

1	DISTRICT COURT, LA PLATA COUNTY,	*	
	COLORADO	*	
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	Court Address: 1060 E. 2nd Ave.	*	
3	Durango, CO 81301	*	
	970-247-2304	*	
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		*	
5	In Re the Marriage of:	*	
		*	
6	Petitioner: ELAINE REDWINE	*	
		*	
7	Respondent: MARK REDWINE	*	
		*	COURT USE ONLY
8		*	
		*	
9	Petitioner's Attorney:	*	Case No. 05DR255
	Ms. Amber Harrison, #37420	*	
10	THE LAW FIRM OF AMBER HARRISON	*	
		*	
11	Respondent's Attorney:	*	
	Mr. Richard F. Sims, #33879	*	
12	LAW OFFICE OF CAMERON C. SECRIST, P.C.	*	
		*	
13		*	
		*	
14	PARTIAL TRANSCRIPT OF PROCEEDINGS		
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21	Hearing in this matter was commenced on		
22	September 21, 2012, before the HONORABLE DAVID L. DICKINSON, District Judge, in Durango, Colorado.		
23	This is a transcript of the in-chambers		
24	interview of DYLAN REDWINE pursuant to 14-10-126(1)		
	recorded in this case on the above date and is sealed by		
25	order of Court.		

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1 (Whereupon, the following proceedings were
2 conducted out of the presence of the parties and counsel
3 and entered of record:)

4 THE COURT: Let's sit right here.

5 Hi, I'm Judge Dickinson.

6 DYLAN REDWINE: I'm Dylan Redwine.

7 THE COURT: Glad to know you, Dylan.

8 I told you I have to make a record of this.
9 You see the clock that's running up there? That tells me
10 that it's being recorded.

11 DYLAN REDWINE: Okay.

12 THE COURT: But as I said earlier, somebody's
13 going to have to give me a very good reason why they
14 should know what you told me.

15 DYLAN REDWINE: Okay.

16 THE COURT: Okay?

17 DYLAN REDWINE: Okay.

18 THE COURT: A couple of ground rules.

19 First, I know this is horrible. I wish I
20 didn't have to put kids through this, but it's part of
21 the job. I know that even good parents, not meaning to,
22 can put pressure on kids in this kind of situation and I
23 apologize for that if this makes you feel like you're
24 under pressure.

25 Second thing is I want you to know what I want

1 you to tell me is what's on your mind, not what somebody
2 else told you, you should say. Okay?

3 DYLAN REDWINE: Okay.

4 THE COURT: Are you okay with that?

5 DYLAN REDWINE: Yep.

6 THE COURT: All right. It's my job to decide
7 which parent you should live with most of the time and
8 where you should go to school, and I want to know what
9 you think about that.

10 Now, I might not be able to do everything that
11 you would like. I'm sure you wish that this would go
12 away. I can't make it do that, but I'll certainly take
13 into account what you tell me when I make the decision.

14 Do you have any questions about what I'm doing
15 or what I have to do?

16 DYLAN REDWINE: No.

17 THE COURT: Okay. Tell me what you think about
18 where you should live and where you should go to school.

19 DYLAN REDWINE: Well, I'd like to go to school
20 in Colorado Springs in Monument because like in Monument,
21 it's just -- it was kind of -- I like the teachers
22 there --

23 THE COURT: Go ahead.

24 DYLAN REDWINE: -- the teachers there more.
25 And the students, the students here -- or in Monument,

1 they're friendly and they're nice. And some of the
2 teachers in Bayfield, they were nice, but sometimes they
3 just -- you know, sometimes they would like have a bad
4 day and they would just kind of be a little bit mean. So
5 I didn't really like it there as much.

6 So in Monument, it's -- I like my teachers
7 because they come to school and they're happy and, you
8 know, they just have no problems teaching and just they
9 feel happy there.

10 (Pause.)

11 THE COURT: How long have you lived in
12 Bayfield?

13 DYLAN REDWINE: I believe it was seven years.

14 THE COURT: Did you have friends there?

15 DYLAN REDWINE: Yeah.

16 THE COURT: Do you miss them?

17 DYLAN REDWINE: It's nice to see them every
18 once in a while.

19 THE COURT: Have you made new friends in
20 Monument?

21 DYLAN REDWINE: Yep.

22 (Pause.)

23 THE COURT: How do you get along with your dad?

24 DYLAN REDWINE: Lately it's just kind of been
25 different than what it was like two to three years ago.

1 THE COURT: How?

2 DYLAN REDWINE: I've been -- like after all
3 this -- like the -- going to Colorado Springs and that,
4 he thinks I should have stayed in Bayfield and he's
5 always telling me that. So it kind of makes me a little
6 bit mad and frustrated, so, you know, I kind of storm off
7 and go in my room or, you know, if we're on like a trip
8 or something, I'll go and just kind of -- just think to
9 myself a little bit. And then he'll just kind of get mad
10 and then he'll say why are you being so like -- so
11 different than what you were.

12 THE COURT: How long have you been in Colorado
13 Springs?

14 DYLAN REDWINE: We stayed there for like a
15 year, maybe. Since about like August -- no. Like ten
16 days before August.

