

25-2-00060-05
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Complaint
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NIKKI BOTNEN

SUPERIOR COURT OF WASHINGTON FOR CLALLAM COUNTY

GINA BLOOM, an individual,

Plaintiff,

v.

BRIAN J. PARKER, an individual, and
PORT GARDNER LAW GROUP, Inc., P.S., is a
Limited Liability Company, and
DAMON H. CANFIELD, an individual, and
CANFIELD MADOW LAW GROUP, a
Professional Limited Liability Company,

Defendants.

Case No.

25 2' 00060 05

COMPLAINT FOR DAMAGES

I. INTRODUCTORY STATEMENT

1.1 Plaintiff Gina Bloom suffered needless injuries and emotional distress as a direct result of Defendants Brian Parker and Damon Canfield's collusion to commit fraud and misrepresentation in Plaintiff Bloom's Snohomish County family court marital dissolution and custodial matter.

1.2 At all times relevant to this complaint, both Defendant Mr. Brian Parker and Defendant Mr. Damon Canfield were working for and with the direct support, oversight,



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1 management and promotion, of their respective law firms, Port Gardner Law Group and Canfield
2 Madow Law Group, for whom they both worked as family law attorneys.

3 II. PARTIES

4 2.1 Plaintiff, Ms. Gina Bloom was at all times relevant to this complaint a citizen of
5 Washington State, living in western Washington, in either King or Snohomish
6 Counties. Clallam County is also located in western Washington, near and
7 adjacent to Island and Skagit Counties.

8 2.2 Defendant Brian Parker, acting as a Washington State Bar Association (WSBA)
9 licensed attorney, No. 41015, and always under the banner of Port Gardner Law
10 Group, located in Everett Washington, also served as a Guardian ad Litem and
11 Commissioner in the same county, Snohomish, as the misconduct alleged herein.
12 At all times relevant to this complaint, GAL Mr. Parker was domiciled and
13 working in Washington State and is currently working in Clallam County located
14 in western Washington.

15 2.3 Defendant Canfield, acting as a WSBA licensed attorney, No. 28426, and always
16 under the banner of Canfield Madow Law Group located in Everett Washington,
17 was at all times relevant to this complaint domiciled and working in Washington
18 State. Canfield Madow advertises legal services to residents of Snohomish,
19 Skagit, King, Whatcom and Island Counties. Island and Skagit County are near
20 adjacent to Clallam County.

21 2.4 Defendant Port Gardner Law Group, Inc. P.S. (Port Gardner) is a Washington
22 State Limited Liability Company located in Everett Washington, providing
23 family law legal services in Washington State. GAL Mr. Parker at all times
24 relevant to this complaint used Port Gardner name and resources in conducting all

1 GAL duties. Port Gardner was on notice as GAL Mr. Parker held himself out as a
2 Port Gardner attorney while providing GAL services for the State of Washington.
3 Defendant Port Gardner is liable for GAL Mr. Parkers actions under the doctrine
4 of Respondeat Superior, as Defendant GAL Mr. Parker was clearly working as a
5 law firm employee, not an independent third party.

6 2.5 Defendant Mr. Canfield was during all times relevant to this complaint employed
7 by and working through his law offices, Defendant Canfield Madow Law Group,
8 a Professional Limited Liability Company (Canfield Madow), located in Everett
9 Washington. Mr. Canfield is a founding partner in the law firm. At all times
10 relevant to this Complaint, Mr. Canfield used the Canfield Madow name and
11 resources in conducting all attorney functions. Defendant Canfield Madow is
12 liable for Mr. Canfield's actions under the doctrine of Respondeat Superior.

13 III. RELEVANT FACTUAL BACKGROUND

14 3.1 August 29, 2008, Plaintiff Ms. Bloom, then a 22-year-old Romanian exchange
15 student working as an au-pair in Sammamish, Washington and attending Bellevue
16 College, married 29-year-old Brian C. Yorks, who was living and working in Western
17 Washington, employed in the Information Technology Industry.¹

18 3.2 Plaintiff Ms. Bloom and Mr. Yorks share two biological children, M.J.Y.(DOB
19 [REDACTED]) and B.G.Y.([REDACTED]).

20 3.3 Following a considerable history of domestic violence against Ms. Bloom, by Mr.
21 Yorks, on March 25, 2020, and again in April, Ms. Bloom and the two minor children
22

23 ¹ An Au Pair is typically a young person who lives with a host family in a country other than their own, and supports
24 the family and their childcare in return for full board, lodging and per diem. They take an active
part in the family life, as a member of the family www.aupair.com, <https://www.aupair.com/en/p-au-pair-meaning.php>.

1 were granted a Domestic Violence Protection Order (DVPO) for their protection
2 against Mr. Yorks by Snohomish County Superior Court (Case No. 20-2-01235-31).

3 3.4 In response to the criminal allegations, Mr. Yorks contemporaneously filed for
4 divorce from Ms. Bloom (Sno Co No. 20-3-00465-31).

5 3.5 For approximately the year following, Ms. Bloom's attempts to work with Mr. Yorks
6 to resolve the dissolution, including Mr. York's failure to attend court ordered
7 supervised visitation with their children, were met by Mr. Yorks' absence from the
8 State.

9 3.6 Upon returning from his travels and reengaging in the divorce case, Mr. Yorks
10 requested a Guardian ad Litem (GAL) be appointed to the case. Specifically, Mr.
11 Canfield requested that GAL Mr. Parker be appointed as the GAL.

12 3.7 The basis of the request to appoint a GAL was Mr. Yorks allegations that Ms.
13 Bloom's historical and credible allegations of abuse were actually acts of parental
14 alienation and further served as evidence of her mental instability.

15 3.8 On January 4, 2021, Mr. Canfield, under the banner of Canfield Madow Law Group
16 and on behalf of his client, Mr. Yorks, specifically requested GAL Mr. Brian Parker
17 be assigned to the divorce case. GAL Mr. Parker was known to Canfield Madow and
18 Mr. Canfield due to their prior and ongoing use of his services as a GAL in divorce
19 matters.

20 3.9 Mr. Brian Parker first began working as a family law attorney in Snohomish County
21 in the end of 2019. Since becoming qualified as a GAL in 2020 and prior to being
22 removed from all appointed positions with Snohomish County in 2024, Mr. Parker
23 was assigned a total of twelve (12) cases as GAL. Of those, Eight (8), or 2/3 of his
24

1 assigned GAL cases were at the request of the divorce attorneys working at Canfield
2 Madow.

3 3.10 On January 11, 2021, over Ms. Bloom objection, the court appointed Mr. Brian
4 Parker of Port Gardner Law Group, as GAL over the case.

5 3.11 On January 31, 2021, both Ms. Bloom and Mr. Yorks completed GAL mandated
6 intake forms, each providing their personal medical information including
7 prescription history, provider physicians and mental health counselors.

8 3.12 On February 11, 2021, GAL Mr. Parker conducted his one and only in person
9 interview of Mr. Yorks. Mr. Yorks and GAL Mr. Parker met at Mr. Parker's law
10 office, at Port Gardner located in Everett, Washington. No one else was present.

11 3.13 Out of the interview with Mr. Yorks on February 11th, GAL Mr. Parker noted the
12 following allegations against Ms. Bloom including but not limited to, Ms. Bloom
13 being prone to "rages," suffering from "Munchausen Syndrome" and being "overly
14 harsh" but also "too lenient" claiming she abuses prescription medicines, and that Ms.
15 Bloom is patently "unfit to handle the children" alleging that one day she would
16 "disown them."

17 3.14 Ms. Bloom's first interview with GAL Mr. Parker took place on February 19,
18 2021, at Port Gardner. Ms. Bloom was not advised of her rights nor made aware that
19 the interview, including her statements, could and would, be used against her in a
20 court of law, and specifically in the removal of her children from her care, custody
21 and control.

22 3.15 In GAL Mr. Parker's notes from his interview with Ms. Bloom he mocked Ms.
23 Bloom for the challenges she faces with English as a second language, saying in his
24 notes, she "dithered" at him and that she was "a mess."

1 3.16 At the time of these interviews, Ms. Bloom had sole decision-making power over
2 their two children and Mr. Yorks was supposed to be participating in supervised
3 visitation. There was a DVPO in place for the protection of Ms. Bloom and the two
4 minor children, then only five (5) and (7) years old (Sno Co. 20-2-02025-31).

5 3.17 Thereafter GAL Mr. Parker then required Ms. Bloom to bring both children to his
6 Port Gardner law office so he could interview them

7 3.18 At the time, Ms. Bloom's children were very young. The older child, still only
8 seven (7) was receiving regular medical treatment for ADHD, ODD and Anxiety
9 Disorder flowing from the domestic violence in the home.

10 3.19 Accordingly, on April 27, 2021, Ms. Bloom emailed GAL Mr. Parker asking that
11 the interview be held at the marital home where she and the children lived, and where
12 the children would be the most comfortable.

13 3.20 Later that same day, April 27, 2021, rather than returning her email, GAL Mr.
14 Parker called Ms. Bloom and told her, if she didn't bring the children to him at Port
15 Gardner, he would get a court order for Mr. Yorks to take them from her and bring
16 them to him.

17 3.21 Contemporaneously, on May 3, 2021, Ms. Bloom filed for and was granted a
18 second domestic violence protection order (DVPO) against Mr. Yorks.

19 3.22 The DVPO was granted based upon ongoing threats by Mr. Yorks to Ms. Bloom,
20 including stalking and keeping Ms. Bloom under video and audio surveillance in the
21 marital home post separation (No. 21-2-02025-31).

22 3.23 Further, Mr. Yorks' was attempting to retrieve his firearm from law enforcement,
23 after it was confiscated following his Rape DV 2 [STRONGARM] arrest from
24

1 February 20, 2020. Mr. Yorks threatened Ms. Bloom stating that he could walk into
2 any store and buy any gun he wished.

3 3.24 As required by GAL Mr. Parker, on May 6th, 2021, late afternoon, Ms. Bloom
4 brought the children to Port Gardner where GAL Mr. Parker planned to interview
5 them.

6 3.25 At the Port Gardner meeting with the children, the children were fidgety and
7 unsettled, clearly uncomfortable with Mr. Parker and the law offices. The meeting felt
8 hectic.

9 3.26 Although the children asked to stay with their mother Ms. Bloom during the
10 interview, GAL Mr. Parker refused and mandated Ms. Bloom to hold the door of his
11 office shut from outside so the children could not escape while he was addressing
12 them. Both Ms. Bloom and her children were emotionally unsettled by this and
13 extremely uncomfortable.

14 3.27 Given their ages and having never dealt with a GAL before, in preparation for the
15 interview, Ms. Bloom explained to her boys that the law offices would be "like" a
16 library where you use soft 'library voices,' and that they could talk to the GAL Mr.
17 Parker "like" a teacher, in such that could trust him and tell him anything you want.

18 3.28 Ms. Bloom believed that the GAL was going to adhere to the best interest of her
19 children.

20 3.29 At no point did GAL Mr. Parker, or anyone else, advise Ms. Bloom that
21 everything she said and did while at Port Gardner, to her children's court appointed
22 GAL, and everything that her five- and seven-year-old children said and did while at
23 Port Gardner with their GAL, could and would be used against Ms. Bloom in a court
24 of law.

1 3.30 Then, although there had been no court activity in the divorce matter (Sno Co No.
2 20-3-00465-31) since January, on Friday May 7, 2021, Mr. Canfield, as partner for
3 Canfield Madow Law Group, and acting as Mr. Yorks divorce attorney, emailed GAL
4 Mr. Parker to formally introduce himself into the Yorks case, advising specifically
5 that the case was as real problem and that "he was going to have to set a hearing...."
6 referencing alleged bad behavior by Ms. Bloom.

7 3.31 GAL Mr. Parker confirmed by email that he would meet Mr. Canfield to review
8 his concerns regarding the case Monday May 10, 2021, at 11:30 AM by phone
9 appointment. Billing records are clear that GAL Mr. Parker never accounted for this
10 call with Mr. Canfield.

11 3.32 Specifically, GAL Mr. Parker in collusion with Damon Canfield, were developing
12 an alternative narrative, wherein Ms. Bloom would be painted as mentally ill and a
13 danger to her children in order to reverse the parties roles in the divorce proceedings.

14 3.33 June 10, 2021, Ms. Bloom emailed GAL Mr. Parker, subject "Anne Tuttle"
15 wherein she provided a report from Dr. Anne Tuttle, her primary doctor since 2008,
16 outlining Ms. Bloom relevant medical history intending to exonerate her from any
17 impairment in her ability to parent.

18 3.34 Dr. Tuttle's March 4, 2020, letter was also filed under seal in the family law case
19 20-3-00465-31. Ms. Bloom had been Dr. Tuttle's patient since 2008.

20 3.35 June 10, 2021, Ms. Bloom provided an email subject "Sprout Birth Center
21 Medical Records" which included a clinical summary of Ms. Bloom's medical
22 records from the birthing and pediatric care center "Sprout Birth Center & Natural
23 Health.
24

1 3.36 Again, the report was also filed under seal in the family law case (20-3-00465-
2 31). Again, the report showed no infirmity to Ms. Bloom's ability to parent her
3 children.

4 3.37 On June 11, 2021, Ms. Bloom emailed GAL Mr. Parker again, subject "Med
5 Records" with all her medical records, including everything that had been filed with
6 the court to date. The email contained medical records from Dr. Bridgette Jeffries at
7 Restoration Mental Health Services, spanning from July 18, 2020, to February 22,
8 2021.

9 3.38 Everything collectively indicated that Ms. Bloom was the victim of domestic
10 violence and that she had no mental or physical infirmities that impaired her ability to
11 parent and in fact should be the custodial parent.

12 3.39 That same day, on June 11, 2021, GAL Mr. Parker provided his first report to the
13 court. That report, fundamentally contradicted every piece of evidence related to the
14 care and wellbeing of the children previously before the court and a part of the record.

15 3.40 GAL Mr. Parker's report specifically pointed to the unruly behavior of the
16 children at his office and opined that it was a reflection of Ms. Bloom's poor
17 parenting skills.

18 3.41 The report specifically recommended that the court amend the temporary
19 parenting plan, to move to joint decision making, discontinue the requirement of
20 supervised visitation for Mr. Yorks and, in important part, Ms. Bloom was required to
21 get a psychological evaluation.

22 3.42 The apparent basis of the requirement for Ms. Bloom to get a mental health
23 evaluation was her historically consistent allegations of domestic violence against Mr.
24

1 Yorks and Mr. Yorks' personal allegations against Ms. Bloom claiming her to be
2 mentally ill.

3 3.43 There was no acknowledgement of the, then, three (3) mental health reports, by
4 GAL Mr. Parker or the court, including the content of the June 10th email to Mr.
5 Parker, that had already been provided to the court as well as all participants in the
6 divorce case.

7 3.44 Each of these reports serves to exonerate Ms. Bloom of any infirmity that would
8 affect her ability to parent the parties' children.

9 3.45 Despite each Defendant having received the then same three (3) expert opinions
10 that Ms. Bloom was physically and emotionally fit to be a parent, and those same
11 reports being provided approximately 6 (six) more times over the course of pretrial
12 work, to both GAL Mr. Parker and Mr. Canfield, and filed with the court under seal,
13 both Defendant Mr. Canfield and Defendant GAL Mr. Parker, subsequently and
14 repeatedly represented to the court that Ms. Bloom was mentally ill and a danger to
15 her children.

16 3.46 On June 18, 2021, Mr. Canfield filed a motion with the court to adopt GAL Mr.
17 Parker's recommendations from the June 11th, 2021, GAL report. Ms. Bloom
18 objected.

19 3.47 GAL Mr. Parker's recommendation directly contradicted all meretricious
20 evidence in the record and would place the two minor children with Mr. Yorks,
21 without supervision.

22 3.48 On June 21, 2021, Ms. Bloom's temporary DVPO was made permanent for a six
23 (6) month period (21-2-02025-31).
24

1 3.49 July 7, 2021, Ms. Bloom filed her formal objection to the adoption of GAL's
2 recommendations, in which she again included her three (3) exonerating medical
3 evaluations, each an expert opinion, summarily, that Ms. Bloom was a great mother
4 and should maintain custody of her children.

5 3.50 Ms. Bloom also at the time filed five (5) separate third party witness declarations
6 with the court each celebrating her parenting skills and recounting abusive behavior
7 by Mr. Yorks against his family.

8 3.51 Nevertheless, on July 15, 2021, despite the significant contradictory evidence
9 filed by Ms. Bloom, a hearing was held, and GAL Mr. Parker maintained his
10 recommendation to the court, unchanged, and incongruent with all the other reliable
11 evidence before the court, reemphasizing the need to have Ms. Bloom evaluated for
12 her mental health, as though she had not already completed the same. In important
13 part, GAL Mr. Parker recharacterized Ms. Bloom in the court's eyes by alleging she
14 was a bad mother, as evidenced by the children's hectic behavior while at Port
15 Gardner.

16 3.52 Further GAL Mr. Parker alleged that Ms. Bloom was nefarious and purposefully
17 lied to her children, to sour the interview process, when using the library and teachers
18 as examples to explain behavioral expectations.

19 3.53 The statements of comparison citing the library and a teacher were
20 mischaracterized and then used by Mr. Parker as evidence of Ms. Bloom's
21 unwillingness to work with him and her resistance to participating in the GAL child
22 interviews.

23 3.54 The court followed GAL Mr. Parker's recommendation to the detail, without
24 question or any indication of a review of Ms. Bloom's filed pleadings and evidence.

1 3.55 Based on court order and the adoption of the GAL report the children were
2 transitioned to their father, Mr. Yorks that same day, July 15th, for their first
3 unsupervised visit with him since April of 2021 when for a few hours he had them at
4 their baseball events.

5 3.56 On July 18, 2021, the children returned home from the long weekend with Mr.
6 Yorks. The older child, M.J.Y. displayed new evidence of physical abuse including
7 bruises and marks on his back, legs, and buttocks.

8 3.57 Upon his return home M.J.Y. disclosed to Ms. Bloom that "daddy played tickle
9 games, and he tickled my private parts, and it made me uncomfortable." This is the
10 first time Ms. Bloom was aware of the sexual abuse being directed at one of the
11 children.

12 3.58 Upon the advice of the children's pediatrician, Dr. St. Claire, Ms. Bloom took
13 M.J.Y. to Seattle Children's Hospital on July 20, 2021. Ms. Bloom then took M.J.Y.
14 to his pediatrician to whom he disclosed the sexual molestation. The disclosure was
15 then also reported to Child Protective Services (CPS).

16 3.59 The children's next scheduled visit with Mr. Yorks was July 28, 2021. Upon
17 arrival at the exchange location, Frontier Village in Lake Stevens, Washington, Ms.
18 Bloom was unable to get the children to exit the car in order to deliver them to Mr.
19 Yorks.

20 3.60 When Ms. Bloom tried to physically remove him from her vehicle to provide him
21 to Mr. Yorks, the older child that had disclosed the sexual abuse, M.J.Y. began crying
22 uncontrollably and then vomited.

23 3.61 The Lake Stevens Police Department (LSPD) were called to assist. They advised
24 Mr. Yorks and Ms. Bloom that they would not assist with the removal of the children

1 from her car, and that they would not assist in enforcing the civil order between Ms.
2 Bloom and Mr. Yorks, i.e. enforcing the father's visitation.

3 3.62 August 3, 2021, Ms. Bloom filed a motion for temporary orders and a motion to
4 show cause seeking limitations on Mr. Yorks as well as a renewed order of protection
5 for the children in the family law case 20-3-00465-31.

6 3.63 In her filings, Ms. Bloom included medical evidence of M.J.Y.'s bruising and the
7 new evidence of sexual molestation including the sealed medical records from M.J.Y
8 medical evaluation at Seattle Children's and at his primary care pediatrician.

9 3.64 Of important note, M.J.Y.'s pediatrician stated in her report that was provided to
10 the court: "The last two visits with his biological father, he has returned with marks
11 on his bottom and hip. He is also very obsessed with bottoms after this, asking people
12 to take off pants, including his 5-yr old brother." This report was also included in Ms.
13 Bloom's pleadings.

14 3.65 That day, Aug. 3rd, Leslie Hohorst, Ms. Bloom's new attorney, Mr. Davies'
15 paralegal, served Mr. Canfield and GAL Mr. Parker, by way of email. Included in the
16 email were Mr. Davies, as well as GAL Mr. Parker, Mr. Canfield, and Amy Ferrier,
17 Mr. Canfield's senior paralegal at Canfield Madow.

18 3.66 Then at 2:48, four (4) minutes after Ms. Bloom's attorney provided service, Mr.
19 Canfield forwarded the email notice, clearly intended for GAL Mr. Parker, but
20 inadvertently sent to Mr. Yorks²

21 3.67 The email stated, with reference to Ms. Bloom's emergency hearing to address the
22 alleged sexual abuse against the older child, "Mr. Parker, you can't possibly condone
23

24

² common first names Brian Yorks, Brian Parker

1 this kind of parental alienation? This is outrageous.”, recharacterizing Ms. Bloom’s
2 safety concerns related to her children, and especially her seeking support from the
3 court, as evidence of parental alienation and abuse of process.

4 3.68 Mr. Canfield included his paralegal Ms. Ferrier in the email to GAL Mr. Parker,
5 regarding the alleged parental alienation by Ms. Bloom.

6 3.69 Shortly after, at 3:04 pm Ms. Ferrier forwarded the email to GAL Mr. Parker,
7 explaining it was intended for him. Mr. Canfield was included in the forwarded
8 message.

9 3.70 In response, GAL Mr. Parker almost immediately started drafting his First
10 Supplemental Report. His billing statement shows 2.5 hours dedicated to the Yorks
11 redrafted report that afternoon.

12 3.71 The next day, on August 4th and approximately five (5) minutes prior to Ms.
13 Bloom’s hearing for an immediate restraining order against Mr. Yorks for the
14 protection of her children, GAL Mr. Parker appeared in court on behalf of Mr. Yorks
15 and provided all the parties with his First Supplemental Report.

16 3.72 Despite GAL Mr. Parker’s knowledge of the now four (4) exculpatory mental
17 health evaluations of Ms. Bloom, his August 4th report emulated the language from
18 Mr. Canfield’s emails just five (5) days prior, where Mr. Canfield refers to Ms.
19 Bloom as “her own organic mental health disorder”, having a “clear mental health
20 disorder” and stated that once “she gets herself under control and gets the help she
21 needs” [...].

22 3.73 The report was not filed and had not been provided prior to the hearing. The
23 report included new and specific allegations that Ms. Bloom suffers from a
24 personality disorder.

1 3.74 GAL Mr. Parker was and is the only person that ever identified Ms. Bloom as
2 having a personality disorder, or any kind of mental infirmity that would impair her
3 ability to parent. GAL Mr. Parker diagnosed her personally and in direct contradiction
4 of the then four (4) evaluations in the record.

5 3.75 GAL Mr. Parker testified at the hearing: "With the important caveat that I am not
6 a mental health professional and have no training on diagnosing mental health
7 disorders or mental illnesses, Mother's behavior leads to strong concerns she has
8 a personality disorder or other mental illness."

9 3.76 Specifically, a year later, in May 2022 as a part of the Yorks family court trial,
10 GAL Mr. Parker testified for Mr. Yorks, stating in reference to his personal diagnosis
11 of Ms. Bloom as having personality disorder:

12 "took that language, actually -- and I don't think I have a citation in
13 front of me -- from my readings from a psychology book or text.
14 So these are actually --they may --I would have to double-check
15 my reading. They may have been lifted from the DSM-V for
16 common symptoms of -- and again, I got them directly. I was reading
a text or psychological treatise, but they were actually listed from
the symptoms for various personality disorders, which raised my
concern and led me to recommend a psychological evaluation."

17 3.76 For clarity, all expert reports, now four (4) that Ms. Bloom had provided to all
18 participants to the case, and that had all been filed with the court, plainly informed the
19 court that Ms. Bloom did not suffer from any mental or physical limitation that would
20 affect her ability to parent, and in fact the parties should *not* share custody of the
21 children, as it is *not* in the children's best interests (*emphasis added*).

22 3.77 For one specific example, Laura Montavon, MS LMFT of Snohomish County
23 Psychology Associates, PLLC, on July 30, 2021 (Bloom's fourth report), in important
24 part stated: "Gina has at all times had the best interest of her children at the center of her

1 attention. Please know that shared custody of these boys will not be in their best interests
2 at time.”

3 3.78 However, in contradiction with all third party neutral medical documentation provided
4 to the parties and the court, the August 4, GAL supplemental report, generated in direct
5 response to Mr. Canfield’s email, for the first time included the allegation of “parental
6 alienation” to describe Ms. Bloom’s cries for help.

7 3.79 GAL Mr. Parker’s first supplemental report went on at length about Ms. Bloom’s
8 dishonesty. Specifically, he highlighted Ms. Bloom’s alleged lie about requesting a home
9 visit for the child interview and, specifically, claiming that she did not make the request
10 until after Mr. Parker released his first report, as an attempt to undermine the GAL’s
11 criticism of her parenting skills.

12 3.80 This is not true, as it’s easily demonstrated upon a review of the record, that Ms.
13 Bloom made the request before the first child interviews took place and well before GAL
14 Mr. Parker’s first report.

15 3.81 Later in May 2022 at the family court trial, GAL Mr. Parker will testify under oath
16 that he previously had no recollection of Ms. Bloom ever asking for the interview to take
17 place at home.

18 3.82 Despite the email requesting the visit be at home being cited by GAL Mr. Parker for
19 billing purposes on April 27th, 2021, and becoming a dispositive aspect of the
20 degradation of Ms. Bloom’s character at trial, GAL Mr. Parker claimed he had no
21 memory of the email.

22 3.83 The August 4th hearing was continued upon Mr. Canfield’s request and over Ms.
23 Bloom’s objection, to have time to respond to the ‘new allegations’ against his client
24 Mr. Yorks. The matter was continued until August 18, 2021.

1 3.84 Thursday August 5, 2021, by court order, Mr. Yorks picked up the children from
2 YMCA in Monroe for his court ordered summer vacation. Mr. Yorks had not seen the
3 children since M.J.Y.'s disclosure and appointment at Seattle Children's Hospital.

4 3.85 The children were released to Mr. Yorks. However, YMCA representative Jennifer
5 Farlow thereafter contacted CPS very concerned for the well-being of the children,
6 stating "I've never seen a child so afraid to go with a father" specially referencing
7 M.J.Y.

8 3.86 On August 6, 2021, Brian Yorks emailed GAL Mr. Parker complaining about how
9 hard it was to retrieve the children and that the older child was threatening to stab
10 himself if he was required to stay with the father Mr. Yorks.

11 3.87 On that same day, August 6, 2021, Mr. Yorks filed a contempt motion against Ms.
12 Bloom based on her inability to remove the children and place them in Mr. Yorks'
13 custody on July 28, 2021, the event wherein they had called for police support in the
14 transition.

15 3.88 Monday August 9, 2021, in clear violation of the DVPO in place (case number 21-2-
16 02025-31) Mr. Yorks took his new girlfriend (then 5 months pregnant) and both
17 children to Florida to go to Disneyworld.

18 3.89 The older child, the one who had disclosed sexual molestation by Mr. Yorks, had
19 been scheduled for a forensic interview at Dawson Advocacy Place the same day,
20 August 9, 2021. The interview never took place.

21 3.90 Mr. Canfield, authorized by GAL Mr. Parker, advised Mr. Yorks to travel outside the
22 state against court order. Ms. Bloom was not advised of their decision or how they
23 administered the court order in favor of Mr. Canfield's client Mr. Yorks. She did not
24 know the children had been removed from the state.

1 3.91 August 18, 2021, the court heard cross motions on all open matters. The allegation of
2 contempt against Ms. Bloom was reserved, based on GAL Mr. Parker's allegation of her
3 mental health infirmity and the requirement that she get a psychological evaluation.

4 3.92 There was no reference made to the four (4) exonerating expert opinions regarding
5 Ms. Bloom's mental health already in place. None of the medical records or other
6 evidence provided by Ms. Bloom was ever considered, seemingly never viewed by the
7 court.

8 3.93 Ms. Bloom's motion for an immediate restraining order was not addressed, having
9 disappeared into the myriads of new allegations leveled against Ms. Bloom by Mr.
10 Canfield and GAL Mr. Parker and was, in the end, summarily denied.

11 3.94 At the hearing, Mr. Canfield recommended that Ms. Bloom be evaluated by their
12 preferred forensic clinical psychologist Dr. Monique Brown. Mr. Canfield had hired Dr.
13 Brown in past cases for the benefit of Canfield Madow clients and had been happy with
14 her work.

15 3.95 The court ordered Ms. Bloom to acquiesce to a mental health evaluation by Mr.
16 Yorks' preferred evaluator, Dr. Brown. Further, the court allowed Mr. Yorks to solely
17 be responsible for the payment of her services

18 3.96 Additionally, it was ordered that Mr. Yorks would have the first contact with Dr.
19 Brown, by way of a phone call to determine the scope of services and costs.

20 3.97 At the time the court ordered the evaluation of Ms. Bloom by Dr. Brown, Ms. Bloom
21 had already been evaluated by two (2) medical doctors, her psychiatrist and a mental
22 health psychologist. All these reports, four (4) in total, irrefutably establish that Ms.
23 Bloom was not suffering from a mental health condition, let alone one that would affect
24 her ability to parent.

1 3.98 August 18, 2021, after the hearing, Ms. Bloom filed an administrative complaint
2 against GAL Mr. Parker with both Washington State Bar Association (WSBA) and
3 Snohomish County GAL Committee, for the proffered fraud and perjury in his August
4 4, 2021, report, and for colluding with Mr. Canfield to allow Mr. Yorks to leave the
5 state with their two young children in violation of court order and without her
6 knowledge, thus causing M.J.Y. to miss his forensic interview.

