. And wasn't that prior to Ari even haven't
15 gotten in to look and have an interview at the
16 current daycare center?

17 A. I do not know, I did not know his schedule
18 as regard to that.

19 Q. Isn't it true that you made a bee-line to
20 that daycare center within an hour of the guardian
21 issuing that email and signed him up?

22 A. I don't know the amount of time but I did
23 go the same day because daycare slots are hard to
24 come by, so I make sure they would secure Noah's
25 slot.

FTR

1 Q. So isn't it true then that contrary to what
2 your client said, this was -- not your client, but
3 to your counsel, that this was kind of a mutually
4 selected process that everybody participated in?

5 A. We -- we each provided our recommendation
6 to Ms. Bethel, yes, we did.

7 Q. Isn't it true that Ari never got to weigh
8 in on this daycare center?

9 A. The email that I saw, already had feedback
10 regarding the daycare selection that I had made.

11 Q. Now, you talk about your son's adjustment
12 and he's doing well, you've had what -- have you had
13 babysitters for your sixteen year old in the past
14 and through out -

15 A. Babysitters or daycares?

16 Q. Yeah[sic], babysitters?

17 A. Grandparents.

18 Q. Okay, you had more than one babysitter at
19 any point in time?

20 A. My son was -- we never sent him with
21 strangers.

22 Q. Okay, but not asking about strangers, I'm
23 saying is there at any point in time did he ever
24 have more than one -- for example we're going out to
25 a movie Saturday night and we had a babysitter and

1 maybe Sunday went somewhere and had a different
2 babysitter?

3 A. When he was a child, absolutely not when he
4 was small, no.

5 Q. At any point in his life, did you ever have
6 more than one babysitter?

7 A. Of course -- over the course of his
8 eighteen years, he's had a different -- a different
9 daycare -- a different daycare -- a different
10 babysitter.

11 Q. And he turned out okay.

12 A. But not in the same week.

13 Q. He turned out okay, didn't he?

14 A. This is not the same situation, I do not
15 bounce my child from daycare to daycare.

16 Q. Ma'am, again -- tell her to answer my
17 questions, please.

18 JUDGE JAMISON: Ma'am, please answer the
19 question.

20 Q. He turned out all right?

21 A. My son turned out fine.

22 Q. Okay. You say, your son, Noah, is
23 seventeen months and some change, right?

24 A. Umm hmm (affirmative response).
25

1 Q. Other than sleeping, crying, smiling and
2 pooping, does he do much of anything else?

3 A. Absolutely.

4 Q. Okay, what does he do? Does he go to class,
5 does he work, what does he do?

6 A. He plays, he's very -- a very active child.

7 Q. Okay.

8 A. He -- you know -- he's all over the place;
9 gets into -- you know -- anything that he knows he
10 love to get into and even things that he knows he's
11 not allowed to get into. You know -- he's very
12 active -- he likes to play with toys; he like to
13 play with puzzles; he likes to do art; he does all
14 of these kinds of things in daycare; and he does
15 these things at home.

16 Q. Okay, is there anything particular unique
17 about this one particular daycare center that is
18 fulfilling all of these needs that the child has?

19 A. The child's needs involve structure.

20 Q. Umm hmm (affirmative response).

21 A. And schedule and they provide that to him;
22 they provide enrichment to him -- you know -- they
23 do -- they do the things that are part of their
24 curriculum, they are a GODDARD School and I believe
25 their recommendation that Mr. Jurado made was also a

FTR

1 GOODARD School, so they follow the same curriculum
2 at either location. And they do these things and --
3 you know -- they have set feeding times; set
4 sleeping times and art times.

5 Q. Okay, so if he was to take it to a -- if
6 Noah was in a second daycare center -- okay -- that
7 did the same thing, then there would be consistency
8 around him?

9 A. I don't believe so.

10 Q. Oh, okay.

11 A. Only consistency potentially in schedule.

12 Q. Okay. Now, at this point, isn't it true
13 that the daycare center that you're going to is
14 nothing more than the glorified expensive
15 babysitting service for profit?

16 A. I would not say that is true.

17 Q. Okay then, where did I go wrong? Tell me
18 what was wrong about what I just said?

19 A. Are you making -- I -- I don't -- I'm not
20 really sure what you're stating -- but you're trying
21 to say that I'm just sending my child to a glorified
22 daycare?

23 Q. Glorified -- ex -- commercial business for
24 profit that provides baby care that includes
25 watching him when he sleeps, cries, smiles and

1 poops. That's what they do, right? It's not a pre-
2 school.

3 A. They do preschool activities when they get
4 up to that age group, yes.

5 Q. But he's only seventeen and a half months
6 olds -- not right now.

7 A. Correct and they still do learning
8 activities.

9 Q. Later, but they aren't doing them today.

10 A. They do do learning activities today.

11 Q. Okay -- all right. So, but at this point -

12 A. They have a curriculum for every room.

13 Q. At this point, though, you pay money for a
14 glorified babysitting service, correct? Yes or no,
15 is the question?

16 A. I would say no.

17 Q. Okay. You said that he's adopted well.
18 What -- who's told you that he's adopted well?

19 A. Nobody said he was adopted well -- I don't
20 know what adopted well, means.

21 Q. I'm sorry adjusted?

22 A. Umm hmm (affirmative response).

23 Q. You're not there with him during the day
24 are you?

25 A. No.

FTR

1 Q. As a matter of fact, you're not permitted
2 to be there by -- during the day by the guardian?

3 A. Correct.

4 Q. Okay. So you don't know what he's doing
5 during the day?

6 A. That's not true.

7 Q. You're only going by what they tell you?

8 A. Correct, I make phone calls and I check in
9 and I speak with the teachers and I speak with the
10 director.

11 Q. Okay, so he's doing well as opposed to you
12 mean adjusted -- I don't know what you mean by -- is
13 there some like -- he was in a daycare center before
14 that was similar to this one, correct?

15 A. He was in another daycare center.

16 Q. Right, similar to this one, correct?

17 A. It's not -- it's not run by the same
18 people. So, he was in another daycare.

19 Q. But it was pretty much overall the same as
20 what he's got now?

21 A. I would say no.

22 Q. What was different?

23 A. Their structure is different -- They --
24 they do curriculum that's different than the other
25 place. It's just a different day care.

FTR

1 Q. Be specific?

2 A. I just was.

3 Q. What was different?

4 A. They do curriculum, in the room -- every
5 room in the Goddard School has curriculum; even
6 their infant rooms. Where as at the Brookside
7 Daycare, they don't necessarily do curriculum in the
8 infant room, they had learning activities but they
9 didn't necessarily have a curriculum that they
10 followed.

11 Q. So where is the adjust -- I'm wondering
12 where the adjustment?

13 A. The adjustment comes from dealing with
14 change. And him adjusting and getting familiar with
15 his caretakers and -- you know -- not having thinks
16 as much anxiety from the beginning when he first
17 started having to adjust to all -- a whole new
18 environment; new kids, new teachers a new -- you
19 know -- slightly different schedule and -- you know
20 -- that does make -- that does take time to adjust.

21 Q. Ms. Hernandez, all this adjustment comfort
22 level and all of this is all made up. It's all
23 fluffed -- smoke screen -- to justify your
24 unwillingness to be flexible in the shared parenting
25 plan, isn't that true?

1 A. That is not true.

2 ATTORNEY GOLDEN: I have nothing futher.

3 JUDGE JAMISON: Thank you. Ms.

4 Smitherman, any re-direct?

5 ATTORNEY SMITHERMAN: No, I was going to
6 wait 'til after Ms. Bethel was done and they re-
7 direct.

8 JUDGE JAMISON: Oh I am sorry, Ms. Bethel.
9 I forgot you were over there, I apologize. Okay,
10 we'll hear from the guardian, now.

11 - - -

12 CROSS EXAMINATION

13 - - -

14 BY ATTORNEY BETHEL:

15 Q. It's just a few question. Ms. Hernandez, I
16 think we're going to have to go down this road
17 unfortunately. You referred to your son's first
18 daycare, the Brooksedge Daycare, is that correct?

19 A. That's correct.

20 Q. And that's located where?

21 A. On Nike Drive in Hilliard.

22 Q. Okay. And what is your understanding as to
23 why your son was terminated by that daycare?

24 ATTORNEY GOLDEN: I'm going to object,
25 that's hearsay.

1 JUDGE JAMISON: Response?

2 ATTORNEY GOLDEN: Hearsay.

3 (cont'd.) BY ATTORNEY BETHEL:

4 Q. Was your son terminated from the daycare?

5 A. Yes, he was.

6 Q. Are you aware of any repercussions of the
7 termination of your son from the daycare in a legal
8 sense?

9 A. Yes, I am.

10 Q. What are those?

11 ATTORNEY GOLDEN: Objection -- hearsay.

12 ATTORNEY BETHEL: They're legal actions.

13 ATTORNEY GOLDEN: She was not party to it.

14 ATTORNEY BETHEL: It's a public record.

15 It's a complaint that has been filed in Court.

16 ATTORNEY GOLDEN: Bring it, but she can't
17 testify as to what the document says -

18 JUDGE JAMISON: She can't testify to it
19 unless it's certified by the Court as a public
20 record.

21 ATTORNEY BETHEL: It's a public record.

22 JUDGE JAMISON: Public records that are
23 kept by the record keeper are certified and brought
24 to the Court which removes the hearsay.

25 (cont'd) BY ATTORNEY BETHEL:

FTR

1 Q. Has Mr. -- to your knowledge has Mr.
2 Jurado been sued by Brooksedge Daycare?

3 A. Yes.

4 Q. Are you aware -- and -- and do you believe
5 that lawsuit relates to the termination of your son
6 from the daycare?

7 A. Absolutely.

8 Q. And is it fair to say that Mr. Jurado was
9 not thrilled with the choice of Brooksedge Daycare
10 for your son?

11 ATTORNEY GOLDEN: Objection. Calling for
12 the state of mind.

13 JUDGE JAMISON: Response?

14 (cont'd.) ATTORNEY BETHEL:

15 Q. Did Mr. Jurado agree with Brooksedge
16 Daycare for your son?

17 A. There was never a -- a blatant disagreement
18 until I -- until a lot of the things that occurred
19 started happening.

20 Q. And during most of the time that Noah
21 attended Brooksedge Daycare, do you know if Mr.
22 Jurado was employed?

23 A. He was employed for part of the time that
24 Noah was at Brooksedge.

25

1 Q. For what period of time to your knowledge
2 was Mr. Jurado, not employed while your son was at
3 Brookledge Daycare?

4 A. To my knowledge he was unemployed between
5 the end of May or first part of June of this year
6 through and until he was terminated.

7 Q. And the current temporary orders required
8 per my recommendation that the child be taken to
9 daycare around nine o'clock in the morning, is that
10 correct?

11 A. Correct.

12 Q. Until when?

13 A. Until 4:00 PM.

14 Q. Okay. And are you aware of your son's
15 attendance at Brookledge Daycare?

16 A. Yes.

17 Q. And are you aware of your son's attendance
18 at Brookledge Daycare when Mr. Jurado was not
19 employed?

20 A. Yes.

21 Q. And was he -- systematically taken to
22 daycare at nine o'clock in the morning by Mr.
23 Jurado?

24 A. No, he's not.
25

1 ATTORNEY GOLDEN: Objection, it's calling
2 for hearsay. And it's not relevant -- secondarily.
3 But I think his attendance records is hearsay.

4 JUDGE JAMISON: Sustained.

5 (cont'd.) BY ATTORNEY BETHEL:

6 Q. Do you have personal knowledge?

7 A. I do.

8 ATTORNEY GOLDEN: She had to be there
9 that's personal knowledge; otherwise if she had
10 personal knowledge -

11 Q. Were you ever present when Mr. Jurado
12 brought your son to daycare?

13 A. On at least one occasion, yes.

14 Q. Was it timely?

15 A. No.

16 Q. Is Mr. Jurado timely in taking your son to
17 daycare, now?

18 A. No.

19 Q. Has Mr. Jurado made other decisions
20 regarding your son -- regarding your son's medical
21 care?

22 A. Absolutely.

23 Q. Does he try to control that?

24 A. Yes.

25

1 Q. Has he tried to control the choice of
2 doctors that you had made on behalf of your son?

3 A. Yes.

4 Q. Has he taken the child to the hospital --
5 at Children's Hospital and not told you that he's
6 taken the child to the hospital?

7 A. Multiple times.

8 ATTORNEY GOLDEN: Your Honor -- Your
9 Honor, I'm going to object. I'm a little confused.
10 You need to clear something up. I thought she's
11 represented by counsel over there and this is a
12 guardian who seems to be advocating and cross
13 examining quite aggressively in the direction of my
14 client. I'm a little confused here as to who's who.

15 ATTORNEY BETHEL: I'm advocating on behalf
16 of the best interest of my ward.

17 ATTORNEY GOLDEN: Oh, okay.

18 JUDGE JAMISON: I'll allow the questions.

19 ATTORNEY BETHEL: I mean Mr. Golden if --
20 if -

21 JUDGE JAMISON: I -- I will allow the
22 questions. We're not going to have these off the
23 records discussions between counsels.

24 ATTORNEY BETHEL: Thank you.

25 (cont'd.) BY ATTORNEY BETHEL:

1 Q. How many times has Mr. Jurado to your
2 knowledge taken your son to Children's Hospital
3 emergency room?

4 ATTORNEY GOLDEN: Objection, relevancy?

5 JUDGE JAMISON: Relevance to the daycare
6 situation.

7 ATTORNEY GOLDEN: Right.

8 ATTORNEY BETHEL: It's totally relevant.
9 I think that this gentleman would go out of his way
10 to do whatever it is to take full control of this
11 child; notwithstanding what is in this child's best
12 interest. And the multiple trips to the emergency
13 room without knowledge of the mother are indicative
14 of just that -- indicatative of just that.

15 JUDGE JAMISON: They have shared
16 parenting?

17 ATTORNEY GOLDEN: Umm hmm (affirmative
18 response).

19 ATTORNEY BETHEL: Currently they have
20 shared parenting.

21 JUDGE JAMISON: So as -- as a legal
22 custodian either parent can make medical decisions.

23 ATTORNEY BETHEL: Yes, but apparently who
24 makes the decision to take the child to the
25

FTR

1 emergency room and sits there for five hours and
2 doesn't tell anybody about it.

3 JUDGE JAMISON: I'll allow the questions;
4 give them the weight that they should be given.

5 ATTORNEY GOLDEN: I'll -- I'd just like to
6 reserve the right to cross examine the guardian
7 because I believe she's testifying as well.

8 JUDGE JAMISON: You have the right to call
9 the guardian as a witness.

10 ATTORNEY GOLDEN: Okay.

11 (cont'd.) BY ATTORNEY BETHEL:

12 Q. When was the last trip to the emergency
13 room?

14 A. The last trip to the emergency room, was
15 about a week and a half -- and forgive me for not
16 knowing the exact date -- after he started the new
17 daycare.

18 Q. And the purpose for the -- for the trip?

19 A. Noah had a bump on his head; that had been
20 healing from his second day at the daycare. And
21 when he was at my home on that weekend on Sunday he
22 had bumped his head again with a toy -- with a chair
23 -- the little tite's chair -- and so the existing
24 bruise looked -- you know -- like it had been fresh.
25 I advised the daycare that he had bumped his head

FTR

1 with the chair, that he had been fine and that he
2 was okay.

3 When Noah's dad picked him up from daycare, he
4 sent me a text message asking me -- sending me a
5 picture of Noah, showing the bruise and saying that
6 this looks like a fresh bruise -- again, I'm not
7 quoting, but it looks like a fresh bruise are you
8 not worried?

9 And I replied back, I'm sorry I forgot to make
10 a note for you, I advised the daycare that he had
11 bumped his head, again -- you know -- on Sunday
12 night and -- you know -- that's pretty much all I
13 said. And he never responded back.

14 The next morning, I received an email along
15 with you stated that Noah had been taken to the
16 emergency room the night before -

17 ATTORNEY GOLDEN: Objection. We're
18 getting into slightly hearsay.

19 JUDGE JAMISON: You can't say what the
20 email says, it is hearsay.

21 MS. HERNANDEZ: It was directed at me.

22 (cont'd.) BY ATTORNEY BETHEL:

23 Q. Ms. Hernandez, at the emergency room at
24 this last visit with Mr. Jurado and Noah, were you
25

1 ever contacted at all during the period of time when
2 he was there?

3 A. No -- no I was not.

4 Q. How did you find out about the trip?

5 A. I received an email from him the next
6 morning telling me about it.

7 Q. And how many hours was -- were Noah and Mr.
8 Jurado at the emergency room?

9 A. Just over five hours.

10 Q. And not during that period of time, you
11 received a phone call or text?

12 A. No, I did not.

13 Q. And I assume that Noah -- Noah was fine
14 through the circumstances he did not have any
15 injuries that did not need any hospitalization or
16 anything like that?

17 A. He was not admitted to the hospital for any
18 injuries, No.

19 Q. Kathy, is Mr. Jurado current in his child
20 support?

21 A. No, he is not.

22 Q. And, do you understand what the proposal
23 would be if Noah is placed in two daycares? Who's
24 paying for that? Have you been made aware of that?

25 A. I have not.

1 Q. So, the money is clearly an issue?

2 A. Absolutely.

3 Q. And, so in addition to non-payment of child
4 support we are then going to increase expenses by
5 having two daycares, is that your understanding?

6 A. Correct, it could be -

7 ATTORNEY GOLDEN: Object, the questions
8 are leading.

9 JUDGE JAMISON: Open ended questions,
10 counsel.

11 ATTORNEY BETHEL: Thank you.

12 (cont'd.) BY ATTORNEY BETHEL:

13 Q. Can you afford to pay for two daycares?

14 A. I cannot.

15 Q. Do you know what the arrearage is in your
16 child support right now?

17 A. It is over \$2,000.00.

18 Q. Do you know what the cost of releasing Dr.
19 Smolten's custody psych evaluation is going to be,
20 so that we can go forward with -- in the trial with
21 this case in February?

22 A. I was contacted this week and advised that
23 it will be approximately \$4,000.00 each; so another
24 \$8,000.00.

25 Q. Before they actually -

FTR

1 A. Before it will be released.

2 Q. And are you are aware that I, also,
3 requested and have been issued an order from this
4 Court regarding my fees and trials, is that correct?

5 A. Correct.

6 Q. And what is your understanding of that
7 order?

8 A. That the trial will be \$2,000.00 and then
9 any outstanding fees need to be paid as well.

10 Q. Has Mr. Jurado told you where he is
11 supposedly working?

12 A. No.

13 Q. Do you know if it is in Columbus?

14 A. I do not.

15 Q. Do you know what his work schedule is?

16 A. I do not.

17 Q. Have you asked him?

18 A. I have not.

19 ATTORNEY BETHEL: I have no further
20 questions.

21 JUDGE JAMISON: Thank you Ms. Smitherman,
22 you may re-direct.

23 ATTORNEY SMITHERMAN: Thank you, Your
24 Honor. I only have a few, quick questions for
25 clarification.

1

2

3

RE-DIRECT EXAMINATION

4

5 BY ATTORNEY SMITHERMAN:

6 Q. You were stating that the current daycare
7 has learning activities for your child to do. What
8 can you give the Court examples of what those
9 learning activities are?

10 A. So they do drawing and painting -- like
11 finger painting or you know if you learn to paint
12 with a brush, they teach them how to -- you know --
13 learning how to use utensils at lunch time. They
14 play music; they sing; they dance; they try to teach
15 them words and -- you know -- to say. They practice
16 a word throughout the day. They learn to say Hi or
17 say mom or say dad or duck or dog; teaching them
18 different animals and shapes and things of that
19 nature.

20 Q. Okay, and then Mr. Golden had questioned
21 you about Noah's adjustment period at the new
22 daycare where he is currently at. Can you go into a
23 little bit more detail about what -- what were some
24 of the adjustments that he had to go through at this
25 new daycare?

1 A. Well having a new providers and -- you know
2 -- not -- not being familiar with the daycare
3 providers. Some people that are in his particular
4 room -- you know -- that's -- that's an adjustment
5 period. Yes he gets to know those individuals --
6 you know -- who they are and how they interact with
7 him -- the new children; the new schedule; a new
8 crib location -- you know and a different
9 environment all together -- the surroundings -- you
10 know -- toys. The table setting that he sits and
11 have breakfast and lunch and snack at. The process
12 by which they go about doing that is different. You
13 know provide food now as the previous daycare
14 provided all means and unless you brought your own.
15 This daycare, you must provide everything --
16 including -- you know -- if you want to have him
17 have four cups of milk everyday, you have to provide
18 a cup for every one. You know -- different
19 playground -- you know -- different everything.

20 Q. Do you believe that the guardian has made a
21 decision that's in your child's best interest?

22 A. I do.

23 Q. As related to daycare?

24 A. Absolutely.

25

1 JUDGE JAMISON: Let's rephrase that
2 question?

3 ATTORNEY SMITHERMAN: Okay.

4 JUDGE JAMISON: I get to make the
5 decision.

6 ATTORNEY SMITHERMAN: Okay.

7 Q. What is your -- let's see. Explain to the,
8 Court how you -- how secured you feel with the
9 guardian's decision?

10 JUDGE JAMISON: Recommendation, maybe.

11 Q. Recommendation and decision on the daycare?

12 A. Given the situation that occurred where my
13 son was removed the existing daycare and the high
14 conflict case that we're in, I think that she made a
15 good decision. Because she weighed the facts and --
16 you know -- she considered all the things that she
17 felt were important and -- and made a recommendation
18 and that's -- that's where Noah currently is. And
19 it's based on her best -- what she believes is the
20 best interest of the child. So I agree.

21 ATTORNEY SMITHERMAN: I have no other
22 questions.

23 JUDGE JAMISON: Thank you, you may step
24 down.

25

1 A. I have arrived at 9:01 on two occasions and
2 any other time that he would have arrived after nine
3 it would have been due to a doctor's appointment or
4 some other appointment that he may have been
5 required to go to.

6 Q. Because you don't have traffic problems,
7 right?

8 A. I don't. Sometimes there's school buses
9 that back me up.

10 Q. Okay and you think that Ari should be able
11 to do the same thing, shouldn't you?

12 A. I do.

13 Q. Now -- you mentioned that the guardian
14 weighed the facts and gave as to this particular
15 question and you weighed the facts and under all the
16 circumstances you feel as though this was a good
17 decision to reject Ari? This proposal?

18 A. I don't think it was a rejection of anyone
19 -- any person in particular, I think it was a
20 decision based on what was provided.

21 Q. Did you happen to read the email that your
22 attorney wrote?

23 A. When?

24 Q. In response to the email -- the exhibit I
25 just gave -- did you read it?

FTR

1 A. I see many emails; I'm not sure what you
2 are referring about.

3 JUDGE JAMISON: Have we marked that as an
4 exhibit, Mr. Golden?

5 ATTORNEY GOLDEN: I'm just marking --
6 Petitioner/father Exhibit A --

7 ATTORNEY SMITHERMAN: Respondent/father.

8 ATTORNEY GOLDEN: Respondent/father.

9 (cont'd.) BY ATTORNEY GOLDEN:

10 Q. It was copied to you -- do you remember
11 reading it?

12 A. I'm not sure which email you're talking
13 about. I have many emails between myself and my
14 attorney.

15 JUDGE JAMISON: Mr. Golden, she has
16 exhibit stickers.

17 A. I've seen that, yes.

18 Q. Okay that was from your lawyer. And that
19 essentially said, No way we're not essentially going
20 to consider anything. Why don't you read the
21 sentence right there?

22 A. Which one, the last one?

23 Q. Yes, that one right there.

24
25

1 A. Handcuffing Mr. Jurado's employment
2 decisions with the geographical daycare is
3 misplaced.

4 Q. Can you tell me what that means?

5 A. That means that Mr. Jurado's -- you know
6 choice of employment or his location of employment
7 should not dictate where my son's daycare is or
8 whether it be changed again.

9 Q. Right, so what that essentially means where
10 not going to consider any possible alternative to
11 accommodate his work schedule, right?

12 A. Why would we need to accommodate his work
13 schedule, this isn't about accommodating him, it's
14 about what's best for Noah?

15 Q. It's about your son, isn't it?

16 A. Yes.

17 Q. It's about having your son have equal time
18 with his father -- isn't that what at issue?

19 A. That's not what -- what is at issue.

20 Q. No you say that there's a child support
21 arrearage -- you just testified that. In fact, you
22 filed a motion for contempt against him, did you?

23 A. Correct.

24 Q. Okay, so you want him to pay his child
25 support?

1 A. Umm hmm (affirmative response).

2 Q. And Dr. Smolden, you're anxiously awaiting
3 Dr. Smolden's report because maybe it will help you
4 in your case, correct?

5 A. Possibly.

6 Q. And you need Ari to pay his half in order
7 for Smolden to release the report, correct?

8 A. We're Court-ordered to pay -- to pay 50%
9 each.

10 Q. Right, but Dr. Smolden is holding that
11 report hostage, he's not going to release it unless
12 he's paid right up to the nose, right?

13 A. It's my understanding, that's procedure.

14 Q. Right. And you want also, there's a
15 request come from the guardian and you want Ari to
16 pay his share of the guardian fees, right?

17 A. He's Court-ordered to do so.

18 Q. Okay. And -- and accordingly, you would
19 expect him -- he has to work, right, to get that
20 money?

21 A. I would assume.

22 Q. Just like you have to work to get your
23 money?

24 A. Correct.

25 Q. Correct?

FTR

1 A. Correct, I do have to work to make my
2 money, yes.

3 Q. Okay. So you want him to work, but you
4 don't want him to have the same time with the child,
5 under the circumstances of what it would require him
6 to do?

7 A. I -- I don't know the circumstance. I
8 don't even know where he works.

9 Q. Okay. You didn't even investigate that
10 prior to your lawyer writing that email, did you?

11 A. Regardless, it does not make sense to have
12 Noah change daycares simple to accommodate his
13 location of employment.

14 Q. Ma'am you didn't even say -- before you
15 said, "no way;" you didn't say, well, what's your
16 proposal? -- where's the center? -- what do you
17 propose?

18 A. We already knew the proposal, you provided
19 three options.

20 Q. Okay, but there wasn't anything specific
21 about what daycare center -- maybe we were talking
22 about have a private person do some daycare as
23 oppose to a daycare center -- you didn't know. We
24 didn't even get that far, did we before you
25 rejected?

FTR

1 A. You didn't provide specific proposals to
2 that effect.

3 Q. You didn't ask for them?

4 A. I didn't know that it was my responsibility
5 to ask for your proposal that you may already have.

6 Q. Okay ma'am, we're beating around the bush -
7 - aren't we? The bottom line is, there's no way you
8 were going to consider an alternative -- A, B, or C
9 in my email?

10 A. A and B, C has noting to do with -- with my
11 decision, but A and B does not -- I serve my child.

12 Q. Now, talking about being sued, you help the
13 plaintiff in that lawsuit, didn't you?

14 A. No, I did not.

15 Q. You cooperated with them, didn't you?

16 A. In what way did I cooperate with them?

17 Q. There's information in the complaint that
18 appears that it only could have come from you, is
19 that true or not?

20 A. That's not true.

21 Q. So you never talked to their lawyer about
22 that lawsuit?

23 A. Absolutely not.

24 Q. Now. Bump on the head. Isn't it true that
25 it's better to have a baby daddy who is concerned

FTR

1 about your child's head then one who goes, "brush it
2 off, you're a big boy -- who cares." Isn't that
3 better?

4 A. Concern is different from exposing him to
5 twenty-three X-rays in an emergency room.

6 Q. Okay. But would you rather have him do
7 that than not attend to it at all?

8 A. There was nothing wrong and nothing to
9 attend to. Citing -- citing fear that his child is
10 being abused for the third time, is not concerned.

11 Q. Okay. Isn't it true that you were read the
12 riot act by an emergency room doctor one time when
13 you were there?

14 A. I was not read the riot act by anyone.

15 Q. Where you scolded or otherwise corrected by
16 an emergency room doctor?

17 A. No, I was not. How was I scolded?

18 Q. And wasn't -- isn't it true that an
19 emergency doctor -- when he looked at your son and
20 heard about the history of problems at the daycare
21 center, that he called children services, isn't that
22 true?

23 A. That is not -- that is not true.

24 Q. Is that not true or you don't know?

25

1 ON BEHALF OF THE MINOR CHILD

2 ON DIRECT EXAMINATION

3 TESTIFIES AS FOLLOWS:

4 - - -

5 ATTORNEY BETHEL: Yes, I do.

6 JUDGE JAMISON: Thank you.

7 ATTORNEY SMITHERMAN: Thank you, Your

8 Honor.

9 BY ATTORNEY SMITHERMAN:

10 Q. All right, Ms. Bethel you had been a
11 guardian on this case for about how long?

12 A. Since immediately prior to the issuance of
13 the temporary orders or immediately after the
14 temporary orders. I can't remember which.

15 Q. For -- so you would say a substantial
16 amount of time?

17 A. Yes.

18 Q. Okay. And through the course of your
19 investigation, so far have you come to have plenty
20 of opportunity to have conversations with both
21 parties on this case?

22 A. Yes. This is the case that requires a
23 significant amount of my time.

24 Q. And why does it require so much of your
25 time?

1 A. As I think I've indicated earlier -- this
2 after -- this morning -- this afternoon that these
3 folks don't work well together. And almost any
4 issue that we have to deal with needs to be dealt
5 with by all counseling involved in this case.

6 Q. And daycare -- the placement of daycare is
7 just one of those examples?

8 A. Yes.

9 Q. And it's your understanding that's what
10 we're here to discuss today?

11 A. Yes.

12 Q. And decide upon?

13 A. Yes.

14 Q. Now you've made a recommendation we've
15 heard Ms. Hernandez testify as to what your
16 recommendation was and I believe you addressed the
17 Court as to what your recommendation on daycare.
18 Could you please explain to the Court the process
19 that you went through to arrive at the selection of
20 daycare?

21 A. Sure -- it -- it is so much going on -- I
22 did not -- I'll be honest, I did not bring my
23 correspondence file, so I'll do the best I can.
24 When I was given notice that we were going to have
25 to find a new daycare for Noah, a very small part of

FTR

1 my brain thought maybe this was an opportunity for
2 these two parents to try to work together and make a
3 joint decision regarding new placement.

4 It became pretty clear very quickly that that
5 was not going to be the case and I -- I think it's
6 very fair to say that both of these folks have
7 strong personalities.

8 And so I sent an email to everyone saying --
9 you know -- obviously I like to use this as an
10 opportunity for you two to work together but in the
11 event that we can't I would like for you both to
12 submit one if not two daycares that you would like
13 for me to look into and I will make the decision if
14 you folks can't.

15 I -- I find that in high conflict cases when we
16 don't have quick decision making and joint decision
17 making by the parents, you know -- it's sometimes
18 better just to say then we'll -- we will leave you
19 with that responsibility and we'll make a decision.
20 Because eventually at some point, parents usually go
21 why are we giving up our parental control to a third
22 party. And it kind of puts people back in their
23 place and they start working together. So, I
24 offered to make the decision for them.

25

1 Both parents started providing me with
2 information. I'll be very honest with you and tell
3 you that I was very interested in one daycare that
4 Mr. Jurado had provided information regarding which
5 was located sort of equally distantly between the
6 parties, but unfortunately the slot at that daycare
7 was immediately taken. So that was off the list and
8 I looked into the information provided by both
9 parties on the daycares that they provided. I went
10 to ODJFS' website and also looked at the information
11 on the daycares that was there; if they were
12 reporting daycares with that agency and made the
13 decision.

14 Q. So are you comfortable with the fact that
15 you believe both parties had ample opportunity to
16 provide daycare selections to you, based upon what
17 facilities they may want Noah to be part of?

18 A. I think that both parties had ample
19 opportunity to provide me the information and they
20 both did provide information.

21 Q. So they both participated in the process?

22 A. Yes.

23 Q. Okay. And do you recall at all based upon
24 when Noah left Brooksedge -- when the respondent had
25 actually started looking at daycare facilities?

FTR

1 A. I'm sorry you're going have to say that
2 again.

3 Q. Sure. If you think back to when Noah left
4 Brookledge, do you remember from the communication
5 you had with the parties when the respondent
6 actually started looking at new daycare facilities?

7 A. I am very well aware that Mr. Jurado had
8 issues with Brookledge Daycare; certainly, well
9 before the child's termination from that daycare.
10 And I'm also aware that he was also investigating
11 other daycares prior to the child's termination from
12 Brookledge Daycare.

13 Q. As a guardian for the minor child, do you
14 believe it is in his best interest to now at this
15 point switch daycare facilities yet again?

16 A. I -- I don't believe its Noah's best
17 interest to keep switching. Again, I -- I believe
18 that given the intensity of the conflict between
19 these parents, that this child needs consistency
20 stability and I think keeping him in same daycare
21 will achieve that. And particularly if this job
22 that Mr. Jurado has is -- is I do know anything
23 about. No information has been provided about it.
24 But if it's a part-time position we don't know if
25 it's going to evolve into a full-time situation. I

1 hope it does for everyone's sake. But if it
2 doesn't, -- you know -- are we going to keep moving
3 this child every time there's a change in one of the
4 parent's lives?

5 As I've said earlier, parenting is not a
6 convenient job. And we all have to make sacrifices
7 and these sacrifices are pretty much temporary in
8 the nature because eventually Noah is going to be
9 going to school and won't be going to daycare.

10 And so, again, I -- I think right now given the
11 intensity of the -- of the conflict -- given the
12 fact that we're set to go to full trial at the end
13 of February was not -- which is not far away. And
14 not certain how that's going to end. I would like
15 to keep consistency as long as I can.

16 Q. And do you believe part of that consistency
17 is to maintain only one daycare or do you think
18 consistency can still be achieved by more than one
19 daycare?

20 A. I think that more than one daycare becomes
21 a circus for this child. He has a lot of back and
22 forth with this schedule right now; it's a pretty
23 back and forth schedule, not my favorite schedule
24 but one that the parties worked on. So I -- I don't
25 think two daycares serves this child's best

1 interest. Also, just from an economic stand point I
2 -- I don't know how these folks are going to pay for
3 two daycares. Things are really stretched right
4 now. I'm not certain that that makes very good
5 sense just from an economic stand point.

