EXHIBIT 22

ELECTRONICALLY SERVED
6/27/2022 6:18 PM

Kymberlie Joy Hurd
152 Judy Lane, Unit D
Henderson, NV 89015
KymberlieJoy@gmail.com
702-285-8149

Sent Via E-Serve Only To: ccrome@cslawoffice.net

June 27, 2022

Chaka Crome, Esq.
Crome Law Firm
520 South 4th St.
Las Vegas, NV 89101

Re: Opipari vs. Hurd
Case No.: D-21-622669-C

Ms. Cromè,

Please be advised that I will be out of town this week. As such I will not be available for any random drug tests. Also, I will need to move my Wednesday (6/29/2022) visitation.

I would request extended time with Azlynn over the 4th of July Weekend and the actual 4th of July Holiday. Unfortunately, I do not have the funds to cover this extended time request or to pay extra for the Holiday.

I would appreciate your client, Mario, allowing Azlynn to spend time with me on Sunday and/or Monday for 4-8 hours. My visit(s) can be supervised by my parents, Gloria & Danny Hurd and they are willing to do the exchange.

I would appreciate your and Mario's cooperation in this matter. Thank you.

Regards,

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd

EXHIBIT 23

ELECTRONICALLY SERVED
7/1/2022 3:17 PM

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

July 1, 2022

Chaka Crome, Esq.
Crome Law Firm

Re: Opipari vs. Hurd
Case No.: D-21-622669-C

Ms. Crome,

I am in receipt of your letter dated June 30, 2022. Evidently, you and your client, Mario, did not read the letter in its entirety or just blatantly do not care to act in Azlynn's best interest.

A Stipulation and Order were Filed back on 12/30/2021 for the Holiday Schedule. This year is my year to have Azlynn for the 4th of July. Defined as 10:00 a.m. on July 4th to 3:00 p.m. on July 5th.

This is the only correctly executed, signed, and filed enforceable order to date. The Orders you speak of were granted on Ex Party Emergency Motions based on order(s) that were never filed.

An attorney with 20 years of experience knows this. Unfortunately, you desire to drag this custody matter out and your client, Mario is willing to pay for such lawless temporary actions. None of which aids in Azlynn's best interest or overall well-being. Azlynn is the only one who truly suffers from your lack of executing plain case law and properly advising your client of such laws.

That being said, I cannot afford to make up the time on a holiday weekend, as mentioned in my previous letter dated June 27, 2022. I would then request to make up the time this Wednesday, July 6, 2022, from 4:00 p.m. to 8:00 p.m.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

EXHIBIT 24

ELECTRONICALLY SERVED
8/11/2022 6:23 PM

ELECTRONICALLY SERVED
7/5/2022 3:01 PM

702.384.5563 | cromelawfirm.com | 520 South 4th St., Las Vegas, NV 89101

CROME
LAW FIRM

July 5, 2022

SENT VIA E-SERVE TO: kymberliejoy@gmail.com
Kymberlie Hurd
152 Judy Lane, Unit D
Henderson, Nevada 89015

Re: Opipari vs. Hurd- July 6, 2022 Visitation
Case No.: D-21-622669-C

Dear Ms. Hurd,

We are in receipt of your correspondence dated July 1, 2022.

Mario has agreed for you to proceed with visitation at Family First Services per the Court Order on Wednesday July 6, 2022 from 4:00 p.m. to 8:00 p.m.

If you have any questions, please contact the office anytime.

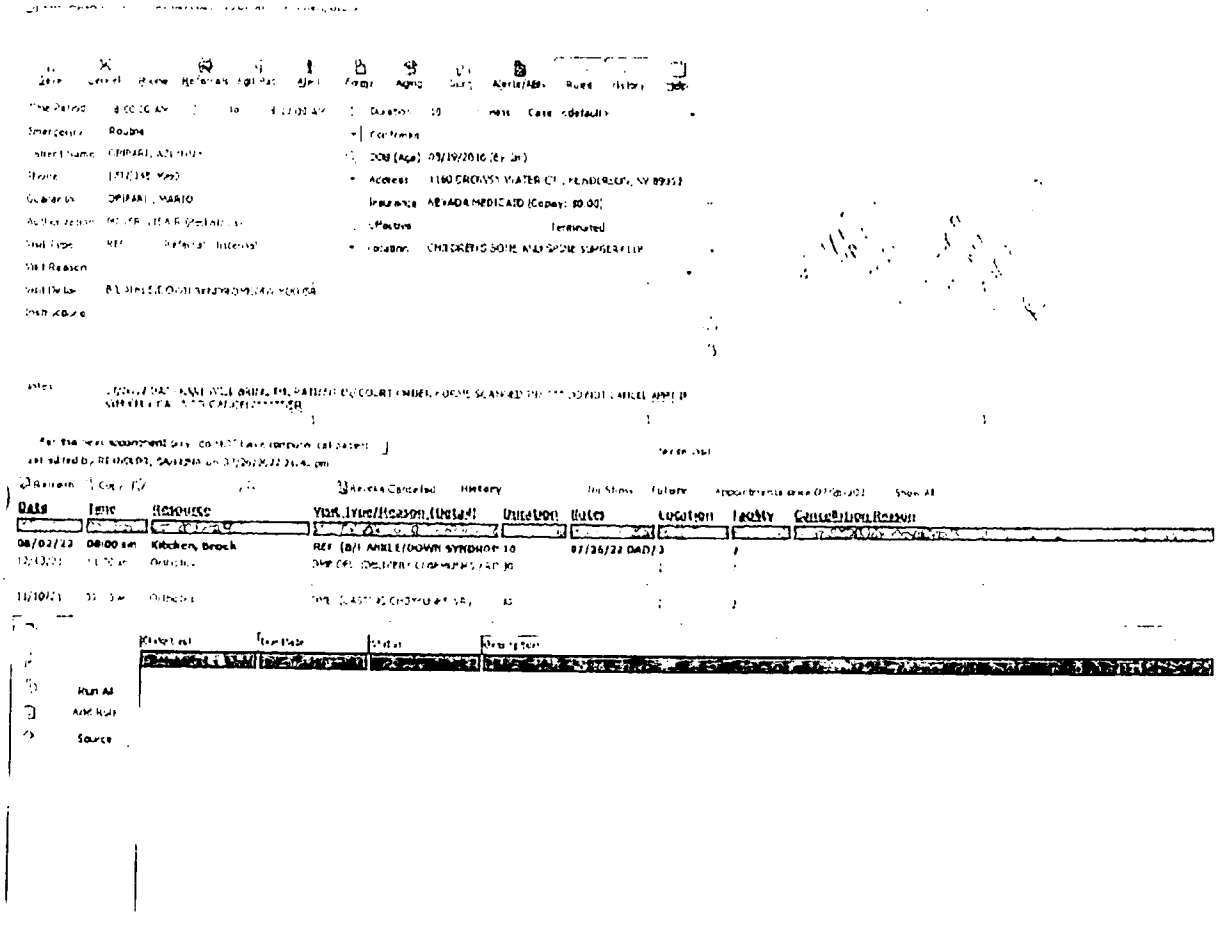
Regards,

CROME LAW FIRM

/s/ Chaka T. Crome, Esq.

CHAKA T. CROME, ESQ.

EXHIBIT 25



Date	Time	Resource	Visit Type/Reason (Initial)	Duration	Notes	Location	Facility	Cancellation Reason
08/02/22	08:00 am	Kitchen, Brock	REF (R/T ANKLE/DOWN SYNDROM 10		07/26/22 DAD/J			

EXHIBIT 26

ELECTRONICALLY SERVED
7/26/2022 10:13 AM

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

July 26, 2022

Chaka Crome, Esq.
Crome Law Firm

Re: Opipari vs. Hurd Case No.: D-21-622669-C

Ms. Crome,

I do not appreciate your client, Mario, denying my rights to Azlynn's medical information and appointments. Obviously, there is something more serious going on with Azlynn to be referred to a Neurologist. I request a full update from today's appointment with Azlynn's Neurologist with medical records and contact information.

Azlynn had an appointment with Dr. Stewart on 8/3 but he has switched locations. Azlynn's new appointment with Dr. Stewart is scheduled for Tuesday 8/9 at 3:30 and she will need to be accompanied by one parent. I request to take my own daughter to this appointment. The new location is Cure For The Kids 1 Breakthrough Way Las Vegas, NV 89135 702-333-7000. I cannot update this information in TalkingParents as the "free" version does not allow this.
[Another fact that proves you and your client falsified statements that Mario has the "free" version]

I would agree to combine both my visitations from 8/3 and 8/7. However, I would request that the 4-hour block be this Saturday from 10-2 at the Down Syndrome Organization BBQ as I will be volunteering to help this event and Azlynn's involvement is well-considered.

I request information on the specific itinerary and location where Mario will be taking Azlynn out of town from 8/3 to 8/7.

CCSD school starts Monday 8/8 and I have yet to receive any information on Azlynn's school placement. I will be involved with Azlynn's first day of 1st grade. Your client has denied my rights and access to Azlynn's school and educational information. I request information and a plan for my involvement with Azlynn before and after her first day of school on Monday 8/8.

Regards,
/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd

EXHIBIT 27

Messages exported from: Kymberlie's iPhone (+17022858149)
With: Voicemail (7023484960)
Aug 1, 2022 at 12:00 AM to Dec 2, 2022 at 11:59 PM
PDF generated on 12/3/22 using Decipher TextMessage

8/6/22, 5:09 PM (Viewed 8/6/22, 5:10 PM)

Voicemail (7023484960)

FaceTime if you want to talk to Azlynn...I told you I will only answer that

8/6/22, 5:12 PM (Viewed 8/6/22, 5:14 PM)

Voicemail (7023484960)

FaceTime only!!

8/28/22, 4:50 PM
Kymberlie's iPhone (+17022858149)

Have Azlynn FaceTime me Please.

8/28/22, 5:42 PM
Kymberlie's iPhone (+17022858149)

No need to hang up on Azlynn's mother for using sign language. Not allowing Azlynn to use ASL, her primary language, is just yet another form of abuse. I want to give my daughter a kiss and hug good night.

8/28/22, 5:46 PM (Viewed 8/28/22, 5:47 PM)

Voicemail (7023484960)

This is my last text to you...you received Chakas letter...I will only communicate through TalkingParents...I will answer FaceTime calls when available...and Azlynn has been excelling in speaking in sentences...I don't have a problem with sign language as long as she speaks the words as well...I have the right to make these decisions

8/28/22, 5:55 PM
Kymberlie's iPhone (+17022858149)

I don't have TalkingParents. I have OFW, which I have signed Ms. Crome and Mr. Petty up for under our account.

All communication can be monitored on OFW. By the judge, the Supreme Court, and other officials.

If you, Kari, Ms. Crome and Mr. Petty have nothing to hide and are telling the truth, the best option is to use OFW. This application will separate the liars from the truth tellers.

8/28/22, 5:58 PM (Viewed 8/28/22, 6:01 PM)

Voicemail (7023484960)

And now we're done

8/29/22, 7:21 PM
Kymberlie's iPhone (+17022858149)

Please have Azlynn FaceTime me.

8/29/22, 7:38 PM

Voicemail (7023484960)

Not playing your games...recording a conversation is illegal as you should know

8/29/22, 7:52 PM
Kymberlie's iPhone (+17022858149)

I record all conversations that involve you, because your an abuser. Always have.

Per NRS 200.650 only one person needs to consent for a lawful recording.

I don't need your permission to record.

I want to say good night to my daughter please.

8/30/22, 5:49 PM
Kymberlie's iPhone (+17022858149)

Please have Azlynn FaceTime or call me. Thank you.

9/1/22, 7:17 PM

Kymberlie's iPhone (+17022858149)

What time can I FaceTime Azlynn?

9/2/22, 6:23 PM

Kymberlie's iPhone (+17022858149)

When can I FaceTime with Azlynn? Thank you!

9/3/22, 10:45 AM (Delivered 9/3/22, 10:49 AM)

Kymberlie's iPhone (+17022858149)

When can I FaceTime with my daughter? Thank you b

9/3/22, 6:27 PM (Delivered 9/3/22, 6:31 PM)

Kymberlie's iPhone (+17022858149)

I would like to see my daughter please.

9/4/22, 10:30 AM (Delivered 9/4/22, 10:33 AM)

Kymberlie's iPhone (+17022858149)

What time can I FaceTime with Azlynn today?

9/4/22, 4:24 PM

Kymberlie's iPhone (+17022858149)

When can I see and talk to my daughter?

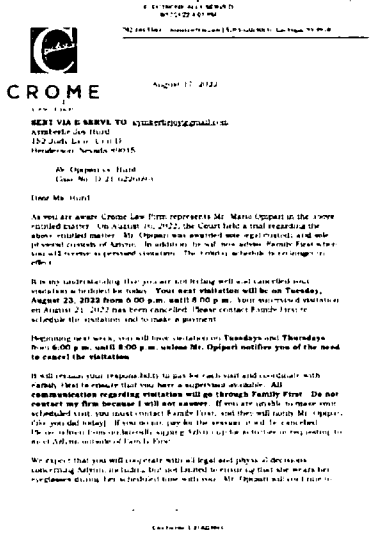
9/6/22, 7:02 PM

Kymberlie's iPhone (+17022858149)

When can I see Azlynn please?

9/6/22, 8:14 PM (Viewed 9/6/22, 9:36 PM)

Voicemail (7023484960)



CROME

Due to you admitting recording…you will no longer be allowed to FaceTime…if you want to see Azlynn then abide by the letter attached

9/6/22, 8:14 PM (Viewed 9/6/22, 9:36 PM)

Voicemail (7023484960)

File attachment with MIME type: image/png

9/6/22, 8:14 PM (Viewed 9/6/22, 9:36 PM)

Voicemail (7023484960)

File attachment with MIME type: image/png

9/7/22, 6:21 PM

Kymberlie's iPhone (+17022858149)

I would like to talk to Azlynn please.

9/9/22, 6:25 PM

Kymberlie's iPhone (+17022858149)

When can I talk to Azlynn?

9/9/22, 6:29 PM (Viewed 9/9/22, 7:03 PM)

Voicemail (7023484960)

I am only going to explain this one more time...you will no longer be allowed to FaceTime because of recording...you can call normally...if you want to see her, then you can set up an appointment at Family First on Tuesday and Thursday only...also this will be the last text... everything will be on TalkingParents as all this is per the court order

9/9/22, 7:08 PM

Kymberlie's iPhone (+17022858149)

You said previously I could only FaceTime, when I wanted to call. I am allowed to record pursuant to NRS 200.650. I do not have TalkingParents, I have stated this for the past 5 months. Also, there are no court Orders. For an Order to be enforceable it must be signed and filed. You withholding Azlynn from her mother only hurts Azlynn.

9/14/22, 7:17 PM

Kymberlie's iPhone (+17022858149)

When can I talk to Azlynn?

9/17/22, 11:02 AM

Kymberlie's iPhone (+17022858149)

When can I talk to Azlynn?

Also, I really want to see her and at least be able to give her a hug and kiss. When can I do this?

9/17/22, 11:21 AM

Kymberlie's iPhone (+17022858149)

Again, when can I give Azlynn a hug?

Also, I need to be able to FaceTime with Azlynn so we can see each other and also sign with each other.

9/19/22, 6:36 PM

Kymberlie's iPhone (+17022858149)

Could you have Azlynn send me a video of herself? Dancing, singing, anything please.

9/20/22, 11:57 AM

Kymberlie's iPhone (+17022858149)

When can I see Azlynn? You explained to the Court that you would cooperate and allow Azlynn to have a relationship with her mother and her family. To date you have restricted all meaningful access to her. Azlynn needs and misses me and her other family members. Since there have yet to be court orders signed and filed, there is nothing enforcing supervised visitations. A letter from Ms. Crome is not enforceable.

9/21/22, 9:20 AM

Kymberlie's iPhone (+17022858149)

When can I physically see Azlynn? Your welcome to bring her to my apartment and inspect it.

9/22/22, 11:27 AM

Kymberlie's iPhone (+17022858149)

When can I physically see Azlynn? I need to see my daughter and she NEEDS to see me.

9/23/22, 8:56 AM

Kymberlie's iPhone (+17022858149)

When can I see my daughter? You withholding her from me only hurts Azlynn.

9/23/22, 10:17 AM
Kymberlie's iPhone (+17022858149)

Is Azlynn signed up for any ballet/tap classes and if so when are they?

9/23/22, 10:21 AM
Kymberlie's iPhone (+17022858149)

Will Azlynn be participating in the Down Syndrome Organization of Southern Nevada's Buddy Walk on Sunday 10/16/2022. This is my second request regarding this and Azlynn's dance class. I am still Azlynn's mother and have a constitutional right to be involved with and know about Azlynn.

10/9/22, 6:08 PM
Kymberlie's iPhone (+17022858149)

When can I see and speak to my daughter? 2 weeks without any contact is in violation of the "order" and ethical parenting.

10/11/22, 6:30 PM
Kymberlie's iPhone (+17022858149)

Can I FaceTime with Azlynn tonight?

10/12/22, 3:20 PM
Kymberlie's iPhone (+17022858149)

When can I FaceTime with my daughter? Doesn't matter how I ask via text or TalkingParents. I still am Azlynn's mother and as her custodial parent your are responsible for maintaining our relationship and Azlynn's relationships with ALL members of my family.

You are in violation of Judge Henderson's directives he gave during the "trial".

10/13/22, 2:51 PM
Kymberlie's iPhone (+17022858149)

It would be really great of you to accept The People's Court offer. They will pay the full $10,000 when I win. You won't be out a dime and can put that money towards Azlynn. I am sure your soon to be wife, Kari would appreciate that money going towards your wedding as well. It's a win - win.

10/15/22, 8:51 AM
Kymberlie's iPhone (+17022858149)

When can I see and/or talk to my daughter?

10/15/22, 8:58 AM
Kymberlie's iPhone (+17022858149)

How was Azlynn's appointment with Dr. Aguilar on Monday?

10/17/22, 8:44 AM
Kymberlie's iPhone (+17022858149)

How was Azlynn's game Saturday?

10/17/22, 8:44 AM
Kymberlie's iPhone (+17022858149)

Please send me pictures of how you are having Azlynn advocate for herself this month please.

10/18/22, 12:18 PM
Kymberlie's iPhone (+17022858149)

When can I see and talk to Azlynn? Pursuant to the Order filed yesterday you were found to be more likely to allow frequent association and a CONTINUING relationship with myself. Nowhere in the order does it require an account via TalkingParents to implement my relationship with my daughter.

10/19/22, 10:05 AM
Kymberlie's iPhone (+17022858149)

When can I see and speak to Azlynn?

I would also appreciate any kind of updates and pictures.

Thank you.

11/9/22, 6:15 PM

Kymberlie's iPhone (+17022858149)

You both are abusing Azlynn. I will not stop fighting for the safety of my daughter. Mario, you should be protecting our little girl. Neither of you will get away with abusing Azlynn. The truth will come out.

As such, everyday is a new day to be a better person and do the right thing.

When can I be with my daughter?

11/10/22, 7:51 AM

Kymberlie's iPhone (+17022858149)

I am no longer afraid of you and Kari. Not because you have stopped being abusive, but because I am back. I have been in treatment (for PTSD due to abuse) and am now released.

I will be doing everything I legally, morally, and ethically can to save my daughter, Azlynn from being abused and subjected to the abusive and toxic environment at your house.

Your lies will not suppress the truth for long. I will never resort to lies and deceit. I will remain consistent in telling the truth.

Mooing at Kari (implying she is a cow) because she is looking for a donut is psychological and verbal abuse.

Mario, you need help and therapy as this is now the forth significant other you are abusing.

Kari, you want to be Azlynn's step-mother, but that is title that is earned. My son doesn't have a step-mom, he has another mother. A title Erin earned and I am proud to call her that!

Kari, you blocking me does not benefit Azlynn in any way. You cannot block her real & biological mother.

Every day is new a day and a chance to be a better person and do what is in Azlynn's best interest.

As such, when can I see, hold, hug, and kiss my daughter?

11/11/22, 6:41 AM

Kymberlie's iPhone (+17022858149)

Today is a new day and a chance to be a better person and do the right thing.

As such, will you be allowing Azlynn to see or talk to her Mommie?

11/11/22, 6:42 AM

Kymberlie's iPhone (+17022858149)

Will you be allowing Azlynn to see any of her family friends on my side today at her uncle Kai's Birthday Party?

11/12/22, 10:13 AM

Kymberlie's iPhone (+17022858149)

Today is a new day and a chance to be a better person and do the right thing.

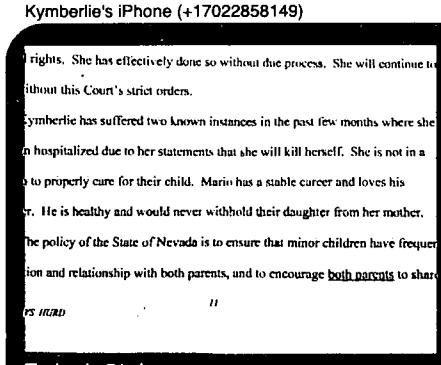
As such, will you be allowing Azlynn to see or talk to her Mommie?

11/13/22, 2:24 PM

Kymberlie's iPhone (+17022858149)

Do you want to meet at the HPD on Water Sreet or Green Valley Pkwy.?

11/14/22, 4:45 PM
Kymberlie's iPhone (+17022858149)


rights. She has effectively done so without due process. She will continue to
ithout this Court's strict orders.
Kymberlie has suffered two known instances in the past few months where she
n hospitalized due to her statements that she will kill herself. She is not in a
to properly care for their child. Mario has a stable career and loves his
r. He is healthy and would never withhold their daughter from her mother.
he policy of the State of Nevada is to ensure that minor children have frequer
ion and relationship with both parents, and to encourage both parents to shar
ES HERD

Today is 51 days.

11/14/22, 6:44 PM
Kymberlie's iPhone (+17022858149)

When can I see or talk to my daughter?

11/15/22, 7:28 AM
Kymberlie's iPhone (+17022858149)

File attachment with MIME type: audio/mp4
Ditto!! Hate me, but please stop using and punishing our innocent little girl. She needs and wants her Mommie.

11/15/22, 6:29 PM
Kymberlie's iPhone (+17022858149)

Can I please talk to Azlynn tonight?

11/16/22, 4:18 PM
Kymberlie's iPhone (+17022858149)

May I please talk to Azlynn?

Also, I have discovered that I do not have a single picture of Azlynn when she performed in the Showcase for the DSOSN for the Festival of Trees & Lights. You took and posted all those pics, I am sure there are other events as well. Could you please get me these pictures?

Thank you!

11/17/22, 5:05 PM
Kymberlie's iPhone (+17022858149)

When can I talk to Azlynn? You can't stop me from being her Mommie!

I will rescue my daughter from you and Kari.

11/19/22, 3:36 PM
Kymberlie's iPhone (+17022858149)

Can I please talk to Azlynn?

11/20/22, 9:44 AM
Kymberlie's iPhone (+17022858149)

If I ask via TalkingParents, Can I then talk to Azlynn? It doesn't make any sense why you are not allowing us to simply talk on the phone with each other for now going on 57 days. I would be very curious to know how this is in Azlynn's best interest.

Today is a new day and a chance to actually do what is best for Azlynn. Az such, when can I talk to Azlynn? When can I see Azlynn and give her a hug and a kiss? You are welcome to come by and inspect my apartment at any time.

11/21/22, 6:25 PM
Kymberlie's iPhone (+17022858149)

I want to make arrangements for Azlynn on Thanksgiving please.

My side of the family is not required to be supervised in order to spend time with Azlynn.

11/22/22, 5:43 PM

Kymberlie's iPhone (+17022858149)

I want to make arrangements for Azlynn on Thanksgiving please.

My side of the family is not required to be supervised in order to spend time with Azlynn.

11/24/22, 7:14 AM

Kymberlie's iPhone (+17022858149)

Happy Thanksgiving.

I would like to talk to and see my daughter today please.

11/25/22, 6:58 PM

Kymberlie's iPhone (+17022858149)

When might you permit me to simply talk to my daughter on the phone?

Absolutely no orders exist that permit you to ignore me and not allow Azlynn to speak to me.

For how much longer do you intend to emotionally abuse our daughter?

Your cruelty only affects Azlynn. No good parent on earth would deny a daughter access to her mother for 62 days.

11/26/22, 1:38 PM

Kymberlie's iPhone (+17022858149)

Your cruelty intended towards me only truly hurts Azlynn. No child should be denied access to a parent.

When can I speak to my daughter? Court orders do not decree I have supervision nor do they state that is the only way for Azlynn & I to maintain our relationship.

Please at least follow the court orders you and your attorney implemented and agreed to.

11/28/22, 3:24 PM

Kymberlie's iPhone (+17022858149)

Please advise me of the harm in simply talking to my daughter on the phone?

Your lack of empathy for your daughter is remarkable.

Please allow Azlynn to talk to her mother.

11/29/22, 5:59 PM

Kymberlie's iPhone (+17022858149)

May Azlynn please talk to her mother on the phone tonight?

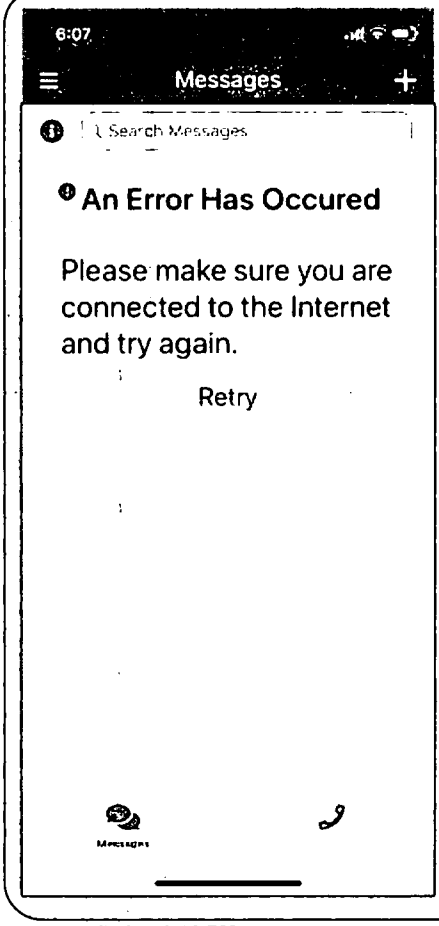
66 total messages and 5 total images.

EXHIBIT 28

7/31/21, 6:09 PM
Kymberlie's iPhone (+17022858149)

Could I get a video or pic of Azlynn bowling please?? Thank you. My TalkingParents app isn't working.

7/31/21, 6:15 PM
Kymberlie's iPhone (+17022858149)



7/31/21, 6:29 PM

Voicemail (7023484960)

Sent thru TalkingParents

7/31/21, 6:42 PM
Kymberlie's iPhone (+17022858149)

Thank you. I can't open it right now.

10/20/22, 10:48 AM
Kymberlie's iPhone (+17022858149)

When can I see and speak to Azlynn?

I would also appreciate any kind of updates and pictures.

Thank you.

10/21/22, 4:40 PM
Kymberlie's iPhone (+17022858149)

When can I see and talk to Azlynn? Pursuant to the Order filed on Monday you were found to be more likely to allow frequent association and a CONTINUING relationship with myself.

Azlynn's mother, and with Azlynn's other family members on my side. Nowhere in the order does it require an account via TalkingParents to implement my relationship with my daughter.

10/22/22, 9:22 AM
Kymberlie's iPhone (+17022858149)

Please send me pictures of Azlynn's game this morning.

10/23/22, 10:59 AM
Kymberlie's iPhone (+17022858149)

When can I see and or talk to Azlynn?

When can I get some kind of update regarding my daughter?

10/24/22, 1:06 PM
Kymberlie's iPhone (+17022858149)

Happy Birthday Kari.

10/24/22, 1:07 PM
Kymberlie's iPhone (+17022858149)

Now, when can I see and talk to my daughter? I would appreciate the dignity of a response.

Thank you.

10/25/22, 5:05 PM
Kymberlie's iPhone (+17022858149)

When can I see and speak to Azlynn?

I would also appreciate any kind of updates and pictures.

Thank you.

10/26/22, 6:15 PM
Kymberlie's iPhone (+17022858149)

When can I FaceTime with my daughter? Doesn't matter how I ask via text or TalkingParents. I still am Azlynn's mother and as her custodial parent your are responsible for maintaining our relationship and Azlynn's relationships with ALL members of my family.

You are in violation of Judge Henderson's directives he gave during the "trial".

10/27/22, 8:37 AM
Kymberlie's iPhone (+17022858149)

I miss Azlynn and I know she really misses me. Denying any and all contact only hurts Azlynn. Your actions only reaffirm my allegations of Emotional Abuse and not parenting in the best interests of Azlynn.

As such I am requesting an opportunity to be able to give Azlynn a hug and kiss. When can I do that.

10/29/22, 4:37 PM
Kymberlie's iPhone (+17022858149)

I would like to see what Azlynn is dressing up as for Halloween. Hopefully you are allowing her to participate in activities this weekend.

I would like to see pics from her game and any activities you have her involved in this weekend please.

11/1/22, 10:43 AM
Kymberlie's iPhone (+17022858149)

When can talk to Azlynn?

11/2/22, 3:40 PM
Kymberlie's iPhone (+17022858149)

When will I be allowed to see and or talk to Azlynn.

She needs her mommie. No stand in will ever replace me. Both of you are only hurting and abusing Azlynn by acting in this manner.

11/5/22, 7:15 PM
Kymberlie's iPhone (+17022858149)

How was Azlynn's game today. I would appreciate updates and pictures.

Neither of you are going to stop me from being Azlynn's Mommie. Truly sad that you are even trying.

11/6/22, 6:05 PM
Kymberlie's iPhone (+17022858149)

When can talk to Azlynn?

11/7/22, 5:33 PM
Kymberlie's iPhone (+17022858149)

I miss Azlynn and I know she really misses me. Denying any and all contact only hurts Azlynn. Your actions only reaffirm my allegations of Emotional Abuse and not parenting in the best interests of Azlynn.

As such I am requesting an opportunity to be able to give Azlynn a hug and kiss. When can I do that.

11/9/22, 5:09 PM
Kymberlie's iPhone (+17022858149)

You both are abusing Azlynn. I will not stop fighting for the safety of my daughter. Mario, you should be protecting our little girl. Neither of you will get away with abusing Azlynn. The truth will come out.

As such, everyday is a new day to be a better person and do the right thing.

When can I be with my daughter?

11/10/22, 7:52 AM
Kymberlie's iPhone (+17022858149)

I am no longer afraid of you and Kari. Not because you have stopped being abusive, but because I am back. I have been in treatment (for PTSD due to abuse) and am now released.

I will be doing everything I legally, morally, and ethically can to save my daughter, Azlynn from being abused and subjected to the abusive and toxic environment at your house.

Your lies will not suppress the truth for long. I will never resort to lies and deceit. I will remain consistent in telling the truth.

Mooing at Kari (implying she is a cow) because she is looking for a donut is psychological and verbal abuse.

Mario, you need help and therapy as this is now the forth significant other you are abusing.

Kari, you want to be Azlynn's step-mother, but that is title that is earned. My son doesn't have a step-mom, he has another mother. A title Erin earned and I am proud to call her that!

Kari, you blocking me does not benefit Azlynn in any way. You cannot block her real & biological mother.

Every day is new a day and a chance to be a better person and do what is in Azlynn's best interest.

As such, when can I see, hold, hug, and kiss my daughter?

11/11/22, 6:41 AM
Kymberlie's iPhone (+17022858149)

Today is a new day and a chance to be a better person and do the right thing.

As such, will you be allowing Azlynn to see or talk to her Mommie?

11/12/22, 10:13 AM
Kymberlie's iPhone (+17022858149)

Today is a new day and a chance to be a better person and do the right thing.

As such, will you be allowing Azlynn to see or talk to her Mommie?

11/14/22, 6:43 PM
Kymberlie's iPhone (+17022858149)

When can I see or talk to my daughter?

11/15/22, 7:29 AM
Kymberlie's iPhone (+17022858149)

File attachment with MIME type: audio/mp4
Ditto. Please don't use and punish Azlynn. Hate me all you want, but please stop punishing an innocent my innocent little girl.

11/15/22, 6:29 PM
Kymberlie's iPhone (+17022858149)

Can I please talk to Azlynn tonight?

11/21/22, 6:26 PM
Kymberlie's iPhone (+17022858149)

I want to make arrangements for Azlynn on Thanksgiving please.

My side of the family is not required to be supervised in order to spend time with Azlynn.

11/24/22, 7:14 AM
Kymberlie's iPhone (+17022858149)

Happy Thanksgiving.

I would like to talk to and see my daughter today please.

11/25/22, 6:59 PM
Kymberlie's iPhone (+17022858149)

When might you permit me to simply talk to my daughter on the phone?

Absolutely no orders exist that permit you to ignore me and not allow Azlynn to speak to me.

For how much longer do you intend to emotionally abuse our daughter?

Your cruelty only affects Azlynn. No good parent on earth would deny a daughter access to her mother for 62 days.

11/26/22, 1:38 PM
Kymberlie's iPhone (+17022858149)

Your cruelty intended towards me only truly hurts Azlynn. No child should be denied access to a parent.

When can I speak to my daughter? Court orders do not decree I have supervision nor do they state that is the only way for Azlynn & I to maintain our relationship.

Please at least follow the court orders you and your attorney implemented and agreed to.

11/28/22, 3:24 PM
Kymberlie's iPhone (+17022858149)

Please advise me of the harm in simply talking to my daughter on the phone?

Your lack of empathy for your daughter is remarkable.

Please allow Azlynn to talk to her mother.

11/29/22, 5:59 PM
Kymberlie's iPhone (+17022858149)

May Azlynn please talk to her mother on the phone tonight?

32 total messages and 2 total images.

EXHIBIT 29

Fw: DSOSN-TOWN SQUARE BUDDY WALK ACTIVITY STATIONS

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Date: Friday, September 16, 2022 at 12:21 PM PDT

Is Azlynn participating in the Buddy Walk this year?

Also, do you have Azlynn in any ballet/tap classes? If so, could you please send me some pics?

Thank you.

Kymberlie Joy Hurd
Mom to Azlynn
#GoldenKnightsPrincess
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

----- Forwarded Message -----
From: DSOSN BOARD OF DIRECTORS <pwhittingham@dsosn.org>
To: "kymmiejoy@yahoo.com" <kymmiejoy@yahoo.com>
Sent: Friday, September 16, 2022 at 09:39:46 AM PDT
Subject: DSOSN-TOWN SQUARE BUDDY WALK ACTIVITY STATIONS

Fw: 7th Annual Super Sibs Contest

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; mfriedman@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; cbrown@fordfriedmanlaw.com; kymberliejoy@gmail.com

Date: Friday, September 23, 2022 at 01:31 PM PDT

As you are aware October is Down Syndrome Awareness Month. I would like to enter this contest or you can with Azlynn's biological brothers.

Please advise.

Kymberlie Joy Hurd
Mom to Azlynn
#GoldenKnightsPrincess
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

----- Forwarded Message -----
From: ds-connex support team <support@ds-connex.org>
To: Kymberlie <kymmiejoy@yahoo.com>
Sent: Friday, September 23, 2022 at 08:44:39 AM PDT
Subject: 7th Annual Super Sibs Contest

Your Super Sib could win a $25 gift card!

View this email in your browser

Fw: EVRYBODY GET ON BOARD THE BUDDY WALK TRAIN

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; mfriedman@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; cbrown@fordfriedmanlaw.com; susan@fordfriedmanlaw.com; clfefile@cromelawfirm.com

Date: Saturday, October 15, 2022 at 08:46 AM PDT

Will Azlynn be participating in her Buddy Walk?

Kymberlie Joy Hurd
Mom to Azlynn
#GoldenKnightsPrincess
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

----- Forwarded Message -----
From: BUDDY WALK PLANNING COMMITTEE <pwhittingham@dsosn.org>
To: "kymmiejoy@yahoo.com" <kymmiejoy@yahoo.com>
Sent: Saturday, October 15, 2022 at 09:32:20 AM MDT
Subject: EVRYBODY GET ON BOARD THE BUDDY WALK TRAIN

Fw: BUDDY WALK A BIG THANK-YOU

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; cbrown@fordfriedmanlaw.com; clfefile@cromelawfirm.com; mfriedman@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; susan@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com

Date: Tuesday, October 18, 2022 at 12:56 PM PDT

Pursuant to the order filed yesterday, "Considering that the Plaintiff (Mario) is more likely to allow the child (Azlynn) to have frequent associations and a CONTINUING relationship with the non-custodial parent, Kymberlie", I should have also been a part of this event WITH Azlynn. Especially considering that we (Azlynn & I) have done this together in multiple States every year.

It saddens me to see that no other family members were there to support Azlynn.

Kymberlie Joy Hurd
Mom to Azlynn
#GoldenKnightsPrincess
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

----- Forwarded Message -----
From: BUDDY WALK PLANNING COMMITTEE <pwhittingham@dsosn.org>
To: "kymmiejoy@yahoo.com" <kymmiejoy@yahoo.com>
Sent: Monday, October 17, 2022 at 03:38:50 PM PDT
Subject: BUDDY WALK A BIG THANK-YOU

Fw: FREE ADMISSION to Special Viewing of Festival of Trees and Lights

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; cbrown@fordfriedmanlaw.com; clfefile@cromelawfirm.com; cphillips@fordfriedmanlaw.com; mfriedman@fordfriedmanlaw.com; susan@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com; amy@cromelawfirm.com; alicia@cromelawfirm.com

Date: Friday, October 28, 2022 at 12:15 PM PDT

Is Azlynn going to participate in this? I would like to be able to take my daughter to this event. Please advise me so I can pre-register.

I would appreciate my family being able to have time with Azlynn. To date you have not facilitated any contact with myself, Azlynn's brother Nelson, and all of her family members and friends on my side.

I am truly saddened that your feelings towards myself have affected Azlynn so negatively. Isolating Azlynn from her mother and family & friends that she has known her entire life is most certainly not in Azlynn's best interest. I honestly pray that you (and even Kari) will put your resentment and hate for me aside and do what is best for our daughter.

Regards,

Kymberlie Joy Hurd
Mommie to Azlynn
#AdvocateForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

----- Forwarded Message -----
From: DSOSN - FOTL FREE <bdesrochers@dsosn.org>
To: "kymmiejoy@yahoo.com" <kymmiejoy@yahoo.com>
Sent: Friday, October 28, 2022 at 11:03:03 AM PDT
Subject: FREE ADMISSION to Special Viewing of Festival of Trees and Lights

FREE ADMISSION!

To FOTL Special Viewing Event
For ALL DSOSN Pre-Registered Members

Join us at the 34th Festival of Trees and Lights

Holiday Treasures

Special Viewing Event

FREE Photo with Santa Plus
View Exquisite Displays of
Decorated Trees, Wreaths, Gift
Baskets and Holiday Items You
Can Bid On Your Phone.

Westgate Las Vegas
November 19, 2022
11:00 am - 3:00 pm

*** You must be pre-registered and a DSOSN member.**
- Click on the link below to register for your FREE tickets -
(Then click on the blue Attend Special Viewing Event)

Azlynn

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; cbrown@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; mfriedman@fordfriedmanlaw.com; clfefile@cromelawfirm.com; susan@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com; alicia@cromelawfirm.com; amy@cromelawfirm.com

Date: Monday, October 31, 2022 at 11:31 AM PDT

I would appreciate a picture of Azlynn dressed up in her costume for tonight.

Also, I would like to inquire how Mario is maintaining a relationship with myself, Azlynn's brother Nelson and all other family members on my side.

This is in the Orders and to date absolutely nobody on my side of the family has been permitted contact with Azlynn.

Thank you.

Kymberlie Joy Hurd
Mom to Azlynn
#AdvocateForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

Azlynn's Halloween

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; cbrown@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; mfriedman@fordfriedmanlaw.com; clfefile@cromelawfirm.com; susan@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com; alicia@cromelawfirm.com; amy@cromelawfirm.com

Date: Tuesday, November 1, 2022 at 10:42 AM PDT

I would appreciate a picture of Azlynn dressed up from last night, please.

Thank you.

Kymberlie Joy Hurd
Mommie to Azlynn
#AdvovateForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

Malakai's Birthday Party

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: granny_glo_redhatter@yahoo.com; alicia@cromelawfirm.com; chaka@cromelawfirm.com; clfefile@cromelawfirm.com; amy@cromelawfirm.com; cbrown@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; mfriedman@fordfriedmanlaw.com; susan@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com; kymberliejoy@gmail.com

Date: Wednesday, November 9, 2022 at 06:12 PM PST

I would appreciate Azlynn being allowed to be involved with my side of the family. Please make arrangements for Azlynn to be at her uncle's birthday party this Friday. I would request that Kari not be the person who brings Azlynn as her hostility and abuse will not be permitted at a child's birthday party. While you are also hostile and abusive, you seem to be less abusive and hostile when your wife, Kari is not around.

Regards,

Kymberlie Joy Hurd
Mommie to Azlynn
#AdvocateForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

YOUR INVITED

to Malakai's 12th

Birthday

Party

Nov. 11th

1:00-5:00

@

O'Callaghan

Park

RSVP

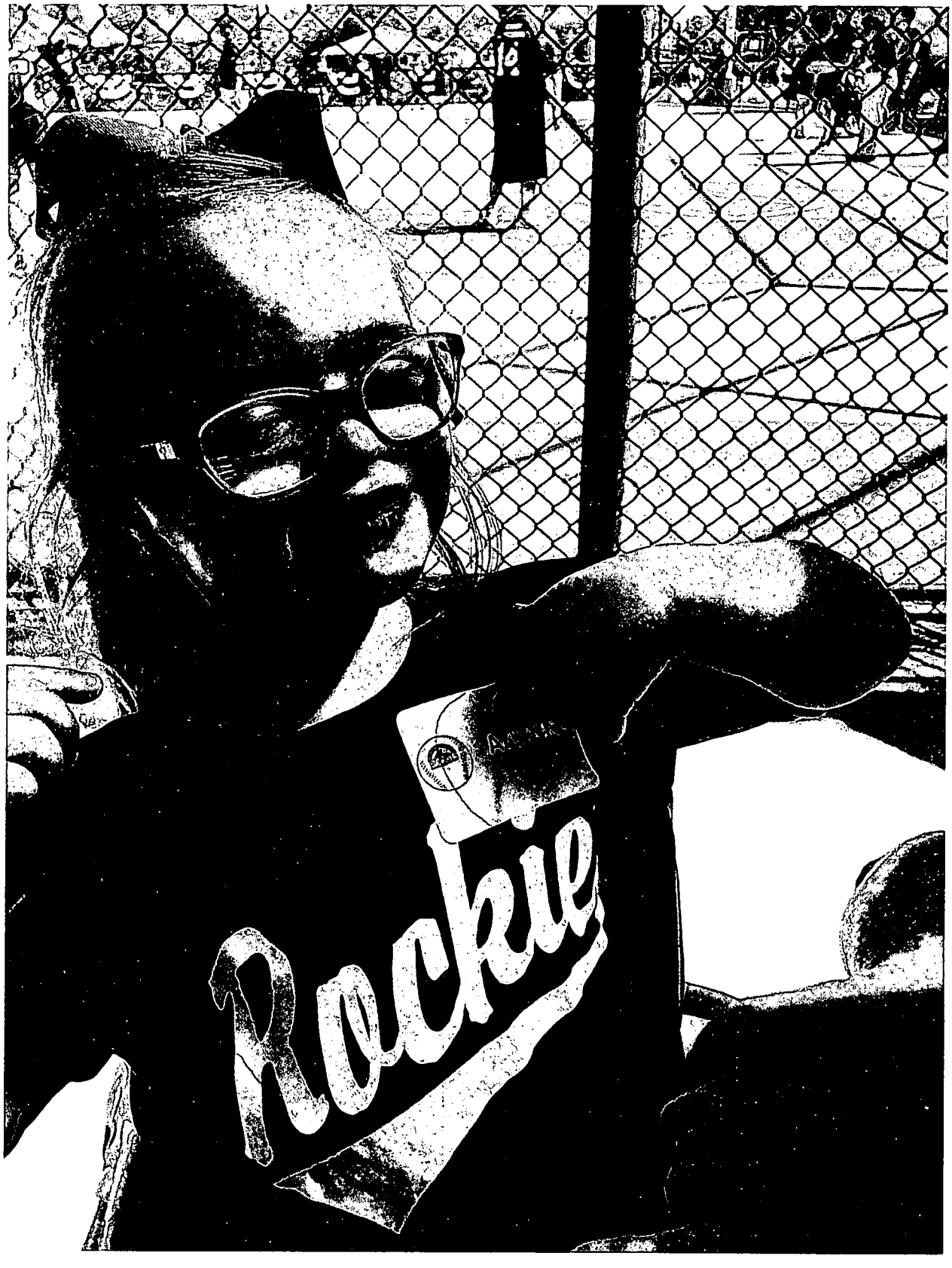
702-858-4655

EXHIBIT 30

HU 0651

HU 0652

HU 0653



HU 0654

EXHIBIT 31

VIDEOS
MIRACLE LEAGUE GAME 9/24/2022

EXHIBIT 32

ELECTRONICALLY SERVED
9/26/2022 6:01 PM

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

September 26, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq.
Christopher Phillips, Esq.
Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com

Re: Opipari vs. Hurd District Court Case No.: D-21-622669-C

Attorneys of Record,

This letter serves as notification of several concerns I have regarding Azlynn, that are being ignored by your client, Mario Opipari. In fact, Mr. Opipari refuses to communicate with me about Azlynn at all. I have attached verified text messages to Mr. Opipari that will demonstrate this. I have also attached e-mails to Mr. Oipipari that have gone unanswered.

I am extremely disappointed that Mr. Opipari failed to notify me that Azlynn had a loose tooth and lost her FIRST tooth. I learned of this only on Saturday 9/24/2022 as I attended Azlynn's Miracle League game and saw her bottom tooth was gone. I would like information and pictures regarding this extremely important event in Azlynn's life.

I would actually like communication on a daily basis regarding ALL of Azlynn's activities, school work and attendance, medical and therapeutic appointments, extra circular activities, advocacy and involvement with the Down Syndrome community, and any and all other matters as it pertains to Azlynn.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

I will once again ask that your client, Mario Opipari, please sign up for Our Family Wizard (OFW). Mr. Opipari now refuses to allow me to FaceTime with Azlynn even though that is what he demanded of me via text message and TalkingParents. (see evidence MO000668 and attached texts). Unfortunately, I do not feel safe using FaceTime with Mr. Opipari as he is verbally and psychologically abusive to me and Azlynn. Mr. Opipari does not want me to video these messages because of his abuse.

During a FaceTime conversation August 28, 2022 Azlynn and I began to sign to each other (American Sign Language) and Mr. Opipari yelled at me and Azlynn shouting "WE ONLY USE WORDS IN THIS HOUSE!!" and then hung up on me. Mr. Opipari then states via text message that we (Azlynn & I) can sign as long as Azlynn uses words as well. Azlynn was using her words during signing, but Mr. Opipari lied. Azlynn was visibly scared when Mario was yelling at both of us for using ASL.

ASL is Azlynn's primary and original form of communication. ALL of Azlynn's medical file will document this fact extensively. Using ASL also aids Azlynn in her current communication as well. Not allowing Azlynn to sign is demonstrative of the emotional abuse and neglect I have been alleging since the onset of this case.

This type of abuse and interactions must be documented for Azlynn's safety. OFW allows for this via their platform and can be monitored by all of Mr. Opipari's attorneys.

This brings me to another of Azlynn's abusers, Kari Anderson. Saturday, 9/24/2022, yet again Kari was aggressive, hostile, combative, and attempted to provoke me to "touch her". This was at my daughter's First Miracle League Game of the Season in the midst of other Special Needs Children and Adults and their families. This type of behavior was only encouraged by Mario's mother, Ellen Opipari. Neither person had the ability to be civil and do what was in Azlynn's best Interest and be happy for HER.

Since Mario has not allowed me to see Azlynn in over a month or have any kind of meaningful relationship with her, I decided to attend Azlynn's First Game of the Fall Season. I have missed all of Azlynn's Spring season and her extra curricular activities of ballet and tap due to Kari's abuse. (see hearing of 2/15/2022) As I later discovered, once I stopped attending, Azlynn no longer went to ballet and tap and Miracle League games were often missed, including her final game of the season on May 14, 2022.

At Azlynn's game I went over and picked up Azlynn upon her arrival and both Kari & Ellen scoffed at me. Kari then stated very sarcastically "she (Kymberlie) does have a right to be here". I replied "I am her mother, I always have a right". Kari then made reference to I only had these rights for this moment in time.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

Azlynn was extremely excited to see me and could not stop hugging me and holding my face and saying "mommy, mommy!" At this point I noticed Azlynn had lost her bottom tooth and asked her about it. Azlynn was proud of her lost tooth and said "under pillow". Azlynn then said, with a very proud face, "Mommy, potty". I took Azlynn's hand and we went to the bathroom. As previously alleged, this lack of potty training is medical neglect on Mario's part. Azlynn is potty trained with me.

Kari followed us into the bathroom and stood outside the stall. Azlynn's pull-up diaper was very full of urine. I opened the stall door and asked Kari for a pull-up diaper and Kari replied that she did not have one. I was a bit confused and asked why she didn't have any pull-up diapers. Very aggressively Kari yelled "I don't have ANY on me!" I then asked why Kari would not have any pull-up diapers especially when Azlynn's last pull-up diaper was completely full and Kari was aware we were going to the bathroom. Kari in an increasingly more hostile voice yelled "I don't have any on me, I HAVE TO GO GET THEM!"

As Kari began to leave the bathroom a women opened another stall door and looked at Kari as she left in shock, then looked at me. I said "I know, I'll be asking for your statement regarding this for obvious reasons.....Coach Cassie".

Once Kari brought me the new pull-up diaper Azlynn completed her routine and we washed our hands. I was holding Azlynn as we were leaving the restroom and Kari snidely remarked "You don't wash your hands, huh?!" I stated "That shows how often you have taken Azlynn to bathroom here, there is a sink in the stall". Kari made numerous snide remarks that I didn't catch as I was focused on Azlynn. Kari became increasingly more hostile when I didn't engage with her demeaning remarks.

After leaving the bathroom Kari continued her berating of me while I was holding Azlynn. I then turned, as Kari and Jeremy were following me, and asked Kari to please not do this here and NOT in from of Azlynn. Kari was unfazed and continued being hostile in front of my daughter and her own son. I asked Jeremy "Could you please tell your mom not to do this in front of Azlynn, please?"

Kari then became very antagonistic and started to "check" me, again, all while holding Azlynn and in the presence of her own child, while at a softball game for Special Needs Persons. Kari is significantly taller and quite bigger than I am, so was using her size to try and intimidate me. While pushing her left boob into my face Kari tried to provoke me by repetitively asserting "Touch me, Go Ahead and Touch me!!" while she continued to "check" me.

My extensive therapy has helped me to not engage with these type of abusers and I was able to walk away towards my mother, Gloria Hurd. I asked my mom to make sure

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

she follows me from then on as Kari was being aggressive. I went to tell my mother about the incident and she calmly stated that we would deal with it later and to remain focused on Azlynn.

Azlynn and I were able to have brief connecting moments. Unfortunately, it could not continue in a safe environment for Azlynn. As I attempted to try and place us both away from Kari's abuse, she refused to allow us to have any bonding time.

As Kari's hostility continued to escalate, I attempted to apologize to her to neutralize the situation for the sake of Azlynn. That seemed to provoke her even more. Kari screamed "DON"T TOUCH ME!!" and that she would not accept my apology as that is all I ever do and do not follow it up with any action. I asked "what action do you want to see?" Kari still yelling "You need to learn to co-parent!" "Your apologies mean nothing, I am tired of them!" "You need to get help and treatment for your drug addiction and all your other issues!" I again asked Kari to not do this while I am holding my daughter and I only wanted peace. Kari refused to calm down and behave in a manner that was respectful of Azlynn and her best interests. That is when I knew, that for Azlynn's safety, I was going to have to leave.

This is one of the reasons I do not utilize the services of Family First as they facilitate an unsafe environment for Azlynn and myself. This is all detailed in my complaint against Family First Services, LLC sent on Friday 9/23/2022.

The State of Nevada nor the United States has any laws or case laws that give third parties, no matter what their relation to the minor child, more or any rights over the natural parents.

As mentioned above Kari's aggression has escalated even from Azlynn's first day of school on 8/08/2022. Where Kari scoffed when I picked up Azlynn to hold and hug her. Kari then proceeded to show me her engagement ring and state how she would be Azlynn's step-mom and that she has more parental rights than I do and will soon have all my parental rights. Mario was there that day, but did nothing to de-escalate the situation or Kari's hostility towards me. This was all done while I am holding Azlynn at school and in front of her teachers, aid and other staff and students.

Finally, I also noticed Azlynn's glasses do not properly fit her and now she has developed a rash on her nose and small bumps under one of her eyes. Dr. Snyder, Azlynn's Pediatric Surgical Ophthalmologist since the NICU at Spring Valley Hospital has recommended Dr. Naomie Warner. (see attached note from Dr. Snyder's office) Dr. Snyder does not refer to Dr. Nelson Lopez as he "writes his prescriptions unorthodox". I would ask that Azlynn have an appointment with the referred to specialist.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

As I have continued to alleged, and is constantly proven, Mario has abdicated his parenting role to these third parties. Mario was not at Azlynn's game on Saturday 9/24/2022.

Mr. Opipari's reliance on a letter from Ms. Crome as enforceable in any way is in violation of state law.

I am very concerned with the deception, secrecy, and refusal to provide pertinent information regarding every aspect of Azlynn's life.

My decisions and actions will remain, as always, to serve and be in Azlynn's best interests only.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

EXHIBIT 33

AUDIO
VOICEMAIL LEFT BY KARI 2/2021

EXHIBIT 34

JUSTICE COURT OF HENDERSON TOWNSHIP
CLARK COUNTY, STATE OF NEVADA

2021 MAR -8 P 1:57

FILED SM

KYMBERLIE JOY HURD, Applicant(s), vs. KARI ANN ANDERSON-LEWIS, Adverse Party(s).	Case No.: 20TPH000092 Department No. 3 **ORDER DENYING REQUEST FOR AN ORDER AGAINST STALKING, AGGRAVATED STALKING, OR HARASSMENT**

IT IS HEREBY ORDERED that the requested Order Against Stalking, or Harassment is DENIED for the following reason(s):

☒ The conduct alleged to have been committed by the Adverse Party does not fall within the definition of "stalking" or "aggravated stalking," pursuant to NRS 200.575 or "harassment," pursuant to NRS 200.571.

☐ The application is incomplete because:

☐ Other:

IT IS SO ORDERED this 8th day of March, 2021.

DAVID S. GIBSON, SR.

JUDGE DAVID S. GIBSON, SR.
JUSTICE OF THE PEACE, DEPT. 3
HENDERSON TOWNSHIP

Justice Court, Henderson Township
CLARK COUNTY, NEVADA

KYMBERLIE JOY HURD,	EVO
Applicant,	CASE #: **21TPH000092**
	2021 MAR 19 P 4:01
VS.	
KARI ANN ANDERSON-LEWIS	**ORDER FOR DESTRUCTION OF EVIDENCE**
Adverse Party.	

TO: Kymberlie Joy Hurd
1160 Drowsy Water Court
Henderson, NV 89052

ORDER

Evidence was presented to the Court, and, of this date, you have not picked up the USB Drive which you submitted at the time of the application. Please report to our office to reclaim. If you will be sending a representative to pick up the evidence, be advised they must have a notarized statement from you indicating their authorization. If you have any further questions regarding this, please contact our office at 455-7951. **YOU ARE HEREBY NOTIFIED** that this evidence will be destroyed on April 19, 2021, at 8:00 o'clock a.m.

IT IS SO ORDERED THIS March 18, 2021.

DAVID S. GIBSON, SR.

JUSTICE OF THE PEACE, HENDERSON TOWNSHIP

CERTIFICATE OF MAILING

The undersigned certifies that on **March 18, 2021** a copy of the foregoing ORDER OF DESTRUCTION was mailed to the above stated party or parties by depositing copies in the United States mail in a sealed envelope, addressed to each party, postage prepaid.

ERIN VANOSTRAND

DEPUTY COURT CLERK

Temporary Protection Order
Application Information

The following information is requested to make a decision on your application. Answering "No" may result in denial of your request.

Circle Response

Police Report

If you filed a report with a law enforcement agency, did you include a copy with your Temporary Protection Order application? ..... YES (NO)

If you are not including a copy of the law enforcement report, state the reason:
Report was requested 2/25/2021, and as of today, I have not received it. Case # efm 21-576748

Text/Email/Social Media Messages

If the incidents involve text, email, social media messages, or video did you include a copy of the content with your Temporary Protection Order application? ..... (YES) NO

Address of Adverse Party

Given that a protection order only becomes enforceable after it is served on the Adverse Party, do you have the home or work address of the Adverse Party in order to facilitate service of the order? ..... (YES) NO

Jurisdiction

If you have a child or children in common with the Adverse Party; if you are or have been married to the Adverse Party; and/or if you are living with the Adverse Party in a domestic partnership or familial relationship (excluding siblings and cousins who are not in a custodial or guardianship relationship with each other), you must file your application in Family Court, not in Henderson Justice Court.

Based on your relationship with the Adverse Party, is Henderson Justice Court the right place to file your application for a Temporary Protection Order? ..... (YES) NO

Did the incident(s) occur in Henderson Township or was the person affected by the conduct in Henderson Township at the time that the conduct occurred?..... (YES) NO

IN THE JUSTICE COURT OF THE HENDERSON TOWNSHIP

COUNTY OF CLARK, STATE OF NEVADA

Kymberlie Jay Hurd
Applicant *(print your name above)*,

vs.

Kari Ann Lewis (Anderson)
Adverse Party *(print the name of the person you want protection from above)*.

CASE NO.: _____

DEPT: _____

APPLICATION FOR PROTECTION ORDER

1. **Your information** (*you are the "Applicant"*).

Your name: Kymberlie (*first*) Jay (*middle*) Hurd (*last*)

2. **Who do you want to be protected from** (*this person is the "Adverse Party"*)?

Name: Kari (*first*) Ann (*middle*) Anderson-Lewis (*last*)

3. **Who needs protection** (*check all that apply*)?

☒ Me.

☐ Minor child (see definition on bottom of page 2).

☒ The following household members, including minor children not included in definition on page 2.

Name	Date of Birth	Relationship to Applicant	Relationship to Adverse Party
Azlynn Harlie Op.Pair	5/19/2016	Daughter	None

© 2020 Nevada Supreme Court

4. **Why do you need to be protected from the person named above?** ***Check only one:***

☒ **The Adverse Party committed acts of stalking or aggravated stalking against me.**
Definition of stalking, aggravated stalking and harassment:

Stalking: A person commits the crime of stalking when, without lawful authority, that person willfully or maliciously engages in a course of conduct directed towards a victim that would cause a reasonable person under similar circumstances to feel terrorized, frightened, intimidated, harassed or fearful for his or her immediate safety or the immediate safety of a family or household member, and that actually causes the victim to feel terrorized, frightened, intimidated, harassed or fearful for his or her immediate safety or the immediate safety of a family or household member. NRS 200.575(1)

Aggravated Stalking: A person who commits the crime of stalking and in conjunction therewith threatens the person with the intent to cause the person to be placed in reasonable fear of death or substantial bodily. NRS 200.575(2)

Harassment: A person commits harassment when: (a) Without lawful authority, the person knowingly threatens: (1) To cause bodily injury in the future to the person threatened or to any other person; (2) To cause physical damage to the property of another person; (3) To subject the person threatened or any other person to physical confinement or restraint; or (4) To do any act which is intended to substantially harm the person threatened or any other person with respect to his or her physical or mental health or safety; and (b) The person by words or conduct places the person receiving the threat in reasonable fear that the threat will be carried out. NRS 200.571

☐ **The Adverse Party committed a sexual assault on me.**
Definition of sexual assault: A person commits sexual assault if they subject another person to sexual penetration, or forces another person to make a sexual penetration on himself or herself or another, or on a beast, against the will of the victim or under conditions in which the perpetrator knows or should know that the victim is mentally or physically incapable of resisting or understanding the nature of his or her conduct. NRS 200.366

☐ **Protection of Children:** The parent or guardian of a child may petition any court of competent jurisdiction on behalf of the child for a temporary or extended order against a person who is 18 years of age or older and who the parent or guardian reasonably believes has committed or is committing a crime involving: (a) Physical or mental injury to the child of a nonaccidental nature; or (b) Sexual abuse or sexual exploitation of the child. NRS 33.400

Are you applying on behalf of a minor child? ☐ **No** ☐ **Yes**

Child's name: _____
(first) *(middle)* *(last)*

As you complete the application, please keep in mind that you are filling in the questions as they pertain to the actions/incident committed upon the child.

5. **How do you know the person you need protection from? *Check all that apply*:**

☐ We are related by blood or marriage. Explain _____

☐ We are or used to be friends/acquaintances.

☐ We are neighbors or reside in the same neighborhood.

☐ We are or were co-workers.

☒ Other: *(specify relationship)*: Current girlfriend of Mario Op.Pari. (Azlynn's Father)

6. **Are there any other *current* or *prior* court cases that involve you and the Adverse Party in any court?**

☒ No.

☐ Yes. Please list the case type, county, state, and case number:

_____

_____

_____

7. **Firearms / Guns.**
Does the Adverse Party own a gun or have a gun in his/her possession or control?

☐ No ☐ Yes ☒ I don't know.

8. **Most Recent Event.** *Think about the most recent event. These questions ask about the most recent event only.*

Approximate date it happened: 2/22/2021 - Monday

City / State / Location where it happened: 249 Hyssop Ct. Henderson, NV 89015

Did the other person use or threaten to use a weapon? ☒ No ☐ Yes.

What Happened? *Explain the most recent event and describe any injuries. Give specific and detailed information about the event. You can list past events on the next page. If you are filing on behalf of a child, include details about what happened to the child.*

On Monday 02/22/2021 I (Kymberlie Hurd), went to move my stuff out of my house that I had shared with Mario Op.Pari for the last 7 years. My friend, Dixie Thompson and my daughter, Azlynn Op.Par. were with me. We had rented a large Uhaul,

and were planning on getting all my belongings out of the house that day. Within about 10 min. of me notifying Mario Opipari of our arrival, with a uhaul, Kari Anderson-Lewis showed up and started filming us from her car on the street. Kari was extremely aggressive and yelled out vile things to both myself and Dixie (video attached). Once Mario got to the house, Kari approached filming with her red cell phone and continued to be verbally abusive. HPD was called because both Mario and Kari were not allowing me to get my things from my house. (video attached) Once the cops were called, they assisted in helping me get my things. I then had a few more friends arrive and help me with my big items. They were Kevin, James, and Kurt. We were upstairs moving and packing my bed and clothes. At this point HPD had left. Kari decided to go up into the room we were packing to talk to Kurt. Dixie asked that he stop so we could continue to pack quickly. I had a box and was going toward my closet when Kari blocked me. I tried to push by, but we then got into an altercation.

Attach more pages if you need more room (pages 4a, 4b, 4c).

That is when Kari physically assaulted me and left a scratch on my neck below my chin (pictures attached). Mario escorted Kari away, but did not have her leave the house. All of this took place with my daughter, Azlynn, in the house, and in front of my friends. Kari has left a very violent voicemail (attached). Kari has also been extremely aggressive towards me, even though I do not know her. Kari and Mario had an affair Summer of 2019 while I was in Colorado and again in the Summer of 2020. Upon my return last year Mario has continued this affair, while trying to reconcile with me. I finally had enough and sent proof to Kari that he was lying to both of us on 2/14/2021. At that time Mario Kicked myself and Azlynn out of our house and Severed access to my finances. Both Mario and Kari's demeanor has become hostile towards me, even in front of Azlynn. I fear for mine and Azlynn's Safety and am asking for protection for both of us. Azlynn has Down Syndrome and is Speech delayed.

Attach more pages if you need more room (pages 4a, ~~4b, 4c~~)

9. **Past Event(s).**

Think about any other times the person you want protection from threatened or abused you and/or the child/children. The following questions ask about any past events that may have happened.

Approximate Date: 2/05/2021

What Happened: Kari left an extremely belligerent voicemail. Again, with this level of hostility towards me, I fear for my safety, but mostly fear for the safety of my daughter. My daughter Azlynn Opipari is 4 years old and Speech Delayed due to Down Syndrome. Azlynn is not able to effectively communicate.

Approximate Date: 10/29/2020

What Happened: I was looking for Mario and found him at Kari's bar at PT's on Boulder Hwy. I confronted him and Kari came out of the bar and began to verbally assault me. I did have my daughter, Azlynn. At that time I was extremely mentally anguished. Kari began to make fun of my mental state and called me a "psycho bitch". I did have a panic attack and was taken to the hospital.

10. **Law enforcement involvement.**

Was law enforcement informed? ☐ No ☒ Yes

a. **If so, please provide a copy of the police/incident report.**

Was anyone arrested? ☒ No ☐ Yes (Who): _____

Is the Adverse Party in jail? ☒ No ☐ Yes

11. Temporary Protections Requested (*check all that apply*).

Do not list any confidential addresses.
The other person may get a copy of this application and may see any addresses you write down.

☒ **Prohibited Activities.** The Adverse Party should not threaten, physically injure, or harass me and/or the minor child, either directly or through someone acting on his/her behalf.

☒ **No Contact or Restricted Contact.** The Adverse Party should not contact me and/or the minor child at all, either in person, by phone / text, by email or through social media.

☒ **Current Residence.** The Adverse Party should stay away from my current residence.

Do you and the Adverse Party live together? ☒ No ☐ Yes

If yes, whose name is listed on the lease/title? _____

Does the Adverse Party know where you live? ☒ No ☐ Yes

If no, is your address confidential? ☐ No ☒ Yes *(don't list your address)*

_____
Address

_____
City, State, Zip Code County

Do you and the Adverse Party live in the same complex/property/trailer park? ☒ No ☐ Yes

☐ No. Should the Adverse Party stay away from the entire complex/property/trailer park? ☐ No ☐ Yes

☐ Yes. If so, explain the distance and need for protection in that complex/property/trailer park: _____

_____

_____

_____

_____

_____

_____

☐ **Work.** The Adverse Party should stay away from my workplace.

Do you and the Adverse Party work at the same place? ☐ No ☐ Yes

Is your work address **confidential**? ☐ No ☐ Yes (*do not write details below*)

Employer	Employer
Address	Address
City, State, Zip Code County	City, State, Zip Code County

☒ **School/Daycare.** The Adverse Party should stay away from my school and/or the child's school/daycare.

Is the school/daycare address **confidential**? ☒ No ☐ Yes (*do not write details below*)

Gordon McCaw School/Daycare	School/Daycare
330 T.n St. Address	Address
Henderson, NV 89015 City, State, Zip Code County	City, State, Zip Code County

☒ **Other Places.** The Adverse Party should stay away from the following places that I and/or the minor children go to regularly.

Mar.o's House Location	Location
When Azlynn Visits Why?	Why?
249 Hyssop ct. Address	Address
Henderson, NV 89015 City, State, Zip Code County	City, State, Zip Code County

About Extended Protection Orders:

This application asks the judge to issue up to a 45-day temporary protection order without notifying the other person first.

You can also ask for an extended order that could last for up to 2 years.
If you do, the judge will set a hearing. You and the other person will have to appear in court and explain your side before the judge can extend the protection order.

12. **Other Exhibits.** You may attach documents, pictures, or anything else that you would like the judge to look at and consider when reviewing your application. **The Adverse Party may receive a copy of all documents/evidence you provide.**
Describe what you are attaching: 3 videos, 4 pictures, Texts between Kar and myself, Incident report 10/29/2020, request for incident report for 2/22/2021. Audio voicemail from Kar 2/05/2021.
13. **This document does not contain the personal information of any person as defined by NRS 603A.040.**

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.
Dated March 4, 2021. Submitted by: Kymberlie Jay Hurd
(your signature)
Kymberlie Jay Hurd
(print your name)

VERIFICATION

I declare that I am the applicant in the above-entitled action; that I have read the foregoing application and know the contents thereof; that the pleading is true of my own knowledge, except for those matters therein contained stated upon information and belief, and that as to those matters, I believe them to be true. I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Dated March 4, 2021 Submitted by: Kymberlie Jay Hurd
(your signature)
Kymberlie Jay Hurd
(print your name)

EXHIBIT 35

HU 0679

HU 0680

HU 0681

EXHIBIT 36

VIDEO
MOVING OUT 2/22/2021

EXHIBIT 37

ELECTRONICALLY SERVED
10/27/2022 7:13 PM

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

October 27, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq.
Christopher Phillips, Esq.
Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com

Re: Opipari vs. Hurd District Court No.: D-21-622669-C Supreme Court No.: 84784

Attorneys of Record,

Your client, Mr. Opipari is not facilitating or allowing any kind of contact or relationship between Azlynn and myself. Mr. Opipari is refusing to communicate with me about Azlynn at all and has completely ignored any and all requests to see and talk to Azlynn.

This is in violation of the court orders filed on 10/17/2022 and is most certainly not in the best interest of Azlynn. The decision to unlawfully and immorally terminate my parental rights and cut off all contact between a mother and daughter only validates my allegations of Emotional Abuse.

I am very concerned with all the deception, secrecy, and refusal to provide contact and information regarding every aspect of Azlynn's life by your client, Mr. Opipari.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

ELECTRONICALLY SERVED
11/10/2022 11:33 AM

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

November 10, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq., Christopher Phillips, Esq., Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com

Re: Opipari vs. Hurd District Court No.: D-21-622669-C Supreme Court No.: 84784

Attorneys of Record,

Your client, Mr. Opipari is not facilitating or allowing any kind of contact or relationship between Azlynn and myself. Mr. Opipari is refusing to communicate with me about Azlynn at all and has completely ignored any and all requests to see and talk to Azlynn.

Despite what all of you incorrectly relayed to myself, there is NO directive in the Court Order dated 10/17/2022 for communication to be through TalkingParents. Nor is Supervised Visitation Ordered at this time.

Does your client intend to keep violating the Court Orders in which he himself imposed?

The decision to unlawfully and immorally terminate my parental rights and cut off all contact between a mother and daughter only validates my allegations of Emotional Abuse and Emotional Neglect.

Will you be continuing to facilitate the abuse of my daughter, Azlynn?

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

Attachments: Verified Texts between Kymberlie, Mario, and Kari

ELECTRONICALLY SERVED
11/12/2022 12:05 PM

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

November 12, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq., Christopher Phillips, Esq., Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com, Tracy@fordfriedmanlaw.com

Re: Opipari vs. Hurd District Court No.: D-21-622669-C Supreme Court No.: 84784

Attorneys of Record,

Since we are using the minutes of the court from the hearing dated back on June 24, 2021, I will be picking up Azlynn (minor child) on Sunday November 13, 2022 at 5:30 pm at Henderson Police Department and exercising First Right of Refusal. When will we be re-scheduling the Settlement Conference with Judge Ochoa?

Please note that the invitation was for Friday, November 11, 2022.

Your letter was not sent via E-Service, but through E-Mail.

Please proceed and file your Motion. I am still waiting for the Motion & Order for Withdrawal of Attorney from Ms. Crome as well.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

ELECTRONICALLY SERVED
11/23/2022 7:09 AM

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

November 23, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq.
Christopher Phillips, Esq.
Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com, Tracy@fordfriedmanlaw.com

Re: Opipari vs. Hurd District Court No.: D-21-622669-C Supreme Court No.: 84784

Attorneys of Record,

As of today's date, your client, Mr. Opipari, has not allowed Azlynn to see or speak to me for sixty (60) days. Mr. Opipari has completely ignored me and not given any updates as to Azlynn's health, schooling, extracurricular activities, or anything else as it pertains to our daughter.

This is completely in violation of the Order dated 10/17/2022 in which your client, Mr. Opipari, implemented and agreed to.

I want to make arrangements for my family to see Azlynn on Thanksgiving Day and Family Day. Azlynn should not be denied access to her mother nor her family due to your client's poor decision making skills of doing what is in Azlynn's best interest.

Not in any order or court minutes does it require my side of the family to be "supervised" in order to see Azlynn. The Order dated 10/17/2022 on page 6 line 21 and page 7 line 1 it states there is NO supervised visitation at this time.

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

Nowhere in the current (and only enforceable) order does it require communication through the TalkingParents application.

I find it deeply troubling that this panel of attorneys actually referred to the minutes of 6/24/2021 as an enforceable decree. Especially since as of today's date, there is still NO signed and filed order from this hearing.

Will your firm be continuing to enable and facilitate the obvious abuse of my daughter by your client, Mr. Opipari?

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

November 28, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq.
Christopher Phillips, Esq.
Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com, Tracy@fordfriedmanlaw.com

Re: Opipari vs. Hurd District Court No.: D-21-622669-C Supreme Court No.: 84784

Attorneys of Record,

Please be advised that Summerlin Outpatient services notified me that Azlynn's physical therapy session today has been cancelled. Authorization from Medicaid has not yet been approved.

Speech therapy and occupational therapy appointments are scheduled as normal.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

December 2, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq.
Christopher Phillips, Esq.
Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com, Tracy@fordfriedmanlaw.com

Re: Opipari vs. Hurd District Court No.: D-21-622669-C Supreme Court No.: 84784

Attorneys of Record,

I would like to make arrangements to see and speak to my daughter.

Please advise me when this can be implemented.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

December 8, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq., Christopher Phillips, Esq., Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com, Tracy@fordfriedmanlaw.com

Re: Opipari vs. Hurd District Court No.: D-21-622669-C Supreme Court No.: 84784

Attorneys of Record,

I would like to make arrangements to see and speak to my daughter.

I will not be using the services of Family First as they do not facilitate a safe environment for myself and Azlynn. Their egregious act of omitting over 29 visitations and lying in their report to Court demonstrates this.

I would request that your client choose a facility that is accredited through the Supervised Visitation Network, please.

Please advise me when this can be implemented.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

EXHIBIT 38

FORD FRIEDMAN

A NEVADA LAW FIRM

VIA E-SERVICE
November 10, 2022

Ms. Kymberlie Hurd
152 Judy Ln.
Henderson, Nevada 89015
Kymberliejoy@gmail.com

THE CORRESPONDENCE IS SENT PURSUANT TO EDCR 5.501

Re: Opipari v. Hurd; Case No.: D-21-622669-C

Dear Ms. Hurd:

At the outset, you will recall that your matter is sealed and, as such, all correspondence, filings, etc. are to be inclusive of the parties and current counsel *only*. To that end, our office now represents Mr. Opipari in the subject matter. Accordingly, as has previously been requested of you, please abstain from including Ms. Crome and her staff in your correspondence. Additionally, I noticed that in your most recent email correspondence you chose to include a person who goes by "Glo - granny_glo_redhatter@yahoo.com" as well. While I am wholly unaware of who this person is, I am certain that they are neither a party to the matter nor are they counsel. Accordingly, please consider this my only request that you refrain from including this person in any further correspondence or matters addressing the subject litigation.

That said, it is our understanding that you are currently not represented by counsel, however, if you are, please forward the instant correspondence to them for review and response.

This letter is being sent, pursuant to EDCR 5.501, in an attempt to resolve ongoing matters between yourself and Mr. Opipari while the District Court is dissolved of jurisdiction while your appeal is pending.

Communications –

When you and I spoke on October 10, 2022, I reminded you that the most recent Order of the court regarding communications between you and my client required that all communications take place through the TalkingParents communication platform. This is clearly set forth within the Order After June 24, 2021 Hearing. Notably, when we spoke you requested to use Our Family Wizard in lieu of Talking Parents, however, unless and until my client stipulates to change communication platforms, you are required to continue use of TalkingParents. Accordingly, I respectfully insist that

you immediately cease any and all text and/or email communications directed at my client or his significant other, Ms. Kari Anderson.

Visitation –

At the time of the August 16, 2022 Evidentiary Hearing – for which you failed (or refused) to appear, the temporary custody orders wherein my client was granted sole legal custody and sole physical custody, became the final order of the Court. It was further ordered that you were to continue to receive visitation on a supervised basis. Such visitation was to be coordinated through Family First and, the Court ordered that it was your "responsibility to coordinate [your] supervised visitation with Family First."

It is my understanding that, while you have repeatedly emailed my office, Ms. Crome's office, and my client directly inquiring as to Azlynn's participation in various activities and events, to date, you have failed to coordinate the same through Family First as ordered by the Court. While Mr. Opipari is tasked with encouraging frequent associations between you and the minor child, he is by no means obligated to allow visitation on demand or at your behest – especially when the same has not been properly coordinated with Family First and, as such, would be unsupervised.

When you are ready to comply with the orders of the Court and coordinate your supervised visitations through Family First, my client stands ready to accommodate the same, provided he is extended ample notice of the requested visitation. To that end, unless and until you are successful in coordinating supervision through Family First for your most recent request for visitation, to wit: the attendance at the birthday party this Saturday, November 12, 2022, my client cannot allow the child to attend unsupervised nor will he be chaperoning the visit. This applies to all future requests for visitation as well.

Child Support –

Lastly, at the time of the August 16, 2022 Evidentiary Hearing, it was ordered that you were to tender monthly child support in the amount of $ 420.00 as well as an additional $180.00 as and for payment of the child support arrears due and owing. It is my understanding that you have failed (or refused) to tender such payments each and every month. As such, I must insist that you promptly correct this contemptuous behavior and immediately tender the sum of $1,800.00 for the past due child support and arrears payments. Moreover, beginning December 1, 2022, and each month thereafter, you must ensure you meet your monthly obligations for the support of Azlynn. To the extent that you continue your refusal to do so, as soon as jurisdiction is returned to the District Court, I will file a motion seeking to have you held in contempt. Should such a motion prove necessary, I will seek all legal remedies, inclusive of sanctions and attorney's fees. It is my sincere hope that this is not the case.

Should you wish to discuss these matters further, please feel free to contact my office and arrange a telephone conference.

Sincerely,
FORD & FRIEDMAN

MATTHEW H. FRIEDMAN, ESQ.

CBP/tlm
cc: client

EXHIBIT 50

Electronically Filed
12/28/2022
CLERK OF THE COURT

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

Mario Opipari, Applicant, vs. Kymberlie Hurd Adverse Party.	☐ Present ☒ Not Present ☒ With Counsel ☒ Present ☐ Not Present ☐ With counsel	CASE NO.: T-22-229781-T 20/TPO

AMENDED PROTECTION ORDER AGAINST DOMESTIC VIOLENCE

Having considered the filings, testimony and evidence presented this day, and the Court having jurisdiction in this matter, and

N/A it appearing that service has not been effectuated on ☐ Applicant ☐ Adverse Party, ☐ Applicant ☐ Adverse Party was given instructions regarding service of process and the matter set for a Return Hearing.

HR the ☒ Applicant ☐ Adverse Party having been served with notice of the hearing on December 15th, 20N/A, the Court hereby finds and recommends as follows: Adverse Party appeared in person for the hearing on her Motion to Dissolve the TPO. Applicant did not appear for the hearing. Applicant's counsel, Christopher Phillips, Esq., appeared on Applicant's behalf. The court took argument from both parties. Applicant's allegations regarding the tracking device placed in the minor child's diaper bag are from more than a year ago. The allegation that Adverse Party was following the Applicant in her vehicle without a legitimate reason were from early in 2022. Adverse Party disputes that she followed Applicant and his wife without a legitimate reason, indicating that she followed them to prove that Applicant was abdicating his parenting responsibilities to a third party, which has been a theme of her concerns stated during the custody proceedings. As the court opined at the initial hearing, the flash drive of videos sent by the Adverse Party to the Applicant was sent for the purposes of discovery for one of the several cases they have pending, closed, or impending. The court does not find that Adverse Party's interaction with the minor child at a baseball game where many people are present and the Applicant is actively taking pictures of the interaction amounts to a violation of the supervised visitation order, which is better addressed in the custody case. The court does not find that the Adverse Party's refusal to communicate directly with the Applicant and instead communicate with his lawyer(s) amounts to a violation of the TPO. In fact, the argument that Adverse Party's refusal to communicate with the Applicant causes this court to believe that the request for a TPO was just another tool to further silence the Adverse Party and place additional restrictions/impediments on having access to the parties' daughter. Applicant argued that Adverse Party's failure to participate in the custody trial and her lack of visitation with the child is evidence of domestic violence or a threat of domestic violence, none of which this court finds.

relevant in these proceedings, other than to attempt to make the Adverse Party look bad. Despite the court's admonishments regarding same, Applicant's attorney continued to argue those points as salient facts for the court's consideration. Lastly, the Applicant was unable to establish that the Adverse Party threatened to kill herself and the child in a Facebook post, which was the primary concern for the court at the initial hearing.

This motion was filed by the Adverse Party on December 9th, 2022. The matter was not set for hearing until December 27th, 2022, despite the rules requiring a hearing within 7 days (EJDC Admin Order 19-04). No opposition was filed by the Applicant and the Applicant did not make any appearance, by alternate means or otherwise, for the hearing. No motion for a continuance was made.

Based upon the foregoing, the court is unable to maintain a finding that Adverse Party committed an act of domestic violence or that she is a credible threat of domestic violence. Adverse Party has successfully refuted the allegations in the Application. The Motion to Dissolve the TPO is GRANTED. The order shall be dissolved immediately. Applicant's request to extend the TPO is DENIED is moot and the hearing on January 4th, 2022, is VACATED. CASE CLOSED.

N/A That, pursuant to NRS 33.010, et seq., the Court is satisfied domestic violence has actually occurred or there exists a credible threat of domestic violence; therefore, the Court finds good cause to ISSUE the TEMPORARY PROTECTION ORDER immediately. The Adverse Party is hereby ordered to have no contact whatsoever with the Applicant and to stay away from the following locations: N/A.

N/A That the TEMPORARY PROTECTION ORDER issued in this case is CONTINUED in effect until the hearing date specified below, under the same terms and conditions as it was originally issued, subject to any exceptions noted below.

N/A That the parties are ordered to appear at a RETURN HEARING N/A, 20N/A at N/A N/A.m. at ☐ Family Court and Services Center, 601 North Pecos Road, Las Vegas, Nevada 89101, Department N/A/☐ Regional Justice Center, 200 Lewis Avenue, Las Vegas, Nevada 89155, Department N/A.

N/A Wherefore, an EXTENDED PROTECTION ORDER is issued in this case until N/A. The Adverse Party is ordered to continue to obey all of the orders, terms and conditions of the Temporary Order issued in this case subject to any exceptions noted below.

Exceptions to the foregoing: N/A.

HR That the Protection Order issued in this case is hereby DISSOLVED.

HR That the request to extend the Order of Protection is DENIED.

N/A Additionally, N/A.

That the following additional provisions shall also apply if marked with an "x":

N/A Custody and visitation shall remain as ordered in Case No. D-N/A on N/A, 20N/A, ☐ except as follows: N/A.

N/A That pursuant to NRS chapter 125, the Court has jurisdiction to address custody of the parties' minor child(ren); wherefore, Applicant is awarded temporary physical custody of the minor child(ren). Adverse Party is awarded visitation as follows: N/A.

N/A Such visitation shall be supervised by N/A. Supervised visitation requires the identified supervisor(s) to be present for the duration of the visitation, ☐ unless specified otherwise herein N/A.

N/A Adverse Party is ordered to pay to the Applicant $N/A per month as and for the temporary support of the minor child(ren) until a permanent order for child support is established or until the expiration of the Extended Order. This amount is based upon the obligor's gross monthly income of $N/A and shall be payable $N/A, beginning N/A.

SO ORDERED This 28th day of December, 2022

DOMESTIC VIOLENCE HEARING MASTER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the foregoing Findings and Recommendations are approved and are hereby made Orders of the Court. These Orders are effective immediately. Pursuant to EDCR 5.710, you have 14 days from your receipt of this Order to file an Objection to this Decision.

Rebecca L. Burton

DISTRICT COURT JUDGE

Judge's or Hearing Master's initials will appear next to all orders that apply; anything not initialed has not been ordered and/or is inapplicable to your case.

Electronically Filed
2/15/2023 12:40 PM
Steven D. Grierson
CLERK OF THE COURT

OBJ

MATTHEW H. FRIEDMAN, ESQ.
Nevada Bar No.: 11571
CHRISTOPHER B. PHILLIPS, ESQ.
Nevada Bar No.: 14600
FORD & FRIEDMAN
2220 Paseo Verde Parkway, Ste. 350
Henderson, Nevada 89052
Telephone: (702) 476-2400
Facsimile: (702) 476-2333
mfriedman@fordfriedmanlaw.com
cphillips@fordfriedmanlaw.com
Attorneys for Plaintiff

DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA

MARIO OPIPARI, Plaintiff, vs. KYMBERLIE HURD, Defendant.	CASE NO.: D-21-622669-C DEPT: R

PLAINTIFF'S OBJECTION TO DEFENDANT'S AMENDED EXPARTE EMERGENCY MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS

COMES NOW Plaintiff, Mario Opipari, (hereinafter referred to as "Mario") by and through his counsel of record, Matthew H. Friedman, Esq. and Christopher B. Phillips, Esq., of the law firm Ford & Friedman who hereby respectfully objects to Defendant, Kymberlie Hurd's (hereinafter referred to as

RECEIVED
APR 21 2023
CLERK OF THE COURT
DEPUTY

"Defendant") Amended Emergency Exparte Application for Stay of District Court Proceedings.

This objection is based upon the Attached Memorandum of Points and Authorities, all pleadings and papers on file herein and the arguments to be adduced at the time of Hearing herein and is made in good faith and not to delay justice.

Dated this 14 day of February, 2023.

FORD & FRIEDMAN

MATTHEW H. FRIEDMAN, ESQ.
Nevada Bar No.: 11571
CHRISTOPHER B. PHILLIPS, ESQ.
Nevada Bar No.: 14600
2200 Paseo Verde Parkway, Suite 350
Henderson, Nevada 89052
Attorneys for Plaintiff

MEMORANDUM OF POINTS AND AUTHORITIES

I.

PROCEDURAL HISTORY

As this court is acutely aware, the instant matter has been consumed with constant litigation. The initial complaint was filed, by Mario, in the district court on March 4, 2021. Thereafter, Defendant filed an Answer and Counterclaim on May 7, 2021. However, once she filed her Answer and Counterclaim, Defendant's participation in the litigation significantly diminished. In fact, as a result of Defendant's refusal to participate, Mario's trial counsel filed a Motion to Compel on January 10, 2022. Also on January 10, 2022, the Court filed its Case Management Order setting the Case Management Conference for February 17, 2022. Thereafter, on January 20, 2022, Defendant filed a Motion to Set Aside the district court's Emergency Pick Up Order that had been issued on January 11, 2022. In filing the same, Defendant requested – and this district court granted – a request for an Order Shortening Time on her Motion to Set Aside. In granting the requested Order Shorting Time, this court further ordered that "[t]he Case Management Conference and Status Check scheduled for 02/17/2022 at 11:00 a.m. SHALL also be SHORTENED and heard at this time."

Accordingly, this court conducted a consolidated hearing on Defendant's "Motion for Temporary Custody, Visitation, Child Support, Spousal Support and/or Exclusive Possession; [Mario's] Opposition and Countermotion Striking [Defendant's] Exhibit 2, for Supervised Visitation, Child Support and Attorney's Fees and Costs and Relied Relief; and Case Management Conference." Following the February 15, 2022 hearing, this court subsequently issued three (3) separate written orders based upon the outcome of the arguments presented during the February 15, 2022 hearing.

First, the court issued an Order for Family Mediation Center Services that instructed the Family Mediation Center (FMC) to provide the parties with confidential mediation services. Second, the court issued an Order for Supervised Visitation at Family First Services. Third, this court entered an Order After February 15, 2022 Hearing wherein it specifically deferred on the issue of trial setting because the parties were referred to FMC in order to allow them an opportunity to utilize mediation to formulate a parenting agreement. However, within the same Order After February 15, 2022 Hearing the court went on to schedule a status check for May 9, 2022.

However, due to the high conflict nature of the parties' pretrial litigation, the matter was brought back before the court on April 19, 2022. During this hearing, this court vacated the previously scheduled May 9, 2022 status check

and set the matter for an evidentiary hearing on August 16, 2022 at 1:30 p.m. As ordered during the April 19, 2022 Hearing, the matter proceeded to trial on August 16, 2022 and the Findings of Fact, Conclusions of Law and Order from the Evidentiary Hearing was entered on October 17 2022. Immediately thereafter, Defendant filed her Notice of Appeal.

Most recently, following the Supreme Court's denial of two (2) separate Motions to Stay District Court Proceedings filed by Defendant, Defendant now seeks the same relief from this Court. Accordingly, the instant Objection follows.

II.

ARGUMENT

While Defendant's titles her Motion as a motion to Stay District Court Proceedings, what she *actually* seeks is a "stay" of the October 17, 2022 Findings of Fact, Conclusions of Law and Order from the Evidentiary Hearing[1]. To that end, it must be noted that if this Court were to grant the requested relief, Defendant would be left in the same position regarding child custody and supervised visitation. Specifically, Defendant's Motion seeks to stay the district court's October 17, 2022 Findings of Fact, Conclusions of Law and Order from

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[1] Notably, this is the Order that is currently with the Supreme Court on Defendant's Appeal.

the Evidentiary Hearing, which awarded Mario with sole legal and sole physical custody of the parties' minor child. This Order further limited Defendant's contact with the minor child to supervised visitation. Here, Defendant seeks to stay that order pending the outcome of her appeal.

However, what Defendant fails to consider is that even if this Court were to stay the October 17, 2022 Order, the parties would thereby revert back to following the prior May 19, 2022 custody order, wherein this court denied Defendant's Motion to Set Aside the Emergency Orders for Sole Legal Custody and Sole Physical Custody.

Furthermore, and to the extent that Defendant's Amended Motion can be read as a request to stay all of this court's prior orders, such a request would subject the parties and the child to a circumstance where no custody order would be in effect. Such a result would be plainly absurd given that the parties have been litigating custody in the district court since March 2021.

In sum, Defendant's requested relief should be denied, because if this Court were to ignore the litany of concerns (and evidence in support of the same) presented throughout the litigation as well as Defendant's outright refusal to participate in any meaningful way, and grant the requested stay, such an order would leave the parties in the same position, to wit: Mario would still have sole legal and sole physical custody, and Defendant's contact with the

minor child would continue to be limited to supervised visitation pursuant to the district court's May 19, 2022 temporary custody order, which Defendant has already unsuccessfully attempted to appeal.

III.

CONCLUSION

For the foregoing reasons, Kymberlie's Amended Motion seeks a stay that would not result in any change in status with regards to child custody or visitation. Even if the court's order that is the subject of appeal was stayed, Defendant cannot avoid the fact that this court has consistently held – in multiple orders – that it is in the child's best interest for Mario to exercise sole legal and sole physical custody of the minor child subject to Defendant's supervised visitation. As such, Kymberlie's Amended Motion lacks legal and factual support and her request for a stay should be denied.

Dated this 14 day of February, 2023.

FORD & FRIEDMAN

MATTHEW H. FRIEDMAN, ESQ.
Nevada Bar No.: 11571
CHRISTOPHER B. PHILLIPS, ESQ.
Nevada Bar No.: 14600
2200 Paseo Verde Parkway, Suite 350
Henderson, Nevada 89052
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 15th day of February, 2023 I served a true and correct copy of the foregoing **"Plaintiff's Objection To Defendant's Amended Emergency Exparte Motion for Stay of District Court Proceedings"** via the Court's Odyssey e-file / e-service system, to the following registered user:

Kymberlie Joy Hurd
kymberliejoy@gmail.com
Defendant in Proper Person

/s/ *Tracy McAuliff*

An employee of Ford & Friedman

Electronically Filed
2/18/2023 2:17 PM
Steven D. Grierson
CLERK OF THE COURT

ROPP
KYMBERLIE JOY HURD
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Defendant/Appellant, In Proper Person

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION, CLARK COUNTY, NEVADA

MARIO OPIPARI Plaintiff/Respondent, vs. KYMBERLIE JOY HURD Defendant/Appellant.	Case No.: D-21-622669-C Dept. No.: R Supreme Court No.: 85537 Date of Hearing: N/A Time of Hearing: N/A Hearing Requested: NO

REPLY TO PLAINTIFF'S OBJECTION TO DEFENDANT'S AMENDED EX PARTE EMERGENCY MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS

Defendant/Appellant through self-representation, hereby submits the forgoing Reply to Plaintiff's Objection To Defendant's Amended Ex Parte Motion For Stay Of District Court Proceedings.

STATEMENT OF FACTS

Plaintiff does not refute or make a single argument denying Defendant's claims of significant harm, regression, and abuse the minor child is having to endure while in the custody of Plaintiff and his significant other.

HU 0709

Plaintiff does not refute Defendant's extensive list of the violations of EDCR and NRCP, an unfair trial, lack of Due Process, and the initial unlawful Pick-Up Order (1/11/2022) taking minor child away from her mother that deprived both of their constitutional rights.

Plaintiff does not refute the egregious fabrication of his application for TPO and subsequently committing perjury by filing a false declaration.

Plaintiff does not refute completely cutting off all contact between minor child and her mother as well as denying any contact with maternal brother and family members.

Therefore, these are deemed to be admitted by Plaintiff and as such, minor child should be returned to the sole custody and safety of Defendant.

LEGAL ARGUMENT

Plaintiff starts out stating "this court is acutely aware, the instant matter has been consumed with constant litigation". Then three (3) sentences later states "once she filed her Answer and Counterclaim, Defendant's participation in the litigation significantly diminished". From the onset of Mr. Friedman's filing the logic is lacking.

The entirety of Plaintiff's Procedural History has no relevance with Defendant and minor child's constitutional rights being deprived.

NRAP 8(d) has four (4) factors when considering to issue a stay: 1) Whether the child will suffer hardship or harm if the stay is either granted or denied; 2) Whether the nonmoving party will suffer hardship or harm if the stay is granted; 3) Whether the movant is likely to prevail on the merits in the appeal; 4) Whether a determination of other existing equitable considerations, if any, is warranted.

Defendant clearly met all of the above criteria, it is only procedural issues that have been an issue.

Defendant correctly titled her Motion for Stay of District Court Proceedings. While Plaintiff states that Staying the current order would leave Defendant in the same position by reverting back to the prior order of May 19, 2022, that is not accurate. The prior Order is actually dated May 26, 2022 and Kymberlie appeals all filed orders, 10/17/2022, 5/26/2022, 5/19/2022, and 1/11/2022. There are no other orders as Plaintiff failed to properly have those orders signed and filed.

This is precisely one of the issues Defendant has been arguing. This court did not have the legal authority to grant and issue the Emergency Pickup Order for several reasons, that being one of them. Minor child should not have to continue to suffer for the errors of Plaintiff, his counsel, and this court.

Prior interlocutory orders that were not independently appealable prior to the final order are within the scope of review of the appellate court once a timely appeal is filed. *See Consolidated Generator v. Cummins Engine Co., 114 Nev.1304, 1312, 971, P.2d 1251, 1256 (1998).* Prior interlocutory orders are not required to be listed separately to be reviewed by the appellate court. *See id.*

Kymberlie argues that all interlocutory orders have violated the constitutional rights of herself and minor child. In addition, the findings are not supported by substantial documentation, and rely on the arguments of counsel. *Nev. Ass'n Servs., Inc. u. Eighth Judicial Dist. Court,* 130 Nev. 949, 957, 338 P.3d 1250, 1255 (2014) (noting that arguments of counsel are not evidence and do not establish the facts of the case)

The initial Emergency Pick-Up Order from January 12, 2022 deprived Kymberlie and minor child of their constitutional rights. Parents have a fundamental and constitutional right to care for their child. Removal of that right requires a higher standard of review.

///

In this case minor child was removed from her primary caretaker and protective parent based solely on the motion filed by counsel. From this point on the errors in law snowballed up to and including the "trial" held on August 16, 2022.

Mr. Friedman states that after the answer was filed Kymberlie's "participation in the litigation significantly diminished". Kymberlie was represented by Jason Stoffel, Esq. who should have filed her initial disclosures. Kymberlie was lead to believe that this was only necessary in divorces. By the time Kymberlie realized this was not the case, she was overwhelmed trying to represent herself and care for minor child who has over ten (10) providers and who was demonstrating behavior changes.

Once minor child was unlawfully removed from Kymberlie's custody and placed with our abuser, her focus became trying to get minor child back. Kymberlie cannot afford an attorney and subsequently had to learn how to represent herself. This past year has been a huge learning experience with most lessons coming after mistakes.

Kymberlie never "refused" to participate in discovery with malicious intent. The motion to compel was filed at the same time minor child was unlawfully taken away from her protective parent and was only granted because Kymberlie did not realize she had to file an opposition. Kymberlie had intended to go to the hearing and explain the situation.

Discovery issues were never properly addressed and the court stated that "I don't think that it's realistic that we can expect her [Kymberlie] to prepare those responses". (April 15, 2022 hearing) Kymberlie attempted to comply by requesting Ms. Crome to send her requests in word format to make it easier to respond, but this request went unanswered.

Kymberlie has a significant amount of video/audio and had asked the court how to submit them, but never received a response. Kymberlie also has a significant amount of documents, ie. over ten (10) binders of minor child's medical records. Kymberlie does not

have a practical way to get these documents scanned in. Business centers, like Staples, charge $1.40 a page to scan.

Kymberlie was hoping to get these issues and others addressed at an Early Case Evaluation along with guidance of due dates and timelines and streamline what documents needed to actually be produced. While Mr. Friedman states this took place on February 15, 2022, a review of the transcripts will show this not to be true. A scheduling order, discovery order, or case management order have never been filed in this case.

Mr. Friedman's argument that this court failed to grant Defendant's motion to set aside fails.

Appellate court will not set aside a district court's factual determination that a custody designation is in the best interest of the child if substantial evidence supports that determination. *See Ellis v. Carucci*, 123 Nev. 145, 149 (Nev. 2007). Substantial evidence is evidence "that a reasonable person may accept as adequate to sustain a judgment." *Id.*

Ignoring the failure of Plaintiff to serve Defendant, therefore denying her due process. Ignoring that acting on Defendant's lab results seven (7) weeks later is not demonstrative of an emergency. The three (3) exhibits Plaintiff provided to support their Emergency Motion were informative brochures regarding methamphetamine. No proof and not a single argument with specific details of minor child being endangered or harmed was ever presented. Unlike Defendants Amended Stay where numerous details are listed of how Plaintiff is harming minor child. [That is a non-exhaustive list]

Most certainly the aforementioned does not validate the removal of Defendant's constitutional right to parent minor child and minor child's constitutional right to be parented by her mother.

The above legal argument applies to every interlocutory order and the Findings of Fact Conclusions of Law and Order filed October 17, 2022.

Mr. Friedman's argument that there are a "litany of concerns (and evidence in support of the same)" is not a valid legal or factual argument. In fact, Mr. Friedman does not have a single legal argument in his Objection.

CONCLUSION

Defendant will win her appeal. Mr. Friedman's argument to deny Defendant's Stay because it would be "plainly absurd" lacks any legal merit[1]. The fact Plaintiff failed to use a single legal argument is basis for this court to grant Defendant's stay. The fact Plaintiff did not refute a single claim of significant harm, regression, and abuse the minor child is having to endure while in the custody of Plaintiff and his significant other is basis for this court to grant Defendant's Stay.

It has been ***147*** days since Plaintiff has allowed any contact between minor child and Defendant. **(Exhibit 1)** #AdvocateForAzlynn

DATED this 18th day of February, 2023.

Pursuant to NRS 53.045, I declare under penalty
Of perjury that the foregoing is true and correct.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
In Proper Person

[1]Nevada Rules of Professional Conduct Rule 3.1. Meritorious Claims and Contentions. A lawyer shall not bring or defend a proceeding, or assert or controvert an issue therein, unless there is a basis in law and fact for doing so that is not frivolous, which includes a good faith argument for an extension, modification or reversal of existing law.

DECLARATION OF KYMBERLIE JOY HURD

I, Kymberlie Joy Hurd, declare under penalty of perjury under the laws of the State of Nevada that the following is true and correct:

1. I am the Defendant/Appellant in the above-entitled action.

2. I have read the foregoing reply and know the contents thereof; that same is true of my own knowledge, except for those matters stated upon information and belief, and that as to those matters, I believe them to be true.

I declare under penalty of perjury, under the laws of the State of Nevada and United States, NRS 53.045 and 28 USC § 1746, that the forgoing is true and correct.

DATED this 18th day of February, 2023.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
In Proper Person

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 18th day of February, 2023, pursuant to NRCP 5 and NEFCR 9, served a true and correct copy of the foregoing REPLY TO PLAINTIFF'S OBJECTION TO DEFENDANT'S AMENDED EX PARTE EMERGENCY MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS via electronic service through the Eighth Judicial District Court's electronic filing system to the email address(s) on file:

Matthew H. Friedman, Esq.
Christopher B. Phillips, Esq.
Ford & Friedman
2200 Paseo Verde Pkwy., Suite 350
Henderson, NV 89052
mfriedman@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com;
tracy@fordfriedmanlaw.com

DATED this 18th day of February, 2023.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

Kymberlie Joy Hurd

EXHIBIT 1

Messages exported from: Kymberlie's iPhone (+17022858149)
With: Mario Vincent Opipari (7023484960)
Feb 4, 2023 at 12:00 AM to Feb 18, 2023 at 11:59 PM
PDF generated on 2/18/23 using Decipher TextMessage

2/5/23, 12:16 PM
Kymberlie's iPhone (+17022858149)

Can I speak to my daughter today?

2/6/23, 1:45 PM
Kymberlie's iPhone (+17022858149)

Can I speak to my daughter today?

2/8/23, 12:32 PM
Kymberlie's iPhone (+17022858149)

Can I speak to my daughter today?

2/11/23, 9:44 AM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter today?

2/13/23, 4:14 PM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter today?

2/14/23, 5:43 PM
Kymberlie's iPhone (+17022858149)

How many times does Azlynn cry out for her Mommie and you're too self absorbed to even notice.

Azlynn NEEDS her Mommie and NOBODY can replace me!

Be more concerned for our daughter rather than yourself and obtaining a "W".

As such, may I speak to my daughter tonight?

2/18/23, 11:25 AM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter today?

7 total messages and 0 total images.

HU 0718

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

RE: D-21-622669-C

1 message

Filon, Susan <DeptRLC@clarkcountycourts.us> Tue, Mar 7, 2023 at 9:10 AM

To: Kymberlie Joy <kymberliejoy@gmail.com>, "Diaz, Nancy" <DiazN@clarkcountycourts.us>
Cc: "mfriedman@fordfriedmanlaw.com" <mfriedman@fordfriedmanlaw.com>

Dear Ms. Hurd:

Please take notice that there is nothing pending before Judge Henderson at this time on calendar. Judge Henderson would not have a way to know there is an ex parte motion filed unless it is placed on his calendar. This does not occur unless you either (1) submit a proposed order to bring the ex parte motion to his attention; or (2) file a notice of motion to place the matter on calendar for adjudication.

The matter will be set for hearing on the record with you and opposing counsel required to appear in person for the hearing in courtroom #1 located at The Family Courts and Services Center, 601 N. Pecos Rd., Las Vegas, NV 89101.

You will receive a minute order to this effect shortly.

Thank you,

Susan Filon, Esq.

Law Clerk to the Honorable Bill Henderson

Eighth Judicial District Court, Family Division

Department R

601 N. Pecos Rd.

Las Vegas, NV 89101

(702) 455-1351

deptrlc@clarkcountycourts.us

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Tuesday, March 7, 2023 6:58 AM
To: Filon, Susan; Diaz, Nancy
Subject: D-21-622669-C

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

Could I please receive an update on my filing; Amended Ex Parte Emergency Motion For Stay of District Court Proceedings filed on 2/04/2023.

Please note, that Plaintiff's Objection to Defendant's Amended Ex Parte Emergency Motion For Stay of District Court Proceedings was filed on 2/15/2023, and Reply to Plaintiff's Objection to Defendant's Amended Ex Parte Emergency Motion For Stay of District Court Proceedings was filed on 2/18/2023.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

D-21-622669-C Opipari v Hurd

1 message

Leal Santillan, Luz <LealL@clarkcountycourts.us> Tue, Mar 7, 2023 at 11:31 AM

To: "mfriedman@fordfriedmanlaw.com" <mfriedman@fordfriedmanlaw.com>, "kymberliejoy@gmail.com" <kymberliejoy@gmail.com>

Good Morning

Please see the attached minute order issued by Judge Henderson.

Respectfully,

Luz Leal Santillan

Eighth Judicial District Court |Family Court Division

Court Clerk to the Honorable Bill Henderson|Department R

601 N. Pecos Rd. Las Vegas, NV 89101

lealL@clarkcountycourts.us

Minute order.pdf
472K

DISTRICT COURT
CLARK COUNTY, NEVADA

Child Custody Complaint **COURT MINUTES** March 07, 2023

D-21-622669-C Mario Opipari, Plaintiff.
vs.
Kymberlie Hurd, Defendant.

March 07, 2023 **9:00 AM** **Minute Order**

HEARD BY: Henderson, Bill **COURTROOM:** Chambers

COURT CLERK: Luz Leal Santillan

PARTIES:

Azlynn Opipari, Subject Minor, not present	
Kymberlie Hurd, Defendant, Counter Claimant, not present	Pro Se
Mario Opipari, Plaintiff, Counter Defendant, not present	Matthew Friedman, Attorney, not present

JOURNAL ENTRIES

MINUTE ORDER - NO HEARING HELD

D-21-622669-C
Opipari, Mario v. Hurd, Kymberlie

NRCP 1 and EDCR 1.10 state the procedure in district courts shall be administered to secure the just, speedy, and inexpensive determinations in every action.

On 03/07/2023, Defendant, Kymberlie Hurd, representing herself in proper person, notified this court's chambers for the first time that she filed an Ex Parte Motion for Stay of District Court Proceedings. She requested a decision on her ex parte motion.

The issues of custody, visitation, and child support are currently pending appeal before the Nevada Supreme Court in case no. 85537.

Plaintiff is represented by Matthew Friedman, Esq. He filed an objection to Defendant's ex parte motion.

Notice: Journal entries are prepared by the courtroom clerk and are not the official record of the Court.

THE COURT DETERMINES that oral argument is necessary on Defendant's Amended Ex Parte Emergency Motion for Stay of District Court Proceedings filed and served on Plaintiff's counsel on 02/04/2023; Plaintiff s Objection to Defendant's Amended Ex Parte Emergency Motion for Stay of District Court Proceedings filed and served on Defendant on 02/15/2023; and Defendant's Reply to Plaintiff's Objection to Defendant's Amended Ex Parte Emergency Motion for Stay of District Court Proceedings filed and served 02/18/2023.

THE COURT FINDS that personal appearances are necessary for this matter to ensure the parties and counsel have the opportunity to make their arguments to the court in this matter without the risk of technical difficulty or delay, as well as to have the equal advantage of an in-person appearance.

IT IS ORDERED that the foregoing SHALL BE SET FOR ORAL ARGUMENT on Tuesday, 03/21/2022 at 1:30 p.m. in courtroom #1 located at The Family Courts and Services Center, 601 N. Pecos Rd., Las Vegas, NV 89101. The parties and counsel SHALL appear for oral argument in person.

A copy of this minute order shall be served on the parties or their attorneys.

CLERK'S NOTE: A copy of this minute order was e-mailed to Attorney Friedman and Defendant. (03/07/2023 - lls)

INTERIM CONDITIONS:

FUTURE HEARINGS:

March 21, 2023 1:30 PM Motion
Henderson, Bill
Courtroom 01
Leal Santillan, Luz

March 21, 2023 1:30 PM Opposition
Henderson, Bill
Courtroom 01
Leal Santillan, Luz

March 21, 2023 1:30 PM Hearing
Henderson, Bill
Courtroom 01
Leal Santillan, Luz

ORDR

FILED IN OPEN COURT
March 21, 2023
CLERK OF THE COURT
By: Deputy Lizbeth Santillan

DISTRICT COURT
CLARK COUNTY, NEVADA

Mario Opipari — Plaintiff,

-vs-

Kymberlie Hurd — Defendant.

Case No. D-21-627669-C

Department: R

ORDER FOR SUPERVISED VISITATION

The court finds that it is in the best interest of the parties' child(ren) that the Plaintiff's/Defendant's (circle one) visitation be supervised pursuant to this Order. Therefore,

IT IS HEREBY ORDERED that because the Court finds that the parties have not or cannot pick up and drop off their child(ren) for visitation at an agreeable location in a fashion that is safe for the child(ren) physically and/or emotionally, the parties shall utilize Donna's House services.

IT IS FURTHER ORDERED that the visitation schedule will be in effect as of (date) _____, provided BOTH parties complete orientation, for thirty (30) / sixty (60) / ninety (90) days and will occur as follows:

Visitation will occur as follows:			
Weekly / Every other week			
Wed / Thurs / Fri	Saturday / Sunday		
6 - 7 p.m.	9 a.m. - 10 a.m.	12 noon - 1 p.m.	3 p.m. - 4 p.m.
7 - 8 p.m.	10 a.m. - 11 a.m.	1 p.m. - 2 p.m.	4 p.m. - 5 p.m.
	11 a.m. - 12 noon	2 p.m. - 3 p.m.	5 p.m. - 6 p.m.

PLEASE ISSUE REPORT

IT IS FURTHER ORDERED that the parties shall contact Donna's House at (702) 455-4229 to schedule orientation. Failure to contact Donna's House may result in the family's inability to use said services, and the Court may issue sanctions against the responsible party of parties.