17 THE COURT: So early -- late this summer, this
18 past summer?

19 DYLAN REDWINE: Yeah.

20 THE COURT: Is that right?

21 DYLAN REDWINE: Yes.

22 THE COURT: Had you been there before?

23 DYLAN REDWINE: Yeah, we visited every once in
24 a while to go see my mom's boyfriend Mike.

25 THE COURT: How long have you been doing that?

1 DYLAN REDWINE: We've been doing it like two,
2 three years.

3 THE COURT: One of the sad realities of life is
4 that judges can't do anything about how far it is between
5 places.

6 DYLAN REDWINE: Uh-huh.

7 THE COURT: It's 300 miles to Colorado Springs
8 from here or 350, something like that. And that's too
9 far to allow you to see your dad or your mom real often,
10 depending on who you live with. You would have to live
11 most of the time one place and see the other parent only
12 occasionally. Do you understand that?

13 DYLAN REDWINE: Yep.

14 THE COURT: And there's nothing I can do about
15 that. I've not myself been through this, but my
16 granddaughter did. Her mom, who is my daughter, lived
17 here and her father is in Fort Collins, and that was a
18 tough deal for everybody.

19 And I think it will be just as tough for you.
20 Do you understand that?

21 DYLAN REDWINE: Yes, sir.

22 THE COURT: Knowing that that's the way it has
23 to be, you're going to spend most of your time with your
24 mom or most of your time with your dad and see the other
25 parent maybe once or twice a month, some time in the

1 summer and maybe some time on the school breaks, maybe
2 half of the Christmas vacation and so forth.

3 Knowing that, which parent do you think you
4 would want to live with?

5 DYLAN REDWINE: My mom.

6 THE COURT: You have an older brother; is that
7 right?

8 DYLAN REDWINE: Yes.

9 THE COURT: Where does he live?

10 DYLAN REDWINE: He lives with us, but he's
11 getting an apartment the end of this month.

12 THE COURT: So he has been with you.
13 How do you get along with him?

14 DYLAN REDWINE: Good. Every day, you know, we
15 go out and we play football and catch.

16 THE COURT: How old is he?

17 DYLAN REDWINE: He's 20.

18 THE COURT: I knew he was over 18 because he's
19 not part of this.

20 So he'll still be living in the Springs?

21 DYLAN REDWINE: Yes, sir.

22 THE COURT: When did you start school in the
23 Springs?

24 DYLAN REDWINE: I believe it was August 21st.

25 THE COURT: So too early to have much in the

1 way of grades, right?

2 DYLAN REDWINE: Yes.

3 THE COURT: What were your grades like in
4 Bayfield?

5 DYLAN REDWINE: They weren't too good. They
6 were enough to let me pass.

7 (Pause.)

8 THE COURT: How do you think you're doing so
9 far?

10 DYLAN REDWINE: I think I'm doing really good.
11 I've turned in all my assignments, and the tests that
12 we've had, I've gotten pretty good grades on.

13 THE COURT: Typically what?

14 DYLAN REDWINE: In science I got an A, on a
15 chap- -- or like a chapter quiz.

16 And then social studies we had -- we were
17 studying the 13 colonies and I got -- we took a test
18 Wednesday and she hasn't graded that yet, but I'm
19 confident I got a B plus to an A, in that range.

20 And in language arts we took a test on a book
21 that we read and I got B to B plus.

22 And then for math, we take quizzes like daily
23 and we took a chapter quiz and I got 8 out of 10. I
24 think that's what it was.

25 THE COURT: When you do see your dad in

1 Bayfield, what typically do you do?

2 DYLAN REDWINE: Usually we sit at his house and
3 we -- he'll -- we'll watch TV and we might ride like an
4 ATV.

5 THE COURT: How many ATV's does he have?

6 DYLAN REDWINE: One.

7 THE COURT: So you ride it with him?

8 DYLAN REDWINE: Yes.

9 THE COURT: How many times have you visited
10 your dad since you've been in the Springs?

11 DYLAN REDWINE: Twice.

12 THE COURT: On those visits other than watching
13 TV and riding the ATV, have you done anything else?

14 DYLAN REDWINE: One of them we went on a trip
15 to see some baseball games. Like we saw Boston, we saw
16 Pittsburgh and we saw -- and we went through Chicago.

17 THE COURT: So you actually went to Chicago to
18 see the game?

19 DYLAN REDWINE: We went to Chicago to get some
20 pizza and we went to Pittsburgh to see the Pirates and we
21 went to Boston to see the Red Sox.

22 THE COURT: Wow.

23 Did you fly?

24 DYLAN REDWINE: No, we drove.

25 THE COURT: That was a long trip.

1 When was this, last summer?

2 DYLAN REDWINE: This was, yeah, before school
3 started in the summer.

4 THE COURT: How long was that trip?

5 DYLAN REDWINE: That was about a week.

6 THE COURT: Anybody else go along?

7 DYLAN REDWINE: No.

8 THE COURT: Just the two of you?

9 DYLAN REDWINE: Just the two of us.

10 THE COURT: Have a good time?

11 DYLAN REDWINE: On some parts of it.

12 THE COURT: Well, what made it a good time and
13 what made it not so good time?

14 DYLAN REDWINE: We were -- the fun was when we
15 were in like the games. We could go get like peanuts and
16 stuff and just have the experience of being at the oldest
17 baseball park, and then just going on to see my favorite
18 team and that made it fun.