6 ATTORNEY SMITHERMAN: All right, I have no
7 further questions at this point.

8 JUDGE JAMISON: Thank you, Mr. Golden?

9 ATTORNEY GOLDEN: Thank you.

10 - - -

11 CROSS EXAMINATION

12 - - -

13 BY ATTORNEY GOLDEN:

14 Q. You've just given an opinion and you've
15 done so without hearing any details on options A or
16 B, isn't that not true?

17 A. No one's provided me any.

18 Q. You -- when I sent the email to you, I
19 floated the issue out and said let's initiate
20 conversation; no one took me up on that. It was an
21 email from months -

22 JUDGE JAMISON: Mr. Golden, let's phrase
23 that in -- get to a question.

24 ATTORNEY GOLDEN: Yeah, I'm getting to it.

25

1 Q. The response was no from mom and no from
2 you. So there was no opportunity to exploit the
3 details was there?

4 A. I would have thought that you would put
5 those details in your proposal.

6 Q. Instead in my email -- it's up there it's
7 an exhibit say, we are seeking input and cooperation
8 from all, so that was an invitation to initiate the
9 discussion, wasn't it? Did you not take it that
10 way?

11 A. It certainly is but I think I'm not an
12 advocating attorney in this case. I would imagine
13 that would be the response that you would be wanting
14 from Mr. Petroff or Ms. Smitherman.

15 Q. And -- and didn't it also say let's see if
16 this one time we can all work together to resolve
17 this issue, correct?

18 A. Correct.

19 Q. So where is the manipulation? -- there's no
20 manipulation here. This is an invitation to sit
21 down and have a caucus. And let's talk about this
22 and see if we can come to some common ground.

23 A. Mr. Golden, let me respond to your question
24 this way. It appears to be an invitation to ask for
25 a caucus, but I find it intriguing when it's not

1 going to serve Mr. Jurado's convenience and interest
2 that there's very little opportunity for caucus --
3 so -

4 Q. Okay, so -- it's so -

5 A. I -- it's amazing to me. I -- I so much
6 appreciate your efforts to have these folks
7 communicate with each other. You've been -- I
8 commend you for that effort. But I find that it --
9 unfortunately, before you were present on this case,
10 there has so much history that has left such bad
11 taste in people's mouths that these invitations are
12 -- or maybe a little too little too late.

13 Q. All right, so -- in other words, would --
14 would it be more accurate to say, nice try but Ari
15 is still Ari and let's smack him down. Isn't that
16 what you essentially just said?

17 A. No.

18 Q. But you said it more nicer than I just did.

19 A. I would say -- I would say that if the
20 history makes one question the proposal.

21 Q. Granted. Okay, so why as a guardian would
22 you not then say, "okay, let's -- maybe it's the
23 same old bull crap, but let's -- the email seems to
24 indicate it may not be. Let's sniff it out." Why
25 didn't you do that?

1 A. I'll be very honest with you, Keith -- Mr.
2 Golden, I truly believe that this proposal was just
3 a well disguised attempt on Mr. Jurado's part to
4 have complete control over the daycare issue.
5 Again, he has an incredible issue with daycares. He
6 has made that very clear by his actions and then the
7 precipitating lawsuit that has been filed.

8 Q. Okay but this -- this is about him paying
9 his guardian ad litem fees -- you want money from
10 him, too, don't you? Right?

11 A. Yes.

12 Q. Yes?

13 A. Yes.

14 Q. You want a lot of money from him?

15 A. Well, what he owes, yes.

16 Q. Okay and you want him to pay his child
17 support and you also want him to pay Smolden's fees
18 because you're dying to see what the Smolden report
19 says, too.

20 A. Well everyone has gotten me so excited to
21 see the Smolden's report, I can't wait to see it.

22 Q. Okay -- and -- and isn't also true while
23 we're on that there's a good chance that it's going
24 to be a big fat nothing?

25

FTR

1 A. Boy if these folks would pay \$12,000.00 at
2 least for a big fat nothing, then we ought to all
3 just go home.

4 Q. \$18,000.00 by the way?

5 A. Oh boy -- well, yeah[sic], I would hope to
6 have and it's not a big fat nothing.

7 Q. Okay, now you said that you want
8 consistency, correct?

9 A. That is correct.

10 Q. That's your -- that's like on your bill
11 board -- blinking lights -- Blythe wants
12 consistency, right?

13 A. Right.

14 Q. And you want stability?

15 A. Correct.

16 Q. Right?

17 A. Right.

18 Q. That's a double-edge sword, isn't it?
19 Because in order for Mr. Jurado to comply with that,
20 he can't be driving an hour each way to daycare.

21 A. Why not?

22 Q. Well, then that means if you're insistent
23 that he be there at nine, little Noah has got to get
24 up at like six o'clock in the morning with the
25 chickens in order to do that.

1 A. But I've heard testimony this afternoon
2 that indicated that the child gets up anywhere
3 between six and seven thirty in the morning. Again
4 Keith, parents do what they've got to do.

5 Q. Okay.

6 A. We're going to trial at the end of February
7 -- the whole applecart can change at that point with
8 the Court's decision.

9 Q. All right, now -- I just have a couple -- a
10 couple more things. You've indicated that you
11 believe that it's necessary for you to jump in and
12 make decisions for these people because of conflict,
13 correct?

14 A. I'm sorry -- I'm being distracted. There's
15 some discussion going on.

16 Q. All right -- you -- you believe that at
17 certain times that you need to jump in and make
18 decisions for people; especially, these people.

19 A. Yes, but unfortunately -- yes.

20 Q. Would you -- would you -- did you -- you
21 heard me before, was I not accurate that you
22 originally gave everybody to five o'clock Wednesday
23 to either come up with an agreement amongst
24 themselves or some common ground -- okay. And if
25 they didn't by five o'clock Wednesday, you were

FTR

1 going to put the hammer down and you were going to
2 decide for them.

3 A. It was abundantly clear that they were not
4 going --

5 Q. That is -- that's not what I asked you.

6 A. Yes, but I don't -- when I -- yes. I can
7 clean it up, yes.

8 Q. Right -- okay. And then Tuesday afternoon,
9 Kathy put out her recommendation and within a short
10 period of time -- I'm sorry -- she put it out a
11 little bit earlier than.

12 A. A lot earlier.

13 Q. -- But Tuesday afternoon -- you put out
14 your recommendation -

15 A. Right.

16 Q. Here's -- I vote for this place.

17 A. Right, because I had seen all of the
18 recommendations from both parties.

19 Q. Isn't it true that you still hadn't got
20 input back from Ari, yet? Because he hadn't been to
21 the center?

22 A. To the center that -

23 Q. That's he's in now -- that you've selected.

24 A. But the other alternatives that were on the
25 table were not acceptable. So you go with what you

FTR

1 got and you -- you make a decision so that we don't
2 lose that slot.

3 Q. Isn't it true and don't get mad when I ask
4 you this -

5 A. Okay.

6 Q. If you are part of the problem, that you
7 are imposing your decision prior to making these
8 people first go into a room and see if they can't
9 work it out -- you are quick drawing.

10 A. I don't believe that I am, Keith. These
11 folks can't look outside and agree that it is a
12 cloudy day.

13 Q. And would you not agree that its mom's
14 position that she doesn't want shared parenting?
15 Isn't that true?

16 A. Is it my -

17 Q. It's been noted and made underlie clear by
18 and through her counsel, we don't want shared
19 parenting.

20 A. I think it's -- it's clear.

21 Q. Right. And isn't it clear that she will do
22 whatever she can to not cooperate with Ari, even if
23 it's a good point to cooperate on. It's cooperate
24 able (I guess it's a word that I just made up.)
25 It's something that we should at least explore;

1 she'll reject it because it came just like you said
2 -- Oh, another think from Ari -- no way. Wouldn't
3 you say that's her mind set?

4 A. I don't know if that's her mind set. I'll
5 be perfectly honest and tell you.

6 ATTORNEY GOLDEN: I have nothing further.

7 ATTORNEY BETHEL: You don't want to ask
8 that question.

9 ATTORNEY GOLDEN: Nothing further.

10 JUDGE JAMISON: Any re-direct?

11 ATTORNEY SMITHERMAN: Yes briefly, Your
12 Honor, thank you.

13 ATTORNEY GOLDEN: Hang on -- hang on a
14 second.

15 ATTORNEY SMITHERMAN: Okay.

16 ATTORNEY GOLDEN: That's it, nothing
17 further.

18 JUDGE JAMISON: She said that she was
19 going to re-direct.

20 ATTORNEY GOLDEN: Oh, I'm sorry, I didn't
21 hear that.

22 - - -

23 RE-DIRECT EXAMINATION

24 - - -

25 BY ATTORNEY SMITHERMAN:

1 Q. Okay. Just a few re-direct questions here.
2 When you were asked about opportunities to resolve
3 conflicts, in your experience with this case, have
4 the parties not had opportunities presented to them
5 to resolve conflicts?

6 A. Oh yes.

7 Q. And isn't it also accurate that several
8 times respondent has backed out of those set times
9 to resolve with prior counsel to resolve conflicts
10 and talk about issues?

11 A. Yes.

12 Q. Okay. And isn't it also true that you know
13 that Ms. Hernandez, has in fact worked with you with
14 the respondent to resolve the conflicts -- for
15 example -- changing doctor's appointment times at
16 your request to help the parties work together
17 better?

18 A. I -- I think that would be yes.

19 Q. Okay. And, also, the email that Mr. Golden
20 is -- you know -- addressing with everyone there on
21 the -

22 A. Which one?

23 Q. Well -- our response to his email.

24 A. Okay.

25

1 JUDGE JAMISON: I think it's marked as
2 Respondent Exhibit A.

3 Q. 'A', thank you.

4 A. Yes, ma'am.

5 Q. Is it your recollection that Ms. Hernandez
6 actually had a conversation with you about Mr.
7 Golden's original email prior to our office issuing
8 a response?

9 A. I know, Kathy did call me, yes.

10 Q. So based upon her conversation with you and
11 her conversation with our office, you would believe
12 that's what precipitated our response?

13 A. I would assume so. I -- I did indicate
14 after I had given thought to the proposal that Mr.
15 Golden had put on the table regarding the situation
16 with the daycare, that I felt -- again -- at this
17 point in time, I wanted to keep things as they are.
18 I'm just not certain what's going to happen at trial
19 and I think we need to keep things where they are
20 and keep consistency for the child.

21 ATTORNEY SMITHERMAN: I have no other re-
22 direct?

23 JUDGE JAMISON: I do.

24 BY THE COURT:

25

1 JUDGE JAMISON: There's been a lot of
2 discussion about Mr. Jurado having issues with
3 daycare. Can I ask who was providing care for the
4 child before daycare?

5 A. It would have been Kathy and Mr. Jurado,
6 immediately following the child's birth. Then when
7 Kathy had to go back to work, he was placed in the
8 daycare facility.

9 JUDGE JAMISON: And Mr. Jurado was opposed
10 to that, he wanted to maintain the child care,
11 himself?

12 A. I think -

13 JUDGE JAMISON: Is that the suggestion?

14 A. Well -- I -- I don't know if that was an
15 actually discussion that these folks had, that was
16 well before my introduction into the case. But I do
17 believe that if Mr. Jurado felt particularly why
18 he's been in this position of unemployment, I think
19 he would be glad more than nothing to have his child
20 stay with him.

21 ATTORNEY GOLDEN: Yes, if he was employed.

22 JUDGE JAMISON: And what would be -- why
23 would that not be in the child's best interest to be
24 parenting or cared for by a parent rather than the
25 daycare center?

1 A. Well -- primarily, these folks do not --
2 could not agree on the same daily schedule. I'm
3 concerned about what appeared to me to be multiple
4 unnecessary trips to the emergency room and I -- I
5 wanted for five days of the week for this child to
6 have a consistent daily schedule which he -- I know
7 he's going to get at daycare.

8 JUDGE JAMISON: At his age, why is it so
9 necessary for him to be in daycare all day if a
10 parent is available?

11 A. Again, it's the consistency of this child's
12 schedule -- feeding times; napping times -- quite
13 frankly, also, socialization. I've done my home
14 visits. I don't think that -- well certainly both
15 parties' residences are appropriate. I will be very
16 honest with you and tell you that it's not any fault
17 of Mr. Jurado's but he's got a very small apartment
18 and he lives in an environment that is certainly
19 adult oriented. It's not oriented for small
20 children.

21 JUDGE JAMISON: He doesn't have a crib and
22 a pack an play and walker -

23 A. Well he has a crib. And all of those
24 things. I mean this child doesn't want for much.
25 But it's -- there are no other children around. He

FTR

1 lives right across from Easton. So there's -- he
2 has -- a very nice apartment. But it's not -- it's
3 not an apartment that I -- I think it's a young
4 professionals' apartment that are free of children.
5 And I wanted this child in daycare where he's going
6 to have socialization -- he's going to have his
7 daily schedule; he's going to have consistency.
8 Again, these folks can't agree on a daily schedule
9 for this child.

10 JUDGE JAMISON: So what if a parent wanted
11 to home school?

12 A. Well, if you're asking -

13 JUDGE JAMISON: Because basically, when
14 you have a -- if he's providing care for that child
15 and he chooses to home school.

16 A. Well, I don't know if you're asking for my
17 personal opinion about home schooling and I think
18 it's a disaster. Unless you are trained to be a --
19 to train to reach a child -- I'm not sure, if you're
20 being fair to that child. That's my personal
21 opinion. I -- I just - Mr. Jurado -

22 JUDGE JAMISON: So -- and I'm -- I'm just
23 trying to follow this conversation because I've been
24 listening and there's -- there's gaps for me. These
25 parties both decided that they wanted this child in

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1 daycare from nine to four, or was that your decision
2 that is should be from nine to four?

3 A. It was an agreed temporary order.

4 JUDGE JAMISON: Based upon your
5 recommendation -- or strongly based upon your
6 recommendation?

7 A. Well -- I really was not actually involved
8 in the -- Keith wasn't there. But I was not
9 involved in strongly involved in negotiation of the
10 temporary order.

11 JUDGE JAMISON: Okay.

12 A. That was Mr. Petroff; Ms. Smitherman and
13 Ms. Bucci -- maybe it was Ron and LeAnn.

14 JUDGE JAMISON: And it appears that the
15 parties live on the opposite sides of the town, did
16 we consider any daycares that were mid point?

17 A. We did in this process when he -- when Noah
18 was terminated in Brookside in the fall of this
19 year -- as I've indicated earlier. One of the
20 suggestions that Mr. Jurado had placed on the table
21 was a downtown located facility. It seemed very
22 nice.

23 JUDGE JAMISON: But she goes around 270 to
24 work.

25 A. Right.

FTR

1 JUDGE JAMISON: Did we look at any options
2 off of 270?

3 A. Right.

4 JUDGE JAMISON: 'Cause Easton is off of
5 270.

6 A. Right and none were provided.

7 JUDGE JAMISON: From either party?

8 A. From either party. And again, the one that
9 was down town that was suggested by Mr. Jurado, I
10 was really leaning towards that because it made
11 sense for equal distant. I mean -- you know -- you
12 kind of cut the baby in half and -- not Noah -- but
13 you cut -- cut things in half -

14 JUDGE JAMISON: I understand what you're
15 saying.

16 A. And -- I thought that would might -- might
17 be a nice compromise for both parties. But
18 unfortunately that spot got snatched up and so that
19 came off the table, unfortunately.

20 JUDGE JAMISON: Okay -- and the last
21 question I have -- because I guess I've gotten into
22 this. Have you considered the fact that Mr. Jurado
23 apparently is of Spanish decent and they take great
24 interest in raising their sons?

25

1 A. Absolutely. I -- and it's abundantly clear
2 from the moment I meant Ari that he is very proud of
3 his ethnicity and his heritage. And that's also
4 clear when you visited his home.

5 And he has his mother and father who resides in
6 Panama; he has his sister who resides in Scandinavia
7 or somewhere, doesn't she, Ari? But he's very close
8 with his family. They have daily face time. Noah
9 has great contact with those folks.

10 So -- you know -- I -- I absolutely and open to
11 the fact that he comes from a culture where the men
12 are very much involved in the rearing of their
13 children. And I understand where he is coming from
14 in that regard.

15 But -- I know it sounds like with all of the
16 financial constraints that both of these folks
17 unfortunately have to work full-time. I know Ari
18 has been diligently trying to find a job and he's
19 done that now. Not sure that I know all of the
20 circumstances -- I don't know all of the
21 circumstances of it. But I -- I think during this
22 period of waiting for a final decision to be issued
23 by this Court; hopefully in the not too distant
24 future that we should maintain the status quo.

25

1 JUDGE JAMISON: I'm done with my
2 questions. Did I raise any for anyone else?

3 ATTORNEY BETHEL: Not at this point.

4 ATTORNEY GOLDEN: I -- I have one follow-
5 up question. You mentioned he's -- by ethnicity
6 somewhat more involved with his child -- setting
7 that aside -- isn't he and I'm calling you on your
8 experiences as a guardian as well as an advocate --
9 he's in that very, very small group of people of men
10 who are accessibly involved with their kid that we
11 don't find too often.

12 ATTORNEY BETHEL: He has -- that's
13 definitely is in that group that -- you know -- it's
14 -- it's -- it can be refreshing but sometimes, also,
15 overwhelming.

16 ATTORNEY GOLDEN: Right and that's what
17 you dealing with. One the one hand it's good but on
18 the other hand, it could be somewhat overwhelming
19 and that presents a problem for this month who don't
20 want anything to do with them.

21 ATTORNEY BETHEL: I don't think that's
22 accurate at all. I -- I don't believe that -- that
23 Ms. Hernandez, does not want Ari involved in his
24 child's life at all. I mean -- we've got -- we got
25 an agreed equal time schedule right now.

1 I think there things that have transpired
2 unfortunately, that are questionable and -- I don't
3 know, Mr. Golden, if it's just the impact of this
4 litigation that everyone is -- you know -- in
5 litigation mode and manipulating themselves for the
6 best strategy for this upcoming trial.

7 I mean that's what litigation forces us to do,
8 unfortunately.

9 ATTORNEY GOLDEN: And the first time
10 somebody comes along and tries an alternative, it's
11 swatted down -- isn't that true?

12 ATTORNEY BETHEL: Yes, it was -- it was
13 rejected.

14 JUDGE JAMISON: I just have one other
15 question. Have we tried any of the online services
16 that are free to parents for them to communicate put
17 the child's doctor's schedule on? I'm familiar with
18 Cozi -

19 ATTORNEY BETHEL: Right.

20 JUDGE JAMISON: I'm not sure -- what's the
21 other ones -- of parents.

22 ATTORNEY BETHEL: There's several --
23 there's several -

24
25

1 JUDGE JAMISON: There's several -- but
2 have we tried any of those as far as tools for
3 communications for these parties?

4 ATTORNEY BETHEL: I -- let me say this, I
5 don't think these folks have a problem as far as
6 communicating about appointments and things like
7 that for the child. I think it's just -- you know --
8 -- day-to-day things -- let me just give you a for
9 instance -- when --

10 JUDGE JAMISON: Well let's use the bump on
11 the head at the hospital -- that's a good one.

12 ATTORNEY BETHEL: Okay -- okay. The last
13 visit to the emergency room with Mr. Jurado and Noah
14 was a result of bump on the head. And -- in fact --
15 Noah bumped his head the day that I had did my home
16 visit at mom's house and it was later in the day
17 after I had left. But Kathy had made me aware that
18 the incident had occurred.

19 This was -- I think -- at least the third visit
20 to the emergency room by Mr. Jurado initiating
21 taking Noah to the emergency room. And I can sort
22 of understand at first with maybe the first visit --
23 you know -- we have certainly and Mr. Jurado a
24 novice parent and we get very concerned if they fall
25

1 and particularly a head injury, is scary for a
2 novice parent.

3 Noah is learning how to walk -- I mean he kind
4 of has bumps and bruises all the time. What was
5 most troubling to me about this last visit was the
6 fact that they were present at this hospital for at
7 least five hours -- noah and Mr. Jurado. At not one
8 point in those five hours did Mr. Jurado feel it
9 necessary or appropriate to contact the mother and
10 say, I brought the child to Children's Hospital
11 emergency room. Not once deeply troubling to me -

12 JUDGE JAMISON: Well -- I think I --
13 refresh my recollection, but I thought I heard
14 testimony that said he sent an email -- a text and
15 said does this concern you. And she didn't really
16 say it concerned her.

17 ATTORNEY BETHEL: Right, be he didn't say
18 I'm taking him to the hospital.

19 JUDGE JAMISON: Okay. So theses kind of -
20 - those kind of things don't get communicated.

21 ATTORNEY BETHEL: That is correct. The
22 other thing that was troubling about that visit was,
23 pictures were taking to the hospital by Mr. Jurado
24 that were dated pictures of some prior injuries to
25 this child that were months and months old.

1 It was almost orch -- to me it seemed
2 orchestrated. If I am truly concerned about my
3 child's injury to the point where I feel I have to
4 seek emergency assistance, I'm not going to be
5 gathering up photographs to take with me to the
6 hospital that are months old and hope that the
7 social worker is going to come in again to speak
8 with me.

9 JUDGE JAMISON: Well, Ms. -- Ms. Bethel --
10 that is quite often what female parents do -- is
11 they gather up evidence and take it to the hospital.
12 So why would you not expected it from Mr. Jurado to
13 do the same thing, if he's concerned that there
14 could be a pattern of abuse?

15 ATTORNEY BETHEL: Because number one, he
16 knows there is no pattern of abuse. He's trying to
17 create -

18 JUDGE JAMISON: But if he's continuously
19 seeing injuries and he takes it in to the hospital,
20 aren't you pre-supposing what he believes and does
21 not believe?

22 ATTORNEY BETHEL: Your Honor, this
23 gentleman makes an issue of almost everything --
24 with the daycare -- it -- it got to the point where
25 he's questioning -- you know -- the fact that there

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1 was out of nine bathrooms at this facility -- on
2 wasn't working and that was a big deal. There's
3 problems with the way -- you know -- the child was
4 being fed.

5 JUDGE JAMISON: Well, is that a problem or
6 is that a parent that maybe over obsessive, but has
7 the right to ask those questions.

8 ATTORNEY BETHEL: I am glad that you use
9 that terminology over obsessive -

10 JUDGE JAMISON: Because what you've just
11 described and -- and I'm just hopefully pointing out
12 some things. You described his apartment as being
13 for a professional, but you eluded that her
14 apartment is child safe, but he's bumped his head
15 and has had several bruises and injuries that you've
16 talked about at her apartment.

17 ATTORNEY BETHEL: And he's bumped his head

18 -

19 JUDGE JAMISON: And he's bumped his head
20 possibly at dad's -

21 ATTORNEY BETHEL: Yeah[sic] -- yeah[sic] -

22 JUDGE JAMISON: So I'm not really seeing
23 where either parent may respond that way. She may
24 respond by taking the child to the doctor and saying

25

1 he's coming home -- every time he comes home from
2 dad's he's got bruises.

3 Dad says well he comes over here, he's got
4 bruises. So it seems to me that part of what we
5 need to be working toward, is these parents having
6 some trust in each other that they're not allowing
7 the child to be intentionally injured. And we're
8 really getting that because like you said, we're in
9 litigation posture.

10 ATTORNEY BETHEL: I think the other thing
11 I'll like to point out to you, Your Honor, since
12 we're having this discussion is the last visit to
13 the hospital when it said the child's medical
14 history, Mr. Jurado had obviously told the attending
15 intake person or whichever nurse was in the room at
16 the time that the history was being taken, because
17 they had multiple teen members -

18 JUDGE JAMISON: I know -- I'm familiar.

19 ATTORNEY BETHEL: Which is -- it's -- you
20 know -

21 JUDGE JAMISON: It's overwhelming.

22 ATTORNEY BETHEL: But, that there is a
23 history of -- of -- now I'm going to forget the
24 terminology -- indicating that this child is -- been
25 under fed and malnourished essentially.

1 There is been no -- I have gone through every
2 page of pediatrics notes that has been taking on
3 this child. There has never been a diagnosis --
4 what is the terminology -

5 ATTORNEY SMITHERMAN: Failure to thrive.

6 ATTORNEY BETHEL: -- failure to thrive --
7 never. And there it was --

8 JUDGE JAMISON: But it could -

9 ATTORNEY BETHEL: -- and when I questioned
10 Mr. Jurado about it, why would you indicate that
11 this is the medical history of this child, I get
12 some rambling discussion that I finally said, "I'm
13 not following what you're saying, you're going to
14 have to put it in writing to me. Because I'm not
15 understanding what I'm going to say -- what you're
16 saying."

17 There's never been a diagnosis of failure to
18 thrive. This child if you saw him today -- in fact,
19 he's kind of chubby; which is fine -- I love chubby
20 babies. But he -- he is -- he's doing quite well.

21 And I -- again -- it's -- it's this giving up
22 information that is just clearly erroneous to create
23 an impression that is negatively reflecting if not
24 on the mother, then on the daycare provider. And -
25

1 JUDGE JAMISON: Could it just be that he
2 doesn't want his child in daycare all day?

3 ATTORNEY BETHEL: -- I -- I don't know. I
4 mean I -

5 JUDGE JAMISON: I mean have you had that
6 discussion?

7 ATTORNEY BETHEL: I've not had that
8 particular discussion, but I think it's fair to say
9 that most of us if we had the luxury of not having
10 to work all day, would love to be at home with our
11 children. I mean -

12 JUDGE JAMISON: And if he was a part-time
13 working mother would your response be the same that
14 he has to be in daycare all day?

15 ATTORNEY BETHEL: Giving the circumstances
16 that present in this case, absolutely.

17 JUDGE JAMISON: Okay.

18 ATTORNEY BETHEL: Absolutely --
19 absolutely.

20 JUDGE JAMISON: Well, I just -- I just try
21 to get an idea of where we are here.

22 ATTORNEY BETHEL: Yeah[sic].

23 JUDGE JAMISON: So in your -- in your
24 conclusion -- your conclusion remains the same --
25

1 the child should -- your recommendation remains the
2 same?

3 ATTORNEY BETHEL: My recommendation -- Yes
4 ma'am. I -- I again, I -- we're so close on really
5 getting close to the eve of trial that I would
6 really hope that we will maintain the consistent
7 schedule that we have for this child now. And let's
8 see what happens with both of these good advocates
9 when they put their case on.

10 I know I will give my recommendation timely
11 going into trial. I'm pretty confident that we're
12 going to try this case. And -

13 JUDGE JAMISON: It does appear, doesn't
14 it?

15 ATTORNEY BETHEL: It does appear. And I
16 know that I'm bound to maintain an open mind and
17 listen to the testimony as it is presented. And I
18 know that both of these counsels will do a fine job
19 in that regard.

20 JUDGE JAMISON: Okay. Any questions that
21 I did not cover that you would have Ms. Smitherman?

22 ATTORNEY GOLDEN: We're going to trial
23 because Kathy through her counsel as said, shared
24 parenting is off the table. We want sole custody.
25 That's why we're going to trial, correct?

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1 ATTORNEY BETHEL: Correct, but we're still
2 waiting for the report.

3 ATTORNEY GOLDEN: Right but that's only
4 going to either help him or hurt him.

5 ATTORNEY BETHEL: Right.

6 ATTORNEY GOLDEN: But that's why we're
7 going to trial at this point. Mom doesn't want
8 shared parenting. If mom was agreeable to shared
9 parenting, we could settle the case now, isn't that
10 correct?

11 JUDGE JAMISON: Is it already shared
12 parenting?

13 ATTORNEY GOLDEN: Yes, temporary orders of
14 shared parenting.

15 JUDGE JAMISON: Okay.

16 ATTORNEY GOLDEN: With a 50/50 right down
17 -- I think -- within thirty seconds.

18 ATTORNEY BETHEL: Maybe even closer than
19 that.

20 ATTORNEY GOLDEN: Yeah[sic], maybe ten
21 seconds. Okay?

22 JUDGE JAMISON: Ms. Smitherman, any final
23 comments or questions before Ms. Bethel steps down?

24 ATTORNEY SMITHERMAN: No, Your Honor.
25

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1 JUDGE JAMISON: Any final comments? You
2 may step down Ms. Bethel.

3 ATTORNEY BETHEL: Thank you.

4 JUDGE JAMISON: I think we've grilled you
5 sufficiently.

6 ATTORNEY BETHEL: Thank you -- I know --
7 whew.

8 ATTORNEY SMITHERMAN: No, Your Honor, I
9 think that -- you know -- what you've heard today so
10 far at least from our side demonstrates why the
11 child should remain in the current daycare situation
12 at least through trial.

13 JUDGE JAMISON: I just have one question
14 for you -- for your client. Well -- you or your
15 client. Is there any type of penalty, if the child
16 is late arriving at daycare?

17 ATTORNEY SMITHERMAN: Late arriving at
18 daycare?

19 MS. HERNANDEZ: Penalty is what regard,
20 you mean like by the daycare?

21 ATTORNEY HERNANDEZ: Like financial to
22 arriving late?

23 JUDGE JAMISON: Any financial -- is he
24 going to lose his spot if dad is late -- those type
25 of things?

FTR

1 MS. HERNANDEZ: No, it was simply -- you
2 know -- it's part of our temporary order and it's my
3 understanding that we're suppose to comply with the
4 order as it is written. And it states that the
5 child to be dropped off at the daycare at 9 AM.

6 JUDGE JAMISON: I -- foresee -- barring
7 any unforeseen circumstance or -- I guess my issue -
8 - my question is more this -- is it just because of
9 the temporary order says nine o'clock given the fact
10 that he is driving quite of a bit of distance to get
11 there on time or is there something he's missing by
12 not being there by nine o'clock?

13 MS. HERNANDEZ: I mean when the weather is
14 nice, they do go out in the mornings and to my
15 understanding based on looking at the drop off
16 logouts that he's not getting there until like
17 10:15/ 10:30 -- sometimes 10:45. I get him there in
18 the morning -- you know -- between 8:40 and nine
19 o'clock and he eats breakfast during that time.

20 And, again, when the weather is nice they
21 typically go outside after the nine o'clock hour
22 usually by ten. So he is and at the last daycare he
23 would miss outside time if he was not there by nine
24 o'clock.

25

1 ATTORNEY GOLDEN: I think and answer to
2 your question, there's no classes or anything
3 specific -- any organized program that starts at
4 nine that -- that he's missing.

5 JUDGE JAMISON: I -- Ms. Smitherman, you
6 may continue.

7 ATTORNEY SMITHERMAN: Oh no, that's okay.

8 JUDGE JAMISON: I'm sorry, I just was
9 asking the question -

10 ATTORNEY SMITHERMAN: Fair enough.

11 JUDGE JAMISON: -- because we don't him to
12 miss being part of a class or something like that.

13 ATTORNEY SMITHERMAN: Fair enough.

14 JUDGE JAMISON: Have you always worked
15 full-time?

16 MS. HERNANDEZ: Yes, ma'am except when I
17 was on maternity leave, I took twelve weeks off and
18 was home the whole time.

19 ATTORNEY SMITHERMAN: I don't think I have
20 anything further to say other than what we've
21 already said and what you heard through testimony
22 from our point of view on why it's important for
23 Noah to continue in the daycare that is currently
24 located; we went to great measures to get him in
25 this particular daycare. And we don't want to see

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1 anything disruptive certainly not before the
2 upcoming trial to the contrary.

3 JUDGE JAMISON: Thank you. Mr. Golden,
4 final remarks?

5 ATTORNEY GOLDEN: No, I'll actually like
6 you to hear from my --

7 JUDGE JAMISON: Oh, I'm so sorry.

8 ATTORNEY SMITHERMAN: Your Honor -

9 ATTORNEY GOLDEN: -- assuming there -- I'll
10 like you to hear from him.

11 JUDGE JAMISON: Can we break for my -- my
12 poor steno -- I forgot that I wasn't recording
13 myself. Can we take a break and come back at 1:30?

14 ATTORNEY SMITHERMAN: I actually -- I'm
15 suppose to be in a settlement conference at one
16 o'clock today at Ralph Sylvestri's office for the
17 remainder of the day, so. And I'm sure that all
18 counsel and parties are there.

19 ATTORNEY GOLDEN: I -- well -- my -- this
20 should go forward in a hearing. This is a major
21 issue. And the settlement conference they can wait
22 'til she gets there. I don't mean to cause problems
23 but this is -- this is her motion and we're here
24 today because of the way this thing was handled.

25 ATTORNEY SMITHERMAN: Well -

FTR

1 JUDGE JAMISON: Well I can continue it
2 until Monday morning.

3 ATTORNEY SMITHERMAN: Yes, thank you.

4 ATTORNEY BETHEL: I'm in trial then.

5 JUDGE JAMISON: But this is an ongoing.
6 This is ongoing. I'll hear it Monday morning. The
7 restraining order is lifted until such time as I can
8 make a decision on this issue.

9 I -- I normally would go forward but I've got a
10 steno that's got to go to lunch.

11 ATTORNEY GOLDEN: I understand.

12 JUDGE JAMISON: I put this on the docket
13 without Ms. Smitherman's notice, so if we can come
14 back Monday morning and finish.

15 ATTORNEY BETHEL: Erika if there's any way
16 -- I'm set to go to trial in Fairfield County at
17 nine o'clock and this case is over -- it's two years
18 old. I don't know if the Judge is going to let me
19 out of this on Monday.

20 JUDGE JAMISON: Can we recess. (Let's --
21 let's go off the record a minute.) Can we recess
22 and you call Mr. Sylvestri's office?

23 ATTORNEY SMITHERMAN: Well can I -- do we
24 know about how much -- like longer we're going to
25 be?

1 JUDGE JAMISON: How many witnesses?

2 ATTORNEY GOLDEN: I just have him -- so
3 it's my direct and your cross -

4 ATTORNEY SMITHERMAN: And then cross -

5 ATTORNEY GOLDEN: So I say an hour -- I --
6 I don't think it should take him -- I don't want to
7 drag this out.

8 I want to go through and address some points
9 that were raised; why we're here, etcetera and I
10 want to be as quick as I can.

11 ATTORNEY SMITHERMAN: I need to make a few
12 phone calls and see if I can get some coverage.

13 JUDGE JAMISON: Why don't we recess and
14 let her make some phone calls -

15 ATTORNEY SMITHERMAN: Before we dismiss
16 everybody because I might not -- can I have five
17 minutes.

18 JUDGE JAMISON: Oh you're good, yes.

19 ATTORNEY SMITHERMAN: Just to figure out
20 what we're going to do.

21 JUDGE JAMISON: Well wait just a minute
22 let me see what my steno is saying. If she can work
23 on through it everybody will figure. She's willing
24 to finish this, so.

