

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

JESUS FAZ, JR,

Appellant,

vs.

WASHOE COUNTY DEPT  
OF SOCIAL SERVICES,

Respondent.

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Case No. 67063

Electronically Filed  
May 22 2015 01:28 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

Appeal from Order Terminating Parental Rights from the  
Family Division of the Second Judicial District Court of the State of Nevada  
The Honorable Deborah Schumacher

**JOINT APPENDIX – VOLUME I**

JENNIFER LUNT  
Washoe County Alternate Public  
Defender

CARL WILLIAM HART  
Deputy Alternate Public Defender

POST OFFICE BOX 11130  
RENO NV 89520

ATTORNEYS FOR APPELLANT

CHRISTOPHER HICKS, ESQ.  
Washoe County District Attorney

JEFFREY MARTIN, ESQ.  
Chief Deputy District Attorney

POST OFFICE BOX 11130  
RENO NV 89520

ATTORNEYS FOR RESPONDENT

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IN THE FAMILY DIVISION  
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

## IN THE MATTER OF:

CASE NO. JV05-00734

JESUS FAZ DOB: 10/31/99  
LOGAN FAZ DOB: 10/24/01  
ANGEL FAZ DOB: 10/24/01  
MARIA FAZ DOB: 10/02/03  
Minor Child(ren)

DEPT. NO. JM1

MICHAEL FAZ DOB: 11/23/04  
NATHANIEL FAZ DOB: 02/07/07

## ORDER FOR PROTECTIVE CUSTODY

This matter came before the Court on JANUARY 15, 2010, with the following persons appearing:

Mother PENNIE FAZ <sup>in custody</sup> present/not present Father JESUS FAZ <sup>late</sup> present/not present  
Father \_\_\_\_\_ present/not present Other \_\_\_\_\_ present/not present  
DDA Jennifer Christie Social Services Representative AMANDA CRUTCHER

The Court has advised each party of their right to be represented and to present evidence.

Having heard the evidence and good cause appearing, the Court hereby makes the following findings and orders:

The Court has jurisdiction pursuant to NRS Chapter 432B.

There is reasonable cause to believe that:

- ☒ Continuation in the home is contrary to the welfare of the child(ren) due to Mother's continued meth and marijuana use, Father's lack of protective capacities, numerous health and safety factors in home and behavioral and mental issues of children and no care provided during mother's incarceration.
- ☒ It is in the best interests of the child(ren) to be placed outside his/her home due to Same reasons as set forth above.
- ☒ To date, reasonable efforts have been provided to prevent the need to place the child(ren) into protective custody in that since Jan. 2009 numerous services incl. counseling, drug rehab & child care assistance, ~~domestic violence~~ and 9 re-referrals since that time for drug abuse, DV & lack of supervision.
- ☒ Pennie Faz and Jesus Faz shall submit to random drug/alcohol screens \_\_\_\_\_ substance abuse evaluation.
- ☒ Other CASA appointed for children.

- ☒ The above-named child(ren) shall be placed in the legal/physical custody of WCDSS
- ☒ The child(ren) may be physically placed with an appropriate relative if found, including parents.
- ☒ Pennie Faz and Jesus Faz are found to be indigent. The Public Defender's Office is appointed as counsel upon the filing of a petition in this matter.

Washoe County Department of Social Services (WCDSS) may consent to any and all necessary and/or emergency medical treatment for the above-named minor child(ren) while the child(ren) remain in its custody. The parents or legal guardians shall reimburse WCDSS for the costs of care as provided in NRS 432B.560(2).

IT IS SO ORDERED.

Dated: 1-15-10

[Signature]  
DISTRICT JUDGE

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JV05-00734  
JESUS FAZ, ET. AL.  
District Court  
Washoe County  
DC-9900014406-122  
5 Pages  
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JV05

CODE 3535  
Jennifer Christie, DDA  
Nevada Bar No. 8025  
P.O. Box 30083  
Reno, Nevada 89520-3083  
(775) 337-5700  
Attorney for: Washoe County Department  
Of Social Services

6 IN THE FAMILY DIVISION  
7 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
8 IN AND FOR THE COUNTY OF WASHOE

9 IN THE MATTER OF: )  
10 JESUS FAZ, )  
11 ANGEL FAZ, )  
12 LOGAN FAZ, ) Case No. JV05-00734  
13 MARIA FAZ, )  
14 MICHAEL FAZ, and ) Dept. No. 5  
NATHANIEL FAZ, )  
MINOR CHILDREN. )

15 PETITION FOR HEARING

16 I.

17 The following children are the subject of this Petition:

18 Jesus Faz, whose date of birth is October 31, 1999, and whose  
19 residence is 1036 Prater Way, Sparks, Nevada 89431;

20 Angel Faz, whose date of birth is October 24, 2001, and whose  
21 residence is 1036 Prater Way, Sparks, Nevada 89431;

22 Logan Faz, whose date of birth is October 24, 2001, and whose  
23 residence is 1036 Prater Way, Sparks, Nevada 89431;

24 Maria Faz, whose date of birth is October 2, 2003, and whose  
25 residence is 1036 Prater Way, Sparks, Nevada 89431;

26 ///

1 Michael Faz, whose date of birth is November 23, 2004, and whose  
2 residence is 1036 Prater Way, Sparks, Nevada 89431;

3 Nathaniel Faz, whose date of birth is February 7, 2007, and whose  
4 residence is 1036 Prater Way, Sparks, Nevada 89431;

5 There is no indication that the children are Indian Children  
6 within the meaning of the Indian Child Welfare Act of 1978.

7 The mother of the above-named children is Pennie Faz ("Mrs.  
8 Faz"), whose date of birth is October 3, 1972, and whose residence is  
9 1036 Prater Way, Sparks, Nevada 89431.

10 The father of the above-named children is Jesus Faz ("Mr. Faz"),  
11 whose date of birth is February 2, 1966, and whose residence is 1036  
12 Prater Way, Sparks, Nevada 89431.

13 II.

14 The minors are in protective custody pursuant to an order of the  
15 Honorable Deborah Schumacher after a protective custody hearing on  
16 January 15, 2010. The minor children were removed from parental  
17 custody on January 13, 2010 by Washoe County Department of Social  
18 Services ("WCDSS").

19 The minor children (Jesus, Angel, Logan, Maria, Michael, and  
20 Nathaniel Faz) are placed in compliance with NRS 432B.3905 as they are  
21 placed in a child care institution to avoid separating them from their  
22 siblings.

23 III.

24 Petitioner, WCDSS, is informed and believes that the above-named  
25 children, are minor children under 18 years of age and are in need of  
26 protection from Mr. Faz, a person responsible for their welfare due to

1 neglect pursuant to NRS 432B.330(1)(b); and are in need of protection  
2 from Mrs. Faz, a person responsible for their welfare due to neglect  
3 pursuant to NRS 432B.330(1)(b), based on the following allegations:

4 (a) On January 13, 2010 Ms. Faz was arrested during a court  
5 hearing at Sparks Justice Court, for being under the influence of  
6 methamphetamine and marijuana. She had been monitored by Alternate  
7 Sentencing since August 2009 after an arrest for driving under the  
8 influence of methamphetamines.

9 (b) On January 13, 2010 the residence was found to be cluttered  
10 and dirty, posing health and safety hazards for the children. There  
11 were dirty dishes throughout the residence, garbage had not been taken  
12 out, old food was on the counters and floors, dirt and debris were  
13 covering the floors, dirty clothing was lying around the home, and  
14 toys and other items were cluttering the floors causing minimal  
15 walking space. The rent has not been paid for several months and the  
16 family is facing eviction, and the power has been turned off in the  
17 home.

18 (c) While Mr. Faz is at work in the evenings, there is no  
19 caretaker for the children in Mr. Faz's absence.

20 (d) In the past year that Social Worker Amanda Crutcher has  
21 been working with the family to provide services to prevent removal,  
22 there have been seven (7) re-referrals to WCDSS including; parental  
23 drug use, emotional and verbal abuse, physical abuse, sexual abuse,  
24 and lack of supervision.

25 (e) For many years Mr. Faz has been aware that Ms. Faz uses  
26 methamphetamines but continues to leave his children in her care,

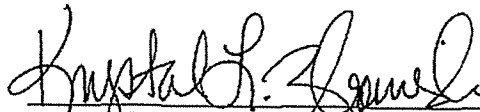


1 causing WCDSS concern for his lack of parental and protective  
2 capacities.

3 IV.

4 It would be in the best interest and welfare of the minor  
5 children that a hearing be set.

6 WHEREFORE, Petitioner respectfully requests that a hearing be set  
7 pursuant to NRS Chapter 432B and that pending the hearing the children  
8 remain in the custody of Petitioner.

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11 Krystal Zboinski  
12 Social Services Supervisor  
13 Washoe County Department of Social  
14 Services,  
15 Petitioner

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Deputy District Attorney  
Attorney for Petitioner

1 STATE OF NEVADA  
2 COUNTY OF WASHOE

3 Krystal Zboinski, being first duly sworn, deposes and says:

4 That I am an authorized representative of Washoe County  
5 Department of Social Services; that I have read the foregoing petition  
6 and know the contents thereof; that the same is true of my own  
7 knowledge, except those matters therein that are stated upon  
8 information and belief and as to those matters, I believe them to be  
9 true.

10 AFFIRMATION PURSUANT TO NRS 239B.030

11 The undersigned does hereby affirm that the preceding document  
12 does not contain the social security number of any person.

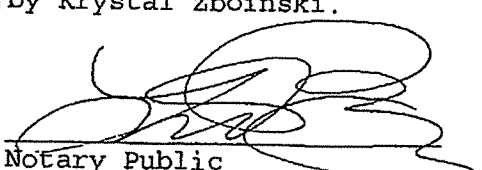
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15 Krystal Zboinski  
16 Social Services Supervisor  
17 Washoe County Department of Social  
Services,  
Petitioner

18 Subscribed and sworn to before me

19 this 25 day of January, 2010,

20 by Krystal Zboinski.

21   
22 Notary Public  
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HOWARD W. CONYERS  
BY *[Signature]*

1 CODE 3357

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6 IN THE FAMILY DIVISION

7 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

8 IN AND FOR THE COUNTY OF WASHOE

9 IN THE MATTER OF:

10 JESUS FAZ,

11 ANGEL FAZ,

12 LOGAN FAZ,

13 MARIA FAZ,

14 MICHAEL FAZ, and

15 NATHANIEL FAZ,

16 MINOR CHILDREN.

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)  
) Case No. JV05-00734

)  
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)  
)  
) Dept. No. 5

17 ORDER UPON PETITION

18 Upon the petition of Washoe County Department of Social Services  
19 and good cause appearing therefore,

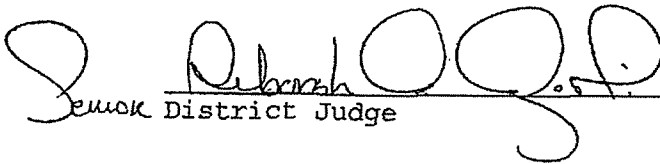
20 It is hereby ordered that this matter be set for an Adjudicatory  
21 Hearing on the 24<sup>th</sup> day of February, 2010, at 11:50 a.m., and a  
22 Dispositional Hearing on the 10<sup>th</sup> day of March, 2010, at 9:00 a.m., in  
23 the Second Judicial District Court of the State of Nevada, One South  
24 Sierra Street, Third Floor, Reno, for the purpose of determining  
25 whether the above-named minor children are in need of protection  
26 within the meaning of NRS Chapter 432B.

The Washoe County Department of Social Services, the parents,  
guardians, and any other interested parties are directed to attend.

1 Failure to attend may constitute contempt of court and may result in a  
2 warrant and/or jail sentence. The children shall remain in the  
3 custody of the Washoe County Department of Social Services pending the  
4 hearing. A CASA shall be appointed to this case until further order  
5 of this Court. A finding of indigency was made at the Protective  
6 Custody Hearing and the Washoe County Public Defender's Office is  
7 appointed to represent Pennie Faz and Jesus Faz.

8 IT IS SO ORDERED.

9 Date: Jan. 26, 2010

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12 J. Ruben District Judge  
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By *[Signature]*  
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1 CODE 3020

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6 IN THE FAMILY DIVISION  
7 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
8 IN AND FOR THE COUNTY OF WASHOE

9 IN THE MATTER OF: )  
10 JESUS FAZ, )  
11 ANGEL FAZ, )  
12 LOGAN FAZ, ) Case No. JV05-00734  
13 MARIA FAZ, )  
14 MICHAEL FAZ, and ) Dept. No. 5  
15 NATHANIEL FAZ, )  
16 MINOR CHILDREN. )

15 ORDER FOR CONTINUANCE

16 This matter came before the Court for an adjudicatory hearing on  
17 the Petition on February 24, 2010, before the Honorable Robert Estes  
18 and the following persons appeared: Pennie Faz, mother of said minor  
19 children, was not present but represented by Todd Torvinen, Esq. for  
20 Alison Colvin, Esq.; Jesus Faz, father of said minor children, was not  
21 present but represented by Michael Roth, Esq.; Amanda Crutcher and  
22 Katie Erickson, Washoe County Department of Social Services,  
23 represented by Jeffrey Martin, Chief Deputy District Attorney.

24 ///  
25 ///  
26 ///

1 The Court hereby orders as follows:

2 1. This matter shall be continued to March 10, 2010, at 9:00  
3 a.m. to allow Alison Colvin, counsel for Pennie Faz to appear; and to  
4 allow telephone connection with Pennie Faz.

5 2. All orders previously entered herein shall remain in full  
6 force and effect.

7 IT IS SO ORDERED.

8 DATED:

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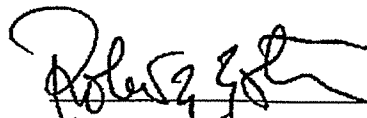
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SENIOR JUDGE

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Todd Torvinen, Esq. for  
Alison Colvin, Esq.  
232 Court St.  
Reno, NV 89501

*Served in court*

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, Nv 89509

*Served in court*

Dated this 24 day of February, 2010.

FILED

MAR 10 2010

HOWARD W. CONYERS, CLERK  
By: Broom  
DEPUTY CLERK

IN THE MATTER OF:

Case No. JV05-00734

Dept. No. 5

This matter came before the Court for a continued adjudicatory/disposition hearing on the Petition on March 10, 2010, before the Honorable Deborah Schumacher and the following persons appeared: Pennie Faz, mother of said minor children, who was present by telephone, represented by Alison Colvin, Esq.; Jesus Faz, father of said minor children, represented by Michael Roth, Esq.; Viki Matica, CASA case manager; Katie Erickson and Krystal Zboinski, Washoe County Department of Social Services, represented by Jeffrey Martin, Chief Deputy District Attorney.

The January 25, 2010 Petition for hearing is amended to strike lines 22-24 of allegation (d) on page three.



1 Pennie Faz hereby submits to the allegations as amended contained  
2 in the January 25, 2010, Petition for Hearing.

3 Jesus Faz hereby submits to the allegations as amended contained  
4 in the January 25, 2010, Petition for Hearing.

5 FINDINGS

6 The Court having received the report of the Department of Social  
7 Services and considering itself fully advised in the premises hereby  
8 finds the following:

9 1. The allegations as amended contained in the January 25, 2010  
10 Petition for Hearing are sustained as to Pennie Faz and Jesus Faz.