19 So -- but what made it bad was he would always
20 like bring up my mom and he would say bad things, so I
21 would just kind of tune out because I didn't want to hear
22 those things.

23 (Pause.)

24 THE COURT: Does your mom talk about your dad?

25 DYLAN REDWINE: Not really. Whenever like we

1 get back from our vacation, she'll say how was it or if I
2 had fun, that's usually about it.

3 THE COURT: Did you know you were going to talk
4 to me today?

5 DYLAN REDWINE: Yes.

6 THE COURT: Who told you?

7 DYLAN REDWINE: My mom heard it from Amber.

8 THE COURT: Did you talk about this with your
9 mom at all?

10 DYLAN REDWINE: She just kind of told me that
11 it was going to happen and she kind of told me it
12 wouldn't be too many like questions and that. She
13 didn't -- that was about it, so...

14 THE COURT: Didn't know I was going to give you
15 such a hard time, did she?

16 DYLAN REDWINE: No.

17 THE COURT: Did you talk about your dad at all?

18 DYLAN REDWINE: No, I haven't seen him since
19 Labor Day.

20 (Pause.)

21 THE COURT: Is there anything else that I --
22 you think I should know about you and your parents or
23 what's going on in your life?

24 DYLAN REDWINE: No, not really.

25 THE COURT: What do you like to do?

1 DYLAN REDWINE: I like to go play football with
2 my friends and go to the park and ride bikes and that
3 kind of thing.

4 THE COURT: Are you into video games?

5 DYLAN REDWINE: Yes.

6 THE COURT: Do your parents let you have a cell
7 phone yet?

8 DYLAN REDWINE: Yes.

9 THE COURT: Do you have it all the time?

10 DYLAN REDWINE: I try to keep it with me.

11 THE COURT: Do you -- are you able to use it
12 whenever you want?

13 DYLAN REDWINE: Yes.

14 THE COURT: Who do you talk to on the cell
15 phone or do you text like my granddaughter does?

16 DYLAN REDWINE: I usually text my friends, and
17 if I'm hanging -- if I'm like playing with them at the
18 park or something, I'll tell my mom.

19 THE COURT: Do you text or talk to your dad on
20 the cell phone?

21 DYLAN REDWINE: I'll call occasionally.

22 THE COURT: How about your mom?

23 DYLAN REDWINE: Every -- I'll usually call her
24 like after school or text her and -- because I gotta --
25 because I go with my stepdad to like -- because we -- he

1 works on houses, he builds houses, so sometimes I'll just
2 go with him and we'll just kind of -- I'll help him build
3 houses and do that.

4 THE COURT: In the -- what kind of things do
5 you do with your mom on her days off?

6 DYLAN REDWINE: We might go bowling or on like
7 the weekends, we'll go maybe to the flea market or we'll
8 go like -- sometimes we'll go to like Water World in
9 Denver or we'll go just hang -- like go to like Rockies
10 games and do fun things like that.

11 THE COURT: Rockies aren't doing so good this
12 year.

13 DYLAN REDWINE: Nope.

14 THE COURT: All right. Is there anything else
15 you think I should know?

16 DYLAN REDWINE: No.

17 THE COURT: Well, again, I want to thank you
18 for talking to me. I know it's hard and I'm really sorry
19 for that. Are you okay with that?

20 DYLAN REDWINE: Yes.

21 THE COURT: Nice to meet you, Dylan.

22 DYLAN REDWINE: Nice to meet you.

23 THE COURT: Good luck in school. Get those
24 grades up.

25 DYLAN REDWINE: I'll keep them up.

1 THE COURT: I hope you can.

2 (Court and Dylan Redwine exit the courtroom.)

3 (Court enters the courtroom.)

4 THE COURT: This concludes the interview with
5 Dylan.

6 (End of proceedings.)

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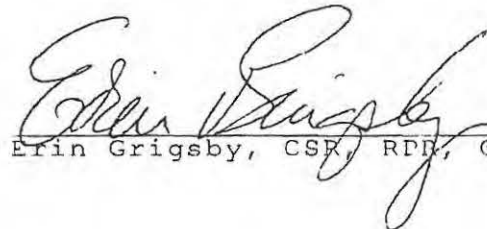
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TRANSCRIBER'S CERTIFICATE

I, Erin Grigsby, do hereby certify that the foregoing excerpted proceedings were reduced to typewritten form by me, personally, from a digital recording of proceedings held on September 21, 2012, in the District Court, La Plata County, Colorado, in Case No. 05DR255, entitled IN RE THE MARRIAGE OF ELAINE REDWINE and MARK REDWINE, and the foregoing is a true and correct transcript of the digital recording to the best of my ability.

Dated at Durango, Colorado, this 29th day of November, 2012.


Erin Grigsby, CSR, RDR, CRR