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ATTORNEY BETHEL: Thank you.

OFF RECORD

CERTIFICATE

1
2
3 I DO CERTIFY THAT THE FOREGOING IS A TRUE
4 AND ACCURATE TRANSCRIPT OF THE PROCEEDINGS HELD IN
5 THIS MATTER ON THE 20TH DAY OF DECEMBER, 2013, WHICH
6 I TRANSCRIBED FROM THE COURT'S OFFICIAL RECORDING
7 SYSTEM; EXCEPT FOR CERTAIN INAUDIBLE PORTIONS, AND
8 THAT SAID TRANSCRIPT HAS BEEN COMPARED WITH THE
9 OFFICIAL COURT RECORDING SYSTEM.

10
11 

12 TARA MCMORRIS (MCMO)

13 OFFICIAL COURT STENOGRAPHER AND TRANSCRIPTIONIST
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Ari Jurado

From: Keith E. Golden
Sent: Thursday, December 12, 2013 5:22 PM
To: Blythe Bethel
Cc: ari_jurado@qualineconsulting.com
Subject: RE: jurado

The STATE ex rel., JURADO v. ODC,
FCCPCJB
Exhibit F2

Blythe

Name Redacted is not in school and with all due respect your analogy is misplaced...

Name Redacted is essentially in group/mass/glorified babysitter/ babysitter business... he is not even in daycare You give it too much credit..... many kids have multiple babysitters in a row or simultaneously and are fine..I did, my kids did, most people's kids do

What did you do when the 16 year old stopped babysitting for you.. you got another, you moved on and your kids were fine... we see it each and every day

This would not have ultimately been a problem had there been more time to select a mutually beneficial location than the way it went down when you gave a quick draw directive before ari even had a chance to do a look see and Kathy jumped on it without ari's input one way or the other

This is not about weather.. this is about geography and time and travel

Again, I am seeing a double standard when it comes to Kathy as opposed to Kathy.....Ari is expected to be flexible and give in but Kathy is exempt from that...you have come down in her favor in each and every instance since I have been in the case

So now ari is forced to make an unreasonable choice

Why don't we dispense with all of the dancing around and just get right to the execution !!!!

keith

From: Blythe Bethel [mailto:blythebethel@yahoo.com]
Sent: Thursday, December 12, 2013 4:57 PM
To: Keith E. Golden
Cc: ari_jurado@qualineconsulting.com
Subject: Re: jurado

Keith and Ari: I have to say that I have given this a lot of thought. I really do not want to have to make *Name Redacted* change daycare. The one question that came to my mind after thinking about the situation is what would be the case if *Name Redacted* was already enrolled in school? Would Ari be asking that *Name Redacted* change schools? All of us working parents have had to juggle our achedules so we could get our children to school/daycare and still meet our work obligations. Unfortunately, that is a fact of life in our day and age. The bad weather is only going to last for a few months at most, so that problem should be temporary.

Blythe

From: Keith E. Golden <keg@golmeiz.com>
To: "blythebethel@yahoo.com" <blythebethel@yahoo.com>
Cc: "ari_jurado@qualineconsulting.com" <ari_jurado@qualineconsulting.com>
Sent: Thursday, December 12, 2013 4:22 PM
Subject: jurado

Blythe

I trust you have seen ron petroff's answer to my email... I am not surprised at all with the lack of any willingness to work something out.. I wonder if it is him or Kathy.. only you can find that out !!

Hopefully this will be marked down on the scoresheet as a point against Kathy in the shared parenting test criteria

In either event ari has to give his employer an answer tomorrow morning...the employer needs to fill the position and if ari is unable to accept he will loose it
Please advise at your earliest convenience

I am on my way to new York for the weekend tomorrow morning so please copy your email to ari and you may hear from him if I am unavailable

Thanks in advance

KEITH E. GOLDEN

Golden & Meizlish Co., LPA
923 East Broad Street
Columbus, OH 43205-1101
(614)258-1983
keg@golmeiz.com

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 **Please consider the environment before printing**

Ari Jurado

From: Keith E. Golden
Sent: Tuesday, October 15, 2013 9:34 PM
To: Blythe Bethel
Cc: Esq. Ronald R. Petroff; ems@petrofflawoffices.com; Kathy
ari_jurado@qualineconsulting.com
Subject: RE: New Daycare Proposals

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit G1

Blythe

here are responses to the questions you raised....I recommend you a look a bit closer prior to reaching a conclusion:

1. This location has been opened and running since 2003... there was a recent change in ownership resulting in a provisional license issued to the buyer-new owner while the seller's license is transferred....similar to a liquor license transfer in the sale of a bar.
2. The facility director has been there for several years as well as the lead teacher in ~~the~~ to-be classroom.
3. In the past 12 months, they have had only ONE non-compliance, vs SEVEN that the Goddard Hilliard location has, and TEN that Brooksedge has had.
4. The Step Up to Quality program is not indicative of superior quality, rather, it has been traditionally used by non-private facilities, or those receiving public funding. The more stars, the more money they get through subsidies. There is no incentive to Private facilities to be in the Step Up to Quality rating system, unless they have no private type of accreditation. (see Ari's points in his initial proposal regarding the difference between private/national accreditation programs. These accreditations are far superior tto the state's Step Up to Quality.
6. The best and top quality daycare facilities in town are NOT part of the Step Up to Quality program. It should not be a factor in this instance.

Keith

From: Blythe Bethel <blythebethel@yahoo.com>
Sent: Tuesday, October 15, 2013 7:09 AM
To: Keith E. Golden; ari_jurado@qualineconsulting.com
Cc: Esq. Ronald R. Petroff; ems@petrofflawoffices.com; Kathy Hernandez
Subject: New Daycare Proposals

All: I am copying everyone on this to save time. I am sure that we could all find faults/issues with any daycare that is proposed. I would note that Ari's proposed Goddard location had a noncompliance with ratios as recently as Sept. 6, 2013. In addition, that location has only been open since May 2013 and still has a provisional license. It does not participate in the voluntary "Step Up to Quality" program. For these reasons, I would be inclined to not include this facility as a contender for the new daycare facility.

Sent from my iPad

On Oct 14, 2013, at 11:53 AM, "Keith E. Golden" <keg@golmeiz.com> wrote:

Blythe

Here is the second email which includes the proposal ari was drafting as to a new daycare center when Monday's injury occurred
There are pdf's attached

This included ari's comments concerning the goddard school in hilliard
I am sending a copy to opposing counsel under separate cover
Today at 5pm is not going to give both parties ample time to visit the other's recommendations
With all due respect I do not think a GAL is empowered to make the decision as to which facility will be the new one absent the parties having sufficient time (if at all) to attempt to reach that decision on their own between them...further, your declaration that in the absence of the parties being able to do so by 5 pm today will result in you selecting goddard in hilliard will be a green light to Kathy simply saying NO to ANYTHING ari recommends because she knows where you will fall...good incentive to disagree !!
Again, I asked you not to do this..it hurts/it does nto help !!

KEITH E. GOLDEN

Golden & Meizlish Co., LPA
923 East Broad Street
Columbus, OH 43205-1101
(614)258-1983
keg@golmeiz.com

 **Please consider the environment before printing**

<new daycare. proposal.pdf>
<Brooksedge Daycare - New Policy Sep-2013.pdf>
<Brooksedge Inspection 410271_03-14-2013_STANDARD (noted).pdf>
<Brooksedge Inspection 410271_09-24-2012_STANDARD (noted).pdf>
<407338_05-04-2012_STANDARD.PDF>
<407338_05-23-2013_STANDARD.PDF>
<Goddard - Hilliard Rating from ODFJS.pdf>

Ari Jurado

From: Keith E. Golden
Sent: Tuesday, October 15, 2013 11:11 PM
To: ari_jurado@qualineconsulting.com
Subject: FW: ^{Name} ~~Redacted~~ Well Check - 15month

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit G2

I am in trial again tomorrow
this is for your eyes only

From: Keith E. Golden
Sent: Tuesday, October 15, 2013 11:00 PM
To: Blythe Bethel
Subject: RE: ^{Name} ~~Redacted~~ Well Check - 15month

dear blythe

as I told you in my earlier email (I could not meet with you and magistrate at 930 am) I was in trial all day today and tomorrow...you told us in your email you would let the parties try and agree on the new daycare center and if they could not do so by 5pm wednesday you would decide which center

I just read your email with the announcement of your decision which you generated at 210 pm this afternoon you should have already read my response to your earlier email (before I saw this one) addressing your incorrect assumptions about goddard westerville, again, which I just responded to--as I suggested you needed to investigate deeper--- I did not say "do not rush to judgment" because I did not think that would occur

if it was not 10:10 pm I would phone you to discuss this personally as opposed to writing this..I am in trial first thing again in the morning and this cannot wait

by the way, what did the magistrate say about option of emergency hearing ?? next option-what about my suggestion to approach the judge ?

I feel compelled to tell you that I am truly disappointed that you have imposed a decision upon the parties without first giving them the opportunity, incentive or otherwise force them to do so on their own, you did not wait until 5 pm wednesday and you did not let me know this was about to occur, etc etc in order that I was satisfied you had all the proper info and there was no other choice

I do not feel that way now !!!! especially in light of your reasoning compared to my email.

please understand, I never complain about a situation not turning out favorable to my client's position so long as it is a fair and timely adjudication by the correct / authorized person to do so...

while I compliment you for desiring to be helpful and diffuse conflict the parties I submit that you are hurting them more than helping them...they need to do on their own..soon you will be gone

I also do not think it is helpful for you to quickly pass judgment as you did with such issues as the rescheduling of the doctor visit on wednesday

you have become quite predictable and accordingly, Kathy acts in a uncooperative aggressive manner towards ari knowing you will inevitably come down favorable to her and Ari acts in a vacuum of hopelessness on every issue I again call your attention to your authority under GAL S Ct Rule of Super 48.

I hope this does not offend you but I respect you and want to be honest
keith

I again call your attention to your authority under GAL S Ct Rule of Super 48

From: Blythe Bethel <blythebethel@yahoo.com>
Sent: Tuesday, October 15, 2013 2:01 PM
To: Ari Jurado; Hernandez, Kathy
Cc: Keith E. Golden; rrp@petrofflawoffices.com; ems@petrofflawoffices.com
Subject: Re: ^{Name Redacted} Well Check - 15month

All: I would like to address the doctor's appointment tomorrow and daycare placement for ^{Name Redacted}

First, regarding the doctor's appointment, I believe that we all, as working parents, have had to miss scheduled appointments for our children. That just goes with the territory of being a "working parent". It is clear that Kathy is not available for the appointment on October 30th, which means even further delay of ^{Name Redacted} getting his vaccinations. I do not believe that going forward with the appointment tomorrow is any indication on the part of Kathy to keep Ari out of the loop so to speak when it comes to taking ^{Name Redacted} to the doctor. Ari can certainly follow up with the doctor if he has any questions as to what transpired at the appointment, and I would also expect Kathy to provide Ari with a detailed summary of what transpired at the appointment as well. I believe that what is most important is for ^{Name Redacted} to get his vaccinations tomorrow. ^{Name Redacted} should have all of his vaccinations up to date and completed, and this is especially true if we are going to try and place him in a new daycare facility this week.

Regarding the daycare situation, it is my understanding that the Bright Horizon facility proposed by Ari no longer has an available opening for ^{Name Redacted}. So, that daycare comes off the list. If I have been correctly keeping track of this issue, that leaves us with the Goddard facility in Hilliard, and the Goddard facility in Westerville. As I stated to everyone yesterday, I have an issue with the fact that the Westerville facility has a provisional license until July 14, 2014. I also have an issue with the fact that this facility currently does not participate in the Step Up to Quality program (I understand they intend to participate but are in the process of working on that), while the one in Hilliard is already participating in the program. There is only one ODJFS inspection report on the Westerville facility, and that was a partial inspection. On that partial inspection there was a noncompliance with ratio issue. Something that I noted in this regard is that Kathy visited the facility today, and she noticed that there were 8 children to one teacher in the 18-24 month room.

It would be my recommendation at this point in time that ^{Name Redacted} be placed in the Hilliard Goddard facility. I can assure you that this choice has nothing to do with the fact that this was Kathy's proposed facility. I have reviewed the information available at ODJFS, I have reviewed the information provided by the parties, and this is what I have concluded. I would hope that, rather than continuing the fight over this particular issue, the parties would for once agree to follow this recommendation so all three of them could move on with their lives.

Blythe

From: Ari Jurado <ari_jurado@qualineconsulting.com>
To: Blythe Bethel <blythebethel@yahoo.com>; "Hernandez, Kathy" <KHernandez@express.com>
Cc: Keith Golden <keg@golmeiz.com>
Sent: Tuesday, October 15, 2013 11:51 AM
Subject: RE: ^{Name Redacted} Well Check - 15month

I was only told by my client late yesterday afternoon (after 5pm) that I need to attend a vendor presentation all day Wednesday.

And as you can understand, this engagement/project is so important after not been working for so long that I do not want to jeopardize this new contract/client by letting them down. This is a one-time wrinkle because the engagement just started. Otherwise, we are already planning a few weeks out to avoid any other surprises.

If it wasn't for the last minute circumstance, I would be at the appointment as usual. I have no other reason to want to miss tomorrow's appointment. What other motives could I possibly have for delaying his vaccines? I am not sure how long it is going to take for me to convince everyone that I always put ^{Name Redacted} first... no exception.... My personal interests will never come before his interests.

Ari

From: Blythe Bethel [mailto:blythebethel@yahoo.com]
Sent: Tuesday, October 15, 2013 11:34 AM
To: Ari Jurado; Hernandez, Kathy
Cc: Keith Golden; rrp@petrofflawoffices.com; ems@petrofflawoffices.com
Subject: Re: ^{Name} ~~Redacted~~ Well Check - 15month

Ari: Please tell me why you have waited until the day before the scheduled doctor's appointment to advise that you are not available to attend. It is my understanding that you were given advance notice of this appointment several weeks ago. Please advise asap. blythe

From: Ari Jurado <ari_jurado@qualineconsulting.com>
To: "Hernandez, Kathy" <KHernandez@express.com>
Cc: blythebethel@yahoo.com; Keith Golden <keg@golmeiz.com>
Sent: Tuesday, October 15, 2013 9:25 AM
Subject: RE: ^{Name} ~~Redacted~~ Well Check - 15month

Kathy,

I would like you to please consider rescheduling this appointment. I want to make it but will not be able to.

Vicky, at the front desk, just told me that the next appointment available is in two weeks (Oct 30 11:45am). Could you please let me know if that works for you?

As you know, this would not be the first time that his appointment gets rescheduled, and I hope it does not become a big deal now tha I am requesting it.

Ari

From: Hernandez, Kathy [mailto:KHernandez@express.com]
Sent: Tuesday, October 15, 2013 7:01 AM
To: ari_jurado@qualineconsulting.com
Cc: blythebethel@yahoo.com
Subject: ^{Name} ~~Redacted~~ Well Check - 15month

Please remember that ^{Name} ~~Redacted~~ has his well check visit on Wednesday at 9AM at Professional Pediatrics. Rather than you dropping ^{Name} ~~Redacted~~ off at Panera, please go to the doctor's office.

I sent you a calendar invite from my personal email several weeks ago.

Kathy Hernandez
Manager, Associate Services
Office: 614-474-4991
Cell: 614-270-3549
Fax: 614-474-7553

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Ari Jurado

From: Blythe Bethel
Sent: Wednesday, October 16, 2013 1:27 PM
To: Ari Jurado; Hernandez, Kathy
Cc: Keith Golden; rrp@petrofflawoffices.com; ems@petrofflawoffices.com
Subject: Re: Hernandez/Jurado: Choosing a Child Care facility for ^{Name Redacted}

Everyone; All I can say is that I am very disappointed to read Ari's email below. What efforts are being made by Ari and Kathy **today** to try and reach an agreement on a daycare facility for ^{Name Redacted}. Rather than say that he does not agree with MY choice of facilities, Ari has now taken the position that there is not going to be any decision made until he speaks with his counsel.

Kathy and Ari, I have one question for the both of you, and that is when are the two of you going to get on the same page and start to put your son's needs and best interests first? This continued conflict is certainly not in ^{Name Redacted} best interests. Not having some certainty regarding where ^{Name Redacted} will be going on a daily basis does NOT serve this child's best interests.

Blythe

From: Ari Jurado <ari_jurado@qualineconsulting.com>
To: "Hernandez, Kathy" <KHernandez@express.com>
Cc: Blythe Bethel <blythebethel@yahoo.com>; Keith Golden <keg@golmeiz.com>
Sent: Wednesday, October 16, 2013 12:59 PM
Subject: Hernandez/Jurado: Choosing a Child Care facility for ^{Name Redacted}

Kathy,

Let me start with the easier item(s) first: Our current T.O. does not state "no less than 9am to 4pm each week day", but I do understand that the arrangement as you stated helps with your work schedule.

The second and most important item: I am surprised that you went ahead and enrolled ^{Name Redacted} in that daycare facility **without communicating with me** first or without my authorization. As you remember, I waited for you to arrive at the hospital during the last ER visit before deciding to move forward or not with the CT Scan that the doctor recommended. And you successfully asserted your authority as a parent, per our temporary orders that give us both shared custody, by not allowing the CT scan to be done to ^{Name Redacted}. In other words, I have always honored your authority as a co-custodial parent when decisions need to be made, especially significant decisions.

However, I can say that this dynamic has not been reciprocal... and it is not just you. So for the first time ever, **I am going to assert my authority as a co-parent and raise a concern/objection to the illegitimate enrollment of [Name Redacted] on a daycare facility that I have not authorized and no court order exists to allow you to do such thing.**

This is in **no** way a sign that I am being disrespectful of the opinion/recommendation of the GAL. I have taken her information under advise and I am waiting for my attorney. But to follow the parameters that have been set for a while now, and I quote here the GAL: *"I cannot change the current order or force anyone to do anything. The only person who can make it happen is the person wearing the black robe"*.

So please do not take [Name Redacted] to that daycare until we are all in the same page. What I am requesting is not unreasonable. In fact, choosing the right Child Care is a very important topic that should not be rushed. And a few more days without daycare is not more important than several other issues we have dealt with in the past that we were unable to address without a temporary order finalized (i.e. the 50/50 schedule, time for [Name Redacted] with my parents and sister that came from far away and may not be back for at least a year, etc.).

[Name Redacted] **is not in danger while being under our care** while we are sorting this out. If it is a hardship for our professional commitments, we should help each other, as I have already offer to help with [Name Redacted] tomorrow. As far as the two issues being brought up concerning [Name Redacted] being out of daycare temporarily:

- a) The conflict between us is only existent when we interact directly, and this has been under control for a while now
- b) The concern of us keeping different routines for [Name Redacted] on each home is a NEW one to me. I only heard about this recently and was never brought up before. I brought up a related concern many, many months ago and is specific to evenings. If there is a new concern regarding his routine, I would like to hear it in order to address it properly, whether it is as part of this daycare topic or outside of it.

Please reconsider... Let's not make this any bigger than what already is. Can we wait until tomorrow to give my attorney a chance to address this with the GAL and your attorneys?

Please let me know. Thanks,

Ari

From: Hernandez, Kathy [mailto:KHernandez@express.com]
Sent: Tuesday, October 15, 2013 6:45 PM
To: A J
Cc: Blythe Bethel
Subject: ^{Name Redacted} Daycare

Given the GAL's selection of The Goddard School in Hilliard, I enrolled ^{Name Redacted} today. I am recommending a soft start tomorrow afternoon around 3 for only a couple of hours; this will be after lunch and his nap. He can begin attending on Thursday on a full time basis per our current temporary order from no less than 9am to 4pm each week day.

The tuition for October for each of us, which includes the \$125 enrollment fee, is \$323.15. Tuition for November will be due on October 25th and will be \$1,090 or \$545 each. Tuition is due on the 25th of each month for the month coming up.

I have filled out all the relevant forms but advised you may also want to complete the same packet as well. I will leave that up to you.

^{Name Redacted} will need to have lunch provided by us each day, the center will provide snacks but we may also bring our own. Lunch must contain a minimum of one serving of fluid milk, one serving of meat or meat alternative, two servings of vegetables and/or fruits (one serving of each is recommended), and one serving of bread or grains. When parents do not provide an item from every food group, the facility will supplement the missing food group item. We must provide milk, a cup for each serving of milk to be consumed (pre filled cups is best rather than leaving half gallons), as well as any additional cups for water or other beverage provided. We must also provide diaper changing supplies (diapers, wipes, and creams) as well as crib sheets and blankets. I will make sure he has his sheets and blankets as usual and will ensure he has enough diapers to get started. I will also provide the diaper cream I made at the doctor's recommendation and the doctor's prescription.

The lead room teacher for ^{Name Redacted} room is Molly. The second teacher in the room is Denise. The Director's name is Gretchen. She will provide information to each of us on how to clock in and out on the iPad and will set us up for the fingerprint scanning access.

The day-to-day schedule for the room, for the most part, is in line with the schedule that ^{Name Redacted} was already following. Breakfast is not provided, however, they have a snack time at 9AM; lunch is between 11 and 11:30AM; afternoon snack is between 3:00PM and 3:15PM; nap time is from 12:30PM to approximately 2:30PM. They will go outside 2 times per day if weather permits – once in the morning and once in the afternoon (after nap).

Kathy

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On his parenting days, Mr. Jurado had to drive, with his young child in the back, across the metropolitan area from East to West, then through corn fields to get to the newly imposed daycare facility--2 full round trips a day totaling 100 miles on his assigned days with his son (50/50 parenting schedule).

Selection of Current Daycare

Main Points

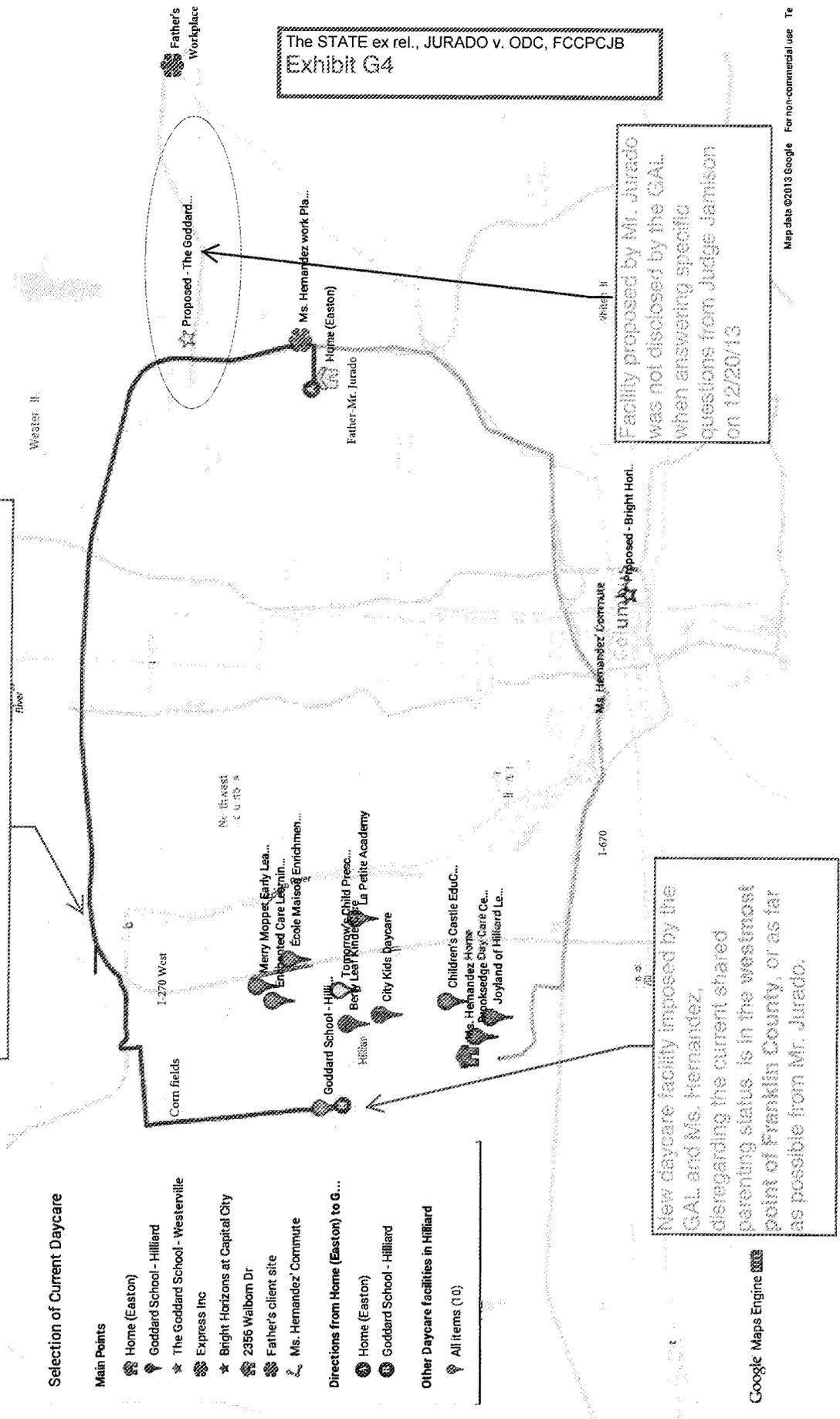
- Home (Easton)
- Goddard School - Hilliard
- The Goddard School - Westerville
- Express Inc
- Bright Horizons at Capital City
- 2356 Walborn Dr
- Father's client site
- Ms. Hernandez' Commute

Directions from Home (Easton) to G...

- Home (Easton)
- Goddard School - Hilliard

Other Daycare facilities in Hilliard

- All items (10)



Google Maps Engine

Map data ©2013 Google For non-commercial use Te



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The STATE ex rel., JURADO v. ODC, FCCPCJB Exhibit G5

3-6 Inches Of Snow Expected Throughout Central Ohio

Friday December 6, 2013 5:04 AM
UPDATED: Friday December 6, 2013 5:38 PM

COLUMBUS, Ohio -

This Afternoon: Snow showers, heavy at times. Generally 3-6" of accumulation through the day with locally higher amounts possible. High 33

Tonight: An additional 1-3" possible before snow ends after midnight. Cold and blustery. Low 17

Saturday: Clearing skies and much colder. High 24

Sunday: Snow changing to a wintry mix. High 31

Special Information:

We'll see snow showers picking up in intensity throughout the afternoon. By the time all is said and done tonight, snowfall totals in most spots will end up between 4 to 8 inches with pockets of 8 to 10 inches possible in areas west and southwest of Columbus. **Travel will likely become hazardous by late in the day.** Most precipitation should come to an end after midnight. Temperatures will fall into the teens tonight with highs only in the upper 20s on Saturday. Another storm system will arrive in Ohio on Sunday bringing another round of snow changing to a wintry mix.

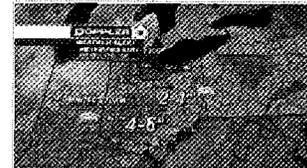
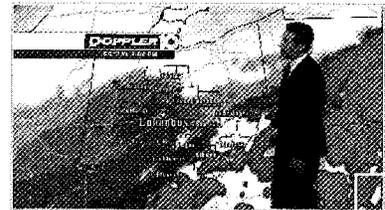
Alerts: WINTER STORM WARNINGS and WINTER WEATHER ADVISORIES for central Ohio until early Saturday morning for up to 4-8 inches of snow with locally higher amounts possible

Inconvenient Weather: Heavy snow at times. Hazardous conditions could impact travel.

Planning Your Day: Snow showers will continue this afternoon and evening. Most precipitation will be gone by late tonight.

Stats: Averages: 43/29 Record High: 73 (1998) Record Low: 3 (1977) Sunrise: 7:39 a.m. Sunset: 5:06 p.m.

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Columbus And Central Ohio

School Closings And Delays

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit G6

Watch 10TV and refresh 10TV.com to see the updated list.

Get closings text alerts on your phone

Sign-up to receive closings e-mail alerts

County	School/Location	Status
Ashland	Loudonville-Perrysville EVSD	Two-hour Delay
Athens	Trimble Local Schools	Early Dismissal
Champaign	Mechanicsburg EVSD	Closed
Champaign	Triad Local Schools	Closed
Champaign	Urbana City Schools	Closed
Champaign	Urbana University	Two-hour Delay
Champaign	West Liberty-Salem Local Schools	Closed
Clark	Clark-Shawnee Local Schools	Closed
Clark	Developmental Disabilities Of Clark County	Transportation Plan B
Clark	Northwestern Local - Springfield	Closed
Clark	Springfield City Schools	Closed
Coshocton	Coshocton City Schools	Closed
Coshocton	Coshocton County Career Center	Closed
Coshocton	Ridgewood Local Schools	Closed
Coshocton	River View Local Schools	Closed
Crawford	Wynford Local Schools	Two-hour Delay
Delaware	Big Walnut Local Schools	Closed
Delaware	Buckeye Valley Local Schools	Closed
Delaware	Delaware Area Career Center	Closed
Delaware	Delaware Christian Academy	NO AM OR PM PART TIME PRESCHOOL
Delaware	Delaware Christian Schools	Closed
Delaware	Delaware City Schools	Closed
Delaware	Dublin Montessori Academy	Closed
Delaware	Genoa Christian Academy	Closed

www.10tv.com/content/sections/weather/closings.html

12/6/13

Central Ohio School Closings & Delays | WBNS-10TV Columbus, Ohio

Delaware	Genoa Christian Academy	Closed
Delaware	Grace Community Preschool	Closed
Delaware	Grace Community School	Closed
Delaware	New Hope Preschool	Closed
Delaware	Old Liberty Early Education Center	Closed
Delaware	Olentangy Local Schools	Closed
Delaware	Polaris Christian Academy	Closed
Delaware	Powell Parks and Recreation	Closed
Delaware	Shepherd of Peace Christian Acad.	Closed
Delaware	Village Academy	Closed
Fairfield	Amanda-Clearcreek Local Schools	Closed
Fairfield	Berne Union Local Schools	Closed
Fairfield	Bloom-Carroll Local Schools	Closed
Fairfield	Class A Driving School	Driving Classes Cancelled
Fairfield	Eagle Preparatory Academy	Closed
Fairfield	Fairfield Career Center	Closed
Fairfield	Fairfield Christian Academy	Closed
Fairfield	Fairfield Union Local Schools	Closed
Fairfield	Faith Academy	Closed
Fairfield	Forest Rose School	Closed
Fairfield	Lancaster City Schools	Closed
Fairfield	Lancaster Montessori School	Closed
Fairfield	Liberty Union-Thurston Local	Closed
Fairfield	Meals on Wheels	Delivering to limited routes only
Fairfield	Pickerington Local Schools	Closed
Fairfield	Redeemer Lutheran Preschool	Closed
Fairfield	Walnut Township Local Schools	Closed
Fayette	Fayette Christian School	Closed
Fayette	Fayette County Commission on Aging	Closed
Fayette	Fayette County DD	Closed
Fayette	Goodwill Industries of Fayette County	OPEN - Habilitation Work Center Closed
Fayette	Grace Ministries for Children	Closed
Fayette	Miami Trace Local Schools	Closed
Fayette	Washington CH City Schools	Closed
Franklin	4 The Luv of Children Center	Closed
Franklin	A Place of Our Own	Closed
Franklin	A Plus Arts Academy	Closed
Franklin	A+ Children's Academy Community School	Closed
Franklin	ABC Christian Preschool	Closed
Franklin	Academy for Urban Scholars	Closed
Franklin	ADD Day Services	Closed
Franklin	All Saints Preschool	Closed
Franklin	Amazing Kids Academy	Closed
Franklin	American Childcare Center	Closed

12/6/13

Central Ohio School Closings & Delays | WBNS-10TV Columbus, Ohio

Franklin	American Learning Center	Open - No Busing
Franklin	Amethyst Incorporated	Closed
Franklin	Anchor Baptist School	Closed
Franklin	Bears Preschool	Closed
Franklin	Beautiful Savior Lutheran School	Closed
Franklin	Behavioral Intervention Institute of Ohio	Closed
Franklin	Berwyn East Academy	Closed
Franklin	Bexley City Schools	Closed
Franklin	Bexley United Methodist Preschool	Closed
Franklin	Big Mama's Playhouse	Closed
Franklin	Boys and Girls Clubs of Columbus	Closed
Franklin	Brice Christian Academy	Closed
Franklin	Brookwood Academy	Closed
Franklin	Bundles of Joy Daycare	Closed
Franklin	Calumet Christian	Closed
Franklin	Canal Winchester Local Schools	Closed
Franklin	Capital University	Closed Until Noon
Franklin	CCHS - Adult Day Services	Closed
Franklin	CDCFC Head Start	Open - No Busing
Franklin	Central College Christian Academy	Closed
Franklin	Central College Preschool	Closed
Franklin	Cesar Chavez	Closed
Franklin	Chess Learning Center	Closed
Franklin	Christ Lutheran Childrens Center	Closed
Franklin	Clintonville Academy	Closed
Franklin	Columbus Academy	Closed
Franklin	Columbus Adventist Academy	Closed
Franklin	Columbus Arts and Tech. Acad.	Closed
Franklin	Columbus Catholic Schools	Closed
Franklin	Columbus City Schools	Closed
Franklin	Columbus Collegiate Academy	Closed
Franklin	Columbus Collegiate Academy West	Closed
Franklin	Columbus Humanities Arts Tech	Closed
Franklin	Columbus Montessori Ed. Center	Closed
Franklin	Columbus Preparatory Academy	Closed
Franklin	Columbus School for Girls	Closed
Franklin	Columbus Torah Academy	Closed
Franklin	Cornerstone Academy	Closed
Franklin	Cypress Christian School and Preschool	Closed
Franklin	David Lutheran Preschool	Closed
Franklin	Dawsons Childcare	Closed
Franklin	Daycare R Us	Closed
Franklin	Dayspring Childcare Center	Early Dismissal
Franklin	Dublin City Schools	Closed

