

EXHIBIT K


 165
 robert malek <abc75abc@gmail.com>

Re: foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, foil from kings county family court, reference to judicial commission, 50 h hearing

5 messages

robert malek <abc75abc@gmail.com>

Wed, Apr 6, 2022 at 12:58 AM

To: Kaconway@law.nyc.gov, forbesg@brooklynda.org, foil@dany.nyc.gov, SCJC <cjc@cjc.ny.gov>, Renita Davie <rdavie@brownhutchinson.com>, Lolita Forsett <lforsett@brownhutchinson.com>, Gloria Arguinizoni <garguinizoni@brownhutchinson.com>, Steffany Campbell <scampbell@brownhutchinson.com>, jsabel@legal-aid.org, kmillar@bds.org, jess.dannhauser@acs.nyc.gov, sheila.poole@ocfs.ny.gov, jdlfiore@nycourts.gov, kingsfamilycourt <kingsfamilycourt@nycourts.gov>, HEVESIA@nyassembly.gov

Bcc: Dari Langone <langonedari@gmail.com>

In reference to 50h hearing regarding the ex parte off the record secret hearing that took place with acs rosmil Almonte, legal aid Travis Johnson, bds Maes and judge williams.

I have no idea as to the credibility of what was said at such secret proceeding. It was not on the record and I was not there.

I do know the judge lied to the das office representative with me being present after I was allowed in the courtroom and didn't know the da was there or what had occurred on Feb 10 2020 to know that the judge lied until I received transcripts afterwards.

I found out the rep was there on 3-13-20 in court only when I raised the issue of the Subpoena.

There is a 50 h hearing to take place regarding the city of new york having taken part of this.

I once again am requesting foil AND THE CONTACT INFIRMATION OF THE REPRESENTATIVE FROM THE DAS OFFICE WHOM TOOK PART IN THIS.

Kings family court, I need the name of every employee of yours that was in attendance on this day in court.

City of new york, while you are entitled to your 50 h, I am entitled to foil.

Produce all evidence, documents and information you have regarding these matters asap. I am entitled to them.

Sincerely,

Robert Malek

Nn19410-18, nn19411-18

On Sun, Apr 3, 2022, 5:37 PM robert malek <abc75abc@gmail.com> wrote:

1. I filed a subpoena for appearance for eric gonzalez, brooklyn, da. Attachment provided.
2. law.nyc.gov, Please download 2nd attachment which is 99 pages. Pages 47 - 49 indicate that this investigation was sent to corporation counsel. i need the records on that FROM YOU.
3. Attorney Travis Johnson indicated he was a minor... which means that the da investigated and determined that JOE PALOMINO assaulted my daughter and NOT HER MOTHER.
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6. I am requesting foil from the manhattan das office regarding investigation claimed to be have been done by james zaletta, da and colleen walsh. da.
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said her mother was going to kill her as referenced on aacscomplaints.com crimes against my daughter 7 (you can hear my daughter say this at acs supervised visitation)
YOU CAN ALSO NOTE IN THE PAGES OF 47-49 WHERE THE JUDGE NOTES THAT THE 3 ASSAULTS OF MY DAUGHTER ARE MY CONCERN AND SHE HAS NO JURISDICTION !!!!!!!

166

my daughters name is ~~margaret malek~~ ~~margaret malek~~
 her half brother name is joseph palomino ~~malek~~
 my name is robert malek, ~~malek~~
 child's mother's name is margaret ingoglia ~~malek~~

Thank You,
 Robert Malek

Mail Delivery Subsystem <mailer-daemon@googlemail.com>
 To: abc75abc@gmail.com

Wed, Apr 6, 2022 at 12:59 AM



Address not found

Your message wasn't delivered to **Kaconway@law.nyc.go** because the domain law.nyc.go couldn't be found. Check for typos or unnecessary spaces and try again.

The response was:

DNS Error: DNS type 'mx' lookup of law.nyc.go responded with code NXDOMAIN Domain name not found: law.nyc.go

Final-Recipient: rfc822; Kaconway@law.nyc.go

Action: failed

Status: 4.0.0

Diagnostic-Code: smtp; DNS Error: DNS type 'mx' lookup of law.nyc.go responded with code NXDOMAIN

Domain name not found: law.nyc.go

Last-Attempt-Date: Tue, 05 Apr 2022 21:59:08 -0700 (PDT)

----- Forwarded message -----

From: robert malek <abc75abc@gmail.com>

To: Kaconway@law.nyc.go, forbesg@brooklynda.org, foil@dany.nyc.gov, SCJC <cjc@cjc.ny.gov>, Renita Davie <rdavie@brownhutchinson.com>, Lolita Forsett <lforsett@brownhutchinson.com>, Gloria Arguinzoni <garguinzoni@brownhutchinson.com>, Steffany Campbell <scampbell@brownhutchinson.com>, jsabel@legal-aid.org, kmillar@bds.org, jess.dannhauser@acs.nyc.gov, sheila.poole@ocfs.ny.gov, jdifore@nycourts.gov, kingsfamilycourt <kingsfamilycourt@nycourts.gov>, HEVESIA@nyassembly.gov

Cc:

Bcc:

Date: Wed, 6 Apr 2022 00:58:57 -0400

Subject: Re: foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, foil from

8/18/22, 12:12 AM

Gmail - foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, reference to judicial co...

robert malek <abc75abc@gmail.com>

Wed, Apr 6, 2022 at 1:07 AM

To: Kaconway@law.nyc.gov

[Quoted text hidden]

 new york state id.pdf
118K

robert malek <abc75abc@gmail.com>

Wed, Apr 6, 2022 at 1:09 AM

Draft

----- Forwarded message -----

From: robert malek <abc75abc@gmail.com>

Date: Sun, Apr 3, 2022, 5:37 PM

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To: <Kaconway@law.nyc.gov>, <forbesg@brooklynda.org>, <foil@dany.nyc.gov>, SCJC <cjc@cjc.ny.gov>

[Quoted text hidden]

 new york state id.pdf
118K

robert malek <abc75abc@gmail.com>

Thu, Apr 14, 2022 at 3:27 PM

Draft To: "Conway, Kathryn (Law)" <Kaconway@law.nyc.gov>

----- Forwarded message -----

From: robert malek <abc75abc@gmail.com>

Date: Sun, Apr 3, 2022, 5:37 PM

Subject: foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, reference to judicial commission

To: <Kaconway@law.nyc.gov>, <forbesg@brooklynda.org>, <foil@dany.nyc.gov>, SCJC <cjc@cjc.ny.gov>

[Quoted text hidden]

 new york state id.pdf
118K

robert malek <abc75abc@gmail.com>

Thu, Apr 14, 2022 at 3:29 PM

To: "Conway, Kathryn (Law)" <Kaconway@law.nyc.gov>, forbesg@brooklynda.org, foil@dany.nyc.gov, SCJC <cjc@cjc.ny.gov>

previously, i do not believe all these attachments went through.

robert malek

[Quoted text hidden]

 new york state id.pdf
118K

robert malek <abc75abc@gmail.com>

Thu, Apr 14, 2022 at 3:35 PM

8/18/22, 12:12 AM

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To: "Conway, Kathryn (Law)" <Kaconway@law.nyc.gov>, forbesg@brooklynda.org, foil@dany.nyc.gov, SCJC
<cjc@cjc.ny.gov>, FOIL@law.nyc.gov

As stated in our Office's determination dated April 6, 2022, you may address your appeal to: Stephen Louis, Records Appeals Officer, New York City Law Department, 100 Church Street, New York, NY 10007. You can also email a copy to FOIL@law.nyc.gov.

DONE NOW IF NECESSARY.. NOTE RECIPIENTS

ROBERT MALEK

[Quoted text hidden]

168

robert malek <abc75abc@gmail.com>
To: FOIL@law.nyc.gov

Thu, Apr 14, 2022 at 3:41 PM

TO RECORDS APPEAL OFFICER :
NEW YORK CITY LAW DEPARTMENT.
PLEASE FORWARD RECORDS.

THANK YOU,
ROBERT MALEK

[Quoted text hidden]

robert malek <abc75abc@gmail.com>
Draft

Thu, Apr 14, 2022 at 4:01 PM

----- Forwarded message -----

From: robert malek <abc75abc@gmail.com>

Date: Sun, Apr 3, 2022, 5:37 PM

Subject: foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, reference to judicial commission

To: <Kaconway@law.nyc.gov>, <forbesg@brooklynda.org>, <foil@dany.nyc.gov>, SCJC <cjc@cjc.ny.gov>

[Quoted text hidden]

 new york state id.pdf
118K

robert malek <abc75abc@gmail.com>

Thu, Apr 14, 2022 at 4:03 PM

Draft To: "Conway, Kathryn (Law)" <Kaconway@law.nyc.gov>, forbesg@brooklynda.org, foil@dany.nyc.gov

mrs conway,

if i wasnt clear about what i wanted, is there anything that is unclear about my request ?

what is the issue ?

[Quoted text hidden]

 new york state id.pdf
118K

robert malek <abc75abc@gmail.com>

Thu, Apr 14, 2022 at 4:06 PM

Draft To: "Conway, Kathryn (Law)" <Kaconway@law.nyc.gov>, forbesg@brooklynda.org, foil@dany.nyc.gov, SCJC
<cjc@cjc.ny.gov>

On Thu, Apr 14, 2022 at 3:29 PM robert malek <abc75abc@gmail.com> wrote:

[Quoted text hidden]

robert malek <abc75abc@gmail.com>

Wed, Apr 27, 2022 at 11:31 PM

To: forbesg@brooklynda.org, foil@dany.nyc.gov, SCJC <cjc@cjc.ny.gov>, "Conway, Kathryn (Law)" <Kaconway@law.nyc.gov>, Steffany Campbell <scampbell@brownhutchinson.com>

To all government officials,
Regarding the claimed referral of my daughters assaults to corporation counsel or who knows where I wish to know what happened to those investigations regarding assaults upon my daughter that was claimed at the secret hearing that took place on 2-20-20.
If you don't turn over foil, I cannot proceed with the 50 h hearing.

169

Sincerely,
Robert Malek
[Quoted text hidden]

robert malek <abc75abc@gmail.com>

Wed, Apr 27, 2022 at 11:32 PM

Draft To: Kaconway@law.nyc.gov, forbesg@brooklynda.org, foil@dany.nyc.gov, SCJC <cjc@cjc.ny.gov>

On Sun, Apr 3, 2022, 5:37 PM robert malek <abc75abc@gmail.com> wrote:
[Quoted text hidden]

robert malek <abc75abc@gmail.com>

Wed, Apr 27, 2022 at 11:34 PM

Draft To: "Conway, Kathryn (Law)" <Kaconway@law.nyc.gov>, forbesg@brooklynda.org, FOIL@law.nyc.gov, foil@dany.nyc.gov

----- Forwarded message -----

From: robert malek <abc75abc@gmail.com>

Date: Sun, Apr 3, 2022, 5:37 PM

Subject: foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, reference to judicial commission

To: <Kaconway@law.nyc.gov>, <forbesg@brooklynda.org>, <foil@dany.nyc.gov>, SCJC <cjc@cjc.ny.gov>

[Quoted text hidden]

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robert malek <abc75abc@gmail.com>
Draft

Wed, Apr 27, 2022 at 11:36 PM

[Quoted text hidden]

 new york state id.pdf
118K

robert malek <abc75abc@gmail.com>
Draft

Wed, Apr 27, 2022 at 11:36 PM

----- Forwarded message -----

From: robert malek <abc75abc@gmail.com>

Date: Sun, Apr 3, 2022, 5:37 PM

Subject: foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, reference to

8/18/22, 12:12 AM

Gmail - foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, reference to judicial co...

judicial commission

To: <Kaconway@law.nyc.gov>, <forbesg@brooklynda.org>, <foil@dany.nyc.gov>, SCJC <cjc@cjc.ny.gov>

[Quoted text hidden]

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118K

170

robert malek <abc75abc@gmail.com>

Wed, Apr 27, 2022 at 11:42 PM

To: "Conway, Kathryn (Law)" <Kaconway@law.nyc.gov>, foil@dany.nyc.gov, FOIL@law.nyc.gov, forbesg@brooklynda.org, Steffany Campbell <scampbell@brownhutchinson.com>, SCJC <cjc@cjc.ny.gov>

the following are the transcripts that indicate that these investigations were supposedly sent to corporation counsel at the secret hearing where the judge lied to the da that margaret was there with my daughter when she was not. turn over the foil on these investigation or the 50 h hearing cannot go forward.

. i am continuing to request this. it is my legal right to have foil evidence regarding this matter.

robert malek

[Quoted text hidden]

 new york state id.pdf
118K

171

EXHIBIT L



robert malek <abc75abc@gmail.com>

foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, reference to judicial commission

19 messages

172

robert malek <abc75abc@gmail.com>

Sun, Apr 3, 2022 at 5:37 PM

To: Kaconway@law.nyc.go, forbesg@brooklynda.org, foil@dany.nyc.gov, SCJC <cjc@cjc.ny.gov>

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 2. law.nyc.gov, Please download 2nd attachment which is 99 pages. Pages 47 - 49 indicate that this investigation was sent to corporation counsel. i need the records on that FROM YOU.
 3. Attorney Travis Johnson indicated he was a minor... which means that the da investigated and determined that JOE PALOMINO assaulted my daughter and NOT HER MOTHER.
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my daughters name is ~~margaret ingoglia~~ ~~margaret ingoglia~~ ~~margaret ingoglia~~
 her half brother name is joseph palomino ~~joseph palomino~~
 my name is robert malek, ~~robert malek~~
 childs mothers name is margaret ingoglia ~~margaret ingoglia~~

Thank You,
 Robert Malek

new york state ld.pdf
 118K

Mail Delivery Subsystem <mailer-daemon@googlemail.com>
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Sun, Apr 3, 2022 at 5:37 PM

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Address not found

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173

The response was:

DNS Error: DNS type 'mx' lookup of law.nyc.go responded with code NXDOMAIN Domain name not found: law.nyc.go

Final-Recipient: rfc822; Kaconway@law.nyc.go

Action: failed

Status: 4.0.0

Diagnostic-Code: smtp; DNS Error: DNS type 'mx' lookup of law.nyc.go responded with code NXDOMAIN

Domain name not found: law.nyc.go

Last-Attempt-Date: Sun, 03 Apr 2022 14:37:27 -0700 (PDT)

----- Forwarded message -----

From: robert malek <abc75abc@gmail.com>

To: Kaconway@law.nyc.go, forbesg@brooklynda.org, foil@dany.nyc.gov, SCJC <cjc@cjc.ny.gov>

Cc:

Bcc:

Date: Sun, 3 Apr 2022 17:37:15 -0400

Subject: foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, reference to judicial commission

----- Message truncated -----

robert malek <abc75abc@gmail.com>

Sun, Apr 3, 2022 at 5:41 PM

To: Kaconway@law.nyc.gov

[Quoted text hidden]


 new york state ld.pdf
118K

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Bcc: Steffany Campbell <scampbell@brownhutchinson.com>

 2-10-20 2-20-20 3-13-20 transcripts-0001.pdf

 2-10-20 ERIC GONZALES SUBPOENA REQUEST.pdf

[Quoted text hidden]

 new york state ld.pdf
118K

8/18/22, 12:15 AM

Gmail - Re: foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, foil from kings coun...

kings county family court, reference to judicial commission, 50 h hearing

— Message truncated —

robert malek <abc75abc@gmail.com>

To: Kaconway@law.nyc.gov

Wed, Apr 6, 2022 at 1:00 AM

----- Forwarded message -----

From: Mail Delivery Subsystem <mailer-daemon@googlemail.com>

Date: Wed, Apr 6, 2022, 12:59 AM

Subject: Delivery Status Notification (Failure)

To: <abc75abc@gmail.com>

174



Address not found

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Cc:

Bcc:

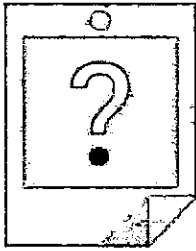
Date: Wed, 6 Apr 2022 00:58:57 -0400

Subject: Re: foil from corporation counsel, foil from the brooklyn das office, foil from the manhattan das office, foil from kings county family court, reference to judicial commission, 50 h hearing

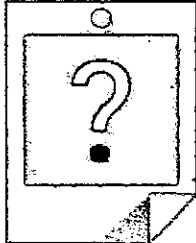
— Message truncated —

2 attachments

icon.png
2K



175



Icon.png
2K

robert malek <abc75abc@gmail.com>
To: letitia.james@ag.ny.gov

Wed, Apr 6, 2022 at 1:08 AM

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176

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robert malek <abc75abc@gmail.com>
 To: "Conway, Kathryn (Law)" <Kaconway@law.nyc.gov>

Tue, May 3, 2022 at 11:00 PM

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Nn19410-18, nn19411-18

On Sun, Apr 3, 2022, 5:37 PM robert malek <abc75abc@gmail.com> wrote:

1. I filed a subpoena for appearance for eric gonzalez, brooklyn, da. Attachment provided.
 2. law.nyc.gov, Please download 2nd attachment which is 99 pages. Pages 47 - 49 indicate that this investigation was sent to corporation counsel. i need the records on that FROM YOU.
 3. Attorney Travis Johnson indicated he was a minor... which means that the da investigated and determined that JOE PALOMINO assaulted my daughter and NOT HER MOTHER.
 4. I am requesting from the brooklyn das office all documents and evidence in their possession regarding this matter. Travis Johnson, attorney for the child stated that you had transferred it. I need all evidence in your possession on this. I need to know the name of the person from the kings county das office whom showed up at hearing on 2-20-2020 in kings county family court, judge williams floor 10, part 6, nn19410-18 , nn 19411-18.
 5. I am requesting from corporation counsel all documents and evidence in their possession regarding this matter.
 6. I am requesting from the brooklyn das office all documents and evidence in their possession regarding this matter.
 6. I am requesting foil from the manhattan das office regarding investigation claimed to be have been done by james zaletta, da and colleen walsh. da.
 7. Judicial Commission, please note that a hearing was held off the record on 2-20-2020 by judge williams where the representative from the das office was lied to that margaret ingoglia was at the courthouse with my daughter on 2-10-2020 regarding osc i filed after my daughter said her mother was going to kill her as referenced on acscomplaints.com crimes against my daughter 7 (you can hear my daughter say this at acs supervised visitation)
- YOU CAN ALSO NOTE IN THE PAGES OF 47-49 WHERE THE JUDGE NOTES THAT THE 3 ASSAULTS OF MY DAUGHTER ARE MY CONCERN AND SHE HAS NO JURISDICTION !!!!!!!**

my daughters name is ~~ma~~ ~~ma~~ ~~ma~~ ~~ma~~ ~~ma~~
her half brother name is joseph palomino ~~ma~~ ~~ma~~ ~~ma~~
my name is robert malek, ~~ma~~ ~~ma~~ ~~ma~~
childs mothers name is margaret ingoglia ~~ma~~ ~~ma~~ ~~ma~~

Thank You,
Robert Malek

17

EXHIBIT M

Wednesday, Mar 25, 2020

179

Me



mrs Garcia, hi something you should know is that 41 hours after I saw a client at mount Sinai hospital I got sick so I didn't quite get this from walking down the street. on march 11, I think I got a bit of it in an elevator at family court or at the parking garage because I felt something minor afterwards. confined spaces as u know are a risk so whenever u get in a elevator when u see a client, hold that mask tight. I have been using my natures answer liquid multi, solgar calcium magnesium liquid, coconut oil, red palm oil, coconut water, now vit k2,, now brand iron, vitamin shoppe ahcc, jarow glutathione, jarow l glutamine, trace minerals liquid selenium, superior source biotin, solaray zinc, natures way licorice root, nutrigold black garlic, vitamin shoppe Echinacea extract , vitamin shoppe bee propolis. I am looking into beta glucan. also go supermarket shopping early. I wasn't taking all this before but I am now and it is working.