11 2. The children are in need of protection pursuant to NRS  
12 432B.330 in that they are neglected by Pennie Faz and Jesus Faz.

13 3. The least restrictive and most appropriate treatment has been  
14 provided the minors.

15 4. This Court has jurisdiction in this matter pursuant to NRS  
16 Chapter 432B.

17 5. The Court approves current physical placement of said minor  
18 children in family foster care.

19 The Court hereby orders as follows:

20 1. Legal and physical custody of Jesus Faz, Angel Faz, Logan  
21 Faz, Maria Faz, Michael Faz and Nathaniel Faz shall remain with Washoe  
22 County Department of Social Services.

23 2. Pennie Faz, mother of said minor children, shall comply with  
24 the tasks and goals contained in the Collaborative Case Plan and  
25 Service Agreement entered into with Washoe County Department of Social  
26 Services.

1           3. Jesus Faz, father of said minor children, shall comply with  
2 the tasks and goals contained in the Collaborative Case Plan and  
3 Service Agreement entered into with Washoe County Department of Social  
4 Services.

5           4. Washoe County Department of Social Services may consent to  
6 any and all necessary and/or emergency medical/dental treatment for  
7 said minor children while they remain in the custody of Washoe County  
8 Department of Social Services.

9           5. Pennie Faz and Jesus Faz shall provide Washoe County  
10 Department of Social Services with completed financial statements.

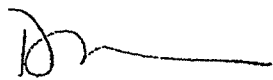
11           6. Pennie Faz and Jesus Faz shall reimburse Washoe County  
12 Department of Social Services for costs of care for Jesus Faz, Angel  
13 Faz, Logan Faz, Maria Faz, Michael Faz and Nathaniel Faz according to  
14 statutory limits, as per the Washoe County Child Support Orders filed  
15 herein.

16           7. Counsel is hereby appointed to represent said minor children  
17 in this case, specifically to first address the issue of  
18 transportation to and from school.

19           8. A Semi-Annual Review Hearing shall be held July 14, 2010, at  
20 9:00 a.m.

21           IT IS ORDERED.

22           DATED: 3-10-10

23             
24           \_\_\_\_\_  
25           DISTRICT JUDGE  
26

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Alison Colvin, Esq.  
232 Court St.

*Served in Court*

Reno, NV 89501

**CERTIFIED MAIL**

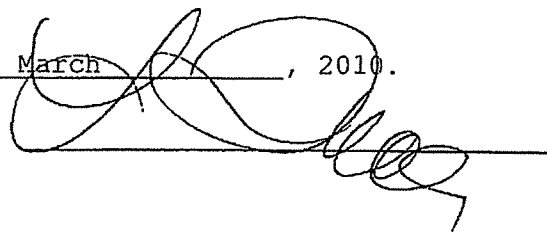
Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, Nv 89509

*Served in court*

**CERTIFIED MAIL**

Washoe Legal Services  
Inter Office Mail

Dated this 10 day of March, 2010.

A large, stylized handwritten signature in black ink, appearing to be 'J. [unclear]', is written over a horizontal line.

FILED

MAR 10 2010

HOWARD W. CONYERS, CLERK  
By: *Howard W. Conyers*  
DEPUTY CLERK

IN THE MATTER OF:

JESUS FAZ,  
ANGEL FAZ,  
LOGAN FAZ,  
MARIA FAZ,  
MICHAEL FAZ, and  
NATHANIEL FAZ,  
MINOR CHILDREN.

1. Pennie Faz, parent of Jesus Faz, Angel Faz, Logan Faz, Maria Faz, Michael Faz and Nathaniel Faz, minor children, shall pay child support in an amount of \$100.00 per month, per child, beginning January 13, 2010. Child support is established pendente lite based upon the statutory minimum amount and the Court reserves jurisdiction to modify this amount based upon proof of actual earnings. All payments are to be made through the Washoe County Collections Division, at 350 South Center St., Ste 570, Reno, Nevada, 89501. Payments are to be made payable to Washoe County Department of Social Services.

///

1           2. Child support arrearages owed by the parent, if any,  
2 shall be referred to the Washoe County Collections Division.

3           3. The parent shall notify the Washoe County Collections  
4 Division of any change of address or employment within ten (10) days.

5           4. A wage withholding of a parent's income shall be issued  
6 immediately if the parent becomes thirty (30) days in arrears.

7           5. The parent is hereby notified that pursuant to NRS  
8 425.350, child support rights are assigned to the State of Nevada, as  
9 the minor children are receiving public assistance.

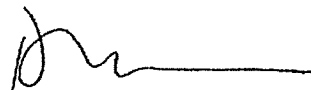
10          6. The parent shall secure and maintain medical and health  
11 insurance on the above-named children, if available.

12          7. Property of the parent shall be subject to actions for  
13 collection, including, but not limited to, withholding of wages (NRS  
14 31A), garnishment, liens, execution on real or personal property and  
15 the attachment of federal income tax refunds.

16           IT IS ORDERED.

17           DATED:

3-10-10



\_\_\_\_\_  
DISTRICT JUDGE

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

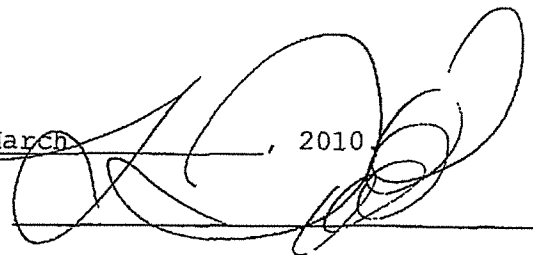
Alison Colvin, Esq.  
232 Court St.  
Reno, NV 89501

*Served in Court*

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, Nv 89509

*Served in court*

Dated this 10 day of March, 2010

A large, stylized handwritten signature in black ink, written over a horizontal line.

JV05-00734  
JESUS FAZ, ET AL  
District Court  
Washoe County  
NV05-00734  
DC-99  
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CODE 3370

FILED

MAR 10 2010

HOWARD W. CONYERS, CLERK  
By: *[Signature]*  
DEPUTY CLERK

IN THE FAMILY DIVISION  
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

IN THE MATTER OF: )  
JESUS FAZ, )  
ANGEL FAZ, )  
LOGAN FAZ, ) Case No. JV05-00734  
MARIA FAZ, )  
MICHAEL FAZ, and ) Dept. No. 5  
NATHANIEL FAZ, )  
MINOR CHILDREN. )

WASHOE COUNTY CHILD SUPPORT ORDER

1. Jesus Faz, parent of Jesus Faz, Angel Faz, Logan Faz, Maria Faz, Michael Faz and Nathaniel Faz, minor children, shall pay child support in an amount of \$100.00 per month, per child, beginning January 13, 2010. Child support is established pendente lite based upon the statutory minimum amount and the Court reserves jurisdiction to modify this amount based upon proof of actual earnings. All payments are to be made through the Washoe County Collections Division, at 350 South Center St., Ste 570, Reno, Nevada, 89501. Payments are to be made payable to Washoe County Department of Social Services.

///

1           2. Child support arrearages owed by the parent, if any,  
2 shall be referred to the Washoe County Collections Division.

3           3. The parent shall notify the Washoe County Collections  
4 Division of any change of address or employment within ten (10) days.

5           4. A wage withholding of a parent's income shall be issued  
6 immediately if the parent becomes thirty (30) days in arrears.

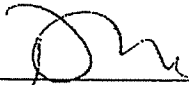
7           5. The parent is hereby notified that pursuant to NRS  
8 425.350, child support rights are assigned to the State of Nevada, as  
9 the minor children are receiving public assistance.

10          6. The parent shall secure and maintain medical and health  
11 insurance on the above-named children, if available.

12          7. Property of the parent shall be subject to actions for  
13 collection, including, but not limited to, withholding of wages (NRS  
14 31A), garnishment, liens, execution on real or personal property and  
15 the attachment of federal income tax refunds.

16           IT IS ORDERED.

17           DATED: 3-10-10

18                                   
19                                 \_\_\_\_\_  
20                                 DISTRICT JUDGE  
21  
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26



CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

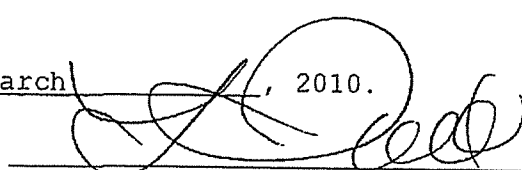
Alison Colvin, Esq.  
232 Court St.  
Reno, NV 89501

*Served in Court*

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, Nv 89509

*Served in court*

Dated this 10 day of March, 2010.



ORIGINAL

FILED

JUL 14 2010

HOWARD W. CONYERS, CLERK  
By: *[Signature]*  
DEPUTY CLERK

CODE 2700

IN THE FAMILY DIVISION

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

IN THE MATTER OF:

JESUS FAZ,

ANGEL FAZ,

LOGAN FAZ,

MARIA FAZ,

MICHAEL FAZ, and

NATHANIEL FAZ,

MINOR CHILDREN.

Case No. JV05-00734

Dept. No. 5

ORDER AFTER SEMI-ANNUAL REVIEW HEARING

This matter came before the Court for a semi-annual review hearing on July 14, 2010, before the Honorable Deborah Agosti and the following persons appeared: Jesus Faz, Angel Faz, Logan Faz and Maria Faz, said minor children; Pennie Faz, mother of said minor children, was not present but represented by Alison Colvin, Esq.; Jesus Faz, father of said minor children, was not present but represented by Michael Roth, Esq.; Sarah Class, Washoe Legal Services, representing said minor children; Katie Sullivan, CASA; Viki Matica, CASA case manager; Katie Erickson, Washoe County Department of Social Services, represented by Jeffrey Martin, Chief Deputy District Attorney.

///

1 FINDINGS

2 The Court having received the report of the Department of Social  
3 Services and considering itself fully advised in the premises hereby  
4 finds the following:

5 1. The Court approves current physical placement of said minor  
6 children in family foster care.

7 2. The least restrictive and most appropriate treatment has been  
8 provided the minors.

9 3. Washoe County Department of Social Services has made  
10 reasonable efforts as required by NRS 432B.393(1) as stated in  
11 paragraph 7 of the court report filed June 30, 2010.

12 The Court hereby orders as follows:

13 1. Legal and physical custody of Jesus Faz, Angel Faz, Logan  
14 Faz, Maria Faz, Michael Faz and Nathaniel Faz shall remain with Washoe  
15 County Department of Social Services.

16 2. Pennie Faz, mother of said minor children, shall comply with  
17 the tasks and goals contained in the Collaborative Case Plan and  
18 Service Agreement entered into with Washoe County Department of Social  
19 Services.

20 3. Jesus Faz, father of said minor children, shall comply with  
21 the tasks and goals contained in the Collaborative Case Plan and  
22 Service Agreement entered into with Washoe County Department of Social  
23 Services.

24 ///

25 ///

26 ///

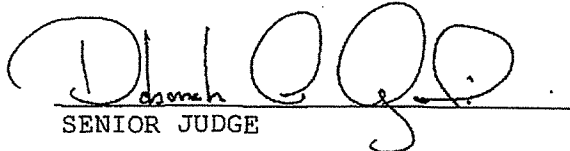
1 4. Washoe County Department of Social Services may consent to  
2 any and all necessary and/or emergency medical/dental treatment for  
3 said minor children while they remain in the custody of Washoe County  
4 Department of Social Services.

5 5. Pennie Faz and Jesus Faz shall reimburse Washoe County  
6 Department of Social Services for costs of care for Jesus Faz, Angel  
7 Faz, Logan Faz, Maria Faz, Michael Faz and Nathaniel Faz according to  
8 statutory limits.

9 6. A Permanency Hearing shall be held January 12, 2011, at 10:40  
10 a.m.

11 IT IS ORDERED.

12 DATED: 7/14/10

13   
14 SENIOR JUDGE

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Alison Colvin, Esq.  
232 Court St.

*Served in Court*

Reno, NV 89501

**CERTIFIED MAIL**

Michael Roth, Esq.  
2750 Manzanita Lane

*Served in court*

Reno, Nv 89509

**CERTIFIED MAIL**

Sarah Class  
Washoe Legal Services  
Inter Office Mail

*Served in Court*

CASA  
Inter Office Mail

*Served in Court*

Dated this 14 day of July, 2010.

JV05-00734  
JESUS FAZ, ET. AL.  
District Court  
Washoe County  
DC-9900022947-012  
5 Pages  
01/12/2011 10 00 AM  
2700  
RANDERL Y

1 CODE 2700

ORIGINAL  
FILED

JAN 12 2011

HOWARD W. CONYERS, CLERK  
By: *[Signature]*  
DEPUTY CLERK

2  
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5  
6 IN THE FAMILY DIVISION  
7 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
8 IN AND FOR THE COUNTY OF WASHOE

9 IN THE MATTER OF: )  
10 JESUS FAZ, )  
ANGEL FAZ, )  
11 LOGAN FAZ, ) Case No. JV05-00734  
MARIA FAZ, )  
12 MICHAEL FAZ, and ) Dept. No. 5  
NATHANIEL FAZ, )  
13 MINOR CHILDREN. )  
14 )

15 ORDER AFTER PERMANENCY HEARING

16 This matter came before the Court for a permanency hearing on  
17 January 12, 2011, before the Honorable Deborah Schumacher and the  
18 following persons appeared: Jesus Faz, Angel Faz, Logan Faz, Maria  
19 Faz and Michael Faz said minor children were present for the initial  
20 part of this hearing and then left the courtroom; Pennie Faz, mother  
21 of said minor children, represented by Alison Colvin, Esq.; Jesus Faz,  
22 father of said minor children, represented by Michael Roth, Esq.;  
23 Sarah Class, Washoe Legal Services, representing said minor children;  
24 Katie Sullivan, CASA; Viki Matica, CASA case manager; Ms. Lorenz,  
25 foster mother; Tom Murtha, Educational Liaison, Washoe County  
26 Department of Social Services; Katie Erickson, Washoe County

1 Department of Social Services, represented by Jeffrey Martin, Chief  
2 Deputy District Attorney.

3 FINDINGS

4 The Court having received the report of the Department of Social  
5 Services and considering itself fully advised in the premises hereby  
6 finds the following:

7 1. The Court approves current physical placement of said minor  
8 children in family foster care.

9 2. The least restrictive and most appropriate treatment has been  
10 provided the minors.

11 3. Washoe County Department of Social Services has made  
12 reasonable efforts as required by NRS 432B.393(1) to finalize the  
13 permanency plan as stated in Part I, paragraph 7 of the court report  
14 filed December 27, 2010.

15 4. The Court finds that concurrent planning for said minor  
16 children is appropriate which includes reunification with Jesus Faz,  
17 and a concurrent plan of termination of parental rights to be followed  
18 by adoption, with an anticipated date of completion for reunification  
19 of April 2011; and an anticipated date of completion for  
20 termination/adoption of July 2011. The Court finds that Washoe County  
21 Department of Social Services shall continue to provide efforts for  
22 reunification to Mr. Faz based upon the following, has been making  
23 some progress; said minor children continue to express their wishes to  
24 return home; and due to a large sibling group. Washoe County  
25 Department of Social Services need not provide further efforts for  
26 reunification to Pennie Faz, mother of said minor children.