IT IS FURTHER ORDERED that the cost of said services is $20.00 per supervised visitation hour:
_____1) Fee shall be paid equally by both parties (i.e., $10.00 per hour by each party); or
_____2) ☐ Plaintiff ☒ Defendant shall pay the whole amount of $20 per supervised visitation hour; or
_____3) Fee for supervised visitation shall hereby be waived.
Said payments shall be paid directly to Donna's House, 601 N Pecos Rd, Bldg B, Las Vegas, NV. Said payment shall be made no later than the date of the exchange. Failure to pay may result in cancellation of the scheduled monitored visitation and the Court may issue sanctions against the responsible party or parties.
-Please only collect one-half payment due to financial hardship.

IT IS FURTHER ORDERED that the parties shall follow all rules and directives of Donna's House. Failure to follow all rules and directives may result in the immediate termination of services and the Court may issue sanctions against the responsible party or parties. The general rules are contained on the back of this order.

This matter is reset for:

Date: 7/18/23 **Time:** 11:00 am

Bill Henderson
DISTRICT JUDGE / [redacted]

Attorney for Plaintiff: Matthew Friedman

Attorney for Defendant: pro per

HU 0725

White: Court Green: Plaintiff Goldenrod: Defendant Revised 08/5/10

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

RE: D-21-622669-C

1 message

Leal Santillan, Luz <LealL@clarkcountycourts.us> Wed, Mar 29, 2023 at 3:37 PM

To: "kymberliejoy@gmail.com" <kymberliejoy@gmail.com>
Cc: "Diaz, Nancy" <DiazN@clarkcountycourts.us>, "Filon, Susan" <DeptRLC@clarkcountycourts.us>

Good afternoon Ms. Hurd,

Please be advised that the court minutes from the 03/21/2023 hearing have been completed.

Respectfully,

Luz Leal Santillan

Eighth Judicial District Court |Family Court Division

Court Clerk to the Honorable Bill Henderson | Department R

601 N. Pecos Rd. Las Vegas, NV 89101

lealll@clarkcountycourts.us

From: Diaz, Nancy
Sent: Wednesday, March 29, 2023 3:06 PM
To: Cunningham, Michelle; Leal Santillan, Luz
Subject: FW: D-21-622669-C

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Wednesday, March 29, 2023 2:32 PM
To: Filon, Susan
Cc: Diaz, Nancy; Matthew H. Friedman, Esq.
Subject: Re: D-21-622669-C

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

I have contacted the clerk of the court. In fact, I physically went down in person. They advised me that there were no minutes from the hearing held on March 21, 2023.

The clerk advised me to contact the judge's chambers to find out when the minutes would be completed and made available.

EDCR 5.405 and EDCR 5.407(b) are not relevant to anything I am requesting today. I am not asking for reports or any documents filed in my case. Can we please remain focused on what I thought was a really simple and direct question?

When will the minutes from the hearing held on March 21, 2023 be made available by this court?

I have the video of the hearing and I know how to obtain a copy of the minutes once they are actually completed and made available via the website you provided: http://www.clarkcountycourts.us/departments/clerk/records-search-and-viewing/

The clerk nor I can obtain minutes from a hearing that are not completed and uploaded to the site you provided.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

On Wed, Mar 29, 2023 at 11:18 AM Filon, Susan <DeptRLC@clarkcountycourts.us> wrote:

Dear Ms. Hurd,

Again, we appreciate you reaching out to the clerk's office for information about your case today and in the future: http://www.clarkcountycourts.us/departments/clerk/records-search-and-viewing/

I apologize for my error; EDCR 5.405 and EDCR 5.407(b) are the relevant court rules related to dissemination of confidential reports. I appreciate you bringing that to my attention.

We will contact you in the event we receive any reports for you to review.

Have a great day!

Sincerely,

SUSAN FILON

Law Clerk to the Honorable Bill Henderson | Department R

Eighth Judicial District Court | Family Court Division

601 N. Pecos Rd. Las Vegas, NV 89101

702.455.1351 | DeptRLC@clarkcountycourts.us

Department R Bluejeans Court Hearing Link:
https://bluejeans.com378675993

Want to dial in from a phone?

Call Bluejeans at 1.408.419.1715

Enter the meeting ID 378675993 and push #

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Wednesday, March 29, 2023 11:05 AM
To: Filon, Susan
Cc: Diaz, Nancy; Matthew H. Friedman, Esq.
Subject: Re: D-21-622669-C

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

Your e-mail does not answer my simple question of when the minutes will be made available from the hearing on March 21, 2023. I have attached screenshots showing that the minutes are not available to even obtain.

I wasn't asking for copies of anything nor to be provided with a copy of the minutes mentioned above.

Also, while not related to anything in my original e-mail, EDCR 5.304 concerns minor children; exposure to court proceedings.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

On Wed, Mar 29, 2023 at 9:43 AM Filon, Susan <DeptRLC@clarkcountycourts.us> wrote:

Good Morning,

We are unable to provide you with the documents filed in your in your case due to the high volume of cases. The clerk's office will assist you with obtaining the documents filed in your case. These documents include, *but are not limited* to pleadings, motions, oppositions, replies, exhibits, transcripts of hearings, minutes, notices of appeal, remittiturs, financial disclosure forms, applications to proceed in forma pauperis, and applications for temporary orders of protection.

You are welcome to pick up a copy of the minutes or any other document filed in your case or obtain a copy of the video from video transcripts online at: http://www.clarkcountycourts.us/departments/clerk/records-search-and-viewing/

Any confidential report filed in your case would be provided to you to review by appointment, as in the past. These reports include, but are not limited to child interviews, outsource evaluations, lab tests, and visitation reports. Please see EDCR 5.304.

We appreciate your understanding and attention to this matter.

Thank you,

SUSAN FILON

Law Clerk to the Honorable Bill Henderson | Department R

Eighth Judicial District Court | Family Court Division

601 N. Pecos Rd. Las Vegas, NV 89101

702.455.1351 | DeptRLC@clarkcountycourts.us

Department R Bluejeans Court Hearing Link:
https://bluejeans.com378675993

Want to dial in from a phone?

Call Bluejeans at 1.408.419.1715

Enter the meeting ID 378675993 and push #

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Wednesday, March 29, 2023 7:10 AM

To: Filon, Susan; Diaz, Nancy
Subject: D-21-622669-C

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

There are no minutes from the last hearing held on March 21, 2023. When will these be done?

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

D-21-622669-C Mario Opipari, Plaintiff.
vs.
Kymberlie Hurd, Defendant.

March 21, 2023 01:30 PM All Pending Motions

HEARD BY: Henderson, Bill COURTROOM: Courtroom 01

COURT CLERK: Leal Santillan, Luz

PARTIES PRESENT:

Mario Opipari, Counter Defendant, Plaintiff, Present **Matthew H. Friedman, Attorney, Present**

Kymberlie Hurd, Counter Claimant, Defendant, Present **Pro Se**

Azlynn Harlie Opipari, Subject Minor, Not Present

JOURNAL ENTRIES

DEFENDANT'S AMENDED EX PARTE EMERGENCY MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS PLAINTIFF'S OBJECTION TO DEFENDANT'S AMENDED EMERGENCY EX PARTE MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS...DEFENDANT'S REPLY TO PLAINTIFF'S OBJECTION TO DEFENDANT'S AMENDED EX PARTE EMERGENCY MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS

All parties appeared IN PERSON.

Court reviewed the case and made preliminary statements. Court stated if Defendant's appeal progresses the appellate Court will carve out to what extent the orders are changed or stayed. Court further stated even if it is argued that this stays the current order it would revert back to the prior order which also has Defendant on supervised visits with Plaintiff having Primary Physical Custody.

Upon Court's inquiry, Defendant stated she would like to have visitations with her daughter but not at Family First. Defendant further stated she does not trust Family First to do the supervised visitation because they left out 29 visits she had with Azlynn in their report. Defendant further stated she has asked for another facility through the supervised visitation network but she has not received a response from Attorney Friedman. Court stated he cannot permit maternal grandparents to act as supervisors for her visitations, absent a stipulation, and that the supervised visitation must be done through a certified formal agency at least on a temporary basis.

Attorney Friedman stated he agreed with the Court s summary regarding Defendant's Motion for Stay of Court proceedings. Attorney Friedman further stated he had settlement discussions with Defendant in which he stated the best way to move forward was for her to comply with the current Court orders. Attorney Friedman stated based on Defendant lack of compliance, Plaintiff is requesting formal supervised visitation for Defendant, monitoring and the use of the parenting application. Attorney Friedman argued Defendant s motion should be denied and requested attorney s fees be awarded to Plaintiff for having to defend this motion which has little to no legal merit. Court stated if the parties agree Defendant could exercise her supervised visitation and still proceed with her appeal.

Defendant stated she would like to exercise the supervised visitations at Donna's House. Attorney Friedman stated Donna's House is not a convenient location for Plaintiff so the frequency of the visitation maybe burdensome for Plaintiff. Attorney Friedman further stated they would consider a stipulation if Defendant finds a certified formal supervision visitation program that is not unduly burdensome on the minor or the parties in terms of transportation.

There was discussion regarding the hearing to extend the Temporary Protection Order (TPO) on 12/27/2022. Defendant stated the Hearing Master, Holly Roys, admonished Plaintiff for making fraudulent claims. Attorney Friedman stated Hearing Master Roys did not extend the TPO. Court read the Court minutes and the Interim Order in the TPO case into the record.

Court stated it will set a status check so a report from Donna's House is made. Court further stated the status check date may not occur because the Appellate Court order will clarify things one way or another.

Further discussion regarding the supervised visitations at Donna's House and the status of the appeal. Attorney Friedman stated the appeal has been fully briefed and as of a week ago and the case was transferred to the Court of Appeals for a decision. Attorney Friedman further stated the Court of Appeals may decide on the matter based on the briefing or may set the matter for oral argument.

COURT stated its FINDINGS and ORDERED the following:

1. Defendant's Ex Parte Emergency Motion for Stay of District Court Proceedings is DENIED;

2. Request for ATTORNEY'S FEES shall be DEFERRED;

3. CHILD SUPPORT shall be DEFERRED;

4. Per the STIPULATION of the parties, Defendant shall be REFERRED to DONNA'S HOUSE for SUPERVISED VISITATION on Thursday from 6:00 p.m. to 8:00 p.m. Court shall ask DONNA'S HOUSE to enforce half payment due to financial hardship. A REPORT shall be ISSUED. An ORDER for SUPERVISED VISITATION was EXECUTED and FILED IN OPEN COURT. Copies of the ORDER were provided IN OPEN COURT;

5. If either party has an emergency and cannot attend the SUPERVISED VISITATION at DONNA'S HOUSE or they will be late, parties may contact Mr. Friedman's office during normal business hours;

6. A STATUS CHECK Re: Donna's House Supervised Visitation is SET for 07/18/2023 at 11:00 a.m.

Attorney Friedman shall prepare the order from today's hearing.

INTERIM CONDITIONS:

FUTURE HEARINGS:

Jul 18, 2023 11:00AM Status Check
Courtroom 01 Henderson, Bill

Electronically Filed
4/13/2023 9:25 AM
Steven D. Grierson
CLERK OF THE COURT

NEOJ
MATTHEW H. FRIEDMAN, ESQ.
Nevada Bar No.: 11571
CHRISTOPHER B. PHILLIPS, ESQ.
Nevada Bar No.: 14600
FORD & FRIEDMAN
2220 Paseo Verde Parkway, Ste. 350
Henderson, Nevada 89052
Telephone: (702) 476-2400
Facsimile: (702) 476-2333
mfriedman@fordfriedmanlaw.com
cphillips@fordfriedmanlaw.com
Attorneys for Plaintiff

DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA

MARIO OPIPARI, Plaintiff, vs. KYMBERLIE HURD, Defendant.	CASE NO.: D-21-622669-C DEPT: R

NOTICE OF ENTRY OF ORDER AFTER MARCH 21, 2023 HEARING

Please take notice, the following ***"Order After March 21, 2023 Hearing"*** was entered, in the instant matter, on April 12, 2023.

. . .

. . .

. . .

A true and correct copy of said order is attached hereto as "Exhibit 1."

DATED this 13th day of April, 2023.

FORD & FRIEDMAN

/s/ Matthew H. Friedman, Esq.

MATTHEW H. FRIEDMAN, ESQ.
Nevada Bar No.: 11571
CHRISTOPHER B. PHILLIPS, ESQ.
Nevada Bar No.: 14600
2200 Paseo Verde Parkway, Suite 350
Las Vegas, Nevada 89052
Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of April, 2023, I did cause a true and correct copy of the foregoing "***Notice of Entry of Order After March 21, 2023 Hearing***" to be served via the Eighth Judicial District Court's Odyssey E-file / E-service provider to the following:

Kymberlie Joy Hurd
kymberliejoy@gmail.com
Defendant in Proper Person

/s/ Tracy McAuliff

An employee of Ford & Friedman

“EXHIBIT 1”

ELECTRONICALLY SERVED
4/12/2023 6:27 PM

Electronically Filed
04/12/2023 6:26 PM
CLERK OF THE COURT

ORDR
MATTHEW H. FRIEDMAN, ESQ.
Nevada Bar No.: 11571
CHRISTOPHER B. PHILLIPS, ESQ.
Nevada Bar No.: 14600
FORD & FRIEDMAN
2220 Paseo Verde Parkway, Ste. 350
Henderson, Nevada 89052
Telephone: (702) 476-2400
Facsimile: (702) 476-2333
mfriedman@fordfriedmanlaw.com
cphillips@fordfriedmanlaw.com
Attorneys for Plaintiff

DISTRICT COURT, FAMILY DIVISION
CLARK COUNTY, NEVADA

MARIO OPIPARI, Plaintiff, vs. KYMBERLIE HURD, Defendant.	CASE NO.: D-21-622669-C DEPT: R **Date of Hearing: March 21, 2023** **Time of Hearing: 1:30 p.m.**

ORDER AFTER MARCH 21, 2023 HEARING

This matter having come on for hearing on the above-referenced date and time in the Family Division, Department R of the Eighth Judicial District Court, County of Clark on Defendant's Exparte Motion to Stay District Court Proceedings, Plaintiff's Objection to Defendant's Exparte Motion to Stay District Court Proceedings, and Defendant's Reply thereto. That Plaintiff, Mario Opipari appeared personally and by and through his attorney of record, Matthew H.

Friedman, Esq., of Ford & Friedman, and Defendant having appeared personally in proper person, the Court having listened to the representations and arguments of counsel, and good cause appearing:

THE COURT NOTED that even if this Court was inclined to grant Defendant's request to stay the final order, which it is not, the parties would remain in the same custodial position as they are currently, to wit: Primary Physical Custody to Plaintiff with supervised visitation to Defendant.

THE COURT FURTHER NOTED that Defendant has had every opportunity to expand her visitation with the minor child by complying with the Court's Orders, to wit: providing proof of negative drug test results and appearing for her supervised visitation. However, it appears as though Defendant would rather "be right" than to work towards reunifying with the minor child.

Therefore,

IT IS HEREBY ORDERED that Defendant's Exparte Motion to Stay District Court Proceedings is DENIED. *(Video Cite 2:45:43)*

THE COURT FURTHER ORDERS that Plaintiff's request for attorney's fees is DEFERRED. *(Video Cite 2:46:27)*

IT IS FURTHER ORDERED that the issues raised by Plaintiff regarding Defendant's failure to pay child support pursuant to the October 17, 2022 Findings

of Fact, Conclusions of Law and Order from the Evidentiary Hearing are DEFERRED. *(Video Cite 2:46:33)*

IT IS FURTHER ORDERED that pursuant to the stipulation of the parties, an Order for Supervised Visitation was executed and filed in open Court, with a copy provided to the parties. Accordingly, Defendant shall be referred to Donna's House for her SUPERVISED VISITATION. Considering Defendant's representations of financial hardship, the Court will request that Donna's House enforce half payment only. Defendant's visitation shall occur each Thursday, beginning at 6:00 p.m. and concluding at 8:00 p.m., and a report from Donna's House shall be issued. *(Video Cite 2:38:15; 2:46:40)*

IT IS FURTHER ORDERED that in the event either party has an emergency arise and as a result are unable to attend one of the supervised visits (or will be late), they may contact Mr. Friedman's office regarding the same, during normal business hours. All other communications shall occur through the communication platform, Talking Parents, as previously ordered on June 24, 2021. *(Video Cite 2:43:48)*

IT IS FURTHER ORDERED that a status check regarding Donna's House visitation is hereby set for July 18, 2023 at 11:00 a.m., however, depending upon the status of the Appeal, the same may prove unnecessary. *(Video Cite 2:30:13)*

IT IS FURTHER ORDERED that Attorney Friedman shall prepare the Order from today's hearing and submit the same to the Court for signature. *(Video Cite 2:48:04)*

IT IS SO ORDERED.

Dated this 12th day of April, 2023

Bill Henderson MC

189 8C2 350F C944
Bill Henderson
District Court Judge

FORD & FRIEDMAN

/s/ Matthew H. Friedman, Esq.

MATTHEW H. FRIEDMAN, ESQ.
Nevada Bar No. 11571
CHRISTOPHER B. PHILLIPS, ESQ.
Nevada Bar No. 14600
2200 Paseo Verde Parkway, Suite 350
Henderson, Nevada 89052
Attorneys for Plaintiff

CSERV

DISTRICT COURT
CLARK COUNTY, NEVADA

Mario Opipari, Plaintiff.	CASE NO: D-21-622669-C
vs.	DEPT. NO. Department R
Kymberlie Hurd, Defendant.	

AUTOMATED CERTIFICATE OF SERVICE

This automated certificate of service was generated by the Eighth Judicial District Court. The foregoing Order was served via the court's electronic eFile system to all recipients registered for e-Service on the above entitled case as listed below:

Service Date: 4/12/2023

Chaka Crome	chaka@cromelawfirm.com
Matthew Friedman, Esq.	mfriedman@fordfriedmanlaw.com
Tracy McAuliff	tracy@fordfriedmanlaw.com
Crome Law Firm	clfefile@cromelawfirm.com
Christopher Phillips, Esq.	cphillips@fordfriedmanlaw.com
Cameron Brown, Esq.	cbrown@fordfriedmanlaw.com
Kymberlie Hurd	Kymberliejoy@gmail.com

Electronically Filed
2/4/2023 11:47 AM
Steven D. Grierson
CLERK OF THE COURT

PIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, and Kymberlie Joy Hurd Defendant.	CASE NO.: D-21-622669-C DEPT NO.: R **Supreme Court No. 85537**

Application and Affidavit to Proceed in Forma Pauperis (Recording OR Transcript Fees)

Pursuant to NRS 12.015, and based upon the information contained in this Application and Affidavit, I am the ☐ Plaintiff / ☑ Defendant and I request permission from this Court to have reporting, recording, or transcription services performed at the expense of the county, at the reduced rate as provided in NRS 12.015 because I lack sufficient financial income, assets, or other resources.

I am requesting ☐ recording OR ☑ transcription services from the following hearings ONLY (*insert the dates of the hearings you want to obtain video/transcripts from*): 10/25/2021 (T-21-218655-T); 11/23/2022 & 12/27/2022 (T-22-229781-T)

	Personal Income	
A	If you are Employed ♦write the Name of Employer & Job Title If you are Self-employed ♦ write the Name of your Company If you are Unemployed – write "Unemployed"	Independent Contractor
B	Total Monthly Income Before Taxes: (If you are unemployed indicate how much money you receive each month from unemployment benefits)	$900.00
C	Amount of Money Received Each Month from Public Benefits/Assistance such as TANF, SSD, SSI, etc...:	$281.00
	Other Income	
D	Amount of Money Received from other Sources of Income: (Such as contributions from roommates or family members)	$300
E	Monthly Child Support Received	$0
	Total Income (Add lines B-E)	1,481.00

	Household Information	
A	How Many Adults (over 18) Live with You?	0
B	How Many Children (under 18) Live with You?	0
	Total Number of People Living with you? (Add lines A&B)	0 + Self 1

Monthly Expenses
Write "$0.00" in the amount spent per month column for any expense you do not have.

	Type of Expense	Amount Spent per Month
A	Food	$50
B	Child Care	$0
C	Rent/Mortgage	$1,200.00
D	Medical Expenses (including health insurance)	$50
E	Transportation (including car insurance, gas, bus fare, etc...)	$400.00
F	Other Utilities/Credit Cards	$452.00
	Total Monthly Expenses (Add lines A -F)	$2,152.00

ALL RIGHTS RESERVED

Assets Each blank must be completed. If you do not have an asset listed, write "none" in the Type/Make/Model column and "$0.00" in the Value and Loan Balance columns.			
Description of Asset	Type/ Make/Model	Value	Loan Balance
Home/Property	none	$0.00	$0.00
Bank Account	Checking	$100.00	$100.00
Automobile	none	$0.00	$0.00
Other		$	$

Affidavit in Support of Request to Proceed In Forma Pauperis

Briefly explain your current financial situation and why you are unable to pay the fees to obtain transcripts and/or video. For example, if you are unemployed explain why, for how long, and what efforts you are making to obtain employment. If you are temporarily living with a friend or relative explain for how long and how they help you financially.

I am an advocate for myself and my daughter and am currently representing both of us for violations of our Constitutional Rights and extensive egregious violations of law in NV Supreme Court and various other departments and jurisdictions with multiple complaint filings. Minor Child is in an abusive environment and has been and continues to significantly regress with this court and Plaintiff taking advantage of her Disability.

#AdvocateForAzlynn

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

Executed on (*date*) February 4, 2023.

(*Signature*) ▸ Kymberlie Joy Hurd

(*Printed Name*) Kymberlie Joy Hurd

ALL RIGHTS RESERVED

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Eighth Judicial District Court - Your proposed order has been submitted.

1 message

NoReply@clarkcountycourts.us Sat, Feb 4, 2023 at 12:07 PM
<NoReply@clarkcountycourts.us>
To: Kymberlie Joy <kymberliejoy@gmail.com>

Your proposed order has been submitted to the Eighth Judicial District Court.

You must register for electronic service!

Please note that Administrative Order 20-17 REQUIRES all lawyers and self-represented litigants to register for electronic service **on every case they have in the District Court.** Please ensure you are registered to receive electronic service at https://nevada.tylerhost.net/OfsWeb so that you will receive the electronically filed document once processed. Failure to register may cause delays in receiving service.

Make sure to update your e-mail!

Lawyers and self-represented litigants must promptly update any change of email address with the Court. Failure to update e-mail may result in service of important documents to the wrong e-mail address.

Lawyers who terminate representation must unregister.

Additionally, attorneys must unregister their service contact from each case if they are no longer involved in the case - otherwise, the attorney will continue to receive electronic service.

For help registering for electronic service, please see the "To Add the Service Contact to the Case without filing" instructions here.

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Eighth Judicial District Court - Proposed Order Accepted

1 message

NoReply@clarkcountycourts.us Tue, Feb 28, 2023 at 12:46 PM
<NoReply@clarkcountycourts.us>
To: Kymberlie Joy <kymberliejoy@gmail.com>

D-21-622669-C

Mario Opipari, Plaintiff. vs. Kymberlie Hurd, Defendant.

OIFP

Your proposed order has been accepted and Filed and Served to all registered parties in File and Serve. Pursuant to Administrative Order 20-17, parties are responsible for filing the Notice of Entry of Order as well as serving orders by mail to any party who is not registered for electronic service.

Please note that Administrative Order 20-17 REQUIRES all lawyers and self-represented litigants to register for electronic service **on every case they represent.** Lawyers and self-represented litigants must update any change of email address with the Court. Please ensure you are registered to receive electronic service at https://nevada.tylertech.cloud/OfsWeb so that you will receive the electronically filed document once processed. **Additionally**, attorneys must unregister their service contact from each case they no longer represent.

For help registering for electronic service, please see the "To Add the Service Contact to the Case without filing" instructions here.

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 11393865

1 message

no-reply@efilingmail.tylertech.cloud <no-reply@efilingmail.tylertech.cloud> Tue, Feb 28, 2023 at 12:47 PM

To: Kymberliejoy@gmail.com

Notification of Service

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 11393865

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	2/28/2023 12:47 PM PST
Filing Type	Service Only
Filing Description	Order to Proceed In Forma Pauperis
Filed By	DC EFile Service
Service Contacts	Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Mario Opipari: Matthew Friedman, Esq. (mfriedman@fordfriedmanlaw.com) Tracy McAuliff (tracy@fordfriedmanlaw.com) Christopher Phillips, Esq. (cphillips@fordfriedmanlaw.com) Cameron Brown, Esq. (cbrown@fordfriedmanlaw.com)

Document Details	
Served Document	Download Document
This link is active for 30 days.	

HU 0750

ELECTRONICALLY SERVED
2/28/2023 12:47 PM

DISTRICT COURT
CLARK COUNTY, NEVADA

Mario Opipari, Plaintiff. vs. Kymberlie Hurd, Defendant.	CASE NO: D-21-622669-C DEPT. NO. Department R

EMAIL SUBMISSION ACCEPTED NOTICE

A document has been filed into the case. Please go to Eighth Judicial District Court Portal (https://www.clarkcountycourts.us/Portal/) for more information.

Submission Details:

Subject: OIFP

Received Time: 2/4/2023 12:07:05 PM

Verification codes: 67A C46 0FF4 590B

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Fwd: Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 11393865

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Wed, Mar 1, 2023 at 7:28 AM

To: "Filon, Susan" <deptrlc@clarkcountycourts.us>, "Diaz, Nancy" <diazn@clarkcountycourts.us>

Please forward the actual file stamped OIFP (Order).

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

---------- Forwarded message ---------
From: <no-reply@efilingmail.tylertech.cloud>
Date: Tue, Feb 28, 2023 at 12:47 PM
Subject: Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 11393865
To: <Kymberliejoy@gmail.com>

Notification of Service

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 11393865

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	2/28/2023 12:47 PM PST
Filing Type	Service Only
Filing Description	Order to Proceed In Forma Pauperis
Filed By	DC EFile Service
Service Contacts	Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Mario Opipari: Matthew Friedman, Esq. (mfriedman@fordfriedmanlaw.com) Tracy McAuliff (tracy@fordfriedmanlaw.com) Christopher Phillips, Esq. (cphillips@fordfriedmanlaw.com) Cameron Brown, Esq. (cbrown@fordfriedmanlaw.com)

Document Details	
Served Document	Download Document
This link is active for 30 days.	

HU 0753

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Fwd: Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 11393865

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Fri, Mar 3, 2023 at 4:05 AM
To: "Diaz, Nancy" <diazn@clarkcountycourts.us>, "Filon, Susan" <deptrlc@clarkcountycourts.us>

I need an actual file-stamped copy of this Order, please. Why did I not automatically receive it? I cannot download it, as it is not there to download. It is also impractical for me to drive 45 -60 minutes down not the courthouse to get a number and wait for 1-2 hours to obtain a copy of an Order that I should be provided with once it is signed and approved.

I would appreciate a timely response with the OIFP attached.

Thank you for your time.

Kymberlie Joy Hurd
#AdvoacteForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

---------- Forwarded message ---------
From: <no-reply@efilingmail.tylertech.cloud>
Date: Tue, Feb 28, 2023 at 12:47 PM
Subject: Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 11393865
To: <Kymberliejoy@gmail.com>

Notification of Service

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 11393865

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	2/28/2023 12:47 PM PST
Filing Type	Service Only
Filing Description	Order to Proceed In Forma Pauperis
Filed By	DC EFile Service
Service Contacts	Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Mario Opipari: Matthew Friedman, Esq. (mfriedman@fordfriedmanlaw.com) Tracy McAuliff (tracy@fordfriedmanlaw.com) Christopher Phillips, Esq. (cphillips@fordfriedmanlaw.com) Cameron Brown, Esq. (cbrown@fordfriedmanlaw.com)

Document Details	
Served Document	Download Document
This link is active for 30 days.	

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Automatic reply: Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 11393865

1 message

Filon, Susan <DeptRLC@clarkcountycourts.us> Fri, Mar 3, 2023 at 4:05 AM
To: Kymberlie Joy <kymberliejoy@gmail.com>

I am out of the office until Friday, 03/03/2023. If you need assistance, please contact Nancy Diaz at diazn@clarkcountycourts.us or 702-455-1351.

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

Order to Proceed In forma Pauperis

1 message

Diaz, Nancy <DiazN@clarkcountycourts.us> Fri, Mar 3, 2023 at 2:49 PM

To: "Kymberliejoy@gmail.com" <Kymberliejoy@gmail.com>

Ms. Hurd,

Please register for e-service at the clerk of court's office so you would receive copies of your filed documents. Thank you.

Nancy A. Diaz

Judicial Executive Assistant to the

Honorable Judge Bill Henderson

Department R

MSTD5FE.pdf
406K

Electronically Filed
02/28/2023 12:28 PM
CLERK OF THE COURT

OIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor
In Proper Person

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, v. Kymberlie Joy Hurd Defendant.	CASE NO: D-21-622669-C DEPT: R **Supreme Court No. 85537**

Order to Proceed in Forma Pauperis

(Recording OR Transcript Service)

Upon consideration of (*print your name*) Kymberlie Joy Hurd 's Application to Proceed in Forma Pauperis, and it appearing that there is not sufficient income, property, or resources with which to afford ☐ recording OR ☑ transcription services, and it appearing services are necessary in Applicant's case, and good cause appearing therefore:

IT IS HEREBY ORDERED that (*Plaintiff/Defendant*) Kymberlie Joy Hurd shall be permitted to have ☐ recording OR ☑ transcription services from the following

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hearing(s) ONLY:10/25/2021(T-21-218655-T);11/23/2022 & 12/27/2022(T-22-229781-T) performed at the expense of the county, at a reduced rate set by the county, as permitted by NRS 12.015.

IT IS FURTHER ORDERED that if the named party prevails in this action, the Court shall enter an order pursuant to NRS 12.015 requiring the opposing party to pay the Court, within five (5) days, the costs which would have been incurred by the prevailing party, and those costs must then be paid as provided by law.

~~DATED this _____ day of _____, 20__.~~

Dated this 28th day of February, 2023

DISTRICT COURT JUDGE
87A C46 0FF4 590B
Bill Henderson
District Court Judge

Respectfully Submitted:

(*Signature*) _____

(*Printed Name*) Kymberlie Joy Hurd

(*Printed Address*) 210 Red Coral Dr.
Henderson, NV 89002

(*Printed Telephone #*) 702-285-8149

In Proper Person

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CSERV

DISTRICT COURT
CLARK COUNTY, NEVADA

Mario Opipari, Plaintiff.	CASE NO: D-21-622669-C
vs.	DEPT. NO. Department R
Kymberlie Hurd, Defendant.	

AUTOMATED CERTIFICATE OF SERVICE

This automated certificate of service was generated by the Eighth Judicial District Court. The foregoing Order to Proceed In Forma Pauperis was served via the court's electronic eFile system to all recipients registered for e-Service on the above entitled case as listed below:

Service Date: 2/28/2023

Chaka Crome	chaka@cromelawfirm.com
Jason Stoffel, Esq.	efile@lvfamilylaw.com
Matthew Friedman, Esq.	mfriedman@fordfriedmanlaw.com
Tracy McAuliff	tracy@fordfriedmanlaw.com
Crome Law Firm	clfefile@cromelawfirm.com
Christopher Phillips, Esq.	cphillips@fordfriedmanlaw.com
Cameron Brown, Esq.	cbrown@fordfriedmanlaw.com
Kymberlie Hurd	Kymberliejoy@gmail.com

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Transcript Request

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Tue, Mar 7, 2023 at 6:44 AM
To: "Balagtas, Maria" <bulfam@clarkcountycourts.us>

Please see the attached request for transcripts and the Order to Proceed in Forma Pauperis.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

2 attachments

OIFP_2023.02.28.pdf
426K

REQUEST FOR TRANSCRIPT ESTIMATE_2023.03.07.pdf
95K

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

Automatic reply: Transcript Request

1 message

Balagtas, Maria <bulfam@clarkcountycourts.us> Tue, Mar 7, 2023 at 6:45 AM
To: Kymberlie Joy <kymberliejoy@gmail.com>

Thank you for your email.

I am not available from March 06-07, 2023.

If you need assistance, please email your questions/requests to videoa@clarkcountycourts.us

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

RE: Transcript Request

1 message

Video Requests, Attorney <videoa@clarkcountycourts.us>
To: Kymberlie Joy <kymberliejoy@gmail.com>

Thu, Mar 9, 2023 at 9:28 AM

Hello,

Please provide us separate request form for the case no. you are requesting.

Thank you.

From: Kymberlie Joy <kymberliejoy@gmail.com>
Sent: Tuesday, March 7, 2023 6:45 AM
To: Balagtas, Maria <bulfam@clarkcountycourts.us>
Subject: Transcript Request

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

Please see the attached request for transcripts and the Order to Proceed in Forma Pauperis.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

TRANSCRIPT_ESTIMATE_REQUEST_FORM-rev-10-3-18 (3).pdf
28K

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

RE: Hurd T218655 & T229781 Transcript Request

1 message

Video Requests, Attorney <videoa@clarkcountycourts.us> Thu, Mar 9, 2023 at 9:41 AM
To: Kymberlie Joy <kymberliejoy@gmail.com>
Cc: "Video Requests, Attorney" <videoa@clarkcountycourts.us>

Hi,

I was also looking at the court order it looks like it needs to be corrected.

1. The case no. in the caption is incorrect.

2. You'll need to get two court orders that separates the case no. T218655 & T229781.

3. Please submit two request form for the two case no. listed above.

Thank you.

From: Kymberlie Joy <kymberliejoy@gmail.com>
Sent: Tuesday, March 7, 2023 6:45 AM
To: Balagtas, Maria <bulfam@clarkcountycourts.us>
Subject: Transcript Request

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

Please see the attached request for transcripts and the Order to Proceed in Forma Pauperis.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

D-21-622669-C

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Thu, Mar 23, 2023 at 6:16 PM

To: deptRinbox@clarkcountycourts.us

Prior accepted and filed Order to Proceed In Forma Pauperis (2/28/2023) must be separated and have the TPO case numbers in the header.

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

OIFP_T-21-218655-T.pdf
163K

OIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor
In Proper Person

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, v. Kymberlie Joy Hurd Defendant.	CASE NO: T-21-218655-T DEPT: R **Supreme Court No.: 85537-COA**

Order to Proceed in Forma Pauperis

(Recording OR Transcript Service)

Upon consideration of (*print your name*) Kymberlie Joy Hurd 's Application to Proceed in Forma Pauperis, and it appearing that there is not sufficient income, property, or resources with which to afford ☐ recording OR ☑ transcription services, and it appearing services are necessary in Applicant's case, and good cause appearing therefore:

IT IS HEREBY ORDERED that (*Plaintiff/Defendant*) Kymberlie Joy Hurd shall be permitted to have ☐ recording OR ☑ transcription services from the following

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hearing(s) ONLY: 10/25/2021 (T-21-218655-T)

performed at the expense of the county, at a reduced rate set by the county, as permitted by NRS 12.015.

IT IS FURTHER ORDERED that if the named party prevails in this action, the Court shall enter an order pursuant to NRS 12.015 requiring the opposing party to pay the Court, within five (5) days, the costs which would have been incurred by the prevailing party, and those costs must then be paid as provided by law.

DATED this _____ day of _____, 20__.

_____

DISTRICT COURT JUDGE

Respectfully Submitted:

(*Signature*) _____

(*Printed Name*) Kymberlie Joy Hurd

(*Printed Address*) 210 Red Coral Dr.
Henderson, NV 89002

(*Printed Telephone #*) 702-285-8149

In Proper Person

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HU 0769

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Eighth Judicial District Court - Your proposed order has been submitted.

1 message

NoReply@clarkcountycourts.us Thu, Mar 23, 2023
<NoReply@clarkcountycourts.us> at 6:17 PM
To: Kymberlie Joy <kymberliejoy@gmail.com>

Your proposed order has been submitted to the Eighth Judicial District Court.

You must register for electronic service!

Please note that Administrative Order 20-17 REQUIRES all lawyers and self-represented litigants to register for electronic service **on every case they have in the District Court.** Please ensure you are registered to receive electronic service at https://nevada.tylerhost.net/OfsWeb so that you will receive the electronically filed document once processed. Failure to register may cause delays in receiving service.

Make sure to update your e-mail!

Lawyers and self-represented litigants must promptly update any change of email address with the Court. Failure to update e-mail may result in service of important documents to the wrong e-mail address.

Lawyers who terminate representation must unregister.

Additionally, attorneys must unregister their service contact from each case if they are no longer involved in the case - otherwise, the attorney will continue to receive electronic service.

For help registering for electronic service, please see the "To Add the Service Contact to the Case without filing" instructions here.

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

D-21-622669-C

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Thu, Mar 23, 2023 at 6:17 PM
To: deptRinbox@clarkcountycourts.us

Prior accepted and filed Order to Proceed In Forma Pauperis must be separated and have the TPO case numbers in the header.

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

OIFP_T-22-229781-T.pdf
170K

OIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor
In Proper Person

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, v. Kymberlie Joy Hurd Defendant.	CASE NO: T-22-229781-T DEPT: R **Supreme Court No.: 85537-COA**

Order to Proceed in Forma Pauperis

(Recording OR Transcript Service)

Upon consideration of (*print your name*) Kymberlie Joy Hurd 's Application to Proceed in Forma Pauperis, and it appearing that there is not sufficient income, property, or resources with which to afford ☐ recording OR ☑ transcription services, and it appearing services are necessary in Applicant's case, and good cause appearing therefore:

IT IS HEREBY ORDERED that (*Plaintiff/Defendant*) Kymberlie Joy Hurd shall be permitted to have ☐ recording OR ☑ transcription services from the following

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ALL RIGHTS RESERVED

hearing(s) ONLY: 11/23/2022 & 12/27/2022 (T-22-229781-T)

performed at the expense of the county, at a reduced rate set by the county, as permitted by NRS 12.015.

IT IS FURTHER ORDERED that if the named party prevails in this action, the Court shall enter an order pursuant to NRS 12.015 requiring the opposing party to pay the Court, within five (5) days, the costs which would have been incurred by the prevailing party, and those costs must then be paid as provided by law.

DATED this _____ day of _____, 20__.

_____

DISTRICT COURT JUDGE

Respectfully Submitted:

(*Signature*) _____

(*Printed Name*) Kymberlie Joy Hurd

(*Printed Address*) 210 Red Coral Dr.
Henderson, NV 89002

(*Printed Telephone #*) 702-285-8149

In Proper Person

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Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Eighth Judicial District Court - Your proposed order has been submitted.

1 message

NoReply@clarkcountycourts.us Thu, Mar 23, 2023
<NoReply@clarkcountycourts.us> at 6:17 PM
To: Kymberlie Joy <kymberliejoy@gmail.com>

Your proposed order has been submitted to the Eighth Judicial District Court.

You must register for electronic service!

Please note that Administrative Order 20-17 REQUIRES all lawyers and self-represented litigants to register for electronic service **on every case they have in the District Court.** Please ensure you are registered to receive electronic service at https://nevada.tylerhost.net/OfsWeb so that you will receive the electronically filed document once processed. Failure to register may cause delays in receiving service.

Make sure to update your e-mail!

Lawyers and self-represented litigants must promptly update any change of email address with the Court. Failure to update e-mail may result in service of important documents to the wrong e-mail address.

Lawyers who terminate representation must unregister.

Additionally, attorneys must unregister their service contact from each case if they are no longer involved in the case - otherwise, the attorney will continue to receive electronic service.

For help registering for electronic service, please see the "To Add the Service Contact to the Case without filing" instructions here.

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Eighth Judicial District Court - Proposed Order Returned

1 message

NoReply@clarkcountycourts.us Fri, Mar 24, 2023
<NoReply@clarkcountycourts.us> at 9:23 AM
To: Kymberlie Joy <kymberliejoy@gmail.com>

D-21-622669-C

Your proposed order or document requiring a judge's signature to the court has been returned for the following reason(s): The matters in case T-22-229781-T for which you request transcripts are not part of the appeal pending before the Nevada Court of Appeals in case 88537-COA. Specifically, you did not reference case T-22-229781-T in your appeal in any manner. You are only entitled to have the fees waived for the transcripts for the relevant hearings related to your appeal. The relevant hearings are the ones pending on appeal. Please note that the record in case 88537-COA further shows fast track briefing is complete.

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Eighth Judicial District Court - Proposed Order Returned

1 message

NoReply@clarkcountycourts.us Fri, Mar 24, 2023
<NoReply@clarkcountycourts.us> at 9:47 AM
To: Kymberlie Joy <kymberliejoy@gmail.com>

D-21-622669-C

Your proposed order or document requiring a judge's signature to the court has been returned for the following reason(s): The Order to Proceed in Forma Pauperis you submitted for case T-21-218655-T is denied because case T-218655-T is not being appealed in case 85537-COA. Please further note that the record reflects that fast track briefing is complete.

Electronically Filed
3/15/2022 2:34 PM
Steven D. Grierson
CLERK OF THE COURT

PIFP

(Your Name) Kymberlie Joy Hurd
(Address) 152 Judy Lane, Unit D
Henderson, NV 89015
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.com

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, and Kymberlie Joy Hurd Defendant.	CASE NO.: D-21-622669-C DEPT NO.: R

Application and Affidavit to Proceed in Forma Pauperis (Recording OR Transcript Fees)

Pursuant to NRS 12.015, and based upon the information contained in this Application and Affidavit, I am the ☐ Plaintiff / ☑ Defendant and I request permission from this Court to have reporting, recording, or transcription services performed at the expense of the county, at the reduced rate as provided in NRS 12.015 because I lack sufficient financial income, assets, or other resources.

I am requesting ☐ recording OR ☑ transcription services from the following hearings ONLY (*insert the dates of the hearings you want to obtain video/transcripts from*): 06/24/2021, 11/18/2021, 02/15/2022

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Rev. 2014

1B-Application-Fee-Waiver.doc
ALL RIGHTS RESERVED

	Personal Income	
A	If you are Employed ♦write the Name of Employer & Job Title If you are Self-employed ♦ write the Name of your Company If you are Unemployed – write "Unemployed"	Unemployed
B	Total Monthly Income Before Taxes: (If you are unemployed indicate how much money you receive each month from unemployment benefits)	$0
C	Amount of Money Received Each Month from Public Benefits/Assistance such as TANF, SSD, SSI, etc...:	$1,114.00
	Other Income	
D	Amount of Money Received from other Sources of Income: (Such as contributions from roommates or family members)	$600
E	Monthly Child Support Received	$0
	Total Income (Add lines B-E)	1,714.00

–		
	Household Information	
A	How Many Adults (over 18) Live with You?	0
B	How Many Children (under 18) Live with You?	1
	Total Number of People Living with you? (Add lines A&B)	1 + Self 2

Monthly Expenses Write "$0.00" in the amount spent per month column for any expense you do not have.		
	Type of Expense	Amount Spent per Month
A	Food	$50
B	Child Care	$0
C	Rent/Mortgage	$1,200.00
D	Medical Expenses (including health insurance)	$0
E	Transportation (including car insurance, gas, bus fare, etc...)	$150.00
F	Other Utilities/Credit Cards	$325.00
	Total Monthly Expenses (Add lines A -F)	$1,725.00

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Rev. 2014

1B-Application-Fee-Waiver.doc
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HU 0778

Assets			
Each blank must be completed. If you do not have an asset listed, write "none" in the Type/Make/Model column and "$0.00" in the Value and Loan Balance columns.			
Description of Asset	Type/ Make/Model	Value	Loan Balance
Home/Property	none	$0.00	$0.00
Bank Account	Checking	$100.00	$100.00
Automobile	none	$0.00	$0.00
Other		$	$

Affidavit in Support of Request to Proceed In Forma Pauperis

Briefly explain your current financial situation and why you are unable to pay the fees to obtain transcripts and/or video. For example, if you are unemployed explain why, for how long, and what efforts you are making to obtain employment. If you are temporarily living with a friend or relative explain for how long and how they help you financially.

I am unemployed as I have been a stay at home mom for 5.5 years. My daughter has Down Syndrome and is currently seeing 13 providers. I am her primary caregiver. My daughter requires a higher quality of care to help her in all developmental areas. I currently represent myself and am fighting for the best interest of my child as she is in an abusive envirenment and this court refuses to take action in her best inerest.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

Executed on (*date*) March 15, 2022.

(*Signature*) ▸ Kymberlie Joy Hurd

(*Printed Name*) Kymberlie Joy Hurd

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Electronically Filed
03/22/2022 11:04 AM
CLERK OF THE COURT

OIFP
(Your Name) Kymberlie Joy Hurd
(Address) 152 Judy Lane, Unit D
Henderson, NV 89015
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.com
In Proper Person

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, v. Kymberlie Joy Hurd Defendant.	CASE NO: D-21-622669-C DEPT: R

Order to Proceed in Forma Pauperis

(Recording OR Transcript Service)

Upon consideration of (*print your name*) Kymberlie Joy Hurd 's Application to Proceed in Forma Pauperis, and it appearing that there is not sufficient income, property, or resources with which to afford ☐ recording OR ☑ transcription services, and it appearing services are necessary in Applicant's case, and good cause appearing therefore:

IT IS HEREBY ORDERED that (*Plaintiff/Defendant*) Kymberlie Joy Hurd shall be permitted to have ☐ recording OR ☑ transcription services from the following

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hearing(s) ONLY: 06/24/2021, 11/18/2021, 02/15/2022

performed at the expense of the county, at a reduced rate set by the county, as permitted by NRS 12.015.

IT IS FURTHER ORDERED that if the named party prevails in this action, the Court shall enter an order pursuant to NRS 12.015 requiring the opposing party to pay the Court, within five (5) days, the costs which would have been incurred by the prevailing party, and those costs must then be paid as provided by law.

DATED this _____ day of _____, 20__.

Dated this 22nd day of March, 2022

DISTRICT COURT JUDGE
17B 58D 4F13 EFD4
Bill Henderson
District Court Judge

Respectfully Submitted:

(*Signature*) _____

(*Printed Name*) Kymberlie Joy Hurd

(*Printed Address*) 152 Judy Lane, Unit D
Henderson, NV 89015

(*Printed Telephone #*) 702-285-8149

In Proper Person

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Electronically Filed
4/12/2023 6:52 PM
Steven D. Grierson
CLERK OF THE COURT

PIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, and Kymberlie Joy Hurd Defendant.	CASE NO.: D-21-622669-C DEPT NO.: R **Supreme Court No. 85537-COA**

Application and Affidavit to Proceed in Forma Pauperis (Recording OR Transcript Fees)

Pursuant to NRS 12.015, and based upon the information contained in this Application and Affidavit, I am the ☐ Plaintiff / ☑ Defendant and I request permission from this Court to have reporting, recording, or transcription services performed at the expense of the county, at the reduced rate as provided in NRS 12.015 because I lack sufficient financial income, assets, or other resources.

I am requesting ☐ recording OR ☑ transcription services from the following hearings ONLY (*insert the dates of the hearings you want to obtain video/transcripts from* March 21, 2023

Personal Income		
A	If you are Employed ♦write the Name of Employer & Job Title If you are Self-employed ♦ write the Name of your Company If you are Unemployed – write "Unemployed"	Independent Contractor
B	Total Monthly Income Before Taxes: (If you are unemployed indicate how much money you receive each month from unemployment benefits)	$500.00
C	Amount of Money Received Each Month from Public Benefits/Assistance such as TANF, SSD, SSI, etc...:	$281.00
	Other Income	
D	Amount of Money Received from other Sources of Income: (Such as contributions from roommates or family members)	$300
E	Monthly Child Support Received	$0
	Total Income (Add lines B-E)	800.00

	Household Information	
A	How Many Adults (over 18) Live with You?	0
B	How Many Children (under 18) Live with You?	0
	Total Number of People Living with you? (Add lines A&B)	0 + Self 1

Monthly Expenses Write "$0.00" in the amount spent per month column for any expense you do not have.		
	Type of Expense	Amount Spent per Month
A	Food	$50
B	Child Care	$0
C	Rent/Mortgage	$500.00
D	Medical Expenses (including health insurance)	$100
E	Transportation (including car insurance, gas, bus fare, etc...)	$400.00
F	Other Utilities/Credit Cards	$452.00
	Total Monthly Expenses (Add lines A -F)	$1,502.00

ALL RIGHTS RESERVED

Assets Each blank must be completed. If you do not have an asset listed, write "none" in the Type/Make/Model column and "$0.00" in the Value and Loan Balance columns.			
Description of Asset	Type/ Make/Model	Value	Loan Balance
Home/Property	none	$0.00	$0.00
Bank Account	Checking	$100.00	$100.00
Automobile	none	$0.00	$0.00
Other		$	$

Affidavit in Support of Request to Proceed In Forma Pauperis

Briefly explain your current financial situation and why you are unable to pay the fees to obtain transcripts and/or video. For example, if you are unemployed explain why, for how long, and what efforts you are making to obtain employment. If you are temporarily living with a friend or relative explain for how long and how they help you financially.

I am an advocate for myself and my daughter and am currently representing both of us for violations of our Constitutional Rights and extensive egregious violations of law in NV Supreme Court and various other departments and jurisdictions with multiple complaint filings. Minor Child is in an abusive environment and has been and continues to significantly regress with this court and Plaintiff taking advantage of her Disability.

#AdvocateForAzlynn

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

April 12, 2023

Executed on (*date*) _____.

(*Signature*) ▸ _____

(*Printed Name*) Kymberlie Joy Hurd

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4/12/2023 6:54 PM
Steven D. Grierson
CLERK OF THE COURT

PIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, and Kymberlie Joy Hurd Defendant.	CASE NO.: T-21-218655-T Related Case No.: D-21-622669-C DEPT NO.: R **Supreme Court No. 85537-COA**

Application and Affidavit to Proceed in Forma Pauperis (Recording OR Transcript Fees)

Pursuant to NRS 12.015, and based upon the information contained in this Application and Affidavit, I am the ☐ Plaintiff / ☑ Defendant and I request permission from this Court to have reporting, recording, or transcription services performed at the expense of the county, at the reduced rate as provided in NRS 12.015 because I lack sufficient financial income, assets, or other resources.

I am requesting ☐ recording OR ☑ transcription services from the following hearings ONLY (*insert the dates of the hearings you want to obtain video/transcripts from*): 10/25/2021 T-21-218655-T

Personal Income		
A	If you are Employed ♦write the Name of Employer & Job Title If you are Self-employed ♦ write the Name of your Company If you are Unemployed – write "Unemployed"	Independent Contractor
B	Total Monthly Income Before Taxes: (If you are unemployed indicate how much money you receive each month from unemployment benefits)	$500.00
C	Amount of Money Received Each Month from Public Benefits/Assistance such as TANF, SSD, SSI, etc...:	$281.00
	Other Income	
D	Amount of Money Received from other Sources of Income: (Such as contributions from roommates or family members)	$300
E	Monthly Child Support Received	$0
	Total Income (Add lines B-E)	800.00

	Household Information	
A	How Many Adults (over 18) Live with You?	0
B	How Many Children (under 18) Live with You?	0
	Total Number of People Living with you? (Add lines A&B)	0 + Self 1

Monthly Expenses Write "$0.00" in the amount spent per month column for any expense you do not have.		
	Type of Expense	Amount Spent per Month
A	Food	$50
B	Child Care	$0
C	Rent/Mortgage	$500.00
D	Medical Expenses (including health insurance)	$100
E	Transportation (including car insurance, gas, bus fare, etc...)	$400.00
F	Other Utilities/Credit Cards	$452.00
	Total Monthly Expenses (Add lines A -F)	$1,502.00

ALL RIGHTS RESERVED

Assets Each blank must be completed. If you do not have an asset listed, write "none" in the Type/Make/Model column and "$0.00" in the Value and Loan Balance columns.			
Description of Asset	Type/ Make/Model	Value	Loan Balance
Home/Property	none	$0.00	$0.00
Bank Account	Checking	$100.00	$100.00
Automobile	none	$0.00	$0.00
Other		$	$

Affidavit in Support of Request to Proceed In Forma Pauperis

Briefly explain your current financial situation and why you are unable to pay the fees to obtain transcripts and/or video. For example, if you are unemployed explain why, for how long, and what efforts you are making to obtain employment. If you are temporarily living with a friend or relative explain for how long and how they help you financially.

I am an advocate for myself and my daughter and am currently representing both of us for violations of our Constitutional Rights and extensive egregious violations of law in NV Supreme Court and various other departments and jurisdictions with multiple complaint filings. Minor Child is in an abusive environment and has been and continues to significantly regress with this court and Plaintiff taking advantage of her Disability.

#AdvocateForAzlynn

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

Executed on (*date*) April 12, 2023.

(*Signature*) ▸ Kymberlie Joy Hurd

(*Printed Name*) Kymberlie Joy Hurd

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4/12/2023 6:57 PM
Steven D. Grierson
CLERK OF THE COURT

PIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, and Kymberlie Joy Hurd Defendant.	CASE NO.: T-22-229781-T Related Case No.: D-21-622669-C DEPT NO.: R **Supreme Court No. 85537-COA**

Application and Affidavit to Proceed in Forma Pauperis (Recording OR Transcript Fees)

Text

Pursuant to NRS 12.015, and based upon the information contained in this Application and Affidavit, I am the ☐ Plaintiff / ☑ Defendant and I request permission from this Court to have reporting, recording, or transcription services performed at the expense of the county, at the reduced rate as provided in NRS 12.015 because I lack sufficient financial income, assets, or other resources.

I am requesting ☐ recording OR ☑ transcription services from the following hearings ONLY (*insert the dates of the hearings you want to obtain video/transcripts from*): T-22-229781-T 11/23/2022 & 12/27/2022

Personal Income		
A	If you are Employed ♦write the Name of Employer & Job Title If you are Self-employed ♦ write the Name of your Company If you are Unemployed – write "Unemployed"	Independent Contractor
B	Total Monthly Income Before Taxes: (If you are unemployed indicate how much money you receive each month from unemployment benefits)	$500.00
C	Amount of Money Received Each Month from Public Benefits/Assistance such as TANF, SSD, SSI, etc...:	$281.00
	Other Income	
D	Amount of Money Received from other Sources of Income: (Such as contributions from roommates or family members)	$300
E	Monthly Child Support Received	$0
	Total Income (Add lines B-E)	800.00

	Household Information	
A	How Many Adults (over 18) Live with You?	0
B	How Many Children (under 18) Live with You?	0
	Total Number of People Living with you? (Add lines A&B)	0 + Self 1

Monthly Expenses Write "$0.00" in the amount spent per month column for any expense you do not have.		
	Type of Expense	Amount Spent per Month
A	Food	$50
B	Child Care	$0
C	Rent/Mortgage	$500.00
D	Medical Expenses (including health insurance)	$100
E	Transportation (including car insurance, gas, bus fare, etc...)	$400.00
F	Other Utilities/Credit Cards	$452.00
	Total Monthly Expenses (Add lines A -F)	$1,502.00

ALL RIGHTS RESERVED

Assets Each blank must be completed. If you do not have an asset listed, write "none" in the Type/Make/Model column and "$0.00" in the Value and Loan Balance columns.			
Description of Asset	Type/ Make/Model	Value	Loan Balance
Home/Property	none	$0.00	$0.00
Bank Account	Checking	$100.00	$100.00
Automobile	none	$0.00	$0.00
Other		$	$

Affidavit in Support of Request to Proceed In Forma Pauperis

Briefly explain your current financial situation and why you are unable to pay the fees to obtain transcripts and/or video. For example, if you are unemployed explain why, for how long, and what efforts you are making to obtain employment. If you are temporarily living with a friend or relative explain for how long and how they help you financially.

I am an advocate for myself and my daughter and am currently representing both of us for violations of our Constitutional Rights and extensive egregious violations of law in NV Supreme Court and various other departments and jurisdictions with multiple complaint filings. Minor Child is in an abusive environment and has been and continues to significantly regress with this court and Plaintiff taking advantage of her Disability.

#AdvocateForAzlynn

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

Executed on (*date*) April 12, 2023.

(*Signature*) ▸ Kymberlie Joy Hurd

(*Printed Name*) Kymberlie Joy Hurd

ALL RIGHTS RESERVED

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Order-D-21-622669-C

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Wed, Apr 12, 2023 at 6:59 PM
To: deptRinbox@clarkcountycourts.us

Please see attached Order.

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

OIFP_(3:21:2023)_2023.04.12.pdf
164K

OIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor
In Proper Person

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, v. Kymberlie Joy Hurd Defendant.	CASE NO: D-21-622669-C DEPT: R **Supreme Court No. 85537-COA**

Order to Proceed in Forma Pauperis

(Recording OR Transcript Service)

Upon consideration of (*print your name*) Kymberlie Joy Hurd 's Application to Proceed in Forma Pauperis, and it appearing that there is not sufficient income, property, or resources with which to afford ☐ recording OR ☑ transcription services, and it appearing services are necessary in Applicant's case, and good cause appearing therefore:

IT IS HEREBY ORDERED that (*Plaintiff/Defendant*) Kymberlie Joy Hurd shall be permitted to have ☐ recording OR ☑ transcription services from the following

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hearing(s) ONLY: 3/21/2023

performed at the expense of the county, at a reduced rate set by the county, as permitted by NRS 12.015.

IT IS FURTHER ORDERED that if the named party prevails in this action, the Court shall enter an order pursuant to NRS 12.015 requiring the opposing party to pay the Court, within five (5) days, the costs which would have been incurred by the prevailing party, and those costs must then be paid as provided by law.

DATED this _____ day of _____, 20__.

_____

DISTRICT COURT JUDGE

Respectfully Submitted:

(*Signature*) _____

(*Printed Name*) Kymberlie Joy Hurd

(*Printed Address*) 210 Red Coral Dr.
Henderson, NV 89002

(*Printed Telephone #*) 702-285-8149

In Proper Person

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ALL RIGHTS RESERVED

HU 0793

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Order D-21-622669-C

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Wed, Apr 12, 2023 at 6:59 PM
To: deptRinbox@clarkcountycourts.us

Please see attached Order.

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

OIFP_T-21-218655-T.pdf
185K

OIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor
In Proper Person

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, v. Kymberlie Joy Hurd Defendant.	CASE NO: T-21-218655-T DEPT: R **Supreme Court No.: 85537-COA**

Order to Proceed in Forma Pauperis

(Recording OR Transcript Service)

Upon consideration of (*print your name*) Kymberlie Joy Hurd 's Application to Proceed in Forma Pauperis, and it appearing that there is not sufficient income, property, or resources with which to afford ☐ recording OR ☑ transcription services, and it appearing services are necessary in Applicant's case, and good cause appearing therefore:

IT IS HEREBY ORDERED that (*Plaintiff/Defendant*) Kymberlie Joy Hurd shall be permitted to have ☐ recording OR ☑ transcription services from the following

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hearing(s) ONLY: 10/25/2021 (T-21-218655-T)

performed at the expense of the county, at a reduced rate set by the county, as permitted by NRS 12.015.

IT IS FURTHER ORDERED that if the named party prevails in this action, the Court shall enter an order pursuant to NRS 12.015 requiring the opposing party to pay the Court, within five (5) days, the costs which would have been incurred by the prevailing party, and those costs must then be paid as provided by law.

DATED this _____ day of _____, 20__.

_____

DISTRICT COURT JUDGE

Respectfully Submitted:

(*Signature*) _____

(*Printed Name*) Kymberlie Joy Hurd

(*Printed Address*) 210 Red Coral Dr.
Henderson, NV 89002

(*Printed Telephone #*) 702-285-8149

In Proper Person

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ALL RIGHTS RESERVED

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Order D-21-622669-C

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Wed, Apr 12, 2023 at 7:01 PM
To: deptRinbox@clarkcountycourts.us

Please see attached Order.

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

OIFP_T-22-229781-T.pdf
191K

OIFP
(Your Name) Kymberlie Joy Hurd
(Address) 210 Red Coral Dr.
Henderson, NV 89002
(Telephone) 702-285-8149
(Email Address) KymberlieJoy@gmail.cor
In Proper Person

DISTRICT COURT

CLARK COUNTY, NEVADA

Mario Opipari Plaintiff, v. Kymberlie Joy Hurd Defendant.	CASE NO: T-22-229781-T DEPT: R **Supreme Court No.: 85537-COA**

Order to Proceed in Forma Pauperis

(Recording OR Transcript Service)

Upon consideration of (*print your name*) Kymberlie Joy Hurd 's Application to Proceed in Forma Pauperis, and it appearing that there is not sufficient income, property, or resources with which to afford ☐ recording OR ☑ transcription services, and it appearing services are necessary in Applicant's case, and good cause appearing therefore:

IT IS HEREBY ORDERED that (*Plaintiff/Defendant*) Kymberlie Joy Hurd shall be permitted to have ☐ recording OR ☑ transcription services from the following

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ALL RIGHTS RESERVED

hearing(s) ONLY: 11/23/2022 & 12/27/2022 (T-22-229781-T)

performed at the expense of the county, at a reduced rate set by the county, as permitted by NRS 12.015.

IT IS FURTHER ORDERED that if the named party prevails in this action, the Court shall enter an order pursuant to NRS 12.015 requiring the opposing party to pay the Court, within five (5) days, the costs which would have been incurred by the prevailing party, and those costs must then be paid as provided by law.

DATED this _____ day of _____, 20__.

_____

DISTRICT COURT JUDGE

Respectfully Submitted:

(*Signature*) _____

(*Printed Name*) Kymberlie Joy Hurd

(*Printed Address*) 210 Red Coral Dr.
Henderson, NV 89002

(*Printed Telephone #*) 702-285-8149

In Proper Person

© Family Law Self-Help Center
ALL RIGHTS RESERVED

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

Re: Case D-21-622669-C

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Tue, Apr 4, 2023 at 8:40 PM
To: Donna House Central <dhc@clarkcountycourts.us>

Could I please set up an orientation? Has Mario Opipari, the minor's father, requested orientation yet?

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

On Sat, Apr 1, 2023 at 9:06 AM Kymberlie Joy <kymberliejoy@gmail.com> wrote:
I never received a phone call for orientation yesterday evening. Could we please set up another time? I will make myself available for whatever works best for you.

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

On Fri, Mar 31, 2023 at 9:58 AM Kymberlie Joy <kymberliejoy@gmail.com> wrote:

Today at 5:30 pm works for me, thank you!

I have attached all documents that you requested. Also, the court Order states to enforce one-half payment due to financial hardship. Please advise if this is applicable.

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

On Wed, Mar 29, 2023 at 4:28 PM Donna House Central <dhc@clarkcountycourts.us> wrote:

Hello Kymberlie

I apologize for not responding sooner it's just that I am currently the only one in the office right now and I am only the part time program manager and I am here in the evenings only. I just called you and left a message.

Just so that you are aware the other party has to complete the orientation also before I can put you on the schedule. I have not seen the other party sending emails or anything, but I will be checking the voice messages. I have an opening for the orientation via telephone at 5:3pm on Friday. If you are able to do it then I will call you and explain the process of the services. Attached are the documents for the file. Please complete them and email them back to me along with a copy of your ID. The rules are for your reference only.

Yolanda Fernandez

Part time program manager

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Wednesday, March 29, 2023 5:57 AM
To: Donna House Central
Subject: Fwd: Case D-21-622669-C

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

I was ordered for supervised visitation on 3/21/2023. This is my 3rd e-mail and I have left a voicemail at the number 702-455-4229. Which also directs people to contact Donna's House via this e-mail. I am anxious to set up my orientation as the other parent has denied all contact with the minor child for 186 days as of today.

I will be out of town Thursday, 3/30 and Wednesday 4/19 - Monday 4/24.

Thank you for your time.

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

---------- Forwarded message ---------
From: **Kymberlie Joy** <kymberliejoy@gmail.com>
Date: Sun, Mar 26, 2023 at 6:42 PM
Subject: Re: Case D-21-622669-C
To: Donna House Central <dhc@clarkcountycourts.us>

Sorry, this was the e-mail I was provided. Case number is D-21-622669-C.

Thank you!

Kymberlie Joy Hurd

702-285-8149

"Humble enough to know I'm not better than anybody & wise enough to know that I'm different from the rest."
- Unknown

On Mar 26, 2023, at 11:22 AM, Donna House Central <dhc@clarkcountycourts.us> wrote:

Hello Kymberlie

You are supposed to contact Donna's House. But if you can provided me with your case number I can look up your case and also schedule the orientation with you.

Yolanda Fernandez

Part time program Manager

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Sunday, March 26, 2023 10:41 AM
To: Donna House Central
Subject: Case D-21-622669-C

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

I was given an Order filed in open court on 3/21/2023 for supervised visitations. I was told to wait until Donna's House contacted me, but feel it is best to at least check-in.

Please let me know what I need to do so I may see my daughter, Azlynn as soon as possible.

My contact information is below.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

RE: Case D-21-622669-C

1 message

Donna House Central <dhc@clarkcountycourts.us> Wed, Apr 12, 2023 at 8:37 PM

To: Kymberlie Joy <kymberliejoy@gmail.com>

I just contacted you to let you know that visits are starting tomorrow.

I already spoke to the other party to confirm. See you tomorrow at 5:40pm

Yolanda Fernandez

Part time program manager

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Wednesday, April 12, 2023 5:29 PM
To: Donna House Central
Subject: Re: Case D-21-622669-C

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

Please confirm that I will start visitations tomorrow 4/13 from 6pm-8pm and continue every Thursday thereafter. I prefer a confirmation via e-mail as I need to document every interaction. I have attached a letter from Mr. Friedman, Mr. Opipari's attorney, and he has accused me of not doing the orientation and then threatens me.

Sorry for any inconvenience this may cause.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be." ~Maya Angelou

On Fri, Apr 7, 2023 at 10:34 AM Kymberlie Joy <kymberliejoy@gmail.com> wrote:

> UPDATE!! I will be using my scheduled visitation on Thursday April 20, 2023. PLEASE make sure Mario is updated and aware of this. I have adjusted my trip to leave directly after my visitation.
>
> Please confirm. Thank you!
>
> Thank you for your time.
>
> ***Kymberlie Joy Hurd***
>
> ***#AdvocateForAzlynn***
>
> ***#RunningForAzlynn***

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

On Wed, Mar 29, 2023 at 4:28 PM Donna House Central <dhc@clarkcountycourts.us> wrote:

Hello Kymberlie

I apologize for not responding sooner it's just that I am currently the only one in the office right now and I am only the part time program manager and I am here in the evenings only. I just called you and left a message.

Just so that you are aware the other party has to complete the orientation also before I can put you on the schedule. I have not seen the other party sending emails or anything, but I will be checking the voice messages. I have an opening for the orientation via telephone at 5:3pm on Friday. If you are able to do it then I will call you and explain the process of the services. Attached are the documents for the file. Please complete them and email them back to me along with a copy of your ID. The rules are for your reference only.

Yolanda Fernandez

Part time program manager

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Wednesday, March 29, 2023 5:57 AM
To: Donna House Central
Subject: Fwd: Case D-21-622669-C

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

D-21-622669-C

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Wed, Aug 3, 2022 at 6:55 AM
To: deptRinbox@clarkcountycourts.us

Please see attached.

Thank you for your time.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

2 attachments

Order_2022.08.03.doc
43K

Order_2022.08.03.pdf
85K

ORDR
KYMBERLIE JOY HURD
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Defendant, In Proper Person

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION, CLARK COUNTY, NEVADA

MARIO OPIPARI

Plaintiff,

vs.

KYMBERLIE JOY HURD

Defendant.

Case No.: D-21-622669-C
Dept. No.: R

Date of Hearing: N/A
Time of Hearing: N/A

EMERGENCY ORDER FOR DISCLOSURE OF ITINERARY AND TO ENFORCE VISITATIONS WITH COMPENSATORY TIME IMMEDIATELY FOLLOWING MINOR CHILD'S RETURN FROM OUT OF STATE TRAVEL

The Court, having reviewed Defendant Kymberlie Joy Hurd's DEFENDANT KYMBERLIE JOY HURD'S EMERGENCY EX PARTE MOTION FOR AN ORDER TO ENFORCE VISITATIONS AND TO COMPEL PLAINTIFF MARIO OPIPARI TO DISCLOSE PERTINENT INFORMATION REGARDING MINOR CHILD'S WHEREABOUTS AND ITINERARY FOR OUT-OF-STATE TRAVEL BY WAY OF AIRLINE FLIGHT, and having reviewed the pleadings and papers on file, this Court having jurisdiction, and good cause appearing:

THE COURT FINDS that the parties are not married and have one (1) minor child, to wit: Azlynn Harlie Opipari, born on May 19, 2016. That the child was born in the State of Nevada and has resided in the State of Nevada since her date of birth.

THE COURT FURTHER FINDS that the minor child at issue was diagnosed in utero with Trisomy 21 and is considered "Special Needs".

THE COURT FURTHER FINDS

_____

_____

_____

THEREFORE, IT IS ORDERED that Plaintiff, Mario Opipari shall immediately disclose minor child's travel itinerary, which includes the destination(s), telephone numbers, the dates and expended times of arrival and departure, and the address(s) of where minor child can be reached to Defendant, Kymberlie Joy Hurd.

IT IS FURTHER ORDERED that Plaintiff, Mario Opipari shall disclose the flight itinerary including the airline(s) and the flight number(s) of minor child to Defendant, Kymberlie Joy Hurd.

IT IS FURTHER ORDERED visitation(s) shall immediately resume between the minor child and Defendant and compensatory time will be immediately taken upon the return of the minor child from her out-of-state travel.

_____
DISTRICT COURT JUDGE

Submitted By:

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Defendant, In Proper Person

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Eighth Judicial District Court - Your proposed order has been submitted.

1 message

NoReply@clarkcountycourts.us <NoReply@clarkcountycourts.us> Wed, Aug 3, 2022 at 6:56 AM

To: Kymberlie Joy <kymberliejoy@gmail.com>

Your proposed order has been submitted to the Eighth Judicial District Court.

You must register for electronic service!

Please note that Administrative Order 20-17 REQUIRES all lawyers and self-represented litigants to register for electronic service **on every case they have in the District Court.** Please ensure you are registered to receive electronic service at https://nevada.tylerhost.net/OfsWeb so that you will receive the electronically filed document once processed. Failure to register may cause delays in receiving service.

Make sure to update your e-mail!

Lawyers and self-represented litigants must promptly update any change of email address with the Court. Failure to update e-mail may result in service of important documents to the wrong e-mail address.

Lawyers who terminate representation must unregister.

Additionally, attorneys must unregister their service contact from each case if they are no longer involved in the case - otherwise, the attorney will continue to receive electronic service.

For help registering for electronic service, please see the "To Add the Service Contact to the Case without filing" instructions here.

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Eighth Judicial District Court - Proposed Order Returned

1 message

NoReply@clarkcountycourts.us <NoReply@clarkcountycourts.us> Tue, Aug 9, 2022 at 3:14 PM

To: Kymberlie Joy <kymberliejoy@gmail.com>

D-21-622669-C

Your proposed order or document requiring a judge's signature to the court has been returned for the following reason(s): Please take notice that the ex parte motion you filed on 08/03/2022 is not granted by Judge Henderson because the issue is moot. The exhibits filed 08/03/2022 demonstrate that Plaintiff provided you with required information regarding the trip pursuant to the current orders awarding him temporary Sole Legal and Sole Physical Custody that supersede the prior custody orders and Parenting Agreement. If you would like to address the issue of compensatory time, you may do so at the evidentiary hearing on 08/16/2022 at 1:30 p.m. by putting the other party on notice in your pretrial memorandum.

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Confidential Report: Opipari v. Hurd

1 message

Filon, Susan <DeptRLC@clarkcountycourts.us> Thu, Aug 11, 2022 at 10:42 AM
To: Kymberlie Joy <kymberliejoy@gmail.com>
Cc: "Diaz, Nancy" <DiazN@clarkcountycourts.us>

Dear Ms. Hurd:

Please take notice that the confidential supervised visitation report from Family First Services has been delivered to chambers this morning. You are welcome to review the report and make notes pursuant to EDCR 5.203(b). You may also have a copy of the report during evidentiary hearing on 08/16/2022, but you may not keep it.

Please contact me to make an appointment to review the report. It is 13 pages long.

Thank you,

Susan

Susan Filon, Esq.

Law Clerk to the Honorable Bill Henderson

Eighth Judicial District Court, Family Division

Department R

601 N. Pecos Rd.

Las Vegas, NV 89101

(702) 455-1351

deptrlc@clarkcountycourts.us

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Financial Disclosure Form - FDF (FAM), Envelope Number: 10338115

1 message

no-reply@efilingmail.tylertech.cloud <no-reply@efilingmail.tylertech.cloud>
To: Kymberliejoy@gmail.com

Wed, Aug 10, 2022 at 12:07 PM

Notification of Service

EFile State Logo

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 10338115

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	8/10/2022 12:06 PM PST
Filing Type	Financial Disclosure Form - FDF (FAM)
Filing Description	Financial Disclosure Form
Filed By	Alicia Woods
Service Contacts	Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Alicia Woods (billing@cromelawfirm.com) Amy Patterson (amy@cromelawfirm.com)

Document Details	
Served Document	Download Document
This link is active for 30 days.	

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 10340044

1 message

no-reply@efilingmail.tylertech.cloud <no-reply@efilingmail.tylertech.cloud> Wed, Aug 10, 2022 at 2:42 PM
To: Kymberliejoy@gmail.com

Notification of Service

EFile State Logo

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 10340044

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	8/10/2022 2:41 PM PST
Filing Type	Service Only
Filing Description	Plaintiff's Second Supplemental List of Witnesses and Documents Pursuant to NRCP 16.2
Filed By	Alicia Woods
Service Contacts	Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Alicia Woods (billing@cromelawfirm.com) Amy Patterson (amy@cromelawfirm.com)

Document Details	
Served Document	Download Document
This link is active for 30 days.	

Exhibit Binders

1 message

Alicia Woods <alicia@cromelawfirm.com> Thu, Aug 11, 2022 at 2:06 PM
To: KYMBERLIE HURD <kymmiejoy@yahoo.com>, "kymberliejoy@gmail.com" <kymberliejoy@gmail.com>
Cc: Amy Patterson <amy@cromelawfirm.com>

Good afternoon Kymberlie. The Exhibit binder is ready to be picked up by today at 4:30 p.m.?

Are you able to come by and pick it up? Thank you!

Alicia Woods

Legal Assistant to Chaka T. Crome, Esq.

Crome Law Firm

520 South Fourth Street

Las Vegas, Nevada 89101

(702) 384-5563 (Office)

(702) 852-0915 (Facsimile)

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 10348188

1 message

no-reply@efilingmail.tylertech.cloud <no-reply@efilingmail.tylertech.cloud> Thu, Aug 11, 2022 at 3:09 PM
To: Kymberliejoy@gmail.com

Notification of Service

EFile State Logo

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 10348188

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	8/11/2022 3:08 PM PST
Filing Type	Service Only
Filing Description	PLAINTIFFS THIRD SUPPLEMENTAL LIST OF WITNESSES AND DOCUMENTS PURSUANT TO NRCP 16.2
Filed By	Alicia Woods
Service Contacts	Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Alicia Woods (billing@cromelawfirm.com) Amy Patterson (amy@cromelawfirm.com)

Document Details	
Served Document	Download Document
This link is active for 30 days.	

Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Pre-trial Memorandum - PMEM (FAM), Envelope Number: 10348859

1 message

no-reply@efilingmail.tylertech.cloud <no-reply@efilingmail.tylertech.cloud> Thu, Aug 11, 2022 at 3:58 PM
To: Kymberliejoy@gmail.com

Notification of Service

EFile State Logo

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 10348859

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	8/11/2022 3:57 PM PST
Filing Type	Pre-trial Memorandum - PMEM (FAM)
Filing Description	Plaintiff Mario Opipari's Pretrial Memorandum
Filed By	Amy Patterson
Service Contacts	Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Alicia Woods (billing@cromelawfirm.com) Amy Patterson (amy@cromelawfirm.com)

Document Details	
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This link is active for 30 days.	

Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Pre-trial Memorandum - PMEM (FAM), Envelope Number: 10349527

1 message

no-reply@efilingmail.tylertech.cloud <no-reply@efilingmail.tylertech.cloud>
To: Kymberliejoy@gmail.com

Thu, Aug 11, 2022 at 5:01 PM

Notification of Service

EFile State Logo

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 10349527

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	8/11/2022 5:00 PM PST
Filing Type	Pre-trial Memorandum - PMEM (FAM)
Filing Description	Corrected Plaintiff Mario Opipari's Pretrial Memorandum
Filed By	Amy Patterson
Service Contacts	Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Alicia Woods (billing@cromelawfirm.com) Amy Patterson (amy@cromelawfirm.com)

Document Details	
Served Document	Download Document
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Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 10350028

1 message

no-reply@efilingmail.tylertech.cloud <no-reply@efilingmail.tylertech.cloud>
To: Kymberliejoy@gmail.com

Thu, Aug 11, 2022 at 6:08 PM

Notification of Service

EFile State Logo

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 10350028

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	8/11/2022 6:06 PM PST
Filing Type	Service Only
Filing Description	Exhibits 1-23
Filed By	Amy Patterson
Service Contacts	Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Alicia Woods (billing@cromelawfirm.com) Amy Patterson (amy@cromelawfirm.com)

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Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 10350081

1 message

no-reply@efilingmail.tylertech.cloud <no-reply@efilingmail.tylertech.cloud>
To: Kymberliejoy@gmail.com

Thu, Aug 11, 2022 at 6:14 PM

Notification of Service

EFile State Logo

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 10350081

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	8/11/2022 6:13 PM PST
Filing Type	Service Only
Filing Description	Exhibit 24-40
Filed By	Amy Patterson
Service Contacts	Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Alicia Woods (billing@cromelawfirm.com) Amy Patterson (amy@cromelawfirm.com)

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Gmail Kymberlie Joy <kymberliejoy@gmail.com>

Notification of Service for Case: D-21-622669-C, Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant. for filing Service Only, Envelope Number: 10350108

1 message

no-reply@efilingmail.tylertech.cloud <no-reply@efilingmail.tylertech.cloud> Thu, Aug 11, 2022 at 6:24 PM
To: Kymberliejoy@gmail.com

Notification of Service

EFile State Logo

Case Number: D-21-622669-C
Case Style: Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Envelope Number: 10350108

This is a notification of service for the filing listed. Please click the link below to retrieve the submitted document.

Filing Details	
Case Number	D-21-622669-C
Case Style	Mario Opipari, Plaintiff. vs.Kymberlie Hurd, Defendant.
Date/Time Submitted	8/11/2022 6:23 PM PST
Filing Type	Service Only
Filing Description	Exhibits 41-57
Filed By	Amy Patterson
Service Contacts	Kymberlie Hurd: Jason Stoffel, Esq. (efile@lvfamilylaw.com) Kymberlie Hurd (Kymberliejoy@gmail.com) Other Service Contacts not associated with a party on the case: Chaka Crome (chaka@cromelawfirm.com) Crome Law Firm (clfefile@cromelawfirm.com) Alicia Woods (billing@cromelawfirm.com) Amy Patterson (amy@cromelawfirm.com)

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Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

New Document From Crome Law Firm

1 message

Amy Patterson <notifications@clio.com> Thu, Aug 11, 2022 at 6:32 PM
Reply-To: amy@cromelawfirm.com
To: Kymberlie Hurd <Kymberliejoy@gmail.com>

Crome Law Firm

Amy Patterson invites you to view a shared document in Clio.

Amy says:

Exhibit 58

Click the link below to view the document in Clio's secure portal. Creating an account is easy and only takes a few seconds. Learn more

View document in secure portal

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

TRIAL

1 message

Chaka Crome <chaka@cromelawfirm.com> Mon, Aug 15, 2022 at 8:32 AM

To: Kymberlie Joy <kymberliejoy@gmail.com>
Cc: Alicia Woods <alicia@cromelawfirm.com>, Amy Patterson <amy@cromelawfirm.com>

Kymberlie,

The Court will ask if we had settlement discussions and if we agreed to the submission of any exhibits. Please let me know what time you have available today to discuss this matter. Thanks.

Best Regards,

Chaka Crome, Esq.

Crome Law Firm

520 South Fourth Street

Las Vegas, Nevada 89101

(702) 384-5563 (Office)

(702) 852-0915 (Facsimile)

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MS. HURD: And miracle week starts...

THE COURT: ...Thursday 5:00 to 6:00.

MS. HURD: ...March 26th.

THE COURT: Is there any reason he can't do it.

MS. CROME: He gets off of work at 5:00 p.m.

THE COURT: How about the tap, the dance, how about that? On what day?

MS. HURD: Saturday. But please, Your Honor, no Carrie, please, because...

THE COURT: Carrie who?

MS. HURD: His girlfriend. She's been very hostile and abusive.

THE COURT: You want him to...

MS. HURD: They both are.

THE COURT: ...take her. Now you're -- you're trying to mandate the case of characters. I mean...

MS. HURD: I just...

THE COURT: ...are you gonna be there for it?

MS. HURD: I would like to. I've been...

THE COURT: Okay.

MS. HURD: ...(indiscernible)...

THE COURT: Tap lessons.

MS. CROME: Tap lessons, I think she missed one, only because it was she went to a birthday party...

THE COURT: I can't mandate...

MS. CROME: ...instead.

THE COURT: Okay. He'll take her to tap. I can't mandate who's there. If someone's gonna threaten you at a public event that's for the benefit of a child, that's probably, if you can document that, that probably helps your...

MS. HURD: I -- that's why I have been there.

THE COURT: That probably helps...

MS. HURD: It is...

THE COURT: ...your case.

MS. HURD: ...documented.

THE COURT: If he has

MS. HURD: Right here.

THE COURT: ...people who have zero self-restraint and they're gonna attack you verbally or whatever at an event, you make sure you document it. You -- if it's serious enough you call the authorities. If it's not quite serious enough, you get a statement from the witnesses or from the coordinator of the event.

MS. HURD: Your Honor, I have...

THE COURT: And then probably once you...

MS. HURD: ...witnesses.

THE COURT: ...suck them into -- once you suck them into that though, she's gonna -- her -- her tenure as a tap stu- as a five-year-old tap student to that class is gonna end

dramatically. Once we start (indiscernible) by necessity we have to tell them, okay. We don't want Carrie. We don't want this person there. You know the first thing they're gonna say, they're gonna say, okay. We're not having anything to do with this. So if you want to mandate these people aren't there, that's fine. But I'm assuming, unless you operate in a different world than I do, I'm assuming these people are gonna want nothing to do with the -- with anything where the adults of these -- these young...

MS. HURD: Your Honor...

THE COURT: ...children...

MS. HURD: ...they both...

THE COURT: They're not making enough...

MS. HURD: ...have been...

THE COURT: ...money. They're not making...

MS. HURD: ...hostile to me...

THE COURT: ...enough money to...

MS. HURD: ...in public...

THE COURT: ...deal with this B.S.

MS. HURD: ...in front of my own parents.

THE COURT: Pardon me?

MS. HURD: I have my parents there and they're hostile toward -- the cops...

THE COURT: Okay.

MS. HURD: ...called and...

THE COURT: But...

MS. HURD: ...did a verbal...

THE COURT: ...point...

MS. HURD: ...warning to him.

THE COURT: (Indiscernible).

MS. HURD: Not to me.

THE COURT: And what did I just say? If that happens...

MS. HURD: I...

THE COURT: Hold on.

MS. HURD: I have called the cops.

THE COURT: If that happens -- okay. If you guys -- if they see that kind of behavior -- if third parties see that kind of behavior at something that's for the benefit of the children, they're not gonna do an analysis of who's what percentage culpable or at fault. They're just gonna say, we don't want anything to do with this student if this is how -- if this is the drama and trauma that we have to deal with. So, she's on -- she -- both parties agreed to the tap lessons. But mom is saying she doesn't want Carrie his significant other there.

MS. HURD: Just let her take her. I'd rather her go than not go.

THE COURT: Okay. She's saying if there's gonna be problems, Carrie can take her and mom won't go as long as there's a commitment that the tap continues. She'll say,

she'd like to be -- she'd love to be there. But she agrees not to be as long as -- so just...

MS. HURD: May I please have pictures of the event? That's it.

MS. CROME: I just think there's no reason for them to communicate when they see each other at these extracurriculars...

THE COURT: Right.

MS. CROME: ...Judge. And it's silly that you have to order that. But they have Talking Parents. Like they shouldn't...

THE COURT: They're not -- if this is...

MS. CROME: ...be communicating.

THE COURT: ...where we're at, we're making zero progress.

MS. CROME: That's where we are. I'm telling you.

THE COURT: We're not a pe-...

MS. CROME: (Indiscernible).

THE COURT: The best two words of advice to people sometimes, I don't mean to be disrespectful, is to grow up. The -- these two -- these two are operating in a very distorted reality if they think that anyone else in society cares about or is required to conduct themselves and make accommodations for these -- for this type of drama. They don't. And they won't. So if you guys want to agree to

certain activities, that's great. But if you -- if you start saying, I don't want this person, I don't want that person there. And I think that the owners of a -- some studio are gonna have a big mess on their hand, then if -- if I say, okay. She's not gonna get tap lessons, that has nothing to do with the Court. That has to do with what you guys decided because you guys can't put your differences aside. If he brings -- you should be able to go and enjoy her. I know what -- what -- what it's like to have children in these lessons and how rewarding it is for parents at that age. But that's where you need to put the focus. If you want to put the focus on if she's there she's gonna attack me and yell at me, when actually if anything you should say, well, that's a great way to win my case if someone can't restrain themselves and doesn't something stupid...

MS. HURD: Not at the...

THE COURT: ...in public.

MS. HURD: ...expense of my daughter.

THE COURT: And I -- and I...

MS. HURD: She's seen enough.

THE COURT: ...document it.

MS. HURD: I don't want her to see the abuse anymore, Your Honor. And I don't want to subject her to that.

THE COURT: Okay. So your -- your solution is what on the tap? You don't want to go? You want...

MS. HURD: I -- I...

THE COURT: ...Carrie...

MS. HURD: ...would like to go. But it's more important for my daughter to go...

THE COURT: Okay.

MS. HURD: ...than to not go.

THE COURT: Okay.

MS. HURD: So I will...

THE COURT: Ms. Crome, he -- if mom doesn't go, does he agree to make sure she attends tap every week?

MS. CROME: Yeah, yeah, sure.

THE COURT: Okay. Fine, good. What other activ- I don't see why they can't all go and conduct themselves like human beings.

MS. CROME: Right.

THE COURT: Is there some reason...

MS. CROME: It just hasn't been happening.

THE COURT: ...why someone has to say something to someone? Is there any reason you or her would have to talk to each other?

MS. MCCONNELL: I was just gonna say, if they just remain away from each...

THE COURT: If someone says something...

MS. MCCONNELL: ...other...

THE COURT: ...stupid, There is such a thing as saying

THE COURT: ...discuss -- do you wanna your...

MS. HURD: ...taking my child...

THE COURT: ...paren-...

MS. HURD: ...away...

THE COURT: Do you wanna...

MS. HURD: ...was done...

THE COURT: ...discuss your parenting?

MS. HURD: ...incorrectly.

THE COURT: Do you want to discuss your parenting, or do you want to get into all of this?

MS. HURD: My parenting.

THE COURT: Because all of this...

MS. HURD: My daughter's...

THE COURT: All of this...

MS. HURD: ...phenomenal with me.

THE COURT: So out of...

MS. HURD: She's regressing with...

THE COURT: What your saying the...

MS. HURD: ...him.

THE COURT: ...Court did or didn't do, I'm talking to these people or those people, are so utterly false. Just go ahead and state what -- what we -- I need to know about your parenting.

MS. HURD: My parenting with -- when my daughter's with me, she is at the highest level of functioning. She's at the

highest level of behavior. She's -- was potty trained. And she is -- I do not defer any of my parenting duties. I do 100 percent of everything. I take her to school. I pick her up. I meet with all her specialists at school. I meet with all her appointments. I take her to extracurriculars.

My life is at 150 percent devoted to her. And now she's not in the care of her father. She's in the care of a girlfriend, which this girlfriend has no authority over my daughter whatsoever. And my daughter is significantly, not a tiny bit, significantly regressing.

Her last IEP, plaintiff would not allow me to be there, did it behind my back. And she's been downgraded from general education to self-contained and from developmentally delayed to intellectual disability, which now the school that she was accepted to, she's been kicked out of because they don't accept that IEP. This downgrade is significant. This has happened in less than three months with father.

Father's not even doing any of the parenting. His girlfriend is. So girlfriend's allowed to go to the -- has more rights than I do. You and this pla- plaintiff has terminated my parental rights. He's taken me off of all her school records, taken me off of all her primary records. He's inceptually terminated my rights.

I haven't talked to him in a month. I've had to switch over to Our Family Wizard because they -- they offer a

waiver. And in the last month, he hasn't signed up. He hasn't viewed on message, been no contact whatsoever. And this is a huge concern because there's a lot of red flags going on with my daughter with abuse. And now that he's secluding, isolating and taking me off of everything, nothing that I did warrants a termination of parent -- parental rights, especially without a hearing.

UNIDENTIFIED SPEAKER: Not taking away...

THE COURT: No one's terminating your parental rights.

MS. HURD: He just -- he has. He's taken...

THE COURT: Then you don't...

MS. HURD: ...me off of...

THE COURT: ...understand...

MS. HURD: ...everything.

THE COURT: ...what a termination...

MS. HURD: And you've...

THE COURT: ...of paren-...

MS. HURD: ...allowed it.

THE COURT: He's a sole legal custodian, which means...

MS. HURD: Which should have never happened...

THE COURT: ...which means...

MS. HURD: ...either.

THE COURT: ...for now -- which...

MS. HURD: I have...

THE COURT: ...means for now...

MS. HURD: He has domestic...

THE COURT: ...he should be...

MS. HURD: ...violence charges...

THE COURT: ...making those...

MS. HURD: ...he has...

THE COURT: ...decisions.

MS. HURD: ...DUI charges. And he has...

THE COURT: I don't -- I don't want you...

MS. HURD: ...sexual assault allegation charges.

THE COURT: I don't want you calling physicians and contra- contradicting every decision that's made merely because he made the decision. And that's what...

MS. HURD: He's not doing it.

THE COURT: ...you're gonna do.

MS. HURD: His girlfriend is.

THE COURT: Well, so you would con- whoever makes it, you'll be...

MS. HURD: I'm the...

THE COURT: ...contradicting it.

MS. HURD: ...parent. I should be making it, not his...

THE COURT: So...

MS. HURD: ...his girlfriend.

THE COURT: ...in other words, you'd be -- you'd be contradicting whatever's decided.

MS. HURD: No.

THE COURT: You haven't established that he's not ab- what proof do you have that he's abdicated all his parenting to a third party?

MS. HURD: Okay. Have you...

THE COURT: It's just a conclusion.

MS. HURD: ...looked at the medical records that I submitted?

THE COURT: What conclusion did...

MS. HURD: Every single one on them is -- in fact, he says at the therapist that he -- that the daughter pulls towards his girlfriend so that's what he allows. Every single doctor appointment, since I have been -- since you've taken her away, his girlfriend has gone to. I have all the records. I've been to every appointment, never missed any. And now his girlfriend's going. He's just -- he's deferring his parenting. He deferred it to me, and now he's doing it to his girlfriend.

But this is the thing. My daughter is suffering. Her regression in all areas, in all aspects, her education is being harmed; her potty training is going behind. I don't know if you have -- do you have a report from Family First because they've seen the regression? And there are some big concerns that they have with potty training. And there's some big thing -- big things that they've noticed that they made a mark of that was highly concerning.

Daughter was -- this Court, plaintiff was unable to show how I was unfit. Okay the numbers were high. I already admitted to that. I was doing it. But no way was she unfit. She never regressed. She didn't have a problem. And she was succeeding. She was thriving and developing.

Now in plaintiff's care in less than three months, she has regressed and gone backwards in absolutely every single aspect to the point that she's gonna be taken out of the general education class and put in self-contained. We are a state that's 48 out of 50.

THE COURT: Do you want to address why you have a high level of meth in your -- you -- you indicate you have no problems with chemical dependency. I -- why do you have a high level of meth...

MS. HURD: Back in November.

THE COURT: ...to -- to...

MS. HURD: So we're gonna argue back from November now?

THE COURT: We're gonna argue March 7th, as well.

MS. HURD: March 7th?

THE COURT: I just reviewed them both. I just reviewed them both. You should have been listening. I reviewed them...

MS. HURD: I was listening.

THE COURT: ...in detail, excruciating detail. Do you have an explanation for either or both?

A At Family First services.

THE COURT: You know, I'm wondering if -- usually if someone doesn't appear, they're not gonna cooperate with the structure of some court-ordered supervised visit. So it may be best to just indicate that until we return to court, dad will control or decide mom's contact as long as he does so responsibly and fairly. And that if she wishes to establish a specific supervised visitation schedule, she can come to court to do so. Otherwise it sets him up to have to spend money and time to drive over and wait somewhere with his daughter at a place where someone's probably not gonna show because people who blow off -- intentionally blow off court hearings when they're on supervised visits...

MS. CROME: Mm-hm.

THE COURT: ...don't cooperate with any future such visits. She didn't cooperate with the last couple. So unless you prefer it. It doesn't...

MS. CROME: No.

THE COURT: ...matter.

MS. CROME: That would...

THE COURT: One way or the other.

MS. CROME: Yes.

THE COURT: Whichever way you prefer.

MS. CROME: That's what we would prefer.

THE COURT: Okay.

THE COURT: Okay. (h), this is always sort of a big factor, the nature of the relationship of the child with each parent. I'll say at this point, (c) through (g) is and all relevant factors or incorporated by reference. And the child looks at the dad as the caregiver as dad is the caregiver. And his wife as the -- his wife or fiancée as the -- the mother figure obviously.

MS. CROME: Yes.

THE COURT: So whether you want to make a statement as to what she views mom as or the nature of that relationship or whether it's fractured or whether it's more an absentee situation or distance situation.

MS. CROME: Well...

THE COURT: You mentioned dad is the caregiver, total caregiver. And dad -- she views dad as such and is totally bonded with dad in a very loving, close relationship. Now the question is, how do you want to frame the mom's relationship? The mom's not acting responsibly relative to the child and medical and other needs or the court orders. But it -- does -- does daughter still love her or just view her more absentee or what, I mean?

MS. CROME: I think her daughter still loves her.

THE COURT: Okay.

MS. CROME: And then she shows up with crafts it looks like in the Family First. But, however, I think it's -- she

ELECTRONICALLY SERVED
4/6/2023 1:02 PM

#AdvocateForAzlynn
#RunningForAzlynn

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April 6, 2023

Matthew Friedman, Esq. & Christopher Phillips, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Receipt Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com, Tracy@fordfriedmanlaw.com

Re: Opipari vs. Hurd

District Court No.: D-21-622669-C Supreme Court No.: 85537-COA

Mr. Friedman,

This letter will serve as a formal request to have your client, Mario Opipari conduct the required orientation with Donna's House. Visitations cannot be scheduled until this process is completed.

Kymberlie has found two (2) other agencies that she would agree to using if Mr. Opipari would prefer.

1) Smith Family Agency - Lauren Smith is a Professional Supervised Visitation Monitor conducting visitations off-site. Ms. Smith received supervised visitation monitor/ exchange certification via California Association of Supervised Visitation Service Providers (CASVSP) and the Judicial Council of California (JCC) to work as an independent provider.

The agency, CASVSP, (https://www.casvsp.org/training) is a statewide association in California to represent, assist, promote, and support the delivery of supervised visitation service providers (SVSP) certified training.

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Please, note JCC offers monthly webinar training assisting SVSP to maintain regular compliance within this field which, SFA-PSV regularly attends.

Ms. Smith is a mandated reporter mandated by Family Code section 3200.5 and, completed additional trainings relating to domestic violence, sexual abuse, and substance abuse issues.

Smith Family Agency contact information is 661-416-7176, e-mail: smithassistagency@gmail.com.

2) Shiloh Family Services 702-444-1963 e-mail: questions@shilohinfo.com website: https://shilohjr.com/.

They are members of the SVN - Supervised Visitation Network - a network dedicated to providing children with opportunities for safe, conflict-free access to both parents.

Please advise if your client would stipulate to either of these agencies. I would appreciate a timely response as Mother's Day and Azlynn's birthday are quickly approaching. As well as it has now been ***194 days*** since Azlynn and her mother have been permitted to have any contact with each other by your client, Mr. Opipari.

Also, since your client refuses to respond to any text messages regarding contact between Azlynn and her mother, Kymberlie requests for Mr. Friedman to establish a specific time be set in place so she and minor child can FaceTime and/or speak to each other regularly.

The current order does not require the use of the TalkingParents Application and phone calls/Facetime calls cannot be conducted through this application in any event.

Kymberlie requests that Mr. Friedman begin to conduct himself lawfully and ethically as the continual lies do not aid in acting in the best interests of the minor child.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

HU 0842

ELECTRONICALLY SERVED
4/7/2023 5:05 PM

FORD & FRIEDMAN
A NEVADA LAW FIRM

VIA E-SERVICE
April 7, 2023

Ms. Kymberlie Hurd
210 Red Coral Dr
Henderson NV 89002
Kymberliejoy@gmail.com

THE CORRESPONDENCE IS SENT PURSUANT TO EDCR 5.501

Re: Opipari v. Hurd; Case No.: D-21-622669-C

Dear Ms. Hurd:

As you are aware, this office has been retained to represent Mr. Mario Opipari in the above referenced matter as well as the matter currently pending before the Nevada Court of Appeals. It remains my understanding that you are currently not represented by counsel, however, if you are, please forward the instant correspondence to them for review and response.

Communications –

As previously discussed, on June 24, 2021, the court ordered that communications between yourself and my client occur via the Talking Parents communication platform. Indeed, your counsel at the time, Ms. Roberts, raised the issue and plainly stated "...we've agreed to TalkingParents." While admittedly there have been subsequent discussions and requests made by you to alter this Order, to date, that has not occurred. Accordingly, I will once again respectfully insist that you immediately cease any and all telephone calls, text, and/or email communications directed at my client or his significant other, Ms. Kari Anderson.

Out of State Visitation –

I am in receipt of your March 29, 2023 correspondence wherein you request that the minor child be permitted to travel to Salt Lake Citty, Utah from April 19, 2023 to April 24, 2023. Given the current visitation orders – specifically, that you are limited to supervised visitation through Donna's House – Mr. Opipari cannot grant this request. I do note your argument relative to your family not being restricted to supervised visitation, however, they are not parents or guardians nor are there any orders affording them visitation.

Order After March 21, 2023 Hearing –

You will recall that at the conclusion of the March 21, 2023 Hearing, I was instructed to prepare the Order and submit the same to the Court for signature. Notably, there was no order or requirement that the same be provided to you for review and/or countersignature. Accordingly, given that I was in trial from March 27, 2023 through April 3, 2023, I have prepared the Order and submitted the same to the Court as instructed.

Donna's House –

I am also in receipt of your April 6, 2023 correspondence wherein you falsely allege that my client has not yet completed his orientation with Donna's House. Such a claim is demonstrably false. I would, however, caution you with regard to making such misrepresentations given that as of 7:54 p.m. last night, April 6, 2023, Donna's House reports that while you have completed and provided your paperwork, **you have not participated in orientation**. I will take this opportunity to remind you that, pursuant to the March 21, 2023 Orders, Donna's House is required to report each parties' participation to the Court.

Lastly, please consider this my one and only request that cease your false allegations that I am acting in a fraudulent, unethical, or illegal manner. While it is not my desire to escalate the matter, should the same prove necessary, I will not hesitate to do so.

Should you wish to discuss these matters further, please feel free to contact my office and arrange a telephone conference.

Sincerely,
FORD & FRIEDMAN

/s/ Matthew H. Friedman, Esq.

MATTHEW H. FRIEDMAN, ESQ.

CBP/tlm
cc: client

#AdvocateForAzlynn
#RunningForAzlynn

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April 9, 2023

Matthew Friedman, Esq. & Christopher Phillips, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Receipt Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com, tracy@fordfriedmanlaw.com

Re: Opipari vs. Hurd

District Court No.: D-21-622669-C Supreme Court No.: 85537-COA

Mr. Friedman,

This letter will serve as a formal response to your letter dated April 7, 2023 as well as raise addition issues of concern.

Please have your client, Mr. Opipari refrain from selling any and all of Azlynn's personal property. This property has been and is still currently in dispute. Hence the flash drive sent certified mail on October 20, 2022. While I have not re-filed in District Court as of this date, I do intend to as soon as my daughter is out of her hostile environment and away from her abusers. (See Attachments)

I would be more than willing to negotiate settlement with regards to the property and amounts owed as well as custody. You nor Ms. Crome have ever made any attempt to negotiate any kind of settlement with regard to property, money, and custody. I have made several offers (12/27/2021, 5/07/2022 just a couple examples) (see attachments) all without any counter-offers or even a response.

I would appreciate you not lying to the court and stating otherwise as you did in our last hearing on March 21, 2023 where you blatantly lied and told the court "I share your sentiment, in the fact, without getting into the settlement negotiations that I did have some communications with Ms. Hurd" VT 01:55:17.

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I would stipulate to using Our Family Wizard. Your letter describing discussions from almost two (2) years ago are hardly relevant to this current moment in time. Ms. Crome failed to ever have that order or the order from November 18, 2021 signed and filed. So please stop with your ignorant and deceitful attempts to portray that as an order that is currently enforceable. We both know it isn't.

You cannot "cherry pick" what items from whatever hearings you wish to try and enforce. If you wish to use the "order" from June 24, 2021, then we can incorporate the entire hearing. Joint custody and Right of First Refusal with no third parties (directly Ms. Anderson as Judge Henderson specifically stated) being permitted to even watch the minor child.

I will continue to communicate with Mario via text message regarding our daughter. I will not be using the TalkingParents platform as I cannot afford the application and the "free" version costs me $60 to download conversations. Which have to be done very frequently since you and your client, Mr. Opipari refuse any contact with me and my daughter.

Again, set up a specific time that I may call Mr. Opipari and FaceTime with my daughter. Until then I will continue to ask via text message. I also request updates and pictures of my daughter.

I have not communicated with Kari (Lewis) Anderson since November 29, 2022. I absolutely will not be attempting to communicate with Ms. Anderson by any means as I do not respect her as a person, a woman, and especially as a mother. Ms. Anderson has abused my daughter and myself in the presence of my daughter. I will be doing everything within my power to rescue my daughter from all her abusers including Ms. Anderson.

There are no laws or statutes that give Ms. Anderson or her son any rights to my daughter no matter what her relationship is with Mr. Opipari. While district court fails to enforce this, Supreme Court will not.

This is precisely one of the reasons I now refuse to use TalkingParents as your client, Mr. Opipari has shared his login information with Ms. Anderson and is, in fact, Ms. Anderson that I am communicating with.

I am only required by law, for the time being, to co-parent with Mr. Opipari. So that is the only person I will communicate with regarding our daughter until further orders direct otherwise. And they will.

Supreme Court has made their position in these areas very clear.

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There is no requirement for an order of visitation with maternal family members. At the "trial" the court clearly states "So it may be best to just indicate that until we return to court, dad will control or decide mom's contact as long as he does so responsibly and fairly". (See Attachment)

Denying Azlynn all contact with her biological maternal brother and family members is hardly responsible or fair to the minor child.

Any order from March 21, 2023 hearing submitted and signed and filed without my review and signature will be objected to by myself. As by law a stipulation must be signed and agreed to by both parties, not one lying counsel.

The district court cannot override the laws and procedures as they have done in the past and continue to do. EDCR is clear on the submission of orders and it does require signature and review from the other party even if that party is self represented. Again, a subject matter the Supreme Court has been clear on and will make rulings in the current custody case accordingly.

Stating a lie in bold or in all caps does not make that lie become truth. A tactic also used by Ms. Crome, but never the less fails.

Yolanda at Donna's House stated to myself that my orientation could not proceed until Mr. Opipari contacted and completed his since he is the custodial parent. My claim was not false, please see attachment. Deflection will not work with me as I will always bring the truth to light. The time of 7:54 pm on April 6, 2023 wherein you state that I have not completed my orientation is in fact another lie. Please see the attachment where I was in the mist of my orientation during the exact time you stated above.

At 7:54pm on April 6, 2023 Yolanda would have been calling your client to confirm visitations to begin on Thursday April 13, 2023 from 6pm-8pm.

A voicemail left by Yolanda on my phone April 7, 2023 at 7:31pm states that she had yet been able to reach your client to confirm.

Lastly, your attempts to intimidate me by threatening me with escalation of the current matter will be forwarded to Nevada State Bar, Donna's House, and the Nevada Appellant Court.

I only state the truth, if you do not like it, then change. Less I remind you of your completely fraudulent TPO application where you lie to the court and have Mr. Opipari and Ms. Anderson commit perjury in their declarations.

#AdvocateForAzlynn
#RunningForAzlynn

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Hearing Master Holly Roys found that "the request for TPO was just another tool to further silence the Adverse Party and place additional restrictions/impediments on having access to the parties' daughter" and "Despite the court's admonishments regarding the same, Applicant's attorney continued to argue those points as salient facts for the court's consideration".

I will not be attempting to communicate with you or your office telephonically, as last time you were misogynistic and demeaning by constantly referring to me as "dear". You are extremely unprofessional and lack integrity, ethics, and any morals.

Your defamation of my character has cost me time with my daughter and unfortunately, the person who suffers the most for you egregious acts, is Azlynn. I will continue to expose you and fellow counsel as the fraudulent liars you are.

The Supreme Court is very clear on their stance about attorneys who operative as you do. Please see Marshal Willick vs. Steve Sanson.

It has now been ***197 days*** since Azlynn and her mother have been permitted to have any contact with each other by your client, Mr. Opipari.

Also, since your client refuses to respond to any text messages regarding contact between Azlynn and her mother, Kymberlie requests for Mr. Friedman to establish a specific time be set in place so she and minor child can FaceTime and/or speak to each other regularly.

The current order does not require the use of the TalkingParents Application and phone calls/Facetime calls cannot be conducted through this application in any event.