6:05 PM

Thursday, Apr 9, 2020

1/20

Me

mrs Witherspoon,
its Thursday at 4:40. how's about
a 3 way conference call between
my daughter and I ? my visit is
supposed to start at 4. Robert
malek

4:41 PM

Thursday, Jul 30, 2020



Mrs Witherspoon

Mr. Malek: This is Ms. Witherspoon.
My understanding is that you would
like to have in person visits. You
stated that you were infected with
COVID. Did you get tested and
received negative results?

12:56 PM

Me

i had covid in march. it is now
august on saturday. covid is
not AIDS. What are you offering
me after you ignored me for 4
months ? rm

1:02 PM

Me

mrs witherspoon, as you know
because i ccd you, i am not being
allowed to give my daughter her
sneakers. do they have covid too ?
didnt you put into your court report
mr maleks covid " scare " mocking
i even had it ? rm

1:07 PM



Mrs Witherspoon

Did you recently state you had COVID again?

1:09 PM

181



Mrs Witherspoon

It may please you to know that we delivered the A/C that you purchased for the family. The A/C was set up as well.

1:10 PM



Mrs Witherspoon

Please bring the sneakers to the agency Monday. I will be able to receive them from you. We will drop them off during our next visit with Minnie. Please only bring the sneakers. We have limited storage space at the agency. Thank you.

1:13 PM

Me



/82

mrs witherspoon, no i didnt have covid again. such is highly unlikely for anyone. your body develops antibodies. a year later thats something else. ill get the vaccine shot yearly when its available. covid doesnt go away 100% in 2-3 weeks. after 2-3 ur like 95% better but to feel 100% where ur exercising every day like i am now, like 6 weeks later. so it isnt like i got it again but we all learned from this new disease it takes a little more time to totally be free. i do understand though that those whom had it real bad are damaged in various ways. i think u know already i was never critical like that. the worst part of covid is realizing u can go from mild to critical in hours and u live ur life on edge for weeks. like awaiting a possible death sentence. fyi i read about glutathione, tried it and along with my other supplements knocked it out in 2 days. really amazing. its avail at vitamin shoppe. rm

1:23 PM

Me



i still take it today as a protective supplement

1:24 PM



Mrs Witherspoon

Thankfully you're better. Would you be willing to take the test and share the negative results with FCLS?

1:26 PM

183

Me

thank you so much regarding delivery of the ac. i have been trying to make sure it stays with them but no one has yet to assure me of this whom i tried to contact. i am willing to facilitate / pay for any move of it for them. i just want to know it is theirs if they go to a different shelter. its an 840 dollar frigidaire. its something that they can have to enjoy for at least 10 years. margaret ingoglia never had ac until she was with me and we had it on all the time. she told me she would suffer every summer.. her mom would remind me loooong ago when we were kids and went out in the car together to remember to keep margaret ingoglia cool. so yes i am so happy they are comfortable, rm

1:35 PM

Me

mrs witherspoon, you know when they stick that swab so far into your nose and it goes back down into ur throat how much that hurts ? its like 6 inches into your face. if i go thru this again, what are we looking at as far as visitation ? i do have paul engel whom is willing to supervise. it wont cost a/c anything just like merny schwartz. i texted all of you about paul. he is highly qualified. , rm

1:40 PM



Mrs Witherspoon

The family has the A/C. They will have it for the length of time that they require and its functional.

2:03 PM

189



Mrs Witherspoon

The court ordered therapeutic visits. We have referred you. You should be receiving a communication from the agency in the near future.

2:10 PM

Me

mrs witherspoon, the ac has to be their property. whether or not something is required is not the point. they have a storage area where it can be brought to in the wintertime for instance if not used but then again it is for them to use and enjoy. if they wish to buy a different brand then thats up to them and they can sell what i bought for them. it correctly should be their property. rm

2:11 PM



Mrs Witherspoon

Regarding Paul Engel, the court decides visitation and whether the visits can be supervised by a resource or the agency. Please provide Mr. Engels full name and DOB so that we can run a background check. We would also need to have his contact information so that we can discuss this option of supervising visits with him.

2:13 PM



Mrs Witherspoon

The A/C is thier property.

2:14 PM

Me

great . thank you.

2:14 PM



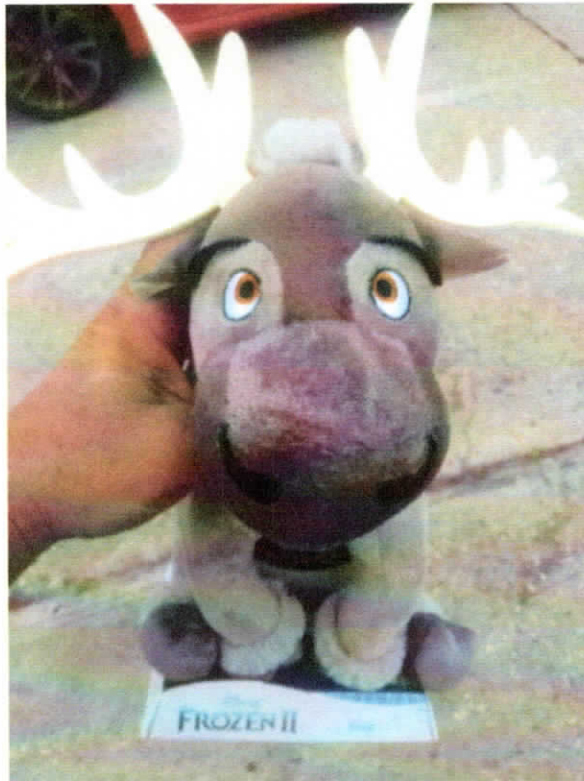
Me

he looks like he needs a home.
really adorable

2:44 PM

185

Me



mrs witherspoon, the court wanted therapeutic visits not at acs. you know if it is ok with acs, the court 99.99 % of the time agrees anyway. especially if i did as well. we are not going with a stranger. so we are fine in my opinion.. what is not fine is no visitation. we both know the judge doesnt want that so lets put this together asap. i have offered merny schwartz long ago and stated in writing i was willing to pay which was not accepted. then i found paul engel and he was ignored. i stated he was free too. i sent you his details previously. ok lets move forward. we cant go backwards. i will send you his info again and lets see what we can put

2:44 PM

186

Me

together. fyi minnie asked for the doggy doo toy when we last spoke on the phone so i ordred it from amazon for her and had bought her a stuffed animal to cuddle with if this is ok. rm

2:44 PM

Me

mrs garcia, paul engel , lcsw 38 years experience, medical school graduate, religious jewish man, active with his synagogue. A good person pxrofessionally and of good moral character. He will hold live visitation between minnie and i immediately at no cost to acs just like i had offered with merny schwartz. If you dont have minnie brought by suv like you used to for visitation at 19 rogers or wish to pay for the transportation, i will pay for her to be brought by car service, etc... he can also monitor us together remotely at a different location. 516 547 4318 is his number. He is located in Oceanside Long Island, RM

2:46 PM

Me

mrs witherspoon, does the fcls have any evidence that covid 19 lasts so long to base their request on ? that someone could have covid for more than 4 months whom was not a bad case ? rm

3:37 PM

Me



187

mrs witherspoon, why would acs / fcls belittle what i had on one hand calling it thrle covid scare and then, on the other consider my case so severe that i would, be positive 4 minths later ? it seems to me that acs / fcls uses covid to portray me as a delusional mental case to the court and on the other hand take it so seriously that yoi want me to take another test 4 months later in order for me to see my child. you are using me having covid against me in evert way. whats next? crazy mr malek got tested again for no reason out of paranoia in the next court report ? rm

3:43 PM

Me



mrs witherspoon, almonte told me the reason why i couldnt see my daughter months ago was because i had covid and quarantine myself for 14 days. i did. months. now she wants a covid test months later when acs and almonte mocks what i had to the court ? this is insulting. rm

4:59 PM

NO REPLY

— —
— —

EXHIBIT N

188

abc75abc@gmail.com

From: abc75abc@gmail.com
Sent: Monday, August 17, 2020 11:21 PM
To: robert malek
Subject: Fw: acs wants me , " the covid scare " to take a covid test before i see my daughter.

Sent from my Verizon LG Smartphone

----- Original message-----

From: robert malek
Date: Fri, Jul 31, 2020 5:13 PM
To: Almonte, Rosmil (ACS); nicola.gibson@acs.nyc.gov;
Cc: abcabc@gmail.com; Johnson, Travis; Robert Maes;
Subject: Re: acs wants me , " the covid scare " to take a covid test before i see my daughter.

Please let the family know that I hope they are doing well and love them very much.

Sincerely,

Robert Malek

On Fri, Jul 31, 2020 at 3:43 PM Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov> wrote:

Good Afternoon Mr. Malek,

Is your answer that you are not willing to submit to a covid-19 screening?

Rosmil Almonte | Team Leader

Division of Family Court Legal Services

Phone: [718-802-2733](tel:718-802-2733) | Mobile: [646-866-3699](tel:646-866-3699)

From: robert malek <abc75abc@gmail.com>
Sent: Friday, July 31, 2020 3:39 PM
To: Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov>
Cc: abcabc@gmail.com; Johnson, Travis <TMJohnson@legal-aid.org>; Gibson, Nicola (ACS) <Nicola.Gibson@acs.nyc.gov>; Robert Maes <rmaes@bds.org>
Subject: RE: acs wants me , " the covid scare " to take a covid test before i see my daughter.

i had relatively mild covid months ago and not had symptoms for months as acs Garcia knows.

There is no medical data that shows covid stays in the body in the manner that is described as if it is herpes or aids.

You know this mrs almonte when you said to me to quarantine yourself for 14 days before arriving at the facility with minnies items.

It is a short lived disease. You know this as do I.

/90

Unless there is medical evidence that covid remains contagious for months after mild infection, that answer is obviously no. If there was a risk to my daughter i most definitely would.

As a matter of fact, those whom have had mild covid have antibodies and more unlikely to be a carrier of covid than those whom have not. As a matter of fact my blood and possibly my breath as well can medically help to save lives rather than take them in reference to the disease.

So the answer until such medical evidence can be provided to me that supports your clients feelings, rather than scientific medical data is no.

i , at this time, rather than being a threat to my daughters health, can most probably save her life.

robert malek

On Jul 31, 2020 3:10 PM, "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov> wrote:

Good Afternoon,

Ms. Ingoglia informed ACS that she was not comfortable with resuming in person visit until you submit to a Covid-19 screening and test negative. Mr. Malek please let me know if you will be submitting for a screening.

From: robert malek <abc75abc@gmail.com>

Sent: Thursday, July 30, 2020 9:32 PM

To: Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov>; Henderson Brathwaite <hbrathwa@nycourts.gov>; Robert Maes <rmaes@bds.org>; Johnson, Travis <TMJohnson@legal-aid.org>; Gibson, Nicola (ACS) <Nicola.Gibson@acs.nyc.gov>; abcabc@gmail.com

Subject: acs wants me , " the covid scare " to take a covid test before i see my daughter.

acs wants me , " the covid scare " to take a covid test before i see my daughter.

robert malek

121

EXHIBIT O

abc75abc@gmail.com

From: robert malek <abc75abc@gmail.com> 192
Sent: Sunday, September 20, 2020 7:21 PM
To: nicola.gibson@acs.nyc.gov; Almonte, Rosmil (ACS); Robert Maes; paula.garcia2@acs.nyc.gov
Cc: Johnson, Travis; robert malek
Subject: WALKED IN AND OUT OF FEDERAL COURTHOUSE ON 9-17-20

WALKED IN AND OUT OF FEDERAL COURTHOUSE ON 9-17-20
WITH A BODY TEMP OF 96.4.

ROBERT MALEK

ROBERT MAUER

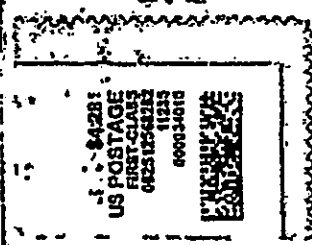
2609 E. 14 ST. #304

BROOKLYN, N.Y. 11235

CERTIFIED MAIL

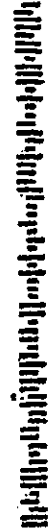


7021 1970 0001 1602 0274



OFFICE OF THE COMPTROLLER
DIVISION OF LAW, RM. 1225
1 CENTRE ST.
N.Y., N.Y. 10007

10007-163999



123

OFFICE OF THE COMPTROLLER CITY OF NEW YORK

2022P1008651

NOTICE OF CLAIM

CLAIMANT INFORMATION

ABC75ABC@GMAIL.COM

CLAIMANT'S NAME: ROBERT MALEK, ROBERT MALEK C/O MARGARET MALEK TEL. #: () 9294418429

STREET ADDRESS: 2609 EAST 14TH STREET #304, BROOKLYN, NEW YORK 11235

CITY: BROOKLYN STATE: NEW YORK ZIP: 11235

SOC. SEC. # OR TAX I.D. #: 130 54 7841, 192 81 7840

CLAIM INFORMATION NYC CHILDREN, ACS (ADMINISTRATION FOR CHILDRENS SERVICES), N.Y. STATE
CITY AGENCY INVOLVED: OFFICE OF CHILDREN AND FAMILY SERVICES

NATURE OF CLAIM: (ATTACH ADDITIONAL SHEET(S) OF PAPER, IF NECESSARY)
ACS, NYC CHILDREN, MY CHILD'S MOTHER DID NOT ALLOW MY DAUGHTER AND I TO SEE EACH OTHER
UNLESS I TOOK A CORONAVIRUS TEST SINCE APPROXIMATELY AUGUST OF 2021.

ITOOK SEVERAL WITH NEGATIVE OUTCOME.

REGARDLESS, I WAS NOT ALLOWED TO SEE MY CHILD.

MEANWHILE, AT COURT HEARING ON JUNE 22, 2021 I FOUND OUT THAT EVEN THOUGH BOTH CHILDREN WERE
CONSIDERED TO BE CHRONICALLY ILL BY ACS AS INDICATED ON SCR RECORDS, OF WHICH HAS BEEN AN ONGOING
PROBLEM, ESPECIALLY FOR MY DAUGHTER, NO ONE WAS VACCINATED FOR CORONAVIRUS AS OF THIS DATE OR
TESTED EITHER.

I HAVE RECEIVED BOTH MY PFIZER SHOTS IN APRIL OF 2021, AS SOON AS IT WAS MADE AVAILABLE TO ME.

AS A MATTER OF FACT, ACS/NYC CHILDREN DIDN'T EVEN KNOW IF THE FAMILY HAD LEFT DURING THE SHELTER IN PLACE ORDER OF 2020 AND
THIS WAS SEVERAL WEEKS AFTER THE MAYORS ORDER.

DURING THIS MAYORS ORDER, IF I WANTED TO SEE MY DAUGHTER ON VIDEOCHAT, I WOULD HAVE HAD TO AGREE TO HAVE HER GO TO A
BUSY APARTMENT BUILDING COMMUNITY COMPUTER MEETING ROOM RATHER THAN SAFELY IN HER APARTMENT WITH MOTHER AND MOTHER'S SON.

TOTAL AMOUNT CLAIMED: \$ 4,000,000,000

IF MORE THAN ONE ITEM IS INCLUDED IN THE TOTAL AMOUNT CLAIMED, SUPPLY BREAKDOWN OF
AMOUNTS AND SPECIFY ITEMS: (ATTACH ADDITIONAL SHEET(S) IF NEEDED)

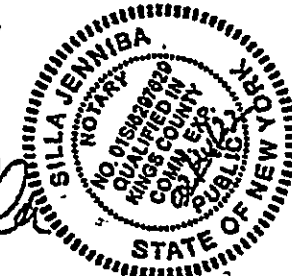
ITEM	AMOUNT
1. _____	\$ _____
2. _____	\$ _____
3. _____	\$ _____
4. _____	\$ _____
5. _____	\$ _____

PLEASE ATTACH COPIES OF SUPPORTING DOCUMENTATION. PREVIOUS CORRESPONDENCE. INVOICES.
ETC.