1           5. Washoe County Department of Social Services is hereby granted  
2 permission to release information about said minor children including  
3 use of photographs and biography of the children that does not reveal  
4 the identity of the children or the family, if necessary to recruit  
5 for a flexible family home.

6           The Court hereby orders as follows:

7           1. Legal and physical custody of Jesus Faz, Angel Faz, Logan  
8 Faz, Maria Faz, Michael Faz and Nathaniel Faz shall remain with Washoe  
9 County Department of Social Services.

10          2. Jesus Faz, father of said minor children, shall comply with  
11 the tasks and goals contained in the Collaborative Case Plan and  
12 Service Agreement entered into with Washoe County Department of Social  
13 Services.

14          3. Any visitation between Pennie Faz, mother of said minor  
15 children, and Jesus (J.C.) Faz shall only be at therapist approval or  
16 wishes of child.

17          4. Washoe County Department of Social Services may consent to  
18 any and all necessary and/or emergency medical/dental treatment for  
19 said minor children while they remain in the custody of Washoe County  
20 Department of Social Services.

21          5. Pennie Faz and Jesus Faz shall reimburse Washoe County  
22 Department of Social Services for costs of care for Jesus Faz, Angel  
23 Faz, Logan Faz, Maria Faz, Michael Faz and Nathaniel Faz according to  
24 statutory limits.

25        ///

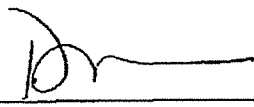
26        ///



1           6. A Permanency Hearing shall be held March 23, 2011, at 11:20  
2 a.m. A Semi-Annual Review Hearing shall be held July 13, 2011, at  
3 10:00 a.m.

4           IT IS ORDERED.

5           DATED: 1-12-11

6             
7           \_\_\_\_\_  
8           DISTRICT JUDGE

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CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Alison Colvin, Esq.  
232 Court St.  
Reno, NV 89501

*Served in Court*

**CERTIFIED MAIL**

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, NV 89509

*Served in court*

**CERTIFIED MAIL**

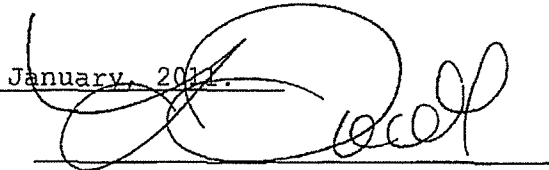
Sarah Class  
Washoe Legal Services  
Inter Office Mail

*Served in Court*

CASA  
Inter Office Mail

*Served in Court*

Dated this 12 day of January, 2011.



## Case Plan Information

Case 1255346 - FAZ, PENNIE, S.	Opened Date 02-12-2001	Closed Date
Status Pending Approval	Effective 02-11-2011	Review Due 08-10-2011
Author ERICKSON, KATIE, L.	Approved	Court Approved
Plan Created 02/11/2011 08:53:06	Last Modified 02/11/2011 08:53:06	Court Case JV05-00734

## Permanency Goal Summary

Child	Goal	Targeted Completion	**Prevent Removal**
1514551 - FAZ, ANGEL, G.	Reunification / TPR adoption	03-23-2011	N
1278974 - FAZ, JESUS, C.	Reunification / TPR adoption	03-23-2011	N
1514550 - FAZ, LOGAN	Reunification / TPR adoption	03-23-2011	N
1514548 - FAZ, MARIA	Reunification / TPR adoption	03-23-2011	N
1555794 - FAZ, MICHAEL	Reunification / TPR adoption	03-23-2011	N
1684066 - FAZ, NATHANIEL, C.	Reunification / TPR adoption	03-23-2011	N

\*\*For Maintaining the children in the home/preventing removal; the undersigned caseworker has determined that 'absent the effective preventive services described in this Case Plan, the child(ren) identified are at imminent risk of removal and placement into foster care.'

## Family Assessment

1. Describe the family's perception of their problems and service needs.  
drug use; need more income for the household
2. Describe the strengths of the family and child(ren) that will help the family achieve their permanency goal.  
1-10 Copied from FST Strengths list)
  1. The children are well-mannered and listen, well behaved, say please and thank you, the kids like to help at home, the kids are very attached to Mom and Dad; the parents try to teach the kids good values
  2. Jesse has instilled in the kids that if you want something, you work for it; the kids have learned respect
  3. Pennie sits down and talks with the kids; Pennie set up counseling for JC to work on anger issues; Maria has access to counseling as well; Pennie taught the kids to sit down and breathe to calm down
  4. The basic needs of the kids are met
  5. No matter what is going on in Pennie's life, she knows all her kids appointments for 6 children; Pennie is well organized; when Pennie is sober, she is able to keep the home going for 8 people; the parents are very bonded to their children and their children to them; Pennie can identify hers and her kids needs; Pennie recognizes that her lifestyle needs changing; Jesse works hard and tries to meet his family's needs, puts his kids first and puts off his own needs
  6. Pennie works with the school and the kids as much as she can.
  7. Jesse doesn't do drugs or drink; last time Jesse drank was 1 yr ago
  8. Pennie has gone to AA/NA meetings and that was the first place she went when released from jail
  9. Pennie wants to return to school to better her situation.

## Family Assessment

10. household income \$1500/month
11. Pennie has produced clean drug tests for the Sparks Justice Court (Mondays and Thursdays) since 01-20-10 to the present
12. Pennie is staying clean and wants to do whatever she can to have her kids returned to her care
13. The power is turned on at the home

3. Describe assessed safety and or risk factors in the parent(s). (Ensure these services are included in the case plan.)

Pennie's drug use  
Lack of safe and stable housing

4. A history of services offered or provided to the family to prevent removal. If services were not provided, state why.  
Comprehensive voluntary services including: referrals, counseling, drug treatment

5. Identify relatives who can provide placement or support this plan.

1. Delores Johnston - maternal grandmother
2. Elvire Moreno - paternal aunt
3. Victor Faz - paternal uncle
4. Calixto Guerra - paternal great-uncle
5. Corina Faz - paternal aunt

FAZ, JESUS JR Objective: Mr. Faz will be able to meet the children's basic needs of housing, food, clothing, education and medical/dental care and the children's special needs. Mr. Faz will demonstrate an understanding of his children's special medical needs and their emotional/behavioral needs.

Measurement for Success - Verification of income, housing and other resources; home visits reveal a clean and safe home; collateral contacts with providers that confirm Mr. Faz understands and is willing to follow through with medical needs and emotional/behavioral needs.

Objective Completion Result -

Action Step - WCDSS will perform announced and unannounced home visits. Result -	Start - 09-29-2010 Target - 03-28-2011
Action Step - Mr. Faz agrees to reinstate Medicaid and food stamps if reunification is possible. Result -	Start - 09-29-2010 Target - 03-28-2011
Action Step - Mr. Faz will maintain a home free from safety hazards. Result -	Start - 09-29-2010 Target - 03-28-2011
Action Step - WCDSS will provide referrals and resources for housing as needed. Result -	Start - 09-29-2010 Target - 03-28-2011
Action Step - WCDSS will receive verification of legal income, appropriate housing, Medicaid and other resources to provide for the basic needs of the family. Result -	Start - 09-29-2010 Target - 03-28-2011
Action Step - Mr. Faz agrees to maintain and/or obtain legal employment and provide verification to WCDSS.	Start - 09-29-2010 Target - 03-28-2011

Result -	
Action Step - Mr. Faz will attend and participate in any and all appointments for the children. Mr. Faz will follow the recommendations of the doctors, psychosocial rehab workers, therapist, and psychiatrist.	Start - 02-11-2011 Target - 03-28-2011
Result -	

FAZ, JESUS JR Objective: Mr. Faz will remain open to learning other discipline and parenting options.

Measurement for Success - Certificate of completion from parenting classes; no further reports of injuries to the children; collateral contacts with PSR workers, therapist, children, foster parents.

Objective Completion Result -

Action Step - Mr. Faz will demonstrate protective capacities by not allowing Mrs. Faz to be at visits with him and the children.	Start - 09-29-2010 Target - 03-28-2011
Result -	
Action Step - Agency will provide a list for Children's Cabinet parenting classes.	Start - 09-29-2010 Target - 03-28-2011
Result -	
Action Step - Mr. Faz will demonstrate positive parenting skills learned during visits with his children. Mr. Faz will utilize the PSR workers if available to help with any behavior issues of his children and learn how to respond to those behavior issues in an appropriate way.	Start - 09-29-2010 Target - 03-28-2011
Result -	

not using physical discipline

I have read and understand the Case Plan. I agree to complete the tasks in this plan. If a petition for custody has been filed, this Case Plan will be submitted to the Court for review at the Court hearing. If I do not take the actions I have agreed to take under this Case Plan, the Court may make further orders, possibly including termination of parental rights. This plan shall be reviewed within six months or sooner by 08-10-2011. This plan may be amended if there are changes in the family's circumstances or if additional safety or risk factors are identified that place the child(ren)'s safety or well being at risk.

The Adoption and Safe Families Act (ASFA), Public Law 105-89, requires that all children in foster care must have a permanency plan within 12 months after removal from the home. A permanency plan will meet a child's basic health and safety needs in one of the following ways:

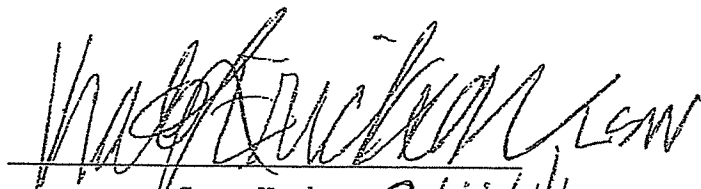
- A. Maintaining the children in the home/preventing removal;
- B. Reunification - returning children to their parent(s) or caregiver;
- C. Adoption;
- D. Legal guardianship/custodianship, or;
- E. Permanent placement with a relative.
- F. Another planned living arrangement [APPLA].

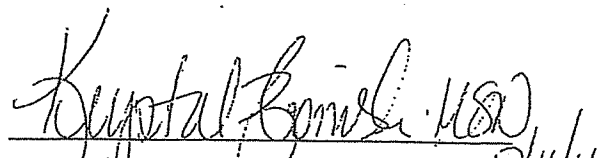
As stated in the Nevada Revised Statutes 432B.590, if a child has been placed outside his home and has resided outside his home pursuant to that placement for 14 months of any 20 consecutive months, the best interests of the child must be presumed to be served by termination of parental rights.

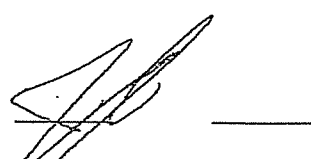
By signing below I acknowledge that my case worker has reviewed the ASFA with me and how it will impact me and my children.

Participant	Role	Signature
1514551 - FAZ, ANGEL, G.	Child	
106698 - FAZ, JESUS JR	Parent	
1278974 - FAZ, JESUS, C.	Child	
1514550 - FAZ, LOGAN	Child	
1514548 - FAZ, MARIA	Child	
1555794 - FAZ, MICHAEL	Child	
1684066 - FAZ, NATHANIEL, C.	Child	

I have discussed the ASFA with this family and explained how the law applied in their situation.

  
Case Worker 2/11/11

  
Social Services Supervisor 2/11/11

Parent Initials 

ORIGINAL

JV05-00734  
DC-8900  
AL  
JESUS FAZ, ET AL  
District Court  
Washoe County  
Nevada  
94-007  
4 Pages  
04/20/2011 04:20 PM  
2700  
RANDREY

CODE 2700

FILED

APR 20 2011

HOWARD W. CONYERS, CLERK  
By *[Signature]*  
DEPUTY CLERK

IN THE FAMILY DIVISION  
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

IN THE MATTER OF:

JESUS FAZ,	)	
ANGEL FAZ,	)	
LOGAN FAZ,	)	Case No. JV05-00734
MARIA FAZ,	)	
MICHAEL FAZ, and	)	Dept. No. 5
NATHANIEL FAZ,	)	
MINOR CHILDREN.	)	

ORDER AFTER CONTINUED 15-MONTH PERMANENCY HEARING

This matter came before the Court for a continued 15-month permanency hearing on April 20, 2011, before the Honorable Deborah Schumacher and the following persons appeared: Jesus Faz, Angel Faz, Logan Faz, Maria Faz and Michael Faz said minor children; Pennie Faz, mother of said minor children, represented by Alison Colvin, Esq.; Jesus Faz, father of said minor children, represented by Michael Roth, Esq.; foster mother; Sarah Class, Washoe Legal Services, representing said minor children; Katie Sullivan, CASA; Viki Matica, CASA case manager; Katie Erickson, Washoe County Department of Social Services, represented by Jeffrey Martin, Chief Deputy District Attorney.

///

1 FINDINGS

2 The Court having received the report of the Department of Social  
3 Services and considering itself fully advised in the premises hereby  
4 finds the following:

5 1. The Court approves current physical placement of said minor  
6 children in family foster care as the least restrictive and most  
7 appropriate.

8 2. The Court approves the permanency plan of termination of  
9 parental rights followed by adoption, with an anticipated completion  
10 date of January 2012.

11 3. Further efforts for reunification would be inconsistent with  
12 the permanency plan of termination of parental rights.

13 4. Washoe County Department of Social Services has made  
14 reasonable efforts to finalize the permanency plan as stated in the  
15 report of update filed April 13, 2011.

16 The Court hereby orders as follows:

17 1. Legal and physical custody of Jesus Faz, Angel Faz, Logan  
18 Faz, Maria Faz, Michael Faz and Nathaniel Faz shall remain with Washoe  
19 County Department of Social Services.

20 2. Washoe County Department of Social Services is hereby granted  
21 permission to release information about said minor children including  
22 use of photographs and biography of the children that does not reveal  
23 the identity of the children or the family, if necessary to recruit  
24 for a flexible family home.

25 ///

26 ///





CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Alison Colvin, Esq.  
232 Court St.  
Reno, NV 89501

*Served in Court*

**CERTIFIED MAIL**

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, NV 89509

*Served in court*

**CERTIFIED MAIL**

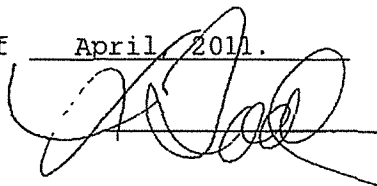
Sarah Class  
Washoe Legal Services  
Inter Office Mail

*Served in Court*

CASA  
Inter Office Mail

*Served in Court*

Dated this 20 day of April, 2011.



ORIGINAL

FILED

2011 JUL -6 PM 3:54

HOWARD H. CONYERS

BY J. H. Conyers  
DEPUTY

1 Code 3637  
RICHARD A. GAMMICK  
2 Washoe County District Attorney  
Jeffrey Martin  
Chief Deputy District Attorney  
Nevada Bar No. 7080  
P.O. Box 30083  
Reno, Nevada 89520  
(775) 337-5700  
Attorneys for Petitioner

IN THE FAMILY DIVISION

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

9 IN THE MATTER OF PARENTAL RIGHTS: )  
10 as to, )  
11 JESUS FAZ, )  
ANGEL FAZ, )  
12 LOGAN FAZ, )  
MARIA FAZ, )  
13 MICHAEL FAZ, AND )  
NATHANIEL FAZ, )  
14 MINOR CHILDREN. )  
15

Case No.