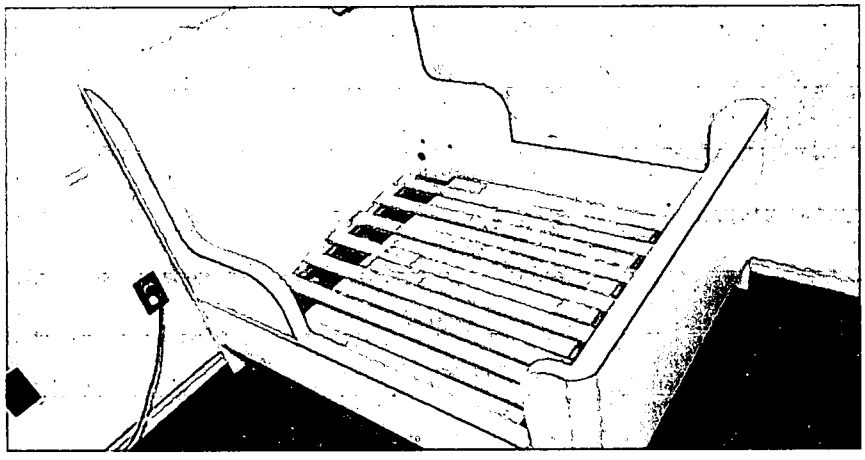
Kymberlie requests that Mr. Friedman begin to conduct himself lawfully and ethically as the continual lies do not aid in acting in the best interests of the minor child.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

Mario Ope Opipari
April 6 at 8:12 AM ·



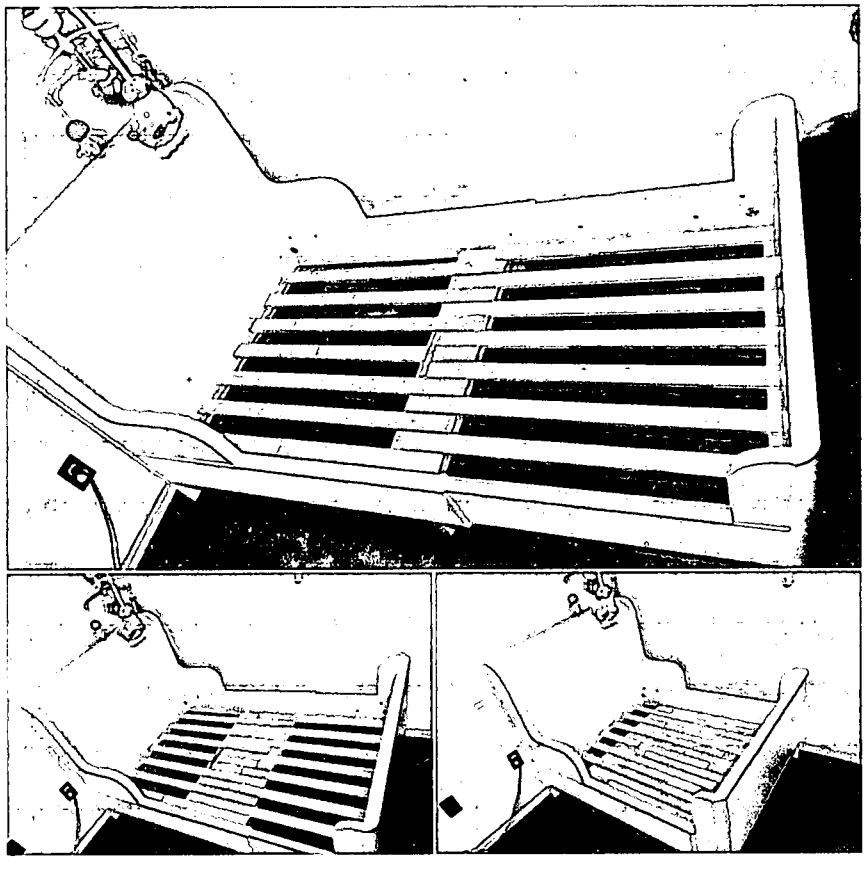
Kids Bed
$100.00

Buy

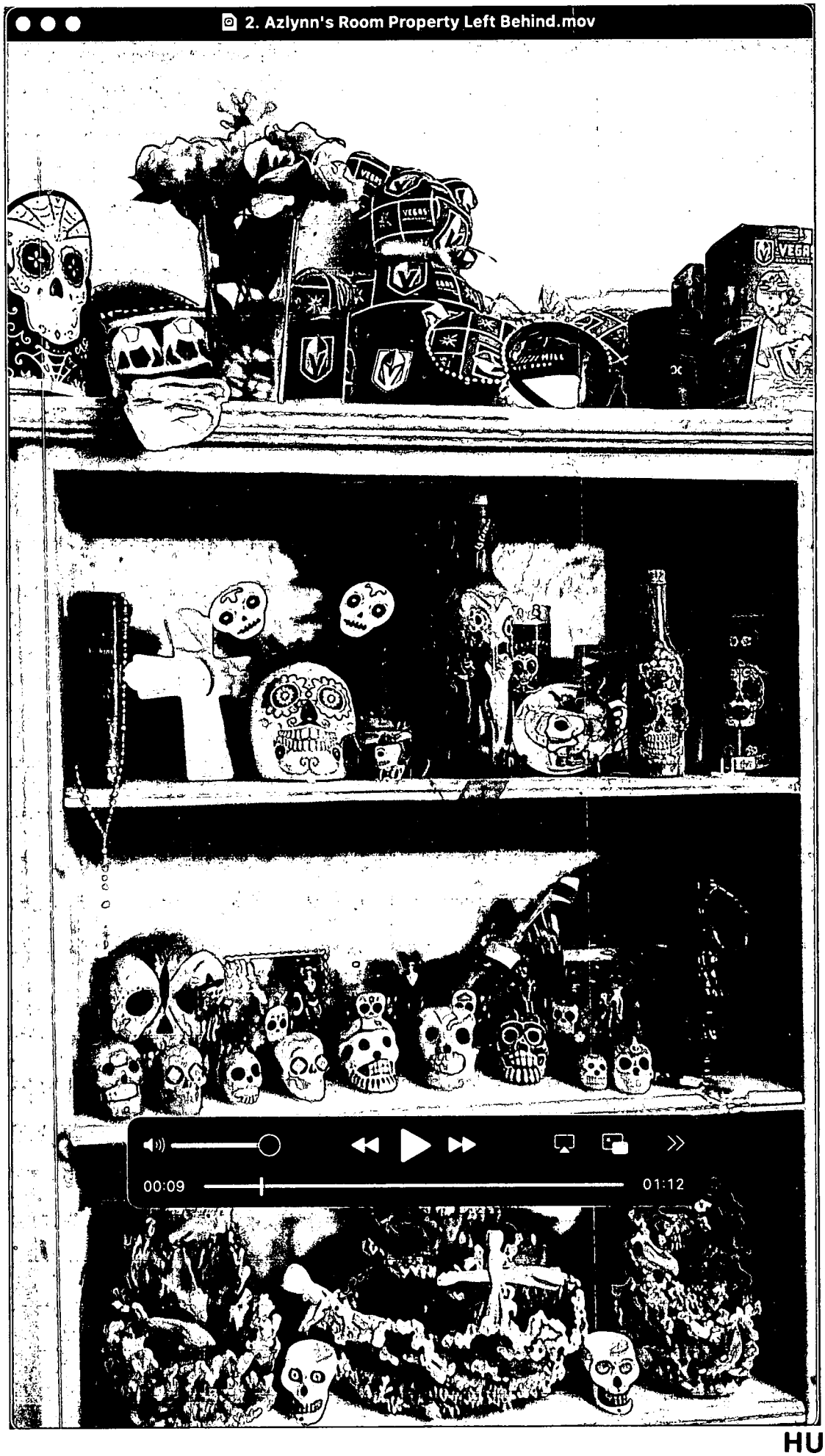
☐

Mario Ope Opipari is with **Kari Lewis**.
4c ·

FOR SALE...this is an adjustable bed from ikea...i have all 3 pieces to the mattress (2 never used) and a mattress pad that fits all 3 sizes...this is a great bed for kids...paid over $400 for all of it...if interested DM is the key or text if you have my number...I will throw in the mobile and a monitor as well...Please share.



2. Azlynn's Room Property Left Behind.mov
00:00
01:12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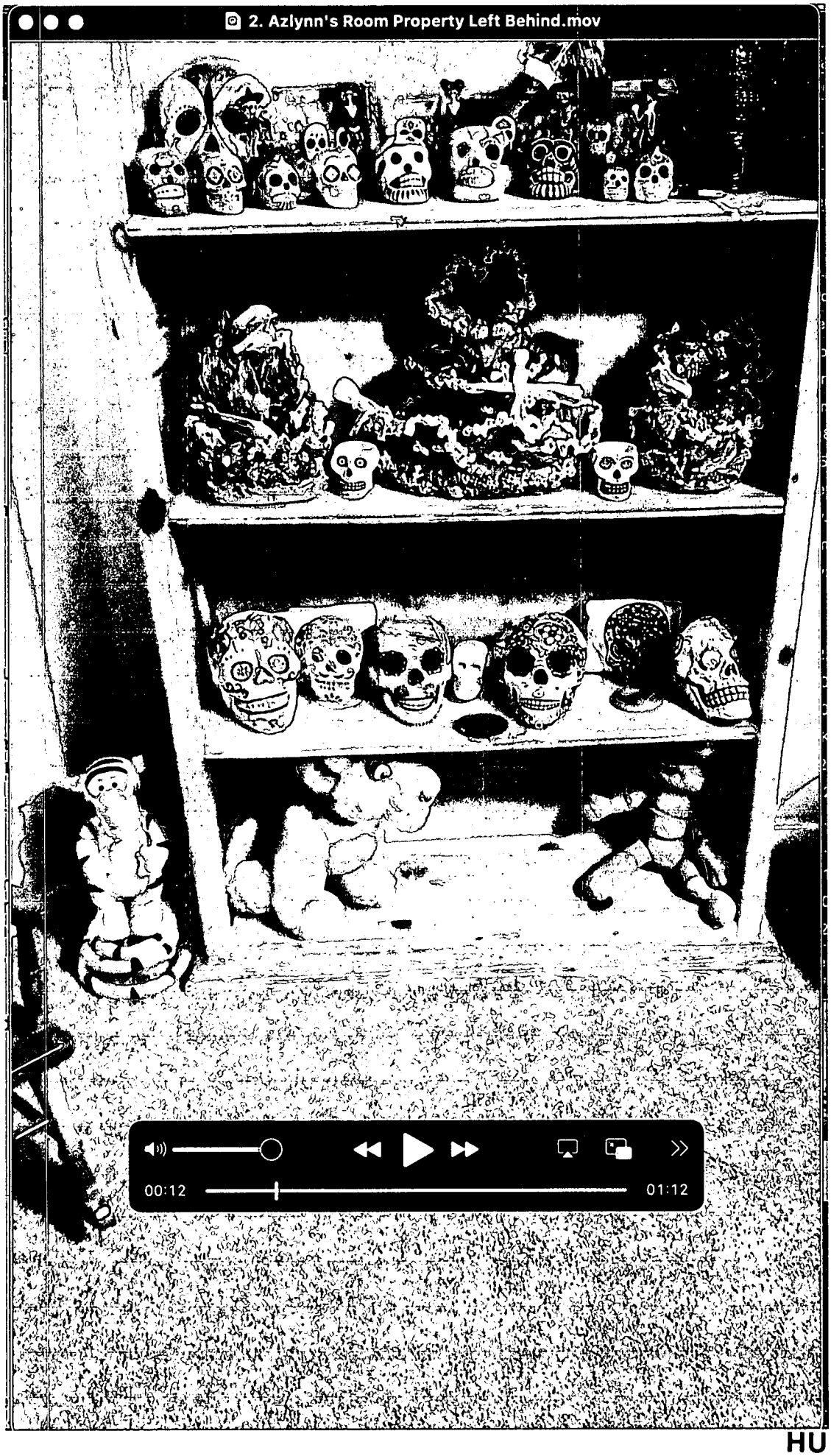

HU 0852

2. Azlynn's Room Property Left Behind.mov
00:26
01:12

2. Azlynn's Room Property Left Behind.mov
00:28
01:12

2. Azlynn's Room Property Left Behind.mov
00:29
01:12

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kymmiejoy@yahoo.com
702-285-8149

Sent Via E-Serve Only To: ccrome@cslawoffice.net

December 27, 2021

Crome Law Firm
520 South 4th St.
Las Vegas, NV 89101

Re: Opipari vs. Hurd
Case No.: D-21-622669-C

Ms. Crome,

As you are aware, I am very eager to settle this custody matter. In good faith I signed your Stipulation to dissolve the Amended TPO issued against Mario Opipari issued on October 26, 2021 and Stipulation to close Child Support. I am willing to work with Mario and your office to resolve this and come up with a custody agreement that is in Azlynn's best interest. Azlynn needs to remain the focus throughout this entire process.

To date I have yet to receive the complete copy of your proposed Custody Order nor have I been contacted by you or your office to further discuss settlement in this matter.

I propose a hyphenated last name for Azlynn (Hurd-Opipari). Mario has Azlynn from Wednesday at 5:30pm to Friday at 5:30pm with myself remaining Azlynn's caretaker due to the extensive providers and treatment Azlynn is currently receiving and lack of honest communication from Mario and Kari regarding Azlynn's health and development (Provider List Attached, Text Messages from TalkingParents Attached Topic Azlynn's Health). Mario has every other weekend from Friday at 5:30pm to Sunday at 5:30pm.

Child Support to be $853.00 per month. With arrears of $8,530.00 (March, 2021 to December, 2021) - $400.00 (Child Support Paid 10/04/2021) = $8,130.00.

Respondent's Gross Monthly Income: $6,300.00
Number of Children: 1

Tier 1 ($6,000.00 * 16.00% = $960.00)
+ Tier 2 ($300.00 * 8.00% = $24.00)
Obligation amount is $984.00.

Petitioner's Gross Monthly Income: $1,040.00 (I will allow the court to impute income of $12hr x 20hrs a week)
Number of Children: 1

For 1 child,
and Gross Monthly Income above $1,035.00 and
up to $1,064.00 the 2021 Low-Income Payers table
Obligation amount is $131.00.

Respondent's Obligation: ($984.00 - $131.00) = $853.00 *Per NAC 425 (Federal SSI & Nevada State Welfare do not allow for deviations)*

I request an updated Financial Disclosure Form be filled out and filed with the court from Mario Opipari since 11/30/2021 marks one year of employment at Sansone's Automotive. Missing from the last FDF is; Financial contributions from other household members (Kari Anderson); Assets and debts, including a description, the gross and net value, the amount owed, and whose name is on the asset or debt; Attorney's fees and costs paid and owed.

NAC 425.025 "Gross income" defined. (NRS 425.620)

1. "Gross income" includes, without limitation:

(a) Salary and wages, including, without limitation, money earned from overtime pay if such overtime pay is substantial, consistent and can be accurately determined.

(b) Interest and investment income, not including the principal.

(c) Social security disability benefits and old-age insurance benefits under federal law.

(d) Any periodic payment from a pension, retirement plan or annuity which is considered remuneration for employment.

(e) Net proceeds resulting from workers' compensation or other personal injury awards intended to replace income.

(f) Unemployment insurance.

(g) Income continuation benefits.

(h) Voluntary contributions to a deferred compensation plan, employee contributions to an employee benefit or profit-sharing plan, and voluntary employee contributions to any pension or retirement account, regardless of whether the account provides for tax deferral or avoidance.

(i) Military allowances and veterans' benefits.

(j) Compensation for lost wages.

(k) Undistributed income of a business entity in which a party has an ownership interest sufficient to individually exercise control over or access the earnings of the business, unless the income is included as an asset for the purposes of imputing income pursuant to NAC 425.125. As used in this paragraph:

(1) "Reasonable allowance for economic depreciation" means the amount of depreciation on assets computed using the straight-line method and useful lives as determined under federal income tax laws and regulations.

(2) "Undistributed income" means federal taxable income of a business entity plus depreciation claimed on the federal income tax return of the business less a reasonable allowance for economic depreciation.

(l) Child care subsidy payments if a party is a child care provider.

(m) Alimony.

(n) Except as otherwise provided in subsection 2, all other income of a party, regardless of whether such income is taxable.

2. The term does not include:

(a) Child support received.

(b) Foster care or kinship care payments.

(c) Benefits received under the federal Supplemental Nutrition Assistance Program.

(d) Cash benefits paid by a county.

(e) Supplemental security income benefits and state supplemental payments.

(f) Except as otherwise provided in paragraph (l) of subsection 1, payments made for social services or any other public assistance benefits.

(g) Compensation for losses, including, without limitation, both general and special damages, from personal injury awards not intended to replace income.

3. This section must not be construed to limit income withholding or the assignment of workers' compensation benefits for the collection of child support.

(Added to NAC by Div. of Welfare & Supp. Services by R183-18, 10-30-2019, eff. 2-1-2020)

NAC 425.100 Order must be based upon obligor's earnings, income and other ability to pay; basic needs of child presumed met if child support obligation based upon guidelines; deviation from guidelines. (NRS 425.620)

1. Any order must be based on the obligor's earnings, income and other evidence of ability to pay.

2. It is presumed that the basic needs of a child are met by a child support obligation established pursuant to the guidelines set forth in this chapter, however, this presumption may be rebutted by evidence proving that the needs of a particular child are not met or are exceeded by such a child support obligation.

3. If the court establishes a child support obligation that is greater or less than the child support obligation that would be established pursuant to the guidelines set forth in this chapter, the court must:

(a) Set forth findings of fact as to the basis for the deviation from the guidelines; and

(b) Provide in the findings of fact the child support obligation that would have been established pursuant to the guidelines.

(Added to NAC by Div. of Welfare & Supp. Services by R183-18, 10-30-2019, eff. 2-1-2020)

NAC 425.110 Stipulation to child support obligation that does not comply with guidelines: Requirements; authority of court to reject. (NRS 425.620)

1. In lieu of having a child support obligation determined pursuant to the guidelines set forth in this chapter, the parties may stipulate to a child support obligation that does not comply with such guidelines. To be binding, such a stipulation must be in writing and:

(a) Set forth the current monthly gross income of each party;

(b) Specify what the child support obligation would be under the guidelines;

(c) Provide notice to both parties that, if either party seeks a review of the stipulated child support obligation for any authorized reason, the court will calculate the child support obligation in accordance with the child support guidelines in effect at the time of the review;

(d) Contain a certification by the obligee that he or she is not currently receiving public assistance and has not applied for public assistance;

(e) Certify that the basic needs of the child are met or exceeded by the stipulated child support obligation; and

(f) Be approved and adopted as an order of the court.

2. Notwithstanding the provisions of subsection 1, a court may reject a stipulation if the court determines that the stipulation is a product of coercion or the child support obligation does not meet the needs of the child.

(Added to NAC by Div. of Welfare & Supp. Services by R183-18, 10-30-2019, eff. 2-1-2020)

NAC 425.125 Court authorized to impute income to obligor who is underemployed or unemployed *without good cause (See Attached Provider List. Azlynn's High Functionality is Due to Kymberlie's Devotion and Constant Work With Azlynn on All Areas of Development)*; consideration of circumstances of obligor. (NRS 425.620)

1. If after taking evidence, the court determines that an obligor is underemployed or unemployed without good cause, the court may impute income to the obligor.

2. If the court imputes income, the court must take into consideration, to the extent known, the specific circumstances of the obligor, including, without limitation:

(a) The obligor's:

(1) Assets;

(2) Residence;

(3) Employment and earnings history;
(4) Job skills;
(5) Educational attainment;
(6) Literacy;
(7) Age;
(8) Health;
(9) Criminal record and other employment barriers; and
(10) Record of seeking work;
(b) The local job market;
(c) The availability of employers willing to hire the obligor;
(d) The prevailing earnings level in the local community; and
(e) Any other relevant background factors in the case.
(Added to NAC by Div. of Welfare & Supp. Services by R183-18, 10-30-2019, eff. 2-1-2020)

NAC 425.130 Consideration of costs of child care paid by either or both parties. (NRS 425.620) The court must consider the reasonable costs of child care paid by either or both parties and make an equitable division thereof. (***Note, we do not pay child care costs as Kymberlie provides ALL child care before & after school, Days & Weeks Azlynn misses school due to sickness etc.)***
(Added to NAC by Div. of Welfare & Supp. Services by R183-18, 10-30-2019, eff. 2-1-2020)

NAC 425.135 Order must include provision that medical support is required to be provided to child. (NRS 425.620)
1. Every order issued or modified in this State must include a provision specifying:
(a) That medical support is required to be provided for the child; and
(b) Any details relating to that requirement.
2. As used in this section, "medical support" includes, without limitation, the payment of a premium for accessible medical, vision or dental coverage under a plan of insurance, including, without limitation, a public plan such as Medicaid or a reduced-fee plan such as the Children's Health Insurance Program, that is reasonable in cost. For the purpose of this subsection:
(a) Coverage under a plan of insurance is "accessible" if the plan:
(1) Is not limited to coverage within a geographical area; or
(2) Is limited to coverage within a geographical area and the child resides within that geographical area.
(b) The payment of a premium for coverage under a plan of insurance is "reasonable in cost" if:
(1) The cost:
(I) To each party who is responsible for providing medical support is not more than 5 percent of the monthly gross income of the party; or

(II) Of adding a dependent child to any existing coverage for health care or the difference between individual and family coverage, whichever is less, is not more than 5 percent of the monthly gross income of the party; and

(2) The court assesses the plan of insurance, including the copayments, deductible and maximum out-of-pocket costs, and determines that the plan is reasonable in cost.

(Added to NAC by Div. of Welfare & Supp. Services by R183-18, 10-30-2019, eff. 2-1-2020)

NAC 425.145 Establishment of child support obligation using low-income schedule if economic circumstances of obligor limit ability to pay; publication of schedule by Administrative Office of the Courts. (NRS 425.620)

1. If the court determines that the total economic circumstances of an obligor limit his or her ability to pay a child support obligation in the amount determined pursuant to NAC 425.140, the child support obligation must be established by using a low-income schedule which is based on the current federal poverty guidelines, as determined by the Secretary of Health and Human Services, and which is published annually in the Federal Register.

2. If the monthly gross income of an obligor is below the lowest level set forth in the low-income schedule, the court may establish an appropriate child support obligation based on the total economic circumstances of the obligor, balancing his or her need for self-support with the obligation to support his or her child.

3. The low-income schedule must be published by the Administrative Office of the Courts on or before March 31 of each year.

(Added to NAC by Div. of Welfare & Supp. Services by R183-18, 10-30-2019, eff. 2-1-2020)

NAC 425.150 Adjustment of child support obligation in accordance with specific needs of child and economic circumstances of parties. (NRS 425.620)

1. Any child support obligation may be adjusted by the court in accordance with the specific needs of the child and the economic circumstances of the parties based upon the following factors and specific findings of fact:

(a) Any special educational needs of the child;

(b) The legal responsibility of the parties for the support of others;

(c) The value of services contributed by either party;

(d) Any public assistance paid to support the child;

(e) The cost of transportation of the child to and from visitation;

(f) The relative income of both households, so long as the adjustment does not exceed the total obligation of the other party;

(g) Any other necessary expenses for the benefit of the child; and

(h) The obligor's ability to pay.

2. The court may include benefits received by a child pursuant to 42 U.S.C. § 402(d) based on a parent's entitlement to federal disability or old-age insurance benefits pursuant to 42 U.S.C. §§ 401 to 433, inclusive, in the parent's gross income and adjust an obligor's child support

obligation by subtracting the amount of the child's benefit. In no case may this adjustment require an obligee to reimburse an obligor for any portion of the child's benefit.

(Added to NAC by Div. of Welfare & Supp. Services by R183-18, 10-30-2019, eff. 2-1-2020)

Due to the fact that your client has refused to pay any child support or sign the title of the Scion over to me, I would ask that your client, Mario Opipari honor his word to properly maintain the Scion. Currently it is due for another oil change, three indicator lights are on, the shocks and/or struts need to be replaced, the passenger window motor is going out, needs two rear hatch lift gate struts, and two door actuators need to be replaced (driver's door & back passenger door). Since your client is an auto mechanic he is able to get the parts at a reduced rate and do all the work himself.

In addition, I would ask that you advise your client, Mario Opipari to not discard any items and/ or property that are still in dispute. Mario's lack of response or denial of requests does not constitute a resolution. If Mario & myself cannot settle the property in debate, a Judge must then decide.

I appreciate your time and look forward to resolving all matters promptly.

Sincerely,

Kymberlie Joy Hurd

Kymberlie Joy Hurd

ELECTRONICALLY SERVED
5/7/2022 6:03 PM

SETTLEMENT OFFER

Kymberlie Joy Hurd
KymberlieJoy@gmail.com
702-285-8149

Sent Via E-Serve Only To: ccrome@cslawoffice.net

May 7, 2022

Chaka Crome, Esq.
Crome Law Firm

Re: Opipari vs. Hurd
Case No.: D-21-622669-C

Ms. Crome,

I would request that you forward the following Settlement Offer to your client, Mario Opipari. I make this offer in Good Faith to resolve all issues and to further cut down on the costs and burden to the courts and all persons involved in this matter.

I propose a hyphenated last name for Azlynn (Hurd-Opipari) to show the lineage of both parents. The wording of Joint Legal Custody and Joint Physical Custody for all legitimate purposes. Mario has Azlynn from Wednesday at 5:30 pm to Friday at 5:30 pm and every other weekend from Friday at 5:30 pm to Sunday at 5:30 pm. Allowing Kymberlie to be Azlynn's primary caregiver*.

For Mario to allow Azlynn to be actively and consistently involved in extracurricular activities, events, self-advocacy, and a spokesmodel for Down Syndrome Awareness. In the contingency that Mario cannot directly participate, he allows Kymberlie to assume the responsibility.

For Mario to pay child support in the amount of $0. Medical coverage to remain as it is.

Resolution of all personal property as follows: Kymberlie to obtain 2005 Scion, Azlynn's dresser, and Azlynn's vintage doll with the change of outfit.

I await an expeditious response.

Sincerely,

Kymberlie Joy Hurd

Kymberlie Joy Hurd

*Primary caregiver refers to the person who has the greatest responsibility for the daily care and rearing of a child.

A At Family First services.

THE COURT: You know, I'm wondering if -- usually if someone doesn't appear, they're not gonna cooperate with the structure of some court-ordered supervised visit. So it may be best to just indicate that until we return to court, dad will control or decide mom's contact as long as he does so responsibly and fairly. And that if she wishes to establish a specific supervised visitation schedule, she can come to court to do so. Otherwise it sets him up to have to spend money and time to drive over and wait somewhere with his daughter at a place where someone's probably not gonna show because people who blow off -- intentionally blow off court hearings when they're on supervised visits...

MS. CROME: Mm-hm.

THE COURT: ...don't cooperate with any future such visits. She didn't cooperate with the last couple. So unless you prefer it. It doesn't...

MS. CROME: No.

THE COURT: ...matter.

MS. CROME: That would...

THE COURT: One way or the other.

MS. CROME: Yes.

THE COURT: Whichever way you prefer.

MS. CROME: That's what we would prefer.

THE COURT: Okay.

Re: Case D-21-622669-C

1 message

Kymberlie Joy <kymberliejoy@gmail.com> Fri, Apr 7, 2023 at 10:34 AM
To: Donna House Central <dhc@clarkcountycourts.us>

UPDATE!! I will be using my scheduled visitation on Thursday April 20, 2023. PLEASE make sure Mario is updated and aware of this. I have adjusted my trip to leave directly after my visitation.

Please confirm. Thank you!

Thank you for your time.

Kymberlie Joy Hurd
#AdvocateForAzlynn
#RunningForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

On Wed, Mar 29, 2023 at 4:28 PM Donna House Central <dhc@clarkcountycourts.us> wrote:

Hello Kymberlie

I apologize for not responding sooner it's just that I am currently the only one in the office right now and I am only the part time program manager and I am here in the evenings only. I just called you and left a message.

Just so that you are aware the other party has to complete the orientation also before I can put you on the schedule. I have not seen the other party sending emails or anything, but I will be checking the voice messages. I have an opening for the orientation via telephone at 5:3pm on Friday. If you are able to do it then I will call you and explain the process of the services. Attached are the documents for the file. Please complete them and email them back to me along with a copy of your ID. The rules are for your reference only.

Yolanda Fernandez

Part time program manager

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Wednesday, March 29, 2023 5:57 AM
To: Donna House Central
Subject: Fwd: Case D-21-622669-C

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

I was ordered for supervised visitation on 3/21/2023. This is my 3rd e-mail and I have left a voicemail at the number 702-455-4229. Which also directs people to contact Donna's House via this e-mail. I am anxious to set up my orientation as the other parent has denied all contact with the minor child for 186 days as of today.

I will be out of town Thursday, 3/30 and Wednesday 4/19 - Monday 4/24.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

---------- Forwarded message ---------
From: **Kymberlie Joy** <kymberliejoy@gmail.com>
Date: Sun, Mar 26, 2023 at 6:42 PM
Subject: Re: Case D-21-622669-C
To: Donna House Central <dhc@clarkcountycourts.us>

Sorry, this was the e-mail I was provided. Case number is D-21-622669-C.

Thank you!

Kymberlie Joy Hurd

702-285-8149

"Humble enough to know I'm not better than anybody & wise enough to know that I'm different from the rest."
- Unknown

On Mar 26, 2023, at 11:22 AM, Donna House Central <dhc@clarkcountycourts.us> wrote:

> Hello Kymberlie
>
> You are supposed to contact Donna's House. But if you can provided me with your case number I can look up your case and also schedule the orientation with you.
>
> Yolanda Fernandez
>
> Part time program Manager

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Sunday, March 26, 2023 10:41 AM
To: Donna House Central
Subject: Case D-21-622669-C

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

I was given an Order filed in open court on 3/21/2023 for supervised visitations. I was told to wait until Donna's House contacted me, but feel it is best to at least check-in.

Please let me know what I need to do so I may see my daughter, Azlynn as soon as possible.

My contact information is below.

Thank you for your time.

Kymberlie Joy Hurd

#AdvocateForAzlynn

#RunningForAzlynn

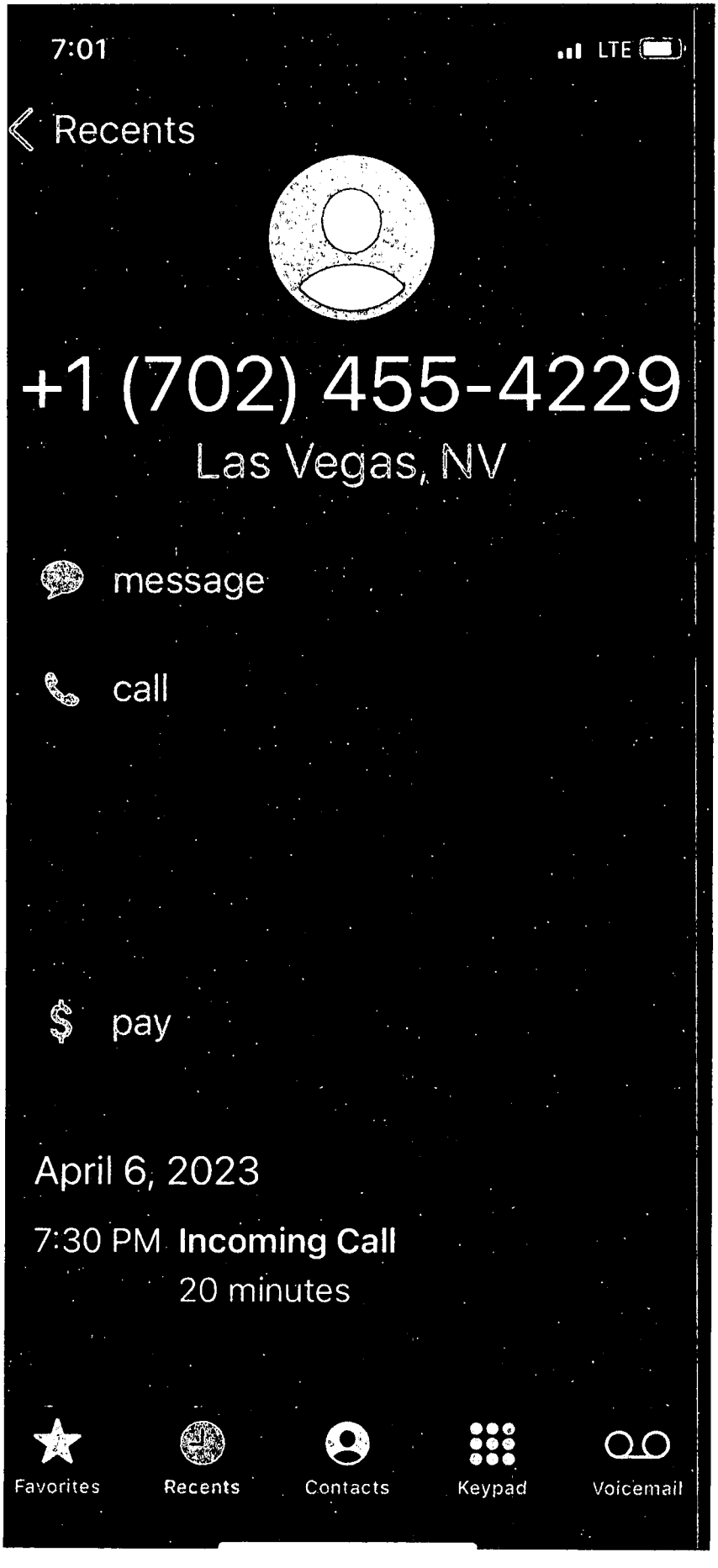
210 Red Coral Dr.

Henderson, NV 89002

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou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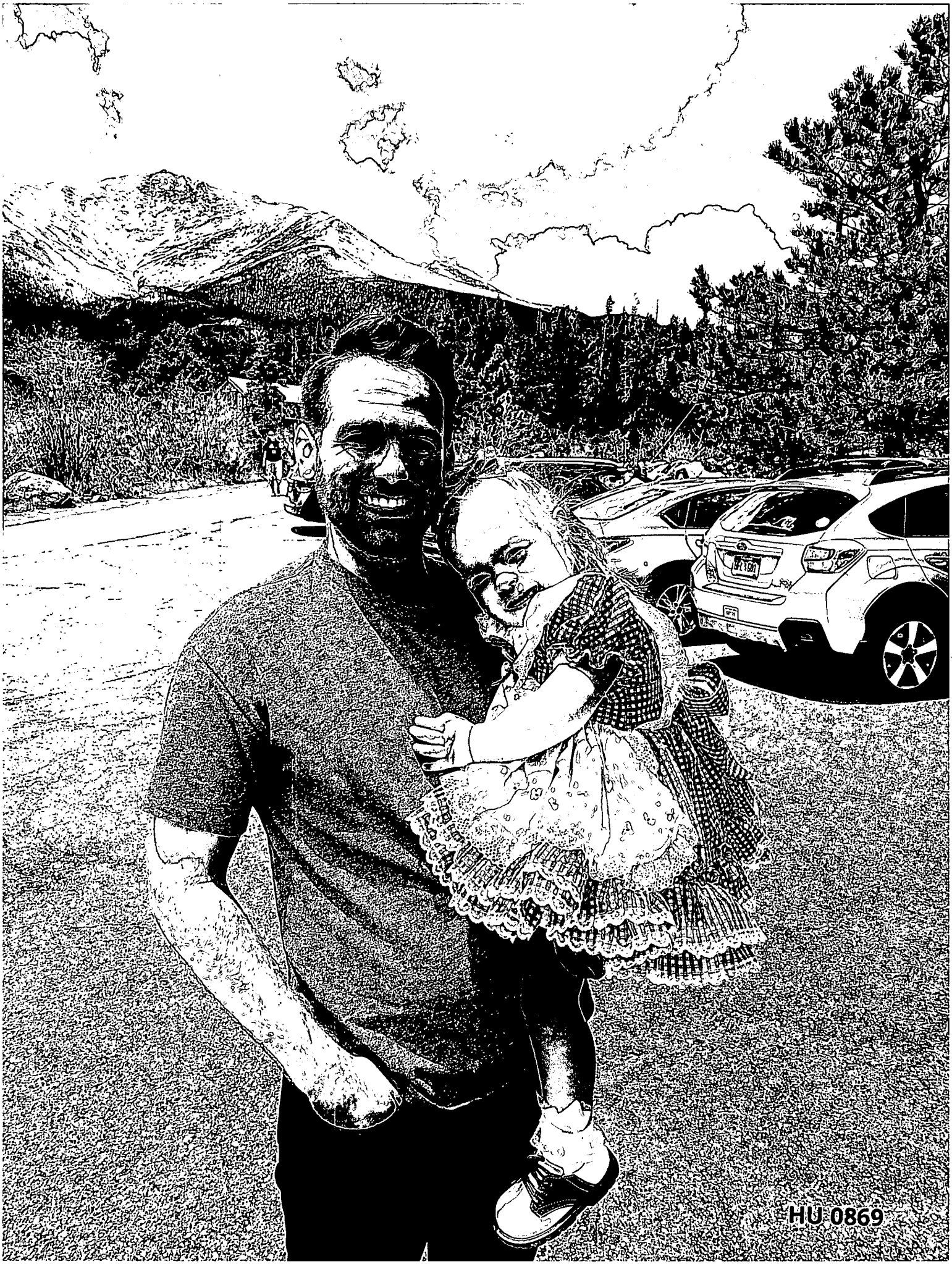


HU 0869

azlynnharlie
Downtown Las Vegas Events Center

azlynnharlie The #goldenknightsprincess is in the house!! @vegasgoldenknights #vgkfanfest #azlynnharlie #vegasborn #vegasgoldenknights
163w

flopsy4017 😻😻😻
162w Reply

frederqueen You made the VGK Twitter page, babygirl!!!
163w 1 like Reply

Hide replies

azlynnharlie @frederqueen YEAH!!!
162w Reply

Liked by brucetoph and 58 others
FEBRUARY 29, 2020

Feb 29, 2020
Add a comment...
Post

HU 0870

azlynnharlie
Downtown Las Vegas Events Center

azlynnharlie The #goldenknightsprincess is in the house!! @vegasgoldenknights #vgkfanfest #azlynnharlie #vegasborn #vegasgoldenknights

163w

flopsy4017 👏👏👏

162w Reply

frederqueen You made the VGK Twitter page, babygirl!!!

163w 1 like Reply

Hide replies

azlynnharlie @frederqueen YEAH!!!

162w Reply

Liked by brucetoph and 58 others

FEBRUARY 29, 2020

Feb 29, 2020

Add a comment...

Post

HU 0871

azlynnharlie
Downtown Las Vegas Events Center

azlynnharlie The #goldenknightsprincess is in the house!! @vegasgoldenknights #vgkfanfest #azlynnharlie #vegasborn #vegasgoldenknights
163w

flopsy4017 😍😍😍
162w Reply

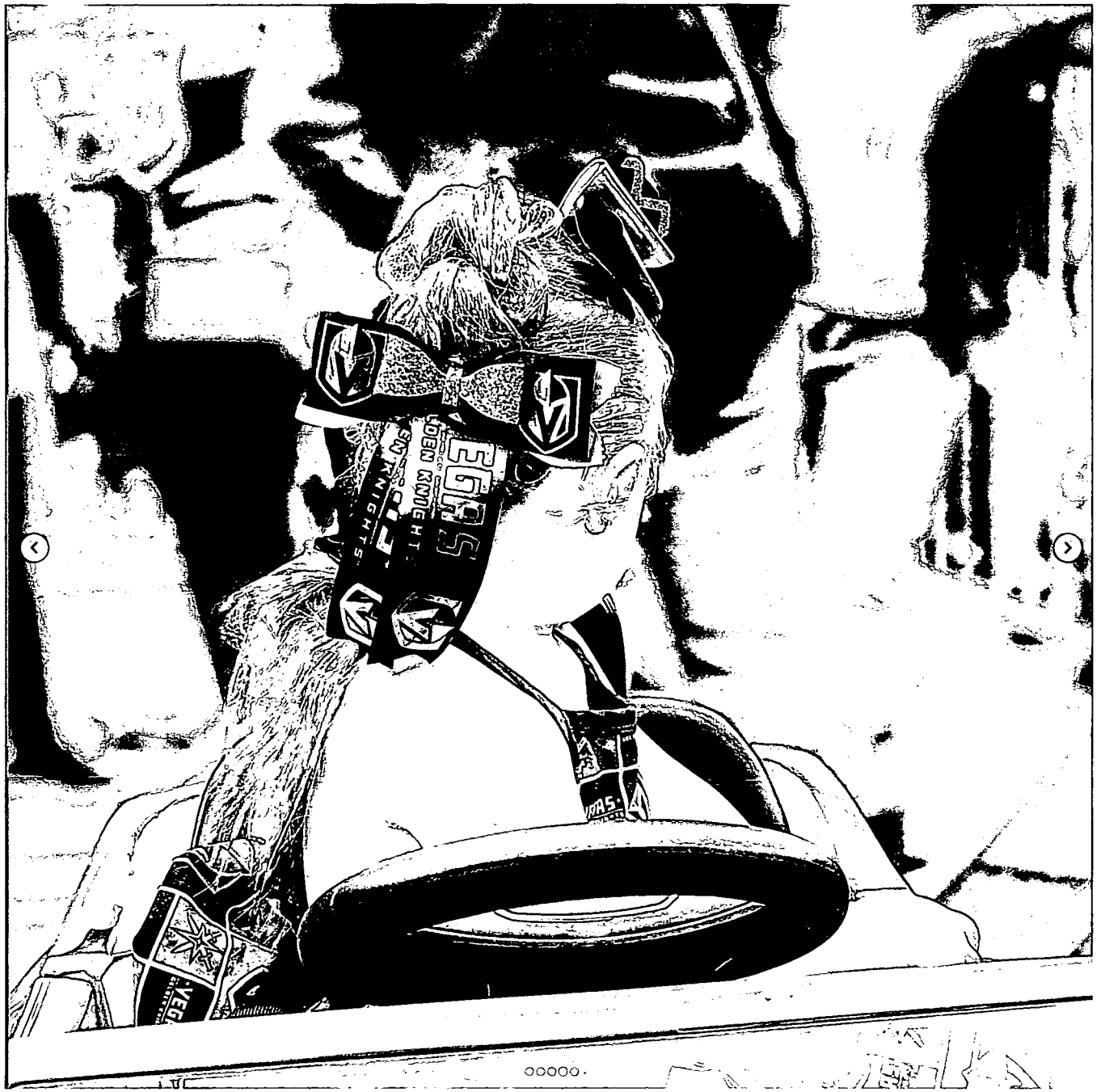
frederqueen You made the VGK Twitter page, babygirl!!!
163w 1 like Reply

— Hide replies

azlynnharlie @frederqueen YEAH!!!
162w Reply

Liked by **brucetoph** and **58 others**
FEBRUARY 29, 2020

Feb 29, 2020
Add a comment... Post



azlynnharlie
Downtown Las Vegas Events Center

azlynnharlie The #goldenknightsprincess is in the house!! @vegasgoldenknights #vgkfanfest #azlynnharlie #vegasborn #vegasgoldenknights
163w

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Hide replies

azlynnharlie @frederqueen YEAH!!!
162w Reply

Liked by brucetoph and 58 others
FEBRUARY 29, 2020

Feb 29, 2020
Add a comment... Post

HU 0873

HU 0874

HU 0875

HU 0877

LAS VEGAS NEURO SCIENCE
6276 S Rainbow Blvd Suite 100
Las Vegas, NV 891183243
Phone:(702) 220-5557 Fax:(702) 220-5565

Date	PATIENT	ACCOUNT #
01/25/2022	KYMBERLIE HURD 1160 DROWSY WATER CT HENDERSON, NV 89052 12/06/1974 Female	HUR15224

Vitals

BLOOD PRESSURE	TEMPERATURE	PULSE	WEIGHT	SEIZURES	PAIN SCALE						
137/100	98.6	107		0	10/10	133/91	97.5	76	148.4	0	0/10

PROBLEMS

Prescribed

Fioricet 300 MG-50 MG-40 MG Capsule Take one tablet daily as needed for headaches

Ordered

Injections

Note

SUBJECTIVE:

This is a 47-year-old right-handed white female with history of migraine headaches for more than 25 years, was initially in treatment and sporadic up to two times per month. The patient reports sometimes the headache might last two days associated with phonophobia and photophobia and with nausea and vomiting. The symptoms have been severe for the last month increasing both in severity and duration of the headache. The patient is having a headache at the time of this visit that has been going for the last 10 days, nonstop, fluctuate in severity between very severe throbbing headache and milder headache for shorter period of time followed taking Imitrex and her analgesics. All medications failed to get this headache under control as it used to do in the past. The patient is here for further evaluation and management for this problem

Found to have factor II gene mutation, informed that in such case , she has to be on anti coagulation tx, labs showed that she is heterozygous for factor II gene mutation, told that she needs to be on anticoagulation.

01/25/22

Patient here for her follow up appointment, States that she has been doing well since she has been seen in December 2021. Headaches are intermittent, Imitrex is used for severe headaches, Fioricet helps with more milder headaches. Previously on Adderall, patient was able to wean herself off in the last month, denies any withdrawal symptoms. Blood work was ordered, CMP normal, CBC normal, toxicology, urine study was also done which did not detect any benzodiazepine, cocaine, opiates, oxycodone.

PAST MEDICAL HISTORY:

She is having recently diagnosed elevated blood pressure.

SOCIAL HISTORY:

She does not smoke and drinks wine occasionally, but lately not drinking because of the headache.

ALLERGIES:

NKA.

FAMILY HISTORY:

Noncontributory.

CURRENT MEDICATIONS:

The patients medications include Topomax, Fioricet, ibuprofen, Imitrex, Phenergan, and oxybutynin for incontinence.

REVIEW OF SYSTEMS:

HEENT: Significant for the headache that is localized to the frontal and bilateral temple area. She has earache and she has some hearing problem and tinnitus and occasionally she could have blurred vision. Cardiovascular system: Hypertension. Pulmonary system: Bronchitis. Digestive system: She has nausea and vomiting with the headache. Genitourinary system: She has frequency and some incontinence. Also the patient has herpes that is under control. Endocrinologic and Metabolic system: Negative. Hematologic system: Negative. Musculoskeletal system: She has neck and shoulder pain. Skin: Negative. Neurologic system: As above. General: No fever or weight loss.

PHYSICAL EXAMINATION:

GENERAL: She is awake and alert. She is oriented x3, very pleasant lady. She is in appropriate affect and have pain makes her unhappy.

HEART: Regular. No murmurs.

LUNGS: Clear to auscultation with adequate air entry.

ABDOMEN: Soft. No hepatosplenomegaly.

EXTREMITIES: Showed no edema or clubbing.

NEUROLOGIC: Cranial nerves exam II through XII: No visual field deficit or abnormal eye movements. No facial motor or sensory deficit. No hearing deficit or soft palate weakness. Tongue is in the midline.

Motor exam: 5/5 with normal bulk and tone.

Sensory exam: Intact for all modalities.

Coordination: Normal for finger-to-nose and heel-to-shin test.

Reflexes: 1/4. Plantar response flexor.

Gait: Normal for base, stride, and turn.

ASSESSMENT:

History of migraine headache appears to be having an episode of status migrainous. The headache has been worse for the last month. The patient reports that the Topomax at the higher dose caused side effects and she could not tolerate it.

ADD

Myofascial pain

Hypercoagulable state, Factor II gene mutation

Migraine h/a

Chronic daily h/a

Analgesic over use h/a

Vitamin D deficiency

PLAN:

H/A infrequent Motrin when necessary

Off any anticoagulants.

Adderall was weaned off, patient doing well without medication. Denies any withdrawal symptoms.

Ubrelvy and Nurtec was denied by insurance

Continue Fioricet as needed

Imitrex for severe headaches

Follow up in 1 month

Mouchir Harb, M.D.

Electronically signed by

The Information on this page is CONFIDENTIAL. Any release of this information requires the expressed written authorization of the patient listed above. For questions regarding this document, Please contact the practice.

HURD, Kymberlie (id #34654, dob: 12/06/1974)

P3 Medical Group
Doctors Patients

880 Seven Hills Drive Suite 140
HENDERSON, NV 89052-4372
Phone: (702) 844-4840, Fax: (844) 257-9972

Date: 02/10/2022

Dear Kymberlie Hurd,

The following is a summary of your visit today. If you have any questions, please contact our office.

Sincerely,

Electronically Signed by: SUSAN SHIELDS, PA-C

Patient Care Summary for Kymberlie Hurd

Most Recent Encounter

02/10/2022 Susan M. Shields: 880 Seven Hills Drive, Suite 140, Henderson, NV 89052-4372, Ph. tel:+1-702-8444840

Reason for Visit

per pt physical and referral update. sv, ncma

Assessment and Plan

The following list includes any diagnoses that were discussed at your visit.

1. Recurrent major depression in remission
- fluoxetine 20 mg capsule

2. Mixed hyperlipidemia
- lipid panel, standard
- urinalysis, complete w/reflex to culture

3. Chronic migraine without aura
- ibuprofen 800 mg tablet
- neurologist referral
- comprehensive metabolic panel
- TSH
- CBC (includes diff/plt)

4. Anxiety disorder

5. Restless sleep

6. Screening for malignant neoplasm of breast
- MAMMO, screening, digital, bilateral

Discussion Note

Can get blood work done fasting anytime
Medication side effects and risks discussed with patient in detail. Treatment discussed in detail today. Patient will complete further testing and follow up with any specialist as instructed.

Patient educational handouts: No information available.

Plan of Care

Reminders			Provider
Appointments	FOLLOW-UP	08/10/2022 4:20PM	Susan M. Shields, PA-C
Lab	Comprehensive Metabolic Panel	02/10/2022	Quest Diagnostics PSC
	Tsh	02/10/2022	Quest Diagnostics PSC
	CBC (Includes Diff/plt)	02/10/2022	Quest Diagnostics PSC
	Lipid Panel, Standard	02/10/2022	Quest Diagnostics PSC
	Urinalysis, Complete W/reflex to Culture	02/10/2022	Quest Diagnostics PSC
Referral	Neurologist Referral	02/10/2022	
Procedures	None recorded.		
Surgeries	None recorded.		
Imaging	MAMMO, Screening, Digital, Bilateral	02/10/2022	

Current Medications

Your medical record indicates you are on the following medicine. If this list is not consistent with the medications you are currently taking, or if you are taking additional over-the-counter medicines, please inform your provider.

Name	Prescribed Date	Start Date
buspirone 10 mg tablet TAKE 1 TO 2 TABS BY MOUTH EVERY 8 HOURS AS NEEDED FOR HIGH ANXIETY OR PANIC SYMPTOMS. MAX 6 TABS/DAY	04/25/2021	
butalbital-acetaminophen-caffeine 50 mg-325 mg-40 mg tablet TAKE 1 TABLET BY MOUTH EVERY DAY AS NEEDED. 30 DAYS SUPPLY.		
clonidine HCl 0.1 mg tablet TAKE 1/2 TO 1 TABLET BY MOUTH TWICE A DAY AS NEEDED		
fluoxetine 20 mg capsule TAKE 3 CAPSULES BY MOUTH EVERY DAY AT BEDTIME	02/10/2022	
hydroxyzine HCl 25 mg tablet TAKE 2 TABLETS BY MOUTH EVERY DAY AT BEDTIME AS NEEDED		
ibuprofen 800 mg tablet TAKE 1 TABLET BY MOUTH THREE TIMES A DAY AS NEEDED	02/10/2022	
omeprazole 20 mg capsule,delayed release TAKE 1 CAPSULE BY MOUTH EVERY DAY	11/16/2020	
sumatriptan 50 mg tablet		
trospium 20 mg tablet TAKE 1 TABLET BY MOUTH 2 TIMES EVERY DAY ON AN EMPTY STOMACH		

Medications Administered

None recorded.

Vitals

Height	Weight	BMI	Blood Pressure	Pulse	O2 Saturation	Temperature	Respiration Rate	Pain Scale
5 ft 4 in	151 lbs With clothes	25.9 kg/m2	118/76 mm[Hg]	88 bpm regular	96% Room Air at Rest	98 F° ear	16	0

Results

Lab Results

None recorded.

Allergies

Please review your allergy list for accuracy. Contact your provider if this list needs to be updated.

Code	Code System	Name	Reaction	Severity	Onset
NKDA					

Problems

Name	Status	Onset Date	Source
Anxiety Disorder	Active	09/17/2019	
Cyst of Finger	Active	09/17/2019	
Attention Deficit Hyperactivity Disorder, Predominantly Inattentive Type	Active	09/17/2019	
Overactive Bladder	Active	04/20/2020	
Panic Attack	Active	09/22/2020	
Restless Sleep	Active	09/22/2020	
Mixed Hyperlipidemia	Active	10/16/2020	
Leukocytosis	Active	10/16/2020	
Recurrent Major Depression in Remission	Active	02/10/2022	
Chronic Migraine without Aura	Active	02/10/2022	

Procedures

Date	Name	Performed by
07/13/2016	Tubal Ligation	Information not available
05/19/2016	Cesarean Delivery	Information not available
08/13/2014	Breast Augmentation	Information not available
02/10/2022	MAMMO, Screening, Digital, Bilateral	Information not available

Vaccine List

Here is a copy of your most up-to-date vaccination list.

None recorded.

Tobacco Smoking Status

Tobacco Smoking Status	Never Smoker

Past Encounters

02/10/2022
Recurrent Major Depression in Remission; Mixed Hyperlipidemia; Chronic Migraine without Aura; Anxiety Disorder; Restless Sleep; Screening for Malignant Neoplasm of Breast
Susan M. Shields, PA-C: 880 Seven Hills Drive, Suite 140, Henderson, NV 89052-4372, Ph. (702) 844-4840

Demographics

Sex:	Female	Ethnicity:	Not Hispanic or Latino
DOB:	12/06/1974	Race:	White
Preferred language:	English	Marital status:	Never Married

Contact: 249 Hyssop Court, Henderson, NV 89015, Ph. tel:+1-702-2858149

Care Team Members

Primary Care Provider

Susan Shields 880 Seven Hills 140, Henderson, NV 89052, Ph. tel:+1-702-8444840

I RUN FOR MY DAUGHTER
#AdvocateForAzlynn
WE LOVE YOU

#AdvocateForAzlynn

Messages exported from: Kymberlie's iPhone (+17022858149)
With: Mario Vincent Opipari (7023484960)
Feb 1, 2023 at 12:00 AM to Apr 19, 2023 at 11:59 PM
PDF generated on 4/19/23 using Decipher TextMessage

2/1/23, 9:10 AM
Kymberlie's iPhone (+17022858149)

May I please talk to my daughter on the phone?

There are no orders that state you are allowed to withhold Azlynn from her mother and ALL of her biological maternal family members. There are no orders that state I must use TalkingParents as the only means to have a relationship with Azlynn.

Today marks 130 days since you have allowed Azlynn to see and/or speak to her mother. Terminating my parental rights to only give them to Kari is unlawful, unethical, immoral, and truly only harms Azlynn. This is Emotional and Psychological abuse to Azlynn.

2/5/23, 12:16 PM
Kymberlie's iPhone (+17022858149)

Can I speak to my daughter today?

2/6/23, 1:45 PM
Kymberlie's iPhone (+17022858149)

Can I speak to my daughter today?

2/8/23, 12:32 PM
Kymberlie's iPhone (+17022858149)

Can I speak to my daughter today?

2/11/23, 9:44 AM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter today?

2/13/23, 4:14 PM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter today?

2/14/23, 5:43 PM
Kymberlie's iPhone (+17022858149)

How many times does Azlynn cry out for her Mommie and you're too self absorbed to even notice.

Azlynn NEEDS her Mommie and NOBODY can replace me!

Be more concerned for our daughter rather than yourself and obtaining a "W".

As such, may I speak to my daughter tonight?

2/18/23, 11:25 AM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter today?

2/21/23, 5:55 PM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter today?

2/25/23, 9:27 AM
Kymberlie's iPhone (+17022858149)

Can I have some kind of updates on my daughter? Please send me some pics/videos.

Also, when can I see and/or speak to my daughter?

2/28/23, 1:00 PM
Kymberlie's iPhone (+17022858149)

Can I have some kind of updates on my daughter? Please send me some pics/videos.

Also, when can I see and/or speak to my daughter?

3/1/23, 6:12 PM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter today?

Also, since you did not allow me to be involved last year, I would like to spend 3/21 with Azlynn to celebrate WDSAD.

Please advise how and when this can take place. Also, when can I speak to, see, and give my daughter a hug and kiss?

3/25/23, 11:25 AM
Kymberlie's iPhone (+17022858149)

I want to speak to my daughter today via FaceTime. Please let me know what time this can take place.

3/26/23, 2:51 PM
Kymberlie's iPhone (+17022858149)

When can I FaceTime with my daughter please?

3/27/23, 12:54 PM
Kymberlie's iPhone (+17022858149)

What time can I talk to my daughter this evening??

3/28/23, 7:01 PM
Kymberlie's iPhone (+17022858149)

What time can I talk to my daughter this evening??

3/31/23, 7:19 PM
Kymberlie's iPhone (+17022858149)

May I please talk to my daughter?

4/5/23, 7:10 PM
Kymberlie's iPhone (+17022858149)

Azlynn needs the love and affection of her mother. When and how can I see and speak to my daughter? Please give me updates on her development and how she is doing. Please send me a picture of my daughter.

3/5/23, 11:28 AM
Kymberlie's iPhone (+17022858149)

I would like to give my daughter a hug and kiss and tell her I love her.

When can I do this, please?

3/6/23, 1:06 PM
Kymberlie's iPhone (+17022858149)

Hello Mario, this is Summerlin outpatient therapy, since Azlynn does not have speech therapy today, did you want to move her OT appt from 5:00pm to 3:40pm today so she could get home a little earlier? So her schedule would be OT at 3:40p and PT at 4:20p-5:00p today

3/10/23, 5:45 PM
Kymberlie's iPhone (+17022858149)

I would like to give my daughter a hug and kiss and tell her I love her.

When can I do this, please?

3/14/23, 11:15 AM
Kymberlie's iPhone (+17022858149)

I would like to know what Azlynn is doing for Spring Break this week, please. Also, I want to make arrangements to celebrate and spend time with Azlynn for World Down Syndrome Awareness Day.

Please let me know when I can speak to my daughter and at the very least see her to give her a hug and a kiss. Thank You.

3/20/23, 8:52 AM
Kymberlie's iPhone (+17022858149)

I would like pictures of Azlynn's activity and involvement with her peers for World Down Syndrome Day this past weekend.

4/9/23, 10:53 AM
Kymberlie's iPhone (+17022858149)

I would like a picture of Azlynn in her Easter dress please. Also, please let me know what Azlynn did for Easter and what church she attended.

I would like to be able to tell my daughter Happy Easter. Please provide a time that I may Facetime her today. Thank you.

4/12/23, 7:28 PM
Kymberlie's iPhone (+17022858149)

May I please talk to my daughter?

4/17/23, 7:02 PM
Kymberlie's iPhone (+17022858149)

May I please talk to my daughter?

26 total messages and 0 total images.

STATE OF NEVADA

INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0173

IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

☐ Check here if this goal will be addressed during Extended School Year Services (ESY)				

BENCHMARK OR SHORT-TERM OBJECTIVE

1 Azlynn will rote count to 12.
2 Azlynn will rote count to 15.
3 Azlynn will rote count to 17.

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Written Expression (Fine Motor): Azlynn will increase her ability to write her name using letters or letter-like forms independently, achieving a criteria of 4/5 trials, as measured by observation and documentation, as implemented by Special Education teacher and staff.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

☒ Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT
1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

1 Azlynn will trace her name with all lines and curves, with close proximity independently.
2 Azlynn will write her name with 3 letter-like forms or letters independently.

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Fine Motor: Azlynn will increase her ability to cut lines and shapes within 1/4 inch of the lines independently, achieving a criteria of 4/5 trials, as measured by observation and documentation, as implemented by Special Education teacher and staff.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

☐ Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT
1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

1 Azlynn will make 3 continuous snips on a line independently.
2 Azlynn will cut across a piece of paper independently.
3 Azlynn with cut on a line within 1/4 inch of the line independently.

HU 0174

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Social Emotional/ Behavior: Azlynn will increase her ability to complete non-preferred tasks and activities, achieving a criteria of 4/5 trials, as measured by observation and documentation, as implemented by Special Education teacher and staff.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

☒ Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT
1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

# 1	Azlynn will tolerate wearing a mask for 5 minutes.
# 2	Azlynn will tolerate wearing a mask for 15 minutes.
# 3	Azlynn will tolerate wearing a mask for 30 minute increments throughout the school day.
# 4	Azlynn will maintain attention to task for 10 minutes with no more than 2 prompts.
# 5	Azlynn will maintain attention to task for 15 minutes with no more than 2 prompts.

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Self Help: Azlynn will maintain the ability to complete the toileting routine independently, achieving a criteria of 4/5 trials, as measured by observation and documentation, as implemented by Special Education teacher and staff.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

☒ Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT
1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

# 1	Azlynn will notify the teacher that she needs to use the restroom.
# 2	Azlynn will complete the toileting routine independently, achieving a criteria of 2/5 trials,
# 3	Azlynn will complete the toileting routine independently, achieving a criteria of 3/5 trials,

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Gross Motor: Azlynn will increase her ability to walk up and down steps on playground climbing structure achieving a criteria of 4 out of 5 trials as measured by observation and documentation as implemented by Special Education Teacher and teaching staff and supported by Physical Therapist.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

PROGRESS REPORT
1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0175

IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

[x] Check here if this goal will be addressed during Extended School Year Services (ESY)				
BENCHMARK OR SHORT-TERM OBJECTIVE				
# 1 With a verbal reminder, Azlynn will walk up steps on playground climbing structure by holding the railing with one hand.				
# 2 With a verbal reminder, Azlynn will walk down steps on playground climbing structure by holding the railing with one hand.				
# 3 Azlynn will independently walk up steps on playground climbing structure by holding the railing with one hand.				
# 4 Azlynn will independently walk down steps on playground climbing structure by holding the railing with one hand.				

METHOD FOR REPORTING PROGRESS

METHOD FOR REPORTING THE STUDENT'S PROGRESS TOWARD MEETING ANNUAL GOALS (check all methods that will be used)	PROJECTED FREQUENCY OF REPORTS
[ ] IEP Goals Pages [ ] District Report Card	[x] Quarterly [ ] Semester
[x] Specialized Progress Report [ ] Parent Conferences	[ ] Trimester [ ] Other _____
[ ] Other _____	

SPECIAL EDUCATION SERVICES

SPECIALLY DESIGNED INSTRUCTION	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
The IEP has designated three potential instructional models for the different stages of reopening process. The district will only implement the instructional model that has been approved by the CCSD Board of Trustees.	03/24/2021 - 03/23/2022	600 minutes per week	School Location
P1 (Full In-Person) Self Help	03/24/2021 - 07/31/2021	40 minutes per week	Self-Contained
P1 (Full In-Person) Gross Motor	03/24/2021 - 07/31/2021	60 minutes per week	Self-Contained
P1 (Full In-Person) Fine Motor	03/24/2021 - 07/31/2021	40 minutes per week	Self-Contained
P1 (Full In-Person) Cognitive	03/24/2021 - 07/31/2021	100 minutes per week	Self-Contained
P1 (Full In-Person) Social Emotional/ Behavior	03/24/2021 - 07/31/2021	150 minutes per week	Self-Contained
P1 (Full In-Person) Language/ Communication	03/24/2021 - 07/31/2021	165 minutes per week	Self-Contained
P1 (Hybrid) Self Help - In Person	03/24/2021 - 07/31/2021	30 minutes per week	Self-Contained
P1 (Hybrid) Self Help - asynchronous	03/24/2021 - 07/31/2021	10 minutes per week	Self-Contained
P1 (Hybrid) Gross Motor - In Person	03/24/2021 - 07/31/2021	30 minutes per week	Self-Contained
P1 (Hybrid) Gross Motor - asynchronous	03/24/2021 - 07/31/2021	30 minutes per week	Self-Contained
P1 (Hybrid) Fine Motor - In Person	03/24/2021 - 07/31/2021	20 minutes per week	Self-Contained

STATE OF NEVADA

INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0176

SPECIAL EDUCATION SERVICES

SPECIALLY DESIGNED INSTRUCTION	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
P1 (Hybrid) Fine Motor - asynchronous	03/24/2021 - 07/31/2021	20 minutes per week	Self-Contained
P1 (Hybrid) Cognitive - In Person	03/24/2021 - 07/31/2021	50 minutes per week	Self-Contained
P1 (Hybrid) Cognitive - asynchronous	03/24/2021 - 07/31/2021	50 minutes per week	Self-Contained
P1 (Hybrid) Social Emotional/ Behavior - In Person	03/24/2021 - 07/31/2021	75 minutes per week	Self-Contained
P1 (Hybrid) Social Emotional/ Behavior - asynchronous	03/24/2021 - 07/31/2021	75 minutes per week	Self-Contained
P1 (Hybrid) Language/ Communication - In Person	03/24/2021 - 07/31/2021	50 minutes per week	Self-Contained
P1 (Hybrid) Language/ Communication - asynchronous	03/24/2021 - 07/31/2021	115 minutes per week	Self-Contained
P1 (Distance Education) Self Help - synchronous	03/24/2021 - 07/31/2021	10 minutes per week	Self-Contained
P1 (Distance Education) Self Help - asynchronous	03/24/2021 - 07/31/2021	30 minutes per week	Self-Contained
P1 (Distance Education) Gross Motor - synchronous	03/24/2021 - 07/31/2021	10 minutes per week	Self-Contained
P1 (Distance Education) Gross Motor - asynchronous	03/24/2021 - 07/31/2021	50 minutes per week	Self-Contained
P1 (Distance Education) Fine Motor - synchronous	03/24/2021 - 07/31/2021	20 minutes per week	Self-Contained
P1 (Distance Education) Fine Motor - asynchronous	03/24/2021 - 07/31/2021	20 minutes per week	Self-Contained
P1 (Distance Education) Cognitive - synchronous	03/24/2021 - 07/31/2021	90 minutes per week	Self-Contained
P1 (Distance Education) Cognitive - asynchronous	03/24/2021 - 03/23/2022	50 minutes per week	Self-Contained
P1 (Distance Education) Social Emotional/ Behavior - synchronous	03/24/2021 - 07/31/2021	75 minutes per week	Self-Contained
P1 (Distance Education) Social Emotional/ Behavior - asynchronous	03/24/2021 - 07/31/2021	75 minutes per week	Self-Contained
P1 (Distance Education) Language/ Communication - synchronous	03/24/2021 - 07/31/2021	95 minutes per week	Self-Contained
P1 (Distance Education) Language/ Communication - asynchronous	03/24/2021 - 07/31/2021	30 minutes per week	Self-Contained
P2 (Full In-Person) Self Help	08/01/2021 - 03/23/2022	100 minutes per week	General Education
P2 (Full In-Person) Written Expression	08/01/2021 - 03/23/2022	150 minutes per week	General Education
P2 (Full In-Person) Math	08/01/2021 - 03/23/2022	50 minutes per week	General Education
P2 (Full In-Person) Reading	08/01/2021 - 03/23/2022	50 minutes per week	General Education
P2 (Full In-Person) Fine Motor	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Full In-Person) Language/ Communication	08/01/2021 - 03/23/2022	200 minutes per week	General Education
P2 (Full In-Person) Social Emotional/ Behavior	08/01/2021 - 03/23/2022	250 minutes per week	General Education
P2 (Full In-Person) Social Emotional (lunch/ recess/ specials)	08/01/2021 - 03/23/2022	400 minutes per week	General Education
P2 (Full In-Person) Gross Motor	08/01/2021 - 03/23/2022	50 minutes per week	General Education

STATE OF NEVADA

INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU0177

SPECIAL EDUCATION SERVICES

SPECIALLY DESIGNED INSTRUCTION	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
P2 (Hybrid) Self Help - In Person	08/01/2021 - 03/23/2022	50 minutes per week	General Education
P2 (Hybrid) Self Help - asynchronous	08/01/2021 - 03/23/2022	50 minutes per week	General Education
P2 (Hybrid) Written Expression - In Person	08/01/2021 - 03/23/2022	75 minutes per week	General Education
P2 (Hybrid) Written Expression - asynchronous	08/01/2021 - 03/23/2022	75 minutes per week	General Education
P2 (Hybrid) Math - In Person	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Hybrid) Math - asynchronous	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Hybrid) Reading - In Person	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Hybrid) Reading - asynchronous	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Hybrid) Fine Motor - In Person	08/01/2021 - 03/23/2022	15 minutes per week	General Education
P2 (Hybrid) Fine Motor - asynchronous	08/01/2021 - 03/23/2022	10 minutes per week	General Education
P2 (Hybrid) Language/ Communication - In Person	08/01/2021 - 03/23/2022	100 minutes per week	General Education
P2 (Hybrid) Language/ Communication - asynchronous	08/01/2021 - 03/23/2022	100 minutes per week	General Education
P2 (Hybrid) Social Emotional/ Behavior - In Person	08/01/2021 - 03/23/2022	125 minutes per week	General Education
P2 (Hybrid) Social Emotional/ Behavior - asynchronous	08/01/2021 - 03/23/2022	20 minutes per week	General Education
P2 (Hybrid) Social Emotional (lunch/ recess/ specials) - In Person	08/01/2021 - 03/23/2022	200 minutes per week	General Education
P2 (Hybrid) Gross Motor - In Person	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Hybrid) Gross Motor - asynchronous	08/01/2021 - 03/23/2022	10 minutes per week	General Education
P2 (Distance Education) Self Help - synchronous	08/01/2021 - 03/23/2022	5 minutes per week	General Education
P2 (Distance Education) Self Help - asynchronous	08/01/2021 - 03/23/2022	50 minutes per week	General Education
P2 (Distance Education) Written Expression - synchronous	08/01/2021 - 03/23/2022	75 minutes per week	General Education
P2 (Distance Education) Written Expression - asynchronous	08/01/2021 - 03/23/2022	75 minutes per week	General Education
P2 (Distance Education) Math - synchronous	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Distance Education) Math - asynchronous	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Distance Education) Reading - synchronous	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Distance Education) Reading - asynchronous	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Distance Education) Fine Motor - synchronous	08/01/2021 - 03/23/2022	5 minutes per week	General Education
P2 (Distance Education) Fine Motor - asynchronous	08/01/2021 - 03/23/2022	25 minutes per week	General Education
P2 (Distance Education) Language/ Communication - synchronous	08/01/2021 - 03/23/2022	100 minutes per week	General Education

STATE OF NEVADA

INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0178

SPECIAL EDUCATION SERVICES

SPECIALLY DESIGNED INSTRUCTION	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
P2 (Distance Education) Language/ Communication - asynchronous	08/01/2021 - 03/23/2022	100 minutes per week	General Education
P2 (Distance Education) Social Emotional/ Behavior - synchronous	08/01/2021 - 03/23/2022	100 minutes per week	General Education
P2 (Distance Education) Social Emotional/ Behavior - asynchronous	08/01/2021 - 03/23/2022	100 minutes per week	General Education
P2 (Distance Education) Gross Motor - synchronous	08/01/2021 - 03/23/2022	5 minutes per week	General Education
P2 (Distance Education) Gross Motor - asynchronous	08/01/2021 - 03/23/2022	20 minutes per week	General Education

SUPPLEMENTARY AIDS AND SERVICES

Includes aids, services, and other supports provided in regular education classes, other education-related settings (including special education settings), and in extracurricular and nonacademic settings to enable students with disabilities to be educated with nondisabled students to the maximum extent appropriate.

MODIFICATION, ACCOMMODATION, OR SUPPORT FOR STUDENT OR PERSONNEL Provide specific description(s) below:	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
Student will be provided with one-on-one adult assistance throughout the school day.	08/01/2021 - 03/23/2022	Throughout the school day.	General Education
Provide close supervision and additional support during emergency drills and emergency situations.	08/01/2021 - 03/23/2022	During emergency drills and emergency situations.	General Education
Provide close supervision and additional support during emergency drills and emergency situations.	03/24/2021 - 07/31/2021	During emergency drills and emergency situations.	Self-Contained
Provide close supervision during outdoor/ playground activities.	08/01/2021 - 03/23/2022	During recess/ PE	General Education
Provide close supervision during outdoor/ playground activities.	03/24/2021 - 07/31/2021	During recess.	Self-Contained
Pair mask wearing with preferred activities.	08/01/2021 - 03/23/2022	When mask wear mandate is in place.	General Education
Pair mask wearing with preferred activities.	03/24/2021 - 07/31/2021	When mask mandate is in place.	Self-Contained
Provide supervision during toileting and diaper changing assistance.	08/01/2021 - 03/23/2022	When Azlynn uses the restroom.	General Education
Provide visual cues to pair assist with answering questions and measuring open ended questions	03/24/2021 - 07/31/2021	During open-ended questions.	Self-Contained
Provide visual cues to pair assist with answering questions and measuring open ended questions	08/01/2021 - 03/23/2022	During open-ended questions.	General Education

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0179

RELATED SERVICES

RELATED SERVICE	SERVICE TYPE AND/OR DESCRIPTION *A - Assessment* *C - Consultative* *D - Direct*	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
[x] Speech/Language	D - Distance Education - Language Therapy	03/24/2021 - 03/23/2022	120 minutes per month	speech room/sped room
	D - Distance Education - ESY- Language Therapy	03/24/2021 - 03/23/2022	60 minutes per month	Speech/sped room
	D - Hybrid - Language Therapy	03/24/2021 - 03/23/2022	120 minutes per month	Speech/sped room
	D - Hybrid - ESY - Language Therapy	03/24/2021 - 03/23/2022	60 minutes per month	Speech/sped room
	D - Full In Person - Language Therapy	03/24/2021 - 03/23/2022	120 minutes per month	Speech/sped room
	D - Full In Person -ESY- Language Therapy	03/24/2021 - 03/23/2022	60 minutes per month	Speech/sped room
[x] Physical Therapy	D - Distance learning	03/24/2021 - 03/23/2022	60 minutes per month	Distance learning
	D - Hybrid Learning Model	03/24/2021 - 03/23/2022	60 minutes per month	special education classroom
	D - Full time in-person learning	03/24/2021 - 03/23/2022	60 minutes per month	special education classroom
	D - ESY- Distance Learning	03/24/2021 - 03/23/2022	30 minutes per month	distance learning
	D - ESY- Hybrid Learning Model	03/24/2021 - 03/23/2022	30 minutes per month	Special education classroom
	D - ESY-Full In-Person Learning	03/24/2021 - 03/23/2022	30 minutes per month	Special education classroom
[x] Transportation	D	03/24/2021 - 07/31/2021	8 minutes per week	Curb to Curb

PARTICIPATION IN STATEWIDE AND/OR DISTRICT-WIDE ASSESSMENTS

Indicate how the student will participate in statewide or district - wide assessments.	If the student will participate in an alternate assessment, explain why the student cannot participate in the regular assessment, and why the particular alternate assessment selected is appropriate.	If the student will participate in a regular assessment, does the student require accommodations?
State Criterion-Referenced Test (CRT) [ ] Yes [x] N/A [ ] Alternate		[ ] No [ ] Yes If YES, list on "Accommodation(s) for the Nevada Proficiency Examination Program" (attach form).
College and Career Readiness Assessment [ ] Yes [x] N/A [ ] Alternate		[ ] No [ ] Yes If YES, list on "Accommodation(s) for the Nevada Proficiency Examination Program" (attach form).

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0180

EXTENDED SCHOOL YEAR SERVICES

Does the student require extended school year services?

☐ No ☒ Yes If YES, IEP goals and benchmarks/short-term objectives and/or related services to be implemented in ESY must be identified.

If need for ESY is to be determined at a later date, indicate date by which IEP decision will be made: _____

HU 0181

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

PLACEMENT

Start Date: 03/24/2021 **End Date:** 07/31/2021

PLACEMENT CONSIDERATIONS					PERCENTAGE OF TIME IN REGULAR EDUCATION ENVIRONMENT
☐	*Selected*	☒	*Rejected*	Regular class with supplementary aids and services (no removal)	
☐	*Selected*	☒	*Rejected*	Regular class and special education class (e.g., resource) combination	The student will spend 0 % of his or her school day in the regular education environment.
☒	*Selected*	☐	*Rejected*	Self-contained program	
☐	*Selected*	☐	*Rejected*	Special school	
☐	*Selected*	☐	*Rejected*	Residential	
☐	*Selected*	☐	*Rejected*	Hospital	
☐	*Selected*	☐	*Rejected*	Home	
☐	*Selected*	☐	*Rejected*	Other _____	

JUSTIFICATION FOR PLACEMENT INVOLVING REMOVAL FROM REGULAR EDUCATION ENVIRONMENTS*

Explain why the IEP goals and objectives cannot be implemented in regular education environments, including the reasons why the team rejected a less restrictive placement.

Include an explanation of any harmful effects on the learning of this or other students which affected the placement selection.

STATE OF NEVADA

INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0182

PLACEMENT

1. What specialized instruction, modifications of the curriculum or accommodations does this student require to participate in the general education environment?
Azlynn requires consistent prompting and cueing throughout the school day. She requires specialized instruction including visual aids, teacher modeling and prompting, and a highly structured program where the primary focus is on social/ emotional, language, cognitive, fine motor, gross motor, and self help skills.
2. Why can't the specialized instruction, modifications or accommodations be provided in the general education environment?
Azlynn requires a small group setting where she can be provided with close adult supervision and numerous opportunities to practice and acquire new skills.
3. Describe the student's unique needs and why those needs cannot be met in a general education environment.
She requires direct instruction, close teacher proximity, modeling, constant teacher prompting and cueing and repeated practice in order to maintain acquired skills
as well as learn new skills.
4. Describe the non-academic benefits (i.e. self-esteem, social, behavioral, observational learning effect, communication) that this student failed to demonstrate in the general education environment.
The specialized instruction Azlynn requires could hinder a general education classroom because of the amount of constant prompting and need for consistent focus from the general education teacher. Azlynn's unique needs for social/ emotional, language, cognitive, fine motor, gross motor, and self help skills require specialized strategies that
would be difficult to implement in the general education setting.
5. Describe how this student's needs impact the teaching and learning in the general education environment.
Her need for direct teacher modeling, redirection, prompting and cueing during communication, daily routines and task completion would hinder the general education teacher from providing instruction to other students as well as limit Azlynn's ability to access the general curriculum and her peers in a meaningful way.
6. Describe any potential harmful effects of this recommended placement.
The potential harmful effects would be limited exposure to Azlynn's general education peers, along with limited access to a general education curriculum.

*Regular education environments include academic classes (which might include field trips linked to the curriculum), nonacademic settings (such as recess), and extracurricular activities (for example, sports, after-school clubs, band, etc.).

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU0183

PLACEMENT

Start Date: 08/01/2021 **End Date:** 03/23/2022

PLACEMENT CONSIDERATIONS					PERCENTAGE OF TIME IN REGULAR EDUCATION ENVIRONMENT
☐	*Selected*	☒	*Rejected*	Regular class with supplementary aids and services (no removal)	
☒	*Selected*	☐	*Rejected*	Regular class and special education class (e.g., resource) combination	The student will spend 98 % of his or her school day in the regular education environment.
☐	*Selected*	☐	*Rejected*	Self-contained program	
☐	*Selected*	☐	*Rejected*	Special school	
☐	*Selected*	☐	*Rejected*	Residential	
☐	*Selected*	☐	*Rejected*	Hospital	
☐	*Selected*	☐	*Rejected*	Home	
☐	*Selected*	☐	*Rejected*	Other _____	

JUSTIFICATION FOR PLACEMENT INVOLVING REMOVAL FROM REGULAR EDUCATION ENVIRONMENTS*

Explain why the IEP goals and objectives cannot be implemented in regular education environments, including the reasons why the team rejected a less restrictive placement.

Include an explanation of any harmful effects on the learning of this or other students which affected the placement selection.

1. What specialized instruction, modifications of the curriculum or accommodations does this student require to participate in the general education environment?
Azlynn requires intervention in a highly structured setting to allow for multiple opportunities for practice of speech skills.
2. Why can't the specialized instruction modifications or accommodations be provided in the general education environment?
Individual skills need to be learned in a structured environment without the distraction of a large group. This setting facilitates focus auditorily thus allowing frequent checks of understanding and correct production.
3. Describe the student's unique needs and why those needs cannot be met in a general education environment.
This setting provides the student freedom from embarrassment that might occur with redirection and verbal prompting that might be intrusive in the general education environment.
4. Describe the non-academic benefits (i.e. self-esteem, social, behavioral, observational learning effect, communication) that the student failed to demonstrate in the general education environment.
Azlynn exhibits delays in speech development which have impeded her ability to derive non-academic benefit within the general education setting despite intervention in her classroom environment.
5. Describe how this student's needs impact the teaching and learning in the general education environment.
The specific strategies employed require the need for immediate feedback, cueing, and/or redirection.
6. Describe any potential harmful effect of this recommended placement.
The potential harmful effect of this placement would be reduced interaction with nondisabled peers and exposure to the general education curriculum.

*Regular education environments include academic classes (which might include field trips linked to the curriculum), nonacademic settings (such as recess), and extracurricular activities (for example, sports, after-school clubs, band, etc.).

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0184

IEP IMPLEMENTATION

[x] As the parent, I agree with the components of this IEP. I understand that its provisions will be implemented as soon as possible after the IEP goes into effect.

[ ] As the parent, I disagree with all or part of this IEP. I understand that the school district must provide me with written notice of any intent to implement this IEP. If I wish to prevent the implementation of this IEP, I must submit a written request for a due process hearing to the local school district superintendent.

Parent Signature Kymberlie Joy Hurd

[x] A copy of this IEP was provided to the student's parent on: 03/24/2021 *(Date)* by _____ *(Print Name)* _____ *(Print Title)*

EXHIBIT 12

Canceled event with note: Azlynn O. Annual IEP @ Mon Mar 28, 2022 7:10am - 7:50am (PDT) (kymmiejoy@yahoo.com)

From: horlacm@nv.ccsd.net (horlacm@nv.ccsd.net)

To: kymmiejoy@yahoo.com

Date: Friday, March 11, 2022, 10:35 AM PST

This event has been canceled with this note:
"IEP is being rescheduled due to MDT being pushed back one week. "

Azlynn O. Annual IEP

When	Mon Mar 28, 2022 7:10am – 7:50am Pacific Time - Los Angeles
Joining info	Join with Google Meet meet.google.com/azn-orhy-got Join by phone (US) +1 515-428-1200 (PIN: 473791549) More phone numbers
Calendar	kymmiejoy@yahoo.com
Who	• horlacm@nv.ccsd.net - organizer

LEA: Tamara Watson (??)
GET: Marcy Johnson
SET: Chelsea Horlacher
Speech: Lynette Hollenbeck
OT: Melinda Snyder
PT: Cynthis Poser
Adapted PE: Mary Ford

Invitation from Google Calendar

You are receiving this courtesy email at the account kymmiejoy@yahoo.com because you are an attendee of this event.

To stop receiving future updates for this event, decline this event. Alternatively you can sign up for a Google account at https://calendar.google.com/calendar/ and control your notification settings for your entire calendar.

Forwarding this invitation could allow any recipient to send a response to the organizer and be added to the guest list, or invite others regardless of their own invitation status, or to modify your RSVP. Learn More.

invite.ics
1.3kB

Untitled
1.2kB

HU 0186

EXHIBIT 13

MS. CROME: She currently she has Down syndrome. They -- she's in therapy, in speech therapy, is currently working on -- they expect her to have -- you said two to three word sentences but she's...

MR. OPIPARI: Three to...

MS. CROME: ...having like three to five.

MR. OPIPARI: Three to four word sentences.

MS. CROME: Okay.

MR. OPIPARI: She's on four to five.

MS. CROME: She has medical, medication that she takes, inserts in her shoes. We've attached as Exhibit 5, her IEP, which she will be 35 percent in the -- am I right about 35 percent?

MR. OPIPARI: Thirty-four percent in the normal classroom and the rest in a self-contained classroom, which will benefit her in the long run.

THE COURT: Thirty-four, sixty-six. She's actually better off developmentally than a lot of children with Down syndrome. So that's something to be grateful about.

MS. CROME: Yeah. So...

THE COURT: If she's a third of the time in a normal class and a lot of them aren't.

MS. CROME: Yeah, and she was mostly in there and getting bored in the afternoons.

THE COURT: Yeah, so she's probably advanced in some

EXHIBIT 14

Salt Lake City Marathon

20th Anniversary | April 22, 2023

Salt Lake City, UT 84111 US

Fundraiser

Azlynn Harlie

#AdvocateForAzlynn

Fundraiser Login

Donate

$55 Raised of $100

$0 $100

Top Donors
$55 Raised By 4 Donors

$10 from Anonymous

$10 on behalf of Kelson De Young

$10 from Anonymous

Story

Join me in the fight against a corrupt family court system! This is not only a local crisis, but a National and

Fundraiser

Azlynn Harlie

#AdvocateForAzlynn

Fundraiser Login

Donate

$55 Raised of $100

$0 $100

Top Donors
$55 Raised By 4 Donors

$25 on behalf of GLOW HURD

$10 from Anonymous

$10 on behalf of Kelson De Young

SUPPORTING CHARITY
Huntsman Cancer Foundation

Story

Join me in the fight against a corrupt family court system! This is not only a local crisis, but a National and International crisis. The lives of children are being torn apart. This is especially devastating to those children with Special Needs. My daughter, Azlynn has been blessed with the gift of Down Syndrome and has limited expressive vocabulary. The local district courts have facilitated and enabled an abusive parent to obtain sole custody based on fraudulent documents and arguments of both the parent and his attorneys.

I represent myself and am currently in the NV Supreme Court. I advocate for Azlynn and am her ONLY voice against her abusers. It has now been over **120 Days** since I have been allowed any access to my daughter, this includes even a simple phone call. Her abusers have denied all contact, which is in violation of current court orders.

One-hundred percent of donations to my page go to the costs (paper, ink, copies, postage, etc.) of representing myself and advocating for Azlynn and HER rights under the United States Constitution.
#AdvocateForAzlynn

Donate Back

EXHIBIT 15

CCSD Magnet Lottery Status Notification

From: Clark County School District CCSD Magnet Schools Department (magnetschools@nv.ccsd.net)

To: kymmiejoy@yahoo.com

Date: Tuesday, March 8, 2022, 06:08 PM PST

CCSD Magnet Lottery Status Notification

BOARD OF SCHOOL TRUSTEES
Irene A. Cepeda, President
Evelyn Garcia Morales, Vice President
Lola Brooks, Clerk
Linda P. Cavazos, Member
Danielle Ford, Member
Lisa GuzmÃ¡n, Member
Katie Williams, Member
Dr. Jesus F. Jara, Ed.D., Superintendent

March 8, 2022 Grade: 1 Student ID: 12264079

To the Parent/Guardian of:

Azlynn Opipari

1160 Drowsy Water Ct.

Henderson, NV

89052

Please READ THIS EMAIL thoroughly

Thank you for applying to a magnet school. Below are the results for the schools to which your student applied:

- McCaw STEAM Academy - Science, Technology, Engineering, and Mathematics - **Selected**

Next Steps:

1. If your student was **selected**, you may accept your student's seat online by logging back into the application system at http://magnet.ccsd.net. Students who apply for and are selected by more than one magnet school may only accept one invitation and will be removed from other schoolâ€™s alternate lotteries. **The deadline to accept a seat is Friday, March 18, 2022.**
2. If **alternate pool** is indicated, no action is required at this time. Alternate pool means that there were more applicants than available seats. If a seat becomes available, you will receive communication from the school.
3. If **not qualified** is indicated, that means your student did not meet the qualifications for the program to which they applied. You may contact the school regarding your student's not qualified status.
4. Should you have any further questions, please contact the school directly.

Agreement of Understanding:

By accepting a seat at a magnet school, you agree with the following:

1. The magnet school becomes your studentâ€™s home school.
2. Withdrawal from the magnet school is not permitted during the school year. Should you wish to withdraw your student, it must be at the end of the school year.
3. If a student athlete returns to his/her zoned school or makes any other subsequent changes in enrollment, he/she would be ineligible for the remainder of that school year and for 180 school days in any sport as per NIAA (Nevada Interscholastic Activities Association). (Middle and High School only)

HU 0193

4. It is the parent/guardianâ€™s responsibility to verify transportation eligibility. While any student can apply, students wishing to receive transportation must reside within the transportation zone and live further than two miles from a school per CCSD Regulation 3531. Transportation zones may be viewed at http://magnet.ccsd.net.
5. Additional guidelines, rules, and expectations may be required at the school to which you have been accepted.

Explore Additional CCSD Choice Options

Not Selected? CCSD offers a portfolio of options to our families. Please visit itsyourchoice.ccsd.net

---

March 8, 2022 Grado: 1 Numero del Estudiante: 12264079

A los padres/apoderados legales de:

Azlynn Opipari

1160 Drowsy Water Ct.

Henderson, NV

89052

Por favor LEA ESTE CORREO minuciosamente

Gracias por remitir su solicitud para las escuelas Magnet. A continuaciÃ³n estÃ¡n los resultados de las escuelas para las cuales solicitÃ³:

- McCaw STEAM Academy - Science, Technology, Engineering, and Mathematics - **Selected**

Pasos siguientes:

1. Si fue **seleccionado**, puede aceptar su asiento en lÃnea, volviendo a ingresar al sistema de solicitudes en el sitio http://magnet.ccsd.net. Si su estudiante fue seleccionado para mÃ¡s de un programa o escuela, sÃ³lo puede aceptar uno de ellos, asÃ que al momento de aceptar cualquiera de ellos, los otros serÃ¡n rechazados de los sorteos. La fecha lÃmite para aceptar el asiento es el viernes, 18 de marzo del 2022.
2. Si estÃ¡ **en espera** de un asiento, no necesita hacer nada por el momento. En espera quiere decir que hubieron mÃ¡s solicitantes que asientos disponibles. En cuanto un asiento queda disponible, y si su estudiante sale seleccionado en el sorteo, la escuela se comunicarÃ¡ con usted.
3. Si le indica que **no calificÃ³**, quiere decir que su estudiante no reunÃa los requisitos de calificaciÃ³n para el programa que solicitÃ³. Puede contactarse con la escuela para obtener mayor aclaraciÃ³n respecto al resultado.
4. Si tuviera cualquier otra pregunta, por favor, contÃ¡ctese directamente con la escuela

Acuerdo de Entendimiento:

Al seleccionar una escuela, usted estÃ¡ de acuerdo con lo siguiente:

1. La escuela Magnet se convierte en la escuela de su estudiante.
2. Si es seleccionado y se registra, se espera que el estudiante permanezca en el programa por el resto del aÃ±o escolar.
3. Si un estudiante atleta regresa a su escuela de zona o realiza cualquier otro cambio durante su registro, el estudiante serÃ¡ inelegible de practicar cualquier deporte por el resto del aÃ±o escolar ademÃ¡s de180 dÃas adicionales, segÃºn la NIAA (La AsociaciÃ³n de Actividades Interescolares de Nevada). (Solo a nivel intermedio y secundaria)
4. Es responsabilidad del padre/apoderado legal verificar la elegibilidad de transporte. Aunque su estudiante puede solicitar asistir a cualquier escuela, si desea recibir servicio de autobÃºs, debe de vivir dentro de la zona que provee transporte escolar y a mÃ¡s de 2 millas de distancia de la escuela, segÃºn la RegulaciÃ³n 3531 del CCSD. Las zonas de transporte pueden verse en el sitio http://magnet.ccsd.net.
5. Es posible que se requieran pautas, reglamentos y expectativas adicionales en la escuela en la que ha sido aceptado.

Explore mÃ¡s opciones adicionales de elecciÃ³n en el CCSD

Â¿No fue seleccionado? El CCSD ofrece un portafolio de opciones para nuestras familias. Por favor visite itsyourchoice.ccsd.net.

Thank you,

CCSD Magnet Schools Department
Email: magnetschools@nv.ccsd.net Website: http://magnet.ccsd.net

HU 0194

EXHIBIT 16

Lottery status

From: Andrea Compton [McCaw ES] (perryaj@nv.ccsd.net)

To: kymmiejoy@yahoo.com

Date: Tuesday, March 29, 2022, 03:02 PM PDT

March 29, 2022
To the Parents/Guardians of: Azlynn Opipari

Please READ THIS EMAIL thoroughly

Thank you for applying to a Magnet/CTA/Select school. You were notified Azlynn was accepted into the magnet program at McCaw Elementary School. However, additional guidelines, rules, and expectations are required through the Agreement of Understanding for acceptance. This requirement has determined a change in acceptance to the Magnet program at McCaw Elementary School.

Agreement of Understanding condition for change in acceptance:
It is the policy of the Clark County School District to afford equal opportunity in education to qualified students. Currently, Azlynn Opipari has a disability through her IEP that affects her participation and placement in the selected program and will not be able to fully participate in the magnet program the school offers due to the IEP placement requirements and support Azlynn needs to be successful at school.

Azlynn's status will need to be changed from accepted to declined.

Please call the school at 702 799 8930 if you have any questions.

--

HU 0196

EXHIBIT 17

rc Anthem

Opipari, Azlynn

5Y 11M old Female, DOB: 05/19/2016
Account Number: 136412
249 HYSSOP CT, HENDERSON, NV-89015-2416
Home: 702-348-4960
Guarantor: Opipari, Mario Insurance: Nevada Medicaid
Administration Payer ID: SKNVO
Referring: KIM M LAMOTTE-MALONE
Appointment Facility: Anthem Hills Pediatrics Coronado

05/03/2022 Appointment Provider: Heather Poulos, PA-C

Current Medications
Taking
- Levothyroxine Sodium

Medication List reviewed and reconciled with the patient

Past Medical History
x35 weeks, BWT 4lbs 2oz (IUGR),

T-21.
Hypothyroid on Synthroid- Endo (Dr. Aguilar).
AFOs- Ortho (Dr. Stewart).
Immature Retinas- Ophtho.
ASD resolved, Echo normal- CHN released.
RSV @ 3 y/o.
ST, PT, OT.

Surgical History
PETs & T/A- ENT (Dr. Ollee)- UNLV

Family History
Father: alive
Mother: alive

Social History
Lives with family. Parents are separated & Pt splits time. Custody battle.

Allergies
N.K.D.A.

Hospitalization/Major Diagnostic Procedure
Denies Past Hospitalization

Review of Systems
General/Constitutional:
Overall health Normal.
ENT:
Comments normal.
Respiratory:
Comments normal.
Cardiovascular:

Reason for Appointment
1. Discuss behavior in class today

History of Present Illness
Appointment:

Patient walked in here without an appointment today for a concern at school.

Patient was in speech therapy today and zoned out for 30-40 seconds. They were waving hand in front of her face and patient did not respond, after about 30-40 seconds did respond and resume normal activity. Dad and Girlfriend states patient has never had episode like this at home that they have noticed.

Patient did start wearing glasses around 2 months ago, has had hard time keeping glasses on, finally wearing glasses for extended periods at home but hit and miss at school per dad. States she was wearing glasses when episode happened.

No recent behavioral changes. Girlfriend states patient has seemed a little more moody.

No recent illness in last few weeks.

Eating well, normal UOP and BM, sleeping normal- does sleep restlessly per dad (has had sleep study in past), energy level normal.

Historian: Dad.

Nurse Nigel MA , Taneisha MA.

Next vaccines due: at 11yr Well Check.

Vital Signs
Temp 97.0 F, Temp. Location temporal, Wt 43 lbs, Wt % 42.6 %.

Examination
Pediatric Exam:

GENERAL APPEARANCE: alert, well developed physically and developmentally.

HEAD: normocephalic, atraumatic.

EYES: extraocular movement full and smooth , extraocular movement intact (EOMI) , pupils equal, round, reactive to light and accommodation.

EARS: tympanic membranes normal bilaterally.

NOSE: mucosa normal, nares patent and clear.

ORAL CAVITY: moist mucus membranes, tonsils normal.

THROAT: Clear.

NECK: normal.

SKIN: normal.

Comments normal.
Gastrointestinal:
Comments normal.
Skin:
Comments normal.

HEART: no murmurs, regular rate and rhythm.
LUNGS: clear to auscultation, bilaterally.
NEUROLOGIC EXAM: alert and oriented , cooperative with exam , normal strength, tone and reflexes.

Assessments
1. Change in behavior - R46.89 (Primary)

Treatment
1. Change in behavior
Notes: will refer to neuro for possible absence seizure
monitor for additional episodes or other changes in behavior
RTC for new or worse sx.
Referral To:Neurology
Reason:neurology for possible absence seizure at school

Visit Codes
99214 Office Visit, Est Pt., Level 4.

Procedure Codes
99058 OFFICE EMERGENCY CARE

Follow Up
prn

Appointment Provider: Heather Poulos, PA-C

Electronically signed by HEATHER POULOS , PAC on 09/16/2022 at 02:18 PM PDT

Sign off status: Pending

Anthem Hills Pediatrics Coronado
871 CORONADO CENTER DR
STE 141
HENDERSON, NV 89052-3977
Tel: 702-566-2400
Fax: 702-433-2477

EXHIBIT 18

State of Nevada
Division of Child and Family Services

Targeted Case Management Assessment (TCMA)

Client / Family Demographics

Child's Name: OPIPARI,AZLYNN
Child's DOB: 05/19/2016
Age: 5 years 7 months
Program: Early Intervention Counseling SRS
Custody Status (Legal Status):
No Court Order - Parent Responsible

Date: 12/17/2021
Status: Final
Type: Initial

Responsible Person Name
Kymberlie Hurd & Mario Opipari

Assessing Practitioner: ARGYROPOULOS,SOPHIA (QMHP, CSW Intern)
Submitted by: CARMAN,LISA (LCSW) **Date:** 02/04/2022
Approved by: CARMAN,LISA (LCSW) **Date:** 02/04/2022

SED / SMI Determination Date: 11/12/2021 / SED
Determined By: ARGYROPOULOS,SOPHIA
Credentials: QMHP, CSW Intern

Primary Diagnosis: F43.20
Diagnosing Clinician: ARGYROPOULOS,SOPHIA
Credentials: QMHP, CSW Intern

Client / Family Strengths

Client:
Youth's father described youth's strengths as having a happy personality and always willing to help. Youth's mother stated that youth "loves unconditionally and is a little ray of sunshine," noting that youth works hard at everything she does.

Family:
Youth's father stated that the strengths within his household include being very helpful with one another and taking care of each other. Youth's mother stated that the strengths within her household include being very involved with everything youth does, especially with youth's homework.

Supports

Informal (Friends / family / neighbors):
Youth's father identified his girlfriend, friends, his mother, his softball team, and his girlfriend's son as his informal supports. Youth's mother identified her friends, the Down Syndrome Organization, her church and women's group, her sister, and her son & his wife as her informal supports.

Formal (Professionals):
Youth's father identified this clinician as his formal support. Youth's mother identified this clinician, her therapist, youth's school, and youth's various therapy and medical providers as her formal supports.

Home/Family Domain

Current living Situation, including family constellation and involvement
Youth is currently living between two homes based on the current custody agreement. Parents expressed that youth is currently with youth's mother from Sunday evening through Thursday evening and with youth's father from Thursday evening through Sunday evening. Youth's mother reported that she is currently renting a room with a friend and sharing that room with youth. Youth's mother previously reported to clinician that she was anticipating moving soon, however did not provide any additional information regarding the anticipated move or when it would occur. Youth's father stated that he currently lives in a house with his mother, his girlfriend and her son (10), and youth when she is with him, noting that youth has her own room.

Place of birth, where raised, family of origin
Parents reported that youth was born at Spring Valley hospital and has primarily been raised in Las Vegas, with the exception of having spent a couple of summers in Colorado.

Socio-economic status/family income, including insurance
Youth's father stated that he is a mechanic and reported that he currently has reliable transportation with no financial concerns at this time. Youth's mother stated that she is a stay at home parent as youth's caretaker due to youth's developmental needs and having several providers that she sees throughout the year. She reported no concerns regarding transportation or finances at this time. Parents reported that youth is currently insured with Medicaid FFS.

Spiritual Well-Being Description
Youth's mother stated that she is "nondenominational." Youth's father stated that he is not spiritual or religious at all. Both parents reported that they celebrate holidays. Youth's father stated that he values family, his children, and his friends. Youth's mother stated that she values the youth, being truthful and honest, having "decent morals," trying to do the right things, and her belief in God.

HU 0201

Relevant Social History, including death, divorce, adoption, etc.

Azlynn is a 5-year old Caucasian female, born 5.19.2016 to Kymberlie Hurd and Mario Opipari. She is the only known child born to the couple. Youth's mother reports that she has one other child (M, 28) from a previous relationship. Mario reports that he hs two other children from previous relationships (M, 16; M2).

Youth's mother (age 47) reported that she was born in Boulder City, Nevada, and raised in Henderson, NV. She reported that she has a bachelor's degree in psychology with a minor in neuroscience and substance addiction. She stated that she has engaged in bartending, modeling, and promotional events for employment. She expressed that she is not currently working, as she is youth's caretaker.

Youth's father (age 46) reported that he was originally from Detroit, MI, however has lived in Henderson, NV for approximately 44 years. He stated that he attended 3 years of college in physical education and coaching, as well as playing baseball. He stated that he was a Henderson police officer for approximately 1 year, played professional baseball for approximately 5 years, and has been a mechanic.

Parents reported that they met in high school and began dating in 2009, however did not stay together at that time. Both parents engaged in other relationships and marriages that yielded other children prior to getting back together before youth was conceived. Youth's mother reported that she had been working full time, however due to youth having Down Syndrome and having a significant number of needs, she stated she had to become a full-time stay at home parent to care for youth. Parents reported that they dated consistently for a few years until they decided to end their relationship permanently in February of 2021. Per youth's father, at that time, youth's father and his now girlfriend began dating at the time youth's parents ended their relationship.

Youth's father reported that youth's mother would not allow him to see youth following the ending of their relationship for approximately 4 months. Youth's mother reported that she had been living with a friend renting a room from her.

Youth's mother reported that she began to see changes in youth's behaviors when it would be time to have phone calls or FaceTime with her father, stating that she would run away and hide or scream that she did not want to talk to him. She also expressed that when youth began the school year in the fall of 2021, the school reported that youth began observing some challenges with youth. Parent stated that the school had reported an increase in defiant behaviors, hiding from staff and not wanting to engage at times.

Youth's mother reported that in October, the parents attended a school event in which there was an altercation between them. She stated that this ultimately led her to file a police report against youth's father, at which time she stated she was granted a temporary protective order (TPO) against youth's father for domestic violence. Youth's father stated that he was unable to see her for approximately 1 month before youth's mother stated that she dissolved the TPO.

Parents reported ongoing custody issues and difficulty coming to an agreement due to the conflict level between them.

Family Interactions and Peer Interactions

Based on family reports and clinical observations, youth appears to be comfortable with both parents. Youth's mother reported that youth enjoys engaging in pretend play, particularly with construction vehicles or pretend cooking. She stated that when youth is not in school or with her dad, they are together constantly, working on youth's homework and engaging in play together. This clinician engaged youth and mother engaging in play with kitchen foods and playing dress up with various outfits. Youth's mother allowed youth to lead the play, only pausing youth occasionally when asking youth if she could use sign language to sign a word when she could not be audibly understood. Youth's father reported that he engages in play with youth at home, however noted that youth tends to want to engage in play more with his girlfriend, so allows them time to bond and play together as well. He stated that he does take her with him by herself to engage in activities so that they have bonding time together as well. He did not further elaborate on what activities. Based on observations with youth with her father, she appeared happy spending time with him, as she smiled and engaged with him, wanting to sit close to him during the 15 minute observation.

Identified Home/Family Domain TCM Needs

Youth would benefit from consistency between parents, collaborative co-parenting practices, and structure within the homes.

Social/Emotional Domain

Recreational

Youth's father stated that youth enjoys playing with dolls and babies, cooking, being outside, and being helpful. Youth's mother stated that youth also loves construction trucks and loves to learn.

Behaviors

Youth's mother reported that there has been a regression in toilet training, however expressed that they were beginning to make progress again. She stated that youth had become increasingly clingy to her recently, as well as engaging in aggressive behaviors and defiance at times. Youth's mother also reported that she has observed youth not wanting to engage with her father, stating that she would cry, scream, and/or hide when he would call. She reported feeling concerned about her emotional well-being, as youth is unable to verbalize her feelings.

PER CBCL COMPLETED BY YOUTH'S FATHER: "The Child Behavior Checklist for Ages 1 1/2-5 (CBCL 1.5-5) was completed by Mario Opipari, Azlynn's father, to obtain his perception of Azlynn's problems.

On the CBCL 1.5-5 problem scales, Azlynn's Internalizing Problems, Externalizing Problems, Total Problems and Stress Problems scores were all in the normal range for girls aged 5. Score on all rated syndrome scales were in the normal range.

On the CBCL/1.5-5 - DSM-Oriented Scales, Azlynn's scores on all rated scales were in the normal range."

PER CBCL COMPLETED BY YOUTH'S MOTHER:"The Child Behavior Checklist for Ages 1 1/2-5 (CBCL 1.5-5) was completed by Kymberlie Hurd, Azlynn's mother, to obtain her perception of Azlynn's problems.

On Azlynn's CBCL 1.5-5 problem scales for girls aged 5, the Internalizing Problems scale score was in the clinical range above the 90th percentile, the Externalizing Problems scale score was in the clinical range above the 90th percentile, the Total Problems scale scores was in the clinical range above the 90th percentile, the Stress Problems scale score was in the normal range. Her scores on the Anxious/Depressed and Withdrawn syndromes were in the normal range. Her scores on the Emotionally Reactive and Somatic Complaints syndromes were in the borderline clinical range (93rd to 97th percentile). Her scores on the Sleep Problems, Attention Problems and Aggressive Behavior syndromes were in the clinical range above the 97th percentile. These results indicate that Kymberlie Hurd, Azlynn's mother reported more problems than are typically reported for girls aged 5, particularly problems of Emotionally Reactive, Somatic Complaints, Sleep Problems, Attention Problems and Aggressive Behavior nature.

On the CBCL/1.5-5 - DSM-Oriented Scales, Azlynn's scores on the Depressive Problems, Anxiety Problems and Attention Deficit/Hyperactivity scales were in the normal range. Azlynn's scores on the Autism Spectrum Problems and Oppositional Defiant Problems scales were in the clinical range above the 97th percentile. These results indicate that the DSM should be consulted to determine whether Azlynn meets diagnostic criteria for Autism Spectrum Problems and Oppositional Defiant Problems."

Mental health history and treatments, including current/previous resources or services

None reported.

Any medications

Parents stated that youth takes a thyroid medication.

Identified Social/Emotional/Behaviors Domain TCM Needs

Youth would benefit from ongoing family therapy to assist youth in learning age- and developmentally- appropriate coping skills to address difficult feelings she may be experiencing. Parents would benefit from learning skills to help youth co-regulate through assisting her in utilizing coping skills, as well as helping her identify and express her feelings when they are occurring.

Educational/Vocational Domain

Current educational status and services

Youth's mother stated that youth is currently attending Lamping ES. She stated that youth is currently attending general education classes, however noted that she gets pulled out of her classes to receive occupational therapy, physical therapy, and speech therapy services at school. She also reported that youth has a one-on-one aid that helps her in her classes as well.

Any relevant school history

Youth's parents reported that youth is currently in Kindergarten at Lamping ES.

Client's Best Subject

Youth's mother stated that youth enjoys learning her alphabet and letters, as well as reading.

Client's Worst Subject

Youth's mother stated that youth struggles with math.

Educational Goals

Not applicable.

Vocational Goals

Not applicable.

Current Individual Education Plan? Yes

If "Yes", include the name of the Education Case Manager
Information not provided at time of assessment.

Schools

School	Grades	Start Date	End Date
Lamping ES	Kindergarten		

Identified Educational/Vocational Domain TCM Needs

Youth would benefit from continuing to receive services as needed within the school setting to continue addressing her developmental needs as required. She would benefit from parents working with her to assist her in continuing to thrive in the educational setting.

Social Services / Legal Domain

Social services/child welfare involvement, including name of case worker and contact information
Youth's mother reported having concerns relating to recordings she obtained that she reported to Henderson Police Department (HPD) and Child Protective Services (CPS). She stated she is unaware if there is an open CPS case at this time.

Juvenile Justice services involvement, including name of probation officer and contact information
Not applicable.

Legal status, including commitment type
Not applicable.

Chronological list of offenses, with status of each
Not applicable.

Immigration status
Not applicable.

Identified Social Services/Legal Domain TCM Needs

No identified needs in the social services/legal domain at this time.

Physical / Developmental Health Domain

Complications at Pregnancy and Birth
Youth's mother stated that she was considered high-risk during her pregnancy due to her age.

Prenatal toxic substance exposure
Youth's mother denied using any substances during pregnancy.

Specific developmental delays/issues
Parents stated that youth was born with Trisomy 21, otherwise known as Down Syndrome. She has reportedly experienced global delays due to having this condition, however parents expressed that youth has made significant progress through the many providers she has, including speech therapy, physical therapy, and occupational therapy. Youth's mother stated that youth learned to begin communicating through the use of sign language "well before she could talk" to communicate her needs/wants.

Dental Health Issues
None reported.

Ocular Health Issues
None reported.

Auditory Health Issues
Youth's mother stated that youth had hearing issues and has had tubes put it her ears to address the hearing problems. She expressed that youth has not appeared to have had any concerns regarding hearing since having her tubes in.

Sensory Health Issues
None reported.

Substance Abuse History
None reported.

Referral to EPSDT Screening? No

Normal Childhood Illnesses
Influenza, Other
RSV & COVID-19

HU 0204

Immunization History

Yes	**DTP/DT/DTaP**	Yes	**Hepatitis A**	Yes	**Hepatitis B**	Yes	**MMR**
Yes	**Polio**	Yes	**Varicella**	**Other:**			

Medical History

Surgeries

Youth had surgery to place tubes in her ears, as well as having her tonsils and adenoids removed.

Family Illnesses

Youth's mother stated that she does not have any family illnesses. Youth's father stated that his mother has had breast cancer.

Allergies

Primary Care Physician
Name: Anthem Hills Pediatrics - Dr. Barlow
Phone:
Last Exam:

Dentist
Name: Dr. Cena
Phone:
Last Appt:

Eye Care Physician
Name: None currently
Phone:
Last Appt:

Psychiatrist
Name: None
Phone:
Last Appt:

Milestones

Milestone	Time Frame
Begin to crawl	18 - 24 Months
Begin to sit up	09 - 10 Months
Begin to walk	24 - 36 Months
Rolled Over	06 - 07 Months
Smiled	01 - 02 Months
String 2 or more words together	36 - 48 Months
Use single words	24 - 36 Months
Toilet train (bladder)	Not Achieved
Toilet train (bowel)	Not Achieved

Specialists

Name: **Specialty:** Cardiologist	**Last Appt:**
Name: **Specialty:** Endocrinologist	**Last Appt:**
Name: **Specialty:** Occupational Therapist	**Last Appt:**
Name: **Specialty:** Ophthalmologist	**Last Appt:**
Name: **Specialty:** Physical Therapist	**Last Appt:**
Name: **Specialty:** Speech Therapist	**Last Appt:**
Name: **Specialty:** Orthopedist	**Last Appt:**
Name: **Specialty:** ENT	**Last Appt:**

Medications

Med	Dosage	Sig	Route
Thyroid Medication			
Physician:		Purpose:	

Identified Physical/Developmental Health Domain TCM Needs

Youth would benefit from the ongoing care from her service providers to help her maintain her overall physical/developmental health and well-being. She would benefit from her parents/caregivers ensuring that she continues to receive the services needed for her physical/developmental health and well-being.

Safety/Crisis

Are there any Safety Concerns? If 'Yes', describe any safety concerns, including who identified them and any recommended actions needed to ensure the client's safety.

What issues have been identified as potential crises resulting in a crisis plan being developed?

No concerns identified.

State of Nevada - Division of Child and Family Services
Treatment Plan For: OPIPARI,AZLYNN

Patient: OPIPARI,AZLYNN
Patient ID: 905032136
DOB: 5/19/2016
Medicaid # 00002066604
Entry Date: 3/14/2022

Program: Early Intervention Counseling SRS
Approved By:

Plan Status: Final
Entry by: SR - Sophia Argyropoulos

Program	Admit Date	Discharge Date
Early Intervention Counseling SRS	11/12/2021	

Treatment Plan
Plan Name: Ongoing Tx Plan - 2.18.2022
Plan Type: Treatment Plan / Ongoing

Plan Start Date: 2/18/2022
Plan End Date: 05/18/2022
Next Review Date: 05/18/2022

Plan Author: ARGYROPOULOS,SOPHIA (QMHP, CSW Intern)

Reason For Update:
Purpose of plan is to establish an individualized treatment plan for youth. Plan development began on 1.28.2022 with youth's mother. Youth's father arrived at the South office on 2.18.2022 to discuss treatment plan. Youth's father expressed that he understood the purpose of the meeting and agreed to the treatment plan with no changes to any problems, goals, or objectives. Youth's father indicated that, following court hearing on 2.15.2022, he was granted full physical and full legal custody of youth. He stated that he would provide clinician with documentation to support this when he has access to the document.