CLAIMANT'S SIGNATURE: *Robert Malek*

SS: STATE OF N.Y.
CITY OF N.Y. SUBSCRIBED AND SWORN TO BEFORE ME THIS 13th DAY OF
SEPTEMBER, 2021

NOTARY



TO: OFFICE OF THE COMPTROLLER
DIVISION OF LAW - RM.1225 South
1 CENTRE STREET
NEW YORK, N.Y. 10007
TELEPHONE # (212) 669-4736

TO: N.Y.S. OFFICE OF CHILDREN AND FAMILY SERVICES
40 NORTH PEARL STREET
ALBANY, NEW YORK 12207



robert malek <abc75abc@gmail.com>

Robert if you don't want acs to enter once a month, let me get the air cleaner

Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov>

Thu, Apr 16, 2020 at 3:46 PM

To: "abc75abc@gmail.com" <abc75abc@gmail.com>, "rmaes@bds.org" <rmaes@bds.org>, Travis Johnson <TMJohnson@legal-aid.org>

Good Afternoon,

NEVER ALLOWED

ACS visiting the home of Ms. Ingoglia once a home is required as part of her agreeing to submit to the court jurisdiction and ACS supervision. There is no negotiating this requirement. ACS is taking every precaution to ensure the safety of the families under ACS supervision and the CPS workers who are required to make the home visits.

Mr. Malek, at this point you are refusing to resume the visit with the subject child Margaret and ACS will not be require to facility any make up time.

Rosmil Almonte | Team Leader

Division of Family Court Legal Services

Phone: 718-802-2733 | Mobile: 646-866-3699

[Quoted text hidden]

8/14/22, 4:51 PM

Gmail - Fw: acs wants me , " the covid scare " to take a covid test before i see my daughter.

Unless there is medical evidence that covid remains contagious for months after mild infection, that answer is obviously no. If there was a risk to my daughter i most definitely would.

As a matter of fact, those whom have had mild covid have antibodies and more unlikely to be a carrier of covid than those whom have not. As a matter of fact my blood and possibly my breath as well can medically help to save lives rather than take them in reference to the disease.

So the answer until such medical evidence can be provided to me that supports your clients feelings, rather than scientific medical data is no.

I , at this time, rather than being a threat to my daughters health, can most probably save her life.

robert malek

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Sent: Thursday, July 30, 2020 9:32 PM

To: Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov>; Henderson Brathwaite <hbrathwa@nycourts.gov>;

Robert Maes <rmaes@bds.org>; Johnson, Travis <TMJohnson@legal-aid.org>; Gibson, Nicola (ACS)

<Nicola.Gibson@acs.nyc.gov>; abcabc@gmail.com

Subject: acs wants me , " the covid scare " to take a covid test before i see my daughter.

acs wants me , " the covid scare " to take a covid test before i see my daughter.

robert malek



robert malek <abc75abc@gmail.com>

Fw: acs wants me , " the covid scare " to take a covid test before i see my daughter.

1 message

abc75abc@gmail.com <abc75abc@gmail.com>

Mon, Aug 17, 2020 at 11:21 PM

To: robert malek <abc75abc@gmail.com>

Sent from my Verizon LG Smartphone

197

— Original message —

From: robert malek

Date: Fri, Jul 31, 2020 5:13 PM

To: Almonte, Rosmil (ACS); nicola.gibson@acs.nyc.gov;

Cc: abcabc@gmail.com; Johnson, Travis; Robert Maes;

Subject: Re: acs wants me , " the covid scare " to take a covid test before i see my daughter.

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Sincerely,

Robert Malek

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Is your answer that you are not willing to submit to a covid-19 screening?

Rosmil Almonte | Team Leader

Division of Family Court Legal Services

Phone: 718-802-2733 | Mobile: 646-866-3699

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There is no medical data that shows covid stays in the body in the manner that is described as if it is herpes or aids.

You know this mrs almonte when you said to me to quarantine yourself for 14 days before arriving at the facility with minnies items.

It is a short lived disease. You know this as do I.

EXHIBIT P

198



David A. Hansell
Commissioner

William Fletcher, LCSW
Deputy Commissioner

Charita Thomas
Associate Commissioner

Rodney Jackson, LCSW
Assistant Commissioner

Division of Child Protection

Brooklyn Borough Office
Main East Office
1274 Bedford Avenue
Brooklyn, New York, 11216

(718) - tel
(718) - fax

COURT REPORT

Name of Case: Margaret Ingoglia
Date: 07/07/2020
Docket Number: (NN-19411-18),(NN-19410)
Judge: Honorable Judge Jaqueline Williams
Subject Child Joe Palomino (03/15/2004)
Dates of Birth Margaret Malek (12/20/2004)
(DOB):
Respondent (& DOB): Robert Malek (04/06/1969)
Petitioner (& DOB):

Honorable Judge: Jacqueline Williams

In accordance with the court's directives, NYC Children's is submitting an updated report for the case Margaret Ingoglia.

Updates:

Supervised Visits Mr. Malek (RF):

The last in-person supervised visit was on 03/19/20 for a duration of two hours at the agency. Due to Covid-19 outbreak and New York City State of Emergency, the agency has suspended all in-person visitation. However, on 3/20/20, one day after Mr. Malek in-person supervised visit he texted CPS asking, "what is happening". CPS responded that in-person visits has been suspended until further notice. On 03/21/20 (Saturday), Mr. Malek texted CPS informing that he's going to the hospital and is Margaret alright. CPS returned his call on that Saturday. Mr. Malek stated he was in the hospital to get tested as he went for a walk that morning and knew something was not right with his lungs and can never remember having an infection starting in his lungs. CPS

validated Mr. Malek and told him to be safe and to keep CPS posted on this situation. On 3/25/20, CPS received more texts from Mr. Malek expressing how he think he contracted his illness. Mr. Malek texted 41 hours after he saw a client at Mt. Sinai Hospital, he got sick. Mr. Malek also texts that he got sick from the elevator at Family court or at the parking garage.

Mr. Malek kept sending texts about his Covid-19 scare and to inquire how the child Margaret was doing during the health pandemic. Some of his text instructed that the child Margaret should not be brought out of the home under any circumstance as it is not safe. Mr. Malek offered to buy air purifier, food, and have it delivered to the family home, he even offered CPS \$50 to deliver food for the family. Mr. Malek was willing to do what he can, for the family to remained indoors safe. CPS informed Mr. Malek the family does not have food security and CPS has been delivering food during visits.

Mr. Malek contacted CPS early April to inquire about visits. CPS told Mr. Malek we can do supervised phone contacts twice a week, between him and the subject child. Two early barriers that prevented Mr. Malek from having phone contact with the subject child was one, Ms. Ingoglia was not allowing any devices in her home to be used for the fear that her information and location will be breached. Secondly, ACS was going twice per month to family's and engaging at the door as not to put each other at risk. Therefore, CPS volunteered to use her phone for when she visits the family. Mr. Malek did not agree for that arrangement, he did not want the child to leave the apartment fearful of her contracting the illness. CPS asked Mr. Malek if he can buy a phone for the child and then we can begin the visit without CPS going to the home. Mr. Malek agreed then change his mind and stated, he does not want ACS to supervise the visits. From since then Mr. Malek has been sending texts, emails to CPS and FCLS on how he wants the supervised visit to occur during the pandemic. CPS and her Team, as well as FCLS Team were corresponding trying to bring a resolution that Mr. Malek would accept, but to no avail.

On 04/06/20, Mr. Malek had his first phone contact with Margaret, then phone contacts occurred only when CPS conducted a face to face visit with the family, 06/26/20, was the last phone contact. On 04/09/20, Mr. Malek contacted FCLS stating he is not getting video visit with the subject child. The cycle began again with Mr. Malek not wanting CPS/ACS to supervise the visits and the visits must occur inside the home, which the mother continues to oppose. Mr. Malek then identified two Psychologist as Resources to supervise his visits with the child Margaret. CPS contacted the Resources and one did not exist. The other Resource Psychologist checked out, but he insisted ACS must pay for his service. ACS did not approve Mr. Malek Resource. Finally, CPS and Ms. Ingoglia suggested the visit can occur in a safe room in the building where they reside. Moreover, the mother's social worker was willing to provide a laptop and supervised the child since the Ms. Ingoglia cannot. That arrangement was refused by Mr. Malek, on the premise the child is being put at risk, he insisted the visit must take place in the mother's apartment, which the mother refuse. On 06/19/20, CPS was advised to refer Mr. Malek to the NYSPCC's Therapeutic Supervised Visitation Program. CPS obtained the referral package and was set to submit the request and decided to ask Mr. Malek if he is willing to this arrangement. On 06/22/20, CPS and CPSS1 had a phone conversation with Mr. Malek about Therapeutic Supervised visits with Minnie and it does involve out of pocket payments by him. Mr. Malek insisted that he will not discuss any resource unless the ACS team can give him an answer to why his Resource was not approve. That discussion ended with Mr. Malek being explosive and CPSS1 ended the call. Also, I must highlight, Mr. Malek called in two investigation during the Covid-19 pandemic against the non-respondent mother. The first, was on 05/05/20 and the other 06/06/20, those reports were to undermine Ms. Ingoglia ability to care or the subject children Margaret and Joe.

Home Visits:

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CPS continued to conduct announce and unannounced visit during the Covid -19 pandemic. The home continues to be safe with no apparent safety concern currently. The clutter situation has been addressed and the mother storage and organized items in the home. The home continues to have a working smoke/CO detector and sturdy window guards. The home is equipped with three fans so the home can maintain a cool temperature. However, the mother requested for air-condition unit to be installed. CPS also observed an amount of food supply, provisions and sleeping arrangement for the children. The children continue to be well cared for and their basic needs are met by the mother. Recently, Ms. Ingolia did a graduation party for Joe, she and the child Margaret made a cake and decorated the home with decorations they created, to ensure Joe felt special for accomplishing this milestone. The children appear to have a close bound with their mother and seems to be thriving in the home environment. However, subject child Margaret continues to exhibit oppositional behavior in the home. Margaret's behavior is being addressed through therapy with her school counselor and Psychotherapist. CPS has delivered and continues to deliver toys, multivitamins, juice, body soap for Margaret at Mr. Malek request, which the child is happy to receive. CPS has supported the family throughout the health crises by conducting face to face visits, supervising phone contacts, delivering food and medicine lock box. During these visits the children was observed without any marks and bruises on their bodies. The last home visit was on 06/26/20.

School:

Due to Covid-19 Margaret have been participating in remote learning. On 06/23/20, CPS reached out to the children school counselors for academic progress.

Margaret guidance counselor reported that there's no behavioral concern for the child. Margaret has been receiving counseling twice a week from her counselor, who is currently working on the child social skills and Trauma related issues. Margaret is also seen once a week for video sessions with her Occupational Therapist and Speech Therapist. Both guidance counselor reported to work closely with the children mother and she's cooperative and is receptive to suggestions for the greater good of the children education progress.

Medical:

Margaret up to date with annual physicals. Margaret immunizations are up to date as well. Margaret healthy since covid-19 health outbreak. Subject child Margaret had one doctor visit on 05/26/20 for an ongoing issue. Subject Margaret. The non-responsive mother continues to address all the children medical concerns as recommended.

Services and referrals:

The non-responsive mother and children have Preventive Services in place. Ms. Ingolia and Margaret continues to be engaged in mental health services to address concerns. On 06/23/20, CPS spoke with Ms. Ingolia psychotherapist who reported to engage Ms. Ingolia in weekly psychotherapy for childhood trauma and trauma related anxiety and stress in

the context of domestic violence and ongoing custody dispute of her daughter. CPS also followed up with subject child ~~Margaret~~ Psychotherapist, who has not contacted CPS to date. [REDACTED]

[REDACTED] CPS was able to speak with customer service, who reported that the children are consistent with their therapy on a weekly basis. [REDACTED]

On 03/25/20, CPS partake in a mental health consult for Mr. Malek. Recommendations and referrals were given to discuss with Mr. Malek. CPS had a discussion with Mr. Malek about referring him to a mental health clinic in his community and he declined the offer. Mr. Malek is not receptive to addressing mental health concerns currently.

Contact with Preventive:

PPRS continues to be in place for this family and Preventive Worker has been addressing any issues that arises with the family. Case Planner reported no concerns for the children currently.

DIR/Criminal History:

An updated search for Criminal History and Domestic Incident Report was submitted on 02/27/2020. The results were received on 03/05/2020, which showed no new DIR's or CRIMINAL report file for Ms. Margret Ingoglia or Mr. Robert Malek. There's a full stay away Order of Protection in place against Mr. Malek, on behalf of Ms. Ingoglia, Joe and Margaret.

Summary:

CPS has been assigned to this case as of January 6th, 2020, since then CPS has been working with the family. Ms. Ingoglia has been cooperative and has allowed CPS to enter her home. Ms. Ingoglia seems to enjoy caring for the subject children Joe and ~~Margaret~~ and they seem happy in her care. She is providing for their basic needs. During visit's the children is friendly and always ready to engage CPS. Ms. Ingoglia continues to learn skills to provide a safe and structural home for Joe and ~~Margaret~~. CPS is working with her on consistency.

During Covid-19 outbreak, Ms. Ingoglia adhere to New York State orders and sheltered in place and kept the children safe and healthy. Ms. Ingoglia is receptive to supervised video visits or supervised phone contact between Mr. Malek and ~~Margaret~~. However, Ms. Ingoglia did not agree for her phone or Joe's phone to be used for phone or video contact; neither can the video visit to occur in her home. Ms. Ingoglia and CPS advocated for the video visit to occur in her building in a safe space without the use of her or Joe's devices. Mr. Malek refused on the premise that the child will be leaving the home and can contract the virus and he does not want ACS/CPS to supervise the visits going forward. Mr. Malek presented two Resources to supervise the video visits. CPS contacted the Resources identified the first one (Psychologist) the information given, no business came matching that information. The second Resource identified (Psychologist), claimed he does not know of Mr. Malek and asked questions of what is expected of this supervised virtual visit will look like. After learning about the requirements, the Resource insisted, ACS must pay for his services not Mr. Malek. ACS did not approve Mr. Malek resource. CPS was made privy to a contracted resource for supervised therapeutic visits. CPS contacted the resource and got all the details, then CPS and CPSS1 had a conversation with Mr. Malek before sending out the referral. Mr. Malek was insisting he must know why ACS rejected his resource before any conversation about referring him for

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therapeutic visits with his daughter at this new resource. As a result, supervised phone contact between Mr. Malek and Ms. Ingoglia continues when CPS visits the home, which is going well so far. Mr. Malek continues his manipulative behaviors and wants to control Ms. Ingoglia ability to care for the children. One way he does that is by calling in reports to the State Central Registry. On 05/05/2020 an additional information case was called in regarding subject child Joe going outside to the store without a mask on and Mr. Malek not seeing Ms. Ingoglia for the past 3 weeks. On 06/06/20, a subsequent case reporting that Ms. Ingoglia has a medical condition which prevents her from perspiring in hot temperatures. This condition predisposes her to heat exhaustion with corresponding symptoms of vomiting and elevated temperatures. Ms. Ingoglia knows about this medical condition but has failed to address the situation appropriately. On 06/06/20 the local temperatures will rise placing the child at imminent risk of heat exhaustion/stroke. As per the non-respondent mother there's no medical evidence to support Mr. Malek claim/report.

Respectfully submitted,

Paula Garcia		07/07/2020
Preparer (Print name)	Signature	Date
1274 Bedford Avenue Unit 225	paula.garcia2@acs.nyc.gov	718-623-4629
Address and Unit	E-mail	Telephone

Bolade Begho		07/07/2020
Preparer's Supervisor (Print name)	Signature	Date

Iyeisha Witherspoon		07/07/2020
Preparer's CPM if needed (Print name)	Signature	Date

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EXHIBIT Q

204

abc75abc@gmail.com

From: abc75abc@gmail.com
Sent: Tuesday, July 28, 2020 7:31 AM
To: Gibson, Nicola (ACS); Robert Maes; Travis Johnson; Henderson Brathwaite; abc75abc@gmail.com
Subject: Conversation between Me and mrs garcia
Attachments: Me_mrs_garcia(36).pdf

this here was the text message that was quoted upon in the acs court report 7-7-20.
also, this is in filing 507139/2020 that you all had received in that case. nicola didnt though but rosmil did.
regarding the covid 19 scare commentary i am requesting from everyone the,highest ranking staff persons email from your associated agency / corporation.
if you dont have that email, the,highest ranking person you have or can obtain the email of.

henceforth,

i am requesting this of:

travis johnson for legal aid

robert maes for brooklyn defender services

nicola told me she is the deputy bureau chief

also, i am requesting the email of judge fiore from henderson brathwaite / williams.,if you dont have that, the email of someone higher than amanda white.

i can only request. now up to you.

sincerely,
robert malek

Sent from my Verizon LG Smartphone

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EXHIBIT R

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From: robert malek <abc75abc@gmail.com>
Sent: Monday, November 9, 2020 11:03 PM
To: lshapiro@bds.org; lschreibersdorf@bds.org; jsabel@legal-aid.org; david.hansell@acs.nyc.gov
Cc: Jdwillia@nycourts.gov; robert malek
Subject: disability discrimination, race discrimination, ethical violations of nicola gibson and rosmil almonte
Attachments: us court fling part 2.pdf

Dear Mr. Hansell,
Dear Mrs Shapiro,
Dear Mrs Schreibersdorf,
Dear Mrs. Sabel,
Dear Judge Williams,

Mr. Hansell, Hello. I am writing to you to inform you of disability discrimination, race discrimination and ethical violations of your bureau chief nicola gibson and rosmil almonte whom represent acs of new york city.

