

## **I. RELIEF REQUESTED**

## **II. CAUSES FOR **REQUEST FOR** EXPEDITED CONSIDERATION & EMERGENCY RULING ABSENT NOTICE**

### **(A) Plaintiff's request for an emergency ruling absent notice to the defendant**

#### **Overview:**

The defendant has kept Krystin's location concealed, communications silenced, and freedoms of movement and privacy to be removed for over one (1) year. He has an **admitted history of threats to kidnap the child**, a **history of severe violence toward the mother** (which resulted in his incarceration), of **endangering the child's life** before she was even a month old (resulting in a criminal charge), as well as a **history of substance abuse** resulting in multiple related incarcerations, the revocation of his drivers license, and at least one (1) felony charge.

Last year, Jerry Jr. filed for a modification to Krystin's lifelong custody order to give himself full legal and primary physical custody of the child. All custody rights had previously been denied to him. He did not tell Krystin's mother or anyone that knew Krystin's mother what he was doing. He provided the court with an invalid address for her and let the court believe she had been served with the motion documents, even though she knew nothing of the filing. The court granted the defendant's request and noted: "No objection has been filed."

Jerry Jr. has followed through on his threats to kidnap Krystin (via custodial interference), and most recently has told the child about his plan to send her into further isolation in the southern desert of the U.S. He has begun to "drink again" and on one 'blacked out' occasion he "broke down" Krystin's bedroom door without any tools. On another recent occasion, he forced Krystin from his home without notice and gave her five (5) minutes to pack any belongings she wanted or might need for an indefinite period of time.

The child has endured neglect, hunger, varying types and levels of abuse, near absolute quarantine and isolation from the everything and everyone, with the potential for access to request any kind of assistance removed. She has been kept from completion of one (1) full year of national and state-required basic education, and medical care; particularly her lifelong medical issues (*which the defendant has known about since Krystin's initial diagnosis*) and follow-up appointments with surgical specialists have been entirely and inexcusably ignored.

Krystin's mother, other family members and friends, law enforcement officers, and children's service workers indicate an inability to assist Krystin as long as the defendant has the order, whether legitimate or not.

**Krystin's safety and well-being would be undoubtedly further and more intensely jeopardized should the defendant learn of this filing and the information contained herein. The defendant has shown emotional and mental instability and unpredictability to an extreme extent in matters involving the plaintiff and child. It is reasonable to believe that the defendant would flee the city or state with the child and/or further conceal her person from the plaintiff, the court, and law enforcement.**

It is of upmost importance that the defendant does not learn of this motion or the motion to stay or vacate brought by the plaintiff today due to the very real likelihood of his further and more permanent concealment of the child from all the outside world and that the emotional and mental abuse he regularly wiends will increase in severity and frequency, as well as further manifest in signs of more physical abuse (as Krystin recently reported has begun to happen) until the location, safety, and assurance of that safety is investigated, accomplished, and confirmed by Krystin's own words because as will be shortly revealed in the plaintiff's sworn written trial testimony and evidence presented in support thereto, it has been difficult for Krystin and the plaintiff to locate any agency or individual with the capability to assist.

The minor child's physical removal away from the defendant and his current residential cohabitants, and her relocation to a confidential and safe area prior to the defendant or any of his associates learning of this request in any way, is absolutely necessary and in the best interest of Krystin's physical, emotional, and mental health and well-being. The following facts are provided to explain to the Court why this matter is urgent and time-sensitive in nature, why immediate and irreparable injury, loss, and/or damage would result to the moving party and the subject minor child if a ruling is not issued on an emergency expedited basis absent prior notice to the defendant, and therefore why it must be reviewed and ruled upon in the most expeditious and discretionary manner available to it.

**(B) Causes for plaintiff's request for emergency ruling**

1. *Defendant coerced minor child from her home city and state with no legal authority to do so and with intent to keep the child's location and communications concealed indefinitely despite direct conflict to all aspects of her well-being*
2. *Defendant's threats to leave the country with the child in order to keep her from reuniting with her mother*
3. *Defendant's current threats to further estrange the child from her mother by more deeply concealing the child's location via a second out-of-State relocation*
4. *Defendant's undisclosed history re: repeated judicial denial of all custody rights*

5. *Defendant's undisclosed history re: history of family violence & endangering the child*
6. *Krystin made physically unwelcome in the defendant's home*
7. *Defendant has successfully lied to authorities in order to continue the child's concealment and isolation*
  - a. *Welfare check request to Fairbanks Police Department on Krystin's behalf*
  - b. *Defendant fraudulently obtained custody order through the State of Alaska Courts*
  - c. *Krystin's contact with Alaska State Troopers*
  - d. *Communications with Alaska Children's Services*
8. *Order signed July 18, 2017 is non-binding and can hold no **legal** authority*

**Additional causes indicating the urgent need for expedited review & ruling**

9. *Defendant's indifference to and unacceptable neglect of Krystin's lifelong health issues*

The defendant has kept Krystin from important and necessary medical follow-up care with specialists at Oregon Health & Science University relating to a neurosurgery on her upper spine and Shriner's Children's Hospital in Portland relating to an intensive spine fusion surgery she endured when she was eleven (11) years old. She also has not been allowed a primary care physician or regular doctor appointments.