Referrals to be made to Outside Agencies:
None at this time. Youth is currently receiving several services, including speech therapy, occupational therapy, and physical therapy at school, as well as in an outpatient setting at Summerlin Hospital.

Did the client decline recommended services? No

Conditions for Discharge:
Youth will be meeting and maintaining goals and objectives in all settings with her emotional regulation.

Strengths:
Youth's mother described youth has being very tenacious and doesn't give up, innocent and has an optimistic outlook of others, loves to learn. Youth's mother described family strengths as not giving up, prioritizing her children, and having the expectation that her children can achieve anything they set their hearts on. Youth's father described youth's strengths as loving to learn, being very helpful, being very smart, and being attentive and observant of what is happening around her. Youth's father described the family's strengths as treating and viewing youth as a normal child who can help with chores and regular tasks like any other child and having a lot of support from family and friends.

Needs:
Youth would benefit from consistency and structure with routine and schedules between homes. She would benefit from learning to communicate her feelings and understand what and why she is experiencing different feelings. She would benefit from learning to better cope with her feelings and transitions.

Family Functioning (90 Day Review)
Youth currently resides with her father, his girlfriend and her son, and paternal grandmother. Clinician's understanding is there is an informal visitation agreement at this time. Youth's father stated that, per the custody hearing that occurred on 2.15.2022, he was granted full physical and full legal custody of youth. He reported that youth's mother is currently able to have 2 supervised visits per week for 2 hours each.

Child Functioning (90 Day Review)
In sessions, youth has been observed engaging in play with with her caregivers, as well as following instruction by clinician during evaluations and end of session clean-up. She has been observed engaging in pretend play with cooking toys, playing dress-up, and playing with baby dolls, as well as playing independently with a variety of other toys. She has been observed communicating via sign language and verbally with caregivers.

Other (90 Day Review)
No DFS involvement. Youth currently attending Lamping ES in general education classes.

Recommendations (90 Day Review)
Ongoing weekly family therapy is being recommended at this time. Services are anticipated to be ongoing for approximately 90 days. Need for continued services will be evaluated at that time. An aftercare plan will be evaluated and defined through the course of treatment with the caregiver/youth.

HU 0207

PROBLEM: Stressor: Family conflict

Problem Definition: Parent reported that youth appears to be struggling with transitions since the most recent separation of her parents.

Date Defined: 11/12/2021 **Status:** Discontinued **Target Date:** **Closed Date:** 2/18/2022

Goal: Assess stressors and/or trauma events to determine with the family the most appropriate interventions.

Date Defined: 11/12/2021 **Status:** Resolved **Target Date:**

Discharge Criteria: Youth has returned to highest level of functioning in all areas of need.

Goal Status Date: 2/18/2022

Goal Status Update with Recommended Aftercare Services Achieved and Not Achieved:

Foundational phase of treatment has been completed. Individualized treatment goals have been added to this plan.

Objective: Describe history, nature, and intensity of stressors and/or trauma and the family/peer relational concerns. Describe the emotional and factual responses to these and how they are impacting current functioning.

Date Opened: 11/12/2021 **Status:** Resolved **Target Date:** **Date Closed:** 2/18/2022

Objective Status Update: Foundational phase of treatment has been completed. Individualized treatment goals/objectives have been added to this plan.

Intervention: Assessment, family therapy, & psychoeducation

Daily amount, duration and therapeutic scope for this service:

Status: Resolved **Does this include one or more Rehabilitative Services?:** No

Date Defined: 11/12/2021 **Target Date:** **Date Closed:** 2/18/2022

Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family

Interventions/Action Steps: Gather information of family circumstances, challenges, and strengths. Observe parent and child interaction to obtain information regarding quality of relationship. Provide a sense of positive expectations about improvement. Provide rationale for screening for trauma history. Complete TESI-PRR and/or YCPC (if indicated). Gather information of child symptoms and child's development through clinical interview, observation, completion of the CBCL, and ASQ. Discuss connection between child's symptoms and child's history. Discuss concept of trauma reminders and identify possible reminders for child.

Objective: Describe any child safety risks to engaging in Trauma-Informed Treatment.

Date Opened: 11/12/2021 **Status:** Resolved **Target Date:** **Date Closed:** 2/18/2022

Objective Status Update: Foundational phase of treatment has been completed. Individualized treatment goals/objectives have been added to this plan.

Intervention: Assessment, family therapy, & psychoeducation

Daily amount, duration and therapeutic scope for this service:

Status: Resolved **Does this include one or more Rehabilitative Services?:** No

Date Defined: 11/12/2021 **Target Date:** **Date Closed:** 2/18/2022

Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family

Interventions/Action Steps: Assist the caregiver in identifying any potential safety risks. If safety risks are present, help the caregiver to think about how to support their child and to ensure safety. Develop safety plan if indicated.

PROBLEM: Targeted Case Management

Problem Definition: Determine child's targeted case management needs in social/emotional, educational, medical and safety domains.

Date Defined: 11/12/2021 **Status:** Resolved **Target Date:** **Closed Date:** 2/18/2022

Goal: Assessment of child and family's social/emotional, educational, medical, and safety needs; provide targeted case management services for the purposes of crisis stabilization, linking/monitoring services to meet the child's needs and report back to the team as needed.

Date Defined: 11/12/2021 **Status:** Resolved **Target Date:**

Discharge Criteria: All needed services are in place and the caregivers are able to link/monitor these independently.

Goal Status Date: 2/18/2022

Goal Status Update with Recommended Aftercare Services Achieved and Not Achieved:

Foundational phase of treatment has been completed. No case management needs identified at this time as family has expressed they are able to monitor youth's services independently.

Objective: Social/emotional: Gather information regarding needs; link and monitor services.

Date Opened: 11/12/2021 **Status:** Resolved **Target Date:** **Date Closed:** 2/18/2022

Objective Status Update: Foundational phase of treatment has been completed. No identified targeted case management needs identified, as family has expressed they are able to monitor youth's services independently at this time.

HU 0208

Intervention: Targeted Case Management
Daily amount, duration and therapeutic scope for this service:

Status: Resolved **Does this include one or more Rehabilitative Services?:** No
Date Defined: 11/12/2021 **Target Date:** **Date Closed:** 2/18/2022
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: Complete CBCL; TCMA

Objective: Medical: Gather information regarding needs; link and monitor services.
Date Opened: 11/12/2021 **Status:** Resolved **Target Date:** **Date Closed:** 2/18/2022
Objective Status Update: Foundational phase of treatment has been completed. No identified targeted case management needs identified, as family has expressed they are able to monitor youth's services independently at this time.
Intervention: Targeted Case Management
Daily amount, duration and therapeutic scope for this service:

Status: Resolved **Does this include one or more Rehabilitative Services?:** No
Date Defined: 11/12/2021 **Target Date:** **Date Closed:** 2/18/2022
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: Complete TCMA

Objective: Educational: Gather information regarding needs; link and monitor services.
Date Opened: 11/12/2021 **Status:** Resolved **Target Date:** **Date Closed:** 2/18/2022
Objective Status Update: Foundational phase of treatment has been completed. No identified targeted case management needs identified, as family has expressed they are able to monitor youth's services independently at this time.
Intervention: Targeted Case Management
Daily amount, duration and therapeutic scope for this service:

Status: Resolved **Does this include one or more Rehabilitative Services?:** No
Date Defined: 11/12/2021 **Target Date:** **Date Closed:** 2/18/2022
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: Complete ASQ; TCMA

PROBLEM: Emotional Regulation
Problem Definition: Per youth's mother, youth began struggling in her extended school year (ESY) in July, stating that she has appeared to experience a decline in emotional regulation. Parent stated that, per teacher reports, youth has progressively experienced an increase in disruptive behaviors and tantrums within the classroom. It has been reported to clinician by all caregivers that youth has experienced several transitions throughout the last several months with various moves that may be contributing to youth's struggles.
Date Defined: 2/18/2022 **Status:** Treat / Active **Target Date:** 5/18/2022 **Closed Date:**
Goal: Team will be able to help youth be more successful in being able to manage and cope with her feelings and experiences, as well as helping her learn to communicate her thoughts, feelings, and experiences more effectively in more days each week than not, in all settings.
Date Defined: 2/18/2022 **Status:** Treat / Active **Target Date:** 5/18/2022
Discharge Criteria: Youth will have increased her ability to effectively utilize coping skills. She will have learned to effectively communicate feelings, experiences, and needs. Team will be able to effectively assist her being successful in coping and communicating needs and feelings.
Goal Status Date:
Goal Status Update with Recommended Aftercare Services Achieved and Not Achieved:

Objective: Youth will learn and be able to effectively communicate at least 4-5 different feelings through the incorporation of verbal skills, ASL, and visual aids. Team will be able to assist youth in successfully communicating feelings and needs.
Date Opened: 2/18/2022 **Status:** Treat / Active **Target Date:** 5/18/2022 **Date Closed:**
Objective Status Update:

Intervention: Family Therapy

Daily amount, duration and therapeutic scope for this service:
Weekly family therapy services anticipated to be ongoing for approximately 90 days. Need for continued services will be evaluated at that time.

Status: Treat / Active **Does this include one or more Rehabilitative Services?:** No
Date Defined: 1/28/2022 **Target Date:** 5/18/2022 **Date Closed:**
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: 1. Play therapy - utilizing games, activities, worksheets, and role play to identify and practice communicating needs and feelings. 2. Psychoeducation - providing information to family regarding development, trauma, etc. to assist family in better understanding youth and how to assist youth when she is struggling. 3. Weekly attendance in therapy.

Objective: Youth will learn and be able to effectively utilize at least 3 coping skills to help her regulate her emotions in all settings. Team will be able to assist her in being able to successfully utilize skills learned.
Date Opened: 2/18/2022 **Status:** Treat / Active **Target Date:** 5/18/2022 **Date Closed:**
Objective Status Update:

Intervention: Family Therapy

Daily amount, duration and therapeutic scope for this service:
Weekly family therapy services anticipated to be ongoing for approximately 90 days. Need for continued services will be evaluated at that time.

Status: Treat / Active **Does this include one or more Rehabilitative Services?:** No
Date Defined: 1/28/2022 **Target Date:** 5/18/2022 **Date Closed:**
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: 1. Play therapy - utilizing games, activities, worksheets, and role play to identify and practice coping skills to assist youth in emotional regulation. 2. Psychoeducation - providing information to family regarding development, trauma, etc. to assist family in better understanding youth and how to assist youth when she is struggling. 3. Weekly attendance in therapy.

INFORMED CONSENT

I acknowledge that I am the legally responsible individual for the youth identified in this treatment plan, that I participated in the creation of this plan and had input into the goals, objectives and services identified in this plan.

I have been provided with information with regards to the services and interventions identified in this plan and have had the opportunity to ask questions about this information and course of treatment to include information about:

A. The outcome of the evaluation and the benefits of the proposed treatment.
B. Alternative treatment mods and services.
C. The manner in which treatment will be administered.
D. Possible outcomes or consequences of not receiving treatment.
E. Any expected side effects from the treatment and/or the risks of side effects from medications (directed to and answered by DCFS psychiatrist if being treated by DCFS psychiatrist).

I have been informed and understand that I have the right to withdraw my consent for evaluation and/or treatment for my child at any time by providing a written request to the treating DCFS mental health professional or their supervisor.

I understand that this informed consent will expire 1 year from the date of the signature, unless otherwise specified.

My signature below as the legally responsible individual acknowledges that I have the right to consent for treatment for this child, that I have read and understand the above information and am providing my informed consent for the evaluation and treatment for this youth.

Legally Responsible Person (Printed)	Legally Responsible Person (Signature)	Date
DCFS Staff (Printed)	DCFS Staff (Signature)	Date

HU 0210

Client Signature Date

Client Agrees _____ Client Does Not Agree _____

Client Comments: _____

Client Participation in and level of Understanding of the Treatment Plan

Signatures Required:

Signature Date
ARGYROPOULOS,SOPHIA (QMHP, CSW Intern)

Signature Date
Mario Opiparl (Parent)

HU 0211

State of Nevada - Division of Child and Family Services
Comprehensive Plan For: OPIPARI,AZLYNN

Patient: OPIPARI,AZLYNN
Patient ID: 905032136
DOB: 5/19/2016
Medicaid # 00002066604
Entry Date: 11/19/2021

Program: Early Intervention Counseling SRS
Approved By:

Plan Status: Final
Entry by: SR - Sophia Argyropoulos

Program	Admit Date	Discharge Date
Early Intervention Counseling SRS	11/12/2021	

Treatment Plan
Plan Name: Initial Comp Plan - 11.12.2021
Plan Type: Comprehensive Pla / Initial

Plan Start Date: 11/12/2021
Plan End Date: 02/09/2022
Next Review Date: 02/09/2022

Plan Author: ARGYROPOULOS,SOPHIA (QMHP, CSW Intern)

Reason For Update:
To create initial comprehensive treatment plan on 11.12.2021. Persons present were: this clinician, Sophia Argyropoulos, LMSW, CSW-I; parent, Kymberlie Hurd; and youth, Azlynn Opipari.

Referrals to be made to Outside Agencies:
None at this time.

Did the client decline recommended services? No

Conditions for Discharge:
Sustained progress with all treatment plan goals and objectives. All needed services are in place and the caregivers can link/monitor these independently.

Strengths:
Youth was described as smart, engaging, and imaginative.

Needs:
Youth would benefit from having the opportunity to process her current life circumstances, learn to verbalize her feelings/wants/needs, and develop coping skills.

Family Functioning (90 Day Review)
Not applicable; initial plan.

Child Functioning (90 Day Review)
Not applicable; initial plan.

Other (90 Day Review)
No DFS involvement. Youth currently attending Lamping ES in general education classes.

Recommendations (90 Day Review)
Complete the foundational phase of treatment and engagement with the caregiver/youth. Link and monitor any targeted case management domain needs. An aftercare plan will be evaluated and defined through the course of treatment with the caregiver/youth.

PROBLEM: Stressor: Family conflict
Problem Definition: Parent reported that youth appears to be struggling with transitions since the most recent separation of her parents.
Date Defined: 11/12/2021 **Status:** Treat / Active **Target Date:** 2/9/2022 **Closed Date:**

Goal: Assess stressors and/or trauma events to determine with the family the most appropriate interventions.
Date Defined: 11/12/2021 **Status:** Treat / Active **Target Date:** 2/9/2022
Discharge Criteria: Youth has returned to highest level of functioning in all areas of need.
Goal Status Date:
Goal Status Update with Recommended Aftercare Services Achieved and Not Achieved:

Objective: Describe history, nature, and intensity of stressors and/or trauma and the family/peer relational concerns. Describe the emotional and factual responses to these and how they are impacting current functioning.
Date Opened: 11/12/2021 **Status:** Treat / Active **Target Date:** 2/9/2022 **Date Closed:**
Objective Status Update:

HU 0212

Intervention: Assessment, family therapy, & psychoeducation

Daily amount, duration and therapeutic scope for this service:
Weekly services anticipated to be ongoing for approximately 90 days or until completion of the foundational phase of treatment. Need for continued services will be evaluated at that time.

Status: Treat / Active **Does this include one or more Rehabilitative Services?:** No
Date Defined: 11/12/2021 **Target Date:** 2/9/2022 **Date Closed:**
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: Gather information of family circumstances, challenges, and strengths. Observe parent and child interaction to obtain information regarding quality of relationship. Provide a sense of positive expectations about improvement. Provide rationale for screening for trauma history. Complete TESI-PRR and/or YCPC (if indicated). Gather information of child symptoms and child's development through clinical interview, observation, completion of the CBCL, and ASQ. Discuss connection between child's symptoms and child's history. Discuss concept of trauma reminders and identify possible reminders for child.

Objective: Describe any child safety risks to engaging in Trauma-Informed Treatment.
Date Opened: 11/12/2021 **Status:** Treat / Active **Target Date:** 2/9/2022 **Date Closed:**
Objective Status Update:

Intervention: Assessment, family therapy, & psychoeducation

Daily amount, duration and therapeutic scope for this service:
Weekly services anticipated to be ongoing for approximately 90 days or until completion of the foundational phase of treatment. Need for continued services will be evaluated at that time.

Status: Treat / Active **Does this include one or more Rehabilitative Services?:** No
Date Defined: 11/12/2021 **Target Date:** 2/9/2022 **Date Closed:**
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: Assist the caregiver in identifying any potential safety risks. If safety risks are present, help the caregiver to think about how to support their child and to ensure safety. Develop safety plan if indicated.

PROBLEM: Targeted Case Management
Problem Definition: Determine child's targeted case management needs in social/emotional, educational, medical and safety domains.
Date Defined: 11/12/2021 **Status:** Treat / Active **Target Date:** 2/9/2022 **Closed Date:**
Goal: Assessment of child and family's social/emotional, educational, medical, and safety needs; provide targeted case management services for the purposes of crisis stabilization, linking/monitoring services to meet the child's needs and report back to the team as needed.
Date Defined: 11/12/2021 **Status:** Treat / Active **Target Date:** 2/9/2022
Discharge Criteria: All needed services are in place and the caregivers are able to link/monitor these independently.
Goal Status Date:
Goal Status Update with Recommended Aftercare Services Achieved and Not Achieved:

Objective: Social/emotional: Gather information regarding needs; link and monitor services.
Date Opened: 11/12/2021 **Status:** Treat / Active **Target Date:** 2/9/2022 **Date Closed:**
Objective Status Update:

Intervention: Targeted Case Management

Daily amount, duration and therapeutic scope for this service:
Weekly services anticipated to be ongoing for approximately 90 days or until completion of the foundational phase of treatment. Need for continued services will be evaluated at that time.

Status: Treat / Active **Does this include one or more Rehabilitative Services?:** No
Date Defined: 11/12/2021 **Target Date:** 2/9/2022 **Date Closed:**
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: Complete CBCL; TCMA

Objective: Medical: Gather information regarding needs; link and monitor services.
Date Opened: 11/12/2021 **Status:** Treat / Active **Target Date:** 2/9/2022 **Date Closed:**
Objective Status Update:

Intervention: Targeted Case Management

Daily amount, duration and therapeutic scope for this service:
Weekly services anticipated to be ongoing for approximately 90 days or until completion of the foundational phase of treatment. Need for continued services will be evaluated at that time.

Status: Treat / Active **Does this include one or more Rehabilitative Services?:** No
Date Defined: 11/12/2021 **Target Date:** 2/9/2022 **Date Closed:**
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: Complete TCMA

Objective: Educational: Gather information regarding needs; link and monitor services.
Date Opened: 11/12/2021 **Status:** Treat / Active **Target Date:** 2/9/2022 **Date Closed:**
Objective Status Update:
Intervention: Targeted Case Management
Daily amount, duration and therapeutic scope for this service:
Weekly services anticipated to be ongoing for approximately 90 days or until completion of the foundational phase of treatment. Need for continued services will be evaluated at that time.
Status: Treat / Active **Does this include one or more Rehabilitative Services?:** No
Date Defined: 11/12/2021 **Target Date:** 2/9/2022 **Date Closed:**
Person Responsible: DCFS / ARGYROPOULOS,SOPHI Non-DCFS / Family
Interventions/Action Steps: Complete ASQ; TCMA

INFORMED CONSENT

I acknowledge that I am the legally responsible individual for the youth identified in this treatment plan, that I participated in the creation of this plan and had input into the goals, objectives and services identified in this plan.

I have been provided with information with regards to the services and interventions identified in this plan and have had the opportunity to ask questions about this information and course of treatment to include information about:

A. The outcome of the evaluation and the benefits of the proposed treatment.
B. Alternative treatment mods and services.
C. The manner in which treatment will be administered.
D. Possible outcomes or consequences of not receiving treatment.
E. Any expected side effects from the treatment and/or the risks of side effects from medications (directed to and answered by DCFS psychiatrist if being treated by DCFS psychiatrist).

I have been informed and understand that I have the right to withdraw my consent for evaluation and/or treatment for my child at any time by providing a written request to the treating DCFS mental health professional or their supervisor.

I understand that this informed consent will expire 1 year from the date of the signature, unless otherwise specified.

My signature below as the legally responsible individual acknowledges that I have the right to consent for treatment for this child, that I have read and understand the above information and am providing my informed consent for the evaluation and treatment for this youth.

Legally Responsible Person (Printed)	Legally Responsible Person (Signature)	Date
DCFS Staff (Printed)	DCFS Staff (Signature)	Date

HU 0214

Client Signature Date

Client Agrees _____ Client Does Not Agree _____

Client Comments: _____

Client Participation in and level of Understanding of the Treatment Plan

Signatures Required:

Signature Date
ARGYROPOULOS,SOPHIA (QMHP, CSW Intern)

Signature Date
Kymberlie Hurd (Parent)

HU 0215

CBCL 1.5-5 - Narrative Report And Critical Items

ID:	3f706f1b13e	**Date**	2022-01-10
Name:	Azlynn Opipari	**Clinician:**	Sophia argyropoulos
Gender:	F	**Informant:**	Mario Opipari
Age:	5	**Relationship:**	Father
Birth Date:	2016-05-19	**Agency:**	

Printed by: LOCALmasouth1

The Child Behavior Checklist for Ages 1 1/2-5 (CBCL 1.5-5) was completed by Mario Opipari, Azlynn's father, to obtain her perception of Azlynn's problems.

On the CBCL 1.5-5 problem scales, Azlynn's Internalizing Problems, Externalizing Problems, Total Problems and Stress Problems scores were all in the normal range for girls aged 5. Scores on all rated syndrome scales were in the normal range

On the CBCL/1.5-5 - DSM-Oriented Scales, Azlynn's scores on all rated scales were in the normal range.

The CBCL/1.5-5 - Language Development Survey for Ages 18-35 Months was not scored.

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CBCL 1.5-5 - Narrative Report And Critical Items

ID: 3f7061fb13e
Name: Azlynn Opipari
Gender: F
Age: 5
Birth Date: 2016-05-19

Printed by: LOCALhartsmith1

Date
Clinician: Sophia Argyropoulos
Informant: Kymberlie Hurd
Relationship: Mother
Agency:

The Child Behavior Checklist for Ages 1 1/2-5 (CBCL 1.5-5) was completed by Kymberlie Hurd, Azlynn's mother, to obtain her perception of Azlynn's problems.

On Azlynn's CBCL 1.5-5 problem scales for girls aged 5, the Internalizing Problems scale score was in the clinical range above the 90th percentile, the Externalizing Problems scale score was in the clinical range above the 90th percentile, the Total Problems scale score was in the clinical range above the 90th percentile, the Stress Problems scale score was in the normal range. Her scores on the Anxious / Depressed and Withdrawn syndromes were in the normal range. Her scores on the Emotionally Reactive and Somatic Complaints syndromes were in the borderline clinical range (93rd to 97th percentile). Her scores on the Sleep Problems, Attention Problems and Aggressive Behavior syndromes were in the clinical range above the 97th percentile. These results indicate that Kymberlie Hurd, Azlynn's mother reported more problems than are typically reported for girls aged 5, particularly problems of Emotionally Reactive, Somatic Complaints, Sleep Problems, Attention Problems and Aggressive Behavior nature.

On the CBCL/1.5-5 - DSM-Oriented Scales, Azlynn's scores on the Depressive Problems, Anxiety Problems and Attention Deficit / Hyperactivity Problems scales were in the normal range. Azlynn's scores on the Autism Spectrum Problems and Oppositional Defiant Problems scales were in the clinical range above the 97th percentile. These results indicate that the DSM should be consulted to determine whether Azlynn meets diagnostic criteria for Autism Spectrum Problems and Oppositional Defiant Problems.

The CBCL/1.5-5 - Language Development Survey for Ages 18-35 Months was not scored.

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C-TRF 1.5-5 - Narrative Report And Critical Items

ID: 3f7061fb13e4463da			**Date Completed:** 2022-02-03
Name: Azlynn Opipari			**Clinician:** Sophia argyropoulos
Gender: F			**Informant:** Teachers Aide
Age: 5	**Society** ASEBA Standard		**Relationship:** Primarily care (caregiver)
Birth Date: 2016-05-19	*Printed by: LOCAL\aasouth1*		**Agency:**

The Caregiver-Teacher Report Form for Ages 1 1/2-5 (C-TRF 1.5-5) was completed by Teachers Aide, Azlynn's informant, to obtain Teachers Aide's perception of Azlynn's problems. Teachers Aide reported knowing Azlynn for 4 months. Teachers Aide stated that Azlynn spends 35 hours a week at the facility.

On Azlynn's C-TRF 1.5-5 problem scales for girls aged 5, the Internalizing Problems scale score was in the normal range, the Externalizing Problems scale score was in the clinical range above the 90th percentile, the Total Problems scale score was in the clinical range above the 90th percentile, the Stress Problems scale score was in the borderline clinical range (93rd to 97th percentile). Her scores on the Emotionally Reactive, Anxious / Depressed, Somatic Complaints, Withdrawn and Aggressive Behavior syndromes were in the normal range. Her score on the Attention Problems syndrome was in the clinical range above the 97th percentile. These results indicate that Azlynn's informant reported more problems than are typically reported for girls aged 5, particularly problems of Attention Problems nature.

On the C-TRF/1.5-5 - DSM-Oriented Scales, Azlynn's scores on the Depressive Problems, Anxiety Problems and Autism Spectrum Problems scales were in the normal range. Azlynn's score on the Attention Deficit / Hyperactivity Problems scale was in the clinical range above the 97th percentile. These results indicate that the DSM should be consulted to determine whether Azlynn meets diagnostic critieria for Attention Deficit / Hyperactivity Problems. Azlynn's score on the Oppositional Defiant Problems scale was in the borderline clinical range (93rd to 97th percentile). Azlynn's score in the borderline clinical range suggests that the DSM should be consulted to determine whether Azlynn might meet diagnostic criteria for disorders characterized by problems included on that scale.

HU 0218

C-TRF 1.5-5 - Narrative Report And Critical Items

ID: 3f7061fb13e4463da
Name: Azlynn Opipari
Gender: F
Age: 5
Birth Date: 2016-05-19

Society ASEBA Standard
Printed by: LOCAL\aasouth1

Date Completed: 2022-02-22
Clinician: Sophia argyropoulos
Informant: Mrs. Johnson
Relationship: Primarily educational (teacher)
Agency:

The Caregiver-Teacher Report Form for Ages 1 1/2-5 (C-TRF 1.5-5) was completed by Mrs. Johnson, Azlynn's primarily educational (teacher), to obtain her perception of Azlynn's problems.

On Azlynn's C-TRF 1.5-5 problem scales for girls aged 5, the Internalizing Problems scale score was in the normal range, the Externalizing Problems scale score was in the clinical range above the 90th percentile, the Total Problems scale score was in the clinical range above the 90th percentile, the Stress Problems scale score was in the borderline clinical range (93rd to 97th percentile). Her scores on the Emotionally Reactive, Anxious / Depressed, Somatic Complaints and Aggressive Behavior syndromes were in the normal range. Her score on the Withdrawn syndrome was in the borderline clinical range (93rd to 97th percentile). Her score on the Attention Problems syndrome was in the clinical range above the 97th percentile. These results indicate that Azlynn's primarily educational (teacher) reported more problems than are typically reported for girls aged 5, particularly problems of Withdrawn and Attention Problems nature.

On the C-TRF/1.5-5 - DSM-Oriented Scales, Azlynn's scores on the Depressive Problems, Anxiety Problems, Autism Spectrum Problems and Oppositional Defiant Problems scales were in the normal range. Azlynn's score on the Attention Deficit / Hyperactivity Problems scale was in the borderline clinical range (93rd to 97th percentile). Azlynn's score in the borderline clinical range suggests that the DSM should be consulted to determine whether Azlynn might meet diagnostic criteria for disorders characterized by problems included on that scale.

HU 0219

Update - secure email

LC Lisa Carman <LCarman@dcfs.nv.gov> Reply all |

Wed 4/13, 4:59 PM

kymmiejoy@yahoo.com; Sophia Argyropoulos <SArgyropoulos@dcfs.nv.gov>

Encrypt: This message is encrypted. Recipients can't remove encryption.

Kymberlie,

We have received minutes from the 2/15/2022 court hearing which indicates that the father was awarded sole legal and physical custody on that date and we have been advised by the Deputy Attorney General's office that,

at this time, you can be provided information for the dates you attended with the youth, but not for dates of attendance to therapy when the youth attended with another parent/guardian.

Your request for participation in therapy services with the youth can be re-visited on a later date if legal status changes.

If you have any questions, please feel free to reach out to Izaac Rowe at the Deputy Attorney General's office at 702-486-3210 or Irowe@ag.nv.gov.

Thank you.

Lisa Carman
Clinical Program Manager I
Nevada Department of Health and Human Services
Division of Child and Family Services
Early Childhood Mental Health Services
1485 W. Warm Springs, Suite 109, Henderson, NV 89014
T: (702) 486-7511 E: LCarman@dcfs.nv.gov
www.dhhs.nv.gov | www.dcfs.nv.gov

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Find help 24/7 by dialing 2-1-1; texting 898-211; or visiting www.nevada211.org

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EXHIBIT 19

HU 0221

Opipari, Azlynn

Visit Note - February 18, 2022

PMS ID:	Sex:	DOB:	Phone:	MRN:
105516PAT000012486	Female	05/19/2016	(702) 348-4960	MM0000011511

Medications
Obtained and Reviewed February 18, 2022.
OPHTHALMIC MEDICATIONS
NONE

NON OPHTHALMIC MEDICATIONS

Other: Thyroid medication

Ocular History
Obtained and Reviewed February 18, 2022.

Social History
Obtained and Reviewed February 18, 2022.
Smoking status - Unspecified

Allergies
Obtained and Reviewed February 18, 2022.
No known drug allergies

ROS
Provider reviewed on Feb 18, 2022.

A focused review of systems was performed including Allergic / Immunologic, Cardiovascular, Endocrine, ENT and Mouth, Eyes, Gastrointestinal (G.I.), Musculoskeletal, and Neurological and was notable for poor vision and thyroid abnormalities.

No Eye Pain, No Tearing, No Redness, No Loss Of Vision, No Stuffy Nose, No Ear Ache, No High Blood Pressure, No Upset Stomach, No Arthritis, No Headache, No Seizure, No Uncontrolled Blood Glucose, And No Allergies.

Medical History
Obtained and Reviewed February 18, 2022.
Gestational age at birth:
36 weeks

Chief Complaint: Referral for both eyes

HPI: This is a 5 year old female who is being seen for a chief complaint of referral for both eyes per dad's Girlfriend patient sits too close to tv, involving the right eye and left eye. The symptoms are moderate in severity, right eye and left are equal. The patient is not currently being treated. Patient has Down syndrome, and thyroid is abnormal.
She is concerned for any loss of vision and headaches.
She was referred by Dr Douglas Barlow
Here with dad's girlfriend..

Eye Exam

Vision

Distance Test Type: Snellen Chart Near Test Type: Allen Slides

Dsc

OD	**20/125 Teller**
OS	**20/250**
OU	**20/125**

Auto Refraction
Auto Refraction Type: Dilated AR

Eye	Measurement	DCC	NCC
OD	**+3.50 +0.50 x 084**		
OS	**+1.50 +2.00 x 114**		

Other OD: spot 7.6
Other OS: spot 7.6

Pupils: Normal

	Light (mm)	Dark (mm)	Near (mm)	Size	Round	Regular	Reacts	APD	RAPD	Other
OD				Normal	Round	Regular	Reacts Well	No APD		
OS				Normal	Round	Regular	Reacts Well	No APD		

IOP

OD	**Soft**	Leon, Evangelina	02/18/2022 10:06 AM PST	Palpation
OS	**Soft**	Leon, Evangelina	02/18/2022 10:06 AM PST	Palpation

Diagnostic Drops

	Drops Used	Staff	Date	Notes
OD	Tropicamide 1%	Leon, Evangelina	10:06 AM PST	
OS	Tropicamide 1%	Leon, Evangelina	10:06 AM PST	

Patient counseled about blurry vision and problems driving after dilation.

Motility: Full OU

Visual Field Test Type: Approach with Toy

Visual Field Test Result: Normal OU

Exam:

An examination was performed

OD External: normal lid position, nasolacrimal and orbital exam

OD Lid Margin: quiet and normal

Slit lamp examination OD:

OD Conjunctiva: white and quiet

OS External: normal lid position, nasolacrimal and orbital exam

OS Lid Margin: quiet and normal

Slit lamp examination OS:

OS Conjunctiva: white and quiet

HU 0222

OD Cornea: clear cornea

OD Anterior Chamber: deep and quiet anterior chamber

OD Iris: normal iris without rubeosis
OD Iris Color: blue

OD Lens: clear lens

A dilated exam of the optic disc was performed OD.

Ophthalmoscopic examination of optic disc OD:
OD: **CD ratio 0.4**
OD Optic Disc: flat and normal disc
Lens Used: 20D

A dilated fundus exam was performed OD.

Ophthalmoscopic examination of retina and vessels OD:
OD Vitreous: vitreous clear without hemorrhage, cells or pigment
OD Vessels: vessels with normal contour, caliber without neovascularization
OD Macula: macula normal contour without heme, edema, drusen or exudate
OD Periphery: periphery normal appearance without retinal tears, breaks, holes or mass

OS Cornea: clear cornea

OS Anterior Chamber: deep and quiet anterior chamber

OS Iris: normal iris without rubeosis
OS Iris Color: blue

OS Lens: clear lens

A dilated exam of the optic disc was performed OS.

Ophthalmoscopic examination of optic disc OS:
OS: **CD ratio 0.4**
OS Optic Disc: flat and normal disc
Lens Used: 20D

A dilated fundus exam was performed OS.

Ophthalmoscopic examination of retina and vessels OS:
OS Vitreous: vitreous clear without hemorrhage, cells or pigment
OS Vessels: vessels with normal contour, caliber without neovascularization
OS Macula: macula normal contour without heme, edema, drusen or exudate
OS Periphery: periphery normal appearance without retinal tears, breaks, holes or mass

General Appearance of the patient is well nourished.

Orientation: alert and oriented x 3.

Mood and affect: no acute distress.

Impression/Plan:

1. **Amblyopia Suspect OU**
   (H53.043)

   Plan: Counseling - Amblyopia.
   I counseled the patient regarding the following:
   Amblyopia care: Amblyopia may improve with aggressive therapy to correct the vision in one or both eyes with glasses or contact lenses, and forcing the weak or amblyopic eye to work and improve the vision. The treatment to encourage the weaker eye to work involves patching or putting dilating drops in the better eye. Depending on the cause of amblyopia, surgery may also be indicated.
   Expectations: Amblyopia is a condition of weak or decreased vision in one or both eyes due to visual deprivation. The cure is to stimulate the weaker eye to see. Strict adherence to the treatment plan is important or permanent irreversible visual loss may occur.
   Contact Office if: Amblyopia does not improve or worsens despite treatment.

   Plan: Treatment Regimen Comprehensive.
   Other Instructions: Will evaluate at next visit for patching therapy. Monitor visual behavior. Call office if any questions or concerns.

2. **Down syndrome**
   Down syndrome, unspecified (Q90.9)

   Plan: Counseling - Down Syndrome.
   I counseled the patient regarding the following:
   Care: There are a variety of ocular manifestations of Down Syndrome. Potential ocular issues may include refractive errors, amblyopia, strabismus, nystagmus, lid anomalies and infections, amblyopia, corneal ectasias, Brushfield spots, early onset, cataracts, glaucoma, and retinovascular anomalies. Specific treatments will be directed at the specific problem occurring at the time.
   Expectations: The severity of ocular issues varies in each patient. Depending on the manifestations the vision may or may not be affected. It is important to maintain regular exams with your eye specialist to ensure the health of the eyes.

Nelson Lopez (Primary Provider) (Bill Under)
(725) 266-4842 Fax
(725) 266-4840 Work

Lopez Eye Institute
3009 West Charleston Blvd
Suite 110
Las Vegas, NV 89102-1943

Contact Office If: You experience decrease vision, pain, discharge, lid swelling, eye redness, flashes, floaters, loss of vision or other concerns.

Plan: Treatment Regimen Comprehensive.
Other Instructions: Continue care with primary provider. Monitor. Call office if any questions or concerns.

3. **Anisometropia**
(H52.31)

Plan: Counseling - Anisometropia.
I counseled the patient regarding the following:
Expectations: Anisometropia is a condition where the refractive error (i.e. the eyeglass prescription) is significantly different between the two eyes. It may occur naturally, or following cataract surgery or refractive surgery. When eyeglasses are worn to correct significant anisometropia, double vision may be induced, along with feelings of eye strain (asthenopia), and headaches.
Contact the office if you see double, feel uncomfortable, or can not tolerate wearing your eye glasses or contact lenses.

Plan: Treatment Regimen Comprehensive.
Other Instructions: Prescription given for full time glasses wearing. Monitor visual behavior. Call office if any questions or concerns.

Plan: Refraction.
Cycloplegic Refraction was performed OU.
Indication: Anisometropia

Plan: Referral Correspondence.
Recipient: DOUGLAS BARLOW, MD - Pediatrics

Plan: Eyeglasses Rx.
The patient will receive the following eyeglass prescription:
Glasses type: single vision distance.

notes: DAR given

Plan: F/U for Next Visit Refractive.
The patient should be scheduled for the following in 2 months:
Exam: Slit lamp exam and Visual acuity.

GLASSES RX DETAILS						
	SPHERE	CYLINDER	AXIS	ADD	START	EXP. DATE
OD	+3.50	+0.50	084		02/18/22	02/18/23
OS	+1.50	+2.00	114		02/18/22	02/18/23

ADDITIONAL INFORMATION	
OD	spot 7.6
OS	spot 7.6
OU	

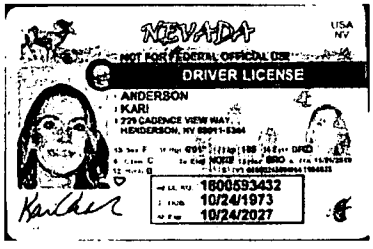
Active Yes

Staff:

Nelson Lopez (Primary Provider) (Bill Under)

HU 0224

Other Photos



AUTHORIZED ESCORT- FATHER'S GIRLFRIEND

Electronically Signed By: Nelson Lopez, 04/06/2022 07:53 AM PDT

HU 0225

* Auth (Verified) *

Summerlin Hospital Outpatient Therapy Center
653 N Town Center Dr Ste 117
Las Vegas, NV 89144-0515
Phone: (702)233-7470
Fax: (702)233-7426

Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 85

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 01/17/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 85

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, patient's father's girlfriend brought Azlynn to therapy and provided legal paperwork stating Mario Opipari has sole custody of Azlynn. Paperwork was copied and filed in ST folder and copies were provided for OT ad PT as well.

Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Complicating/Personal Factors: PI primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER F80.2 PHONOLOGICAL DISORDER F80.0 DOWN SYNDROME, UNSPECIFIED Q90.9
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Provided developmental chart and "What can I do" handout to Carrie for family education. "Where" and s-blend homework sent home.
Rehab Potential: Good
Short Term Goals:
1: (6 months) | Goal Met | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Not addressed - Azlynn answered basic "what" questions independently with 80% accuracy. Verbal and visual cues increased accuracy.

Azlynn answered basic "where" questions independently with 60% accuracy. Verbal and visual cues increased accuracy.

Not addressed - Azlynn answered basic "who" questions independently with 40% accuracy. Verbal and visual cues increased accuracy. | Original goal met. Continue with targeting answering basic wh - questions.
2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I want XX"/ "I need help/My turn please" phrases independently in 2/10 trials. Verbal cues increased accuracy to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.
3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Continue -

HU 0226

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* Auth (Verified) *

Summerlin Hospital Outpatient Therapy Center
653 N Town Center Dr Ste 117
Las Vegas, NV 89144-0515
Phone: (702)233-7470
Fax: (702)233-7426

Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 86

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 01/24/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 86

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, patient's father's girlfriend, brought Azlynn to therapy. Carrie stated they practiced all homework.

Current Functional Limitations:

Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)

Home Health Care: No
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (40 min.)	1

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Direct Minutes	0
Treatment Minutes	40

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER F80.2 PHONOLOGICAL DISORDER F80.0 DOWN SYNDROME, UNSPECIFIED Q90.9

Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.

Patient Education: "What" and s placement homework sent home.

Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).

Rehab Potential: Good

Short Term Goals:

1: (6 months) | Goal Met | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Azlynn answered basic "what" questions independently with 30% accuracy. Verbal and visual cues increased accuracy.

Azlynn answered basic "where" questions independently with 80% accuracy. Verbal and visual cues increased accuracy.

Not addressed - Azlynn answered basic "who" questions independently with 40% accuracy. Verbal and visual cues increased accuracy. | Original goal met. Continue with targeting answering basic wh - questions.

2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I want XX"/ "I need help/My turn please" phrases independently in 1/10 trials. Verbal cues increased accuracy to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.

3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Continue -

HU 0227

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 87

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 01/31/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 87

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, patient's father's girlfriend, brought Azlynn to therapy. Carrie stated they practiced all homework.

Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Objective Findings	Therapy session and note completed by student clinician, Seanie Petersen
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER F80.2 PHONOLOGICAL DISORDER F80.0 DOWN SYNDROME, UNSPECIFIED Q90.9

Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.

Patient Education: Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).

Rehab Potential: Good

Short Term Goals:

1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Not addressed- Azlynn answered basic "what" questions independently with 30% accuracy. Verbal and visual cues increased accuracy.

Azlynn answered basic "where" questions independently with 80% accuracy. (second)

Azlynn answered basic "who" questions independently with 20% accuracy. Verbal cues increased accuracy to 80% | Original goal met. Continue with targeting answering basic wh - questions.

2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Not addressed- Azlynn used "I want XX"/ "I need help/My turn please" phrases independently in 1/10 trials. Verbal cues increased accuracy to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.

3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Continue -

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 88

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 02/07/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 88

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, patient's father's girlfriend, brought Azlynn to therapy. Carrie stated they practiced the /s/ sound.

Patient Functional Limitations:

Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Objective Findings	Therapy and note completed by student clinician, Seanie Petersen
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER
PHONOLOGICAL DISORDER
DOWN SYNDROME, UNSPECIFIED
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Discussed practicing carrier phrases, "I want/like/need/see XX" at home.

Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).
Rehab Potential: Good
Short Term Goals:
1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Azlynn answered basic "what" questions independently with 50% accuracy. Verbal and visual cues increased accuracy.

Not addressed- Azlynn answered basic "where" questions independently with 80% accuracy. (second)

Not addressed - Azlynn answered basic "who" questions independently with 20% accuracy. Verbal cues increased accuracy to 80% | Original goal met. Continue with targeting answering basic wh - questions.
2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I want XX"/ "I need help/My turn please" phrases independently in 4/10 trials. Verbal cues and sentence strip increased accuracy to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.

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Daily Note / Billing Sheet Addendum

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 89

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 02/14/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 89

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, patient's father's girlfriend, brought Azlynn to therapy. Carrie stated they practiced the /s/ sound and wh-questions over the past week. Carrie also stated Azlynn has had a frenectomy two times.

Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Complicating/Personal Factors: PI primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Objective Findings	Therapy and note completed by student clinician, Seanie Petersen
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER PHONOLOGICAL DISORDER DOWN SYNDROME, UNSPECIFIED
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Discussed practicing carrier phrases, "I want/like/need/see XX" at home. Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).
Rehab Potential: Good
Short Term Goals:
1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions independently with 20% accuracy. Verbal cues increased accuracy to 70%

Not addressed- Azlynn answered basic "what" questions independently with 50% accuracy. Verbal and visual cues increased accuracy. | Original goal met. Continue with targeting answering basic wh - questions.
2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I want XX"/ "I need help/My turn please" phrases independently in 4/10 trials. Verbal cues and sentence strip increased accuracy to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.
3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Continue -

HU 0230
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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 09/24/2020
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visits from SOC: 56

Date of Daily Note: 02/21/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Time In/Out: 3:00 pm/3:40 pm
Visit No.: 56
SOC Date: 09/24/2020

Insurance Name: MEDICAID PRIME

Subjective

Current Complaints / Gains: Pt arrives with step mom, awake and alert.

Current Functional Limitations:

Mobility: Walking & Moving Around: Pt ambulates independently. Pt able to transfer independently. Pt is unable to perform stairs independently at this time, requiring use of B UE on stairs to perform. Pt also demonstrates difficulty with jumping, running, and ambulating directions other than forward.

Home Health Care: No

Complicating/Personal Factors: Patient age

Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Direct Timed Codes	Units
GP:97110	Therapeutic Exercise (15 min.) Pt placed in standing position on rebounder and cued to bounce up and down with B UE from PT, cued to bounce in circles and jump off of side. Pt tolerated well and enjoyed, required frequent min A for balance.	1
GP:97530	Therapeutic Activity/Kinetic (25 min.) Pt placed in seated position on platform swing and cued to remain upright while swinging gently in various directions. Pt demonstrates good tolerance to activity, occasionally transferred to standing. Pt performed ambulation up and down 3 stairs with 6" differential and cued to grip onto trapeze swing and swing onto crash pad. Pt demonstrates good tolerance to this activity and improved grip strength, min A at end of swing to remain gripping. 15 total sets. Single UE for upright stair ambulation.	2

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Direct Minutes	40
Treatment Minutes	40

Assessment

Assessment/Diagnosis: Pt demonstrates good enjoyment with all activities today with short rests intermittently for play. Patient requires skilled therapy to restore prior level of function utilizing the treatment and modalities described in this plan of care.

Rehab Potential: Good

Patient Problems:
- Poor coordination with ambulation sideways and backwards
- Low strength generally throughout body
- Low tone generally throughout body
- Poor running
- Unable to jump independently
- Unable to ambulate up and down stairs and ramps
- Poor coordination with throwing and catching

Short Term Goals:
1: (8 Weeks) | Goal Met | Pt will demonstrate ability to independently jump 1" off of ground with B LE takeoff |
2: (10 Weeks) | 95% | Pt will demonstrate ability to walk backwards 10' without UE assistance from PT |
3: (10 Weeks) | 90% | Pt will demonstrate spontaneous independent overhead throwing motion of tennis ball |

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 90

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 02/21/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 90

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, patient's father's girlfriend, brought Azlynn to therapy.
Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (40 min.)	1

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Direct Minutes	0
Treatment Minutes	40

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER PHONOLOGICAL DISORDER DOWN SYNDROME, UNSPECIFIED
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Discussed practicing carrier phrases, "I want/like/need/see XX" at home. "Who" homework sent home.

Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).
Rehab Potential: Good
Short Term Goals:
1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions independently with 20% accuracy. Verbal and visual cues increased accuracy.

Azlynn answered basic "what" questions independently with 70% accuracy. Verbal and visual cues increased accuracy. | Original goal met. Continue with targeting answering basic wh - questions.
2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I want XX"/ "I need help/My turn please" phrases independently in 0/10 trials. Verbal cues and sentence strip increased accuracy to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.
3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Continue -

HU 0232

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Daily Note / Billing Sheet Addendum

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 91

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 02/28/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 91

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, patient's father's girlfriend, brought Azlynn to therapy.

Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Objective Findings	Therapy session and note completed by student clinician, Seanie Petersen
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER PHONOLOGICAL DISORDER DOWN SYNDROME, UNSPECIFIED
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Discussed practicing carrier phrases, "I want/like/need/see XX" at home. "Who" homework sent home. Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).
Rehab Potential: Good
Short Term Goals:
1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions independently with 70% accuracy. Verbal and visual cues increased accuracy.

Azlynn answered basic "what" questions independently with 90% accuracy (first). | Original goal met. Continue with targeting answering basic wh - questions independently.
2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I see XX" phrases independently in 0/10 trials. Verbal cues and sentence strip increased accuracy to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.
3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Goal met -

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Daily Note / Billing Sheet Addendum

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 10/26/2020
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 48

SOC Date: 10/26/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 02/28/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 10/26/2020
Treatment Diagnosis: ICD10: R62.0: Delayed milestone in childhood
Visits from SOC: 48

Subjective

Current Complaints / Gains: Child's mother has a goal of facilitating child's independence in childhood occupations and maximizing level of potential. Mother has reported the following: progressing communication to use hand gestures for up to for familiar signs, demo's progressing imitation and vocal approximations for familiar words/phrases, demo's improved letter recognition and shape/color recognition, improvements stabbing with fork and scooping with spoon to self feed with improved precision, zips/unzips on track, removes socks/shoes, and emerging toileting independence to successfully urinated on potty chair.

Child has been participating in outpatient occupational therapy 1x/week since start of care. She is also receiving outpatient physical and speech therapy. Child demonstrates consistency with therapy, demonstrates eager to participate, and parents are receptive to recommendations with carry over at home. Mother reports she is now attending ABA and play therapies, noting

educated from other therapists child may be utilizing defiance due to anxiousness regarding activity or sucess and to transition to quiet care to assist with self-regulation. She also reports child spends weekends with her father and mother attempts to communicate with him regarding success with potty training, however, he does not respond to it us not known if there is carry over. She reports success with potty training when with mother.. Father has contacted this clinic informing of custody update and he reportedly has full custody until next court date. Father's girlfriend brings court papers and are filed in chart. Girlfriend reports improvements to fasten carseat buckle and construct A. They continue to work on toileting independence

2/28/21. Child presented to clinci with father's gf. She easily transitioned from physical therapy. No updates/concerns reported. She has been prescribed new glasses with gradual introduction

Home Health Care: No
Medical History: Child is s/p ear tube surgery and tongue reduction January 11,2018 with no complications. S/p tonsilectomy 2/04/2020 and removal of adenoids.
Complicating/Personal Factors: Patient age
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Direct Timed Codes	Units
GO:97530	Therapeutic Activity/Kinetic (40 min.) Refer to objective findings	3

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Objective Findings

Swing, obstacle course squat on bosu ball, name with glasses

Child engaged in child-directed sensorimotor activity to provide vestibular sensory input using platform swing. She enjoys sitting and standing with B hands on ropes and received gentle pertubations while maintaining COM within BOS.

Next, child transitions to multistep sensorimotor obstacle course targeting proximal stability, UE strength provide vestibular and proprioceptive sensory input to optimize level of arousal required for learning and self-regulation, promote motor planning skills, and and UE limb coordination. Child follows verbal and visual directives to sequence navigating scooter, climbing thorugh tunnel, limbing ladder slide and ladder, then maintain standing on bosu to retrieve animals and toss overhand at target. She requires outside support to maintain balance and motor plan navigating ladder, bolster, and maintaining balance on bosu ball. with practice and VC's she improves motor planning on ladder and demo's tossing overhand wtih 80% accuracy.

Next, pt engaged in handwriting activity tracing/copying prewriting shapes and first name with glasses donned. She ability to trace prewriting shapes and progressing stroke sequence when tracing first name. She attempts to copy but requires assist for lettter construction

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 92

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 03/07/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 92

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, patient's father's girlfriend, brought Azlynn to therapy. Carrie reported that Azlynn was not feeling great today and had a tough day at school listening. Patient did not have a temperature and was able to participate in therapy.

Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Complicating/Personal Factors: PI primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Objective Findings	Therapy session and note completed by student clinician, Seanie Petersen
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER PHONOLOGICAL DISORDER DOWN SYNDROME, UNSPECIFIED
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Discussed practicing carrier phrases, "I want/like/need/see XX" at home. "Who" homework sent home. Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).
Rehab Potential: Good
Short Term Goals:
1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions with 90% accuracy with verbal and visual cues.

Azlynn answered basic "what" questions with 70% accuracy with verbal and visual cues. | Original goal met. Continue with targeting answering basic wh - questions independently.
2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I see XX" phrases independently in 0/10 trials. Verbal cues and sentence strip increased accuracy to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.
3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Goal met -

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 10/26/2020
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 49

SOC Date: 10/26/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 03/07/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 10/26/2020
Treatment Diagnosis: ICD10: R62.0: Delayed milestone in childhood
Visits from SOC: 49

Subjective

Current Complaints / Gains: Child's mother has a goal of facilitating child's independence in childhood occupations and maximizing level of potential. Mother has reported the following: progressing communication to use hand gestures for up to for familiar signs, demo's progressing imitation and vocal approximations for familiar words/phrases, demo's improved letter recognition and shape/color recognition, improvements stabbing with fork and scooping with spoon to self feed with improved precision, zips/unzips on track, removes socks/shoes, and emerging toileting independence to successfully urinated on potty chair.

Child has been participating in outpatient occupational therapy 1x/week since start of care. She is also receiving outpatient physical and speech therapy. Child demonstrates consistency with therapy, demonstrates eager to participate, and parents are receptive to recommendations with carry over at home. Mother reports she is now attending ABA and play therapies, noting increased defiance during sessions at home. She has been

to quiet care to assist with self-regulation. She also reports child spends weekends with her father and mother attempts to communicate with him regarding success with potty training, however, he does not respond to it us not known if there is carry over. She reports success with potty training when with mother.. Father has contacted this clinic informing of custody update and he reportedly has full custody until next court date. Father's girlfriend brings court papers and are filed in chart. Girlfriend reports improvements to fasten carseat buckle and construct A. They continue to work on toileting independence

3/7/21: Child presented to clinci with father's gf. She easily transitioned from physical therapy. No updates/concerns reported.

Home Health Care: No
Medical History: Child is s/p ear tube surgery and tongue reduction January 11,2018 with no complications. S/p tonsilectomy 2/04/2020 and removal of adenoids.
Complicating/Personal Factors: Patient age
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Direct Timed Codes	Units
GO:97530	Therapeutic Activity/Kinetic (Therapist - 40 mins.) Refer to objective findings	3

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Objective Findings

Child engaged in child-directed sensorimotor activity to provide vestibular and proprioceptive sensory input and promote proximal stability to optimze distal ahnd control. She assumed prone in lycra swing and received anterior/posterior pertubations wtih encouragement to reach to optimize extensor strength. She demo's increased level of arousal following sensory activity.

Next, child engaged in cooperative game promoting turn taking, hand strength, and VM intregation requiring her to isolate digital to engage spinner and isnert items into slot. She requires cues for turn taking and following rules of game, which she was receptive to. She demo's ability to stabilize within webspace to insert/remove items.

Next, pt engaged in craft promoting VM integration and fine motor precision coloring in picture with outline. She assumes tirpod grasping R hand and executes scribbles on page. She is abl eto use DO A DOT according to function with cues for attending to line boundaries and filling in space. handwriting activity tracing/copying prewriting shapes and first name with glasses donned. She ability to trace prewriting shapes and progressing stroke sequence when tracing first name. She attempts to copy but requires assist for letter construction

Direct Minutes 40
Treatment Minutes 40

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 09/24/2020
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visits from SOC: 57

Date of Daily Note: 03/07/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Time In/Out: 4:20 pm/5:00 pm
Visit No.: 57
SOC Date: 09/24/2020

Insurance Name: MEDICAID PRIME

Subjective

Current Complaints / Gains: Pt arrives with step mom following ST, awake and alert.

Current Functional Limitations:

Mobility: Walking & Moving Around: Pt ambulates independently. Pt able to transfer independently. Pt is unable to perform stairs independently at this time, requiring use of B UE on stairs to perform. Pt also demonstrates difficulty with jumping, running, and ambulating directions other than forward.

Home Health Care: No

Complicating/Personal Factors: Patient age

Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Direct Timed Codes	Units
GP:97110	Therapeutic Exercise (Therapist - 25 mins.) Pt placed in prone position on sling swing and cued to swing back and forth while lifting body against gravity and reaching for toys on ground to throw toy into need approx 6 feet away. Pt demonstrates good tolerance to this activity, approx 50% accuracy with throwing, rests d/t fatigue. Pt performed ambulation over obstacle course including 3 steps with 6 " rise to bolster, barrel bolster, foam pads, and tunnel. Pt demonstrates good tolerance to this activity and performed 10 total sets.	2
GP:97530	Therapeutic Activity/Kinetic (Therapist - 15 mins.) Pt placed in tricycle and cued to progress through hallway with B LE on pedals, pushing through B LE. Pt demonstrates difficulty with progressing d/t weakness in B LE for pushing pedals, however tolerates and performs with min/mod A from PT for pushing and steering. 400' total.	1

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Direct Minutes	40
Treatment Minutes	40

Assessment

Assessment/Diagnosis: Pt tolerates all activities well with short rest, good focus.
Patient requires skilled therapy to restore prior level of function utilizing the treatment and modalities described in this plan of care.

Rehab Potential: Good

Patient Problems:
- Poor coordination with ambulation sideways and backwards
- Low strength generally throughout body
- Low tone generally throughout body
- Poor running
- Unable to jump independently
- Unable to ambulate up and down stairs and ramps
- Poor coordination with throwing and catching

Short Term Goals:
1: (8 Weeks) | Goal Met | Pt will demonstrate ability to independently jump 1" off of ground with B LE takeoff |
2: (10 Weeks) | 95% | Pt will demonstrate ability to walk backwards 10' without UE assistance from PT |
3: (10 Weeks) | 90% | Pt will demonstrate spontaneous independent overhead throwing motion of tennis ball |

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Daily Note / Billing Sheet Addendum

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 93

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 03/21/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 93

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, dad's girlfriend, brought Azylnn to session. She reported that Azylnn was sick wtih croup last week but is feeling better and cleared to be back to school and therapy.

Current Functional Limitations:

Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)

Home Health Care: No
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Objective Findings	Therapy session and note completed by student clinician, Seanie Petersen
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER PHONOLOGICAL DISORDER DOWN SYNDROME, UNSPECIFIED

Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.

Patient Education: Discussed practicing carrier phrases, "I want/like/need/see XX" at home. "Who" homework sent home. Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).

Rehab Potential: Good

Short Term Goals:

1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions with 90% accuracy with verbal and visual cues. (frist)

Not addressed- Azlynn answered basic "what" questions with 70% accuracy with verbal and visual cues. | Original goal met. Continue with targeting answering basic wh - questions independently.

2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I want XX" phrases independently in 0/10 trials. Verbal cues and sentence strip increased accuracy to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.

3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Goal met -

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 10/26/2020
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 51

SOC Date: 10/26/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 03/28/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 10/26/2020
Treatment Diagnosis: ICD10: R62.0: Delayed milestone in childhood
Visits from SOC: 51

Subjective

Current Complaints / Gains: Child's mother has a goal of facilitating child's independence in childhood occupations and maximizing level of potential. Mother has reported the following: progressing communication to use hand gestures for up to for familiar signs, demo's progressing imitation and vocal approximations for familiar words/phrases, demo's improved letter recognition and shape/color recognition, improvements stabbing with fork and scooping with spoon to self feed with improved precision, zips/unzips on track, removes socks/shoes, and emerging toileting independence to successfully urinated on potty chair.

Child has been participating in outpatient occupational therapy 1x/week since start of care. She is also receiving outpatient physical and speech therapy. Child demonstrates consistency with therapy, demonstrates eager to participate, and parents are receptive to recommendations with carry over at home. Mother reports she is now attending ABA and play therapies, noting increased defiance during sessions at home. She has been

~~educated from other therapists child may be utilizing~~ to quiet care to assist with self-regulation. She also reports child spends weekends with her father and mother attempts to communicate with him regarding success with potty training, however, he does not respond to it us not known if there is carry over. She reports success with potty training when with mother.. Father has contacted this clinic informing of custody update and he reportedly has full custody until next court date. Father's girlfriend brings court papers and are filed in chart. Girlfriend reports improvements to fasten carseat buckle and construct A. They continue to work on toileting independence

3/28/21: Child presented to clinic with father's gf. She easily transitioned from physical therapy. No updates/concerns reported.

Home Health Care: No
Medical History: Child is s/p ear tube surgery and tongue reduction January 11,2018 with no complications.
S/p tonsilectomy 2/04/2020 and removal of adenoids.
Complicating/Personal Factors: Patient age
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Direct Timed Codes	Units
GO:97530	Therapeutic Activity/Kinetic (Therapist - 40 mins.) Refer to objective findings	3

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Objective Findings	Child engaged in child-directed sensorimotor activity to provide vestibular and proprioceptive sensory input and promote proximal stability to optimze distal ahnd control. She seeks platform swing and received antioer/posterior pertubations with hands on ropes. Next, child engaged in sensroimotor multistep obstacle course promoting core and upper extremity strength, motor planning, and body coordination requriing her to navigate bolster swing in standing, climb through tunnel, climb ladder and stand on bosu ball and retrieve animals and toss overhand towards target. She requires outside support when dynamic balance challenge navigating bolster swing and for safety climbing ladder slide. Next, child engaged in handwriting activity encouraging her to trace and copying first name. She demo's progressing letter construction tracing name for Azlnn and requires assist for constructing 'y'
Direct Minutes	40
Treatment Minutes	40

Assessment

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 94

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 03/28/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 94

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, dad's girlfriend, brought Azlynn to session. Carrie reported pt had a couple instances of self-correction for /s/ sound with tongue in correct placement over the weekend.

Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Objective Findings	Therapy session and note completed by student clinician, Seanie Petersen
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER PHONOLOGICAL DISORDER DOWN SYNDROME, UNSPECIFIED
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Discussed practicing carrier phrases, "I want/like/need/see XX" at home. "Who" homework sent home. Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).
Rehab Potential: Good
Short Term Goals:
1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions with 80% accuracy with verbal and visual cues. (second)

Azlynn answered basic "what" questions with 90% accuracy with verbal and visual cues. (first) | Original goal met. Continue with targeting answering basic wh - questions independently.
2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn produced a 3+ utterance independently 1x. Azlynn used "I want XX" phrases independently in 0/10 trials. Verbal cues and sentence strip increased accuracy for "I want XX" to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.
3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Goal met -

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Daily Note / Billing Sheet Addendum

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 10/26/2020
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 52

SOC Date: 10/26/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 04/04/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 10/26/2020
Treatment Diagnosis: ICD10: R62.0: Delayed milestone in childhood
Visits from SOC: 52

Subjective

Current Complaints / Gains: Child's mother has a goal of facilitating child's independence in childhood occupations and maximizing level of potential. Mother has reported the following: progressing communication to use hand gestures for up to for familiar signs, demo's progressing imitation and vocal approximations for familiar words/phrases, demo's improved letter recognition and shape/color recognition, improvements stabbing with fork and scooping with spoon to self feed with improved precision, zips/unzips on track, removes socks/shoes, and emerging toileting independence to successfully urinated on potty chair.

Child has been participating in outpatient occupational therapy 1x/week since start of care. She is also receiving outpatient physical and speech therapy. Child demonstrates consistency with therapy, demonstrates eager to participate, and parents are receptive to recommendations with carry over at home. Mother reports she is now attending ABA and play therapies, noting increased defiance during sessions at home. She has been
educated from other therapists child may be utilizing defiance due to anxiousness regarding activity or sucess and to transition to quiet care to assist with self-regulation. She also reports child spends weekends with her father and mother attempts to communicate with him regarding success with potty training, however, he does not respond to it us not known if there is carry over. She reports success with potty training when with mother.. Father has contacted this clinic informing of custody update and he reportedly has full custody until next court date. Father's girlfriend brings court papers and are filed in chart. Girlfriend reports improvements to fasten carseat buckle and construct A. They continue to work on toileting independence

4/4/21: Child presented to clinic with father's gf. She easily transitioned from physical therapy. No updates/concerns reported.
Home Health Care: No
Medical History: Child is s/p ear tube surgery and tongue reduction surgery [illegible] with no complications
S/p tonsilectomy 2/04/2020 and removal of adenoids.
Complicating/Personal Factors: Patient age
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Direct Timed Codes	Units
GO:97530	Therapeutic Activity/Kinetic (Therapist - 40 mins.) Refer to objective findings	3

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Objective Findings

Swing, color picture, buttoning
Child engaged in child-directed sensorimotor activity to provide vestibular and proprioceptive sensory input and promote proximal stability to optimize distal hand control. She seeks standard swing and enjoys anterior/osterior pertubations and raises BLE to maximize core stability. Additionally, hand strengthening andmotor planning activity incorporating orienting resistive pinchpins on ropes while seated on swing. She requires assist for placement of pinchpin in hand and follows prompts to engage and orient on ropes at chest and overhead levels

Next, pt engaged in dressing activity to promote dressing independence. Child demonstrates ability to button 3/3 medium sized button. She has difficulty unbuttoning medium sized button. She has difficulty engaging smaller buttons due to decreased bimanusl skills. She is able to zip/unzip on track, however, requires assist for inserting zipper and demo's good attempts to stabilize

Next, child engaged in coloring activity promoting visual motor integration and fine motor precision. She assumes tripod grasp in R hand and enjoys coloring picture. Attending to line boundaries and filling in space continues to emerge

Direct Minutes 40
Treatment Minutes 40

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 95

SOC Date: 09/24/2020
Insurance Name: FIRST HEALTH NV

Date of Daily Note: 04/04/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 95

Subjective

Current Complaints / Gains: Azlynn arrived on time to therapy. Carrie, dad's girlfriend, brought Azylnn to session. Carrie reported pt had a couple instances of self-correction for /s/ sound with tongue in correct placement.

Current Functional Limitations:

Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)

Home Health Care: No
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Objective Findings	Therapy session and note completed by student clinician, Seanie Petersen
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: MIXED RECEPTIVE EXPRESSIVE LANGUAGE DISORDER PHONOLOGICAL DISORDER DOWN SYNDROME, UNSPECIFIED

Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.

Patient Education: Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).

Rehab Potential: Good

Short Term Goals:

1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions with 80% accuracy with verbal and visual cues. (third)

Azlynn answered basic "what" questions with 80% accuracy with verbal and visual cues. (second) | Original goal met. Continue with targeting answering basic wh - questions independently.

2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azylnn produced a 3+ utterance independently 2x. Azlynn used "I want XX" phrases independently in 0/10 trials. Verbal cues and sentence strip increased accuracy for "I want XX" to 100%. | Goal met for 2+ word utterances. Increased to 3+ word utterances.

3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Goal met -

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SLP Recertification Note

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 96

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Recertification: 04/05/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 96

Subjective

History of Present Condition/Mechanism of Injury: Pt is a 5 year old female currently receiving speech and language therapy at Summerlin Hospital Outpatient Rehabilitation Center.

PMH: Pt was born at 35 weeks gestation, 5 weeks in NICU d/t IUGR. Born via C-section. Pt is progressing well and is able to speak 2-3 word utterances in addition to frequent use of ASL. Patient has a primary DX of Down Syndrome.
Current Complaints / Gains: Azlynn has met her goals for answering wh - questions with visuals, using 2+ word utterances, and producing /p, b, h, k , g and t/ in all positions of words. She has met goal for using early pronouns and answering "where" questions independently.

Azlynn continues to demonstrate difficulty with answering "who, what, when and why" questions independently, using 3+word utterances independently, and continues to demonstrate difficulty with /s/ placement, s-blends, final consonants and /w, m, n and d/ sounds.

Carrie, Azlynn's dad's girlfriend, states they work on /s/ and wh- questions on a weekly basis and have noticed Azlynn beginning to self-correct her /s/ production at home. Carrie feels Azlynn continues to struggle with understanding of wh-questions.

Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Medical History: Frenectomy
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

Inspection

Chaperone

Chaperone Present	Yes Mother present for part of evaluation	
Current Behavior	Cooperative	*Cooperative*
Contributing Conditions	Nonoral Nutritional Intake, Down syndrome	*Nonoral Nutritional Intake, Down syndrome*
Communication		
Language Expression	Expresses Basic Needs, Communicates Basic ADLs	*Expresses Basic Needs, Communicates Basic ADLs*
Auditory Comprehension	Administered the Receptive One Word Picture Vocabulary Test and patient received a Standard Score of 81.	*Administered the Receptive One Word Picture Vocabulary Test and patient received a Standard Score of 81.*
Speech Intelligibility	Word Level (Patient has some true words, but communicates primarily by ASL. She demonstrates strong interest in speaking verbally.)	*Word Level (Patient has some true words, but communicates primarily by ASL. She demonstrates strong interest in speaking verbally.)*
Oral Movement	Uncoordinated (No formal oral motor exam completed. Will complete in subsequent sessions.)	*Uncoordinated (No formal oral motor exam completed. Will complete in subsequent sessions.)*
Reading Comprehension	(Not assessed.)	*(Not assessed.)*
Non-verbal Mode of Communication	Other (ASL)	*Other (ASL)*

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Daily Note / Billing Sheet Addendum

SUMMERLIN HOSPITAL

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 97

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 05/02/2022
Patient #: 6190050
Referring Physician(s): MILLER, LISA MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder; F80.0: Phonological disorder
Visits from SOC: 97

Subjective

Current Complaints / Gains: Azlynn arrived on time for speech therapy. She was accompanied by Carrie (Coco), dad's girl friend who waited in the waiting room. Discussed progress with who vs. what questions and /s/ sound at the end with Carrie.
Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Medical History: Frenectomy
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN,92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: Q90.9 Down syndrome, unspecified F80.2 Mixed receptive-expressive language disorder F80.0 Phonological disorder
Patient requires skilled therapy to restore Participation in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Wh- questions sent home for homework. Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be canceled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).
Rehab Potential: Good
Short Term Goals:
1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions with 40% accuracy independently. She often answered with an action or a noun, not person.

Not addressed - Azlynn answered basic "what" questions with 0% accuracy independently, accuracy increased to 70% with verbal and visual cues. | Azlynn has met goal for answering basic "where" questions independently. She continues to require cues to answering "who" and "what". "when" and "why" will be targeted following "who and what" mastery. Continue with targeting answering basic wh - questions independently until mastery.

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Daily Note / Billing Sheet Addendum

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 98

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 05/09/2022
Patient #: 6190050
Referring Physician(s): BARLOW, DOUGLAS MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 98

Subjective

Current Complaints / Gains: Azlynn arrived on time for speech therapy. She was accompanied by Carrie (Coco), dad's girlfriend who waited in the waiting room. Discussed progress with wh- questions and /s/ sound at the end with Carrie.
Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Medical History: Frenectomy
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: Q90.9 Down syndrome, unspecified F80.2 Mixed receptive-expressive language disorder F80.0 Phonological disorder
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Wh- questions sent home for homework. Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).
Rehab Potential: Good
Short Term Goals:
1: (6 months) | Azlynn will answer basic wh- questions independently with 90% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 90% accuracy (third).

Not addressed - Azlynn answered basic "who" questions with 40% accuracy independently. She often answered with an action or a noun, not person.

Azlynn answered basic "what" questions with 60% accuracy independently, accuracy increased to 100% with verbal and visual cues. | Azlynn has met goal for answering basic "where" questions independently. She continues to require cues for answering "who" and "what". "when" and "why" will be targeted following "who and what" mastery. Continue with targeting answering basic wh - questions independently until mastery.
2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions

Azlynn used "I want/ I see XX" phrases independently in 0/10 trials. Verbal cues and sentence strip increased accuracy to 100%. | Goal met for 2+ word utterances. Continue to target increase to 3+ word utterances with the use of carrier phrases to mastery.

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/16/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 99

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 05/16/2022
Patient #: 5190050
Referring Physician(s): BARLOW, DOUGLAS MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder; F80.0: Phonological disorder
Visits from SOC: 99

Subjective

Current Complaints / Gains: Azlynn arrived on time for speech therapy. She was accompanied by Carrie (Coco), dad's girlfriend who waited in the waiting room. Discussed progress with "what" questions, continued difficulty with "who" questions and /s/ sound at the end with Carrie.

Current Functional Limitations:

Spoken Language Comprehension:: Please see goals in assessment section

Spoken Language Expression: Please see goals in assessment section

Other: Articulation/Phonology (please see goals in assessment section)

Home Health Care: No

Medical History: Frenectomy

Complicating/Personal Factors: Pt primary DX is Down Syndrome

Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Direct Minutes:	0
Treatment Minutes	35

Assessment:

Assessment/Diagnosis:: Q90.9 Down syndrome, unspecified F80.2 Mixed receptive-expressive language disorder F80.0 Phonological disorder

Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.

Patient Education: Parent education on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).

Rehab Potential: Good

Short Term Goals:

1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions with 40% accuracy independently. She often answered with an action or a noun, not person.

Azlynn answered basic "what" questions with 80% accuracy independently (first). | Azlynn has met goal for answering basic "where" questions independently. She continues to require cues for answering "who" and "what", "when" and "why" will be targeted following "who and what" mastery. Continue with targeting answering basic wh - questions independently until mastery.

2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex. I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I want/ I see XX" phrases independently in 0% of trials. Verbal cues and sentence strip increased accuracy to 100%. | Goal met for 2+ word utterances. Continue to target increase to 3+ word utterances with the use of carrier phrases to mastery.

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL

Patient Name: Orrabi, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 100

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 05/23/2022
Patient #: 6150050
Referring Physician(s): BARLOW, DOUGLAS MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 100

Subjective

Current Complaints / Gains: Azlynn arrived on time for speech therapy. She was accompanied by Carrie (Coco), dad's girlfriend who waited in the waiting room. Carrie reported Azlynn's allergies were bothering her today. Azlynn demonstrated congestion with mouth breathing and hoarse vocal quality.

HCAPP re-administered to update sound production goals.

Current Functional Limitations:

Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)

Home Health Care: No
Medical History: Frenectomy
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: Q90.9 Down syndrome, unspecified F80.2 Mixed receptive-expressive language disorder F80.0 Phonological disorder

Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatments and modalities described in this plan of care.

Patient Education: Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be canceled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).

Rehab Potential: Good

Short Term Goals:

1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions with 30% accuracy independently. She often answered with an action or a noun, not person.

Azlynn answered basic "what" questions with 80% accuracy independently (second). | Azlynn has met goal for answering basic "where" questions independently. She continues to require cues for answering "who" and "what". "when" and "why" will be targeted following "who and what" mastery. Continue with targeting answering basic wh - questions independently until mastery.

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL MEDICAL CENTER

Patient Name: Ophari, Azlynn H
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 105

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 07/11/2022
Patient #: 6190050
Referring Physician(s): BARLOW, DOUGLAS MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 105

Subjective

Current Complaints / Gains: Azlynn arrived on time for speech therapy. She was accompanied by Carrie (Coco), dad's fiancé who waited in the waiting room. Azlynn was cooperative and participated in all speech tasks.

Current Functional Limitations:

Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)

Home Health Care: No
Medical History: Frenectomy
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
G8992507	ST SPEECH/HEAR TX IND (35 min.)	1

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Objective Findings	Therapy session and note completed by student clinician Kaila Cassius under the supervision of SLP
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: Q90.9 Down syndrome, unspecified F80.2 Mixed receptive-expressive language disorder F80.0 Phonological disorder

Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.

Patient Education: Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be canceled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms). Auditory Bombardment provided for /s, /.

Rehab Potential: Good.

Short Term Goals:

1: (6 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions with 81% accuracy independently.

Not addressed - Azlynn answered basic "what" questions with 80% accuracy independently (second). | Azlynn has met goal for answering basic "where" questions independently. She continues to require cues for answering "who" and "what". "when" and "why" will be targeted following "who and what" mastery. Continue with targeting answering basic wh- questions independently until mastery.

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL

Patient Name: Opipari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 106

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 07/18/2022
Patient #: 6190050
Referring Physician(s): BARLOW, DOUGLAS MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 106

Subjective

Current Complaints / Gains: Azlynn arrived on time for speech therapy. She was accompanied by Carrie (Coco), dad's fiance who waited in the waiting room. Azlynn was cooperative and participated in all speech tasks.
Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Medical History: Frenectomy
Complicating/Personal Factors: Primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	2

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Objective Findings	Therapy session and note completed by student clinician Katia Casillas under the supervision of SLP
Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: Q90.9 Down syndrome, unspecified F80.2 Mixed receptive-expressive language disorder F80.0 Phonological disorder
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in the plan of care.
Patient Education: Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including: hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory stress and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms). Auditory Bombardment and home practice provided for /ts/.
Rehab Potential: Good
Short Term Goals:
1: (6 months) Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Azlynn answered basic "who" questions with 60% accuracy independently.

Azlynn answered basic "what" questions with 76% accuracy independently. Azlynn has met goal for answering basic "where" questions independently. She continues to require cues for answering "who" and "what", "when" and "why" will be targeted following "who and what" mastery. Continue with targeting answering basic wh - questions independently until mastery.
2: (6 months) Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I see ___" phrases independently in 85% of trials. Modeled complete phrases/sentences throughout the session and initiated after a direct model. Goal met for 2+ word utterances. Continue to target increase to 3+ word utterances with the use of carrier phrases to mastery.

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Daily Note / Billing Sheet

Patient Name: Oppari, Azlynn H.
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 107

SOC Date: 09/24/2020
Insurance Name: MEDICAID PRIME

Date of Daily Note: 08/01/2022
Patient #: 6190050
Referring Physician(s): BARLOW, DOUGLAS MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 107

Subjective

Current Complaints / Gains: Azlynn arrived on time for speech therapy. She was accompanied by Carrie (Coco), dad's fiancé who waited in the waiting room. Azlynn was cooperative and participated in all speech tasks. She was seen by unfamiliar ST this date.

Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)

Home Health Care: No
Medical History: Frenectomy
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (40 min.)	1

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Direct Minutes: 0
Treatment Minutes: 40

Assessment

Assessment/Diagnosis: Q90.9 Down syndrome, unspecified F80.2 Mixed receptive-expressive language disorder F80.0 Phonological disorder

Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.

Patient Education: Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be canceled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms). Auditory Bombardment and home practice provided for /s/.

Rehab Potential: Good

Short Term Goals:

1. (6 months) | Azlynn will answer basic "wh" questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (08/01).

Azlynn answered basic "who" questions with 60% accuracy independently.

Azlynn answered basic "what" questions with 80% accuracy independently. | Azlynn has met goal for answering basic "where" questions independently. She continues to require cues for answering "who" and "what". "when" and "why" will be targeted following "who and what" mastery. Continue with targeting answering basic "wh - questions independently until mastery.

2. (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I see___" and "I want___" phrases when given VP and model in 100% of trials; IND x6. | Goal met for 2+ word utterances. Continue to target increase to 3+word utterances with the use of carrier phrases to mastery.

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* Auth (Verified) *

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Daily Note / Billing Sheet

SUMMERLIN HOSPITAL

Patient Name: Opipari, Azlynn H
Date of Birth: 05/19/2016
Injury/Onset/Change of Status Date: 05/19/2016
Diagnosis: ICD10: Q90.9: Down syndrome, unspecified
Visit No.: 108

SOC Date: 09/24/2020
Insurance Name: FIRST HEALTH NV

Date of Daily Note: 08/08/2022
Patient #: 6190650
Referring Physician(s): BARLOW, DOUGLAS MD
Date of Original Eval: 09/24/2020
Treatment Diagnosis: ICD10: F80.2: Mixed receptive-expressive language disorder, F80.0: Phonological disorder
Visits from SOC: 108

Subjective

Current Complaints / Gains: Azlynn arrived on time for speech therapy. She was accompanied by Carrie (Coco), dad's fiance who waited in the waiting room. Azlynn was cooperative and participated in all speech tasks.
Current Functional Limitations:
Spoken Language Comprehension: Please see goals in assessment section
Spoken Language Expression: Please see goals in assessment section
Other: Articulation/Phonology (please see goals in assessment section)
Home Health Care: No
Medical History: Prematurity
Complicating/Personal Factors: Pt primary DX is Down Syndrome
Mental Status/Cognitive Function Appears Impaired? No

Objective

CPT® Code	Untimed Codes	Units
GN:92507	ST SPEECH/HEAR TX IND (35 min.)	1

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Direct Minutes	0
Treatment Minutes	35

Assessment

Assessment/Diagnosis: Q90.9 Down syndrome, unspecified F80.2 Mixed receptive-expressive language disorder F80.0 Phonological disorder
Patient requires skilled therapy to restore Participate in activities of daily living utilizing the treatment and modalities described in this plan of care.
Patient Education: Auditory Bombardment and home practice provided for final pull. Parent educated on the precautions being implemented by SHMC Outpatient Therapy to prevent the spread of COVID-19, including, hand hygiene, social distancing, restrictions on visitors, and disinfecting of all equipment between patients. The patient has been screened and appears to have no indications of respiratory illness and/or flu-like symptoms. The patient has been instructed that his/her appointment will be cancelled/re-scheduled should he/she be experiencing any fever, cough, running nose, sore throat, or shortness of breath (flu-like symptoms).
Rehab Potential: Good
Short Term Goals:
1: (5 months) | Azlynn will answer basic wh- questions independently with 80% accuracy over three consecutive sessions.

Goal met - Azlynn answered basic "where" questions independently with 80% accuracy (third).

Not addressed - Azlynn answered basic "who" questions with 60% accuracy independently.

Azlynn answered basic "what" questions with 80% accuracy independently (second). | Azlynn has met goal for answering basic "where" questions independently. She continues to require cues for answering "who" and "what", "when" and "why" will be targeted following "who and what" mastery. Continue with targeting answering basic wh - questions independently until mastery.
2: (6 months) | Azlynn will produce 3+ word utterances with the use of carrier phrases (ex: I want, I need, I see, I like...) in 80% of opportunities over three consecutive sessions.

Azlynn used "I like and I don't like" phrases when given sentence strip and model in 100% of trials, IND x7. | Goal met for 2+ word utterances. Continue to target increase to 3+ word utterances with the use of carrier phrases to mastery.
3: (6 months) | Azlynn will use the correct pronoun (I/you/me) in 80% of opportunities over three consecutive sessions.

Goal met - Azlynn used the correct pronoun in approximately 90% of opportunities (third). | Goal met.

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MO000929

EXHIBIT 20

WebTrac History

Search Criteria

Search

Description	Name	Date Range	Status	Location	Paid	Balance
Pass Visit for HPAC ADULT RES on 06/04/2017 at 2:30P	KYMBERLIE JOY	06/04/2017 -06/04/2017	Swiped In	Heritage Park Aquatic Complex	$ 10.00	$ 0.00
Pass Visit for HPAC YOUTH RES on 06/04/2017 at 2:30P	KYMBERLIE JOY	06/04/2017 -06/04/2017	Swiped In	Heritage Park Aquatic Complex	$ 3.00	$ 0.00
Pass Visit for HPAC ADULT RES on 06/21/2018 at 2:30P	KYMBERLIE JOY	06/21/2018 -06/21/2018	Swiped In	Heritage Park Aquatic Complex	$ 5.00	$ 0.00
Pass Visit for HPAC YOUTH RES on 06/21/2018 at 2:30P	KYMBERLIE JOY	06/21/2018 -06/21/2018	Swiped In	Heritage Park Aquatic Complex	$ 3.00	$ 0.00
FAFCFY20(970051)	KYMBERLIE JOY	10/03/2019 -10/03/2019	Sold	City of Henderson Grant	$ 400.00	$ 0.00
Combo Start Sports (624034-01)	AZLYNN	10/24/2019 -11/21/2019	Enrolled	Acacia Park	$ 52.50	$ 0.00
Skyhawks Combo Camp (621270-00)	AZLYNN	03/05/2020 -04/09/2020	Enrolled	Acacia Park	$ 10.50	$ 0.00
HPAC Starbabies & St (106020-26)	AZLYNN	03/06/2020 -03/27/2020	Enrolled	Heritage Park Aquatic Complex	$ 9.84	$ 0.00
Visit for Class: HPAC Starbabies & St (106020-26) on 03/06/2020 at 4:20pm	AZLYNN	03/06/2020	Swiped In	Heritage Park Aquatic Complex	$ 0.00	$ 0.00
Visit for Class: HPAC Starbabies & St (106020-26) on 03/13/2020 at 4:20pm	AZLYNN	03/13/2020	Swiped In	Heritage Park Aquatic Complex	$ 0.00	$ 0.00
HPAC Private (106003-49)	AZLYNN	03/16/2020 -03/25/2020	Deleted	Heritage Park Aquatic Complex	$ 0.00	$ 0.00
		03/24/2020				

FAFCFY20 Renew (970052)	KYMBERLIE JOY	03/24/2020 -03/24/2020	Sold		$ 9.83	$ 0.00
FAFCFY20 Renew (970052)	KYMBERLIE JOY	03/24/2020 -03/24/2020	Sold		$ 37.80	$ 0.00
FAFCFY20 Renew (970052)	KYMBERLIE JOY	03/30/2020 -03/30/2020	Sold		$ 14.70	$ 0.00
FAFCFY20 Renew (970052)	KYMBERLIE JOY	03/31/2020 -03/31/2020	Sold		$ 264.83	$ 0.00
HPAC Private (106003-56)	AZLYNN	04/03/2020 -04/24/2020	Deleted	Heritage Park Aquatic Complex	$ 0.00	$ 0.00
HPAC Starbabies & St (106020-36)	AZLYNN	04/03/2020 -05/01/2020	Deleted	Heritage Park Aquatic Complex	$ 0.00	$ 0.00
HPAC Private (106003-64)	AZLYNN	04/15/2020 -04/22/2020	Deleted	Heritage Park Aquatic Complex	$ 0.00	$ 0.00
FAFCFY20 Year End (970053)	KYMBERLIE JOY	06/26/2020 -06/26/2020	Sold		$ 327.16	$ 0.00
Combo Start Sports (624034-01)	AZLYNN	10/12/2021 -11/09/2021	Cancelled	Aventura Park	$ 0.00	$ 0.00
Lyrical Ballet (184266-25)	AZLYNN	10/13/2021 -11/17/2021	Enrolled	Henderson Multigen	$ 31.50	$ 0.00
Tap & Jazz (184033-46)	AZLYNN	10/14/2021 -11/18/2021	Cancelled	Whitney Ranch Rec Center	$ 0.00	$ 0.00
Visit for Class: Lyrical Ballet (184266-25) on 10/20/2021 at 4:30pm	AZLYNN	10/20/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Visit for Class: Lyrical Ballet (184266-25) on 10/27/2021 at 4:30pm	AZLYNN	10/27/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Family Glow-in-the-Dark Golf Night (154285-00)	KYMBERLIE JOY	10/28/2021 -10/28/2021	Enrolled	Wild Horse Golf Course	$ 5.00	$ 0.00
Family Glow-in-the-Dark Golf Night (154285-00)	AZLYNN	10/28/2021 -10/28/2021	Enrolled	Wild Horse Golf Course	$ 0.00	$ 0.00
Visit for Class: Lyrical Ballet (184266-25) on 11/03/2021 at 4:30pm	AZLYNN	11/03/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Visit for Class: Lyrical Ballet (184266-25) on 11/10/2021 at 4:30pm	AZLYNN	11/10/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00

HU 0254

Visit for Class: Lyrical Ballet (184266-25) on 11/17/2021 at 4:30pm	AZLYNN	11/17/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
HMIP Penguins (406322-24)	AZLYNN	11/30/2021 -12/16/2021	WaitList	Henderson Multigen	$ 0.00	$ 0.00
Lyrical Ballet (184266-26)	AZLYNN	12/01/2021 -12/15/2021	Enrolled	Henderson Multigen	$ 15.75	$ 0.00
Visit for Class: Lyrical Ballet (184266-26) on 12/01/2021 at 4:30pm	AZLYNN	12/01/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
HMIP Penguins (406322-25)	AZLYNN	12/03/2021 -12/17/2021	WaitList	Henderson Multigen	$ 0.00	$ 0.00
Jazz & Hip Hop (184072-32)	AZLYNN	12/04/2021 -12/18/2021	Enrolled	Henderson Multigen	$ 21.00	$ 0.00
Visit for Class: Jazz & Hip Hop (184072-32) on 12/04/2021 at 10:00am	AZLYNN	12/04/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Visit for Class: Lyrical Ballet (184266-26) on 12/08/2021 at 4:30pm	AZLYNN	12/08/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Visit for Class: Jazz & Hip Hop (184072-32) on 12/11/2021 at 10:00am	AZLYNN	12/11/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Visit for Class: Lyrical Ballet (184266-26) on 12/15/2021 at 4:30pm	AZLYNN	12/15/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Visit for Class: Jazz & Hip Hop (184072-32) on 12/18/2021 at 10:00am	AZLYNN	12/18/2021	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Lyrical Ballet (181266-24)	AZLYNN	01/12/2022 -02/16/2022	WaitList	Henderson Multigen	$ 0.00	$ 0.00
Ballet & Tap (181012-26)	AZLYNN	01/15/2022 -02/19/2022	Enrolled	Henderson Multigen	$ 31.50	$ 0.00
Visit for Class: Ballet & Tap (181012-26) on 01/29/2022 at 9:15am	AZLYNN	01/29/2022	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Visit for Class: Ballet & Tap (181012-26) on 02/05/2022 at 9:15am	AZLYNN	02/05/2022	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Combo Start Sports (621034-02)	AZLYNN	02/10/2022 -03/10/2022	Enrolled	Acacia Park	$ 41.25	$ 0.00
Visit for Class: Ballet & Tap (181012-26) on 02/19/2022 at 9:15am	AZLYNN	02/19/2022	Swiped In	Henderson Multigen	$ 0.00	$ 0.00

Lyrical Ballet (181266-25)	AZLYNN	03/02/2022 -04/06/2022	Enrolled	Henderson Multigen	$ 31.50	$ 0.00
Ballet & Tap (181012-27)	AZLYNN	03/05/2022 -04/09/2022	Enrolled	Henderson Multigen	$ 31.50	$ 0.00
Visit for Class: Ballet & Tap (181012-27) on 03/05/2022 at 9:15am	AZLYNN	03/05/2022	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Visit for Class: Ballet & Tap (181012-27) on 03/19/2022 at 9:15am	AZLYNN	03/19/2022	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Visit for Class: Lyrical Ballet (181266-25) on 03/23/2022 at 4:30pm	AZLYNN	03/23/2022	Swiped In	Henderson Multigen	$ 0.00	$ 0.00
Combo Start Sports (621034-03)	AZLYNN	03/31/2022 -05/05/2022	Enrolled	Acacia Park	$ 41.25	$ 0.00
FAFCFY22 (970057)	KYMBERLIE JOY	03/31/2022 -03/31/2022	Sold	City of Henderson Grant	$ 200.00	$ 0.00
Ballet & Tap (183012-25)	AZLYNN	06/06/2022 -06/27/2022	Enrolled	Henderson Multigen	$ 21.00	$ 0.00
Visit for Class: HPAC Penguins (306022-18) on 06/06/2022 at 5:15pm	AZLYNN	06/06/2022	Swiped In	Heritage Park Aquatic Complex	$ 0.00	$ 0.00
Lyrical Ballet (183266-25)	AZLYNN	06/08/2022 -06/29/2022	Enrolled	Henderson Multigen	$ 21.00	$ 0.00
Just for Kids Nature Series (663071-01)	AZLYNN	06/08/2022 -06/08/2022	Enrolled	Bird View Preserve	$ 7.00	$ 0.00
Just for Kids Nature Series (663071-02)	AZLYNN	06/15/2022 -06/15/2022	Enrolled	Bird View Preserve	$ 7.00	$ 0.00
HPAC Penguins (306022-18)	AZLYNN	06/20/2022 -06/30/2022	Enrolled	Heritage Park Aquatic Complex	$ 25.37	$ 0.00
HPAC Penguins (306022-23)	AZLYNN	07/11/2022 -07/21/2022	Enrolled	Heritage Park Aquatic Complex	$ 21.75	$ 0.00
Gymcats: Beginning Tumbling (613001-35)	AZLYNN	07/13/2022 -08/03/2022	Enrolled	Henderson Multigen	$ 15.00	$ 0.00
Lyrical Ballet (183266-26)	AZLYNN	07/13/2022 -08/03/2022	Enrolled	Henderson Multigen	$ 21.00	$ 0.00

HU 0256

HU 0257

HPAC Penguins (306022-34)	AZLYNN	07/25/2022 -08/04/2022	Enrolled	Heritage Park Aquatic Complex	$ 29.00	$ 0.00
HPAC Penguins (306022-37)	AZLYNN	08/16/2022 -09/01/2022	Enrolled	Heritage Park Aquatic Complex	$ 22.00	$ 0.00
Grand Totals					**$ 1788.53**	**$ 0.00**

Blue - Kymberlie took minor child
Yellow - Mario/Kari took minor child

ELECTRONICALLY SERVED
5/22/2022 11:51 AM

CITY OF HENDERSON
PARKS AND RECREATION DEPARTMENT

FINANCIAL ASSISTANCE NOTIFICATION

Applicant Name: **KYMBERLIE JOY HURD**
Applicant Address: **152 Judy Lane, Unit D**
Henderson, NV 89015

Household Account **#280890**

- Total Award Amount: **$200.00**
- Effective Date: **March 31, 2022**
- Expiration Date: **June 16, 2022**

Participant Name	Program Amount	Program(s) Awarded
Kymberlie Joy Hurd, Azlynn Opipari	• $200.00	• Classes, Memberships, Sports Programs

Terms and Conditions:

- Financial assistance shall be provided based on fund availability.
- Awarded funds are applied to Household Account for use beginning on the date of the award and will **expire on June 16, 2022**. Funds not used by the expiration date are forfeited.
- Financial assistance may be utilized only for the programs indicated above, up to the total amount awarded. Participant responsible for paying a portion of program that exceeds the amount of the award.
- The total amount awarded is the total amount of financial assistance being covered by the City. The award amount is based on the program(s) chosen at the time of the application.
- Financial assistance shall be provided in accordance with the Terms of Award disclosed to and acknowledged by the Applicant on the Application for Financial Assistance.
- Financial assistance cannot be used to pay for participant cards, facility rentals (including pools, parks, and trails), senior meal programs, excursions, food and supplies not included in class or program prices, late or extended stay for Youth Enrichment programs, retail items, FunCards (gift cards), Convenience Cards, processing or application fees, or late fees.
- Participants may use the FunCard to register for programs either online at cityofhenderson.com/register or at any CITY recreation facility.

Approved by:

Di Lan Minehan

Di Lan Minehan, Parks and Recreation Department

3/31/22

Date

Re: Extra Curricular Activities

From: Mario Opipari (opipari53@yahoo.com)

To: kymmiejoy@yahoo.com

Cc: chaka@cromelawfirm.com

Date: Thursday, May 12, 2022 at 04:14 PM PDT

Sorry not gonna happen.

Mario Opipari
opipari53@yahoo.com

> On May 12, 2022, at 4:04 PM, Kymberlie Joy <kymmiejoy@yahoo.com> wrote:
>
> Attached is the schedule of activities I have signed Azlynn up for this summer. If you cannot arrange for Azlynn to attend, then I am available to take her to every single activity.
>
> The City of Henderson awarded me a $200 grant for Azlynn to use by June 16, 2022.
>
> If you have any questions you can contact me on Our Family Wizard.
>
> This parenting communication app is $12 a month, only $2 more than you currently pay for TalkingParents. The only free version of TalkingParents is exclusively web-based. The exhibits provided by your own attorney, Chaka Crome, show that the TalkingParents app is downloaded on at least two (2) different cell phones. Our Family Wizard allows for third-party users with their own log-in information for free. Kari can have her own and not have to use your info to have the app on her phone. This app also allows providers to have their own access as well for free. So providers like Sophia, can communicate with both parents and not via text to one parent, leaving the other parent out.
>
> Our Family Wizard allows for GPS Verified Check-Ins, so that all exchanges and confirmation of taking Azlynn to her activities can be recorded all in one place.
>
> Regards,
>
> ***Kymberlie Joy Hurd***
> 152 Judy Lane, Unit D
> Henderson, NV 89015
> Cell: 702-285-8149
> kymmiejoy@yahoo.com
>
> ***"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."***

This material is proprietary property of and confidential to the City of Henderson.

ACTIVITY SALES RECEIPT

Receipt # **4949083**
Payment Date: 05/07/2022
Household: 280890
Hm Ph: (702)285-8149

How did we do?
Scan this QR Code to take a brief survey.

KYMBERLIE JOY HURD
1005 PALO VERDE DR.
HENDERSON NV 89015

WWW Location WebTrac
Parks & Recreation Department
240 Water St
Henderson NV 89015
Phone: (702)267-4122
Visit us on the Web at: cityofhenderson.com/parks

Activity Enrollment Details: 306022-18 (HPAC Penguins)

New Fees	Total Fees	New Paid	Total Paid	Amount Due
29.00	29.00	29.00	29.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

Class Location: HPAC CLASSES
Heritage Park Aquatic Complex
310 S. Racetrack Rd
Henderson, NV 89015
(702)267-2980

Class Dates: 06/20/2022 to 06/30/2022
5:15P to 5:45P
M,Tu,W,Th
Scheduled Sessions: 8

Activity Enrollment Details: 183012-25 (Ballet & Tap)

New Fees	Total Fees	New Paid	Total Paid	Amount Due
21.00	21.00	21.00	21.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

Class Location: HMGC Dance Room
Henderson Multigen
250 S. Green Valley Parkway
Henderson, NV 89012
(702)267-5800

Class Dates: 06/06/2022 to 06/27/2022
9:30A to 10:15A
M
Scheduled Sessions: 4

Activity Enrollment Details: 613001-35 (Gymcats: Beginning Tumbling)

New Fees	Total Fees	New Paid	Total Paid	Amount Due
15.00	15.00	15.00	15.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

Class Location: Meeting Room C
Henderson Multigen
250 S. Green Valley Parkway
Henderson, NV 89012
(702)267-5800

Class Dates: 07/13/2022 to 08/03/2022
6:30P to 7:00P
W
Scheduled Sessions: 4

Activity Enrollment Details: 183266-25 (Lyrical Ballet)

New Fees	Total Fees	New Paid	Total Paid	Amount Due
21.00	21.00	21.00	21.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

ACTIVITY SALES RECEIPT

How did we do?
Scan this QR Code to take a brief survey.

Receipt # 4949083
Payment Date: 05/07/2022
Household: 280890

Class Location: HMGC Dance Room
Henderson Multigen
250 S. Green Valley Parkway
Henderson, NV 89012
(702)267-5800

Class Dates: 06/08/2022 to 06/29/2022
4:30P to 5:15P
W
Scheduled Sessions: 4

Activity Enrollment Details: 183266-26 (Lyrical Ballet)

	New Fees	Total Fees	New Paid	Total Paid	Amount Due
	21.00	21.00	21.00	21.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

Class Location: HMGC Dance Room
Henderson Multigen
250 S. Green Valley Parkway
Henderson, NV 89012
(702)267-5800

Class Dates: 07/13/2022 to 08/03/2022
4:30P to 5:15P
W
Scheduled Sessions: 4

Activity Enrollment Details: 306022-23 (HPAC Penguins)

	New Fees	Total Fees	New Paid	Total Paid	Amount Due
	29.00	29.00	29.00	29.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

Class Location: HPAC CLASSES
Heritage Park Aquatic Complex
310 S. Racetrack Rd
Henderson, NV 89015
(702)267-2980

Class Dates: 07/11/2022 to 07/21/2022
5:15P to 5:45P
M,Tu,W,Th
Scheduled Sessions: 8

Activity Enrollment Details: 306022-34 (HPAC Penguins)

	New Fees	Total Fees	New Paid	Total Paid	Amount Due
	29.00	29.00	29.00	29.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

Class Location: HPAC CLASSES
Heritage Park Aquatic Complex
310 S. Racetrack Rd
Henderson, NV 89015
(702)267-2980

Class Dates: 07/25/2022 to 08/04/2022
5:15P to 5:45P
M,Tu,W,Th
Scheduled Sessions: 8

Activity Enrollment Details: 306022-37 (HPAC Penguins)

	New Fees	Total Fees	New Paid	Total Paid	Amount Due
	22.00	22.00	22.00	22.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

Class Location: HPAC CLASSES
Heritage Park Aquatic Complex
310 S. Racetrack Rd
Henderson, NV 89015
(702)267-2980

Class Dates: 08/16/2022 to 09/01/2022
5:15P to 5:45P
Tu,Th
Scheduled Sessions: 6

ACTIVITY SALES RECEIPT

How did we do?

Scan this QR Code to take a brief survey.

Receipt # **4949083**
Payment Date: 05/07/2022
Household: 280890

Activity Enrollment Details: 663071-01 (Just for Kids Nature Series)

	New Fees	Total Fees	New Paid	Total Paid	Amount Due
	7.00	7.00	7.00	7.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

Class Location: Bird Viewing Preserve
Bird View Preserve
350 E. Galleria Dr
Henderson, NV 89011
(702)267-4180

Class Dates: 06/08/2022 to 06/08/2022
10:00A to 12:00P
W
Scheduled Sessions: 1

Activity Enrollment Details: 663071-02 (Just for Kids Nature Series)

	New Fees	Total Fees	New Paid	Total Paid	Amount Due
	7.00	7.00	7.00	7.00	0.00

Enrollee Name: **AZLYNN OPIPARI**
Enrollment Date: 05/07/2022
Enrollment Status: Enrolled

Class Location: Bird Viewing Preserve
Bird View Preserve
350 E. Galleria Dr
Henderson, NV 89011
(702)267-4180

Class Dates: 06/15/2022 to 06/15/2022
10:00A to 12:00P
W,Sa
Scheduled Sessions: 1

Processed on 05/07/22 @ 9:20P by WWW

Total New Fees	201.00
Discount Applied	0.00
Total Due	**201.00**
Total Fees Paid	201.00
Total Paid	**201.00**

Household Balance Information

Overall Household Credit Balance Available	0.00
Overall Household Balance Due	0.00

Payment of: 1.00 Made By:VISA Auth: 007651 Card#: xxxxxxxxxxxx6134 With Reference:
Payment of: 200.00 Made By: FUN/CONV CRD #5491 (Remaining: $0.00) With Reference: Gift Certificate Payment

Supporting ADA, if patron has a physical/emotional/cognitive disability please call 702-267-4065.

HU 0262

ELECTRONICALLY SERVED
5/16/2022 8:50 AM

702.384.5563 | cromelawfirm.com | 520 South 4th St., Las Vegas, NV 89101

CROME
LAW FIRM

May 16, 2022

SENT VIA E-SERVE TO: kymberliejoy@gmail.com
SENT VIA E-MAIL TO: kymberliejoy@gmail.com
Kymberlie Joy Hurd
152 Judy Lane, Unit D
Henderson, Nevada 89015

Re: Opipari vs. Hurd
Case No.: D-21-622669-C

Dear Ms. Hurd,

As you are aware Crome Law Firm has been retained to represent Mr. Mario Opipari in the above-entitled matter.

On May 12, 2022, you sent correspondence indicating that you unilaterally enrolled Azlynn is various activities which are scheduled either during working hours or immediately thereafter. You know that Mario has sole legal and sole physical custody until trial. Yet, you did not even discuss this issue with him prior to seeking a scholarship or enrolling her into these activities. You state that you can take her to each activity but presently have supervised visitation at Family First each week. What you are recommending is simply not feasible. Please unenroll Azlynn and provide all documentation that you sent/received regarding the receipt of a grant from the City of Henderson.

Also, the court made it clear that the parties need to jointly agree on a parenting application if one is going to continue to be used. You have previously stalked Mario and persons related to him. As such, I do not believe that you should have the ability to track him via Our Family Wizard. Further, I do not believe that a parenting application should be used at this time. If you would like to continue using Talking Parents, please let me know and I will discuss it with Mario. However, it has been used to create issues instead of resolving them. I will calendar a response for this Friday, May 20, 2022.

Regards,

CROME LAW FIRM
/s/ Chaka T. Crome
Chaka T. Crome

Kymberlie Joy Hurd
152 Judy Lane, Unit D
Henderson, NV 89015
KymberlieJoy@gmail.com
702-285-8149

Sent Via E-Serve Only To: ccrome@cslawoffice.net

May 22, 2022

Chaka Crome, Esq.
Crome Law Firm
520 South 4th St.
Las Vegas, NV 89101

Re: Opipari vs. Hurd
Case No.: D-21-622669-C

Ms. Crome,

Attached is my doctor's note showing that my monthly appointment was Friday, May 20, 2022. If you have any questions, I give you permission to call my Neurologist's office and speak to Dr. Eileen Justo, APRN.

Due to the Order filed on May 19, 2022, Mario Opipari will need to obtain health insurance for Azlynn. I would appreciate the insurance information and coverages once this has been done.

I am in receipt of Mario's updated FDF filed on April 19, 2022. Mario's girlfriend and her son reside with Mario in his home. Both of their information is omitted from this FDF. All adults over the age of 18 must be listed under section C of Household Information with their contributions to the household. Pursuant to NRCP 16.205 tax returns are part of the initial disclosures. Mario has only been employed at his current job since November 30, 2020. I request his tax returns for the years 2020 and 2021 be properly disclosed.

In response to your letter dated May 16, 2022, I am submitting the following: If your client wishes to alter Azlynn's extracurricular activities for this summer to accommodate his schedule better, then I am willing to negotiate that. Please have your client, Mario Opipari go through City Of Henderson's Happenings and choose what activities he would prefer for Azlynn to be enrolled in this summer. Have your client disclose what activities are not feasible for Azlynn to attend, so I may remove them.

All extracurricular activities must be submitted by June 16, 2022, or Azlynn will lose her grant monies. Please see attached COH Grant information. Grants from The City Of Henderson were initially applied for in the Summer of 2019.

Attachments: Doctors Note, COH-Award, COH-Terms, COH-Receipt, TalkingParents Pricing, Our Family Wizard Pricing, TalkingParents free version downloading messages statement

Per Judge Henderson's decision made on April 19, 2022, and February 17, 2022, the Minor Child Shall remain involved with activities she has previously participated in. (This has been omitted in the Order you wrote up and filed on 05/19/2022) Azlynn is accustomed to extensive activities and/or travel during the summer months.

Since nobody is able to get Azlynn to any of these extracurricular activities I would request that you provide me with the information of the person and/or persons who will be supervising Azlynn during her summer break.

Of course, I am available for Azlynn's every need and can take her to every activity scheduled. Staying involved with peers and activities while school is out is crucial to Azlynn's continued development.

I would request the details of Azlynn's ESY this summer as well as the extended schooling offered by Lamping Elementary School. Also, where is Azlynn registered to attend 1st grade for the school year 2022/2023?

I ordered a Baseball Card last fall at Miracle League of Azlynn. Please have your client provide her baseball card or a high-resolution download to me.

I am suggesting and have moved to Our Family Wizard as this parenting application offers a fee waiver, which I qualify for and have received. TalkingParents does not offer a waiver and their free version will not accommodate the needs of this particular custody situation. Also, Family First, which your client has suggested to supervise visits, recommends Our Family Wizard as their preferred communication app.

I have attached TalkingParents Pricing and Our Family Wizard Pricing. The free version of TalkingParents is web-based only and does not allow for printing or downloading of the messages. Proof of this is clearly documented and attached to this letter. Mario Opipari does not have the free version of TalkingParents as you claimed at the last hearing on April 19, 2022. Mario, therefore, pays $9.99 a month for this application. Our Family Wizard is $12 a month, only $2 more, and offers an increased amount of benefits for parents, providers, and third parties. Per your own exhibits submitted and filed on 11/16/2021 numerous exhibits show extensive downloads and printing of the messages on TalkingParents. Your Exhibit Appendix that was submitted and filed on 06/22/2021 exhibit 2 shows a screenshot of TalkingParents messages downloaded on a Cell Phone with the cell phone provider being Verizon. Your Opposition filing on 03/23/2022 exhibit 2 clearly shows a screenshot of a text on Mario's cell phone to Sophia, Azlynn's therapist, and does NOT have Verizon as his cell phone provider. Going back to your exhibits filed on 11/16/2021 exhibit 3 bates stamped numbers MO000271 - MO000275 provide screenshots of texts between Mario's girlfriend and myself. These clearly show that Mario's girlfriend uses Verizon as her cell phone provider.

Attachments: Doctors Note, COH-Award, COH-Terms, COH-Receipt, TalkingParents Pricing, Our Family Wizard Pricing, TalkingParents free version downloading messages statement

I do not appreciate you and your client fabricating who is communicating with me through TalkingParents. In Our Family Wizard third parties like Mario's girlfriend can have their own account for free. Your statement at the hearing on April 19, 2022, of your client having the "free version" of TalkingParents is also a fabrication.

I request that you and your client please refrain from fabricating stories and at least make allegations and statements that can be proven by substantial evidence and not just hearsay or unethically redacted documents. This is only delaying any real progress and wasting my time and the court's time. The person who suffers the most from these false narratives is, unfortunately, Azlynn.

If you cannot validate your allegations and/or claims by submitting substantial supporting documents and exhibits as evidence, then please refrain from even making them. My main and only concern is Azlynn. I should not have to continue to waste valuable time defending against you and your client's numerous erroneous statements and claims.

In your letter dated May 16, 2022, you once again make unsubstantiated and unproven derogatory statements regarding my character as a valid argument for your position. As an attorney with 20 years of experience, I would think that you could manage to be more professional and stick to actual facts and the law.

Your letter contradicts itself and nowhere even mentions anything to do with Azlynn's best interest. It is highly concerning that you and your client are more interested in defamatory personal attacks on me and NOT focused on Azlynn and what is in HER best interest.

In your second paragraph, you state I should have discussed enrollment with your client Mario Opipari. Yet, in the last paragraph, you state that your personal subjective feelings do not find it "feasible" for Mario and me to use a parenting communication application.

You incorrectly allege that Our Family Wizard allows for tracking. This is untrue and this court could not legally Order parenting applications that would even permit this. Our Family Wizard simply allows for a parent to check in at a location. This will aid in validating your client's claims of the events and activities he allows Azlynn to attend.

My sole and only concern are what is in Azlynn's best interest.