Since you are the head of the agency, i am emailing you to confirm of your decision for your agency to take such actions and make such statements.

Mrs. Sabel, Hello. I am including you because the actions of ACS NYC and BDS representing Margaret Ingoglia are affecting the welfare of my child for she is barred from seeing her father. Her name is Margaret Malek.

Mrs Shapiro and Mrs. Schreibersdorf, Hello. I am including you because Brooklyn Defender Services is representing Margaret Ingoglia and is in violation of attorney ethics to take part in representing the within stated position of Margaret Ingoglia and ACS of which your agency can be held liable.

Judge Williams, Hello. I am including you because in the most order to show cause, rosmil almonte, attorney of acs stated that ACS IS AN EXECUTIVE AGENCY AND JUDGE WILLIAMS HAS NO POWER TO PLACE ANY ORDER UPON THEM. EXCEPT OF COURSE THE ORDERS THAT ACS WANTS THE JUDGE, YOU TO WRITE FOR THEM.

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SO THE PETITIONER HAS BECOME THE JUDGE IN MY CASE. HOW CONVENIENT AND WHOLLY UNLAWFUL OF DUE PROCESS 5TH AND 14TH AMENDMENT RIGHTS.

1. Mr. Hansell, please view the document within that I filed at us court today. In this document, it states in exhibit A. that acs considers their client, margaret ingoglia to be IRISH AMERICAN while father Robert Malek is the race of Jewish and NOT AMERICAN. Such is part 2. Part 1 and 2 were

sent to Rosmil Almonte today whom is your other attorney. If anyone here wants part 1, just ask me for it and I will send.

2. In July of this year, in acs court report Rosmil Almonte along with Nicola Gibson as your attorneys representing ACS of NYC, took part in mocking me having covid by calling me " **the covid scare,**" and furthermore, in their report falsely quoted me as having made text statements I did not make to ACS Paula Garcia.

3. When I informed your staff attorneys, nicola gibson and rosmil almonte that their actions are a breach of ethics, they had nothing to say. I was ignored. Sadly from what I understand from court attorney Brathwaite, Judge Williams knew about this as well. She too had nothing to say. But then again, according to acs, she has no power over them in the first place. Interesting Mr. Hansell. Very enlightening as to whether or not Judge Williams Courtroom is actually a courtroom to begin with according to ACS.

4. After me stating to them that doing as such to someone whom had covid is wrong, they then took the other abusive position of you cannot see your child unless you test negative for a covid test. So in step 1, I was made fun of and since I asserted that Covid is serious and they should not mock anyone for having it . Then, they then took the new position of I cannot see my child unless i test negative.

5. I had minor Covid Symptoms in the end of March, 2020 and informed Paula Garcia I was symptom free in the beginning of May.

6. It is now November, 2020 7-8 months later.

7. Due to me having Covid, your acs attorneys and staff are preventing me from seeing my daughter unless I produce a negative test regardless of the fact that there is no evidence that those whom have had Covid and minor as I was, become eternal Covid carriers to infect the world, months later. In other words, there is zero medical evidence to back up the actions of your acs workers taking part in such parental and child abuse, aiyehsa witherspoon, paula garcia, rosmil almonte and nicola gibson. I have brought up to them that there is no medical evidence in support and they could care less. Apparently, if it was up to acs of new york city, all previous covid carriers should be placed into quarantine or placed into concentration camps, barred from seeing their children. Or, Mr. Hansell, is it only those whom are Jewish and whom acs considers as NOT AMERICAN in your own documents within , exhibit A....

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8. In order for me to file two notices of removal, one at us court in manhattan in September and other filings in us court in Brooklyn, in order to enter you have to take a coronavirus test. I have reported to acs garcia, aiyehsa witherspoon and your two staff attorneys that I , in september tested negative at us court or I never would have been able to file the documents. Everyone knows I am pro se. Now, once again, today, I entered and was cleared. **Regardless, your staff wants me to take a full on coronavirus test though I display no symptoms which makes no medical sense.** Your worker today, paula garcia in recorded phone conversation stated to

me that well, you could be asymptomatic ! So I said, well that's true.

However that goes for everyone else. I can then be negative today and

positive tomorrow ! She had no answer for this. Furthermore, when I told her that approximately 20% of new yorkers have corona antibodies (view links in this email. as high as 25 % ! and this is those whom were tested !!!!

) I then said, what about every other asymptomatic person walking too ? Are all the people entering 1274 bedford avenue getting coronavirus tests ? are all your workers ? she had no answer for this either and chose rather than to hang up on me to just put the phone down and walk away. Of which also is on tape that she did this as well.

9. So Mr. Hansell, whom represents the acs agency of the city of new york, what I need to know is, do you consider the race of Jews coronavirus carriers or non jews as well ? And, if you consider non jews to be carriers of coronavirus as well can you affirm to me that all acs workers are getting full blown coronavirus tests on a regular basis as well as all other parents, such as your AMERICAN client, Margaret Ingoglia ?

10. Mr. Hansell, your staff has zero evidence of ever informing me of when, if ever I will be allowed to see my daughter again if I dont wish to take a Coronavirus test so it is apparent that you, acs of new york city have determined that such deprivation of my parental rights is now..... permanent, along with your American client Margaret Ingoglia, because I previously had coronavirus. Isn't that correct Mr. Hansell ?

11. As for BDS, it is important that you are aware of the position of Robert Maes and his client Margaret Ingoglia, whom is under court and acs jurisdiction to take part in such disability and race discrimination upon my daughter and I, terminating my right to see my daughter without just cause. **Medical speculation** gives you and ACS no right to take part in terminating a parents right to see his child.

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12. Today, my daughter on the phone was once again, begging me to take a coronavirus test to be able to see me. I told her the truth that I took a Coronavirus test , have no symptoms and that her mother and Garcia are lying. Such testing by two courthouses are insufficient for acs of new york city.

13. The actions of Margaret Ingoglia continue to typify her parental alienation and efforts to take every possible opportunity as a means to prevent me from seeing my daughter.

14. Throughout Covid, I have repeatedly requested of Robert Maes, Rosmil Almonte and Travis Johnson to be able to give the family a HEPA air cleaner for not a penny. Margaret Ingoglia had no concern for her family nor ACS for my family.

15. Paul Garcia in text message to me this summer, informed that she didnt even know if the family had PPE equipment....

14 AND 15 CONFIRM THAT THE FORESTATED ACTIONS OF INGOGLIA AND ACS ARE WITH MALICE AND INTENT TO DEPRIVE MY DAUGHTER AND I OF OUR PARENTAL RIGHTS.

I dont know if you all realize this but the ACLU will take this case in about two seconds and it will end up in the newspaper.

Regardless, for me, all it takes is a notice of claim and I am good to go in 30 days.

The choice is yours.

Sincerely,

Robert Malek

<https://www.nytimes.com/2020/04/23/nyregion/coronavirus-new-york-update.html>

<https://www.cnbc.com/2020/06/30/roughly-25percent-of-new-york-city-has-probably-been-infected-with-coronavirus-r-scott-gottlieb-says.html>

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EXHIBIT S

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From: robert malek <abc75abc@gmail.com>
Sent: Friday, November 20, 2020 8:57 AM
To: Johnson, Travis; Jdwillia@nycourts.gov; Robert Maes; Almonte, Rosmil (ACS); robert.malek; david.hansell@acs.nyc.gov; Garcia, Paula S (ACS); Witherspoon, Iyeisha D (ACS)
Subject: contempt of court, professional misconduct, perjury, right to proceed as pro se
Attachments: covid scare text message.pdf

hello.

1. In the July 2020 court report, almonte, garcia, witherspoon and begho not only used vile language, making fun of someone having a deadly disease, they also lied as to the statements i had made.

The following is the text message between Garcia and I. Notice how these corrupt acs individuals distort the factual truth.

I have the right to file a dismissal of acs case against malek for such professional misconduct. I have brought this to the attention of gibson as well that this is improper. Regardless, they would neither retract or apologize for anything.

I have also indicated to all " attorneys " in a subsequent email that it is also professional misconduct for you to say nothing regarding this.

It is perjury on the court and represents gross misconduct. No one cared to say anything. Not even Brathwaite.

Even when I emailed the " attorneys " just like I cannot call rosmil a whore and travis a nigger, THIS IS UNACCEPTABLE. Still I got nowhere.

Of course no one, not even my childs mother whom also didnt care when her sons father was dying either, cared about my welfare except Maes whom said to me that he was sorry that I was sickened. However, you cant be sorry on one hand and violate professional ethics on another hand to stay silent regarding this matter and further such abuse upon me by not letting me see my daughter.

AS A MATTER OF FACT, FOR THREE WEEKS AFTER I CAME DOWN WITH THE SYMPTOMS I WAS IGNORED BY EVERYONE ME TRYING TO HAVE CONTACT WITH MY DAUGHTER UNTIL TRAVIS EMAILED ALMONTE.

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ONE NIGHT WHEN MY LUNGS WERE HURTING AND WAS AFRAID I WAS GOING TO DIE, I CALLED MARGARET INGOGLIA ON THE PHONE NUMBER THAT WAS LISTED IN DISCOVERY SO I CAN SPEAK TO MINNIE. I LEFT A MESSAGE. NO RETURN CALL. I COULD HAVE DIED WITHOUT AT LEAST SPEAKING TO MY DAUGHTER FIRST SO MY DAUGHTER CAN GO THE REST OF HER LIFE ASKING HERSELF, BUT WHY DIDNT DADDY CALL ME BEFORE HE DIED ? MARGARET INGOGLIA COULD CARE

LESS. THIS IS THE EVIL OF MARGARET INGOGLIA. NO CONCERN. NOT THEN, NOT NOW, NOT EVER. THE WOMAN IS EVIL. WHEN I HAD CORONA, SHE DIDNT EVEN TELL MY DAUGHTER IT WAS MY BIRTHDAY ON APRIL 6 AS MY DAUGHTER HAD TOLD ME ON THE PHONE.

From here, the coronavirus abuse did not end. From here, it was, ok. So you had corona months ago ? Take another test if you want to see your daughter even months later though you have no symptoms. I go to court, get screened and still, not good enough.

Meanwhile, I am bringing gifts to my daughter at 1274 bedford ave with other parents, workers and children there and no one has any concerns.

Since these attorneys and acs workers such as begho and witherspoon have taken such position, I have adopted new names for them as well. With witherspoon and begho soon to come.

Gutter Whore Almonte
West Hollywood Johnson " Mr. West Hollywood "
Spic Maes
" Corn on the Cob eatin ' Brathwaite "
and acs garcia as **Monkey face garcia.**

IF THEY WANT TO LIE TO THE COURT UPON MY STATEMENTS, COMMIT PERJURY AND CALL ME VILE NAMES THEN THIS IS HOW THEY WILL BE SPOKEN TO IN RETURN.

INTERACTION AT AN ACS OFFICE BY ME UPON THESE LOWLIFES IS WHOLLY UNWORKABLE UNDER THE CIRCUMSTANCES BECAUSE IF I SEE THESE PEOPLE, THERE IS GOING TO BE A BIG PROBLEM. THANKFULLY, ANY TIME I HAVE BROUGHT GIFTS TO MY DAUGHTER I HAVE NOT SEEN THEM.

My new change in attitude is simple. Dr. Lloyd Glauberman, Vivian Thompsen and Stuart Levinson are all mental health workers that I have spoken to. The consensus is united. Fight back, fight like hell, protect your daughter and let her know you are fighting for her. Henceforth, such is what I will do..

Regarding the letter from ACS usual in the back pocket contracted resource on Bedford Ave. stating that my daughter has separation anxiety NOT BECAUSE SHE HASNT SEEN HER FATHER FOR 8 MONTHS BUT BECAUSE HER MOTHER LEFT FOR A MONTH 3 YEARS AGO..... AND THIS IS THE FIRST TIME WE ARE HEARING OF THIS " ANXIETY " IS UTTERLY LAUGHABLE. DOES ANYONE BELIEVE THIS NONSENSE ?

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OH, AND NOW IN THIS ORDER TO SHOW CAUSE AND THE OTHER 4 MONTH BACKDATED ONE, ACS IS NOW PRESENTING PHYSICAL ABUSE !!!!! WHICH SOMEHOW EVOLVED FROM 2.5 YEARS OF AMNESIA OF MEMORY.....

THE ONLY PATHETIC TRUTH OF THIS IS THAT MY DAUGHTER IS BEING TOLD SUCH LIES TO TRY TO ALIENATE HER FROM HER FATHER.

A THIRD PETITION AMENDMENT IN THE WORKS GUTTER WHORE ALMONTE ???

NOW THAT WOULD BE A PROBLEM, WOULDN'T IT ? ESPECIALLY SINCE ACS HAS ZERO PHOTOS, 911 CALLS, HOSPITAL VISITS OR EVIDENCE OF SUCH ABUSE WHATSOEVER.

MAYBE YOU WOULD LIKE TO PRESENT MARGARET INGOGLIAS FAMILY OFFENSE PETITION UPON JUAN PALOMINO HER SONS FATHER AS WELL TO THE COURT WHERE SHE ALLEGED HE TRIED TO ATTEMPTED MURDER HER AND HAS ATTACKED HER WITH A KNIFE AND A STICK IN THE PAST.

MY DAUGHTER IS NOW AFRAID OF BEING " TAKEN BY HER FATHER " !!! ? WHEN MEANWHILE, HER MOTHER HAS TAKEN HER FROM HER FATHER FOR 8 MONTHS. IT IS CLEAR SHE IS AFRAID OF BEING TAKEN FROM HER FATHER IN WHOLE, SUCH FEAR MATERIALIZING UPON ACS GUTTER WHORE ALMONTE ATTEMPT TO SUSPEND " VISITS " WHICH ARE AN INSULT AND NOT VISITS TO BEGIN WITH.

Gutter Whore Almonte does not stop there. She commits contempt of court by humiliating the authority of judge williams, **telling her that she doesnt have the authority in 4 month backdated osc to even allow me to record the visits to my daughter because acs is an EXECUTIVE ENTERPRISE.**

Meanwhile my right to record is lawfully clear and the right for judge williams to order upon ACS NYC is also clear. Google the rights of film makers and photographers in new york city : a brief outline of applicable laws. +

Federal Cases:

Martin VS Gross
Gertz Vs Robert Welch
Glik Vs Cunniffe

If I was judge williams, I would either put her in jail for contempt, contact the legal ethics board for a history of disciplinary action to be on her record, ban her from the case or dismiss acs action altogether which is what I would do as judge. I would simply say, " I dont have the authority because you are an executive enterprise ? Okay. your case is dismissed.... and that's my authority. Have a nice day... Next.....I "

If these lowlifes have the right to be lawyers, which we'll see after I report them for misconduct, I have the right to proceed pro se. I am not a low life, am honest and the only time I told the court I refuse is when the matter came up of another order to try to stop or limit my scr calls. I will never stop trying to protect my daughter. Such is impossible.

I am tired of this abuse for myself and my daughter. The matter of us court and the allegations I have made, are honest and truthful to the best of my knowledge and belief. For example, On 9-

2/4

25-18 Judge Williams stated that there are decisions, decision that came back from appellate court regarding the placement of the children. Well, nowhere to be found..... How, Why and Where ?

Mr. Hansell, these are your employees. You are responsible for them. I expect and hold you responsible to take proper action in this situation.

Sincerely,
Robert Malek

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EXHIBIT T

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malek, robert	Dr. Merlin, Mark	13542599
DOB 05-22-1990 (M,52y)	Rapid Reliable Testing	Date Collected 06/27/2021 00:00
Phone 9294418429	35w 35th St. Floor 6	Date Received 06/28/2021 01:03
MRN# MTU2706202110631639	New York, NY 10001	Date Reported 06/28/2021 06:27
Requisition # MTU2706202110631639		

SARS-CoV-2 (COVID-19): **NEGATIVE**

Testing Results	
SARS-CoV-2 (COVID-19)	NOT DETECTED

Final Report Electronically signed by Dr. Patel, Chiraag MD as approved by the medical director on 06/28/2021 at 06:27 AM

Reference Range: NOT DETECTED

Test Information:

The PRL SARS-CoV-2 (COVID-19) test is a real-time reverse transcription polymerase chain reaction (rRT-PCR) test. The SARS-CoV-2 primer and probe set is designed to amplify and detect RNA from the SARS-CoV-2 in respiratory specimens from patients as recommended for testing by public health authority guidelines. The assay employs the CDC-designed primer/probe sequences as included in the SARS-CoV-2 (2019-nCoV) CDC qPCR Probe Assay and listed below. SARS-CoV-2-specific sequences target two separate regions of the viral nucleocapsid (N) gene. Also included is an internal control targeting the human RNase P (RP) gene. All three targets are detected in a single assay in multiplex, each with a unique fluorophore-quencher combination.