7 3.99 September 23rd Ms. Bloom filed for extension of the DVPO (21-2-02025-31) The
8 hearing was set for October 7, 2021.

9 3.100 In response, on Friday October 1, 2021, GAL Mr. Parker drafted another new
10 report, the second supplementary GAL Report, which he then filed with the court on the
11 4th of October under the appropriate case number, Sno Co. No. 20-3-00465-31.

12 3.101 Despite GAL Mr. Parker not being a party to the DVPO matter, Mr. Canfield filed
13 the newest GAL report into Mr. Yorks' DVPO response October 6, 2021 (Sno Co. No.
14 21-2-02025-31).

15 3.102 October 7, 2021, at the DVPO hearing, to ensure that the report from the other
16 cause number made its way into the hearing, GAL Mr. Parker appeared for Mr. Yorks to
17 testify against Ms. Bloom.

18 3.103 After GAL Mr. Parker's testimony degrading Ms. Bloom veracity for the truth
19 and her mental health, Ms. Bloom, prose was no longer permitted to address the court,
20 the court then, absent any motion on the record, dismissed Ms. Bloom's DVPO.

21 3.104 At the DVPO case no. 21-2-02025-31 hearing held on October 7, 2021, both Mr.
22 Canfield and GAL Mr. Parker were aware that GAL Mr. Parker's diagnosis of
23 Personality Disorder which was presented to the court by GAL Mr. Parker and Mr.
24 Canfield, was directly and completely contradictory to the four (4) expert medical

1 evaluations filed with the court and previously provided to all parties involved with the
2 family law matter.

3 3.105 Between Aug. 18, 2021, and November 19, 2021, Ms. Bloom scheduled her
4 evaluation with Dr. Brown four (4) separate times. On each occasion Dr. Brown had to
5 cancel and reschedule.

6 3.106 Oct. 14, 2021, Matthew Jankovic, a law clerk for Port Gardner Law Group,
7 emailed GAL Mr. Parkder to relay information from the phone call he received from
8 Mr. Canfield, while GAL Mr. Parker was in mediation. Mr. Canfield was seeking GAL
9 Mr. Parker's approval of another trial continuance, and coordinating the next set of
10 motions against Ms. Bloom.

11 3.107 Mr. Jankovic included accolades for Mr. Parker, and as a contrast to Ms. Bloom's
12 then pending administrative complaints regarding GAL Mr. Parker's dishonesty. Mr.
13 Jankovic wrote, specifically, Mr. Canfield thinks you're a "really good guy" who
14 "always tells the truth."

15 3.108 October 15, 2021, Ms. Bloom filed a motion with the court, objecting to the
16 otherwise "agreed" trial continuance by Mr. Yorks, and included evidence of ongoing
17 domestic violence, evidence of GAL misconduct, and, in important part, sealed mental
18 and physical health evaluations from the four (4) experts, each concluding or supporting
19 Ms. Bloom as the primary parent, the caregiver parent, suffering from no mental health
20 related parental limiting factors and the professional assessment that she should be the
21 primary caregiver of the parties' children.

22 3.109 On October 14, 2021, GAL Mr. Parker emailed CPS regarding the Yorks matter.
23 GAL Mr. Parker contacted CPS just to let them know that Ms. Bloom's mental health
24

1 was in question, implying that she could not be trusted and her reports to CPS were
2 likely contrived.

3 3.110 In important note, based on a review of Mr. Parker's October 14, 2021, billing
4 records, GAL Mr. Parker first received a call from Mr. Canfield, thereafter he made the
5 call to CPS. After that he emailed his GAL reports to CPS. Then GAL Mr. Parker
6 placed a call back to Mr. Canfield. Each of these events were billed for that day October
7 14, 2021.

8 3.111 Oct. 23, 2021, GAL Mr. Parker received an email from Dr. Brown indicating that
9 it was she that had to cancel all the prior appointments with Ms. Bloom, specifically
10 stating that it was in no way Ms. Bloom's fault that the appointment had been delayed.

11 3.112 Oct. 26, 2021, three (3) days after receiving the email from Dr. Brown concerning
12 Ms. Bloom's scheduled evaluation, GAL Mr. Parker reasserted his previous allegation
13 that Ms. Bloom was noncooperative and refused to coordinate with Dr. Brown for her
14 evaluation as ordered by the court. He included this in his report to the court and
15 directed Porter Gardner law clerk Mr. Jankovic to file the same.

16 3.113 Before filing the inaccurate reports for GAL Mr. Parker, Mr. Jankovic questioned
17 whether GAL Mr. Parker still meant to file the report, uncorrected. GAL Mr Parker
18 affirmed and Jankovic filed the false report. That same false report, was then the primary
19 piece of evidence presented at the October 29, 2021 Exparte Emergency Hearing where
20 all custodial, and protection status was flipped from Ms. Bloom to Mr. Yorks.

21 3.114 On Oct 29, 2021, at 8:50 am, Ms. Bloom, prose, received an email from Mr.
22 Canfield's legal assistant, Hannah Bartow, entitled "Yorks Ex Parte Hearing 10/29/2021
23 2:00 p.m." advising her that Mr. Canfield would be appearing that afternoon, at 2:00
24

1 p.m. in the exparte department of the Snohomish Superior Court to request an
2 Immediate Restraining Order.

3 3.115 The email on its face made no specific mention that Ms. Bloom was the party
4 being restrained, only that the hearing was set and that the attachments included the
5 relevant pleadings. Ms. Bloom was prose.

6 3.116 The email included the sender, Hannah Bartow, the recipient, Ms. Bloom, and on
7 Cc.: GAL Mr. Brian Parker, his Port Gardner law clerk Mathew Jankovic, Mr. Yorks's
8 attorney Mr. Canfield and his senior paralegal Amy Ferrier, an employee of Canfield
9 Madow.³

10 3.117 That morning at 10:45 a.m., Ms. Bloom, after being contacted by the children's
11 school nurse regarding her children's health and Covid-19 exposure, sent an email
12 addressed to everyone on the notice thread, which included Mr. Yorks, GAL, Mr.
13 Parker, Mr. Canfield and Mr. Matthew Jankovic, advising them all that she would be
14 seeking medical care for their younger child B.G.Y. that morning at Seattle Children's.

15 3.118 It was evident based on a plain reading of the message why she would be unable
16 to attend the "emergency hearing" scheduled a few hours later.

17 3.119 That morning, Mr. Yorks was physically present at the Evergreen District Court
18 in Monroe where he was pursuing a patently frivolous lawsuit against their older child,
19 M.J.Y.'s, Godmother (and Ms. Bloom's best friend), Siobhan Owen Ryseff (DOB
20 07/16/1985), based on a 935-dollar phone bill.

21 3.120 Mr. Yorks lawsuit was dismissed with prejudice for failure to state a claim in
22 November of 2021.

23
24

³ Ms. Bloom was then using email address: ginayorks24@gmail.com.

1 3.121 Mr. Canfield knew his client Mr. Yorks was attending the other court matter that
2 day when his office set the emergency hearing earlier that morning. He also knew that,
3 but for some other event, Ms. Bloom would be otherwise engaged at that hearing as a
4 witness for Siobhan.

5 3.122 Although already implicit in the email chain of communication, at 1:23 p.m. Ms.
6 Bloom wrote: "We are at Seattle Children's Hospital ER" with reference to herself and
7 B.G.Y., the younger child who subsequently tested positive for Covid-19.

8 3.123 At 1:45 p.m. Mr. Yorks replied to the email chain of communication, again
9 including the original recipient list: Ms. Bloom, GAL Mr. Parker, Mr. Canfield and Mr.
10 Jankovic.

11 3.124 That afternoon, October 29, 2021, starting at 2:07 PM, Protem Commissioner
12 Jacalyn Brudvik of Snohomish County Superior Court, heard the exparte emergency
13 hearing for Immediate Order of Restraint against Ms. Bloom in favor of Mr. Yorks.

14 3.125 Ms. Bloom, prose at the time, was not present at the hearing on the afternoon of
15 Oct. 29, 2021, and did not become privy to the record until she received the audio
16 recording of the hearing on November 11, 2023.

17 3.126 Present at the emergency motion were Mr. Canfield on behalf of Mr. Yorks, who
18 was not present, and the GAL Mr. Brian Parker who appeared on behalf of Mr. Canfield
19 and his client Mr. Yorks.

20 3.127 The motion pleadings consisted of Mr. Yorks' declaratory allegations against Ms.
21 Bloom and the newest version of the GAL report filed three days earlier, October 26,
22 2021 (third supplementary report).

23 3.128 Despite knowledge of all of Ms. Bloom's exculpatory medical evaluations, and
24 the email from Dr. Brown only three (3) days earlier on October 23, the GAL report led

1 the court to believe that Ms. Bloom would not cooperate with him as the GAL or Dr.
2 Brown in the coordination of a mental health evaluation. GAL Mr. Parker continued to
3 assert that Ms. Bloom was dishonest, non-cooperative and mentally ill.

4 3.129 Both GAL Mr. Parker and Mr. Canfield, were aware of the four (4) medical
5 reports exonerating Ms. Bloom of any mental health impairment and that GAL Mr.
6 Parker's diagnosis of Ms. Bloom, as well as the allegations he had waged, did not match
7 the facts or the record.

8 3.130 Further, despite knowledge of Ms. Bloom's exculpatory expert evaluations, Mr.
9 Canfield aggressively encouraged the court to believe that GAL Mr. Parker was telling
10 the truth and that his personal diagnosis of Ms. Bloom was correct, purposely
11 promulgating the allegations that 1) Ms. Bloom suffers from a *Personality Disorder* 2)
12 Ms. Bloom is a danger to her children and 3) Ms. Bloom will not cooperate with getting
13 a mental health evaluation.

14 3.131 Despite Ms. Bloom's email notice that she was at Seattle Children's Hospital, Mr.
15 Canfield represented to the Court that he was unaware of Ms. Bloom's whereabouts and
16 implied that she was missing with her younger child. He purposely excluded any
17 evidence of the call Ms. Bloom had received, and was discussed in the relevant email
18 chain, from the children's school relaying their covid exposure.

19 3.132 Both Mr. Canfield and GAL Mr. Parker represented to the court that Ms. Bloom
20 was mentally impaired and a danger to her children.

21 3.133 Following Mr. Canfield's in court narrative describing Ms. Bloom's alleged
22 erratic and alienating behavior, he added: "*And ironically, Ms. Yorks isn't here today, as*
23 *if to double down on the chaos.*" [...] and then added "we don't know if she ever went
24

1 to Children's Hospital. We don't know where she is with (the child) at this point in time,
2 but we don't know... [...]" (*emphasis added*).

3 3.134 The GAL Mr. Parkre also testified against Ms. Bloom, encouraging the court to
4 believe they were not aware of Ms. Bloom's whereabouts.

5 3.135 In an effort to nail down Ms. Bloom's alleged poor behavior, GAL Mr. Parker
6 testified: "I've repeatedly held that the parents need to cooperatively parent, quit
7 fighting, the kids need to see them cooperate, and Ms. Yorks has rejected that.⁴ So, I am
8 recommending a change of custody at this point."

9 3.136 Following the GAL recommendations and the representations of Mr. Canfield,
10 alone, Commissioner Brudvik removed Ms. Yorks's custodial rights, flipping residency
11 and sole decision making to Mr. Yorks.

12 3.137 Based on GAL recommendations, the court placed a restraining order against Ms.
13 Bloom for the protection of Mr. Yorks and their children.

14 3.138 Based on GAL recommendations, the court also specifically ordered Ms. Bloom
15 to remove all social media based fundraising efforts to hire an attorney.

16 3.139 There is no indication or evidence in the record that Commissioner Brudvik
17 reviewed the Judicial Information System, (JIS) or the Odyssey docket, or any other
18 docket records, on October 29th, 2021.

19 3.140 Because of GAL Mr. Parker and Mr. Canfield's representations the Commissioner
20 followed GAL Mr. Parker's recommendations to remove the children from Ms. Bloom,
21 remove her custodial decision making and immediately place the children with Mr.
22 Yorks.

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⁴ Referring to Ms. Bloom as Ms. Yorks.

1 3.141 Commissioner Brudvik's decision had to be guided by the testimony GAL Mr.
2 Parker and Mr. Canfield, because there is no other evidence in the record, save Mr.
3 Yorks declaratory allegations throughout the family court case, that could be cited to
4 corroborate the court's decision.

5 3.142 Specifically, in that hearing, the court failed to learn of Mr. Yorks' substantial
6 history of domestic violence-related arrests, and specifically the then-pending charge for
7 Rape Domestic Violence, Second Degree, *Strongarm*, against Ms. Bloom, which was
8 under review by the Snohomish County Prosecuting Attorney's Office.

9 3.143 The considerable history of credible domestic violence Dr. allegations, and the
10 pending charge of Rape was certainly known to Mr. Parker, as was confirmed by the
11 disclosure of Yorks JIS records which was recovered from Mr. Parker's case file.

12 3.144 GAL Mr. Parker had solicited York's JIS in April of that year, asking Mr.
13 Jankovic of Port Gardner to check it, and provide him a copy.

14 3.145 At the time of the emergency exparte hearing, Ms. Bloom had no criminal history,
15 no infraction history and no history of domestic violence or restraining orders against
16 her. All evidence before the court, other than what was provided by GAL Mr. Parker,
17 categorically confirmed that Ms. Bloom was able to parent without issue, bearing no
18 mental or physical infirmity whatsoever.

19 3.146 The commissioner made no findings to support the emergency exparte hearing.
20 Ms. Bloom was not present, they did not attempt to contact her, despite Mr. Canfield
21 and Mr. Parker knowing where she was, and that she did not have any kind of
22 representation at the hearing.

23 3.147 From this point going forward, the script had been flipped, and Ms. Bloom was
24 irrevocably labeled as an abuser and mentally unstable.

1 3.148 The court ordered additional mental health restrictions based on the GAL Mr.
2 Parker's allegations and recommendation.

3 3.149 Nov. 1, 2021, Ms. Bloom filed a motion for GAL Mr. Parker to be removed from
4 the case. In her administrative complaint, Ms. Bloom cited GAL Mr. Parker for
5 purposely misinforming the court in that she had nefariously missed appointments with
6 Brown.

7 3.150 Ms. Bloom included evidence of GAL Mr. Parker's perjury at the Exparte
8 Hearing, along with the fraudulent filing of his October 26th report, the perjury within
9 his August 4th report as well as GAL Mr. Parker's approval of the Florida DVPO
10 Violation, and later confirmed by Everett Police Department investigation.

11 3.151 Then, on November 3, 2021, CPS received an anonymous report targeting Ms.
12 Bloom. The report alleged that someone heard the children talking about their mother
13 Ms. Bloom talking badly about Mr. Yorks by way of text messages on her phone that
14 she allegedly allowed her children to read.

15 3.152 Later, in Dr. Brown's January 24, 2022 extremely thorough fifty-five (55) page,
16 mental health evaluation of Ms. Bloom, Dr. Brown does note the anonymous call to
17 CPS, its timing and its direction, 'was highly suspicious.'

18 3.153 On November 18th, 2021, during Ms. Bloom's motion hearing to dismiss GAL
19 Mr. Parker from her family law case, Commissioner Tracy Waggoner, a member of the
20 Snohomish GAL Committee, denied Ms. Bloom's motion.

21 3.154 Commissioner Waggoner then awarded Mr. Parker \$20,000 from the parties'
22 marital fund, specifically Yorks' 401k, taken as a loan against the family assets, for use
23 paying Mr. Parker, payment to be redistributed at trial.
24

1 3.155 Ms. Bloom requested a loan from the same account to hire an attorney, however
2 her request was denied.

3 3.156 On January 24, 2022, Dr. Brown completed her evaluation of Ms. Bloom. Now,
4 by a fifth expert, it was concluded, and clearly stated in the report, that Ms. Bloom has
5 strong parenting skills and no infirmity that would affect her parenting.

6 3.157 Dr. Brown confirmed Ms. Bloom's PTSD diagnosis was caused by Mr. Yorks'
7 abuse, and at minimum, the consequence of the intimidation and controlling behaviors.

8 3.158 Although Mr. Canfield hand selected Dr. Brown for Plaintiff Ms. Bloom's
9 psychological evaluation, Mr. Yorks was unsatisfied with Dr. Brown's conclusions, so
10 much so that Mr. Yorks emailed the doctor personally, requesting she arrive at a
11 different conclusion regarding Ms. Bloom's mental health.

12 3.159 Then on May 10, 2022, after multiple continuances by Mr. Yorks and over Ms.
13 Bloom's continued objection, trial commenced.

14 3.160 The matter was assigned to Judge Paul Thompson, a Snohomish County Superior
15 Court Judge, for trial.

16 3.161 Ms. Bloom, now represented by Mr. Davies, included Dr. Monique Brown as one
17 of her trial witnesses.

18 3.162 By the time of the family court trial in May of 2022, Ms. Bloom's position in the
19 case had been successfully switched to that of Mr. Yorks. Rather than commencing trial
20 as the custodial parent, protected from her abuser, Mr. Canfield with the support of
21 GAL Mr. Parker misled the court into believing that Ms. Bloom was mentally impaired
22 and the abuser in the marital relationship.

23 3.163 Going into trial, Mr. Yorks was now the custodial parent, protected from Ms.
24 Bloom, and as such, positioned properly as Mr. Canfield had hoped.

1 3.164 They successfully recharacterized Mr. Yorks history of domestic violence and
2 Ms. Bloom's concerns for her children's wellbeing into evidence of her mental infirmity
3 and parental alienation.

4 3.165 They further alleged that Ms. Bloom's attempts to seek redress from the court for
5 both her and children's protection was also evidence of her mental instability and abuse
6 of process. They argued Ms. Bloom would have to be crazy to think that anyone
7 associated with the court would work to conspire against her.

8 3.166 Prior to commencing trial, Judge Thompson advised the parties that he was the
9 judge that reviewed and dismissed Plaintiff Ms. Bloom's original GAL grievance filed
10 against the GAL Mr. Parker in August of 2021.

11 3.167 Judge Thompson stated on the record that he found no wrongdoing on the part of
12 the GAL Mr. Parker and thereafter conducted the trial, taking determinative testimony
13 from GAL Mr. Parker.

14 3.168 For one example, on May 11, 2022, the second day of the trial, GAL Mr. Parker
15 testified that Ms. Bloom purposely manipulated and sabotaged their one (1) in a person
16 meeting with the children that was conducted at this private law firm's offices.

17 3.169 However, Ms. Bloom had ardently requested the meeting be at their home where
18 her young children would be more comfortable. GAL Mr. Parker refused and then
19 vilified Ms. Bloom for her children's unruly behavior at his office.

20 3.170 Specifically, GAL Mr. Parker told the Court that Ms. Bloom lied in claiming to
21 have asked for a home with GAL Mr. Parker and her children. He offered this and other
22 testimony to show Ms. Bloom as noncooperative.
23
24

1 3.171 GAL Mr. Parker then offered his own written conclusion, that Ms. Bloom was
2 mentally unstable, a personality disorder and should have limited, supervised, visitation
3 with their children.

4 3.172 At trial, while under oath, GAL Mr. Parker testified for Mr. Canfeild, that, in his
5 understanding, parental alienation constitutes a basis for restrictions under RCW
6 26.09.191. Specifically, Mr. Parker stated: "Right. You can also—unless I'm
7 misremembering—parental alienation is mentioned in .191. Am I wrong?" In response,
8 counsel Jennifer Bitner of Canfield Madow, on behalf of Mr. Canfield, clarified: "I
9 believe they replaced it with abusive use of conflict."

10 3.173 GAL Mr. Parker's statements, other than his opinions, were all categorically false
11 as easily shown upon a complete review of the record and Dr. Brown's mental health
12 evaluation of Plaintiff Ms. Bloom. At trial, Ms. Bitner, an attorney that works for Mr.
13 Canfield's law firm, Canfield Madow, objected to Dr. Brown testifying in the trial. Ms.
14 Bitner argued that her testimony would be 'cumulative' and unnecessary in addition to
15 the report she provided the court. Over Ms. Bloom's objection the court followed Ms.
16 Bitner and did not allow Dr. Brown to testify.

17 3.174 Then, despite the actual conclusion in Dr. Brown's report, GAL Mr. Parker
18 simply misrepresented Dr. Brown's findings claiming that the report verified everyone's
19 concerns about Ms. Bloom, her mental health and her ability to parent.

20 3.175 At the conclusion of trial, relying entirely on GAL Mr. Parker's testimony, rather
21 than the exhibits or medical findings in the record, Judge Thompson, on June 28, 2022,
22 found, with specific reference to Dr. Brown's psychological evaluation of Plaintiff
23 Bloom:

24 I am finding there is an emotional or physical problem. It is a
long-term emotional and/or physical problem that gets in the way

1 of her ability to parent. There are long-term emotional issues that
2 are present. They absolutely interfere with her ability to parent these
3 children. That is evidenced by the mental health evaluation that I
4 did receive and reviewed. It appears that there are just many untreated
5 mental health concerns. I'm just using that issue generally. As I stated,
6 I went through that report in detail.

7 3.176 Judge Thompson went so far as to say, in reference to Dr. Brown's report: "[...]
8 mental health evaluation of Ms. Yorks⁵. I read the evaluation at least twice. I say that
9 because I went through sections of it multiple times."

10 3.176 Dr. Brown's exhaustive, expert evaluation of Ms. Bloom made no comments,
11 observation or conclusion that could be reasonably construed to support any of Judge
12 Thompson's findings related to Plaintiff Ms. Bloom's mental or physical health or her
13 ability and aptitude to parent her children.

14 3.177 Dr. Brown concluded that Ms. Bloom was not impaired and should be the primary
15 caregiver of the children, stating specifically Ms. Bloom "has strong parenting skills."

16 3.178 The basis of all court action was the adoption of GAL Mr. Parker's
17 recommendations which directly supported Mr. Yorks position(s) and directly contradict
18 the now five (5) independent expert opinions that ALL supported Ms. Bloom as the
19 children's primary care giver and *not* suffering from any kind of infirmity and should
20 not therefor be subject to any parental restrictions.

21 3.179 The family court trial was completed on June 28, 2022. Judge Thompson made
22 his oral rulings from trial including a formal finding that Mr. Yorks committed acts of
23 Domestic Violence in the marriage. Such a finding carries mandatory RCW 26.09.191
24 parenting restrictions.

⁵ Referring to Ms. Bloom's marital name, Yorks.

1 3.180 On July 14, 2022, during the presentation of final orders, over objection, Judge
2 Thompson ordered no such mandatory RCW 26.09.191 parenting restrictions against
3 Mr. Yorks as per the statute.

4 3.181 Instead, based on GAL Mr. Parker's misrepresentation of Bloom's mental health
5 evaluation, corroborated by Mr. Canfield, and Ms. Bitner at trial, she was denied any
6 custodial status of her children and further sanctioned financially by the trial court. Ms.
7 Bloom, indigent, was ordered to provide child support to Mr. Yorks and pay for
8 supervised visits with her children.

9 3.182 Ms. Bloom timely appealed the trial Court determination. In part, Plaintiff Ms.
10 Bloom argued that Judge Thompson's actions at trial infringed upon Ms. Bloom's First
11 Amendment rights, constituting an impermissible violation of free speech. January 19,
12 2023, after receiving the verbatim report of proceedings from her bench trial, Bloom
13 filed a second grievance against GAL Mr. Parker based on his perjury presented at trial.

14 3.183 January 24, 2023, her trial court judge, Judge Thompson, as Chair of the
15 Snohomish Superior Court GAL Committee, heard and dismissed without any due
16 process, Bloom's grievance against Defendant Mr. Parker for a second time.

17 3.184 On October 16, 2023, the Everett Police Department (PD) released their
18 investigation of the GAL Mr. Parker, finding that Parker had committed first-degree
19 perjury in Judge Thompson's courtroom on May 11, 2022, vis-a-vis the Bloom Yorks
20 trial.

21 3.185 Accordingly, Ms. Bloom notified Snohomish County Superior Court
22 Administration on November 1, 2023, advising Snohomish County of the first-degree
23 perjury referral from Everett PD.
24

1 3.186 Ms. Bloom outlined the apparent conflict of interest between Judge Thompson
2 and GAL Mr. Parker, and that Judge Thompson had ignored previous meritorious
3 allegations against GAL Mr. Parker.

4 3.187 November 3, 2023, Hanna Ivanovich, Judge Thompson's law clerk, advised
5 Bloom and Yorks' counsel, by email, that Judge Thompson had recused himself and
6 would not be hearing any further matters regarding their case.

7 3.188 Ms. Bloom moved for clarification of the recusal as the matter was pending on
8 appeal. But no such clarification was provided.

9 3.189 November 15, 2023, the Snohomish Superior Court administration notified
10 Plaintiff Ms. Bloom that GAL Mr. Parker had been suspended from the Protem bench in
11 Snohomish Superior Court.

12 3.190 From here, Ms. Bloom came to learn that Mr. Parker was no longer listed as a
13 Guardian ad Litem in either Snohomish or Skagit County GAL registries, the two (2)
14 counties where he had previously served.

15 3.191 February 26, 2024, the Court of Appeals Division I released its opinion, striking
16 down the trial court ruling, in part, as an unconstitutional gag on Bloom's speech (case
17 no. 84480-6-I). Further, the court of appeals found that Judge Thompson abused his
18 discretion and made numerous errors regarding the application of RCW 26.09.191.

19 3.192 The mandate was filed with the Snohomish Superior Court on May 15, 2024.

20 3.193 Judge Thompson assigned the mandate to known friend and colleague Judge
21 Jennifer Langbehn of Snohomish County Superior Court. Judge Langbehn determined,
22 two days after the conclusion of the ninety (90) days response requirement, that even
23 though the Appellate court determined there were *no* findings on the record, that she
24 could nevertheless deduce them from a review of the same record (RCW 2.08.240).

1 3.194 As such Judge Langbehn was able to deny Ms. Bloom's motion for a new trial.

2 3.195 On December 31, 2021, Ms. Bloom filed into the Federal District Court for relief
3 from the unconstitutional procedures employed by the Snohomish County Family Court
4 in the course of Ms. Bloom's family law case.

5 3.196 GAL Mr. Parker and Mr. Canfield, with the support of their colleagues, and
6 specifically Ms. Bitner as the trial attorney, each worked to mislead the court and
7 misrepresent Ms. Bloom. They were both aware of the five (5) exonerating reports, but
8 nevertheless acted as though the first four didn't exist.

9 3.197 Defendants fraudulently forced Ms. Bloom to get the fifth evaluation with Dr.
10 Brown, and then they purposely kept Dr. Brown from testifying at trial when they didn't
11 like the results. Rather than sharing the truth, they doubled down, and each one of them,
12 including Mr. Canfield's colleague Ms. Jennifer Bitner, and in furtherance of the success
13 of Canfield Madow, and Mr. Canfield's client, Mr. Yorks, purposely offered testimony
14 and commentary intentionally misrepresenting Dr. Brown's report.

15 3.198 Sadly, the court either never reviewed the record, or chose to ignore it, and relied
16 solely on GAL Mr. Parker and Mr. Canfield's false statements and mischaracterization
17 of Ms. Bloom.

18 3.199 Exemplifying the mistreatment of Ms. Bloom's case, Dr. Brown stated in her
19 report, including but not limited to:

20 3.199.1 Gina's test scores were not consistent with personality disorder. (Plaintiff's Ex.

21 A. Dr. Brown's Report, Pg. 27)

22 3.199.2 There is no evidence ... that Gina has struggled with any substance abuse (*Id.* at
23 pg. 29) accused of engaging in parental alienation. It appears these allegations
24 are primarily the result of the children saying, reportedly unprompted, to the

1 GAL they wanted to stay with their mother and the children saying that would
2 stab themselves if they had to stay with their father (Plaintiff's Ex. A pg. 35).

3 3.199.3 It also does appear that most of the GAL's attention has been focused on Gina's
4 actions and behaviors, leading to sanctions while the father has not had to have
5 the same consequences in a similar way, despite concerns with such things as
6 unilateral decision making, refusing to engage in professionally supervised
7 visitation, neglectful parenting, and credible IPV reports. An example of the
8 perceived unfairness is Gina being accused of dwelling on violent outcomes
9 (referring to fear for children while in Yorks care) despite the father also
10 emailing the GAL stating Gina might kill him (*Id* at pg. 36)

11 3.199.4 There was no evidence provided for this evaluation that suggested that Gina, on
12 her own, has limitations that should prevent her from performing parenting
13 functions as defined in RCW 26.09.004 (*Id* pg. 36)

14 3.199.5 It is clear that Gina has strong parenting skills. These skills would be supported
15 if there were *fairness and equity* moving forward in the custody and co-parenting
16 process. Research has shown that fairness and equity reduce parental conflict
17 (*emphasis added*) (*Id.* at pg. 37)).

18 IV. CAUSES OF ACTION

19 First Cause of Action: Fraudulent Misrepresentation as to all Defendants 20 as Co-Conspirators.

21 Plaintiff realleges and incorporates by reference all paragraphs above as though fully set forth
22 herein.

23 4.1 Under Washington State law, a claim for fraud requires a plaintiff to establish nine essential
24 elements by clear, cogent, and convincing evidence: (1) a representation of an existing fact; (2)

1 the materiality of that fact; (3) the falsity of the representation; (4) knowledge of the falsity by
2 the party making it; (5) intent that the plaintiff act upon the representation; (6) the plaintiff's
3 ignorance of its falsity; (7) the plaintiff's reliance on the truth of the representation; (8) the
4 plaintiff's right to rely upon it; and (9) resulting damages. *Stiley v. Block*, 130 Wn.2d 486, 505,
5 925 P.2d 194, 204 (1996).