Regards,

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd

Attachments: Doctors Note, COH-Award, COH-Terms, COH-Receipt, TalkingParents Pricing, Our Family Wizard Pricing, TalkingParents free version downloading messages statement

verywell family

Extracurricular Activities for Disabled Kids

By Lisa Jo Rudy Updated on June 03, 2022

Fact checked by Adah Chung

Between ensuring they get an appropriate education, going to medical appointments, and the challenges of "play dates," it can be hard to imagine your disabled child taking part in after-school activities. The reality, though, is that the right after-school programs may be terrific opportunities for your child to show their strengths, build confidence, make friends, and discover new interests.

Why After-School Activities Are Important

Often, parents and guardians undervalue after-school activities for their disabled children. They may be more focused on their child's academics, therapies, or medical procedures or feel that there just isn't time or money to bother with extracurriculars. Some parents might be scared their children won't have a positive experience. While these attitudes are understandable, there's a good chance you'll be robbing your child of opportunities that could make a major positive difference in their life. Here's why:

- After-school successes build confidence and respect. When your child hits a home run, plays piano at a recital, or earns a higher level belt in martial arts, both you and them get to see that they can succeed and excel.
- Extracurricular activities can increase your child's opportunities to make friends and find a social niche. Many disabled kids have social challenges due to being neurodivergent or frequently missing class because of their disabilities. And let's face it: it's hard to make friends while you're in class, on the bus, or navigating the cafeteria, especially as a marginalized person. After-school activities are an opportunity to connect with other kids in a completely different way. Choose the right organization, and your child will suddenly have a built-in set of social connections.
- Like their non-disabled peers, kids with disabilities have talents that need to be nurtured. They may run like the wind, do great with building toy sets, or have the potential to be a successful Scout. It's important to recognize and build these talents, especially when your child's challenges are so often the focus of discussion.
- Some after-school activities can become lifelong interests. If your child gets interested in music, art, sports, dance, chess, or any other cultural activity while in school, that interest can provide an outlet throughout their life.
- The skills your child learns after school can be as important (or more important) than the skills they learn in school. In school, your child may be working on grammar, standing in line, geometry, and appropriate classroom behavior. After school, your child may be learning to be part of a team, to support and encourage others, or to try new things. They may also be learning the rules of well-known games, earning respect, and building friendships. These are skills that will last a lifetime.

How to Choose Activities

Many guardians tend to push their kids into doing either what they loved when they were kids or what their friends' kids are doing. However, it's important to choose carefully with several factors in mind:

- **Be realistic**: Your child may be able to kick a ball back and forth with you, but they might not be ready for the responsibility, pressure, or physical activity that comes with being on a competitive soccer team. They may, however, be ready for something a little less challenging or strenuous like a casual, intramural team. Think carefully about what your child understands, has the capacity for, and can focus on for a prolonged period. Both you and your child will suffer if you start something they can't finish.
- **Choose an activity in which your child is already interested**: Disabled children may already be coping with chronic pain, challenging school expectations, flare-ups,bullies, and worse. After-school activities should be something they actively enjoy.
- **Choose a program with an intensity your child can handle**: Complex team sports (for example) demand high levels of physical, social, motor, and cognitive skills. Perhaps your athletic, nonverbal child with social anxiety would have a more enjoyable time in individual track and field events than in group sports. For a child who has concentration issues and struggles with talking over people, policy debate with its long sessions might not be ideal, but perhaps they could thrive at impromptu (IMP) speaking on their school's speech and debate team.
- **Consider becoming your child's shadow or aide for a while**: In many cases, children need help as they get started in an activity, but once they know the ropes they're just fine. If you have the time and ability, consider offering to be on the spot for the first few weeks. Alternatively, hire a helpful "shadow" who can support your child and step in if a problem arises. Make sure to ask your child if they'd be comfortable with your or another adult's presence. It's possible that they may say no for fear of being singled out. If so, make sure to check in often about how the activity is going, how they feel about it, how their social interactions are, etc. This will lower everyone's anxiety and may make it easier for your child to become a full-fledged part of the organization.
- **Consider after-school programs designed for kids with disabilities**: Some disabled children thrive in programs curated for kids with disabilities such as Challenger Club, while others would find such programs babyish or frustrating. It might be easier for your child, as a mobility aid user, to join a dance group modified for various physical abilities rather struggle through asking for accommodations in a group for able-bodied children. If you're not sure what type of organization would be the best fit, check out both the typical and the modified versions of activities your child is likely to find interesting. Then have them try out the versions at home or in an outdoor space and see how they perform and feel about the activity.
- **Consider structured programs as opposed to open-ended programs**: Many neurodivergent children do much better in highly structured programs like Boy or Girl Scouts than in open-ended "exploration" experiences. Though the lack of structure appears more accepting, it can actually be extremely challenging to any child whose social, emotional, and organizational skills vary from their peers.
- **Don't limit your child's options based on gender**: No activity is "for" any particular gender, and children of all genders can thrive in sports, robotics, and dance teams. If you raised your child only exposing them to certain activities, this is an opportunity to try other things and see if they like

them. What matters most is that your child feels safe (they might not feel quite comfortable to start), is having fun, and is growing as a person.

- **Include your child in the decision and be realistic**: Your kid may want to take a dance class, but they may not have the mobility or discipline necessary for the full-scale ballet program they know about. Consider finding a lower key, more accepting dance program where they can be fully included even if their *grande jete* needs work.
- **Keep sensory concerns in mind**: Some disabled children are especially sensitive to loud noise, heat, strong smells, and bright lights. If that describes your child, steer clear of activities that involve sensory "assaults." Sports involving cold weather might not be the safest for a child with Raynaud's Syndrome, while being in the spotlight on a stage might be unsuitable for a child with light sensitivity. If your child would still like to participate in these activities, work with them to get them the proper equipment necessary for their participation (ie. noise cancelling earmuffs, thermal gloves and socks, etc).
- **Remember that "after-school" can mean "in school" or community-based**: Sometimes the options available in the community (rec sports versus school sports, for example) are a better match for some kids.
- **Select an activity your child is good at**: Once your child leaves school, they deserve the chance to shine. Is she great at swimming? Is xe terrific at drawing? Find your child an opportunity to show off what they can do well.
- **Talk to the person or people running the program**: Explain your child's strengths and challenges. How would the coach or instructor handle it if your child needed further accommodations or had a meltdown? You'll probably walk away knowing if it's a good match.
- **Ensure that both you and your child know what they are getting into**: What is really expected of a child who joins the Boy Scouts or the recreational soccer league? If your child needs support or accommodations, are they available? If your child runs into problems, how will the instructor or coach respond? Be sure your child is capable of doing what's expected with the necessary support and is aware of those expectations.

Extracurricular Activity Options

Bearing in mind the tips above, consider options that are most likely to meet your child's needs. These activities are all mainstream options. As you'll see, some of these activities may require guardian involvement at the start or throughout:

Sports

If your child enjoys sports, consider group activities as well as teams in which your child is performing on their own and competing with their own best outcomes. Options for the former include soccer, football, basketball, tennis, rugby, hockey, lacrosse, etc while options for the latter include swimming, martial arts, bowling, track and field, golf, archery, and many more.

Structured Adult-led Clubs and Programs

Many neurodivergent children shine in programs such as Boy Scouts and Girl Scouts and 4H. That's because the programs are highly organized, children progress at their own rate, activities are hands-on, and the organizations themselves are dedicated to including children regardless of ability or background.

Singing and Instrumental Programs

Instead of or in addition to music therapy, consider enrolling your child in a singing or instrumental program that teaches and celebrates skills. If your child can learn to sing, they will be welcome in a chorus. If they can learn to play an instrument, they can join band or orchestra. These are not only entries into school-based programs, but also hobbies to enjoy throughout life.

Volunteer Activities

Most communities are loaded with opportunities for children (sometimes with parents or guardians) to volunteer their time. Kids can help clean up trash at the park, help foster kittens, visit nursing homes, or help raise money for school events by washing cars or selling treats. With parental involvement, they can become valued members of the community or school organizations.

Theater

Many kids who have a tough time picking the right words and actions do very well when acting from a script, especially autistic children who might use casual scripts daily. Acting clubs and camps require no audition and can be a great way to get started. Some kids discover they have a real talent for acting.

Visual Arts

Visual arts are a place where creativity and passion matter most. Your child does not have to be a skilled artist to express themself through art and enjoy making it. Schools and community art centers often offer after-school programs in drawing, painting, clay, photography, and even multi-media art.

Video and A/V

Quite a number of tweens and teens have great interest and skills in video and a/v. Many middle and high schools have video and A/V clubs, and many towns have local TV stations where kids can get involved. Even if your child isn't a creative videographer, they can find opportunities to be confident and valued behind the camera or managing microphones. A child interested in such behind the scenes work can also become involved with their school theater's tech crew.

Cosplay and Fantasy Games

Cosplay is short for "costume play," and it's becoming more and more popular. Both kids and adults make and wear elaborate costumes based on comic book or fantasy characters from TV or movies and attend "cons" (conventions) where they show off what they've created, get signatures from their favorite actors, compete in costume parades, and generally enjoy being geeks together.

Fantasy games such as Dungeons and Dragons (D&D) are also great ways for "geeky" kids to find like-minded friends who are eager to build and engage in fantasy world-building. As a team-based, problem-

minded friends who are eager to build and engage in fantasy world-building. As a team-based, problem-solving and roleplaying game, D&D is also a good arena to help your child develop social skills.

Special Interest Clubs

Many autistic children are often fascinated by a particular area of interest and have a hard time getting interested in anything else. If this describes your child, consider helping them get involved with special interest clubs in areas ranging from mathematics and video gaming to animal welfare, Quidditch, or chess. If they can find a teacher sponsor and a few other children interested in the same topic, you can even encourage your child to start a new club.

Horseback Riding

Horseback riding can be expensive, but it combines a number of wonderful elements that may be perfect for your child. Equestrians learn to communicate effectively, build strength and balance, and gain skills in an exciting sport that can be individual, team-based, competitive or non-competitive. Ask about scholarships or special programs, especially those meant for kids with disabilities.

A Word From Verywell

If you're the guardian of a disabled child, you may feel nervous about adding more to your child's metaphorical plate and changing their routine, but getting them involved with an extracurricular is a wonderful decision you can help them make. Remember that outside interests can change the course of your child's life—and, by extension, your life as well.

The child who has an area of real strength, a group of friends, and a sense of belonging can do great things. Now is your chance to get your child started on an interest that can last a lifetime.

3 Sources

Verywell Family uses only high-quality sources, including peer-reviewed studies, to support the facts within our articles. Read our editorial process to learn more about how we fact-check and keep our content accurate, reliable, and trustworthy.

1. Kort-Butler LA, Hagewen KJ. School-based extracurricular activity involvement and adolescent self-esteem: a growth-curve analysis. *J Youth Adolesc*. 2011;40(5):568-581. doi:10.1007/s10964-010-9551-4
2. Brooks BA, Floyd F, Robins DL, Chan WY. Extracurricular activities and the development of social skills in children with intellectual and specific learning disabilities. *J Intellect Disabil Res*. 2015;59(7):678-687. doi:10.1111/jir.12171
3. Critz C, Blake K, Nogueira E. Sensory processing challenges in children. *J Nurse Prac*. 2015;11(7):710-716. doi:10.1016/j.nurpra.2015.04.016

EXHIBIT 21

HU 0272

Fw: 7th Annual Super Sibs Contest

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; mfriedman@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; cbrown@fordfriedmanlaw.com; kymberliejoy@gmail.com

Date: Friday, September 23, 2022 at 01:31 PM PDT

As you are aware October is Down Syndrome Awareness Month. I would like to enter this contest or you can with Azlynn's biological brothers.

Please advise.

Kymberlie Joy Hurd
Mom to Azlynn
#GoldenKnightsPrincess
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

----- Forwarded Message -----
From: ds-connex support team <support@ds-connex.org>
To: Kymberlie <kymmiejoy@yahoo.com>
Sent: Friday, September 23, 2022 at 08:44:39 AM PDT
Subject: 7th Annual Super Sibs Contest

Your Super Sib could win a $25 gift card!

View this email in your browser

submission for grammar and/or length, and use the submitted photo and story in ds-connex social media posts and website. We will only use the first name of siblings in our promotions.

We look forward to learning about the amazing Super Sibs in our Community!

Your friends at ds·connex

Facebook Email ds-connex blog Instagram Twitter

*Copyright © 2022 *ds-connex*, All rights reserved.*
You are receiving this email because you have participated as a team captain in a Down syndrome event.

Our mailing address is:
ds-connex
445 Hutchinson Avenue, Suite 140
Columbus, OH 43235

unsubscribe from this list update subscription preferences

mailchimp

Fw: BUDDY WALK A BIG THANK-YOU

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; cbrown@fordfriedmanlaw.com; clfefile@cromelawfirm.com; mfriedman@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; susan@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com

Date: Tuesday, October 18, 2022 at 12:56 PM PDT

Pursuant to the order filed yesterday, "Considering that the Plaintiff (Mario) is more likely to allow the child (Azlynn) to have frequent associations and a CONTINUING relationship with the non-custodial parent, Kymberlie", I should have also been a part of this event WITH Azlynn. Especially considering that we (Azlynn & I) have done this together in multiple States every year.

It saddens me to see that no other family members were there to support Azlynn.

Kymberlie Joy Hurd
Mom to Azlynn
#GoldenKnightsPrincess
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

----- Forwarded Message -----
From: BUDDY WALK PLANNING COMMITTEE <pwhittingham@dsosn.org>
To: "kymmiejoy@yahoo.com" <kymmiejoy@yahoo.com>
Sent: Monday, October 17, 2022 at 03:38:50 PM PDT
Subject: BUDDY WALK A BIG THANK-YOU

Fw: FREE ADMISSION to Special Viewing of Festival of Trees and Lights

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; cbrown@fordfriedmanlaw.com; clfefile@cromelawfirm.com; cphillips@fordfriedmanlaw.com; mfriedman@fordfriedmanlaw.com; susan@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com; amy@cromelawfirm.com; alicia@cromelawfirm.com

Date: Friday, October 28, 2022 at 12:15 PM PDT

Is Azlynn going to participate in this? I would like to be able to take my daughter to this event. Please advise me so I can pre-register.

I would appreciate my family being able to have time with Azlynn. To date you have not facilitated any contact with myself, Azlynn's brother Nelson, and all of her family members and friends on my side.

I am truly saddened that your feelings towards myself have affected Azlynn so negatively. Isolating Azlynn from her mother and family & friends that she has known her entire life is most certainly not in Azlynn's best interest. I honestly pray that you (and even Kari) will put your resentment and hate for me aside and do what is best for our daughter.

Regards,

Kymberlie Joy Hurd
Mommie to Azlynn
#AdvocateForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

----- Forwarded Message -----
From: DSOSN - FOTL FREE <bdesrochers@dsosn.org>
To: "kymmiejoy@yahoo.com" <kymmiejoy@yahoo.com>
Sent: Friday, October 28, 2022 at 11:03:03 AM PDT
Subject: FREE ADMISSION to Special Viewing of Festival of Trees and Lights

DSOSN

FESTIVAL of Trees and Lights

FREE ADMISSION!

To FOTL Special Viewing Event
For ALL DSOSN Pre-Registered Members

Join us at the 34th Festival of Trees and Lights

Holiday Treasures

Special Viewing Event

FREE Photo with Santa Plus
View Exquisite Displays of
Decorated Trees, Wreaths, Gift
Baskets and Holiday Items You
Can Bid On Your Phone.

Westgate Las Vegas
November 19, 2022
11:00 am - 3:00 pm

*** You must be pre-registered and a DSOSN member.**
- Click on the link below to register for your FREE tickets -
(Then click on the blue Attend Special Viewing Event)

HU 0277

Azlynn

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: chaka@cromelawfirm.com; cbrown@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; mfriedman@fordfriedmanlaw.com; clfefile@cromelawfirm.com; susan@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com; alicia@cromelawfirm.com; amy@cromelawfirm.com

Date: Monday, October 31, 2022 at 11:31 AM PDT

I would appreciate a picture of Azlynn dressed up in her costume for tonight.

Also, I would like to inquire how Mario is maintaining a relationship with myself, Azlynn's brother Nelson and all other family members on my side.

This is in the Orders and to date absolutely nobody on my side of the family has been permitted contact with Azlynn.

Thank you.

Kymberlie Joy Hurd
Mom to Azlynn
#AdvocateForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou

Malakai's Birthday Party

From: Kymberlie Joy (kymmiejoy@yahoo.com)

To: opipari53@yahoo.com

Cc: granny_glo_redhatter@yahoo.com; alicia@cromelawfirm.com; chaka@cromelawfirm.com; clfefile@cromelawfirm.com; amy@cromelawfirm.com; cbrown@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com; mfriedman@fordfriedmanlaw.com; susan@fordfriedmanlaw.com; tracy@fordfriedmanlaw.com; kymberliejoy@gmail.com

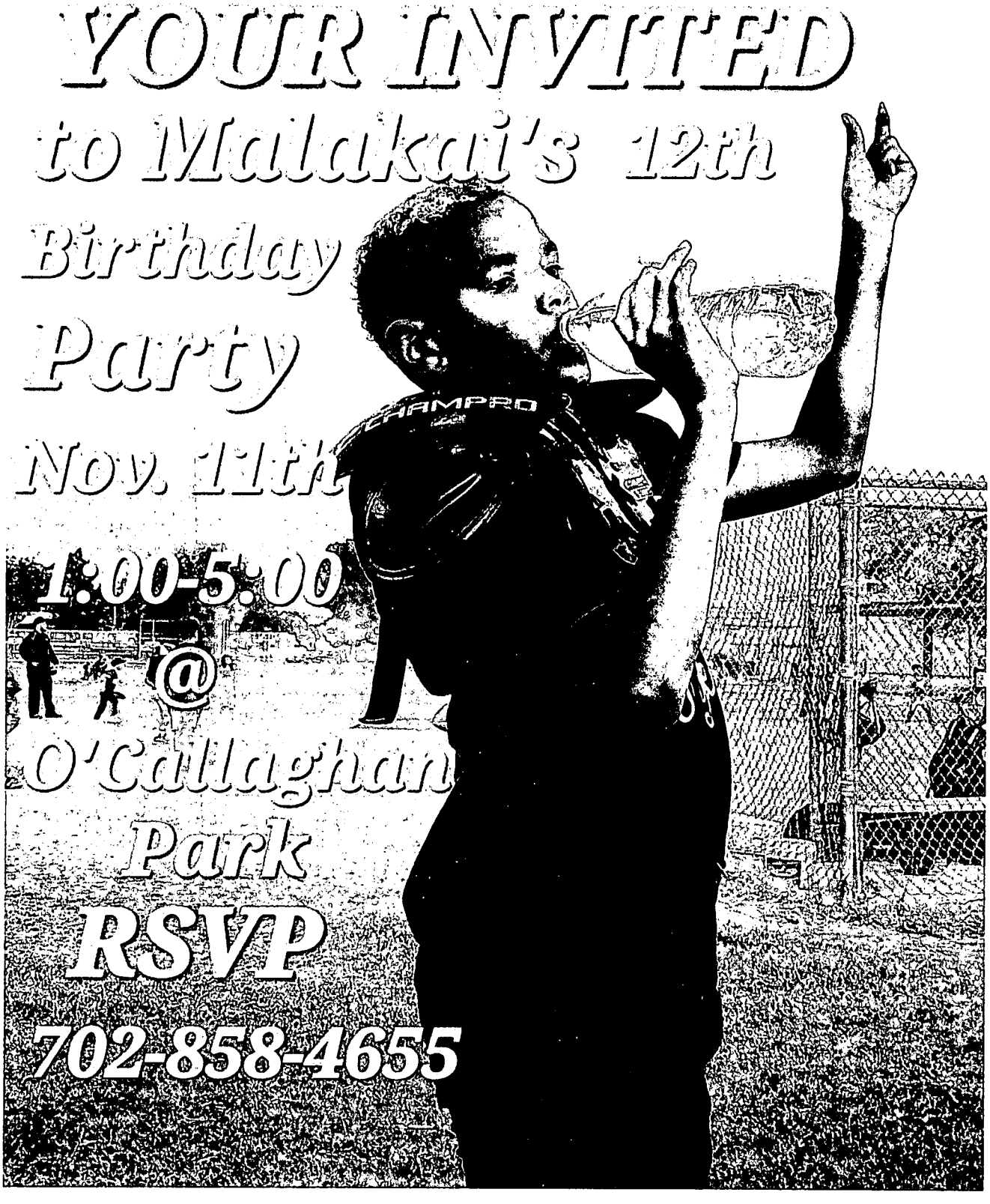
Date: Wednesday, November 9, 2022 at 06:12 PM PST

I would appreciate Azlynn being allowed to be involved with my side of the family. Please make arrangements for Azlynn to be at her uncle's birthday party this Friday. I would request that Kari not be the person who brings Azlynn as her hostility and abuse will not be permitted at a child's birthday party. While you are also hostile and abusive, you seem to be less abusive and hostile when your wife, Kari is not around.

Regards,

Kymberlie Joy Hurd
Mommie to Azlynn
#AdvocateForAzlynn
210 Red Coral Dr.
Henderson, NV 89002
Cell: 702-285-8149
kymmiejoy@yahoo.com

"You may encounter many defeats, but you must not be defeated. In fact, it may be necessary to encounter the defeats, so you can know who you are, what you can rise from, how you can still come out of it."
~Maya Angelou


YOUR INVITED
to Malakai's 12th
Birthday
Party
Nov. 11th
1:00-5:00
@
O'Callaghan
Park
RSVP
702-858-4655

HU 0280

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

December 16, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq., Christopher Phillips, Esq., Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve Only To: mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com, Tracy@fordfriedmanlaw.com

Re: Opipari vs. Hurd District Court No.: D-21-622669-C Supreme Court No.: 84784

Attorneys of Record,

I would like to make arrangements to see and speak to my daughter for Christmas.

I will not be using the services of Family First as they do not facilitate a safe environment for myself and Azlynn. Their egregious act of omitting over 29 visitations and lying in their report to Court demonstrates this.

I would request that your client choose a facility that is accredited through the Supervised Visitation Network, please.

I can no longer even attempt to communicate with my daughter since Matthew Friedman's fictitious filing for a TPO. This malicious and intentional act of harassment towards myself only truly hurts Azlynn. As such, I have become even more concerned with Azlynn's safety and question why an attorney is continuing to facilitate the abuse of my innocent and vulnerable daughter.

Your client, Mario, has not allowed Azlynn to even speak to her mother on the phone for Thanksgiving or even my own birthday on December 6th. Mario's four (4) attorneys have done nothing to aid my daughter in having a relationship with her mother.

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

The truth will prevail no matter what or how all of you try to suppress it. You cannot lie to or hide from God!

My family members are not required to be supervised to see Azlynn. It is Azlynn's right to have a relationship with her biological brother, Nelson and all her biological maternal family members.

As such, please have your client, Mario, make arrangements with my mother, Gloria Hurd, for Azlynn to see and be with during her two week Christmas break.

In addition, please make arrangements for my daughter to have regular and constant telephone conversations with myself, especially on Christmas and New Year's days.

I would once again request that all attorney's involved, Chaka Crome, Matthew Friedman, Christopher Phillips, and Cameron Brown, to stop facilitating the abuse of Azlynn by her father and his significant other.

Please advise me when this all can be implemented.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

December 29, 2022

Chaka Crome, Esq.
Crome Law Firm

Sent Via E-Serve & E-Serve Receipt Only To: chaka@cromelawfirm.com, amy@cromelawfirm.com, alicia@cromelawfirm.com

Matthew Friedman, Esq., Christopher Phillips, Esq., Cameron Brown, Esq.
Ford & Friedman Law Firm

Sent Via E-Serve & E-Serve Receipt Only To:
mfriedman@fordfriedmanlaw.com, cphillips@fordfriedmanlaw.com, cbrown@fordfriedmanlaw.com, Tracy@fordfriedmanlaw.com

Mario Opipari

Sent Via E-Serve Receipt Only To: opipari53@yahoo.com

Re: Opipari vs. Hurd District Court No.: D-21-622669-C Supreme Court No.: 85537

Attorneys of Record & Mr. Opipari,

This letter will serve as a formal request to allow Azlynn to see her biological brother, Nelson Kent and sister-in-law, Rachel Kent. This letter is served via all aforementioned e-mails as well as notice given via text to Mr. Opipari. This is not done to "harass" but to cover all reasonable aspects of effective communication.

Nelson and his wife would LOVE to see and spend time with Azlynn tomorrow, Friday, 12/30/2022 from approximately 10am - 2pm. Kymberlie requests that her mother, Gloria Hurd, minor child's maternal grandmother, be permitted to pick-up Azlynn and conduct this visitation.

#AdvocateForAzlynn

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
KymberlieJoy@gmail.com
702-285-8149

Current Orders do not require any of Kymberlie's family members to be supervised as a condition to see and be involved in Azlynn's life.

Kymberlie requests that Mario contact and communicate with Gloria Hurd only and directly regarding this exchange and visitation. Gloria Hurd can be reached at 702-858-4655 and/or granny_glo_redhatter@yahoo.com.

Regards,

/s/ *Kymberlie Joy Hurd*

Kymberlie Joy Hurd

Messages exported from: Kymberlie's iPhone (+17022858149)
With: Voicemail (7023484960)
Nov 29, 2022 at 12:00 AM to Dec 30, 2022 at 11:59 PM
PDF generated on 12/30/22 using Decipher TextMessage

11/29/22, 5:59 PM
Kymberlie's iPhone (+17022858149)

May Azlynn please talk to her mother on the phone tonight?

12/28/22, 10:16 AM
Kymberlie's iPhone (+17022858149)

When can I see and/or speak to my daughter?

12/29/22, 3:18 PM
Kymberlie's iPhone (+17022858149)

Please read the E-serve letter I sent to your e-mail regarding Azlynn being able to see her brother, Nelson. Thank you.

3 total messages and 0 total images.

EXHIBIT 22

HU 0287

MO000829

HU 0288

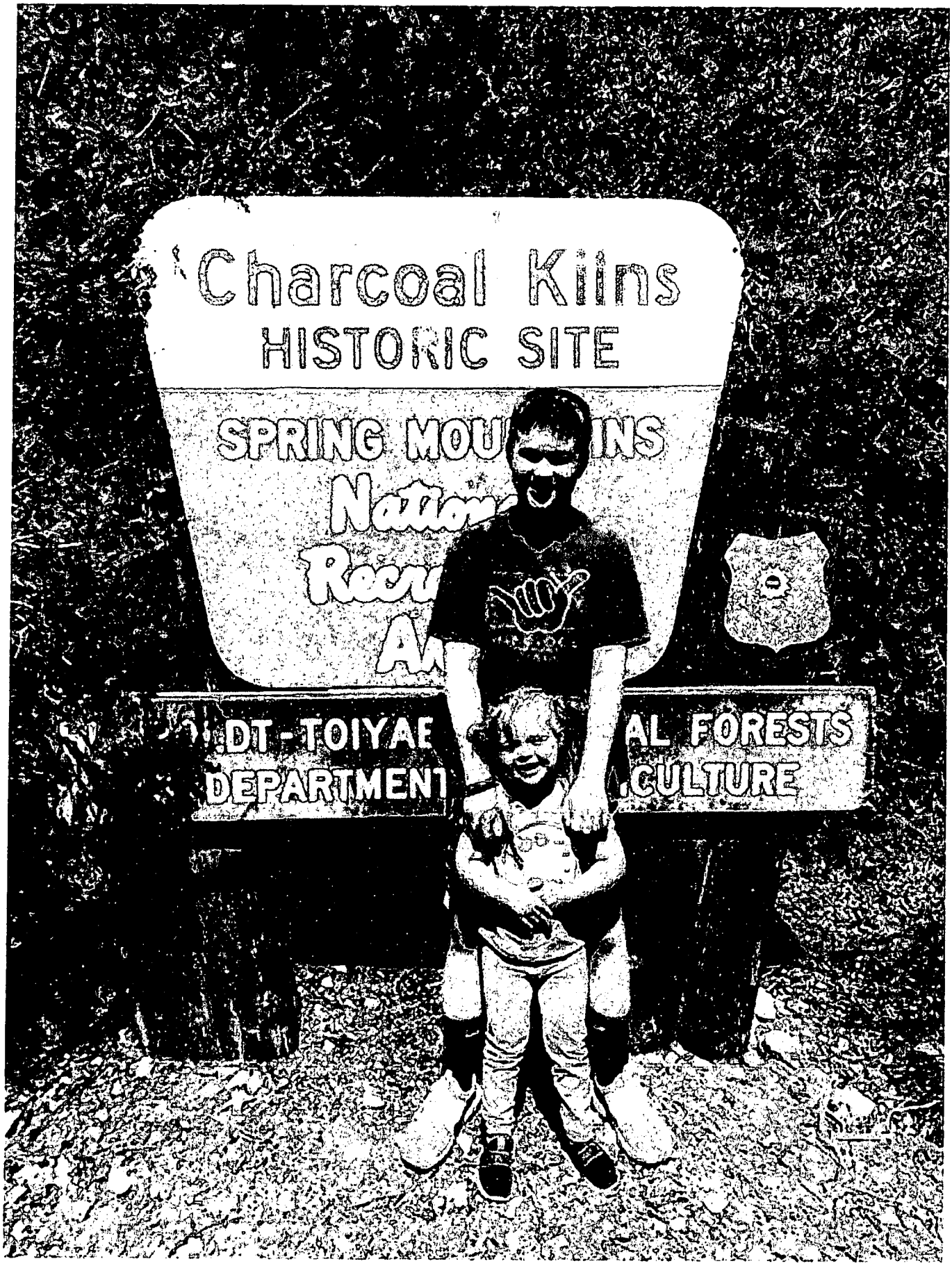
MO000830

HU 0289

MO000831

HU 0290

MO000832



HU 0291

MO000833

HU 0292

MO000834

HU 0293

MO000835

HU 0294

MO000836

HU 0295

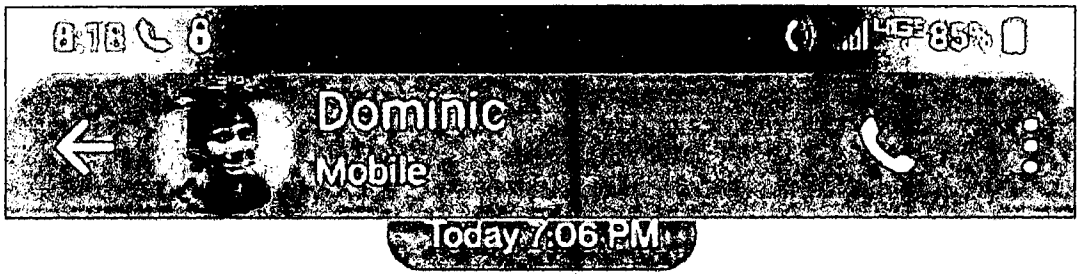
MO000837

Sam-nc's
AUTOMOTIVE

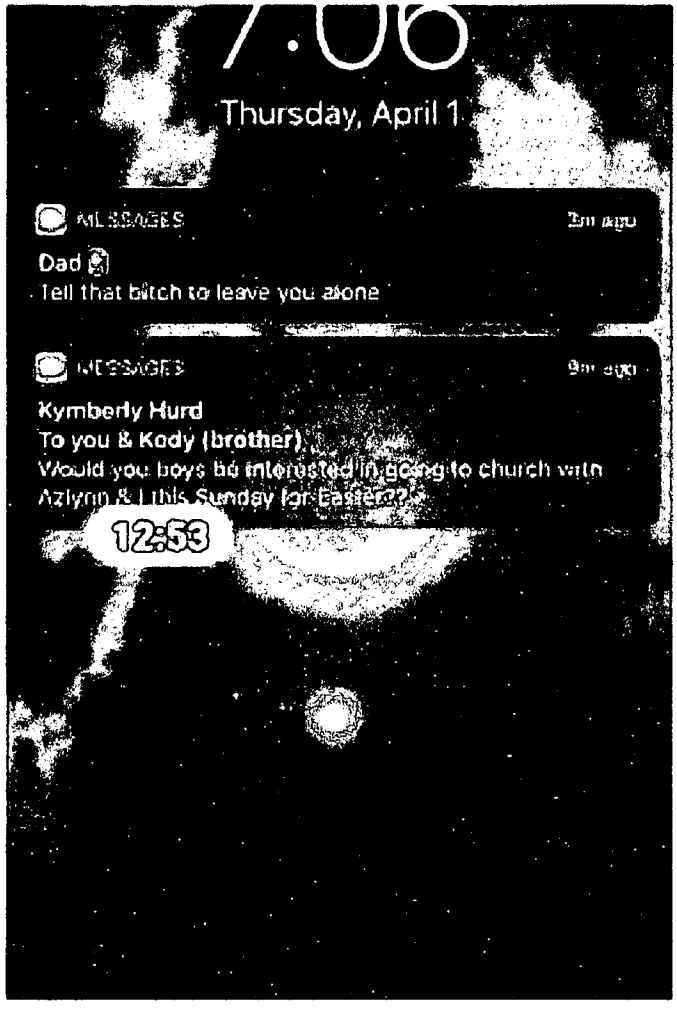
HU 0297

MO000839

EXHIBIT 23



Today 7:06 PM



Don't listen to your dad...she just think of Azlynn...stay Switzerland...but your sister does need her brothers...also I owe you [redacted] also...sorry

EXHIBIT 24

8/6/22, 5:09 PM (Viewed 8/6/22, 5:10 PM)

Mario Vincent Opipari (7023484960)

FaceTime if you want to talk to Azlynn...I told you I will only answer that

8/6/22, 5:12 PM (Viewed 8/6/22, 5:14 PM)

Mario Vincent Opipari (7023484960)

FaceTime only!!

8/28/22, 4:50 PM
Kymberlie's iPhone (+17022858149)

Have Azlynn FaceTime me Please.

8/28/22, 5:42 PM
Kymberlie's iPhone (+17022858149)

No need to hang up on Azlynn's mother for using sign language. Not allowing Azlynn to use ASL, her primary language, is just yet another form of abuse. I want to give my daughter a kiss and hug good night.

8/28/22, 5:46 PM (Viewed 8/28/22, 5:47 PM)

Mario Vincent Opipari (7023484960)

This is my last text to you...you received Chakas letter...I will only communicate through TalkingParents...I will answer FaceTime calls when available...and Azlynn has been excelling in speaking in sentences...I don't have a problem with sign language as long as she speaks the words as well... I have the right to make these decisions

8/28/22, 5:55 PM
Kymberlie's iPhone (+17022858149)

I don't have TalkingParents. I have OFW, which I have signed Ms. Crome and Mr. Petty up for under our account.

All communication can be monitored on OFW. By the judge, the Supreme Court, and other officials.

If you, Kari, Ms. Crome and Mr. Petty have nothing to hide and are telling the truth, the best option is to use OFW. This application will separate the liars from the truth tellers.

8/28/22, 5:58 PM (Viewed 8/28/22, 6:01 PM)

Mario Vincent Opipari (7023484960)

And now we're done

8/29/22, 7:21 PM
Kymberlie's iPhone (+17022858149)

Please have Azlynn FaceTime me.

8/29/22, 7:38 PM
Mario Vincent Opipari (7023484960)

Not playing your games...recording a conversation is illegal as you should know

8/29/22, 7:52 PM
Kymberlie's iPhone (+17022858149)

I record all conversations that involve you, because your an abuser. Always have.

Per NRS 200.650 only one person needs to consent for a lawful recording.

I don't need your permission to record.

I want to say good night to my daughter please.

8/30/22, 5:49 PM
Kymberlie's iPhone (+17022858149)

Please have Azlynn FaceTime or call me. Thank you.

9/1/22, 7:17 PM
Kymberlie's iPhone (+17022858149)

What time can I FaceTime Azlynn?

9/2/22, 6:23 PM
Kymberlie's iPhone (+17022858149)

When can I FaceTime with Azlynn? Thank you!

9/3/22, 10:45 AM (Delivered 9/3/22, 10:49 AM)
Kymberlie's iPhone (+17022858149)

When can I FaceTime with my daughter? Thank you b

9/3/22, 6:27 PM (Delivered 9/3/22, 6:31 PM)
Kymberlie's iPhone (+17022858149)

I would like to see my daughter please.

9/4/22, 10:30 AM (Delivered 9/4/22, 10:33 AM)
Kymberlie's iPhone (+17022858149)

What time can I FaceTime with Azlynn today?

9/4/22, 4:24 PM
Kymberlie's iPhone (+17022858149)

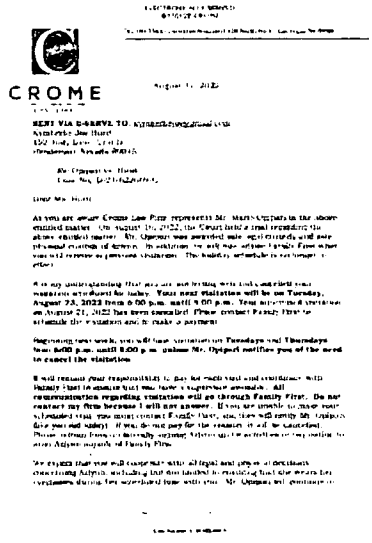
When can I see and talk to my daughter?

9/6/22, 7:02 PM
Kymberlie's iPhone (+17022858149)

When can I see Azlynn please?

9/6/22, 8:14 PM (Viewed 9/6/22, 9:36 PM)

Mario Vincent Opipari (7023484960)



CROME

Due to you admitting recording...you will no longer be allowed to FaceTime...if you want to see Azlynn then abide by the letter attached

9/6/22, 8:14 PM (Viewed 9/6/22, 9:36 PM)

Mario Vincent Opipari (7023484960)

File attachment with MIME type: image/png

9/6/22, 8:14 PM (Viewed 9/6/22, 9:36 PM)

Mario Vincent Opipari (7023484960)

File attachment with MIME type: image/png

9/7/22, 6:21 PM
Kymberlie's iPhone (+17022858149)

I would like to talk to Azlynn please.

9/9/22, 6:25 PM
Kymberlie's iPhone (+17022858149)

When can I talk to Azlynn?

9/9/22, 6:29 PM (Viewed 9/9/22, 7:03 PM)

Mario Vincent Opipari (7023484960)

I am only going to explain this one more time...you will no longer be allowed to FaceTime because of recording...you can call normally...if you want to see her, then you can set up an appointment at Family First on Tuesday and Thursday only...also this will be the last text...everything will be on TalkingParents as all this is per the court order

9/9/22, 7:08 PM
Kymberlie's iPhone (+17022858149)

You said previously I could only FaceTime, when I wanted to call. I am allowed to record pursuant to NRS 200.650. I do not have TalkingParents, I have stated this for the past 5 months. Also, there are no court Orders. For an Order to be enforceable it must be signed and filed. You withholding Azlynn from her mother only hurts Azlynn.

9/14/22, 7:17 PM
Kymberlie's iPhone (+17022858149)

When can I talk to Azlynn?

9/17/22, 11:02 AM
Kymberlie's iPhone (+17022858149)

When can I talk to Azlynn?

Also, I really want to see her and at least be able to give her a hug and kiss. When can I do this?

9/17/22, 11:21 AM
Kymberlie's iPhone (+17022858149)

Again, when can I give Azlynn a hug?

Also, I need to be able to FaceTime with Azlynn so we can see each other and also sign with each other.

9/19/22, 6:36 PM
Kymberlie's iPhone (+17022858149)

Could you have Azlynn send me a video of herself? Dancing, singing, anything please.

9/20/22, 11:57 AM
Kymberlie's iPhone (+17022858149)

When can I see Azlynn? You explained to the Court that you would cooperate and allow Azlynn to have a relationship with

her mother and her family. To date you have restricted all meaningful access to her. Azlynn needs and misses me and her other family members. Since there have yet to be court orders signed and filed, there is nothing enforcing supervised visitations. A letter from Ms. Crome is not enforceable.

9/21/22, 9:20 AM
Kymberlie's iPhone (+17022858149)

When can I physically see Azlynn? Your welcome to bring her to my apartment and inspect it.

9/22/22, 11:27 AM
Kymberlie's iPhone (+17022858149)

When can I physically see Azlynn? I need to see my daughter and she NEEDS to see me.

9/23/22, 8:56 AM
Kymberlie's iPhone (+17022858149)

When can I see my daughter? You withholding her from me only hurts Azlynn.

9/23/22, 10:17 AM
Kymberlie's iPhone (+17022858149)

Is Azlynn signed up for any ballet/tap classes and if so when are they?

9/23/22, 10:21 AM
Kymberlie's iPhone (+17022858149)

Will Azlynn be participating in the Down Syndrome Organization of Southern Nevada's Buddy Walk on Sunday 10/16/2022. This is my second request regarding this and Azlynn's dance class. I am still Azlynn's mother and have a constitutional right to be involved with and know about Azlynn.

10/9/22, 6:08 PM
Kymberlie's iPhone (+17022858149)

When can I see and speak to my daughter? 2 weeks without any contact is in violation of the "order" and ethical parenting.

10/11/22, 6:30 PM
Kymberlie's iPhone (+17022858149)

Can I FaceTime with Azlynn tonight?

10/12/22, 3:20 PM
Kymberlie's iPhone (+17022858149)

When can I FaceTime with my daughter? Doesn't matter how I ask via text or TalkingParents. I still am Azlynn's mother and as her custodial parent your are responsible for maintaining our relationship and Azlynn's relationships with ALL members of my family.

You are in violation of Judge Henderson's directives he gave during the "trial".

10/13/22, 2:51 PM
Kymberlie's iPhone (+17022858149)

It would be really great of you to accept The People's Court offer. They will pay the full $10,000 when I win. You won't be out a dime and can put that money towards Azlynn. I am sure your soon to be wife, Kari would appreciate that money going towards your wedding as well. It's a win - win.

10/15/22, 8:51 AM
Kymberlie's iPhone (+17022858149)

When can I see and/or talk to my daughter?

10/15/22, 8:58 AM
Kymberlie's iPhone (+17022858149)

How was Azlynn's appointment with Dr. Aguilar on Monday?

10/17/22, 8:44 AM
Kymberlie's iPhone (+17022858149)

How was Azlynn's game Saturday?

10/17/22, 8:44 AM
Kymberlie's iPhone (+17022858149)

Please send me pictures of how you are having Azlynn advocate for herself this month please.

10/18/22, 12:18 PM
Kymberlie's iPhone (+17022858149)

When can I see and talk to Azlynn? Pursuant to the Order filed yesterday you were found to be more likely to allow frequent association and a CONTINUING relationship with myself. Nowhere in the order does it require an account via TalkingParents to implement my relationship with my daughter.

10/19/22, 10:05 AM
Kymberlie's iPhone (+17022858149)

When can I see and speak to Azlynn?

I would also appreciate any kind of updates and pictures.

Thank you.

11/9/22, 6:15 PM
Kymberlie's iPhone (+17022858149)

You both are abusing Azlynn. I will not stop fighting for the safety of my daughter. Mario, you should be protecting our little girl. Neither of you will get away with abusing Azlynn. The truth will come out.

As such, everyday is a new day to be a better person and do the right thing.

When can I be with my daughter?

11/10/22, 7:51 AM
Kymberlie's iPhone (+17022858149)

I am no longer afraid of you and Kari. Not because you have stopped being abusive, but because I am back. I have been in treatment (for PTSD due to abuse) and am now released.

I will be doing everything I legally, morally, and ethically can to save my daughter, Azlynn from being abused and subjected to the abusive and toxic environment at your house.

Your lies will not suppress the truth for long. I will never resort to lies and deceit. I will remain consistent in telling the truth.

Mooing at Kari (implying she is a cow) because she is looking for a donut is psychological and verbal abuse.

Mario, you need help and therapy as this is now the forth significant other you are abusing.

Kari, you want to be Azlynn's step-mother, but that is title that is earned. My son doesn't have a step-mom, he has another mother. A title Erin earned and I am proud to call her that!

Kari, you blocking me does not benefit Azlynn in any way. You cannot block her real & biological mother.

Every day is new a day and a chance to be a better person and do what is in Azlynn's best interest.

As such, when can I see, hold, hug, and kiss my daughter?

11/11/22, 6:41 AM
Kymberlie's iPhone (+17022858149)

Today is a new day and a chance to be a better person and do the right thing.

As such, will you be allowing Azlynn to see or talk to her Mommie?

11/11/22, 6:42 AM
Kymberlie's iPhone (+17022858149)

Will you be allowing Azlynn to see any of her family friends on my side today at her uncle Kai's Birthday Party?

11/12/22, 10:13 AM
Kymberlie's iPhone (+17022858149)

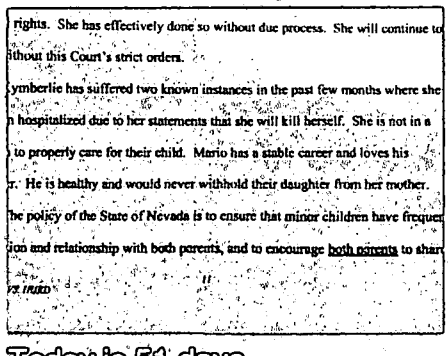
Today is a new day and a chance to be a better person and do the right thing.

As such, will you be allowing Azlynn to see or talk to her Mommie?

11/13/22, 2:24 PM
Kymberlie's iPhone (+17022858149)

Do you want to meet at the HPD on Water Sreet or Green Valley Pkwy.?

11/14/22, 4:45 PM
Kymberlie's iPhone (+17022858149)



rights. She has effectively done so without due process. She will continue to
ithout this Court's strict orders.
ymberlie has suffered two known instances in the past few months where she
n hospitalized due to her statements that she will kill herself. She is not in a
to properly care for their child. Mario has a stable career and loves his
r. He is healthy and would never withhold their daughter from her mother.
he policy of the State of Nevada is to ensure that minor children have frequer
ion and relationship with both parents, and to encourage both parents to shar
ve iuuu

Today is 51 days.

11/14/22, 6:44 PM
Kymberlie's iPhone (+17022858149)

When can I see or talk to my daughter?

11/15/22, 7:28 AM
Kymberlie's iPhone (+17022858149)

File attachment with MIME type: audio/mp4
Ditto!! Hate me, but please stop using and punishing our innocent little girl. She needs and wants her Mommie.

11/15/22, 6:29 PM
Kymberlie's iPhone (+17022858149)

Can I please talk to Azlynn tonight?

11/16/22, 4:18 PM
Kymberlie's iPhone (+17022858149)

May I please talk to Azlynn?

Also, I have discovered that I do not have a single picture of Azlynn when she performed in the Showcase for the DSOSN for the Festival of Trees & Lights. You took and posted all those pics, I am sure there are other events as well. Could you please get me these pictures?

Thank you!

11/17/22, 5:05 PM
Kymberlie's iPhone (+17022858149)

When can I talk to Azlynn? You can't stop me from being her Mommie!

I will rescue my daughter from you and Kari.

11/19/22, 3:36 PM
Kymberlie's iPhone (+17022858149)

Can I please talk to Azlynn?

11/20/22, 9:44 AM
Kymberlie's iPhone (+17022858149)

If I ask via TalkingParents, Can I then talk to Azlynn? It doesn't make any sense why you are not allowing us to simply talk on the phone with each other for now going on 57 days. I would be very curious to know how this is in Azlynn's best interest.

Today is a new day and a chance to actually do what is best for Azlynn. Az such, when can I talk to Azlynn? When can I see Azlynn and give her a hug and a kiss? You are welcome to come by and inspect my apartment at any time.

11/21/22, 6:25 PM
Kymberlie's iPhone (+17022858149)

I want to make arrangements for Azlynn on Thanksgiving please.

My side of the family is not required to be supervised in order to spend time with Azlynn.

11/22/22, 5:43 PM
Kymberlie's iPhone (+17022858149)

I want to make arrangements for Azlynn on Thanksgiving please.

My side of the family is not required to be supervised in order to spend time with Azlynn.

11/24/22, 7:14 AM
Kymberlie's iPhone (+17022858149)

Happy Thanksgiving.

I would like to talk to and see my daughter today please.

11/25/22, 6:58 PM
Kymberlie's iPhone (+17022858149)

When might you permit me to simply talk to my daughter on the phone?

Absolutely no orders exist that permit you to ignore me and not allow Azlynn to speak to me.

For how much longer do you intend to emotionally abuse our daughter?

Your cruelty only affects Azlynn. No good parent on earth would deny a daughter access to her mother for 62 days.

11/26/22, 1:38 PM
Kymberlie's iPhone (+17022858149)

Your cruelty intended towards me only truly hurts Azlynn. No child should be denied access to a parent.

When can I speak to my daughter? Court orders do not decree I have supervision nor do they state that is the only way for Azlynn & I to maintain our relationship.

Please at least follow the court orders you and your attorney implemented and agreed to.

11/28/22, 3:24 PM
Kymberlie's iPhone (+17022858149)

Please advise me of the harm in simply talking to my daughter on the phone?

Your lack of empathy for your daughter is remarkable.

Please allow Azlynn to talk to her mother.

11/29/22, 5:59 PM
Kymberlie's iPhone (+17022858149)

May Azlynn please talk to her mother on the phone tonight?

12/28/22, 10:16 AM
Kymberlie's iPhone (+17022858149)

When can I see and/or speak to my daughter?

12/29/22, 3:18 PM
Kymberlie's iPhone (+17022858149)

Please read the E-serve letter I sent to your e-mail regarding Azlynn being able to see her brother, Nelson. Thank you.

1/1/23, 4:33 PM
Kymberlie's iPhone (+17022858149)

When can I see and/or speak to my daughter?

1/3/23, 1:59 PM
Kymberlie's iPhone (+17022858149)

Will you be allowing Azlynn to talk to her Mommie this year? Can we please set up a time?

1/6/23, 2:29 PM
Kymberlie's iPhone (+17022858149)

When can I see and/or speak to my daughter?

1/7/23, 12:00 PM
Kymberlie's iPhone (+17022858149)

When can we arrange a time for Azlynn and I to speak to each other?

1/9/23, 6:14 PM
Kymberlie's iPhone (+17022858149)

When can we arrange a time for Azlynn and I to speak to each other?

I am never giving up on my daughter, never.

1/11/23, 7:45 AM (Delivered 1/11/23, 7:46 AM)
Kymberlie's iPhone (+17022858149)

When can we arrange a time for Azlynn and I to speak to each other?

I am never giving up on my daughter, and the truth always comes out.

1/14/23, 9:03 AM
Kymberlie's iPhone (+17022858149)

Can I speak to my daughter today?

Withholding her from her biological mother so you can force Kari into my role, only hurts Azlynn.

1/17/23, 9:46 AM
Kymberlie's iPhone (+17022858149)

I would like to make arrangements to speak and see my daughter.

I would also appreciate ANY kind of update regarding Azlynn's development and daily activities.

1/18/23, 6:37 PM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter tonight?

1/21/23, 1:23 PM
Kymberlie's iPhone (+17022858149)

Can I please speak to my daughter today?

1/24/23, 4:10 PM
Kymberlie's iPhone (+17022858149)

Happy Birthday!

May I please speak to my daughter today?

1/27/23, 2:22 PM
Kymberlie's iPhone (+17022858149)

I would like to make arrangements to speak and see my daughter.

I would also appreciate ANY kind of update regarding Azlynn's development and daily activities.

2/1/23, 9:10 AM
Kymberlie's iPhone (+17022858149)

May I please talk to my daughter on the phone?

There are no orders that state you are allowed to withhold Azlynn from her mother and ALL of her biological maternal family members. There are no orders that state I must use TalkingParents as the only means to have a relationship with Azlynn.

Today marks 130 days since you have allowed Azlynn to see and/or speak to her mother. Terminating my parental rights to only give them to Kari is unlawful, unethical, immoral, and truly only harms Azlynn. This is Emotional and Psychological abuse to Azlynn.

EXHIBIT 25

D-10-436223-C Terry Lee Houston, Plaintiff.
vs.
Delores Ann Borja, Defendant.

April 14, 2022 **09:00 AM** **All Pending Motions**

HEARD BY: Henderson, Bill COURTROOM: Courtroom 01

COURT CLERK: Cunningham, Michelle

PARTIES PRESENT:

Terry Lee Houston, Counter Defendant, Plaintiff, Present

Chris A. Aaron, Attorney, Present

Delores Ann Borja, Counter Claimant, Defendant, Present

Jennifer Isso, Attorney, Present

Arden Se-Mon Houston, Subject Minor, Not Present

Jennifer Isso, Attorney, Unbundled Attorney, Present

JOURNAL ENTRIES

PLAINTIFF'S MOTION TO REVIEW AND MODIFY CHILD SUPPORT AND FOR AN AWARD OF ATTORNEY'S FEES...DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION FOR CHILD SUPPORT MODIFICATION AND DEFENDANT'S COUNTERMOTION FOR ATTORNEY'S FEES AND COSTS

All parties were present via VIDEO CONFERENCE through the BlueJeans application.

Court reviewed the Motion and Order and NOTED we went through an eleven (11) day evidentiary hearing. COURT FURTHER NOTED there a couple major problems; it cannot modify an order that has not been filed. Court stated it needs the order submitted within seven (7) days and it shall only be 2 pages including the orders but not the findings, or, they may include the findings and submit within thirty (30) days. Attorney Aaron represented he has set the proposed order over to Attorney Isso but will sent it again.

Attorney Aaron stated his client has paid for all the counseling fees. COURT NOTED if Defendant paid for half of the counseling she did not have to pay separate support. Plaintiff stated the counselor said the minor child does not need therapy anymore. Attorney Isso stated Defendant wants the counseling to continue and they were to include the minor child and Defendant. Attorney Aaron stated the child was taken to counselor. Plaintiff stated Defendant went to counseling, without the minor child and used his insurance and the parties had never been married. Court advised Attorney Isso to discuss the issue with her client. Defendant stated she never made a claim on Plaintiff's insurance. Attorney Isso stated this matter is not before the Court. Further discussion regarding the insurance issue. Upon the Court's inquiry, Attorney Aaron stated they will compile the information and come back. Plaintiff stated it happened after the September hearing. Attorney Isso stated that if there is a bill, her client will pay it.

Defendant stated the counselor will not let Defendant set the counseling appointments without Plaintiff as he has primary custody. Court advised Defendant to obtain multiple available dates and provide them to Plaintiff to set the appointments and they shall not be made during the school day or activities the minor child attends. Defendant stated Plaintiff does not answer her calls or texts. Court advised Plaintiff that he will be required to respond.

Notice: Journal Entries are prepared by the courtroom clerk and are not the official record of the Court.

COURT ORDERED the following:

1. The Motion to MODIFY CHILD SUPPORT shall be DENIED as no order has been filed.

2. A REPORT from the THERAPIST shall be SUBMITTED stating whether or not the minor child still needs COUNSELING.

3. Defendant shall PAY for HALF of the COUNSELING FEES and shall REIMBURSE Plaintiff for any FEES he has paid.

4. Plaintiff shall ENSURE the minor child ATTENDS COUNSELING if still needed.

5. Parties shall FILE UPDATED Financial Disclosure Forms (FDF).

6. No ATTORNEY'S FEES shall be AWARDED either way.

Attorney Aaron shall re-submit the order from the Evidentiary Hearing to Attorney Isso. Attorney Isso shall have thirty (30) days to review and sign off.

INTERIM CONDITIONS:

FUTURE HEARINGS:

Notice: Journal Entries are prepared by the courtroom clerk and are not the official record of the Court.

EXHIBIT 26

THE COURT: Yeah.

MS. HURD: I'm actually preparing emergency motion myself. It's just taking me a long time because I'm still raising her. But I have -- there's a lot of concerns. He's abusive. And that's why I got my TPO.

THE COURT: Well, here's the problem. I don't have that emergency motion yet. And if I wait around and then someone finally files a motion to enforce his constitutional rights to the child and then you say, oh, by the way, I don't agree. I was gonna get around to filing an...

MS. HURD: No, I -- I'm wor-...

THE COURT: ...emergency motion...

MS. HURD: Yeah, it's ready.

THE COURT: ...he's abusive. If he's abusive enough, here's what I'm getting to, if he's abusive enough that his constitutional rights should be suspended, this Court is -- isn't the first step. This Court is the third step, way down on the -- the pecking chain. If, number one, if he's that horrible that the sky's falling, it's a police matter, if the children are with him.

Number two, if it's not something that needs to be addressed right now but maybe within a few days or more of a semi-emergency, it's a CPS matter. If it's something that you want this Court to do something about that he's so horrible that his rights should be suspended, it -- it -- it

wouldn't be something -- if it's that bad, generally speaking, it wouldn't be something that's brought to this Court and is persuasive.

If it's gonna be persuasive, you would've already involved the authorities. You -- you've -- we've been before this Court on this. This has been extensively argued by your prior counsel who withdrew because from my understanding you and him couldn't agree on the approach of the case. So what is it that he's done since the last hearing that...

MS. HURD: Well...

THE COURT: ...that's...

MS. HURD: ...he doesn't have her. He...

THE COURT: ...(indiscernible) abusive?

MS. HURD: He deflects....

THE COURT: Pardon?

MS. HURD: He -- he deflects all of his parenting. He doesn't have her.

THE COURT: Because you won't turn her over.

MS. HURD: No, when -- since then. He's...

THE COURT: He's -- he can't be neglecting his parenting if he's not receiving her because...

MS. HURD: He was receiving her. And he was neglecting her. He was leaving her.

THE COURT: When was he last receiving her?

MS. HURD: He received her up until the day I -- that

EXHIBIT 27

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

Video 10/22

Kymberlie Joy <kymberliejoy@gmail.com> Mon, Dec 27, 2021 at 10:55 AM
To: Chaka Crome <chaka@cromelawfirm.com>, Amy Patterson <amy@cromelawfirm.com>

This is the video that I showed the officers on October 22, and I sent to get the TPO. The officer that evening after review of this video and speaking to both of us, judiciously inferred that I keep Azlynn. If you look at the Police Report it does state that "no physical altercation can be seen, but only verbal". The person doing the verbal abuse is Mario. I was not infuriated, nor was I the one yelling at the other in front of the other parents. I do stand behind my statement that Mario did place hands on me. I cannot prove it as I only began recording after this took place. There are two witnesses that you hear in this video. The main witness approaches us a couple of times, and then the one near the end once I walked away and went back to the stroller. Please note, that if I had actually taken either of these witnesses' offers to go get help or call someone, Mario would have been arrested that night. My statement to both of them was no, that I don't want any more drama.

The main witness that approaches us watched the entire incident. Mario says I took Azlynn from him and the witness says "No, I just.....(Mario interrupts) No, I just watched it. I've been standing here watching since you knocked it over". Mario tells her the same thing he told you about him and Azlynn just playing games and I tried to grab Azlynn ....The witness says "No, No that actually *wasn't* everything that happened".

Mario is the one yelling out into the crowd of parents "Someone call 911 because she's causing a scene!". At the very beginning, you can see that Azlynn is standing on the ground, I pick her up, and Mario grabs her away from me. At another point, Mario is telling me that he got the name and number of the "lady" and she is going to testify for him and that she works for CPS. Obviously, neither are true and officers confirmed that later when I told them and they went and asked Mario.

When the TPO Hearing Master called he did not even discuss the other two events. He made his decision based on this video. I'm not perfect and have my own faults, but one thing I don't do is lie.

In the weeks following this incident I attempted to find the witness, I went through this video frame by frame and got still pics of her and her son. It has been determined that they do not attend Lamping and were guests that night. This is why a warrant for Mario's arrest and an extension to the TPO could not happen. It doesn't mean that an act of domestic violence didn't happen. No matter what, this did take place with Azlynn. She has witnessed enough abuse. While it mostly has been verbal, emotional, and mental abuse, that doesn't make it any less harmful for her to watch and hear.

I agreed to dissolve the TPO as a true act of my willingness to move forward and resolve our past conflicts and animosity towards each other. Not because it didn't happen or because I "falsified" anything. Mario was issued a TPO by his ex-wife, Heather and she did the same thing I am doing now. Mario has been convicted of Domestic Battery with his first wife, Melanie, and then was able to eventually get it sealed. Mario has a definite pattern of behavior. I just don't want Azlynn to have to witness any more abuse of any kind.

I know you represent Mario, and you are going to do what he wants you to do. I am well aware that I have placed myself at great risk, again, meeting with you. Really hope this is for the best and Azlynn can have 2 parents in her life that love her more than they resent each other.

Thank you for your time.

Kymberlie Joy Hurd
1160 Drowsy Water Ct.
Henderson, NV 89052
Cell: 702-285-8149
KymberlieJoy@gmail.com

IMG_1762 2.MOV

HU 0321

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

EXHIBIT 28

MS. CROME: And she can have Christmas Eve.

THE COURT: ...about Thanksgiving. What would you like to tell us?

MS. HURD: I -- I -- he can have both. I...

THE COURT: All right.

MS. HURD: ...don't...

THE COURT: Just make sure you put in the order the specific dates and the times that he's to pick up and...

MS. CROME: Okay.

THE COURT: ...exchange back.

MS. HURD: Can I say one thing?

THE COURT: Sure.

MS. HURD: (Indiscernible).

MS. CROME: And then, Your Honor, your ruling for ATI, please, if we'd like a...

THE COURT: You know, I don't...

MS. CROME: ...referral.

THE COURT: I -- I don't pers- you know, I don't believe she's...

MS. CROME: The reason why is...

THE COURT: ...on meth. But...

MS. CROME: ...because there's been a...

THE COURT: I -- I don't believe she's on meth. I believe her -- that would be too easy. That would explain that we have a drug dependency issue that may explain some of

this. I think the problems here are unfortunately are more deep-rooted. But they're interested in -- I -- they're mentioning some dramatic weight loss. I don't know if that's true or not.

MS. HURD: I'm still -- I'm trying. I haven't lost any weight. I'm -- I don't -- I'm still -- I'm...

MS. CROME: Your Honor, he understands that if he requests this now and it comes back fine, then we're happy. That's great.

THE COURT: Right. He's (indiscernible)...

MS. CROME: But he'll...

THE COURT: He's willing...

MS. CROME: ...pay for it.

THE COURT: And he's willing to get the payment down there?

MS. CROME: He will.

THE COURT: They want to send -- and if we send that, we'll have a -- the same return date. But if they -- if the results are positive, just like with the pick-up order, if they -- if he can pick -- get a pick -- if he's -- if he has to resort to a pick-up order, that's gonna cause an acceleration of the court date; same things with the drugs, if we get something that's...

MS. CROME: Right.

THE COURT: ...really disturbing, that could accelerate

MS. CROME: Sure.

THE COURT: Okay. I don't think...

MS. CROME: Your Honor, the only...

THE COURT: ...that -- I don't think illicit drug usage is the problem here. I wish it was that simple. But they -- they want you drug tested. Is there anything that's -- and these tests track back several months at lease, so. That's how sophisticated they are these days. What is it that's gonna show up?

MS. HURD: My...

THE COURT: You tell me now. That way I don't have to get upset about it. I'm not upset if you tell me the truth.

MS. HURD: My -- well, the Adderall is an (indiscernible).

THE COURT: Okay. So you make sure you declare those when you report for the test. What else? Would anything illegal show? I only care...

MS. HURD: No.

THE COURT: I really only care if you lie to me. If you tell me something is gonna and it does but then we see the baselines decrease, it's not gonna impact your custodial rights. But if the -- the lie becomes the issue though because then I presume you're not gonna tell me the truth about anything.

MS. HURD: Right. No.

EXHIBIT 29

mean, I'm sorry.

Ms. McConnell, we're looking at some sort of temporary supervised with an agency and random tests so we can see if mat- if the baselines are decreasing. And that's kind of what we're looking at. I don't know if you wanted your client to...

MS. HURD: Can I speak?

THE COURT: She seems to want to speak. But I don't know if you -- if that's okay with you. (Indiscernible).

MS. MCCONNELL: That's -- that's fine with me. I apologize I wasn't there because I was...

THE COURT: Okay. Your -- your attorney says it's okay. But if your attorney interjects and indicates there's something you're discussing that she doesn't want you...

MS. HURD: Okay.

THE COURT: ...to discuss, then please (indiscernible)...

MS. HURD: As far as the levels from three months ago, I -- I -- none of us are authorized to make, especially an attorney, to interpret those. I would ask that I get -- I've tried to go down there. I physically went down to ATI. I've gone to my neurologist. I've been forthcoming with my therapist, with my neurologist, my primary doctor, Azlynn's therapist and my parents. I am absolutely clean. I have tried to get tested. And it's -- that's all I can do is through my neurologist. I have been forthcoming. As to

those results, I've never seen them. I still to this day, have not seen those results. I would like a medical professional to interpret them, not an attorney. I -- my daughter has been in my sole custody her whole life. And now the one month that he has had her, she is not going to family therapies. You can see in the report, the last time that she was there was January 6th. He's not taking her to her extracurricular activities. Her behaviors digressing. Her teachers have noted that in the reports. I've also...

THE COURT: What activities...

MS. HURD: ...sent you.

THE COURT: ...is he not taking her to?

MS. HURD: He's not taking her to dance, to tap, to her combo sports, none of them.

THE COURT: Okay.

MS. HURD: And he says because with everything going on. My daughter's behavior has significantly digressed. Her teachers have noted this. This was in a -- a video conference two weeks ago. They -- you have the paperwork there. Now -- she is now acting out and hiding from them, running away from them. They -- she's telling them, no. My daughter's behavior, it had -- it did not ever digress in my care, Your Honor. And, yes, I've admitted to what I've done. And I will -- I've asked -- on November 19th I told Chaka I understand the concerns of that he -- that she has. I will

submit to as many...

THE COURT: Mm-hm.

MS. HURD: ...drug tests whenever they want as randomly as...

THE COURT: But do you...

MS. HURD: ...they want.

THE COURT: ...feel you have an issue? I understand...

MS. HURD: I do not...

THE COURT: ...what you're saying...

MS. HURD: ...have an issue...

THE COURT: ...about...

MS. HURD: ...Your Honor.

THE COURT: ...that if you want a technician to interpret this and I think it's pre-...

MS. HURD: No, I don't have an issue.

THE COURT: And I get that you want -- I thought you did want someone...

MS. HURD: Oh, I'm sorry.

THE COURT: ...skilled in this matter to interpret...

MS. HURD: Well, yes, I...

THE COURT: ...these results.

MS. HURD: ...and I've -- we...

THE COURT: It's pretty clear what they're gonna say because...

MS. HURD: Okay.

THE COURT: ...we -- we rely on the information and data that those experts supply us as to the cutoffs and the levels and what's the debilitating level. And on meth it's about 10,000 nanograms and you're 53-thousand and change. Do you feel that you have something that needs to be seriously addressed or do you feel this is all overblown or -- or what -- what do you think?

MS. HURD: Your Honor, honestly, like...

THE COURT: Yeah.

MS. HURD: ...like that day at court that you kind of put me in my place...

THE COURT: Okay. But just in general...

MS. HURD: I took it seriously.

THE COURT: ...what do you...

MS. HURD: And I...

THE COURT: What do you think?

MS. HURD: ...went back to my therapist.

THE COURT: Okay.

MS. HURD: I fully disclosed everything, the -- the tracking devices; the audio. This is what I've done.

THE COURT: Okay.

MS. HURD: Tell me...

THE COURT: The tracking...

MS. HURD: ...(indiscernible)...

THE COURT: ...device aside and all of that...

EXHIBIT 30

child.

But defendant on the other hand is a young woman with some very serious unfortunate challenges which she's not addressing and in fact which she seems to be indulging.

Factors -- so and -- so fact -- in addition to incorporating by reference everything discussed in fact was (c) through (e), 6 through 10, a police incident reports, photographs that reflect the defendant being uncooperative and on the premises; Exhibit 14 indicating tracking device; 16 and 17 reflecting open serious criminal cases of defendant; Exhibit 24 through 32 were -- I'm sorry, 24 through 32 were...

MS. CROME: Those were the requests for drug tests and the...

THE COURT: Oh, yes, requests for...

MS. CROME: ...actual drug tests.

THE COURT: ...drug tests...

MS. CROME: Mm-hm.

THE COURT: ...and various documents surrounding the drug usage. 13 was Talking Parents exhibit; plus the overall testimony and totality of the case and defendant's own admissions through the paperwork of serious depression issues, which are very challenging and sometimes almost debilitating in day-to-day challenges or parenting.

And the Court also has to make a comment on this

issue. It might have been the legislative intent was to establish findings based on actual medical testimony or records. But as a practical matter, there's often a lack of that in most cases. And it's -- it's impossible often to obtain those records if they're in the -- they're in the possession of an uncooperating party or more to the point if a party has not acknowledged the issues to the point of seeking the necessary treatment that's also a problem.

So the Court does find that without necessarily being in a position to diagnose the defendant, that -- that there is some social and behavioral and adjustment issues and some drug dependency issues and some depressive issues which are impeding seriously her ability to effectively parent particularly when considered in conjunction with the totality of the records and all the findings on (c), (d) and (e).

That said, is there anything else necessary on (f)?

MS. CROME: On (f), I didn't know if you mentioned 15, which was the recording device...

THE COURT: Oh, yes, the...

MS. CROME: ...that she was recording.

THE COURT: ...track -- we have the tracking device, which is 14.

MS. CROME: Yeah, and then...

THE COURT: Tracking device. Okay.

philosophically behind a case like this, which you hope and pray things turn around and...

MS. CROME: Right.

THE COURT: ...not only, mainly of course by far, an improvement for their daughter's life. But then if things really improve, he can start receiving back -- I mean, even if it's slowly but surely, some of the money he's owed.

MS. CROME: Yeah.

THE COURT: That's probably not realistically not gonna happen as long as there's a narcotics addiction. But the idea is you hope someone overcomes that.

MS. CROME: Your Honor, can I add that if there is a wage withholding that the collection of the SSI money would be included and maybe that the arrears payments would continue until both the child support and (indiscernible)...

THE COURT: I mean...

MS. CROME: ...SSI are paid.

THE COURT: You could. You -- you could indicate in there that it'll be assertively track the issue. But that until the 841 of the...

MS. CROME: Right.

THE COURT: ...SSI money is -- is rerouted to him as long as it's corrected -- collected by her...

MS. CROME: Mm-hm.

THE COURT: ...that the 841 would need to be taken, as

EXHIBIT 31

MS. CROME: Sure.

THE COURT: Okay. I don't think...

MS. CROME: Your Honor, the only...

THE COURT: ...that -- I don't think illicit drug usage is the problem here. I wish it was that simple. But they -- they want you drug tested. Is there anything that's -- and these tests track back several months at lease, so. That's how sophisticated they are these days. What is it that's gonna show up?

MS. HURD: My...

THE COURT: You tell me now. That way I don't have to get upset about it. I'm not upset if you tell me the truth.

MS. HURD: My -- well, the Adderall is an (indiscernible).

THE COURT: Okay. So you make sure you declare those when you report for the test. What else? Would anything illegal show? I only care...

MS. HURD: No.

THE COURT: I really only care if you lie to me. If you tell me something is gonna and it does but then we see the baselines decrease, it's not gonna impact your custodial rights. But if the -- the lie becomes the issue though because then I presume you're not gonna tell me the truth about anything.

MS. HURD: Right. No.

EXHIBIT 32

HU 0338

today.

THE COURT: Okay. Okay. Perfect.

MS. MCCONNELL: Sorry.

THE COURT: You know, it -- it is...

MS. MCCONNELL: Thank you.

THE COURT: You know, it is true that the Court indicated that with these results that some -- that what I'm really concerned about is someone's honesty and whether they're gonna concede beforehand that the results could be positive. But the -- that presumes thought that we're gonna have a dramatically decreased baseline the next time we test.

And candidly I'm kind of surprised at these staggering high levels and the urine positive for methamphetamine at 53,587 milligrams; amphetamine at almost 20,000, 19,564; barbiturates at 85. And for methamphetamine high in the hair is about -- is over 10,000. So if we're at 53,587 we're about five and a half times beyond that.

So I think, and, Ms. McConnell, you're -- you're representing mom?

MS. MCCONNELL: Yes, Your Honor.

THE COURT: Okay. So I think we kind of need to turn to you and say -- the -- the results kind of look alarming. She was honest (indiscernible) extent about certain usage. But I don't think we were -- anyone was expecting this or that she had us prepared to these level of readings. How do you think

EXHIBIT 33

return on our status and we see how we're progressing. And I hope we're in a position, number one, where there's a report that enables the Court to lift the supervision, which if the visits...

MS. HURD: Your Honor, my parents...

THE COURT: ...are conducted appropriately, that'll be the case.

MS. HURD: ...can...

THE COURT: And number two -- we'll get to all that.

MS. HURD: Okay.

THE COURT: Number two, we'll -- we have adequate -- we have adequate testing results. Now at this point, I have a drug referral. I don't know if you wanted her sent to a drug test now. She's quite confident about it, is -- is requesting it. Would you prefer, Ms. Crome, that you instead dispense with that and instead he uses his limited funds to request the -- the random tests either spaced one...

MS. CROME: Yeah.

THE COURT: ...one a month to three months or two a month for six total, two weeks apart. It doesn't always have to utilize all of those. But he can test from up to three to six times. Because if -- I'm not sure how far we're gonna get with the test today.

MS. CROME: Right.

THE COURT: She seems quite confident, which means he may

cyn- he may be cynical and assume you got yourself well-prepared and you've abstained.

MS. CROME: Well...

THE COURT: And -- and that you'll test okay. But he seems to want to be more interested in how would you test if it was unexpected, that type of thing.

MS. CROME: Right.

THE COURT: So but what -- however you...

UNIDENTIFIED SPEAKER: (Indiscernible).

THE COURT: ...guys want to handle it. I don't -- you know.

MS. CROME: No, we'd rather wait and just use the -- the random, Judge. That's...

THE COURT: Okay. So we'll defer -- we'll handle the random tests. And do you want to pursue Donna's House or Open Arms? Probably the best option is the Donna's House Central.

Mom, do you...

MS. MCCONNELL: Your Honor...

THE COURT: ...want...

MS. CROME: They -- they thought for Azlynn since she's special needs, maybe Family First if this Court would allow that. It's in Henderson, which is close to both parties.

THE COURT: Is that agreed?

MS. CROME: It's...

EXHIBIT 34

and I got temporary custody. That only goes so far as to within one day he contacts the court and I tell everyone to be here in -- within the next day or two and we get a hold of you and tell you because I'm not gonna permit, even with the benefit of a court order for him to do even for two days what he did -- what you did to him for months and months and months with zero justification.

So those will be the -- those will be the orders. Ms. Crome can resubmit the order from the last hearing without mom's signature if she wants to enter the time and fees, we'll go from there.

We're gonna go ahead and -- let's get a February date. And I assume if things go according to plan, that will be vacated and we'll be in court a lot sooner. But for now, let's get the February status.

THE CLERK: February 14th at 11 a.m.

MS. CROME: Your Honor, may I ask...

THE COURT: Let's not make it that day. We have a lot...

MS. CROME: ...a few more things when you're done?

THE COURT: ...on the 15th. Go ahead.

THE CLERK: February 17th at 11 a.m.

THE COURT: February 17th at 11:00. But and if he's got the pick-up order, we just have the February 17th to prevent it from slipping through the cracks. But we're not gonna be waiting that long because chances are that you don't -- you

EXHIBIT 35

Electronically Filed
1/10/2022 11:32 AM
Steven D. Grierson
CLERK OF THE COURT

DISTRICT COURT

CLARK COUNTY, NEVADA

****

MARIO OPIPARI, PLAINTIFF. VS. KYMBERLIE HURD, DEFENDANT.	CASE NO.: D-21-622669-C DEPARTMENT R **Date: February 17, 2022** **Time: 11:00 AM**

NOTICE OF ORDER OF APPEARANCE FOR:
NRCP 16.2 CASE MANAGEMENT CONFERENCE
(Divorce/Dissolution)
OR
NRCP 16.205 EARLY CASE EVALUATION
(Custody/Visitation/Paternity)

THE PARTIES ARE HEREBY PUT ON NOTICE that in accordance with NRCP 16.2 (Case Management Conference "CMC") or NRCP 16.205 (Early Case Evaluation "ECE"), this case has been scheduled for a hearing. The case shall be heard on the date and time listed above. The case shall be heard by the Honorable Bill Henderson in courtroom 1 at the Family Courts & Services Center, located at 601 N. Pecos Road, Las Vegas, Nevada, 89101. Pursuant to the aforementioned rules, the purpose of this hearing is to address the nature and basis of the claims and defenses, as well as the possibilities for a prompt case settlement or resolution, the status of the required disclosures, and a discovery plan. This Court acknowledges that despite EDCR 5.402, this Court ***will not make any substantive decisions*** in the case without a preliminary motion being properly filed and served. (***See*** NRCP 16.2(b) and NRCP 16.205(b) which grants this Court the ability to "exempt all or any portion" of said CMC/ECE rules). This Court will routinely administratively reschedule any preliminary substantive motion to be heard at the same time as the scheduled CMC/ECE though. A CMC/ECE brief pursuant to EDCR 5.401 is *not* mandatory.

THE PARTIES ARE HEREBY PUT ON NOTICE that pursuant to NRCP 16.2(c)(1) or 16.205(c)(1), all parties ***must complete, file,*** **and** ***serve*** the court-approved Financial Disclosure Form ("FDF") within a timely manner. Pursuant to NRCP 16.2(g)(1)(B), intentional failure to disclose an asset may result in an "order awarding the omitted asset to the opposing party as his or her separate property." Pursuant to NRCP

BILL HENDERSON
DISTRICT JUDGE
FAMILY DIVISION, DEPT R
LAS VEGAS NV 89101

16.2(d)(3) or 16.205(d)(3), either party may initiate discovery thirty (30) days after service of the Complaint pursuant to NRCP 26-36.

THE PARTIES ARE HEREBY PUT ON NOTICE that pursuant to NRCP 16.2(j)(3) or NRCP 16.205(j)(3), each party's presence and each party's attorney's appearance is **REQUIRED**. Pursuant to SCR Part IX, Rule 4, the ***one exception*** to this rule will be if a party has relocated outside a 100 mile radius of Las Vegas, Nevada. The requirements of the rule ***must*** be followed in a timely and correct manner.

THE PARTIES ARE HEREBY PUT ON NOTICE that pursuant to NRCP 16.2(j)(1), NRCP 16.205(j)(1) and EDCR 5.602(a), all discovery disputes ***must*** first be heard by the discovery hearing master. Pursuant to NRCP 16.2(f)(1), NRCP 16.2(g)(1) or NRCP 16.205(f)(1) and NRCP 16.205(g)(1), failure to comply with the rules may result in "sanctions." Pursuant to EDCR 7.60(b) and EDCR 5.102(l), "sanctions" include attorney's fees or even "dismissal, default or other order."

THE PARTIES ARE HEREBY PUT ON NOTICE that pursuant to EDCR 5.302(b) ("Seminar for separating parents"), "the seminar **shall** be completed and a certificate of completion shall be filed within 45 days of service of the initial complaint or petition."

THE PARTIES ARE HEREBY PUT ON NOTICE that pursuant to EDCR 5.301, parties **shall not** bring any minor child(ren) to any hearing, unless specifically ordered by the Court. Furthermore, the parties shall not discuss any part of the legal proceedings with the minor child(ren) nor leave any of the related legal materials in a place where a minor child could access the materials.

JUDGE BILL HENDERSON

By: /s/ Nancy Diaz
Nancy Diaz
Judicial Executive Assistant
Department R

CERTIFICATE OF MAILING

I hereby certify that on the above file stamp date:

☒ I hereby certify that I electronically served, faxed, emailed, or placed in the appropriate attorney folder located in the Clerk of the Court's Office, a copy of the Notice of Case Management Conference to:

Chaka T. Crome, Esq.

☒ I mailed, via first class mail, postage fully prepaid, the foregoing Notice of Case Management Conference to:

Kymberlie Hurd
1160 Drowsy Water Court
Henderson, NV 89052

/s/ Nancy Diaz
Nancy Diaz
Judicial Executive Assistant
Department R

EXHIBIT 36

Gmail **Kymberlie Joy <kymberliejoy@gmail.com>**

RE: Order

1 message

DeptRInbox <DeptRInbox@clarkcountycourts.us> Tue, Mar 22, 2022 at 10:56 AM
To: Kymberlie Joy <kymberliejoy@gmail.com>

Dear Defendant:

Please find enclosed the proposed Order for Return of Child you submitted. It is being returned to you without the Judge's signature because a hearing is required before a pick up order can issue in this case. If you would like to proceed with this matter, you may file a motion for the relief you seek, serve Plaintiff's attorney with the motion and Notice of Hearing, and appear at the hearing scheduled.

Please take notice that Judge Henderson requires hearings with oral argument for all matters regarding child custody and visitation.

If you would like legal advice, please consult an attorney.

If you would like to represent yourself and would like forms and instructions, please visit the Family Law Self Help Center at familylawselfhelpcenter.org.

From: Kymberlie Joy [mailto:kymberliejoy@gmail.com]
Sent: Friday, March 11, 2022 2:52 PM
To: DeptRInbox
Subject: Order

[NOTICE: This message originated outside of Eighth Judicial District Court -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

Please see attached Order(s).

Thank you for your time.

HU 0350

Kymberlie Joy Hurd

152 Judy Lane, Unit D

Henderson, NV 89015

Cell: 702-285-8149

KymberlieJoy@gmail.com

"If you are always trying to be normal, you will never know how amazing you can be."
~Maya Angelou

HU 0351

EXHIBIT 37

what, walking away from them (indiscernible).

MS. HURD: That's what I did Wednesday.

THE COURT: Okay.

MS. HURD: And he called the cops. And now they're presenting me...

THE COURT: If you -- if they -- if they call...

MS. HURD: ...as trying to take the child.

THE COURT: Let me promise you something. If -- if they started disparaging you and verbally attacking you in public, and you calmly walked away and they decided to call the cops and the cops interviewed them and interviewed you and support what you're saying, that's gonna help you in your case, if that's what that police report says.

That police report is not going to say that. And you know it's not. You know that you don't -- you will never have -- you don't have a police report. And one doesn't exist that says, they started yelling at me because who's gonna -- who's gonna call the cops if they're the ones doing all the antagonism?

If you say absolutely nothing and walk away, they're gonna say this isn't the strategic time to call the cops on her. We'll wait till we can get her goat and have her explode in front of people. They're not gonna call the cops on you when you calmly walk away. It defies logic. So there is not...

MS. HURD: I did.

THE COURT: ...going to be...

MS. HURD: And my parents were there.

THE COURT: There is -- it doesn't matter. There's not gonna be a police report that says these -- these people who were screaming and harassing and threatening someone else called the police. And we've documented that they screamed and harassed and threatened. But if I'm wrong, go and pick up the report. That's great.

MS. HURD: (Indiscernible).

THE COURT: Okay. What else? What other activities? These guys seem too committed to the conflict...

MS. MCCONNELL: I think there's a...

THE COURT: ...and blaming each other rather -- for the conflict rather than trying to solve it. So...

MS. CROME: I think there's just the combat sports.

THE COURT: But I think you're -- you're correct, of one step toward solving it. And I think you do get it to an -- to a significant extent. If you and her aren't there at the same time and then we don't have to worry about it. She'll get -- your daughter gets the benefit of the lesson.

What other activities?

MS. MCCDONNELL: And it could always alternate if that's a big issue. Like, I mean, I -- I understand...

THE COURT: What other act...

EXHIBIT 38

this March. But looking back to last November, the urine was positive for methamphetamine at 53,583; amphetamine at 19,564; barbiturates at 85 nanograms. For meth and -- for meth and amphetamine, high in the hair is over 10,000. So we -- we have a -- far beyond that. The hair was positive for meth at 3675. And moderate in hair is 3000 to 5000. So it's in the moderate range. The amphetamine, 6640; and low is 1000 to 3000. No prescriptions were declared at that time either.

Now although we have a current upcoming hearing, results of mediation on May 9th, I guess we'll vacate that date.

Mom has a motion to set aside the supervised visitation orders. She wants the orders set aside along with the money she paid for visits at Family First. This is a tough motion to bring when you're -- when the results show that you drove drunk to the testing and we have these other test results. But we'll get to it.

Mom, argues that there's fraud when it was alleged by the opposing side that mom attempted to abscond with the child on 2/9/22 and that this allegation was supported with an incomplete Henderson PD report. Mom also complains that the opposing side's version of the video of the incident was fraudulent. And mom attached the same report dad submitted. And candidly, it's still a terrible report for mom because it

still states she walked off with the child.

And mom told the police that dad was very abusive and abuses 911. And she has no idea why he calls 911 on her because police told her to keep child away from him because of a domestic battery. That's what she was saying.

And she indicates the opposing side's arguments against her parents for supervising visits were unsubstantiated and untrue.

Dad's opposition and countermotion, he indicates mom -- on mom's sobriety, she's still not sober. She minimized her meth use. She stalks dad, makes false and harmful allegations adverse dad, lay claim that he's a rapist and a batterer and now drives past his home every day to keep an eye on him.

And the -- the child at issue as -- has an -- has special -- has special needs, which require more special care than medical needs.

Dad indicates this continued false allegations against him, he says mom continues to make false allegations with him. She tried to give the child's therapist an illegally made recording of dad and claimed dad sexually abused the child. She told the police that dad has a DV battery case, so she's supposed to keep child away from him. Despite the fact that he was supervising her visitation at the time, she called the police in an attempt to get their

EXHIBIT 39

Henderson Police Department
Incident Report
2/10/2022 8:53:27 AM

THIS RECORD HAS BEEN REDACTED
PURSUANT TO
NRS 239B 030 / 603A.040
PERSONAL INFORMATION

Incident: HP220209000795 **Report:**
Date/Time: 02/09/2022 18:53:00 **Officer:** FOSTERL
Address: 1073 SUNSET RD - CADENCE CENTRAL PARK
Type: 417 - 417 - DISTURBANCE FAMILY

Comments:

Date/Time:	Comment:
2/9/2022 6:54:06 PM	DOWN BY THE POOL AREA BTWN PR AND EX WIFE PRS EX WALKED OFF W/ PRS DAUGHT WHO HAS CUSTODY OF HER
2/9/2022 6:54:30 PM	PRS EX WIFE HEADED WB TWRDS THE PARK W/ THE BIG GREEN SLIDE
2/9/2022 6:54:51 PM	NEG 408/446 FOR PR, PRS EX WIFE HAS A HX OF 446 METH USE
2/9/2022 6:55:11 PM	3E90 ADV
2/9/2022 6:55:32 PM	PRS EX GIRLF IS WFA 47YO BLK JACKET POSS GRY PANTS
2/9/2022 6:56:20 PM	NEG COVID
2/9/2022 6:56:12 PM	PR STATES THIS HAS HAPPENED BEFORE
2/9/2022 6:56:47 PM	EX GIRLF IS HURD.KYMBERLIE.12061974
2/9/2022 6:57:09 PM	PR:STATES SHE IS STILL AT THE PARK JUST REFUSING TO GIVE PR THEIR DAUGHTER
2/9/2022 6:57:44 PM	EX GIRLF ARRIVED IN A VEH W/ PARENTS WHO ARE ALSO ON SCENE, POSS ARRIVED IN A MAR TOYT RAV 4
2/9/2022 6:58:16 PM	PR WILL STBY IN THE PARK, PR IS WMA 47YO BLK JACKET BLK PANTS
2/9/2022 6:58:47 PM	NEG WEAP
2/9/2022 7:08:42 PM	
2/9/2022 8:18:02 PM	FEMALE: KIMBERLY HURD SOC DOB 12/06/1974 ADDR 152 JUDY LANE #D 89015
2/9/2022 8:20:26 PM	SPOKE TO FEMALE SHE ADVISED THAT THE HER EX BOYFRIEND IS VERY ABUSIVE AND THAT HE ABUSES 911 AND CALLS TO THREATEN AND INTIMIDATE HER AND SHE IS NOT DOING ANYTHING WRONG, SHE HAS NO IDEA WHY HE CALLS THE POLICE. ALSO SAID THAT SHE WAS ADVISED BY POLICE TO KEEP THE DAUGHTER AWAY FROM HIM BECAUSE OF A DOM BAT
2/9/2022 8:22:09 PM	NAM/ OPIPARI,MARIO V DOB/ 01/24/1975 SOC, SID/ FBI/ OLN/ SEX/ M RAC/ W HGT/ 600 WGT/ 200 HAI/ BRO EYE/ BRO SKN/ ETN/ AGE/ 47 CTZ/ US ELP/ POB/ DETROIT MI-MICHIGAN MALE

EXHIBIT 40

[illegible] RECORD HAS BEEN REDACTED
PURSUANT TO
[illegible] BY PERSONAL
REQUEST

Henderson Police Department
Incident Report

2/17/2022 11:25:53 AM

Incident: HP220209000795
Report:
Date/Time: 02/09/2022 18:53:00
Officer: FOSTERL
Address: 1073 SUNSET RD - CADENCE CENTRAL PARK
Type: 417 - 417 - DISTURBANCE FAMILY

Comments:

Date/Time:	Comment:
2/9/2022 6:54:06 PM	DOWN BY THE POOL AREA BTWN PR AND EX WIFE PRS EX WALKED OFF W/ PRS DAUGHT WHO HAS CUSTODY OF HER
2/9/2022 6:54:30 PM	PRS EX WIFE HEADED WB TWRDS THE PARK W/ THE BIG GREEN SLIDE
2/9/2022 6:54:51 PM	NEG 408/446 FOR PR, PRS EX WIFE HAS A HX OF 446 METH USE
2/9/2022 6:55:11 PM	3E90 ADV
2/9/2022 6:55:32 PM	PRS EX GIRLF IS WFA 47YO BLK JACKET POSS GRY PANTS
2/9/2022 6:56:20 PM	NEG COVID
2/9/2022 6:56:12 PM	PR STATES THIS HAS HAPPENED BEFORE
2/9/2022 6:56:47 PM	EX GIRLF IS HURD,KYMBERLIE,12061974
2/9/2022 6:57:09 PM	PR STATES SHE IS STILL AT THE PARK JUST REFUSING TO GIVE PR THEIR DAUGHTER
2/9/2022 6:57:44 PM	EX GIRLF ARRIVED IN A VEH W/ PARENTS WHO ARE ALSO ON SCENE, POSS ARRIVED IN A MAR TOYT RAV 4
2/9/2022 6:58:16 PM	PR WILL STBY IN THE PARK, PR IS WMA 47YO BLK JACKET BLK PANTS
2/9/2022 6:58:47 PM	NEG WEAP
2/9/2022 7:08:42 PM	
2/9/2022 8:18:02 PM	FEMALE: KIMBERLY HURD SOC DOB 12/06/1974 ADDR 152 JUDY LANE #D 89015
2/9/2022 8:20:26 PM	SPOKE TO FEMALE SHE ADVISED THAT THE HER EX BOYFRIEND IS VERY ABUSIVE AND THAT HE ABUSES 911 AND CALLS TO THREATEN AND INTIMIDATE HER AND SHE IS NOT DOING ANYTHING WRONG, SHE HAS NO IDEA WHY HE CALLS THE POLICE. ALSO SAID THAT SHE WAS ADVISED BY POLICE TO KEEP THE DAUGHTER AWAY FROM HIM BECAUSE OF A DOM BAT
2/9/2022 8:22:09 PM	NAM/ OPIPARI,MARIO V DOB/ 01/24/1975 SOC/ SID/ FBI/ OLN/ SEX/ M RAC/ W HGT/ 600 WGT/ 200 HAI/ BRO EYE/ BRO SKN/ ETN/ AGE/ 47 CTZ/ US ELP/ POB/ DETROIT MI MICHIGAN MALE
2/16/2022 3:08:42 PM	MARIO WAS WARNED FOR ABUSED OF 911
2/16/2022 3:10:59 PM	KIMBERLY'S PARENTS AND NEPHEW WERE PRESENT AT THE PARK ALONG WITH THE DAUGHTER, NOTHING APPEARED SUSPICIOUS OR CRIMINAL
2/16/2022 3:38:10 PM	** CORRECTION: BROTHER WAS AT THE PARK NOT NEPHEW**
2/16/2022 3:47:57 PM	CALL WAS RECIEVED AT 1907 HOURS

EXHIBIT 41

HU 0362

MS. CROME: So we just want to (indiscernible).

THE COURT: They're here right now. If...

MS. CROME: Yeah, I know.

THE COURT: Maybe they'll agree to supervise it.

MS. CROME: I know. But my client -- I'm telling you, I wish they would've briefed it because we would've briefed all the reasons why it just won't work. And so I would ask...

THE COURT: Well, why...

MS. CROME: ...Ms. McConnell and I can speak...

THE COURT: ...why -- what is the main -- what's the main reasons it wouldn't work?

MS. CROME: Well, I...

THE COURT: The reason I'm required...

MS. CROME: ...know they have...

THE COURT: The reason I'm required to ask is because supervision by family members, particularly like by grandparents, is by definition presumed to be 10,000 times a better option than some sort of sterile one-hour artificial environment with strangers hovering around. It's very unnatural.

So unless you can point to some direct antagonism or that they'd abdicate their responsibility because the responsibility in that they're here, I can canvass them, would be to the Court and this child. Their allegiance cannot be to their daughter and their daughter's case.

Because the first hint I get that someone's siding with their daughter or son or helping them fight on their custody case or expressing any antagonism to the other side, I'd put a stop to it. But if they're mature adults who understand that their responsibilities is to this Court and to Azlynn and not what necessarily what mom wants or demands, that -- then it could be a way to go, so.

MS. CROME: Well, here -- I'll give you the brief version. It's my understanding they have custodial rights of their other daughter, who is unfortunately a drug addict, they have one of her kids. That kid is using, is vaping, is on marijuana; and they've been fine with it. And when they applied to be the adoptive parents for that child, Kymberlie objected because of their parenting.

THE COURT: Well, they don't -- are you -- if you're saying...

MS. CROME: And that she has been off...

THE COURT: They don't -- you're not saying they smoke pot, though; right?

MS. CROME: I'm saying that they supervise.

THE COURT: Okay.

MS. CROME: They've known that their -- that they -- their own now daughter, they adopted their granddaughter, that Kymberlie had such a problem with them that she objected to the adoption of them...

MS. HURD: That's not true.

MS. CROME: ...for her niece.

THE COURT: All right. Well, let -- let's...

MS. CROME: On top of that, Kymberlie...

THE COURT: ...assume that -- let's assume that's true. How do I know they couldn't loosely supervise? (Indiscernible) wouldn't even have to be in the same room in the same premises of one or two hours supervision and make it clear to Kymberlie she can't drive off with Azlynn and has to be within focus at all times or at least in the next room. I mean, you're telling me they may not be perfect people. No one is. But what -- the call of the question isn't...

MS. CROME: Well...

THE COURT: ...how wonderful or wholesome they may be at all times.

MS. CROME: No.

THE COURT: The question is -- the call of the question is, how do we know they would abdicate their responsibility to this Court and to their -- their grandchild and -- and get involved with mom's drama to the detriment of their daughter's own custodial request. They'd only be destroying her custody case if they wanted to behave like that.

MS. CROME: Well, their behavior so far since he received an order, they've been showing up at the supervised visitation. They called the last supervisor and asked. They

EXHIBIT 42

HU 0366

THE COURT: At this point...

MS. HURD: ...applying...

THE COURT: Okay.

MS. HURD: ...for a substitute teacher.

THE COURT: At this point in time, the emergency orders are not set aside. The existing orders remain in place at least pending trial, sole legal sole physical custody, supervised with Families First. If she prefers Donna's House, that can be ordered, $20 a visit. She won't have to pay support if she instead applies the money to these supervised visits. Attorney fees are deferred.

Talking Parents, if she's on -- apparently they have to be on the same modality, whether it's Talking Parents or Family Wizard or whatever. Mom's saying she switched from Talking Parent to Our Family Wizard. Dad's on Talking Parents. Arguably mom should go back to Talking Parents. But if she insists it should be Family Wizard, whatever one we agree to, he's to respond to her -- her inquiry, as long as it has to -- has to do with Azlynn and isn't some other argument.

Parties are just to confine their remarks to the care and visitation and issues concerning their daughter. I'm gonna go ahead and set an evidentiary hearing on this August 16th at 1:30.

MS. CROME: One minute while I check my calendar.

EXHIBIT 43

HU 0368

her tested today.

MS. HURD: I just tested Friday.

THE COURT: All right.

MS. CROME: No, she was just tested. She was just...

THE COURT: Yeah.

MS. CROME: ...tested a few days ago, Friday.

THE COURT: So I don't think we need a referral at this point in time. Do we?

MS. CROME: No, we don't.

THE COURT: They're not gonna ask for one. So just pursue with the random testing, one a month.

MS. CROME: Thank you.

THE COURT: If she's clean -- if she's clean twice in a row, you can't test her for the third or forth month prior to trial because I think if she stays clean for everything two months in a row, the problem is resolved.

But again, young lady, I really think you need to have someone presenting your case. I don't think when you present it verbally, I think there's too much emotions involved. And I understand. It's -- it's your -- your daughter. But that's why people hire attorney's because attorneys are not emotionally invested in this matter. They care about their clients and the children involved very much, that's not what I mean. But they're not gonna get sucked into the argument or the dispute or the emotions or the

EXHIBIT 44

Envelope Information

Envelope Id
10305962

Submitted Date
8/4/2022 9:51 AM PST

Submitted User Name
billing@cromelawfirm.com

Case Information

Location
Department R

Category
Family

Case Type
Child Custody Complaint

Case Initiation Date
3/4/2021

Case #
D-21-622669-C

Assigned to Judge
Henderson, Bill

Filings

Filing Type
Serve

Filing Code
Service Only

Filing Description
Correspondence

Courtesy Copies
kymmiejoy@yahoo.com, kymberliejoy@gmail.com

Filing on Behalf of
Mario Opipari

Filing Status
Served

eService Details

Service Document

File Name	Security	Downloac
8-4-22- SCANNED Letter to Kymberlie Hurd requesting drug testing.pdf		Original File Court Copy

Status	Name	Firm	Served	Date Opened
Sent	Jason P. Stoffel, Esq.	Roberts Stoffel Family Law Group	Yes	8/4/2022 12:42 PM PS

Status	Name	Firm	Served	Date Opened
Sent	Kymberlie Joy Hurd		Yes	8/4/2022 2:47 PM PS
Sent	Chaka Crome	Crome Law Firm	Yes	Not Opened
Sent	Crome Law Firm	Crome Law Firm	Yes	Not Opened
Sent	Alicia Woods	Crome Law Firm	Yes	Not Opened
Sent	Amy Patterson	Crome Law Firm	Yes	Not Opened

Parties with No eService

Name
Mario Opipari

Address
249 Hyssop Court Henderson Nevada 89015

Name
Azlynn Harlie Opipari

Address

Name
Mario Opipari

Address
249 Hyssop Court Henderson Nevada 89015

Name
Kymberlie Hurd

Address
152 Judy LN UNIT D Henderson Nevada 89015

Fees

Service Only

Description	Amount
Filing Fee	$0.00

Filing Total: $0.00

Total Filing Fee $0.00

Envelope Total: $0.00

Filing Attorney Chaka Crome

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Version: 2022.0.2.9933

EXHIBIT 45

MyQuest™

HURD,KYMBERLIE

DOB: 12/06/1974
Sex: F
Phone: (702) 285-8149
Patient ID: 34654

Age: 47
Fasting: U

Specimen: ZL826912B
Requisition: 0010838
Lab Reference ID: 504872CE17520
Report Status: FINAL / SEE REPORT

Collected: 01/12/2022 16:39
Received: 01/12/2022 16:40
Reported: 01/18/2022 06:55

Client #: 88801294
SHIELDS,SUSAN
P3 HEALTH PARTNERS-SEVEN HILLS
880 SEVEN HILLS DR STE 140
HENDERSON, NV 89052-4372
Phone: (702) 844-4840
Fax: (702) 844-4843

FASTING:UNKNOWN

DRUG TEST, GENERAL TOXICOLOGY, (U)

Analyte	Value
DRUG TEST, GENERAL TOXICOLOGY, (U)	**see note**

The following compounds were detected:
Caffeine
Fluoxetine
Ibuprofen

For a list of compounds and limits of detection go to:
http://education.questdiagnostics.com/faq/FAQ101

ACETONE	**None Detected**
METHANOL	**None Detected**
ISOPROPANOL	**None Detected**
ETHANOL	**None Detected**

Volatile Limit of Detection: 5 mg/dL

This test was developed and its analytical performance characteristics have been determined by Quest Diagnostics Nichols Institute Chantilly, VA. It has not been cleared or approved by the U.S. Food and Drug Administration. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Performing Sites
AMD Quest Diagnostics/Nichols Chantilly-Chantilly VA, 14225 Newbrook Dr, Chantilly, VA 20151-2228 Laboratory Director: Patrick W Mason M.D.,PhD

Key
Priority Out of Range ▲ Out of Range

These results have been sent to the person who ordered the tests. Your receipt of these results should not be viewed as medical advice and is not meant to replace discussion with your doctor or other healthcare professional.

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Quest Diagnostics

MyQuest™

HURD,KYMBERLIE J

DOB: 12/06/1974
Sex: F
Phone: (702) 285-8149
Patient ID: 000334575

Age: 47
Fasting: N

Specimen: ZL826907B
Requisition: 0009255
Report Status: FINAL / SEE REPORT

Collected: 01/12/2022 16:34
Received: 01/12/2022 16:38
Reported: 01/18/2022 06:58

Client #: 88828296
HARB,MOUCHIR S
LAS VEGAS NEURO PAIN
6276 S RAINBOW BLVD STE 100
LAS VEGAS, NV 89118-3243
Phone: (702) 220-5557
Fax: (702) 220-5565

FASTING:NO

⚠ CBC (H/H, RBC, INDICES, WBC, PLT)

Analyte	Value	
⚠ WHITE BLOOD CELL COUNT	11.4 H	Reference Range: 3.8-10.8 Thousand/uL
RED BLOOD CELL COUNT	5.08	Reference Range: 3.80-5.10 Million/uL
HEMOGLOBIN	14.5	Reference Range: 11.7-15.5 g/dL
HEMATOCRIT	44.0	Reference Range: 35.0-45.0 %
MCV	86.6	Reference Range: 80.0-100.0 fL
MCH	28.5	Reference Range: 27.0-33.0 pg
MCHC	33.0	Reference Range: 32.0-36.0 g/dL
RDW	12.5	Reference Range: 11.0-15.0 %
PLATELET COUNT	399	Reference Range: 140-400 Thousand/uL
MPV	10.2	Reference Range: 7.5-12.5 fL

COMPREHENSIVE METABOLIC PANEL

Analyte	Value	
GLUCOSE Non-fasting reference interval	88	Reference Range: 65-139 mg/dL
UREA NITROGEN (BUN)	11	Reference Range: 7-25 mg/dL
CREATININE	0.73	Reference Range: 0.50-1.10 mg/dL
eGFR NON-AFR. AMERICAN	98	Reference Range: > OR = 60 mL/min/1.73m2
eGFR AFRICAN AMERICAN	114	Reference Range: > OR = 60 mL/min/1.73m2
BUN/CREATININE RATIO	NOT APPLICABLE	Reference Range: 6-22 (calc)
SODIUM	137	Reference Range: 135-146 mmol/L
POTASSIUM	4.4	Reference Range: 3.5-5.3 mmol/L
CHLORIDE	101	Reference Range: 98-110 mmol/L
CARBON DIOXIDE	27	Reference Range: 20-32 mmol/L
CALCIUM	9.8	Reference Range: 8.6-10.2 mg/dL
PROTEIN, TOTAL	7.1	Reference Range: 6.1-8.1 g/dL
ALBUMIN	4.5	Reference Range: 3.6-5.1 g/dL
GLOBULIN	2.6	Reference Range: 1.9-3.7 g/dL (calc)
ALBUMIN/GLOBULIN RATIO	1.7	Reference Range: 1.0-2.5 (calc)
BILIRUBIN, TOTAL	0.7	Reference Range: 0.2-1.2 mg/dL

ALKALINE PHOSPHATASE	**67**	Reference Range: 31-125 U/L
AST	**15**	Reference Range: 10-35 U/L
ALT	**11**	Reference Range: 6-29 U/L

DRUG TEST, GENERAL TOXICOLOGY, (U)

Analyte	Value
DRUG TEST, GENERAL TOXICOLOGY, (U)	see note

The following compounds were detected:
Caffeine
Fluoxetine
Ibuprofen

For a list of compounds and limits of detection go to:
http://education.questdiagnostics.com/faq/FAQ101

ACETONE	None Detected
METHANOL	None Detected
ISOPROPANOL	None Detected
ETHANOL	None Detected

Volatile Limit of Detection: 5 mg/dL

This test was developed and its analytical performance characteristics have been determined by Quest Diagnostics Nichols Institute Chantilly, VA. It has not been cleared or approved by the U.S. Food and Drug Administration. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Drug Monitoring Report

DRUG TOX MONITORING 7 W/CONF, URINE

Analyte	Value	
Benzodiazepines	NEGATIVE	Cutoff: 100 ng/mL
Cocaine Metabolite	NEGATIVE	Cutoff: 150 ng/mL
Opiates	NEGATIVE	Cutoff: 100 ng/mL
Oxycodone	NEGATIVE	Cutoff: 100 ng/mL See Note A

Note A See Note 1

Note 1
This drug testing is for medical treatment only. Analysis was performed as non-forensic testing and these results should be used only by healthcare providers to render diagnosis or treatment, or to monitor progress of medical conditions.

For assistance with interpreting these drug results, please contact a Quest Diagnostics Toxicology Specialist: 1-877-40-RX TOX (1-877-407-9869), M-F, 8am-6pm EST.

Performing Sites

AMD Quest Diagnostics/Nichols Chantilly-Chantilly VA, 14225 Newbrook Dr, Chantilly, VA 20151-2228 Laboratory Director: Patrick W Mason M.D.,PhD

QAW Quest Diagnostics-Las Vegas - 4230 Burnham, 4230 Burnham Ave, Las Vegas, NV 89119-5408 Laboratory Director: Elizabeth D Iole MD

SLI Quest Diagnostics-Nichols Valencia, 27027 Tourney Rd, Valencia, CA 91355-5386 Laboratory Director: Thomas McDonald M.D.

Key

Priority Out of Range ▲ Out of Range

These results have been sent to the person who ordered the tests. Your receipt of these results should not be viewed as medical advice and is not meant to replace discussion with your doctor or other healthcare professional.

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MyQuest™

HURD,KYMBERLIE

DOB: 12/06/1974
Sex: F
Phone: (702) 285-8149
Patient ID: 000334575

Age: 47
Fasting: Y

Specimen: ZL900197B
Requisition: 0009312
Report Status: FINAL / SEE REPORT

Collected: 01/29/2022 00:00
Received: 01/29/2022 10:54
Reported: 02/01/2022 23:23

Client #: 88828296
JUSTO,EILEEN P
LAS VEGAS NEURO PAIN
6276 S RAINBOW BLVD STE 100
LAS VEGAS, NV 89118-3243
Phone: (702) 220-5557
Fax: (702) 220-5565

FASTING:YES ; MULTIPLE TESTING PRIORITIES; ROUTINE TESTING TO FOLLOW.

⚠ LIPID PANEL, STANDARD

Analyte	Value	
⚠ CHOLESTEROL, TOTAL	238 H	Reference Range: <200 mg/dL
HDL CHOLESTEROL	87	Reference Range: > OR = 50 mg/dL
TRIGLYCERIDES	66	Reference Range: <150 mg/dL
⚠ LDL-CHOLESTEROL	135 H	mg/dL (calc)

Reference range: <100

Desirable range <100 mg/dL for primary prevention;
<70 mg/dL for patients with CHD or diabetic patients
with > or = 2 CHD risk factors.

LDL-C is now calculated using the Martin-Hopkins calculation, which is a validated novel method providing better accuracy than the Friedewald equation in the estimation of LDL-C.
Martin SS et al. JAMA. 2013;310(19): 2061-2068
(http://education.QuestDiagnostics.com/faq/FAQ164)

CHOL/HDLC RATIO	2.7	Reference Range: <5.0 (calc)
⚠ NON HDL CHOLESTEROL	151 H	Reference Range: <130 mg/dL (calc)

For patients with diabetes plus 1 major ASCVD risk factor, treating to a non-HDL-C goal of <100 mg/dL (LDL-C of <70 mg/dL) is considered a therapeutic option.

⚠ HOMOCYSTEINE

Analyte	Value	
⚠ HOMOCYSTEINE	11.3 H	Reference Range: <10.4 umol/L

Homocysteine is increased by functional deficiency of folate or vitamin B12. Testing for methylmalonic acid differentiates between these deficiencies. Other causes of increased homocysteine include renal failure, folate antagonists such as methotrexate and phenytoin, and exposure to nitrous oxide.
Selhub J, et al., Ann Intern Med. 1999;131(5):331-9.