Limitations:

1. The test was validated for use only with upper and lower respiratory specimens.
2. Negative results do not preclude SARS-CoV-2 infection and should not be used as the sole basis for treatment or other patient management decisions. Optimum specimen types and timing of collection during infections caused by SARS-CoV-2 have not been determined.
3. Collection of multiple specimens (types and time points) from the same patient may be necessary to detect the virus.
4. A false negative result may occur if a specimen is improperly collected, transported or handled. False negative results may also occur if amplification inhibitors are present in the specimen or if inadequate numbers of organisms are present in the specimen.
5. Positive and negative predictive values are highly dependent on prevalence. False negative test results are more likely when prevalence of disease is high. False positive test results are more likely when prevalence is moderate to low.
6. If the virus mutates in the RT-PCR target region, SARS-CoV-2 may not be detected or may be detected less predictably. Inhibitors or other types of interference may produce a false negative result.
7. An interference study evaluating the effect of common cold medications was not performed.
8. Test performance can be affected because the epidemiology and pathology of disease caused by SARS-CoV-2 is not fully known. For example, clinicians and laboratories may not know the optimum types of specimens to collect, and when during infection these specimens are most likely to contain levels of virus that can be readily detected.
9. Detection of viral RNA may not indicate the presence of infectious virus or that SARS-CoV-2 is the causative agent for clinical symptoms.
10. The performance of this test has not been established for monitoring treatment of SARS-CoV-2 infection.
11. The performance of this test has not been established for screening of blood or blood product for the presence of SARS-CoV-2.
12. This test cannot rule out diseases caused by other bacterial or viral pathogens.

This test was developed, and its performance characteristics determined by the Pandemic Response Laboratory. It has not been cleared or approved by the U.S. Food and Drug Administration. The FDA has determined that such clearance or approval is not necessary. The test methodology has been validated in-house and the methodology as well as the validation data, reviewed by the Clinical Laboratory Evaluation Program of the New York State Department of Health. The validation data is available at the Laboratory at the address below. The laboratory also participates in inter-laboratory testing under the auspices of the College of American Pathologists, in keeping with the Clinical Laboratory Improvement Amendments of 1988 (CLIA 88). Therefore, this test is used for clinical purposes. It should not be regarded as investigational or for research on this basis alone.

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**RAPID
RELIABLE
TESTING**

Final Report

PHYSICIAN	MERLIN, MARK
	RAPID RELIABLE TESTING
	35 W. 35th STREET 6th FLOOR
	NEW YORK, NY 10001
	Tel: 646-755-9951

PATIENT	robert malek
	DOB: REDACTED
	Sex: Male
	Address:
	2609 East 14th Street Brooklyn
	New York 11235 11235
	Tel: 9294418429

SAMPLE	Specimen Number:
	MTU2706202110631636
	Date Collected: 06/27/2021
	Time Collected: 12:29 EDT
	Date Reported: 06/27/2021
	Time Reported: 12:48 EDT

CLINICAL REPORT

Test	Result	Report Date
H and H Rapid Antigen	Negative	06/27/2021
NOTE: Test performed using Nasal, Mid-Turbinate swab. Please consider re-collection of a new specimen, if clinically indicated.		
NOTE: The COVID-19 assay is under Emergency Use Authorization (EUA) by the U.S. Food and Drug Administration. Rapid Reliable Testing is designated as a laboratory by the Clinical Laboratory Improvement Amendments of 1988(CLIA) and are qualified to perform this test.		

Final Report

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EXHIBIT U

219

JUDGE WILLIAMS (00:00):

The one consideration, and I will have to review this to see if anything has been addressed like this anywhere in the state, is with respect to the COVID testing in light of the governor's recent, and that is recent as in June of this year, lifting of restrictions, and I don't know if there's any application in this circumstance to those orders of the governor. So I will be reviewing that simple ... When I say simple, that particular issue in terms of my prior orders. But with respect to the mental health assessment itself, we've had a couple of discussions about this point. You have named various people who deny that they have any ongoing therapeutic or patient relationship with you, and to that extent, the court will again confirm that is the order of the court.

ROBERT MALEK, RESPONDENT (01:09):

Okay, now one thing at a time. As far as the coronavirus situation, I have recently been double tested. I have the results. I am negative. That's one, and I could produce that.

JUDGE WILLIAMS (01:21):

Okay.

ROBERT MALEK, RESPONDENT (01:21):

And two, I am double vaccinated and I'd like to know if you issued these orders and everyone did this supposedly for the safety or protection of my child, I'd like to know when Margaret Ingoglia got vaccinated along with Joe Palomino, and I'd like to know when they were tested because I was tested and I got double vaccinated.

ROSMIL ALMONTE, ACS (01:46):

So your honor, regarding that information, ACS is not privy to the ... That's for non-respondent mother to want to disclose if she wants to. ACS does not have that information. It's HIPAA regulations that it's for the non-respondent mother to decide whether or not she wants to provide that information on her children.

ROBERT MALEK, RESPONDENT (02:06):

Oh, I see. So when it comes to the children, your jurisdiction stops when it comes to your client. When it comes to me, it's a different story. But for the mother to be vaccinated, for the mother to have been tested for the safety of the children, it don't matter. Okay, that's on ... It's on record. The transcriber has it. We'll see how far that goes.

Now regarding me being evaluated, I have been evaluated by Dr. Eli. I've had this notarized. I presented it to the court. I've been evaluated by Dr. Fox. I present. I have three SEO diplomas, and this is not good enough. You're still all ...

SCO

JUDGE WILLIAMS (02:42):

What is the ~~SEO~~ diploma?

SCO

ROBERT MALEK, RESPONDENT (02:46):

ACS requested me to go to ~~SEO~~ for a parenting program.

SCO

220

EXHIBIT V

221

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

-----X
In the Matter of

ORDER TO SHOW CAUSE

~~Margaret M. Joe~~
Joe Palomino — 18

Children under the Age of Eighteen
Alleged to be Neglected by

Docket No. NN-19410/11-18
Part: 6 (Williams, FCJ)

Robert Malek

Respondent, .

Commissioner of the Administration
for Children's Services, City of New York,

Petitioner,
-----X

**NOTICE: THE PURPOSE OF THIS HEARING IS TO PUNISH THE
ACCUSED FOR CONTEMPT OF COURT. SUCH PUNISHMENT MAY
CONSIST OF A FINE OR IMPRISONMENT, OR BOTH, ACCORDING TO
LAW.**

**WARNING: A FINDING OF WILLFUL VIOLATION OF A COURT
ORDER MAY SUBJECT YOU TO CONTEMPT OF COURT AND FINE
OR IMPRISONMENT OF UP TO SIX MONTHS.**

Upon the annexed affirmation of Rosmil Almonte, Esq., the annexed affidavit of Child
Protective Specialist, Ardaisha Hudson, the Exhibits annexed thereto, and all of the papers and
proceedings heretofore had herein, and good and sufficient cause appearing,

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Let the respondent Robert Malek., and the attorney for the children, Travis Johnson, Esq., show cause before this Court at Part _____ thereof, located at the courthouse at 330 Jay Street, Brooklyn, New York on the _____ day of January 2020, at _____ o'clock in the forenoon of that day, or as soon thereafter as counsel may be heard, why an order should not be entered::

- (a) Holding Robert Malek., respondent herein, in civil and/or criminal contempt of court, pursuant to FCA § 156, FCA § 1029, FCA § 1056 and Judiciary Law article 19 sections 750 and 753 for violation of the Temporary Order of Protection entered in this proceeding, and entering the appropriate punishment against her in connection therewith;
- (b) Suspending visits for the respondent and the subject child ~~Morgan Malek~~ until the respondent undergoes a mental health evaluation;
- (c) Granting leave to amend the petition; and
- (d) For such other and further relief as this court deems just and proper.

ORDERED that pending a determination of this motion the respondent Robert Malek's visits with the subject child ~~Morgan Malek~~ are hereby suspended and petitioner is granted leave to amend.

GOOD AND SUFFICIENT CAUSE APPEARING, let service of a copy of this order, together with the papers upon which it was granted, upon counsel for the respondent father, and the Attorney for the Child, pursuant to CPLR sections 2103, on or before the _____ day of _____, 2020, be deemed good and sufficient service.

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Dated: January 2, 2020
Brooklyn, New York

ENTER:

TO: Clerk of Court

Robert Malek
Attorney for Respondent

Travis Johnson, Esq.
Attorney for the Subject Children
Legal Aid Society

224

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

-----X
In the Matter of

Attorney Affirmation

~~Margaret M. Malek~~
Joe Palomino

Children under the Age of Eighteen
Alleged to be Neglected by

Docket No. NN-19410/11-18
Part: 6 (Williams, FCJ)

Robert Malek

Respondent,

Commissioner of the Administration
for Children's Services, City of New York,

Petitioner,
-----X

Rosmil Almonte, Esq. affirms the following under penalty of perjury, that:

1. I am an attorney duly admitted to the practice of law before the courts of the State of New York. I am of counsel to Alan Sputz, Esq., Special Assistant Corporation Counsel to James Johnson, Esq., Corporation Counsel of the City of New York, and as such counsel for the petitioner, the Commissioner of the Administration for Children's Services ("ACS") herein.
2. This Affirmation is offered in support of petitioner's current motion requesting the respondent father be held in contempt of court upon further facts which are alleged herein, suspending his visits with the subject child ~~Margaret M. Malek~~ until he undergoes a mental health evaluation and grant petitioner leave to amend the petition.

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FACTS

3. This child protective proceeding was initiated on July 21, 2018, by the Commissioner of the Administration for Children's Services ("ACS"), pursuant to Article 10 of the Family Court Act ("FCA"). The petition alleges, inter alia, that the respondent father failed to provide the subject child with proper supervision or guardianship. See Petition at **EXHIBIT A**.
4. On or about July 31, 2018, the matter was heard before the Honorable Jacqueline Williams and the subject children were released to the non-respondent mother with ACS supervision and a Full Stay Away Order of Protection was issued against the respondent on behalf of the subject children and the non-respondent mother. The court also issued an order that all visits between the respondent and the subject child ~~Margaret~~ shall be agency supervised only.
5. On or about October 2018, petitioner filed an Order to Show Cause seeking to suspend the respondent's visit with the subject child Margaret because of the respondent exhibited inappropriate behavior including interrogating the subject child ~~Margaret~~ during visits and calling the State Central Registry after every visit with the subject child against the non-respondent mother. The court granted Petitioner's application in part. The Court issued an order that all the visits will be suspended until a therapeutic visit provider is located.
6. On or about February 2019, the respondent commenced therapeutic visits at the CFS. On or about August 2019, the CFS terminated services with the respondent because of his inappropriate behavior with staff at the CFS. After the therapeutic visits were terminated,

CPS Hudson was not able to locate another service provider that the respondent would agree to.

7. On or about September 18, 2019, the issued an order directing the respondent to participate in an Imminent Risk Assessment in court and directed agency supervised visits for the respondent and the subject child M[REDACTED] until a therapeutic visit provider is located. To date the respondent has not submitted to the imminent risk assessment nor engaged in any of the services recommended by ACS.
8. According to ACS case records, since the filing of the petition, the respondent has called in approximately thirty (30) cases to the State Central Registry against the non-respondent mother alleging that she is neglecting and abusing the subject child M[REDACTED]. According to ACS records all the cases called by the respondent against the non-respondent mother have been unfounded.
9. Attached as Exhibit C is a copy of the Temporary Order of Protection, which ACS now alleges was violated by the respondent. Said order states that the respondent, is to stay away from the non-respondent mother and the subject children. This includes to refrain from harassment and menacing. The respondent was present in court when this order was issued. Petitioner submits that the respondent continually calling in false reports of neglect and abuse of the subject child M[REDACTED] by the non-respondent mother constitutes harassment and menacing and is a violation of the Order of Protection. As a result of the respondent calling in false reports to the State Central Registry, the subject child M[REDACTED] has had to endure forensic medical examination and is thoroughly body checked at the beginning and end of every agency visit. Additionally, the non-respondent mother and the subject children are routinely woken up in the middle of the night by ECS conducting

WIPA photos!

emergency home visits. According to CPS Hudson, she has routinely told the respondent to discuss his alleged concerns with her and not to call in reports to the State Central Registry.

The Court should find the Respondent in Contempt of the Order of Protection.

10. FCA § 156 states in relevant part that; "[t]he provisions of the judiciary law relating to civil and criminal contempt shall apply to the family court in any proceeding in which it has jurisdiction...a violation of an order of the family court in any such proceeding which directs a party...to do an act or refrain from doing an act shall be punishable under such provisions of the judiciary law, unless a specific punishment or other remedy for such violation is provided in this act or any other law."
11. The Judiciary Law, under Article 19 § 750 and 753, permits this court to punish the respondent father for criminal and/or civil contempt of court for violation of FCA § 1029. Unlike Final Orders of Protection issued under FCA § 1056 which have a specific remedy for a violation punishable under FCA § 1072, a violation of FCA § 1029 shall be punishable under the provisions of the judiciary law as no specific punishment is delineated in the Family Court Act.
12. In *McCormick*, The Court of Appeals defined the elements that must be met in order for a Court to find that contempt has occurred. McCormick v. Axelrod, 59 N.Y.2d 574, 583. (NY 1983). To find that contempt has occurred, the Court must determine that a lawful order of the court, clearly expressing an unequivocal mandate, was in effect. *Id.* The Court must also find that the order has been disobeyed *Id.* Finally, the party to be held in

contempt must have had knowledge of the Court's order, although it is not necessary that the order actually have been served upon the party. *Id.*

13. The Court of Appeals has held that in order to find contempt, it must be determined that "a lawful order of the court, clearly expressing an unequivocal mandate, was in effect," McCormick, *supra*. On March 19, 2018, under the authority granted by Family Court Act §1029, this Court entered a Temporary Order of Protection against the respondent father, directing him to in relevant part to;

Refrain from communication or any other contact by mail, telephone, e-mail, voice-mail or other electronic or any other means with ... Shatasha Renee Brown (DOB: 01/15/1992). *See* EXHIBIT A.

As the Temporary Order of Protection in this court was entered pursuant to the underlying Article 10 neglect case, FCA § 1029 is the applicable statute for issuing Orders of Protection. Section 1029 of the Family Court Act states that "the family court, upon the application of any person who may originate a proceeding under this article, for good cause shown, may issue a temporary order of protection, before or after the filing of such petition, which may contain any of the provisions authorized on the making of an order of protection under section one thousand fifty-six." The very face of the Order of Protection is a reflection that the requirements for its issuance under FCA §1029 were met, in that the Court, after hearing an application from the petitioner of the Article 10 neglect proceeding, found that there was good cause shown in the underlying Article 10 petition to enter the order.

14. Finally, the Temporary Order of Protection was clear and unequivocal, detailing the name and dates of birth of the respondent and the name and date of birth of the party he was to

refrain communicating with. Petitioner submits that the respondent continually calling in false reports of neglect and abuse of the subject child ~~Ma~~ by the non-respondent mother constitutes harassment and menacing and is a violation of the Order of Protection.

15. The Court of Appeals has consistently held that a party to be held in contempt must have had knowledge of the Court's order, although it is not necessary that the order actually have been served upon the party. McCormick, Supra; see also People ex rel. Stearns v. Marr, 181 N.Y. 463 (N.Y. 1905); Shakun v. Shakun, 11 A.D.2d 724 (2d Dept 1960); Power Authority of New York v. Moeller, 57 A.D.2d 380 (3d Dept 1977). In *Stearns*, the Court of Appeals similarly noted, "this court has upheld proceedings in the Supreme Court, punishing parties for contempt in violating an injunction who had knowledge of it, though not served, and also the agency and attorneys of parties having like knowledge of the granting of the order, though it was imperfectly or irregularly served." *Supra* at 470. The *Stearns* Court cited a decision supporting this premise from a prior case where a defendant and his attorney were found to have committed contempt for violating an Order, when they were present for the application for the order but left before the order was entered:

If these parties by their attendance in court were apprised that there was an order, that is sufficient; and I can not attend to a distinction so thin, as that persons standing here until the moment the Lord Chancellor is about to pronounce the order, which from all that passed they must know will be pronounced, can by getting out of the Hall at this instant avoid all the consequences. *Id.*

16. There are two fundamental categories of contempt, civil and criminal, both of which this Court has the authority to consider. The two varieties can be distinguished in that the purpose of criminal contempt is to compel respect for the Court's mandates, whereas the

purpose of civil contempt is to vindicate the rights of a party to the proceeding. (*See, e.g., McCormick v. Axelrod, supra; Matter of Anonymous*, 222 A.D.2d 501; 635 N.Y.S.2d 73 (App. Div. 2nd Dept. 1995); *Matter of Murray*, 98 A.D.2d 93; 469 N.Y.S.2d 747 (App. Div. First Dept. 1983); *Matter of Department of Environmental Protection (DEP) v. Department of Environmental Conservation and Central Hudson Gas & Electric, et al.*, 70 N.Y.2d 233; 513 N.E.2d 706; 519 N.Y.S.2d 539 (Ct. of Appeals 1987).) In *Matter of DEP*, the Court commented that:

"This court's power to punish for civil and criminal contempt is found respectively in Judiciary Law § 753 (A) (3) and § 750 (A) (3). Although the same act may be punishable as both a civil and a criminal contempt, the two types of contempt serve separate and distinct purposes. A civil contempt is one where the rights of an individual have been harmed by the contemnor's failure to obey a court order (*People ex rel. Munsell v Court of Oyer & Terminer*, 101 NY 245). Any penalty imposed is designed not to punish but, rather, to compensate the injured private party or to coerce compliance with the court's mandate or both (*State of New York v Unique Ideas*, 44 NY2d 345). A criminal contempt, on the other hand, involves an offense against judicial authority and is utilized to protect the integrity of the judicial process and to compel respect for its mandates (*King v Barnes*, 113 NY 476). Unlike civil contempt, the aim in a criminal contempt proceeding is solely to punish the contemnor for disobeying a court order, the penalty imposed being punitive rather than compensatory (*State of New York v Unique Ideas*, 44 NY2d 345, *supra*)."
Id., 70 NY2d at 239.

17. Here, there would appear to be a basis for both civil contempt and criminal contempt.

Since the purpose of an order issued pursuant to § 1029 is the protection of a party, any such order which was violated would logically create a basis to vindicate that parties' rights by imposing contempt. Additionally, however, such a willful disobedience of the order creates a basis for the court to impose a punishment due to the disrespect

demonstrated by the respondent for the court's mandate to abide by the Order of Protection.