6 4.2 Plaintiff asserts that Defendants' actions and representations satisfy these elements as set
7 forth below. Each element of fraud must be established by "clear, cogent and convincing
8 evidence." *Sigman v. Stevens-Norton, Inc.*, 70 Wash.2d 915, 920, 425 P.2d 891 (1967).

9 4.3 1) Representation of an Existing Fact: Defendant GAL Mr. Brian Parker, knowingly and
10 falsely represented to the Snohomish County Superior Court that Plaintiff Gina Bloom suffered
11 from a mental health disorder, including but not limited to a personality disorder, rendering her
12 unfit to parent her children. This representation was made alongside other representations,
13 including, but not limited to: allegations that Plaintiff refused to participate in court processes;
14 refused to respond to inquiries from the GAL or the opposing party; acted in a manner contrary
15 to court directives, recommendations, and/or orders, and had absconded with the children to an
16 unknown location. These representations were not based on the best interests of the children or
17 on any neutral evaluation but were instead crafted to advance the litigation and financial
18 objectives of Defendant Canfield Madow Law Group and its client, Mr. Yorks.

19 4.4 (2) Material Fact: A fact is material if a reasonable person would attach importance to it in
20 determining their course of action. *See Guarino v. Interactive Objects, Inc.*, 122 Wn. App. 95,
21 114, 86 P.3d 1175 (2004). The misrepresentations by Defendant Parker were material because
22 they directly impacted the judicial decisions that stripped Plaintiff of her custodial rights,
23 imposed unwarranted psychological evaluations, and disrupted her livelihood, familial stability
24 and the well-being of her children. These representations were not merely incidental but went to

1 the heart of the court's determinations, significantly altering the "total mix" of information
2 available to the court. Moreover, Defendant Parker's actions, which were improperly motivated
3 by the financial and litigation objectives of Canfield Madow Law Group and its client, ensured
4 these material misrepresentations influenced the court's decisions to Plaintiff's severe detriment.

5 4.5 (3) Falsity: To establish fraud under Washington law, a plaintiff must demonstrate that the
6 defendant's representations were false. See *Guarino v. Interactive Objects, Inc.*, 122 Wn. App.
7 95, 114, 86 P.3d 1175 (2004). Defendant Parker knowingly made false representations to the
8 court by alleging that Plaintiff Gina Bloom suffered from a mental health disorder, including but
9 not limited to a personality disorder, rendering her unfit to parent. These claims were explicitly
10 contradicted by multiple psychological evaluations in Parker's possession, including Dr.
11 Brown's exonerating report dated January 24, 2022 which concluded that Plaintiff exhibited no
12 mental health conditions that would impair her parenting abilities. However, instead of relying
13 on these credible assessments, GAL Mr. Parker disregarded them entirely and fabricated
14 allegations to serve the litigation and financial interests of Canfield Madow Law Group and its
15 client, rather than fulfilling his statutory duty as an impartial GAL under RCW 26.12. Parker's
16 knowing presentation of false information was instrumental in misleading the court and causing
17 harm to Plaintiff.

18 4.6 (4) Knowledge of the Falsity: Under Washington law, a plaintiff must demonstrate that the
19 defendant knew their representations were false at the time they were made. See *Guarino v.*
20 *Interactive Objects, Inc.*, 122 Wn. App. 95, 114, 86 P.3d 1175 (2004). Defendant Parker acted
21 with actual knowledge of the falsity of his representations. Parker had access to and reviewed
22 multiple psychological evaluations, including reports which unequivocally stated that Plaintiff
23 Gina Bloom exhibited no mental health conditions that would impair her parenting. Despite this,
24 Parker deliberately ignored this evidence and fabricated claims of mental illness to support his

1 allegations. Additionally, Parker's conduct demonstrated his intent to mislead. Rather than
2 adhering to his statutory duty to act impartially as a GAL, Parker acted to further the business
3 interests of Canfield Madow Law Group by ensuring a favorable trial outcome for its client. By
4 knowingly presenting false information to the court, Parker leveraged his GAL authority to
5 manipulate judicial decisions and outcomes, thereby advancing the financial and litigation
6 success of Canfield Madow Law Group and its client at Plaintiff's expense.

7 4. 7 (5): Intent to Cause Reliance: Under Washington law, fraud requires proof that the defendant
8 intended their false representations to be acted upon, resulting in harm to the plaintiff. *See*
9 *Stieneke v. Russi*, 145 Wn. App. 544, 564–65, 190 P.3d 60 (2008). Defendant Parker knowingly
10 and deliberately made false representations, intending that both the court and Plaintiff Gina
11 Bloom would act in reliance upon them. Parker's assertions that Plaintiff suffered from
12 debilitating mental health disorders were specifically calculated to mislead the court into issuing
13 adverse rulings, including, but not limited to, unwarranted psychological evaluations, removal of
14 Plaintiff's custody rights, restrictions on her right to free speech and to seek redress, elimination
15 of critical domestic violence victim protections, and the imposition of unreasonable restrictions
16 on her ability to parent. Plaintiff Gina Bloom justifiably relied on Parker's representations
17 because of his statutory role as the court-appointed GAL under RCW 26.12. As the GAL, Parker
18 was duty-bound to act in the best interests of the children and to provide impartial, accurate
19 information to the court. Plaintiff had every right to expect that Parker's representations were
20 made in good faith and in accordance with his statutory obligations. Instead, Parker misused his
21 GAL authority to serve the business interests of his firm, Port Gardner, Canfield Madow Law
22 Group and its client, thereby betraying the trust placed in him by both the court and Plaintiff.
23 This breach of trust, coupled with Parker's calculated intent to manipulate judicial reliance,
24 directly resulted in the Plaintiff's significant harm and satisfies the element of intent.

1
2 4.8 (6): Ignorance: Under Washington law, a claim for fraud requires proof that the plaintiff was
3 unaware of the falsity of the defendant's material misrepresentations, at least in the specific
4 context of their true intent or purpose. *See Stieneke v. Russi*, 145 Wn. App. 544, 564–65, 190
5 P.3d 60 (2008). While Plaintiff Gina Bloom understood that Parker's statements regarding her
6 mental health and parental fitness were false and unsupported by credible evidence, she did not
7 know that Parker was working in concert with Canfield Madow Law Group to advance the
8 litigation and financial interests of their client. Plaintiff relied on Parker's statutory role as a
9 court-appointed GAL under RCW 26.12 and reasonably believed that his representations were
10 made in furtherance of the children's best interests, as his role legally required. Plaintiff was
11 unaware that Parker had violated his duty of neutrality and impartiality to further the improper
12 business interests of the opposing party. Likewise, the court, acting as a third party, had no
13 knowledge that Parker's misrepresentations were false or that he was collaborating with Canfield
14 Madow Law Group. The court relied on Parker's GAL status and presumed neutrality in issuing
15 adverse rulings based on Parker's false statements. Parker intentionally leveraged this reliance to
16 achieve his improper goals, knowing the court would act on his representations without
17 knowledge of his ulterior motives.

18 4.9 (7): Actual Reliance. Under Washington law, fraud requires proof that the plaintiff relied on
19 the truth of the defendant's misrepresentations. *See Stieneke v. Russi*, 145 Wn. App. 544, 564–
20 65, 190 P.3d 60 (2008). While Plaintiff Gina Bloom refuted the substantive claims made by
21 Defendant Parker regarding her mental health and parenting capabilities during the litigation, as
22 a litigant, she disagreed with his conclusions and challenged his recommendations in good faith,
23 believing that his actions—though flawed—were motivated by a good-faith assessment of the
24 children's best interests, as required by his statutory role as a GAL under RCW 26.12. However,

1 Plaintiff was unaware that Defendant Parker's omissions of exonerating psychological reports
2 and fabricated claims were not errors or misjudgments but were instead motivated by his
3 improper collaboration with Canfield Madow Law Group to advance their business and litigation
4 interests on behalf of their client, Mr. Yorks. Plaintiff relied on the presumption that Parker, as a
5 court-appointed GAL, was fulfilling his statutory duty to act impartially and in the children's
6 best interests. Her reliance on the integrity of Parker's role was both reasonable and foreseeable,
7 given his position as a trusted officer of the court. As such, Plaintiff Bloom, willingly and to her
8 financial detriment, complied with all court-ordered psychological evaluations, therapy sessions,
9 and related conditions that were imposed as a direct result of Parker's misrepresentations.
10 Likewise, the court relied on Parker's misrepresentations and omissions in issuing rulings
11 adverse to Plaintiff, including, but not limited to, ordering unwarranted psychological
12 evaluations, removing her custody rights, and eliminating her domestic violence protections.

13 4.10 (8) Right to Rely: *See* RCW 26.12. As a court-appointed GAL, Defendant Parker was
14 statutorily obligated to act with impartiality and to prioritize the best interests of the children.
15 Plaintiff Gina Bloom had the right to rely on Defendant Parker's representations because they
16 were made under the authority of his GAL appointment. Plaintiff relied on the presumption that
17 his actions, though objectionable within the scope of the litigation, were undertaken in
18 fulfillment of his statutory role. Plaintiff could not have reasonably known that Parker had
19 deliberately omitted exonerating evidence and made false representations to further the financial
20 and litigation interests of Canfield Madow Law Group. Similarly, the court had a right to rely on
21 Parker's representations as the foundation for its rulings, given his role as a neutral and
22 statutorily empowered officer of the court. Parker's recommendations were presumed to be
23 unbiased, evidence-based, and in the best interests of the children. However, Parker knowingly
24 and willfully breached his statutory obligations, betraying the trust of both Plaintiff and the court.

1 His intentional misconduct subverted the court's decision-making process and resulted in
2 significant harm to Plaintiff, including the loss of custody, financial hardship, and emotional
3 distress.

4 4.11 (9): Resulting Damage as a Result of Reliance: Under Washington law, a claim for fraud
5 requires proof that the plaintiff suffered damages as a direct and proximate result of the
6 defendant's fraudulent misrepresentations. *See Guarino v. Interactive Objects, Inc.*, 122 Wash.
7 App. 95, 126, 86 P.3d 1175, 1191 (2004), as amended on denial of reconsideration (June 30,
8 2004). Plaintiff Gina Bloom suffered extensive and quantifiable harm as a direct consequence of
9 Defendant Parker's fraudulent actions and misrepresentations. Parker's false allegations and
10 omissions led the court to issue rulings that removed Plaintiff's custody rights, subjected her to
11 unwarranted psychological evaluations, and eliminated vital domestic violence protections.
12 These rulings caused Plaintiff significant emotional distress, including, but not limited to, the
13 loss of her relationship with her children, loss of employment, loss of housing, and the erosion of
14 legal safeguards meant to protect her as a victim of domestic violence. Plaintiff incurred
15 substantial expenses, including, but not limited to, the cost of psychological evaluations, therapy,
16 legal fees, and other litigation-related and non-litigation related expenses, all of which are
17 directly attributable to Defendant Parker's fraudulent conduct. Additionally, Plaintiff
18 experienced reputational damage, as Parker's false claims painted her as mentally unfit and have
19 caused damage to her credibility in the community and within the court system. These damages
20 are not speculative but were foreseeable and proximately caused by Parker's deliberate actions to
21 advance the interests of Canfield Madow Law Group and its client. Defendant Parker's betrayal
22 of his statutory duties as GAL and his misuse of his position to manipulate judicial outcomes
23 inflicted enduring harm upon Plaintiff, harm she continues to suffer, warranting full
24 compensation. (See Complaint, ¶¶ 84-85, 135-138, 147-150, 203-205, 220-224.)

Second Cause of Action: Abuse of Process as to all Defendants as Co-Conspirators.

Plaintiff realleges and incorporates by reference all paragraphs above as though fully set forth herein.

4.12 Under Washington law, abuse of process occurs when a party employs legal proceedings for an ulterior purpose not contemplated by the law. *Sea-Pac Co. v. United Food & Com. Workers Loc. Union 44*, 103 Wash. 2d 800, 806, 699 P.2d 217, 220 (1985); *See* Restatement (Second) of Torts § 682, at 474 (1977).

4.13 The essential elements that establish abuse of process are: (1) an ulterior purpose beyond the proper scope of the process; and (2) an act in the use of the process not proper in the regular prosecution of the proceedings, and (3) harm to the litigant. Defendant Brian Parker, as a court-appointed Guardian ad Litem (GAL), and Defendant Damon Canfield, as counsel to Mr. Yorks, misused the judicial system's GAL processes to discredit Plaintiff Gina Bloom, deprive her of parental rights, and further their improper litigation goals.

4.14 Use of Legal Process for an Improper Purpose Defendants Parker and Canfield utilized Plaintiff's dissolution and custody proceedings as a vehicle to further Defendant Parker, Defendant Port Garnder, Defendant Canfield, and Defendant Canfield Madow's business interests, including, but not limited to, securing favorable custody outcomes for Defendant Canfield's client, Mr. Yorks. This included, but was not limited to, Defendant GAL Mr. Parker's fabrication of allegations of mental instability and personality disorder against Plaintiff, which were not based on credible evidence but were aimed at advancing Defendant Canfield's litigation strategy; coordinating with Defendant Mr. Canfield, as well as the support and resources of

1 Defendants Port Gardner and Canfield Madow, to omit and suppress exculpatory evidence in
2 GAL reports, and in presentation of testimony evidence, including expert evaluations supporting
3 Plaintiff's parental fitness; and orchestrating procedural maneuvers, including filing misleading
4 GAL reports on June 11, 2021, and August 4, 2021, to achieve adverse outcomes for Plaintiff.
5 4.16 Defendant Parker misused his appointment as GAL, employing the legal process for an
6 ulterior purpose outside the proper scope of his role. Rather than acting in the best interests of the
7 children, he used the authority of his appointment, conferred upon him by the court, to discredit
8 Plaintiff, portraying her as an unfit parent to further Defendant Canfield's business interests, the
9 reputation of Port Gardner and secure favorable litigation outcomes for Defendant Canfield's
10 client, Mr. Yorks.

11 4.17 Acts in Furtherance of the Improper Purpose. In furtherance of their improper purposes,
12 Defendants took the following actions, among others:

13 Defendant GAL Mr. Parker collaborated with Defendant Mr. Canfield through private
14 communications, as evidenced by the emails exchanged on May 7, 2021, and August 3, 2021,
15 wherein they coordinated efforts to undermine Plaintiff; knowingly submitted GAL reports that
16 misrepresented Plaintiff's fitness to parent, disregarded exculpatory evidence, and falsely
17 diagnosed Plaintiff with a personality disorder; manipulated the judicial process to remove her
18 protections as a victim of domestic violence and portray Plaintiff's legitimate safety concerns for
19 her children as evidence of parental alienation, thereby depriving her of her custodial rights; and
20 knowingly relied on Defendant GAL Mr. Parker's improper GAL reports to advocate for custody
21 changes that were unsupported by credible evidence.

22 4.18 Ulterior Purpose. Defendants' actions were driven by an ulterior purpose that exceeded the
23 proper statutory scope of the GAL process and proper legal advocacy. Specifically, Defendants,
24 each named, sought to use the GAL process and the authority conferred to Defendant GAL Mr.

1 Parker under the statute as a means to discredit Plaintiff and secure favorable custody outcomes
2 for Defendant Yorks, thereby furthering both Port Gardner and GAL Mr. Parker's reputational
3 success and Defendant Canfield's business interests and litigation success. This misuse of
4 process included, but is not limited to, removing Plaintiff's status as a victim of domestic
5 violence, stripping her of custodial and decision-making authority over her children, and
6 portraying her as mentally unstable, suffering from a personality disorder, and manipulative—
7 each actions designed not to advance the children's best interests or legitimate legal goals but to
8 achieve objectives outside the proper scope of the judicial process. Defendant Parker's conduct
9 violated his statutory duty under RCW 26.12.175 to act impartially and represent the best
10 interests of the children, instead misusing his appointment as GAL to further his professional
11 position, the reputation of his law office, Port Gardner and Defendant Canfield's improper
12 litigation strategy and advance purposes entirely unrelated to his court-appointed role.

13 4.19 Damages Resulting from Defendants Abuse of Process. As a direct and proximate result of
14 Defendants' abuse of process, Plaintiff suffered significant harm, including, but not limited to,
15 the loss of custody and decision-making authority over her children; restraints on her right to free
16 speech and seek redress; vital domestic violence victim protections; emotional distress, including
17 anxiety, embarrassment, humiliation, grief, and trauma; financial harm resulting from increased
18 litigation expenses, unnecessary evaluations, and supervised visitation fees; and reputational
19 damage caused by false and defamatory statements regarding Plaintiff's mental health and
20 parenting abilities.

21 4.20 These harms continue to impact Plaintiff's ability to advocate for her children, including,
22 but not limited to, the ability to participate meaningfully in court processes and engage in her
23 children's lives and community. The resulting loss of a relationship with her children has
24 deteriorated Plaintiff's quality of life and diminished her enjoyment of everyday activities.

**Third Cause of Action: Intentional Infliction of Emotional Distress as to all
Defendants as Co-Conspirators.**

Plaintiff realleges and incorporates by reference all paragraphs above as though fully set forth herein.

4.21 Defendants' illegal conduct, which continued through 2023 and throughout the years preceding, was extreme and outrageous. Their conduct went far beyond occasional acts of inconsiderateness or professional negligence. Defendants' actions were intentional, consistent, and persistent, and they engaged in behavior that would have been outrageous and caused emotional harm to any reasonable person. Their conduct involved the deliberate misuse of the GAL authority and process, as well as legal proceedings, to portray Plaintiff as an unfit parent, discredit her credibility, and strip her of custodial and decision-making authority over her children.

4.22 Plaintiff was particularly susceptible to Defendants' extreme and outrageous conduct due to the prolonged emotional and financial harm she had already suffered in connection with prior legal proceedings and her role as a victim of domestic violence. Defendants knew or should have known of Plaintiff's susceptibility, as their actions exploited her status as a victim and targeted her vulnerabilities to achieve improper litigation objectives.

4.23 Defendants intentionally and recklessly inflicted extreme emotional distress upon Plaintiff and knew or should have known that their conduct would do so. Defendants' coordinated efforts to fabricate allegations, omit critical evidence, and portray Plaintiff as mentally unstable were calculated to cause emotional harm and did so in a manner beyond the bonds of acceptable professional conduct.

1 4.24 As a direct and proximate result of Defendants' actions, Plaintiff has experienced and
2 continues to experience severe emotional distress, including fear, grief, shame, humiliation,
3 embarrassment, anxiety, panic attacks, night terrors, and trouble sleeping. These ongoing harms
4 have significantly impaired Plaintiff's ability to advocate for her children, participate in their
5 lives, and maintain her quality of life.

6 4.25 Defendants' intentional acts caused Plaintiff's severe emotional distress, and they intended
7 or recklessly disregarded the likelihood that their actions would result in such harm.
8

9 **Fourth Cause of Action: Breach of Statutory Duty as to Defendant GAL Mr. Parker**

10 Plaintiff realleges and incorporates by reference all paragraphs above as though fully set forth
11 herein.

12 4.26 Under Washington law, a Guardian ad Litem (GAL) appointed under RCW 26.12.175 owes
13 statutory duties to act impartially, conduct independent investigations, report factual findings to
14 the court, and represent the best interests of the children. Defendant GAL Mr. Brian Parker, as a
15 court-appointed GAL, owed these statutory duties to Plaintiff Gina Bloom and her children. By
16 accepting his appointment, Defendant GAL Mr. Parker was obligated to perform these duties
17 faithfully, without bias, undue influence, or ulterior motives.

18 4.27 Defendant GAL Mr. Parker willfully, wantonly, and intentionally breached these statutory
19 duties by using his position as GAL not to fulfill his statutory mandate to represent the children's
20 best interests but to secure a favorable outcome for Mr. Yorks, a client of Defendant Canfield
21 Madow Law Group and perpetuate the business relationship between Defendant Port Gardner
22 and Defendant Canfield Madow.

23 4.28 Defendant GAL Mr. Parker's conduct was designed to further the litigation objectives of
24 Defendant Canfield and advance the business interests of Defendant Canfield Madow Law

1 Group, rather than serve the impartial and child-centered role required of him. These breaches
2 included, but are not limited to:

- 3 1. Fabricating allegations against Plaintiff, including unfounded claims of parental
4 alienation, mental instability, and unfitness to parent, which were unsupported by
5 credible evidence;
- 6 2. Suppressing exculpatory evidence, including psychological evaluations and
7 documentation that demonstrated Plaintiff's fitness as a parent;
- 8 3. Colluding with Defendant Canfield to manipulate the GAL process to harm Plaintiff's
9 reputation, credibility, and parental rights, as evidenced by private communications and
10 coordinated strategies; and
- 11 4. Submitting false and misleading reports to the court, omitting material facts, and
12 knowingly presenting a biased narrative to achieve an outcome favorable to Defendant
13 Yorks and his legal counsel.

14 4.29 Defendant Parker's actions exceeded the scope of his statutory authority under RCW
15 26.12.175. Defendant Parker used his GAL appointment and the authority conferred to him by
16 the court to further the litigation and business interests of Defendant Canfield Madow Law
17 Group, acting outside the scope of his judicially conferred authority.

18 4.30 Damages. As a direct and proximate result of Defendant Parker's breaches of his statutory
19 duties, Plaintiff Gina Bloom has suffered, and continues to suffer, significant harm, including,
20 but not limited to: emotional trauma, ongoing disruption to her family relationships, the loss of
21 her relationship with her children, PTSD, humiliation, embarrassment, anxiety, grief, and a
22 diminished ability to enjoy life, family interactions, and basic daily activities. Plaintiff has lost
23 vital domestic violence victim protections, incurred unwarranted costs for psychological
24 evaluations, supervised visitation fees, and extensive legal expenses, and suffered reputational

1 damage within her community and the court system. These harms are severe, ongoing, and
2 continue to impact her ability to advocate for her children, protect her parental rights, and rebuild
3 her life.

4
5 **Fifth Cause of Action: Gross Negligence as to all Defendants as Co-Conspirators.**

6 Plaintiff realleges and incorporates by reference all paragraphs above as though fully set forth
7 herein.

8 4.31 Under Washington law, gross negligence involves a substantial and appreciable departure
9 from the standard of care and constitutes a failure to exercise even slight care or reckless
10 disregard for the rights of others. *Swank v. Valley Christian Sch.*, 188 Wash. 2d 663, 685, 398
11 P.3d 1108, 1120 (2017).

12 4.32 Defendant Brian Parker, as a court-appointed Guardian ad Litem (GAL), owed Plaintiff
13 Gina Bloom and her children a duty, including but not limited to, acting impartially, conducting
14 independent and neutral investigations, providing truthful and evidence-based recommendations
15 to the court, and prioritizing the best interests of the children.

16 4.33 Defendant Parker breached this duty by misusing his appointment as GAL to secure
17 favorable outcomes for the client(s) of Defendant Canfield, to further the litigation and financial
18 interests of Defendant Canfield and Canfield Madow Law Group. This misconduct constitutes a
19 substantial and appreciable departure from the standard of care required of a GAL and
20 demonstrates reckless disregard for his statutory duties and the authority conferred upon him by
21 the court.

22 4.34 As a direct and proximate result of Defendant Parker's grossly negligent misconduct,
23 Plaintiff suffered and continues to suffer significant harms that are ongoing and that continue to
24 inflict profound damage on Plaintiff's and her children's quality of life. Defendant Parker's
grossly negligent misconduct, characterized by reckless disregard for his statutory duties, entitles

1 Plaintiff to recover damages. Plaintiff seeks all damages recoverable under Washington law,
2 including compensatory damages, emotional distress damages, punitive damages where
3 applicable, attorney's fees, and any other relief the court deems just and equitable.

4 **Sixth Cause of Action: Civil Conspiracy as to all Defendants as Co-Conspirators.**

5 Plaintiff realleges and incorporates by reference all paragraphs above as though fully set forth
6 herein.

7 4.35 Civil conspiracy exists when two or more persons combine to accomplish an unlawful
8 purpose or a lawful purpose by unlawful means. *Corbit v. J.I. Case Co.*, 70 Wn.2d 522, 528, 424
9 P.2d 290 (1967).

10 4.36 Defendants Brian Parker and Damon Canfield knowingly and willfully conspired to harm
11 Plaintiff Gina Bloom by combining their efforts to misuse Parker's court-appointed role GAL to
12 achieve unlawful purposes. Defendants entered into an agreement to abuse the GAL process to
13 secure favorable litigation outcomes for the clients of Defendant Canfield and Canfield Meadow
14 Law Group, including Mr. Yorks, and to advance the financial and professional interests of
15 Defendant Parker and his firm, Port Gardner Law Group.

16 4.37 Defendants' overt acts in furtherance of their conspiracy include, but are not limited to,
17 fabricating baseless allegations of Plaintiff's mental health and fitness as a parent, suppressing
18 exculpatory evidence, coordinating the submission of false and biased reports to the court, and
19 abusing legal processes for improper purposes. These acts were not isolated but part of a
20 calculated effort to build an overwhelming and insurmountable record against Plaintiff, which
21 culminated in adverse rulings that stripped her of custody and critical domestic violence
22 protections.

23 4.38 By conspiring to exploit the Guardian ad Litem (GAL) process as a mechanism for personal
24 gain and professional advancement, Defendants devised and executed a coordinated scheme to
construct a false and prejudicial narrative regarding Plaintiff. This conspiracy induced the court

1 to rely on fabricated, misleading, and biased evidence to Plaintiff's detriment. But for
2 Defendants' conspiracy and their deliberate overt acts Plaintiff Gina Bloom would not have been
3 wrongly characterized as mentally unfit or falsely diagnosed with personality disorders.

4 4.39 Defendants' calculated misconduct resulted in adverse judicial determinations that unjustly
5 stripped Plaintiff of custody and decision-making authority over her children, deprived her of
6 critical domestic violence victim protections, and caused her to suffer profound emotional
7 distress, irreparable harm to her reputation, substantial financial losses, and a devastating loss of
8 her relationship with her children. Moreover, Defendants' actions inflicted long-term damage to
9 Plaintiff's credibility within the legal system and her community, significantly impairing her
10 ability to advocate for her children, protect her parental rights, and maintain her quality of life.

11
12 **Seventh Cause of Action: Defamation as to all Defendants as Co-Conspirators.**

13 Plaintiff realleges and incorporates by reference all paragraphs above as though fully set forth
14 herein.

15 4.40 A defamation claim has four essential elements: (1) a false communication (2) that was
16 unprivileged, (3) for which the defendant is at fault, and (4) that caused the plaintiff damages.

17 *Mark v. Seattle Times*, 96 Wn.2d 473, 486, 635 P.2d 1081 (1981)

18 4.41 False Communication: Defendant Brian Parker, acting in his capacity as a court-appointed
19 Guardian ad Litem (GAL), made numerous false statements concerning Plaintiff Gina
20 Bloom that were fabricated without evidentiary support, contradicted by credible
21 exculpatory documentation that Defendants intentionally withheld, and were designed to
22 discredit Plaintiff and irreparably harm her reputation.

23 4.42 Unprivileged Communication: Defendant Parker's defamatory statements exceeded the
24 scope of his statutory duties under RCW 26.12 and 26.09 and were made in furtherance of
the coordinated effort with Defendant Canfield to damage Plaintiff's reputation for the

1 improper and unlawful purposes of furthering his business relationship with Damon Canfield
2 and the business interests of Defendants, and Defendants Canfield Madow Law Group and
3 Port Gardner Law Group.

4 4.43 Fault: Defendant Parker acted with fault by knowingly fabricating false allegations against
5 Plaintiff and publishing these defamatory statements with reckless disregard for the truth.
6 Defendant deliberately ignored exculpatory evidence and presented falsehoods to the court
7 with the intent to harm Plaintiff's reputation, mislead the court, and further his and
8 Defendant Canfield's improper objectives. Defendant's conduct was grossly negligent at a
9 minimum, and intentional and malicious at its worst.

10 4.44 Damages: As a direct and proximate result of Defendant Parker's defamatory statements,
11 Plaintiff suffered substantial harm, including irreparable damage to her reputation, and
12 economic and non-economic damages, including, but not limited to, lost wages, emotional
13 distress, medical bills, pain and suffering, mental anguish, loss of enjoyment of life, anxiety,
14 PTSD, embarrassment, fear, and humiliation.

15 **V. DAMAGES TO MS. BLOOM**

16 Plaintiff realleges and incorporates herein as if set forth in full all paragraphs as outlined above.

17 4.45 GAL Mr. Parker's support of Mr. Canfield and consequently, his client Mr. Brian Yorks,
18 caused extensive cost and litigation while Ms. Bloom tried desperately to overcome the barrier
19 his misrepresentation placed between her and her children.

20 4.45 Ms. Bloom was never able to overcome Mr. Parker's immense power as granted by the state
21 and herein provided for the benefit of Mr. Yorks, not the children.

22 4.46 As a result of GAL Mr. Parker's misrepresentations to the court, Ms. Bloom suffered a
23 phenomenal amount of stress, anxiety, and extreme concern for the well-being of her
24 children.

1 4.47 As a result of GAL Mr. Parker's misrepresentations, also known to be false but nevertheless
2 promoted to the court by Mr. Canfield, Ms. Bloom and her children suffered irreparable
3 harm, including the ongoing sexual abuse of the older child, who had disclosed domestic
4 violence by Mr. Yorks to a myriad of adults and trusted authority figures by the time trial
5 commenced.

6 **As to all Defendants as Co-Conspirators.**

7 Plaintiff realleges and incorporates herein as if set forth in full below all paragraphs outlined
8 above.

9 4.48 What other allegations that may naturally arise out of discovery and the course of
10 proceedings.

11 **XII. REQUESTED RELIEF**

12 As a result of the foregoing, Plaintiff requests the following relief.

13 4.49 **Compensatory Damages.** For an award of money damages in an amount to be proven at
14 trial.