FV11 02393

Dept. No. 5

PETITION TO TERMINATE PARENTAL RIGHTS

17 The petition of the Social Services Supervisor of the Washoe  
18 County Department of Social Services respectfully shows:

I

20 Jesus Faz was born on October 31, 1999. Angel Faz was born on  
21 October 24, 2001. Logan Faz was born on October 24, 2001. Maria Faz,  
22 was born on October 2, 2003. Michael Faz was born on November 23,  
23 2004. Nathaniel Faz was born on February 7, 2007. The minor children  
24 now reside in family foster care in Washoe County, Nevada, where they  
25 were placed by the Washoe County Department of Social Services

26 ///

FV11-02393  
TERM JESUS FAZ (DS)  
District Court 07/06/2011 03:54 PM  
Washoe County  
3637  
RPF:PLS

1 (hereinafter "Social Services"). The acts complained of herein  
2 occurred in Washoe County, Nevada.

3 II

4 The mother of the above-named children is Pennie Faz, whose date  
5 of birth is October 3, 1972 and whose current address is 31 E. O  
6 Street, Sparks, Nevada, 89431.

7 The natural father of the above-named children is Jesus Faz, Jr.,  
8 whose date of birth is February 2, 1966 and who currently resides at  
9 the Desert Rose Inn, 655 W. 4<sup>th</sup> Street, # 231, Reno, Nevada, 89503.

10 III

11 The Washoe County Department of Social Services has custody of  
12 Jesus Faz, Angel Faz, Logan Faz, Maria Faz, Michael Faz, and Nathaniel  
13 Faz by virtue of orders of the juvenile dependency court, the last of  
14 which is dated April 20, 2011.

15 IV

16 To the best of petitioner's knowledge, there is no legal guardian  
17 appointed for the minor children in the State of Nevada or elsewhere.

18 V

19 Pursuant to NRS 128.050(2)(g), the minor children are not known  
20 to be an Indian child.

21 VI

22 The facts bringing Jesus Faz, Angel Faz, Logan Faz, Maria Faz,  
23 Michael Faz, and Nathaniel Faz within the purview of Nevada Revised  
24 Statutes Chapter 128 are:

25 On November 23, 2004, Pennie Faz had given birth to Michael at  
26 which time Michael tested positive for methamphetamine. The next day,

1 Mrs. Faz tested positive for methamphetamine in her hair and urine.  
2 Social Services offered voluntary services to Mrs. Faz, although she  
3 continued to test positive for methamphetamine.

4 On May 9, 2005, Jesus Faz, Jr. was arrested for attempted murder  
5 and child endangerment. Mr. Faz removed a sword from a display rack  
6 above the television in the home, and when he removed the sword from  
7 its sheath, he did so in a downward motion, swinging the blade in the  
8 direction of nine-month-old Michael, who was sitting in a swing  
9 approximately two feet to the right of Mr. Faz. Mr. Faz began  
10 swinging the sword at an unrelated male adult while he stood over  
11 three-and-one-half-year old Angel, who was sleeping on the floor  
12 beneath Mr. Faz's feet. Mr. Faz allegedly caused multiple lacerations  
13 to the victim's head and small puncture wounds below the victim's left  
14 ear and on the victim's left arm. All of these events are alleged to  
15 have occurred in the presence of several of the children.

16 On July 26, 2005, Reno Police officers requested placement of  
17 Jesus and Angel as they were found wandering unsupervised on South  
18 Virginia Street near the Micasa Too Restaurant where they had tried to  
19 cross Virginia Street. On July 26, 2005, Logan was found by neighbors  
20 unsupervised at the 7-11 Store on the corner of South Virginia Street  
21 and Gentry Way. On July 26, 2005, Reno police officers, believing  
22 that Mrs. Faz was under the influence of a controlled substance,  
23 arrested her for child abuse and neglect. On September 6, 2005, the  
24 Court found that Jesus, Logan, Angel, Maria, and Michael were children  
25 in need of protection due to neglect by Mrs. Faz.

26 ///

1 Mrs. Faz subsequently entered substance abuse treatment through  
2 the Family Drug Court program and Bristlecone Family Resources.  
3 Social Services placed the children with her on October 7, 2005. On  
4 April 11, 2007, the Court found that Jesus, Logan, Angel, Maria and  
5 Michael were no longer children in need of protection and returned  
6 custody of the children to their parents.

7 On January 13, 2010, Mrs. Faz was arrested during a Court  
8 hearing at Sparks Justice Court for being under the influence of  
9 methamphetamine and marijuana. She had been monitored by Alternative  
10 Sentencing since August 2009 after an arrest for driving under the  
11 influence of methamphetamines. On that date, Social Services found  
12 that Mr. and Mrs. Faz's residence was cluttered and dirty, posing  
13 health and safety hazards for the children. There were dirty dishes  
14 throughout the residence, garbage had not been taken out, old food was  
15 on the counters and floors, dirt and debris covered the floors, dirty  
16 clothing was lying around the home, and toys and other items were  
17 cluttering the floors causing minimal walking space. The rent had not  
18 been paid for several months, the family was facing eviction, and the  
19 power had been turned off in the home. Since that time, the landlord  
20 had locked them out of the home, and they had been staying with  
21 friends. Due to Mr. Faz working in the evenings at that time, there  
22 was no caretaker for the children while Mrs. Faz was incarcerated.  
23 Mr. Faz has been aware for many years that Mrs. Faz uses  
24 methamphetamines but continued to leave his children in her care,  
25 causing Social Services concern for his lack of parental and  
26 protective capacities.

1 On March 10, 2010, the Court found that Jesus, Angel, Logan,  
2 Maria, Michael and Nathaniel were children in need of protection due  
3 to neglect by Mr. Faz and Mrs. Faz.

4 Both Mr. and Mrs. Faz were offered a case plan and service  
5 agreement to effectuate reunification. Mrs. Faz initially entered  
6 substance abuse treatment, but failed to successfully complete  
7 treatment at American Comprehensive Counseling. Mrs. Faz has  
8 maintained minimal contact with Social Services. The children's  
9 therapist does not recommend visitation as Mrs. Faz had been  
10 inconsistent in exercising visitation and had missed visits for  
11 approximately eight months. Mrs. Faz currently has weekly telephone  
12 contact with the children on Saturdays. Mrs. Faz is currently  
13 unemployed and cannot meet the children's basic needs.

14 Mr. Faz is currently residing in a one-room motel at the Desert  
15 Rose Inn and has been unable to provide for the children's basic  
16 needs. On April 29, 2011, Mr. Faz was arrested for failure to pay  
17 child support for two children from a previous marriage, however, he  
18 has been released from custody at this time. Mr. Faz has visitation  
19 with the children once a week supervised by the foster parent, social  
20 worker, or CASA.

21 All of the children have extraordinary special needs. Jesus has  
22 an Individualized Education Plan for a specific learning disability.  
23 Jesus also had a psychosexual evaluation with Robert Stuyvesant due to  
24 the disclosure that Jesus has acted out sexually with his sister  
25 Maria. Jesus is currently sleeping in his own bedroom with a door  
26 alarm. Jesus receives Psychosocial Rehabilitation services and

1 attends weekly therapy with Lisa Foley. Jesus has been diagnosed with  
2 Attention Deficit Hyperactivity Disorder and Depressive Disorder.

3 Angel has an Individualized Education plan for visual impairment.  
4 Angel had a pituitary tumor which caused him to be legally blind.  
5 Angel sees both a neuro-ophthalmologist and endocrinologist. Angel  
6 currently takes medication for the management of the tumor. He also  
7 has follow-ups with the neurosurgeon from Lucille-Packard Children's  
8 Hospital. Angel receives Psychosocial Rehabilitation services,  
9 attends weekly therapy with Lisa Foley, and receives psychiatric  
10 services with Dr. Sorensen. Angel is diagnosed with a Mood Disorder  
11 and provisional Pervasive Developmental Disorder.

12 Logan currently has an Individualized Education Plan for a  
13 specific learning disability. Logan has extreme behavior issues in  
14 school (including, throwing chairs, kicking, hitting, punching, and  
15 yelling). Logan also receives psychosocial rehabilitation services,  
16 attends weekly therapy with Lisa Foley, and receives psychiatric  
17 services from Dr. Sorensen. Logan is 25% or more delayed in all areas  
18 of development, which categorizes him as globally delayed. Logan is  
19 also 50% delayed in adaptive skills. Logan has been diagnosed with  
20 Attention Deficit Hyperactivity Disorder and Oppositional Defiant  
21 Disorder. Logan will be attending a Social Intervention Program at  
22 Lois Allen Elementary School this next school year due to his extreme  
23 behavior issues.

24 Maria does well in school and has minimal behavior issues. Maria  
25 receives Psychosocial Rehabilitation services, attends weekly therapy  
26 with Lisa Foley, and receives psychiatric services from Dr. Sorensen.



1 Michael receives Psychosocial Rehabilitation services and  
2 receives psychiatric services from Dr. Sorenson. There are concerns  
3 about Michael's educational ability, and he is being monitored by  
4 Sepulveda Elementary School to see if an Individualized Education Plan  
5 will be needed. Michael tested positive at birth for methamphetamine.

6 Nathaniel attends Head Start. Nathaniel receives psychiatric  
7 services from Dr. Sorenson. Nathaniel attends the early childhood  
8 rehabilitation program at No Child Left Behind.

9 All the children are immature for their age, have significant  
10 behavior issues, and were exposed to drugs/alcohol in utero.

11 Mrs. Faz has not visited the children since September 2010. Mr.  
12 Faz's visitation has remained supervised due to numerous safety  
13 concerns that have arisen during visitation. Mr. Faz also has been  
14 unable to acknowledge the children's special needs, including extreme  
15 behavior issues, educational issues and developmental delays and  
16 sexual abuse between siblings or medical needs. Parties supervising  
17 Mr. Faz's visits have observed the children's behaviors to regress  
18 during his visitation.

19 Based on the above, as well as evidence to be presented at trial,  
20 grounds exist for terminating the parental rights of Pennie Faz and  
21 Jesus Faz, Jr., pursuant to NRS Chapter 128, to wit:

22 (A) Jesus Faz, Angel Faz, Logan Faz, Maria Faz, Michael Faz,  
23 and Nathaniel Faz's best interests will be served by the termination  
24 of their respective parents' rights, pursuant to NRS 128.105(1).

25 ///

26 ///

1 (B) Jesus Faz, Angel Faz, Logan Faz, Maria Faz, Michael Faz,  
2 and Nathaniel Faz are neglected children in that Pennie Faz and Jesus  
3 Faz, Jr. have by reason of their faults or habits, neglected and  
4 refused to provide the children with proper parental care. They have  
5 neglected or refused to provide proper or necessary subsistence,  
6 education, medical or surgical care, or other care necessary for the  
7 children's health, morals, or well-being.

8 (C) Pennie Faz has conducted herself in a manner that evinces a  
9 settled purpose on her behalf to forego all parental custody and  
10 relinquish all claims to the children.

11 (D) Pennie Faz and Jesus Faz, Jr. are unfit parents in that, by  
12 reason of their faults, habits, or conduct toward the children or  
13 other persons; they have failed to provide the children with proper  
14 care, guidance, and support.

15 (E) There is risk of serious physical, mental, or emotional  
16 injury to the children if they are returned to, or remain in, the home  
17 of Pennie Faz or Jesus Faz, Jr.

18 (F) There have been only token efforts by Pennie Faz and Jesus  
19 Faz, Jr.:

- 20 (1) To prevent neglect of the children;
- 21 (2) To avoid being an unfit parent;
- 22 (3) To eliminate the risk of serious physical,  
23 mental or emotional injury to the children.

24 (G) With respect to these children, Pennie Faz and Jesus Faz,  
25 Jr. have failed to adjust in that they have been unable or unwilling  
26 within a reasonable period of time to remedy substantially conditions

1 which led to the children's out-of-the-home placement notwithstanding  
2 reasonable and appropriate efforts on the part of the State and County  
3 and others to return the children.

4 WHEREFORE, petitioner prays that:

5 1. The parental rights of Pennie Faz and Jesus Faz, Jr. be  
6 terminated and Jesus Faz, Angel Faz, Logan Faz, Maria Faz, Michael  
7 Faz, and Nathaniel Faz be declared free from the custody and control  
8 of said parents;

9 2. Custody and control of Jesus Faz, Angel Faz, Logan Faz,  
10 Maria Faz, Michael Faz, and Nathaniel Faz be vested in the Washoe  
11 County Department of Social Services, and said Department be  
12 authorized and empowered to execute all necessary consents to the  
13 adoption of Jesus Faz, Angel Faz, Logan Faz, Maria Faz, Michael Faz,  
14 and Nathaniel Faz; and

15 3. This Court grant to said Washoe County Department of Social  
16 Services such other and further relief which the court may deem just  
17 and proper in the premises.

18 AFFIRMATION PURSUANT TO NRS 239B.030

19 The undersigned does hereby affirm that the preceding document  
does not contain the social security number of any person.

20 Dated this 30 day of June, 2011.

21 RICHARD A. GAMMICK  
22 Washoe County District Attorney

23 By: 

24 JEFFREY MARTIN  
25 Chief Deputy District Attorney  
26 Washoe County District  
Attorney's Office  
Attorney for Petitioner

STATE OF NEVADA  
COUNTY OF WASHOE

1. I do hereby swear under penalty of perjury that the assertions of this affidavit are true. I am an authorized representative of Washoe County Department of Social Services and the Petitioner herein;

2. I have read the foregoing petition and know the contents thereof; the same is true of my own knowledge, except as to matters that are therein stated on information and belief, and as to those matters I believe it to be true.

The undersigned does hereby affirm that the preceding document  
does not contain the social security number of any person.

  
SHANNON MCCOY  
Children's Services Coordinator

Angelica T. R. Arce  
NOTARY PUBLIC



J005-00734 DC-990003225-428  
JESUS FAZI, ET AL. 4 Pages  
JESUS FAZI, ET AL. 01/25/2012 04 41 PM  
Washoe County 2700  
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FILED

**JAN 25 2012**

JOEY HASTINGS, CLERK  
By: G. H. Hastings  
DEPUTY CLERK

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN THE MATTER OF:

ANGEL FAZ,

LOGAN FAZ.

MARIA FAZ,

MICHAEL FA

NATHANIEL FAZ,

MINOR CHILDREN.

## ORDER AFTER 24-MONTH PERMANENCY HEARING

This matter came before the Court for a 24-month permanency hearing on January 25, 2012, before the Honorable Deborah Schumacher and the following persons appeared: Jesus Faz, Angel Faz, Logan Faz, Maria Faz and Michael Faz said minor children who were present in the court room for the initial portion of the hearing; Pennie Faz, mother of said minor children, represented by Gemma Waldron, Esq.; Jesus Faz, father of said minor children, represented by Michael Roth, Esq.; Sandy Lorenz, foster mother; Sarah Class, Washoe Legal Services, representing said minor children; Katie Sullivan, CASA; Viki Matica, CASA case manager; Jacinta Palmer, Washoe County Department of Social

1 Services, represented by Jeffrey Martin, Chief Deputy District  
2 Attorney.

3 FINDINGS

4 The Court having received the report of the Department of Social  
5 Services and considering itself fully advised in the premises hereby  
6 finds the following:

7 1. The Court approves current physical placement of said minor  
8 children in family foster care as the least restrictive and most  
9 appropriate.