18. ACS submits that it is in possession of evidence which will allow it to meet its burden of establishing that the lawful Temporary Order of Protection, clearly expressing an unequivocal mandate, was in effect, that respondent was aware of said order, and that there is a reasonable certainty that he disobeyed said order. (See, Pereira v. Pereira, 5 N.Y.2d 301; 319 N.E.2d 413; 361 N.Y.S.2d 148 (Ct. of Appeals 1974); Matter of McCormick v Axelrod, 59 NY2d 574, 583, supra; People ex rel. Stearns v Marr, 181 NY 463, 470), supra.) Once that threshold has been passed, the Court should then proceed to determine which category of contempt should be imposed upon the respondent.

The Court Should Suspend the Respondent's Visits Until He Undergoes a Mental Health Evaluation.

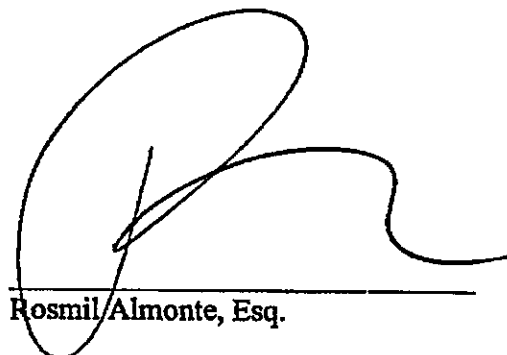
19. Family Court Act section 1030(c), states in relevant part that "a respondent shall be granted reasonable and regularly scheduled visitation unless the court finds that the child's life or health would be endangered thereby, but the court may order visitation under the supervision of an employee of a local social services department upon a finding that such supervised visitation is in the best interest of the child." In the incident proceeding the respondent father's current mental state possess a risk to the subject child ~~Margaret~~ emotional and physical wellbeing to the point that during the last visit the subject child ~~Margaret~~ asked the respondent father to not call in reports against her mother.

**LEAVE TO AMEND PETITION TO ADD ALLEGATIONS AGAINST THE
RESPONDENT FATHER**

20. Petitioner now seeks to amend the petition filed on July 31, 2018 to add allegations against the respondent father that relate to his bizarre behavior or any other acts of similar serious nature requiring the aid of the court.
21. Leave to amend shall be freely granted regardless of the merits or sufficiency of the pleadings. Grant v. Rochester, 68 Misc.2d 358, N.Y.S.2d 691 (1971).
22. Absent a showing that the amendment would be futile, palpably insufficient or immaterial, the court should freely grant leave to amend. Van Dussen-Storto Motor Inn v. Rochester Telephone Co., 63 App. Div. 2d 244, 407 N.Y.S.2d 287 (1987).
23. Based on the respondent father calling in false reports against the non-respondent mother which have led to unnecessary child protective investigation of the non-respondent mother and the subject children. See Proposed Amended Petition annexed hereto as Exhibit "A."

WHEREFORE, petitioner ACS respectfully asks that the Court grant the relief requested herein, in its entirety, and grant such other and further relief which this Court deems just and proper.

Dated: January 2, 2020
Brooklyn, NY



Rosmil Almonte, Esq.

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

234

In the Matter of

~~Malek~~ Malek

A Child under the Age of Eighteen
Alleged to be Neglected by

Robert Malek

Respondent

Child Protective Specialist AFFIDAVIT

Docket No: NN-19410-18

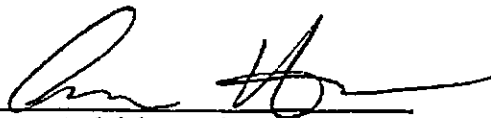
STATE OF NEW YORK)
) ss:
COUNTY OF KINGS)

I, Ardaisha Hudson, do hereby swear and affirm, under penalty of perjury, the following to be true:

1. I am the Child Protective Specialist Assigned to this family. Since my assignment on this case the respondent father has called in approximately 30 case to the State Central Registry, alleging the abuse and neglect of the subject children by the non-respondent. All of the cases called in by the respondent father against the non-respondent mother have been unfounded.
2. Throughout my assignment on the case, I have spoken to the respondent father about calling in false reports to the State Central Registry. I have explained to him that when he calls in a report to the State Central Registry, ECS must make emergency contact with the subject children to ensure their safety which often happens overnight. I have also explained to him, that he leads to the subject children being interviewed and forensically examined. However, the respondent father continues to call in reports to the State Central Registry. I have explained the respondent that he should discuss

his alleged concerns with his assigned CPS instead of calling in reports to the State Central Registry. Despite, my several discussions, the respondent called in a report on Christmas Eve against the non-respondent mother which led to ECS interrupting the children's Christmas. The subject children frequently been woken up in the middle of the night have resulted in the subject children missing days of school because they are not able to wake up in the morning.

3. Moreover, as a result of the respondent calling cases to the State Central Registry, I must conduct full body checks of the subject child ~~Mason~~ at the beginning and end of every visit.
4. At this time ACS is requesting that the respondent's visits be suspended until he has had a mental health evaluation since he does not seem to comprehend how his actions are severally impacting the subject children.


Ardaisha Hudson
CPS

Sworn to before me, this 2
day of January 2020


NOTARY PUBLIC

Rosmil Almonte
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 02AL6345278
Qualified in Kings County
My commission expires 07/25/20

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Exhibit A

Secs. 1012, 1031 F.C.A.

(Child Protective)

FAMILY COURT OF THE STATE OF NEW YORK
CITY OF NEW YORK, COUNTY OF KINGS

Attorney: ALMONTE, R

Judge:

-----X

In the Matter of	:	Docket No: <u>NN-19411-18</u>
	:	
JOE PALOMINO	:	
	:	PETITION NEGLECT CASE
	:	
A Child Under Eighteen Years	:	
of Age Alleged to be Neglected by	:	
	:	
ROBERT MALEK	:	
	:	
	:	Child Protective Specialist:
	:	ARDAISHA HUDSON
	:	ACS #: 5236894
	:	Unit #: 292-1
	:	Telephone: 718-245-5975
	:	
	:	
Respondent (s)	:	
	:	

-----X

NOTICE: IF YOUR CHILD REMAINS IN FOSTER CARE FOR FIFTEEN (15) OF THE MOST RECENT TWENTY-TWO (22) MONTHS THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

TO THE FAMILY COURT:

The undersigned petitioner respectfully shows that:

1. Petitioner David A. Hansell, Commissioner of Administration for Children's Services, a Child Protective Agency with offices at 150 William Street, New York, New York, is authorized to file a petition under Article 10 of the Family Court Act.
2. JOE PALOMINO is a male child under the age of eighteen years, having been born on ~~06/24/64~~.

3. Said child resides at 1110 EAST 101ST STREET GROUND FLOOR, BROOKLYN, NY, 11236.
4. The father of said child is
or is alleged to be JUAN PALOMINO who resides at L.K.A. -779
HENDRIX STREET APT. #1, BROOKLYN, NY, 11212.
The father's date of birth is ~~06-15-1945~~
The mother of said child is MARGARET INGOGLIA who resides at 1110
EAST 101ST STREET GROUND FLOOR, BROOKLYN, NY, 11236.
The mother's date of birth is ~~12-15-1945~~. The other person legally
responsible for the care of said child is ROBERT MALEK , Non-
Relative, who resides at 1110 EAST 101ST STREET GROUND FLOOR,
BROOKLYN, NY, 11236
5. (Upon information and belief), said child is a neglected child in
that: (Specify grounds of neglect under Section 1012 of the Family
Court Act.)
See Addendum I.
6. (Upon information and belief),
ROBERT MALEK , the Non-Relative of said child
is the person who is responsible for neglect of said child.
7. There currently is not reason to believe, or information that
suggests or indicates that the child is a Native American child.

Petitioner is required to obtain education information and to provide that information to foster care providers and other parties to this proceeding. Unless otherwise obtained by release, Petitioner thus seeks a court order to obtain the education records (including special education records) of each child named in this petition who is not placed with a parent(s)/legal guardian(s), and a court order to provide such records to service providers where such records are necessary to enable the service provider to establish and implement a plan of service.

WHEREFORE, Petitioner prays that an order be made determining the said JOE PALOMINO to be a neglected child, otherwise dealing with said child in accordance with the provisions of Article 10 of the Family Court Act.

Dated: 07/31/2018

David A. Hansell

Petitioner

Zachary W. Carter
Corporation Counsel

Alan W. Sputz
Special Assistant Corp Counsel



Signature of Attorney

DIANE SHEA of Counsel

Name

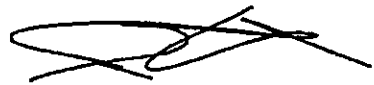
Administration for Children Services
330 JAY STREET
12TH FLOOR
BROOKLYN NY 11201
718-802-2790

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VERIFICATION

STATE OF NEW YORK)
COUNTY OF KINGS SS.:

ARDAISHA HUDSON, being duly sworn, deposes and says that (s)he is employed by Administration for Children's Services, a Child Protective Agency; and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has read the foregoing petition and knows the contents thereof; that the same is true to (his) (her) own knowledge except as to those matters therein stated to be alleged upon information and belief, and that as to those matters (s)he believes it to be true.



Petitioner
David A. Hansell, Commissioner
Administration for Children's
Services
By: ARDAISHA HUDSON
Child Protective Specialist

Sworn to before me, this
31st day of July 2018



Notary Public
IVAN NG
Notary Public, State of New York
No. 02NG6361059
Qualified in BROOKLYN County
Commission Expires Jul 03, 2021

ADDENDUM I

241

CASE NAME: MARGARET INGOGLIA
CHILD NAME: JOE PALOMINO
CASE NUMBER: 5236894
DATE PET FILED: 07/31/2018

THE CHILDREN:

~~MARGARET MALEK~~
JOE PALOMINO (DOB: ~~06/13/2005~~)

THE RESPONDENT:

ROBERT MALEK

JOE PALOMINO (DOB: ~~06/13/2005~~) and ~~MARGARET MALEK~~ (DOB: ~~06/13/2005~~) are children under eighteen years of age whose physical, mental or emotional condition has been impaired or is in imminent danger of becoming impaired as a result of the failure of the alleged father/person legally responsible ("PLR") for their care, ROBERT MALEK (DOB: ~~06/13/2005~~), to exercise a minimum degree of care, in that:

1. Respondent PLR ROBERT MALEK holds himself out as the father of the subject child ~~MARGARET MALEK~~, age 3, and that he has been romantically involved with the non-respondent mother, Margaret Ingoglia for the last four years. The respondent PLR admitted that the non-respondent mother Margaret ~~Malek~~ and the subject child ~~MARGARET MALEK~~ have resided with the respondent PLR in his family home since the child ~~MARGARET MALEK~~ was born. The respondent PLR admitted that the subject child JOE PALOMINO, age 13, has resided in respondent PLR's family home since February 2018. The respondent PLR admitted that he is providing financially for the subject children JOE PALOMINO and ~~MARGARET MALEK~~ in that the respondent PLR pays the bills in the family home and provides clothes and food for the subject children. *INGOGLIA*

2. The respondent PLR ROBERT MALEK fails to supply the children JOE PALOMINO and MARGARET MALEK, with adequate supervision and guardianship, in that:

a. On or about June 29, 2018, the non-respondent mother Margaret Ingoglia stated to the undersigned that respondent PLR "verbally and mentally abuses" the non-respondent mother, controls everything within the family including the money, and the non-respondent mother cannot make any decisions without the respondent PLR's permission. The non-respondent mother stated that the respondent PLR monitors the non-respondent mother's text messages and telephone calls, that the respondent PLR curses at the non-respondent mother in front of the children including calling the non-respondent mother a "bitch," and that the non-respondent mother is afraid of the respondent PLR. The non-respondent mother stated that she is afraid of what the respondent PLR "is capable of" and stated that the respondent PLR threatened the non-respondent mother that if she ever leaves with the subject child ~~MARGARET MALEK~~, he will go to the nursing home of the maternal grandmother and hurt the maternal grandmother.

b. Upon information and belief, the source being a conversation between the subject child JOE PALOMINO and Child Protective Specialist ("CPS") Kim James on or about June 29, 2018, the subject child stated that the respondent PLR is in a "bad mood everyday" and "threatens to hurt" the non-respondent mother. The subject child stated that both he and the non-respondent mother are being "picked on" by the PLR, and that the subject child "can't take it anymore." The subject child stated that the respondent PLR makes him "sad."

c. On or about June 29, 2018, the subject child JOE PALOMINO stated to the undersigned that he is "scared" of the respondent PLR and that the subject child JOE PALOMINO has seen the respondent PLR "get in [the non-respondent mothers] face."

d. On or about June 29, 2018, the undersigned spoke with a caseplanner from Catholic Charities, and the caseplanner stated that she has observed the respondent PLR be "very controlling" over the family, and that the non-respondent mother and subject children are not allowed to remain in the family home until the respondent PLR returns from work, until approximately 10:30 P.M.

Based on the foregoing, the subject children are neglected or at risk of becoming neglected pursuant to Article Ten of the Family Court Act.

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Exhibit B

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At a term of the Family Court of the
State of New York, held in and for
the County of Kings, at 330 Jay
Street, Brooklyn, NY 11201, on
September 18, 2019

PRESENT: Hon. Jacqueline D. Williams

In the Matter of

Joe Palomino Ingoglia (DOB: 3/15/2004),
~~Margaret Michelle Malek~~ (DOB: 10/29/2014),

Children under Eighteen Years of Age
Alleged to be Neglected by

File #: 235429
Docket #: NN-19411-18
NN-19410-18

CPS #: 5236894

ORDER

Robert Malek,

Respondent.

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

IT IS ORDERED that :

- Mr. Michael D. Carlin, Esq. has accepted assignment to serve as a Legal Advisor to Mr. Malek. Any future communications sought by Mr. Malek with Attorney For Child, Ms. Amy Serlin, Esq. shall specifically be directed through Mr. Carlin.
- Mr. Malek is directed to participate in an Imminent Risk Assessment here in the Court. Mental Health Services to have access to the petitions filed as they conduct an imminent risk assessment.
- Mr. Malek to provide copies of reports and/or updates regarding the services that he says he is engaged in to the Court and parties by the conference date of 11/14/2019.
- Mr. Malek to continue with agency supervised and therapeutic visits with the Subject Child, Margaret. The Court is accepting that as a result of cancellations of prior visits and late appearances, Mr. Malek has not had approximately 8 hours of visitation time with Margaret. In light of that fact, the Court directs ACS to work out a schedule of "makeup time" for Mr. Malek with Margaret. So for example, one visit a week might be stretched from one hour to 90 minutes until such time as the 8 hours have been "made up."
- Mr. Malek is to comply with the therapeutic visits at the location arranged by ACS.

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- Mrs. Ingoglia is ordered by the Court to make her best efforts to ensure that she is on time and present with Subject Child, ~~Mary~~ whenever the visits are scheduled. The constant cancellations and lateness are not acceptable.

After the pretrial conference scheduled for 11/14/2019 at 11:00 am in Part 6A, the Court and parties shall schedule a trial date for early 2020.

Dated: September 18, 2019

ENTER

20190918164934JOWILLIAM121783DC2F3426F82D12B29D1125460D

Hon. Jacqueline D. Williams

Check applicable box:

- ☐ Order mailed on [specify date(s) and to whom mailed]: _____
- ☐ Order received in court on [specify date(s) and to whom given]: _____

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Exhibit C

Secs. 1012, 1031 F.C.A.

(Child Protective)

FAMILY COURT OF THE STATE OF NEW YORK
CITY OF NEW YORK, COUNTY OF KINGS

Attorney: ALMONTE, R

Judge: WILLIAMS, J

-----X

In the Matter of

Docket No: NN-19410-18~~M. M.~~ ~~M. M.~~

AMENDED PETITION NEGLECT CASE

A Child Under Eighteen Years
of Age Alleged to be Neglected by

ROBERT MALEK

Child Protective Specialist:

ARDAISHA HUDSON

ACS #: 5236894

Unit #: 273-1

Telephone: 718-245-5975

Respondent (s)

-----X

NOTICE: IF YOUR CHILD REMAINS IN FOSTER CARE FOR FIFTEEN (15) OF THE MOST RECENT TWENTY-TWO (22) MONTHS THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

TO THE FAMILY COURT:

The undersigned petitioner respectfully shows that:

1. Petitioner David A. Hansell, Commissioner of Administration for Children's Services, a Child Protective Agency with offices at 150 William Street, New York, New York, is authorized to file a petition under Article 10 of the Family Court Act.
2. ~~M. M.~~ ~~M. M.~~ is a female child under the age of eighteen years, having been born on ~~2-1-1973~~.

3. Said child resides at whose address is CONFIDENTIAL.
4. The father of said child is
or is alleged to be ROBERT MALEK whose address is CONFIDENTIAL.
The father's date of birth is ~~REDACTED~~.
The mother of said child is MARGARET INGOGLIA whose address is
CONFIDENTIAL.
The mother's date of birth is ~~REDACTED~~.
5. (Upon information and belief), said child is a neglected child in
that: (Specify grounds of neglect under Section 1012 of the Family
Court Act.)
See Addendum I.
6. (Upon information and belief),
ROBERT MALEK , the Legal Father of said child
is the person who is responsible for neglect of said child.
7. There currently is not reason to believe, or information that
suggests or indicates that the child is a Native American child.

Petitioner is required to obtain education information and to provide that information to foster care providers and other parties to this proceeding. Unless otherwise obtained by release, Petitioner thus seeks a court order to obtain the education records (including special education records) of each child named in this petition who is not placed with a parent(s)/legal guardian(s), and a court order to provide such records to service providers where such records are necessary to enable the service provider to establish and implement a plan of service.