15 4.50 **Prejudgment Interest.** For an award of prejudgment interest on all liquidated amounts.

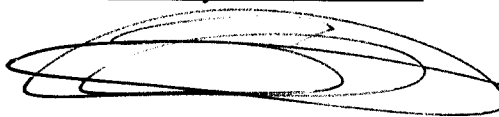
16 4.51 **Attorney's Fees and Costs.** For Plaintiff's attorneys fees and costs as allowed by law.

17 4.52 **Other Relief.** For such further relief as the Court deems just and equitable.

18
19 Respectfully submitted,

20 DATED this 21 2025.

21 Attorney for the Plaintiff:

22
23 

24 Shannon M. Draughon WSBA #35424
Attorney for Plaintiff Ms. Bloom

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DECLARATION OF PLAINTIFF

I, Plaintiff GINA BLOOM, swear under penalty of perjury under the laws of the State of Washington that the foregoing facts are true and accurate to the best of my knowledge and belief.


GINA BLOOM

Dated this 21st day of January 2025 at Port Angeles Washington.

Plaintiff's Exhibit

A

MONIQUE BROWN PSYCHOLOGICAL SERVICES LLC
 PSYCHOLOGY AND ASSESSMENT
 3429 FREMONT PLACE NORTH #303
 SEATTLE WA 98103
 206-457-3092
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DISCLOSURE STATEMENT

I have been a licensed clinical psychologist (PY60444036), in good standing with the State of Washington, since 2014. I have been employed in private practice for the duration of my licensure. I participated in a two year long post-doctoral certification process to become certified as a parenting evaluator through the Parenting Evaluation Training Program (PETP) through the University of Washington. I am additionally certified as an EMDR specialist through EMDRIA and a trauma expert through the Justice Resource Institute. I am called as an expert witness in both criminal and family law cases to address trauma, PTSD, and intimate partner violence.

I am also a Diplomate of Couple and Family Psychology through the American Board of Professional Psychology (ABPP). Becoming credentialed through the American Board of Professional Psychology is a highly competitive process in which only a portion of those who apply are able to complete the stringent process of evaluation of the psychologist's work. A Diplomate from ABPP is a psychologist credentialed at the very highest level possible in psychology, and is a mark of excellence in one's work. Being a Diplomate in Couple and Family Psychology means that research is integrated into clinical thinking at a very advanced level.

The following document is a Forensic Psychological Evaluation in the context of parenting or a Parenting Evaluation that may include a Psychological Evaluation, conducted according to the standards of the Parenting Evaluation Training Program. This report is directed by the laws governing termination of parental rights, if at question, and by family law for parenting evaluations.

It addresses exclusively those questions raised by the referring party/parties and any issues that arose directly from the evaluation that were pertinent to the referring question(s) relative to parenting as well as issues raised by the Courts.

In conducting this evaluation, the undersigned was directed by the Washington State provisions for the termination of parental rights, if necessitated (RCW 13.34.180 (1)).

The undersigned followed the process directed by the WAC 246-924-445:

Parenting evaluations- Standards for Psychologists.

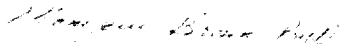
In conjunction with the guidelines of the WAC 246-924-467:

Limited services related to parenting evaluations.

Further, the undersigned was guided by the ethical standards, as they apply to this process, of:

The American Psychological Association and the American Academy of Forensic Psychology.

Very truly yours,



Monique Brown, PsyD, ABPP

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Only duly authorized persons should use the following information. This assessment should not be considered as evidence of agreement or disagreement with either party, and must be used in its entirety with no portions excerpted.

Client Name: Olympia (Gina) Yorks
Date of Birth: [REDACTED]
Age: 35
Marital Status: Separated/Divorced

Occupation: Cosmetics Representative
Education: some college
Examiner: Monique Brown, PsyD, ABPP
Date of Testing: 10/25/2021, 11/19/2021
Date of Report: 1/20/2022

Referral and Brief History of Presenting Problem:

Olimpia Yorks (preferred name Gina, and referred to as such hereafter) was ordered per Guardian ad Litem recommendations to complete a psychological evaluation per concerns raised regarding her mental health in order to assist in the determination of custody recommendations for her 8-year-old son, [REDACTED] ([REDACTED]) and her 5-year-old son, [REDACTED] (DOB [REDACTED]). Allegations have been made regarding Gina's mental health and its possible effects on her capacity to safely parent her children and effectively co-parent with their father. Gina has reported a history of intimate partner violence and neglectful behavior regarding the care of the children by the father. The GAL has reported multiple concerns he has regarding Gina and has successfully petitioned for the Court to place both children in the custody of the father, granting him sole decision-making, pending completion of this evaluation and further review by the Court.

Evaluation procedures:

This evaluation is based on information gathered from the administration of psychological assessment tests, clinical interviews, and review of documentary evidence provided by both sides. Sources of information relied upon in formulating my opinions include the following:

Assessment Measures

Millon Clinical Multiaxial Inventory —4th Edition (MCMI-IV)
 Personality Assessment Inventory (PAI)

Records Reviewed

Documents submitted for review are listed individually. A thorough review of all collateral documents relevant to the scope of this psychological evaluation was conducted and summary provided. Documents were provided by both sides of this litigation.

Provided by Gina:

- Temporary Restraining Order against Gina Yorks dated 11/23/2021
- Parenting Order dated 11/23/2021
- Objection and Motion to Strike Respondent's Pleadings dated 11/15/2021
- Multiple emails to/from opposing counsel and the Guardian ad Litem
- Email dated 11/13/2021 from Gina to the Father
- Emails between Gina and the father (2008-2015)
- Declaration of Siobhan Owen-Ryseff dated 3/11/2020
- Declaration of Siobhan Owen-Ryseff dated 9/1/2021
- Declaration of Melani Irmimi dated 3/10/2020
- Declaration of Rosanna Aho dated 3/11/2020
- Declaration of Nathan Urcheck dated 6/13/2021
- Declaration of Melissa faries dated 7/8/2021
- Declaration of Jessica Allen dated 7/8/2021
- Declaration of Jessica Allen dated 11/8/2021
- Declaration of Callie Maertz dated 7/8/2021
- Declaration of Mary Michel Wilson dated 3/1/2020
- Declaration of Mary Michel Wilson dated 11/10/2021
- Declaration of Samantha Brown dated 11/8/2021
- Declaration of Plamen Borisov dated 11/10/2021
- Declaration of Ann Patton dated 11/7/2021
- Declaration of Tashalynn Whitehead dated 11/10/2021
- Declaration of Jay Anderson dated 6/16/2021
- Declaration of Roy Wilson dated 2/27/2020
- Declaration of Grace Hill dated 3/1/2020
- Declaration of Grace Hill dated 3/18/2020
- Declaration of Andrew Scarbrough dated 3/1/2020
- Declaration of Jason Hill dated 3/1/2020
- Declaration of Gina Yorks dated 7/8/2021
- GAL report dated 6/8/2021
- GAL supplemental report dated 8/4/2021
- GAL supplemental report dated 10/1/2021
- GAL supplemental report dated 10/26/2021
- GAL supplemental report dated 11/3/2021
- Mental Health Records dated 7/11/2020, 7/18/2020, 8/7/2020, 9/23/2020, 11/12/2020, 12/14/2020, 1/11/2021, 2/8/2021, 2/22/2021, 3/23/2021, 4/30/2021, 5/28/2021

- Supervised Visitation Reports dated 11/20/2021, 11/27/2021, 11/28/2021, 12/11/2021, 12/12/2021, 12/25/2021, 1/2/2022, 1/8/2022, 1/9/2022
- Pediatric Medical Record dated 7/24/2020, 8/5/2020, 11/11/2020, 12/4/2020, 6/10/2021, 7/20/2021, 7/21/2021, 8/22/2021
- Audio transcript of court hearing dated 11/23/2021
- Letter from Alexandria St. Claire, ND dated 11/9/2021
- Letter from Bridgette Jeffries, DNP, ARNP, PMNHP-BC dated 11/15/2021
- Letter from Susan Foote, ARNP dated 7/16/2021
- Letter from Laura Montavon, MS, LMFT dated 7/30/2021
- Letter from Anne Tuttle, MD dated 3/4/2020
- Email Letter from Michel Wilson dated 12/28/2021
- Protection Order violation dated 8/9/2021
- Police Incident Report dated 3/18/2016
- Police Incident Report dated 10/26/2020
- DVPO dated 3/25/2020
- Text Message communications between Gina and Beth and Abby Lyons
- Text Message communications between Gina and Tara Snow
- Text Message communications between Gina and Ben Moore
- Facebook messages regarding Tara Snow
- GoFundMe posting
- Email from Gina to the GAL dated 6/10/2021 and 6/23/2021
- Photographs of the children with marks on them
- Letter from Department of Child Youth and Family Services dated 12/21/2021
- OurFamilyWizard Email Communication between Gina and the Father dated 8/9-10/2021
- Email from GAL to attorneys dated 8/6/2021
- Email thread between Mr. Davies to the GAL and opposing counsel dated 8/10/2021
- Lake Stevens Police Incident Report dated 5/29/2021
- GAL Billing Statements
- Voicemail transcript dated 4/23/2021
- Bellevue Police Incident Report dated 2/24/2021
- Staples receipt dated 10/11/2021
- Letter from Dr. Alexandria St. Claire dated 1/5/2021

Provided by the Father:

- Washington State Bar Association letter dated 9/17/2021
- Email communication dated 1/3/2022 between Nancy O'Brien and the Father
- Email communication dated 1/2/2022 to 1/4/2022 between Dr. St. Claire and the Father
- Email from the Father dated 1/8/2022
- CVS patient prescription record dated 11/15/2021
- Email communication dated 11/16/2021 to 11/18/2021

- Email from Dr. St. Claire to both parents dated 1/5/2022
- OurFamilyWizard message from the Father to Gina dated 7/28/2021
- Email communication between the Father and Susan Foote date 7/15/2021 to 7/19/2021
- Video dated 8/19/2021
- Email from the Father dated 1/3/2022
- Videos dated 5/12/2021
- Audio dated 11/25/2019
- Audio dated 2/1/2017
- Audio dated 3/25/2017
- Screenshots from 2019 of Gina's phone showing screen time
- Several emails from Gina to the GAL
- Email from Gina to the Father dated 4/26/2021
- OurFamilyWizard communication from Gina to the Father dated 8/16/2021
- Video dated 5/12/2021
- Declaration from Bryan Dennis dated 8/11/2021
- Email exchange dated 11/13/2021 to 11/14/2021, involving Crystal Davies
- Email communication between the Father and animal shelter dated 2/3/2015
- Amazon receipts
- Text message communication between Gina and the father (no date)
- Screen shots from Gina's Instagram
- Progress report from [REDACTED] teacher dated 2021-2022 school year
- Text between Gina and Kari Johnson dated 2/16
- Email from Kari Johnson to Damon Canfield dated 4/20/2020
- Declaration from Kari Johnson dated 7/11/2021
- Lake Stevens Police Department Incident Report dated 5/30/2021
- Petition for Anti-harassment Order dated 4/29/2021
- Lake Stevens Police Department Incident Report dated 4/29/2021
- Lake Stevens Police Department Incident Report dated 4/28/2021
- Lake Stevens Police Department Incident Report dated 4/27/2021
- Lake Stevens Police Department Incident Report dated 4/26/2021
- Lake Stevens Police Department Incident Report dated 7/28/2021
- Lake Stevens Police Department "Days Pass Down" message dated 5/13/2021
- Email from Robert Milner of Lake Stevens Police Department dated 5/24/2021
- Petition for Protection Order dated 2/3/2021
- Lake Stevens Police Department Incident Report dated 2/2/2021
- Lake Stevens Police Department Incident Report dated 2/1/2021
- Lake Stevens Police Department Incident Report dated 1/20/2021

Collateral Contacts

The Father
Jennifer Thomas
Melani Irmini

Gina Yorks' Psychosocial Interview Summary (Per self-report):***Family History:***

Gina reported that she was born in Romania where she lived until age 17 when she graduated from high school. She said that she then moved to Spain for about a year where her mother and brother lived. She recalled traveling through Europe as an exchange student until age 20, in 2007, when she came to the United States as an exchange student. Gina stated that she worked as an au pair during the day and went to college in the evenings. She learned English in school in Romania because it was mandatory to learn English. When she moved to the US, she was in New York for a week before moving to Seattle in January of 2007.

Gina reported that her parents are still legally married but not "really" together. She described their relationship as distant and chaotic. She said she has a brother 6 years her senior. She recalled her grandparents primarily raising her, though her father lived in the home with them. She stated that her father was very emotionally and physically abusive, but her grandparents were very loving and "the best people in [her] life". Gina described her childhood family life as "very dysfunctional" and "chaotic", noting that her father abused both herself and her mother. She remembered praying at night that her mother would get her and her brother to safety. She said, as she grew older, she realized that would not happen.

Gina explained that Romania is a "very poor country with a lot of corruption", so teachers would not inquire when she went to school with black eyes. She recalled not feeling safe anywhere, noting that she was regularly beaten with belts, tree branches, and other household objects, experienced daily emotional abuse, and constantly being told by her father "you're stupid or an idiot". She said that her father was not physically abusive in front of her grandparents and she was physically safe in school during the day, which was an escape for her as a straight A student. She indicated that her grandparents spent time with her and encouraged her to spend time with friends, but as they got older, they needed care themselves and could not spend as much time caring for her. She said that her grandmother died when she was age 14, at which time she took care of her grandfather, whose health was deteriorating. Gina recalled her father being less physically abusive at this point, but noted the emotional abuse got worse. She said that her father would say "I am going to kill myself" any time anyone had any criticism of him, leaving everyone treating him as if he was fragile. She recalled feeling obligated to care for him due to his suicide threats and avoided him as much as she could.

Gina reported her relationship with her father to be civil, citing Christian respect for him as her father. She reported that her relationship with her mother is better now than it was, citing that she felt hurt that her mother let the abuse happen and left her alone to take care of her grandfather and father beginning at age 14 (when her mother moved to Spain to help her brother). Gina described her mother as "warm and polite, shy, a giver, would do anything for anyone". She described her father as "strong-willed and stubborn". She commented that her father was an alcoholic who did not work and relied financially on her mother, who was a seamstress, and his parents.

School History:

Gina reported that she graduated from high school in Romania and received a full scholarship for West University to attend Law School. She indicated that she attended for about 9 months and left because she "just could not deal with her dad any more" and left the University to start her exchange program. She noted that it was her dream to graduate from law school and use her degree to help and protect children. She stated that she intended to complete her law degree but "life happened". She said that she would like to go back to school and become a dental hygienist. Gina reported that she was always a very good student.

Social History:

Gina described herself as a "bubbly" child who had a lot of friends. She said that she was never shy and recalled that her mother made her clothing. She said she was like a different person when she was not at home afraid of her father. Her social life presently has reportedly been impacted by the COVID pandemic. She said that she has good friends and has a lot of support. She reported that she was homeschooling her children and planning to go back to college when the father came back into the picture in July of 2021. She stated that she was not mentally prepared for him to "disrupt" their lives, noting that he had not seen the children since February of 2020 because he reportedly refused to engage in supervised visitation. She also mentioned that many of her friendships have been impacted by the contentious custody litigation, citing the father reportedly suing friends or retaliating against them in some way for being supportive of her. Gina said her friends would likely describe her as "strong, outgoing, fun, bubbly, and loyal". She grew up Christian Orthodox and converted to Baptist when she met her husband, but presently identifies as a non-denominational Christian.

Employment History:

Gina reported that she has worked in the cosmetics industry for approximately 10 years, for Sephora and, previous to that, for Macy's. Before working as a cosmetics representative, she worked as an au pair for approximately 2 years.

Medical History:

Gina reported being healthy with the exception of lower back and neck problems due to a car accident that occurred in December of 2019. She said she has some nerve damage, which causes pain and impacts her mobility, but has been getting a bit better. She recounted having had 7 injections, radiofrequency ablations, physical therapy, and chiropractic. She said that she is still in the care of a neurosurgeon and a physiatrist, citing that she needs two surgeries but is trying take care of other things first. She denied use of tobacco products.

Psychiatric/Psychological History and Treatment:

Gina reported that she has been diagnosed with depression, initially with post-partum depression in 2014 after [REDACTED] was born. She said that she was diagnosed with ADHD about the same time. She has been prescribed medication which she has reportedly taken as recommended by her provider. She noted that she has also been diagnosed with PTSD and anxiety.

Gina reported that she was engaged in therapy through Snohomish Psychology Associates for about a year until summer of 2021 when she had to cease sessions when she could no longer afford

to pay for the sessions. She stated that she has been on a waitlist to see someone through the Providence Abuse and Sexual Assault Unit. She also noted that she sees a prescriber through Restorative Mental Health in Lynnwood.

Substance Use History and Treatment:

Gina reported that she does not use substances with any regularity—maybe a glass of wine once a month. She said that she does not use marijuana or any other recreational drugs. Gina said that she has been accused of attaining an ADHD diagnosis for her son, [REDACTED] so that she allegedly could use his medication. She noted that she noticed something “different” about [REDACTED] as early as age 1.5, saying she thought that he could be on the autism spectrum, but that her father would not allow her to get him help. She denied ever taking [REDACTED] medication, citing that he has been diagnosed by more than one professional and that he has been treated by a practitioner at Mindful Therapy Group while waiting for an appointment at Seattle Children’s Hospital. She said he has been diagnosed formally since July of 2020. She stated that she has only used medication as prescribed to her by her doctors.

Criminal History:

Gina denied any criminal history, including protection orders against her and CPS charges. She said she does not own a gun and does not know if the father owns a gun, stating that he has in the past but had to surrender them in response to a DVPO.

Dating and Relationship History:

Gina reported that she is not presently in a relationship and that the Father was her first and only relationship. She said that she met the Father on MySpace in late 2007 through mutual friends, but did not initially follow up due to concern meeting someone online, stating that she was age 22 and he was age 30. She stated that she received a message via FaceBook from him in June of 2008 and they met on June 13, 2008 for the first time. She noted that they eloped in Las Vegas only 2 months later on August 29, 2008. Gina recalled that she was still living with her host family, but left her au pair position and college and moved in with the Father the weekend after they married, resulting in the cancellation of her USCIS Visa. She noted that he was not allowed to visit her at her host family’s home because they reportedly did not like him.

Gina described their early relationship as “amazing” and the Father as “so sweet and caring”. She acknowledged that she was young, naïve, still a virgin, and had never lived on her own. She recalled the first year of marriage as “really great”, though her friends reportedly began noticing that they did not see her anymore. She said that she felt hurt that her friends reportedly did not like the Father or feel comfortable around him. She recalled that she went to her job as a nanny and just spent time with him, that it was just the two of them, and they had really good times together. She stated that, when times were bad, she always wished for these early times.

Gina recalled the Father telling her that her friends were a bad influence on her, reportedly calling them sluts, whores, and nobodies. Outside of work, she stated that the only social activity they had was going to his fundamentalist Baptist church. She noted that the Church expectation was that she be submissive to her husband and the women she interacted with all wore dresses and were stay-at-home mothers. She recalled feeling uncomfortable with the conservative gender roles

and closed-mindedness, but said they were good people. Gina commented that church was very important to the Father, citing that he went Sunday morning, Sunday evening, and Wednesday evening.

Gina stated that she noticed them having problems when she started working at Macy's in 2010. As a nanny, she recalled getting off at the same time every night and having access to her phone at all times. At Macy's, she did not get off work at the same time and did not have her phone available to respond to him right away. She was also less isolated working at Macy's and had access to non-Church peers with whom to be friends. She reported that he became angry if she was not at home at the right time or did not answer her phone immediately and would take away her keys, wallet, or phone. She noted he would show up at her work and watch her from inside the building, would drive her to and from work, or would wait for her to get off work and follow her home to make sure she went straight home. She stated he would require her to report who she was with. She recalled his explanation was that he was protecting her since she was in a new country and just wanted her to be safe. She said she began to notice him as controlling and said that she felt like it was "hard to breathe", but interpreted the controlling behavior as him caring about her and not wanting anything to happen to her and she just needed to do a better job of doing what he wanted. Gina recalled that her coworkers and store manager became concerned and tried to intervene, but she said she loved the Father and did not want to be without him. She noted that she was also afraid that no one else would want her and that she owed the Father for taking her in.

Gina recalled the Father saying such things to her as "they are trying to separate us", "I am the only one who can love you after what you have been through", and "not even your dad loved you". The less isolated she was due to her new work environment, the more the Father reportedly kept track of her. She said that she thinks he was tracking her location on her phone because he would reportedly know where she was at all times and would occasionally show up when she was at a grocery store or at home during his work shift if she had a work friend over. She said that he would tell her he wanted to "surprise" her and demand that her friends leave saying "ever since you met so and so you are acting different. I feel like you don't love me anymore".

Gina reported that things escalated and became physical. She said that he would sit on top of her, or lock her in a room, or grab her by the wrists to keep her from leaving or reacting to the things he did and said. She knew that things "didn't feel right" and she felt like she was "going insane". She recalled getting emotionally "worked up" when treated this way, but when she reacted, he reportedly told her that she was causing all the conflict and said things to her like "look at what you are doing", "look what you made me do", and "look, you're crazy". She said she became emotional as she tried to understand why she was not allowed to do certain things or why he was treating her the way he was. She said that she would break down crying and try to get him to not touch her or try physically move away from him. She said that he would sometimes drag her into the bathroom to show her what she looked like sobbing. She felt like she was always pushed to the point of inconsolable crying and him always telling her she was crazy and "caused all of this".

Gina reported that things escalated again in December of 2012 when he reportedly convinced her to leave her job at Macy's and work at Nordstrom instead. She said that she was afraid and did not have any money because he reportedly cashed all of her paychecks and he would threaten to

deport her. She noted that the Father made all the decisions, including things like choosing the color of their bedding. She stated that she assumed, because he was older and American, that he knew better and she just needed to "tag along" and "do what she was told" until she did not realize who she was any more by the end of 2012. Gina said that she was only at Nordstrom for about 2 months before she became pregnant and The Father reportedly told her she should go back to nannying because retail was "not good for her". She recalled taking [REDACTED] to her nanny position for about 6-7 months.

Gina reported that the Father was upset that she became pregnant. She said that she was on birth control but was also taking antibiotics, which may have decreased the effectiveness of her birth control pills. She noted that they had been married for 5 years at this point without any inconsistency in her taking her birth control and reportedly continued taking her pills up until she was showing symptoms of being pregnant. Despite the pregnancy being unplanned, Gina said that she hoped that it would bring them together such that things would be more like the beginning of their relationship. She reported that things were worse during the pregnancy because she refused to have sex with him and gained weight. She said that he choked her and held her up against the wall for not wanting to have sex while having a baby grow inside of her. She said that he also told her she looked like she had been eating a "lot of pie" and made "choo choo" noises at her. She stated that she felt ugly and sad, noting that he continued to blame her any time she had an emotional response and told her she would hurt the baby if she cried or became upset.

Gina reported that the Father was "absent" after [REDACTED] was born. She recalled having a C-section because she was going into 40 weeks and reported he was upset by the C-section due to the cost. She recalled having to take care of the baby day and night, despite just having had a C-section, while the Father slept. She commented that she had no family and felt isolated and alone. She had hoped he would take care of her some. Gina reported that the Father did not want her to breast feed, telling her that she was too emotional and that her breast milk would harm the baby. She said that he made negative comments when the baby struggled latching and would throw out breast milk that she pumped. She remembered feeling like a zombie because she was so sleep deprived and cried frequently, but was afraid to cry in front of [REDACTED] for fear Brain would tell her she was hurting the baby by crying. Gina reported wanting to leave, but the Father would chase her and convince her to come back, reminding her that she had no place to go.

Gina reported that [REDACTED] was conceived during nonconsensual sex. She said that she had a second C-section for [REDACTED] birth and recalled the Father being home for a month, but that he drank and played video games rather than help her. She stated that the Father is an alcoholic. She shared an incident in which [REDACTED] was approximately 1 month old and [REDACTED] 2.5 years old when the Father was reportedly in a "rage" and she locked herself in the bathroom because she was afraid. She said that she was attempting to call 911 when he kicked the door in, hit her in the face, and took away her phone. She reported that [REDACTED] was in distress and, after about 2 hours, she was able to calm the Father down, at which time he reportedly apologized and returned her phone. She said she was able to discreetly text a friend to call the police for her. She noted that the police came and arrested the Father. She recalled feeling guilty because [REDACTED] was crying for his father, so she refused to sign the statement. She noted that the Father posted bail and had a No Contact Order in place. She said that he contacted her through a friend for about a week

promising to change. She said she let him come home a week later and he reportedly helped her with what to say to the judge and prosecutor to get the charges dismissed. She stated that he was asked to take anger management classes and go to counseling. Gina also recounted that the Father's mother visited while [REDACTED] was a baby and, noticing the abuse, suggested to Gina that she leave the Father and come stay with her. She reported that she was afraid that he would just come find her.

Gina reported that the physical and sexual abuse escalated between 2016 and 2020. She said that the Father told her "no one will believe you" and that he has all the money and will hire an attorney and take the children away from her. She stated that she did not call the police. Gina indicated that she was involved in a car accident in late 2019 that has resulted in multiple medical interventions and significant pain. She recalled being at work at Sephora on February 7, 2020 and was in "miserable" pain after being on her feet all day. She noted that she left work at 9pm and went home to take her prescribed medication (reportedly prescribed by her psychiatrist) and a hot bath. She said that the Father made her two drinks, both of which she refused and were reportedly drank by the Father. She recalled going to bed and waking up around 2am, naked and with someone on top of her, and falling back asleep before registering what was happening. She reported that she woke up with sore genitals and bleeding. Gina said she texted the Father asking why he did that and also tried to talk to him, but her attempts to talk to him were ignored. Gina reported feeling disgusting and suicidal and reached out to a friend who insisted she call 911.

Gina reported that the father was erratic with child support payments, leaving her struggling financially to take care of herself and the children due to COVID layoffs. She said that she had to utilize the food bank and other community resources. Gina noted that she decided to rent out part of her home to alleviate some of the burden. She reported that her neighbor's 21-year-old daughter, Abby, stayed with her for what was intended to be about 2 weeks after Gina's car accident to help. She recalled Abby moving her girlfriend in, who reportedly brought in furniture, citing that the 2-week agreement turned into months. She said that the two smoked marijuana in the house, drank, and stayed up being loud. She reported that she talked to her neighbor, Abby's mother, to ask if she would talk to her daughter. Gina was reportedly informed that her neighbor did not want her daughter back living with her, so Gina had to tell Abby she had to leave. Gina indicated that Abby would not leave, citing that Abby had made some sort of arrangements with the father to stay there for free as long as she wanted despite Gina wanting her to move. She said that Abby was reporting to the father, essentially spying on her for the father. She reported that Abby had the locks changed on her, requiring her to stay with a friend for a couple of days. Gina said that she finally called a locksmith and filed for an anti-harassment order to get Abby and her girlfriend out of her house.

Gina reported that she tried again to have a renter and found a roommate on FaceBook. She said that Tara seemed like she was in a tough situation and needed help, so she allowed her to rent the Mother-in-Law space in her house beginning October of 2020. Gina stated that Tara stopped paying rent after the first month and moved her girlfriend, Jamie, into the home with her. She reported that the two smoked marijuana in the house and had people over until all hours of the night. She said that Tara escalated the conflict, threatening her and the children, if she tried to make them move. Gina indicated that they took advantage of the COVID moratorium, which made it difficult for her to get help with the situation. She said that she reached out on FaceBook

for help and found other people who had similar experiences with this tenant. She indicated that she attempted to have the police help, but was denied because it was a "civil situation". She said she tried to get a DVPO because of the threats, but the judge denied it because they were not intimate partners. She said that she was finally able to get the two out of her house in February of 2021.

Parenting History and Concerns:

Gina reported that both [REDACTED] and [REDACTED] were born via C-section and were healthy babies. She stated that she was the primary parent taking care of most childcare responsibilities. She recalled that the Father would play with the children and keep them when she went to work, as they worked mostly opposite schedules. She said that when he had the children, he would neglect them by not watching them.

Gina reported that she was initially given full custody and the Father was granted supervised visits. She said that he rarely saw the children because he refused to comply with supervised visits, instead going to court monthly to have the supervision stipulation removed. She also stated that he missed time because he was traveling with his new girlfriend. She reported that the GAL removed the children from her and placed them with the Father, requiring her to engage in professionally supervised visitation every other weekend.

Gina reported that she thinks the GAL is biased toward the Father, citing that only the Father's narrative has been given any attention. She said that the GAL has not taken the history of domestic violence seriously, has not called any of her witnesses, and frequently did not respond to her emails from March to June. She said that he released his first report without seeing her medical records. She stated that she is being accused of parental alienation despite her offering the Father time for Father's Day and other days. She noted that the Father missed several holidays because he was travelling, but that she is being accused of keeping the children from him. She reported that the Father refused supervised visitation for several months and was never sanctioned. She stated that the GAL determined she was unfit to parent solely on an admittedly chaotic 40-minute encounter in his law office. She shared concern that the court system and GAL are blind to the Father's abusive behavior and that she is being punished for wanting to protect her children. She shared concern that she cannot afford an attorney to keep up with the Father and his attorney, saying that she feels helpless. She shared that her friends encouraged use of a GoFundMe page to raise money for an attorney, but she reportedly took it down in October of 2021 because she was told she could not leave it up. She noted that the GAL is presenting the Father as the victim in this situation.

Parent Child Observations:

This evaluator did not conduct parent child observations. There is a GAL active on this case. Parent child observations are outside the scope of this evaluation.