10 2. The Court approves the permanency plan of termination of  
11 parental rights followed by adoption, with an anticipated completion  
12 date of January 2013.

13 3. Washoe County Department of Social Services has made  
14 reasonable efforts to finalize the permanency plan as stated in  
15 paragraph 4 of the court report filed January 10, 2012.

16 The Court hereby orders as follows:

17 1. Legal and physical custody of Jesus Faz, Angel Faz, Logan  
18 Faz, Maria Faz, Michael Faz and Nathaniel Faz shall remain with Washoe  
19 County Department of Social Services.

20 2. Washoe County Department of Social Services may consent to  
21 any and all necessary and/or emergency medical/dental treatment for  
22 said minor children while they remain in the custody of Washoe County  
23 Department of Social Services.

24 ///

25 ///

26 ///

1           3. Pennie Faz and Jesus Faz shall reimburse Washoe County  
2 Department of Social Services for costs of care for Jesus Faz, Angel  
3 Faz, Logan Faz, Maria Faz, Michael Faz and Nathaniel Faz according to  
4 statutory limits.

5           4. A Semi-Annual Review Hearing shall be held July 11, 2012, at  
6 9:20 a.m.


7           NRS 125.510(6) regarding abduction, concealment or detention of a  
8 child:

9 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
10 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
11 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
12 that every person having a limited right of custody to a child or any  
13 parent having no right of custody to the child who willfully detains,  
14 conceals or removes the child from a parent, guardian or other person  
15 having lawful custody or a right of visitation of the child in  
16 violation of an order of this court, or removes the child from the  
17 jurisdiction of the court without the consent of either the court or  
18 all persons who have the right to custody or visitation is subject to  
19 being punished for a category D felony as provided in NRS 193.130.

20           Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
21 October 25, 1980, adopted by the 14th Session of The Hague Conference  
22 on Private International Law, apply if a parent abducts or wrongfully  
23 retains a child in a foreign country.

24           IT IS ORDERED.

25           DATED: 1-25-12

26             
DISTRICT JUDGE

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Gemma Waldron, Esq  
542 Landers  
Reno, NV 89509

Served in court

**CERTIFIED MAIL**

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, Nv 89509

Served in court

**CERTIFIED MAIL**

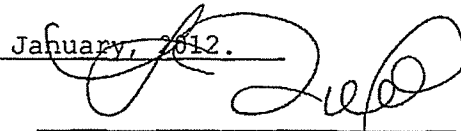
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CASA  
Inter Office Mail

Served in Court

Dated this 25 day of January, 2012.





JV05-00734  
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4 Pages  
JESUS FAZ, ET. AL.  
District Court  
Washoe County  
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FILED

JUL 11 2012

JOEY HASTINGS, CLERK  
By: *Cassidy M. Day*  
DEPUTY CLERK

CODE 2700

IN THE FAMILY DIVISION

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

IN THE MATTER OF:

JESUS FAZ,

ANGEL FAZ,

LOGAN FAZ,

MARIA FAZ,

MICHAEL FAZ, and

NATHANIEL FAZ,

MINOR CHILDREN.

Case No. JV05-00734

Dept. No. 5

ORDER AFTER 30-MONTH SEMI-ANNUAL REVIEW HEARING

This matter came before the Court for a 30-month semi-annual review hearing on July 11, 2012, before the Honorable Deborah Schumacher and the following persons appeared: Jesus Faz, said minor child, represented by Jennifer Soderlund, Nevada Legal Services; Pennie Faz, mother of said minor children, without court-appointed counsel Gemma Waldron, Esq.; Jesus Faz, father of said minor children, was not present but represented by Michael Roth, Esq.; Sandy Lorenz, foster mother; Katie Sullivan, CASA; Viki Matica, CASA case manager; Jacinta Palmer, Washoe County Department of Social Services, represented by Jennifer Christie, Deputy District Attorney.

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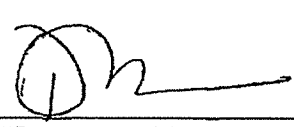
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1 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
2 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
3 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
4 that every person having a limited right of custody to a child or any  
5 parent having no right of custody to the child who willfully detains,  
6 conceals or removes the child from a parent, guardian or other person  
7 having lawful custody or a right of visitation of the child in  
8 violation of an order of this court, or removes the child from the  
9 jurisdiction of the court without the consent of either the court or  
10 all persons who have the right to custody or visitation is subject to  
11 being punished for a category D felony as provided in NRS 193.130.

12 Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
13 October 25, 1980, adopted by the 14th Session of The Hague Conference  
14 on Private International Law, apply if a parent abducts or wrongfully  
15 retains a child in a foreign country.

16 IT IS ORDERED.

17 DATED: 7-11-12

18   
19 \_\_\_\_\_  
20 DISTRICT JUDGE  
21  
22  
23  
24  
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26

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Gemma Waldron, Esq.  
542 Landers  
Reno, NV 89509  
**CERTIFIED MAIL**

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, NV 89509  
**CERTIFIED MAIL**

*Served in court*

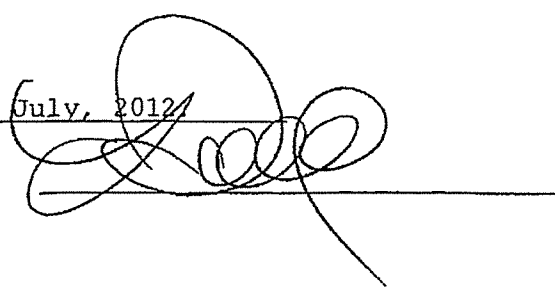
Jennifer Soderlund  
Nevada Legal Services  
650 Tahoe St.  
Reno, NV 89509  
**CERTIFIED MAIL**

*Served in court*

CASA  
Inter Office Mail

*Served in court*

Dated this 11 day of July, 2012



ORIGINAL

FILED

OCT 17 2012

JOEY HASTINGS, CLERK

By: *[Signature]*  
DEPUTY CLERK

CODE 2700

JV05-00734  
JESUS FAZ, ET AL  
District Court  
Washoe County  
DC-9900039851-002  
10/17/2012 05:00 PM  
2700

6

IN THE FAMILY DIVISION

7

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

8

IN AND FOR THE COUNTY OF WASHOE

9

IN THE MATTER OF:

)

10

JESUS FAZ,

)

ANGEL FAZ,

)

11

LOGAN FAZ,

)

Case No. JV05-00734

MARIA FAZ,

)

12

MICHAEL FAZ, and

)

Dept. No. 5

NATHANIEL FAZ,

)

13

MINOR CHILDREN.

)

14

)

15

ORDER AFTER 33-MONTH REVIEW HEARING

16

This matter came before the Court for a 33-month review hearing

17

on October 17, 2012, before the Honorable Deborah Schumacher and the

18

following persons appeared: Jesus Faz, said minor child, represented

19

by Christina Kim, Esq., Nevada Legal Services for Jennifer Soderlund,

20

Nevada Legal Services; Pennie Faz, mother of said minor children,

21

without court-appointed counsel Alison Colvin, Esq.; Robert Bell,

22

Esq., from the conflict group appeared to address the Court; Jesus

23

Faz, father of said minor children, without court-appointed counsel

24

Michael Roth, Esq.; Katie Sullivan, CASA; Viki Matica, CASA case

25

manager; Kim Grace, Koinonia foster homes; Jacinta Palmer, Washoe

26

1 County Department of Social Services, represented by Jeffrey Martin,  
2 Chief Deputy District Attorney.

3 Pennie Faz and Jesus Faz, parents of said minor children, both  
4 elected to proceed with the hearing today without court-appointed  
5 counsel being present.

6 FINDINGS

7 The Court having received the report of the Department of Social  
8 Services and considering itself fully advised in the premises hereby  
9 finds the following:

10 1. The Court approves current physical placement of Jesus Faz in  
11 the REACH program. The Court approves current physical placement of  
12 Angel Faz, Michael Faz, and Logan Faz in the Northern Nevada Child and  
13 Adolescent Services Learning Homes 1 and 2. The Court approves  
14 current physical placement of Maria Faz and Nathaniel Faz in  
15 therapeutic Koinonia Foster Home placement. The Court finds the  
16 foregoing placements to be the least restrictive and most appropriate  
17 for the minor children.

18 2. Washoe County Department of Social Services has made  
19 reasonable efforts to finalize the permanency plan as stated in  
20 paragraph 4 of the court report filed October 4, 2012.

21 The Court hereby orders as follows:

22 1. Legal and physical custody of Jesus Faz, Angel Faz, Logan  
23 Faz, Maria Faz, Michael Faz and Nathaniel Faz shall remain with Washoe  
24 County Department of Social Services.

25 //

26 //

1        2. Washoe County Department of Social Services may consent to  
2 any and all necessary and/or emergency medical/dental treatment for  
3 said minor children while they remain in the custody of Washoe County  
4 Department of Social Services.

5        3. Washoe County Department of Social Services is hereby granted  
6 permission to release information about said minor children including  
7 use of photographs and biography of the children that does not reveal  
8 the identity of the children or the family, if necessary to recruit  
9 for a flexible family home.

10       4. Pennie Faz and Jesus Faz shall reimburse Washoe County  
11 Department of Social Services for costs of care for Jesus Faz, Angel  
12 Faz, Logan Faz, Maria Faz, Michael Faz and Nathaniel Faz according to  
13 statutory limits.

14       5. A Permanency Hearing shall be held January 9, 2013, at 9:40  
15 a.m.

16       NRS 125.510(6) regarding abduction, concealment or detention of a  
17 child:

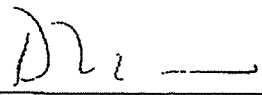
18 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
19 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
20 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
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22 parent having no right of custody to the child who willfully detains,  
23 conceals or removes the child from a parent, guardian or other person  
24 having lawful custody or a right of visitation of the child in  
25 violation of an order of this court, or removes the child from the  
26 jurisdiction of the court without the consent of either the court or

1 all persons who have the right to custody or visitation is subject to  
2 being punished for a category D felony as provided in NRS 193.130.

3 Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
4 October 25, 1980, adopted by the 14th Session of The Hague Conference  
5 on Private International Law, apply if a parent abducts or wrongfully  
6 retains a child in a foreign country.

7 IT IS ORDERED.

8 DATED: 10-17-12

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DISTRICT JUDGE



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CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Alison Colvin, Esq  
232 Court St.  
Reno, NV 89520  
**CERTIFIED MAIL**

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, Nv 89509  
**CERTIFIED MAIL**

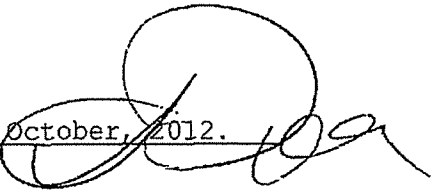
Christina Kim for  
Jennifer Soderlund  
Nevada Legal Services  
    ) Tahoe St.  
Reno, NV 89509  
**CERTIFIED MAIL**

Served in court

CASA  
Inter Office Mail

*Served in Court*

Dated this 17 day of October, 2012.



JV05-00734  
DC-9900042184-178  
3 Pages  
01/09/2013 06 00 PM  
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CRIMINAL  
JESUS FAZ, ET AL  
District Court  
Washoe County  
CLERK

1 CODE 3020

FILED

JAN - 9 2013

JOEY HASTINGS, CLERK

By: *[Signature]*  
DEPUTY CLERK

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6 IN THE FAMILY DIVISION

7 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

8 IN AND FOR THE COUNTY OF WASHOE

9 IN THE MATTER OF:

10 JESUS FAZ,

ANGEL FAZ,

11 LOGAN FAZ,

MARIA FAZ,

12 MICHAEL FAZ, and

NATHANIEL FAZ,

13 MINOR CHILDREN.

)  
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) Case No. JV05-00734

)  
) Dept. No. 5  
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14  
15 ORDER FOR CONTINUANCE

16 This matter came before the Court for a 36-month permanency  
17 hearing on January 9, 2013, before the Honorable Deborah Schumacher  
18 and the following persons appeared: Jesus Faz, father of said minor  
19 children, represented by Michael Roth, Esq., who came in late; Jacinta  
20 Palmer, Washoe County Department of Social Services, represented by  
21 Jeffrey Martin, Chief Deputy District Attorney

22 The Court hereby orders as follows:

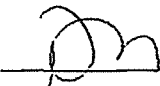
23 1. Due to the late filing of the court report in this matter,  
24 this hearing shall be continued to January 23, 2013, at 8:15 a.m. to  
25 allow parents of said minor child, to consult with counsel.  
26

1        2. All orders previously entered herein shall remain in full  
2 force and effect.

3        NRS 125.510(6) regarding abduction, concealment or detention of a  
4 child: PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
5 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
6 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
7 that every person having a limited right of custody to a child or any  
8 parent having no right of custody to the child who willfully detains,  
9 conceals or removes the child from a parent, guardian or other person  
10 having lawful custody or a right of visitation of the child in  
11 violation of an order of this court, or removes the child from the  
12 jurisdiction of the court without the consent of either the court or  
13 all persons who have the right to custody or visitation is subject to  
14 being punished for a category D felony as provided in NRS 193.130.  
15 Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
16 October 25, 1980, adopted by the 14th Session of The Hague Conference  
17 on Private International Law, apply if a parent abducts or wrongfully  
18 retains a child in a foreign country.

19                IT IS SO ORDERED.

20                DATED: January 9, 2013

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24                                DISTRICT JUDGE  
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CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Alison Colvin, Esq  
232 Court St.  
Reno, NV 89520  
**CERTIFIED MAIL**

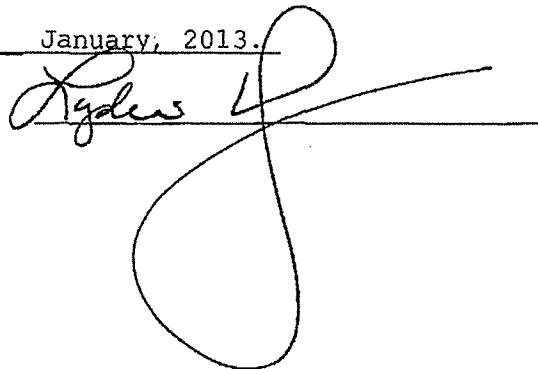
Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, NV 89509  
**CERTIFIED MAIL**

served in court

Christina Kim for  
Jennifer Soderlund  
Nevada Legal Services  
650 Tahoe St.  
Reno, NV 89509  
**CERTIFIED MAIL**

CASA  
Inter Office Mail

Dated this 9<sup>th</sup> day of January, 2013.