ADDENDUM I AMENDED PETITION

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CASE NAME: MARGARET INGOGLIA
CHILD NAME: ~~MARGARET MALEK~~
CASE NUMBER: 5236894
DATE PET FILED: 07/31/2018
DATE PET AMENDED 01/02/2020

THE CHILDREN:

~~MARGARET MALEK~~ (DOB: ~~03/15/2004~~)
JOE PALOMINO (DOB 03/15/2004)

THE RESPONDENT:

ROBERT MALEK

JOE PALOMINO (DOB: ~~03/15/2004~~) and ~~MARGARET MALEK~~ (DOB: ~~03/15/2004~~) are children under eighteen years of age whose physical, mental or emotional condition has been impaired or is in imminent danger of becoming impaired as a result of the failure of the alleged father/person legally responsible ("PLR") for their care, ROBERT MALEK (DOB: ~~03/15/2004~~), to exercise a minimum degree of care, in that:

1. Respondent PLR ROBERT MALEK holds himself out as the father of the subject child ~~MARGARET MALEK~~, age 3, and that he has been romantically involved with the non-respondent mother, Margaret Ingoglia for the last four years. The respondent PLR admitted that the non-respondent mother Margaret ~~Malek~~ and the subject child ~~MARGARET MALEK~~ have resided with the respondent PLR in his family home since the child ~~MARGARET MALEK~~ was born. The respondent PLR admitted that the subject child JOE PALOMINO, age 13, has resided in respondent PLR's family home since February 2018. The respondent PLR admitted that he is providing financially for the subject children JOE PALOMINO and ~~MARGARET MALEK~~ in that the respondent PLR pays the bills in the family home and provides clothes and food for the subject children.

INLOKID
NOT
MALEK

2. The respondent PLR ROBERT MALEK fails to supply the children JOE PALOMINO and ~~MARGARET MALEK~~, with adequate supervision and guardianship, in that:

a. On or about June 29, 2018, the non-respondent mother Margaret Ingoglia stated to the undersigned that respondent PLR "verbally and mentally abuses" the non-respondent mother, controls everything within the family including the money, and the non-respondent mother cannot make any decisions without the respondent PLR's permission. The non-respondent mother stated that the respondent PLR monitors the non-respondent mother's text messages and telephone calls, that the respondent PLR curses at the non-respondent mother in front of the children including calling the non-respondent mother a "bitch," and that the non-respondent mother is afraid of the respondent PLR. The non-respondent mother stated that she is afraid of what the respondent PLR "is capable of" and stated that the respondent PLR threatened the non-respondent mother that if she ever leaves with the subject child ~~MARGARET MALEK~~, he will go to the nursing home of the maternal grandmother and hurt the maternal grandmother.

b. Upon information and belief, the source being a conversation between the subject child JOE PALOMINO and Child Protective Specialist ("CPS") Kim James on or about June 29, 2018, the subject child stated that the respondent PLR is in a "bad mood everyday" and "threatens to hurt" the non-respondent mother. The subject child stated that both he and the non-respondent mother are being "picked on" by the PLR, and that the subject child "can't take it

anymore." The subject child stated that the respondent PLR makes him "sad."

c. On or about June 29, 2018, the subject child JOE PALOMINO stated to the undersigned that he is "scared" of the respondent PLR and that the subject child JOE PALOMINO has seen the respondent PLR "get in [the non-respondent mothers] face."

d. On or about June 29, 2018, the undersigned spoke with a caseplanner from Catholic Charities, and the caseplanner stated that she has observed the respondent PLR be "very controlling" over the family, and that the non-respondent mother and subject children are not allowed to remain in the family home until the respondent PLR returns from work, until approximately 10:30 P.M.

3. The respondent PLR ROBERT MALEK fails to supply the children JOE PALOMINO and ~~MARGARET MALEK~~, with adequate supervision and guardianship by engaging in bizarre behavior or acts of a similarly serious nature which unreasonably inflicts harm upon the subject children JOE PALOMINO and ~~MARGARET~~:

a. Petitioner re-alleges sections 1-2a-d

b. According to ACS case records the respondent PLR ROBERT MALEK has called thirty (30) reports to the State Central Registry against the non-respondent mother alleging that she is abusing and neglecting the subject children. All the reports called in by the respondent father have been investigated by ACS and unfounded. As a result of the respondents actions, the subject child ~~MARGARET~~ has been forensically interviewed three (3) times and medically examined. The subject children are frequently woken up in the middle of the night by Emergency Child Protective Services (ECS) investigating the reports called in by the respondent. According to the CPS Hudson, she has informed the respondent of the consequences of calling in cases to the State Central Registry on numerous occasions; but, the respondent continues to make reports without any regards to the impact it has on the subject children.

c. According to the subject child Joe, it is difficult for him to wake up in the morning to go to school because of ECS continuously visiting the home in the middle of the night.

d. According to CPS Yolanda Jones, she has heard the subject child Margaret begging the respondent ROBERT MALEK to not call any more reports against her mother.

Based on the foregoing, the subject children are neglected or at risk of becoming neglected pursuant to Article Ten of the Family Court Act.

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EXHIBIT W

MARLMET LOST CUSTODY OF JOE TO HIS

FATHER, WHOM JOE
KILLED.

CONNECTIONS
STAGE SUMMARY

****WARNING****

CONFIDENTIAL INFORMATION
AUTHORIZED PERSONNEL ONLY

CASE ID: 26871553
CASE NAME: Ingoglia, Margaret
CD: M05

STAGE: Investigation
STAGE ID: 32516413
STAGE NAME: Ingoglia, Margaret
REPORT DATE: 4/19/2019

NOTE: MARLMET

INGOLIA 2x ABUSE

PAST ARTICLE 10. BEFORE ME
I WAS 2014 TO PRESENT

CASE SUMMARY

STAGE ID	STAGE NAME	STAGE TYPE	DT OPEN	DT CLOSE	DET.	STAT.	REASON STAGE	CLASS	SUB-CLASS
							CLOSED		
32697959	Ingoglia, Margaret	INV	SUB	8/13/2019	9/18/2019	UNF	APRV	Case open-Services	CPS - Familial
32697942	Ingoglia, Margaret	INT	SUB	8/13/2019	8/13/2019			MEDICAL NEGLECT	CPS - Familial
32587776	Ingoglia, Margaret	INV	DUP	5/30/2019	6/3/2019	SUS	APRV	Closed as Duplicate	CPS - Familial
32587712	Ingoglia, Margaret	INT	SUB	5/30/2019	5/30/2019			CHRONIC ILLNESS, CR.	CPS - Familial
32530176	Ingoglia, Margaret	INT	ADD	4/29/2018	6/3/2019			Closed - Additional Report	CPS - Familial
32516413	Ingoglia, Margaret	INV	SUB	4/19/2019	6/18/2019	IND	APRV	Case open-CPS required	CPS - Familial
32516289	Ingoglia, Margaret	INT	SUB	4/19/2019	4/19/2019				CPS - Familial
32337130	Ingoglia, Margaret	INV	SUB	1/7/2019	2/4/2019	IND	APRV	Case open-CPS required	CPS - Familial
32335887	Ingoglia, Margaret	INT	SUB	1/7/2019	1/7/2019			EDUCATIONAL NEGLECT	CPS - Familial
32335348	Ingoglia, Margaret	INT	ADD	1/6/2019	1/23/2019			Closed - Additional Report	CPS - Familial
32268597	Ingoglia, Margaret	INV	DUP	11/23/2018	11/26/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32268449	Ingoglia, Margaret	INT	SUB	11/23/2018	11/23/2018				CPS - Familial
32242603	Ingoglia, Margaret	INV	DUP	11/6/2018	11/7/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32242665	Ingoglia, Margaret	INT	SUB	11/6/2018	11/6/2018				CPS - Familial
32238080	Ingoglia, Margaret	INT	ADD	11/2/2018	11/30/2018			Closed - Additional Report	CPS - Familial
32234721	Ingoglia, Margaret	INV	DUP	11/1/2018	11/3/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32234519	Ingoglia, Margaret	INT	SUB	11/1/2018	11/1/2018				CPS - Familial
32229711	Ingoglia, Margaret	INV	DUP	10/29/2018	11/2/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32229701	Ingoglia, Margaret	INT	ADD	10/29/2018	11/30/2018			Closed - Additional Report	CPS - Familial
32229581	Ingoglia, Margaret	INT	SUB	10/29/2018	10/29/2018				CPS - Familial
32219607	Ingoglia, Margaret	INV	SUB	10/23/2018	12/21/2018	UNF	APRV	Case open-Services	CPS - Familial
32219517	Ingoglia, Margaret	INT	SUB	10/23/2018	10/23/2018				CPS - Familial
32202909	Ingoglia, Margaret	INT	ADD	10/13/2018	12/2/2018			Closed - Additional Report	CPS - Familial
32145148	Ingoglia, Margaret	INV	DUP	9/6/2018	9/12/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32145125	Ingoglia, Margaret	INT	SUB	9/6/2018	9/6/2018				CPS - Familial
32135089	Ingoglia, Margaret	INV	SUB	8/29/2018	10/17/2018	UNF	APRV	Case open-Services	CPS - Familial
32135086	Ingoglia, Margaret	INT	SUB	8/29/2018	8/29/2018				CPS - Familial
32127911	Ingoglia, Margaret	INT	ADD	8/24/2018	8/27/2018			Closed - Additional Report	CPS - Familial
32120803	Ingoglia, Margaret	INT	DUP	8/19/2018	8/27/2018			Closed - Duplicate Report	CPS - Familial
32120474	Ingoglia, Margaret	INV	SUB	8/18/2018	8/29/2018	UNF	APRV	Case open-Services	CPS - Familial
32120443	Ingoglia, Margaret	INT	SUB	8/18/2018	8/18/2018				CPS - Familial
32117166	Ingoglia, Margaret	INV	DUP	8/15/2018	8/17/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32117121	Ingoglia, Margaret	INT	SUB	8/15/2018	8/15/2018				CPS - Familial
32109738	Ingoglia, Margaret	INT	ADD	8/10/2018	8/14/2018			Closed - Additional Report	CPS - Familial
32109640	Ingoglia, Margaret	INV	DUP	8/9/2018	8/15/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32109587	Ingoglia, Margaret	INT	SUB	8/9/2018	8/9/2018				CPS - Familial
32053647	Ingoglia, Margaret	INV	SUB	8/28/2018	8/28/2018	IND	APRV	Case open-CPS required	CPS - Familial
32053377	Ingoglia, Margaret	INT	SUB	8/28/2018	8/28/2018				CPS - Familial
31743371	Ingoglia, Margaret	INV	SUB	12/29/2017	3/12/2018	IND	APRV	Case open-CPS required	CPS - Familial
31743321	Ingoglia, Margaret	INT	SUB	12/29/2017	12/29/2017				CPS - Familial
31710004	Ingoglia, Margaret	FSS	CWS	12/7/2017					
31709999	Ingoglia, Margaret	FSI	CWS	12/7/2017	12/7/2017				
31708154	Ingoglia, Margaret	INV	INI	12/7/2017	2/7/2018	UNF	APRV	Case open-Services	CPS - Familial

CONNECTIONS
STAGE SUMMARY

WARNING
CONFIDENTIAL INFORMATION
AUTHORIZED PERSONNEL ONLY

CASE ID: 28871553
CASE NAME: Ingoglia, Margaret
CD: M05

STAGE: Investigation
STAGE ID: 32516413
STAGE NAME: Ingoglia, Margaret
REPORT DATE: 4/19/2019

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INTAKE NARRATIVE

Call Narrative

Narrative:

On an ongoing basis since August 2018, M~~argaret~~ (4) has been chronically ill. The mother (Margaret) has not sought out medical attention for M~~argaret~~. As a result, M~~argaret~~ continues to be chronically ill. It is unknown if M~~argaret~~ has sustained any other injuries as a result. For a period of six months or longer, Joe (15) has been chronically ill. The mother has not sought out medical attention for Joe. As a result, Joe continues to be chronically ill. It is unknown if Joe has sustained any other injuries. This is an ongoing situation for both children. The biological father to M~~argaret~~ (Robert) has an unknown role.

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EDUCATIONAL NEGLECT. ACS

DID NOT TURN OVER DISCOVERY
FOR A YEAR + A HALF. THEY-
ARE OBVIOUSLY DOING SO FOR A REASON.



Comprehensive Family Services
Forensic & Therapeutic Services
Richard Spitzer, Executive Director

255

450 Lexington Avenue
4th Floor
New York, NY 10017

tel. 212.267.2670
fax. 212.267.2663
www.cfs-nyc.com

CONFIDENTIAL

May 7, 2019

Honorable Jacqueline Williams
330 Jay Street
Brooklyn, New York 11201

Case Name: M ~~_____~~ M ~~_____~~ M ~~_____~~

File #: 235429

Child: M ~~_____~~ M ~~_____~~ M ~~_____~~ DOB ~~_____~~

Judge Williams:

Comprehensive Family Services (CFS) is in receipt of Court Order dated October 22, 2018 directing that CFS conduct two, two-hour sessions per week, between Mr. Robert Malek, and his daughter, M ~~_____~~ (Mini) M ~~_____~~ (age 4). Since the last court date, seventeen visits have occurred, primarily every Monday and Tuesday from 9 - 11 am. The mother cancelled four visits due to Mini being ill, and this writer cancelled one due to personal illness. All visits that were cancelled were eventually made up at another date and time. The following report is respectfully submitted

The Court should be aware that the mother has been on time for only two of the seventeen visits. Usually she is thirty to forty-five minutes late, and on six separate occasions has been over an hour late. Twice, she arrived one hour and forty-five minutes past the scheduled start time. This writer has spoken to the mother at length about her lateness, wrote her a letter regarding it, and has contacted ACS to inform them of this issue. Each time the mother has been late, this writer was able to accommodate extending the time so as to allow the father to have his full two-hour visit with his daughter. The mother has also arrived, at times, with her son Joe, saying he had an appointment later in day as an explanation for his absence from school. Ms. Ingoglia was told on several occasions that she cannot leave Joe or her

260

CONNECTIONS
STAGE SUMMARY

****WARNING****
CONFIDENTIAL INFORMATION
AUTHORIZED PERSONNEL ONLY

CASE ID: 26871553
CASE NAME: Ingoglia, Margaret
CD: M05

STAGE: Investigation
STAGE ID: 32337130
STAGE NAME: Ingoglia, Margaret
REPORT DATE: 1/7/2019

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ALLEGATIONS

MA/AB CHILD: Palomino-Ingog, Jeff
ALLEGED SUBJECT: Ingoglia, Margaret
ALLEGATION: Educational Neglect

CHILD ID: 28030015
SUBJECT ID: 2124706
UNSUB/SUB: SUB

CONNECTIONS
STAGE SUMMARY

*****WARNING*****
CONFIDENTIAL INFORMATION
AUTHORIZED PERSONNEL ONLY

CASE ID: 26871553
CASE NAME: Ingoglia, Margaret
CD: M05

STAGE: Investigation
STAGE ID: 32337130
STAGE NAME: Ingoglia, Margaret
REPORT DATE: 1/7/2019

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INTAKE NARRATIVE

Call Narrative

Narrative:

Joe (age 14) has missed several weeks of school and is falling behind academically as a result. The mother (Margaret) is aware of Joe's excessive absences, yet she fails to adequately address the concerns. Margaret (age 4) has an unknown role.

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Family Services
Progress Notes

CONFIDENTIAL INFORMATION
AUTHORIZED PERSONNEL ONLY

Case Name: Ingoglia, Margaret

Case ID: 26871553

End of Note

Event Date: 12/21/2018
Entry Date: 12/27/2018
Author: Copeland, Crystal
Method: Phone
Location:

Event Time: 11:15 AM
Dist. Agt: S45

DRAFT
Duration:
Note Status: Draft
Entered By: Copeland, Crystal

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Type(s): Case Conference, Casework Contact, Collateral Contact
Purpose(s): Case Planning
Other Participant(s): Case Manager, Supervisor, Third Party Reviewer
Family Participant(s): Ingoglia, Margaret
Focus: Ingoglia, Margaret; Minnie, Minnie; Palomino Ingoglia, Joe
Progress Notes Narrative:

There was a scheduled ERC conducted on December 21, 2018. In attendance was BM Ms. Margaret Ingoglia (via phone), ACS CM Ms. Aradisha Hudson (via phone), Facilitator Tammy Miles, Supervisor Ting Li, and Case Planner Crystal Copeland. During the conference strengths, concerns, and an action plan was discussed. The following is the outcome from the conference:

Strengths:

- Ms. Ingoglia took Joe to his mental health appointment
- Ms. Ingoglia reports feeling safe in their shelter
- CH Joe can be helpful

She reports her family is learning to share

Ms. Ingoglia filed an application for housing and she wants to learn how to work with a computer

- The family might benefit from YAI or OPWDD services

- Ms. Ingoglia has attended some parenting classes + FAILED THE PROGRAM FOR 2 YRS.

- Ms. Ingoglia would like to work in a creative field and earn a GED

- Minnie appears to be meeting her developmental milestones

2018 + FAILED IT BEFORE AS WELL. STILL DON'T PASS IT!

Concerns:

- There were 5 new call to the SCR made between October 28 and November 23

- Joe is not attending and is enrolled in a Brooklyn school and still await mental health

- Minnie does not have any structure. She's allowed to remain up all night and her behavior is the excuse for the family not following through on task

MINNIE FAIL!

- There are concerns about the mom's cognition = NOT TRUE

DR. FOXON MATH: PLANNED HELPLESSNESS.

- As per progress notes, Joe attended school 3 days in September, 5 days in October, 2 days in November, and no days prior to December 17. ONLY ATTENDED 10 TIMES!