Collateral Documents Review:

The following is a summary of documents provided. A more thorough summary of documents reviewed is attached to this report as an addendum so that all parties can see evidence relied upon for conclusions.

Mental health documents provided indicate that Gina has been consistent and compliant in her treatment and her providers have no concerns about her mental stability.

Medical records regarding Gina's healthcare indicate that she has been consistent and responsible with her healthcare. Her providers wrote letters indicating that they have no concerns about her ability to parent. Diagnosed with ADHD, depression, anxiety, and PTSD.

Medical records regarding [REDACTED] healthcare indicate a diagnosis of ADHD and possibly ODD. An emailed letter was provided explaining that [REDACTED] medication cannot be crushed, but that it is okay to sprinkle the contents of the medication on applesauce or similar as long as the medication is swallowed and not chewed. Records indicate that he was initially prescribed fast acting Ritalin and was switched to an extended-release formula. Emergency room records indicated concern about bruises.

Supervised visitation notes all are indicative of positive parenting interactions. All describe Gina calmly and patiently redirecting the children as needed. Both children were responsive to her. She set appropriate limits. For example, [REDACTED] complained on one visit that dad lets him play video games as much as he wants as an excuse to push Gina for more video game time and she was able to redirect him without giving in to allowing unlimited video game time. Visits were appropriately affectionate. Both children, unprompted during most visits, said that they want to sleep at Gina's house or did not want to leave the visit. On the 12/25 visit, [REDACTED] disclosed to Gina and the supervisor (per VS) "when dad yells it scares him because he makes him go into his bedroom alone without the light on, in the dark". Gina handled these comments appropriately. [REDACTED] exhibits difficult behavior on a few visits that Gina handled appropriately. [REDACTED] complains of tummy aches Jan 2 and Jan 9.

GAL reports (1 main report and 4 supplemental reports) indicate increasing concerns about Gina's behavior and concerns about her mental health, many broad black and white concerns without references to collateral material supporting the statements. First report references reported history of DV being credible and sanctions both parents to not have guns in the house as a result. References multiple conflicts that Gina allegedly engaged in. Reports do not show Gina's response to these allegations. Gina was declared unfit after a chaotic meeting with the children in which they were out of control. Reference made to collateral contacts citing the father not supervising the children and two contacts who citing the mother not adequately supervising the children. These same two contacts referenced Gina appearing sleepy as if she had taken medications, one cited concern that Gina was taking [REDACTED] medication. GAL cited concern about Gina having multiple POs attempted and cited her allowing DVPO to lapse. His second report noted inappropriate physical discipline of the children. He recommended that both parents actively speak of each other in a positive light and interact with each other positively in front of the children. References father refusing supervised visits. Third report says Gina "whips the children into a frenzy" before visits with the father. Details about this were not included. References both parents blaming the other for poor coparenting and Gina escalating concerns from neglect to abuse. Fourth report references Gina filing a complaint against the GAL. He references abusive use of conflict and parental alienation, but did not give details. Referenced the father's superior ability to redirect the children based on his observations. He corrected a previous statement indicating the father gave boxing lessons without head gear or mouth guards. Said Gina dwells on violent outcomes. Says Gina can't separate her conflict with the father from his relationship with the children. Referenced that Gina continues an established pattern of doing most of the parenting functions and the

father has engaged in extensive unilateral decision-making, but continues to see the father as the more capable parent. Some comment made by [REDACTED] about stabbing himself. Fifth report references Gina physically removing [REDACTED] from the father's home when he was home sick, possibly with COVID. An undisclosed party reportedly reported Gina to CPS for coaching.

Protection order violation dated 8/9/2021 unfounded due to there being a newer order that did allow out-of-state travel (father took children to FL and sent a text).

Emails between Gina and the father indicative of father apologizing for hurting or scaring Gina, Gina being unsure if she can continue in the marriage if he continues to treat her like this, jealousy, "You are me", "you are my everything", blames her for him hurting her, saying he had no choice but to hurt her. Father says he feels hurt when Gina doesn't wear pants or rings. Badmouthed her friends.

Emails from Gina to the GAL and opposing counsel indicate a hostile attitude toward them, combative, does not trust them, thinks they are colluding with an abuser. Angry that the father is getting away with abuse. She was not informed of the father removing the children to Florida directly after [REDACTED] said he would stab himself if he had to spend 9 days with the father.

Declaration from Gina's previous supervisor of 5-6 years indicating that the father called and texted Gina multiple times a day and would call the store multiple times if she did not respond immediately, causing Gina significant anxiety. The father would show up unexpectedly, causing Gina to be clearly distressed. Declaration from previous co-worker shared similar, adding that the father would watch Gina from a different department or outside the store for significant amounts of time when he showed up unexpectedly.

Multiple declarations were provided indicating that the party was uncomfortable around the father and would not allow their children to spend time with the father.

Multiple declarations were provided as sworn statements of neighbors who witnessed the father either being significantly late to pick [REDACTED] up from the bus stop or forgetting to pick [REDACTED] up altogether. They witnessed the father not supervising the children while they were in his care, allowing them to roam the neighborhood for hours and late into the evening, playing in the street, near a highway, in people's yards, climbing a 16-foot ladder, and entering people's homes begging for food.

A significant number of declarations were provided by neighbors who have directly witnessed Gina's parenting of the children. All accounts described her as patient, loving, generous, engaging in appropriate discipline, having good boundaries, encouraging them to be kind, devoted and the children thriving under her care. They describe her as being this way with all the neighborhood children. They describe her as a generally kind and loving person. Several note [REDACTED] having behavioral difficulties that they reported being better when the father was not involved. None of them indicated any negative feedback on how Gina handled his behavior. None of the 22 declarations indicated Gina using substances. One collateral said that the boys reported their father saying they could stab themselves with a knife and another said the father kicked her out of the house when she visited and called her a slut. Several were afraid of the father and concerned about Gina. One overheard the father talking to a hair stylist negatively about Gina and laughing about how he served her divorce papers.

(22 declarations were provided in total)

Text message exchanges between Gina and Abby Lyons indicate that Abby's mother suggested that Abby could stay with Gina for a couple weeks to help after the car accident. Abby brought her girlfriend into the house. They smoked marijuana, drank, stayed up late, yelling, banging on the walls, not paying for anything, and threatening to throw Gina under the bus with the father. Gina reached out to Abby's mother who did not want her daughter back, said she had ODD, and apologizes to Gina for all the trouble Abby and her girlfriend were causing. Communications imply that Abby was reporting to the father and was told by him she could stay there as long as she wanted for free. Gina asked them to move and they kept refusing and finally filed a restraining order. All of Gina's communications were polite and appropriate.

Text message exchanges between Gina and Tara Snow/Jamie Steeb indicate that Gina allowed Tara's girlfriend, Jamie, to stay temporarily because she felt bad for her and did not want her to have to live in a shelter. Neither paid Gina any rent after the first month. Tara apologizes multiple times about Jamie being there, not paying, etc. Gina tells Tara she feels she is being scammed. Tara and Jamie smoking marijuana, being loud late into the night, yelling, screaming, destroying property, threatening her and the children, not responding to messages, etc. Tried to evict them, but they refused to leave and became more aggressive when the police would not intervene. Found that they both have a criminal record and that Tara having similar history with other living situations (after reaching out to FB community for help). Tried to get a restraining order since she could not evict due to COVID. She changed the locks finally. All communication from Gina was appropriate and polite.

Communication between the father's friend, Ben, and Gina suggest that Ben acted as a messenger between Gina and the father when a NCO was in place. Gina indicated she was trying to get the charges dropped, but was unsure about continuing the marriage unless the father addresses abusive behaviors like understanding what "stop" and "no" means, stop showing up at her work all the time, stop harassing her friends, and stop breaking things. The father responded through Ben agreeing to change his behavior and that he would stay in the garage 24/7 if needed if he could come home. Gina believed him and allowed him to come home.

Email from Gina to her previous attorney, Greg Davies, dated 6/23/2021. Gina shares frustration with the attorney about the GAL, citing only 2 interactions with her (1 of which was the child observation), twisting her words around on her, lack of response, lack of recognizing submission of medical records, lack of response to her previous attorney, multiple conversations with opposing attorney (per billing statement), lack of contacting her witnesses, biased reports, dismissiveness (despite her being polite and respectful with him).

Police report filed 10/26/2020, photos provided, [REDACTED] had scratches on his face and marks from what appeared to be spanking on his butt.

Police report dated 3/18/2016. Malicious mischief 3 DV and interfering with reporting of DV. Gina changed her mind about signing the statement and did not let the officer take pictures. Officer noticed another broken door. Gina's friend who called the police for her told the officer separately that Gina was threatened with a gun a month previously and that Gina is afraid of the father.

DVPO granted on 3/25/2020. One year. Court found allegations credible. DVPO extended another 6 months.

Restraining Order against Gina dated 10/29/2021

Bellevue PD Incident Report dated 2/24/2021. Argument occurring at the Nordstrom Rack. Customer was upset because the employee reportedly ruined her gift card so that it was unusable. Gina is not mentioned anywhere on the report.

Voicemail transcript dated 4/23/2021. Police department informing Gina that the father requested to pick up his firearm.

Multiple email threads were provided that show Gina behaving in an emotional and hostile manner. All of the hostile content are indicative of Gina being concerned about the safety of her children and concern that the professionals involved are not doing their part to protect them.

Lake Stevens Police Incident Report dated 5/29/2021. Gina called the police to report Jamie Steeb videotaping her children. Jamie admitted to videotaping the child riding his bike to show Gina being neglectful in her parenting and told Gina as such. Gina yelled at her to stop videotaping the child, suspecting that Jamie was acting as an agent for the father. No policed action was taken because Jamie was on a public sidewalk.

Email from Mr. Davies (Gina's previous counsel) to the GAL and opposing counsel dated 8/10/2021 sharing concern that the father left the state with the children without informing the mother and potentially breaking the terms of the DVPO. GAL is more concerned that the "forensic evaluation was missed" and that he is also concerned that "there is no indication emergency services was contacted, or that their recommendations were followed". He said he referred the out-of-state travel issue to opposing counsel, saying that if opposing counsel says it is okay then he does not object.

Email from GAL to both attorneys dated 8/6/2021 informing of [REDACTED] stabbing comment and informing that the father should call the crisis line and ask for a recommendation.

Email thread from OFW dated 8/9-10/2021. Gina sent reminder of dental appointments for the children. Father responds that they need to be rescheduled because he is in FL with the children, citing his attorney and the GAL did not see an issue with him going. Gina responded with concern because the DVPO indicated they could not leave the state. Father says he checked with the PD to make sure it was okay. (It is clear that she was not informed in advance). Father sends a very long email explaining why it was legal for him to go. He also shared that [REDACTED] told him he would stab himself if he had to spend 9 days straight with him. He called the suicide hotline and was referred to speak to [REDACTED] provider. It appears the father's crisis plan was to keep the children busy.

Email from Gina to the GAL dated 6/22/2021. Gina informs the GAL that her friends set up a GoFundMe for her to raise money for an attorney. She asks to pay the GAL balance so that he will have the funds to amend his report after reviewing medical records. This is in response to

the GAL saying he would need to review the medical records to determine if amending his report is warranted. He references a balance due and will not do more work until the balance is paid. His email is in response to Gina informing of an extension of the DVPO and questions about the GAL report's inclusion of medical records.

Letter from DCYF dated 12/21/2021 referencing a report made against Gina on 10/26/2021. Unfounded.

Staples receipt for printing costs dated 10/11/2021, 25 fliers. Photo of remaining fliers, numbered, 22 out of 25 remaining, per request of this evaluator.

Letter from Michel Wilson dated 12/28/2021. Michel declares that she is Gina's neighbor and witnessed Jamie Steeb in May of 2021 taking pictures of her, her house, and Gina's children, who were reportedly with Michel. She said multiple people at the birthday party asked what she was doing and she refused to answer. Jamie reportedly does not live in the neighborhood and is suspected of essentially spying for the Father. Michel shared concern for how the Father has been able to keep tabs on Gina through others and is worried about Gina's safety.

WA State Bar letter: Gina's complaint against her attorney Laurie Ummel dropped after investigation. Michel Wilson emailed Ms. Ummel criticizing her representation of Gina and stating that she had to talk Gina into reporting marks on [REDACTED]

School records show no concerns with [REDACTED] behavior, struggles with reading and writing

Communications with Dr. St. Claire indicate she did not diagnose [REDACTED] with ADHD, cannot prescribe ADHD medication, and suggests that [REDACTED] needs to be re-evaluated. Offers a list of referrals for prescribers.

CVS patient prescription record shows no prescription between 10/3/2021 and 11/15/2021. Record stopped at 11/15/2021.

Email communications in which Gina tells the Father that Susan Foote has not seen [REDACTED] since 7/15/2021, that she has been looking for a new prescriber, set up an appointment with Frantz Georges that was canceled by the Father (Father stating Gina scheduled an appointment with a 3rd therapist).

Letter from Dr. St. Claire to both parents asking parents to stop emailing her, use the portal, and that she will withdraw from [REDACTED] care if they are unable to stop putting her in the middle of disputes. She says she has not diagnosed [REDACTED] with ADHD because she is not formally trained to do so.

Email communication with Susan Foote, Father asks for records, says Gina crushes the medication which concerns him, says that medical needs and medications need to be approved by him as well, Ms. Foote asks the Father not to email due to privacy issues.

Video dated 8/19/2021: Camera at Father's home, children can be heard saying that mom told them they can come home any time they want, reference the judge, and that they don't have to come back to his house. Footage before this was said was not provided.

Email from the Father dated 1/3/2022 explaining that there have been no allegations against him since supervised visitation and that Gina potentially lied about [REDACTED] saying something to the supervisor that the supervisor did not directly hear and that Gina is acting when she cried after the visit.

Email from Gina to the Father dated 8/16/2021 in which she offers him every other weekend from Thursday to Sunday, drop her psych evaluation requirement or get one himself also, she gets medical decision-making and education can be 50/50, and a couple other things to resolve the conflict. The Father referenced Gina's mentality in offering him time if she is concerned that he might be sexually abusing [REDACTED]

Video dated 5/12/2021: 12-minute video of a conflict at Nordstrom rack. Gina is with her friend. Her friend is videotaping, presumably on Facebook Live, and creating a scene. It appears that Gina is not engaging, except to help explain the situation when the police arrive. It does not appear that Gina initiated or engaged in the conflict itself. It appears that she calmly engaged with the police once the police arrived.

Video tape dated 5/12/2021: Police were called for a domestic disturbance regarding roommate. Gina's neighbor is being overtly angry and protective of Gina. The police tell the friend she is not helping the situation. The neighbor yells at the police, arguing that she is the one staying with Gina 5 to 7 nights a week because Gina is scared. The police try to mediate and talk to Gina outside. Gina is not yelling or being disruptive. Her friend is yelling over her.

Audio dated 11/25/2019: 50-minute audio recorded by the Father. It appears that Gina dumped a bowl of cereal over The Father's head. Gina ranting about how neglectful the Father is of the children and cites injuries the children have saying to please record so that there is a record. The children are present. One of the boys says "that's a beautiful gun". Can hear them asking about bullets. The Father says something about feeling the air inside. It is clear that they are playing with some sort of gun(s). After the boys run around and play, Gina asks them to go put their shoes on. Later in the audio, Gina asks if he is going to jail tomorrow because he should go to jail for how he has abused her and neglected the children. He says he could send her to jail for the cereal on his head. No argument. The children are present. Two pictures were provided showing cereal on his head. Then they take what appears to be an uneventful want as a family, talking to the neighbors. (No way to tell what happened previous to the audio recording)

Audio dated 2/1/2017: 21-minute audio. Gina upset and angrily yelling at the Father for undermining her attempt to discipline [REDACTED]. She says she will not stay married to him. Some argument about discipline. She tells him he can be the fun guy twice a month. He tells her to stop yelling. The children are present. She yells at him to get out of the car. The Father wants [REDACTED] to say he is sorry. He tells her they are on the same page. He yells at her that she has mental issues. She keeps saying she is done. It has almost been a year since "it" happened. She

says that she will lie and say that he strangled her to the police. She referenced him saying that if she takes his kids away that he will kill her. He denied to her that he said that. She says it is your way or no way. Muffled noises. Baby crying. (No way to tell what happened previous to the audio recording)

Screenshots, 2019, two screen shots showing screen time averages for the week at about 4 hours and 5.5 hours per day for each of the two weeks. The Father referenced his concern about Gina's engagement with social media.

Audio dated 3/25/2017: 18.45-minute audio. Gina can be heard saying "daddy went to jail, daddy has a criminal record, daddy abuses mommy". She says she will "call the cops again on daddy. Daddy never wanted you". [REDACTED] is crying. The Father trying to take [REDACTED] to another room. Gina yelled at him not to not push her again. He says he did not push her. Gina tells him to leave the house right now or she will call the cops for pushing her. He denies pushing her again. [REDACTED] is clearly involved in the conflict. [REDACTED] says "mommy is bad now" because Gina was yelling. (This all occurred in the first 4 minutes of audio). [REDACTED] says he doesn't like mom a couple minutes later, apparently, she hurt him earlier trying to take him from the Father. Background noise, music, water running for an extended amount of time. Last couple minutes are the Father whispering into the audio about Gina's behavior. (No way to tell what happened previous to the audio recording)

Declaration dated 8/11/2021 from Bryan Dennis: Former roommate to the Father. He declared that he never witnessed the Father inappropriately touch the children. He says that Gina had a sexual relationship with his brother, Brad. He says that Gina tried to pressure his brother to write a statement alleging sexual abuse.

Multiple email exchanges: emails involving the GAL, Crystal Davies of DCYF, Robert Milner of the Lake City PD, himself. All emails illustrate Gina with poor emotion regulation and becoming angry/ranting/hostile.

Email dated 2/3/2015: Gina reportedly surrendered the Father's cat to the animal shelter because she was worried about the cat around the baby but without his consent.

Video (no time stamp): The Father reported that this video is from summer of 2021. Go Pro video from a car ride. Halfway through the video, the boys enter the car and immediately tell the Father that their mom said they can come back home whenever they want. They say something about talking to the judge. They then talk about falling off the bike riding up a hill. Video ends after that.

Amazon receipts show recurrent purchases of children's melatonin.

Lake Stevens Police Incident Report dated 4/26/2021. Walgreens employee called the police because Gina would not leave the drive through because Walgreens was reportedly refusing to fill her prescription for her "special needs child" and that it was "life or death". The employee

said that it is common for Gina to be upset about the prescription not being ready. Gina was two hours early this time, so the script was not ready.

Lake Stevens Police Incident Report dated 7/28/2021. Gina reported that [REDACTED] was refusing to go with Brian for the exchange. The officer heard her saying "Why don't you want to go to your dad's" and "How does he hurt you". The police did not intervene as it was a civil issue.

"Days Pass Down" police note dated 5/13/2021 saying that they have dealt with many calls of Gina being upset with the PD and accusing officers of perjury.

Email from Robert Milner of Lake Stevens Police Department dated 5/24/2021 informing that he will investigate her complaints against the police department. Claims deemed unfounded. Her complaints appear to be related to the issue of getting Tara out of her home, leaving her to resort to social media for help. She shared her fear that the police were not helping her because she used her voice on social media. Several long ranting messages showing Gina's frustration with how the police have handled things. No allegations of physical assault.

Lake Stevens Police Department Incident Report dated 1/20/2021. Gina called hiding in her room with the children for a verbal dispute. The friend was unhappy with how the dispute was handled. Tara called the police later. The friend was again protective of Gina saying that Tara was harassing Gina. Officer said it did not meet statute. Gina and the neighbor were calm and polite until Tara's friend walked up. Police showed up later when Tara called the police. Gina was hesitant to pursue an anti-harassment order as advised by the officer due to existing court involvement for custody stuff. Gina was tearful and appeared scared.

Lake Stevens Police Department Incident Report dated 2/2/2021. Gina calmly discussed the conflict stating that she was denied a harassment order because it did not meet statute and that the eviction process was not an option. She told the officer that her friend had recorded a confrontation in which Tara grabbed and shoved Gina and she did not know about the video the previous night. Gina asked her options. The officer suggested a DV NCO, using the video. Gina sent a message later thanking the officer for listening and complaining about the previous officer not listening.

Petition for Protection Order dated 2/3/2021 against Tara Snow

Lake Stevens Police Department Incident Report dated 4/27/2021. Gina called to report that Abby locked her out of the house. Officer cites numerous calls on the previous roommate to help have her removed by police rather than follow legal eviction process. Gina wants Abby kicked out for smoking marijuana in the house. Officer said it is her legal residence and she would need to go through an eviction process.

Lake Stevens Police Department Incident Report dated 4/28/2021. Gina called the police regarding Abby saying that Abby was not a tenant and was merely a nanny and that the police had no right to access her home allowing Abby to enter.

Lake Stevens Police Department Incident Report dated 4/29/2021. Gina was granted a temporary anti-harassment order against Abby. The police were called to serve Abby. Abby's girlfriend was referenced as living there off and on.

Petition for Anti-harassment Order dated 4/29/2021. Gina fired the live-in nanny who has not paid rent and will not leave. Cited that Abby changed the locks on the doors on 4/27/2021. Locksmith receipt provided. Temporary PO granted.

Lake Stevens Police Department Incident Report dated 5/30/2021. Gina called the police and reported Abby "got in her face and threatened her". Abby accused Gina of cutting some of her paintings. Gina reportedly ceased removal of Abby's property when the moving party cursed at the children. Gina let officers facilitate the property removal.

Kari Johnson Declaration dated 7/11/2021. The Father's sister. Kari reported that Gina would reprimand the Father about parenting in front of others. She shared that Gina berated the Father directly after his mother died of a heart attack right in front of him on 4/26/2015. She declared that she never witnessed the Father behave abusively toward Gina. She described an incident in which [REDACTED] did not want to eat dinner because Gina had given him snacks right before dinner and that Gina threatened to have him sit in the car if he did not eat. She said that neither parent properly disciplines the children. She said the boys behave better with either one of them than with both of them together.

Email from 4/24/2020 from Kari Johnson to Damon Canfield. She can no longer provide visitation supervision because it is too much to drive from Tacoma to Snohomish County for a full weekend day. She also said that Gina puts her in the middle of her conflict with the Father.

Text from Gina to Kari Johnson dated 2/16. Gina says she is going to return things to Costco to make up for 13k on her Costco City card. She said the Father froze all her accounts. She says she is lucky that they made two big returns to Costco in exchange for store credit before she was blocked or she would not have money.

Instagram screenshots of Gina posting about being a DV survivor.

Text Message from Gina to the Father. She references him doing the bare minimum in the marriage and family and that she feels nothing for him. She references mental issues but does not clarify except to say that she does not want to kill herself. She refers to him as a good dad.

Email dated 4/26/2021 from Gina stating she cannot afford [REDACTED] psychiatrist balance so he is without his prescription. She is upset about the Father going on trips while she is struggling financially. He says she is withholding the boys. She says she won't cover for him anymore by telling the boys he is at work, etc. She says the boys don't want to go with him. She references fear about him having his gun again. She references him not seeing the boys from Easter 2020 until October, citing how she tried to set up times for him to see the boys, including allowing Beth to facilitate visits. The Father cites poor communication between attorneys. She asked if he wanted the children for a week while she recovered from a surgical procedure. She references

him raping her while she was on meds. She comments on the Father telling the boys not to refer to friends as aunt or uncle.

Email from the Father dated 1/19/2022: The Father reported that Gina abused him and he did not abuse her, stating that not a single person has ever seen anything from him but people have seen her abuse him. He said she is presently a danger to the children with what she says to them. He said that he called Brandon at Sno-King who conducts the supervised visitation and said that she is lying about the visitation reports to 3rd parties to "sway them". The Father provided a screen shot of his text communications with Brandon in which he claims that Gina told the children's doctor that [REDACTED] was inconsolable on Christmas day and that they boys beg to come home. Brandon responded that he will notify staff to be aware of outside influence and that some parents will try anything to "get a win".

Email from Gina to Dr. St. Claire dated 1/4/2022: Gina states to the doctor that the Father is planning on using her to make the case that [REDACTED] does not need resources related to mental health and that everything was fine until the Father was given temporary custody. She apologizes for her part in putting her office in this situation.

Email dated 1/3/2022 from Gina to Dr. St. Claire: Gina tells the doctor that the children beg to come home and that [REDACTED] was inconsolable at Christmas; that the Father will lie and say the children are doing great in his care; and that [REDACTED] is not himself off his medication. She also emails the doctor that the Father is dragging his feet on getting [REDACTED] evaluated.

Email dated 1/2/2022 from the Father to Dr. St. Claire: Father asking for a letter stating her recommendation that [REDACTED] be off his medication for a few months to see how he does.

Video (no time stamp) of an early visitation. The Father is in his truck to pick up the children. Gina stood in the driveway for about 30 seconds and the Father called 911, referencing the DVPO. A friend of Gina's is standing outside the truck with Ziplock bags in her hand. The children come out and get into the car. He says "please don't talk to me" to the friend. The boys go back inside to get their Legos. He calls 911 back to let them know he has the children in the car and that the friend gave her a bag with medicine.

Email exchange dated 10/22/2021 between the GAL, the Father, Gina, and the Father's attorney: Gina emailed the GAL saying the children were laying on the floor playing dead and talking about knives. The GAL offered advice on safety if she was concerned about them. The father says that he has never talked to the children about knives. The GAL references fantasies and that Gina said if she is found dead that the Father did it.

Collateral Interview (father): Interview dated 1/1/2021, 10am

The Father reported that his meeting to have the children interviewed by the GAL occurred in the GAL's office and lasted about 30-40 minutes. He said that the children did not want to meet alone with the GAL, so they stayed together with the Father present. The Father reported that he knows Jamie Steeb because she looked him up on Facebook and reached out to him in December of 2020. Jamie told the Father she had concerns about the children's well-being while in Gina's care, reportedly telling him

that Gina would be locked away in her room for hours at a time leaving the children to fend for themselves and often were not engaged with any type of schooling. The Father reported that he knows Abby Lyons due to Abby having been their neighbor. The Father said that Abby's mother reached out to the Father offering to pay rent because Gina was going to evict Abby. The Father reported that he told Abby's mother that he was not handling any rental agreement between Gina and Abby.

The Father reported that Gina did not put the children in physical danger, but did consider her as putting them into "mental danger". He said that he has recordings of Gina saying disparaging things about him to the children about him not wanting them or not loving them. He shared an incident in which she reportedly dumped a bowl of cereal on top of his head in front of [REDACTED] once when he came home early from work.

The Father shared concern that Gina might suffer from Munchausen by Proxy because he feels she creates medical issues for the boys, especially [REDACTED] that are not there. He recalled them always arguing at doctor offices about their medical care. He acknowledged that there were some early symptoms that were consistent with possible autism, but that the doctor suggested an evaluation while also stating it was not urgent as many children can grow out of such symptoms and that he did grow out of them. He said that Gina began giving the boys melatonin every night from an early age. He recalled differences of opinion about issues such as use of antibiotics and Ritalin, citing that [REDACTED] has been off Ritalin for about 2 months and his behavior is reportedly no different on or off the medication. He said that he spoke to the medical provider who suggested just seeing how [REDACTED] does without the medication, citing that the behavioral issues could be reaction to the parental conflict. The Father stated that Gina "overstates" [REDACTED] issues by referring to him as a "special needs child". The Father indicated that he disciplines [REDACTED] by sending him to his room or maybe taking a game away.

The Father reported that the children were exposed to them arguing about once or twice a week on average. He said he tried to insulate them from arguments by taking them to a different room, but Gina reportedly would follow them or would sometimes physically take the children away from him. He noted that the children did not have much of a behavioral response to the conflict because they grew up with it, but that [REDACTED] would sometimes correct Gina if she said something like "daddy doesn't want you".

The Father reported that he did not see the children for about 2 months after separation due to the existence of a protection order against him and COVID affecting his ability to address visitation in the Court. He noted that he was granted 8 hours of supervised visits every Sunday, with his sister providing the supervision with an exchange. He said that he only had 2 visits (*which his sister was no longer willing to facilitate due to the time it was taking away from her own family, the constant police involvement, and the hostility towards her from Gina. The first visit Gina says she had followed his sister and the boys to Safeway where he was waiting because he was not comfortable at that time providing his address to her. He contacted the police who then came out and told Gina she needed to leave*). He stated that the following weekend was Easter and his sister could only provide 4 hours of supervision that day. He said that Gina was insistent that the visit be for the whole 8 hours or not at all, before finally agreeing to the 4 hours. He said the police were involved in both exchanges and that his sister did not want to supervise the visits any longer.

The Father said that when he was arrested for "probable cause" that he could disprove a lot of what Gina alleged, citing that Gina reported that he threatened to have her deported though she became a US citizen 3 years after they met. He said that [REDACTED] and [REDACTED] told him that they saw pictures of him and his new girlfriend on Gina's phone. He said that Gina lies to the children about him. He noted that Gina has made unfounded accusations, such as with Abby, Tara, Jamie, CPS, and the police. He said that Gina pushes back against anyone who does not buy into what she tells them, i.e. Lake Stevens Police Department, the GAL, Damon Canfield.

The Father said that Gina claims her father was physically and emotionally abusive toward her, but he does not know if that claim is actually true or not. He said that she later said that her brother used to sexually abuse her and tell her "Look what you made me to do you". He said that he does not believe this allegation, indicating that she has accused him of saying similar to her. He reportedly has text messages from her admitting that she has mental issues. He said that he always thought she was bipolar, saying she admitted that she had anger problems and that he experienced "highs and lows" and that she never got help. He stated that he knows Gina loves and cares for the children. He indicated that her greatest strength is also her weakness, noting that she can be a "helicopter" mom—too overprotective of them, especially with medical concerns. He said that she fears the worst in life, especially regarding the children. He shared an example in which he replaced the deck railing outside at their home at a standard height (the previous one was reportedly taller than standard height) and she was "so scared" that the children would fall over the top of it. He reported that once a week or so, Gina would bring clothing or such home for the boys and tell them "mommy has presents". He said he had a problem with that because the boys would often be upset because it wasn't something they wanted and she would think they were being ungrateful and became angry herself. He also shared that he was concerned about how much time Gina spent on social media, comparing their lives to the lives of people she saw on social media. He said that he would see notifications on her phone showing that she can spend 4-6 hours on social media.