JV05-00734  
DC-9900042646-039  
JESUS FAZ, ET AL  
District Court  
Washoe County  
2700  
COUNTY

FILED

JAN 23 2013

JOEY HASTINGS, CLERK  
By: *[Signature]*  
DEPUTY CLERK

1 CODE 2700

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6 IN THE FAMILY DIVISION  
7 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
8 IN AND FOR THE COUNTY OF WASHOE

9 IN THE MATTER OF: )  
10 JESUS FAZ, )  
ANGEL FAZ, )  
11 LOGAN FAZ, ) Case No. JV05-00734  
MARIA FAZ, )  
12 MICHAEL FAZ, and ) Dept. No. 5  
NATHANIEL FAZ, )  
13 MINOR CHILDREN. )  
14

15 ORDER AFTER CONTINUED PERMANENCY HEARING

16 This matter came before the Court for a continued permanency  
17 hearing on January 23, 2013, before the Honorable Deborah Schumacher  
18 and the following persons appeared: Jesus Faz, said minor child,  
19 represented by Jennifer Soderlund, Nevada Legal Services; Angel Faz,  
20 Logan Faz, Maria Faz and Michael Faz, said minor children; Pennie Faz,  
21 mother of said minor children, represented by Alison Colvin, Esq.;  
22 Jesus Faz, father of said minor children, represented by Michael Roth,  
23 Esq.; Katie Sullivan, CASA; Viki Matica, CASA case manager; Kim Grace,  
24 Koinonia foster homes; Jacinta Palmer, Washoe County Department of  
25 Social Services, represented by Jeffrey Martin, Chief Deputy District  
26 Attorney.

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1           3. Pennie Faz and Jesus Faz shall reimburse Washoe County  
2 Department of Social Services for costs of care for Jesus Faz, Angel  
3 Faz, Logan Faz, Maria Faz, Michael Faz and Nathaniel Faz according to  
4 statutory limits.

5           4. A 60-day Review hearing shall be held March 20, 2013, at 9:00  
6 a.m. A written court report is not required for the 60-day review  
7 hearing. A Semi-Annual Review Hearing shall be held July 10, 2013, at  
8 11:00 a.m.

9           NRS 125.510(6) regarding abduction, concealment or detention of a  
10 child:

11 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
12 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
13 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
14 that every person having a limited right of custody to a child or any  
15 parent having no right of custody to the child who willfully detains,  
16 conceals or removes the child from a parent, guardian or other person  
17 having lawful custody or a right of visitation of the child in  
18 violation of an order of this court, or removes the child from the  
19 jurisdiction of the court without the consent of either the court or  
20 all persons who have the right to custody or visitation is subject to  
21 being punished for a category D felony as provided in NRS 193.130.

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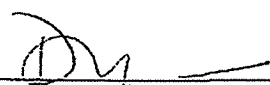
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1 Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
2 October 25, 1980, adopted by the 14th Session of The Hague Conference  
3 on Private International Law, apply if a parent abducts or wrongfully  
4 retains a child in a foreign country.

5 IT IS ORDERED.

6 DATED:

1-23-13

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9 DISTRICT JUDGE  
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CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Alison Colvin, Esq  
232 Court St.  
Reno, NV 89520

served in court

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, Nv 89509

served in court

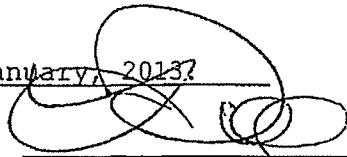
Christina Kim for  
Jennifer Soderlund  
Nevada Legal Services  
650 Tahoe St.  
Reno, NV 89509

Served in court

CASA  
Inter Office Mail

*Served in Court*

Dated this 23rd day of January, 2013?

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

JV05-00734, ET AL  
JESUS FAZ, ET AL  
District Court  
Washoe County  
DC-9900044134-022  
03/20/2013 06:00 PM  
2700  
initials

FILED

MAR 20 2013

JOEY HASTINGS, CLERK  
By: *[Signature]*  
DEPUTY CLERK

CODE 2700

IN THE FAMILY DIVISION  
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

IN THE MATTER OF: )  
JESUS FAZ, )  
ANGEL FAZ, )  
LOGAN FAZ, ) Case No. JV05-00734  
MARIA FAZ, )  
MICHAEL FAZ, and ) Dept. No. 5  
NATHANIEL FAZ, )  
MINOR CHILDREN. )

ORDER AFTER 60-DAY REVIEW HEARING

This matter came before the Court for 60-day review hearing on March 20, 2013, before the Honorable Deborah Schumacher and the following persons appeared: Jesus Faz, said minor child, represented by Stephanie Shannon, Nevada Legal Services; Caryn Tijsseling, Esq. Lewis and Roca; Pennie Faz, mother of said minor children, arrived mid-hearing, represented by Alison Colvin, Esq., and August Hodgkin, Esq.; Jesus Faz, father of said minor children, represented by Michael Roth, Esq.; Katie Sullivan, CASA; Viki Matica, CASA case manager; Kim Grace, Koinonia foster homes; Jacinta Palmer, Washoe County Department of Social Services, represented by Jeffrey Martin, Chief Deputy District Attorney.

1 Stephanie Shannon of Nevada Legal Services moves to withdraw as  
2 counsel of record for Jesus Faz due to a conflict of interest. The  
3 Court grants this motion, and Caryn S. Tijsseling moves for  
4 appointment of counsel of record for Jesus Faz, and the Court approves  
5 this substitution of counsel.

6 FINDINGS

7 The Court having received a verbal update from the Department of  
8 Social Services and considering itself fully advised in the premises  
9 hereby finds the following:

10 1. The Court approves current physical placement of Jesus Faz in  
11 his CBS learning home. The Court approves current physical placement  
12 of Logan Faz and Angel Faz at Mountain Circle. The Court approves  
13 current physical placement of Maria Faz, Michael Faz and Nathaniel Faz  
14 in therapeutic Koinonia Foster Home placement. The Court finds the  
15 foregoing placements to be the least restrictive and most appropriate  
16 for the minor children.

17 The Court hereby orders as follows:

18 1. Legal and physical custody of Jesus Faz, Angel Faz, Logan  
19 Faz, Maria Faz, Michael Faz and Nathaniel Faz shall remain with Washoe  
20 County Department of Social Services.

21 2. Washoe County Department of Social Services shall insure that  
22 said minor children are seen by clinical professionals that shall  
23 specifically address reactive attachment disorder with said minor  
24 children.

25 3. All orders previously entered herein shall remain in full  
26 force and effect.

1           4. A 60-Day Review Hearing shall be held May 1, 2013, at 9:00  
2 a.m. A Semi-Annual Review Hearing shall be held July 10, 2013, at  
3 11:00 a.m.


4           NRS 125.510(6) regarding abduction, concealment or detention of a  
5 child:

6 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
7 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
8 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
9 that every person having a limited right of custody to a child or any  
10 parent having no right of custody to the child who willfully detains,  
11 conceals or removes the child from a parent, guardian or other person  
12 having lawful custody or a right of visitation of the child in  
13 violation of an order of this court, or removes the child from the  
14 jurisdiction of the court without the consent of either the court or  
15 all persons who have the right to custody or visitation is subject to  
16 being punished for a category D felony as provided in NRS 193.130.

17           Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
18 October 25, 1980, adopted by the 14th Session of The Hague Conference  
19 on Private International Law, apply if a parent abducts or wrongfully  
20 retains a child in a foreign country.

21           IT IS ORDERED.

22           DATED: 3/20/13

23             
24           \_\_\_\_\_  
25           DISTRICT JUDGE  
26

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

August Hodgkin, Esq. for  
Alison Colvin, Esq  
232 Court St.  
Reno, NV 89520

served in court

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, Nv 89509

served in court

Stephanie Shannon  
Nevada Legal Services  
650 Tahoe St.  
Reno, NV 89509

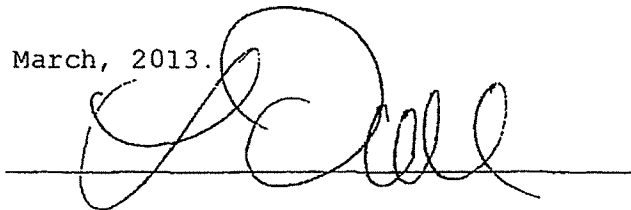
Caryn Tijsseling  
Lewis and Roca  
50 W. Liberty St., Ste 410  
Reno, NV 89501

Served in court

CASA  
Inter Office Mail

*Served in Court*

Dated this 20<sup>th</sup> day of March, 2013.



3242

**IN THE FAMILY DIVISION  
OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE**

**In the Matter as to:**

**JESUS FAZ, ET AL.,**

**Minor children.**

**CASE NO. JV05-00734**

**DEPT NO. 5**

**ORDER RESCHEDULING HEARING**

The Court hereby orders the hearing previously set for May 1, 2013 at 9:00 a.m.  
is rescheduled to May 15, 2013 at 11:00 a.m. in Department 5 of the Second Judicial District  
Court, Family Division.

DATED: April 2, 2013.

  
\_\_\_\_\_  
DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

I certify that I am an employee of the Second Judicial District Court and that on the  
2 day of April, 2013, I electronically filed the foregoing with  
the Clerk of the Court system which will send a notice of electronic filing to following:

Jeffrey Martin, Chief Deputy District Attorney

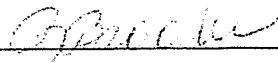
Alison Colvin, Esq.

Michael Roth, Esq.

Caryn Tijsseling, Esq.

Pursuant to NRCP 5(b), I hereby certify that I am an employee of the Second Judicial  
District Court and that I deposited for mailing a true and correct copy of the within document  
addressed to:

CASA  
Interoffice Mail

  
\_\_\_\_\_

JV05-00734 DC-9900045808-011  
JESUS FAZ, ET AL 4 Pages  
District Court 05/15/2013 03:00 PM  
Washoe County 2700  
DOCNF COUNHAM

CODE 2700

FILED

MAY 15 2013

JOEY HASTINGS, CLERK  
By: *[Signature]*  
DEPUTY CLERK

5

6

IN THE FAMILY DIVISION

7

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

8

IN AND FOR THE COUNTY OF WASHOE

9

IN THE MATTER OF:

)

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JESUS FAZ,

)

ANGEL FAZ,

)

11

LOGAN FAZ,

)

Case No. JV05-00734

MARIA FAZ,

)

12

MICHAEL FAZ, and

)

Dept. No. 5

NATHANIEL FAZ,

)

13

MINOR CHILDREN.

)

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)

15

ORDER AFTER 60-DAY REVIEW HEARING

16

This matter came before the Court for 60-day review hearing on

17

May 15, 2013, before the Honorable Deborah Schumacher and the

18

following persons appeared: Jesus Faz, said minor child, represented

19

by Caryn Tijsseling, Esq.; Angel Faz, said minor child; Pennie Faz,

20

mother of said minor children, represented by Alison Colvin, Esq.;

21

Jesus Faz, father of said minor children, represented by Michael Roth,

22

Esq.; Katie Sullivan, CASA; Viki Matica, CASA case manager; Kim Grace

23

and Sandi Arguella, Koinonia foster homes, placement for Maria Faz,

24

Michael Faz and Nathaniel Faz; Bart Coleman, Mountain Circle Homes,

25

foster placement for Logan Faz and Angel Faz; Jennifer McKeirnan

26

(Angel Faz and Logan Faz), Julia Bauer (Maria Faz, Michael Faz and



1 Nathaniel Faz) and Scott Sheldon (Jesus Faz), Washoe County Department  
2 of Social Services, represented by Jeffrey Martin, Chief Deputy  
3 District Attorney.

4 FINDINGS

5 The Court having received a verbal update from the Department of  
6 Social Services and considering itself fully advised in the premises  
7 hereby finds the following:

8 1. The Court approves current physical placement of Jesus Faz in  
9 his CBS learning home.

10 The Court approves current physical placement of Logan Faz and  
11 Angel Faz at Mountain Circle Homes with Bart Coleman.

12 The Court approves current physical placement of Maria Faz,  
13 Michael Faz and Nathaniel Faz in therapeutic Koinonia Foster Home  
14 placement. The Court finds the foregoing placements to be the least  
15 restrictive and most appropriate for the minor children.

16 The Court hereby orders as follows:

17 1. Legal and physical custody of Jesus Faz, Angel Faz, Logan  
18 Faz, Maria Faz, Michael Faz and Nathaniel Faz shall remain with Washoe  
19 County Department of Social Services.

20 2. All orders previously entered herein shall remain in full  
21 force and effect.

22 3. A Permanency Hearing shall be held July 10, 2013, at 11:00  
23 a.m.

24 NRS 125.510(6) regarding abduction, concealment or detention of a  
25 child:

26 //

1 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
2 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
3 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
4 that every person having a limited right of custody to a child or any  
5 parent having no right of custody to the child who willfully detains,  
6 conceals or removes the child from a parent, guardian or other person  
7 having lawful custody or a right of visitation of the child in  
8 violation of an order of this court, or removes the child from the  
9 jurisdiction of the court without the consent of either the court or  
10 all persons who have the right to custody or visitation is subject to  
11 being punished for a category D felony as provided in NRS 193.130.

12 Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
13 October 25, 1980, adopted by the 14th Session of The Hague Conference  
14 on Private International Law, apply if a parent abducts or wrongfully  
15 retains a child in a foreign country.

16 IT IS ORDERED.

17 DATED: 5/15/13

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19 \_\_\_\_\_  
20 DISTRICT JUDGE

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CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP '5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Alison Colvin, Esq  
232 Court St.  
Reno, NV 89520

served in court

Michael Roth, Esq.  
2750 Manzanita Lane  
Reno, Nv 89509

served in court

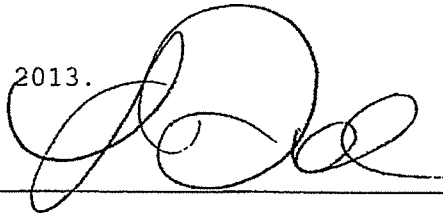
Caryn Tijsseling  
Lewis and Roca  
50 W. Liberty St., Ste 410  
Reno, NV 89501

Served in court

CASA  
Inter Office Mail

*Served in Court*

Dated this 15th day of May, 2013.



JV05-00734  
JESUS FAZ, ET AL  
District Court  
Washoe County  
6/10/2013 06:00 PM  
2700  
CDUNHAM

CODE 2700

FILED

JUL 10 2013

JOEY HASTINGS, CLERK  
By: *[Signature]*  
DEPUTY CLERK

IN THE FAMILY DIVISION

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

IN THE MATTER OF:

JESUS FAZ,

ANGEL FAZ,

LOGAN FAZ,

MARIA FAZ,

MICHAEL FAZ, and

NATHANIEL FAZ,

MINOR CHILDREN.

Case No. JV05-00734

Dept. No. 5

ORDER AFTER 42-MONTH PERMANENCY HEARING

CONCERNING MARIA FAZ, MICHAEL FAZ AND NATHANIEL FAZ

This matter came before the Court for 42-month permanency hearing on July 10, 2013, before the Honorable Deborah Schumacher and the following persons appeared: Jesus Faz, represented by Caryn Tijsseling, Esq.; Angel Faz, Logan Faz, Maria Faz, and Michael Faz, said minor children; Pennie Faz, mother of said minor children, was not present but represented by Mikyala Miller, Esq.; Jesus Faz, father of said minor children, represented by Neil Grad, Esq.; Katie Sullivan, CASA; Viki Matica, CASA case manager; Kim Grace and Sandi Arguella, Koinonia foster homes, placement for Maria Faz, Michael Faz and Nathaniel Faz; Julia Bauer, Washoe County Department of Social

1 Services, represented by Jeffrey Martin, Chief Deputy District  
2 Attorney.

3 FINDINGS

4 The Court having received a verbal update from the Department of  
5 Social Services and considering itself fully advised in the premises  
6 hereby finds the following:

7 1. The Court approves current physical placement of Maria Faz,  
8 Michael Faz and Nathaniel Faz in therapeutic Koinonia Foster Home  
9 placement as the least restrictive and most appropriate for the minor  
10 children.

