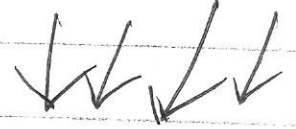




robert malek <abc75abc@gmail.com>

Short Order for the OTSC



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

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

Mon, Nov 23, 2020 at 2:28 PM

Good Afternoon,

I am looking over all the notes I have. I do not have my full file with me, as such I am not certain as to what counsel and Mr. Malek have on file. I am still reviewing the notes. I anticipate there are more notes.

Rosmil Almonte | Team Leader

Division of Family Court Legal Services

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

[Quoted text hidden]

8 attachments

- 05.30.19 Investigation Notes.pdf 292K *DID NOT HAVE*
- 08.18.18 Investigation Notes.pdf 755K *DID NOT HAVE*
- 8.15.19 Investigation Notes.pdf 397K *DID NOT HAVE*
- 09.06.18 Investigation Notes.pdf 133K *DID HAVE*
- 10.23.18 Investigation Notes .pdf 499K *DID HAVE*
- 12.21.19 Investigation Notes.pdf 221K *DID NOT HAVE*
- 12.24.19 Investigation Notes.pdf 221K *DID NOT HAVE*
- 04.19.19 Investigation Notes.pdf 307K *DID NOT HAVE*

← ACS
 WITHHOLDS EVIDENCE
 FOR MORE THAN
 2 YEARS! INTENTIONAL.
 NEVER GIVEN TO LUPEON, DET.
M.S.V.

IGNORED MOTION TO COMPEL,
 DISC, SANCTIONS, ETC.
 I TRIED. THEY REFUSED.

**Investigation
Progress Notes**

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

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

CASE ID: 26871553
STAGE ID: 32904653

Case Type	Borough Referral Recvd. Date	Borough Sent Date	FCR Unit Referral Received Date	Caseworker	Attorney	Borough	Child Name	FCLS/COURT Rejection Reason	Filing Date
Consult					CHARNETSKY, CHRISTOPHER	BROOKLYN	CONSULT, CONSULT		Pending

DIR's/Criminal clearances conducted?

CWS did not request an investigative consult with ECS Investigative Consultant.

Was a clinical consultation done?

A mental health consult was requested on 12/22/2019 @ 12AM.

*****End of Note*****

Event Date: 12/22/2019 **Event Time:** **Duration:**
Entry Date: 12/22/2019 **Dist.Agy:** A66 **Note Status:** Final
Author: **Entered By:** Friedberg, Marissa
Method: Other
Location:
Type(s): Case Conference
Purpose(s): Assessment
Other Participant(s):
Family Participant(s):
Focus: Ingoglia, Margaret; Malek, Margaret; Malek, Robert; Palomino-Ingog, Joe

Progress Notes Narrative:

Consultant(s) Assigned: Marissa Friedberg, LMHC Date Assignment Made: 12/22/19



Findings: **THERE WAS A TYPO ON 3 INCIDENTS. SHOULD BE 2019 RATHER THAN 2018.**

15yo SC is diagnosed with Bipolar disorder and has history of being extremely violent. On or about 12/13/2017, SC was arrested after assaulting BF to the point of unconsciousness. BF is now currently deceased. SC was hospitalized in May of 2018 for psychiatric reasons. BM is aware and has failed follow through with recommended medical and mental health treatment. SC has not received his medication or gone for recommended counseling since September of 2018. As a result, SC has become physically violent towards 5yo SC. Sometime in February of 2018, 15yo SC threw 5yo SC with excessive force causing her to bite her tongue which bled as a result. Sometime in March of 2018, 5yo SC sustained an unexplained red mark with scratches to her left cheek. On June 17th, 2018, 5yo SC sustained a 1 1/2-inch laceration to the back of her head. On August 9th, 2018, 15yo SC threw 5yo SC into a wall with excessive force resulting in head pain. 5yo SC was hospitalized on October 11th, 2018, after being thrown by 15yo SC - further details unknown. On October 18th, 2018, BM held 5yo SC down and allowed 15yo SC to bite the child's toenail off causing it to bleed. 5yo SC has sustained multiple injuries that are inconsistent with the explanation given by BM. On October 23rd, 5yo SC sustained unexplained bruising around her neck consistent with being choked. On Nov 2nd, 2018, 5yo SC sustained unexplained bruising to her left cheek. BM failed to seek medical treatment for one or more of the incidents with 5yo SC. BM is aware of 15yo SC's violent and out of control behavior and continues to allow him around 5yo SC. BM has a history of being verbally abusive to 5yo SC. Due to the ongoing violence and emotional abuse, 5yo SC has been exhibiting anxious behavior and acts fearful of the BM and 15yo SC.