COMPREHENSIVE METABOLIC PANEL

Analyte	Value	
GLUCOSE	89	Reference Range: 65-99 mg/dL

Fasting reference interval

UREA NITROGEN (BUN)	21	Reference Range: 7-25 mg/dL
CREATININE	0.82	Reference Range: 0.50-1.10 mg/dL
eGFR NON-AFR. AMERICAN	85	Reference Range: > OR = 60 mL/min/1.73m2

eGFR AFRICAN AMERICAN	99	Reference Range: > OR = 60 mL/min/1.73m2
BUN/CREATININE RATIO	**NOT APPLICABLE**	Reference Range: 6-22 (calc)
SODIUM	138	Reference Range: 135-146 mmol/L
POTASSIUM	4.8	Reference Range: 3.5-5.3 mmol/L
CHLORIDE	103	Reference Range: 98-110 mmol/L
CARBON DIOXIDE	27	Reference Range: 20-32 mmol/L
CALCIUM	9.6	Reference Range: 8.6-10.2 mg/dL
PROTEIN, TOTAL	7.2	Reference Range: 6.1-8.1 g/dL
ALBUMIN	4.5	Reference Range: 3.6-5.1 g/dL
GLOBULIN	2.7	Reference Range: 1.9-3.7 g/dL (calc)
ALBUMIN/GLOBULIN RATIO	1.7	Reference Range: 1.0-2.5 (calc)
BILIRUBIN, TOTAL	0.4	Reference Range: 0.2-1.2 mg/dL
ALKALINE PHOSPHATASE	65	Reference Range: 31-125 U/L
AST	13	Reference Range: 10-35 U/L
ALT	10	Reference Range: 6-29 U/L

URINALYSIS, COMPLETE W/REFLEX TO CULTURE

Analyte	Value	
COLOR	YELLOW	Reference Range: YELLOW
APPEARANCE	CLEAR	Reference Range: CLEAR
SPECIFIC GRAVITY	1.015	Reference Range: 1.001-1.035
PH	8.0	Reference Range: 5.0-8.0
GLUCOSE	NEGATIVE	Reference Range: NEGATIVE
BILIRUBIN	NEGATIVE	Reference Range: NEGATIVE
KETONES	NEGATIVE	Reference Range: NEGATIVE
OCCULT BLOOD	NEGATIVE	Reference Range: NEGATIVE
PROTEIN	NEGATIVE	Reference Range: NEGATIVE
NITRITE	NEGATIVE	Reference Range: NEGATIVE
LEUKOCYTE ESTERASE	NEGATIVE	Reference Range: NEGATIVE
WBC	NONE SEEN	Reference Range: < OR = 5 /HPF
RBC	NONE SEEN	Reference Range: < OR = 2 /HPF
SQUAMOUS EPITHELIAL CELLS	NONE SEEN	Reference Range: < OR = 5 /HPF
BACTERIA	NONE SEEN	Reference Range: NONE SEEN /HPF
HYALINE CAST	NONE SEEN	Reference Range: NONE SEEN /LPF

REFLEXIVE URINE CULTURE
NO CULTURE INDICATED

VITAMIN D, 1,25 DIHYDROXY

Analyte	Value

VITAMIN D, 1,25 (OH)2, TOTAL	**24**	Reference Range: 18-72 pg/mL See Note 1
VITAMIN D3, 1,25 (OH)2	**24**	pg/mL See Note 1
VITAMIN D2, 1,25 (OH)2	**<8**	pg/mL

Vitamin D3, 1,25(OH)2 indicates both endogenous production and supplementation. Vitamin D2, 1,25(OH)2 is an indicator of exogenous sources, such as diet or supplementation. Interpretation and therapy are based on measurement of Vitamin D, 1,25 (OH)2, Total.
See Note 1
See Note 2

Note 1

This test was developed and its analytical performance characteristics have been determined by Quest Diagnostics. It has not been cleared or approved by the FDA. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Note 2

For additional information, please refer to http://education.QuestDiagnostics.com/faq/FAQ199 (This link is being provided for informational/ educational purposes only.)

CBC (H/H, RBC, INDICES, WBC, PLT)

Analyte	Value	
WHITE BLOOD CELL COUNT	9.7	Reference Range: 3.8-10.8 Thousand/uL
RED BLOOD CELL COUNT	5.00	Reference Range: 3.80-5.10 Million/uL
HEMOGLOBIN	14.4	Reference Range: 11.7-15.5 g/dL
HEMATOCRIT	42.4	Reference Range: 35.0-45.0 %
MCV	84.8	Reference Range: 80.0-100.0 fL
MCH	28.8	Reference Range: 27.0-33.0 pg
MCHC	34.0	Reference Range: 32.0-36.0 g/dL
RDW	12.8	Reference Range: 11.0-15.0 %
PLATELET COUNT	337	Reference Range: 140-400 Thousand/uL
MPV	10.5	Reference Range: 7.5-12.5 fL

T4, FREE

Analyte	Value	
T4, FREE	1.0	Reference Range: 0.8-1.8 ng/dL

TSH

Analyte	Value	
TSH	1.89	mIU/L

Reference Range

> or = 20 Years 0.40-4.50

Pregnancy Ranges
First trimester 0.26-2.66
Second trimester 0.55-2.73
Third trimester 0.43-2.91

VITAMIN B12

Analyte	Value

VITAMIN B12	356	Reference Range: 200-1100 pg/mL

Please Note: Although the reference range for vitamin B12 is 200-1100 pg/mL, it has been reported that between 5 and 10% of patients with values between 200 and 400 pg/mL may experience neuropsychiatric and hematologic abnormalities due to occult B12 deficiency; less than 1% of patients with values above 400 pg/mL will have symptoms.

T3, FREE

Analyte	Value	
T3, FREE	3.3	Reference Range: 2.3-4.2 pg/mL

HEMOGLOBIN A1c

Analyte	Value	
HEMOGLOBIN A1c	5.1	Reference Range: <5.7 % of total Hgb

For the purpose of screening for the presence of diabetes:

<5.7%	Consistent with the absence of diabetes
5.7-6.4%	Consistent with increased risk for diabetes (prediabetes)
> or =6.5%	Consistent with diabetes

This assay result is consistent with a decreased risk of diabetes.

Currently, no consensus exists regarding use of hemoglobin A1c for diagnosis of diabetes in children.

According to American Diabetes Association (ADA) guidelines, hemoglobin A1c <7.0% represents optimal control in non-pregnant diabetic patients. Different metrics may apply to specific patient populations. Standards of Medical Care in Diabetes(ADA).

Note 1 See Note 1

Performing Sites

QAW Quest Diagnostics-Las Vegas - 4230 Burnham, 4230 Burnham Ave, Las Vegas, NV 89119-5408 Laboratory Director: Elizabeth D Iole MD
SLI Quest Diagnostics-Nichols Valencia, 27027 Tourney Rd, Valencia, CA 91355-5386 Laboratory Director: Thomas McDonald M.D.

Key

Priority Out of Range ⚠ Out of Range

These results have been sent to the person who ordered the tests. Your receipt of these results should not be viewed as medical advice and is not meant to replace discussion with your doctor or other healthcare professional.

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Quest Diagnostics

MyQuest™

HURD,KYMBERLIE

DOB: 12/06/1974
Sex: F
Phone: (702) 285-8149
Patient ID: 000334575

Age: 47
Fasting:

Specimen: ZL943452B
Requisition: 0009328
Report Status: FINAL / SEE REPORT

Collected: 02/08/2022 11:00
Received: 02/08/2022 11:00
Reported: 02/14/2022 11:56

Client #: 88828296
HARB,MOUCHIR S
LAS VEGAS NEURO PAIN
6276 S RAINBOW BLVD STE 100
LAS VEGAS, NV 89118-3243
Phone: (702) 220-5557
Fax: (702) 220-5565

DRUG TEST, GENERAL TOXICOLOGY, (U)

Analyte	Value
DRUG TEST, GENERAL TOXICOLOGY, (U)	**see note**

The following compounds were detected:
Acetaminophen
Caffeine
Quinidine/Quinine
6-Hydroxy Buspirone
Fluoxetine
Ibuprofen

For a list of compounds and limits of detection go to:
http://education.questdiagnostics.com/faq/FAQ101

ACETONE	**None Detected**
METHANOL	**None Detected**
ISOPROPANOL	**None Detected**
ETHANOL	**None Detected**

Volatile Limit of Detection: 5 mg/dL

This test was developed and its analytical performance characteristics have been determined by Quest Diagnostics Nichols Institute Chantilly, VA. It has not been cleared or approved by the U.S. Food and Drug Administration. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Drug Monitoring Report

DRUG TOX MONITORING 7 W/CONF, URINE

Analyte	Value	
Benzodiazepines	**NEGATIVE**	Cutoff: 100 ng/mL
Cocaine Metabolite	**NEGATIVE**	Cutoff: 150 ng/mL
Opiates	**NEGATIVE**	Cutoff: 100 ng/mL
Oxycodone	**NEGATIVE**	Cutoff: 100 ng/mL See Note A

DRUG MONITORING, PANEL 8 WITH CONFIRMATION, URINE

Analyte	Value	
Alcohol Metabolites	**NEGATIVE**	Reference Range: <500 ng/mL
Amphetamines	**NEGATIVE**	Reference Range: <500 ng/mL
Benzodiazepines	**NEGATIVE**	Reference Range: <100 ng/mL
Buprenorphine	**NEGATIVE**	Reference Range: <5 ng/mL
Cocaine Metabolite	**NEGATIVE**	Reference Range: <150 ng/mL

6 Acetylmorphine	**NEGATIVE**	Reference Range: <10 ng/mL
Marijuana Metabolite	**NEGATIVE**	Reference Range: <20 ng/mL
MDMA	**NEGATIVE**	Reference Range: <500 ng/mL
Opiates	**NEGATIVE**	Reference Range: <100 ng/mL
Oxycodone	**NEGATIVE**	Reference Range: <100 ng/mL
Creatinine	**36.3**	Reference Range: > or = 20.0 mg/dL
pH	**7.1**	Reference Range: 4.5-9.0
Oxidant	**NEGATIVE**	Reference Range: <200 mcg/mL

DRUG MONITORING TEMPLATE

Analyte	Value

Notes and Comments

This drug testing is for medical treatment only. Analysis was performed as non-forensic testing and these results should be used only by healthcare providers to render diagnosis or treatment, or to monitor progress of medical conditions.

LDT Notes:
Confirmation tests were developed and their analytical performance characteristics have been determined by Quest Diagnostics. It has not been cleared or approved by the FDA. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Healthcare Providers needing Interpretation assistance, please contact us at 1.877.40.RXTOX (1.877.407.9869) M-F, 8am to 10pm EST

Note A See Note 1

Note 1
This drug testing is for medical treatment only. Analysis was performed as non-forensic testing and these results should be used only by healthcare providers to render diagnosis or treatment, or to monitor progress of medical conditions.

For assistance with interpreting these drug results, please contact a Quest Diagnostics Toxicology Specialist: 1-877-40-RX TOX (1-877-407-9869), M-F, 8am-6pm EST.

Performing Sites

AMD Quest Diagnostics/Nichols Chantilly-Chantilly VA, 14225 Newbrook Dr, Chantilly, VA 20151-2228 Laboratory Director: Patrick W Mason M.D.,PhD
EN Quest Diagnostics-West Hills, 8401 Fallbrook Ave, West Hills, CA 91304-3226 Laboratory Director: Tab Toochinda MD
SLI Quest Diagnostics-Nichols Valencia, 27027 Tourney Rd, Valencia, CA 91355-5386 Laboratory Director: Thomas McDonald M.D.

Key

Priority Out of Range ▲ Out of Range

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Quest Diagnostics

MEDICAL REVIEW SERVICE
E-Mail: mro@drsmro.com
Phone: (800) 526-9341
Fax: (800) 547-2966

NEGATIVE RESULT

Company Information

DRUG TESTING SERVICES LLC
673 POTOMAC STATION DR #603
LEESBURG, VA 20176

Phone: (877) 766-5221
Protocol: hfloyddrugtestingservicesll
LAB: LABCORP (HD HD)
Account Number: 45450940

Donor Information

Name: HURD,KYMBERLIE
SSN/ID: XXX-XX-
Spec. #: 0226007143
Accession #: 05329620640
Alt ID:

Test Information

Test Reason: Other
Mode: NON-DOT
Date of Collection: 2/18/22
Recv'd CCF: 3/2/22
MRO Verified/Sent: 3/2/22
Print Date: 3/2/22
Spec Type: Hair
Clin Info: 0226007143
CCU:0331470215 H-00378177

Collection Site Information

7029826043

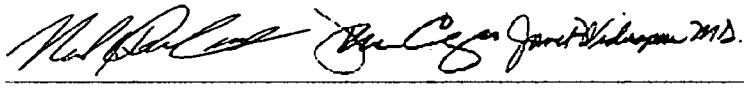
TEST(S)

070466 COC SPECIAL HANDLING 806698 Hair Standard

		Screen Cutoff	Confirm Cutoff
Negative	AMPHETAMINES	5.0 ng/10mg	
Negative	COCAINE	5.0 ng/10mg	
Negative	MARIJUANA	10.0 pg/10mg	
Negative	OPIOIDS	2.0 ng/10mg	
Negative	PHENCYCLIDINE	3.0 ng/10mg	

0226007143;ALT PID: 0331470215

Lab Director: Kyle L Eskue,MD



Neil J. Dash, MD-Chief MRO
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MyQuest™

HURD,KYMBERLIE

DOB: 12/06/1974
Sex: F
Phone: (702) 285-8149
Patient ID: 34654

Age: 47
Fasting:

Specimen: ZL125508C
Requisition: 0011096
Lab Reference ID: 518716CE17520
Report Status: FINAL / SEE REPORT

Collected: 03/18/2022 09:37
Received: 03/18/2022 09:37
Reported: 03/19/2022 01:58

Client #: 88801294
SHIELDS,SUSAN
P3 HEALTH PARTNERS-SEVEN HILLS
880 SEVEN HILLS DR STE 140
HENDERSON, NV 89052-4372
Phone: (702) 844-4840
Fax: (702) 844-4843

⚠ LIPID PANEL, STANDARD

Analyte	Value	
⚠ CHOLESTEROL, TOTAL	200 H	Reference Range: <200 mg/dL
HDL CHOLESTEROL	80	Reference Range: > OR = 50 mg/dL
TRIGLYCERIDES	80	Reference Range: <150 mg/dL
⚠ LDL-CHOLESTEROL	103 H	mg/dL (calc)

Reference range: <100

Desirable range <100 mg/dL for primary prevention;
<70 mg/dL for patients with CHD or diabetic patients
with > or = 2 CHD risk factors.

LDL-C is now calculated using the Martin-Hopkins
calculation, which is a validated novel method providing
better accuracy than the Friedewald equation in the
estimation of LDL-C.
Martin SS et al. JAMA. 2013;310(19): 2061-2068
(http://education.QuestDiagnostics.com/faq/FAQ164)

CHOL/HDLC RATIO	2.5	Reference Range: <5.0 (calc)
NON HDL CHOLESTEROL	120	Reference Range: <130 mg/dL (calc)

For patients with diabetes plus 1 major ASCVD risk
factor, treating to a non-HDL-C goal of <100 mg/dL
(LDL-C of <70 mg/dL) is considered a therapeutic
option.

⚠ URINALYSIS, COMPLETE W/REFLEX TO CULTURE

Analyte	Value	
COLOR	YELLOW	Reference Range: YELLOW
APPEARANCE	CLEAR	Reference Range: CLEAR
SPECIFIC GRAVITY	1.023	Reference Range: 1.001-1.035
PH	7.5	Reference Range: 5.0-8.0
GLUCOSE	NEGATIVE	Reference Range: NEGATIVE
BILIRUBIN	NEGATIVE	Reference Range: NEGATIVE
KETONES	NEGATIVE	Reference Range: NEGATIVE
OCCULT BLOOD	NEGATIVE	Reference Range: NEGATIVE
PROTEIN	NEGATIVE	Reference Range: NEGATIVE
NITRITE	NEGATIVE	Reference Range: NEGATIVE
LEUKOCYTE ESTERASE	NEGATIVE	Reference Range: NEGATIVE
WBC	NONE SEEN	Reference Range: < OR = 5 /HPF
RBC	0-2	Reference Range: < OR = 2 /HPF
⚠ SQUAMOUS EPITHELIAL CELLS	6-10	Reference Range: < OR = 5 /HPF

⚠ BACTERIA	FEW	Reference Range: NONE SEEN /HPF
HYALINE CAST	NONE SEEN	Reference Range: NONE SEEN /LPF

REFLEXIVE URINE CULTURE
NO CULTURE INDICATED

⚠ CBC (INCLUDES DIFF/PLT)

Analyte	Value	
WHITE BLOOD CELL COUNT	6.7	Reference Range: 3.8-10.8 Thousand/uL
RED BLOOD CELL COUNT	4.94	Reference Range: 3.80-5.10 Million/uL
HEMOGLOBIN	13.9	Reference Range: 11.7-15.5 g/dL
HEMATOCRIT	43.1	Reference Range: 35.0-45.0 %
MCV	87.2	Reference Range: 80.0-100.0 fL
MCH	28.1	Reference Range: 27.0-33.0 pg
MCHC	32.3	Reference Range: 32.0-36.0 g/dL
RDW	13.1	Reference Range: 11.0-15.0 %
PLATELET COUNT	316	Reference Range: 140-400 Thousand/uL
MPV	10.0	Reference Range: 7.5-12.5 fL
ABSOLUTE NEUTROPHILS	4864	Reference Range: 1500-7800 cells/uL
⚠ ABSOLUTE LYMPHOCYTES	643 L	Reference Range: 850-3900 cells/uL
ABSOLUTE MONOCYTES	938	Reference Range: 200-950 cells/uL
ABSOLUTE EOSINOPHILS	214	Reference Range: 15-500 cells/uL
ABSOLUTE BASOPHILS	40	Reference Range: 0-200 cells/uL
NEUTROPHILS	72.6	%
LYMPHOCYTES	9.6	%
MONOCYTES	14.0	%
EOSINOPHILS	3.2	%
BASOPHILS	0.6	%

COMPREHENSIVE METABOLIC PANEL

Analyte	Value	
GLUCOSE Fasting reference interval	92	Reference Range: 65-99 mg/dL
UREA NITROGEN (BUN)	14	Reference Range: 7-25 mg/dL
CREATININE	0.84	Reference Range: 0.50-1.10 mg/dL
eGFR NON-AFR. AMERICAN	83	Reference Range: > OR = 60 mL/min/1.73m2
eGFR AFRICAN AMERICAN	96	Reference Range: > OR = 60 mL/min/1.73m2
BUN/CREATININE RATIO	NOT APPLICABLE	Reference Range: 6-22 (calc)
SODIUM	135	Reference Range: 135-146 mmol/L
POTASSIUM	4.4	Reference Range: 3.5-5.3 mmol/L

CHLORIDE	100	Reference Range: 98-110 mmol/L
CARBON DIOXIDE	25	Reference Range: 20-32 mmol/L
CALCIUM	9.5	Reference Range: 8.6-10.2 mg/dL
PROTEIN, TOTAL	6.9	Reference Range: 6.1-8.1 g/dL
ALBUMIN	4.2	Reference Range: 3.6-5.1 g/dL
GLOBULIN	2.7	Reference Range: 1.9-3.7 g/dL (calc)
ALBUMIN/GLOBULIN RATIO	1.6	Reference Range: 1.0-2.5 (calc)
BILIRUBIN, TOTAL	0.4	Reference Range: 0.2-1.2 mg/dL
ALKALINE PHOSPHATASE	76	Reference Range: 31-125 U/L
AST	16	Reference Range: 10-35 U/L
ALT	13	Reference Range: 6-29 U/L

TSH

Analyte	Value	
TSH	2.02	mIU/L

Reference Range

> or = 20 Years 0.40-4.50

Pregnancy Ranges

First trimester	0.26-2.66
Second trimester	0.55-2.73
Third trimester	0.43-2.91

Performing Sites

QAW Quest Diagnostics-Las Vegas - 4230 Burnham, 4230 Burnham Ave, Las Vegas, NV 89119-5408 Laboratory Director: Elizabeth D Iole MD

Key

Priority Out of Range Out of Range

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Quest Diagnostics

MyQuest™

HURD,KYMBERLIE

DOB: 12/06/1974 | Age: 47 | Specimen: ZL125483C | Collected: 03/18/2022 09:34 | Client #: 88828296
Sex: F | Fasting: | Requisition: 0009447 | Received: 03/18/2022 09:35 | HARB,MOUCHIR S
Phone: (702) 285-8149 | Report Status: FINAL / SEE REPORT | Reported: 03/24/2022 09:08 | LAS VEGAS NEURO PAIN
Patient ID: 000334575 | 6276 S RAINBOW BLVD STE 100
LAS VEGAS, NV 89118-3243
Phone: (702) 220-5557
Fax: (702) 220-5565

⚠ LIPID PANEL, STANDARD

Analyte	Value	
CHOLESTEROL, TOTAL	197	Reference Range: <200 mg/dL
HDL CHOLESTEROL	79	Reference Range: > OR = 50 mg/dL
TRIGLYCERIDES	80	Reference Range: <150 mg/dL
⚠ LDL-CHOLESTEROL	101 H	mg/dL (calc)

Reference range: <100

Desirable range <100 mg/dL for primary prevention;
<70 mg/dL for patients with CHD or diabetic patients
with > or = 2 CHD risk factors.

LDL-C is now calculated using the Martin-Hopkins calculation, which is a validated novel method providing better accuracy than the Friedewald equation in the estimation of LDL-C.
Martin SS et al. JAMA. 2013;310(19): 2061-2068
(http://education.QuestDiagnostics.com/faq/FAQ164)

CHOL/HDLC RATIO	2.5	Reference Range: <5.0 (calc)
NON HDL CHOLESTEROL	118	Reference Range: <130 mg/dL (calc)

For patients with diabetes plus 1 major ASCVD risk factor, treating to a non-HDL-C goal of <100 mg/dL (LDL-C of <70 mg/dL) is considered a therapeutic option.

⚠ HOMOCYSTEINE

Analyte	Value	
⚠ HOMOCYSTEINE	11.1 H	Reference Range: <10.4 umol/L

Homocysteine is increased by functional deficiency of folate or vitamin B12. Testing for methylmalonic acid differentiates between these deficiencies. Other causes of increased homocysteine include renal failure, folate antagonists such as methotrexate and phenytoin, and exposure to nitrous oxide.
Selhub J, et al., Ann Intern Med. 1999;131(5):331-9.

COMPREHENSIVE METABOLIC PANEL

Analyte	Value	
GLUCOSE	96	Reference Range: 65-99 mg/dL

Fasting reference interval

UREA NITROGEN (BUN)	14	Reference Range: 7-25 mg/dL
CREATININE	0.81	Reference Range: 0.50-1.10 mg/dL
eGFR NON-AFR. AMERICAN	86	Reference Range: > OR = 60 mL/min/1.73m2
eGFR AFRICAN AMERICAN	100	Reference Range: > OR = 60 mL/min/1.73m2
BUN/CREATININE RATIO	NOT APPLICABLE	Reference Range: 6-22 (calc)

HU 0389

SODIUM	135	Reference Range: 135-146 mmol/L
POTASSIUM	4.4	Reference Range: 3.5-5.3 mmol/L
CHLORIDE	101	Reference Range: 98-110 mmol/L
CARBON DIOXIDE	25	Reference Range: 20-32 mmol/L
CALCIUM	9.6	Reference Range: 8.6-10.2 mg/dL
PROTEIN, TOTAL	6.7	Reference Range: 6.1-8.1 g/dL
ALBUMIN	4.2	Reference Range: 3.6-5.1 g/dL
GLOBULIN	2.5	Reference Range: 1.9-3.7 g/dL (calc)
ALBUMIN/GLOBULIN RATIO	1.7	Reference Range: 1.0-2.5 (calc)
BILIRUBIN, TOTAL	0.4	Reference Range: 0.2-1.2 mg/dL
ALKALINE PHOSPHATASE	75	Reference Range: 31-125 U/L
AST	16	Reference Range: 10-35 U/L
ALT	13	Reference Range: 6-29 U/L

DRUG TEST, GENERAL TOXICOLOGY, (U)

Analyte	Value
DRUG TEST, GENERAL TOXICOLOGY, (U)	**see note**

The following compounds were detected:
Acetaminophen
Caffeine
Dextrorphan
6-Hydroxy Buspirone
Dextromethorphan
Fluoxetine
Ibuprofen

For a list of compounds and limits of detection go to:
http://education.questdiagnostics.com/faq/FAQ101

ACETONE	**None Detected**
METHANOL	**None Detected**
ISOPROPANOL	**None Detected**
ETHANOL	**None Detected**

Volatile Limit of Detection: 5 mg/dL

This test was developed and its analytical performance characteristics have been determined by Quest Diagnostics Nichols Institute Chantilly, VA. It has not been cleared or approved by the U.S. Food and Drug Administration. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Drug Monitoring Report

DRUG TOX MONITORING 7 W/CONF, URINE

Analyte	Value	
Benzodiazepines	**NEGATIVE**	Cutoff: 100 ng/mL
Cocaine Metabolite	**NEGATIVE**	Cutoff: 150 ng/mL
Opiates	**NEGATIVE**	Cutoff: 100 ng/mL

Oxycodone	**NEGATIVE**	Cutoff: 100 ng/mL See Note A

DRUG MONITOR,AMPHETAMINE, QN, URINE

Analyte	Value	
Amphetamine	**NEGATIVE**	Reference Range: <250 ng/mL
Methamphetamine	**NEGATIVE**	Reference Range: <250 ng/mL

Amphetamines Comments

See LDT Notes

DRUG MONITOR, PANEL 3, SCREEN, URINE

Analyte	Value	
Amphetamines	**NEGATIVE**	Reference Range: <500 ng/mL See Note 1
Benzodiazepines	**NEGATIVE**	Reference Range: <100 ng/mL See Note 1
Cocaine Metabolite	**NEGATIVE**	Reference Range: <150 ng/mL See Note 1
Marijuana Metabolite	**NEGATIVE**	Reference Range: <20 ng/mL See Note 1
Opiates	**NEGATIVE**	Reference Range: <100 ng/mL See Note 1
Oxycodone	**NEGATIVE**	Reference Range: <100 ng/mL See Note 1
Creatinine	**164.1**	Reference Range: >or = 20.0 mg/dL
pH	**7.4**	Reference Range: 4.5-9.0
Oxidant	**NEGATIVE**	Reference Range: <200 mcg/mL

DRUG MONITORING TEMPLATE

Analyte	Value

Notes and Comments

This drug testing is for medical treatment only. Analysis was performed as non-forensic testing and these results should be used only by healthcare providers to render diagnosis or treatment, or to monitor progress of medical conditions.

Note A:
The results are presumptive; based only on screening methods, and they have not been confirmed by a definitive method.

LDT Notes:
Confirmation tests were developed and their analytical performance characteristics have been determined by Quest Diagnostics. It has not been cleared or approved by the FDA. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Healthcare Providers needing Interpretation assistance, please contact us at 1.877.40.RXTOX (1.877.407.9869) M-F, 8am to 10pm EST

Note 1 See Note A
See Note A

Note A	See Note 1

Note 1
This drug testing is for medical treatment only. Analysis was performed as non-forensic testing and these results should be used only by healthcare providers to render diagnosis or treatment, or to monitor progress of medical conditions.

For assistance with interpreting these drug results, please contact a Quest Diagnostics Toxicology Specialist: 1-877-40-RX TOX (1-877-407-9869), M-F, 8am-6pm EST.

Performing Sites

AMD Quest Diagnostics/Nichols Chantilly-Chantilly VA, 14225 Newbrook Dr, Chantilly, VA 20151-2228 Laboratory Director: Patrick W Mason M.D.,PhD
EN Quest Diagnostics-West Hills, 8401 Fallbrook Ave, West Hills, CA 91304-3226 Laboratory Director: Tab Toochinda MD
QAW Quest Diagnostics-Las Vegas - 4230 Burnham, 4230 Burnham Ave, Las Vegas, NV 89119-5408 Laboratory Director: Elizabeth D Iole MD
SLI Quest Diagnostics-Nichols Valencia, 27027 Tourney Rd, Valencia, CA 91355-5386 Laboratory Director: Thomas McDonald M.D.

Key

Priority Out of Range Out of Range

These results have been sent to the person who ordered the tests. Your receipt of these results should not be viewed as medical advice and is not meant to replace discussion with your doctor or other healthcare professional.

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Quest Diagnostics

MyQuest™

HURD,KYMBERLIE

DOB: 12/06/1974
Sex: F
Phone: (702) 285-8149
Patient ID: 000334575

Age: 47
Fasting:

Specimen: ZL249280C
Requisition: 0009314
Report Status: FINAL / SEE REPORT

Collected: 04/14/2022 11:23
Received: 04/14/2022 11:23
Reported: 04/20/2022 13:50

Client #: 88828296
JUSTO,EILEEN P
LAS VEGAS NEURO PAIN
6276 S RAINBOW BLVD STE 100
LAS VEGAS, NV 89118-3243
Phone: (702) 220-5557
Fax: (702) 220-5565

DRUG TEST, GENERAL TOXICOLOGY, (U)

Analyte	Value
DRUG TEST, GENERAL TOXICOLOGY, (U)	**see note**

The following compounds were detected:
Acetaminophen
Amphetamine
Caffeine
Quinidine/Quinine
6-Hydroxy Buspirone
Fluoxetine
Ibuprofen

For a list of compounds and limits of detection go to:
http://education.questdiagnostics.com/faq/FAQ101

ACETONE	**None Detected**
METHANOL	**None Detected**
ISOPROPANOL	**None Detected**
ETHANOL	**None Detected**

Volatile Limit of Detection: 5 mg/dL

This test was developed and its analytical performance characteristics have been determined by Quest Diagnostics Nichols Institute Chantilly, VA. It has not been cleared or approved by the U.S. Food and Drug Administration. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Performing Sites

AMD Quest Diagnostics/Nichols Chantilly-Chantilly VA, 14225 Newbrook Dr, Chantilly, VA 20151-2228 Laboratory Director: Patrick W Mason M.D.,PhD

Key

Priority Out of Range ⚠ Out of Range

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HURD,KYMBERLIE

DOB: 12/06/1974 | Age: 47 | Specimen: ZL386652C | Collected: 05/16/2022 12:47 | Client #: 88828296
Sex: F | Fasting: | Requisition: 0009611 | Received: 05/16/2022 12:48 | HARB,MOUCHIR S
Phone: (702) 285-8149 | Report Status: FINAL / SEE REPORT | Reported: 05/20/2022 14:13 | LAS VEGAS NEURO PAIN
Patient ID: 000334575 | 6276 S RAINBOW BLVD STE 100
LAS VEGAS, NV 89118-3243
Phone: (702) 220-5557
Fax: (702) 220-5565

⚠ LIPID PANEL, STANDARD

Analyte	Value	
⚠ CHOLESTEROL, TOTAL	207 H	Reference Range: <200 mg/dL
HDL CHOLESTEROL	62	Reference Range: > OR = 50 mg/dL
⚠ TRIGLYCERIDES	224 H	Reference Range: <150 mg/dL

If a non-fasting specimen was collected, consider repeat triglyceride testing on a fasting specimen if clinically indicated.
Jacobson et al. J. of Clin. Lipidol. 2015;9:129-169.

⚠ LDL-CHOLESTEROL	111 H	mg/dL (calc)

Reference range: <100

Desirable range <100 mg/dL for primary prevention; <70 mg/dL for patients with CHD or diabetic patients with > or = 2 CHD risk factors.

LDL-C is now calculated using the Martin-Hopkins calculation, which is a validated novel method providing better accuracy than the Friedewald equation in the estimation of LDL-C.
Martin SS et al. JAMA. 2013;310(19): 2061-2068
(http://education.QuestDiagnostics.com/faq/FAQ164)

CHOL/HDLC RATIO	3.3	Reference Range: <5.0 (calc)
⚠ NON HDL CHOLESTEROL	145 H	Reference Range: <130 mg/dL (calc)

For patients with diabetes plus 1 major ASCVD risk factor, treating to a non-HDL-C goal of <100 mg/dL (LDL-C of <70 mg/dL) is considered a therapeutic option.

⚠ DRUG TEST, GENERAL TOXICOLOGY, (U)

Analyte	Value
DRUG TEST, GENERAL TOXICOLOGY, (U)	see note

The following compounds were detected:
- Caffeine
- Quinidine/Quinine
- Diphenhydramine
- Fluoxetine
- Ibuprofen

For a list of compounds and limits of detection go to:
http://education.questdiagnostics.com/faq/FAQ101

ACETONE	None Detected
METHANOL	None Detected
ISOPROPANOL	None Detected

⚠ ETHANOL	21 H	mg/dL

Volatile Limit of Detection: 5 mg/dL

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⚠ URINALYSIS, COMPLETE W/REFLEX TO CULTURE

Analyte	Value	
COLOR	YELLOW	Reference Range: YELLOW
APPEARANCE	CLEAR	Reference Range: CLEAR
SPECIFIC GRAVITY	1.021	Reference Range: 1.001-1.035
PH	< OR = 5.0	Reference Range: 5.0-8.0
GLUCOSE	NEGATIVE	Reference Range: NEGATIVE
BILIRUBIN	NEGATIVE	Reference Range: NEGATIVE
KETONES	NEGATIVE	Reference Range: NEGATIVE
OCCULT BLOOD	NEGATIVE	Reference Range: NEGATIVE
PROTEIN	NEGATIVE	Reference Range: NEGATIVE
NITRITE	NEGATIVE	Reference Range: NEGATIVE
LEUKOCYTE ESTERASE	NEGATIVE	Reference Range: NEGATIVE
⚠ WBC	6-10	Reference Range: < OR = 5 /HPF
RBC	NONE SEEN	Reference Range: < OR = 2 /HPF
⚠ SQUAMOUS EPITHELIAL CELLS	10-20	Reference Range: < OR = 5 /HPF
⚠ BACTERIA	MODERATE	Reference Range: NONE SEEN /HPF
⚠ HYALINE CAST	0-5	Reference Range: NONE SEEN /LPF

CULTURE, URINE, ROUTINE

CULTURE, URINE, ROUTINE

Micro Number:	14536639
Test Status:	Final
Specimen Source:	Urine
Specimen Quality:	Adequate
Result:	No Growth

⚠ VITAMIN B12

Analyte	Value	
⚠ VITAMIN B12	1375 H	Reference Range: 200-1100 pg/mL

⚠ DRUG MONITORING, PANEL 8 WITH CONFIRMATION, URINE

Analyte	Value	
⚠ Alcohol Metabolites	POSITIVE	Reference Range: <500 ng/mL
⚠ Ethyl Glucuronide (ETG)	>10000 H	Reference Range: <500 ng/mL
⚠ Ethyl Sulfate (ETS)	>10000 H	Reference Range: <100 ng/mL

Alcohol Metab Comments

See Alcohol Metab Notes, LDT Notes

Amphetamines	**NEGATIVE**	Reference Range: <500 ng/mL
Benzodiazepines	**NEGATIVE**	Reference Range: <100 ng/mL
Buprenorphine	**NEGATIVE CONFIRMED**	Reference Range: <5 ng/mL
Buprenorphine	**NEGATIVE**	Reference Range: <2 ng/mL
Norbuprenorphine	**NEGATIVE**	Reference Range: <2 ng/mL
Naloxone	**NEGATIVE**	Reference Range: <2 ng/mL

Buprenorphine Comments

See LDT Notes

Cocaine Metabolite	**NEGATIVE**	Reference Range: <150 ng/mL
6 Acetylmorphine	**NEGATIVE**	Reference Range: <10 ng/mL
Marijuana Metabolite	**NEGATIVE**	Reference Range: <20 ng/mL
MDMA	**NEGATIVE**	Reference Range: <500 ng/mL
Opiates	**NEGATIVE**	Reference Range: <100 ng/mL
Oxycodone	**NEGATIVE**	Reference Range: <100 ng/mL
Creatinine	**153.8**	Reference Range: > or = 20.0 mg/dL
pH	**5.7**	Reference Range: 4.5-9.0
Oxidant	**NEGATIVE**	Reference Range: <200 mcg/mL

DRUG MONITORING TEMPLATE

Analyte	Value

Notes and Comments

This drug testing is for medical treatment only. Analysis was performed as non-forensic testing and these results should be used only by healthcare providers to render diagnosis or treatment, or to monitor progress of medical conditions.

Alcohol Metab Notes:
Ethylglucuronide, Ethyl sulfate detected is consistent with exposure to alcohol.

LDT Notes:
Confirmation tests were developed and their analytical performance characteristics have been determined by Quest Diagnostics. It has not been cleared or approved by the FDA. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Healthcare Providers needing Interpretation assistance, please contact us at 1.877.40.RXTOX (1.877.407.9869) M-F, 8am to 10pm EST

COMPREHENSIVE METABOLIC PANEL

Analyte	Value	
GLUCOSE	87	Reference Range: 65-99 mg/dL
Fasting reference interval		
UREA NITROGEN (BUN)	16	Reference Range: 7-25 mg/dL

CREATININE	0.95	Reference Range: 0.50-1.10 mg/dL
eGFR NON-AFR. AMERICAN	71	Reference Range: > OR = 60 mL/min/1.73m2
eGFR AFRICAN AMERICAN	83	Reference Range: > OR = 60 mL/min/1.73m2
BUN/CREATININE RATIO	NOT APPLICABLE	Reference Range: 6-22 (calc)
SODIUM	137	Reference Range: 135-146 mmol/L
POTASSIUM	4.7	Reference Range: 3.5-5.3 mmol/L
CHLORIDE	105	Reference Range: 98-110 mmol/L
CARBON DIOXIDE	26	Reference Range: 20-32 mmol/L
CALCIUM	9.3	Reference Range: 8.6-10.2 mg/dL
PROTEIN, TOTAL	6.8	Reference Range: 6.1-8.1 g/dL
ALBUMIN	4.2	Reference Range: 3.6-5.1 g/dL
GLOBULIN	2.6	Reference Range: 1.9-3.7 g/dL (calc)
ALBUMIN/GLOBULIN RATIO	1.6	Reference Range: 1.0-2.5 (calc)
BILIRUBIN, TOTAL	0.3	Reference Range: 0.2-1.2 mg/dL
ALKALINE PHOSPHATASE	60	Reference Range: 31-125 U/L
AST	17	Reference Range: 10-35 U/L
ALT	15	Reference Range: 6-29 U/L

VITAMIN D, 1,25 DIHYDROXY

Analyte	Value	
VITAMIN D, 1,25 (OH)2, TOTAL	22	Reference Range: 18-72 pg/mL See Note 1
VITAMIN D3, 1,25 (OH)2	22	pg/mL See Note 1
VITAMIN D2, 1,25 (OH)2	<8	pg/mL

Vitamin D3, 1,25(OH)2 indicates both endogenous production and supplementation. Vitamin D2, 1,25(OH)2 is an indicator of exogenous sources, such as diet or supplementation. Interpretation and therapy are based on measurement of Vitamin D, 1,25 (OH)2, Total.
See Note 1
See Note 2

Drug Monitoring Report

DRUG TOX MONITORING 7 W/CONF, URINE

Analyte	Value	
Benzodiazepines	**NEGATIVE**	Cutoff: 100 ng/mL
Cocaine Metabolite	**NEGATIVE**	Cutoff: 150 ng/mL
Opiates	**NEGATIVE**	Cutoff: 100 ng/mL
Oxycodone	**NEGATIVE**	Cutoff: 100 ng/mL See Note A

CBC (H/H, RBC, INDICES, WBC, PLT)

Analyte	Value	
WHITE BLOOD CELL COUNT	8.8	Reference Range: 3.8-10.8 Thousand/uL
RED BLOOD CELL COUNT	4.86	Reference Range: 3.80-5.10 Million/uL

HEMOGLOBIN	13.7	Reference Range: 11.7-15.5 g/dL
HEMATOCRIT	42.7	Reference Range: 35.0-45.0 %
MCV	87.9	Reference Range: 80.0-100.0 fL
MCH	28.2	Reference Range: 27.0-33.0 pg
MCHC	32.1	Reference Range: 32.0-36.0 g/dL
RDW	12.9	Reference Range: 11.0-15.0 %
PLATELET COUNT	325	Reference Range: 140-400 Thousand/uL
MPV	10.6	Reference Range: 7.5-12.5 fL

HOMOCYSTEINE

Analyte	Value	
HOMOCYSTEINE	7.1	Reference Range: <10.4 umol/L

Homocysteine is increased by functional deficiency of folate or vitamin B12. Testing for methylmalonic acid differentiates between these deficiencies. Other causes of increased homocysteine include renal failure, folate antagonists such as methotrexate and phenytoin, and exposure to nitrous oxide.
Selhub J, et al., Ann Intern Med. 1999;131(5):331-9.

T4, FREE

Analyte	Value	
T4, FREE	1.2	Reference Range: 0.8-1.8 ng/dL

TSH

Analyte	Value	
TSH	2.39	mIU/L

Reference Range

> or = 20 Years 0.40-4.50

Pregnancy Ranges
First trimester 0.26-2.66
Second trimester 0.55-2.73
Third trimester 0.43-2.91

T3, FREE

Analyte	Value	
T3, FREE	3.6	Reference Range: 2.3-4.2 pg/mL

HEMOGLOBIN A1c

Analyte	Value

HEMOGLOBIN A1c 5.0 Reference Range: <5.7 % of total Hgb

For the purpose of screening for the presence of diabetes:

<5.7%	Consistent with the absence of diabetes
5.7-6.4%	Consistent with increased risk for diabetes (prediabetes)
> or =6.5%	Consistent with diabetes

This assay result is consistent with a decreased risk of diabetes.

Currently, no consensus exists regarding use of hemoglobin A1c for diagnosis of diabetes in children.

According to American Diabetes Association (ADA) guidelines, hemoglobin A1c <7.0% represents optimal control in non-pregnant diabetic patients. Different metrics may apply to specific patient populations. Standards of Medical Care in Diabetes(ADA).

Note 1 See Note 1

Note A See Note 3

Note 1

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Note 2

For additional information, please refer to http://education.QuestDiagnostics.com/faq/FAQ199 (This link is being provided for informational/ educational purposes only.)

Note 3
This drug testing is for medical treatment only. Analysis was performed as non-forensic testing and these results should be used only by healthcare providers to render diagnosis or treatment, or to monitor progress of medical conditions.

For assistance with interpreting these drug results, please contact a Quest Diagnostics Toxicology Specialist: 1-877-40-RX TOX (1-877-407-9869), M-F, 8am-6pm EST.

Performing Sites

AMD Quest Diagnostics/Nichols Chantilly-Chantilly VA, 14225 Newbrook Dr, Chantilly, VA 20151-2228 Laboratory Director: Patrick W Mason M.D.,PhD
EN Quest Diagnostics-West Hills, 8401 Fallbrook Ave, West Hills, CA 91304-3226 Laboratory Director: Tab Toochinda MD
QAW Quest Diagnostics-Las Vegas - 4230 Burnham, 4230 Burnham Ave, Las Vegas, NV 89119-5408 Laboratory Director: Elizabeth D Iole MD
SLI Quest Diagnostics-Nichols Valencia, 27027 Tourney Rd, Valencia, CA 91355-5386 Laboratory Director: Thomas McDonald M.D.

Key

Priority Out of Range ⚠ Out of Range

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Diagnostics

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HURD,KYMBERLIE

DOB: 12/06/1974 | Age: 47 | Specimen: ZL546068C | Collected: 06/23/2022 08:44 | Client #: 88828296
Sex: F | Fasting: Y | Requisition: 0009763 | Received: 06/23/2022 08:45 | HARB,MOUCHIR S
Phone: (702) 285-8149 | Report Status: FINAL / SEE REPORT | Reported: 06/27/2022 21:04 | LAS VEGAS NEURO PAIN
Patient ID: 000334575 | 6276 S RAINBOW BLVD STE 100
LAS VEGAS, NV 89118-3243
Phone: (702) 220-5557
Fax: (702) 220-5565

FASTING:YES

⚠ LIPID PANEL, STANDARD

Analyte	Value	
⚠ CHOLESTEROL, TOTAL	208 H	Reference Range: <200 mg/dL
HDL CHOLESTEROL	68	Reference Range: > OR = 50 mg/dL
TRIGLYCERIDES	97	Reference Range: <150 mg/dL
⚠ LDL-CHOLESTEROL	120 H	mg/dL (calc)

Reference range: <100

Desirable range <100 mg/dL for primary prevention;
<70 mg/dL for patients with CHD or diabetic patients
with > or = 2 CHD risk factors.

LDL-C is now calculated using the Martin-Hopkins calculation, which is a validated novel method providing better accuracy than the Friedewald equation in the estimation of LDL-C.
Martin SS et al. JAMA. 2013;310(19): 2061-2068
(http://education.QuestDiagnostics.com/faq/FAQ164)

CHOL/HDLC RATIO	3.1	Reference Range: <5.0 (calc)
⚠ NON HDL CHOLESTEROL	140 H	Reference Range: <130 mg/dL (calc)

For patients with diabetes plus 1 major ASCVD risk factor, treating to a non-HDL-C goal of <100 mg/dL (LDL-C of <70 mg/dL) is considered a therapeutic option.

⚠ VITAMIN B12

Analyte	Value	
⚠ VITAMIN B12	>2000 H	Reference Range: 200-1100 pg/mL

COMPREHENSIVE METABOLIC PANEL

Analyte	Value	
GLUCOSE	84	Reference Range: 65-99 mg/dL

Fasting reference interval

UREA NITROGEN (BUN)	13	Reference Range: 7-25 mg/dL
CREATININE	0.89	Reference Range: 0.50-1.10 mg/dL
eGFR NON-AFR. AMERICAN	77	Reference Range: > OR = 60 mL/min/1.73m2
eGFR AFRICAN AMERICAN	89	Reference Range: > OR = 60 mL/min/1.73m2
BUN/CREATININE RATIO	NOT APPLICABLE	Reference Range: 6-22 (calc)
SODIUM	138	Reference Range: 135-146 mmol/L
POTASSIUM	4.5	Reference Range: 3.5-5.3 mmol/L

CHLORIDE	104	Reference Range: 98-110 mmol/L
CARBON DIOXIDE	24	Reference Range: 20-32 mmol/L
CALCIUM	9.5	Reference Range: 8.6-10.2 mg/dL
PROTEIN, TOTAL	6.8	Reference Range: 6.1-8.1 g/dL
ALBUMIN	4.1	Reference Range: 3.6-5.1 g/dL
GLOBULIN	2.7	Reference Range: 1.9-3.7 g/dL (calc)
ALBUMIN/GLOBULIN RATIO	1.5	Reference Range: 1.0-2.5 (calc)
BILIRUBIN, TOTAL	0.5	Reference Range: 0.2-1.2 mg/dL
ALKALINE PHOSPHATASE	59	Reference Range: 31-125 U/L
AST	21	Reference Range: 10-35 U/L
ALT	15	Reference Range: 6-29 U/L

DRUG TEST, GENERAL TOXICOLOGY, (U)

Analyte	Value
DRUG TEST, GENERAL TOXICOLOGY, (U)	**see note**

The following compounds were detected:
Caffeine
Fluoxetine
Ibuprofen

For a list of compounds and limits of detection go to:
http://education.questdiagnostics.com/faq/FAQ101

ACETONE	**None Detected**
METHANOL	**None Detected**
ISOPROPANOL	**None Detected**
ETHANOL	**None Detected**

Volatile Limit of Detection: 5 mg/dL

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URINALYSIS, COMPLETE W/REFLEX TO CULTURE

Analyte	Value	
COLOR	YELLOW	Reference Range: YELLOW
APPEARANCE	CLEAR	Reference Range: CLEAR
SPECIFIC GRAVITY	1.009	Reference Range: 1.001-1.035
PH	5.5	Reference Range: 5.0-8.0
GLUCOSE	NEGATIVE	Reference Range: NEGATIVE
BILIRUBIN	NEGATIVE	Reference Range: NEGATIVE
KETONES	NEGATIVE	Reference Range: NEGATIVE
OCCULT BLOOD	NEGATIVE	Reference Range: NEGATIVE

PROTEIN	NEGATIVE	Reference Range: NEGATIVE
NITRITE	NEGATIVE	Reference Range: NEGATIVE
LEUKOCYTE ESTERASE	NEGATIVE	Reference Range: NEGATIVE
WBC	NONE SEEN	Reference Range: < OR = 5 /HPF
RBC	NONE SEEN	Reference Range: < OR = 2 /HPF
SQUAMOUS EPITHELIAL CELLS	0-5	Reference Range: < OR = 5 /HPF
BACTERIA	NONE SEEN	Reference Range: NONE SEEN /HPF
HYALINE CAST	NONE SEEN	Reference Range: NONE SEEN /LPF

NOTE

This urine was analyzed for the presence of WBC, RBC, bacteria, casts, and other formed elements. Only those elements seen were reported.

REFLEXIVE URINE CULTURE

NO CULTURE INDICATED

VITAMIN D, 1,25 DIHYDROXY

Analyte	Value	
VITAMIN D, 1,25 (OH)2, TOTAL	67	Reference Range: 18-72 pg/mL See Note 1
VITAMIN D3, 1,25 (OH)2	67	pg/mL See Note 1
VITAMIN D2, 1,25 (OH)2	<8	pg/mL

Vitamin D3, 1,25(OH)2 indicates both endogenous production and supplementation. Vitamin D2, 1,25(OH)2 is an indicator of exogenous sources, such as diet or supplementation. Interpretation and therapy are based on measurement of Vitamin D, 1,25 (OH)2, Total.
See Note 1
See Note 2

Drug Monitoring Report

DRUG TOX MONITORING 7 W/CONF, URINE

Analyte	Value	
Benzodiazepines	NEGATIVE	Cutoff: 100 ng/mL
Cocaine Metabolite	NEGATIVE	Cutoff: 150 ng/mL
Opiates	NEGATIVE	Cutoff: 100 ng/mL
Oxycodone	NEGATIVE	Cutoff: 100 ng/mL See Note A

DRUG MONITORING, PANEL 8 WITH CONFIRMATION, URINE

Analyte	Value	
Alcohol Metabolites	NEGATIVE	Reference Range: <500 ng/mL
Amphetamines	NEGATIVE	Reference Range: <500 ng/mL
Benzodiazepines	NEGATIVE	Reference Range: <100 ng/mL
Buprenorphine	NEGATIVE	Reference Range: <5 ng/mL
Cocaine Metabolite	NEGATIVE	Reference Range: <150 ng/mL
6 Acetylmorphine	NEGATIVE	Reference Range: <10 ng/mL
Marijuana Metabolite	NEGATIVE	Reference Range: <20 ng/mL

MDMA	**NEGATIVE**	Reference Range: <500 ng/mL
Opiates	**NEGATIVE**	Reference Range: <100 ng/mL
Oxycodone	**NEGATIVE**	Reference Range: <100 ng/mL
Creatinine	**39.9**	Reference Range: > or = 20.0 mg/dL
pH	**5.7**	Reference Range: 4.5-9.0
Oxidant	**NEGATIVE**	Reference Range: <200 mcg/mL

DRUG MONITORING TEMPLATE

Analyte	Value

Notes and Comments

This drug testing is for medical treatment only. Analysis was performed as non-forensic testing and these results should be used only by healthcare providers to render diagnosis or treatment, or to monitor progress of medical conditions.

LDT Notes:
Confirmation tests were developed and their analytical performance characteristics have been determined by Quest Diagnostics. It has not been cleared or approved by the FDA. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Healthcare Providers needing Interpretation assistance, please contact us at 1.877.40.RXTOX (1.877.407.9869) M-F, 8am to 10pm EST

CBC (H/H, RBC, INDICES, WBC, PLT)

Analyte	Value	
WHITE BLOOD CELL COUNT	6.4	Reference Range: 3.8-10.8 Thousand/uL
RED BLOOD CELL COUNT	4.74	Reference Range: 3.80-5.10 Million/uL
HEMOGLOBIN	13.3	Reference Range: 11.7-15.5 g/dL
HEMATOCRIT	40.5	Reference Range: 35.0-45.0 %
MCV	85.4	Reference Range: 80.0-100.0 fL
MCH	28.1	Reference Range: 27.0-33.0 pg
MCHC	32.8	Reference Range: 32.0-36.0 g/dL
RDW	12.9	Reference Range: 11.0-15.0 %
PLATELET COUNT	323	Reference Range: 140-400 Thousand/uL
MPV	10.5	Reference Range: 7.5-12.5 fL

HOMOCYSTEINE

Analyte	Value	
HOMOCYSTEINE	6.2	Reference Range: <10.4 umol/L

Homocysteine is increased by functional deficiency of folate or vitamin B12. Testing for methylmalonic acid differentiates between these deficiencies. Other causes of increased homocysteine include renal failure, folate antagonists such as methotrexate and phenytoin, and exposure to nitrous oxide.
Selhub J, et al., Ann Intern Med. 1999;131(5):331-9.

T4, FREE

Analyte	Value	
T4, FREE	1.1	Reference Range: 0.8-1.8 ng/dL

TSH

Analyte	Value	
TSH	1.97	mIU/L

Reference Range

> or = 20 Years 0.40-4.50

Pregnancy Ranges

First trimester	0.26-2.66
Second trimester	0.55-2.73
Third trimester	0.43-2.91

T3, FREE

Analyte	Value	
T3, FREE	3.5	Reference Range: 2.3-4.2 pg/mL

HEMOGLOBIN A1c

Analyte	Value	
HEMOGLOBIN A1c	5.1	Reference Range: <5.7 % of total Hgb

For the purpose of screening for the presence of diabetes:

<5.7%	Consistent with the absence of diabetes
5.7-6.4%	Consistent with increased risk for diabetes (prediabetes)
> or =6.5%	Consistent with diabetes

This assay result is consistent with a decreased risk of diabetes.

Currently, no consensus exists regarding use of hemoglobin A1c for diagnosis of diabetes in children.

According to American Diabetes Association (ADA) guidelines, hemoglobin A1c <7.0% represents optimal control in non-pregnant diabetic patients. Different metrics may apply to specific patient populations. Standards of Medical Care in Diabetes(ADA).

Note 1 See Note 1

Note A See Note 3

Note 1

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Note 2

For additional information, please refer to http://education.QuestDiagnostics.com/faq/FAQ199 (This link is being provided for informational/ educational purposes only.)

Note 3
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For assistance with interpreting these drug results, please contact a Quest Diagnostics Toxicology Specialist: 1-877-40-RX TOX (1-877-407-9869), M-F, 8am-6pm EST.

Performing Sites

AMD Quest Diagnostics/Nichols Chantilly-Chantilly VA, 14225 Newbrook Dr, Chantilly, VA 20151-2228 Laboratory Director: Patrick W Mason M.D.,PhD
EN Quest Diagnostics-West Hills, 8401 Fallbrook Ave, West Hills, CA 91304-3226 Laboratory Director: Tab Toochinda MD
QAW Quest Diagnostics-Las Vegas - 4230 Burnham, 4230 Burnham Ave, Las Vegas, NV 89119-5408 Laboratory Director: Elizabeth D Iole MD
SLI Quest Diagnostics-Nichols Valencia, 27027 Tourney Rd, Valencia, CA 91355-5386 Laboratory Director: Thomas McDonald M.D.

Key

Priority Out of Range ▲ Out of Range

These results have been sent to the person who ordered the tests. Your receipt of these results should not be viewed as medical advice and is not meant to replace discussion with your doctor or other healthcare professional.

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Quest Diagnostics

MyQuest™

HURD,KYMBERLIE

DOB: 12/06/1974
Sex: F
Phone: (702) 285-8149
Patient ID: 000334575

Age: 47
Fasting: N

Specimen: ZL044428D
Requisition: 0010092
Report Status: FINAL / SEE REPORT

Collected: 10/17/2022 10:43
Received: 10/17/2022 10:48
Reported: 10/20/2022 20:45

Client #: 88828296
HARB,MOUCHIR S
LAS VEGAS NEURO PAIN
6276 S RAINBOW BLVD STE 100
LAS VEGAS, NV 89118-3243
Phone: (702) 220-5557
Fax: (702) 220-5565

FASTING:NO

DRUG TEST, GENERAL TOXICOLOGY, (U)

Analyte	Value
DRUG TEST, GENERAL TOXICOLOGY, (U)	**see note**

The following compounds were detected:
Acetaminophen
Caffeine
Butalbital

For a list of compounds and limits of detection go to:
http://education.questdiagnostics.com/faq/FAQ101

ACETONE	**None Detected**
METHANOL	**None Detected**
ISOPROPANOL	**None Detected**
ETHANOL	**None Detected**

Volatile Limit of Detection: 5 mg/dL

This test was developed and its analytical performance characteristics have been determined by Quest Diagnostics Nichols Institute Chantilly, VA. It has not been cleared or approved by the U.S. Food and Drug Administration. This assay has been validated pursuant to the CLIA regulations and is used for clinical purposes.

Performing Sites

AMD Quest Diagnostics/Nichols Chantilly-Chantilly VA, 14225 Newbrook Dr, Chantilly, VA 20151-2228 Laboratory Director: Patrick W Mason M.D.,PhD

Key

Priority Out of Range Out of Range

These results have been sent to the person who ordered the tests. Your receipt of these results should not be viewed as medical advice and is not meant to replace discussion with your doctor or other healthcare professional.

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Quest Diagnostics

D.R.S.
MEDICAL REVIEW SERVICE
E-Mail: mro@drsmro.com
Phone: (800) 526-9341
Fax: (800) 547-2966

NEGATIVE RESULT

Company Information

DRUG TESTING SERVICES LLC
44056 Riverpoint Drive
LEESBURG, VA 20176

Phone: (877) 766-5221
Protocol: hfloyddrugtestingservicesll
LAB: LABCORP (HD HD)
Account Number: 45450940

Donor Information

Name: HURD,KYMBERLIE
SSN/ID: XXX-XX-
Spec. #: 0555211613
Accession #: 32729621330
Alt ID:

Test Information

Test Reason: Unknown
Mode: NON-DOT
Date of Collection: 11/21/22
Recv'd CCF: 11/29/22
MRO Verified/Sent: 11/29/22
Print Date: 11/29/22
Spec Type: Hair

Clin Info: CCU:0348736673 H-00302285

Collection Site Information

7028784217

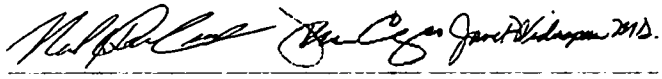
TEST(S)

070466 COC SPECIAL HANDLING 806698 Hair Standard

		Screen Cutoff	Confirm Cutoff
Negative	AMPHETAMINES	5.0 ng/10mg	
Negative	COCAINE	5.0 ng/10mg	
Negative	MARIJUANA	10.0 pg/10mg	
Negative	OPIOIDS	2.0 ng/10mg	
Negative	PHENCYCLIDINE	3.0 ng/10mg	

ALT PID: 0348736673

Lab Director: Kyle L Eskue,MD



Neil J. Dash, MD-Chief MRO
N Dash MD-MRO, D Carasig MD-MRO, J Widerspan MD-MRO
546 Franklin Ave.Massapequa NY 11758
(800) 526-9341

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EXHIBIT 46

AMERICAN TOXICOLOGY, INC.

3340 Sunrise Ave. Suite 104 Las Vegas, NV 89101
Phone: (702) 452-4999 Fax: (702) 314-1368

RE: Hurd, Kymberlie Number: 0576R Date Collected: 11/18/2021 Time: 1:22 PM
SSN: 000-00-9533 Time from referral: Date Received: 11/19/2021 Time: 12:27 PM
Requesting Agency: Family Court Henderson Dept R Date Reported: 11/24/2021 Time: 9:47 AM

Test(s) Requested

Requested Test: **Profile 600+Alc/Forensic**
Drugs Tested For:

Hair -	Urine -	Blood -	Other -
Amphetamines	Alcohol		
Cocaine Metabolite	Amphetamines		
Opiates	Barbiturates		
Phencyclidine	Benzodiazepines		
	Cocaine Metabolite		
	Methadone		
	Opiates		
	Phencyclidine		
	Propoxyphene		
	THC Metabolite		

URINE DRUGS	URINE RESULTS	BLOOD DRUGS	BLOOD RESULTS
Barbiturates Positive	85 ng/ml	Not Requested	
Methamphetamine Positive	53587ng/ml		
Amphetamine Positive	19564ng/ml		

HAIR DRUGS	HAIR RESULTS	OTHER DRUGS	OTHER RESULTS
Amphetamine Positive	640 pg/mg	Not Requested	
Methamphetamine Positive	3675 pg/mg		

REPORT NOTATIONS

D-21-622669-C

Raymond C. Kelly, Ph.D. DABFT
Laboratory Director

HU 0410

MO000884

ELECTRONICALLY SERVED
8/11/2022 6:13 PM

AMERICAN TOXICOLOGY, INC.

3340 Sunrise Ave. Suite 104 Las Vegas, NV 89101
Phone: (702) 452-4999 Fax: (702) 314-1368

RE: Hurd, Kymberlie Number: 0308X Date Collected: 3/7/2022 Time: 12:31 PM
SSN: 000-00-9533 Time from referral: Date Received: 3/8/2022 Time: 3:04 PM
Requesting Agency: Family Court Henderson Dept R Date Reported: 3/10/2022 Time: 6:54 PM

Test(s) Requested

Requested Test: **Profile 600+Alc/Forensic**
Drugs Tested For:

Hair -	Urine -	Blood -	Other -
Amphetamines	Alcohol		
Cocaine Metabolite	Amphetamines		
Opiates	Barbiturates		
Phencyclidine	Benzodiazepines		
	Cocaine Metabolite		
	Methadone		
	Opiates		
	Phencyclidine		
	Propoxyphene		
	THC Metabolite		

URINE DRUGS	URINE RESULTS	BLOOD DRUGS	BLOOD RESULTS
Butalbital Positive	811 ng/ml	Not Requested	
Alcohol Positive	0.100%		

HAIR DRUGS	HAIR RESULTS	OTHER DRUGS	OTHER RESULTS
Negative		Not Requested	

REPORT NOTATIONS

D-21-622699-C

Raymond C. Kelly, Ph.D. DABFT
Laboratory Director

HU 0411

MO000886

AMERICAN TOXICOLOGY, INC.

3340 Sunrise Ave. Suite 104 Las Vegas, NV 89101
Phone: (702) 452-4999 Fax: (702) 314-1368

RE: Hurd, Kymberlie Number: 0874V Date Collected: 4/15/2022 Time: 5:07 PM
SSN: 000-00-8533 Time from referral: Date Received: 4/18/2022 Time: 6:44 PM
Requesting Agency: Family Court Henderson Dept R Date Reported: 4/18/2022 Time: 11:40 AM

Test(s) Requested

Requested Test: Profile 600+Alc Forensic
Drugs Tested For:

Hair -	Urine -	Blood -	Other -
Amphetamines	Alcohol		
Cocaine Metabolite	Amphetamines		
Opiates	Barbiturates		
Phencyclidine	Benzodiazepines		
	Cocaine Metabolite		
	Methadone		
	Opiates		
	Phencyclidine		
	Propoxyphene		
	THC Metabolite		

URINE DRUGS	URINE RESULTS	BLOOD DRUGS	BLOOD RESULTS
Butalbital Positive	1206 ng/ml	Not Requested	
Alcohol Positive	0.084%		

HAIR DRUGS	HAIR RESULTS	OTHER DRUGS	OTHER RESULTS
Negative		Not Requested	

REPORT NOTATIONS

The donor indicated a currently prescribed medication which is consistent for a positive finding for Butalbital.

D-21-622669-C

Raymond C. Kelly, Ph.D. DABFT
Laboratory Director

HU 0412

ELECTRONICALLY SERVED
8/11/2022 6:13 PM

AMERICAN TOXICOLOGY, INC.

3340 Sunrise Ave. Suite 104 Las Vegas, NV 89101
Phone: (702) 452-4999 Fax: (702) 314-1368

RE: Hurd, Kymberlie Number: 0838Z Date Collected: 5/20/2022 Time: 1:53 PM

SSN: 000-00-9533 Time from referral: Date Received: 5/23/2022 Time: 3:28 PM

Requesting Agency: Family Court Henderson Dept R Date Reported: 5/24/2022 Time: 9:47 AM

Test(s) Requested

Requested Test: **Profile 600+Alc/Forensic**
Drugs Tested For:

Hair -	Urine -	Blood -	Other -
Amphetamines	Alcohol		
Cocaine Metabolite	Amphetamines		
Opiates	Barbiturates		
Phencyclidine	Benzodiazepines		
	Cocaine Metabolite		
	Methadone		
	Opiates		
	Phencyclidine		
	Propoxyphene		
	THC Metabolite		

URINE DRUGS	URINE RESULTS	BLOOD DRUGS	BLOOD RESULTS
Butalbital Positive	888 ng/ml	Not Requested	

HAIR DRUGS	HAIR RESULTS	OTHER DRUGS	OTHER RESULTS
Negative		Not Requested	

REPORT NOTATIONS

D-21-622669-C

Raymond C. Kelly, Ph.D. DABFT
Laboratory Director

HU 0413

MO000890

Electronically Filed
2/4/2023 9:26 AM
Steven D. Grierson
CLERK OF THE COURT

EXHS

KYMBERLIE JOY HURD
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Defendant/Appelant, In Proper Person

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION, CLARK COUNTY, NEVADA

MARIO OPIPARI

Plaintiff/Respondent,

vs.

KYMBERLIE JOY HURD

Defendanrt/Appellant.

Case No.: D-21-622669-C
Dept. No.: R

Supreme Court No.: 85537

Date of Hearing: N/A
Time of Hearing: N/A

Hearing Requested: NO

AMENDED
EXHIBIT APPENDIX IN SUPPORT OF EX PARTE EMERGENCY MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS
VOLUME II

Kymberlie Joy Hurd, Defendant/Appellant In Proper Person, submits the following exhibits in support of **Amended Ex Parte Emergency Motion For Stay of District Court Proceedings**. I understand that these are not considered substantive evidence in my case until formally admitted into evidence.

///

RECEIVED
APR 21 2023
CLERK OF THE COURT

///

TABLE OF CONTENTS:

47. Mario & Kari's Application For TPO filed on 11/18/2022 P.417

48. Kymberlie's Motion to Dissolve TPO filed on 12/09/2022 P.486

49. Exhibit Appendix in Support of Motion to Dissolve TPO filed on 12/09/2022 P.514

50. Order dissolving TPO filed on 12/28/2022 P.697

DATED this 4th day of February, 2023.

Submitted by:

Kymberlie Joy Hurd
In Proper Person

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 4th day of February, 2023, pursuant to NRCP 5 and NEFCR 9, served a true and correct copy of the foregoing **Amended Exhibit Appendix In Support Of Ex Parte Emergency Motion For Stay Of District Court Proceedings Volume II** via electronic service through the Eighth Judicial District Court's electronic filing system to email address(s) on file:

Chaka Crome, Esq.
Crome Law firm
chaka@cromelawfirm.com; clfefile@cromelawfirm.com;

Matthew H. Friedman, Esq.
Christopher B. Phillips, Esq.
Ford & Friedman
tracy@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com
cbrown@fordfriedmanlaw.com; susan@fordfriedmanlaw.com
mfriedman@fordfriedmanlaw.com

DATED this 4th day of February, 2023.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

Kymberlie Joy Hurd

EXHIBIT 47

HU 0417

Electronically Filed
11/18/2022 4:09 PM
Steven D. Grierson
CLERK OF THE COURT

APPO

DISTRICT COURT,
FAMILY DIVISION,
CLARK COUNTY, NEVADA

CASE NO: T-22-229781-T
Department: To be determined

Mario Vincent Opipari and Kari Anderson
Applicant,

Case No. T

vs.

Kymberlie Joy Hurd
Adverse Party.

APPLICATION FOR A TEMPORARY AND/OR EXTENDED ORDER FOR PROTECTION AGAINST DOMESTIC VIOLENCE

Please write or print clearly. Use black or dark blue ink. Complete this Application to the best of your knowledge.

Applicant states the following facts under penalty of perjury:

1. Applicant's Date of Birth: 01/24/1974 Adverse Party's Date of Birth: 12/06/1974

Relationship: I am the ex of the adverse party and we share a child who is a subject of this app. (for example, wife, ex-husband, girlfriend, father, sister, etc.) of the Adverse Party.

A. Length of relationship: 12 years

B. Have you ever lived together? Yes [✓] No [ ] If so, how long? 12 years

C. Are you living together now? Yes [ ] No [✓]

D. Date of Separation: 02/14/2021

E. We have child(ren) TOGETHER: Yes [✓] No [ ] If yes, where and with whom are these child(ren) living? Child lives with Applicant and Co-Applicant Kari Anderson

2. My address is: [ ] CONFIDENTIAL. (If confidential, do not write address here)

If address is not confidential, write below:

Address 249 Hyssop Ct.

City Henderson County Clark State NV Zip Code 89015

I [ ] own [✓] rent this residence. Lease/title is held in all the following name(s):

Mario Opipari

How long have you been living in this residence? 8 1/2 years

3 Adverse Party's address is:

Address 152 Judy Lane, Unit D

City Henderson County Clark State NV Zip Code 89015

How long has the Adverse Party been living in this residence? about 1 year

TI NO CODE APP012100

HU 0418

4 My place of employment is ☐ CONFIDENTIAL. (If confidential, do not write address here) If not confidential, state place of employment.

Name of employer Sansone's Automotive

Address: 1010 N Stephanie St., Ste. C1

City Henderson County Clark State NV

5. Adverse Party's employer is N/A

Address: _____

City _____ County _____ State _____ Zip Code _____

6. (a) The name(s) and date(s) of birth of the minor child(ren) of whom I am the parent, appointed guardian, or who live in my home, are as follows:

NAME (first and last)	DATE OF BIRTH	APPLICANT'S CHILD (Yes/No)	ADVERSE PARTY'S CHILD (Yes/No)	WHO CHILD LIVES WITH
1. Azlynn Opipari	5/19/16	Circle one Yes ☑ No ☐	Circle one Yes ☑ No ☐	Applicant
2. Jeremy Anderson	2/9/11	Circle one Yes ☐ No ☑	Circle one Yes ☐ No ☑	Applicant
3.		Circle one Yes ☐ No ☐	Circle one Yes ☐ No ☐	
4.		Circle one Yes ☐ No ☐	Circle one Yes ☐ No ☐	
5.		Circle one Yes ☐ No ☐	Circle one Yes ☐ No ☐	
6.		Circle one Yes ☐ No ☐	Circle one Yes ☐ No ☐	

(b) Have you or the Adverse Party ever been awarded custody/guardianship of the minor child(ren) by Court Order? ☑ Yes ☐ No

Who was awarded custody/guardianship? ☑ Applicant ☐ Adverse Party

By what Court? District Court

Court Case No. (if known) D-21-622669-C

7. Please check the appropriate box, IF YOU or the ADVERSE PARTY have ever filed a case in any court for a ☐ Divorce, ☑ Custody, ☐ Paternity, ☑ Child Support, ☐ Guardianship, ☐ Order for Protection Against Domestic Violence, ☐ Stalking/Harassment Order. Please indicate when and where the case(s) was filed, and list the case number(s) if known.

Eighth Judicial District Court, Case No. D-21-622669-C

8. (a) Has CHILD PROTECTIVE SERVICES (CPS) ever been contacted regarding any member of the household in the past year ☐ Yes ☑ No

(b) Is CPS currently involved with this family? ☐ Yes ☑ No

If yes, give details, including the caseworker's name:

9. (a) Does the Adverse Party possess a firearm, or does the Adverse Party have a firearm under his or her custody or control? ☑ Yes ☐ No ☐ I don't know.

(b) Has the Adverse Party ever threatened, harassed, or injured you, the minor child(ren), or anyone else with a firearm or any other weapon? ☐ Yes ☑ No ☐ I don't know.

If yes, give details:

10. (a) ☑ I have been or reasonably believe I will become a victim of domestic violence committed by the Adverse Party.

(b) ☑ The child(ren) have been or are in danger of becoming a victim of domestic violence committed by the Adverse Party.

In the following space, state the facts which support your Application. Be as specific as you can, starting with the most recent incident. Include the approximate dates and locations, and whether law enforcement or medical personnel have been involved.

THIS APPLICATION IS A PUBLIC RECORD

Please see Declaration of Mario Opipari and Kari Anderson and exhibits 1-9 attached hereto.

PLEASE DO NOT WRITE ON THE BACKS OF ANY PAGES.

T: NO CODE APP012109

11. Have YOU ever been arrested or charged with domestic violence, or any other crime committed against your spouse, partner, or child(ren)? ☐ Yes ☑ No If yes, WHEN and where?

12. To your knowledge, has the ADVERSE PARTY ever been arrested or charged with domestic violence, or any other crime committed against his/her spouse, partner, or child(ren)? ☐ Yes ☐ No ☑ I don't know If yes, WHEN and where?
Upon information and belief, Adverse Party was arrested for Battery against her sister.

13 An emergency exists, and I need a **TEMPORARY ORDER FOR PROTECTION AGAINST DOMESTIC VIOLENCE** issued immediately, without notice to the Adverse Party, to avoid irreparable injury or harm. I request that it include the following relief, and any other relief the Court deems necessary in an emergency situation. (Please check all the choice(s) that may apply to YOU):

☑ (A) Prohibit the Adverse Party, either directly or through an agent, from threatening, physically injuring, or harassing me and/or the minor child(ren).

☐ (B) Prohibit the Adverse Party from any contact with me whatsoever.

☑ (C) Exclude the Adverse Party from my residence and order the Adverse Party to stay at least 100 yards away from my residence.

☐ (D) Obtain law enforcement assistance to ☐ accompany me to the following residence,

_____,

☐ or ☐ to accompany the Adverse Party to the following residence, _____

_____ to obtain personal property.

☐ (E) Grant temporary custody of the minor child(ren) to me.

☑ (F) Order that custody, visitation, and support of the minor child(ren) remain as ordered in the Decree of Divorce/Order entered in Case Number D-21-622669-C

in the Eighth Judicial District Court of the State of Nevada.

Nevada

☑ (G) Order the Adverse Party to stay at least 100 yards away from the minor child(ren)'s school, or day care, located at ☐ CONFIDENTIAL. (If confidential, do not write name of school and address here)

☐ If not confidential, write name of school and address(es) below:

1. Name of school/daycare: CT Sewell Elementary
   Address: 700 E. Lake Mead Pkwy.
   City Henderson County Clark State Nevada
2. Name of school/daycare: Legacy Traditional School- Cadence
   Address: 325 Inflection St .
   City Henderson County Clark State Nevada
3. Name of school/daycare: _____
   Address: _____
   City _____ County _____ State _____

☑ (H) Order the Adverse Party to stay at least 100 yards away from my place of employment.

☑ (I) Order the Adverse Party to stay at least 100 yards away from the following places which I or the minor child(ren) frequent regularly:

1. Co-Applicant's Place of Employment - PT's
   Address: 1331 S. Boulder Hwy., Suite 100
   City Henderson County Clark State NV
2. Jason Anderson's Home
   Address: 210 E. Desert Rose Dr.
   City Henderson County Clark State NV
3. _____
   Address: _____
   City _____ County _____ State _____

☑ (J) (1) Prohibit the Adverse Party, either directly or through an agent, from physically injuring or threatening to injure any animal that is owned or kept by the Adverse Party, the minor child(ren), or me.

☑ (J) (2) Prohibit the Adverse Party, either directly or through an agent, from taking possession of any animal owned or kept by me or the minor child(ren).

☑ (K) I further request the following other conditions:
Pursuant to the June 24, 2021 orders of the Court, all communication shall occur through TalkingParents only. Said communications shall be limited and shall pertain to emergencies related to the minor child only. Supervised visitations shall occur on Tuesday and Thursday only and, pursuant to the August 16, 2022 Order shall be coordinated through Family First. All communications outside child related emergencies shall be directed through my attorney, Matthew H. Friedman, Esq.

IF YOU WISH TO APPLY FOR A HEARING FOR AN EXTENDED ORDER FOR PROTECTION COMPLETE THE FOLLOWING INFORMATION

14. ☑ I request the Court hold a hearing for an **EXTENDED ORDER FOR PROTECTION AGAINST DOMESTIC VIOLENCE** (which could be in effect for up to one year), and at that hearing the Court issue an Extended Order for Protection Against Domestic Violence and that it include the following relief and any other relief the Court deems appropriate.

(Please check all the choice(s) that may apply to YOU).

☑ (A) Prohibit the Adverse Party, either directly or through an agent, from threatening, physically injuring, or harassing me and/or the minor child(ren).

☐ (B) Prohibit the Adverse Party from any contact with me whatsoever.

☑ (C) Exclude the Adverse Party from my residence and order the Adverse Party to stay at least 100 yards away from my residence.

☐ (D) Grant temporary custody of the minor child(ren) to me.

☐ (E) Grant the Adverse Party visitation with the minor child(ren).

☐ (F) Order the Adverse Party to pay support and maintenance of the minor child(ren). (You may be required to file an Affidavit of Financial Condition prior to the hearing.)

☐ (G) Order the Adverse Party to pay the rent or make payments on a mortgage or pay towards my support and maintenance.

☑ (H) Order that custody, visitation, and support of the minor child(ren) remain as ordered in the Decree of Divorce/Order entered in Case Number D-21-622669-C in the Eighth Judicial District Court of the State of Nevada.

T: NO CODE APP012100

HU 0424

☑ (I) Order the Adverse Party to stay at least 100 yards away from the minor child(ren)'s school, or day care, located at: ☐ CONFIDENTIAL (If confidential, do not write name of school and address here).

☐ If address is not confidential, please write name of school and address(es) below:

1. Name of School/Daycare CT Sewell Elementary
Address 700 E Lake Mead Pkwy
City Henderson County Clark State NV
2. Name of School/Daycare Legacy Traditional School-Cadence
Address: 325 Inflection St.
City Henderson County Clark State NV
3. Name of School/Daycare _____
Address _____
City _____ County _____ State _____

☑ (J) Order the Adverse Party to stay at least 100 yards away from my place of employment.

☑ (K) Order the Adverse Party to stay at least 100 yards away from the following places which I or the minor child(ren) frequent regularly:

1. Name Co-Applicant's Place of Employment - PT's
Address 1331 S Boulder Hwy suite 100
City Henderson County Clark State NV
2. Name Jason Anderson's home
Address 210 E. Desert Rose Dr.
City Henderson County Clark State NV
3. Name _____
Address _____
City _____ County _____ State _____

☑ (L) (1) Prohibit the Adverse Party, either directly or through an agent, from physically injuring or threatening to injure any animal that is owned or kept by the Adverse Party, the minor child(ren), or me.

☑ (L) (2) Prohibit the Adverse Party, either directly or through an agent, from taking possession of any animal owned or kept by me or the minor child(ren).

☐ (L) (3) I request the Court to specify the arrangements for the possession and care of any such animal owned or kept by the Adverse Party, the minor child(ren) or me.

☐ (M) Order the Adverse Party to pay for lost earnings and expenses incurred as a result of my attendance at any hearing concerning this Application.

☐ (N) I further request the following other conditions:
Pursuant to the June 24, 2021 orders of the Court, all communication shall occur through TalkingParents only. Said communications shall be limited and shall pertain to emergencies related to the minor child only. Supervised visitations shall occur on Tuesday and Thursday only and, pursuant to the August 16, 2022 Order shall be coordinated. All communications outside child related emergencies shall be directed my attorney, Matthew H. Friedman, Esq.

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF NEVADA THAT I HAVE READ THE STATEMENTS CONTAINED IN THIS APPLICATION, KNOW THE CONTENTS THEREFORE, AND BELIEVE THEM TO BE TRUE AND CORRECT

Date 11/17/2022

/s/ Mario Opipari
/s/ Kari Anderson

Signature of Applicant

Mario Vincent Opipari and Kari Anderson

Applicant's Name (Please Print)

T: NO CODE APP012100

*The foregoing Application was electronically signed by Matthew H. Friedman, Esq., with the express written permission of Mario Opipari and Kari Anderson.

DECLARATION OF MARIO OPIPARI

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

I attest, under penalty of perjury of the state of Nevada, that:

1. My name is Mario Opipari, I am the Applicant in this matter. I am knowledgeable of the following facts, except for those stated upon information and belief, and am able to testify in relation to such facts.

2. The Adverse Party, Kymberlie Joy Hurd (hereinafter "Adverse Party") and I were never married. We have one (1) minor child born the issue of our relationship, to wit: Azlynn Opipari (age 6), (hereinafter "Azlynn").

3. Pursuant to the most current Findings of Fact, Conclusions of Law and Order from the Evidentiary Hearing filed on October 17, 2022, I was granted sole legal and sole physical custody of Azlynn. Further, the Order does not afford Adverse Party any contact with Azlynn without the same being supervised through Family First Services.

4. Adverse Party causes me to fear for the safety of myself, Azlynn, my fiancée Kari Anderson (hereinafter "Kari"), and her son Jeremy Richard Anderson (age 11) born February 9, 2011. This fear stems from the impulsive, odd, and unpredictable behavior of Adverse Party. While Adverse Party's behavior has historically and consistently been unruly, the most recent egregious conduct of Adverse Party are as follows:

    a. On August 29, 2022, Adverse Party was recording her FaceTime with Azlynn, to allow her to listen in on personal conversations being had between myself and Kari.

    b. On October 6, 2022, Adverse Party telephoned my place of employment and then proceeded to berate, demean, and chastise my employer regarding her grievances with me and the outcome our custody litigation in an attempt to alienate me in the workplace and cause issues with my employment.

    c. On October 19, 2022, shortly after 8:00 p.m., I received a telephone call from Kari while she was at work at PT's Tavern. She advised me that, she noticed that Adverse Party was loitering near my truck which was

parked in the PT's parking lot. I was surprised to learn that Adverse Party was there and was clueless regarding what purpose Adverse Party had for being at PT's Tavern or why she deemed it necessary and appropriate to linger at Kari's place of employment and near my truck. Notwithstanding, I found her presence to be very troubling and concerning.

d. Notably, the October 19, 2022 loitering incident at PT's Tavern was not a singular event. Indeed, on October 22, 2022, Adverse Party mailed a thumb drive to Kari and I's home. Included on the thumb drives was a table of contents setting forth the various video recordings Adverse Party had taken while surveilling Kari and I without our knowledge. *See* copy mailing as Exhibit 2.

5. In addition to the October 19, 2022 loitering incident and those indicated on the thumb drive, Adverse Party has stalked and/or harassed us several other occasions. Indeed, at present Adverse Party is under investigation and we have filed a complaint for charges of monitoring or attempting to monitor private conversations. Moreover, Adverse Party has placed trackers on our vehicles as well as secretly sewed a recording tracker in Azlynn's diaper bag. *See* case no. 22CRH000400-0000, case details as Exhibit 3, and photos of trackers found and recovered by Henderson Police Officers as Exhibit 4.

6. In addition to the foregoing, Adverse Party has engaged in a campaign of harassment which entails publishing slanderous messages, comments, and posts on social media. Specifically, Adverse Party asserts that myself and Kari are "abusing" Azlynn and that we have denied Adverse Party of her visitation with Azlynn. In reality, these allegations are demonstrably false and, the only party responsible for any hinderance of Adverse Party's visitation is Adverse Party herself. *See* photos of social media posts as Exhibit 5.

7. Despite the clear and unambiguous order of the Court, wherein Adverse Party and I are to communicate through the TalkingParents communication platform, Adverse Party incessantly harasses me through text message and emails. On several occasions both myself and Kari have requested that Adverse Party cease communication outside of the TalkingParents application, however, Adverse Party disregards these requests and continues with her relentless messaging. *See* text messages where I do not respond as Exhibit 6.

8. Adverse Party's constant harassment has taken an emotional toll on me and Kari. We now live in a state of uncertainty and are in constant fear of what Adverse Party may do next. Furthermore, Adverse Party boasts on social media about her commonalities with serial killers and love of true crime and murder stories. Most recently, Adverse Party posted on social media, what I believe to be a direct threat to myself and/or Kari. Specifically, she created and shared a "reel" (a short, looped video) of our daughter which included a voiceover which states "You come at me; you might get away. But you touch her, I promise I'm the last thing you'll see before you talk to God."

9. On several occasions, Adverse Party has appeared outside our home and my place of employment. *See* photo of social media post as Exhibit 7, and photos of her sitting outside our home as Exhibit 8.

10. Given the unstable nature of Adverse Party's mental state, her history of stalking/loitering at our home and places of employment, and her subliminal threats through social media, I now live in constant fear that she will attempt to hurt me, Kari, or Kari's son, Jeremy at any moment.

DATED this 17th day of November, 2022 in accordance with NRS 53.045.

/s/ Mario Opipari

MARIO OPIPARI

FORD & FRIEDMAN

Tracy McAuliff <tracy@fordfriedmanlaw.com>

TPO

1 message

Mario Opipari <opipari53@yahoo.com> Fri, Nov 18, 2022 at 3:18 PM
To: Tracy@fordfriedmanlaw.com

Looks good. You can sign it electronically for me

Mario Opipari
opipari53@yahoo.com

HU 0430

DECLARATION OF KARI ANDERSON

STATE OF NEVADA)
) ss
COUNTY OF CLARK)

I attest, under penalty of perjury of the state of Nevada, that:

1. My name is Kari Anderson, I am the Applicant's fiancée and Co-Applicant in the instant matter. I am knowledgeable of the following facts, except for those stated upon information and belief, and am able to testify in relation to such facts.

2. The Adverse Party, Kymberlie Joy Hurd (hereinafter "Adverse Party") is the mother to subject minor, Azlynn Opipari (age 6), (hereinafter "Azlynn"), whom I care for with my fiancée, Applicant Mario Opipari.

3. Adverse Party causes me to fear for the safety of myself, Azlynn, my fiancée Mario Opipari (hereinafter "Mario"), and my son Jeremy Richard Anderson (age 11) born February 9, 2011. This fear stems from the impulsive, odd, and unpredictable behavior of Adverse Party. While Adverse Party's behavior has historically and consistently been unruly, the most recent egregious conduct of Adverse Party are as follows:

    a. On August 29, 2022, Adverse Party was recording her FaceTime with Azlynn, to allow her to listen in on personal conversations being had between myself and Mario.

    b. On September 24, 2022, I was attending the Miracle League event with Azlynn. Unbeknownst to Mario or myself, Adverse Party took it upon herself to attend this event as well. This was troubling given that the Court has ordered – on several occasions – that the Adverse Party is limited to supervised visitation with Azlynn and, that such visits are to coordinated and supervised through Family First, only. Given that there was no employee of Family First present to supervise the visit, it was clear to me that Adverse Party was present in direct violation of the Court's orders. Most troubling to me was that, upon locating Azlynn and myself, Adverse Party immediately fled with Azlynn, attempting to lose me in the crowd. During this contemptuous act, Adverse Party was also exhibiting unusual behaviors. Despite Adverse Party's attempts to evade me, I was able to follow her, thereby witnessing her

bizarre behaviors. Once I was able to catch up to Adverse Party and Azlynn, I immediately demanded that she return Azlynn to my care and that she refrain from any further interference with Azlynn's ability to participate in the event. I further demanded that she cease any future efforts to attain further unsupervised interactions with Azlynn. *See* photos from the event as Exhibit 1.

c. On October 19, 2022, around 8:00 p.m., Mario's Mother had come to my place of employment – PT's Tavern – in Mario's truck. We noticed that Adverse Party was loitering around Mario's truck which was parked in the PT's parking lot. We are wholly unsure as to why Adverse Party deemed it necessary or appropriate to linger at my place of employment and near Mario's truck, but we found her presence to be troubling, threatening and concerning.

d. Notably, the October 19, 2022 loitering incident was not a singular event. Indeed, on October 22, 2022, Adverse Party mailed a thumb drive to Mario and I's home. Included on the thumb drives was a table of contents setting forth the various video recordings Adverse Party had taken while surveilling Mario and I without our knowledge. *See* copy mailing as Exhibit 2.

4. In addition to the October 19, 2022 loitering incident and those indicated on the thumb drive, Adverse Party has stalked and/or harassed us several other occasions. Indeed, at present Adverse Party is under investigation and we have filed a complaint for charges of monitoring or attempting to monitor private conversations. Moreover, Adverse Party has placed trackers on our vehicles as well as secretly sewed a recording tracker in Azlynn's diaper bag. *See* case no. 22CRH000400-0000, case details as Exhibit 3, and photos of trackers found and recovered by Henderson Police Officers as Exhibit 4.

5. In addition to the foregoing, Adverse Party has engaged in a campaign of harassment which entails publishing slanderous messages, comments, and posts on social media, falsely stating that myself and Mario are "abusers" and alleging that we regularly deny Adverse Party her rights to visitation. Adverse Party has directly targeted comments at me as though I am personally responsible for the visitation issues she alleges to be experiencing. *See* photos of social media posts as Exhibit 5.

6. Adverse Party's constant harassment has taken an emotional toll on me and Mario. We now live in a state of uncertainty and are in constant fear of what

Adverse Party may do next. Furthermore, Adverse Party boasts on social media about her commonalities with serial killers and love of true crime and murder stories. Further, Adverse Party has openly shared that she has dreamt of slitting my throat.

7. On several occasions, Adverse Party has appeared outside our home and my work, and even taunts me by making a point to get my attention at stop lights so she can deviously smile and wave at me. *See* photo of social media post as Exhibit 7, and photos of her sitting outside our home as Exhibit 8.

8. Despite my efforts to maintain a respectful and cordial relationship with Adverse Party for the sake of Azlynn, she has antagonized me since day one of my relationship with Mario, even going so far as to physically attack me on one occasion. *See* photos of marks on Kari's neck as Exhibit 9.

9. Given the unstable nature of Adverse Party's mental state, her history of stalking/loitering at our home and places of employment, and her subliminal threats through social media, I now live in constant fear that she will attempt to hurt me, Mario, or my son, Jeremy at any moment.

DATED this 17th day of November, 2022 in accordance with NRS 53.045.

/s/ Kari Anderson

KARI ANDERSON

FORD & FRIEDMAN

Tracy McAuliff <tracy@fordfriedmanlaw.com>

TPO signature

1 message

Kari Anderson <lilmouse7868@gmail.com> Fri, Nov 18, 2022 at 3:20 PM
To: Tracy McAuliff <Tracy@fordfriedmanlaw.com>

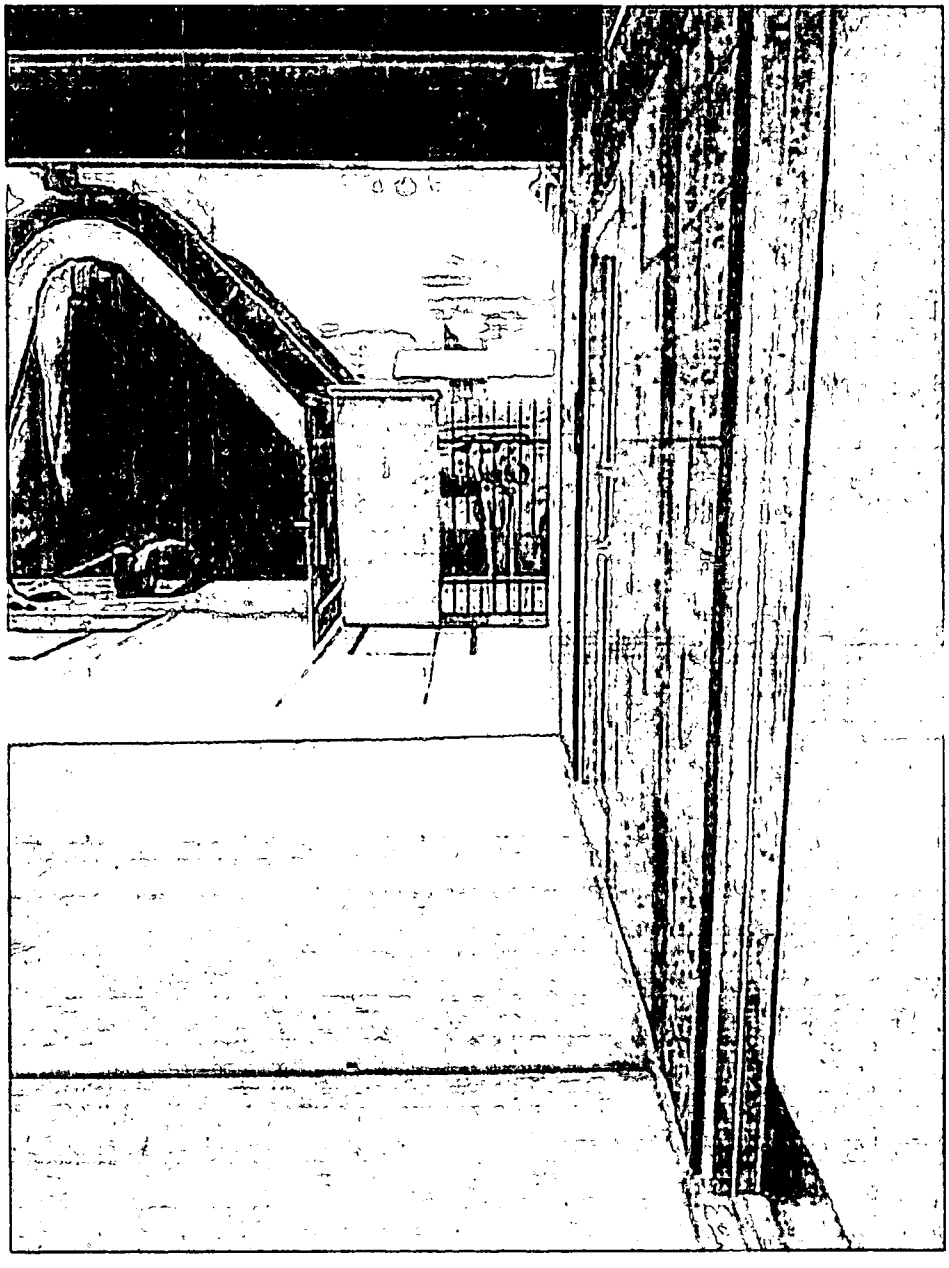
Hi Tracy, I give the office permission to electronically sign for me.
It looks good.

Thank you, Kari

Sent from my IPhone

EXHIBIT 1

EXHIBIT 1



HU 0439

HU 0440

EXHIBIT 2

EXHIBIT 2

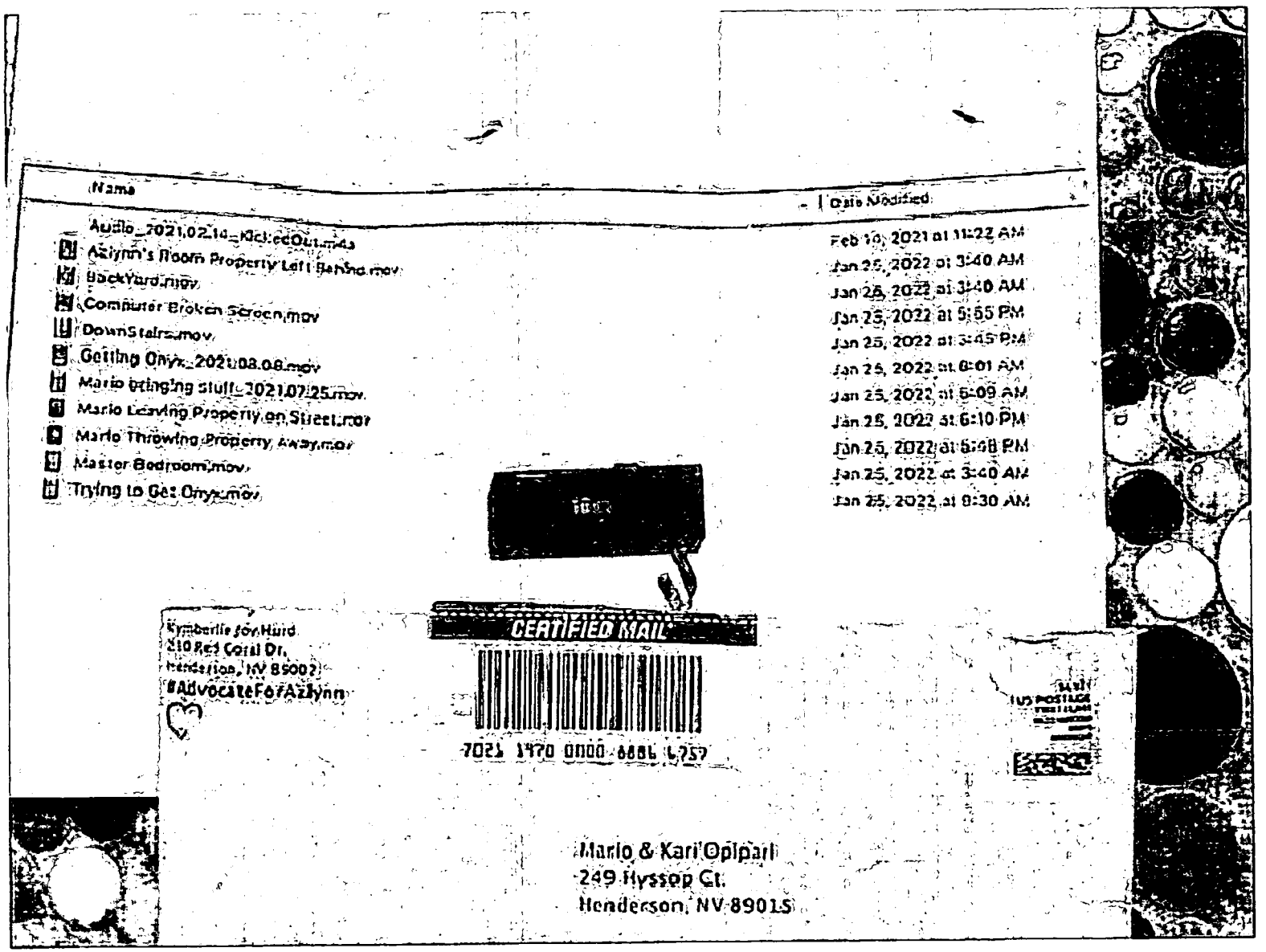

Name
Date Modified
Audio_2021.02.14_KickedOut.m4a
Azlynn's Room Property Left Behind.mov
BackYard.mov
Computer Broken Screen.mov
DownStairs.mov
Getting Onyx_2021.08.08.mov
Mario bringing stuff_2021.07.25.mov
Mario Leaving Property on Street.mov
Mario Throwing Property Away.mov
Master Bedroom.mov
Trying to Get Onyx.mov
Feb 10, 2021 at 11:22 AM
Jan 25, 2022 at 3:40 AM
Jan 25, 2022 at 3:40 AM
Jan 25, 2022 at 5:55 PM
Jan 25, 2022 at 3:45 PM
Jan 25, 2022 at 6:01 AM
Jan 25, 2022 at 6:09 AM
Jan 25, 2022 at 6:10 PM
Jan 25, 2022 at 6:08 PM
Jan 25, 2022 at 3:40 AM
Jan 25, 2022 at 8:30 AM
CERTIFIED MAIL
7021 1970 0000 6886 6757
Kymberlie Jo Hurd
210 Red Coral Dr.
Henderson, NV 89002
#AdvocateForAzlynn
Mario & Kari Oplpari
249 Hyssop Ct.
Henderson, NV 89015

EXHIBIT 3

EXHIBIT 3

22CRH000400-0000 STATE OF NEVADA VS HURD, KYMBERLIE OPEN

Case Type:
CRIMINAL COMPLAINT HND

Case Status:
OPEN

File Date:
04/14/2022

DCM Track:

Action:
MONITOR OR ATT TO MONITOR PRIVATE CONVERSATION

Status Date:
04/14/2022

Case Judge:
GEORGE, STEPHEN L

Next Event:
11/02/2022

All Information | Party | Charge | Ticket/Citation # | Event | Docket | Disposition

Party Information

HURD, KYMBERLIE
- DEFENDANT CR/TR

Disposition

Alias

Disp Date

Party Attorney

Scope ID Number
1627556

More Party Information

Party Charge Information

HURD, KYMBERLIE
- DEFENDANT CR/TR
Charge # 1:
50350 - FELONY MONITOR OR ATT TO MONITOR PRIVATE CONVERSATION

Original Charge
50358 MONITOR OR ATT TO MONITOR PRIVATE CONVERSATION (FELONY)

Indicted Charge

Amended Charge

DV Related?

Modifiers

Stage Date

PCN

PCN Sequence
1

Ticket #

ATN #

Tracking #

Place of Offense
HENDERSON TOWNSHIP

Offense Location

Date of Offense
07/01/2021

Complainant

Sentencing Information

Ticket/Citation

Citation # : - HENDERSON TOWNSHIP
Offense Date
07/01/2021

Agency
HENDERSON POLICE DEPARTMENT

Officer

Second Officer

Speed Cited

Speed Limit

Location

- Complainant

- Insured/Proof
- Accident
- N
- Work Zone
- Haz Mat
- Points
- Priors
- License Taken
- N
- BAC

- Plate
- State
- Year
- Type
- Style
- Color

Events

Date/Time	Location	Type	Result	Event Judge
11/02/2022 09:00 AM	DEPARTMENT 1	ARRAIGNMENT SUMMONS		BATEMAN, SAM

Docket Information

Date	Docket Text	Amount Owed
04/14/2022	COMPLAINT FILED	
04/14/2022	PENDING JUDGE'S SIGNATURE	
09/21/2022	SET FOR COURT APPEARANCE Event: ARRAIGNMENT SUMMONS Date: 11/02/2022 Time: 9:00 am Judge: BATEMAN, SAM Location: DEPARTMENT 1	
09/21/2022	S. BATEMAN, JP T. COBB, DDA K. ZICHA, CLK L. BRENSKE, CR	
09/21/2022	STATUS CHECK: DEFENDANT PRESENT CASE HEARD WTIH 21CRH001184-0000 OFFER PUT ON RECORD DEFENDANT INSTRUCTED TO DO WALK THROUGH ON SUMMONS TODAY AND RETURN FOR ARRAIGNMENT CONTINUED INITIAL ARRAIGNMENT NO BAIL POSTED	

Case Disposition

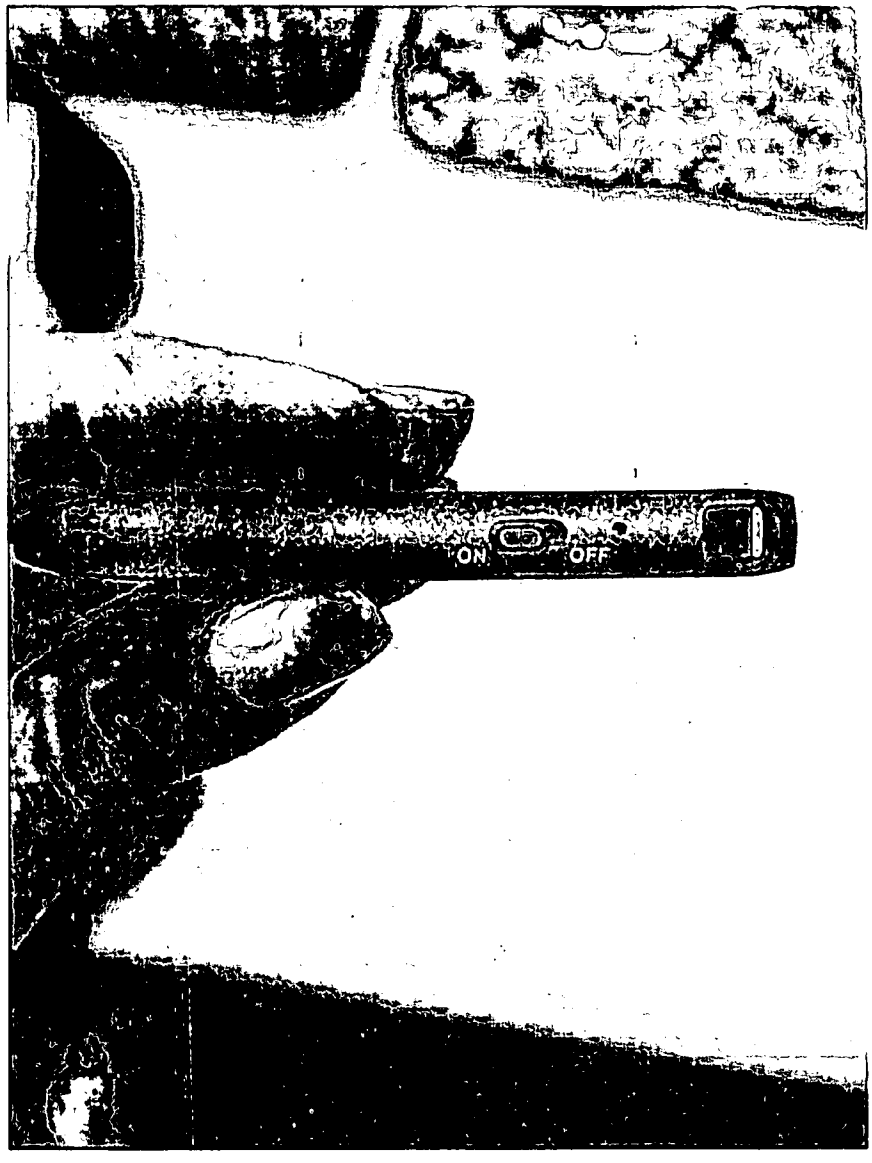
Disposition	Date	Case Judge
UNDISPOSED		GEORGE, STEPHEN L

HU 0445

EXHIBIT 4

EXHIBIT 4

HU 0448



HU 0451

HU 0453

HU 0454

EXHIBIT 5

EXHIBIT 5

1:48

◂ Search

facebook

Kymberlie Joy is with **Nicole Montgomery** and **4 others** at **Miracle League Las Vegas.**

3h · Las Vegas ·

Mother Daughter LOVE!! No matter what happens, nothing can stop it!!

This day was Extra Special for both of us!! We have not been allowed to see each other in over a month!!

THIS girl needs your prayers!!

#DownSyndromeAwarenessAdvocate
#GoldenKnightsPprincess #azlynnharlie

Karey Crowl
4h
When you are going through tough times and appreciate all the little things.
3
3 comments
Like
Comment
Send
Kymberlie Joy
I am right there with you!! It's been a month since I have seen or talked to Azlynn!!
But God is good and he is working diligently to return my baby to me and save her from her abusers!!
#AdvocateForAzlynn
Like Reply
1
Karey Crowl
Kymberlie Joy I'm just leaning on God. I'm gonna... See more
Like Reply
1
View 1 more reply...

9:07

Kymberlie Joy

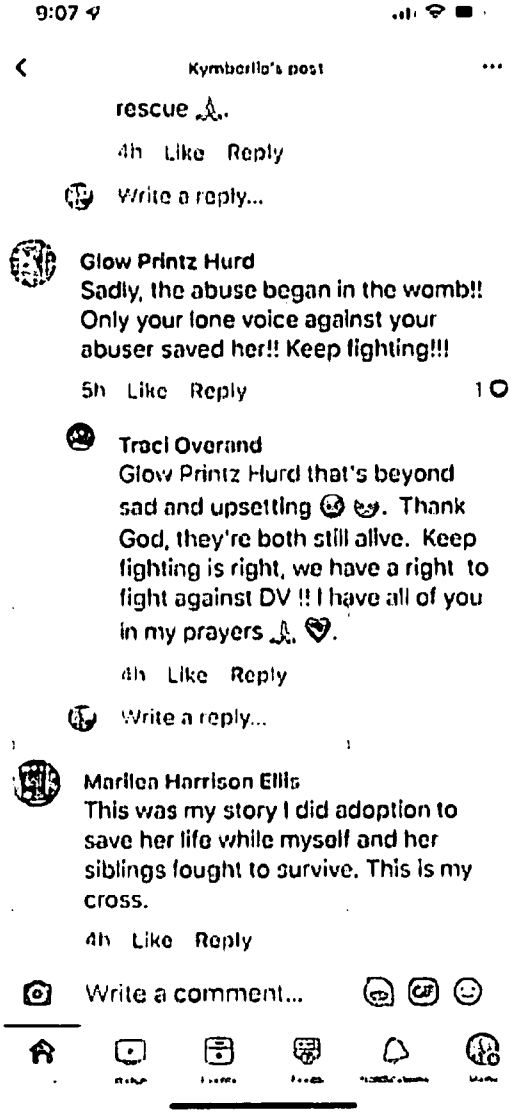
Kymberlie Joy is with **Glow Printz Hurd** and **Helen Printz**.
7h ·

Time to speak up...staying silent about the abuse I (and Azlynn) have endured only leads to and allows more abuse. I'm not the first nor the last, but I will no longer be silenced, ashamed nor protect my abuser.

Simultanous · Follow
Sep 28 ·

Domestic Violence Awareness! In October We Wear Purple Print T-Shirt. Shop Now>>> https://t.site/3U7mgs7

HU 0458



9:07

Kymberlie's post

rescue 🙏.

4h Like Reply

Write a reply...

Glow Printz Hurd
Sadly, the abuse began in the womb!! Only your lone voice against your abuser saved her!! Keep fighting!!!

5h Like Reply 1

Traci Overand
Glow Printz Hurd that's beyond sad and upsetting 😢 😓. Thank God, they're both still alive. Keep fighting is right, we have a right to fight against DV !! I have all of you in my prayers 🙏 💖.

4h Like Reply

Write a reply...

Marilen Harrison Ellis
This was my story I did adoption to save her life while myself and her siblings fought to survive. This is my cross.

4h Like Reply

Write a comment...

HU 0459

9:08

Kymberlie Joy

Kymberlie Joy is with Nicole Montgomery and 3 others.
15h ·

I will never stop being Azlynn's advocate! Azlynn's voice will not be silenced!
#downsyndromeawarenessmonth
#DownSyndromeAwarenessAdvocate
#goldenknightsprincess #azlynnharlie
#advocatelikeamother #DVAM2022
#DomesticViolenceAwarenessMonth

21 Pineapples Shirt Co. · Follow
8d ·

Shop our October Awareness Designs today and receive 30% OFF your entire order!!! Use the code "LO... See more

HU 0460

9:08

Kymberlie's post

21pineapples.com
FLASH SALE - 30% OFF Shop now

Like Comment Share

3

Glow Printz Hurd
Azlynn can be such an AVID advocate on so many levels!! Once her silent voice is no longer being silenced!!!