11 2. The Court approves the permanency plan for Marla Faz, Michael  
12 Faz and Nathaniel Faz as the least restrictive and appropriate.

13 3. Washoe County Department of Social Services has made  
14 reasonable efforts to finalize the permanency plan as stated in  
15 paragraph 4 of the court report filed June 14, 2013.

16 The Court hereby orders as follows:

17 1. Legal and physical custody of Maria Faz, Michael Faz and  
18 Nathaniel Faz shall remain with Washoe County Department of Social  
19 Services.

20 2. Washoe County Department of Social Services is granted  
21 permission to release information about the children including use of  
22 photographs and biography of the children that does not reveal the  
23 identity of the children or family if necessary to recruit for a  
24 flexible family home.

25 //

26 //

1           3. Pennie Faz, mother of said minor children, and Jesus Faz,  
2 Jr., father of said minor children, shall reimburse Washoe County  
3 Department of Social Services for costs of care for Maria Faz, Michael  
4 Faz and Nathaniel Faz, according to statutory limits.

5           4. Court-appointed counsel for Pennie Faz is hereby relieved due  
6 to Ms. Faz' failure to utilize services of counsel.

7           5. A Semi-Annual Review Hearing shall be held January 8, 2014,  
8 at 10:20 a.m.

9           NRS 125.510(6) regarding abduction, concealment or detention of a  
10 child:

11 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
12 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
13 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
14 that every person having a limited right of custody to a child or any  
15 parent having no right of custody to the child who willfully detains,  
16 conceals or removes the child from a parent, guardian or other person  
17 having lawful custody or a right of visitation of the child in  
18 violation of an order of this court, or removes the child from the  
19 jurisdiction of the court without the consent of either the court or  
20 all persons who have the right to custody or visitation is subject to  
21 being punished for a category D felony as provided in NRS 193.130.

22 //

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1 Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
2 October 25, 1980, adopted by the 14th Session of The Hague Conference  
3 on Private International Law, apply if a parent abducts or wrongfully  
4 retains a child in a foreign country.

5 IT IS ORDERED.

6 DATED: 7/10/13

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DISTRICT JUDGE

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CERTIFICATE OF SERVICE BY MAIL

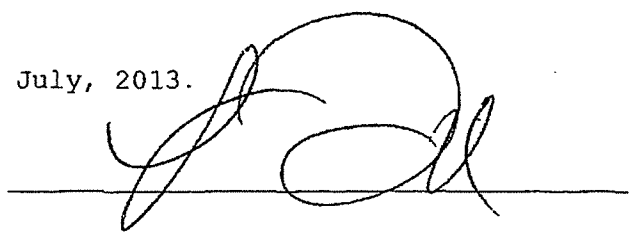
Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Mikyala Miller, Esq. Served in court

Neil Grad, Esq. Served in court

CASA Served in court  
Inter Office Mail

Dated this 10<sup>th</sup> day of July, 2013.





Code 1110  
RICHARD A. GAMMICK  
Washoe County District Attorney  
Jeffrey Martin, Chief DDA  
Nevada Bar No. 7080  
P.O. Box 30083  
Reno, Nevada 89520  
(775) 337-5700  
Attorneys for Petitioner

///

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II

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The mother of the above-named children is Pennie Faz, whose date of birth is October 3, 1972 and whose current address is 31 E. O St., Sparks, Nevada 89431.

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The natural father of the above-named children is Jesus Faz, Jr., whose date of birth is February 2, 1966 and who currently resides at 1084 Rock Blvd., Apt. B, Sparks, Nevada 89431.

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III

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The Washoe County Department of Social Services has custody of Jesus Faz, Angel Faz, Logan Faz, Maria Faz, Michael Faz, and Nathaniel Faz by virtue of orders of the juvenile dependency court, the last of which is dated July 10, 2013.

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IV

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To the best of petitioner's knowledge, there is no legal guardian appointed for the minor children in the State of Nevada or elsewhere.

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Pursuant to NRS 128.050(2)(g), the minor children are not known to be an Indian child.

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VI

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The facts bringing Maria Faz, Michael Faz, and Nathaniel Faz within the purview of Nevada Revised Statutes Chapter 128 are:

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On November 23, 2004, Pennie Faz had given birth to Michael at which time Michael tested positive for methamphetamine. The next day, Ms. Faz tested positive for methamphetamine in her hair and urine. Social Services offered voluntary services to Ms. Faz, although she continued to test positive for methamphetamine.

1        On May 9, 2005, Jesus Faz, Jr. was arrested for attempted murder  
2 and child endangerment. Mr. Faz removed a sword from a display rack  
3 above the television in the home, and when he removed the sword from  
4 its sheath, he did so in a downward motion, swinging the blade in the  
5 direction of nine-month-old Michael, who was sitting in a swing  
6 approximately two feet to the right of Mr. Faz. Mr. Faz began  
7 swinging the sword at an unrelated male adult while he stood over  
8 three-and-one-half-year old Angel, who was sleeping on the floor  
9 beneath Mr. Faz' feet. Mr. Faz allegedly caused multiple lacerations  
10 to the victim's head and small puncture wounds below the victim's left  
11 ear and on the victim's left arm. All of these events are alleged to  
12 have occurred in the presence of several of the children.

13        On July 26, 2005, Reno Police officers requested placement of  
14 Jesus and Angel as they were found wandering unsupervised on South  
15 Virginia Street near the Micasa Too Restaurant where they had tried to  
16 cross Virginia Street. On July 26, 2005, Logan was found by neighbors  
17 unsupervised at the 7-11 Store on the corner of South Virginia Street  
18 and Gentry Way. On July 26, 2005, Reno police officers, believing  
19 that Ms. Faz was under the influence of a controlled substance,  
20 arrested her for child abuse and neglect. On September 6, 2005, the  
21 Court found that Jesus, Logan, Michael and Maria were children in need  
22 of protection due to neglect by Ms. Faz.

23        Ms. Faz subsequently entered substance abuse treatment through  
24 the Family Drug Court program and Bristlecone Family Resources.  
25 Social Services placed the children with her on October 7, 2005. On  
26 April 11, 2007, the Court found that Jesus, Logan, Michael and Maria

1 were no longer children in need of protection and returned custody of  
2 the children to their parents.

3       On January 13, 2010, Ms. Faz was arrested during a Court hearing  
4 at Sparks Justice Court for being under the influence of  
5 methamphetamine and marijuana. She had been monitored by Alternate  
6 Sentencing since August 2009 after an arrest for driving under the  
7 influence of methamphetamines. On that date, Social Services found  
8 that Mr. and Mrs. Faz' residence was cluttered and dirty, posing  
9 health and safety hazards for the children. There were dirty dishes  
10 throughout the residence, garbage had not been taken out, old food was  
11 on the counters and floors, dirt and debris were covering the floors,  
12 dirty clothing was lying around the home, and toys and other items  
13 were cluttering the floors causing minimal walking space. The rent  
14 had not been paid for several months, the family was facing eviction,  
15 and the power had been turned off in the home. Since that time, the  
16 landlord has locked them out of the home and they have been staying  
17 with friends. Due to Mr. Faz working in the evenings at that time,  
18 there was no caretaker for the children while Mrs. Faz was  
19 incarcerated. Mr. Faz has been aware for many years that Mrs. Faz  
20 uses methamphetamines, but continued to leave his children in her  
21 care, causing Social Services concern for his lack of parental and  
22 protective capacities.

23       On March 10, 2010, the Court found that Jesus, Angel, Logan,  
24 Maria, Michael and Nathaniel were children in need of protection due  
25 to neglect by Mr. Faz and Mrs. Faz.

26 ///

1 Both Mr. and Mrs. Faz were offered a case plan and service  
2 agreement to effectuate reunification. Mrs. Faz initially entered  
3 substance abuse treatment, but failed to complete treatment at  
4 American Comprehensive Counseling. Mrs. Faz has maintained minimal  
5 contact with Social Services. The children's therapist did not  
6 recommend visitation as Ms. Faz had been inconsistent in exercising  
7 visitation and had missed many months of visitation. Ms. Faz  
8 currently has weekly telephone contact with the children on Saturdays.  
9 Ms. Faz is currently unemployed and cannot meet the children's basic  
10 needs. Ms. Faz does not attend the children's medical dental or  
11 clinical appointments. Ms. Faz has not addressed her methamphetamine  
12 use and to Social Services' knowledge, Ms. Faz' boyfriend also uses  
13 controlled substances.

14 Mr. Faz has been working on reunification with the older  
15 children, J.C. Angel and Logan; however, Mr. Faz has been unable to  
16 meet the basic needs for care and supervision for all of his children  
17 and has been unable to reunify with Maria, Michael and Nathaniel, who  
18 have now been in foster care for three and one-half years.

19 All of the children have extraordinary special needs. Maria  
20 receives behavior interventions in the therapeutic foster home and  
21 weekly therapy with Danielle Osier-Tater. She will be re-evaluated  
22 for psychiatric services on October 9, 2013 Maria was a victim of  
23 sexual abuse and continues to have provocative sexualized behaviors.

24 Michael currently attends Elmcrest Elementary School and is on an  
25 IEP. Michael receives clinical services from Danielle Osier-Tater for

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1 past trauma and ADHD symptoms and receives psychiatric services from  
2 Dr. Jennifer McKay.

3 Nathaniel attends Elmcrest Elementary School and is on an IEP for  
4 behavioral issues. He also receives additional occupational therapy  
5 services through Advanced Pediatrics. He receives psychiatric  
6 services from Dr. McKay and therapeutic services through Danielle  
7 Osier-Tater for past trauma. All the children are immature for their  
8 age, have significant behavior issues, and were exposed to  
9 drugs/alcohol in utero.

10 Based on the above, as well as evidence to be presented at trial,  
11 grounds exist for terminating the parental rights of Pennie Faz and  
12 Jesus Faz, Jr., pursuant to NRS Chapter 128, to wit:

13 (A) Maria Faz, Michael Faz, and Nathaniel Faz's best interests  
14 will be served by the termination of their respective parents' rights,  
15 pursuant to NRS 128.105(1).

16 (B) Maria Faz, Michael Faz, and Nathaniel Faz are neglected  
17 children in that Pennie Faz and Jesus Faz, Jr. have by reason of their  
18 fault or habits, neglected and refused to provide the children with  
19 proper parental care. They have neglected or refused to provide  
20 proper or necessary subsistence, education, medical or surgical care,  
21 or other care necessary for the children's health, morals, or well-  
22 being.

23 (C) Pennie Faz and Jesus Faz, Jr. are unfit parents in that, by  
24 reason of their faults, habits, or conduct toward the children or  
25 other persons; they have failed to provide the children with proper  
26 care, guidance, and support.

1 (D) There is risk of serious physical, mental, or emotional  
2 injury to the children if they are returned to, or remain in, the home  
3 of Pennie Faz or Jesus Faz, Jr.

4 (E) There have been only token efforts by Pennie Faz and Jesus  
5 Faz, Jr.:

6 (1) To prevent neglect of the children;

7 (2) To avoid being an unfit parent;

8 (3) To eliminate the risk of serious physical,  
9 mental or emotional injury to the children.

10 (F) With respect to these children, Pennie Faz and Jesus Faz,  
11 Jr. have failed to adjust in that they have been unable or unwilling  
12 within a reasonable period of time to remedy substantially conditions  
13 which led to the children's out-of-the-home placement notwithstanding  
14 reasonable and appropriate efforts on the part of the State and County  
15 and others to return the children.

16 WHEREFORE, petitioner prays that:

17 1. The parental rights of Pennie Faz and Jesus Faz, Jr., be  
18 terminated and Maria Faz, Michael Faz, and Nathaniel Faz be declared  
19 free from the custody and control of said parents;

20 2. Custody and control of Maria Faz, Michael Faz, and  
21 Nathaniel Faz be vested in the Washoe County Department of Social  
22 Services, and said Department be authorized and empowered to execute  
23 all necessary consents to the adoption of Maria Faz, Michael Faz, and  
24 Nathaniel Faz; and

25 ///

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1        3.     This Court grant to said Washoe County Department of Social  
2 Services such other and further relief which the court may deem just  
3 and proper in the premises.

4                    AFFIRMATION PURSUANT TO NRS 239B.030

5        The undersigned does hereby affirm that the preceding document  
6 does not contain the social security number of any person.

7        Dated this 2nd day of October, 2013.

8  
9                    RICHARD A. GAMMICK  
10                    Washoe County District Attorney

11                    By: 

12                    JEFFREY MARTIN  
13                    Chief Deputy District Attorney  
14                    Washoe County District  
15                    Attorney's Office  
16                    Attorney for Petitioner  
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STATE OF NEVADA  
COUNTY OF WASHOE

2. I have read the foregoing petition and know the contents thereof; the same is true of my own knowledge, except as to matters which are therein stated on information and belief, and as to those matters I believe it to be true.

AFFIRMATION PURSUANT TO NRS 239B.030

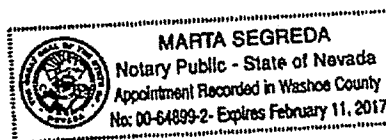
The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

Further affiant sayeth naught.

S. Cline  
Sherri Cline  
Children's Services Coordinator

SIGNED and SWORN to before me  
this 3<sup>rd</sup> day of October 2013,

By Sherri Cline  
Marta Segura  
Notary Public



JV05-00734  
JESUS FAZ, ET. AL.  
District Court  
Washoe County  
DC-9900052695-106  
5 Pages  
01/08/2014 06:00 PM  
2700  
CDJUNHAR

CODE 2700

FILED

JAN - 8 2014

JOEY HASTINGS, CLERK  
By: *[Signature]*  
DEPUTY CLERK

6

IN THE FAMILY DIVISION

7

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

8

IN AND FOR THE COUNTY OF WASHOE

9

IN THE MATTER OF:

10

ANGEL FAZ,

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LOGAN FAZ,

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MARIA FAZ,

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MICHAEL FAZ, and

14

NATHANIEL FAZ,

15

MINOR CHILDREN.

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ORDER AFTER 48-MONTH REVIEW HEARING

18

CONCERNING MARIA FAZ, MICHAEL FAZ AND NATHANIEL AFZ

19

This matter came before the Court for 48-month review hearing on

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January 8, 2014, before the Honorable Deborah Schumacher and the

21

following persons appeared: Pennie Faz, mother of said minor

22

children; Jesus Faz, father of said minor children, represented by

23

Mike Roth, Esq.; Katie Sullivan, CASA; Viki Matica, CASA case manager;

24

Delores Johnson, grandmother of said minor children; Jennifer

25

McKeirnan, Washoe County Department of Social Services, represented by

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Jeffrey Martin, Chief Deputy District Attorney.

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1           4. An Interstate Compact on the Placement of Children ("ICPC")  
2 shall be initiated with Elvira Moreno, paternal aunt in Texas within  
3 two weeks of this date. Upon the initiation of the Interstate Compact  
4 on the Placement of Children ("ICPC"), Washoe County Department of  
5 Social Services shall advise all parties once the request has been  
6 completed.

7           5. A Semi-Annual Review Hearing as to Maria Faz, Michael Faz and  
8 Nathaniel Faz shall be held July 9, 2014, at 10:20 a.m.