3/10

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Franklin	Dublin Community Preschool	Closed
Franklin	Eastland Career Center	Closed
Franklin	Eastwood SDA Jr. Academy	Closed
Franklin	Ecole Francaise	Closed
Franklin	Educare Montessori-Sawmill	Closed
Franklin	Educational Academy Cesar Chavez West	Closed
Franklin	Edwards Creative Learning	Closed
Franklin	FCI Academy	Closed
Franklin	First Time Learners Academy	Closed
Franklin	Flames of Hope Daycare Center	Closed
Franklin	Focus Academy of Northern Columbus K-8	Closed
Franklin	Focus Learning Academy - East	Closed
Franklin	Focus Learning Academy - SW	Closed
Franklin	Focus North High School	Closed
Franklin	Franklin Co. Board of DD	Closed
Franklin	Fun Daycare	Closed
Franklin	Gahanna Christian Academy	Closed
Franklin	Gahanna Early Experience Center	Closed
Franklin	Gahanna-Jefferson City Schools	Closed
Franklin	Gladden Community House Preschool	Closed
Franklin	Gloria S. Friend Christian Academy	Closed
Franklin	Goodwill Columbus	OPEN - No transportation
Franklin	Grace Christian School Blacklick	Closed
Franklin	Graham Expeditionary Middle School	Closed
Franklin	Graham Primary School	Closed
Franklin	Grandview Heights City Schools	Closed
Franklin	Great Western Academy	Closed
Franklin	Grove City Christian School	Closed
Franklin	Groveport Community School	Closed
Franklin	Groveport Madison Local Schools	Closed
Franklin	Hamilton Local Schools	Closed
Franklin	Harambee Christian	Closed
Franklin	Harrisburg Pike Comm. School	Closed
Franklin	Harrison College	One-hour Delay
Franklin	Harvest Preparatory School	Closed
Franklin	Helping Hands Center	Closed
Franklin	High Street Christian Academy	Closed
Franklin	Hilliard City Schools	Closed
Franklin	Horizon Science Acad. Elementary	Closed
Franklin	Horizon Science Academy High School	Closed
Franklin	HSD Academy Learning Center 2	Closed
Franklin	Hugs and Love Learning Center	Closing at Noon
Franklin	Imagine Columbus Primary Academy	Closed
Franklin	Imagine Integrity	Closed
Franklin	Kiddie Kare	Closed

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Central Ohio School Closings & Delays | WBNS-10TV Columbus, Ohio

Franklin	Kiddie Kare	Closed
Franklin	Kidding Around Daycare	Early Dismissal
Franklin	Kidding Around Nursery	Early Dismissal
Franklin	Kids Kingdom Childcare and Learning Center	Closed
Franklin	Kipp Journey Academy	Closed
Franklin	Lending Hand Learning Center	Open - No Busing
Franklin	Little Lambs Childrens Center	Only Daycare Open
Franklin	Madison Christian School	Closed
Franklin	Mansion Day School	Closed
Franklin	Marburn Academy	Closed
Franklin	Mary Evans Child Center	Closed
Franklin	Mater Dei Academy	Closed
Franklin	Meadows Academy	Closed
Franklin	Messiah Christian Preschool	Closed
Franklin	Midnimo Cross Cultural MS	Closed
Franklin	Millennium Community School	Closed
Franklin	Moler Head Start Academy	Closed
Franklin	Montessori Childrens House	Closed
Franklin	Mountview Christian Pre-School	Closed
Franklin	Mt. Carmel College of Nursing	Closed
Franklin	My Second Home Childcare Learning Center	Closed
Franklin	Navy Operation and Support Center	Closed
Franklin	New Albany Montessori School	Closed
Franklin	New Albany Plain Local Schools	Closed
Franklin	New Beginnings Christian School	School Closed - Daycare open
Franklin	Nexus Academy of Columbus	Closed
Franklin	Northside Christian School	Closed
Franklin	Northside Montessori School	Closed
Franklin	Oakstone Academy	Closed
Franklin	Oakstone Community Schools	Closed
Franklin	OH State College of Barber Styling	Closed
Franklin	Our Lady of Bethlehem Elementary	Closed
Franklin	Patriot Preparatory Academy	Closed
Franklin	Playtime Preschools	Closed
Franklin	Premier Academy of Ohio	Closed
Franklin	Providence Acad. for Student Success	Closed
Franklin	Reach Educational Services	Closed
Franklin	Reynoldsburg City Schools	Closed
Franklin	Salon Schools Group	Closed
Franklin	Shepherd Christian School	Closed
Franklin	Sonshine Christian Academy	Closed
Franklin	South-Western City Schools	Closed
Franklin	Southside Head Start Academy	Closed
Franklin	St. Brendan Elementary School	Closed

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Franklin	St. Brigid of Kildare Elem	Closed
Franklin	St. Cecilia Elementary School	Closed
Franklin	St. Mary Elem. - Columbus	Closed
Franklin	St. Matthew Elem.	Closed
Franklin	St. Michael Elementary	Closed
Franklin	St. Paul Lutheran	Closed
Franklin	St. Paul The Apostle School	Closed
Franklin	St. Pius X Elementary	Closed
Franklin	St. Vincent Family Centers	Open - No Busing
Franklin	Step By Step Academy	All Locations Closed
Franklin	Stonybrook ELC	Closed
Franklin	Sullivant Ave. Comm. School	Closed
Franklin	Summit Academy Transitional High School	Closed
Franklin	Teach and Learn Childcare	Closed
Franklin	The Charles School	Closed
Franklin	The Childhood League Center	Closed
Franklin	The Sunshine House - Grove City	Closed
Franklin	Tree of Life Christian Schools	Closed
Franklin	Unitee Childcare	Closed
Franklin	Uplift Health Care Services	Closed
Franklin	Upper Arlington City Schools	Closed
Franklin	Veritas Academy	Closed
Franklin	Vineyard Community Center	Closed
Franklin	Vineyard Early Child Center	Closed
Franklin	Wellington School	Closed
Franklin	Westerville City Schools	Closed
Franklin	Westerville Parks and Rec.	AM Services Cancelled
Franklin	Whitehall City Schools	Closed
Franklin	Worthington Adventist Academy	Closed
Franklin	Worthington Christian Schools	Closed
Franklin	Worthington City Schools	Closed
Franklin	Worthington Presbyterian Preschool	Closed
Franklin	Young Scholars Prep School	Closed
Franklin	Zenith Academy	Closed
Franklin	Zenith Academy East	Closed
Greene	Antioch University Midwest	Two-hour Delay
Guemsey	East Guemsey Local Schools	Closed
Guemsey	Mid-East CTC - Buffalo	Closed
Hardin	Kenton City Schools	Two-hour Delay
Hardin	Ridgemont Local Schools	Two-hour Delay
Hardin	Upper Scioto Valley Local Schools	Two-hour Delay
Highland	Greenfield EVSD	Closed
Knox	Centerburg Local Schools	Closed
Knox	Danville Local Schools	Closed

Knox	East Knox Local Schools	Closed
Knox	Eastern Knox County Hot Meals Program	Closed
Knox	Faith Lutheran Christian Preschool	Closed
Knox	Fredericktown Local Schools	Closed
Knox	Knox County Career Center	Closed
Knox	Mount Vernon City Schools	Closed
Knox	Mt. Vernon Seventh Day Advent Elem.	Closed
Knox	New Hope Industries	Closed
Knox	St. Vincent De Paul Elementary	Closed
Knox	Station Break Senior Center	Closed
Knox	YMCA of Mount Vernon Preschool	Closed
Licking	Blessed Sacrament Elementary	Closed
Licking	C-Tec of Licking County	Closed
Licking	Eagle Wings Academy	Closed
Licking	Granville Christian Academy	Closed
Licking	Granville EVSD	Closed
Licking	Heath City Schools	Closed
Licking	Hosanna Lutheran Childhood Center	Closed
Licking	Johnstown-Monroe Local Schools	Closed
Licking	Lakewood Local Schools	Closed
Licking	Liberty Christian Acad. - East	Closed
Licking	Licking Co. Christian Academy	Closed
Licking	Licking Co. Library	Closed
Licking	Licking Heights Local Schools	Closed
Licking	Licking Valley Local Schools	Closed
Licking	Newark Catholic High School	Closed
Licking	Newark City Schools	Closed
Licking	North Fork Local Schools	Closed
Licking	Northridge Local Schools - Licking Co	Closed
Licking	Par Excellence Academy	Closed
Licking	Sonshine Preschool	Closed
Licking	Southwest Licking Local Schools	Closed
Licking	St. Edward PreSchool-Granville	Closed
Licking	St. Fran. DeSales Elem. - Newark	Closed
Licking	The Citadel	Closed
Licking	Welsh Hill School	Closed
Logan	Bellefontaine City Schools	Closed
Logan	Benjamin Logan Local Schools	Closed
Logan	Calvary Christian School	Closed
Logan	Ohio Hi-Point Career Center	Closed
Madison	Fairhaven Schools	Closed
Madison	Jefferson Local Schools	Closed
Madison	Jonathan Alder Local Schools	Closed
Madison	London City Schools	Closed

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Madison	Madison Co Board of DD	Closed
Madison	Madison County Ride	Closed
Madison	Madison-Plains Local Schools	Closed
Madison	Shekinah Christian School	Closed
Madison	St. Patrick Early Learning Center	Closed
Madison	Tolles Career and Technical Ctr.	Closed
Marion	Elgin Local Schools	Closed
Marion	Marion City Schools	Closed
Marion	Marion Co DD	Closed
Marion	Pleasant Local Schools	Two-hour Delay
Marion	Ridgedale Local Schools	Two-hour Delay
Marion	River Valley Local Schools	Closed
Marion	Tri-Rivers JVS	Closed
Morrow	Cardington-Lincoln Local Schools	Closed
Morrow	Gilead Christian School	Closed
Morrow	Highland Local Schools - Sparta	Closed
Morrow	Morrow Co DD	Transportation Plan B
Morrow	Morrow Co. Service for Older Citizens	No Services
Morrow	Mount Gilead EVSD	Closed
Morrow	Northmor Local Schools	Closed
Muskingum	Bishop Fenwick School	Closed
Muskingum	East Muskingum Local Schools	Closed
Muskingum	Foxfire Community Schools	Closed
Muskingum	Franklin Local Schools	Closed
Muskingum	Maysville Local Schools	Closed
Muskingum	Mideast CTC - Adult Center	Two-hour Delay
Muskingum	Mideast CTC - Zanesville	Closed
Muskingum	Tri-Valley Local Schools	Closed
Muskingum	West Muskingum Local Schools	Closed
Muskingum	Zanesville City Schools	Closed
Perry	New Lexington City Schools	Closed
Perry	Northern Local Schools	Closed
Perry	Perry County DD	Transportation Plan A
Perry	Southern Local Schools - Coming	Closed
Perry	St. Rose Elementary School	Closed
Pickaway	Brooks-Yates School	Closed
Pickaway	Class A Driving School	Driving Classes Cancelled
Pickaway	Crossroads Christian Academy	Closed
Pickaway	Foundations to Grow On Preschool	Closed
Pickaway	Logan Elm Local Schools	Closed
Pickaway	New Hope Christian School	Two-hour Delay
Pickaway	Teays Valley Local Schools	Closed
Pickaway	Westfall Local Schools	Two-hour Delay
Richland	Lucas Local Schools.	Two-hour Delay
Ross	Paint Valley Local Schools	Two-hour Delay

12/6/13

Paint Valley Local Schools

Central Ohio School Closings & Delays | WBNS-10TV Columbus, Ohio
Two-hour Delay

Ross		
Ross	Ross Co Christian Academy	Two-hour Delay
Tuscarawas	Buckeye Career Center	Closed
Union	Community and Seasoned Citizens	Closed
Union	Fairbanks Local Schools	Closed
Union	Harold Lewis Center	Closed
Union	Marysville Schools	Closed
Union	North Union Local Schools	Closed
Union	St. Johns Lutheran School - Marysville	Closed

Last updated: Friday December 6, 2013 7:10 AM



Live Doppler 10 Radar

Currently in Columbus

31°

Flurries

7-Day Forecast

AdChoices

MOST VIEWED | MOST SHARED

- Falling Temps, Chance For Showers On Thursday
- Winter Storm Will Bring Rain, Sleet, Snow To Central Ohio
- Teen Found Shot To Death Inside Car
- Woman unknowingly tweeted about death of husband
- Rain Tonight, Winter Storm Arrives Friday

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9/10

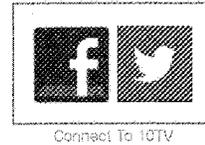
12/6/13

Today	FULL SCHEDULE
8:00	Frosty the Snowman
8:32	Yes, Virginia
9:02	Buckeye Blitz
10:00	The Grammy Nominations Concert Live! - Countdown To Music's Biggest Night
11:00	10TV News @ 11PM
11:15	Wall to Wall Sports Extra
11:35	Late Show with David Letterman

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 - [Man Taken Into Custody Following Barncade](#)
 - [Southeast Ohio Town Supports Football Team By Sporting Mohawks](#)
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10/10



31°
Columbus, OH (43219)

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit G7

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Local Weather Alert

Winter Storm Warning for Franklin, OH

until 1:00 AM EST, Sat, Dec 07, 2013

Other affected areas:

Franklin, IN; Ripley, IN; Dearborn, IN; Ohio, IN; Switzerland, IN; Carroll, KY; Gallatin, KY; Boone, KY; Kenton, KY; Campbell, KY; Owen, KY; Grant, KY; Pendleton, KY; Bracken, KY; Union, OH; Delaware, OH; Madison, OH; Franklin, OH; Licking, OH; Fayette, OH; Pickaway, OH; Fairfield, OH; Butler, OH; Warren, OH; Clinton, OH; Ross, OH; Hamilton, OH; Clermont, OH; Brown, OH; Highland, OH

Issued by The National Weather Service Cincinnati/Wilmington, OH

Thu Dec 5, 2013 1:28 AM EST

... WINTER STORM WARNING REMAINS IN EFFECT UNTIL 1 AM EST SATURDAY...

* HAZARD TYPES... FREEZING RAIN AND SLEET... MIXING WITH AND THEN CHANGING TO HEAVY SNOW THIS AFTERNOON.

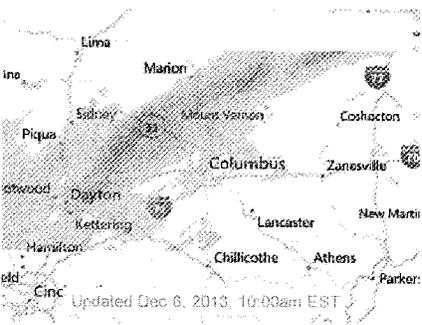
* ACCUMULATIONS... SNOW ACCUMULATION OF 5 TO 9 INCHES... ALONG WITH ONE TO THREE TENTHS OF AN INCH OF ICE.

* TIMING... A WINTRY MIX OF SLEET AND FREEZING RAIN WILL CHANGE OVER TO SNOW THROUGH THE DAY. THE SNOW WILL BECOME HEAVY AT TIMES THIS AFTERNOON INTO EARLY EVENING.

* IMPACTS... HAZARDOUS TRAVEL CONDITIONS ARE EXPECTED DUE TO REDUCED VISIBILITIES AND SNOW ACCUMULATIONS. SOME TREE DAMAGE AND POWER OUTAGES MAY OCCUR IN LOCALIZED AREAS OF HEAVIER ICE ACCUMULATIONS.

PRECAUTIONARY/PREPAREDNESS ACTIONS... REMEMBER... A WINTER STORM WARNING MEANS SEVERE WINTER WEATHER CONDITIONS ARE IMMINENT OR HIGHLY LIKELY.

Local Radar Map



Updated Dec 6, 2013 10:00am EST
Weather in Motion® | Enlarge Map

Get WeatherReady

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- Keep Safe During the Storm
- Driving in Snow & Ice
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- Get Live Traffic Reports

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State Alerts for OH

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- Book Your Weekend Tee Time
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Ari Jurado

From:
Sent: Friday, December 6, 2013 12:38 PM
To: 'Hernandez, Kathy'
Cc: 'blythebethel@yahoo.com'; Keith Golden
Subject: Today & Importance of Safety Measures

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit G8

Kathy,

About ^{Name Redacted} clothes, I just needed to know where they are as I clearly stated on my initial email (below). If ^{Name Redacted} needs something that I cannot provide, you will be the first to know.

About ^{Name Redacted} being at daycare today given the weather conditions, I am not surprised at all with your answer. Everyone knows, including the expert officials that work for Franklin County Emergency Management, that this morning there wouldn't be snow, just ice in some areas. However, they still decided to close hundreds of schools today, as you already know, and for a good reason: They are trying to prevent children from being out after this becomes level 1 or higher. But if I follow your logic, I will be driving ^{Name Redacted} across town after they declare snow emergency level 1, 2 or 3.

Even at daycare, they explained to me that school closings is basically a preventive safety measure. But the daycare decided to stay open for the (few) parents that don't have another choice and still have to make it to work. Still, 99%, if not all, of those parents drove their kids to daycare today for a few blocks/short distance. That is why the daycare had a low attendance today. Again, I could have stayed with ^{Name Redacted} all day. But as I explained in my previous message, I took him to the daycare for a few hours to avoid exactly just this: More drama and conflict... but it really didn't make a difference apparently.

As I said before, I am not surprised at all with your answer. Today's situation and your position is one more example of the concerns I have had for a while about your lack of regard for ^{Name Redacted} safety:

- With only days after being born, you took him out of the house for the very first time on a day when we had storms/tornado warnings
- Last time ^{Name Redacted} had severe diarrhea, you pretended that his diarrhea was gone and took him back to daycare while ^{Name Redacted} was still sick. You unnecessarily exposed other children and deprived ^{Name Redacted} of being cared for at home by a parent, this all driven by your desire that he doesn't spend any extra time with his dad (as that was my assigned day).
- ETC, ETC, ETC.

Regarding the drop-off times, my attorney is aware of the challenges and I will let him sort it out with our GAL.

Ari

From: Hernandez, Kathy [mailto:KHernandez@express.com]
Sent: Friday, December 6, 2013 10:44 AM
To: Ari Jurado
Cc: blythebethel@yahoo.com
Subject: RE: Today

I do have his clothes. If there is a need for ^{Name Redacted} to have more clothes at your place because you do not have enough for any particular reason, please let me know so that I can provide him with clothes to have while he is at your place.

Regarding today, there should be no reason ^{Name Redacted} is not at daycare today. I drove into work from Hilliard to Easton with no issue or delay and the roads were not bad at all and it was not even snowing. Unless there is a level 1 emergency and/or significantly bad weather, the pick-up time of 4:00 should be early enough to beat traffic, so again he should have been at daycare today at the expected time.

Weather issues now or in the future aside, this brings up my concern of the fact that you continue to consistently drop ^{Name Redacted} off at daycare later than the time outlined in our Temporary Order and the time recommended by the GAL more than 5 months ago. I asked you a few weeks ago and I would like to ask again that you start getting ^{Name Redacted} to daycare by 9AM. Since starting at the new daycare through to this past Monday, you have dropped ^{Name Redacted} off no earlier than 10AM on 11 occasions, a few minutes before 10AM on 2 occasions, and only at 9AM on only 1 occasion (which was our day at court last week).

Please see the log-out times noted below that are from the iPad clock-in system (also attached in PDF). Note there are 3 instances where you arrived greater than 1 hour and 15 minutes later than what is expected per the Temporary Order and per the GAL's direction. We will have to deal with weather issues all winter long so I don't want this to be a new reason why he arrives at daycare even later than has been the case since October or you do not even take him at all.

I would ask the GAL to weigh in on this matter.

Date	Daycare Arrival Time
10/23/2013	10:15 AM
10/24/2013	10:08 AM
10/28/2013	10:05 PM
10/31/2013	10:00 AM
11/1/2013	10:04 AM
11/4/2013	9:58 AM
11/5/2013	10:15 AM
11/8/2013	10:22 AM
11/12/2013	10:16 AM
11/13/2013	10:01 AM
11/20/2013	10:04 AM
11/21/2013	9:54 AM
11/25/2013	9:01 AM
12/2/2013	10:15 AM

Kathy Hernandez
Manager, Associate Services
Office: 614-474-4991
Cell: 614-270-3549
Fax: 614-474-7553

From: Ari Jurado [mailto:ari_jurado@qualineconsulting.com]

Sent: Friday, December 06, 2013 10:21 AM

To: Hernandez, Kathy

Subject: Today

Kathy,

I was planning on not taking [Name Redacted] to daycare today given the weather conditions and storm warnings combined with fact that I have to drive a long distance with [Name Redacted] and that all county schools are closed today. However, I learned later this morning (after 8:30am) that the daycare is open today. Therefore, I will be taking [Name Redacted] to daycare but just for a few hours and to avoid any drama that would rise if I were to keep him home.

On a different note, please let me know if you have his clothes from Tuesd It is ok if you do, but just need to know if I just didn't see them at daycare or if they are not there at all.

Regarding sippy cups, I have been using with [Name Redacted] for a while now the Sassy Grow Up cups that do not have spout, no straw and spill proof. They are supposed to be the best option for transitioning to regular open cups and [Name Redacted] has been successful at using and liking them. http://www.amazon.com/Sassy-Count-Purple-Orange-Ounce/dp/B0062BVY42/ref=pd_bxgy_ba_img_v

Ari

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Updated: 10:39 p.m. Friday, Dec. 6, 2013 | Posted: 8:24 a.m. Friday, Dec. 6, 2013

Timeline: Winter storm leads to crashes

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The STATE ex rel., JURADO v. ODC, FCCPCJB Exhibit G9



Ty Greenlees

The intersection of Ohio 741 northbound at Austin Boulevard as the snow started on Friday afternoon.
TY GREENLEES / STAFF

By [Breaking News Staff](#)

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A winter storm caused slick roads and numerous traffic issues across the area.



Lotus Circle and Mall Park in front of Rusty Bucket.

At 10:37 p.m., AAA Miami Valley reports their crews responded today to 130 dead battery calls and 50 "winchouts," or slide-offs.

This is a timeline of events that WHIO's Breaking News Team tracked through the afternoon and early evening.

8:13 p.m.: A semi trailer jackknifed and rolled over on eastbound I-70 near South Vienna. No injuries were reported. Traffic was backed up

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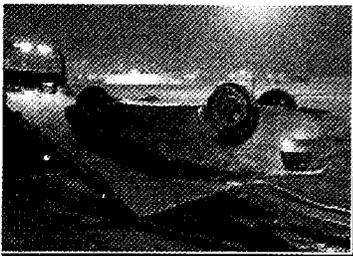


Darke County authorities were investigating a crash involving a vehicle into a garage in the 1600 block of Greenville-Nashville Road west of Greenville. Early reports indicate there were no injuries reported from the crash.



[Miami Valley Snow Scene](#) 

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Ohio 235 ramp to I-70 East

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County.

2:45 p.m.: Southbound Interstate 75 is closed in Vandalia for a crash involving multiple vehicles,

to the Springfield area.

7:56 p.m.: The ramp from Ohio 235 South to Interstate 70 east has reopened after a single vehicle hit an ice patch and overturned, according to Huber Heights police. A woman and her dog were the occupants, but no one was injured.

7:40 p.m.: Tow trucks, police, county and state authorities are working to clear roadways and responding to multiple reports of disabled vehicles and slideoffs. Multiple slideoffs are reported on Interstates 675, 70 and 75.

6:30 p.m.: Traffic on major highways around the Dayton area were slowed considerably. On Interstate 75 from Dayton to Austin Boulevard, reports indicated several vehicles had slid off the highway, visibility was low and travel was at about 25 mph.

5 p.m.: Ohio Department of Transportation is reporting eastbound U.S. 35 is closed between I-675 and Woodman Drive because of an accident. The 35 ramp to northbound I-675 is closed, according to ODOT. A motorist traveling from Beaver Creek to Xenia reported that EB 35 is like "a sheet of ice."

Parts of Ohio 48 through Warren County is "impassable," according to the sheriff's office.

4:15 pm: Old Columbus Road in Clark County is reported closed for an estimated two hours after a vehicle crashed into a pole and knocked down power lines.

In Warren County, a car reportedly struck a pole in the 9200 block of South Ohio 48.

4:02 p.m.: A suburban reportedly struck a salt truck in the 3600 block of Hamilton Middletown Road in Butler County. A teenager was complaining of a head injury.

3:15 p.m.: A woman suffered a head injury in a single-vehicle rollover crash on Ohio 54 north of Stewart Road in Harmony Twp., Clark

4/30/2014

Timeline: Winter storm leads to crashes | www.whio.com

including 2 semi-tractor trailers. Read more [here](#).

2:30 p.m.: A four-vehicle crash has been reported on Ohio 725 near Interstate 675. One person is pinned, and at least four people have refused medical treatment.

1 p.m.: An officer responded to a crash near Interstate 75 and Interstate 70 asked for a salt truck to respond to the area due to icy conditions.

12:50 p.m.: Westbound U.S. 35 is closed between James H. McGee and Abbey Avenue due to a crash and icy conditions. Read more [here](#).

11 a.m.: A crash on I-70 eastbound at the Enon exit spilled fuel onto the roadway and caused a traffic backup as two lanes were blocked.

10:17 a.m.: A vehicle crashed on southbound I-675 near Ohio 725. The vehicle reportedly bounced off the center wires and came to a rest in a ditch. The vehicle's bumper is in the far left lane.

9:50 a.m.: A SUV crashed off I-70 in Wayne County, Ind. as the driver attempted to pass a semi-tractor trailer. Read more [here](#).

9:31 a.m.: A mail truck reportedly crashed into a pole in the 6400 block of Brandt Pike. No injuries were reported.

9:08 a.m.: Area highways are clear of crashes, but snow is falling heavily throughout the region.

8:06 a.m.: A rollover crash has been reported at Upper Miamisburg and Jamaica roads. One person is trapped, according to reports.

8:02 a.m.: Two semi-tractor trailers and a car are involved in a crash on westbound Interstate 70 near the 41 mile marker. A single vehicle crash has also been reported on westbound I-70 at Brandt.

7:55 a.m.: Injuries have been reported in a single-vehicle crash in front of the Rusty Bucket in front of the Dayton Mall. The vehicle reportedly crashed into a pole.

7:51 a.m.: Southbound Interstate 675 is shut down to one lane at Grange Hall Road. Only the center lane is open after a reported injury crash.

A single-vehicle crash with injuries has also been reported on U.S. 35 Eastbound near Perry.

7:30am: Botkins Police are investigating a two-vehicle crash in the 400 block of South Main Street. Emergency dispatch traffic indicated minor injuries were reported in the wreck.

Shelby County dispatchers said they are beginning to see several slide offs within the county.

<http://www.whio.com/news/news/local/timeline-winter-storm-leads-crashes/ncDCS/>

3/5

4/30/2014

Timeline: Winter storm leads to crashes | www.whio.com

The Preble County Sheriff's Office reported several slide offs, but no significant travel problems.

Darke County authorities said they have not been dealing with many crashes as of 7:30 a.m.

The Ohio Highway Patrol Dayton Post reported no crashes at 7:30 a.m.

7:00am: News Center 7's Andy Sedlak is along Interstate 70 near the Indiana/Ohio border in Preble County. Sedlak reports a very light snow falling with about an inch of snow on the ground at the rest stop along I-70.

News Center 7's Steve Baker reported snow covered side streets along Ohio 571 from the Miami/Darke County line into downtown Greenville. Baker said the main roads are in decent condition and traffic is moving well. About an inch to inch-and-a-half of snow has fallen in portions of Darke County and Miami County has seen a dusting, Baker reported.

6:50am: Several crashes are being reported on Interstate 75.

-Southbound I-75 near Ohio 123 in Franklin a vehicle is reportedly crash into a barrier wall.

-Southbound I-75 between County Road 25-A and Ohio 571 a vehicle has reportedly crashed.

6:45am: The Ohio Department of Transportation reports having 20 crews currently out treating roads in Montgomery County. ODOT says bridges and ramps are still slick this morning throughout the county.

Storm Center 7 Meteorologist Kirstie Zontini is reporting from Troy in Miami County and says light snow is continuing to fall on Main Street. Zontini said roads are slush covered as of 6:45 a.m.

5:50am: The Ohio Highway Patrol Dayton Post is reporting slick and ice/snow covered roads throughout the region, including Greene, Preble and Montgomery counties. OSP Dayton said they are dealing with several slide offs, but no significant crashes in Greene, Preble, Montgomery counties.

The Ohio Highway Patrol Piqua Post, which dispatches for Darke, Mercer, Auglaize, Shelby and Miami Counties is currently advising driving with caution, but do not have any significant road issues to report.

The Springfield OSP post is reporting no significant travel issues on roads in Clark and Champaign counties.

4:40am: A West Carrollton police cruiser was involved in a crash on southbound I-75 near the Alex-Bell Road overpass. Emergency dispatch traffic indicated the officer was not injured in the crash.

3:40am: I-70 east in Wayne County has reopened following a fatal crash near the New Lisbon exit.

3:00am: Indiana State Police have closed Interstate 70 east at the New Lisbon exit while they

<http://www.whio.com/news/news/local/timeline-winter-storm-leads-crashes/ncDCS/>

4/5

investigate a fatal crash involving two vehicles. The crash was reported around 11:30 p.m. Troopers expect to have the highway closed for approximately another half hour.

2:40am: Darke County authorities are investigating a crash involving a vehicle into a garage in the 1600 block of Greenville-Nashville Road west of Greenville. Early reports indicate there are no injuries reported from the crash.

2:25am: Heavy sleet is falling on South Main Street near the Dayton and Oakwood city line. Sidewalks are already becoming slick and ice covered. Emergency dispatch traffic indicated that several Montgomery County jurisdictions were beginning to experience slick roads and requested for salt crews.

2:00am: Richmond, Ind. is experiencing steady to heavy snow in the area of U.S. 40 and I-70 and also near the Kroger store on National Road.

1:45am: A steady amount of sleet falling in the area of Interstate 70 and Ohio 127 in Preble County has slowed down traffic as many roads are becoming ice covered, according to News Center 7 reporters.

12:00am: News Center 7 viewer Nicole Mazingo reported snow covered areas in the Celina area in Mercer County.

Storm Center 7 Chief Meteorologist Jamie Simpson said the majority of the activity during the overnight hours will be northwest of Dayton. Simpson said he expects approximately one to two inches of snow on the ground in the northwestern parts of the viewing area by sunrise.

Ohio 235 ramp to I-70 East



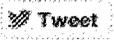
4/30/2014

Winter storm | The Columbus Dispatch

The Columbus Dispatch

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit G10

Friday December 6, 2013 10:56 PM

Comments: 0  2  11  20

A winter storm that stretched from south Texas through the Midwest and Ohio Valley and up into New England and Canada brought stinging winds, dense snow, freezing rain and ice to many parts of the country today.

At least nine fatal traffic crashes - from Minnesota to Texas to Ohio - have been linked to the weather, authorities said.

Late tonight, the State Highway Patrol confirmed a fatal crash on I-71, near Rt. 36, in Delaware County, but wouldn't release any more information.

Central Ohio drivers were dealing with challenging conditions tonight – mostly roads that had iced over. The storm that hit, however, didn't seem quite as ferocious here as originally feared.

Meteorologist Eric Elwell, of WBNS-TV (Channel 10), said there were a few reasons for that: "For one, the storm track went a little farther south than expected. And two, the recent warm trend we had, with temperatures in the 60s, warmed the ground enough that a lot of the snow we had during the day didn't stick."

The concern over the impending storm did mean that most school kids in Franklin and surrounding counties got an early start to their weekend.

Columbus was among the majority of districts that canceled classes today, with administrators who make that decision waking to light freezing rain early this morning. Most said they were concerned that the weather would worsen by the time students were on their way home.

Indeed, by early afternoon, huge snowflakes – the heavy, wet stuff that is a pain to shovel but great makings for snowmen – began falling.

That snow continued into the evening, with the heaviest of it ending around 9 p.m. By that time, Columbus had a little more than 4 inches of snow, which was about 3 inches less than predicted on Thursday night. Areas south of Franklin County logged more, with Oxford in Butler County reporting 7 inches.

It even came to this tonight: Upper Arlington canceled its Winter Festival – the annual

<http://www.dispatch.com/content/stories/local/2013/12/06/prepare-for-a-morning-mess.html>

1/3

gathering to light the city's Christmas tree and welcome Santa -- due to, well, winter weather.

Skies should be clear on Saturday for Ohio State fans heading to Indianapolis for the Big Ten Championship game. It will remain cold, but there should be no more precipitation.

Not so for Sunday, however. Elwell said that light snow could fall then, along with some freezing rain.

Freezing conditions caused havoc on roads tonight. Chris Barnhart, who lives near Nationwide Children's Hospital and was biking Downtown during the snow, was among those affected.

Barnhart, 27, was riding south on N. High Street, near Spring Street, when he hit a patch of ice and went down. "My first thought was, 'Oh God, I hope no one's coming behind me.'"

There was -- a COTA bus, brakes locked and sliding toward him. It ran up onto the sidewalk, taking out a bike rack, and coming to rest just short of rolling over Barnhart.

"As soon as I fell over I was basically underneath the bus," he said. "One of my legs was underneath it."

He was fine, but his bike -- a \$3,000 vintage racing bike -- didn't fare so well. "It taco'd the back wheel," he said.

By about 8 tonight, Columbus patrol officers were working 10 injury crashes, none too serious. They asked for increased attention from road crews to I-70 on the East Side, around the Alum Creek and Livingston Avenue exits, where "cars are spinning out all over the place," one dispatcher reported.

On the West Side, a tractor-trailer had jackknifed on I-70 at the Hague Avenue exit, blocking traffic in all westbound lanes. Motorists sat in their cars for so long that police reported many running out of gasoline.

A handful of Port Columbus flights were canceled or delayed today, but mainly due to weather conditions elsewhere.

Hundreds of flights were affected at other airports in the country, including Cincinnati; Newark, N.J.; and Philadelphia.

The hardest hit were airlines operating out of the Dallas/Fort Worth International Airport, which canceled more than 340 departures today - about 40 percent of the scheduled traffic in and out of the airport, said spokesman David Magaa. Those delays came on top of more than 500 flights canceled on Thursday.

The travel troubles also delayed commerce, as the United Parcel Service – the nation’s largest package delivery company that's now in its busiest season – said deliveries were disrupted in Arkansas, Missouri, New Mexico and the panhandle portion of Texas because of the storm.