The Father reported not knowing any information about the CPS allegation made against Gina regarding alleged coaching about stabbing. *(CPS had called the Father to inform him that the allegations about him were filed as unfounded, however, the case was reopened as there was a new allegation against Gina from a 3rd party but couldn't disclose any details. Details were learned through an updated GAL report about a week later).* He reported that the incident in which [REDACTED] said he would stab himself if he had to spend 10 nights with him was a very different incident *(that to him he read the situation being caused by what he believed was parental alienation by Gina)*. He believed that he needed to take the boys to do something fun like going to Orlando.

The Father said that he disagrees with the GAL's comment that he has made unilateral decisions without Gina's input. He commented that he feels that Gina has made unilateral decisions. He said that the Court ordered [REDACTED] to continue to see Ms. Kubo, LMHC, but that Ms. Kubo isn't sure if she is the best fit for [REDACTED] needs. *(She has seen him since the custody change but is evaluating and will respond to both parties with her recommendations).*

The Father reported that Gina has posted a lot of things on Instagram about abuse, implying that she and the children are victims of abuse. He noted that he has seen photographs of Jamie Steed's abuse showing large bruises, citing that Gina does not have similar pictures and has not recorded him saying

abusive things to her, citing that Gina is "making up a world that does not exist". He said that Gina's allegations escalated when he was granted more time with the children and when Gina found out he was dating someone. He said that Gina refused to accept that he does not physically abuse the children. He reported that he now has a Go Pro to record his time with the children. He reported that the marks on [REDACTED] bottom were likely from playing on playground equipment and not from a spanking. He said he has no idea where the marks on [REDACTED] neck came from, indicating that the children were rough housing. He said that they boys had found his boxing gloves in the garage and became interested in learning boxing. He said that he had purchased boxing gloves for them and tried to teach them a little bit. He said that, when they were punching each other's gloves, [REDACTED] being bigger would accidentally glance up and get [REDACTED] in the face. He said he quickly stopped them from learning boxing and hadn't tried teaching them since. He reported that he does not think the mark on [REDACTED] face was that bad, citing that it initially looked like it was just a little bit of ketchup.

The Father said that there have not been any threats that would suggest that Gina is at risk of committing a murder/suicide. He did acknowledge that she seems to be afraid for herself and tells people that, if she finds herself dead, that he did it. He said that he would like to see the parenting plan move toward a 50/50 shared plan, but cannot see how that is possible right now. He said that he would like to retain decision-making.

Collateral Interview (Jennifer Thomas, previous employer): Telephone interview, 12/26/2021
Gina was employed by Ms. Thomas as a nanny from 2009-2010 when her daughter was a toddler. Ms. Thomas reported that she never had concerns about Gina's mental health or ability to care for her daughter. She described Gina as very sweet, loving, and honest, adding that, "If Gina is saying something happened, then it did". She said that Gina was one of her favorite nannies. Ms. Thomas said that she only met the Father a couple times in passing and was not around him long enough to make her own assessment of him, but that she did have concerns because of his relationship with her previous nanny. Ms. Thomas reported that her 1st nanny reported to her that he was abusive and that she is still scared of him and does not want him to find her, even this many years later.

Collateral Interview (Melani Irmimi, current employer): Telephone interview, 1/6/2022
Ms. Irmimi stated that she known Gina since August of 2021, about 6 months, as her supervisor for Cody Cosmetics. She indicated that she has never had any concerns about Gina's mental health. She said that Gina is one of the best employees she has ever had, stating that she is "amazing with employees and customers". She reported that everyone loves her and the company loves her. She stated that Gina "handles difficult people easily" and "does not get phased" and that she is "solution oriented". She said that Gina communicates well and keeps her emotions under control while at work. Ms. Irmimi said that she has never met the Father or the children.

Test Results and Interpretation:

Behavioral Observations:

Testing and interview for this evaluation took place on 10/25/2021 and 11/19/2021. Gina appeared on time for the testing session. She was appropriately groomed and dressed in casual attire.

Gina's motor activity indicated no evidence of hyper or hypo activity. She engaged comfortably with

the evaluator, made appropriate eye contact, and did not exhibit resistance to any of the tasks required. She answered all questions in what appeared to be an open and forthcoming manner. Her affect was consistent throughout the testing process, though she became visibly upset discussing reported incidents of intimate partner violence/abuse. She was oriented to time and place. Her rate of speech was normal and understandable. At the time of the interview, there was no evidence of perceptual disturbance, her thought content was appropriate to the context, and no suicidal or homicidal ideation was shared.

Results:

Validity:

Gina was administered two different commonly used personality inventories, both of which include robust validity profiles. Validity indices are intended to assess factors that could distort the results of a test profile. Gina responded to test items in a consistent manner, suggesting no significant change in response style or concentration throughout the course of completing the test protocols. There was a small amount of idiosyncratic response on the PAI, which is most likely attributed to English as a second language. These scores were not elevated to such a degree as to significantly affect the overall test profile. Defensive responding indices were not elevated, which is unusual in high conflict custody cases. Test results indicated that she did not portray himself in an exaggeratedly positive manner and did not deny shortcomings to which most people will admit. Test scores also indicated that she did not portray herself in an exaggeratedly negative manner. Based on these validity scores, Gina's test results likely are an accurate representation of his psychological and emotional functioning.

Clinical Scales:

Gina was administered two separate personality measures (PAI and MCMI-IV) to assess overall personality and psychological functioning. It is important to note that the MCMI-IV is not normed on the general population and is only used in this evaluation to gain an understanding of interpersonal and emotional functioning. The Personality Assessment Inventory (PAI) is a widely used personality measure that was hand administered and computer scored. The following statements are based upon the characteristics of other persons in large-scale validation studies who provided similar test results. Psychological test interpretations are useful in defining general trends and limited weight should be given to specific statements without corroboration from the other measures of the evaluation. Results should not be used in isolation from the other findings contained in the evaluation.

PAI

This test profile suggested that Gina may be preoccupied with health concerns. This may be due to existing health problems and/or somatization of distressing emotions. She appears to struggle with managing anxiety and fearful thoughts. These test scores are consistent with those who have experienced traumatic event(s). She appears to be plagued by worry to a degree that affects her ability to concentrate and reduce tension. She seems to be experiencing symptoms of depression, likely stemming from a history of interpersonal trauma involving intense or volatile relationships. Test scores suggest that she is preoccupied with fears of abandonment and rejection and is more sensitive in interpersonal relationships than the average adult.

Others may view her as tough-minded and skeptical. She may present as hostile when feeling backed into a corner. She appears to experience significant self-doubt and can be prone to self-criticism and uncertainty. Gina's interpersonal style can be characterized as submissive and conforming. She appears to have difficulty asserting herself effectively and is likely to feel helpless and overwhelmed easily, which may lead to her appearing emotional or disorganized. Her motivation to maintain relationships may set her up to be taken advantage of or exploited.

This test profile is consistent with PTSD and a depressive disorder.

MCMI-IV

This profile pattern is consistent with individuals who anxiously conform to the expectations of others. She is likely to anticipate criticism and possible abandonment by those important to her and is inclined toward self-blame and self-punishment. Gina's test scores suggest a fear of expressing emotions and losing control to a degree that may predispose her to have difficulty registering awareness of her emotionality at times. She appears to have significant fear of making mistakes and may restrict activities and social interaction to avoid such distress. While she is likely to repress anger toward those who have harmed her, periodic expressions of resentment likely break through to the surface. She is also likely to be industrious and disciplined, which is a defense that can ward off disapproval.

This score profile is indicative of someone who internalizes significant self-condemnation and is prone to experiencing physical symptoms of tension and anxiety. She appears significantly fearful of disparagement and humiliation. Test scores are consistent with individuals who have experienced trauma and experience classic symptoms of PTSD.

Gina's test scores were not consistent with the presence of any personality disorder. Her scores had minor elevations that would suggest a dependent personality style and a compulsive personality style (BR of 72). Scores were consistent with PTSD and Adjustment Disorder with Anxiety as well as a depressive disorder.

Diagnoses:

Psychological test results are consistent with Gina's pre-existing mental health diagnoses.

F43.10 Posttraumatic Stress Disorder

F33.1 Major Depressive Disorder, recurrent, moderate

F43.22 Adjustment Disorder with Anxiety, rule out

Domestic Violence Screening:

The Washington Administrative Code (WAC) 110.60A.0015 states *"'Intimate Partner Abuse' or 'Intimate Partner Violence' means a pattern of behavior that is used by one intimate partner against the other and may include but is not limited to assaultive and coercive behaviors, physical, sexual, emotional, verbal, psychological, and economic abuse or coercion, or the improper use of children to control the victim. It may also include the infliction or threat of harm against an intimate partner and is directed at achieving compliance from or control over that intimate partner. It may include, but is not limited to, a categorization of domestic violence offenses as defined in RCW 10.99.020 committed by one intimate partner against another."*

While a formal domestic violence (intimate partner violence) evaluation was not completed, Gina has alleged that the father has engaged in physically, emotionally, financially, and sexually abusive behavior toward her. The GAL noted in his report that her allegations of IPV were found credible by the Court. Documentary evidence was provided that appear to support many of her claims, particularly of controlling behaviors. It appears that, previous to engagement of a GAL, that there were possible restrictions in place pursuant to RCW 26.09.191 (supervised visitation for the father and limitations on decision-making). The undersigned did not have access to the parenting plan to know if this is accurate.

The Father reported to this evaluator that Gina was the one who was abusive toward him. His sister declared that she witnessed Gina berating the Father in 2015 after his mother died while with him. She also referenced Gina berating his parenting in front of her. No other documentary evidence was provided to support the claim that Gina was the perpetrator of IPV and/or that he suffered the impacts of battering.

Without a comprehensive IPV assessment to identify the presence and impact of abusive and/or coercively controlling behaviors, the undersigned cannot determine conclusively the kind of interventions and/or protections that would be appropriate. The undersigned can only speak to the impacts of what appears to be credible reporting of IPV on Gina's mental health and, subsequently, on her parenting or co-parenting. The undersigned can speak to best practices and research on the impacts of IPV on parenting and co-parenting, but cannot make direct recommendations regarding the parenting plan, as that is outside the scope of this evaluation. Anything further would require a comprehensive IPV assessment.

Summary, Conclusions, and Recommendations:

Please read this report in its entirety. The following summary is exactly that—a summary—and does not include all relevant and pertinent information that went into the summary, conclusions and recommendations.

After thoroughly reviewing all of the data gathered during this evaluation process, the undersigned has come to the following conclusions on a more likely than not basis, and to a reasonable degree of psychological and professional certainty. Should new data be provided, the undersigned reserves the right to change conclusions

Gina participated in this forensic psychological evaluation within the context of a custody dispute to assist the acting GAL in determination of a parenting plan that takes into account the best interests of [REDACTED] and [REDACTED]. This custody situation has been fraught with conflict and for some time with significant allegations between parties that seem to be escalating on both sides as the conflict goes on.

Specific concerns raised (per data provided for this evaluation) include the following:

1. Allegations of substance use against Gina.
2. Allegations of mental health issues against Gina.

3. Gina has a long recent history of engaging in conflict not just with the Father, but with neighbors, roommates, and even complete strangers attending a birthday party in her neighborhood that quickly escalates to police involvement or protection orders, "without good reason for doing so" (per GAL report).
4. Gina displayed an inability to redirect the children who were high strung and nervous in her care. When observed in her care, the children were out of control.
5. "Upon examination, Gina also allows the children to play outside unattended, the youngest child less often than the oldest child".
6. There are strong indications that Gina has coached the children.
7. Gina may be falsely alleging that the father is sexually abusing the children to gain an advantage in the litigation.
8. The children are not thriving in Gina's care.
9. Gina has engaged in parental alienation.
10. Gina dwells on violent outcomes.
11. GAL raised numerous other concerns regarding Gina in his supplemental reports.

There was no evidence provided for this evaluation that supports allegations that Gina has struggled with any substance abuse. The parties that initiated these claims both have significant credibility issues as both appear to have lived with Gina, refused to pay rent, caused significant disruption to Gina's living environment, and refused to leave when asked. Documented communications were provided to support Gina's account of both situations. Both of these parties only raised these allegations after Gina was finally able to have them removed from her home. Gina was also accused of abusing [REDACTED] Ritalin. A reference to Gina crushing [REDACTED] Ritalin was also made. Neither of these is evidence of a substance abuse problem. A link to a website utilized by drug abusers was provided in the GAL report. [REDACTED] was initially prescribed short acting Ritalin, not the time released formula. For a young child who cannot swallow pills, crushing the short acting formula and putting it into a small amount of food or drink allows the child to comfortably take the medication. The time release capsules can be broken open and sprinkled onto food to accommodate difficulty swallowing the capsules, so long as those capsules are not chewed and are taken in their entirety. A doctor's letter was provided referencing that this method had been discussed with Gina.

Concerns have been raised regarding Gina's mental health. Gina reported a history of abuse as a child. She described the cultural climate of Romania being one that turns a blind eye to abuse and not inclined to intervene to protect women or children. She left Romania, giving up a scholarship for law school, to get away from the abusive environment and make her own life. Gina's first and only relationship was with the Father. She was age 22 and he was age 30 when they met and eloped shortly after beginning the relationship. Her allegations of intimate partner violence (IPV) were found to be credible and a DVPO was put into place. It appears that no DV assessment was ordered despite the Court finding the allegations credible. The undersigned cannot, with the information available for this evaluation determine if each and every allegation is "true". The undersigned was provided enough documentation that supports, at the very least, a pattern of coercively controlling behavior and at least some amount of intimidation. Collateral interview and documentation summaries provided in this report should be reviewed as a reference as it would be redundant to list this information again. It is standard practice, even

within the Association of Family and Conciliation Courts, to routinely screen for IPV early in the evaluation process. Without having such screening essentially hampers the ability to accurately determine causes of behaviors and to provide the most appropriate interventions. Further, the Father reported to this evaluator that he sees Gina as being the abuser and himself as the victim in their relationship. While this is a common battering tactic, without comprehensive IPV evaluations, the reliability of the Father's statement cannot be determined.

It is quite clear from materials provided for this evaluation, including a significant number of materials provided by Gina herself, that she can react in a very emotional and hostile manner. It is clear that Gina's reactivity during the course of the custody proceedings has escalated as she appears to perceive herself to be increasingly marginalized. She has been combative with the opposing counsel and the GAL. She has been disorganized. When feeling "unheard", she over-explains. She appears to exaggerate. No evidence was provided to suggest that Gina's reactions are malicious in intent rather than overly emotionally reactive behaviors coming from a position of feeling powerless. Objective psychological test results are consistent with a diagnosis posttraumatic stress disorder (PTSD). Test results are also consistent with depression and anxiety secondary to PTSD. Nothing arose in the present evaluation to support a diagnosis of a personality disorder. Gina acknowledged struggling with depression, anxiety, and PTSD. It appears she has been proactive in engaging in mental health treatment. None of her providers indicated any mental health concerns that would negatively impact her ability to parent her children.

Gina's psychological testing indicated no elevations in defensive responding, which is very rare in highly contentious custody situations. This means she did not attempt to paint a more positive picture of herself for the purposes of the custody litigation. Typically, those who intentionally leverage things to make themselves look good for a custody case will engage in similar behavior in their psychological testing, to make themselves look good. Test results are consistent with someone who struggles with managing anxiety and fearful thoughts, has fears of abandonment and rejection, and can be sensitive in interpersonal relationships. She is prone to self-blame and self-punishment and has a significant fear of making mistakes.

Her fear of abandonment and rejection may set her up to be taken advantage of or exploited. She may have difficulty asserting herself effectively, can be submissive and conforming, and can feel easily overwhelmed. She may appear emotional or disorganized and can present as hostile when feeling backed into a corner. Repressed anger and resentment are likely to break through to the surface. A fear of expressing her emotions may predispose her to have difficulty registering awareness of her emotionality. It does appear that Gina has been exploited and has been naively submissive to the suggestions of others. It appears she was exploited in both roommate situations. It appears she was exploited, at least to some degree, in her relationship. It is possible that she is exploited by well-intentioned friends (i.e. their suggestion that she put up a GoFundMe). It does appear that Gina can become easily overwhelmed, become emotional and disorganized, and presents as hostile when she feels backed into a corner. Gina's perception throughout this custody litigation is that she has not been heard, that no attempt to understand her fears has been seriously attempted, that the case has been reliant solely on the Father's narratives, and that, while the father has also done things wrong, she is the only one who has been sanctioned. This perception creates a very clear picture of unfairness in her mind, which backs her into a corner, leaving her feeling

unsafe and helpless. When she tries to, in the only way she knows how, to fight back against these perceived injustices, she is viewed as hostile and combative rather than scared and desperate, thus leaving her feeling more isolated as her reactions are not met with compassion when they are combative and off-putting.

The autonomic nervous system of individuals with PTSD has been found to be more reactive. Trauma survivors often react with a natural "fight or flight" reaction when they feel threatened, losing their ability to think clearly in perceived threatening situations. The way Gina has been reacting during the course of this litigation is consistent with the way someone with PTSD would react. She is afraid for her children the same way she was afraid for herself. She perceives herself as marginalized and ignored in the present family law litigation, believes she cannot trust anyone in the "system", and perceives herself as alone in this "fight". It is not uncommon for individuals with PTSD in similar situations to act desperately, emotionally, and sometimes aggressively. It is my (the undersigned's) professional opinion that Gina's reactivity in this case is a direct result of PTSD and not the result of any personality disorder. The consequential behaviors associated with personality disorders are not situational and tend to show up across contexts. This appears to not be the case with Gina. It appears that her emotional reactivity occurs in the context of wanting to know that she and her children are safe.

It was alleged (per GAL report) that Gina has a "long recent history of engaging in conflict not just with the Father, but with neighbors, roommates, and even complete strangers attending a birthday party in her neighborhood that quickly escalates to police involvement or protection orders, without good reason for doing so". It does appear that Gina has been involved in a number of recent conflicts. Documentary evidence was provided that suggests Gina was taken advantage of by both roommates. Her psychological test results indicated that she is vulnerable to being exploited. It appears that this is what occurred with these particular conflicts. Gina reported needing to garner some amount of income during COVID because she was laid off of her job due to the pandemic. Abby Lyons was to live with Gina for a couple of weeks because Abby's mother could not deal with her any longer and because Gina needed some help. That couple of weeks apparently turned into Abby moving her girlfriend in, creating significant chaos in Gina's home, and then changing the locks on Gina when Gina asked Abby and her girlfriend to leave. Abby's mother did not want to let Abby move back in, citing that Abby's girlfriend was a problem and that Abby has a history of Oppositional Defiant Disorder. Gina still needed to bring in some income and found Tara Snow on Facebook seeking a place to rent. Gina reported feeling bad for Tara's situation and agreed to let her rent part of her home. Gina allowed Tara's girlfriend, Jamie Steeb, to spend a night there so that Jamie reportedly would not need to stay in a shelter. That night appears to have turned into several months of neither paying for rent or utilities, threatening Gina that they would cause problems for her with the Father, yelling, hitting the walls, smoking marijuana, and causing a generally unsafe living environment. After the police would not assist due to COVID rent moratoriums, Gina finally was able to get the two out of her home. Gina sought advice from friends and the Facebook community for both of these situations and engaged in what appears to be reasonable actions to protect herself and her children from roommates who not only took advantage of her, but appear to have used her fear of the Father against her. Jamie Steeb, after being forced to leave Gina's home, was witnessed videotaping Gina's children at a birthday celebration for a neighborhood child for the

sole purpose of “catching” Gina’s children unsupervised so that she could use the information as evidence that Gina is a neglectful parent. Neighbors shared concern about Jamie’s behavior since Jamie does not live in the neighborhood. Text communications suggest that Jamie had, while living with Gina, threatened to go to the Father. This person was not a “complete stranger” at a birthday party. It is not unreasonable for Gina to conclude that Jamie was there at the behest of the Father, whether the Father did in fact enlist Jamie to assist him or not. Text communications are consistent with Gina’s account of events. Gina was polite in all of her texts to the roommates. The police were called and nothing was done because Jamie was standing on a public sidewalk. Gina called the police for assistance in all of these cases. None of those calls resulted in the situation being remedied. She was told to file for a DVPO by the police. The judge denied due to there reportedly being no intimate relationship, despite the statute having an allowance for household members to be both victims and perpetrators of DV. She was told to go through legal eviction processes, but was denied due to COVID moratoriums. All records reviewed for these particular cases show Gina doing as she was asked by the police. Those suggestions did not resolve the problem. The conflicts continued in her home. Gina’s friend became belligerent with the police. Gina was described as timid. Gina then resorted to using social media and sending long complaints to the police, accusing them of a variety of wrongs. In Romania, she was met with a similar experience of the police not doing anything to protect her. The police were not effective in helping her here either. She became reactive. It is unclear how much influence her friend(s) have had over her reactions to these situations.

Gina was with a friend shopping at Nordstrom rack. The friend argued with the employee after the employee presumably purposefully damaged the friend’s gift card that she was using to pay for her purchase, rendering it unusable. The friend was justifiably upset, but created a scene, and the store called the police. Gina was not mentioned anywhere in the incident report, which would suggest she was not part of the conflict. She was simply present. Video footage of the incident is consistent with the police report. Gina calmly assisted explaining the situation to the police, but did not engage in the “scene” being created by the friend. Gina has been accused of instigating all of these conflicts, engaging the police, and attempting to attain protection orders “for no good reason”. She was accused of creating conflict by putting up a GoFundMe to raise money for an attorney. A friend reportedly suggested it. She took it down in October. She has been accused of causing conflict by passing out fliers. Again, a friend reportedly suggested this. Gina printed 25 fliers, gave 2 to the GAL’s office, and has 22 left. Based on this evidence, it does not appear that she stood at a grocery store passing out fliers as she was accused. Gina explained that a friend suggested she do it and she determined it was not a good idea. It appears that, on a more likely than not basis, Gina was naively trusting, was exploited, and sought help from the only resources she saw available to her—friends, the Facebook community, and the police. While it does appear that Gina has been hostile toward the father, the GAL, the police, and the father’s attorney, it does not appear that she instigates conflict in her life as a broader issue. It appears she feels targeted and backed into a corner and that the system is not here to listen to her, let alone protect her. It is not unusual for this level of perceived helplessness to trigger a fight or flight response.

The GAL cited multiple credible sources who reported that the father has allowed the children to roam the neighborhood until as late as 10pm, playing in the road, climbing a 16-foot ladder, and begging neighbors for food. Upon review, he stated that “Gina also allows the children to play

outside unattended, the youngest child less often than the oldest child". The sources who reported that Gina leaves the children unattended are, again, the same two parties who Gina had to go to extreme measures to have removed from her home. Several sworn statements were provided by neighbors declaring that Gina is always outside with her children and has never left them unsupervised. One of those two parties came to Gina's home for the sole purpose of trying to get video of the children playing outside without Gina present. This videotaping occurred during a birthday celebration in which multiple neighborhood parents were outside and witnessed what appeared to be an attempt to set Gina up.

The GAL shared concern that there are strong indications that Gina has coached the children. It appears, per the GAL report, that the children told the GAL, unprompted, that they want to live with their mother. The father also shared concern that Gina coached the children to say that they would stab themselves if they had to spend 9-10 days with their father. A CPS call from an undisclosed source reported that Gina coached the children to say that their father was going to stab them. The Father provided video footage of the children saying that Gina told them they can come stay with her whenever they want and that she will talk to the judge. The majority of the supervised visitation reports show the children asking for more time with mom and wanting to stay with mom. The Father stated that Gina made up a statement during one of the supervisions in which she told the supervisor that [REDACTED] allegedly whispered to her that he is scared when dad yells and makes him go stay in his dark room. Allegations of coaching are complicated. Context and impact are important to consider.

Gina has had several supervised visits. The supervised visitation reports indicate the children, unprompted, saying that they want to stay at Gina's house. She could not have coached them to say these things during her supervised visits. While it is possible that she coached them before the GAL's meeting, it is also possible that the statement was unprompted given the number of times they have said similar in a supervised context. Sworn declarations suggest the children have become overly interested in knives as the result of the father's engagement with them and one sworn declaration indicated the party recorded one of the children telling her that the father told him he could stab himself with a knife. An audio recording provided by the father showed him and the boys discussing and playing with (to some degree) guns. The boys could be heard saying something about bullets and it being a beautiful gun. It would not be an irrational conclusion to think that, if two very young boys have interactions with guns, that they might be able to talk about knives as well. Gina became quite reactive when she found out that [REDACTED] said he would stab himself if he had to stay 9-10 consecutive days with the father. Maybe she was genuinely scared upon hearing this threat. Maybe she was acting, which does not match her psychological profile. While it is possible that Gina coached the children, it is not likely that she coached them to say things during supervised visits between which she has no contact with the children. Given how emotionally reactive Gina is, it is less likely that she was putting on a show. Given how combative she has been with the GAL and the opposing counsel, one could presume that, if she could put on such a show, that she would have the wherewithal to keep her emotional reactivity in check. The timing of the CPS allegation against Gina is suspect. It appears this allegation occurred just as an investigation was closed as unfounded against the father. The allegation was made by an undisclosed party. It appears no CPS worker spoke to Gina as the first she heard of this allegation was a supplemental GAL report bringing it to the Court's attention. The "investigation" was unfounded. Collateral sources are not unequivocal

enough to determine one way or the other on the alleged issue of coaching. While it is possible that she coached the children to tell the GAL that they want to live with her, it is highly unlikely that she coached them to say the same during supervised visitations. While it is possible that she coached the children to say they will stab themselves if they have to stay with their father, it is also possible that the father has inappropriately interacted with the children regarding knives. The Father's assessment that Gina made up a statement about [REDACTED] being afraid of his yelling and locking him in his dark room is factually wrong. [REDACTED] told the visitation supervisor directly what he said. His comment was unsolicited. No leading questions occurred before he made this statement.

Concern was raised that Gina may be falsely alleging that the father is sexually abusing the children to gain an advantage in the litigation. While it is possible that Gina is engaging in a desperate attempt to protect her children by manufacturing allegations, not enough evidence was provided to determine one way or the other whether or not this is true. It is possible that Gina is over-interpreting developmentally normal behavior out of a place of fear for the children's safety. It is possible that Gina is feeling so desperate in her desire to protect her children that she would lie, though it seems likely that she would have also been less truthful on her psychological testing if she was to rely on dishonestly to gain an upper hand. It is also possible that her fears are true, though there is no compelling evidence to support these fears at this time. It is not uncommon for victims of IPV and those who suffer from PTSD to become hypervigilant in their attempts to protect their children and over-interpret benign injuries and behaviors. Because Gina appears to have offered the Father time with the children on a proposed shared parenting plan around the time the sexual abuse allegations arose, it sends a mixed message and greatly reduces the credibility of these claims.

The GAL indicated that the children are not thriving in Gina's care. It appears that this determination was made after a chaotic child interview at the GAL's office. The GAL noted the children as being poorly behaved and Gina as having no ability to redirect their behavior. The GAL also noted that Gina lied to the children telling them that they were going to the library to talk to a teacher, possibly setting up the situation to purposefully be chaotic. The GAL noted that the children were much better behaved in the interview with the father present and that the father had a "superior" ability to redirect the children. Gina reported that she did not tell the children that they were going to the library to talk to a teacher. She said that she was unsure of how to introduce the GAL to the children before the visit and told them that he is "like a teacher" who they can talk to about whatever they want. She said that she routinely tells the children to use "library" voices and had reportedly told them such for the interview. While it does appear that the children were better behaved with the father's interview session than with Gina's, no documentary evidence was provided to indicate that the reason for this was that the children are not thriving or that Gina is incapable of re-directing them. Gina reported that she was not allowed to stay with the children during their interview. The father reported that he was allowed to stay with the children during his interview. A significant number of sworn statements were provided describing Gina as a patient, loving parent who sets appropriate limits for the children and is effective in managing their behavior. All supervised visitation records indicate that the children actively engage with Gina and that Gina engages with and redirects them appropriately. No documentary evidence was provided to suggest that the children do not thrive in Gina's care.

It is understandable that Gina would be upset that she has been deemed an incapable parent based on this one situation when there is a significant amount of data that would suggest otherwise.

Gina has been accused of engaging in parental alienation. It appears that these allegations are primarily the result of the children saying, reportedly unprompted, to the GAL that they wanted to stay with their mother and the children saying that they would stab themselves if they had to stay with their father. Parental alienation is a highly disputed defense, especially in custody cases in which there may be a history of IPV, as there is not a solid scientific foundation for the defense (Ceci, et al., *The suggestibility of children: Scientific research and legal implications*, 86 CORNELL L. REV. 34 (2000)). A parent subjected to IPV may engage in protective parenting that can only be understood in the context of IPV. Additionally, the GAL cited that the father appears to have engaged in corporal punishment after photographs showed marks that appear to be caused by a hand on [REDACTED] neck and on his bottom. [REDACTED] was taken to the emergency room with red abrasions around his mouth after a boxing lesson. [REDACTED] unprompted, told the visitation supervisor that he is scared when the father yells and him and makes him go stay in his dark room. It is possible that [REDACTED] actually feels afraid of the father and that Gina is engaging in protective parenting.