5h Like Reply 1

Kymberlie Joy
Glow Printz Hurd Azlynn's mother will NEVER stop fighting for her!! Didn't give up when she was in my womb & I will not be giving up now!

5h Like Reply 1

Write a reply...

Write a comment...

HU 0461

9:08

Kymberlie Joy

Kymberlie Joy is with Nicole Montgomery and 3 others.
1d ·

https://aslanywhere.com/

Looking forward to the day that Azlynn & I are allowed to Sign with each other again!!

#DownSyndromeAwarenessAdvocate
#downsyndromeawarenessmonth... See more

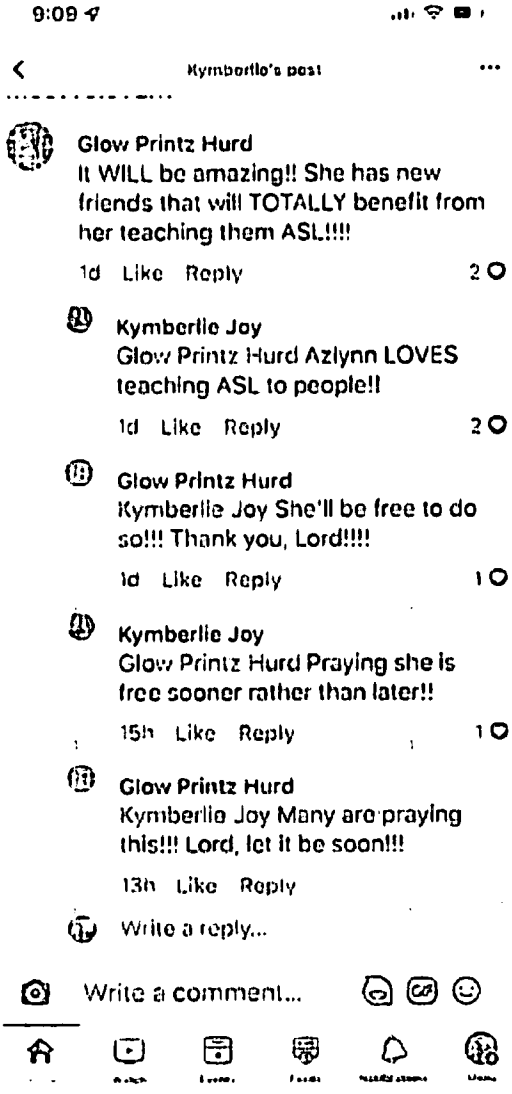
aslanywhere.com
ASL Anywhere

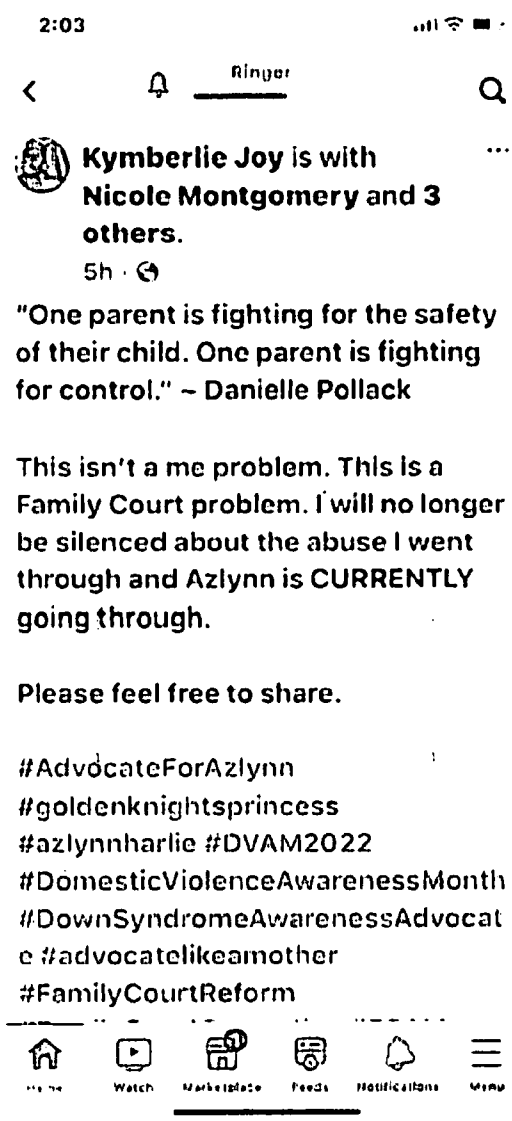
4 5 comments

Like Comment Share

Kymberlie Joy updated her profile picture.

HU 0462


9:09
Kymberlie's post
Glow Printz Hurd
It WILL be amazing!! She has new friends that will TOTALLY benefit from her teaching them ASL!!!!
1d Like Reply 2
Kymberlie Joy
Glow Printz Hurd Azlynn LOVES teaching ASL to people!!
1d Like Reply 2
Glow Printz Hurd
Kymberlie Joy She'll be free to do so!!! Thank you, Lord!!!!
1d Like Reply 1
Kymberlie Joy
Glow Printz Hurd Praying she is free sooner rather than later!!
15h Like Reply 1
Glow Printz Hurd
Kymberlie Joy Many are praying this!!! Lord, let it be soon!!!
13h Like Reply
Write a reply...
Write a comment...


2:03
Ringer
Kymberlie Joy is with Nicole Montgomery and 3 others.
5h ·
"One parent is fighting for the safety of their child. One parent is fighting for control." ~ Danielle Pollack
This isn't a me problem. This is a Family Court problem. I will no longer be silenced about the abuse I went through and Azlynn is CURRENTLY going through.
Please feel free to share.
#AdvocateForAzlynn
#goldenknightsprincess
#azlynnharlie #DVAM2022
#DomesticViolenceAwarenessMonth
#DownSyndromeAwarenessAdvocat
e #advocatelikeamother
#FamilyCourtReform
Watch
Marketplace
Feeds
Notifications
Menu

2:04

Kymberlie's post

instagram.com

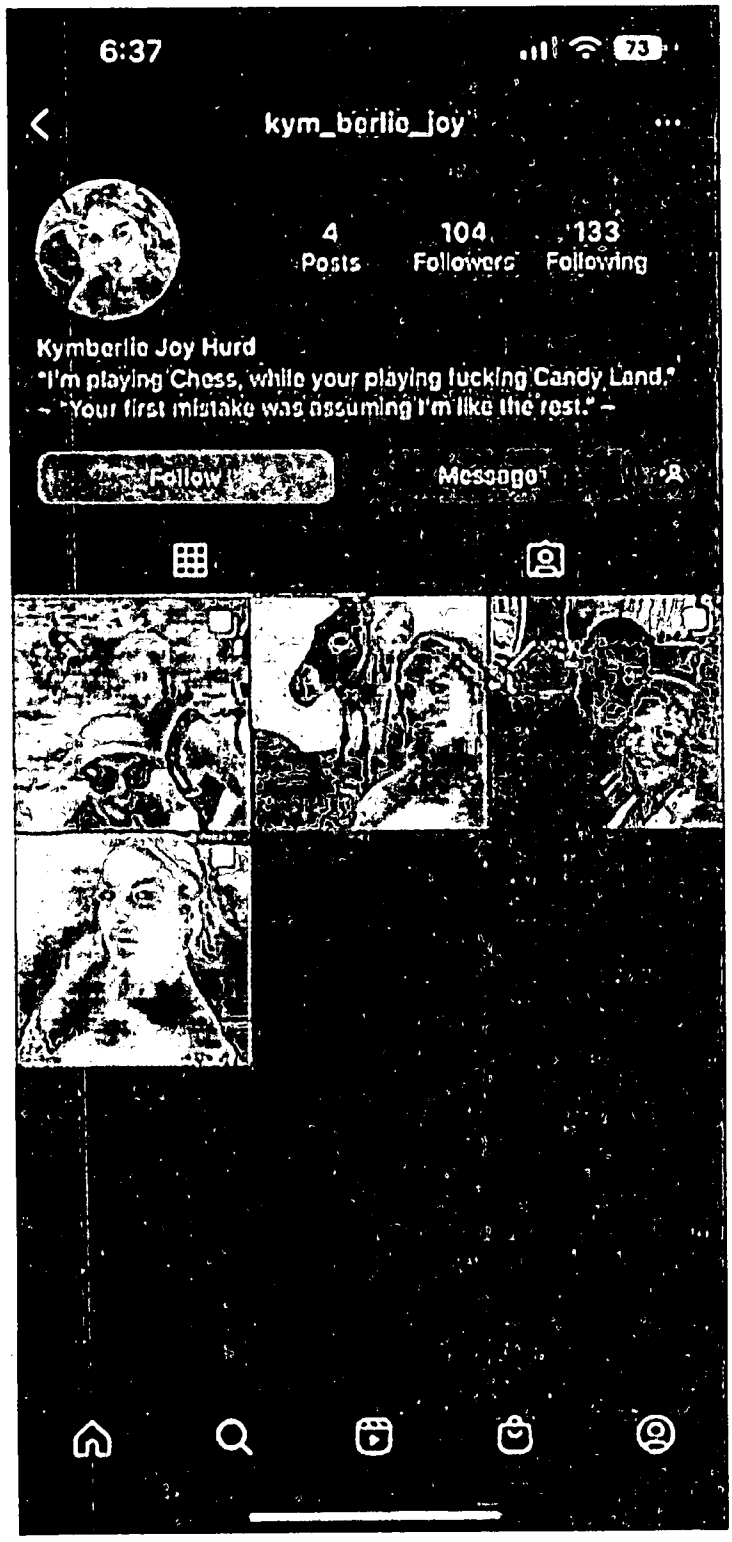
Like Comment Share

2

Glow Printz Hurd
Exodus 3:7 & 8 "The Lord said, "I have indeed seen the misery of my people in Egypt. (Kymberlie & Azlynn) I have heard them crying out because of their slave drivers. (Abusers) & I am Concerned about their suffering. I have come down to rescue them."

5h Like Reply

Write a comment...


6:37
73
kym_berlie_joy
4
Posts
104
Followers
133
Following
Kymberlie Joy Hurd
"I'm playing Chess, while your playing fucking Candy Land."
- "Your first mistake was assuming I'm like the rest." -
Follow
Message

9:00
kym_berlie_joy
4 Posts
103 Followers
129 Following
Kymberlie Joy Hurd
"I'm playing Chess, while your playing fucking Candy Land" – Ozark
Follow
Message

HU 0467

8:05
AZLYNNHARLIE
Posts
Follow
azlynnharlie It has been a month since I have been allowed to see or talk to my Mommie!!.I miss my mom very much! Please pray that my dad and his fiancé do what is in my best interest and not their own.
#godisgood #advocateforazlynn #emotionalneglect #emotionalabuse #domesticviolence #domesticviolenceawareness #familycourtreform #familycourtcorruption #familycourtawareness #narcissisticabuse #abuseisnotlove #emotionalabuseisstillabuse #childabuse #psychologicalabuse #hiddenabuse #protectiveparent #advocatelikeamother #downsyndrome #downsyndromeawareness #goldenknightsprincess #aslisnotsilent #americansignlanguage
15 minutes ago

EXHIBIT 6

EXHIBIT 6

Messages exported from: Kymberlie's iPhone (+17022858149)
With: Voicemail (7023484960)
Aug 2, 2022 at 12:00 AM to Sep 26, 2022 at 11:59 PM
PDF created with Decipher TextMessage (decipherlools.com)

8/6/22, 5:09 PM (Viewed 8/6/22, 5:10 PM)

Voicemail (7023484960)

FaceTime if you want to talk to Azlynn...I told you I will only answer that

8/6/22, 5:12 PM (Viewed 8/6/22, 5:14 PM)

Voicemail (7023484960)

FaceTime only!!

8/28/22, 4:50 PM
Kymberlie's iPhone (+17022858149)

[redacted]Have Azlynn FaceTime me Please.

8/28/22, 5:42 PM
Kymberlie's iPhone (+17022858149)

[redacted]No need to hang up on Azlynn's mother for using sign language! Not allowing Azlynn to use ASL as primary language, is just yet another form of abuse. I want to give my daughter a kiss and sing good night.

8/28/22, 5:46 PM (Viewed 8/28/22, 5:47 PM)

Voicemail (7023484960)

This is my last text to you...you received Chakas letter...I will only communicate through TalkingParents...I will answer FaceTime calls when available...and Azlynn has been excelling in speaking in sentences...I don't have a problem with sign language as long as she speaks the words as well...I have the right to make these decisions

8/28/22, 5:55 PM
Kymberlie's iPhone (+17022858149)

[redacted]I don't have TalkingParents I have OFW, which I have signed Ms. Crome and Mr. Polly up for. Until our account

All communication can be monitored on OFW. By the judge, the Supreme Court, and when duly...

If you, Kurt, Ms. Crome and Mr. Polly have nothing to hide and not talking the truth, the only option is to use OFW. This application will separate [illegible] from the nuts talking

8/28/22, 5:58 PM (Viewed 8/28/22, 6:01 PM)

Voicemail (7023484960)

And now we're done

8/29/22, 7:21 PM
Kymberlie's iPhone (+17022858149)

[redacted]Please have Azlynn FaceTime me.

8/29/22, 7:38 PM

Voicemail (7023484960)

Not playing your games...recording a conversation is illegal as you should know.

8/29/22, 7:52 PM
Kymberlie's iPhone (+17022858149)

[redacted]I record all conversations that involve you, because your an abuser. Always have.

Per NRS 200.650 only one person needs to consent for a lawful recording.

I don't need your permission to record.

I want to say good night to my daughter please.

8/30/22, 5:49 PM
Kymberlie's iPhone (+17022858149)

[redacted]Please have Azlynn FaceTime or call me. Thank you.

9/1/22, 7:17 PM

Kymberlie's iPhone (+17022658140)

What time can I FaceTime Azlynn?

9/2/22, 6:23 PM

Kymberlie's iPhone (+17022658140)

When can I FaceTime with Azlynn? Thank you!

9/3/22, 10:46 AM (Delivered 9/3/22, 10:49 AM)

Kymberlie's iPhone (+17022658140)

When can I FaceTime with my daughter? Thank you b

9/3/22, 6:27 PM (Delivered 9/3/22, 6:31 PM)

Kymberlie's iPhone (+17022658140)

I would like to see my daughter please

9/4/22, 10:30 AM (Delivered 9/4/22, 10:33 AM)

Kymberlie's iPhone (+17022658140)

What time can I FaceTime with Azlynn today?

9/4/22, 4:24 PM

Kymberlie's iPhone (+17022658140)

When can I see and talk to my daughter?

9/6/22, 7:02 PM

Kymberlie's iPhone (+17022658140)

When can I see Azlynn please?

9/6/22, 8:14 PM (Viewed 9/6/22, 9:30 PM)

Voicemail (7023484960)

CROME

Due to you admitting recording...you will no longer be allowed to FaceTime...If you want to see Azlynn then abide by the letter attached

9/6/22, 8:14 PM (Viewed 9/6/22, 9:30 PM)

Voicemail (7023484960)

File attachment with MIME type: image/png

9/6/22, 8:14 PM (Viewed 9/6/22, 9:30 PM)

Voicemail (7023484960)

File attachment with MIME type: image/png

9/7/22, 6:21 PM

Kymberlie's iPhone (+17022658149)

I would like to talk to Azlynn please

9/8/22, 6:25 PM

Kymberlie's iPhone (+17022658149)

When can I talk to Azlynn?

9/8/22, 6:29 PM (Viewed 9/8/22, 7:03 PM)

Voicemail (7023484980)

I am only going to explain this one more time...you will no longer be allowed to FaceTime because of recording...you can call normally...if you want to see her, then you can set up an appointment at Family First on Tuesday and Thursday only...also this will be the last text... everything will be on TalkingParents as all this is per the court order

9/8/22, 7:08 PM

Kymberlie's iPhone (+17022658149)

You said previously I could only FaceTime, which I wanted to call. I am allowed to record pursuant to NRS 200.650. I do not have TalkingParents. I have stated this for the past 5 months. Also, there are no court Orders. For an Order to be enforceable it must be signed and filed. You will not be keeping Azlynn from her mother only hurting Azlynn.

9/14/22, 7:17 PM

Kymberlie's iPhone (+17022658149)

When can I talk to Azlynn?

9/17/22, 11:02 AM

Kymberlie's iPhone (+17022658149)

When can I talk to Azlynn?

Also, I really want to see her and at least be able to give her a hug and kiss. When can I do this?

9/17/22, 11:21 AM

Kymberlie's iPhone (+17022658149)

Again, when can I give Azlynn a hug?

Also, I need to be able to FaceTime with Azlynn so we can see each other and also sign with each other.

9/19/22, 6:36 PM

Kymberlie's iPhone (+17022658149)

Could you have Azlynn send me a video of her? Dancing, singing, anything please.

9/20/22, 11:57 AM

Kymberlie's iPhone (+17022658149)

When can I see Azlynn? You explained to the Court that you would cooperate and allow Azlynn to have a relationship with her mother and her family. To date you have sacrificed all parental access to her, Azlynn needs me, my son, my other family members. Since there is not to be communication signed and filed, there is nothing enforcing supervised visitations. A letter from Ms. Crome is not enforceable.

9/21/22, 9:20 AM

Kymberlie's iPhone (+17022658149)

When can I physically see Azlynn? You welcome to bring her to my apartment and implant

9/22/22, 11:27 AM

Kymberlie's iPhone (+17022658149)

When can I physically see Azlynn? I need to see my daughter and she NEEDS to see me.

9/23/22, 8:56 AM

Kymberlie's iPhone (+17022658149)

When can I see my daughter? You withholding her from me only hurts Azlynn.

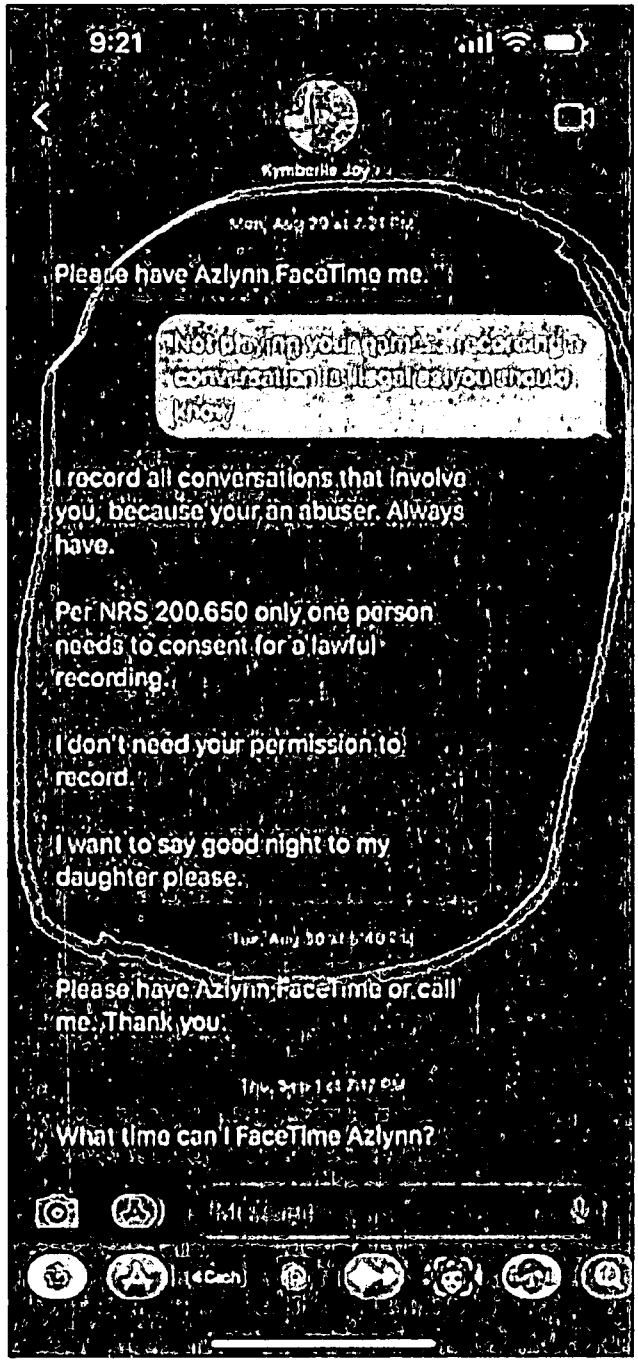
9/23/22, 10:17 AM
Kymberlie's iPhone (+17022858149)

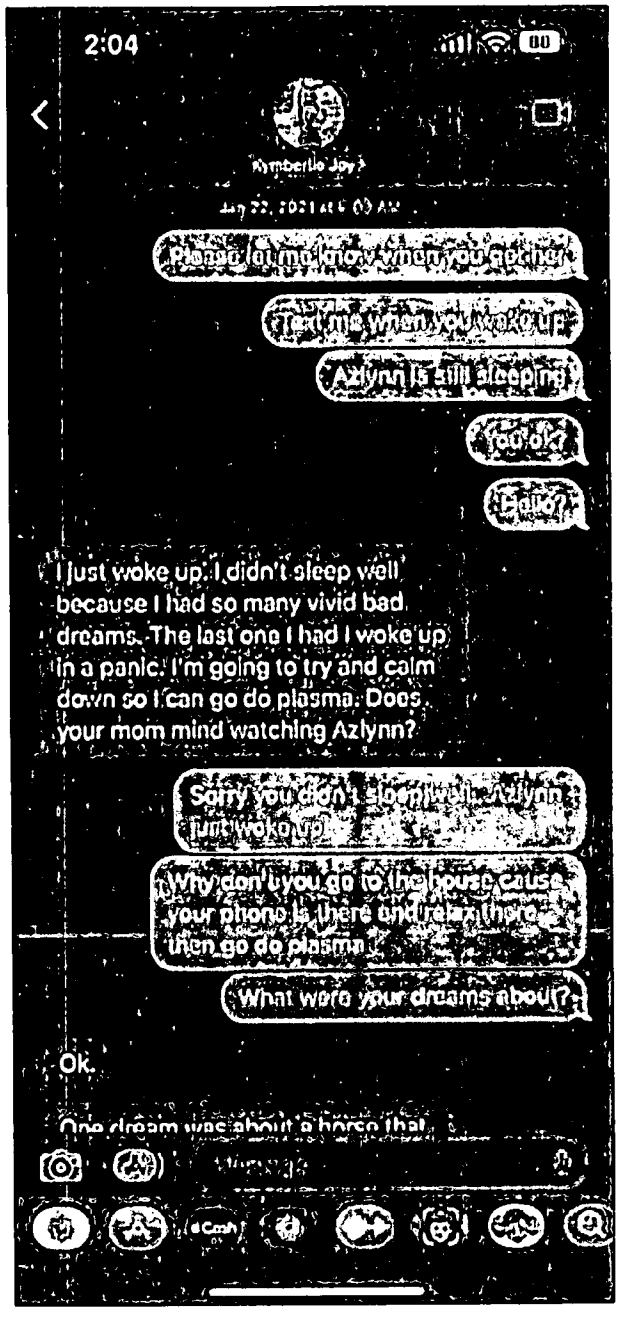
[redacted]

9/23/22, 10:21 AM
Kymberlie's iPhone (+17022858149)

[redacted]

35 total messages and 3 total images.


9:21
Please have Azlynn FaceTime me.
I record all conversations that involve you, because your an abuser. Always have.
Per NRS 200.650 only one person needs to consent for a lawful recording.
I don't need your permission to record.
I want to say good night to my daughter please.
Please have Azlynn FaceTime or call me. Thank you.
What time can I FaceTime Azlynn?


2:04
Kymberlie Joy
Please let me know when you get her
Text me when you wake up
Azlynn is still sleeping
You ok?
Hello?
I just woke up. I didn't sleep well because I had so many vivid bad dreams. The last one I had I woke up in a panic. I'm going to try and calm down so I can go do plasma. Does your mom mind watching Azlynn?
Sorry you didn't sleep well. Azlynn just woke up
Why don't you go to the house cause your phone is there and relax there then go do plasma
What were your dreams about?
Ok.
One dream was about a horse that

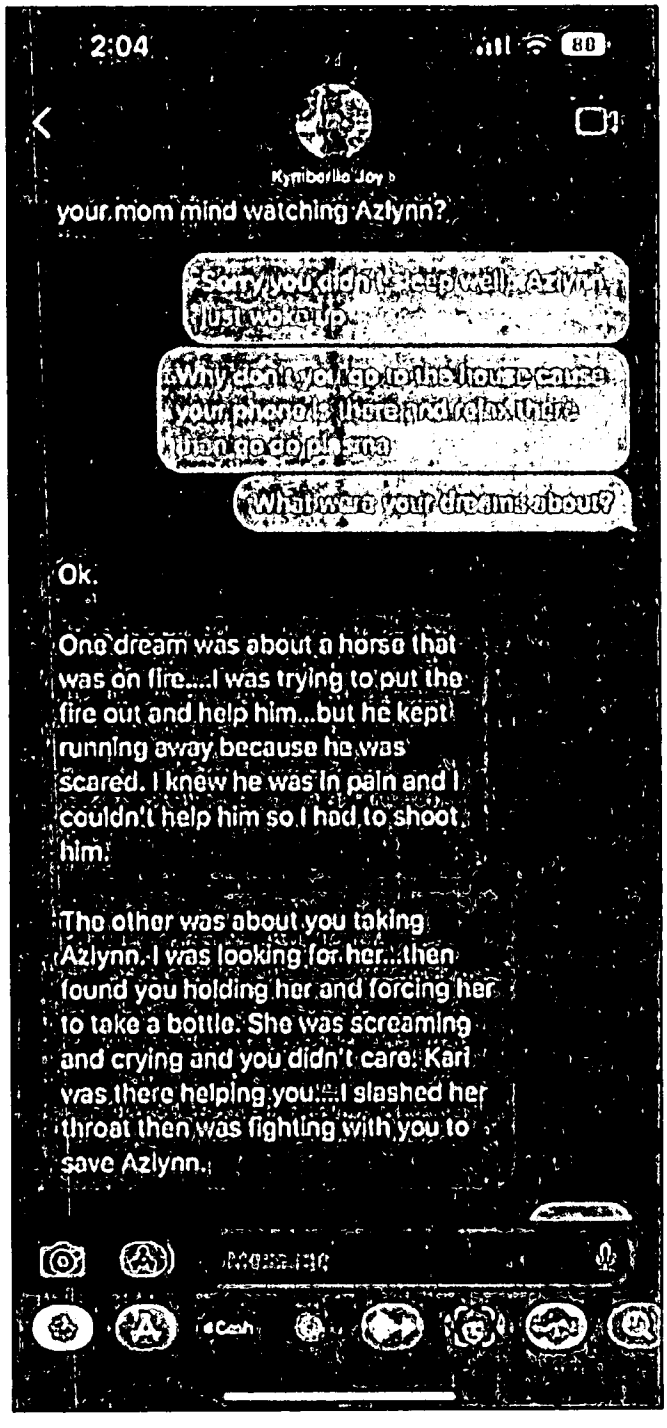

2:04
80
Kymberlie Joy
your mom mind watching Azlynn?
Sorry you didn't sleep well. Azlynn just woke up.
Why don't you go to the house cause your phone is there and relax there I can go do pictures
What were your dreams about?
Ok.
One dream was about a horse that was on fire....I was trying to put the fire out and help him...but he kept running away because he was scared. I knew he was in pain and I couldn't help him so I had to shoot him.
The other was about you taking Azlynn. I was looking for her...then found you holding her and forcing her to take a bottle. She was screaming and crying and you didn't care. Kari was there helping you....I slashed her throat then was fighting with you to save Azlynn.
Message
Cash

EXHIBIT 7

EXHIBIT 7

6:40 5G

Kymberlie Joy

Posts Reels

Kymberlie Joy
3h ·

I'm not into Halloween, fake boring "scary" movies (sorry Jason, Freddy, and Micheal). I AM into serial killers and true crime and yes, I do fall asleep listening to podcasts of murder stories.

This guy gets me!! Haha!

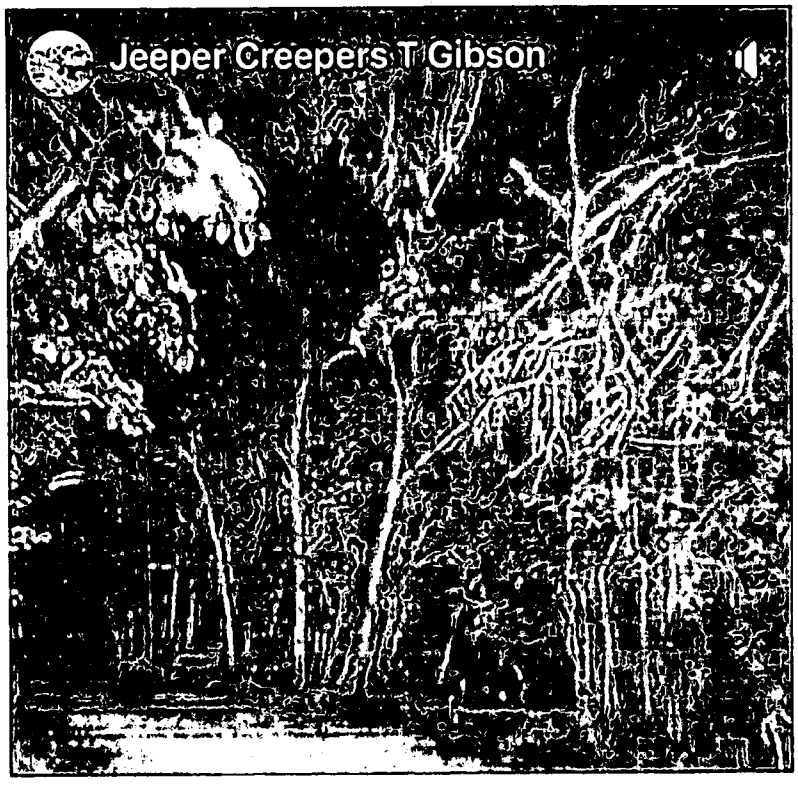


EXHIBIT 8

EXHIBIT 8

5:55
Henderson - Foothills
Yesterday 2:54 PM
Edit

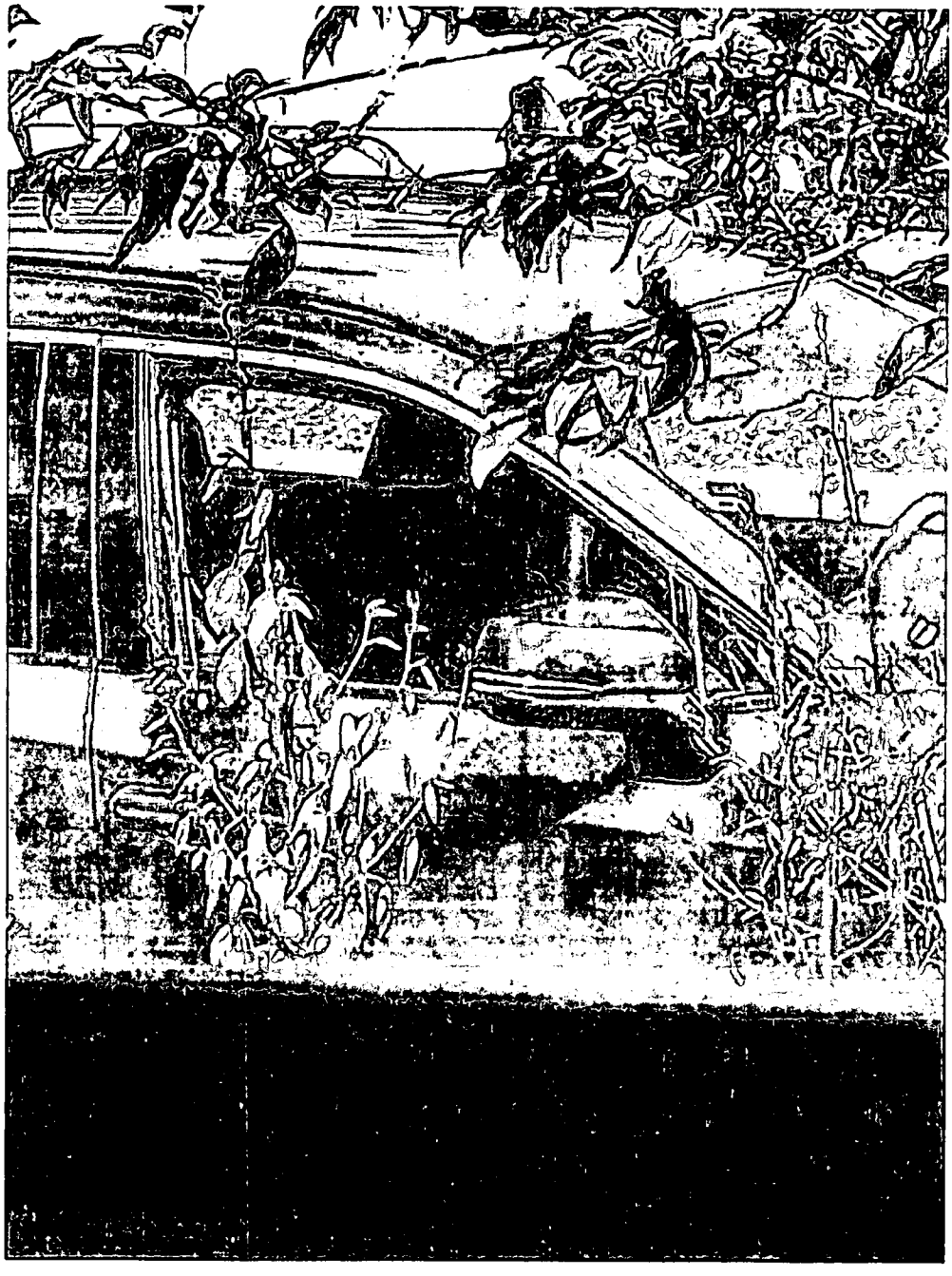


EXHIBIT 9

EXHIBIT 9

EXHIBIT 48

HU 0486

Electronically Filed
12/9/2022 8:27 PM
Steven D. Grierson
CLERK OF THE COURT

MOT
KYMBERLIE JOY HURD
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Defendant, In Proper Person

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION, CLARK COUNTY, NEVADA

MARIO OPIPARI Petitioner, vs. KYMBERLIE JOY HURD Respondent.	Case No.: T-22-229781-T Dept. No.: R Date of Hearing: _____ Time of Hearing: _____ Courtroom: _____ Hearing Requested: Yes

RESPONDENT'S MOTION TO DISSOLVE TEMPORARY PROTECTION ORDER AGAINST DOMESTIC VIOLENCE, FOR PETITIONER TO BE HELD IN CONTEMPT, AND FOR SANCTIONS TO BE IMPOSED

Comes Now, the Respondent, in Proper Person, Kymberlie Joy Hurd ("Kymberlie"), files this Motion to Dissolve Temporary Protection Order Against Domestics Violence, For Petitioner to be Held in Contempt, and for Sanctions to be Imposed.

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HU 0487

This Motion is brought in good faith and is based on the attached Facts, Points and Authorities, Affidavit of Respondent, and the papers and pleadings on file herein, and such further evidence and argument that may be requested. The Respondent requests the following relief:

1. To Dissolve the Temporary Protective Order Against Domestic Violence that was filed on November 23, 2022;
2. For Petitioner, Mario Opipari to be held in Contempt for committing the Act of Perjury;
3. For Co-Applicant, Kari Andserson to be held in Contempt for committing the Act of Perjury;
4. For Sanctions to be imposed;
5. Such other and further relief as this Court deems just and proper in the premises.

DATED this 9th day of December, 2022.

Submitted by:

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Adverse Party, In Proper Person

POINTS AND AUTHORITIES

I. STATEMENT OF FACTS

Respondent, Kymberlie Joy Hurd ("Kymberlie") and Petitioner, Mario Opipari ("Mario") have a minor child together born on May 19, 2016. The minor child was diagnosed in utero with Trisomy 21 (Down Syndrome). The parties were never married. Parties were in a relationship from approximately November 2009 to February 2021.

A trial was held on August 16, 2022 and subsequent orders were filed on October 17, 2022. Orders granted Mario sole physical and legal custody of the minor child. Kymberlie filed a Notice of Appeal on October 17, 2022. This case is currently on Appeal, case no. 85537, and in the fast track program.

II. ARGUMENT AS TO ACCURACY OF APPLICATION FOR TPO

Upon review of Mario's Application For A TPO Against Domestic Violence and the video of the hearing held on November 23, 2022, Kymberlie discovered this Protection Order was granted based on a false and intentionally misleading Affidavit and the deceptive arguments of counsel, Matthew Friedman.

Page 3, question 7 Mario omits the case information for an Application/Order for Protection Against Domestic Violence filed by Kymberlie in Eighth Judicial District Court, T-21-218655-T (**Exhibit 12, 13**). Question 10 is untrue, as Mario and the minor child have never been a victim of domestic violence committed by Kymberlie nor the belief that either could be is unjustified.

Page 5, question 11 Mario failed to disclose his Domestic Violence arrest and conviction on March 11, 2001 in Henderson (**Exhibit 13**). A Temporary Protection Order was granted and filed against Mario by his ex-wife February 17, 2010 in Las Vegas (**Exhibit 14**). Question 12

Mario states upon his information and belief, Kymberlie was arrested for battery. This is untrue and known to Petitioner see attached scope (**Exhibit 15**).

Page 7 (k) Requests that pursuant to June 24, 2021 orders of the Court, all communication shall occur through Talking Parents only. Supervised visitations to occur at Family First pursuant to Order from August 16, 2022. All other communications to go through Mario's attorney, Matthew Friedman.

A review of the Order filed 10/17/2022 does not state that communication is via TalkingParents only **(Exhibit 16)**. There was never an Order filed from the June 24, 2021 hearing and even if there was per EDCR 5.712 temporary orders made during an action terminate upon the court's oral or written pronouncement of permanent orders. Court asks Mr. Friedman about this as it does not want to issue contradicting orders. Mr. Friedman blatantly fabricates and states "That is the Court's Order that she [Kymberlie] continues to refuse to apply but that is in the decree of the divorce prepared by Ms. Crome following the trial" [VT 1:32:56]. Also, there is no decree of divorce as Mario and Kymberlie were never married.

Orders from August 16, 2022 are contradicting as to supervised visitations. Page 16 states that there will be supervised visitation at Family First. Page 17 states that "we do not have supervised visits at this time". This is one of the issues currently on Appeal. For this record, Kymberlie has filed complaints with several agencies against Family First for violating their own contract, failing to follow Domestic Violence protocols, and submitting a fraudulent report **(Exhibit 17, 18, 19).** This report leaves out over 29 visitations. Kymberlie had not missed any of her visitations with minor child. Kymberlie has requested other options until this issue can be addressed in court, and is either completely ignored or responded to contemptuously.

Mr. Friedman not only misrepresents this entire issue, but then proceeds to do a crass impression of Kymberlie and the Court laughs [VT 1:34:00]. Highly unprofessional. Kymberlie

is not refusing to use TalkingParents or Family First to be difficult, but for her and minor child's safety and protection. Kymberlie has requested numerous times to use Our Family Wizard as she qualifies for a fee waiver and the application offers more features and free third-party accounts. Mario refuses to switch because Kymberlie demands it and Mario's attorney's have stated he will only switch if she pays for it. The fact Kymberlie qualifies for a waiver seems to be lost on them. While TalkingParents offers a free version, it is web based only and records would cost $50.

A. DECLARATION OF MARIO

The Declarations of Mario Opipari and Kari Anderson are blatant lies. The supervised visitation is previously discussed. However, nowhere in the current order does it state that there is to be no contact between Kymberlie and minor child unless through Family First Services. It does state that Plaintiff will determine Kymberlie's contact with minor child. Contact would include telephone conversations, and as of this filing Mario has not allowed minor child and Kymberlie to even speak to each other over the phone for **84** days. A phone conversation has nothing to do with Family First or TalkingParents.

Mario and Kari state they are in fear for their safety and the safety of minor child, and integrate Kari's minor child as well. They offer generalizations of behavior incorporated with some well thought out trigger words. The most recent "egregious conduct" is October 19, 2022. Yet, the application for TPO wasn't filed until November 18, 2022. This is not demonstrative of "an emergency exists, and I need a TPO Against Domestic Violence issued immediately". Nor does it support their claims of being in fear for their safety.

Kymberlie does not know nor has any contact with Kari's minor child for any reason whatsoever. Involving another child in a high conflict custodial matter with absolutely no justification is not advantageous.

August 29, 2022 Mario claims Kymberlie was recording the Facetime conversation with minor child "to allow for her to listen in on personal conversations" between him and Kari. To presume to know Kymberlie's intentions is merely speculative and not supportive by even their own exhibits. Applicant's exhibit 6 show that Kymberlie states she records conversations due to Mario's abuse. Mario and Kari have developed this type of deflection defense to shift focus away from their own abuse of minor child. To suggest that Kymberlie; First, knows who is there with minor child other than Mario. Second, that there are personal conversations happening while she is talking to minor child. And third, is more concerned about them than her own daughter, is preposterous. This is merely an attempt to bolster their case against me in Henderson Justice court on 12/12/2022.

Kymberlie has preferred to have phone conversations with minor child, as Facetiming allows for Mario to see her. Kymberlie is uncomfortable with this and avoids having to see Mario and/or Kari. Per Applicant's own exhibit 6, Mario was the party demanding Facetime as the only manner in which Kymberlie could talk to minor child. Now Mario does not allow any communication with minor child. Kymberlie has no desire to speak to or see Mario, she is only interested in the minor child.

And this leads into a perfect example of why Kymberlie must take measures to protect herself. October 6, 2022 Mario alleges Kymberlie telephoned his place of employment and "proceeded to berate, demean, and chastise" his employer due to the outcome of our custody litigation, "in an attempt to alienate" (term is not recognized in DSM-V and has been debunked and rejected by the American Psychological Association) him and cause issues with his employment. The logic in this assertion is lacking. To suggest that Kymberlie decided to telephone Mario's employer for nothing else but to verbally assault them for the outcome of their custody case that occurred seven (7) weeks prior is absurd.

Mario has cut off all contact between Kymberlie and minor child and stopped even allowing for telephone conversations mid-September. Kymberlie has written Mario's attorney's and sends one text message a day asking to see or at least talk to minor child. Kymberlie made one telephone call to speak to Mario at work to ask if she could make arrangements to speak to minor child. There was not no verbal assault nor any intentions beyond the aforementioned. The scenario Mario is attempting to create is precisely why every interaction needs to be documented.

October 19, 2022 another highly exaggerated fabrication of the true events that took place. Kymberlie merely took a picture of Mario's vehicle in front of the bar and left. There was no "loitering" or "lingering" of any kind. One of Kymberlie's concerns regarding minor child is that Mario abdicates his parental responsibilities to third parties. Kymberlie is trying to prove that, as this is not in the minor child's best interest. As to Mario and Kari's statements that Mario's mother was the person present at the bar and drove Mario's truck, that just isn't true. Mario's mom does not drive his truck, this is just another fabrication.

That evening Kymberlie was at Lowe's with a friend and upon leaving saw Mario at the bar instead of home with minor child. Kymberlie's friend can attest as to the events of that evening. The presence of Kymberlie is only troubling to Mario because the truth is being exposed.

Now, while Mario goes on to state that this is not a singular event, he fails to detail another. Instead, states that Kymberlie mailed a thumb drive with a table of contents that set forth recordings of her surveilling both Mario and Kari without their knowledge on October 22, 2022. This statement is truly disturbing as it reveals Mario, Kari, and Mr. Friedman have absolutely no integrity. Again, the implication that Kymberlie is just that senseless and obsessed would almost be laughable if it were not for the suffering being inflicted upon minor child.

The Court asks if that was discovery [VT 1:23:05]. Mr. Friedman lies to the Court and replies "No, No that's not my understanding. In fact, she (Kymberlie) is already being prosecuted separately in a criminal matter for similar surreptitious recordings and surveillance" [VT1:23:13]. Mr. Friedman goes on to say that Kymberlie is being prosecuted for making these surreptitious recordings of them (Mario & Kari). Which is not accurate. Mr. Friedman is well aware that there was a small claims hearing in Henderson Justice Court on October 19, 2022 with the parties being Kymberlie v. Mario. While dismissed, Kymberlie had given Mario the exhibit binder with all documents and table of contents of videos she intends to use. Kymberlie does plan on re-filing in District Court, Civil Division, so sent the videos certified mail as she had forgotten to include it in the binder **(Exhibit 20)**.

The videos (and 1 audio) are not as Mario, Kari and Mr. Friedman describe. Mr. Friedman, Mario, and Kari knowingly filed a fictitious application for TPO and purposefully mislead the Court with intent to harass Respondent.

Listed below is the contents of the thumb drive with a brief description of each item.

1) Audio_202102.14_KickedOut – is Mario kicking Kymberlie and minor child out

2) Azlynn's Room Property Left Behind – is a video record of property left behind

3) BackYard – is a video record of property left behind

4) Computer Broken Screen – is a video record displaying the screen Mario broke

5) Getting Onyx_2021.08.08 – Is an exchange done at HPD where Mario finally gives Kymberlie her dog back, so she can put him to sleep

6) Mario bringing stuff_2021.07.25 – During an exchange at HPD Mario brings some of Kymberlie's property **[please note that in this video Kari is surreptitiously recording Kymberlie, once Kymberlie notices, she records Kari recording her and gets in her**

car. Mario then yells out "You should stay off drugs"]

7) Mario Leaving property on Street – at an exchange at Mario's house, he is returning some items listed in demand and then moves them "off his property"

8) Mario Throwing Property Away – at an exchange at Mario's house, he is throwing away items that are part of the small claims case

9) Master Bedroom – is a video record of property left behind

10) Trying to Get Onyx – is a video record of minor child's property left behind and Onyx, Kymberlie's dog that Mario would not let her have.

All videos are attached as exhibits. **(Exhibit 1-11)**

Mario states that Kymberlie has "stalked and/or harassed" them on several other occasions, but doesn't list any other dates or give any details. Mario proceeds to refer to Kymberlie's open criminal case as an attempt to validate his ambiguous claims. A pending action and pictures of a diaper bag, recorder, and tracker do not prove Mario's current assertions. The criminal case and photographs (which are not time stamped) originate from September, 2021. Again, clearly does not demonstrate any kind of "emergency". Mario and his attorneys have repeatedly tried to use this argument for over a year now as demonstrative of stalking, behavior issues, mental issues, and proof of Kymberlie's "instability". Yet, the fact they have to keep using old subject matter reveals this is not a current or consistent issue as falsely alleged.

However, this subject matter is set for a preliminary trial on December 12, 2022 and this TPO filing is an attempt to bolster that case.

Next, Mario states that Kymberlie has "engaged in a campaign of harassment" by publishing slanderous remarks on social media against Mario and Kari. First of all, it is a campaign advocating FOR minor child. Secondly, for a remark to be slanderous in nature, it

would have to be false. Kymberlie does allege abuse by Mario and Kari to myself and more unfortunately to minor child. The fact that Mario and Kari filed a false Application for TPO against Kymberlie validates her claims. Mario does not even allow a single phone call between minor child and Kymberlie, that is demonstrative of emotional abuse.

Mario and his attorneys submitting fabricated and altered evidence, intentionally leaving out documents, and then lying about Kymberlie under oath at trial, *that* is harassment. Exhibit 50 of their trial binder is a letter from Kymberlie in regards to visitation. Mario's version has an altered "Electronically Served" stamp of 7/1/2022 3:05 PM **(Exhibit 21)**. The letter is dated June 27, 2022 and was served 6/27/2022 6:18 PM **(Exhibit 22)**. This is done to leave out Kymberlie's actual reply dated July 1, 2022 **(Exhibit 22)**. Exhibit 51, So that Ms. Crome's next letter dated July 5, 2022 appears to be responding to the letter from Kymberlie dated 7/01/2022 **(Exhibit 23)**, but it is in fact the altered 6/27/2022 letter.

Providing an illegible medical document (exhibit 19 in trial binder) regarding minor child's canceled Orthotic appointment and testifying under oath that "Kymberlie is undermining the situation specifically by cancelling a critical appointment for control reasons" and purely as a power play **(Exhibit 24)**. When in fact, Kymberlie sent a letter to Ms. Crome dated and served July 26, 2022 explaining that minor child's specialist moved offices and re-scheduled **(Exhibit 2)**. **Exhibit 25**

This is just a brief example of the harassment and deceit Kymberlie is constantly having to endure by Mario and his attorneys. There are just too many to address in this filing. These were factors in the findings that awarded Mario sole custody. While Mr. Friedman continually proclaims that Kymberlie was not at the "trial", that she is refusing to go to Family First, and refuses to use TalkingParents, it is obviously much more complex. So that Kymberlie would not have adequate time to go through Mario's Exhibit Binder and find all of their shiftiness, she

wasn't given the two (2) exhibit binders until Friday 8/12/2022 with a "trial" on Tuesday 8/16/2022.

Clearly, Kymberlie and minor child are subject to abuse, with minor child the one that suffers the most. #AdvocateForAzlynn

Mario now repeats his earlier lie, "despite the clear and unambiguous order of the Court" to use TalkingParents (nowhere in order filed 10/17/2022), Kymberlie "incessantly" harasses through text and e-mail. Mario and Kari have asked several times for Kymberlie to cease, yet disregards those requests and continues with "relentless messaging". Mario fails to specifically state what the messages were even regarding.

Kymberlie sent one text a day, as she knew this allegation was coming, requesting to be able to talk to minor child, get updates, send pics, see minor child, etc. **(Exhibits 26, 27)**. Emails were pertaining to Down Syndrome of Southern Nevada events and asking if minor child was attending, or other advocacy inquiries **(Exhibit 28)**. The fact that Mario is proud of his non-response demonstrates his lack of emotional intelligence.

Next paragraph goes into the emotional toll Mario and Kari are enduring due to Kymberlie's constant harassment and they are in constant fear. Mario has only made reference to three (3) dates and last year's criminal complaint. Absolutely nowhere in Mario's declaration does he even come close to a timeline, a number of instances, or describes what Kymberlie is specifically doing. Mario states one (1) circumstance and then just infers that it is happening continually. The only thing that Mario and Kari are truly fearful of is the truth.

Mario's remarks of two (2) social media posts as "proof" of his reason to be fearful. Kymberlie does not boast about commonalities with serial killers, only her interest in true crime. It is a huge genre and millions of people are followers. To imply that there is a correlation is just

another desperate attempt to demean Kymberlie. Mario fails to state that Kari is also an avid fan of true crime, in fact Kymberlie had sent her a link to Mr. Ballen, a YouTube channel in this genre.

Mario describes a reel posted by Kymberlie with a voiceover and minor child dancing then "believes" it to be a direct threat to himself and/or Kari. Now Mario is just getting desperate and really reaching. There is no threat and it was not directed at or to anyone. It is merely a post.

The next fabricated statement where Mario says Kymberlie appears outside their home on "several occasions" and refers to exhibit of a social media post (true crime) and pictures of her sitting outside doesn't offer one date of occurrence. How the social media post and this statement connect are not certain. Dates are intentionally left out so it is inferred that the three (3) photos are from separate occasions. This was one occasion on April 18, 2022 and Kymberlie was documenting who was with minor child and performing the parental tasks. It wasn't done secretively nor did Kymberlie interact with them. Presenting this as a recent event is deceptive, and based on the actual date does not validate Mario and Kari's claim of an "emergency" existing. This is a singular event and never happened again. Kymberlie has NEVER been outside Mario's place of employment. That is a blatant lie.

Mario's wrap-up statement of all his previous deceitful allegations is beyond malevolent. Kymberlie's mental state is thriving, which is remarkable considering she is constantly dealing with Mario and his attorney's harassment and attacks. There is no history of stalking, loitering, going to places of employment, and certainly no subliminal threats. Repeating a lie does not make it become truth. There is no history of violence or aggression from Kymberlie, so to conclude that Mario is in constant fear that she will hurt anyone is slanderous.

B. DECLARATION OF KARI

While most of Kari's declaration is a copy and paste from Mario's, I will only address different false assertions. Kari states the first egregious conduct of Kymberlie, that causes her to fear for her safety, is on August 29, 2022 when Kymberlie recorded her Facetime with minor child. Of course, like Mario, she thinks it's all about them. Kari was not even there and it was just Azlynn and Kymberlie talking. Mario and Kari are only fearful of the truth. This is why they have both completely isolated minor child from Kymberlie. This is a very typical behavior pattern of abusers.

This statement by both Mario and Kari and the entire falsified application for TPO is merely done as a legal tactic to tarnish Kymberlie's character before her pretrial on 12/12/2022.

September 24, 2022 was minor child's first day of Fall Miracle League. Mario was not there, again he is abdicating his parenting and that is real and only reason why they are fearful of Kymberlie being around. Absolutely nothing said by either Mario or Kari places focus on minor child and what is in her best interest.

Kari states Kymberlie showing up is "troubling" since the Court has ordered, on several occasions, that Kymberlie is limited to supervised visitations. Then makes a point to say that Kymberlie was in violation of the order.

This argument is one for Supreme Court as none of those orders should exist. The only reason supervised visitation even became an order was based on the same lies and deceitful tactics Mario and his attorneys are using now. Nothing to do with being an unfit parent and certainly nothing to do with minor child's best interests. This entire litigation is focused on demeaning and attacking Kymberlie.

Kari continues her lies by stating Kymberlie "immediately fled with minor child

attempting to lose [her] in the crowd. During this "contemptuous" act Kari witnessed "unusual behaviors", but despite Kymberlie's attempts to evade Kari, she was able to follow Kymberlie and then witnessed "bizarre behaviors". Like Mario, there are no definitions or explanations stating what constituted "unusual" or "bizarre", just use of some trigger words to set them up for future attacks. Not only is all of this a blatant lie, Kymberlie has proof and a witness as she has learned these people are not here for the minor child and will do and say anything to advance their vengefulness **(Exhibits 29, 30)**.

The applications own exhibit 1, demonstrates the scenario given above is not accurate. They are pictures of Kymberlie and minor child playing in the water slide and not another single person around.

The more accurate account of events at the game is as follows: Kymberlie went over and picked up minor child upon her arrival and both Kari & Ellen scoffed. Kari then stated very sarcastically "she (Kymberlie) does have a right to be here". Kymberlie replied "I am her mother, I always have a right". Kari then made reference to Kymberlie only had these rights for this moment in time.

Minor child was extremely excited to see Kymberlie and could not stop hugging her and holding her face and saying "mommy, mommy!" At this point Kymberlie noticed minor child had lost her bottom tooth and asked her about it. Minor child was proud of her lost tooth and said "under pillow". Minor Child then said, with a very proud face, "Mommy, potty". Kymberlie took minor child's hand and they went to the bathroom. As previously alleged, this lack of potty training is medical neglect on Mario's part. Minor child is potty trained with me.

Kari followed into the bathroom and stood outside the stall. Azlynn's pull-up diaper was very full of urine. Kymberlie opened the stall door and asked Kari for a pull-up diaper and Kari replied that she did not have one. Kymberlie was a bit confused and asked why she didn't have

any pull-up diapers. Very aggressively Kari yelled "I don't have ANY on me!" Kymberlie then asked why Kari would not have any pull-up diapers especially when Azlynn's last pull-up diaper was completely full and Kari was aware they were going to the bathroom. Kari in an increasingly more hostile voice yelled "I don't have any on me, I HAVE TO GO GET THEM!"

As Kari began to leave the bathroom a women opened another stall door and looked at Kari as she left in shock, then looked at Kymberlie. Kymberlie said "I know, I'll be asking for your statement regarding this for obvious reasons.....Coach Cassie".

Once Kari brought the new pull-up diaper minor child completed her routine and we washed our hands. Kymberlie was holding minor child as they were leaving the restroom and Kari snidely remarked "You don't wash your hands, huh?!" Kymberlie replied "That shows how often you have taken Azlynn to bathroom here, there is a sink in the stall". Kari made numerous snide remarks that Kymberlie didn't catch as she was focused on Azlynn. Kari became increasingly more hostile when Kymberlie didn't engage with her demeaning remarks.

After leaving the bathroom Kari continued her berating of Kymberlie while she was holding Azlynn. Kymberlie then turned, as Kari and Jeremy were following her, and asked Kari to please not do this here and NOT in from of Azlynn. Kari was unfazed and continued being hostile in front of my daughter and her own son. Kymberlie asked Jeremy "Could you please tell your mom not to do this in front of Azlynn, please?"

Kari then became very antagonistic and started to "check" Kymberlie, again, all while holding Azlynn and in the presence of her own child, while at a softball game for Special Needs Persons. Kari is significantly taller and quite bigger than Kymberlie, so was using her size to try and intimidate. While pushing her left boob into Kymberlie's face Kari tried to provoke her by repetitively asserting "Touch me, Go Ahead and Touch me!!" while she continued to "check" Kymberlie. Kymberlie's extensive therapy has helped her to not engage with these type of

abusers and she was able to walk away towards her mother, Gloria Hurd. Kymberlie asked her mom to make sure she follows her from then on as Kari was being aggressive.

Minor child and Kymberlie were able to have brief connecting moments. Unfortunately, it could not continue in a safe environment for minor child. As Kymberlie attempted to try and place them both away from Kari's abuse, she refused to allow us to have any bonding time, and refused to act civilly.

As Kari's hostility continued to escalate, Kymberlie attempted to apologize to her to neutralize the situation for the sake of minor child. That seemed to provoke her even more. Kari screamed "DON"T TOUCH ME!!" and that she would not accept Kymberlie's apology as that is all she ever does and does not follow it up with any action. Kymberlie asked "what action do you want to see?" Kari still yelling "You need to learn to co-parent!" "Your apologies mean nothing, I am tired of them!" "You need to get help and treatment for your drug addiction and all your other issues!" Kymberlie again asked Kari to not do this while she is holding her daughter and she only wanted peace. Kari refused to calm down and behave in a manner that was respectful of minor child and her best interests. That is when Kymberlie knew, that for minor child's safety, she was going to have to leave.

Kari's aggression has escalated even from minor child's first day of school on 8/08/2022. Where Kari scoffed when Kymberlie picked up minor child to hold and hug her. Kari then proceeded to show Kymberlie her engagement ring and state how she would be Azlynn's step-mom and that she has more parental rights than Kymberlie does and will soon have all of her parental rights. Mario was there that day, but did nothing to de-escalate the situation or Kari's hostility. This was all done while Kymberlie is holding minor child at school and in front of her teachers, aid and other staff and students.

Clearly the aforementioned demonstrates the kind of abuse that Kymberlie is alleging.

Both these accounts of Kari's hostility and my concerns regarding the minor child's safety were discussed in a letter to all of Mario's attorneys on 9/26/2022 **(Exhibit 31).** Kymberlie never received a response and believes this is one reason for the fictitious filing of this Application for TPO.

The section that states Kymberlie's affinity of serial killers and true crime, addressed above, goes on to very inaccurately state that Kymberlie has openly shared that she has dreamt of slitting Kari's throat. Kymberlie is truly amazed at the level of deceit Mario and Kari are willing to go to. This is shown in exhibit 6 of application and is a picture of text messages between Mario and Kymberlie from January 22, 2021. A dream that was had nearly 2 years ago during a time Kymberlie found out about the 1.5 years long affair going on behind her back by Kari and Mario hardly constitutes "openly shared".

Kymberlie truly wonders what Mario and Kari are hiding if they are this desperate to disparage her. Kari describes an incident at a stop light that then becomes a catapult of lies for Mr. Friedman. Kari says Kymberlie taunts her by making a point to get her attention at stop lights so Kymberlie can "deviously smile and wave" at her. Kymberlie did happen to be next to Kari at a light one random time. This is **not** a recent event and was sometime several months ago. While Kymberlie doesn't remember exactly when, she most likely did smile and wave, but it was not with ill intent as Kari suggests. Kymberlie doesn't have that darkness in her heart and holds no animosity or resentment with anyone.

I do find it quite silly that even a friendly gesture with these people turns into a ridiculously overblown and extensively lied about event. In the hearing Mr. Friedman says "so obviously pulling up next to Mr. Opipari and Ms. Anderson routinely, smirking and smiling and these aren't coincidental run ins, there repeated, there persistent. It's an engrossing pattern of stalking and harassment". [VT 1:26:18]

Now, nobody is able to come up with a single date of this occurrence or any other, but it is "persistently" happening. What Mario, Kari nor Mr. Friedman disclose is that this happened right in front of Kymberlie's residence. Kari, was in fact, driving right in front of Kymberlie's apartment. Mr. Friedman goes on to lie about this scenario quite extensively and completely makes up one lie after next. It is absolutely the definition of abuse and harassment what Mr. Friedman, Mario, and Kari are doing to Kymberlie and more importantly, Azlynn!

Kari has never tried to maintain a respectful and cordial relationship with Kymberlie as she claims. Kari clearly doesn't place the best interests of minor child before her own. It truly concerns Kymberlie what and how Kari treats minor child. Minor child is at an increased risk of abuse due to the nature of her disability, Down Syndrome. It is unbelievable to Kymberlie that anyone would go to such great lengths to isolate a mother from her daughter. What are Mario and Kari doing? What are Mario and Kari hiding?

Kari states that Kymberlie has antagonized her since day 1 going as far as to physically attack her. Day one Kari was Mario's mistress and they lied and cheated for two summers, 2019 and 2020. The physical attack was back on 2/22/2021 when Kymberlie was moving out of her house. There was no reason for Kari to be there at all, but she stayed to cause chaos. The altercation took place upstairs in Kymberlie's bedroom, where Kari had no place or right to be. Kymberlie and her friends where breaking down her furniture and packing. Kari went out of her way to block Kymberlie and create an altercation. In fact, it was Kari who antagonized and provoked. Kymberlie actually tried to get a restraining order but was denied. Kari trying to incorporate this incident as a reason to get a TPO nearly two (2) years later is repulsive. Kymberlie has attached the TPO application, photos, voicemail, and video **(Exhibits 32, 33, 34, 35).**

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The fact that Mr. Friedman in open court, and Mario and Kari under penalty of perjury in their Declarations all completely lie about everything, has Kymberlie highly concerned for minor child's safety and well-being. Most egregious is the blatant lie about the contents on the thumb drive. It is painfully obvious that minor child is in a very toxic and volatile environment.

C. HEARING

The hearing starts by the Court explaining it cannot hear protective orders that are not related by blood, or marriage, or who do not have children, or in a relationship. The Court does not have jurisdiction over Kari Anderson. [VT 1:21:02] The Court also cannot hear applications for two (2) applicants. Kari would have to file separately and in Justice Court. [VT 1:21:26]

Mr. Friedman states "with what was going on he just tried to get something in front of the Court". [VT 1:21:41] Mr. Friedman goes on to say that Adverse Party filed an appeal and that divests jurisdiction in these matters. [VT 1:22:26] The Court says it read through everything and just are not sure how they get to Domestic Violence on this. [VT 1:22:26]

Mr. Friedman's most egregious fabrication that "sending in the mail to him (Mario) a hard drive containing a series of surreptitious recordings and surveillance footage". [VT 1:23:01] Mr. Friedman goes on to completely fabricate all details regarding this. Doesn't address that it was part of exhibits in a Henderson Justice Court small claim case and maliciously gives a false account of the contents. Which is discussed in detail above.

The next series of lies is regarding all the "smirking and smiling" Kymberlie does when she is pulling up to both Mario and Kari. That scenario has never happened, hence why Mario could not come up with any times frames or dates. Mario proceeds to say that Kymberlie is verbally abusing both him and Kari. [VT 1:25:45] Kymberlie is very curious how this is

supposedly being done when she has not been allowed to speak to her daughter on the phone for **84** days now.

Mario states that Kymberlie's social media posts are aimed at them without mentioning their names and since she owns a gun, they are both worried for their safety. [VT 1:26:10] That is just ridiculous logic and is not substantiated by anything credible. Kymberlie does own a gun, but due to the current volatile conditions and deceitful nature of all involved with Mario, it has been in a gun safe at a family member's house.

The Court questions Mario's testimony about Kymberlie and states it was under the impression that Counsel was suggesting a pattern of her showing up when they were driving. [VT 1:26:18] That is when Mr. Friedman cuts in and said it's "disconcerting" for Mario to speak as he is not an attorney. [VT 1:26:25] The Court was asking for Mario to testify as to all the "acts" of Kymberlie driving up on Mario and Kari and Mario was unable to describe a single event.

The rest of the hearing Mr. Friedman continues to increase his fabricated version of events with severity and timing. He reiterates the photographs of the tracker and thumb drive and the video recordings of Kymberlie surveilling them without their knowledge. Again, a blatant intentional misrepresentation to the Court.

The true intentions of Mr. Friedman's request for TPO are revealed later in the hearing. While fabricating the events of minor child's Miracle League game on 9/24/2022, Mr. Friedman states how Kymberlie is in direct violation of the Court order. Mr. Friedman says Kymberlie takes the child and walks away, and Kari has to follow her around as there is nothing else Kari can do. Basically, Mr. Friedman and Mario, are trying and have cut Kymberlie completely out of minor child's life to be replaced by Kari.

This TPO was nothing more than side stepping the Supreme Court and getting protections for Kari against Kymberlie's parental rights. Mario is not parenting minor child, Kari is, and that is precisely why they are fearful of Kymberlie, because they are fearful of the truith. Mario has abdicated his parenting responsibilities and minor child is suffering for it.

Minor child has been in the high quality and compassionate care of her mother for 5.5 years until Ms. Crome, Mario's other attorney, pulled a similar unethical, unlawful maneuver. Mario does not want to parent minor child, he just doesn't want Kymberlie to. Kari has been doing all the parenting while Mario slowly takes all of Kymberlie's rights and access to minor child away.

Minor child has significantly regressed in Mario's custody and is being emotionally abused and emotionally neglected. Minor child has gone from being in the care of one loving parent, to no parents. The whole "stalking" defense is used to keep Kymberlie away from the truth. Kymberlie is ONLY interested in minor child and her safety. When anyone goes to these great of lengths to keep the protective parent from their child, that is a huge Red Flag for abuse.

This fictitious Application for TPO was partially done in response to correspondence sent to Kymberlie from Mr. Friedman on 11/10/2022 and Kymberlie's response on 11/12/2022. This was about intimidation and enforcing an order that is on Appeal. The process is lengthy, so Mr. Friedman chose to side step Supreme Court and file a fictitious application for TPO.

Kymberlie's Docketing Statement was filed the same week Mr. Friedman, Mario and Kari filed this application and knowing Fast Track Statement was due 11/30/2022. This has been a tactic of Mario's counsel for over a year now. Overwhelm Kymberlie with various services/filings and take advantage of her being self-represented. Then use her lack of knowledge of the law and inability to keep up as legitimate avenues to maintain custody of minor child. They are only interested in the "win" despite the devastating negative effects on then

minor child.

Kymberlie is not an attorney nor does she desire to be one. Kymberlie is being forced to figure this process out to protect minor child. The more Kymberlie does, learns, and pursues minor child's protection from her abusers, the more Kymberlie herself is attacked.

Mario nor his counsel wish for minor child to maintain any kind of relationship with her mother. Not allowing telephone conversations between minor child and her mother for over **84** days is not acting in minor child's best interest, but to isolate and control. Family First and TalkingParents arguments fail here as neither have anything to do with being able to talk to each other over the telephone.

I have sent numerous letters to counsel and am ignored, with the exception of the one response dated 11/10/2022. They are terminating all of mother's rights and giving them to Kari. I have written on the following dates: 9/26/2022, 10/27/2022, 11/10/2022, 11/12/2022, 11/23/2022, 11/28/2022, 12/02/2022, 12/08/2022 **(Exhibits 37)**

Counsel has only responded once on 11/10/2022. **(Exhibits 38)**

Mario did not even have minor child call Kymberlie on her birthday 12/06/2022. These are not the actions of a parent placing their child's needs as a priority. This is nothing more than a game to them. No empathy, no compassion, and no regard for minor child and what is best for her. Instead, they are taking advantage of little girl with Down Syndrome that cannot effectively communicate and advocate for herself.

III. LEGAL ARGUMENT

While the Court expresses it does not have jurisdiction over co-applicant and can only hear and issue orders over one person, and that person being Mario Opipari, the Court still mostly considers the allegations of Kari Anderson. Somehow, even the name and address of

Kari Anderson's ex-husband, Jason Anderson, is a part of the TPO. Kari is not even a witness at the hearing and Mr. Friedman proceeds to give testimony on her behalf.

Also, Court makes a finding of harassment, based on attorney's arguments, but primarily grants TPO based on loitering and driving around smirking, neither of which are considered DV. The Court accepts counsel's argument that Kymberlie is persistently driving up on Mario and Kari even though nobody can come up with a single date. The Court cannot take an attorney's argument as findings of fact.

> "It has long been a recognized rule of law that any statement or argument made by counsel before the trier of facts, concerning the fact of a case, cannot be regarded as evidence." *Manuela H. v. Eighth Judicial Dist. Court of State*, 365 P.3d 497, 502 (Nev. 2016)

NRS 33.018 Acts which constitute domestic violence; exceptions.

1. Domestic violence occurs when a person commits one of the following acts against or upon the person's spouse or former spouse, any other person to whom the person is related by blood or marriage, any other person with whom the person has had or is having a dating relationship, any other person with whom the person has a child in common, the minor child of any of those persons, the person's minor child or any other person who has been appointed the custodian or legal guardian for the person's minor child:
   (a) A battery.
   (b) An assault.
   (c) Coercion pursuant to NRS 207.190.
   (d) A sexual assault.
   (e) A knowing, purposeful or reckless course of conduct intended to harass the other person. Such conduct may include, but is not limited to:
      (1) Stalking.
      (2) Arson.
      (3) Trespassing.
      (4) Larceny.
      (5) Destruction of private property.
      (6) Carrying a concealed weapon without a permit.
      (7) Injuring or killing an animal.
      (8) Burglary.
      (9) An invasion of the home.
   (f) A false imprisonment.
   (g) Pandering.
2. The provisions of this section do not apply to:
   (a) Siblings, except those siblings who are in a custodial or guardianship relationship with each other; or
   (b) Cousins, except those cousins who are in a custodial or guardianship relationship with each other.
3. As used in this section, "dating relationship" means frequent, intimate associations primarily characterized by the expectation of affectional or sexual involvement. The term does not include a casual relationship or an ordinary association between persons in a business or social context.

The facts of this case have been intentionally and maliciously been falsified as to harass Kymberlie. Mario and Kari knowingly completed false Declarations. While Mr. Friedman fabricated all his arguments to the Court. The most egregious of these fabrications is the contents of the thumb drive and reason it was sent to Mario.

> **NRS 33.660 Unlawful to file verified application for order which person knows or has to know is false or misleading or with intent to harass adverse party; penalty.**
> 1. A person shall not file a verified application for an emergency or extended order:
>   (a) Which the person knows or has reason to know is false or misleading; or
>   (b) With the intent to harass the adverse party.
> 2. A person who violates the provisions of subsection 1 is guilty of a misdemeanor.

> **EDCR 5.710 (a)(6)** The applicant may be ordered to pay all costs and fees incurred by the adverse party if by clear and convincing evidence it is proven that the applicant knowingly filed a false or intentionally misleading affidavit.

IV. CONCLUSION

There have been no act of Domestic Violence by Kymberlie. Harassment and Stalking are not substantiated by the record or by the testimony. There is no imminent threat of harm, or "threat of violence" as Kymberlie has never committed any such acts.

This TPO was based on a fictitious Application for TPO and intentional misleading arguments of counsel. For the reasons stated above, the TPO should be dissolved and appropriate penalties applied for knowingly filing a false and misleading application for order with intent to harass Respondent.

The Respondent requests the following relief:

1. To Dissolve the Temporary Protective Order Against Domestic Violence that was filed on November 23, 2022;
2. For Petitioner, Mario Opipari to be held in Contempt for committing the Act of Perjury;

3. For Co-Applicant, Kari Anderson to be held in Contempt for committing the Act of Perjury;
4. For Sanctions to be imposed;
5. Such other and further relief as this Court deems just and proper in the premises.

DATED this 9th day of December, 2022.

Submitted by:

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Respondent, In Proper Person

DECLARATION IN SUPPORT OF MOTION

I Kymberlie Joy Hurd declare, under penalty of perjury:

a. I am over the age of 18 years and am the Respondent in this action.

b. I have personal knowledge of the facts contained herein, and I am competent to testify thereto.

c. I have read the foregoing **Respondent's Motion To Dissolve Temporary Protection Order Against Domestic Violence, For Applicant To Be Held In Contempt, And For Sanctions To Be Imposed**, and the factual averments it contains are true and correct to the best of my knowledge, except as to those matters based on information and belief, and as to those matters, I believe them to be true. Those factual averments contained in the referenced filing are incorporated here as if set forth in full.

d. Any Exhibit(s) in support of this Motion will be filed separately in an Exhibits Appendix.

DATED this 9th day of December, 2022.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Respondent, In Proper Person

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9th day of December, 2022, pursuant to NRCP 5 and NEFCR 9, served a true and correct copy of the foregoing **Respondent's Motion To Dissolve Temporary Protection Order Against Domestic Violence, For Applicant To Be Held In Contempt, And For Sanctions To Be Imposed** via electronic service through the Eighth Judicial District Court's electronic filing system, and by courtesy copy sent to email address(s) on file:

Chaka Crome, Esq.
Crome Law firm
chaka@cromelawfirm.com; clfefile@cromelawfirm.com;

Matthew H. Friedman, Esq.
Christopher B. Phillips, Esq.
Ford & Friedman
tracy@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com
cbrown@fordfriedmanlaw.com; susan@fordfriedmanlaw.com
mfriedman@fordfriedmanlaw.com

DATED this 9th day of December, 2022.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd

EXHIBIT 49

Electronically Filed
12/9/2022 8:41 PM
Steven D. Grierson
CLERK OF THE COURT

EXHS
KYMBERLIE JOY HURD
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Defendant, In Proper Person

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION, CLARK COUNTY, NEVADA

MARIO OPIPARI Petitioner, vs. KYMBERLIE JOY HURD Respondent.	Case No.: T-22-229781-T Dept. No.: R Date of Hearing: _____ Time of Hearing: _____ Courtroom: _____ Hearing Requested: Yes

EXHIBIT APPENDIX IN SUPPORT OF RESPONDENT'S MOTION TO DISSOLVE TEMPORARY PROTECTION ORDER AGAINST DOMESTIC VIOLENCE, FOR PETITIONER TO BE HELD IN CONTEMPT, AND FOR SANCTIONS TO BE IMPOSED

Kymberlie Joy Hurd, Respondent In Proper Person, submits the following exhibits in support of **Respondent's Motion To Dissolve Temporary Protection Order Against Domestic Violence, For Petitioner To Be Held In Contempt, And For Sanctions To Be Imposed**. I understand that these are not considered substantive evidence in my case until formally admitted into evidence.

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DATED this 9th day of December, 2022.

Submitted by:

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Respondent, In Proper Person

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9th day of December, 2022, pursuant to NRCP 5 and NEFCR 9, served a true and correct copy of the foregoing **Exhibit Appendix In Support Of Respondent's Motion To Dissolve Temporary Protection Order Against Domestic Violence, For Petitioner To Be Held In Contempt, And For Sanctions To Be Imposed** via electronic service through the Eighth Judicial District Court's electronic filing system, and by courtesy copy sent to email address(s) on file:

Chaka Crome, Esq.
Crome Law firm
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Matthew H. Friedman, Esq.
Christopher B. Phillips, Esq.
Ford & Friedman
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mfriedman@fordfriedmanlaw.com

DATED this 9th day of December, 2022.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd

EXHIBIT 1

HU 0519

AUDIO FILE
AUDIO_2021.02.14_KICKEDOUT.P4A

EXHIBIT 2

VIDEO
AZLYNN'S ROOM PROPERTY LEFT BEHIND

HU 0522

EXHIBIT 3

VIDEO
COMPUTER BROKEN SCREEN

HU 0524

EXHIBIT 5

VIDEO
DOWNSTAIRS

EXHIBIT 6

VIDEO
GETTING ONYX_2021.07.25

EXHIBIT 7

VIDEO
MARIO BRINGING STUFF_2021.07.25

EXHIBIT 8

VIDEO
MARIO LEAVING PROPERTY ON STREET

HU 0532

EXHIBIT 9

VIDEO
MARIO THROWING PROPERTY AWAY

HU 0534

EXHIBIT 10

VIDEO
MASTER BEDROOM

EXHIBIT 11

VIDEO
TRYING TO GET ONYX

HU 0538

EXHIBIT 12

Electronically Filed
10/26/2021
CLERK OF THE COURT

COURT CODE: ATPOV

☒ DISTRICT COURT

☐ JUSTICE COURT IN THE TOWNSHIP OF _____

CLARK COUNTY, NEVADA

Kymberlie Joy Hurd Applicant, vs. Mario Vincent Opipari Adverse Party.	Case No.: T-21-218655-T Dept: R

AMENDED TEMPORARY PROTECTION ORDER AGAINST DOMESTIC VIOLENCE

Expiration: This order was issued by the court on 10/26/2021 and will expire on 12/9/2021 at 11:59 p.m. unless the court orders otherwise.

Notice of Hearing to Extend:

☐ There will be a hearing to determine whether to extend this order on: N/A at N/A ☐a.m. ☐p.m. at the court listed above. **If you do not attend, the court may rule against you.**

☒ There is no hearing scheduled.

Protected Parties: The following persons are protected under this order:

Applicant:	Kymberlie *(first)*	Joy *(middle)*	Hurd *(last)*	
Child:	N/A *(first)*	N/A *(middle)*	N/A *(last)*	N/A *(DOB)*
Child:	N/A *(first)*	N/A *(middle)*	N/A *(last)*	N/A *(DOB)*
Child:	N/A *(first)*	N/A *(middle)*	N/A *(last)*	N/A *(DOB)*
Child:	N/A *(first)*	N/A *(middle)*	N/A *(last)*	N/A *(DOB)*

Applicant filed a verified application for protective order. The Court has jurisdiction over this matter. *See* NRS 33.010, *et seq*. The Court finds domestic violence has occurred and/or there is a threat of domestic violence. Accordingly and good cause appearing, it is the ORDER of the Court that the following orders apply to the Adverse Party:

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P.E.0109
HU 0540

1. ☒ **YOU ARE PROHIBITED** from threatening, physically injuring, or harassing the Applicant and/or the minor child(ren) either directly or through an agent (someone acting on your behalf).

2. ☐ **YOU ARE PROHIBITED** from selling, damaging, destroying, giving away, or otherwise disposing of, or tampering with, any property owned by the Applicant, or in which Applicant has an interest.

3. ☒ **YOU ARE ORDERED:**

   ☐ to not contact the adult protected party at all in any way, including but not limited to in person, by phone/text, by email, or through social media.

   ☒ to contact the adult protected party **for parenting issues only** by:

   ☐text ☐ email ☐ phone calls ☐ in writing ☒ other: Talking Parents

4. ☐ **YOU ARE ORDERED:**

   ☐ to not contact the minor children at all in any way, including but not limited to in person, by phone/text, by email, or through social media.

   ☐ to contact the children only by:

   ☐ text ☐ email ☐ phone calls ☐ in writing ☐ other: N/A

5. ☒ **YOU ARE ORDERED** to stay 100 yards away from Applicant's current residence located at:

   ☐ **CONFIDENTIAL**.

   ☒ the following address:

   1160 Drowsy Water Court
   Address

   Henderson NV — Clark
   City, State, Zip Code — County

   ☐ This is a complex/property/trailer park; the entire complex/property/trailer park is protected.

   or any other place that Applicant may reside. You shall not interfere with Applicant's possession and use of the residence, including utilities, phones, leases and other related residential services.

6. ☐ A law enforcement officer located within the jurisdiction of the residence listed below shall on **ONE OCCASION ONLY** accompany ☐ Applicant or ☐ Adverse Party to:

   N/A

HU 0541

Address
N/A

City, State, Zip Code

N/A

County

and shall stand by while ☐ Applicant or ☐ Adverse Party obtains clothing, toiletries, and the following additional items: N/A

Any property in dispute shall remain in the residence unless it is specifically identified in this order.

7. ☐ **YOU ARE ORDERED** to stay 100 yards away from these place(s) of employment or any other place that Applicant may be employed. **YOU ARE PROHIBITED** from any contact whatsoever with these place(s) of employment in person, by telephone, mail, or any other means of communication.

☐ **CONFIDENTIAL**.

N/A Employer	N/A Employer
N/A Address	N/A Address
N/A City, State, Zip Code N/A County	N/A City, State, Zip Code N/A County

8. ☐ **YOU ARE ORDERED** to stay 100 yards away from the Applicant's and/or minor child(ren)'s school(s)/day care, including, but not limited to, the places listed below:

☐ **CONFIDENTIAL**.

N/A School/Day Care Name	N/A School/Day Care Name
N/A Address	N/A Address
N/A City, State, Zip Code N/A County	N/A City, State, Zip Code N/A County

9. ☒ **YOU ARE ORDERED** to stay 100 yards away from the following places frequented regularly by Applicant and/or the minor child(ren):

Central Christian Church Location Name	N/A Location Name

101 New Beginnings Dr #101		N/A	
Address		Address	
Henderson NV	Clark	N/A	N/A
City, State, Zip Code	County	City, State, Zip Code	County

10. ☒ The court, having jurisdiction under and meeting the requirements of Chapter 125A of the Nevada Revised Statutes (UCCJEA), makes the following orders concerning the following minor child(ren) of the parties:

Child:	Azlynn	Harlie	Opipari	05/19/16
	(first)	*(middle)*	*(last)*	*(DOB)*
Child:	N/A	N/A	N/A	N/A
	(first)	*(middle)*	*(last)*	*(DOB)*
Child:	N/A	N/A	N/A	N/A
	(first)	*(middle)*	*(last)*	*(DOB)*
Child:	N/A	N/A	N/A	N/A
	(first)	*(middle)*	*(last)*	*(DOB)*

☐ Applicant is granted temporary custody of the minor child(ren) with no visitation to the Adverse Party.

☐ Applicant is granted temporary custody of the minor child(ren) with the following visitation granted to the Adverse Party: N/A

☒ Custody, visitation, and support of the minor child(ren) of the parties shall remain as ordered in the Decree of Divorce/Order entered between the parties in case number D622669 in Clark County in the State of Nevada, with all child exchanges to take place at the HPD Substation on Green Valley Parkway, Henderson NV.

11. ☐ **YOU ARE PROHIBITED**, either directly or through an agent, from physically injuring or threatening to injure any pets/animals owned or kept by the Applicant, the minor child(ren), or you.

12. ☐ **YOU ARE PROHIBITED**, either directly or through an agent, from taking possession of any pets/animals owned or kept by the Applicant or the minor child(ren).

13. ☐ The following provisions and conditions are made part of this order:

N/A

N/A

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P.E.0112
HU 0543

N/A

N/A

N/A

IT IS FURTHER ORDERED that a copy of this order and the verified application for protection order against domestic violence shall be transmitted directly to the applicable sheriff's office or constable, who will promptly attempt to serve the transmitted documents upon the Adverse Party, and upon service, file a return of service form with the court.

If you want to dispute this order or have it changed, you can request a hearing by filing a written request with this court. Court staff will give you information about how to file your request. The court will set a hearing on your request as quickly as possible.

VIOLATION OF THIS ORDER IS A CRIME

You, the Adverse Party, are notified that you can be arrested for violating this order. You can be arrested even if the person who obtained this order invites or allows you to contact him or her. You have the sole responsibility to avoid or refrain from violating the terms of this order. A violation includes but is not limited to contact in the form of verbal, electronic, and social media communications.

You are further notified of the penalty for violation of an order. A person who intentionally violates:

(1) A temporary order is guilty of a misdemeanor.

Each act that constitutes a violation of the temporary or extended order may be prosecuted as a separate violation of the order. (NRS 33.100)

If you are arrested for violating this order, you will not be admitted to bail sooner than 12 hours after your arrest if:

(1) The arresting officer determines that such a violation is accompanied by a direct or indirect threat of harm;

(2) You have previously violated a temporary or extended order for protection; or

(3) At the time of the violation or within 2 hours after the violation, you have:

(I) A concentration of alcohol of 0.08 or more in your blood or breath; or

(II) An amount of a prohibited substance in your blood or urine, as applicable, that is equal to or greater than the amount set forth in subsection 3 or 4 of NRS 484C.110.

(NRS 33.030(5)).

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P.E.0113
HU 0544

Penalty for violation of a custody order: The abduction, concealment, or detention of a child in violation of this order is punishable as a Category D Felony as provided in NRS 193.130. NRS 200.359 provides that every person having a limited right of custody to a child or any parent having no right of custody to the child who willfully detains, conceals or removes the child from a parent, guardian or other person having lawful custody or a right of visitation of the child in violation of an order of this court, or removes the child from the jurisdiction of the court without the consent of either the court or all persons who have the right to custody or visitation is subject to being punished for a category D felony as provided in NRS 193.130.

Under federal law, this protection order is valid and enforceable in all 50 states, the District of Columbia, U.S. Territories, and Indian Nations (18 USC § 2265.) If you travel across state or tribal land with the intent to injure the Applicant or violate this order and then do so, you may be convicted of committing a federal crime (18 USC § 2261.) Possession, shipment, transportation, or receipt of a firearm or ammunition while this order is in effect may constitute a felony under federal law and is punishable by a fine up of up to $250,000 and/or a prison sentence of up to ten (10) years (18 USC § 922.).

Only the court can change this order.

ORDER TO LAW ENFORCEMENT

(A) Any law enforcement officer who has probable cause to believe a violation of any provision of this order has occurred is ordered to arrest the Adverse Party. Such party is to be charged with a criminal violation of this order, in addition to any other criminal charges that may be justified.

(B) If such law enforcement officer cannot verify that the Adverse Party was served with a copy of the application and order, the officer shall inform the Adverse Party of the following:

(1) the specific terms of this order;

(2) that the Adverse Party now has notice of the provisions of this order;

(3) that a violation of this order will result in the Adverse Party's arrest;

(4) the location of the court that issued the original order and the hours during which the Adverse Party can obtain a copy of this order; and

(5) the date and time set for a hearing on an application for an extended order, if any.

The law enforcement officer shall then provide written proof of notice to the officer's agency and to the court.

All fees are deferred.

Dated: This 26th day of October, 2021

Judge/Hearing Master

EXHIBIT 13

VIDEO
ALTERCATION INCIDENT 10/22/2021

EXHIBIT 14

ORIGINAL

OTS
Mario Opipari
1801- A N. Boulder Hwy
Henderson, NV 89011
702-348-4960
In Proper Person

FILED

2015 JUL 22 A 8:24

MUNICIPAL COURT
CITY OF HENDERSON
[signature] CLERK

HENDERSON MUNICIPAL COURT
CLARK COUNTY, NEVADA

In the Matter of the Application of,

MARIO OPIPARI

ID#: 1629480

For an Order to Seal Records

CASE NO:

DEPT NO:

ORDER TO SEAL RECORDS

Pursuant to the Petition of **MARIO OPIPARI**, the Petitioner, and the Stipulation to seal records by and Between Petitioner and the City Attorney for the City of Henderson, Clark County, Nevada, and the Court finding that the statutory requirements of NRS 179.245 and/or 179.255 are satisfied, and good cause appearing therefore:

IT IS HEREBY ORDERED that the following records relating to misdemeanor charges filed in the Henderson Municipal Court be sealed:

Henderson Police DR#:	**01-05118**
Date of Arrest:	**March 11, 2001**
Charge:	**Batt Domestic Viol**
Court Case#:	**75424511-1**
Final Disposition:	**Batt Domestic Viol**
Date of Final Disposition:	**March 12, 2001**

I hereby certify that this [illegible] true copy of the original on file at the Henderson Municipal Court, Clark County, Nevada

Date: 7/22/15

Clerk: [signature]

HU 0549

Henderson Police DR#:	**00-26903**
Date of Arrest:	**December 31, 2000**
Charge:	**DUI Liquor**
Court Case#:	**75409841-1**
Final Disposition:	**DUI**
Date of Final Disposition:	**March 21, 2001**

A copy of this Order shall be sent by petitioner to each public or private company, agency or official of the State of Nevada, including but no limited to, Henderson Police Department Records Division and the Office of the City Attorney Henderson, Nevada as named in the Petition, and such organizations or individual shall seal the records in its custody which relate to the matters contained in this Order, shall advise the Court of its compliance, and shall then seal the Order. All proceedings recounted in the sealed records are deemed never to have occurred, and Petitioner may properly answer accordingly to any inquiry concerning the sealed arrest, conviction or acquittal.

DATED this 8th day of June, 20 15

MUNICIPAL COURT JUDGE

Filed by:

MARIO OPIPARI

Approved as to form and content:

JOSH M. REID
HENDERSON CITY ATTORNEY

By:

Bar Number : 10859

I hereby certify that this report is a true copy of the original on file at the Henderson Municipal Court, Clark County, Nevada

Date: 7/22/15

Clerk: AM

HU 0550

EXHIBIT 15

ORIGINAL

Electronically Filed
05/19/2010 05:22:08 PM

CLERK OF THE COURT

ORDR
LAW OFFICES OF REBECCA L. BURTON, P.C.
Rebecca L. Burton, Esquire
Nevada Bar Number 004551
801 South Sixth Street
Las Vegas, Nevada 89101
Telephone: (702) 676-1065
Facsimile: (702) 629-4687
Email: rebecca@rlburtonlaw.com
Attorney for Plaintiff
Heather Opipari

DISTRICT COURT

CLARK COUNTY, NEVADA

HEATHER OPIPARI, Plaintiff, vs. MARIO OPIPARI, Defendant.	CASE NO. D-10-424765-D DEPT NO. E Date of Hearing: 03/24/10 Time of Hearing: 9:00 a.m.

ORDER

THIS MATTER having come before the Court on Plaintiff, Heather Opipari's *Motion for Exclusive Possession of Residence, to Establish Primary Physical Custody to Plaintiff, Specified Visitation to Defendant, Statutory child Support, for the Parties Share Child Care Costs Through September 2010, for Award of Fees and Costs, and Related Relief* and on Defendant, Mario Opipari's *Opposition* thereto and *Countermotion to Establish Custody, Child Support, and Other Related Relief;* Heather present with counsel, Rebecca L. Burton, Esquire, of the Law Offices of Rebecca L. Burton, P.C.; Mario present with counsel, Daniel W. Anderson, Esquire, of Mills & Mills, L.L.C.; the Court having reviewed the pleadings and papers on file herein, having heard the argument of counsel, and good cause appearing therefor

MC

HU 0552

Law Offices of Rebecca L. Burton, P.C.
801 South Sixth Street, Las Vegas, Nevada 89101

IT IS HEREBY ORDERED that based upon stipulation of the parties, the *Temporary Protective Order* in Case No. T-123716 shall be dissolved and a *Behavior Order* shall be in effect.

IT IS FURTHER ORDERED that based upon stipulation of the parties, Mario is residing with his girlfriend and the parties have agreed to participate in mediation. Accordingly, without prejudice to either party's arguments at Trial, Mario shall have parenting time with the parties' minor child on Mondays and Tuesdays. Mario may have overnight contact at his mother's home.

IT IS FURTHER ORDERED that, based upon the minor child's residence in the State of Nevada, which is located within the United States of America, pursuant to **NRS 125.510 (7) and (8)**, the terms of the Hague Convention of October 25, 1980, adopted by the 14th Session of the Hague Conference on Private International Law, are applicable to the parties as follows:

> Section 8: If a parent of the child lives in a foreign country or has significant commitments in a foreign country:
>
> (a) The parties may agree, and the Court shall include in the Order for custody of the child, that the United States is the country of habitual residence of the child for the purposes of applying the terms of the Hague Convention as set forth in Subsection 7.
>
> (b) Upon motion of the parties, the Court may order the parent to post a bond if the Court determines that the parent poses an imminent risk of wrongfully removing or concealing the child outside the country of habitual residence. The bond must be in an amount determined by the Court and may be used only to pay for the cost of locating the child and returning him to his habitual residence if the child is wrongfully removed from or concealed outside the country of habitual residence. The fact that a parent has significant commitments in a foreign country does not create a presumption that the parent poses an imminent risk of wrongfully removing or concealing the child.

IT IS FURTHER ORDERED that pursuant to **NRS 125.510(6)**, the parties are notified as follows:

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

IT IS FURTHER ORDERED that pursuant to **NRS 125C.200**, the parties are notified as follows:

> If custody has been established and the custodial parent intends to move his or her residence to a place outside of the state and to take the minor children with him or her, the custodial parent must, as soon as possible and before the planned move, obtain the written consent of the non-custodial parent to move the children from the state. If the non-custodial parent refuses to give that consent, the custodial parent shall, before he or she leaves the state with the children, petition the court for permission to move the children. The failure of a parent to comply with the provisions of this section may be considered as a factor of if a change of custody is requested by the non-custodial parent.

IT IS FURTHER ORDERED that based upon stipulation of the parties, Mario shall pay child support to Heather in the amount of $468 per month.

IT IS FURTHER ORDERED that pursuant to NRS 31A.025 to 31A.240, inclusive, a party responsible to pay child support is hereby notified that child support payments shall be subject to wage assignment by his or her employer should he or she become more than thirty days delinquent in said child support payments.

IT IS FURTHER ORDERED that pursuant to NRS 125B.145, the parties are hereby notified that child support shall be reviewed at any time upon a showing of changed circumstances, or every three years.

IT IS FURTHER ORDERED that each party shall submit the information required in NRS 125B.055(3), NRS 125.130 and NRS 125.230 on a separate form to the Court and the Welfare Division of the Department of Human Resources within ten days from the date this *Order* is filed. Such information shall be maintained by the Clerk in a confidential manner and not part of the public record. The parties shall update the information filed with the Court and the Welfare Division of the Department of Human Resources within ten days should any of that information become inaccurate.

IT IS FURTHER ORDERED that based upon stipulation of the parties, Heather shall continue to provide health insurance for the parties' minor child. Heather and Mario shall equally divide the cost of the health insurance premium and all uncovered health care expense incurred on behalf of the parties' minor child.

IT IS HEREBY ORDERED that based upon stipulation of the parties, Heather shall have exclusive possession of the marital residence located at 775 Corona Run Avenue, Las Vegas, Nevada.

IT IS FURTHER ORDERED that based upon stipulation of the parties, Heather and Mario shall each stop using the Joint Chase Checking Account No. 1315 which shall be closed. Each party will open their own individual checking account.

IT IS FURTHER ORDERED that based upon stipulation of the parties, the funds in Heather's Chase Savings Account No. 7973 shall be frozen pending further order of this Court.

IT IS FURTHER ORDERED that based upon stipulation of the parties, Heather and Mario shall each stop using the Joint Chase Disney Visa No. 2398.

IT IS FURTHER ORDERED that based upon stipulation of the parties, Heather and Mario shall cooperate to separate their cell phone coverage so that each party is responsible for their own cell phone expenses. Heather is to keep the current plan, and Mario is to obtain his own plan.

IT IS FURTHER ORDERED that Heather and Mario shall each be responsible for the cost of the vehicle insurance premium for the vehicle in their present possession.

IT IS FURTHER ORDERED that given the potential discrepancies in the parties' respective *Financial Disclosure Form* and based upon the information the Court has today, Heather shall be responsible for 75% of the daycare/preschool costs and Mario shall be responsible for 25% of the daycare/preschool costs.

IT IS FURTHER ORDERED that this matter is set for the mediation return on May 13, 2010 at 11:00 a.m.

IT IS FURTHER ORDERED that this matter is set for Calendar Call on August 17, 2010 at 11:00 a.m.

////

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////

IT IS FURTHER ORDERED that this matter is set for Trial on August 24, 2010 at 1:30 p.m., Stack No. 3.

DATED 5/10/10

DISTRICT COURT JUDGE

CHARLES J HOSKIN

Submitted by:

LAW OFFICES OF
REBECCA L. BURTON, P.C.

Rebecca L. Burton, Esquire
Nevada Bar Number 004551
801 South Sixth Street
Las Vegas, Nevada 89101
Telephone: (702) 676-1065
Facsimile: (702) 629-4687
Email: rebecca@rlburtonlaw.com
Attorney for Plaintiff
Heather Opipari

Approved by:

MILLS & MILLS, L.L.C.

Daniel W. Anderson, Esquire
Nevada Bar No. 009955
502 South Ninth Street
Las Vegas, Nevada 89101
Telephone: (702) 386-0030
Facsimile: (702) 386-0208
Email: unknown
Attorney for Defendant
Mario Opipari

EXHIBIT 16

SCOPE II - R211 - Dissemination Citizens

CITIZENS REPORT

SCOPE RESPONSE

PERSON BASE RECORD

ID #: 1627556

NAM: HURD, KYMBERLIE JOY DOB: 12/6/1974

SEX: F RAC: W HGT: 504 WGT: 125 HAIR: BLN EYE: BLU

ADR: RS 152 TODY LN #D
HENDERSON NV 89015

AKA [4]

NAME	AGY	ENTRY DATE
CENTENO, KYMBERLIE JOY	HENDERSON PD	8/25/1997
KENT, KIMBERLIE JOY	HENDERSON PD	8/25/1997
KENT, KYMBERLIE JOY	LAS VEGAS METRO PD	8/25/1997
HURD, KYMBERLIE JOY	LAS VEGAS METRO PD	8/25/1997

ADDITIONAL DOB [1]

DOB	AGY	ENTRY DATE
12/6/1974	HENDERSON PD	8/25/1997

EVENT REPORTS [1]

TYPE:	ASSOCIATION:	AGY:	REPORTED:	ENTERED	EVENT#:
OTHER	VICTIM	HENDERSON PD	08/22/1997 00:00:00	08/22/1997 00:00:00	97-13336

COMMENT [1]

COMMENT: AGY: HENDERSON PD COMMENT DATE: 05/18/2013 15:40:24
DOM BATT -V

CRIMINAL HISTORY ARR [1] CIT [0] SUM [1]

SUMMON DATE: 9/21/2022 AGY: HENDERSON PD PCN#:

RN#: 0002 CHARGE: 1 TYPE: LIEU OFF: 50358 MONITOR PRIV CONVERSATION (F) COUNTS: 1 EVT#: 21-17290
CREATED: 9/29/2022 UPDATED: 9/29/2022 JUV/CERT/ADULT: ADULT

ARREST DATE: 8/25/1999 AGY: HENDERSON PD PCN#: BK#: -

RN#: 1 CHARGE: 1 TYPE: WRK FAIL TO APPEAR OFF: 90999 OTHER () FL APP ARRAIGN, WARRANT, BW M24486, HEN COUNTS: 1 EVT#: 99-17304
CREATED: 8/25/1999 UPDATED: 5/18/2013 JUV/CERT/ADULT: ADULT

PER NEVADA REVISED STATUTES, HENDERSON PD IS AUTHORIZED TO RELEASE OUR AGENCY'S CRIMINAL HISTORY INFORMATION ONLY. FOR OTHER AGENCY INFORMATION, CONTACT THE AGENCY DIRECTLY - OR - FOR COMPLETE BACKGROUND CHECKS, CONTACT THE STATE OF NEVADA REPOSITORY.

THE USE AND DISSEMINATION OF THIS RECORD IS REGULATED BY LAW. SECONDARY DISSEMINATION OF ANY KIND IS PROHIBITED AND COULD SUBJECT THE OFFENDER TO CRIMINAL AND CIVIL LIABILITY.
HENDERSON PD JENNIFER MACIAS/JEM3 10/20/2022 08:20:01

RELEASE TO: KYMBERLIE HURD

EXHIBIT 17

ELECTRONICALLY SERVED
10/17/2022 12:07 PM

Electronically Filed
10/17/2022 12:06 PM
CLERK OF THE COURT

ORDR

Chaka T. Crome, Esq.
State Bar of Nevada No. 8116
CROME LAW FIRM
520 South Fourth Street
Las Vegas, Nevada 89101
PH: (702) 384-5563
FAX (702) 852-0915
EMAIL: chaka@cromelawfirm.com
Attorney for Plaintiff,
Mario Opipari

DISTRICT COURT

CLARK COUNTY, NEVADA

MARIO OPIPARI Plaintiff vs. KYMBERLIE HURD Defendant.	Case No: D-21-622669-C Dept No: R

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER FROM THE EVIDENTIARY HEARING

The above-entitled matter came on for Evidentiary Hearing before this Honorable Court on August 16, 2022. The Honorable Judge Henderson presiding. Plaintiff, Mario Opipari (hereinafter "Mario" or "Plaintiff") appeared in person with his attorney of record, Chaka T. Crome, Esq. of Crome Law Firm. Defendant Kymberlie Hurd (hereinafter "Kymberlie" or "Defendant") was not present and did not have any person representing her. The Court made the BlueJeans link available

for Kymberlie to use remotely for the Evidentiary Hearing, but she did not appear via BlueJeans. The Court attempted to reach Kymberlie via her phone number on file with the Court; however, she did not answer the call.

The Court, having reviewed the papers and pleadings on file herein, all admitted exhibits introduced into evidence, heard testimony during the aforementioned trial date, and after entertaining argument of counsel, hereby issues the following *Findings of Fact, Conclusion of Law, and Order.*

Attorney Crome inquired about the entry of a Behavior Order in this case. This Court will review the file regarding this issue and if previously ordered, will enter a Behavior Order.

COURT NOTED that Kymberlie did not contact chambers prior to the scheduled Evidentiary Hearing to advise of any difficulties with appearing today.

COURT FURTHER NOTED that it went above and beyond to contact Kymberlie via telephone at the time set for the Evidentiary Hearing and that there was no response.

I. DEFENDANT'S EX PARTE MOTION TO CONTINUE TRIAL

On August 16, 2022, Kymberlie filed an *Ex Parte Motion To Continue Evidentiary Hearing Scheduled For August 16, 2022 At 1:30 P.M.* (hereinafter "*Ex Parte Motion*") without proper notice to Plaintiff. Mario and his counsel reviewed Plaintiff's *Ex Parte Motion* minutes prior to the scheduled Evidentiary Hearing.

THE COURT NOTED that the *Ex Parte Motion* is based on the faulty premise that no deadlines were set by the Court and that a Rule 16.1 Conference was not held. The Rule 16 proceedings occurred on February 15, 2022. There is an Order setting trial dates and deadlines.

THE COURT FURTHER NOTED that Kymberlie's *Ex Parte Motion* makes erroneous representations and is an unfounded attempt at a continuance since it was never explained what it is that Defendant needs additional time to prepare for. Even if Kymberlie were present at the hearing, there is no sensible reason to continue the matter. Plaintiff has incurred thousands of dollars in fees, has prepared voluminous exhibit binders and prepared for Trial. The Court finds that there is no need to continue trial unless there was something really major that a continuance would flesh out and that it would be highly prejudicial unless a continuance was granted. No such undertaking has been alleged. Instead, Kymberlie just makes arguments in her pleading that there was no Rule 16 compliance, which is false.

THE COURT FURTHER NOTED that Kymberlie has filed more than one appeal, not understanding that these are temporary orders. The appeals were summarily dismissed.

THE COURT FURTHER NOTED that Kymberlie may, by failing to appear at the Evidentiary Hearing in conjunction with apparently no longer

appearing for supervised visitation and no longer compliant with drug testing may have abandoned her desire to participate in this litigation.

COURT FURTHER NOTED that Kymberlie cannot validly represent that she was unaware of today's trial as she was present and was provided with notice of the date and time of the Evidentiary Hearing at the last hearing. Further, her *Ex Parte Motion* references the date and time of trial.

Attorney Crome stated the following information regarding Kymberlie's *Ex Parte Motion* and the Court hereby finds the following:

THE COURT HEREBY FINDS that Kymberlie's argument that she did not have an opportunity to review the report from Family First is inaccurate. Kymberlie received a copy of the Family First Report with Plaintiff's trial exhibits, which her mother picked up from Attorney Crome's office on her behalf prior to the date of Trial.

THE COURT FURTHER FINDS that Kymberlie previously has contacted the Court's staff via email and facilitated the review of her drug tests at the courthouse. Thus, she was aware of a mechanism to review the Family First Report at Court by contacting the Court's staff, which she failed to do.

...

...

THE COURT FURTHER FINDS that Plaintiff's counsel attempted to contact Kymberlie several times on August 15, 2022 and sent her correspondence seeking to discuss stipulating to exhibits to be used at trial. Kymberlie never returned the phone call to Plaintiff's counsel.

THE COURT FURTHER FINDS that Kymberlie filed a small claim's case against Plaintiff. The parties appeared via BlueJeans on the morning of August 16, 2022 where Defendant was present. The Judge/Hearing Master overseeing the small claims case inquired about this Evidentiary Hearing. The date and time of the Evidentiary Hearing was confirmed during the small claims case on August 16, 2022.

THE COURT FURTHER FINDS that Kymberlie's argument that the Evidentiary Hearing should have been previously held by this Court is without merit. This Court has been gracious to her in allowing Kymberlie time to deal with her drug test results so that she would be in a better position to ask the Court for joint legal custody and joint physical custody at trial. Although she has had plenty of time to deal with these issues, she did not appear for her last drug test. The Court has been more than fair to Kymberlie hoping that she would receive the help necessary to deal with her addiction.

THE COURT FURTHER FINDS that Kymberlie's motion was filed last

minute and is egregiously untimely, which is largely based upon the false representation that there were non-compliances with Rule 16 and that she was oblivious to the Family First Report.

THE COURT FURTHER FINDS that Kymberlie did not file a Pretrial Memorandum in this case.

THE COURT FURTHER FINDS that Kymberlie failed to serve any disclosures to Plaintiff in this case. Kymberlie failed to provide responses to Plaintiff's First Request for Interrogatories, Plaintiff's First Set of Request for Production of Documents and Plaintiff's Second Set of Request for Production of Documents. Plaintiff filed a *Motion to Compel* on January 10, 2022. On March 28, 2022, the Order Regarding Discovery Commissioner's Report and Recommendations was filed granting Plaintiff's *Motion to Compel* and stating that within seven (7) days of the Order, Kymberlie must provide all discovery sought therein. She did not serve any documents to Plaintiff.

THE COURT FURTHER FINDS that Kymberlie was supposed to pay for supervised visitation in lieu of payment of child support. However, we do not have

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supervised visitation at this time.

Attorney Crome stated the following information, and the Court further finds that:

THE COURT FURTHER FINDS that based upon Plaintiff's representations that Kymberlie has a bachelor's degree and was previously employed as a bartender and paralegal. Kymberlie is not currently employed even though the court has asked her obtain employment. She has not listed any other person residing with her on her Financial Disclosure Form. She has not worked full-time since 2014. She is employable. She could draft pleadings for other people by use of her paralegal skills.

THE COURT FURTHER FINDS that based upon the representations made by Plaintiff, and the fact that this is a very open economy where employers are begging for employees. That by clear and convincing evidence and judicial recognition of the state of the economy, $24.00 is a very supportable figure for Defendant's hourly income. Kymberlie could reasonably earn $24.00 per hour. However, the court will set her income at basically close to minimal wage, which is lower than her earning capacity considering her education.

THE COURT FURTHER FINDS that Plaintiff's request for child support arrears beginning January 2022 through August 2022 to be reasonable based upon the fact that he has had sole legal and sole physical custody of minor child.

THE COURT FURTHER FINDS as follows:

1. JURISDICTION

Plaintiff was a resident of the State of Nevada for a period of at least six weeks before the filing of the Complaint for Custody. Defendant states in her *Counterclaim* that she is a resident of the State of Nevada. Neither party has made any challenge to the jurisdiction of the Court. Accordingly, the Court determines that it has subject matter jurisdiction over the proceedings and personal jurisdiction over the parties at issue.

2. RELATIONSHIP OF THE PARTIES

The parties were never married to each other.

3. MINOR CHILD AT ISSUE

The parties have one minor child at issue, to wit: Azlynn Harlie Opipari (hereinafter "Azlynn" or "minor child"), born on May 19, 2016. The minor child was born in the State of Nevada and has resided here since that date. Nevada is the habitual residence of the child, and this Court has the necessary UCCJEA jurisdiction to enter orders regarding custody and visitation. Azlynn was diagnosed with down syndrome while she was in the womb.

The Court hereby finds that paternity has been previously confirmed. That Plaintiff is the legal father of the minor child at issue.

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5. BEST INTEREST OF THE MINOR CHILD ANALYSIS

The Court finds each factor as set forth in *NRS 125C.0035(4) applies as follows*:

a. The wishes of the child if the child is of sufficient age and capacity to form an intelligent preference as to his or her custody.

Not applicable.

b. Any nomination of a guardian for the child by a parent.

Not applicable.

c. Which parent is more likely to allow the child to have frequent associations and a continuing relationship with the noncustodial parent.

The Court finds that based upon Plaintiff's testimony that Kymberlie withheld the minor child from Plaintiff from February 2021 through May 2021 and as bolstered by Exhibits 50 through 56, Plaintiff is more likely to allow the child to have frequent associations and a continuing relationship with the noncustodial parent (Kymberlie).

d. The level of conflict between the parents.

The Court incorporates by reference all of the relevant findings in Section c above. The Court finds that the level of conflict is high between the parents. The Court further finds that Kymberlie by far is far more responsible for the conflict than Plaintiff. Primarily, Kymberlie is solely responsible for the

conflict. This finding is bolstered and supported by the Exhibits 6 through 10, 13 through 17, 19, 33, 37 and 38, as well as the testimony by Plaintiff, and the complete pleadings and papers on record. The court finds that Kymberlie canceling the minor child's necessary medical appointment is a power play. Section d is heavily in Plaintiff's favor.

e. The ability of the parents to cooperate to meet the needs of the child.