Miscellaneous Information:

The family is reportedly living in a shelter and receives public assistance in Manhattan, NY. The source stated the family lives in a shelter and the address is confidential. The source reports that there have been ongoing concerns regarding the mother's verbal abuse towards the child. The father currently does not have custody of 5yo SC and only is allowed supervised visitation. During the most recent visitation, the child disclosed to the father after getting food on her dress that "mommy was going to kill her" the child said this out of fear. The child told BF that BM is always angry and is always yelling at her.

Recommendations:

Investigation
Progress Notes

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

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

CASE ID: 26871553
STAGE ID: 32120474

Mother reports that the situation with the father is her main stress. She reports that she watches tv, listens to music, and plays with her children to relax.

Informal and Formal Resources

Describe supports such as family members, friends, others who help to care for the children? Who can the family rely on in an emergency? (Names and contact information).

Parent identifies her mother Jennie Ingoglia [REDACTED] as someone they go to for support, could help in an emergency, and is a resource for them.

Current relationships/Domestic Violence/Identify Secondary Caretaker

Document brief history of parent's/caretaker's current relationships. Include the history of the relationships with the parent(s) of all children in the household. If parent(s) are residing out of the household, describe their relationship with the children.

Parent states that they are the only caretaker for the children. She reports having an OOP against Robert Malek father of Margaret, and that Juan Palomino is not in the life of his child Joe. **JOE BEAT HIS FATHER UNCONSCIOUS AND HIS FATHER DIED SOON AFTER.**

Daily Routine (this is important for assisting the borough office in locating a family when CPS cannot make contact the following day

Place of employment, work schedule; children daily routine: school, camp, after school, babysitting, BF/BM home for visitation other than the case address.

Mother reports that she is not currently working. She is applying for PA, but she has not yet received it.

Parent/Child Interactions:

Describe initial observations of caretaker's interactions with children. How do the children respond to the caretaker and the caretaker to the children?

Mother was seen interacting with both children during the assessment, and they both seemed comfortable with the mother and showed no signs of distress. **EVEN WHEN MY CHILDS MOTHER CHASTISED MY DAUGHTER FOR LYING ON HER BROTHER ????**

Child(ren) Interview

Child's Account and Willingness to Share Information: Separate out each child's account and identify the child. Document child's account of the circumstances leading up to the reported concerns. What does child believe is the root cause of the problem? Note: inconsistencies between child's account and those obtained from the parents, collaterals, and source.) Assess child's willingness to share information with you. Did the child appear comfortable, timid or forthcoming talking with you about his/her family?

MINNIE SAID JOE HIT HER

Margaret Malek Subject Child

BRAIN DAMAGE

Margaret is a very active and playful child, who is talkative and comfortable around strangers. She speaks a lot, but much of what she says is incomprehensible. She seems to be an appropriate size, and developmentally on track for her age. She is easily distracted and did not want to interview with CPS. She did mention that she fell down, and got a "Boo Boo", and that she was hit by her brother Joe. When she said that the mother asked her why she is lying on her brother. She didn't respond, but she also didn't answer additional questions from CPS.

MINNIE SAID JOE DID IT..... AND MOTHER CHASTISES HER ! THIS IS WHY SHE WALKED AWAY FROM CPS ON 12-24-2019.SO MARGARET CHASTISED OUR DAUGHTER FOR LYING AND THEY LEFT MY DAUGHTER WITH HERABUSERS. WHAT DO YOU THINK WAS DONE TO HER AND SAID TO HER WHEN THEY LEFT ???!?!?!IT IS POSSIBLE TO HIT SOMEONE WITH AN OBJECT IN HAND... A 3 YEAR OLD LYING ?!

Joe Palomino-Ingoglia Sibling

Joe speaks slowly and repeats himself often. He is relatively large for his age, and he seems to have some mild developmental delays. He reports that Margaret's father does not treat him or his sister well. He reports that he will threaten them. He reports that he father will berate him, blame him for things he didn't do, and yell at them for no reason. He reports that the father doesn't usually hit them, but he did once pin Joe against the wall, and he has kicked Margaret in the butt hard for walking too slow. He also reports that he has seen the father hit Margaret with an open hand on the back, stomach, and butt.

He reports that he loves being with his mother and sister, and is glad to be away from the father. He reports that he is afraid of the father. **AND MEANWHILE, THERE IS NO PHYSICAL VIOLENCE IN THE ACS PETITION AGAINST ME AND JOE KILLED HIS FATHER AND HAS NOTHING TO DO WITH HIM EITHER. IN THE ACS NOTES IT STATES THAT JOE LIED AGAINST HIS BIOLOGICAL FATHER.**

Physical Injuries and Outcomes

Document any physical injuries to the child and whether medical attention is/was required. Note the size, age, shape, location of injuries and document if photographs were taken. Describe any immediate medical treatment needed/sought and the