It does appear, per audio evidence provided, that neither parent did an adequate job of protecting the children from the parental conflict. Gina could be heard on the audio (significantly previous to any custody litigation) telling the children that their father did not want them, that he went to jail, etc. She also references being abused in the audio, which, again occurred well before the custody litigation.

Gina has been accused of "dwelling on violent outcomes", per the GAL reports. It appears that Gina has told friends that, if she ends up missing or dead, that the father would be to blame. It also appears that she continues to be concerned that the father will hurt the children. While it does appear that Gina is afraid and has shared this fear, not enough evidence was provided to suggest that she is "dwelling on violent outcomes". It is more likely than not that she is legitimately afraid. Documentation that existed before this litigation was occurring suggests that she has been afraid for some time. It is not uncommon for those who experience PTSD to be hypervigilant to potential threats.

GAL raised numerous other concerns regarding Gina in his supplemental reports. Most of those concerns appear to be relevant to mental health concerns, even referencing the possibility of a personality disorder. In determining mental health, it is imperative to look at the overall context. If behaviors occur only in specific context, then it is likely that those behaviors are context-driven. If behaviors occur across contexts, then it is likely that those behaviors are person-driven. In this particular case, it is clear that Gina's behaviors are context driven. It appears true that Gina can be extremely reactive, can be dramatic and overstate things, can be hyperbolic, and resorts to combative hostility when she feels backed into a corner. It also appears she can act impulsively when afraid, as evidenced by unilaterally walking into the Father's home and taking [REDACTED] to the emergency room. While she is certainly not helping herself with her behavior, it is more likely than not that she feels afraid of the Father and may, to some degree, be projecting

those fears onto the children. It also appears that the Father has engaged in some concerning behaviors that have triggered some of Gina's responses. While the Father did provide audio recording of Gina being emotionally reactive previous to the divorce/custody litigation, there was no audio provided of what led up to Gina being emotionally reactive. Such recordings are always suspect in that they show us what the person providing the audio wants to show us.

There is no doubt that Gina needs to learn more effective ways of handling herself and, neglecting to do so, could impact her parenting and the children's well-being. Utilizing strategies that are known to reduce parental conflict would likely have a positive impact on Gina's behavior. There are several known ways to craft a parenting plan that reduce the chances of continued conflict. It is outside the scope of this evaluation to outline those strategies.

It also does appear that most of the GAL's attention has been focused on Gina's actions and behaviors, leading to sanctions while the father has not had to have consequences in a similar way, despite concerns with such things as unilateral decision-making, refusing to engage in professionally supervised visitation, neglectful parenting, and credible IPV reports. An example of a perceived unfairness is Gina being accused of dwelling on violent outcomes, despite the Father also emailing the GAL stating that Gina might kill him and that Gina was coaching the children to say they will stab themselves. A lack of perceived fairness will undoubtedly continue to trigger a PTSD response and serve to keep the conflict going. Again, Gina has not helped herself in the situation with the GAL or with the opposing counsel. Her rants to both of them have been accusatory, hostile, threatening, and combative. She has factually been difficult for both the GAL and opposing counsel to interact with. Regardless of the reasoning behind the rants and her desire to protect herself and her children, they are ineffective and serve to only shut down opportunities to feel heard.

It is also important to note the possible influence of cultural values and differences. Gina was born and raised in Romania before marrying at a fairly young age. It is likely that she is somewhat naïve to some of the more subtle workings of American culture and laws.

There was no evidence provided for this evaluation that suggested that Gina, on her own, has limitations that should prevent her from performing parenting functions as defined in RCW 26.09.004.

Based on evaluation results, I recommend the following:

1. Gina should engage in weekly or twice weekly (as can be afforded) trauma informed psychotherapy. Treatment should initially focus on coping skills and building trust. Treatment should not push her past her tolerable limits and should only confront what she can tolerate to reduce anxiety and fear. She should work on emotion awareness, self-esteem, trauma processing, and building effective strategies. Her fear of "doing something wrong" may inhibit her sense of feeling that it is safe to open up. Her tendency toward conforming to what someone else wants may lead her to placate the therapist to avoid disapproval. These should be monitored for. Two interventions that could prove helpful are DBT skills for emotion regulation and distress tolerance and EMDR for trauma processing.

2. Gina should take down all posts (Instagram or otherwise) that reference abuse. This is not to shut down her need to process experiences of IPV. This is to protect the children from seeing an online presence that could negatively impact them in the future. There are several reputable DV advocacy groups that can connect her to resources where she can connect with others who have shared experiences. The children love their father and should have the opportunity to build their own relationship with him. Having the children in their own therapy that is protected from any and all parental interference can provide a place for the children to share fears and concerns and where neither parent can influence the process.
3. Gina should not talk to the children about abuse she feels she has suffered at the hands of the Father. She should not speak poorly of the father. That is not to say she needs to sing his praises, either. She should remain neutral. She should not talk about the court case, judges, etc. with the children.
4. Working with a parenting coach might help her with strategies on how to handle various conversations with the children and assist her in separating her own trauma from what she is experiencing from the children. It might also help her with [REDACTED] behaviors, though the visitation reports suggest she has done a good job of handling his behavior.
5. Gina should not share her history with the Father with the children's providers. Their care should be focused on them, and not be clouded by the parental conflict. Gina would be supported in this if both parents engaged in similar conflict reducing behaviors and if both parents stopped going behind each other's backs with the providers.
6. It is clear that Gina has strong parenting skills. These skills would be supported if there were fairness and equity moving forward in the custody and co-parenting process. Research has shown that fairness and equity reduce parental conflict.

It has been a pleasure working with Gina during the course of this evaluation. If you have any questions about the results, feel free to contact me at 206-457-3092.

Monique Brown, PsyD

1/24/2022

Monique Brown, PsyD, ABPP
PY 60444036

Date

Addendum

Primary Office Visit Note dated 2/7/2020: Prescribed hydrocodone, acetaminophen, and diazepam for pain related to car accident. Previous prescription Adderall and citalopram.

Temporary Restraining Order against Gina Yorks dated 11/23/2021, children not included

Order dated 11/23/2021, joint decision-making, Dawson's place only if both agree, mother gets children every other weekend

Supervised visits, 65 per hour

Objection and Motion to Strike Respondent's Improper Pleadings dated 11/15/2021, extensive number of pages filed late

Multiple emails, Gina feeling treated unfairly by Damon Canfield and Brian Parker

Email dated 11/13/2021 from Gina to father asking about his follow through on children's medical care, appears to be no response

Emails between GAL and both parents suggest GAL told father children's providers and to give prescribed medication, Gina sharing concern that this is not being done, unclear whether or not sanctions were in place should guidance not be followed

Declaration of Siobhan Owen-Ryseff (sp?) dated 3/11/2020, declared that she stayed with the father and boys when Gina went to Romania (██████ age about 5, ██████ about 1), cited lack of structure, children having free access to snacks at the expense of dinner, let them play outside without supervision, let ██████ play with kitchen knives, Gina had to hide the knives to keep them away from ██████ father played rough with the boys and hung ██████ over the banister.

Email from father to Gina dated 4/25/2009, father apologizes for scaring Gina in the car and hurt her at home, said he had no choice to act the way he acted bc everything is the end of the world for her, declares his love "you are my everything. You are me"

Email from father dated 1/12/2011, father said it was ok for him to hit the TV but not for her to break the remote, because it could cost too much to replace it. He apologized for making her afraid and fighting with her.

Email dated 1/3/2011, Gina to father asking to be respected and saying she is her own person and tired of being just his shadow, refers to him emailing people about the house but not including her in on any of it.

Email exchange dated 4/27 and 4/28/2009, Gina upset with father for always having "issues from the beginning" and being sneaky turning things around on her and always saying "we are one", father responds asking why she upset when he is just trying to tell her he loves her

Email dated 6/13/2009 from Gina to father commenting on still fighting after a year and that if she does not get out she will probably end up crazy.

Email dated 5/4/2009 father apologizing for "letting my mouth slip" "we are each other's best friend and we are each other". (Gina said apology was for calling her names like bitch and slut)

Email dated 10/2/2008, father saying that he is hurt if Gina talks to a guy if she is out with friends, guy apparently has a crush on Gina, appears father is jealous, he tells her he feels hurt when she doesn't wear pants or rings,

Email dated 5/16/2009, father tells Gina his father and God are disappointed in him, subject line "I am a failure"

Email dated 12/19/2013, Gina saying she will file a fraud claim with PayPal for a charge he made that she did not authorize

Email dated 5/24/2009, father apologizing for hurting Gina's finger and blaming her for getting upset when he didn't think there was a reason to

Email dated 8/5/2015, Gina says she does not think they will make it when father says to pray for them.

Email exchange dated 5/15/2009, father apologizing but telling Gina that she got mad over nothing and ruined the night, Gina says she doesn't want to fix things up any more, he apologized for slamming the door (many of these emails appear to be middle of the night)

Email exchange dated 11/20/2008, father tells Gina he doesn't like it that she wants to go out tonight, badmouthed friends saying he would not mind her going out with good girls, jealous about a guy who would be there, dancing with someone other than him is cheating, even talking can be cheating, Gina is upset that he seems to not trust her and is holding his work hours against her. Gina said he used to seem like this sweet guy but now he just wants to keep her in the house at all times, fear about what would happen if she had a job around other people, tired of becoming a housewife who only knows cleaning, laundry, cooking and sex with her husband and nothing else. He tells her there is no reason to fight about it.

Declaration from Melani Irmimi dated 3/10/2020

Ms. Irmimi has known Gina about 10 years and was her supervisor from 2011 to 2016. Mr. Irmimi declared that the father would text and call Gina multiple times a day and would call the store multiple times if Gina did not respond quickly enough, causing Gina anxiety and the need for breaks. She declared that the father would show up unexpectedly at Gina's place of employment and that Gina was clearly distressed by his actions.

Audio transcript dated 11/23/2021 (court)

Emergency motion to remove children from Gina's care and place with the father. References Gina causing conflict and chaos. Abusive use of conflict, parental alienation allegations. Go Fund Me page on social media, Gina said the page was removed, Mr. C said he printed out today. References emails sent to GAL with SI and HI. Appears that both parties have been remiss in following through on things. Gina wants [REDACTED] to not miss another therapy session at Dawson's. (Child has been a witness to DV?? Which could explain behavioral issues??). Joint decision-making?? Father interfering with appointments??? Cancelling them? (neither parent should contact children's providers without CC other, all transparent). Judge reprimands both parents for "hide the ball". Judge comments on Gina's attacking behaviors and the need to complete the psych evaluation. 50/50 cost split on supervision.

Declaration of Rosanna Aho dated 3/11/2020

Has been friends with Gina since early 2018, children have playdates. Would not visit when father was home due to level of tension when he was present. Declared witnessing bruises on her arms and wrists. Feels comfortable having Gina watch her children but not the father.

Nov 20 visit. Positive visit. No concerns noticed. No bx issues.

Nov 27 visit, VS reviews rules. Positive visit. Appropriate limit setting and redirection.

Affectionate and loving. [REDACTED] gets an 8 minute time out for not listening. Gina visibly upset after boys leave visit bc of seeing father. [REDACTED] unprompted, says he wants to sleep at Gina's, she changes the subject appropriately.

Nov 28 visit, [REDACTED] asks for time playing his video game. Gina sets appropriate screen time limit with timer. [REDACTED] engaging in difficult behavior, appropriately addressed.

Dec 11 supervised visit, positive interactions. Appropriate redirection, especially as [REDACTED] misbehaves. Appropriate affection. [REDACTED] complained that dad lets him play video games as long as he wants to. [REDACTED] engages in bx consistent with ADHD, ODD, especially upset that he can't play his Switch. Both children, unprompted, ask to stay at Gina's

Dec 12 supervised visit, positive interactions. [REDACTED] didn't make the bathroom on time and Gina handled appropriately. Appropriate affection. Boys don't want to leave at end of visit.

Supervised visitation noted dated 12/25/2021. [REDACTED] has a cold and slight fever. All interactions between Gina and the children are appropriate. [REDACTED] said he was sad because he was not her baby any more. She handled appropriately. [REDACTED] asked to stay with Gina forever. [REDACTED] whispered something to Gina. Gina asked [REDACTED] if she could share with the VS. [REDACTED] told the VS that "when dad yells it scares him because he makes him go into his bedroom alone without the light on, in the dark". [REDACTED] asked if they could sleep at mom's house at the end of the visit. Gina handled appropriately and appeared to cry at the end of the visit.

Letter, Alexandria St. Claire dated 11/9/2021. Treating since July 2020. No concerns about her ability to parent. Has been consistent in appointments for herself and children.

Letter, Bridgette Jeffries DNP, ARNP, PMNHP-BC, 11/15/2021. Treating since 7/11/2020. Has been stable on medications and no concerns for mental stability.

4th supplemental GAL report dated 11/3/2021. Gina took [REDACTED] out of father's home to Seattle Children's because he could have COVID and was out sick from school. It appears she did not know who was watching him bc father was in court. This precluded Gina from showing up to court for a RO hearing. Undisclosed party made CPS call against Gina reportedly due to coaching children to say father will hurt them.

3rd supplemental GAL report dated 10/26/2021. Gina filed complaint against the GAL and increased conflict between Gina and GAL may warrant a discharge. GAL indicates abusive use of conflict and parental alienation. References increased hostility in response to recommendation of cooperative parenting so that children can see parents supporting each other as parents. Says father has superior ability to redirect the children (based on one office visit??). Gina dwells on violent outcomes. Gina publicly labels father as an abuser on social media (children could see this in the future). Corrected that children were given boxing lessons by father with no head gear or mouth guards. [REDACTED] threatened to stab himself if he had to stay with dad 9 nights. References Gina contacting WSBA about the incident as well as children being removed to FL without telling her. Gina can't separate her conflict with the father from his relationship with the children. GAL says that Gina continues an established pattern of doing most of the parenting functions (school, medical). Both parents struggle with co-parenting. GAL acknowledges that father has engaged in extensive unilateral decision-making.

2nd supplemental GAL report dated 10/1/2021

Gina filed a grievance on 8/15/2021 with the WSBA. GAL references video recordings of Gina having screaming fights with neighbors. Alleges Gina "whips children into a frenzy" before visits with the father. Parents blame each other for lack of coparenting. Noted Gina has escalated concerns from feared neglect to active abuse.

1st supplemental GAL report dated 8/4/2021

GAL addresses Gina's allegations of sexual abuse and timing of allegations. Notes possible inappropriate physical discipline of children in father's care, with documentation. Says that both parents have to actively discuss the other parent in a positive light. Recommended children be interviewed at Dawson's. He raised credibility concerns regarding Gina. References father refusing supervised visits.

GAL report dated 6/8/2021

DV and sexual assault allegations found credible by Commissioner Moriarty and father was ordered to 8 hours a week of supervised visitation 4/3/2020. 9/24/2020 father granted unsupervised visits. 1/11/2021 father's time suspended. References Gina engaging in multiple conflicts with people. GAL places A LOT of weight on one visit. GAL said declarations about father not appropriately watching the children are expected to be objective. No DV treatment was suggested despite credible claims. Rape charge dismissed bc prosecutor did not bring complaint within 72 hours. Multiple collaterals cite father letting children roam the neighborhood unsupervised, asking neighbors for food or be in the middle of the street, picking children up late from bus stop. Jamie Steeb noted mother being in her room for a few hours at a time and appearing sleepy, presumably due to medication prescribed after car accident. Abby

Lyons reported similar from mother. GAL shared concern about Gina's multiple Pos. Father acknowledged Gina was primary parent when they were together. PO lapsed on 3/25/2021.

Protection Order violation 8/9/2021

Gina reported father taking children to FL, which was a violation of a PO between the two. Neighbor had video footage of father loading car with luggage and children. PO was reviewed and confirmed provision that children not leave the state. A more recent order appeared to allow for out of state travel. No violation found due to revised order and communication with Gina.

Siobhan Owen-Ryseff Declaration dated 9/1/2021

Shared that she was sharing a phone plan with the Yorks and paid \$40 per month. Fear for Gina's safety. Father would come home randomly during work hours and yell at her to leave his house, called her a slut. Worked at Macy's together, he would show up at work and watch her for hours. Said she and her boyfriend are afraid of the father.

Declaration of Nathan Urcheck dated 6/13/2021

Has babysat the boys on several occasions. Notices concerning behavior in [REDACTED] fits, combative, doesn't listen, whines, etc. Concern about autism spectrum. Positive accounts of Gina as a devoted mother.

Declaration of Melissa Faries dated 7/8/2021

Gina's neighbor since 2016. Her children play with Gina's. Kind. Loving, generous, patient, good boundaries. Disciplines them appropriately. Boys are thriving.

Declaration of Jessica Allen dated 7/8/2021

Gina's neighbor for about a year. Children play together. Kind and loving to all the children in the neighborhood. Positive engagement, promotes prosocial behavior, dedicated, loving, devoted.

Declaration of Jessica Allen dated 11/8/2021

Similar to 7/8/2021 in praise of parenting. Gina always patient, selfless, never seen her intoxicated. Mom of the neighborhood. Sees her almost daily.

Declaration of Callie Maertz dated 7/8/2021

Neighbor of Gina for 2 years. Children play together. Model parent to all of the children in the neighborhood. Loving, caring, appropriate discipline and boundaries. Children are thriving.

Mary Michel Wilson declaration dated 3/1/2020

Would never trust Brian with her children due to the neglect she has witnessed when he was home with the boys. Boys roamed the neighborhood, middle of the street, all the way up to a major highway, until late at night, Brian would walk around screaming for them. They would walk into peoples homes begging for food. Gina was always sad and jumpy until Brian was out of the hosue.

Text message communications with Beth and Abby Lyons:

Consistent with Abby smoking pot and children's rooms smelling like weed, Abby's mother comments on how irresponsible Abby is, punched a wall and broke her hand, Abby's gf is a mooch, not welcome in Beth's home, Abby is broke, Beth says Abby is selfish and rude, apologizes that Gina and boys can hear Abby screaming, verbal abuse. Gina commented on always some sort of commotion at her home now. Abby not paying her for anything. Beth encourages to please not give Abby a free ride. Excessive drinking. Staying up late. Tatum there all the time. Abby threatened to throw Gina under the bus with father. Gina asks Abby to move bc of the weed, etc. Beth is sorry that two weeks of trying to get Abby out has been miserable. (with back injury). References to screaming and banging on the walls after coming home at midnight. Beth says Abby has ODD. All of Gina's communications were polite.

Declaration of Gina Yorks dated 7/8/2021

Gina wants a more phased introduction to time with father to offer less disruption to the boys' schedules and that there have only been 2 overnights in the last 17 months. She disagrees with joint decision-making given lack of involvement and no history of making decisions together (self report that they did not see eye to eye even when together). Gina commented that Brian missed holidays with children bc he was traveling, not bc she was gatekeeping. (withholding of child support, refusal to engage in supervised visits, hx of neglect). She was laid off for COVID. Homeschooled them. (Father had a home visit and was present with the boys. Gina had to go to the office and was not allowed to be present.). Gina questions use of parental alienation claim when abuse is documented and concern that this is a common batter's tactic. Frustrated that the DV was not addressed (look up .191 code). She is concerned that father is not having to undergo an evaluation because he presents as charming.

Restoration Mental Health 1/11/2021, 12/14/2020, 11/12/2020, 9/23/2020, 8/7/2020, 7/18/2020, 7/11/2020, 5/28/2021, 4/30/2021, 3/23/2021, 2/22/2021, 2/8/2021,

Gina has never been hospitalized or in therapy. Has been on Celexa for about 5.5 years. Reports feeling depressed. Disclosed divorce and hx of DV. Motivated and engaged in tx. Adderall for ADHD. Recommendation for psychotherapy. Difficulty following through, struggles with self-esteem. Struggles with anxiety of constant court battles, but doing well on medications. Some irritability and impulsivity with emotions due to court/divorce. 2/8 increased anxiety and depression. Roommate since Oct becoming threatening. Had to get a roommate bc father did not pay child support. Thought it would be a safe situation since roommate was female.

Susan Foote, ARNP, email dated 7/16/2021

Brian contacted on 7/15 reporting that Gina crushed [REDACTED] Adderall. She reiterated to not crush the medication. Can sprinkle the beads into applesauce or such and consume without chewing.

10/26/2020 police report. Concern that [REDACTED] had scratches on his face and what appeared to be marks from spanking on his butt. Officer suggested that Gina seek a modification to the PP for supervision. Photos were provided.

Medical record dated 6/10/2021, 12/4/2020, 7/24/2020, 7/21/2021

██████ (7/24/2020) struggling with listening, following directions, irritability. Apparently okay in school. Dx with ADD and possible ODD. Looking for counseling. 7/21/2021 notes report inappropriate touch along with the bruises/marks.

Snohomish Psychology Associates 7/30/2021 letter Laura Montavon, MS, LMFT
Gina has been assessed and dx with PTSD. Engaged, motivated, and compliant with treatment. Provider does not think shared custody is in the children's best interest given hx of abuse.

Anne Tuttle, MD 3/4/2020. Has treated Gina since 2008. Medications and health conditions have been stable and has not reason for concern about Gina's ability to participate in caring for her children.

Lake Stevens Incident Report dated 3/18/2016
Malicious Mischief 3 DV and Interfering with Reporting of DV. Argument. Natalie Donovan called police for Gina. Gina locked herself in the bathroom. Showed officer the broken door. Natalie said that a month previous Brian threatened Gina with a gun. Officer saw a second bathroom door that was broken in. He took her phone and eventually gave it back. She reported he took the gun out again but did not point it at her. While Brian was being taken in, Gina changed her mind about signing the statement and would not let the officer take pictures. Natalie reported separately to the officer that Gina is afraid of Brian and that she said she wanted a divorce after the fight a month ago. Declaration to surrender firearms.

DVPO dated 3/25/2020
One year. Court found allegations credible based on preponderance of evidence.

Samantha Brown Declaration dated 11/8/2021
Moved into the neighborhood with family in May 2020. Devoted mother. Kind to neighbors.

Plamen Borisov Declaration dated 11/10/2021
Pastor. Gina and boys are weekly members of church. Described them as "incredible young boys"

Ann Patton Declaration dated 11/7/2021
Devoted loving mother. Provides safe haven and cares for their well-being.

Declaration of Tashalynn Whitehead dated 11/10/2021
Known Gina since 2019. Attentive, loving, patient.

Declaration of Jay Anderson dated 6/16/2021
Little League coach. Gina has always been positive and involved.

Mary Michel Wilson declaration dated 11/10/2021
Has babysat the boys for about 1.5 years. Has noticed a decline in their behavior since visits with the father. 10/15/2021 ██████ unprompted said "Hey, Michel, do you know that if I took a knife and stabbed myself it would be ok? My dad told me and ██████ to just get a knife and

stab it into my belly". She said she had him repeat it while she recorded it because it was so bizarre.

Roy Wilson Declaration dated 2/27/2020 Neighbor. 2/26/2020 was waiting for a haircut and overheard Brian making negative comments to stylist about Gina and laughing about how he served her divorce papers. He witnessed Brian regularly being late getting [REDACTED] from the bus stop. Gina was always on time.

Grace Hill declaration dated 3/1/2020

Neighbor. Witnessed boys, while in Brian's care, roaming neighborhood unsupervised. Would ask for food. Did not trust Brian around her children, even if Gina was present. She has had to walk [REDACTED] home because Brian never showed up to the bus stop or was frequently late. Reported how well the boys have been doing without father there.

Grace Hill declaration dated 3/18/2020

Witnesses Brian undermining Gina's parenting in front of the boys. Boys were often hyper and defiant, a lot of push back. Boys were misbehaving enough that she felt uncomfortable letting her own children play with the boys. Observed the boys behave much better when not influenced by their father. Brian would condone the bad behavior "they are boys".

Andrew Scarbrough declaration dated 3/1/2020

Witnessed Brian neglecting the children. When [REDACTED] was age 4, climbed halfway up a 16 foot ladder. He and his wife shouted for [REDACTED] to come down because Brian was not in sight. Has witnessed multiple times roaming the neighborhood, running in front of cars, going into people's gardens. Only when Brian was the one home.

Jason Hill declaration dated 3/1/2020

Boys would run free around the neighborhood when Gina was working, sometimes until 9 or 10pm. Would not allow his own child around Brian without Gina present. Fall of 2019 witnessed [REDACTED] get off the bus and Brian was not there to pick him up. Sent his daughter and 2 other neighborhood children to get Brian. Gina was at work. Not the only time he was late.

Tara Snow/Jamie Steeb text communications

Gina tells Tara her friend took advantage of the situation, felt sad for her and did not want her to be at the shelter. Tara apologizes and says she is trying to get money. Tara apologizes for not paying and that she did not mean for Jamie to stay there. Gina tells her she needs her to move by 1/14 because they have both taken advantage of her kindness. Gina says it feels like they are scamming her, smoking weed, being loud late into the night, not paying, not responding to her messages, tells her that this situation would not go well if CPS stopped by and could get her into trouble, Tara denied smoking and said she just threw weed away in the bathroom trash, destroying property, threatening and yelling, February still there, Gina told Tara that she found out she was evicted before and caused trouble, references her threatening her and the boys. Getting more aggressive knowing the police won't do anything. Tried getting a RO to get her out but judge denied bc she is a tenant. (tried to protect her kids with RO to get her out, had no

money). Gina reached out to friends for advice on what to do. Changed the locks. Scared. Both appear to have criminal records.

Communications between Ben Moore and Gina, acting as a messenger between the two, Gina says that she is trying to have the charges dropped, but is unsure about continuing the marriage unless the father addresses abusive behavior like understand what "stop" or "no" means, stop showing up at her work all the time, stop harassing her friends, and stop breaking things. The father responded through Ben saying "yes" to all her concerns and that he would stay in the garage 24/7 if needed just so he could be home. She believed him and let him come home.

Email from Gina to GAL dated 6/10/2021 forwarding medical records. Email from Gina to GAL dated 6/23/2021 indicating confusion about medical records that she physically delivered to his office on 6/14/2021. Email from GAL to Mr. Davies referencing Gina's tone in her email to him and appears to deny having received medical records. Gina's response to her attorney appears confused as to why the GAL is not acknowledging receipt.

Photos provided of marks on the children. One is a red mark on child's face. One that appears to be finger marks on child's neck. One of red rash-like mark around child's mouth.

Email from Gina to GAL and both attorneys dated 8/23/2021, angry message regarding [REDACTED] mouth injury resulting from the father boxing with the children. Father responds saying he recorded the children saying things that he believes are coached as well as saying Gina might have him murdered.

[REDACTED] Medical record dated 8/5/2020, 10mg Ritalin, not time release formula, changed to extended release 11/11/2020

Children's hospital ED note dated 7/20/2021. Gina brought [REDACTED] in due to bruising that Gina worries is due to abuse by the father. She also brought up potentially sexualized behaviors. Doctor shared concern for possible abuse and shared resources and encouraged a CPS call. Photos were uploaded into the medical file. Bruises on right hip near buttock.

Children's hospital note dated 8/22/2021. Gina took [REDACTED] in for injury to mouth area from boxing.

Staples receipt for printing costs dated 10/11/2021, 25 fliers. Photo of remaining fliers, numbered, 22 out of 25 remaining.

Email from Michel Wilson dated 12/28/2021. Michel declares that she is Gina's neighbor and witnessed Jamie Steeb in May of 2021 taking pictures of her, her house, and Gina's children, who were reportedly with Michel. She said multiple people at the birthday party asked what she was doing and she refused to answer. Jamie reportedly does not live in the neighborhood and is suspected of essentially spying for Mr. Yorks. Michel shared concern for how Mr. Yorks has been able to keep tabs on Gina through others and is worried about Gina's safety.

Letter from DCYF dated 12/21/2021 referencing a report made against Gina on 10/26/2021. Unfounded. Gina said she was never interviewed, so she is unsure of the investigation that occurred.

Email from Gina to the GAL dated 6/22/2021. Gina informs the GAL that her friends set up a GoFundMe for her to raise money for an attorney. She asks to pay the GAL balance so that he will have the funds to amend his report after reviewing medical records. This is in response to the GAL saying he would need to review the medical records to determine if amending his report is warranted. He references a balance due and will not do more work until the balance is paid. His email is in response to Gina informing of an extension of the DVPO and questions about the GAL report's inclusion of medical records.

Email thread from OFW dated 8/9-10/2021. Gina sent reminder of dental appointments for the children. Father responds that they need to be rescheduled because he is in FL with the children, citing his attorney and the GAL did not see an issue with him going. Gina responded with concern because the DVPO indicated they could not leave the state. Father says he checked with the PD to make sure it was okay. (It is clear that she was not informed in advance). Father sends a very long email explaining why it was legal for him to go. He also shared that [REDACTED] told him he would stab himself if he had to spend 9 days straight with him. He called the suicide hotline and was referred to speak to [REDACTED] provider. (Gina was not informed of this when it happened). It appears he intended to just keep the boys busy.

Email from GAL to both attorneys dated 8/6/2021 informing of [REDACTED] stabbing comment and informing that the father should call the crisis line and ask for a recommendation.

Email from Mr. Davies to the GAL and opposing counsel dated 8/10/2021 sharing concern that the father left the state with the boys without informing the mother and potentially breaking terms of the DVPO. (what good is a DVPO?). GAL is more concerned that the "forensic evaluation was missed". He also said he is concerned that "there is no indication emergency services was contacted, or that their recommendations were followed". He said he referred the out-of-state travel issue to opposing counsel, saying that if opposing counsel says it is okay then he does not object. (he could have objected based on the stabbing threat) (if her attorney was confused by the language in the DVPO, it is not unreasonable to think she would be confused)

Lake Stevens Police Incident Report dated 5/29/2021. Report initially said a male was videotaping her children, possibly to send to her husband. Jamie admitted to videotaping Gina's child riding his bike because she believed Gina was being neglectful in her supervision of her son and Jamie told Gina this, resulting in Gina yelling at her to stop videotaping her child. Gina was informed that, since Jamie was on a public sidewalk, that she was allowed to videotape under 1st amendment rights.