- Joe is not receiving IEP services and has been held back twice

Ms. Ingoglia need childcare

- BM does not receive child support

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NOTE: THERE ARE ISSUES WITH THIS REPORT + TWO OTHERS.

NOTICE OF CLAIM FILED, AFFIDAVIT OF REPLY FILED IN FAMILY COURT.

many helpings as she pleases to cake and candy for her birthday.

NYPD Special Victims Unit has been in contact with the CPS team in reference to complaints made by the BF regarding their investigation into allegations of Margaret being physical abused. In speaking with Lt. Bermudez, there were no findings. The BF has since filed an official complaint with the NYPD Internal Affairs Bureau (IAB)

259

Supervised Visits:

BF reported that BM do not feed subject children with nutritious foods and always feed the children McDonalds. During visits, SC tells BF that she wants McDonalds and BF gives SC money for her and SC Joe to eat McDonalds after the supervised visit. The father was asked to not give the child Margaret cash money

Both parents have problems re-directing SC. SC have thrown tantrums and begged to get McDonalds and CPS has observed both parents give SC McDonalds after. CPS Jones experience SC crying and hitting BM for McDonalds on November 6th, 2019. BM also reported to CPS Jones as she was conducting a visit and reported that she gives SC whatever she wants.

CPS Adams conducted a supervised visit on November 4th, 2019 and it was reported that BF gave SC milk that he left at the field office that was not stored in a fridge.

During a supervised visit October 24th, 2019 CPS observed SC ~~McDonalds~~ eating eggs, and cherry tomatoes out of BF hand. BF was concerned and did not like this behavior but allowed SC to continue to do this. This is not the first time CPS observed SC eating from BF hand one time before. CPS had a conversation with BM who reported that SC likes to act like she's a dog.

CPS tried to schedule three visits a week to make up some of the 500 minutes with adding a day, but each week there has been a cancellation. All visits have been cancelled from BM due to the children being sick or tired and on one occasion, the BM had an appointment to look at an apartment with a housing specialist and did not finish in time to arrive for the supervised visit. In addition, child ~~McDonalds~~ school bus dropped off the child too late for the mother to travel to the boro office for visits. The CPS team spoke with the bus company about ensuring that ~~McDonalds~~ arrives home on time.

In speaking with the FSU team recently, the 500 minutes is currently in the process of being made up.

NOV. 14 COURT REPORT

13x2=26

Education:

The children have missed multiple days of school this school. SC Joe has missed 13 days. Both children have IEP's and should be attending school regularly. When one child is sick, BM keeps both the children home from school. One day the children were apart of a fire drill at the shelter at 1am, and BM kept the children home from school due to the children being tired from the fire drill. CPS has had numerous conversations about the importance of school for the children.

LIE. SPoke to BM BUDS MAM ~~WILL~~.
212-351-7442. DIRECT TEL to Mr. SIMMONS.

CPS and CPS II Ms. Ferguson had numerous conversations with BF to discuss if he has any concerns for SC when he is with her or see anything alarming. CPS now conducts a body check

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during each visit while a co-worker is present, as well as take photos of SC.

Medical:

On November 9, 2019, the children reportedly had an updated physical. As per Ms. Ingoglia, child Joe has a follow-up appointment for blood work and she is expecting a referral via mail for Joe to be referred to an endocrinologist. Joe has complained about pain in his legs and weight gain.

The team will follow up with the children's medical provider.

Services:

Ms. Ingoglia and the children continue to receive preventive services from CAMBA. The family's case planner is Ms. Wilson. Ms. Wilson can be reached at (347)461-3055.

The case has been recently re-assigned to the ACS Family Services unit (FSU). The assigned FSU/CPS Ms. Jones can be contacted at (646) 784-1919.

The BF Mr. Malek will be referred to the SCO Fatherhood program for parenting skills classes.

CPS will follow up with the PPRS case planner in regards to referring Ms. Ingoglia to parenting skills classes.

The ACS Early Childhood Consultant recommended ~~Minnie~~ (Minnie) be referred for a neuropsychological assessment. The assessment would assist in assessing Minnie's behavior and brain functioning to assess a child's needs. The consultant recommended CPS reach out to SUNY Downstate Hospital however the facility does not offer the services.

BRAIN
FUNCTIONING ???!

↑ !!! THIS IS DISGUSTING!

THEY DON'T EVEN OFFER SUCH
FRANKENSTEIN TESTING

New York City Administration for Children's Services will continue to monitor the health and safety and well-being of subject children. New York City Administration for Children's Services hopes that the information presented in this report will assist the court in deciding the best interest of the subject children

Respectfully submitted,

Ardasha Hudson

November 5, 2019

Preparer (Print name)

Signature

Date

19 Rogers Ave 273

ardasha.hudson@nyc.gov

718-245-5975

Address and Unit

E-mail

Telephone

Rashima Ferguson

Preparer's Supervisor (Print name)

Signature

November 12, 2019

Date

CONNECTIONS
STAGE SUMMARY

****WARNING****
CONFIDENTIAL INFORMATION
AUTHORIZED PERSONNEL ONLY

CASE ID: 28871553
CASE NAME: Ingoglia, Margaret
CD: K15

STAGE: Investigation
STAGE ID: 31708154
STAGE NAME: Ingoglia, Margaret
REPORT DATE: 12/7/2017

2
CASE OPEN SERVICES
~~DATA: CPS REQUIRED~~

STAGE ID	WORKER NAME	ROLE	TELEPHONE	DISTRICT OR REGIONAL OFFICE
32145125	Ingoglia, Margaret INT	SUB	9/6/2018 9/6/2018	CPS - Familial
32135089	Ingoglia, Margaret INV	SUB	8/29/2018 10/17/2018	CPS - Familial
32135066	Ingoglia, Margaret INT	SUB	8/29/2018 8/29/2018	CPS - Familial
32127911	Ingoglia, Margaret INT	ADD	8/24/2018 8/27/2018	CPS - Familial
32120803	Ingoglia, Margaret INT	DUP	8/19/2018 8/27/2018	CPS - Familial
32120474	Ingoglia, Margaret INV	SUB	8/18/2018 8/29/2018	CPS - Familial
32120443	Ingoglia, Margaret INT	SUB	8/18/2018 8/18/2018	CPS - Familial
32893526	Malak, Robert ARI		12/18/2018	CPS - Familial
32117166	Ingoglia, Margaret INV	DUP	8/15/2018 8/17/2018	CPS - Familial
32117121	Ingoglia, Margaret INT	SUB	8/15/2018 8/15/2018	CPS - Familial
32109736	Ingoglia, Margaret INT	ADD	8/10/2018 8/14/2018	CPS - Familial
32109640	Ingoglia, Margaret INV	DUP	8/9/2018 8/15/2018	CPS - Familial
32109587	Ingoglia, Margaret INT	SUB	8/9/2018 8/9/2018	CPS - Familial
32053647	Ingoglia, Margaret INV	SUB	8/28/2018 8/28/2018	CPS - Familial
32053377	Ingoglia, Margaret INT	SUB	8/28/2018 8/28/2018	CPS - Familial
32893524	Malek, Robert ARI		12/16/2018	CPS - Familial
31743371	Ingoglia, Margaret INV	SUB	12/29/2017 3/12/2018	CPS - Familial
31743321	Ingoglia, Margaret INT	SUB	12/29/2017 12/29/2017	CPS - Familial
32931588	Ingoglia, Margaret INT	ADD	1/12/2020 2/3/2020	CPS - Familial
32908503	Ingoglia, Margaret INT	ADD	12/26/2019 12/27/2019	CPS - Familial
32865581	Ingoglia, Margaret INT	ADD	11/26/2019 12/12/2019	CPS - Familial
31710004	Ingoglia, Margaret FSS	CWS	12/7/2017	CPS - Familial
31709999	Ingoglia, Margaret FSI	CWS	12/7/2017 12/7/2017	CPS - Familial
31708154	Ingoglia, Margaret INV	INI	12/7/2017 2/7/2018	CPS - Familial
31707808	Ingoglia, Margaret INT	INI	12/7/2017 12/7/2017	CPS - Familial

STAGE ID	WORKER NAME	ROLE	TELEPHONE	DISTRICT OR REGIONAL OFFICE
32996314	Ferguson, Rashima N	Primary	(718) 756-3553	Brooklyn East Field Office
32996314	Christiani, Danielle	Secondary	(718) 735-2611	Brooklyn East Field Office

STAGE ID	WORKER NAME	ROLE	TELEPHONE	DISTRICT OR REGIONAL OFFICE
32968232	Hudson, Ardelsa Z	Primary	(718) 245-5973	Brooklyn East Field Office
32968232	Christiani, Danielle	Secondary	(718) 735-2611	Brooklyn East Field Office
32968232	Dube-Anderson, Nadège	Secondary	(718) 221-4039	Brooklyn East Field Office
32968232	Greenley, Victoria	Secondary	(348) 935-1429	Acs Emergency Children's Servi

STAGE ID	WORKER NAME	ROLE	TELEPHONE	DISTRICT OR REGIONAL OFFICE
32968204	Fauerslack, Jeremiah L	Histor. Primary	(848) 935-1351	Acs Emergency Children's Servi

STAGE ID	WORKER NAME	ROLE	TELEPHONE	DISTRICT OR REGIONAL OFFICE
32907581	Hudson, Ardelsa Z	Histor. Primary	(718) 245-5973	Brooklyn East Field Office
32907581	Christiani, Danielle	Historical Secondary	(718) 735-2611	Brooklyn East Field Office

CONNECTIONS
STAGE SUMMARY

WARNING
CONFIDENTIAL INFORMATION
AUTHORIZED PERSONNEL ONLY

CASE ID: 26871553
CASE NAME: Ingoglia, Margaret
OD: K15

STAGE: Investigation
STAGE ID: 31708154
STAGE NAME: Ingoglia, Margaret
REPORT DATE: 12/7/2017

5 CASE OPEN/SERVICES
2 DUPLICATED CPS
Rebuttal

CASE SUMMARY

STAGE ID	STAGE NAME	STAGE TYPE	DT OPEN	DT CLOSE	DET.	STAT.	REASON STAGE CLOSED	CLASS.	SUB- CLASS
32895314	Ingoglia, Margaret	INT	ADD	2/18/2020				CPS - Familial	
32968232	Ingoglia, Margaret	INV	INI	2/2/2020		NEW		CPS - Familial	
32968204	Ingoglia, Margaret	INT	INI	2/2/2020	2/2/2020			CPS - Familial	
32907581	Ingoglia, Margaret	INV	DUP	12/24/2019	12/27/2019	SUS	APRV	Closed as Duplicate	CPS - Familial
32907566	Ingoglia, Margaret	INT	SUB	12/24/2019	12/24/2019			CPS - Familial	
32904653	Ingoglia, Margaret	INV	DUP	12/21/2019	12/26/2019	SUS	APRV	Closed as Duplicate	CPS - Familial
32904605	Ingoglia, Margaret	INT	SUB	12/21/2019	12/21/2019			CPS - Familial	
32853970	Ingoglia, Margaret	INV	DUP	11/20/2019	11/25/2019	SUS	APRV	Closed as Duplicate	CPS - Familial
32853897	Ingoglia, Margaret	INT	SUB	11/20/2019	11/20/2019			CPS - Familial	
32841506	Ingoglia, Margaret	INV	SUB	11/13/2019	1/9/2020	UNF	APRV	Case open-Services	CPS - Familial
32841469	Ingoglia, Margaret	INT	SUB	11/13/2019	11/13/2019			CPS - Familial	
32836419	Ingoglia, Margaret	INV	SUB	11/11/2019	11/13/2019	UNF	APRV	Case open-Services	CPS - Familial
32836386	Ingoglia, Margaret	INT	SUB	11/11/2019	11/11/2019			CPS - Familial	
32828241	Ingoglia, Margaret	INT	ADD	11/6/2019	11/14/2019			Closed - Additional Report	CPS - Familial
32826825	Ingoglia, Margaret	INV	SUB	11/5/2019	11/13/2019	UNF	APRV	Case open-Services	CPS - Familial
32826816	Ingoglia, Margaret	INT	SUB	11/5/2019	11/5/2019			CPS - Familial	
32807436	Ingoglia, Margaret	INT	ADD	10/24/2019	10/26/2019			Closed - Additional Report	CPS - Familial
32771932	Ingoglia, Margaret	INV	SUB	10/2/2019	10/23/2019	UNF	APRV	Case open-Services	CPS - Familial
32771892	Ingoglia, Margaret	INT	SUB	10/2/2019	10/2/2019			CPS - Familial	
32697959	Ingoglia, Margaret	INV	SUB	8/13/2019	9/18/2019	UNF	APRV	Case open-Services	CPS - Familial
32697942	Ingoglia, Margaret	INT	SUB	8/13/2019	8/13/2019			CPS - Familial	
32587776	Ingoglia, Margaret	INV	DUP	5/30/2019	6/3/2019	SUS	APRV	Closed as Duplicate	CPS - Familial
32587712	Ingoglia, Margaret	INT	SUB	5/30/2019	5/30/2019			CPS - Familial	
32530176	Ingoglia, Margaret	INT	ADD	4/29/2019	6/3/2019			Closed - Additional Report	CPS - Familial
32516412	Ingoglia, Margaret	INV	SUB	4/18/2019	6/18/2019	IND	APRV	Case open-CPS required	CPS - Familial
32516289	Ingoglia, Margaret	INT	SUB	4/19/2019	4/19/2019			CPS - Familial	
32337130	Ingoglia, Margaret	INV	SUB	1/7/2019	2/4/2019	IND	APRV	Case open-CPS required	CPS - Familial
32335887	Ingoglia, Margaret	INT	SUB	1/7/2019	1/7/2019			CPS - Familial	
32335348	Ingoglia, Margaret	INT	ADD	1/6/2019	1/23/2019			Closed - Additional Report	CPS - Familial
32268597	Ingoglia, Margaret	INV	DUP	11/23/2018	11/25/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32268449	Ingoglia, Margaret	INT	SUB	11/23/2018	11/23/2018			CPS - Familial	
32242803	Ingoglia, Margaret	INV	DUP	11/6/2018	11/7/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32242665	Ingoglia, Margaret	INT	SUB	11/6/2018	11/6/2018			CPS - Familial	
32238080	Ingoglia, Margaret	INT	ADD	11/2/2018	11/30/2018			Closed - Additional Report	CPS - Familial
32234721	Ingoglia, Margaret	INV	DUP	11/1/2018	11/3/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32234519	Ingoglia, Margaret	INT	SUB	11/1/2018	11/1/2018			CPS - Familial	
32229711	Ingoglia, Margaret	INV	DUP	10/29/2018	11/2/2018	SUS	APRV	Closed as Duplicate	CPS - Familial
32229701	Ingoglia, Margaret	INT	ADD	10/29/2018	11/30/2018			Closed - Additional Report	CPS - Familial
32229581	Ingoglia, Margaret	INT	SUB	10/29/2018	10/29/2018			CPS - Familial	
32219607	Ingoglia, Margaret	INV	SUB	10/23/2018	12/21/2018	UNF	APRV	Case open-Services	CPS - Familial
32219517	Ingoglia, Margaret	INT	SUB	10/23/2018	10/23/2018			CPS - Familial	
32202909	Ingoglia, Margaret	INT	ADD	10/13/2018	12/2/2018			Closed - Additional Report	CPS - Familial
32145148	Ingoglia, Margaret	INV	DUP	9/6/2018	9/12/2018	SUS	APRV	Closed as Duplicate	CPS - Familial

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Investigation
Progress Notes

*****WARNING*****
CONFIDENTIAL INFORMATION
AUTHORIZED PERSONNEL ONLY

CASE NAME: Ingoglia, Margaret
STAGE NAME: Ingoglia, Margaret

CASE ID: 28271553
STAGE ID: 32053647

The referral was made to Catholic Charities, the case is still active, Supv. Carol Thomas.

1/26/06

Inadequate Guardianship and Lacerations, Bruises and Welts

Indicated

On January 21, 2006, Margaret brought her son, Joe (age 1), to Jamaica Hospital to have a rash on his body treated. The condition on his skin did not appear to be a simple rash. He had multiple linear scratches all across his back, his chest and his neck. These scratches are in various stages of healing. Many are infected. Some of the scratches that have scabbed over appear to have been "picked" back open. The child was admitted to the hospital, and many tests were run to try to determine the cause of the child's condition. Joe's doctor's determination from the tests taken is that Joe's rash is not consistent with any known infectious condition.

Joe's rash looks like many tiny little cuts instead of a general rash. They look as if they were inflicted to him. Margaret ascertains that they are due to something in the shelter she lives in or from some kind of bug bite. The appearance and nature of Joe's injuries gives cause that they could not have been sustained for the reasons Margaret gives. It is believed one of the child's caretakers intentionally scratches him, and even pulls at the child's scabs as they heal. They became infected because of it.

11/26/08

Inadequate Food, Clothing and Shelter, Lack of Medical Care and Inadequate Guardianship

Indicated

JOE'S FATHER. MARGARET'S OTHER DESTROYED RELATIONSHIP

day, 11/26/08, father, Juan, assaulted mother, Margaret in the presence of child, Joe (4). This is the first time Juan assaulted mother in the presence of child.

9/3/15

NOT
TRUE
SEE NEXT
PAGE

SO WE WANT THE SAY SO.

INVESTIGATION

Under Malek Robert (BF)

Inadequate Guardianship

WATER FOR WAS USED WE
PUT SOAP IN AT MOTHERS MOUTH
I HAVE THAT PAGE.

11/13/16

GOI

12/20/16

BF, Juan Palomino

Inadequate Guardianship and Lacerations, Bruises and Welts

Printed: 9/21/2018 12:27:59