In Dallas, the city suspended its light-rail service after switches began to freeze and trains stalled because of icy overhead wires.

Dallas was bracing for temperatures around 17 degrees, with sleet and freezing rain likely to continue into Saturday. Organizers canceled the Dallas Marathon, which was scheduled for Sunday morning and expected to draw 25,000 runners, as well as an annual holiday parade in the city.

A holiday parade in Wausau, Wis., that was scheduled for today also was canceled, as the wind chill was expected to hit 25 degrees below zero. And Nashville, Tenn.’s biggest night of holiday celebration was put on ice, literally, with the city’s Christmas Parade canceled along with the city’s Christmas tree-lighting ceremony.

Even for people living in areas accustomed to long, intense winters, the weather has been uncomfortably cold. In Butte, Mont., forecasters predicted a high of minus 4 degrees, with wind chill dropping that to a low of minus 43 degrees.

The New York Times News Service; Reuters; the Associated Press; and Dispatch Assistant City Editor Brenda Jackson and reporters Eric Lyttle and Randy Ludlow contributed to this story.

bjackson@dispatch.com

**OFFICE OF DISCIPLINARY COUNSEL
THE SUPREME COURT OF OHIO**

Scott J. Drexel, Disciplinary Counsel

**250 Civic Center Drive, Suite 325
Columbus, Ohio 43215-7411
(614) 461-0256
1-800-589-5256
(614) 461-7205 FAX**

The STATE ex rel., JURADO v. ODC,
FCCPCJB
Exhibit H1

INSTRUCTIONS

The Office of Disciplinary Counsel investigates allegations of ethical misconduct against attorneys and judges. Disciplinary Counsel also investigates grievances regarding the unauthorized practice of law. Please understand that this office has no jurisdiction over and will not become involved in the legal merits of any case. The attorney disciplinary process will not affect or change court decisions made in your case. In addition, Disciplinary Counsel may not give you legal advice.

This form will assist you in filing your grievance. After you **have legibly completed the form and signed and dated the form**, please return it in the envelope provided. You may attach additional sheets of paper, if necessary, in order to complete the "Facts of the Grievance" portion of the form. If you wish to file a grievance against more than one attorney or judge, please use one form per attorney or judge. You may make additional copies of the form. You may enclose all forms in one envelope.

If you include documentation with your grievance, send **copies only**. **PLEASE DO NOT SEND ORIGINALS.**

The Rules of the Supreme Court of Ohio require that investigations be confidential. You are requested to keep confidential the fact that you are filing this grievance. Only the attorney/judge against whom you are filing your grievance may waive confidentiality. In filing a grievance against your attorney, you are waiving your attorney-client privilege.

The attorney/judge against whom you are filing your grievance will receive notice of your grievance. Those individuals are also entitled to receive a copy of your grievance and **may** be asked to respond to your allegations. Your grievance may result in your attorney withdrawing from your case. Disciplinary Counsel cannot prevent an attorney from withdrawing from representation.

Once received, it may take up to ninety (90) days for us to review and respond to your grievance. However, you will be contacted by mail within that time period to advise you whether your grievance will be investigated or dismissed. You may or may not be contacted by mail or telephone to provide additional information. This office will respond to inquiries **only** from the person(s) who complete(s) the form (is/are named as Grievant(s) under the "Your Name" portion of the form).

The Grievance Process

A grievance sent to the Disciplinary Counsel of the Supreme Court of Ohio or to a local bar association's certified grievance committee will be reviewed to determine whether the grievance alleges a violation of the Ohio Rules of Professional Conduct and/or Code of Judicial Conduct. If there is evidence that supports the allegation of a violation, the grievance will be investigated. Following the investigation, if substantial, credible evidence is found that a violation has occurred, a formal complaint may be filed with the Board of Commissioners on Grievances and Discipline. A three-member panel of the Board will review the complaint and determine whether probable cause exists to certify it. If the complaint is certified by the Board, a hearing may be held before a different three-member panel of the Board. The panel considers the evidence and makes a recommendation to the full Board of Commissioners. The full Board then makes a recommendation to the Supreme Court of Ohio. The Court has final say on whether to discipline an attorney or judge and what sanction should be administered. A grievance is confidential until the Board certifies it as a formal complaint. A grievance or complaint can be dismissed at any point in the process.

Grievance Form

YOUR NAME: Jurado Aristides (305) 799-2212
Last First MI Phone No.
PERMANENT ADDRESS: 3963 Easton Way
Street
Columbus Franklin OH 43129
City County State Zip Code

ABOUT WHOM ARE YOU COMPLAINING ?

(Please circle) ATTORNEY or JUDGE

NAME: Bethel Blythe
Last First MI Phone No.
ADDRESS: 495 S High Street # 220
Street
Columbus Franklin OH 43215
City County State Zip Code

Have you filed this grievance with any other agency or bar association? Yes No No
If yes, provide name of that agency and date of filing: N/A date: _____
Did you receive a response?: Yes No Yes No **IF YES, PLEASE ATTACH A COPY**
Did this attorney represent you? Yes No No **Type of case:** _____

A.01. Ms. Bethel has demonstrated RACIAL BIAS

A.02. As GAL acting without neutrality, Ms. Bethel has sparked High Conflict

A.03. Value of Psych Evaluation - Sudden Changes of Opinion and Improper Appointment of Evaluator

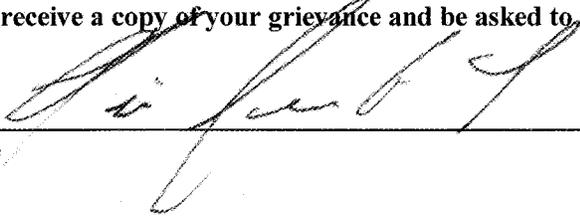
A.04. Deceptive Conduct and Misleading the court

A.05. Not Pursuing Best Interest of the Child & Well-being Neglected

A.07. Abuse of power as office of the court & undermining the integrity of State-Local Government Operations

Please see electronic documents and materials with chronology submitted with this form in support of this grievance.

The Rules of the Supreme Court of Ohio require that investigations be confidential. Please keep confidential the fact that you are submitting this grievance. The party against whom you are filing your grievance will receive notice of your grievance and may receive a copy of your grievance and be asked to respond to your allegations.



Signature

01/02/2014

Date

SEARCHED INDEXED SERIALIZED FILED
FBI - MEMPHIS

DATE 1/6/14 RECEIPT NUMBER _____
RECEIVED FROM Aristides Jurado
Address: _____
re: Blythe Bethel
intake - Grievance form

ACCOUNT		HOW PAID	
BEGINNING BALANCE		CASH	
AMOUNT PAID		CHECK	
BALANCE DUE		MONEY ORDER	

BY ER

Disciplinary Counsel
THE SUPREME COURT OF OHIO

DISCIPLINARY COUNSEL
SCOTT J. DREXEL

CHIEF ASSISTANT DISCIPLINARY COUNSEL
JOSEPH M. CALIGIURI

250 CIVIC CENTER DRIVE, SUITE 325
COLUMBUS, OHIO 43215-7411
(614) 461-0256
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ASSISTANT DISCIPLINARY COUNSEL
STACY SOLOCHEK BECKMAN
MICHELLE R. BOWMAN
BRUCE T. DAVIS
KAREN H. OSMOND
CATHERINE M. RUSSO
DONALD M. SCHEETZ
AMY C. STONE
AUDREY E. VARWIG

March 3, 2014

PERSONAL AND CONFIDENTIAL

Aristides Jurado
3963 Easton Way
Columbus, OH 43219

The STATE ex rel., JURADO v. ODC,
FCCPCJB
Exhibit H2

RE: Blythe Melissa Bethel, Esq.
ODC File No. B4-0035

Dear Mr. Jurado:

Your grievance regarding Attorney Bethel was received in our office on January 8, 2014.

Please be advised that the authority of this office is limited to investigating alleged misconduct and violations of the Code of Professional Responsibility, the Ohio Rules of Professional Conduct and the Code of Judicial Conduct by attorneys and judges. Therefore, only violations of specific rules governing the conduct of attorneys and judges can be addressed by this office.

In your grievance you complain about the performance of the Guardian ad litem for your son. Guardian ad litem are court appointed, and because of this fact, all of their actions are subject to court review and approval. Concerns with the conduct of a Guardian ad litem should be raised to the court that appointed him/her (see, Rule 48(G)(9) of the Rules of Superintendence for the Courts of Ohio). The court will take whatever action it deems is appropriate, and is obligated by the Code to report any disciplinary rule violations to this office.

For the aforementioned reasons, your grievance is dismissed and our file on this matter is closed.

Sincerely,


Amy C. Stone
Assistant Disciplinary Counsel

ACS/lkj
cc: Blythe Bethel, Esq

0885
SUITE 305
260 CIVIC CENTER DR
COLUMBUS, OH 43215-7411



U.S. POSTAGE & METS SERVICE
ZIP 43215 \$000.48
0901367771MAP 04 2014

PERSONAL AND CONFIDENTIAL

ARISTIDES JURADO
3963 EASTON WAY
COLUMBUS OH 43219

432155557553



Ari Jurado

From: Gina_Palmer@fccourts.org
Sent: Wednesday, April 02, 2014 1:40 PM
To: Ari Jurado
Subject: Re: Re. Loc. Juv.R. 4(H) - Intended Scope

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit H3

Attachments: JUVENILE RULE 4.pdf; Supreme Court Rule 48 GALs.pdf

Mr. Jurado,

I have attached Franklin County Local Rule 4 and Supreme Court Rule 48 for your purposes. I cannot give you legal advise and I have no documentation or written information that you can use to file a grievance with the Disciplinary Counsel. When a complaint is submitted I concentrate on whether or not the GAL has met their responsibilities and duties under Rule 4(D) of our Local Rule. I do not make any rulings in your case, nor am I disciplinary counsel.

Thanks, Gina Palmer



Gina White Palmer
Legal Director &
Administrative Magistrate
Franklin County Court
of Common Pleas
Domestic Relations Division
and Juvenile Branch
(614) 525-7145 Phone
Gina_Palmer@fccourts.org

Ari Jurado <ari_jurado@qualineconsulting.com>

To: Gina_Palmer@fccourts.org

cc

Subject Re. Loc. Juv.R. 4(H) - Intended Scope

04/01/2014 12:03 PM

Dear Magistrate Palmer,

As previously discussed a few weeks ago, it is obvious to me the intended scope of the Local Juvenile Rule 4(H) of the Court of Common Pleas of Franklin County, Domestic Relations Division, Juvenile Branch. Nevertheless, in reference to the impending complaint/grievance to be filed against the GAL in my custody case, **I would like to request from you any documentation or written information that I can use to re-file my grievance with the Office of Disciplinary Counsel of the Supreme Court of Ohio.** If none is available, is it possible that you can re-state what was discussed? In other words, I need supporting documentation that the language in the local rule and the complaint process is intended only to address eligibility to remain or to excluded from the Guardian Ad Litem appointment list; and it is not intended to be a disciplinary process of any kind. As important is the fact that this complaint process should not impact my case in any way.

As you can imagine, I cannot simply make reference to the information you provided when I saw you, as hearsay does not carry much weight in any legal proceeding.

I am looking forward to your response.

Regards,

Aristides (Ari) Jurado

(305) 799-2212

Ari_jurado@qualineconsulting.com

IN THE COURT OF COMMON PLEAS OF FRANKLIN COUNTY, OHIO
DIVISION OF DOMESTIC RELATIONS AND JUVENILE BRANCH

In the Matter of:

*Name
Redacted*

JURADO

:

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit I1

KATHY HERNANDEZ,

:

CASE NO. 12 JU 11-14479

Plaintiff,

:

JUDGE JAMISON

v.

:

MAGISTRATE TSITOURIS

ARISTIDES JURADO,

:

Defendant.

DEFENDANT'S MOTION FOR MODIFICATION OF CHILD SUPPORT

Now comes Defendant, Aristides Jurado, by and through his undersigned counsel, and hereby moves this Court for an Order decreasing his current child support obligation. A Memorandum in Support follows hereinafter.

Respectfully submitted,

GOLDEN & MEIZLISH CO., L.P.A.

By: /s/ Keith E. Golden

KEITH E. GOLDEN (0011657)

Attorney for Defendant

923 East Broad Street

Columbus, OH 43205-1101

(614) 253-1983 - Telephone

(614) 253-5071 - Fax

Email: keg@golmeiz.com

MEMORANDUM IN SUPPORT

Defendant submits that there have been significant changes in the financial circumstances of the parties and/or the minor child since the last child support order. Defendant has started a new position with a lower income, the parenting time has increased to 50/50 time and the cost of work related child care has occurred.

WHEREFORE, Defendant requests that his Motion be granted.

Respectfully submitted,

GOLDEN & MEIZLISH CO., L.P.A.

By: /s/ Keith E. Golden
KEITH E. GOLDEN (0011657)
Attorney for Defendant
923 East Broad Street
Columbus, OH 43205-1101
(614) 253-1983 - Telephone
(614) 253-5071 – Fax
Email: keg@golmeiz.com

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing Defendant, Aristide Jurado's Request for Production of Documents was served via U.S. Mail, postage pre-paid, on this 23rd day of October, 2013, upon the following:

Erika Smitherman
Ronald R. Petroff
Petroff Law Offices, LLC
140 E. Town Street, Suite 1070
Columbus, Ohio 43215
Attorneys for Plaintiff

Blythe Bethel
Bethel Law Offices
495 S. High Street, Suite 220
Columbus, Ohio 43215
Guardian ad Litem

GOLDEN & MEIZLISH CO., LPA

By: /s/ Keith E. Golden
KEITH E. GOLDEN (0011657)
Attorney for Defendant

FRANKLIN COUNTY CSEA , Issuing Agency
80 E. FULTON STREET
COLUMBUS OH 43215-0000

Telephone Number: (614) 525-3275
Toll Free Number: 1-800-827-3740
Fax Number: (614) 224-5042

ARISTIDES JURADO
3963 EASTON WAY
COLUMBUS OH 43219-6086

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit I2



INCOME WITHHOLDING FOR SUPPORT

- ORIGINAL INCOME WITHHOLDING ORDER/NOTICE FOR SUPPORT (IWO)
- AMENDED IWO
- LUMP SUM PAYMENT
- TERMINATION of IWO

Date: 03/12/2014

Child Support Enforcement (CSE) Agency Court Attorney Private Individual/Entity (Check One)
NOTE: This IWO must be regular on its face. Under certain circumstances you must reject this IWO and return it to the sender (see IWO instructions <http://www.acf.hhs.gov/programs/cse/newhire/employer/publication/publication.htm> - forms). If you receive this document from someone other than a State or Tribal CSE agency or a Court, a copy of the underlying order must be attached.

State/Tribe/Territory Ohio Remittance Identifier (include w/payment) 7094422743
 City/County/Dist./Tribe FRANKLIN COUNTY CSEA Order Identifier 12JU1114479
 Private Individual/Entity _____ CSE Agency Case Identifier 7094422743

<p>LIMITED STORES LLC Employer/Income Withholder's Name</p> <p>7775 WALTON PKWY Employer/Income Withholder's Address</p> <p>NEW ALBANY, OH 43054-8202</p> <p>Employer/Income Withholder's FEIN <u>542170165</u></p> <p>Bureau of Worker's Compensation Claim Number _____</p>	<p>RE: JURADO, ARISTIDES, Employee/Obligor's Name (Last, First, Middle)</p> <p>592-90-8808 Employee/Obligor's Social Security Number</p> <p>HERNANDEZ, KATHERINE, J Custodial Party/Obligee's Name (Last, First, Middle)</p> <div style="border: 1px solid black; width: 100%; height: 150px; margin-top: 10px;"></div>
<p>Child(ren)'s Name(s) (Last, First, Middle) Child(ren)'s Birth Date</p> <p>JURADO, NOAH, <u>07/10/2012</u></p>	

ORDER INFORMATION: This document is based on the support or withholding order from Ohio. You are required by law to deduct these amounts from the employee/obligor's income until further notice. See the *Additional Information* section for specific provisions of Ohio law.

<u>\$1,125.54</u>	Per MONTH current child support	
<u>\$225.11</u>	Per MONTH past-due child support - Arrears greater than 12 weeks?	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
<u>\$0.00</u>	Per MONTH current cash medical support.	
<u>\$0.00</u>	Per MONTH past-due cash medical support	
<u>\$1,350.65</u>	Per MONTH sub-total (for withholding from unemployment benefits ORC section 3121.07)	
<u>\$0.00</u>	Per MONTH current spousal support	
<u>\$0.00</u>	Per MONTH past-due spousal support	
<u>\$27.01</u>	Per MONTH other (must specify) 2% process chrg & other obligations	

for a Total Amount to Withhold of \$1,377.66 per MONTH.

AMOUNTS TO WITHHOLD: You do not have to vary your pay cycle to be in compliance with the Order Information. If your pay cycle does not match the ordered payment cycle, withhold one of the following amounts:

\$317.92 per weekly pay period \$688.83 per semimonthly pay period (twice a month)
\$635.84 per biweekly pay period (every two weeks) \$1,377.66 per monthly pay period
 \$ _____ Lump Sum Payment: Do not stop any existing IWO unless you receive a termination order.

REMITTANCE INFORMATION: If the employee/obligor's principal place of employment is Ohio, you must begin withholding no later than the first pay period that occurs 14 days after the date of 03-12-2014. Send Payment within 7 working days of the pay date. If you cannot withhold the full amount of support for any or all orders for this employee/obligor, withhold up to 50% of disposable income for all orders. See the *Additional Information* section for specific provisions of Ohio law. If the employee/obligor's

#00000000X023360200K



principal place of employment is not Ohio, obtain withholding limitations, time requirements, and any allowable employer fees at http://www.acf.hhs.gov/programs/cse/newhire/employer/contacts/contact_map.htm for the employee/obligor's principal place of employment.

For electronic payment requirements and centralized payment collection and disbursement facility information (State Disbursement Unit SDU), see http://www.acf.hhs.gov/programs/cse/newhire/employer/contacts/contact_map.htm

Include the *Remittance Identifier* with the payment and if necessary this FIPS code: 3904900
Remit payment to SDU: Ohio Child Support Payment Central (CSPC) at P.O. Box 182394, Columbus, Ohio 43218-2394.

If you are an employer that employs more than 50 employees, please see the *Additional Information section* for specific provisions of Ohio law.

- Return to Sender Completed by Employer/Income Withholder. Payment must be directed to an SDU in accordance with 42 USC section 666(b)(5) and (b)(6) or Tribal Payee (see Payments to SDU below). If payment is not directed to an SDU/Tribal Payee or this IWO is not regular on its face, you must check this box and return the IWO to the sender.

Signature of Judge/Issuing Official (if required by State or Tribal law): <u>Not required by Ohio law</u> Print Name of Judge/Issuing Official: <u>SHERI L RADER</u> Title of Judge/Issuing Official: <u>Authorized Representative</u> Date of Signature: <u>03-12-2014</u>
--

If the employee/obligor works in a State or for a Tribe that is different from the State or Tribe that issued this order, a copy of this IWO must be provided to the employee/obligor.

- If checked, you are required to provide a copy of this form to the employee/obligor.

ADDITIONAL INFORMATION FOR EMPLOYERS AND OTHER INCOME WITHHOLDERS

State-specific contact and withholding information can be found on the Federal Employer Services website located at:

http://www.acf.hhs.gov/programs/cse/newhire/employer/contacts/contact_map.htm

Priority: Withholding for support has priority over any other legal process under State law against the same income (USC 42 section 666(b)(7)). If a Federal tax levy is in effect, please notify the sender. See the *Additional Information section* for specific provisions of Ohio law.

Combining Payments: When remitting payments to an SDU or Tribal CSE agency, you may combine withheld amounts from more than one employee/obligor's income in a single payment. You must, however, separately identify each employee/obligor's portion of the payment. See the *Additional Information section* for specific provisions of Ohio law.

Payments to SDU: Employer/income withholder must send child support payments payable by income withholding to the appropriate SDU. If this IWO instructs the employer/income withholder to send a payment to an entity other than an SDU (e.g., payable to the custodial party, court, or attorney), the employer/income withholder must check the box above and return this notice to the sender. Exception: If this IWO was sent by a Court, Attorney or Private Individual/Entity and the initial order was entered before January 1, 1994 or the order was issued by a Tribal CSE agency, the employer/income withholder must follow the payment instructions on this form.

Reporting the Pay Date. You must report the pay date when sending the payment. The pay date is the date on which the amount was withheld from the employee/obligor's wages. You must comply with the law of the State (or Tribal law if applicable) of the employee/obligor's principal place of employment regarding time periods within which you must implement the withholding and forward the support payments.

Multiple IWOs: If there is more than one IWO against this employee/obligor and you are unable to fully honor all IWOs due to Federal, State, or Tribal withholding limits, you must honor all IWOs to the greatest extent possible, giving priority to current support before payment of any past-due support. Follow the State or Tribal law/procedure of the employee/obligor's principal place of employment to determine the appropriate allocation method. See the *Additional Information section* for specific provisions of Ohio law.

Lump Sum Payments: You may be required to notify a State or Tribal CSE agency of upcoming lump sum payments to this employee/obligor such as bonuses, commissions, or severance pay. Contact the sender to determine if you are required to report and/or withhold. See the *Additional Information section* for specific provisions of Ohio law.

000000000023360300



Liability: If you have any doubts about the validity of this IWO, contact the sender. If you fail to withhold income from the employee/obligor's income as the IWO directs, you are liable for both the accumulated amount you should have withheld and any penalties set by State or Tribal law/procedure.

Anti-discrimination: You are subject to a fine determined under State or Tribal law for discharging an employee/obligor from employment, refusing to employ, or taking disciplinary action against an employee/obligor because of this IWO.

Withholding Limits: You may not withhold more than the lesser of: 1) the amounts allowed by the Federal Consumer Credit Protection Act (CCPA) (15 U.S.C. 1673(b)); or 2) the amounts allowed by the State or Tribe of the employee/obligor's principal place of employment (see REMITTANCE INFORMATION). Disposable income is the net income left after making mandatory deductions such as: State, Federal, local taxes; Social Security taxes; statutory pension contributions and Medicare taxes. The Federal limit is 50% of the disposable income if the obligor is supporting another family and 60% of the disposable income if the obligor is not supporting another family. However, those limits increase 5% - to 55% and 65% - if the arrears are greater than 12 weeks. If permitted by the State, you may deduct a fee for administrative costs. The combined support amount and fee may not exceed the limit indicated in this section. For Tribal IWOs, you may not withhold more than the amounts allowed under the law of the issuing Tribe. For Tribal employers/income withholders who receive a State IWO, you may not withhold more than the lesser of the limit set by the law of the jurisdiction in which the employer/income withholder is located or the maximum amount permitted under section 303(d) of the CCPA (15 U.S.C. 1673(b)). Depending upon applicable State law, you may need to also consider the amounts paid for health care premiums in determining disposable income and applying appropriate withholding limits.

Arrears greater than 12 weeks? If the *Order Information* does not indicate that the arrears are greater than 12 weeks, then the Employer should calculate the CCPA limit using the lower percentage.

OMB Expiration Date - 05/31/2014. The OMB Expiration Date has no bearing on the termination date of the IWO; it identifies the version of the form currently in use.

Additional Information:

ORDER INFORMATION: In accordance with Ohio Revised Code (ORC) section 3121.03, you are required to: Implement the withholding no later than the first pay period that occurs after 14 business days following the date the notice was mailed, and are required to continue the withholding at the intervals specified in the notice until further notice from the court or child support enforcement agency (CSEA); and send the amount withheld immediately but not later than 7 business days after the date the obligor is paid. Withholding under this order is binding until further notice from the court or CSEA.

PRIORITY: In accordance with ORC section 3121.034, except for deductions from lump sum payments made in accordance with section 3121.0311 of the Revised Code, withholding in accordance with this notice has priority over any other legal process under the law of this state against the same income.

WITHHOLDING LIMITS: In accordance with section 3121.037, you may not withhold an amount for support and other purposes, including the fee described below, that exceeds the maximum amounts permitted under section 303(b) of the "Consumer Credit Protection Act," 1673(b).

EMPLOYEE/OBLIGOR WITH MULTIPLE SUPPORT WITHHOLDINGS: In accordance with ORC section 3121.034, when two or more withholding notices are received by a payor, the payor shall comply with all of the requirements contained in the notices to the extent that the total amount withheld from the obligor's income does not exceed the maximum amount permitted under section 303(b) of the "Consumer Credit Protection Act," 1673(b), withhold amounts in accordance with the allocation set forth below, notify each court or CSEA that issued one of the notices of the allocation, and give priority to amounts designated in each notice as current support in the following manner:

- o If the total amounts designated in the notices as current support exceeds the amount available for withholding under section 303(b) of the "Consumer Credit Protection Act," 1673(b), the payor shall allocate to each notice an amount for current support equal to the amount designated in that notice as current support multiplied by a fraction in which the numerator is the amount of income available for withholding and the denominator is the total amount designated in all of the notices as current support.



- o If the total of the amounts designated in the notices as current support does not exceed the amount available for withholding under section 303(b) of the "Consumer Credit Protection Act," 1673(b), the payor shall pay all of the amounts designated as current support in the notices and shall allocate to each notice an amount for past-due support equal to the amount designated in that notice as past-due support multiplied by a fraction in which the numerator is the amount of income remaining available for withholding after the payment of current support and the denominator is the total amount designated in all of the notices as past-due support.

EMPLOYERS WITH 50 OR MORE EMPLOYEES: In accordance with ORC section 3121.19, if you are an employer that employs more than 50 employees, you are required to submit withholding amounts to the state via electronic transfer and combine all of the payments to be forwarded in one payment. The payment shall clearly identify: each employee/obligor covered by the payment; each child support case number covered by the payment; and the portion of the payment attributable to each employee/obligor and case number.

COMBINING PAYMENTS: In accordance with ORC section 3121.20, a payor required to withhold a specified amount from the income of more than one obligor under a withholding notice and to forward the amounts withheld or deducted to the office of child support may combine all of the amounts to be forwarded in one payment if the payment is accompanied by a list that clearly identifies all of the following: Each obligor covered by the payment; each child support case, numbered as provided on the withholding or deduction notice, that is covered by the payment; and the portion of the payment attributable to each obligor and each case number.

LUMP SUM PAYMENTS: In accordance with ORC section 3121.037, no later than the earlier of 45 days before a lump sum payment is to be made or, if the obligor's right to the lump sum payment is determined less than 45 days before it is to be made, the date on which that determination is made, the payor notify the child support enforcement agency administering the support order of any lump sum payment of any kind of \$150 or more that is to be paid to the obligor, hold each lump sum payment of \$150 or more for 30 days after the date on which it would otherwise be paid to the obligor and, on order of the court or agency that issued the support order, pay all or a specified amount of the lump sum payment to the office of child support.

NOTIFICATION OF TERMINATION OF EMPLOYMENT: In accordance with ORC section 3121.037, you must promptly notify the CSEA administering the support order, in writing, within 10 business days after the date of any situation that occurs in which the payor ceases to pay income to the obligor in an amount sufficient to comply with the order, including termination of employment, layoff of the obligor from employment, any leave of absence of the obligor from employment without pay, termination of workers' compensation benefits, or termination of any pension, annuity, allowance, or retirement benefit. Include with the notification:

- o The obligor's last known address and telephone number; the obligor's date of birth, social security number, and case number; if known, the name, telephone number, and business address of any new employer or income source.
- o Identify any types of benefits other than personal earnings the obligor is receiving or is eligible to receive as a benefit of employment or as a result of the obligor's termination of employment, including, but not limited to, unemployment compensation, workers' compensation benefits, severance pay, sick leave, lump sum payments of retirement benefits or contributions, and bonuses or profit-sharing payments or distributions, and the amount of the benefits.

FEE: In accordance with ORC section 3121.18, a payor ordered to withhold a specified amount from the income of an employee under a withholding notice may deduct from the income of the person, in addition to the amount withheld for purposes of support, a fee of the greater of \$2 or an amount not exceeding 1% of the amount withheld as a charge for its services in complying with the withholding notice.

EFT: For EFT/EDI instructions, contact CSPC at 1-888-965-2676 or go to http://jfs.ohio.gov/OCS/employers/CSPC_Overview.stm#Employers



Employer's Name: LIMITED STORES LLC Employer FEIN: 542170165
Employee/Obligor's Name: ARISTIDES JURADO
Case Identifier: 7094422743 Order Identifier: 12JU1114479

NOTIFICATION OF EMPLOYMENT TERMINATION OR INCOME STATUS: See the *Additional Information* section for specific provisions of Ohio law. If this employee/obligor never worked for you or you are no longer withholding income for this employee/obligor, an employer must promptly notify the CSE agency and/or the sender by returning this form to the address listed in the Contact Information:

- This person has never worked for this employer or received periodic income.
- This person no longer works for this employer or receives periodic income.

Please provide the following information for the employee/obligor:

Termination date: _____ Last known phone number: _____

Date of birth: _____ Social Security number: _____

Last known address: _____

Final payment date to SDU/Tribal Payee: _____ Final payment amount: _____

New employer/income source's name (if known): _____

New employer/income source's telephone number (if known): _____

New employer/income source's address: _____

CONTACT INFORMATION

To employer: If the employer/income withholder has any questions, contact SHERI L RADER by phone at 1-800-827-3740, by fax at (614) 224-5042 by email or website at: _____

Send termination notice and other correspondence to:

FRANKLIN COUNTY CSEA
80 E. FULTON STREET

COLUMBUS OH 43215-0000

To employee/obligor: If the employee/obligor has questions, contact SHERI L RADER by phone at 1-800-827-3740, by fax at (614) 224-5042 by email or website at: _____

IMPORTANT: The person completing this form is advised that the information may be shared with the employee/obligor.



FRANKLIN COUNTY CSEA
80 E. FULTON STREET

COLUMBUS OH 43215-0000

Telephone Number: (614) 525-3275
Toll Free Number: 1-800-827-3740
Fax Number: (614) 224-5042

ARISTIDES JURADO
3963 EASTON WAY

COLUMBUS , OH 43219-6086

Date: March 12, 2014
Obligee Name: KATHERINE HERNANDEZ

Case Number: 7094422743
Order Number: 12JU1114479

ADDENDUM TO A WITHHOLDING ORDER

This notice was issued in accordance with section 3121.036 of the Revised Code, which requires an additional notice be issued to you each time an income withholding order has been issued. If you have any changes to report, please complete the second page of the form to the child support enforcement agency (CSEA) named above. You are required to provide written notification of any of the following:

1. Any change in your income source and of the availability of any other sources of income that can be the subject of withholding or deduction.
2. The nature of any new employment or income source and the name, business address, and telephone number of the new employer or income source.
3. Any change in the status of an account from which support is being deducted or the opening of a new account with any financial institution, of the commencement of employment, including self-employment, or of the availability of any other sources of income that can be the subject of withholding or deduction.
4. The nature of any new account opened at a financial institution and the name and business address of that financial institution.
5. Any other information reasonably required by the court or child support enforcement agency.

On commencement of employment, you may request that the court or CSEA cancel its deduction notice to a financial institution and instead issue a withholding notice to your employer to collect support amounts. On commencement of employment, the court or CSEA may cancel its deduction notice to a financial institution and instead issue a withholding notice to your employer to collect support amounts.

In accordance with section 3121.99 of the Ohio Revised Code, if you fail to comply with the reporting requirements listed above, you can be fined not more than fifty dollars for a first offense, not more than one hundred dollars for a second offense, and not more than five hundred dollars for each subsequent offense.

As an obligor, you are responsible for payment of support between the effective date of the support order and the date income withholding or deduction is initiated.

If you have any information to report to the CSEA, complete the next page and return the form to:

FRANKLIN COUNTY CSEA
80 E. FULTON STREET

COLUMBUS OH 43215-0000



1. I am no longer employed effective: _____

2. I have applied for or receive unemployment benefits of \$ _____ per _____

3. I have a new employer: _____

Name of Employer
Employer/Payroll Address
Employer/Payroll City, State ZIP
Employer/Payroll Phone Number

My rate of pay is \$ _____ Weekly Bi-Weekly Twice a Month Monthly

Health insurance is available: Yes No

4. I am self-employed. _____

Type of Business
Name of Financial Institution for Income Deduction
Account Type and Account Number
Financial Institution Address
Financial Institution City, State ZIP

5. I receive Social Security Disability SSI benefits in the amount of: \$ _____ per _____

6. I receive Workers Compensation benefits in the amount of: \$ _____ per _____

7. I have funds on deposit in a financial institution:

Name of Financial Institution for Income Deduction
Account Type and Account Number
Financial Institution Address
Financial Institution City, State ZIP

8. I receive retirement benefits in the amount of: \$ _____ per _____

Source of Benefits
Address
City, State ZIP

9. I have acquired or expect to receive one or more of the following (lottery winnings, lump sum payments, inheritances, insurance settlements, etc.):

Source of Payment
Payor Address
Payor City, State and ZIP

Signature _____

Date _____





IN THE COURT OF COMMON PLEAS OF FRANKLIN COUNTY, OHIO
JUVENILE DIVISION

Katherine Hernandez

Plaintiff/ In the matter of:

vs.

Amst, ODC JURADO

Defendant

Case No. 12 JV 11-14479

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit J1

NOTICE OF HEARING

The foregoing Motion will come on for hearing in the Court of Common Pleas, Juvenile Division, 373 South High Street, Columbus, Ohio 43215 _____th Floor, on the 5th day of Feb, 2014 at _____ m.

or

399 South Front Street, Columbus, Ohio 43215 Court Room # 65 on the _____ day of _____, 20____ at _____ m.

[Signature]

ATTORNEY

Pase

FILED
COMMON PLEAS COURT
FRANKLIN CO., OHIO
2014 JAN 21 PM 5:02
CLERK OF COURT

IN THE COURT OF COMMON PLEAS OF FRANKLIN COUNTY, OHIO
DIVISION OF DOMESTIC RELATIONS AND JUVENILE BRANCH

In the Matter of:

~~Name
Redacted~~ G. JURADO :
KATHY HERNANDEZ, :
Plaintiff, : CASE NO. 12 JU 11-14479
v. : JUDGE JAMISON
ARISTIDES JURADO, :
Defendant. : MAGISTRATE TSITOURIS

FILED
COMMON PLEAS COURT
FRANKLIN CO. OHIO
2014 JAN 21 PM 4:59
CLERK OF COURTS

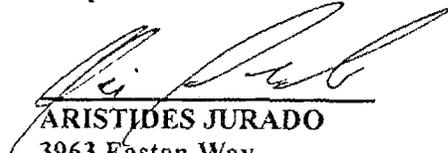
MOTION FOR EMERGENCY CUSTODY
AND TO MODIFY TEMPORARY ORDERS *AJC*

Now comes Respondent-Father Aristides Jurado, acting Pro Se, and hereby moves this Honorable court for an Order immediately granting Respondent-Father full custody on a temporary basis to protect his son against physical, emotional and psychological harm and for the young child's best interest.