Gina provided several email threads in which she behaved in an admittedly emotional manner.

GAL billing statements

Voicemail transcript dated 4/23/2021 PD informing Gina that Mr. Yorks is requesting to pick up his firearm.

Bellevue Police Incident Report dated 2/24/2021. Argument at Nordstrom Rack. Customer upset because employee ruined her gift card so that it was unusable. Gina is not mentioned anywhere on the report.

Washington State Bar Association letter dated 9/17/2021: Complaint against Laurie Ummel dismissed. Child support was current at the time of investigation. The letter lists by date the information used in coming to a decision. It was determined that a preponderance of evidence was not provided. Gina's friend Michel Wilson emailed Ummel criticizing representation and stating that she talked Gina into reporting marks on [REDACTED] after visits with the father.

Email communication dated 1/3/2022 between Nancy O'Brien and the father: teacher noted no difference in [REDACTED] ability to pay attention since 10/29/2021 while off ADHD medication

Email communication dated 1/2/2022 to 1/4/2022 between Dr. St. Claire and the father: Dr. St. Claire reported that everything she discussed with him was documented in MyChart and that [REDACTED] needs to be re-evaluated. She noted that she cannot prescribe his ADHD medication with her license and provides a list of prescribers. Email from Gina was included in which she informs the doctor that [REDACTED] was abruptly taken off his medication and provides her visitation reports.

Email from the father dated 1/8/2022: Father explains that Gina said Dr. St. Claire prescribed [REDACTED] medication despite her license not allowing her to do so. He stated that Gina was abusive to himself, his attorney, and the GAL so his attorney asked for a Marshall. He said that he picked up one refill at CVS and that there was not a prescription sent in November as documented in a CVS patient record.

CVS patient prescription record dated 11/15/2021: [REDACTED] prescription record from 11/15/2020 through 11/15/2021. Last prescription dated 10/3/2021.

Email thread dated 11/16/2021 to 11/18/2021: Email from Gina informing of a telemedicine appointment with Franz Georges dated 11/18. She said that Dr. Foote has not seen [REDACTED] since 7/15/2021 stating that most doctors provide 3-6 months of refills and that she has been looking for a new prescriber. She said Dr. St. Claire has never prescribed the medication but referred to Mindful Therapy Group for the prescription, citing Dr. St. Claire diagnosed him in June/July of 2020. She references the father cancelling an appointment she had made for [REDACTED] and Yvonne Kubo having nothing to do with [REDACTED] ADHD diagnosis. The father emailed Gina on 11/18 to state that he informed Mindful Therapy Group that he had sole-decision making now and cancelled [REDACTED] appointment, presumably with a 3rd therapist. He says that he is not withholding the prescription but does not know who is prescribing now that Dr. Foote is not. Gina rants at the father about taking the children from her and cites abusive litigation. Mindful Therapy Group confirms a telemedicine appointment with Frantz Georges that Gina set up to replace Dr. Foote as [REDACTED] prescriber.

Email from Dr. St. Claire to both parents dated 1/5/2022: Dr. St. Claire asks parents to stop emailing and use the portal. She states that she has not diagnosed [REDACTED] with ADHD because she has not been formally trained to do so. She states that she will withdraw from [REDACTED] care if they are unable to stop putting her in the middle of disputes.

GoFundMe page created 10/7/2021: "Justice for [REDACTED] and [REDACTED] with pictures of [REDACTED] with injuries to his face. Page no longer active.

OurFamilyWizard message from the Father to Gina dated 7/28/2021 Brian asking Gina to sign a release for him to access [REDACTED] medical records from Mindful Therapy Group after he went in to gain access and was told she needed to sign a release.

Email communication between the Father and Susan Foote dated 7/15/2021 to 7/19/2021: the Father provides Susan Foote the court order showing joint decision-making and asks about the prescription and shares concern that Gina is crushing the medication. She responds that he is taking the generic of Ritalin and her recommendations on administration. She also requested communication to not occur via email in the future. He responds to Ms. Foote that it is his understanding that [REDACTED] treatment needs to be approved by him as well and that he would like to read all of [REDACTED] medical records.

Video dated 8/19/2021: Children say that mom told them they can come home any time they want, references the judge, and that they don't have to come back to his house.

Email dated 1/3/2022 from the Father, with supervised visitation reports attached, informing that there have been no allegations against him since visitation with Gina has been supervised. He said that the supervisor did not hear [REDACTED] say he was scared when he yells at him, citing his belief that Gina has lied about other things [REDACTED] has said as well. He says that he thinks Gina is acting when she cries after this visit.

Second Grade Fall Progress Report 2021-2022 for [REDACTED] struggles with reading and some with writing. No concerns with behavior.

OurFamilyWizard exchange from Gina to the Father dated 8/16/2021: The Father explains that the emails illustrate her lying and mentality, stating that their next court date a few days later she accused him of physical and sexual abuse. She offers every other weekend from Thursday to Sunday, drop the psych evaluation or offer to get one himself, she gets medical but education can be 50/50, disclose who lives in the house with him, he can have Thanksgiving and July 4th and she gets Christmas Eve and Christmas Day, pay her attorney fees for his trip to FL and potential sexual touching, and GAL to withdraw from case. She says she wants a resolution.

5/12/2021 (12-minute video at Nordstrom Rack). Michel is the one videotaping and creating a scene. Gina is just with her. It appears that Gina is not engaging, except to assist when the police arrive. It does appear that the employee damaged Michel's \$200 gift card. It does not

appear that Gina initiated or engaged in the conflict itself. It appears that she calmly engaged with the police once the police arrived.

Video dated 5/12/2021 of neighbor being angry and protective of Gina. Police tell the neighbor that she is not helping the situation. Gina tries to tell the police that she is tired of being threatened by Tara and Jamie. The neighbor is the one arguing with the police, yelling that she has been there for 5 out of 7 nights a week because Gina was being reportedly threatened. The police try to mediate. Gina goes outside and talks to them. Gina is not yelling.

Audio dated 11/25/2019, 50 minutes. It appears that Gina dumped a bowl of cereal over Brian's head. Gina ranting about how neglectful Brian is of the children and cites injuries the children have saying to please record so that there is a record. The children are present. One of the boys says "that's a beautiful gun". Can hear them asking about bullets. Brian says something about feeling the air inside. It is clear that they are playing with some sort of gun(s). After the boys run around and play, Gina asks them to go put their shoes on. Later in the audio, Gina asks if he is going to jail tomorrow because he should go to jail for how he has abused her and neglected the children. He says he could send her to jail for the cereal on his head. No argument. The children are present. Two pictures were provided showing cereal on his head. Then they take what appears to be an uneventful want as a family, talking to the neighbors.

Audio dated 2/1/2017, 21 minutes. Gina upset and angrily yelling at Brian for undermining her attempt to discipline [REDACTED]. She says she will not stay married to him. Some argument about discipline. She tells him he can be the fun guy twice a month. He tells her to stop yelling. The children are present. She yells at him to get out of the car. Brian wants [REDACTED] to say he is sorry. He tells her they are on the same page. He yells at her that she has mental issues. She keeps saying she is done. It has almost been a year since "it" happened. She says that she will lie and say that he strangled her to the police. She referenced him saying that if she takes his kids away that he will kill her. He denied to her that he said that. She says it is your way or no way. Muffled noises. Baby crying. (No way to tell what happened previous to the audio recording)

Screenshots, 2019, two screen shots showing screen time averages for the week at about 4 hours and 5.5 hours per day for each of the two weeks.

Audio dated 3/25/2017, 18.45 minutes, daddy went to jail, daddy has a criminal record, daddy abuses mommy. She says she will call the cops again on daddy. Daddy never wanted you. Child crying. Brian trying to take [REDACTED] to another room. Gina yelling to not push her again. He says he did not push her. Tells him to leave the house right now or she will call the cops for pushing her. He denies pushing her again. [REDACTED] is clearly involved in the conflict. [REDACTED] says "mommy is bad now" because Gina was yelling. (first 4 minutes of audio). [REDACTED] says he doesn't like mom a couple minutes later, apparently she hurt him earlier trying to take him from Brian. Background noise, music, water running. Last couple minutes Brian whispering into the audio about Gina's behavior.

Declaration dated 8/11/2021 from Bryan Dennis. Former roommate to Brian. He declared that he never witnessed Brian inappropriately touch the children. He says that Gina had a sexual relationship with his brother, Brad. He says that Gina tried to pressure his brother to write a statement alleging sexual abuse.

Email exchange, 11/13-14/2021 involving Crystal Davies of DCYF about failing to protect the children.

Email exchange between Brian and animal shelter dated 2/3/2015. Gina surrendered their cat to the shelter because of concerns about the baby and without Brian's knowledge.

Melatonin receipts, children's sleep aid with melatonin.

Lake Stevens Police Incident Report dated 4/26/2021. Walgreens employee called the police because Gina would not leave the drive through because Walgreens was reportedly refusing to fill her prescription for her "special needs child" and that it was "life or death". The employee said that it is common for Gina to be upset about the prescription not being ready. Gina was two hours early this time, so the script was not ready.

Lake Stevens Police Incident Report dated 7/28/2021. Gina reported that [REDACTED] was refusing to go with Brian for the exchange. The officer heard her saying "Why don't you want to go to your dad's" and "How does he hurt you". The police did not intervene as it was a civil issue.

"Days Pass Down" police note dated 5/13/2021 saying that they have dealt with many calls of Gina being upset with the PD and accusing officers of perjury.

Email from Robert Milner of Lake Stevens Police Department dated 5/24/2021 informing that he will investigate her complaints against the police department. Claims deemed unfounded. Her complaints appear to be related to the issue of getting Tara out of her home, leaving her to resort to social media for help. She shared her fear that the police were not helping her because she used her voice on social media. Several long ranting messages showing Gina's frustration with how the police have handled things. No allegations of physical assault.

Lake Stevens Police Department Incident Report dated 2/1/2021. Officer found Gina to be very timid. The neighbor who was there was protective of Gina and yelling at the police. The neighbor was instigating the conflict. The officer took Gina outside to talk. Gina told the officer about threats to bring the father into the situation and that Gina would not be able to live in the house anymore. No threats of physical harm at this time. Officer suggested a RO. Gina said she tried but the judge would not grant. No lease provided. Referred to landlord/tenant rights through the housing authority. The friend was unhappy with how the dispute was handled. Tara called the police later. The friend was again protective of Gina saying that Tara was harassing Gina. Officer said it did not meet statute. Gina and the neighbor were calm and polite until Tara's friend walked up.

Lake Stevens Police Department Incident Report dated 1/20/2021. Gina called hiding in her room with the children for a verbal dispute. The friend was unhappy with how the dispute was handled. Tara called the police later. The friend was again protective of Gina saying that Tara was harassing Gina. Officer said it did not meet statute. Gina and the neighbor were calm and polite until Tara's friend walked up. Police showed up later when Tara called the police. Gina was hesitant to pursue an anti-harassment order as advised by the officer due to existing court involvement for custody stuff. Gina was tearful and appeared scared.

Lake Stevens Police Department Incident Report dated 2/2/2021. Gina calmly discussed the conflict stating that she was denied a harassment order because it did not meet statute and that the eviction process was not an option. She told the officer that her friend had recorded a confrontation in which Tara grabbed and shoved Gina and she did not know about the video the previous night. Gina asked her options. The officer suggested a DV NCO, using the video. Gina sent a message later thanking the officer for listening and complaining about the previous officer not listening.

Petition for Protection Order dated 2/3/2021 against Tara Snow

Lake Stevens Police Department Incident Report dated 4/27/2021. Gina called to report that Abby locked her out of the house. Officer cites numerous calls on the previous roommate to help have her removed by police rather than follow legal eviction process. Gina wants Abby kicked out for smoking marijuana in the house. Officer said it is her legal residence and she would need to go through an eviction process.

Lake Stevens Police Department Incident Report dated 4/28/2021. Gina called the police regarding Abby saying that Abby was not a tenant and was merely a nanny and that the police had no right to access her home allowing Abby to enter.

Lake Stevens Police Department Incident Report dated 4/29/2021. Gina was granted a temporary anti-harassment order against Abby. The police were called to serve Abby. Abby's girlfriend was referenced as living there off and on.

Petition for Anti-harassment Order dated 4/29/2021. Gina fired the live-in nanny who has not paid rent and will not leave. Cited that Abby changed the locks on the doors on 4/27/2021. Locksmith receipt provided. Temporary PO granted.

Lake Stevens Police Department Incident Report dated 5/30/2021. Gina called the police and reported Abby "got in her face and threatened her". Abby accused Gina of cutting some of her paintings. Gina reportedly ceased removal of Abby's property when the moving party cursed at the children. Gina let officers facilitate the property removal.

Kari Johnson Declaration dated 7/11/2021. Brian Yorks' sister. Kari reported that Gina would reprimand Brian about parenting in front of others. She shared that Gina berated Brian directly after his mother died of a heart attack right in front of him on 4/26/2015. She declared that she never witnessed Brian behave abusively toward Gina. She described an incident in which

██████ did not want to eat dinner because Gina had given him snacks right before dinner and that Gina threatened to have him sit in the car if he did not eat. She said that neither parent properly disciplines the children. She said the boys behave better with either one of them than with both of them together.

Email from 4/24/2020 from Kari Johnson to Damon Canfield. She can no longer provide visitation supervision because it is too much to drive from Tacoma to Snohomish County for a full weekend day. She also said that Gina puts her in the middle of her conflict with Brian.

Text from Gina to Kari Johnson dated 2/16. Gina says she is going to return things to Costco to make up for 13k on her Costco City card. She said Brian froze all her accounts. She says she is lucky that they made two big returns to Costco in exchange for store credit before she was blocked or she would not have money.

Instagram screenshots of Gina posting about being a DV survivor.

Text Message from Gina to Brian. She references him doing the bare minimum in the marriage and family and that she feels nothing for him. She references mental issues but does not clarify except to say that she does not want to kill herself. She refers to him as a good dad.

Email dated 4/26/2021 from Gina stating she cannot afford ██████ psychiatrist balance so he is without his prescription. She is upset about Brian going on trips while she is struggling financially. He says she is withholding the boys. She says she won't cover for him anymore by telling the boys he is at work, etc. She says the boys don't want to go with him. She references fear about him having his gun again. She references him not seeing the boys from Easter 2020 until October, citing how she tried to set up times for him to see the boys, including allowing Beth to facilitate visits. Brian cites poor communication between attorneys. She asked if he wanted the children for a week while she recovered from a surgical procedure. She references him raping her while she was on meds. She comments on Brian telling the boys not to refer to friends as aunt or uncle.

Email from the Father dated 1/19/2022: The Father reported that Gina abused him and he did not abuse her, stating that not a single person has ever seen anything from him but people have seen her abuse him. He said she is presently a danger to the children with what she says to them. He said that he called Brandon at Sno-King who conducts the supervised visitation and said that she is lying about the visitation reports to 3rd parties to "sway them". The Father provided a screen shot of his text communications with Brandon in which he claims that Gina told the children's doctor that ██████ was inconsolable on Christmas day and that they boys beg to come home. Brandon responded that he will notify staff to be aware of outside influence and that some parents will try anything to "get a win".

Email from Gina to Dr. St. Claire dated 1/4/2022: Gina states to the doctor that the Father is planning on using her to make the case that ██████ does not need resources related to mental health and that everything was fine until the Father was given temporary custody. She apologizes for her part in putting her office in this situation.

Email dated 1/3/2022 from Gina to Dr. St. Claire: Gina tells the doctor that the children beg to come home and that [REDACTED] was inconsolable at Christmas; that the Father will lie and say the children are doing great in his care; and that [REDACTED] is not himself off his medication. She also emails the doctor that the Father is dragging his feet on getting [REDACTED] evaluated.

Email dated 1/2/2022 from the Father to Dr. St. Claire: Father asking for a letter stating her recommendation that [REDACTED] be off his medication for a few months to see how he does.

Video (no time stamp) of an early visitation. The Father is in his truck to pick up the children. Gina stood in the driveway for about 30 seconds and the Father called 911, referencing the DVPO. A friend of Gina's is standing outside the truck with Ziplock bags in her hand. The children come out and get into the car. He says "please don't talk to me" to the friend. The boys go back inside to get their legos. He calls 911 back to let them know he has the children in the car and that the friend gave her a bag with medicine.

Email exchange dated 10/22/2021 between the GAL, the Father, Gina, and the Father's attorney: Gina emailed the GAL saying the children were laying on the floor playing dead and talking about knives. The GAL offered advice on safety if she was concerned about them. The father says that he has never talked to the children about knives. The GAL references fantasies and that Gina said if she is found dead that the Father did it.

Plaintiff's Exhibit

B

From: Peggy Jankovic peggy@portgardnerlaw.com &
Subject: Re: [REDACTED] Yorks
Date: October 29, 2021 at 4:33 PM
To: Brian Parker Brian@portgardnerlaw.com, Morgan Littleton Morgan@portgardnerlaw.com, Matthew Jankovic matthew@portgardnerlaw.com

I can't believe it. Does she know she lost custody? I bet she either harms herself or calls cps and the police on him

Get Outlook for Android

From: Brian Parker <Brian@portgardnerlaw.com>
Sent: Friday, October 29, 2021 4:30:21 PM
To: Morgan Littleton <Morgan@portgardnerlaw.com>; Peggy Jankovic <peggy@portgardnerlaw.com>; Matthew Jankovic <matthew@portgardnerlaw.com>
Subject: FW: [REDACTED] Yorks

Since I know you're wondering.

Brian Parker
Attorney and Title 26 Guardian ad Litem
PORT GARDNER
LAW GROUP
 A PROFESSIONAL SERVICES CORPORATION

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 Everett, WA 98201
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From: Brian Yorks <brian@yorksfamily.com>
Sent: Friday, October 29, 2021 3:58 PM
To: Damon Canfield <dcanfield@canfieldmadow.com>
Cc: Brian Parker <Brian@portgardnerlaw.com>
Subject: Re: [REDACTED] Yorks

It went without incident. As I was talking to security at I guess having a social worker come she walked out with [REDACTED] and spent a few minutes with him and [REDACTED] and then left. I was very surprised that was it.

[REDACTED]'s temperature checked at 98.8 and they said he only had a viral infection. He

absolutely had no reason to be in an emergency room. I believe she has severe lack of judgment on medical, just like I can't tell you how many times [REDACTED] has had antibiotics and that is incredibly harmful.

On Oct 29, 2021, at 2:57 PM, Damon Canfield
<dcanfield@canfieldmadow.com> wrote:

Mr. Yorks:

You may need to involve law enforcement to get [REDACTED] back into your care. I would continue to reach out to Gina and if she does not follow up with you or deliver [REDACTED] you will need to take further action.

Damon

From: Brian Yorks <brian@yorksfamily.com>
Sent: Friday, October 29, 2021 2:47 PM
To: Gina Yorks <ginayorks24@gmail.com>
Cc: Brian Parker <brian@portgardnerlaw.com>; Damon Canfield <dcanfield@canfieldmadow.com>; Matthew Jankovic <matthew@portgardnerlaw.com>
Subject: Re: [REDACTED] Yorks

Where is [REDACTED] [REDACTED] just took the COVID test and we are in Shoreline.

From: Brian Yorks <brian@yorksfamily.com>
Date: Friday, October 29, 2021 at 1:45 PM
To: Gina Yorks <ginayorks24@gmail.com>
Cc: Brian Parker <brian@portgardnerlaw.com>, Damon Canfield <dcanfield@canfieldmadow.com>, Matthew Jankovic <matthew@portgardnerlaw.com>
Subject: Re: [REDACTED] Yorks

There is obsoletely no need for [REDACTED] to be in an Emergency Room. I will take [REDACTED] in for his schedule COVID test at 2:30 PM and we can figure out [REDACTED] afterwards. Is [REDACTED] being tested for COVID?

From: Gina Yorks <ginayorks24@gmail.com>
Date: Friday, October 29, 2021 at 1:23 PM
To: Brian Yorks <brian@yorksfamily.com>
Cc: Brian Parker <brian@portgardnerlaw.com>, Damon Canfield <dcanfield@canfieldmadow.com>, Matthew Jankovic <matthew@portgardnerlaw.com>
Subject: Re: [REDACTED] Yorks

Brian Yorks,

We are at Seattle Children's Hospital ER.

There are no restrictions preventing you from coming to see [REDACTED]

On Fri, Oct 29, 2021 at 1:15 PM Brian Yorks <brian@yorksfamily.com> wrote:

1. He would not take any medication last night.
2. Water, chick, rice, potato.
3. No.

[REDACTED] needs to be returned right now.

From: Gina Yorks <ginayorks24@gmail.com>

Date: Friday, October 29, 2021 at 12:58 PM

To: Brian Yorks <brian@yorksfamily.com>

Cc: Brian Parker <brian@portgardnerlaw.com>, Damon Canfield <dcanfield@canfieldmadow.com>, Matthew Jankovic <matthew@portgardnerlaw.com>

Subject: Re: [REDACTED] Yorks

Brian Yorks,

1. What medication, if any, has [REDACTED] taken in the last 24 hours? I last saw him Yesterday morning at 8:40 at the bus stop.
2. Food/ Drinks in the last 24 hours.
3. Any diarrhea/vomiting in the last 24 hours?

We do not have a thermometer with us, but rest assured Seattle Children's does.

On Fri, Oct 29, 2021 at 12:20 PM Brian Yorks <brian@yorksfamily.com> wrote:

I have. [REDACTED] also needs to imminently be returned to me along with the thermometer he had when you took him.

From: Gina Yorks <ginayorks24@gmail.com>

Date: Friday, October 29, 2021 at 12:17 PM

To: Brian Yorks <brian@yorksfamily.com>

Cc: Brian Parker <brian@portgardnerlaw.com>, Damon Canfield <dcanfield@canfieldmadow.com>, Matthew Jankovic <matthew@portgardnerlaw.com>, Sachia Stonefeld Powell <sachiasp@wsba.org>, Sarah Tucker <Saraht@wsba.org>, caa

<caa@wsba.org>

Subject: Re: [REDACTED] Yorks

Brian Yorks please call the school and let them know.
[REDACTED] is with the nurse waiting to be picked up.

On Fri, Oct 29, 2021 at 12:16 PM Brian Yorks <brian@yorksfamily.com> wrote:

I will pick [REDACTED] up right now.

From: Gina Yorks <ginayorks24@gmail.com>

Date: Friday, October 29, 2021 at 12:14 PM

To: Brian Yorks <brian@yorksfamily.com>

Cc: Brian Parker <brian@portgardnerlaw.com>, Damon Canfield <dcanfield@canfieldmadow.com>, Matthew Jankovic

<matthew@portgardnerlaw.com>, Sachia Stonefeld Powell

<sachiasp@wsba.org>, Sarah Tucker <Saraht@wsba.org>, caa

<caa@wsba.org>

Subject: Re: [REDACTED] Yorks

[REDACTED] is sick at school.

Since Brian hasn't answered any messages since October 22nd on OFW, I can have Siobhan pick [REDACTED] up from school.

Please advise as school has [REDACTED] sick as well And ready to be picked up.

There is no communication and both children are sick.

On Fri, Oct 29, 2021 at 11:12 AM Gina Yorks <ginayorks24@gmail.com> wrote:

[REDACTED] Yorks was home with I assume Julita.

He needs to be seen by a doctor immediately so I am heading to Seattle Children's right now.

His eyes are red And he was crying when I grabbed him.

On Fri, Oct 29, 2021 at 11:04 AM Gina Yorks
<ginayorks24@gmail.com> wrote:

Mr.Parker,

I called your office and was told you are refusing to speak to me unless it's via email.

The Everett Police has been called.

On Fri, Oct 29, 2021 at 10:55 AM Brian Yorks
<brian@yorksfamily.com> wrote:

I agree. Gina however knows I'm in court in a small claims with her friend. Gina is dialed in on Zoom herself. I had to rush here after dropping [REDACTED] off. I hadn't realized trial wouldn't be today after mediation broke down otherwise I would have just gone through zoom myself.

On Oct 29, 2021, at 10:54 AM, Brian Parker
<Brian@portgardnerlaw.com> wrote:

It is my recommendation that important information about the children, including illnesses serious enough to cause school absences, should be transmitted to the other parent. Preferably in writing, through a program tailored for these situations, such as Our Family Wizard or Talking Parents.

Brian Parker

Attorney and Title 26 Guardian ad Litem
PORT GARDNER

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From: Gina Yorks <ginayorks24@gmail.com>
Sent: Friday, October 29, 2021 10:45 AM
To: Brian Yorks <brian@yorksfamily.com>
Cc: Brian Parker <Brian@portgardnerlaw.com>;
 Damon Canfield <dcanfield@canfieldmadow.com>;
 Matthew Jankovic
 <matthew@portgardnerlaw.com>
Subject: Re: [REDACTED] Yorks

Brian,

This needs to be communicated with me.
 The school was under the impression that [REDACTED]
 was home with me.

[REDACTED] needs to be seen by Dr.St CLaire, his
 pediatrician.

On Fri, Oct 29, 2021 at 10:42 AM Brian Yorks
 <brian@yorksfamily.com> wrote:

I called the school and they were aware that
 [REDACTED] was sick yesterday and still a little today.

> On Oct 29 2021 at 10:39 AM Gina Yorks

Plaintiff's Exhibit

C

From: Matthew Jankovic matthew@portgardnerlaw.com
Subject: RE: Yorks and Yorks - Please E-file at your convenience
Date: October 26, 2021 at 11:24 AM
To: Brian Parker Brian@portgardnerlaw.com

Sure thing.

Matthew Jankovic
Law Clerk

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From: Brian Parker <Brian@portgardnerlaw.com>
Sent: Tuesday, October 26, 2021 11:23 AM
To: Matthew Jankovic <matthew@portgardnerlaw.com>
Subject: RE: Yorks and Yorks - Please E-file at your convenience

Since I haven't been able to get ahold of Dr. Brown, we'll file it as is.

Brian Parker
Attorney and Title 26 Guardian ad Litem
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From: Matthew Jankovic <matthew@portgardnerlaw.com>
Sent: Tuesday, October 26, 2021 11:22 AM
To: Brian Parker <Brian@portgardnerlaw.com>
Subject: RE: Yorks and Yorks - Please E-file at your convenience

Hi, Brian,

Regarding the psychiatric evaluation: there have been emails between Damon and Gina, and emails from Dr. Brown, explaining that her initial intake got rescheduled from 9/27 to 10/25. The most recent update on that was last week, I believe. I haven't seen anything indicating whether the intake was indeed completed yesterday or not. Do you want to correct that part of the report before filing? (Section VI, page 7)

Also, the shortened link <https://www.gofundme.com/f/justice-for-██████████and-██████████> also works for the GoFundMe page, if you want to swap the longer link out (page 4). It appears that the description has been hidden and the page is no longer accepting donations, but the title and the photos of the kids are still there.

Matthew Jankovic
Law Clerk

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From: Brian Parker <Brian@portgardnerlaw.com>

Sent: Tuesday, October 26, 2021 10:53 AM
To: Matthew Jankovic <matthew@portgardnerlaw.com>
Subject: RE: Yorks and Yorks - Please E-file at your convenience

Oops, wrong one – Please file THIS one.

Brian Parker
Attorney and Title 26 Guardian ad Litem
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From: Brian Parker
Sent: Tuesday, October 26, 2021 10:52 AM
To: Matthew Jankovic <matthew@portgardnerlaw.com>
Subject: Yorks and Yorks - Please E-file at your convenience

Brian Parker
Attorney and Title 26 Guardian ad Litem
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Plaintiff's Exhibit

D

From: Amy Ferrier afferrier@canfieldmadow.com 
Subject: FW: Marriage of Yorks
Date: August 3, 2021 at 3:04 PM
To: Brian Parker Brian@portgardnerlaw.com
Cc: Damon Canfield dcanfield@canfieldmadow.com

Mr. Parker,

Please see below.

Please cc your attorney in all correspondence with me.

Thank You.

Sincerely,

Amy Ferrier



CANFIELD MADOW
LAW GROUP, PLLC

3102 Rockefeller Avenue
Everett, WA 98201
425.212.1825 - Telephone
425.257.3229 - Facsimile

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From: Brian Yorks brian@yorksfamily.com
Sent: Tuesday, August 03, 2021 2:56 PM
To: Amy Ferrier afferrier@canfieldmadow.com
Subject: FW: Marriage of Yorks

From: Damon Canfield dcanfield@canfieldmadow.com
Date: Tuesday, August 3, 2021 at 2:48 PM
To: Brian Yorks brian@yorksfamily.com
Subject: FW: Marriage of Yorks

Mr. Parker:

I assume you cannot actually condone this type of ongoing parental alienation?

This is outrageous.

Damon

From: Leslie Hohorst <leslie.h@gregorydavieslaw.com>

Sent: Tuesday, August 03, 2021 2:44 PM

To: Damon Canfield <dcanfield@canfieldmadow.com>; Brian Parker
<Brian@portgardnerlaw.com>

Cc: Amy Ferrier <aferrier@canfieldmadow.com>; matthew@portgardnerlaw.com;

Gregory Davies <gregorydavies@gregorydavieslaw.com>

Subject: Marriage of Yorks

Dear Counsel:

Attached is a Motion for Immediate Restraining Order and attachments upon which Mr. Davies and his client will be appearing ex parte tomorrow, August 4, 2021 at 1:30. Thank you.

Leslie Hohorst

Paralegal

Gregory L. Davies, Attorney, PLLC

3721 Colby Avenue

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gdavieslaw.@gregorydavieslaw.com

Motion for	Sealed Personal	Sealed
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