9           NRS 125.510(6) regarding abduction, concealment or detention of a  
10 child:

11 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
12 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
13 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
14 that every person having a limited right of custody to a child or any  
15 parent having no right of custody to the child who willfully detains,  
16 conceals or removes the child from a parent, guardian or other person  
17 having lawful custody or a right of visitation of the child in  
18 violation of an order of this court, or removes the child from the  
19 jurisdiction of the court without the consent of either the court or  
20 all persons who have the right to custody or visitation is subject to  
21 being punished for a category D felony as provided in NRS 193.130.

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1 Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
2 October 25, 1980, adopted by the 14th Session of The Hague Conference  
3 on Private International Law, apply if a parent abducts or wrongfully  
4 retains a child in a foreign country.

5 IT IS ORDERED.

6 DATED: 01/08/14

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9 DISTRICT JUDGE  
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CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

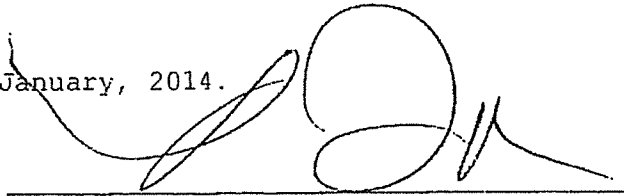
Pennie Faz  
31 E. O Street  
Sparks, NV 89431

served in court

CASA  
Inter Office Mail

served in court

Dated this 8<sup>th</sup> day of January, 2014.



FV11-02393  
TERM : JESUS FAZ, ETAL (D5)  
District Court  
Washoe County  
DC-09900057590-002  
4 Pages  
07/03/2014 09:47 AM  
1680

Code: 1580

MICHAEL V. ROTH, ESQ.

Nevada State Bar Number 2365

750 Manzanita Lane

eno, NV 89509

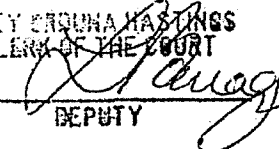
Telephone : 775 843-8730

Attorney For : Father

FILED

2014 JUL -3 AM 9:47

JOEY BROUNA HASTINGS  
CLERK OF THE COURT

BY   
DEPUTY

IN THE FAMILY DIVISION

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

In The Matter Of Parental Rights

As To :

Case No. : FV11-02393

MARIA FAZ, MICHAEL FAZ and

NATHANIEL FAZ,

Dept No. : 5

Minor Children

**DEMAND FOR JURY TRIAL**

**COMES NOW**, Jesus Faz, Jr., natural father of the above-named children, and a party to this matter, by and through his attorney, Michael V. Roth, Esq., counsel, and hereby demands a trial by jury to the legal issues involved in this termination of parental rights matter. This Motion is made and based on the attached Points and Authorities and all the pleadings on file herein.

**POINTS AND AUTHORITIES**

The Constitution of the State of Nevada states, "No person shall be deprived of life, liberty or property without due process of law" [Nev. Const. Art. 1, Section 8(5)]. Further, the Nevada Constitution provides that the right to "trial by jury shall be secure to all and remain inviolate forever". (Nev. Const. Art. 1, Section 3.)

Over the years of jurisprudence in the State of Nevada there have been some limitations placed upon the right to have a jury trial. There is a limitation or an exception for matters that are considered equitable in nature. [Awada vs. Shuffle Master, Inc., 123Nev.613, 173 P 3d 707 (2007)]. As well, there is an exception where

1 the right did not exist at the time of the adoption of the Constitution in Nevada (See  
2 Awada supra). However, there is no minimizing the importance of a termination of  
3 parental rights case. The termination of parental rights is an exercise of awesome  
4 power. (*Matter of the Parental Rights as to N.J.* 116 Nev. 790, 8 P3d 126.) It is a  
5 power that requires a judicial determination (NRS 128.005). This would mean that it  
6 is a legal matter as well as equitable.

7 The parent-child relationship has been declared by the State of Nevada to  
8 be a fundamental liberty interest (NRS 125.450 et seq). Termination of that  
9 fundamental liberty interest constitutes the drastic and permanent severance of the  
10 sacred parent-child relationship [*Bauwens vs. Evans*, 109 Nev. 537, 853 P2d 2121  
11 (1993)]. Jesus Faz, Jr., believes that a trial to sever his parental rights to his three (3)  
12 above-named minor children should be a trial by jury of his peers.

13 Even though Nevada Rule of Civil Procedure 38 states that a demand for a  
14 jury should be made no later than the time of the entry of the Order setting the case  
15 for trial, Jesus Faz, Jr.'s Motion should not be dismissed for that reason. The NRCP are  
16 based in large upon the Federal Rules of Civil Procedure [*Executive Management*  
17 *Ltd., vs Ticor Title Ins., Co.* 118 Nev. 46@54, 38 P3d 872 (2002)]. In the federal courts,  
18 a party that has involuntarily waived its rights to a trial by jury can seek relief from the  
19 waiver. The court can order a jury trial [FRCP39(b)]. NRCP 38(b) mirrors the federal  
20 rule [*Walton vs District Court*, 94 Nev. 690, 695, 586 P2 309, 312 (1978)]. This Court can  
21 Order a trial by jury despite the fact that the case is already set for trial.

22 Jesus Faz, Jr., also requests that all fees and deposits required to proceed  
23 herein be waived by this Court because he has been found to be indigent in this  
24 matter.

### 25 CONCLUSION

26 Jesus Faz, Jr., urges this Court to Order that the trial to terminate his parental  
27 rights be a trial before a jury of his peers. The termination of a parent's rights has  
28 been recognized as "tantamount to imposition of a civil death penalty . . ." [Drury



1 vs Lang, 105 Nev. 430, 433, 776 P2d 843 (19890).

2 "The fundamental LIBERTY OF INTEREST of natural parents in the care, custody  
3 and management of their children does not evaporate simply because they have  
4 not been model parents" (emphasis added) [Smith vs Smith, 102 Nev. 263, 266, 720  
5 P2nd 1219 91986]]. In the Smith case, the Nevada Supreme Court recognized that  
6 there is a fundamental LIBERTY INTEREST that exist between a parent and his or her  
7 child. So did the legislature of the State of Nevada by enacting NRS 125.450 et seq.  
8 Finally, no person can be deprived of life or LIBERTY without due process of law  
9 (Nevada Constitution, Artl 1, Section 8). Jesus Faz, Jr., asserts that due process  
10 concerning his LIBERTY INTERESTS in his children requires a jury trial and he hereby  
11 makes his demand for trial by jury.

12 **AFFIRMATION PURSUANT TO NRS 239B.030**

13 The undersigned does hereby affirm that the preceding document does not  
14 contain the Social Security Number of any person.

15  
16 DATED this 2<sup>nd</sup> day of July, 2014.

17  
18  
19 By: 

20 Michael V. Roth, ESQ.  
21 2750 Manzanita Lane  
22 Reno, NV 89509  
23 Telephone : 775 843-8730  
24 Attorney For : Father  
25  
26  
27  
28

CERTIFICATE OF SERVICE

Pursuant to NRCp 5(b), I certify that I am Michael V. Roth, Esq., and that on the 2<sup>nd</sup> day of July, 2014, I caused service to be completed by:

☐ Personal Delivery  
☐ Delivery Via Professional Courier  
☐ Sending Via Federal Express or Other Overnight Delivery Service  
☒ Depositing For Mailing in the U.S. Mail With Sufficient Postage Affixed Thereto  
☐ Delivery Via Facsimile Machine to Fax Number [Fax Number]

a true and correct copy of the above document addressed to:

**Michael Mahaffey, Esq.,**  
**Deputy District Attorney** *ALTERNATE PUBLIC DEFENDER*  
PO Box 11130  
Reno, NV 89520-3083

**Jeffrey Martin, Esq.**  
**Chief Deputy District Attorney**  
PO Box 11130  
Reno, NV 89520-3083

By : *Michael V. Roth*  
**MICHAEL V. ROTH, ESQ.**

JV05-00734 DC-09900057698-012  
JESUS FAZ, ET. AL. 4 Pages  
District Court 07/09/2014 03:22 PM  
Washoe County 2700  
CR01NF CDUN:HBM

CODE 2700

FILED

JUL 09 2014

JOEY HASTINGS, CLERK  
By: [Signature]  
DEPUTY CLERK

6 IN THE FAMILY DIVISION  
7 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
8 IN AND FOR THE COUNTY OF WASHOE  
9 IN THE MATTER OF: )  
10 ANGEL FAZ, )  
LOGAN FAZ, )  
11 MARIA FAZ, ) Case No. JV05-00734  
MICHAEL FAZ, and )  
12 NATHANIEL FAZ, ) Dept. No. 5  
13 MINOR CHILDREN. )  
14 )

15 ORDER AFTER 54-MONTH SEMI-ANNUAL REVIEW HEARING  
16 CONCERNING MARIA FAZ, MICHAEL FAZ AND NATHANIEL FAZ

17 This matter came before the Court for a 54-month semi-annual  
18 review hearing concerning MARIA FAZ, MICHAEL FAZ and NATHANIEL FAZ on  
19 July 9, 2014, before the Honorable Deborah Schumacher and the  
20 following persons appeared: "JC" Faz, sibling of said minor children;  
21 Angel, Logan, Maria, Michael and Nathaniel Faz, said minor children,  
22 who remained only for the updates as to the children; Pennie Faz,  
23 mother of said minor children; Jesus Faz, father of said minor  
24 children, represented by Mike Roth, Esq.; Kim Grace, Koinonia; Tamara  
25 Reid, foster mother; Viki Matica, CASA case manager; Jennifer  
26 McKeirnan, Julia Bauer and Michelle Rosencrantz, Washoe County

1 Department of Social Services, represented by Charles Aglubat and Myra  
2 A. Sheehan, Deputy District Attorney, for Jeffrey Martin, Chief Deputy  
3 District Attorney.

4 FINDINGS

5 The Court having received a verbal update from the Department of  
6 Social Services and considering itself fully advised in the premises  
7 hereby finds the following:

8 1. The Court approves current physical placement of Maria Faz,  
9 Michael Faz and Nathaniel Faz in therapeutic Koinonia Foster Home  
10 placement as the least restrictive and most appropriate for the minor  
11 children.

12 2. Washoe County Department of Social Services has made  
13 reasonable efforts to finalize the permanency plan as stated in  
14 paragraph 4 of the court report filed June 20, 2014.

15 The Court hereby orders as follows:

16 1. Legal and physical custody of Maria Faz, Michael Faz and  
17 Nathaniel Faz shall remain with Washoe County Department of Social  
18 Services.

19 2. Washoe County Department of Social Services may consent to  
20 any and all necessary and/or emergency medical/dental treatment for  
21 said minor children while they remain in the custody of Washoe County  
22 Department of Social Services.

23 3. Pennie Faz, mother of said minor children, and Jesus Faz,  
24 Jr., father of said minor children, shall reimburse Washoe County  
25 Department of Social Services for costs of care for Maria Faz, Michael  
26 Faz and Nathaniel Faz, according to statutory limits.

1           4. A Permanency Hearing as to Maria Faz, Michael Faz and  
2 Nathaniel Faz shall be held December 10, 2014, at 11:20 a.m.

3           NRS 125.510(6) regarding abduction, concealment or detention of a  
4 child:

5 PENALTY FOR VIOLATION OF ORDER: THE ABDUCTION, CONCEALMENT OR  
6 DETENTION OF A CHILD IN VIOLATION OF THIS ORDER IS PUNISHABLE AS A  
7 CATEGORY D FELONY AS PROVIDED IN NRS 193.130. NRS 200.359 provides  
8 that every person having a limited right of custody to a child or any  
9 parent having no right of custody to the child who willfully detains,  
10 conceals or removes the child from a parent, guardian or other person  
11 having lawful custody or a right of visitation of the child in  
12 violation of an order of this court, or removes the child from the  
13 jurisdiction of the court without the consent of either the court or  
14 all persons who have the right to custody or visitation is subject to  
15 being punished for a category D felony as provided in NRS 193.130.

16           Pursuant to NRS 125.510(7) the terms of the Hague Convention of  
17 October 25, 1980, adopted by the 14th Session of The Hague Conference  
18 on Private International Law, apply if a parent abducts or wrongfully  
19 retains a child in a foreign country.

20           IT IS ORDERED.

21           DATED: 07/09/14

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23           \_\_\_\_\_  
24           DISTRICT JUDGE  
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CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the Office of the District Attorney of Washoe County, over the age of 21 years and not a party to nor interested in the within action. I will deposit for mailing in the U.S. Mails, with postage fully prepaid, or by inter-office mail where indicated, a true and correct copy of the foregoing in an envelope addressed to the following:

Pennie Faz  
31 E. O Street  
Sparks, NV 89431

served in court

CASA  
Inter Office Mail

served in court

Dated this 9<sup>th</sup> day of July, 2014.

A handwritten signature in black ink, appearing to be "J. D.", is written over a horizontal line.

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IN THE FAMILY DIVISION

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IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7

IN AND FOR THE COUNTY OF WASHOE

8

9 IN THE MATTER OF PARENTAL RIGHTS Case. No.: FV11-02393

10 as to

11 MARIA FAZ, MICHAEL FAZ &

12 NATHANIEL FAZ,

Dept. 5

13 Minor Children.

14 \_\_\_\_\_/

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**ORDER RE JURY DEMAND**

17 Jesus Faz, Jr., Father of Maria, Michael and Nathaniel Faz, has demanded a jury trial  
18 in the action brought by Washoe County Social Services, seeking to terminate his parental  
19 rights.

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1 action and Mr. Faz cited none.

2 The Nevada Constitution, as Mr. Faz accurately states, requires that the right to a jury  
3 trial not be abridged. However, that guarantee applies to an existing jury trial right and is not  
4 itself a grant of the right. Nevada Rules of Civil Procedure, Rule 38 (b) similarly entitles a  
5 party to a jury for the trial of any issue to which a jury trial right has attached. As stated  
6 above, an action to terminate a parent's rights has never been held to be a right to which a  
7 jury trial has attached.  
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9 No good cause appearing, Mr. Faz' demand for a jury is denied.

10 IT IS SO ORDERED.

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13 Dated: July 23, 2014

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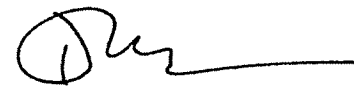
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DISTRICT JUDGE



**CERTIFICATE OF SERVICE**

I certify that I am an employee of the Second Judicial District Court and that on the  
24 day of July, 2014, I electronically filed the foregoing with  
the Clerk of the Court system which will send a notice of electronic filing to following:

Jeff Martin, Chief Deputy District Attorney

Michael Mahaffey, Esq.

Michael Roth, Esq.

G. Brooker

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the Washoe County Alternate Public Defender's Office and that on this date I served a copy of the JOINT APPENDIX – VOLUME I to the following:

WASHOE COUNTY DISTRICT ATTORNEY  
Jeff Martin  
**Via Inner Office Mail**

ADAM LAXALT  
ATTORNEY GENERAL STATE OF NEVADA  
100 N. CARSON STREET  
CARSON CITY, NEVADA 89701  
**Via U.S. Mail**

DATED this 22<sup>nd</sup> day of May, 2015.

/s/Shannon Hambright  
SHANNON HAMBRIGHT