This Motion is supported by the attached Memorandum.

RECEIVED
JAN 21 2014
ASSIGNMENT

Respectfully submitted,
Respondent-Father Pro Se


ARISTIDES JURADO
3963 Easton Way
Columbus, OH 43219
PH: (305) 799-12212

MEMORANDUM IN SUPPORT

This case involves cross complaints for custody of the parties' minor child. During the course of this case there has been a number of instances during which the safety, health and overall well-being of the child have been at risk as a result of Petitioner-Mother's lack of sound judgement. **See Exhibit 3**

Exacerbating the concerns is the drive from Petitioner-Mother to antagonize Respondent-Father even if that means denying their child with quality out-of-home care, specialized health care and a stable, peaceful environment. **See Exhibits 1 and 2**

It is now evident the existence of a clear pattern of time periods when Respondent-Father is restricted or denied regular access to his son while under the care of 3rd parties and incidents, injuries and other health-related problems that are occurring at the same time.

It is also reprehensible the fact that the parenting restrictions imposed on Respondent-Father also constitute a violation of his civil and statutory rights.

Given the importance of the open-door policy at child care facilities as a safeguard and to ensure parents that there is complete visibility and to encourage their involvement, Respondent-Father asks the court to remove all the daycare access restrictions currently imposed by the GAL and the Petitioner-Mother.

The child's well-being has been questionable to the point that has raised concerns throughout the community: Ohio Hispanic Coalition, Westerville's Police Dept - Juvenile's unit, St. Paul church parishioners, staff and reverend, Emergency Room doctor and Social Worker among others.

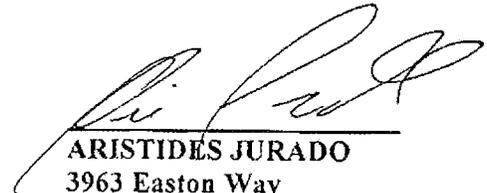
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COMMON PLEAS COURT
FRANKLIN CO. OHIO
2014 JAN 21 PM 4:59
CLERK OF COURTS

Petitioner-Mother's persistent interference with Respondent-Father attempts to provide their child with nurture, care and oversight makes it a necessity to grant Respondent-Father full custody on a temporary basis until the court determines a permanent course of action. By the court granting this motion, it would also facilitate relief for Respondent-Father from the undue hardships that Petitioner-Mother has caused.

Respondent-Father asks the court to address these concerns with the sense of urgency that it deserves, for the benefit of the Child.

Respectfully submitted,

Respondent-Father Pro Se



ARISTIDES JURADO
3963 Easton Way
Columbus, OH 43219
PH: (305) 799-12212

FILED
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FRANKLIN CO., OHIO
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IN THE COURT OF COMMON PLEAS OF FRANKLIN COUNTY, OHIO
 DIVISION OF DOMESTIC RELATIONS AND JUVENILE BRANCH

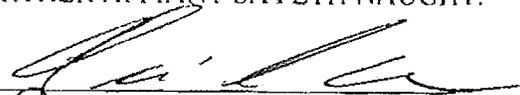
KATHY HERNANDEZ,	:	
	:	CASE NO. 13-JU-11-14479
Plaintiff-Mother,	:	
	:	
-vs-	:	JUDGE JAMISON
	:	
ARISTIDES JURADO,	:	
	:	MAGISTRATE TSITOURIS
Defendant-Father.	:	

State of Ohio
 County of Franklin SS.

Now comes Aristides Jurado as the Affiant herein and having been duly sworn and cautioned deposes and states that he is the Respondent in the foregoing action, that he has reviewed the foregoing motion, and that the facts and allegations stated therein are true to the best of his knowledge and belief.

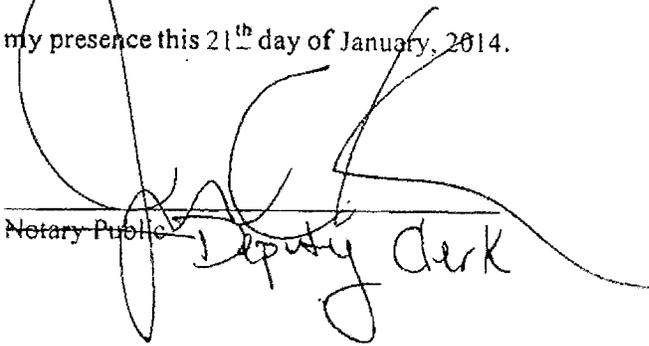
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 FRANKLIN CO. OHIO
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FURTHER AFFIANT SAYETH NAUGHT.



 Aristides Jurado

SWORN to before me and subscribed in my presence this 21th day of January, 2014.



 Notary Public Deputy Clerk

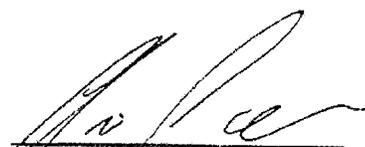
CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing Motion was served via email on this 21st day of January, 2014, upon the following:

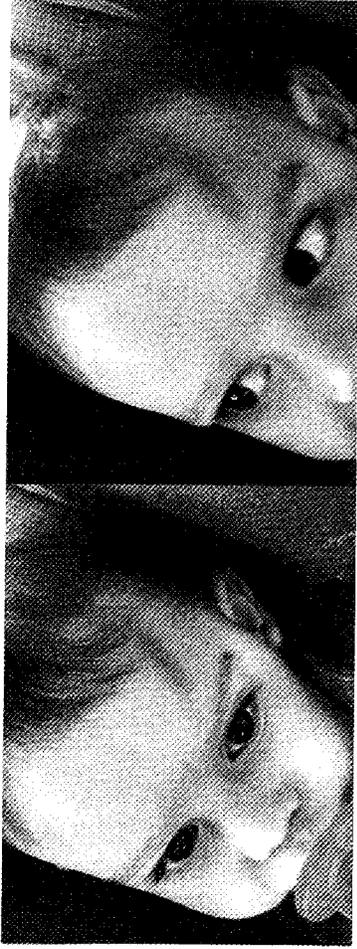
Erika Smitherman
Ronald R. Petroff
Petroff Law Offices, LLC
140 E. Town Street, Suite 1070
Columbus, Ohio 43215
Attorneys for Plaintiff

Blythe Bethel
Bethel Law Offices
495 S. High Street, Suite 220
Columbus, Ohio 43215
Guardian Ad Litem

FILED
COMMON PLEAS COURT
FRANKLIN CO. OHIO
2014 JAN 21 PM 4:59
CLERK OF COURTS


ARISTIDES JURADO
3963 Easton Way
Columbus, OH 43219
PH: (305) 799-12212

October 7, 2013

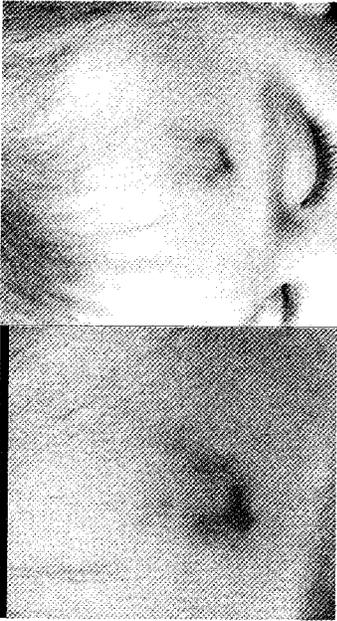


October 18, 2013



EXHIBIT
A1

October 22, 2013



November 21, 2013



EXHIBIT
A1

Ari Jurado

From: Ari Jurado
Sent: Monday, October 7, 2013 2:24 PM
To: Keith Golden
Subject: ^{Name Redacted} is counting on us to keep him safe and healthy (NEW INCIDENT)
Attachments: Brooksedge Daycare - New Policy Sep-2013.pdf

Categories: Topic of Interest



Keith,

I received a call earlier today from the daycare administrator to let me know that ^{Name Redacted} **was involved in (another) incident today and he suffered from a head injury**. When I asked how serious it was, she said it was bigger than any of the previous incidents/head injuries he have had. They only wanted me to be informed (first time ever that they call me about an injury), but not necessarily to pick him up.

Just FYI – I am going to pick him up early and really hope I don’t have to take him back to that facility—again.

Ari

From: Ari Jurado [mailto:ari_jurado@gualineconsulting.com]
Sent: Saturday, October 5, 2013 6:26 PM
To: Keith Golden
Subject: ^{Name Redacted} is counting on us to keep him safe and healthy

Keith,

Not only that ^{Name Redacted} is counting on me and his mom to keep him safe and healthy, but he is also counting on us to choose carefully when keeping him with others. He wants us to make sure that we leave him with trustworthy, reliable and knowledgeable caretakers when we are away from him. Right now, I will speak for both Kathy and I: We have let him down... we have failed at doing our job.

After reporting numerous incidents and instances of rules violations and non-compliances to ODJFS, many of them documented with audio/video recordings, the facility instead of focusing on fixing the issues **they focused on protecting themselves. As of a few weeks ago, they revised their policies and have posted signs at their entrance: Cameras, smartphones and any type of audio/video recording are no longer allowed in the premises** (see attached PDF with a copy of the memo they sent to all parents). The owner is using as the pretext “to protect your children”. In reality, this has the opposite effect: From now on, if I see something wrong or inappropriate that is happening with ^{Name Redacted} or other children at that center, I will not be able to document it as I have been doing. The same goes for other parents that show up at the facility unannounced (since I am no longer allowed to do so), and may see ^{Name Redacted} in trouble or see something else wrong. **How is ^{Name Redacted} any safer with this new policy???**

At the present, incidents are increasing in frequency. I would say that they are now occurring twice a week on average. Below are just a few examples that I have been able to document properly with pictures.

BUT I am done letting this continue to happen! I hope that you can help me get him out of the current daycare facility soon... I mean within a matter of days. This has been going for way too long now. Even though I am already broke, I will make sacrifices and pay for the difference, if it comes down to just cost.

Keep in mind that Kathy has already accused me of buying ^{Name Redacted} unsafe toys when we were at his pediatrician’s office. In fact, she has never hinted that I have been “overprotective” of ^{Name Redacted}. The irony of this is that when ^{Name Redacted} is with me, he has never

had any injury or accidents. He has never gotten a bruise or a scratch while he is with me, even though we spent lots of time playing indoors and outdoors.

Please let me know what you think.

Ari



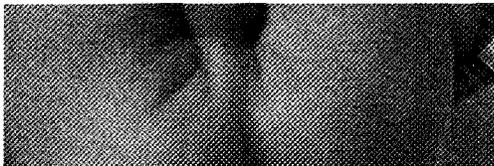
Most recently, the 1st week of Oct, at least two incidents reported at daycare. A significant bump in the forehead and a collection of bruises in his small legs.



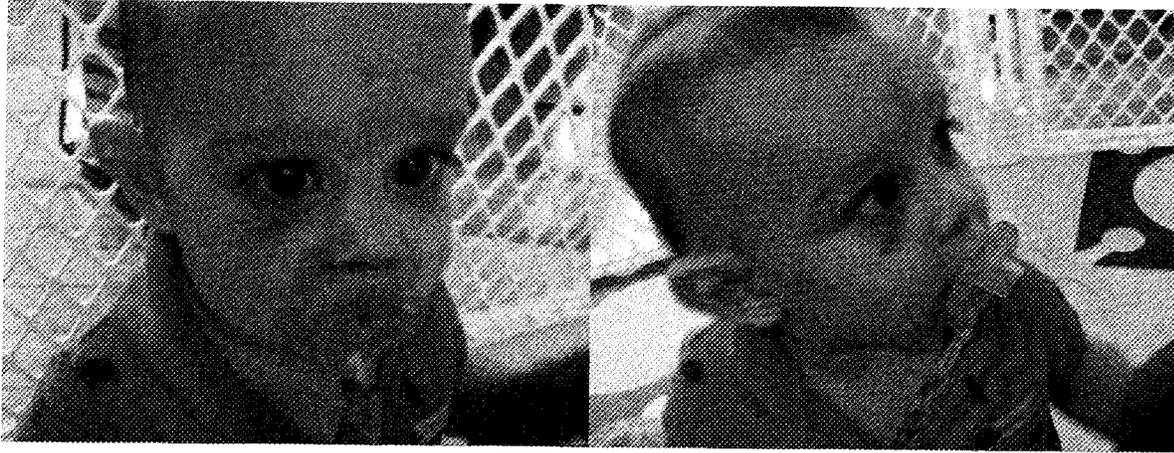
Several incidents occurred in September mainly in the outdoor playground. ^{Blaine} ~~Blaine~~ had several bumps in the back of the head on different days which cannot be noticed in pictures, unlike the scraped face shown below.



At the end of July, a severe diaper rash that that resembled a burn rather the typical rash, prompted me to take him to urgent care. This was a result of his diapers not being changed when needed.



Back in May 2013, when [REDACTED] was not even walking, a puzzling black eye appeared overnight. It should naturally cause any caretaker to wonder.



Between September 2012 and January 2013, not only that his caretakers didn't do a thing to help him with his feeding deficiency, but they actually contributed to it.

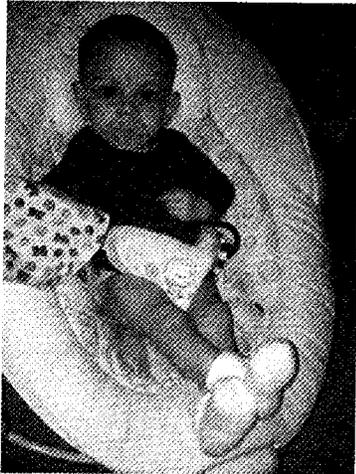


EXHIBIT
A2

ATTENTION PARENTS:

Beginning September 17, 2013, photography, videotaping, recording of any type, and the use of cell phone camera or recording capabilities are not permitted on Brookside Day Care Center property unless it is taken on a piece of equipment owned by Brookside Day Care Center and performed by a Brookside Day Care Center child care staff member. You may not electronically record or photograph any part of the facility, staff members, other parents or children in attendance. This policy has been put into place in order to protect your children while they are in our care.

A revised copy of the handbook for your information will be distributed in your family folders.



10TV.COM

CENTRAL OHIO'S NEWS LEADER

Chris Bradley Jerry Ravish Kristyn Hartman Deim Tibori

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EXHIBIT
A3

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Columbus And Central Ohio

School Closings And Delays

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Get closings text alerts on your phone

Sign-up to receive closings e-mail alerts

County	School/Location	Status
Ashland	Loudonville-Perrysville EVSD	Two-hour Delay
Athens	Trimble Local Schools	Early Dismissal
Champaign	Mechanicsburg EVSD	Closed
Champaign	Triad Local Schools	Closed
Champaign	Urbana City Schools	Closed
Champaign	Urbana University	Two-hour Delay
Champaign	West Liberty-Salem Local Schools	Closed
Clark	Clark-Shawnee Local Schools	Closed
Clark	Developmental Disabilities Of Clark County	Transportation Plan B
Clark	Northwestern Local - Springfield	Closed
Clark	Springfield City Schools	Closed
Coshocton	Coshocton City Schools	Closed
Coshocton	Coshocton County Career Center	Closed
Coshocton	Ridgewood Local Schools	Closed
Coshocton	River View Local Schools	Closed
Crawford	Wynford Local Schools	Two-hour Delay
Delaware	Big Walnut Local Schools	Closed
Delaware	Buckeye Valley Local Schools	Closed
Delaware	Delaware Area Career Center	Closed
Delaware	Delaware Christian Academy	NO AM OR PM PART TIME PRESCHOOL
Delaware	Delaware Christian Schools	Closed
Delaware	Delaware City Schools	Closed
Delaware	Dublin Montessori Academy	Closed
Delaware	Exhibit J1 Genoa Christian Academy	Closed

The State ex rel., Jurado v. ODC, FCCPCJB



Delaware	Grace Community Preschool	Closed
Delaware	Grace Community School	Closed
Delaware	New Hope Preschool	Closed
Delaware	Old Liberty Early Education Center	Closed
Delaware	Oientangy Local Schools	Closed
Delaware	Polaris Christian Academy	Closed
Delaware	Powell Parks and Recreation	Closed
Delaware	Shepherd of Peace Christian Acad.	Closed
Delaware	Village Academy	Closed
Fairfield	Amanda-Clearcreek Local Schools	Closed
Fairfield	Berne Union Local Schools	Closed
Fairfield	Bloom-Carroll Local Schools	Closed
Fairfield	Class A Driving School	Driving Classes Cancelled
Fairfield	Eagle Preparatory Academy	Closed
Fairfield	Fairfield Career Center	Closed
Fairfield	Fairfield Christian Academy	Closed
Fairfield	Fairfield Union Local Schools	Closed
Fairfield	Faith Academy	Closed
Fairfield	Forest Rose School	Closed
Fairfield	Lancaster City Schools	Closed
Fairfield	Lancaster Montessori School	Closed
Fairfield	Liberty Union-Thurston Local	Closed
Fairfield	Meals on Wheels	Delivering to limited routes only
Fairfield	Pickerington Local Schools	Closed
Fairfield	Redeemer Lutheran Preschool	Closed
Fairfield	Walnut Township Local Schools	Closed
Fayette	Fayette Christian School	Closed
Fayette	Fayette County Commission on Aging	Closed
Fayette	Fayette County DD	Closed
Fayette	Goodwill Industries of Fayette County	OPEN - Habilitation Work Center Closed
Fayette	Grace Ministries for Children	Closed
Fayette	Miami Trace Local Schools	Closed
Fayette	Washington CH City Schools	Closed
Franklin	4 The Luv of Children Center	Closed
Franklin	A Place of Our Own	Closed
Franklin	A Plus Arts Academy	Closed
Franklin	A+ Children's Academy Community School	Closed
Franklin	ABC Christian Preschool	Closed
Franklin	Academy for Urban Scholars	Closed
Franklin	ADD Day Services	Closed
Franklin	All Saints Preschool	Closed
Franklin	Amazing Kids Academy	Closed
Franklin	American Childcare Center	Closed

Exhibit J1



Franklin	American Learning Center	Open - No Busing
Franklin	Amethyst Incorporated	Closed
Franklin	Anchor Baptist School	Closed
Franklin	Bears Preschool	Closed
Franklin	Beautiful Savior Lutheran School	Closed
Franklin	Behavioral Intervention Institute of Ohio	Closed
Franklin	Berwyn East Academy	Closed
Franklin	Bexley City Schools	Closed
Franklin	Bexley United Methodist Preschool	Closed
Franklin	Big Mama's Playhouse	Closed
Franklin	Boys and Girls Clubs of Columbus	Closed
Franklin	Brice Christian Academy	Closed
Franklin	Brookwood Academy	Closed
Franklin	Bundles of Joy Daycare	Closed
Franklin	Calumet Christian	Closed
Franklin	Canal Winchester Local Schools	Closed
Franklin	Capital University	Closed Until Noon
Franklin	CCHS - Adult Day Services	Closed
Franklin	CDCFC Head Start	Open - No Busing
Franklin	Central College Christian Academy	Closed
Franklin	Central College Preschool	Closed
Franklin	Cesar Chavez	Closed
Franklin	Chess Learning Center	Closed
Franklin	Christ Lutheran Childrens Center	Closed
Franklin	Clintonville Academy	Closed
Franklin	Columbus Academy	Closed
Franklin	Columbus Adventist Academy	Closed
Franklin	Columbus Arts and Tech. Acad.	Closed
Franklin	Columbus Catholic Schools	Closed
Franklin	Columbus City Schools	Closed
Franklin	Columbus Collegiate Academy	Closed
Franklin	Columbus Collegiate Academy West	Closed
Franklin	Columbus Humanities Arts Tech	Closed
Franklin	Columbus Montessori Ed. Center	Closed
Franklin	Columbus Preparatory Academy	Closed
Franklin	Columbus School for Girls	Closed
Franklin	Columbus Torah Academy	Closed
Franklin	Cornerstone Academy	Closed
Franklin	Cypress Christian School and Preschool	Closed
Franklin	David Lutheran Preschool	Closed
Franklin	Dawsons Childcare	Closed
Franklin	Daycare R Us	Closed
Franklin	Dayspring Childcare Center	Early Dismissal
Franklin	Dublin City Schools	Closed

Exhibit J1

Franklin	Dublin Community Preschool	Closed
Franklin	Eastland Career Center	Closed
Franklin	Eastwood SDA Jr. Academy	Closed
Franklin	Ecole Francaise	Closed
Franklin	Educare Montessori-Sawmill	Closed
Franklin	Educational Academy Cesar Chavez West	Closed
Franklin	Edwards Creative Learning	Closed
Franklin	FCI Academy	Closed
Franklin	First Time Learners Academy	Closed
Franklin	Flames of Hope Daycare Center	Closed
Franklin	Focus Academy of Northern Columbus K-8	Closed
Franklin	Focus Learning Academy - East	Closed
Franklin	Focus Learning Academy - SW	Closed
Franklin	Focus North High School	Closed
Franklin	Franklin Co. Board of DD	Closed
Franklin	Fun Daycare	Closed
Franklin	Gahanna Christian Academy	Closed
Franklin	Gahanna Early Experience Center	Closed
Franklin	Gahanna-Jefferson City Schools	Closed
Franklin	Gladden Community House Preschool	Closed
Franklin	Gloria S. Friend Christian Academy	Closed
Franklin	Goodwill Columbus	OPEN - No transportation
Franklin	Grace Christian School Blacklick	Closed
Franklin	Graham Expeditionary Middle School	Closed
Franklin	Graham Primary School	Closed
Franklin	Grandview Heights City Schools	Closed
Franklin	Great Western Academy	Closed
Franklin	Grove City Christian School	Closed
Franklin	Groveport Community School	Closed
Franklin	Groveport Madison Local Schools	Closed
Franklin	Hamilton Local Schools	Closed
Franklin	Harambee Christian	Closed
Franklin	Harrisburg Pike Comm. School	Closed
Franklin	Harrison College	One-hour Delay
Franklin	Harvest Preparatory School	Closed
Franklin	Helping Hands Center	Closed
Franklin	High Street Christian Academy	Closed
Franklin	Hilliard City Schools	Closed
Franklin	Horizon Science Acad. Elementary	Closed
Franklin	Horizon Science Academy High School	Closed
Franklin	HSD Academy Learning Center 2	Closed
Franklin	Hugs and Love Learning Center	Closing at Noon
Franklin	Imagine Columbus Primary Academy	Closed
Franklin	Imagine Integrity	Closed





Franklin	Kiddie Kare	Closed
Franklin	Kidding Around Daycare	Early Dismissal
Franklin	Kidding Around Nursery	Early Dismissal
Franklin	Kids Kingdom Childcare and Learning Center	Closed
Franklin	Kipp Journey Academy	Closed
Franklin	Lending Hand Learning Center	Open - No Busing
Franklin	Little Lambs Childrens Center	Only Daycare Open
Franklin	Madison Christian School	Closed
Franklin	Mansion Day School	Closed
Franklin	Marburn Academy	Closed
Franklin	Mary Evans Child Center	Closed
Franklin	Mater Dei Academy	Closed
Franklin	Meadows Academy	Closed
Franklin	Messiah Christian Preschool	Closed
Franklin	Midnimo Cross Cultural MS	Closed
Franklin	Millennium Community School	Closed
Franklin	Moler Head Start Academy	Closed
Franklin	Montessori Childrens House	Closed
Franklin	Mountview Christian Pre-School	Closed
Franklin	Mt. Camel College of Nursing	Closed
Franklin	My Second Home Childcare Learning Center	Closed
Franklin	Navy Operation and Support Center	Closed
Franklin	New Albany Montessori School	Closed
Franklin	New Albany Plain Local Schools	Closed
Franklin	New Beginnings Christian School	School Closed - Daycare open
Franklin	Nexus Academy of Columbus	Closed
Franklin	Northside Christian School	Closed
Franklin	Northside Montessori School	Closed
Franklin	Oakstone Academy	Closed
Franklin	Oakstone Community Schools	Closed
Franklin	OH State College of Barber Styling	Closed
Franklin	Our Lady of Bethlehem Elementary	Closed
Franklin	Patriot Preparatory Academy	Closed
Franklin	Playtime Preschools	Closed
Franklin	Premier Academy of Ohio	Closed
Franklin	Providence Acad. for Student Success	Closed
Franklin	Reach Educational Services	Closed
Franklin	Reynoldsburg City Schools	Closed
Franklin	Salon Schools Group	Closed
Franklin	Shepherd Christian School	Closed
Franklin	Sonshine Christian Academy	Closed
Franklin	South-Western City Schools	Closed
Franklin	Southside Head Start Academy	Closed
Franklin	Exhibit J1 St. Brendan Elementary School	Closed



Franklin	St. Brigid of Kildare Elem	Closed
Franklin	St. Cecilia Elementary School	Closed
Franklin	St. Mary Elem. - Columbus	Closed
Franklin	St. Matthew Elem.	Closed
Franklin	St. Michael Elementary	Closed
Franklin	St. Paul Lutheran	Closed
Franklin	St. Paul The Apostle School	Closed
Franklin	St. Pius X Elementary	Closed
Franklin	St. Vincent Family Centers	Open - No Busing
Franklin	Step By Step Academy	All Locations Closed
Franklin	Stonybrook ELC	Closed
Franklin	Sullivant Ave. Comm. School	Closed
Franklin	Summit Academy Transitional High School	Closed
Franklin	Teach and Learn Childcare	Closed
Franklin	The Charles School	Closed
Franklin	The Childhood League Center	Closed
Franklin	The Sunshine House - Grove City	Closed
Franklin	Tree of Life Christian Schools	Closed
Franklin	Unitee Childcare	Closed
Franklin	Uplift Health Care Services	Closed
Franklin	Upper Arlington City Schools	Closed
Franklin	Veritas Academy	Closed
Franklin	Vineyard Community Center	Closed
Franklin	Vineyard Early Child Center	Closed
Franklin	Wellington School	Closed
Franklin	Westerville City Schools	Closed
Franklin	Westerville Parks and Rec.	AM Services Cancelled
Franklin	Whitehall City Schools	Closed
Franklin	Worthington Adventist Academy	Closed
Franklin	Worthington Christian Schools	Closed
Franklin	Worthington City Schools	Closed
Franklin	Worthington Presbyterian Preschool	Closed
Franklin	Young Scholars Prep School	Closed
Franklin	Zenith Academy	Closed
Franklin	Zenith Academy East	Closed
Greene	Antioch University Midwest	Two-hour Delay
Guemsey	East Guemsey Local Schools	Closed
Guemsey	Mid-East CTC - Buffalo	Closed
Hardin	Kenton City Schools	Two-hour Delay
Hardin	Ridgemont Local Schools	Two-hour Delay
Hardin	Upper Scioto Valley Local Schools	Two-hour Delay
Highland	Greenfield EVSD	Closed
Knox	Centerburg Local Schools	Closed
Knox	Danville Local Schools	Closed

Exhibit J1



Knox	East Knox Local Schools	Closed
Knox	Eastern Knox County Hot Meals Program	Closed
Knox	Faith Lutheran Christian Preschool	Closed
Knox	Fredericktown Local Schools	Closed
Knox	Knox County Career Center	Closed
Knox	Mount Vernon City Schools	Closed
Knox	Mt. Vernon Seventh Day Advent Elem.	Closed
Knox	New Hope Industries	Closed
Knox	St. Vincent De Paul Elementary	Closed
Knox	Station Break Senior Center	Closed
Knox	YMCA of Mount Vernon Preschool	Closed
Licking	Blessed Sacrament Elementary	Closed
Licking	C-Tec of Licking County	Closed
Licking	Eagle Wings Academy	Closed
Licking	Granville Christian Academy	Closed
Licking	Granville EVSD	Closed
Licking	Heath City Schools	Closed
Licking	Hosanna Lutheran Childhood Center	Closed
Licking	Johnstown-Monroe Local Schools	Closed
Licking	Lakewood Local Schools	Closed
Licking	Liberty Christian Acad. - East	Closed
Licking	Licking Co. Christian Academy	Closed
Licking	Licking Co. Library	Closed
Licking	Licking Heights Local Schools	Closed
Licking	Licking Valley Local Schools	Closed
Licking	Newark Catholic High School	Closed
Licking	Newark City Schools	Closed
Licking	North Fork Local Schools	Closed
Licking	Northridge Local Schools - Licking Co	Closed
Licking	Par Excellence Academy	Closed
Licking	Sonshine Preschool	Closed
Licking	Southwest Licking Local Schools	Closed
Licking	St. Edward PreSchool-Granville	Closed
Licking	St. Fran. DeSales Elem. - Newark	Closed
Licking	The Citadel	Closed
Licking	Welsh Hill School	Closed
Logan	Bellefontaine City Schools	Closed
Logan	Benjamin Logan Local Schools	Closed
Logan	Calvary Christian School	Closed
Logan	Ohio Hi-Point Career Center	Closed
Madison	Fairhaven Schools	Closed
Madison	Jefferson Local Schools	Closed
Madison	Jonathan Alder Local Schools	Closed
Madison	London City Schools	Closed

Exhibit J1



Madison	Madison Co Board of DD	Closed
Madison	Madison County Ride	Closed
Madison	Madison-Plains Local Schools	Closed
Madison	Shekinah Christian School	Closed
Madison	St. Patrick Early Learning Center	Closed
Madison	Tolles Career and Technical Ctr.	Closed
Marion	Elgin Local Schools	Closed
Marion	Marion City Schools	Closed
Marion	Marion Co DD	Closed
Marion	Pleasant Local Schools	Two-hour Delay
Marion	Ridgedale Local Schools	Two-hour Delay
Marion	River Valley Local Schools	Closed
Marion	Tri-Rivers JVS	Closed
Morrow	Cardington-Lincoln Local Schools	Closed
Morrow	Gilead Christian School	Closed
Morrow	Highland Local Schools - Sparta	Closed
Morrow	Morrow Co DD	Transportation Plan B
Morrow	Morrow Co. Service for Older Citizens	No Services
Morrow	Mount Gilead EVSD	Closed
Morrow	Northmor Local Schools	Closed
Muskingum	Bishop Fenwick School	Closed
Muskingum	East Muskingum Local Schools	Closed
Muskingum	Foxfire Community Schools	Closed
Muskingum	Franklin Local Schools	Closed
Muskingum	Maysville Local Schools	Closed
Muskingum	Mideast CTC - Adult Center	Two-hour Delay
Muskingum	Mideast CTC - Zanesville	Closed
Muskingum	Tri-Valley Local Schools	Closed
Muskingum	West Muskingum Local Schools	Closed
Muskingum	Zanesville City Schools	Closed
Perry	New Lexington City Schools	Closed
Perry	Northern Local Schools	Closed
Perry	Perry County DD	Transportation Plan A
Perry	Southern Local Schools - Coming	Closed
Perry	St. Rose Elementary School	Closed
Pickaway	Brooks-Yates School	Closed
Pickaway	Class A Driving School	Driving Classes Cancelled
Pickaway	Crossroads Christian Academy	Closed
Pickaway	Foundations to Grow On Preschool	Closed
Pickaway	Logan Elm Local Schools	Closed
Pickaway	New Hope Christian School	Two-hour Delay
Pickaway	Teays Valley Local Schools	Closed
Pickaway	Westfall Local Schools	Two-hour Delay
Richland	Lucas Local Schools.	Two-hour Delay
Ross	Exhibit J1 Paint Valley Local Schools	Two-hour Delay

Ross	Ross Co Christian Academy	Two-hour Delay
Tuscarawas	Buckeye Career Center	Closed
Union	Community and Seasoned Citizens	Closed
Union	Fairbanks Local Schools	Closed
Union	Harold Lewis Center	Closed
Union	Marysville Schools	Closed
Union	North Union Local Schools	Closed
Union	St. Johns Lutheran School - Marysville	Closed



Last updated: Friday December 6, 2013 7:10 AM



Currently in Columbus

31°
Flurries

Live Doppler 10 Radar

7-Day Forecast

AdChoices

MOST VIEWED | MOST SHARED

- Falling Temps, Chance For Showers On Thursday
- Winter Storm Will Bring Rain, Sleet, Snow To Central Ohio
- Teen Found Shot To Death Inside Car
- Woman unknowingly tweeted about death of husband
- Rain Tonight, Winter Storm Arrives Friday

AdChoices

Today **FULL SCHEDULE**

- 8:00 Frosty the Snowman
- 8:32 Yes, Virginia
- 9:02 Buckeye Blitz
- 10:00 The Grammy Nominations Concert Live! - Countdown To Music's Biggest Night
- 11:00 10TV News @ 11PM
- 11:15 Wall to Wall Sports Extra
- 11:35 Late Show with David Letterman



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- Community
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- Entertainment
- Metro Parks
- Next 10

Latest Headlines

- [Winter Storm Dumping Several Inches Of Snow](#)
- [Mom Says COTA Driver Discriminating Against Son Because Of His Height](#)
- [Police Warn Drivers After Close Call At Railroad Tracks](#)
- [German Village To Launch Plan To Help Seniors Age At Home](#)
- [Lancaster Woman Finding New Use For Drug House](#)
- [Man Taken Into Custody Following Barricade](#)
- [Southeast Ohio Town Supports Football Team By Sporting Mohawks](#)
- [Winter Storm Will Bring Rain, Sleet, Snow To Central Ohio](#)
- [Military Vet Scammed When Trying To Buy Car Online](#)
- [Central Ohioans Brace For Friday Storm](#)



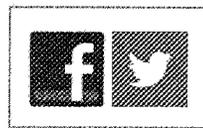
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Local Weather Alert

Winter Storm Warning for Franklin, OH

Updated 1:09 AM EST, Sat, Dec 07, 2013

Other affected areas:

Franklin, IN; Ripley, IN; Dearborn, IN; Ohio, IN; Switzerland, IN; Carroll, KY; Gallatin, KY; Boone, KY; Kenton, KY; Campbell, KY; Owen, KY; Grant, KY; Pendleton, KY; Bracken, KY; Union, OH; Delaware, OH; Madison, OH; Franklin, OH; Licking, OH; Fayette, OH; Pickaway, OH; Fairfield, OH; Butler, OH; Warren, OH; Clinton, OH; Ross, OH; Hamilton, OH; Clermont, OH; Brown, OH; Highland, OH

Issued by The National Weather Service Cincinnati/Wilmington, OH

Fri, Dec 6, 2013, 9:58 AM EST

... WINTER STORM WARNING REMAINS IN EFFECT UNTIL 1 AM EST SATURDAY...

* HAZARD TYPES... FREEZING RAIN AND SLEET... MIXING WITH AND THEN CHANGING TO HEAVY SNOW THIS AFTERNOON.

* ACCUMULATIONS... SNOW ACCUMULATION OF 5 TO 9 INCHES... ALONG WITH ONE TO THREE TENTHS OF AN INCH OF ICE.

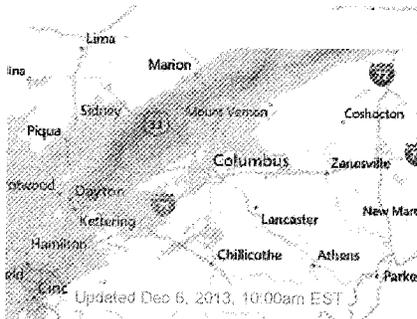
* TIMING... A WINTERY MIX OF SLEET AND FREEZING RAIN WILL CHANGE OVER TO SNOW THROUGH THE DAY. THE SNOW WILL BECOME HEAVY AT TIMES THIS AFTERNOON INTO EARLY EVENING.

* IMPACTS... HAZARDOUS TRAVEL CONDITIONS ARE EXPECTED DUE TO REDUCED VISIBILITIES AND SNOW ACCUMULATIONS. SOME TREE DAMAGE AND POWER OUTAGES MAY OCCUR IN LOCALIZED AREAS OF HEAVIER ICE ACCUMULATIONS.

PRECAUTIONARY/PREPAREDNESS ACTIONS...

REMEMBER... A WINTER STORM WARNING MEANS SEVERE WINTER WEATHER CONDITIONS ARE IMMINENT OR HIGHLY LIKELY.

Local Radar Map



Weather in Motion® | Enlarge Map

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- Prepare for Winter Storms
- Keep Safe During the Storm
- Driving in Snow & Ice
- Are You at Risk For Winter Storms?
- Get Live Traffic Reports

No Additional Weather Alerts for Columbus, OH

State Alerts for OH

State-Level Weather Alerts

See other states with severe weather alerts.

States with Alerts

VIEW NATIONAL ALERTS MAP

Friends' Weather Alerts



Less Instantly know when Family and Close Friends are at risk of bad weather.

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Today's Top Picks

- What Ticks Have to Do Lyme Disease
- Top 20 Ways to Stop Allergies
- 10 Worst Traffic Cities
- A Different Kind of Alaskan Cruise
- See Cape Cod from a New Perspective
- Check the Weather On Your Route
- How to Cook Your Catch
- Book Your Weekend Tee Time
- Bahamas Family Fun Before Back to School

The Weather Channel Alerts

Get weather alerts by e-mail and on your mobile phone

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- Rain
- Pollen
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Get a phone call with severe weather voice alerts. Try Notify! free for a week.

Ari Jurado

From: Ari Jurado
Sent: Friday, December 6, 2013 12:38 PM
To: 'Hernandez, Kathy'
Cc: 'blythebethel@yahoo.com'; Keith Golden
Subject: Today & Importance of Safety Measures



Kathy,

About [Name Redacted] clothes, I just needed to know where they are as I clearly stated on my initial email (below). If [Name Redacted] needs something that I cannot provide, you will be the first to know.

About [Name Redacted] being at daycare today given the weather conditions, I am not surprised at all with your answer. Everyone knows, including the expert officials that work for Franklin County Emergency Management, that this morning there wouldn't be snow, just ice in some areas. However, they still decided to close hundreds of schools today, as you already know, and for a good reason: They are trying to prevent children from being out after this becomes level 1 or higher. But if I follow your logic, I will be driving [Name Redacted] across town after they declare snow emergency level 1, 2 or 3.

Even at daycare, they explained to me that school closings is basically a preventive safety measure. But the daycare decided to stay open for the (few) parents that don't have another choice and still have to make it to work. Still, 99%, if not all, of those parents drove their kids to daycare today for a few blocks/short distance. That is why the daycare had a low attendance today. Again, I could have stayed with [Name Redacted] all day. But as I explained in my previous message, I took him to the daycare for a few hours to avoid exactly just this: More drama and conflict... but it really didn't make a difference apparently.

As I said before, I am not surprised at all with your answer. Today's situation and your position is one more example of the concerns I have had for a while about your lack of regard for [Name Redacted] safety:

- With only days after being born, you took him out of the house for the very first time on a day when we had storms/tornado warnings
- Last time [Name Redacted] had severe diarrhea, you pretended that his diarrhea was gone and took him back to daycare while [Name Redacted] was still sick. You unnecessarily exposed other children and deprived [Name Redacted] of being cared for at home by a parent, this all driven by your desire that he doesn't spend any extra time with his dad (as that was my assigned day).
- ETC, ETC, ETC.

Regarding the drop-off times, my attorney is aware of the challenges and I will let him sort it out with our GAL.

Ari

From: Hernandez, Kathy [mailto:KHernandez@express.com]
Sent: Friday, December 6, 2013 10:44 AM
To: Ari Jurado
Cc: blythebethel@yahoo.com
Subject: RE: Today

I do have his clothes. If there is a need for [Name Redacted] to have more clothes at your place because you do not have enough for any particular reason, please let me know so that I can provide him with clothes to have while he is at your place.

Regarding today, there should be no reason [Name Redacted] is not at daycare today. I drove into work from Hilliard to Easton with no issue or delay and the roads were not bad at all and it was not even snowing. Unless there is a level 1 emergency and/or

significantly bad weather, the pick-up time of 4:00 should be early enough to beat traffic, so again he should have been at daycare today at the expected time.

Weather issues now or in the future aside, this brings up my concern of the fact that you continue to consistently drop ^{Name Redacted} off at daycare later than the time outlined in our Temporary Order and the time recommended by the GAL more than 5 months ago. I asked you a few weeks ago and I would like to ask again that you start getting ^{Name Redacted} to daycare by 9AM. Since starting at the new daycare through to this past Monday, you have dropped ^{Name Redacted} off no earlier than 10AM on 11 occasions, a few minutes before 10AM on 2 occasions, and only at 9AM on only 1 occasion (which was our day at court last week).

Please see the log-out times noted below that are from the iPad clock-in system (also attached in PDF). Note there are 3 instances where you arrived greater than 1 hour and 15 minutes later than what is expected per the Temporary Order and per the GAL's direction. We will have to deal with weather issues all winter long so I don't want this to be a new reason why he arrives at daycare even later than has been the case since October or you do not even take him at all.

I would ask the GAL to weigh in on this matter.

Date	Daycare Arrival Time
10/23/2013	10:15 AM
10/24/2013	10:08 AM
10/28/2013	10:05 PM
10/31/2013	10:00 AM
11/1/2013	10:04 AM
11/4/2013	9:58 AM
11/5/2013	10:15 AM
11/8/2013	10:22 AM
11/12/2013	10:16 AM
11/13/2013	10:01 AM
11/20/2013	10:04 AM
11/21/2013	9:54 AM
11/25/2013	9:01 AM
12/2/2013	10:15 AM



Kathy Hernandez
Manager, Associate Services
Office: 614-474-4991
Cell: 614-270-3549
Fax: 614-474-7553

From: Ari Jurado [mailto:ari_jurado@qualineconsulting.com]
Sent: Friday, December 06, 2013 10:21 AM
To: Hernandez, Kathy
Subject: Today

Kathy,

I was planning on not taking ^{Name Redacted} to daycare today given the weather conditions and storm warnings combined with fact that I have to drive a long distance with ^{Name Redacted} and that all county schools are closed today. However, I learned later this morning (after 8:30am) that the daycare is open today. Therefore, I will be taking ^{Name Redacted} to daycare but just for a few hours and to avoid any drama that would rise if I were to keep him home.

On a different note, please let me know if you have his clothes from Tuesday. It is ok if you do, but just need to know if I just didn't see them at daycare or if they are not there at all.

Regarding sippy cups, I have been using with ^{None} ~~Redacted~~ for a while now the Sassy Grow Up cups that do not have spout, no straw and spill proof. They are supposed to be the best option for transitioning to regular open cups and ^{None} ~~Redacted~~ has been successful at using and liking them. http://www.amazon.com/Sassy-Count-Purple-Orange-Ounce/dp/B0062BVY42/ref=pd_bxgy_ba_img_y

Ari

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IN THE COURT OF COMMON PLEAS OF FRANKLIN COUNTY, OHIO
DIVISION OF DOMESTIC RELATIONS AND JUVENILE BRANCH

In the Matter of:

Plaintiff
Respondent G. JURADO

The STATE ex rel., JURADO v. ODC, FCCPCJB
Exhibit J2

KATHY HERNANDEZ,

Plaintiff,

v.

ARISTIDES JURADO,

Defendant.

CASE NO. 12 JU 11-14479

JUDGE JAMISON

MAGISTRATE TSITOURIS

**EX-PARTE EMERGENCY MOTION OF RESPONDENT-FATHER FOR A
RESTRAINING ORDER PREVENTING PETITIONER-MOTHER FROM
HARRASING AND CONTACTING THE DAYCARE TEACHERS AND
ADMINISTRATORS**

FILED
COMMON PLEAS COURT
FRANKLIN COUNTY
OHIO
2014 JAN 22 PM 3:00
CLERK OF COURTS

Now comes Respondent-Father Aristides Jurado, acting Pro Se, and hereby moves the Honorable court for an Order immediately restraining the Petitioner-Mother from harrasing and contacting any of the infant child's teachers and daycare administrators. the reason for this emergency motion are set forth in the attached Memorandum

Respectfully submitted,

Respondent-Father Pro Se



ARISTIDES JURADO
3963 Easton Way
Columbus, OH 43219
PH: (305) 799-12212

MEMORANDUM IN SUPPORT

This case involves cross complaints for custody of the parties' minor child. During the course of this case there has been a number of disputes and problems with the on-going out-of-home care of the child, the interaction between the parents and the facilities and their interference in this custody case, starting with the facilities' unlawful access denial to Mr. Jurado, as a result of collusion with Petitioner-Mother. *See Exhibit 1 - multiple pages*

There is plenty of evidence supporting that Petitioner-Mother, sponsored by the GAL, caused the infant child to be expelled from the first daycare and instigated the lawsuit filed against respondent-father with the purpose of causing undue hardship and to boost their position in this custody case. As stated by Ms. LeClair, owner of Brookside facility, "I don't know why Kathy would make such a big issue of you feeding ^{Name Redacted} "I guess she and the GAL are the reason why we are here today". Ms. LeClair was referring to the number of complaints filed against them

Most recently, testimony obtained from the Goddard-Hilliard facility administrator demonstrates that Petitioner-Mother is unfairly influencing and pressuring the child's teachers to write false or inaccurate statements on incident reports.

Just this week, the owner of the Goddard-Westerville location stated that she is being harrassed by Petitioner-Mother and the only explanation she finds is to get ^{Name Redacted} expelled from the facility. **With only one day of attendance by the child** at the new facility, Ms. Jennifer Chambers have felt compelled to contact the corporate counsel twice and her private attorney just this week due to Petitioner-Mother's actions. Ms. Chambers was just served an intrusive subpoena just this week and caused a lot of distress for her and her director *See Exhibit 4 - multiple pages.*

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COMMON PLEAS COURT
FRANKLIN CO. OHIO
2011 JAN 22 PM 3:00
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This court have been deceived, misinformed and misled every time any of the daycare issues have been brought up during proceedings by both the Petitioner-Mother and the Guardian Ad Litem, including the most recent daycare selection processed that was being heard this past December (See Exhibit 2). Even the Judge's Order issued on Dec 20, 2013 was openly ignored by both, the Petitioner-Mother and the GAL. (See Exhibit 3 and 5-multiple pages)

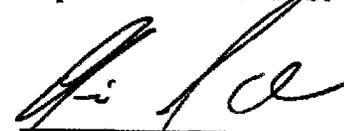
The undue financial burden and harrasement deliberately inflicted on Respondent-Father by the GAL and Petitioner-Mother has had many ramifications The inability to maintain his child support payments, to retain expert witnesses and to be represented by legal counsel. It ultimately resulted in motions filed by the GAL for sanctions against Mr. Jurado to preclude him from submitting evidence for trial and for contempt of court. Mr. Jurado has been unable to accept full-time permanent job offers or increase his consulting billable hours due to the issue of the daycare location. In fact, his current engagement with his client has been in jeopardy for the past 2 months for the same reasons

Any financial or otherwise type of harm caused to Respondent-Father ultimately affects the minor child and consequently Respondent-Father Mr. Jurado asks the court to address these concerns with the sense of urgency that it deserves for the benefit of the Child, for the respect of due process and for the proper administration of justice.

FILED
CRIMSON FLEAS COURT
FRANKLIN CO. OHIO
2014 JAN 22 PM 3:00
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Respectfully submitted,

Respondent-Father Pro Se



ARISTIDES JURADO
3963 Easton Way
Columbus, OH 43219
PH: (305) 799-12212

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing Motion was served via email on this 22nd day of January, 2014, upon the following:

Erika Smitherman
Ronald R. Petroff
Petroff Law Offices, I.L.C.
140 E. Town Street, Suite 1070
Columbus, Ohio 43215
Attorneys for Plaintiff

Blythe Bethel
Bethel Law Offices

495 S. High Street, Suite 220
Columbus, Ohio 43215
Guardian Ad Litem

FILED
COMMON PLEAS COURT
FRANKLIN CO. OHIO
2014 JAN 22 PM 3:00
CLERK OF COURTS



ARISTIDES JURADO
3963 Easton Way
Columbus, OH 43219
PH: (305) 799-12212

IN THE COURT OF COMMON PLEAS OF FRANKLIN COUNTY, OHIO
DIVISION OF DOMESTIC RELATIONS AND JUVENILE BRANCH

KATHY HERNANDEZ,

Plaintiff-Mother,

-vs-

ARISTIDES JURADO,

Defendant-Father.

:
:
CASE NO. 13-JU-11-14479
:
:
JUDGE JAMISON
:
:
MAGISTRATE TSITOURIS
:

State of Ohio
County of Franklin SS.

Now comes Aristides Jurado as the Affiant herein and having been duly sworn and cautioned deposes and states that he is the Respondent in the foregoing action, that he has reviewed the foregoing motion, and that the facts and allegations stated therein are true to best of his knowledge and belief.

FURTHER AFFIANT SAYETH NAUGHT

Aristides Jurado
Aristides Jurado

FILED
COMMON PLEAS COURT
FRANKLIN CO. OHIO
JAN 22 PM 3:00
CLERK OF COURTS

SWORN to before me and subscribed in my presence this 22nd day of January, 2014.

Jeanine L. Montenegro
Notary Public

JEANINE L. MONTENARO
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES DEC. 3, 2014

Ohio Department of Job and Family Services
**CHILD ENROLLMENT AND HEALTH INFORMATION
 FOR CHILD CARE CENTERS AND TYPE A HOMES**

This form shall be completed prior to the child's first day of attendance and updated annually and as needed

Child's Name CONFIDENTIAL		Date of Birth 7-10-12	First Day at Center 9-27-12
Home Address 2304 WALBORN DR		City HILLIARD	
State OH	Zip Code 43026	Home Telephone Number 614 286 7836	
Parent/Guardian Name KATHRINE HERNANDEZ		Relationship to Child MOTHER	
Home Address Same		Home Telephone Number Same	
City		State	Zip
Email Address (if applicable) K.katm@smile.com		Call Phone 614 286-7836	
Parent's Work/School Telephone Number 614-479-4991		Parent's Work/School Name EXPRESS	
Parent's Work/School Address One EXPRESS DR		City COLUMBUS	
Please indicate if this name should be released if a parent/guardian, of a child attending the center/home, requests contact information for other parents/guardians <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If you answered yes, please indicate which number(s) above to include on the list <input type="checkbox"/> Work # <input type="checkbox"/> Cell # <input type="checkbox"/> Home # <input type="checkbox"/> Email			
Where can you be reached while your child is in this program? WORK OR CELL PHONE			
Parent/Guardian Name ART JURADO		Relationship to Child FATHER	
Home Address 310 EASONS WAY		Home Telephone Number 305-799-2212	
City COLUMBUS		State OH	Zip
Email Address (if applicable)		Cell Phone 305-799-2212	
Parent's Work/School Telephone Number N/A		Parent's Work/School Name Independent Consultant	
Parent's Work/School Address N/A		City	
Please indicate if this name should be released if a parent/guardian, of a child attending the center/home, requests contact information for other parents/guardians <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If you answered yes, please indicate which number(s) above to include on the list <input type="checkbox"/> Work # <input type="checkbox"/> Cell # <input type="checkbox"/> Home # <input type="checkbox"/> Email			
Where can you be reached while your child is in this program? CELL PHONE			
Emergency Contacts: Parents cannot be listed as emergency contacts List the name of at least one person who can be contacted in the event of an emergency or illness if you cannot be reached. Any person listed should be able to assist in contacting you. At least one person listed must be within one hour of the center/home. able to take responsibility for the child in case the parent/guardian cannot be contacted and should be at least 18 years of age			
Name JORDAN KEISER		Name	
City HILLIARD		City	
State OH		State	
Telephone Number 614-286-7463		Telephone Number	
Relationship to Child FRIEND		Relationship to Child	
Other numbers where emergency contact can be reached (if applicable)		Other numbers where emergency contact can be reached (if applicable)	
Name of Physician or Clinic/Hospital DR INURSAN			
Street Address 5510 NIKE DR			
City HILLIARD		State OH	Telephone Number 599-4260

**EXHIBIT
A1**

EXHIBIT

A1

Child's Name

CONFIDENTIAL

Allergies, Special Health or Medical Conditions, and Food Supplements

Fill in this section accurately and completely. Please note that if your child has a current health or medical condition requiring child care staff to perform child specific care, such as to monitor the condition, provide treatment care or to give medication, the JFS 01236 "Medical/Physical Care Plan" or equivalent form and/or the JFS 01217 "Request for Administration of Medication" must be completed and be kept on file at the center or type A home

Does your child have any food, medication or environmental allergies? (check all that apply)

- No
- Yes - check all that apply Food Medication Environmental Please list and explain

Does your child's allergy/allergies require child care staff to monitor child for symptoms, take action if a reaction occurs, or give emergency medication to your child? (check one)

- No
- Yes - a JFS 01236 "Medical/Physical Care Plan" or equivalent form and if administering medication, a JFS 01217 "Request for Administration of Medication" must be completed

Does your child have a special health or medical condition? (check one)

- No
- Yes - please explain

Does the special health or medical condition require child care staff to perform a procedure, or perform child specific care such as to monitor your child for symptoms or administer medication during child care hours? (check one)

- No
- Yes - a JFS 01236 "Medical/Physical Care Plan" or equivalent form and if administering medication, a JFS 01217 "Request for Administration of Medication" must be completed

Is your child currently using any medication, food supplement or medical food (such as electrolyte solution)? (check one)

- No
- Yes - please explain

If yes, does this medication, food supplement, or medical food need to be administered at the child care center/home?

- No
- Yes - a JFS 01217 "Request for Administration of Medication" must be completed and kept on file for each medication, food supplement or medical food
- N/A - program does not administer any medications

Does your child have any dietary restrictions, including those for medical, religious or cultural reasons? (check one)

- No
- Yes - please explain

Does this dietary restriction require a modified diet that eliminates all types of fluid milk or an entire food group?

- No
- Yes - written instructions from the child's health care provider must be on the JFS 01217 "Request for Administration of Medication"
- N/A - child does not attend a full time program

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EXHIBIT
A1

Child's Name **CONFIDENTIAL**

List any history of hospitalization, outpatient surgery, or previous health concerns that would be needed to assist the staff or medical personnel in an emergency situation
N/A

List any additional information about your child that would be useful for staff to know, such as fears, eating or sleeping habits, or special routines. This information should not be medical or health related, as that information should be included on the previous page

Diapering Statement

Is your child toilet trained? Yes (if yes, skip to Emergency Transportation Authorization section) No (if no, fill out the following)

The program's policy is to check diapers every 2 hours. Please indicate if you want your child's diaper checked according to the center/type A home's policy or another

I agree with the program's schedule I do not agree, please check my child's diaper every _____ hours

Emergency Transportation Authorization

Give <u>Permission</u> to Transport		OR Do not sign both	Do <u>Not Give Permission</u> to Transport	
Center or Type A Home Name <i>BROOKSIDE DAYCARE</i>			Center or Type A Home Name	
has permission to secure emergency transportation for my child in the event of an illness or injury which requires emergency treatment. The emergency transportation service will determine the facility to which my child will be transported			does not have permission to secure emergency transportation for my child in the event of an illness or injury which requires emergency treatment. I wish for the following action to be taken	
Parent's Signature <i>Ruthanne Hernandez</i>	Date <i>9-24-12</i>		Parent's Signature	Date <i>9-22 PM 3:00</i>

Acknowledgement of Policies and Procedures

I have reviewed and received a copy of the center's or type A home's policies and procedures/handbook Yes No (check one)

This form, after being completed and signed by the parent/guardian, must be reviewed for completeness and signed by the administrator/designee prior to the child receiving care. After the child is attending the program the administrator shall have the parent/guardian review and initial the form when any changes/updates are made and at least annually. The parent/guardian and the administrator or designee shall initial and date the form in the section below to indicate when the form was last reviewed.

Parent/Guardian Signature(s) <i>Ruthanne Hernandez</i>	Date <i>9-24-12</i>
Administrator/Designee Signature <i>[Signature]</i>	Date <i>9/24/12</i>

The form is to be initialed and dated, at least annually, after it has been reviewed by the parent/guardian. This is to indicate all information has stayed the same or changes have been noted. If significant changes are needed, please complete a new form.

Parent/Guardian Initials	Date of Review	Administrator/Designee Initials	Date of Review

Note: This is a prescribed form which must be used by centers and type A homes to meet the requirements of rules 5101 2-12-37 and 5101 2-13-37. This form must be on file at the center or type A home on or before the child's first day of attendance and thereafter while the child is enrolled.

VERIFY PRESENCE OF ODH WATERMARK HOLD TO LIGHT TO VIEW

STATE OF OHIO OFFICE OF VITAL STATISTICS

EXHIBIT
A1

CERTIFICATION OF BIRTH

STATE FILE NUMBER 2012069963 DATE RECORD FILED 08/06/2012

NAME [REDACTED] EL JURADO

DATE OF BIRTH 07/10/2012 SEX Male

BIRTHPLACE OHIO

MOTHER'S NAME KATHRINE JO HERNANDEZ FATHER'S NAME ARISTIDES JURADO

MAIDEN NAME LAMBERT FATHER'S BIRTHPLACE PANAMA

MOTHER'S BIRTHPLACE OHIO

Note:

This is a true certification of the name and birth facts as recorded in the Office of Vital Statistics, Columbus, Ohio. Witness my signature and seal of the Department of Health this 02 day of November, 2012

State Registrar of Vital Statistics

H 2 7 5 4 3 3 9
CLERK OF COURTS

FRANKLIN COUNTY HEALTH DIST
COMMISSIONER
FRANKLIN CO. OHIO



VOID WITHOUT WATERMARK OR IF ALTERED OR ERASED

VERIFY PRESENCE OF ODH WATERMARK HOLD TO LIGHT TO VIEW



Ohio Department of Job and Family Services
**CHILD ENROLLMENT AND HEALTH INFORMATION
 FOR CHILD CARE CENTERS AND TYPE A HOMES**

This form shall be completed prior to the child's first day of attendance and updated annually and as needed.

Child's Name NOAH JURADO		Date of Birth 7-10-2012	First Day at Center	
Home Address 2364 WALBORN DR			City HILLIARD	
State OH	Zip Code 43026	Home Telephone Number 614-286-7836		
Parent/Guardian Name KATHY HERNANDEZ		Relationship to Child MOTHER		
Home Address SAME as above		Home Telephone Number 614-286-7836		
City		State	Zip	
Email Address (if applicable) k1xatm@gmail.com		Cell Phone 614-286-7836		
Parent's Work/School Telephone Number 614-474-4991		Parent's Work/School Name EXPRESS		
Parent's Work/School Address ONE EXPRESS DR.		City COLUMBUS		
Please indicate if this name should be released if a parent/guardian, of a child attending the center/home, requests contact information for other parents/guardians <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
If you answered yes, please indicate which number(s) above to include on the list <input type="checkbox"/> Work # <input type="checkbox"/> Cell # <input type="checkbox"/> Home # <input type="checkbox"/> Email				
Where can you be reached while your child is in this program? CELL PHONE AND WORK PHONE				
Parent/Guardian Name		Relationship to Child		
Home Address		Home Telephone Number		
City		State	Zip	
Email Address (if applicable)		Cell Phone		
Parent's Work/School Telephone Number		Parent's Work/School Name		
Parent's Work/School Address		City		
Please indicate if this name should be released if a parent/guardian, of a child attending the center/home, requests contact information for other parents/guardians. <input type="checkbox"/> Yes <input type="checkbox"/> No				
If you answered yes, please indicate which number(s) above to include on the list <input type="checkbox"/> Work # <input type="checkbox"/> Cell # <input type="checkbox"/> Home # <input type="checkbox"/> Email				
Where can you be reached while your child is in this program?				
Emergency Contacts. Parents cannot be listed as emergency contacts. List the name of at least one person who can be contacted in the event of an emergency or illness if you cannot be reached. Any person listed should be able to assist in contacting you. At least one person listed must be within one hour of the center/home able to take responsibility for the child in case the parent/guardian cannot be contacted and should be at least 18 years of age.				
Name JORDAN KEISER		Name		
City COLUMBUS	State OH	City	State	
Telephone Number 614-286-7463	Relationship to Child FRIEND OF FAMILY	Telephone Number	Relationship to Child	
Other numbers where emergency contact can be reached (if applicable) 614-480-5965		Other numbers where emergency contact can be reached (if applicable)		
Name of Physician or Clinic/Hospital DR MARK MURESAN				
Street Address 5510 MIKE DR				
City HILLIARD		State OH	Telephone Number 614-529-4260	

COMMON PLEAS CLERK OF COURTS
 FRANKLIN CO. OHIO
 2014 JUN 22 PM 3 01

EXHIBIT
A1

Child's Name

CONFIDENTIAL

Allergies, Special Health or Medical Conditions, and Food Supplements

Fill in this section accurately and completely. Please note that if your child has a current health or medical condition requiring child care staff to perform child specific care, such as to monitor the condition, provide treatment, care, or to give medication (the JFS 01236 "Medical/Physical Care Plan" or equivalent form and/or the JFS 01217 "Request for Administration of Medication" must be completed and be kept on file at the center or type A home.

Does your child have any food, medication or environmental allergies? (check all that apply)

- No
- Yes - check all that apply Food Medication Environmental Please list and explain

Does your child's allergy/allergies require child care staff to monitor child for symptoms, take action if a reaction occurs, or give emergency medication to your child? (check one)

- No
- Yes - a JFS 01236 "Medical/Physical Care Plan" or equivalent form and if administering medication, a JFS 01217 "Request for Administration of Medication" must be completed

Does your child have a special health or medical condition? (check one)

- No
- Yes - please explain

Does the special health or medical condition require child care staff to perform a procedure, or perform child specific care such as to monitor your child for symptoms or administer medication during child care hours? (check one)

- No
- Yes - a JFS 01236 "Medical/Physical Care Plan" or equivalent form and if administering medication, a JFS 01217 "Request for Administration of Medication" must be completed

Is your child currently using any medication, food supplement or medical food (such as electrolyte solution)? (check one)

- No
- Yes - please explain

If yes, does this medication, food supplement, or medical food need to be administered at the child care center/type A home?

- No
- Yes - a JFS 01217 "Request for Administration of Medication" must be completed and kept on file for each medication, food supplement or medical food.
- N/A - program does not administer any medications

Does your child have any dietary restrictions, including those for medical, religious or cultural reasons? (check one)

- No
- Yes - please explain *Breastfed only NO*

Does this dietary restriction require a modified diet that eliminates all types of fluid milk or an entire food group?

- No
- Yes - written instructions from the child's health care provider must be on the JFS 01217 "Request for Administration of Medication"
- N/A - child does not attend a full time program

COMMON PLEAS COURT
FRANKLIN OHIO
JAN 22 11:30 AM '17
CLERK OF COURTS

EXHIBIT
A1

CONFIDENTIAL

Child's Name _____

List any history of hospitalization, equipment usage, or previous health concerns that would be needed to assist the staff or medical personnel in an emergency situation

List any additional information about your child that would be useful for staff to know, such as fears, eating or sleeping habits or special routines. This information should not be medical or health related, as that information should be included on the previous page

Diapering Statement

Is your child toilet trained? Yes (If yes, skip to Emergency Transportation Authorization section) No (If no, fill out the following)

The program's policy is to check diapers every 2 hours. Please indicate if you want your child's diaper checked according to the center/type A home's policy or another

I agree with the program's schedule I do not agree, please check my child's diaper every _____ hours

Emergency Transportation Authorization

Give <u>Permission</u> to Transport	OR	Do Not Give <u>Permission</u> to Transport
Center or Type A Home Name	OR Do not sign both	Center or Type A Home Name
has permission to secure emergency transportation for my child in the event of an illness or injury which requires emergency treatment. The emergency transportation service will determine the facility to which my child will be transported		does not have permission to secure emergency transportation for my child in the event of an illness or injury which requires emergency treatment. I wish for the following action to be taken
Parent's Signature <i>Kathy Hernandez</i>		Parent's Signature
Date 11-5-12		Date 11-5-12

Acknowledgement of Policies and Procedures

I have reviewed and received a copy of the center's or type A home's policies and procedures/handbook Yes No (check one)

This form, after being completed and signed by the parent/guardian, must be reviewed for completeness and signed by the administrator/designee prior to the child receiving care. After the child is attending the program the administrator shall have the parent/guardian review and initial the form when any changes/updates are made and at least annually. The parent/guardian and the administrator or designee shall initial and date the form in the section below to indicate when the form was last reviewed.

Parent/Guardian Signature(s) <i>Kathy Hernandez</i>	Date 11-5-12
Administrator/Designee Signature <i>Jessica J. J. J.</i>	Date 11-6-12

The form is to be initialed and dated, at least annually, after it has been reviewed by the parent/guardian. This is to indicate all information has stayed the same or changes have been noted. If significant changes are needed, please complete a new form

Parent/Guardian Initials	Date of Review	Administrator/Designee Initials	Date of Review

Ari Jurado

From: Ari Jurado
Sent: Thursday, November 15, 2012 8:24 AM
To: Hernandez, Kathrne
Subject: Re. [] today and tomorrow



Thank you for letting me see him, then if just for 15 mins.

When will you be able to send something in writing to daycare so that i can see him for a few minutes at least in the future?

Ari

On Nov 15, 2012 7:17 AM, "Ari Jurado" <ari_jurado@qualineconsulting.com> wrote:
Hi Kathy,

As I mentioned yesterday, I was hoping to be able to Skype in the mornings since the window in the evenings is rather small. Yesterday, the signal was so poor in the building at work, I am not sure if I was able to see him for more than 5 minutes. Having a morning call will allow me to connect from a different location with better reception.

I also mentioned yesterday afternoon that I was going to try to fly into town to be able to see him this morning. You said you were going to ask the daycare to see if it would be a problem if I stop by to see him (whether it is 15 mins or 1 hour max). Your idea of doing this tomorrow for his Dr. appointment is not a bad one, but I would have planned it that way if I could. However, tomorrow we have milestones in the project that will not allow me to be gone for half of the day. And based on the time of the dr. appointment and the flights available, I wouldnt be back until mid or late afternoon.

Please now that I actually purchase my airline ticket last night less than 1 hour prior to the flight departure time (flight left around 9:20p cst). Therefore, I really didn't have time to call you and confirm. By the time I landed, I tried calling you and texting you but you were probably asleep (around 11:30p).

In short, I am here in Columbus now and will be leaving in about 3 hours from now. I will be headed to the daycare now but will hopefully talk to you on the phone before. If you allow me, I can stop by your house and help you getting him ready so that I can spend a few minutes of quality time as you had let me do one or two times before.

If I don't hear from you, or if I do but you ask me not to stop by, I will then by outside of the daycare.

I hope something this simple doesn't escalate and become a big problem. I didn't want this small opportunity I have to see [] to go to waste. Please call me or reply

PS: about the dr. appointment tomorrow, is there a way that I can be on the phone during the dr. visit?

Thanks,

Ari

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JAN 2 11 00 AM '10
CLERK COURT

Ari Jurado

From: brooksedgehilliard@yahoo.com
Sent: Friday, November 16, 2012 11:09 AM
To: aristides.jurado@accenture.com
Subject: Re: [redacted] Jurado

Hi Ari. That is correct, we would need some kind of authorization from Kathy. We allow family members to visit with either a phone call or a written note from the guardian, however, Kathy has informed us that she would write us a note letting us know if anyone is able to visit [redacted]. There is no paperwork or forms to submit if you are visiting. The only requirement is that you show your ID when you come in the door. If you have any more questions, feel free to give us a call or e-mail.

Jessica

From: "aristides.jurado@accenture.com" <aristides.jurado@accenture.com>
To: brooksedgehilliard@yahoo.com
Cc: ari.jurado@qualineconsulting.com
Sent: Thursday, November 15, 2012 4:47 PM
Subject: Re: [redacted] Jurado



Hi Jessica and Danielle,

Thank you for answering my question earlier about the procedure Kathy and I ([redacted] Jurado's parents) need to follow in order to obtain authorization from his mom, who is currently the legal guardian by default, so that you can allow me to see my son on-site.

To confirm your answer, all you require is for Kathy Hernandez to give you a call when she wants to allow me to see my son.

Can you also confirm that there is no paperwork for me to fill out or forms to submit?

Thanks,

Ari Jurado
Father of [redacted] Jurado

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COMMON PLEAS COURT
FRANKLIN CO. OHIO
2012 JAN 22 PM 3:01
CLERK OF COURTS

This message is for the designated recipient only and may contain privileged, proprietary, or otherwise private information. If you have received it in error, please notify the sender immediately and delete the original. Any other use of the e-mail by you is prohibited.

Where allowed by local law, electronic communications with Accenture and its affiliates, including e-mail and instant messaging (including content), may be scanned by our systems for the purposes of information security and assessment of internal compliance with Accenture policy.

<http://www.accenture.com/>

Here the daycare administrator, in writing, denied Mr. Jurado access to the facility and to visit his son, in violation of state law and licensing rules.

Brooksedge Day Care Center – Parent Handbook

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 FRANKLIN COUNTY, OHIO
 JAN 22 2 22 PM '11





Release of a Child: Staff will only release children to persons authorized by the parents. If someone other than a parent is picking up your child, you must notify Brookside in advance either by phone or in writing. We must know the name of the person picking up your child even if the person is listed as an emergency contact. Additionally, they will need to provide a picture ID. The children's safety is our first priority! Brookside staff will not release a child to anyone who appears to be under the influence of drugs and/or alcohol. Emergency contacts will be called to transport the child home. Police will be notified if necessary.

Custody Agreements: If there are custody agreements involving your child, you must provide the center with court ordered papers indicating who has permission to pick up the child. The center may not deny a parent access to their child without proper documentation.

Child Abuse Reporting: All staff members are mandated reporters of suspected child abuse. This is the law. If our staff suspects that a child is being abused or neglected, they MUST make a report to the local child services agency. The safety of the children is our first concern.

School Delays/Cancellations: Brookside will operate a full day program for school age children when school is closed for vacations, delays or cancellations.

Inclement Weather: On rare occasions, it may be necessary to close the center due to poor weather conditions. We will make every effort to open our doors at the normal time; however, we will close for a Level 2 (or higher) Snow Emergency. If circumstances should arise, please watch for information on channels 4, 6, 10 and 28 Delay or closing information will also be available on radio stations Sunny 95, Oldies 107.9, Smooth Jazz 104.3, WCOL 92.3 and 610 AM.

Withdraws: Parents who wish to withdraw their child(ren) may do so at any time. A one week notice in writing is appreciated

Parent/Employee Participation: Our center has an Open Door Policy. We invite you to drop in unannounced at any time during our operating hours. Parents and employees alike are encouraged to participate in any of the centers activities (music programs, field trips, parties). Rosters of parent names and phone numbers are available upon request. If you do not want your information included in the parent roster, please notify the administrator

Concern/Complaint Procedure: If any parent or employee requires assistance during their time at the center, they are required to follow the chain of command that is in place. First bring any concerns to the attention of your child's teacher. If you are unable to resolve any issue or feel uncomfortable communicating with your child's teacher, please bring your issue to the attention of the Assistant Director or Director. If you are still not satisfied with the resolution or feel that the situation needs the attention of the licensing agency, please feel free to contact the Department of Job and Family Services at 1-866-886-3537, option 4.

Celebrations: At Brookside we like to celebrate holidays and birthdays. When your child has a birthday, please feel free to send a treat to help celebrate. If your family celebrates a special holiday that your child would like to share with us, please let us know and we will be happy to incorporate it into our day.

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17

Transcript of meeting (excerpt) with Action for Children on 09/09/2013

Participants:

- Ms. Natalie Wallace, Action for Children
- Ms. Stephanie Simonson, Action for Children
- Mr. Glenn Harris, Action for Children
- Mr. Aristides (Ari) Jurado



Mr. Harris: Ladies come on in and have a seat.

Ms. Wallace: I'm Natalie

Mr Harris: This is Natalie and this is Stephanie.

Ms. Simonson: Nice to meet you.

Mr. Harris: This is Mr. Ari. Mr. Ari I want to say that both Stephanie and Natalie have limited amount of time, they have about 15 minutes with us.

Ari: Ok.

Mr. Harris: So if you have any precise, direct questions you want to ask them, please go right ahead.

Ari: This is about, um, the rules around open door policy, for daycare parents. And um denying access to a parent.

Ms. Wallace: OK.

Ari: I haven't completely memorized them, but I have a good idea. Maybe I'm going to give you a hypothetical scenario, ok: That one of the two parents is a custodial parent—has full custody. The other parent is still a parent. There is no court order or paperwork, no court order or paperwork. And it starts with both parents being in enrollment form and both parents having access to the daycare facility. And one day the custodial parent, just out of spite or whatever says *Oh, I don't like you now..* I'm going to remove your access; I'm going to remove you as a parent from there. And then that happens. 2 weeks later, *Oh, I like you now, I'll add you now,* and the daycare just--you know. So what... So my question is the daycare just supposed to allow that parent to change that information? To restrict, and basically to abuse that, or is there a specific rule that prevents that from happening?

Ari: So for example here, my son gets enrolled on 9/24 and my name is there as his Dad; and then on November something, 2 months later... To me this is equivalent to changing

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his last name without paperwork

Ms. Wallace: Is that white out? A new form?

Ari: On 11/5

Mr. Harris: That's what 2 months apart?

Ari: Yes. I had been going there already; and their policy is not as cumbersome as the actual rule, but their simple policy says, um, we will not deny access to a parent and the definition of a parent is ___ unless proper court documentation, is. That is the simple, you know, daycare center policy.

Ms. Wallace: Have you asked to see the child's file?

Ari: Yes, this came from the child's, my son's (file).

Ms. Wallace: From them?

Ari: Yes, this came from them.

Mr. Harris: Have they actually physically denied you access to see the child? Other than this (enrollment) paperwork. Have you gone to see your child and they literally denied you?

Mr. Harris: *(Reading printed email from daycare administrator)*

Mr. Harris: So I guess, to his question is there is no court documentation showing you can't come in.

Ms. Wallace: They can't do that

Ms. Simonson: They can't do that

Ari: I agree. I agree with you. When I finally found this on my own, that was almost 3 months later, I discuss with them and they were like oh yes, you know, if your name is in the birth certificate then we will let you in. And they had to, but 3 months later.

Mr. Harris: But for 3 months you were denied... Ari, it kind of sounds to me what you are looking for is just validation that the course of action you are going... we would agree with you. Yes, there is probably some... something going on somewhere as things ___ way they should be.



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Selection of Current Daycare

Main Points

- 📍 Home (Easton)
- 📍 Goddard School - Hilliard
- ★ The Goddard School - Westerville
- 📍 Express Inc
- ★ Bright Horizons at Capital City
- 📍 2355 Walborn Dr
- 📍 Father's client site
- 📍 Ms Hernandez Commute

Directions from Home (Easton) to G

- 1 Home (Easton)
- 2 Goddard School - Hilliard

Other Daycare facilities in Hilliard

- 📍 All items (10)

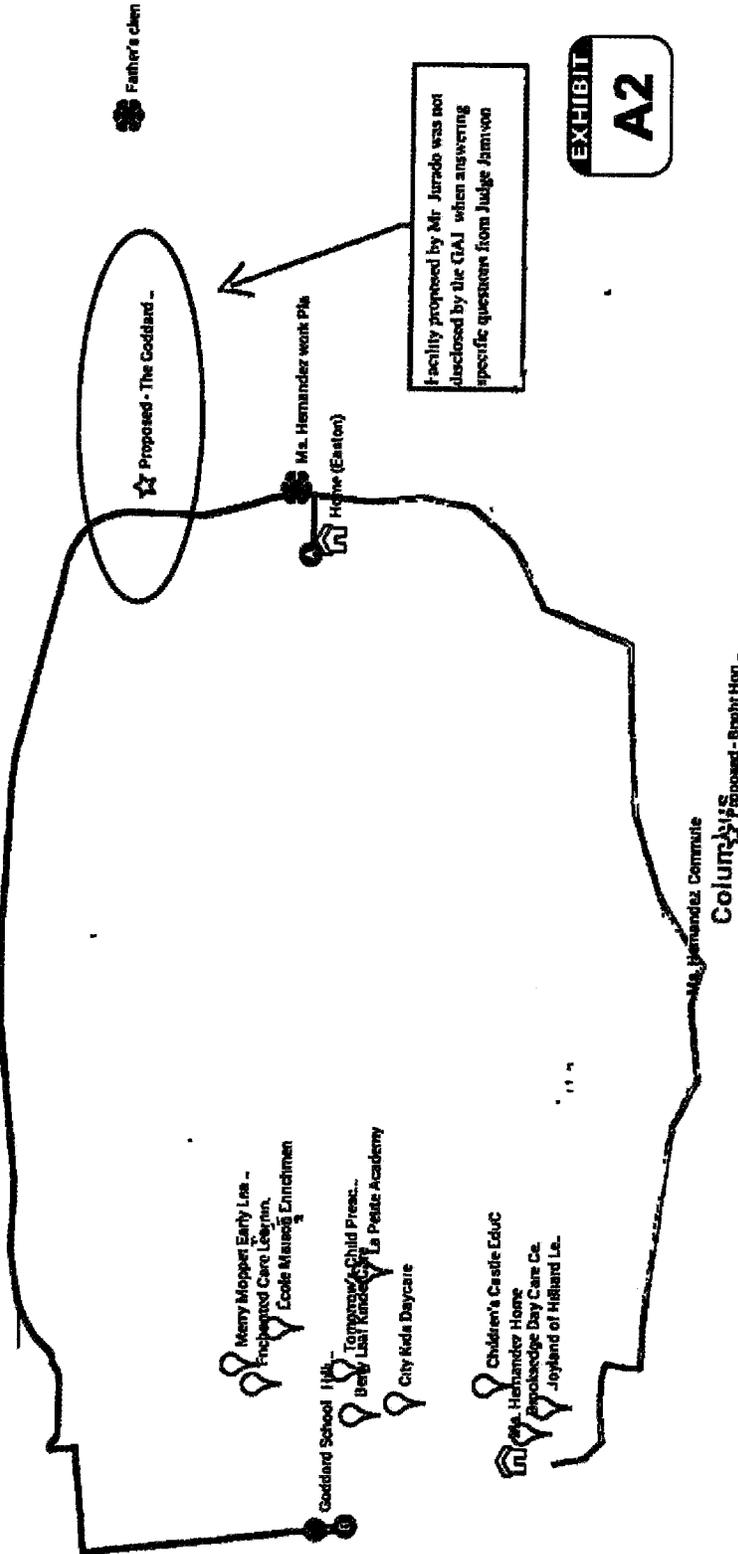


EXHIBIT
A2

FILED
SESSION PLEAS COURT
TAYLOR, OHIO
2014 JAN 22 PM 3: 01
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From: Hernandez, Kathy
To: ar_jurado@qualineconsulting.com
Cc: blythebethel@yahoo.com, rrs@petrofflawoffices.com, ems@petrofflawoffices.com
Subject: RE: Daycare facilities
Date: Tuesday, December 31, 2013 4:38:47 PM

If you have suggestions you can certainly provide them. It is not my understanding that there are any deliverables for court

Kathy Hernandez
Manager, Associate Services
614-474-4991

Ms. Hernandez ignores Judge Jamison's order from Dec 20, 2013

From: Ari Jurado [ari_jurado@qualineconsulting.com]
Sent: Sunday, December 29, 2013 1:13 PM
To: Kathy Hernandez @ home; Hernandez, Kathy
Subject: Day care facilities

Hi Kathy,

I am going to attempt to do what I did last time. Try to work with you on the selection process of a new daycare, because we have to bring proposal on the next hearing per Judge Jamison instructions

Do you think we should try to narrow down the geographical areas that we will be doing our search? Just in case we happen to agree on the area, the job may get easier as we narrow down our options

Please let me know your thoughts. Thanks,

Ari

From: ar_jurado@qualineconsulting.com <mailto:ari_jurado@qualineconsulting.com>
[mailto:ari_jurado@qualineconsulting.com <mailto:ari_jurado@qualineconsulting.com>]
Sent: Monday, October 14, 2013 1:12 PM
To: Kathy Hernandez @ home; Hernandez, Kathrine @ Express
Subject: RE: Daycare facilities

Kathy,

I sent you an email last Friday and was hoping we could try to figure out the next daycare facility for Noah on our own. The keyword here is "try". I read your proposal from yesterday, and you may or may not have read my proposal that my attorney sent this morning

In my proposal, I include specific comments about advantages/disadvantages of using Hilliard as a general location. I have a lot of other information there. Please let me know your thoughts. Because we both have already seen/evaluated Goddard locations, I don't think it is necessary for you to see the location I proposed, and vice versa. But I would encourage you to go pay a visit to the BrightHorizon facility in my proposal.

Again, please let me know your thoughts

Ari

Ari Jurado
Mobile (305) 799-2212
ari_jurado@qualineconsulting.com <mailto:ari_jurado@qualineconsulting.com>

[cid:image001.gif@01C70497C07AF490] <http://www.linkedin.com/in/arijurado>

From: Ari Jurado [mailto:ari_jurado@qualineconsulting.com <mailto:ari_jurado@qualineconsulting.com>]
Sent: Friday, October 11, 2013 2:04 PM
To: Kathy Hernandez @ home; Hernandez, Kathrine @ Express

EXHIBIT
A3

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COMMON PLEAS COURT
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2014 JAN 22 PM 3:51
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69094 - B58

Subject Daycare facilities

Please let me know if you have any daycare facilities in mind.

Art

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FRANKLIN CO OHIO
2011 JAN 22 PM 3:01
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From: Keith E. Golden
To: Blythe Bethel, An Jurado
Cc: An Jurado (an_jurado@qualineconsulting.com)
Subject: RE: Hernandez-Jurado's Daycare
Date: Monday, January 13, 2014 11:47:27 AM

Blythe

In Ari's defense I submit that you have forgotten or overlooked something when you say there was no advance warning we did try and work this out some time ago as initiated by my email to everyone asking if we could "work this out together" when Ari was offered the new position—Kathy flatly rejected the request as well as you.. Further, Kathy filed an ex-parte emergency restraining order in response to try and prevent it —(even though procedurally defective it worked) then when the judge makes it clear as to where she was going (once she heard the truth) on this issue and assigns the chore to both parties of looking at geographically central daycare centers Kathy dismissed her motion thereby taking the daycare location issue off of the table and away from the judge this was clearly because it was going south Ari was anxious to go forward with the hearing and let the judge decide one way or the other but Kathy deprived him of that opportunity .

Since the hearing Ari found himself up against a wall due to the limited hours he had available after all of the transportation he was unable to meet his employer's expectations and was about to be terminated from his new job This was not in any manner a take no prisoners act, rather, it was when all else fails and one has no other choice one does what one must do !!

Keith will be fine !!!!
keith

The GAL esconded Mr Jurado for the rightful daycare enrollment of his son at a secondary location

From: Blythe Bethel [mailto:blythebethel@yahoo.com]
Sent: Saturday, January 11, 2014 12:34 PM
To: An Jurado; Hernandez, Kathrine @ Express
Cc: Keith E. Golden; Esq. Ronald R. Petroff (rrp@petrofflawoffices.com); Erka Smitherman
Subject: Re: Hernandez-Jurado's Daycare

All I just wanted to let everyone know that I am disappointed to see this email I am disappointed to see that we have resorted to this "take no prisoners" type of action to try and get a new day care for [Name Redacted] Giving absolutely no advance notice to at least Kathy of your intention to enroll [Name Redacted] in a separate daycare is not explicable to me To my knowledge, Judge Jamison never issued a final decision on this issue

I will be monitoring the situation closely to see how [Name Redacted] copes with this change, which I believe is disruptive, and will consider all information I collect over the next few weeks in my final recommendation with the court

An, please get me the contact information of the daycare, and please execute a Release, if they need one, so I may contact them directly

Ignoring the opinion of the judge and order issued on Dec. 20.

2014 JAN 2 PM 3:00
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FRANKLIN COUNTY OHIO

EXHIBIT
A3

Blythe
From: An Jurado <an_jurado@qualineconsulting.com>
To: "Hernandez, Kathrine @ Express" <khernandez@express.com>
Cc: Keith Golden <keg@goimeiz.com>, Blythe Bethel <blythebethel@yahoo.com>
Sent: Friday, January 10, 2014 6:14 PM
Subject: Hernandez-Jurado's Daycare

Kathy,

As of today, [Name Redacted] has been officially enrolled in the Goddard School – Westerville Location. My intention is to use this facility on my days This is in response and following the lead of Judge Jamison who already shared her opinion that this IS Shared Parenting and that it is not in [Name Redacted] best interest to be enrolled in the Goddard school in Hilliard

69094 - B60

I know how you and the GAL feels but trying to rehash the issue of out-of-home care is wasting precious dollars And the Judge's opinion trumps everyone else

I know two daycare facilities is not ideal for ^{these} ~~these~~ ^{choices} and I am still open to getting a complete new facility somewhere in the middle if you want to consider the option It is not too late

Please note that while he attends the two facilities, I will drop him off at the Hilliard location at the end of my parenting time during the week, and hope that you would do the same Drop him off at the Westerville location in the mornings at the end of your parenting time. If you have a better idea regarding the drop off on transition days, please let me know It is also reasonable to say that the daycare expenses from the Hilliard location are your responsibility starting this week, and I will assume responsibility for the tuition of this second daycare

Let me know if you have any questions

An



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FRANKLIN CO OHIO
2014 JAN 22 PM 3:01
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From: Hernandez, Kathy
To: Ari Jurado
Cc: Blythe Bethel, Erika Smotherman, Ronald R. Petroff Esq.
Subject: Re: Hernandez-Jurado: *Name Redacted*'s Daycare
Date: Monday, January 13, 2014 6:12 35 PM

Name Redacted will be attending the daycare that has been recommended he remain at until further of the court, so he will be in Hilliard tomorrow as is the norm. And let us be clear that the judge never issued and handed down any sort of opinion as you have stated in your email from last Friday that indicates *Name Redacted* placement in the Hilliard Goddard School was not in his best interest.

It is also not reasonable for you to assume I am responsible for all January fees or even the total cost of the Hilliard daycare as far as I am concerned.

Based on my inquiry of *Name Redacted* account you have not even paid December fees, which were due in November. Additionally, I am unsure whether you have even paid the fees that were due to Brooksedge for services that were rendered before his departure, which I believe was at least \$400.

It is important to note that January fees for *Name Redacted* daycare were due on 12/25/2013. You had a responsibility to pay January dues weeks ago, so to put the total cost on me without providing any notice of reducing his attendance is quite an issue from my perspective. I will have to leave that issue for the courts to hash out among the rest that exist.



Here Ms Hernandez is sabotaging the child's attendance to Mr Jurado's daycare and ignores/denies Judge Jamison's opinion.

Sent from my iPhone

On Jan 13, 2014, at 11:56 AM, "Ari Jurado" <ari_jurado@qualineconsulting.com> wrote

Kathy,

Could you please confirm that you will be dropping off *Name Redacted* tomorrow morning at the Goddard School Westerville?

I would like to let both daycare administrators know what is going on, but I am unable to if I don't hear from you

Thanks,

Ari

From: Ari Jurado [mailto:ari_jurado@qualineconsulting.com]
Sent: Friday, January 10, 2014 6:15 PM
To: Hernandez, Kathryn @ Express
Cc: Keith Golden; Blythe Bethel
Subject: Hernandez-Jurado: *Name Redacted* Daycare

Kathy,

As of today, *Name Redacted* has been officially enrolled in the Goddard School – Westerville Location My intention is to use this facility on my days This is in response and following the lead of Judge Jamison who already shared her opinion that this IS Shared Parenting and that it is not in *Name Redacted* best interest to be enrolled in

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CANTON, OHIO
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69094 - B62

the Goddard school in Hilliard

I know how you and the GAL feels but trying to rehash the issue of out-of-home care is wasting precious dollars And the Judge's opinion trumps everyone else

I know two daycare facilities is not ideal for ^{Home} ~~Revised~~ and I am still open to getting a complete new facility somewhere in the middle if you want to consider the option. It is not too late

Please note that while he attends the two facilities, I will drop him off at the Hilliard location at the end of my parenting time during the week, and hope that you would do the same Drop him off at the Westerville location in the mornings at the end of your parenting time If you have a better idea regarding the drop off on transition days, please let me know It is also reasonable to say that the daycare expenses from the Hilliard location are your responsibility starting this week, and I will assume responsibility for the tuition of this second daycare.

Let me know if you have any questions

Arn

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From: Westerville III, OH - The Goddard School@
To: Ari Jurado, khernandez@express.com
Cc: Hilliard II, OH - The Goddard School@, Director, Westerville III, OH - The Goddard School@, Westerville III, OH - The Goddard School@
Subject: [REDACTED] at The Goddard Schools
Date: Tuesday, January 14, 2014 1 09 25 PM

Hi, Ari and Kathy

I just spoke with Kim at the Hilliard Goddard School Kim and I are in agreement – our concern is the care and education of [REDACTED] while he is at either one of our schools We will remain neutral and will not become involved in the custody dispute or other domestic issues Neither will our teachers or Directors

Also, Kim and I agree that neither one of us can control where [REDACTED] is dropped off, but we assure you that [REDACTED] will receive the best possible care and the best possible learning and enrichment activities while he is in the care of either school

Respectfully,
Jennifer

Jennifer Chambers, Owner



4160 Executive Parkway
Westerville, OH 43081
614-891-2643 Phone
614-891-3584 Fax
Westerville3OH@GoddardSchools.com

Ms. Chambers contacted both, the owner of the Hilliard daycare and corporate counsel after learning of the possibility that Ms Hernandez would sabotage the child's attendance at the new facility on Mr. Jurado's parenting time.

EXHIBIT
A4

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FRANKLIN CO. OHIO

From: Westerville III, OH - The Goddard School®
To: Hernandez, Kathy
Cc: An Jurado
Subject: RE: *Thane Redacted* Jurado
Date: Wednesday, January 15, 2014 10 42 39 AM

I will copy both of you on my replies to either of your emails

Thanks

Ms. Hernandez here exerts pressure for the new facility to enforce the daycare restrictions at any cost. (see next page)

From: Hernandez, Kathy [mailto:KHernandez@express.com]
Sent: Wednesday, January 15, 2014 10:41 AM
To: Westerville III, OH - The Goddard School®
Subject: RE: *Thane Redacted* Jurado

Jennifer,

Could you please advise if it is your intention to copy Ari on all emails I send you directly and copy me on all emails he sends you directly?

Kathy Hernandez
Manager, Associate Services
Office 614-474-4991
Cell 614-270-3549
Fax 614-474-7553



From: Westerville III, OH - The Goddard School® [mailto:Westerville3OH@goddardschools.com]
Sent: Tuesday, January 14, 2014 2:21 PM
To: Hernandez, Kathy
Cc: An Jurado; Director, Westerville III, OH - The Goddard School®
Subject: RE: *Thane Redacted* Jurado

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FRANKLIN CO OHIO
2014 JAN 22 PM 3:01
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Hi, Kathy.

Thank you for the email

Everything you provided in your email will become a part of *Thane Redacted* file at our school

I assure you that all communication regarding *Thane Redacted* including any incidents, will be given to both parents

I will review the documents and let you know if we have questions

Respectfully,
Jennifer

Jennifer Chambers, Owner



4160 Executive Parkway
Westerville, OH 43081
614-891-2643 Phone
614-891-3564 Fax
Westerville3OH@GoddardSchools.com

Ms. Hernandez here exerts pressure for the new facility to enforce the daycare restrictions at any cost (2/2)

From: Hernandez, Kathy [<mailto:KHernandez@express.com>]
Sent: Tuesday, January 14, 2014 2:05 PM
To: Westerville III, OH - The Goddard School@
Subject: ^{Name Redacted} Jurado



Jennifer,

Given that ^{Name Redacted} has now been enrolled in your facility, please find attached applicable Temporary Orders approved by the court. I understand from speaking briefly with Valerie yesterday you may already have them, but for my own peace of mind I wanted to provide them to you. Please make special note of the drop off time of 9AM and the pick-up time of no earlier than 4PM and the restriction of neither parent appearing at daycare during the day for purposes of visiting or interacting with ^{Name Redacted} unless an emergency situation arises. I understand that nothing that can be done regarding a late drop-off, but early pick-up and visiting is a little different void of any emergent issue. Also note that for the purposes of parental responsibility, whomever ^{Name Redacted} will be going home with that evening is responsible as of 9AM that morning for any issues that may arise such as illness.

If at all possible, however, I would be greatly appreciated if you could please notify both parents should there ever been an issue that arises regarding ^{Name Redacted} (i.e., he becomes ill or has an injury, etc.) so that we are both in the know. Additionally, I would like to receive copies of any injury reports that may end up being written.

I drew up a calendar for ^{Name Redacted} daycare to help with knowing which days he is with each parent to hopefully aid with any questions as to who might be picking him up from day to day as it can be a little confusing from time to time. Obviously with this new situation, it may not be as clear as it once was, but it may still add some value for you and your team to know which parent may have ^{Name Redacted} on any given day to understand the rotation schedule. I have attached a calendar for January and February to utilize as you see fit. Days are indicated with "MOM" or "DAD" which means that those are days that ^{Name Redacted} spends the night with the parent noted. These, of course, are not "official documents", but just an aid.

There are several forms that are part of ^{Name Redacted} file that I am not sure have already been provided to you, but I would hope they will become part of his file at your facility. I suspect, however, you will need to provide guidance as to whether copies of those forms will be ok or if you require originals to be obtained for your own file. I believe there is a form requesting ^{Name Redacted} have Aquafor applied to his upper back (between the shoulders) several times per day as he tends to itch due to eczema, even when there appears to be nothing visible on the skin. Additionally, I provide a diaper cream for ^{Name Redacted} that was recommended by his doctor and a subsequent prescription was provided for compliance purposes. The form requests diaper cream be applied at every diaper change. I would like to provide the diaper cream for him and will drop some off for use once I know what the needs are with regard to form compliance.

I know you have my email address for work as I have received several communications already. In the event that you don't have my other contact information, my cell phone number is 614-286-7836 and my office phone is 614-474-4991. If you don't get me at one, please try the other. Please never hesitate to contact me regarding ^{Name Redacted} or anything he may need. I will likely call in to check on him from time to time.

If you have any questions, please let me know.

69094 - B66

Thank you

Kathy Hernandez
Manager, Associate Services
Office 614-474-4991
Fax 614-474-7553



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From: Hernandez, Kathy
To: Ari Jurado, Westerville III, OH - The Goddard School(r)
Cc: hlythebethel@yahoo.com
Subject: RE: ~~Name~~'s 1st Day at The Goddard School in Westerville Lunch Time
Date: Wednesday, January 15, 2014 11:21:30 AM

As stated in our Temporary Order, you are not permitted to visit ~~Name~~ unless there is an emergent issue. Your appearance will likely only cause him to think he gets to go home, thus causing him unnecessary stress.

Should you visit him, you are once again going against the Temporary Order

Kathy Hernandez
Manager, Associate Services
Office 614-474-4991
Cell 614-270-3549
Fax 614-474-7553



From: Ari Jurado [mailto:ari_jurado@qualineconsulting.com]
Sent: Wednesday, January 15, 2014 11:19 AM
To: Hernandez, Kathy; Westerville III, OH - The Goddard School@
Subject: ~~Name~~'s 1st Day at The Goddard School in Westerville: Lunch Time

Hi Kathy and Jennifer,

Please be aware that for today, being ~~Name~~ first day at the program, I will be stopping by during lunch time to be available to him and his teachers as a way to ease the transition to the new 2-daycare schedule. Given that he is at the age that he has already developed certain eating habits and food preferences, etc this may not be a bad idea

Again, this will be an exception and not the rule. Thanks,

Ari Jurado

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From: Ari Jurado
To: Hernandez, Kathnne @ Express, "Westerville III, OH - The Goddard School@"
Subject: RE ^{Home} s 1st Day at The Goddard School in Westerville Lunch Time
Date: Wednesday, January 15, 2014 11 21 00 AM

Jennifer,

Your last email crossed path with my email below. It does not look like I will be able to stop by for lunch given the instructions you received from your legal department

Thank you



From: Westerville III, OH - The Goddard School@ [mailto:Westerville3OH@goddardschools.com]
Sent: Wednesday, January 15, 2014 11:17 AM
To: Ari Jurado; Hernandez, Kathy
Subject: Court Paperwork/Goddard's Legal Obligation

Hi, Ari and Kathy

Thank you to both of you for providing me with so much detail and all of the necessary paperwork We have printed, read and placed all paperwork in ^{Home} ~~Redacted~~ file

I spoke with the Goddard Legal department to determine what our legal obligation is if either parent attempts to visit during the day I have been instructed by Legal that if either parent attempts to visit during the day, we are not to allow them through the Security door. If the parent gains access through the door inadvertently, we have been instructed to call the police. Just wanted to politely and respectfully let both of you know what we were informed by the legal department pertaining to our legal obligation, based on what is written in the court paperwork

Respectfully,
Jennifer

Jennifer Chambers, Owner

Goddard facility is compelled to enforce
Restrictions with Police Involvement due to
pressure exerted by Ms. Hernandez

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JAMES P. LEAS, COURT CLERK
FRANKLIN CO OHIO
2014 JAN 29 PM 3:01
CLEVELAND COURTS



4160 Executive Parkway
Westerville, OH 43081
614-891-2643 Phone
614-891-3564 Fax
Westerville3OH@GoddardSchools.com

From: An Jurado [mailto:an_jurado@qualineconsulting.com]
Sent: Wednesday, January 15, 2014 11:19 AM
To: Hernandez, Kathnne @ Express; "Westerville III, OH - The Goddard School@"
Subject: ^{Home} ~~Redacted~~ 1st Day at The Goddard School in Westerville: Lunch Time

Hi Kathy and Jennifer,

Please be aware that for today, being ^{Name} ~~Redacted~~ first day at the program, I will be stopping by during lunch time to be available to him and his teachers as a way to ease the transition to the new 2-daycare schedule. Given that he is at the age that he has already developed certain eating habits and food preferences, etc. this may not be a bad idea.

Again, this will be an exception and not the rule. Thanks,

Ari Jurado



Goddard facility is compelled to Enforce Restrictions with Police Involvement due to pressure exerted by Ms. Hernandez

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OHIO PLEAS COURT
FRANKLIN CO. OHIO
2014 JAN 22 PM 3:01
CLERK OF COURTS

From: Westerville, OH - The Goddard School®
To: Ari Jurado
Subject: The Goddard School on Executive Parkway in Westerville
Date: Monday, October 14, 2013 5:53 08 PM



Hi, Ari

I wanted to follow-up with you about possibly enrolling ^{Name Redacted}

The regular tuition rate for ages 13 – 18 months is \$1137 per month. However, we do have a promotion going on where your first month would be 50% off for a total of \$569.00

We also offer corporate discounts with several local companies, including Express. The corporate discount is 10% off the normal tuition rate, bringing the tuition for ^{Name Redacted} to \$1024.00 per month.

To summarize, your first month would be \$569 and each month thereafter would be \$1024 which includes the 10% corporate discount.

I know you work on this side of town, so having ^{Name Redacted} at this location would offer a lot of security to both of you. Many parents enjoy having their children at a childcare center close to their work so they can stop-in at lunch time. The proximity also makes many parents feel more secure knowing their children are only a short drive away from their place of business.

Another thing we offer at this location is Tadpoles. This is an app we use to send pictures and updates throughout the day to your email. So even though you are at work, you'll still see pictures of ^{Name Redacted} throughout the day and see what he is doing.

If you should have any questions for me, please don't hesitate to call or email.

Warm Regards,
Jennifer

Jennifer Chambers, Owner

Information obtained by Mr. Jurado during his initial research for the proposal of a new facility included the information in this email. Please note the comment about Parents stopping by for lunch and special discounts for those working at Ms. Hernandez's employer location. This is the preferred location for Express, Inc employees working at Headquarters.

CLERK
2014 JAN 2
COMMON P
FRANKL
OUR
CHILD



4160 Executive Parkway
Westerville, OH 43081
614-891-2643 Phone
614-891-3564 Fax
Westerville3OH@GoddardSchools.com

IN SENATE

COMMISSIONERS OF THE LAND OFFICE

STATE OF OHIO

BEFORE ME, the undersigned authority, on this _____ day of _____, 19____, personally appeared _____, known to me to be the person whose name is subscribed to the foregoing petition, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this _____ day of _____, 19____.

Notary Public in and for the State of Ohio

WITNESSES my hand and seal of said office this _____ day of _____, 19____.

 Notary Public in and for the State of Ohio

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office this _____ day of _____, 19____.

 Notary Public in and for the State of Ohio

EXHIBIT

AM

NOTICE: READ AND INFORMATION OF THE SEVERAL PARTIES TO THIS MATTER

FILED
 2ND JUDICIAL PLEAS COURT
 COLUMBIANA CO. OHIO

From: Westerville III, OH - The Goddard School@
To: Hernandez, Kathy, An Jurado
Cc: Westerville III, OH - The Goddard School@
Subject: Subpoena
Date: Tuesday, January 21, 2014 1 34 38 PM

Good afternoon, Kathy

Today I received a subpoena calling for me to produce and permit inspection and copying of all documents in my possession pertaining to you, Ari and ^{Name Redacted}. For your information, those documents would be those provided by you, as well as the enrollment documents completed by Ari, and the emails which I've copied both of you on, as I said I would

I have contacted your attorney's office to inform them that I will comply to the extent that I am legally required, and that I am personally able that is, I will make a copy of the file and the emails and send them to your attorney. They have stated that this is all they require of me - a mailed copy of the documents. The envelope will go out in tomorrow's mail, which was agreeable to your attorney

As I told both of you in a previous email, I have no interest in becoming involved in your personal affairs and domestic disputes

Jennifer

Jennifer Chambers, Owner



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After the transmission of this email, Mr. Jurado contacted Ms. Chambers to learn about the subpoena. She was clearly upset, perhaps crying, and stated that if this were to continue, they may not be able to maintain ^{Name Redacted} participation in the program. She was advised by her attorney that filing a motion to Quash was in the table. By this date (1/21/2014), the Child has only been at the facility ONE DAY.



FILED
COMMON PLEAS COURT
FRANKLIN CO OHIO
2014 JAN 22 PM 3:01
CLERK OF COURTS