The Court incorporates by reference all of the relevant findings in Sections c and d above. Plus, supplemented evidence of Kymberlie's unilateral withholding in violation of this Court's clear-cut order, which was supplemented by Plaintiff's testimony relative to the withholding and Exhibit 23 whereby Kymberlie unilaterally enrolled the minor child into classes when the court told her not to do so. Additionally, Exhibits 48 through 56, which bolster that when Kymberlie seeks an accommodation, Plaintiff reasonably and readily agrees. On the other hand, Kymberlie is quite an obstructionist.

f. The mental and physical health of the parents.

The Court incorporates by reference all of the relevant findings in Sections c through e above. Sections c through f are factors heavily weighed to Plaintiff. Plaintiff is a well-adjusted young man who is doing a sterling job raising a blending family, including this child. Defendant,

on the other hand, is a young woman with very serious unfortunate challenges, which she is not addressing and in fact, which she seems to be indulging. The Court's findings are based upon Exhibits 6 through 10 evidencing police incident reports and photographs that reflect Defendant being uncooperative and on the premises of Plaintiff's home. Exhibits 14 and 15 indicating tracking device and the recording device used by Defendant. Exhibits 16 through17 reflecting open serious criminal cases of the Defendant. Exhibits 24 through 32, which are requests for drug testing and various documents surrounding Kymberlie's drug usage. Exhibit 13, which is the Talking Parents records. Also, Exhibit 33 which is the supervised visitation notes from Family First. Exhibits 37 and 38, which are the police incident reports. In addition, the court relies upon the overall testimony and totality of the case and Defendant's own admissions through the paperwork of serious depression issues in her pleadings. The Court recognizes that it might have been the legislative intent to establish findings based upon actual medical records. As a practical matter, there is often a lack of medical records in most cases, and it is often impossible often to obtain the records if they are in the possession of an uncooperating party or if the party has not acknowledged issues to the point of seeking the necessary treatment. The Court finds that without

necessarily being in the position to diagnose the Defendant, there are some social, behavioral and adjustment issues, drug dependencies issues and depression issues which impede her ability to effectively parent. Particularly when considered in conjunction with the totality of the record and all of the findings in Sections c through e.

g. The physical, developmental and emotional needs of the child.

The Court incorporates by reference all of the relevant findings in Sections c through f above. Section g is weighed heavily to Plaintiff. The child has been documented as a special needs child. Azlynn is diagnosed with down syndrome. The Court's findings are based upon Plaintiff's testimony about Azlynn's medication and treatment. She has an Individualized Education Plan ("IEP"). Azlynn spends about 1/3 of her time in a regular classroom and 2/3 of her time in a self-contained classroom. In Exhibit 19, Kymberlie is undermining the situation specifically by cancelling a critical appointment for control reasons. Exhibit 13, which are the Talking Parents records discussing medication refusal by Defendant, which is a serious finding. Exhibit 37, which is an incident report showing that when Plaintiff attempted to pick up the minor child's clothing, necessary medication, and other

treatment items from Kymberlie, she denied Plaintiff, which causes a serious situation.

Plaintiff testified that on August 2, 2022, his mother went to pick up the child's medication and was advised that it was already picked up. Plaintiff testified that Kymberlie receives text messages from CVS and believes that she picked up the minor child's prescription. Kymberlie cannot administer the medication since she has supervised visitation. The court finds that this was a malicious action that damaged their daughter since Plaintiff needs the medication for Azlynn very desperately and Kymberlie has no use of the medication since the child is not in her care. This is another power and control play. The Court finds that Kymberlie undermined the situation by picking up the minor child's medication.

Exhibit 20 evidences that Kymberlie is also receiving the SSI benefits for the minor child at Eight Hundred Forty-One Dollars ($841.00) each month. The money needs to go to primary parent to help offset the large expenses of this undertaking. The fact that Kymberlie is using the money for her own personal use while Plaintiff would use it for necessary treatment for their daughter with down syndrome is appalling. By law, these funds should be sent to Plaintiff. There is no

proof that Kymberlie is spending any of the money on the minor child. Further, Kymberlie is undermining the necessity of Azlynn using her eyeglasses at all times and has interfered with that as well, which is reported by Family First in Exhibit 33.

h. The nature of the relationship of the child with each parent.

The Court incorporates by reference all of the relevant findings in Sections c through g above. The court finds that the minor child looks at Plaintiff as the caregiver because he is her caregiver, and his fiancé is the mother figure. She is bonded with Plaintiff in a loving close relationship. Kymberlie is not acting responsibly relative to the child's medical and other needs and court orders. The child loves Kymberlie. However, the minor child may know that it is an unreliable situation. Exhibit 6 evidences that Kymberlie was holding the minor child while threatening to commit suicide and run into the street. Exhibits 24 through 32 address Kymberlie's illegal drug use while she was unemployed. She also withheld the child from Plaintiff. She possibly was under the influence while the child was in her care. Due to her history of unemployment, she most likely used the minor child's SSI funds to support her illegal drug use.

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i. **The ability of the child to maintain a relationship with any sibling.**

The Court incorporates by reference all of the relevant findings in Sections c through h above. The court finds that the minor child's relationship with father maintains the bond that she has created with her half-siblings and stepsiblings.

j. **Any history of parental abuse or neglect of the child or a sibling of the child.**

The Court incorporates by reference all of the relevant findings in Sections c through i above. The court finds that the totality of everything the court has already determined in the factors above clearly establishes parental abuse and neglect. The court relies upon the testimony and evidence mentioned above.

k. **Whether either parent or any other person seeking custody has engaged in an act of domestic violence against the child, a parent of the child or any other person residing with the child.**

The Court incorporates by reference all of the relevant findings in Sections c through j above, including the exhibits and findings of the previous factors. This includes but is not limited to Exhibit 6. The Court also incorporates the legal papers filed to date in this case. The court finds by clear and convincing evidence that mother has committed act of domestic violence against the child due to the fact that Kymberlie was extremely neglectful with a down syndrome child.

The court finds that factors c through k are heavily in favor of Plaintiff for the reasons mentioned in this Order.

l. **Whether either parent or any other person seeking custody has committed any act of abduction against the child or any other child.**

Not applicable.

II. FINAL ORDERS

THE COURT HEREBY ORDERS that Plaintiff is awarded sole legal custody and sole physical custody of the minor child.

IT IS FURTHER ORDERED that Plaintiff will determine Kymberlie's contact with the minor child until future court order. This is best for the child based upon Kymberlie apparently abandoning her interest in participating in this litigation, plus not availing herself to the last prior supervised visitation, and not appearing for the last drug test which tend to indicate that she is not going to know of or cooperate with any supervised visitation order. Plaintiff will cooperate with Defendant's visitations on a supervised basis. Plaintiff will provide Defendant with enough notice of the scheduled date and time of supervised visitation so that she can coordinate with Family First. It will be Kymberlie's responsibility to coordinate her supervised visitation with Family First. Defendant can petition the Court if she is aggrieved by this Court's ruling.

THE COURT FURTHER ORDERS that Kymberlie on a temporary basis was to pay for the supervised visitation in lieu of payment of child support. However, we do not have supervised visits at this time. That based upon Plaintiff's testimony, Kymberlie has a bachelor's degree and previously worked as a bartender and a paralegal. That based upon Plaintiff's testimony, the Court will impute income to Kymberlie as outlined below.

THE COURT FURTHER ORDERS that it will impute income to Kymberlie at $15.00 per hour even though she has the earning potential of $24.00 per hour. That Kymberlie can earn a gross monthly income of $2,600.00 per month. Kymberlie shall pay child support at $420.00 per effective September 1, 2022. Additionally, Kymberlie shall include payments of $180.00 per month until her child support arrears are paid in full. Thus, Kymberlie shall pay a total of Six Hundred Dollars ($600.00) per month. The support can be enforced by garnishment or by any lawful means. Plaintiff can pursue child support through the District Attorney's Office if he knows where Kymberlie is employed. Kymberlie is required to immediately provide this Order to payroll and human resources so that a wage withholding can be commenced. Until such time that a wage withholding becomes effective, Kymberlie must start making direct payments to Plaintiff.

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THE COURT FURTHER ORDERS that Kymberlie shall pay child support arrears (included supra) from January 1, 2022 through August 31, 2022 for a total of Three Thousand Three Hundred Sixty Dollars ($3,360.00). That Kymberlie shall pay $180.00 per month towards the child support arrears owed to Plaintiff with her child support payment. The $180.00 monthly payments is set in part based upon fairness and equity because the child support is set on the far low end of or below Defendant's earning capacity. That Kymberlie shall continue to make payments on the first day of each month.

THE COURT FURTHER ORDERS Plaintiff shall receive the tax dependency credit for the minor child.

THE COURT FURTHER ORDERS that the minor child has insurance coverage through Medicaid. There are no current costs associated with providing insurance for the minor child. The parties shall utilize the 30/30 Day Rule regarding all unreimbursed medical payments made on behalf of the minor child.

THE COURT FURTHER ORDERS that Plaintiff will provide a Memorandum of Fees and Costs, with the Brunzell factors and send it to Defendant with a chance to respond. Plaintiff's counsel shall leave a line for the award of

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attorney's fees in the Order after the Court has reviewed the Memorandum and any objection made by Defendant.

THE COURT FURTHER ORDERS that upon presentation to Social Security Disability, the very next SSI payment to be processed shall be immediately routed from Defendant to Plaintiff. Defendant must reimburse Plaintiff for the SSI payments received by Defendant from January 1, 2022 through August 31, 2022. That pursuant to Defendant's filed Financial Disclosure Form, she received $794.00 in SSI payments in January 2022. That according to Plaintiff's Exhibit 20, Defendant has received $841.00 per month in SSI payments beginning in February 2022. Thus, Defendant owes Plaintiff SSI payments to Plaintiff from January 1 2022 through August 31, 2022 for a total amount of Six Thousand Six Hundred

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Eighty-One Dollars ($6,681.00). That until the SSI money is rerouted, a wage withholding will collect the SSI payments paid to Defendant once it is in place.

IT IS SO ORDERED.

Dated this 17th day of October, 2022

02B 7A1 90D8 8A47
Bill Henderson
District Court Judge

Respectfully submitted this
29th day of September 2022.

CROME LAW FIRM, PLLC.

By: */s/ Chaka T. Crome, Esq.*
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Mario Opipari

EXHIBIT 18

KYMBERLIE JOY HURD
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September 23, 2022

Notice of Formal Complaint Against:

Re: Family First Services LLC,
1481W. Warm Springs Rd., Suite 139
Henderson, NV 89014

District Court Case No.: D-21-622669-C (for reference purposes only)
Supreme Court Case No.: 85215 (for reference purposes only)

To Whom It May Concern:

This letter serves as a formal Complaint filed against Family First Services, LLC a Supervised Visitation Center doing business in Henderson, Nevada and referred by the Eighth Judicial District Court Family Division.

I started using Family First Services on February 20, 2022. Chris Petty, the owner, and I had a telephonic orientation where he went over the 7 page contract & guidelines in detail. Mario Opipari, my ex and father to minor child, had an orientation in person at the facility where the same contract & guidelines were discussed. (contract is attached)

There are two reasons for this Complaint. 1) Chris Petty and Family First Services failed to submit a Report to Family Court for a hearing on April 19, 2022 and then lied about it for over a month. (text messages are attached) 2) The Report submitted for a trial on August 16, 2022 is fraudulent and has subsequently cost me lost time with my daughter. (report is attached)

My case is extremely complex and high in conflict. My daughter and I were able to leave an abusive situation only for the Family Court's to give custody of my daughter back to the abuser. Mario's income is $75,000 a year while my daughter and I live off her SSI. Mario's girlfriend is paying for his attorney and I am representing myself.

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My daughter does have Down Syndrome and is more vulnerable and at a higher risk for abuse. Azlynn has been in my sole custody for her entire life until the unlawful pick-up order granted by Judge Bill Henderson on January 11, 2022.

I am fighting for the rights of myself and my daughter and for our reunification. I am having to fight my ex (Mario Opipari), his girlfriend (Kari Anderson), his attorney (Chaka Crome), the Family Court System (Judge Bill Henderson), and the place where my daughter and I are suppose to be "safe", Family First Supervised Visitation Services (Chris Petty).

I have filed a Petition For Writ of Mandamus and Prohibition in Nevada Supreme Court which took me three (3) months to figure out, research and prepare. Now, I am having to file a complaint against Family First Services with multiple agencies.

Family First was suppose to be a safe place for myself and my daughter to visit and not have to deal or worry about our abuser while we were together. Instead, Family First compromised my daughter's and my own safety, facilitated and enabled our abuser to control us, and deprived us of reunification and time together.

Chris Petty and Family First Services failed to follow and enforce their own provisions & guidelines within their own contract. This contract is consistent with the principles and standards outlined in the United States Department of Justice, Office on Violence Against Women (Attached) and the Supervised Visitation Network (attached). These agencies also detail the structure and outline of proper and ethical report writing which Chris Petty failed to follow.

First of all the report itself is unprofessional and extremely low quality. The report is not dated, has the incorrect address on the first page then just has the template info on the remaining pages, and is not signed nor even has the name of the person that completed the report. Supervisor names are not included, the format is inconsistent, mine and my daughter's names are often misspelled, visitation times are often left out, and not all the visitation dates/notes are included.

In fact, this report is missing over 29 notes for dates of visitations. The entire month of March is just omitted. This alone validates my claims of bias and unethical reporting. Below is a list of the dates that are missing: (this is not an exhaustive list)

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2/27/2022	3/27/2022	5/11/2022	7/06/2022
3/02/2022	3/30/2022	5/15/2022	7/10/2022
3/06/2022	4/03/2022	5/22/2022	7/24/2022
3/13/2022	4/17/2022	5/29/2022*	7/31/2022
3/14/2022	4/24/2022	6/19/2022	8/02/2022**
3/16/2022	4/27/2022	6/22/2022	8/03/2022**
3/20/2022	4/30/2022	6/26/2022	8/07/2022**
3/23/2022	5/08/2022	7/03/2022	8/14/2022

*5/29/2022 - Mario NO CALLED/NO SHOWED. This is documented in e-mail from Mario dated 5/29/2022, Text from Chris Petty dated 5/31/2022. Yet Chris Petty intentionally left this out of his report and the supervisor's notes from that day are omitted. I waited at Family First for 15 minutes, then finally left as the Supervisor, Linda, explained that even if Mario did show up the visitation would be cancelled at that point. I did not get the e-mail from Mario (which was sent at 3:55pm when visitation was set to begin at 4:00pm) until later that evening, as this form of communication wasn't being used by us. Mario was allegedly stuck in traffic in Boulder City. This places Mario approximately 16 miles and over 20 minutes away. Even without an alleged traffic problem, he still would not have made this visitation.

**8/02/2022, 8/03/2022, 8/07/2022 - These are visitation dates that I missed out on because Mario failed to notify Chris Petty of changes and then Mario left town from 8/03/202 - 8/07/2022 and did not allow make-up time for ALL THREE of these visits once he got back.

Chris Petty wrote an extremely bias subjective opinion as to the circumstances around this situation. Indeed, half of the report submitted by Mr. Petty is about how the entire situation is completely my fault and I refuse to take responsibility and just blame others. Chris Petty then writes a narrative of "he said" "she said" without any documentation to validate his claims and relies on hearsay as being fact.

Many of the statements Mr. Petty makes regarding this situation are fabricated and only validate why I insist on communication that is verifiable and properly documented. I never told Mr. Petty that "I notified Mario's attorney yesterday" as Ms. Crome had filed a Notice of Unavailability on 7/26/2022 at 4:53pm and I notified Mario on Friday 7/29/2022. I notified Mario again on 8/01/2022 that I agreed to move my visitation from 8/03/2022 6-8pm to 8/02/2022 11am-1pm.

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Mr. Petty proceeds to fabricate what I allegedly said to him as he continues with the narrative that I communicated with the attorney (Ms. Crome) and was blaming her. I did state to Mr. Petty while on the phone with him, that placing blame solely on me was not accurate as I was in communication with Mario. Whenever Mario has requested to move visitations through his attorney previously, he notifies Mr. Petty. Of course, Mr. Petty obviously had not heard from Mario during this time frame as well. Mr. Petty failed to recognize this and continued to state that it was my fault and my responsibility. I told Mr. Petty that I was not going to repetitively argue with him and I would be hanging up so I could contact Mario to make other arrangements.

PLEASE NOTE that per Family First's own contract, page 2 under SCHEDULING section 5 "If parents are unable to agree, they should negotiate times through their attorneys and determine a mutually agreed upon schedule and then notify Family First. Parents are encouraged to txt or call in confirmation the day before the scheduled parent time." Section 6(a) "Parents are encouraged to make changes to the parent-time schedule on their own or through their attorneys and jointly notify Family First in writing, via e-mail, text message." Page 3 Section 7(e) "It is ideal for the parents to work out the rescheduled time together or through their attorneys and then notify Family First as to their agreement."

While the current Orders in this case are being disputed, as they stand, indicate that communication is primarily to be done through the attorney. (Mario's attorney as Kymberlie is self represented) (Orders are attached) A review of these Orders will demonstrate the complexity of this case. Order filed on 5/19/2022 is from the Hearing held on 4/19/2022. The order filed on 5/26/2022 is from the Hearing held on 2/15/2022. This alone is cause for confusion.

Mr. Petty's assessment in his report focus's on my (Kymberlie) perceived wrong doings and only details one aspect of this entire situation. Mr. Petty is accusing me of not cooperating with schedule changes and failure to communicate with him directly regarding Mario's requests. Yet, I was in compliance with the Family First Contract and Court Orders as both direct schedule changes be negotiated through attorney's and then relayed to Family First. While I do acknowledge that I could have notified Family First of the agreed upon schedule change, I refuse to accept all the blame. Mario could have notified Family First of his requested schedule changes as well.

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This report places blame entirely and completely on me (Kymberlie) when it is not even my request to re-schedule visitations. I was in communication with Chaka Crome (Mario's attorney) when all of a sudden she filed a Notice of Unavailability of Counsel on 7/26/2022 at 4:53pm. (attached) I then was in extensive communication with Mario regarding this matter. (attached)

Mr. Petty is completely unaware of all the drama, hostility, and abuse that minor child and I have been through and continue to go through on a daily basis. Mr. Petty does not know the history or details of this case nor does he know of the interactions of the parties. Mr. Petty failed to follow his own guidelines and Court Orders.

Going back to the report, There is one small paragraph at the beginning where it is stated that "The visits for the first bit went well" and that the actual time and relationship with myself and my daughter are very good. That is the extent of positive feedback, which is extremely vague and not elaborated on or discussed again in the report.

My biggest contention, is that very much like Family Court, Azlynn is not the primary focus. She is nothing but an insignificant mention and is referred to as having Down Syndrome, "some" special needs, and "high functioning". Again, no details and not mentioned for the remainder of the report.

The report quickly shifts to focusing on demeaning my character and behavior. Mr. Petty makes assessments and speculative findings that he is not qualified to to determine. In fact, Mr. Petty, his staff, nor his facility have any kind of accreditation or specialized training and are completely unqualified to make evaluations, determinations, or diagnosis.

Mr. Petty incorrectly states the return to court and the outcome. We had a hearing on April 19, 2022, not May, and the court ordered continued supervised visitations because Chris Petty at Family First failed to send a report to the court for that hearing AND then lied about it. Text messages and e-mail correspondence demonstrate Mr. Petty's lies of sending the report and then claiming to not know the date of the hearing. Please look at texts and e-mails from 3/23/2022 to 5/11/2022.

It was on this date, May 11, 2022 that I realized I had been lied to and was being deceived the entire time since I originally started using the facility. I had actually been warned by several other parents at Family First that Chris can't be trusted. I was naive, as at age 47 for the first time I was dealing with the

entirety of the whole family court "system" and acknowledging that my daughter and I were (are) being abused.

Mr. Petty does make one proper assessment, that around May my behavior and demeanor did change. I realized that Azlynn and I were again in a toxic environment with an emotional abuser. I have been in extensive therapy and have learned to put up boundaries and not engage. From this point on I restricted my involvement with Mr. Petty. I did, however, stand-up for myself and my daughter.

Mr. Petty goes on in this report to improperly and unethically assess mine and Mario's relationship dynamic. Mr. Petty and his staff also become focused on making and implementing medical assessments of Azlynn. The rest of the report is focused on me and my decisions regarding Azlynn's glasses.

Page 6 Section 33 states "Family first staff may relay messages that concerns Parent Time scheduling, other parent issues or items needing communication should be handled by attorneys...." Chris Petty and Family First constantly break their guideline when discussing a court issue regarding Azlynn's glasses.

Neither Mr. Petty nor his staff are qualified as medical review officers or have any training and/or qualifications that make them properly authorized to diagnose medical issues. While Mr. Petty states he never received any documentation from myself regarding the glasses, he fails to state how he never received any documentation from Mario either. Even if Mr. Petty had received medical documentation from both of us, he is still not qualified to make a medical assessment and implement it.

I have attached pictures of Azlynn's glasses at multiple visitations. As seen they are extremely dirty and scratched from the inside and out. Forcing a child to wear dirty scratched glasses is medical neglect. Also, most visits until the month of July, Azlynn would not even have her glasses with her at the visitations. This only became an "important" topic during the month of July. When I asked a supervisor when Mario had begun to ask about this, she stated only at the beginning of the month (July). This only became an issue because we had an evidentiary hearing on August 16, 2022.

Azlynn has had her eyeglasses since February 27, 2022. I have extensive documentation showing that Mario did not even have Azlynn wear her glasses until July, 2022 as well. This is a matter for court, NOT a supervised visitation center. I have had sole legal custody and made all of Azlynn's medical and

educational decisions for 5.5 years. Azlynn has over 12 providers she sees and I have the records for all of this. Again, Chris Petty, Family First, and his staff are not qualified to be making medical assessments of any kind.

Mario has blocked me from being able to obtain Azlynn's current medical records and refuses to disclose any medical records to the court as well. I am dealing with a highly manipulative and abusive person who is willing to use his own daughter to control and intimidate me. Mario has found an avenue that allows him to control my time during visitations and to have discussions regarding me with supervisors. This isn't about Azlynn's glasses, it's about control. Mr. Petty and his staff are under trained and under qualified to realized the dynamics of this in the context of domestic violence.

The biggest point of contention is that these discussions take place after and before visitations in the presence of Azlynn. Mr. Petty states that I got upset on one occasion when custodial parent was asking about the glasses and my time. This is reflected in the notes dated 7/19/22. What the supervisor and Chris Petty fail to mention is that Mario was not the person demanding and inquiring about my time and the glasses. It was Mario's girlfriend, Kari.

Under no circumstance is it acceptable for a third party, no matter who they are, to be demanding that certain items get documented during my visitation. It is not acceptable nor is it ethical to be having discussions with a third party about my visitations, especially in the presence of Azlynn. On another occasion (6/01/2022) it is documented in the notes "Custodial parent sent a different person to drop off Azlynn and to give court documents to facility." Not only did the staff not know who this person was (is was Kari, Mario's girlfriend) they accepted court documents in the presence off Azlynn directly before a visitation.

These court documents were highlighted and underlined and when Kari handed them to the supervisor stated "This shows she (Kymberlie) has no rights, and all her rights have been taken away!" Again, done in the presence of Azlynn and not properly documented in the notes. Sections 32 & 33 of the contract state that Family First is not the place to serve court papers and that communications outside of "parent time" should be handled by attorneys. Family First compromises their own guidelines.

I did become increasingly frustrated as the "guidelines" and how they were implemented constantly were changing. Family First Services does not seem to understand the dynamics of an abusive relationship. On numerous occasions

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Mario would enter from the South side of the parking lot so he could try to figure out what car I had. On March 4, 2022 Mario actually came to my apartment in the middle of the night and took my car. (this is currently a topic of another case) After he took my car I made it VERY clear to Chris Petty and Family First staff that I did NOT want Mario to know what car I was driving. This was imperative to my safety.

Mario asked the supervisors on several occasions if my car was there or what car I had. This is not documented in a single note. Mario began to come early and park on the South side where I entered. When I saw him I would keep driving and find another place to park. I told staff of this and maybe on one or two occasions they mentioned it to Mario that he was to enter and park from the North side. Staff became more agitated with me for telling them Mario was in violation than they were at Mario for actually NOT adhering to the guidelines.

Finally, on May 18, 2022 Mario arrived early and actually followed me into the parking lot. Once I parked, Mario parked in front of me. (time stamped picture attached) Which also demonstrates that I was NOT 10 minutes late as they state in their report filed with the court. The time of the picture is 5:53 pm (visitation from 6-8) at which point I was already backed into a parking space and waiting for Mario to continue to the North parking lot to park his vehicle. After several minutes of waiting in my vehicle, I finally took the picture as Mario was NOT moving. Due to the lack of holding Mario accountable for breaking the guidelines, Family first compromised mine and my daughters safety and security. Mario was unaware of the vehicle I was driving and only became aware because of the negligence and ignorance of Family First Services, Chris Petty, and it's staff.

This was also my daughter's birthday celebration and having our safety compromised once again goes against Family First's own guidelines. In their notes for this date, 5/18/2022, Family First Services falsifies their report by alleging that I was late and that it was my fault, and that the situation could have been avoided by me.

Page 4 Section 17 states that parents agree to arrive and park at the Appointed times. Section 18 states non-custodial parent parks in the South parking lot 10 minutes prior to Parent time and enters the Family First office 1481 W. warm springs Rd. Suite 139 at the SOUTH end of the building. Custodial parent parks in the North parking lot 2 minutes prior to Parent time. Family First violated this guideline numerous times and continually allowed Mario and Kari to violate this policy.

KYMBERLIE JOY HURD
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Henderson, NV 89002
KymberlieJoy@gmail.com
(702) 285-8149

June 26, 2022 was one of the many occasions that Mario was violating this policy and was early and parked in the South parking lot so he could watch me. I came into the center and notified staff. Mr. Petty happened to be there that day (Mr. Petty was rarely ever at the facility during my scheduled visitations) and made a snide comment as I was showing the staff exactly where Mario was parked. Mr. Petty then sent me a text message (during my scheduled visitation) with a picture of the guideline on the bottom of page 4 Section 18.

Mr. Petty defended Mario and his actions and did so in the presence of my daughter. This is highly unprofessional and unethical. Page 14 of the Guiding Principles Safe Havens: Supervised Visitation and Safe Exchange Grant Program under Examine Facility Design "Select a facility where the design will decrease the opportunity for parents to come into contact with one another and will include such features as ***separate entrances, separate parking lots***.....". Family First Serves has separate entrances and there is NO reason for Mario or Kari to enter the South side to park in the North side. Mario had entered only from the North side at the beginning. Chris went into great detail with me via telephone orientation conference about us entering and parking via the designated North/South sides.

The note from this day 6/26/2022 is not included in the report.

The "supervisors" note from 7/28/2022 has two (2) sentences regarding "observations" between Kymberlie and Azlynn. The rest of the notes is regarding Mario, glasses, and demeaning Kymberlie. Any notes regarding Kymberlie & Azlynn are positive and show just how strong their bond is and how much they love each other. "Azlynn appeared happy and excited during the visit, often taking a break and hugging her mother." Judge Bill Henderson, Mr. Petty have completely ignored this aspect of the report. THIS is what the "Supervised Visits" are about, not subjective medical interpretations in which Chris Petty, Family First Services, nor its staff is qualified to make.

In fact, ALL notes have VERY POSITIVE observations regarding the child and parent relationship.

While Mr. Petty states that medical aspects are reported to the custodial parent, Mario NEVER asks nor is it ever reported about Azlynn's potty training. Azlynn is 6 years old and has regressed significantly in Mario's care as she was potty trained in my custody.

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Mario has a Domestic Violence conviction (which he got sealed) from his first wife, Melanie Opipari, was issued a TPO from his second wife, Heather Opipari, and was issues a TPO from myself on 10/26/2021. Mario has not stopped being an abuser, he has just got better at lying and manipulating.

The partial notes submitted by Mr. Petty do show a loving mother and daughter relationship, and THAT is all that should matter. They show a mother constantly trying to educate and help Azlynn grow developmentally.

Due to Chris Petty and his bias report, all of this is lost on his lies and subjective unethical report.

I would request that Chris Petty and Family First Services be denied as a source of referral from the Eighth Judicial District Court Family Division.

Attached is a folder with all aforementioned documentation.

Sincerely,

Kymberlie Joy Hurd

cc: Better Business Bureau
NV Attorney General
NV Consumer Affairs
DCFS - Systems Advocate
FACT - Families and Child Treatment
SVN - Supervised Visitation Network
DOJ.OVW - Department of Justice, Office on Violence Against Women
NCJFCJ - National Center For Juvenile Justice
Eighth Judicial District Court Family Division

EXHIBIT 19

FAMILY FIRST SERVICES

To whom it may concern

Family First is sending information concerning the case of Opipari v Hurd
Daughter is Azlynn.

Family First has been providing supervised visitations since February of 2022.

The visits for the first bit went well. Daughter has Down syndrome and some special needs. Daughter is high functioning and really enjoys the center and playing at the center and doing activities with mom. Mom and daughter get along very well during visit and the actual time together goes very well.

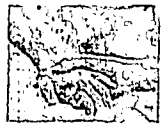
Mom and Dad went to court in May and visits were to continue. This has frustrated mom. Moms attitude has changed toward all involved. The other day she hung up on Family First over issues that were her responsibility. She wants to put blame on others.

The latest incident took place last week. For the most part when schedule needed adjusting both parents had been cooperating dad even paid for a couple visits due to schedule change.

On July 26th Family First reached out to mom with the following message from dad.

"Dad would like to ask since he will be out of town from 8/3-8/7 he is offering to do visit on 8/2 for 4 hrs anytime during the day to make up this time and he will pay for the visit"

Moms response was July 26 1:17pm "I am working with his attorney on this matter"



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89002

PHONE 702-908-6491
EMAIL parenttime@familyfirstlv.com

No other contact or communication came from mom whatsoever. On Aug 2nd Dad contacted Family First about visit that day at 9:52 am making sure visit was on for 11am that morning. Family First was unaware of visit and said that last contact that was given from mom was she was working with attorney no word since. Family First contacted mom and she said "I notified the attorney yesterday I would do the visit". Family First said that we were not notified and that we would have to try and find a supervisor available since the visit was to take place in a hour Mom was blaming dads attorney for not contacting us. Family First said that it was her visit and that we had reached out to her and that she could of contacted us when she told the attorney but even then it was not until the day before. She was contacted over a week earlier so we could of scheduled it on our end we told her we could not facilitate the visit on such short notice. She started to accuse the owner of trying to make this her fault and was yelling saying we always blame her and that its our fault for not doing the visit. That dads attorney should of notified us. We told her again we were in contact with her and had no response from her other that what she said a week earlier. She got upset and hung up the phone.

Most of the issues are between mom and dad and a power struggle as to who knows best and who makes decisions ect.

A big issue has been with mom not following the instructions given from Family First concerning the daughters glasses and instructions from dad that were from the eye doctor to wear the glasses. Mom thinks she doesn't need them and takes them off. When told by the owner and supervisor of the instructions concerning the glasses she refuses and makes statements that she has another doctor that says different but nothing has been provided.

On one occasion when mom was told that there were instructions to keep the glasses on she gave the MIDDLE FINGER as if to the dad to the supervisor. She did later apologize for the incident. Mom has gotten very argumentative with supervisors and owner recently. These are case notes that show the mom does not want to follow instructions of the glasses and takes them off during the visit. She even has argued with the supervisor over how does dad know that she doesn't wear them. When told that he asks and we tell she then has proceeded to get upset because she thinks we should not tell dad what takes place at the visit. We have told her that it is concerning health and we can tell him and be honest when we are asked about glasses.

This is from the supervisor notes on 7/28

Kymberlie- Azlynn

07-28-2022

6:00-8:00

Upon drop off, Dad pleaded that Azlynn's glasses needed to stay on. Kymberlie was told that the father asked for her to keep the glasses on and she scoffed, took the glasses off Azlynn and said she wouldn't because she "doesn't want to fight with Azlynn when she only has two hours with her." The two then began to play together. Kymberlie then asked how the father knew about Azlynn not wearing her glasses and she was told the father is allowed to ask whether she wore her glasses or not. Kymberlie began to argue with the supervisor that he shouldn't know what happens during her visits. It was explained parents may ask about food, potty and medical habits etc that occur during the visit and that father was allowed to know if Azlynn wore her glasses or not. Eventually Kymberlie continued to play with Azlynn. They did a variety of activities together which Kymberlie was very involved in including make-believe play, arts and crafts and watching educational videos. Azlynn appeared happy and excited during the visit, often taking a break and hugging her mother. When the visit concluded the father asked about the glasses. He was notified Azlynn did not wear her glasses during the visit. Father was upset and asked that it be noted and father was assured it would.

Kymberlie & Azlynn

07-20-2022

06:00-8:00

Azlynn took her glasses off when she saw her mother and Kymberlie set them aside. The two hugged and Azlynn appeared happy and excited to see Kymberlie. The two did a variety of activities including arts and crafts, bubble

blowing and watching videos together. For brief moments Azlynn would dance with another girl at the facility. At one moment Azlynn accidentally collided with another child as they were playing. Azlynn held onto Kymberlie, seemingly embarrassed when Kymberlie asked Azlynn to apologize to the girl. Azlynn did not take that well and shut down briefly, grabbing tightly on her mother. Kymberlie eventually stopped asking Azlynn to apologize and kissed her where she had collided with the girl, and said "all better!" Azlynn returned to her usual self after that and continued to play with her mother. By the end of the visit Kymberlie hugged Azlynn goodbye. Overall atmosphere of visit was relaxed other than the incident with the other little girl.

7/19/22

Kimberleigh arrived on time. Custodial parent arrived on time. Aslyn was dropped off wearing her glasses. When Aslyn came into the facility Kimberleigh came out of hiding to suprised her. After a bunch of hugs Kimberleigh brought Aslyn to the room she was occupying and took off Aslyn's glasses. Afterwards Kimberleigh tried to get Aslyn to do an arts and craft project of making a bouncy ball. This didn't interest Aslyn at the time and she wanted to play with a mini pool table at first. Kimberleigh put on some videos for children learning sign language and helped Aslyn learn more signs. After a bit of this Aslyn wanted to do the activity of making a bouncy ball. For the next hour or so they would work on the bouncy ball and when it needed to rest they would set a timer and played hide and seek until the ball was ready. Once the ball was done they played with that and then Aslyn watched music videos on Kimberliegh's phone until the visit ended. Custodial parent asked if Aslyn wore her glasses during the visit. She was told she hadn't and that it would be recorded in the notes by supervisor. When supervisor came back inside Kimberleigh asked what was discussed and she was told. She was very upset that custodial parent was told about glasses and said it's "not their and not your (meaning supervisor) or anyones business what she wears during my visit." She complained for quite a while about the parent and wanted supervisor not to answer custodial parent about things done during the visit in the future. Supervisor said he would try in the future to reference that anything that happened would be in the report and that this

meant she would be given the same answer if she asked about interaction between supervisor and custodial parent. Visit ended afterwards with no further incident.

7/14/22
Both parents arrived on time. Custodial parent made clear that he wanted it put in the notes how long Aslyn wore her glasses during the visit and that it was important she wear them the entire time. When Aslyn came into the facility she walked into the room with her Mom and immediately removed her glasses and handed them to Kimberleigh right away. Kimberleigh chuckled and said "you don't want to wear your glasses?" And kept the glasses with her. They did some flash cards practicing Aslyn's letters and sign language. Afterwards Aslynn watched music videos on Kimberliegh's phone until nearly the end of the visit. Visit ended without incident.

6/15/22
Kimberleigh was 6 minutes late. Custodial parent was one minute late. Kimberleigh hid while Aslyn was brought into the facility and suprised her by popping out of her hiding place. They started playing with balloons and then Aslyn told Kimberleigh she needed to use the potty. Kimberleigh let her know they would be using the big toilet. Afterwards they went back to playing balloons and took some video calls from family. After talking with family they played Doctor, taking turns doing check ups. They the played air hockey and afterwards played with a plastic bubble maker. They spent most of the end of the visit watching music videos on their individual tablets and then finished up playing doctor again. When Aslyn was being returned to custodial parent the parent asked if she had worn her glasses during the visit as "she wears them all the time" and "she should be wearing them most of the visit." Otherwise visit ended without incident.

6/8/22
Both parents were on time. Aslyn ran into the room where her mom was and started showing off her dress. They began to play immediately. Kimberleigh took Aslyn out to the car to take some things out of the car to let her do

activities. She painted and put a page of her painting out to dry. While potty training Aslyn Kimberleigh asked about a scrape on Aslyn's knee. Aslyn said she fell down. Kimberleigh had her wash her hands to the alphabet song so that she would do it for the recommended amount of time. Visit ended on time without incident.

Kymberlie & Azlynn

06/06/2022

9:00-1:00

Kymberlie was approved in taking Azlynn to dance class and the father was informed. When Azlynn arrived she yelled, "Mommy! Mommy!" and ran into Kymberlie's arms. Kymberlie held her daughter for a minute and then made sure Azlynn was ready for her dance class. While Kymberlie changed Azlynn's tights she and the supervisor saw Azlynn had a large scrape on her knee. Kymberlie asked Azlynn how she hurt it but Azlynn said she wasn't hurt. Kymberlie said she must have fell at the playground. They then headed to dance class. While Azlynn practiced dance, Kymberlie took video of her child with the other parents. Kymberlie often had to blow Azlynn's nose as it was runny. After the recital, Kymberlie was approved to get McDonald's for Azlynn. When they returned to the facility they ate together and Kymberlie changed her in a new dress. While they ate, Kymberlie gave Azlynn her tablet to watch videos on. Kymberlie also painted Alzynn's toes. Azlynn sang along to songs she would play on her tablet and Kymberlie would record and smile. Kymberlie also showed Azlynn toys she has brought. The two then sat together and watched educational videos together. Kymberlie then took Azlynn to use the potty. When Kymberlie saw that Azlynn had soiled her pull-up, she told Azlynn to make sure to tell her when she needed to go potty because she shouldn't be going potty in her pull-up. Azlynn successfully used the potty so Kymberlie cheered and praised her and told Azlynn she could get the "potty box"- a box full of goodies as reward for using the potty. After

Azlynn played with the potty box items, she said she wanted to do crafts. Kymberlie and Azlynn then got their "project boxes" out of Kymberlie's car and the two did arts and crafts for the remainder of the visit.

6/1/22
Kimberleigh arrived on time. Custodial parent sent a different person to drop off Aslyn and to give court documents to facility. Kimberleigh had ice cream cones to hand out to other children in the facility. She had her ice cream cone and showed pictures of herself to supervisors. They played with some plastic baloons that Kimberleigh brought. They shared the balloons with other kids but Aslyn got in trouble for popping one of the other kids balloons. Aslyn apologized to the other child and they continued to play. When a room opened up in the facility Kimberleigh and family moved to occupy it. They played with a different games including connect for which Aslyn asked to play again very politely. Kimberleigh continued to potty train Aslyn. Supervisor heard from outside the bathroom Kimberleigh using the alphabet song to ensure Aslyn washed her hands thoroughly. The visit ended without incident.

5/25/22

Kimberleigh arrived on time. Custodial parent arrived on time and Aslyn immediately went to the room where her mom was. Soon after Aslyn's grandmother and uncle arrived to celebrate her graduation. Aslyn seemed very under the weather, with a raspy voice and very red face. Supervisor was noted that if she coughed too bad he could be called to pick her up. They grabbed some toys from the car and Aslyn played dress up. Aslyn asked her Uncle to get out of the way and said please which Kimberleigh and Grandma applauded, encouraging polite behaviour. They went outside to play with some squirt guns. Afterwards they came back in to watch videos and play together. Learning from her uncle she began playing with a balloon like a punching bag. The visit ended with Aslyn watching videos on her Ipad and helping clean. Visit ended without incedent. Kimberleigh wants supervisors to ensure custodial parent stops arriving early and to reinforce timing restrictions and parking restrictions.

05/18/22

Visit with Kimberleigh and Aslyn

2 hours

Kimberleigh arrived 10 minutes late and complained that custodial parent was parked behind her vehicle waiting and watching her. Supervisor stepped outside and observed custodial parent was parked near Kimberleigh's car. Custodial parent made no mention of seeing kimberleigh at outset of visit. Aslyn came into the facility and with Kimberleigh and supervisor went outside to retrieve party supplies to celebrate Aslyn's birthday. They set up the things for her birthday party and took pictures and video to show family. Aslyn went around showing everyone the pictures she took. Her grandparents and their son arrived to celebrate with her. They recruited other families and facility employees to sing happy birthday. They distributed cupcakes to family members and offered them to others in the facility, although no one accepted their offer. They opened presents together. After this they went outside to play with water guns. After her water gun was out of water Aslyn was brought back inside to open more presents. Once finished opening presents they filled up a bucket to play water guns outside again and to use bubble solution. Once the water games were over they came in and dried off. Then Aslyn dressed up in hawaiian style skirt and danced to songs from the movie Moana. Afterward they played paddleball together in the larger central room of the facility. The visit ended without incident but there was a complaint that allegedly there was an agreement that the custodial parent was supposed to enter the parking lot from the north side and Kimberleigh from the south side of the parking lot. Kimbeleigh's arriving late and the custodial parent arriving early may have caused the crossover and incidental possible meeting. Kimberleigh went to great lengths to explain that he was supposed to come from the other side of the parking lot to avoid this but the other parent said he was told that when he is early he should park in the back parking lot. In separate conversations supervisor told parents that supervisor would check in with Chris as to the specifics of parking arrangements. In conversation with another supervisor it was made clear

that the timing was the main issue and that care needed to be taken to be precisely on time on the part of each parent. Chris should reiterate this with both parents along with whatever supervisors will be doing these visits in the future.

05/10/22

Kimberleigh arrived on time and took over a room to wait for Aslyn. Aslyn and custodial parent arrived on time. Aslyn and Kimberleigh watched some videos and went to grab a couple of things from their car. Aslyn played with an electronic device while Kimberliegh sat next to her. Kimberleigh had family come in and visit starting at 6:30. Supervisor clarified that they were allowed to go passed the half the time of the vist rule. They started to dance and sing along to disney songs played on her Ipad. Afterwards they encouraged her to play with hoola hoops giving her a lot of positive reinforcment. Kimberleigh continued potty training Aslyn and brought a doll to help make her more comfortable. Female supervisor brought in to observe a diaper rash that had developed along with a sizeable bruise on Aslyn's thigh. According to other supervisor the rash seems due to not being wiped properly and seemed dry and irritated. Bruising is irregular with Aslyn so it needed to be noted. After using the restroom they went to read a book together and then played restaurant. They went for a walk and while they were walking Aslyn would tell Kimberleigh no and swat at her hand at times. Kimberleight tried to corrct this behavior unsuccessfully. Kimberleigh made a remark that Aslyn seemed a little lethargic and her eyes seemed a little heavy. When they got back from the walk Aslyn and Kimberleigh finished the visit sitting down together watching youtube videos.

05/04/22

Kymberlie and Aslyn

Kymberlie arrived on time and took a room. Custodial Parent arrived on time and dropped off Aslyn requesting that Aslyn wear her glasses during the visit. Per rules the supervisor notified Kymberlie of this request. Due to emotions

surrounding a proceeding at court she was already irritated with custodial parent and gave a middle finger as if to the custodial parent. She apologized and notified supervisor that she would try but had never seen Aslyn wear the glasses for very long. She also said that the glasses were the wrong perscription. Afterward, Aslyn went to use the restroom with supervision from Kymberlie. Aslyn told Mom that she fell at school. When finished with the restroom they came out to wash hands and using the "ABC" song to time her they washed hands for recommended time. They then went into the room to set up for doing some activities that Kymberlie had brought with her. The activities included painting and Kymberlie lay down a trash bag to protect the floors. Aslynn was happy and excited to paint. Aslynn finished her painting and began painting on her hands and legs at which point Kymberlie lightly adminished her to stop. Eventually she was able to get her to paint on paper instead of her body though this took some prodding. They went outside to share grapes with the other kids. Aslynn did begin to wear her glasses about 25 minutes into the visit but they seemed to be too big for her. Using a strap for the glasses they stayed on and Aslynn wore them continually. Aslynn decided to go for a walk and so Kymberlie took water with her to make sure Aslynn was hydrated. Before leaving she had Aslynn help clean up from their projects. They took a walk around the offices surrounding the facility. During the walk they played a couple of games on the way back to the facility. Aslynn didn't want to go back yet but they needed to go back to wash her hands. They went to use the restroom and wash Aslynn's hands. Female Supervisor was called over and went to observe a very minor rash on Aslynn's genital area and upper thigh. Nothing major according to that Supervisor.

04/13/22

Wednesday April 13, 2022

Kymberie and Aslin
2 hours

Kymberlie arrived on time. Custodial parent dropped off Aslin on time. Kymberlie had Aslin calling her brother over facetime. They walked to a

yogurt place where they ordered and ate a little before returning to facility to play and eat. During the walk supervisor observed Kymberlie teaching proper safe pedestrian behavior e.g. "always hold my hand when crossing the road", "Always look both ways." Etc... (female) Supervisor was notified of and observed a rash that Kymberlie says is due to custodial parent not changing Aslin enough. During changing Aslin hit Kymberlie. Kymberlie notified that it seems Aslin is becoming more agressive. After incident Aslin calmed down and they started watching videos on a tablet. Visit ended without incident.

Kymberlie - Azlynn

04/10/2022

11:00-1:00

As Kymberlie walked into the facility, she saw and showed the supervisor that Azlynn's dad's car was in the parking lot when he was not supposed to be there yet. Kymberlie expressed concern of her vehicle being seen by Azlynn's dad. When it was time for pick up, the vehicle pulled I but was not Azlynn's dad but a woman dropping Azlynn off. The woman was reminded of the rules of drop off and Azlynn was brought inside. Kymberlie greeted Azlynn and showed her toys she had brought her. Azlynn met another girl at the facility and Kymberlie watched as they played together. When the girl was busy, Kymberlie would play with Azlynn. The girl Azlynn became friends with gave Azlynn a toy and made a dollhouse for her. Kymberlie would also gives snacks to Azlynn and have Kymberlie practice her sign language. At the end of the visit, Kymberlie hugged and kissed Azlynn goodbye.

04/06/22

Kymberlie (Child Aslin)
Visit 2 hours
Before the visit another supervisor was told that child was going through too many pull ups during the visit. Child used potty for "#1" and " #2" and pull up

was completely dry. Noting it as requested. Little girl used bathroom a second time with no incident during visit. No pull ups were used. Mother arrived on time and took a walk with the child and afterwards had lunch.
They went outside to Mom's car for a box of stickers for activities. They set up a slide to play outside. Finished visit inside playing with basketballs and then on phone with family.

Kymberlie & Azlynn

02/23/2022

6:00-8:00

When Azlynn arrived she hugged her mother. Kymberlie told her she had a surprise for her and gave her a cake pop. Azlynn said she didn't want it and began to play with her mom instead. They played around the facility with different toys and games. Kymberlie would hug and kiss Azlynn as they played. Kymberlie noticed marks that appeared to be bruises on Azlynn's fingers. Kymberlie asked her if she slammed a door on her fingers but Azlynn said no. The two continued to play. Kymberlie noticed Azlynn had soiled her pamper. Kymberlie told her that she was supposed to tell her when she had to use the bathroom. Kymberlie then changed Azlynn's diaper. Afterwards they continued to play and Kymberlie took pictures and video while they did so. Kymberlie's parents and son arrived to the visit. Azlynn hugged each of them and began to play with her brother. Azlynn's grandmother took video and pictures of Azlynn with her family. When it was time for her family to leave, Azlynn was worried she was the one who had to go as she kept protesting she wanted to stay and play. Her family waved her goodbye and she continued to play with Kymberlie. The two played for the remainder of the visit. When the visit came to an end, Azlynn at first refused to leave but quickly allowed Kymberlie to gather her things. Azlynn kiss and hugged her mother goodbye.

Kymberlie - Azlynn

02/20/2022

11:00-1:00

When Azlynn arrived, her dad left her with a backpack with her stuff. She went inside and ran to Kymberlie. Kymberlie picked her up and gave her a baby doll to play with. Kymberlie and Azlynn then went around the facility playing with different toys and games. Kymberlie asked Azlynn if she would tell her mom if she needed to use the restroom so she wouldn't soil her pamper. Azlynn didn't respond but instead continued to play with Kymberlie. After a little more time of play, Kymberlie brought Azlynn to the bathroom. After Azlynn, used the restroom, Kymberlie showed the supervisor that Azlynn had bruises on her upper thigh. They seemed old and were browning. Kymberlie and Azlynn then continued playing. Another girl at the facility offered them cookies but Azlynn declined. She then offered Kymberlie and Azlynn to go into their room and watch a movie with her. Azlynn agreed and played and watched a movie with the other girls and her mother. Another child at the facility also gave candy to Azlynn. Azlynn then continued to play with Kymberlie and the other children around the facility. While playing, Azlynn fell down. She did not cry and after some consoling from Kymberlie, Azlynn continued to play. While they played, Kymberlie and Azlynn would take video of each other playing. While they were playing together, Kymberlie played music for Azlynn. When the visit drew to a close, Azlynn did not want to leave. When Kymberlie told her it was time to go, Azlynn would say no and continue to play. Kymberlie got Azlynn to gather her things and put on her shoes. Azlynn hugged her mom goodbye and said (and signed) that she loved her mom.

EXHIBIT 20

Family First Services

Helping children & parents strengthen relationships

An administrative fee of $35-80 is due at the time of review and signing of the Family First Services Supervised Parent-Time contract & Guidelines.

PARENT Kymberlie Hurd
Email kymmiejoy@yahoo.com
Phone 702-285-8149

PAYMENT: %__Father/Mother CHILD NAME(S) Azlynn Opipari_____
OTHER PARENT Mario Opipari_____

- **NO SWIMMING ACTIVITIES, ICE SKATING OR THE LIKE**
- **NO TRAMPOLINE PARKS UNLESS RELEASE IS PROVIDED BY BOTH PARENTS.**
- **NO SMOKING, DRUG USE, OR ALCOHOL DURING PARENT-TIME**
- **NO WEAPONS ON PERSON, OR IN VEHICLE**
- **NO BOY OR GIRL FRIENDS PRESENT AT PARENT TIME**

_____ (Initial)

This contract is between the parent or guardian named above hereafter referred to as the Parent, and Family First Services., hereafter referred to as Family First. This contract is an agreement to provide **Supervised Parent-Time** between the non-residential parent and her or his child(ren).

The following are conditions of this agreement: (PLEASE INITIAL EACH LINE BELOW)

SERVICES & EXPECTATIONS

1.___ The Parent acknowledges that Family First is a **Neutral** party, providing a service, and that none of the staff at Family First will advocate for either parent. Family First is not agent of the court or enforcer of orders and documents parents compliance with court orders.

2.___ **The supervisor present during parent time will be within visual and hearing distance at all times. Conversation in English only unless interpreter is present. Please do not whisper into the child(ren) ear, as the supervisor must hear and understand all conversation. The supervisor will either take notes, audiotape and/or video tape conversations.**

3.___ The parent or guardian agrees to **abide by ALL instructions of the Family First Supervisor**, and acknowledges that failure to do so may result in immediate termination of the parent-time and future parent-time. This includes parking, timeliness and all guidelines.

4.___ The parent or guardian agrees at **no time during the parent-time is he/she to talk about the child(ren)'s other parent in a way that is degrading, harmful to his/her character,**

or derogatory in a way. The Parent also agrees not to speak to the child (ren) of court hearings, decisions, or other adult topics and subjects of conversation.

SCHEDULING

5.___ The Parents will provide Family First with the parent-time schedule as ordered by the court, agreed to, or otherwise recommended or agreed to at Intake.

- **If parents are unable to agree, they should negotiate times through their attorneys and determine a mutually agreed upon schedule and then notify Family First.**
- **Parents are encouraged to txt or call in confirmation the day before the scheduled parent time.**

6.___ Requests for schedule changes are to be made as follows:

a) ___Parents are encouraged to make changes to the parent-time schedule on their own or through their attorneys and jointly notify Family First in writing, via email, text message. **If agreement is not reached the schedule WILL STAND AS OUTLINED IN THE COURT ORDER or AGREEMENT ORIGINALLY REACHED PROVIDED Family First SCHEDULE CAN ACCOMMODATE**

b) ___There is NO CHARGE if Family First is given at least 24 hours notice of this agreed upon change. If notice is given with less than 24 hrs, the parent making the change may be charged for the cancelled time at a rate of $25.00 per hour for the late cancelled parent time. (See exception for illness)

c) ___If parent time is cancelled due to unforeseen circumstances the parent who cancels a parent-time will provide options to make up the lost parent-time for the other parent.

Fees

7.___ The Parent agrees to pay in cash, check, debit, or credit card at the beginning of each parent-time for any or all of the following fees:

a) ___ **Intake** meeting is $70.00 per family ($35 for each parent) due at the time of the intake. This fee is determined by the percentage of parent-time fees each parent is ordered or has agreed to pay. (example: 80/20 split=$50 / $20 or 50/50split=$35/ $35 or 100/0=$70/ $0) **NON-CUSTODIAL PARENT PAYS OR IF AGREE PARENTS SPLIT FEE**

b) ___ **Supervised Parent-Time** is billed at $35/40 (wk day/wk end) per hour for either On- or Off-Site parent-time, with a one (1) hour minimum. This must be paid at the beginning of the service; **NON-CUSTODIAL PARENT PAYS OR IF AGREE PARENTS SPLIT FEE**

c) ___ **Holidays** are billed at 2 times the normal rate on Thanksgiving Day, Christmas Eve, and Christmas Day. Other holidays identified and listed in Nevada Statutes will be charged 1.5 times the normal fee. ; **NON-CUSTODIAL PARENT PAYS OR IF AGREE PARENTS SPLIT FEE**

d) ___ **Activity Expenses** The non-residential parent also agrees to pay for **ALL expenses** of any activities during the parent-time including those that would be

incurred by the supervisor (entrance fees, meals, etc.); **NON-CUSTODIAL PARENT PAYS**

e) ___ **Schedule changes-Late Fees- No shows:** It is ideal for the parents to work out the rescheduled time together or through their attorneys and then notify Family First as to their agreement. **NO CHARGE IF Family First IS GIVEN AT LEAST 24 HOUR NOTICE. IF LESS FEES ARE DETAILED BELOW**

- ___ **CANCELLATIONS** with less than 24 hours notice can be subject to late cancelation fee **TO THE PARENT WHO CANCELS LATE**.
- ___ **Late Fees** accrue at the rate of $1 per minute and is to be paid at the beginning of the service; We work a tight schedule, which does not leave room for tardiness. **LATE PARENT PAYS**
- ___ **No Shows** are billed **$35/40 PLUS $ 25 FOR EACH HOUR THAT WAS SCHEDULED** to the parent who fails to show or cancels with less than 3 hours notice. **NO SHOW PARENT PAYS**

f) ___ **Requests for notes**, letters, or other documentation are billed at $35 per request and is **prepaid. IF a Guardian ad Litem orders notes for the client the parents split the cost 50/50. Please allow up to one week for preparation. Otherwise REQUESTING PARENT PAYS.**

g) ___ **Court appearances** will be billed at $125 for the first hour and will be paid in advance. A fee of $70 per hour will be charged For every hour thereafter. This is to be paid in advance of the court date. **REQUESTING PARENT PAYS**

h) ___ **Fees are subject to change**.

8.___The division of Parent-Time hourly fees as listed below:

CP % _of the parent time fees.
NCP %_of the parent time fees.

Billing and Payment are DUE AT THE TIME OF SERVICE. PARENT TIME FEES INCLUDE A ONE TIME INTAKE FEE AND THE HOURLY SUPERVISED PARENT-TIME FEE

CASE NOTES & CONCERNS

9. ___ Family First keeps a file on each family with case notes from each parent-time. Family First reserves the right to audio and/or video record all or parts of the parent-time as well as telephone calls between parties to insure accuracy in recording the interaction between parent and child(ren) and accuracy in information given to Family First. The parent acknowledges that conversations between Family First staff regarding the proceedings of the parent-time are not necessarily held confidential. **However all personal information i.e. phone numbers and addresses pertaining to both parties and the children will be strictly confidential.**

10. ___Requests for notes are sent **to the requesting parent's attorney.** If a parent is requesting the parent may pick up a copy at the Family First office when they are compiled. **Please allow sufficient notice (at least one week) when requesting documentation .**

11. ___Concerns about the supervised parent-time may discussed with the supervisor and should **be submitted in writing** by either letter, fax, txt, or email. (**parenttime@familyfirstlv.com**)

MISCELLANEOUS PROVISIONS

12. ___The safety of the child(ren) at all times during services is the responsibility of the Parent. Family First staff will make reasonable efforts to protect the Parent and child(ren) from accident during supervised parent-time, either on- or off-site. Notwithstanding these efforts, the Parent agrees to hold Family First, staff, owners, and contract employees harmless of any injury or harm caused by accident during the supervised parent-time.

13. ___The parent agrees that the supervisor will terminate the parent-time if the supervisor **SUSPECTS (Family First DOES NOT DO DRUG OR ALCOHOL TESTING)** that the parent is under the influence of alcohol or drugs including those prescribed by a physician. No alcoholic beverages or drugs are to be consumed prior to or during parent-time. To do so will result in the termination of Parent-time and any further parent-time services with Family First.

14. ___If a child has been ill or exposed to a contagious illness or infestation (example: measles, chicken pox, strep, head lice, scabies, etc.) the child should not be brought to Family First until the child and family has been treated and is no longer contagious. This may require a letter from a physician explaining that the condition has been treated and the child is free from the infection or illness.

15. ____Upon arriving at Family First for an on-site parent-time we ask that the parent and child protect themselves from germs or spreading germs and use the hand sanitizer that is provided before beginning the parent-time.

16. ___If a child requires medication during a supervised parent-time a doctor's note to that effect will be required. This includes over the counter as well as prescriptions. The NCP will be responsible for administering the medication not the supervisor.

PARKING AND TIMELINES

17. ___The parent agrees to arrive and park and leave the office or location at the Appointed times and will not attempt to contact or confront the other parent with issues of conflict between the parties. Failure to do so will result in immediate termination of parent-time.

18. ___Non-Custodial parent parks in the **South parking lot 10 MINUTES PRIOR TO THE SCHEDULED PARENT-TIME** and enters the Family First office, 1481 W Warm Springs Rd, Suite 139 . At the South end of Building

For example, if your parent time starts at 5:00 pm, the NCP parent will arrive at 4:50 pm.

___Custodial parent (CP) parks in the **North parking lot, 2 MINUTES PRIOR TO THE SCHEDULED TIME** and stay in their vehicle or at curbside. The supervisor will come to your car and bring your child(ren) into the Family First Office. CP please **DO NOT** enter the building. The custodial parent is to then leave the area and return 2 minutes before the end of the parent time.

- ___At the end of the supervised parent-time the CP is to arrive at the Family First office **2 MINUTES PRIOR TO THE SCHEDULED END TIME** and park in the North parking lot. Stay in their vehicle or at curbside. The supervisor will bring the children out to the car. CP, please **DO NOT** enter the building. Once the children are safely seated and buckled in the car the CP is to then leave the area.
- ___After the children have been returned to the **CP, the NON-CUSTODIAL PARENT will remain at the Family First office for an additional 5-10 minutes. The supervisor will let you know when you may leave.**

19.___In order to have parent-time off site Family First must have in it's file a copy of a valid DL, current registration and insurance for the vehicle that will be transporting the supervisor and children, and seat belts for the adults and proper car seats and/or booster seats for the children being transported.

20.___If there is a record of DUI's or reckless driving, Family First reserves the right to keep the parent-time on site only.

21.___The driver may **NOT** use her or his cell phone while transporting the children and supervisor.

22.___If approved to go off site, parent, children, and supervisor is to return to the Family First Office **NO LATER THAN 10 minutes before the scheduled end of the Parent time.**

23.___Family First reserves the right to terminate services at any time if the supervisor believes that the child(ren) are at risk, unduly agitated, distraught during a parent-time, or if the non-custodial parent does not comply with a supervisor's request or instruction.

GUIDELINES

Our objective is to provide the child(ren) with a safe environment where they do not have to worry about being questioned or put into a situation that makes them feel uncomfortable. Therefore, we ask that the parents abide by the following guidelines:

24.___The first supervised parent-time will be on-site and just between parent and child (ren). Upon the recommendation of the Family First supervisor, the parent-time may be cleared for off-site activities. If off site parent-time is restricted by court order or mediated agreement, Family First will follow the guidelines of such agreements or orders.

25.___Off site activities are to be at . **PUBLIC PLACES ONLY.**
NO PARENT TIME IS TO TAKE PLACE AT A PRIVATE RESIDENCE.

26.___Extended family may attend Parent-time as approved by Family First Supervisors, unless this is restricted by court order, mediated agreement, other agreements with parents, or recommendations by a therapist or Guardian ad Litem. UPON APPROVAL of Family First the extended family member may spend HALF of the parent time with the child and the parent. Family members should be aware of the Family First guidelines and by their presence is agreeing they will comply with these guidelines. If any person present at parent-time does not comply, the parent-time may be ended and/or Family First may end services.

27.___ Pictures/videos may be taken if not restricted in the court order and approved by the supervisor, however **pictures/videos may not be used for social media or email during the period Family First is supervising .**

28.___The parent is responsible for the children in the office and in public. We allow the parent to be the parent and expect the parent to care for the physical needs (i.e.feeding, diapering) and to discipline your child(ren) appropriately. **(NO hitting, spanking, or swatting the child).** The supervisor will intervene if he/she feels that the child is at risk.

29.___It is the parent's responsibility to plan the activity. We suggest that the parent involve their child in the planning as this gives them input to the time together.

30.___ **OFF-SITE ACTIVITIES**: Please inform Family First (702-908-6491) of any special activities you may be planning so that the supervisor can plan and dress appropriately for the activity. If Family First does not receive notice of this information at least 24 hours in advance AND APPROVES THE ACTIVITY the supervisor has the option to change the activity. **PLEASE NOTE THAT OFF-SITE ACTIVITIES MUST BE WITHIN CELL PHONE RECEPTION AREAS.**

31.___Before leaving the Family First office please have your children clean up and put away any toys they have played with. We ask that the toys be sprayed or wiped down. This is done to limit the spread of germs from child to child. Clean-up should begin 5-10 minutes before the end of the parent-time. If you have eaten in the food area we also ask that you clean the table with the wipes provided and vacuum any food crumbs that may have fallen on the floor.

32.___The Family First office is not an appropriate place to serve a parent with court papers. This can be frightening to the children who are at Family First for Parent-Child time. We ask that this adult court business be done at another time and place.

33.___Family First staff **may relay messages that concerns Parent time scheduling, Other parent issues or items needing communication should be handled by attorneys or other designated parties that assist with the communication between parents. NO NOTES OR MESSAGES FROM ONE PARENT TO ANOTHER IS TO BE HIDDEN IN CHILDREN'S BAGS AT ANYTIME WHEN BRINGING CHILDREN INTO Family First OR RETURNING THEM TO THE CUSTODIAL PARENT.**

PARENT-CHILD CONVERSATION

34.___No derogatory comments will be made of the other parent in the presence of the child (ren). This is NOT appropriate at anytime. Positive encouragement and enjoyment of the time together should be goal of the parent as she/he is with her/his child(ren).

35.___Questioning of the child(ren) regarding the other party's activities (dating, working etc.,) is not appropriate. In cases where there is a Protective Order, it is not appropriate to ask the name of the school the child(ren) attend(s), telephone numbers, or where the child is currently living. This is a time to build and strengthen relationships between parent and child(ren).

36.___Pressuring or promising the child(ren) to come and live with the non-custodial parent is never appropriate and may result in termination of parent-time at Family First.

37.___MAKE PROMISES YOU CAN KEEP. Your child(ren) look(s) forward to seeing you. This is an opportunity to strengthen trust between you and your child(ren). Family First encourages you to set and keep your scheduled parent-time with your child(ren). Please do not makes

promises of attending an activity that you cannot follow through with, especially your regularly scheduled parent-time

38.___We will follow any restrictions that are court ordered or otherwise specified i.e.: Therapist or Guardian Ad Litem recommendations.

___If, for some reason, the supervisor is not there when you arrive, please remain in your in your parking area, call (702) 908-6491 or Text and leave a message. Wait until your call is returned or the supervisor arrives. If there is a Protective Order in place **do not make any attempts to contact the other parent. Please remember that following these guidelines is part of your contract. Again we stress that you arrive at the time appointed. This schedule is for the protection of ALL parties.**

I have read, understand and agree to abide by the preceding 38 conditions of this contract; I further understand that failure to do so may result in immediate termination of supervised parent-time services provided by Family First

Parent 2-17-22 Date Witness

EXHIBIT 21

ELECTRONICALLY SERVED
8/11/2022 6:23 PM

ELECTRONICALLY SERVED
7/1/2022 3:05 PM

Kymberlie Joy Hurd
152 Judy Lane, Unit D
Henderson, NV 89015
KymberlieJoy@gmail.com
702-285-8149

Sent Via E-Serve Only To: ccrome@cslawoffice.net

June 27, 2022

Chaka Crome, Esq.
Crome Law Firm
520 South 4th St.
Las Vegas, NV 89101

Re: Opipari vs. Hurd
Case No.: D-21-622669-C

Ms. Crome,

Please be advised that I will be out of town this week. As such I will not be available for any random drug tests. Also, I will need to move my Wednesday (6/29/2022) visitation.

I would request extended time with Azlynn over the 4th of July Weekend and the actual 4th of July Holiday. Unfortunately, I do not have the funds to cover this extended time request or to pay extra for the Holiday.

I would appreciate your client, Mario, allowing Azlynn to spend time with me on Sunday and/or Monday for 4-8 hours. My visit(s) can be supervised by my parents, Gloria & Danny Hurd and they are willing to do the exchange.

I would appreciate your and Mario's cooperation in this matter. Thank you.

Regards,

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd

Case Number: D-21-622669-C

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

KYMBERLIE JOY HURD
Appellant,

vs.

MARIO OPIPARI
Respondent.

Supreme Court No.: 85537-COA
District Court No.: D622669

MOTION FOR STAY (CHILD CUSTODY) OF DISTRICT COURT ORDERS

FILED
AUG 22 2023
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
DEPUTY CLERK

Appellant ("Kymberlie") seeks a stay of the district court orders pending appeal. The Order(s) to be stayed are the Findings of Fact, Conclusions of Law and Order From The Evidentiary Hearing filed, October 17, 2022 and all prior interlocutory filed orders that were not independently appealable (1/11/2022, 5/19/2022 & 5/26/2022). The notice of Appeal was filed October 17, 2022 at 8:20 PM.

Pursuant to the Order issued by the Supreme Court dated January 27, 2023, and NRAP 8(a)(1), Kymberlie filed her Amended Ex Parte Emergency Motion For Stay of District Court Proceedings on February 4, 2023 in the Eighth Judicial District Court. (All Exhibits are bate stamped for convenience and efficiency) **(pp. 1-28)** Two (2) volumes of exhibits were also filed in support of Kymberlie's motion on February 4, 2023. **(pp. 29-413 & 414-700)**

RECEIVED
APR 21 2023
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
DEPUTY CLERK

///

23-27392

Plaintiff's ("Mario") Objection was filed February 15, 2023 and Kymberlie's Reply to Plaintiff's Objection was filed February 18, 2023. **(pp. 701-708, 709-718)** A hearing was held for oral arguments on March 21, 2023. **(pp. 719-724)** District court denied Kymberlie's motion for stay. **(pp. 734-744)**

A more detailed discussion regarding this hearing and Mr. Friedman's inaccurate and fraudulent Order filed April 12, 2023 **(pp. 736-744)** regarding the hearing held on March 21, 2023 will be in the section identified as "Other Circumstance".

STATEMENT OF FACTS

Kymberlie and Mario are the parents of a minor child, born on May 19, 2016. The minor child was diagnosed with Trisomy 21 (Down Syndrome) in utero. The parties were never married and were in a relationship from approximately November 2009 to February 2021. Kymberlie agreed to stay home and be a full-time caregiver for the minor child and has been the child's sole caregiver for 5.5 years until the unlawful Emergency Pick-Up Order for Return of Minor Child was filed on January 11, 2022 and executed on January 12, 2022. **(pp. 79-82)**

A complaint was filed by Mario on March 4, 2021 and served upon Kymberlie on April 15, 2021. The first hearing in this case was held on June 24, 2021. A custody order was never signed and filed as Kymberlie's then-attorney, Jason Stoffel, Esq. and Mario's attorney, Chaka Crome, Esq., were unable to agree on the wording in the draft order. This primarily centered around the potentially

harmful repercussions of the wording "Joint" physical custody being formally entered into an enforceable order. The minor child receives SSI and State Medicaid with Kymberlie being the Representative Payee.

Mario filed an Emergency Motion for Enforcement of Order for a Pickup Order, for Temporary Primary Physical Custody on November 15, 2021. Subsequent related filings were made and a hearing was held on November 18, 2021.

Based on untrue statements and misrepresentations made by Ms. Crome, the court granted permission for custody orders to be submitted without Kymberlie's review or signature for current and all subsequent orders.

Plaintiff Mario Opipari's Emergency Ex Parte Motion for a Pickup Order for the Return of the Minor Child was filed on Friday, January 7, 2022 at 9:05 pm **(pp. 40-74)** without any service being made to Kymberlie. **(pp. 76-77)** The court signed and filed the Emergency Pick-Up Order for Return of Minor Child on Tuesday, January 11, 2022 at 3:46 pm without conducting a hearing, no findings of fact or conclusions of law, no evidence of Kymberlie being an unfit parent, no evidence that the minor child was being harmed or endangered, no service of the motion made to Kymberlie, no prior custody orders being signed and filed, and based on Kymberlie's lab results reported seven (7) weeks prior (November 24, 2021). **(pp. 79-82, 410)**

Hearings were held on February 15, 2022 and April 19, 2022, resulting in additional numerous violations of procedures, laws, statutes, constitutional rights, and a complete lack of consideration for the minor child's best interests. Decisions were made based on the egregious misrepresentations and arguments made by Ms. Crome.

The temporary custody orders from the initial hearing on June 24, 2021 and the next hearing on November 18, 2021 have never been filed as reflected in the docket. **(pp. 84-104)** The first custody orders filed in this case were on May 19, 2022 (from the April 19, 2022 hearing) **(pp. 106-112)** and May 26, 2022 (from the February 15, 2022 hearing, 14 weeks prior). **(pp. 114-122)**

Kymberlie argues that not only were her Due Process Rights violated, the initial Emergency Motion and Order granting sole custody to Mario are not valid as they were based on "oral rulings" rather than any enforceable, signed and filed Custody Orders. An evidentiary hearing was held on Tuesday, August 16, 2022. However, Kymberlie was not aware that this hearing was in fact a trial for final custody orders. Kymberlie was not present at the hearing and filed an ex parte motion to continue the evidentiary hearing on August 16, 2022, but this motion was denied. **(pp. 124-130)**

The Court awarded Mario sole legal and physical custody of the minor child. The Order was filed October 17, 2022 (**pp. 561-580**) and Kymberlie appealed the

same day. Kymberlie filed Motions for Stay in NV Supreme Court on December 28, 2022, and Amended Motion For Stay om January 18, 2023. These Motions were denied without prejudice. First for not asserting that is would be impracticable to file first in District Court, second for failure to first file in District Court. After being denied by the district court, Kymberlie now files this Motion for Stay of District Court orders in the Court of Appeals.

EFFECT ON THE CHILD

Kymberlie had been the minor child's primary caregiver since birth and has attended every single medical appointment, activity, school event, extracurricular activity, taken minor child to and picked up minor child from school, volunteered in minor child's classroom, etc. The minor child has gone from being cared for exclusively by one (1) highly involved, high-quality parent to NO parents, as Mario has abdicated all his parenting responsibilities to his significant other ("Kari") and his mother ("Ellen"). It should be noted that there is not a single case law or Nevada statute that validates this court condoning and facilitating this action. The established law of this land is that natural parents have the parenting rights, and third-party significant others, no matter their relation to natural biological parent, do not have any rights that exist or that supersede the rights of the natural parent. District Court has failed to acknowledge or implement this U.S. Constitutional Right for the minor child and for Kymberlie. **(pp. 826-832, 840)**

The minor child was taken from Kymberlie's custody via an Emergency Pick-Up Order on January 12, 2022, and has not been returned as of this date, which has now been over fifteen months (15) months. This Order was not based on an actual emergency, had NO findings of fact, and the best interests of the minor child were not even considered. As a result, Kymberlie is no longer permitted to contact or even know of the minor child's schooling, medical providers, updates, milestones, whereabouts, or who the minor child is with. Kymberlie also receives no pictures or videos of the minor child's life, development, and growth.

Essentially, Mario and the court have effectively terminated Kymberlie's parental rights.

The minor child is immensely suffering and her significant regression while in Mario's custody will have and has had a permanent impact in all areas of her development. The minor child's disability is being taken advantage of by this court and by Mario. For example, the minor child was potty trained in Kymberlie's care and custody and actually wearing training underwear. However, while in Mario's custody, the minor child is back in diapers. The minor child is now 6 years old and will be seven (7) next month, May 19, 2023. This is a heinous act of medical neglect that negatively affects the minor child physically, psychologically, and emotionally.

The district court has been made well aware of this over a year ago and has done nothing to protect the most vulnerable population in our society. District court has condoned and even enabled this atrocious act of child abuse upon this little girl. At the hearing back on April 19, 2022 Ms. Crome even stated "The child is now saying I have to go potty. And is using the bathroom more frequently than before." After minor child's visitations with Kymberlie. **(pp. 132-136, 236)**

- Minor child's IEP has been downgraded from **Developmental Delay** to **Intellectual Disability**. **(pp. 138-184)** Mario was permitted to hold minor child's IEP without Kymberlie's knowledge or input despite Mario never being involved with minor child's IEP before this date. IEP was secretly held March 28, 2022. **(pp. 186)**

- This new IEP downgrades the minor child from **General Education** to **Self-Contained** class.

- Minor child has gone from being in general education 80% - 100% while in Kymberlie's care and custody down to 34% while in Mario's custody. NOTE: district court stated *"She's (minor child) actually better off developmentally than a lot of children with Down Syndrome. So, that's something to be grateful about". "If she's a third of the time in a normal class and a lot of them aren't."* **(p. 188)**

  It is precisely this kind of ignorance and ableism that keeps individuals with disabilities in a labeled box. Kymberlie advocates FOR minor child and against this egregious type of discrimination. While Mario sat face-to-face with the judge that just discriminated against his own daughter and said and did nothing.

  #AdvocateForAzlynn (pp. 190-191, 885-886)

- Minor child has lost her spot at a Magnet School, Gordon McCaw STEAM Academy, for the school year 2022-2023 due to this downgrade. **(pp. 193-196)**

- Minor child will now have limited options for quality schools within a school district that is currently rated 48 out of 50. Minor child's school placement (CT Sewell) is significantly worse than all her previous school placements.

- Minor child's educational rights under IDEA are being violated by Mario.

  Under § 1412 (a)(5) of U.S. Code Title 20, The least restrictive environment (LRE) is part of the Individuals with Disability Education Act (IDEA). Children with disabilities should be educated in general classes to the "maximum extent appropriate"

- Minor child missed school and was taken to the doctor due to an Absence Seizure she had while in school on May 3, 2022. Kymberlie was NEVER notified of this EMERGENCY nor was Kymberlie permitted to talk to the school and minor child's providers regarding this EMERGENCY MEDICAL SITUATION. **(pp. 198-199)**

- Minor child has not been permitted to be actively and consistently involved with her peers at various Down Syndrome & Special Needs events and with Down Syndrome Organizations to the extent and level she was previously accustomed to while in Kymberlie's care and custody. The very limited participation that Mario does permit, is for Facebook purposes and is just a façade.

  Recent examples (this is a non-exhaustive list and merely represents a small fraction):

  - April 20 – 24, 2023, Family Reunion celebrating Nelson (minor child's maternal biological brother) **(p. 869)** 30th birthday, Danny & Gloria's (minor child's maternal biological grandparents) 50th wedding anniversary, and Kymberlie's first full-marathon advocating for minor child's rights **#RunningForAzlynn** NOTE: minor child and Kymberlie have always ran together since minor child was in utero. Kymberlie ran a ½ marathon in Zion while 6 months pregnant **#Azlynns1stHalfMarathon (pp. 874-875)** & minor child and Kymberlie have trained together and participated in several races **(pp. 876-877)**

  - April 1, 2023, Minor child was only permitted to get one (1) at bat for her opening day at Miracle League and then Mario left with minor child so he could attend a Vegas Golden Knights game at which he did not permit minor child to advocate for herself as the **#GoldenKnightsPrincess**.

    Minor child has been officially recognized by the VGK organization to use the hashtag as well as given permission for the layout and wrap of her mini motorized vehicle. Minor child has been actively engaged

in this role since Spring 2018 and up until the unlawful removal from Kymberlie's custody January 12, 2022. **(pp. 870-873)**

- April 1, 2023 Easter Egg Hunt with Down Syndrome Connections LV
- March 26, 2023 Yoga at Down Syndrome Organization of Southern Nevada ("DSOSN")
- March 24, 2023 Fun Friday with Siblings, celebration for all siblings for the support that they show their loved ones with Down Syndrome with DSOSN
- March 25, 2023 2nd Annual GiGi's Fit Walk Challenge, physical and social walk for acceptance, Crazy Sock Walk/Fun Run, and Kids Dash For Down Syndrome (celebrating World Down Syndrome Day 3/21) at Cornerstone Park in Henderson with GiGi's Playhouse Las Vegas. [Note: Azlynn was not permitted to attend as Mario had a softball tournament out of town]
- March 19, 2023 World Down Syndrome Day (3/21) Bowling Party with DSOSN
- March 19, 2023 Celebrate World Down Syndrome Day (3/21) at Centennial Park with Down Syndrome Connections LV
- March 15, 2023 Art Painting Party with DSOSN
- March 14, 2023 Champions movie night for spring break with Down Syndrome Connections LV
- March 12, 2023 Pancakes with Princesses with Down Syndrome Connections LV
- March 11, 2023 Sign Language monthly class with Down Syndrome Connections LV
- This list could on for several more pages, but the point is made. The only two (2) events the minor child was allowed to participate in with the DSOSN was the Buddy Walk October 16, 2022 & Festival of Trees and Lights November 19, 2022. This was only done because Kymberlie had e-mailed Mario about the events and asked to participate with minor child. **(pp. 275-277, 640-645)** Mario did not respond and participated in these events as a malicious act of spite.

- Minor child is not consistently involved with behavioral therapies and interventions. When permitted to attend was with a third party (Kari) and without ANY parent's involvement. Kymberlie was no longer permitted to attend per Mario's request and this court's approval. **(pp. 201-220)**

- Minor child is primarily cared for by third-parties. Minor child has gone from being solely cared for by Kymberlie, her mother, to primarily Kari, Mario's significant other as Mario has abdicated his parental responsibilities. **(pp. 222-251)**

- Minor child is NOT consistently involved with extracurricular activities and is no longer permitted to attend swimming classes, dance classes, sporting classes, etc. with typical peers. Only recently has Mario allowed for minor child to attend some ballet classes. This was done AFTER Kymberlie filed her initial Stay in the Supreme Court (12/28/2022) calling this inaction out. **(pp. 253-271)**

- Minor child has NO involvement with Kymberlie's family and with minor child's maternal biological brother, Nelson. **(pp. 273-285)**

- Minor child does not have consistent involvement with her paternal biological brothers, Dom and Kody, that live here locally and are Mario's own biological son's. Instead, Mario's significant other's [Kari (Lewis) Anderson] son, Jeremy, and her ex-husband's (Jason Anderson) current wife, [also Kari Anderson], children, three (3) are being forced upon minor child as her "new" family. Involvement with Dom and Kody is sporadic and done only as needed for Facebook postings, as is also the case when it comes to Mario and minor child's relationship. **(pp. 287-297**, these are all the pictures provided by Mario as exhibits "of Plaintiff and his family with minor child", NOTE: not one photo is with minor child's own paternal biological brothers, Dom & Kody)

  There are no laws, statutes, or even case law that condones the above. None.

  Kymberlie attempted to facilitate a relationship with minor child and her paternal biological brothers, but Mario text Dom "Tell that bitch [Kymberlie] to leave you alone". **(p. 299)**

- The court has allowed Mario to deny visitations, medicals records, school records, and all information regarding the minor child.

  NRS 125C.005 (2) Access to records and other information pertaining to a minor child, including, without limitation, medical, dental and school records, must not be denied to a parent for the reason that the parent is not the child's custodial parent.

- On Minor child's first day of school August 8, 2022 Mario and Kari advised Kymberlie that she had no right to be there and that Kari was going to be minor child's stepmom and would have all the parenting rights as Kymberlie's rights are terminated. – This statement was made to Kymberlie while she was holding minor child. Minor child did not want to let go of Kymberlie and was hugging her tightly. Mario and Kari then yelled at Kymberlie to put the minor child down as she didn't need to be held. (this is one example of many demonstrating the emotional neglect and abuse Kymberlie is alleging)

- On Minor child's first day of Fall Ball September 24, 2022 Kari once again verbally assaulted Kymberlie in the presence of minor child and while Kymberlie was holding minor child. Kari attempted to provoke a physical altercation by "checking" Kymberlie and pushing herself (left boob) into Kymberlie's face and saying "Go ahead and touch me!". NOTE: Kari is significantly larger than Kymberlie and often uses her size to try and intimidate Kymberlie. Kari is approximately one (1) foot taller and one-hundred (100) pounds heavier than Kymberlie. **(pp. 658-662)**

- NOTE: September 24, 2022 was the LAST day Kymberlie has seen or talked to minor child as Mario has severed all contact. **(pp. 301-313, 887-891, 651-654)**

- As of this filing Kymberlie has had one (1), two (2) hour visitation at Donna's House on April 13, 2023.

  At this visitation Kymberlie noticed the following:

  - Minor child is overweight

  - Minor child has regressed even more with her potty training. Ex. At the September 24, 2022 miracle league game minor child held her head up high and said "Mommie, potty". Mother took the child to the restroom with Kari following and attending. Kymberlie noticed that minor child had an extremely full diaper of urine.

    At the visit on April 13, 2023 minor child did not even ask at any point to "go potty". Kymberlie had to initiate the potty breaks. The first time minor child did not go in the toilet. The second time minor child urinated in the toilet. She was extremely proud of herself and Kymberlie made sure to praise and reward her.

  - Minor child had a rash on her chin and all over her back.

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- Minor child had lost her second (2nd) tooth and a third (3rd) was loose. Mario has never updated Kymberlie about these huge milestones.

- Minor child's earring's that she has had since she was six (6) months old had been removed.

- Minor child is walking on her toes (balls of her feet) significantly more.

- Minor child's finger nails long and not trimmed.

- Minor child's speech had not improved as Mario had stated at the "trial".

- Minor child was not using ASL (American Sign Language) as frequently as she had in the past. Minor child has been using ASL since nine (9) months old as is/was her primary language. Minor child is speech delayed and has difficulty with effective speech expression. ASL helps her communicate and she knows well over 500 words. Mario has not attended a single ASL class and would rely on Kymberlie to interpret. Now Mario does not use ASL as he doesn't know it and does not permit minor child to use it because of his ignorance.

  Ex. One of the last times Kymberlie was able to Facetime with minor child (August 28, 2022) Mario abruptly hung up on Kymberlie because she and minor child were signing together. **(p. 301)**

- Minor child has made minimal progress in her education.

  Ex. Kymberlie brought several educational material to her visit and did not notice improvements with minor child's understanding of words, numbers, and writing.

- Minor child's glasses did not fit properly and she had a rash on her nose from them. This was noted back on September 24, 2022 as well.

  Mario has refused to take Minor child to the pediatric ophthalmologist that was referred by her previous pediatric ophthalmologist, Dr. Snyder. Minor child's glasses were obtained from Wal-Mart. Pediatric Ophthalmologists that specialize in children with disabilities fill their prescriptions in-house. **(pp. 661)**

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- Minor child is being denied the affection and contact she needs, especially from her mother.
- Minor child will remain in a toxic and hostile environment and will continue to be abused if this Stay is not granted.

In the time period from January 12, 2022 (pick up order) to August 16, 2022 ("trial") Mario slowly began to deny Kymberlie access to: medical and educational records and information, communication with minor child, any updates regarding minor child's development and over-all well-being.

Since the evidentiary hearing held on August 16, 2022, Mario has completely severed all contact between minor child and Kymberlie. As of this filing Kymberlie and minor child have not been allowed to see or even speak to each other for ***205*** days. **(pp. 301-313, 887-891)** Mario has done NOTHING to facilitate a relationship between the minor child and Kymberlie.

EFFECT ON OTHER SIDE

The other side will experience NO hardship if this Stay is granted.

The only person who is suffering is the minor child.

SUCCESS ON APPEAL/LEGAL ARGUMENT

Kymberlie will win her appeal as the court failed to uphold the established law and Constitutional Rights for herself and more importantly for the non-litigant minor child during the course of the entire litigation. Kymberlie has been denied Due Process and the Right to be heard since, and including, the hearing on November 18, 2021.

Kymberlie argues that without properly filed orders, subsequent motions and orders cannot be acted upon. A fact recognized by this very court in another custody matter. **(pp. 315-316)** This case Houston v. Borja D-10-436223-C still has yet to have a custody order filed. Decision was made March 29, 2021.

> "The district court's oral pronouncement from the bench, the clerk's minute order, and even an unfiled written order are ineffective for any purpose and cannot be appealed." *Rust v. Clark Cty. School District*, 103 Nev. 686, 689 (Nev. 1988)

Kymberlie argues that this court failed to ever find her unfit or establish that minor child was endangered or being harmed before awarding Mario sole custody and removing Kymberlie and minor child's Constitutional Rights. This court also granted a third party, Kari, more rights and access to minor child than Kymberlie. Again, this act is not supported by a single statute, law, case law or the Constitution. This initial error has now lead minor child to be without her mother for over fifteen (15) months. Indeed, this "temporary" ruling has already had and will have detrimental and long term devasting effects on minor child. **(pp. 826-832, 840)**

Also note, that the court has never heard from, met, seen, canvassed, received a declaration from, or knows anything about Kari (Lewis) Anderson whatsoever.

> "Parents are constitutionally entitled to a hearing on their fitness before their children are removed from their custody" *Stanley v. Illinois*, 405 U.S. 645, 92 S. Ct. 1208 (1972)
>
> *Santosky* v. *Kramer,* 455 U.S. 745, 753 (1982) (discussing "[t]he fundamental liberty interest of natural parents in the care, custody, and management of their child")

"there is little doubt that such breaches in the familiar bond will be detrimental to a child's well-being. " *Duchesne v. Sugarman*, 566 F.2d 817, 825 n.19 (2d Cir. 1977)

Sole custody, where one parent has exclusive control of every aspect of the child's life, is unusual. If you do see it, it's likely to be where a court determines that the other parent is unfit. Generally speaking, an "unfit parent" is one who, by reason of that parent's character or conduct, fails to provide a child with proper care, guidance, and support. (Nevada Revised Statutes §128.018.)

NRS 128.005(1) The Legislature declares that the preservation and strengthening of family life is a part of the public policy of this State.

The "emergency" presented was from a drug test result reported back on November 24, 2021. **(p. 410)** Acting on those labs seven (7) weeks later is not consistent with that of an emergency. By this court's own pronouncement at the hearing on November 18, 2021 "If it's that bad, generally speaking, it wouldn't be something that's brought to this court and is persuasive" and then that requires immediate action. This court also states that "If it's gonna be persuasive, you would've already involved the authorities". **(pp. 318-319)**

A TPO was issued against Mario on October 25, 2021 case T-21-218655-T. **(pp. 84, 504-545)** The court had access to that TPO and all exhibits that were submitted to get that TPO at the hearing on November 18, 2021. Those exhibits were: 1) Video Kymberlie was attempting to describe in court that day of minor child sitting by herself on the street in the middle of a parking lot while Mario was drinking beer after softball. 2) Audio of: Mario Mooing at his significant other for looking for a donut (found at 07:04:00) (this is verbal and emotional abuse and is being done in the presence of minor child), Mario making racist comments using

the "N" word (found at 07:04:20), and Ellen (Mario's mother) referring to minor child as a "shit head" (found at 07:05:10). 3) Video of the altercation and Mario placing hands on Kymberlie AND minor child. **(p. 321)** This exhibit is an e-mail to Ms. Crome dated December 27, 2021 describing and attaching the video of the assault on October 22, 2021. A week after this e-mail was sent is when Ms. Crome filed her "emergency" motion to unlawfully remove minor child from her protective parent.

The court has violated NRS 125C.230 by awarding joint custody of minor child while there was an active TPO against Mario with substantial video and audio exhibits to validate Kymberlie's claims. Mario also has a history of abuse against both of his ex-wives and was convicted of Battery Domestic Violence. There is a definite pattern of abusive behavior that this court has chosen to ignore. **(pp. 540-545, 549-550, 553)**

NRS 125C.230 Presumption concerning custody when court determines that parent or other person seeking custody of child is perpetrator of domestic violence.

1. Except as otherwise provided in NRS 125C.210 and 125C.220, a determination by the court after an evidentiary hearing and finding by clear and convincing evidence that either parent or any other person seeking custody of a child has engaged in one or more acts of domestic violence against the child, a parent of the child or any other person residing with the child creates a rebuttable presumption that sole or joint custody of the child by the perpetrator of the domestic violence is not in the best interest of the child. Upon making such a determination, the court shall set forth:

(a) Findings of fact that support the determination that one or more acts of domestic violence occurred; and

(b) Findings that the custody or visitation arrangement ordered by the court adequately protects the child and the parent or other victim of domestic violence who resided with the child.

2. If after an evidentiary hearing held pursuant to subsection 1 the court determines that more than one party has engaged in acts of domestic violence, it shall, if possible, determine which person was the primary physical aggressor. In determining which party was the primary physical aggressor for the purposes of this section, the court shall consider:

(a) All prior acts of domestic violence involving any of the parties;
(b) The relative severity of the injuries, if any, inflicted upon the persons involved in those prior acts of domestic violence;
(c) The likelihood of future injury;
(d) Whether, during the prior acts, one of the parties acted in self-defense; and
(e) Any other factors that the court deems relevant to the determination.

The court unconstitutionally had Kymberlie drug tested on November 18, 2021 as the request was NOT made in Mario's motion nor did this court or Mario establish reasonable suspicion. In fact this court made numerous comments about how Kymberlie's demeanor and behavior presented favorably. **(pp. 324-326)**

While the court states that those levels are "alarming" and "five (5) times the limit" it fails to act. NOTE: This "limit" was never presented or provided in a valid manner. Oral pronouncements of lab cut-off limits are not medically or legally adequate. Kymberlie's own Neurologist, primary doctor, and therapist could not incorporate any of ATI's lab results as they lack valid and reliable medically necessary documentation. Cut-off limits being one prime example. Kymberlie requested these labs be interpreted by a medical professional at the February 15, 2022 hearing. This court rejected Kymberlie's request and instead implemented its own medical analysis of what an *actual* medical professional would determine. **(pp. 328-331)** This court consistently, even at the "trial" makes medical and psychological diagnosis that it is NOT qualified to conduct nor has any evidence to support. **(pp. 333-335)**

In fact, there is not a single document on the record that would support the court's findings. A singular positive drug test from November 18, 2021 does not

and will not substantiate the court's excessive medical conclusions. Kymberlie's own medical documents she filed on February 13, 2022 and April 14, 2022 actually demonstrate the exact opposite of the court's findings. **(pp. 878-884)** (Note: these are only partial due to this filing being so excessive)

Kymberlie even signed a release of medical records for her Neurologist in an attempt to get these labs accurately evaluated and if needed, a proper medical diagnosis. Kymberlie cannot seek treatment for a diagnosis she does not have. Medical insurance will not cover any kind of diagnosis from a judge or attorney.

ATI Lab results do not incorporate Kymberlie's prescribed medications. Kymberlie has taken Psychopharmacology classes and while is also not qualified to perform lab analysis, knows that some of her prescribed medications, such as Fluoxetine (SSRI), have antagonist actions that potentiate the effects of amphetamines.

For the record, Kymberlie does have a Bachelor's degree in Psychology with a double minor in Addictions Treatment and Neuroscience and graduated with high honors and accolades. However, Kymberlie has not worked in this field since graduating from university as she had been minor child's full-time caretaker and is now minor child's ONLY advocate. (Kymberlie is not, or never has been a paralegal)

When discussing the lab results from Kymberlie's hair test done on February 18, 2022 **(p. 385)** with her Neurologist, the validity and reliability of November 18,

2021 results are called into question. It is not probable for the high numbers of November 18, 2021 to be conclusive with a follow-up negative hair test result being performed exactly three (3) months after a "staggeringly high, 5.5x the level" urine test. There would be a positive result of some number.

In addition, the court states that Kymberlie did not properly submit her prescriptions. Kymberlie has submitted her list of prescriptions multiple times verbally, in motions, via e-mail, and physically to the court and to ATI. The court implies that while Kymberlie admitted to meth use in open court on November 18, 2021, she is fabricating submitting her legal and valid medical prescriptions. This argument defies logic. Yet, the court brought this same issue up once again at the hearing held on March 21, 2023 as salient.

The time between court unlawfully ordered drug testing (11/18/2021, 3/07/2022) is fifteen (15) weeks apart. This time frame is not consistent with a court or litigant being "concerned" with Substance Abuse. Nor does this indicate a fair and unbiased approach to reunifying the minor child with her mother.

The court states at the November 18, 2021 hearing that as long as Kymberlie is honest with the court it won't affect her custodial rights if baselines decrease. **(p. 337)** At the hearing on February 15, 2022 court states that "what I'm really concerned about is someone's honesty... but that presumes that you're going to have dramatically decreased baselines the next time we test." **(p. 339)** At this

same hearing the court then denies immediate testing from ATI as "She [Kymberlie] seems quite confident and is requesting it". **(pp. 341-342)**

The court created an impossible and unconstitutional scenario for Kymberlie.

In order to have a decrease of any numbers there must be two (2) sets of numbers. This requires no knowledge of the law, only basic logic and reasoning skills. Also, Kymberlie's drug test results of zero (0) are "dramatically decreased".

Unfortunately this is not the only inconsistent, illogical, and subsequently unlawful and unconstitutional scenario the court implements. The following are just a small example of the inconsistencies (this list is non-exhaustive):

- Hearing from November 18, 2021, "I'm not going to permit even with the benefit of a court order for him [Mario] to do for even two (2) days, what you did to him for months and months with zero justification." **(p. 344)** NOTE: it has now been over a year that custody was unlawfully taken away from Kymberlie, and over **205** days since Mario has cut-off all contact with and about minor child. The court has validated this due to one (1) positive drug test from seventeen (17) months ago, whereas this court made the above statement while an ACTIVE TPO was in force against Mario.

- A Notice of Order of Appearance For ECE was filed on January 10, 2022 which stated that "this Court ***will <u>not</u> make any substantive decisions*** in the case without a preliminary motion being properly filed and served." **(pp. 346-348)** Please note that an ECE was actually never held to properly address discovery, disclosures, scheduling, etc.

- Kymberlie filed an Emergency Ex Parte Motion For A Pickup Order For The Return of Minor Child on March 8, 2022. On March 22, 2022 Kymberlie received an e-mail from this department stating "Judge

Henderson requires hearings with oral argument for all matters regarding child custody and visitation". **(p. 350)**

> However, a hearing was never conducted before this court granted, signed, and filed an Order removing minor child from her sole caretaker for her entire life. **(p. 76-77)** Clearly, there are different sets of rules and procedures for self-represented litigants, which is completely unconstitutional.

> **Procedural Due Process Civil Section 1**. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.
>
> "Due process requires that the procedures by which laws are applied must be evenhanded, so that individuals are not subjected to the arbitrary exercise of government power."

- Hearing from February 15, 2022, "let me promise you something. If they start disparaging you and verbally attacking you in public and you calmly walk away and they decided to call the cops and the cops interviewed them and interviewed you and support what you're saying that's going to help you in your case, if that's what the police report says. The police report is not going to say that and you know it's not you know that you don't you will never have you don't have a police report and one doesn't exist that says they started yelling at me because who's going to call the cops if they're the ones doing all the antagonism? If you say absolutely nothing and walk away they're going to say this isn't the strategic time to call the cops on her we'll wait till we can get her go and have her explode in front of people they're not going to call the cops on you when you calmly me walk away it defies logic." **(pp. 353-354)**

- Hearing from April 19, 2022, "And candidly, it's still a terrible report for mom because it still states she walked off with the child." **(pp. 356-357)**

> This same hearing, court states mom attached the same report dad submitted. In fact, this statement is not accurate. Please see Mario's HPD report from his filing dated February 10, 2022. **(p. 359)**

Kymberlie's updated and complete HPD report from filings on February 23, 2022 and March 3, 2022. This report states Mario was warned for abuse of 911, the officers interviewed Kymberlie and her parents and found nothing suspicious, Mario called at 7:07pm when visitation was from 6:00pm to 8:00pm. **(p. 361)**

NOTE: THE HPD REPORT SUBMITTED INTO EVIDENCE, EXHIBIT 38, IS THE INCOMPLETE HPD REPORT.

- Hearing from February 15, 2022, "Supervision by family members, particularly like by grandparents, is by definition presumed to be 10,000 times a better option than some sort of sterile one-hour artificial environment with strangers hovering around. It's very unnatural. So unless you can point to some direct antagonism or that they'd abdicate their responsibility because the responsibility in that they're here, I can canvass them, would be to the Court and this child." **(pp. 363-365)**

This never came to fruition and this court made its decision solely based on Ms. Crome's fabricated arguments and her version of a supposed video she reviewed when Kari was supervising a visit on February 13, 2022. The court never even bothered to get Kymberlie's version of events, ask the two (2) witnesses sitting in the courtroom, or request that the "video" be produced for verification.

- Hearing from April 19, 2022, "She [Kymberlie] won't have to pay support if she instead applies the money to these supervised visits." **(p. 367)**

This court then decides at the "trial" to implement child support arrears from January, 2022 even though Kymberlie was paying for supervised visitation at Family First. **(pp. 567, 577)**

- Hearing from April 19, 2022, "So just pursue with the random testing, one a month. If she's [Kymberlie] clean twice in a row, you can't test her for the third or fourth month prior to trial because I think if she stays clean for everything two months in a row, the problem is resolved." **(pp. 369)**

Mario fails to ask that Kymberlie be drug tested in June, 2022 or July, 2022 and only asks August 4, 2022 as retaliation for her three (3) filings she did on August 3, 2022. Kymberlie had two (2) clean tests (actually many more) as of this date as well.

> Mario alleges that Kymberlie did not show up for the drug test they unlawfully requested on 8/04/2022 and speculate a positive without any evidence whatsoever. The request was sent after 10:00am so Kymberlie had until 12:00pm the next day. This time was not permitted and just another sneaky maneuver by Mario and his counsel.
>
> At the recent hearing held on March 21, 2023 the court states "The facts are the facts and the court was looking at no fewer than four (4) tests, which I think I've made clear by the records". (VT 01:41:46) (NOTE: Kymberlie has requested these and the TPO transcripts and will be discussed below)

An accurate assessment of exhibit 31 submitted by Ms. Crome at the evidentiary hearing on August 16, 2022 will show that the letter dated August 4, 2022 was sent at 9:51am, but not delivered until 12:40pm and opened by Kymberlie at 2:47pm (MO000895-MO000901) This exhibit also displays a correct account of a service envelope. So, Ms. Crome is aware of how to provide valid proof of service of a filing/document. **(pp. 371-372)**

As of the date of this filing, Kymberlie has self-submitted to the following drug tests:

- 1/12/2022 (urine) **(pp. 374-377)**
- 1/29/2022 (blood) **(pp. 378-381)**
- 2/08/2022 (urine) **(pp. 382-384)**
- 2/18/2022 (hair) **(p. 385)**
- 3/18/2022 (urine, blood) **(pp. 386-392)**
- 4/14/2022 (urine) **(pp. 393)**
- 5/16/2022 (urine, blood) **(pp. 394-400)**
- 6/23/2022 (urine, blood) **(pp. 401-406)**
- 10/17/2022 (urine) **(p. 407)**

- 11/21/2022 (hair) **(p. 408)**

All aforementioned testing has been negative for any illegal substance.

Court referred drug testing from ATI where urine and hair have been collected:

- 11/18/2021 (urine, hair) – Initial drug test **(p. 410)**
- 3/07/2022 (urine, hair) **(p. 411)**
- 4/15/2022 (urine, hair) **(p. 412)**
- 5/20/2022 (urine, hair) **(p. 413)**

All aforementioned testing has been negative for any illegal substance, with the exception of the initial unlawfully obtained drug test.

These labs are also incorrectly interpreted by this court. The analysis of Kymberlie's alcohol level is completely inaccurate. The results show a UAC (Urine Alcohol Concentration) NOT a BAC (Blood Alcohol Concentration), which are considerably different. The UAC:BAC ratio varies from 1.33 – 1.7:1. Which would hypothetically convert to a BAC of 0.075% - 0.059% approximately. However, this is not reliable when collecting only one urine sample. For better accuracy, multiple urine samples should be collected over a certain time period such as 30-60 minutes apart.

Kymberlie only realized that the hearing on August 16, 2022 was an actual "trial" once Ms. Crome filed and served Mario's Pretrial Memorandum on Thursday August 11, 2022.

The following is a timeline of events and communications prior to the "trial" held on Tuesday, August 16, 2022.

- Wednesday, 8/10/2022 at 12:07pm Filed and Served FDF (Mario) **(p. 815)**
- Wednesday, 8/10/2022 at 2:42pm Served Plaintiff's 2nd Supplemental List of Witnesses and Documents (460 pages) **(p. 816)**
- Thursday, 8/11/2022 at 10:42am Notified via e-mail from Susan Filon (Dept. R Law Clerk) of receipt of the supervised visitation report from Family First and can make an appointment to review it and make notes and/or can obtain a copy during the evidentiary hearing but cannot keep it (13 pages) **(p. 814)**
- Thursday, 8/11/2022 at 2:06pm Notified via e-mail from Alicia Woods (Legal Assistant to Ms. Crome) that Exhibit Binder will be available for pick up at 4:30pm **(p. 817)**
- Thursday, 8/11/2022 at 3:09pm Served Plaintiff's 3rd Supplemental List of Witnesses and Documents (143 pages) **(p. 818)**
- Thursday, 8/11/2022 at 3:58pm Filed and Served Mario Opipari's Pretrial Memorandum **(p. 819)**
- Thursday, 8/11/2022 at 5:01pm Filed and Served Corrected Mario Opipari's Pretrial Memorandum **(p. 820)**
- Thursday, 8/11/2022 at 6:08pm Served Exhibits 1-23 **(p. 821)**
- Thursday, 8/11/2022 at 6:14pm Served Exhibits 24-40 **(p. 822)**
- Thursday, 8/11/2022 at 6:24pm Served Exhibits 41-57 **(p. 823)**
- Thursday, 8/11/2022 at 6:32pm Served Exhibit 58 (video, can't open or view it) **(p. 824)**
- Friday, 8/12/2022 at 4:20pm Pick up Exhibit Binder (58 exhibits approximately 560 pages)
- Monday, 8/15/2022 at 8:32am Notified via e-mail by Ms. Crome of setting up a time that day to have settlement discussions and to agree to the submission of exhibits **(p. 825)**

The above timeline clearly demonstrates a lack of Due Process, and the violation of numerous NRCP and EDCR rules. Kymberlie was not given a fair opportunity to review all the documents and then submit her own documentation to defend herself. Without a fair opportunity to review all documentation, Kymberlie was not going to be able to present an adequate objection or defense. This is a clear violation of Kymberlie's Constitutional Rights to be heard and to a Fair Trial.

EDCR Rule 5.604(a) state that at least seven (7) days before an evidentiary hearing if there is no calendar call, attorneys shall meet to arrive at stipulations and agreements for the purpose of simplifying the issues to be tried, and exchange final lists of exhibits and the names and addresses of all witnesses (including experts) to be actually called or used at trial. No new exhibits or witnesses are to be added, although previously disclosed witnesses or exhibits may be eliminated, unless otherwise ordered.

EDCR Rule 5.604 (b) state that unless ordered, a pretrial memorandum must be filed and served not less than 14 days before a hearing.

EDCR Rule 5.605 Pretrial conferences and calendar call.

(a) At the request of the court or a party, the court may conduct one or more pretrial conferences or a calendar call, or both.

(b) The court may resolve, or schedule a conference to resolve, any evidentiary, procedural, scheduling, or other matters for trial, including prospects of settlement, potential alternate methods of dispute resolution, readiness for trial, the exhibits to be submitted, the witnesses (including experts) to be actually called, to any other matters.

(c) Unless otherwise directed by the court, each party must provide to the court and any opposing party by the time of calendar call:

(1) All proposed exhibits, marked for identification; and

(2) A typed exhibit list, identifying all stipulated exhibits,

(d) Failure to attend a pretrial conference or calendar call or to provide the required materials may result in imposition of sanctions.

NRCP Rule 16(b)

(1) Scheduling Order. Except in categories of actions exempted by local rule, the court must, after consulting with the attorneys for the parties and any unrepresented parties by a scheduling conference, case conference, telephone conference, or other suitable means, enter a scheduling order.

(2) Time to Issue. The court must issue the scheduling order as soon as practicable, but unless the court finds good cause for delay, the court must issue it within 60 days after:

(A) a Rule 16.1 case conference report has been filed; or

(B) the court waives the requirement of a case conference report under Rule 16.1(f).

NRCP Rule 16.1(a)(3)

(A) In General. In addition to the disclosures required by Rule 16.1(a)(1) and (2), a party must provide to the other parties and promptly file the following information about the evidence that it may present at trial, including impeachment and rebuttal evidence:.....

(B) Time for Pretrial Disclosures; Objections.

(i) Unless the court orders otherwise, these disclosures must be made at least 30 days before trial.

(ii) Within 14 days after they are made, unless the court sets a different time, a party may serve and promptly file a list of the following objections:.....

///

NRCP 16.205(j)(3) Attendance at Case Management Conference.
The court must conduct a case management conference with counsel and the parties within 90 days after the filing of the answer. The court, for good cause shown, may continue the time for the case management conference. Absent compelling and extraordinary circumstances, neither the court nor the parties may extend the time to a day more than 120 days after filing of the answer.

"Litigants in a custody battle have the right to a full and fair hearing concerning the ultimate disposition of a child. At a minimum, observance of this right requires that before a parent loses custody of a child, the elements that serve as a precondition to a change of custody must be supported by factual evidence. Furthermore, the party threatened with the loss of parental rights must be given the opportunity to disprove the evidence presented." *Wiese v. Granata*, 110 Nev. 1410, 1412-13 (Nev. 1994)

SCR Rule 251. In all cases affecting the custody or visitation of minor children including, but not limited to actions seeking termination of parental rights, except cases arising in the juvenile courts, the district courts must resolve the issues affecting the custody or visitation of the child or children within six months of the date that such issues are contested by the filing of a responsive pleading that contests the custody or visitation issues. Extraordinary cases that present unforeseeable circumstances may be subject to extensions of time beyond the six-month period only upon entry by the court of specific findings of fact regarding the circumstances that justify the extension of time. If an appeal is taken to the Supreme Court from an order affecting the custody of minor children, the Supreme Court shall expedite its decision of the appeal.

The Court found that Kymberlie's Motion to Continue the Evidentiary Hearing was "based on the faulty premise that no deadlines were set by the Court and that a Rule 16.1 Conference was not held". The Order filed October 17, 2022 goes on to state that "the Rule 16 proceedings occurred on February 15, 2022 [and that] there is an Order setting trial dates and deadlines". **(pp. 124-130)**

The Court states that Kymberlie's Motion "makes erroneous representations and is an unfounded attempt at a continuance" and even if Kymberlie was present there would be "no sensible reason" to continue the hearing. The court made a finding that "there is no need to continue a trial unless there was something really major that a continuance would flesh out and that it would be highly prejudicial

unless a continuance was granted. No such undertaking has been alleged. Instead, Kymberlie just makes arguments in her pleading that there was no Rule 16 compliance, which is false". **(pp. 561-580)**

Kymberlie's arguments for a fair trial were ignored and the court proceeded to conduct the "trial" without Kymberlie. The fact that this court does not find it "highly prejudicial" that Kymberlie was given all exhibits (58) to a "trial" only three (3) days before and that the above timeline does not violate her and minor child's Constitutional Rights to Due Process is just further evidence of the bias this court displays against Kymberlie.

The above points are presented to demonstrate the total disregard the court has for following the law and civil procedure. Upon a simple review of the district court docket, it will demonstrate that all of Kymberlie's assertions are accurate. **(pp. 84-104)**

While an Order was filed January 10, 2022 for Notice of Order of Appearance for NRCP 16.2 Case Management Conference, it was never held. No case conference reports, scheduling orders, case management orders, etc. ever been filed and the docket reflects this.

As if the previous arguments were not enough, the findings from the "trial" held on August 16, 2023 are generic and the court merely processed through the best interest factors with little to no regard of minor child's well-being and safety.

Appellate court will not set aside a district court's factual determination that a custody designation is in the best interest of the child if substantial evidence supports that determination. *See Ellis v. Carucci*, 123 Nev. 145, 149 (Nev. 2007). Substantial evidence is evidence "that a reasonable person may accept as adequate to sustain a judgment." *Id.* "In making a child custody determination, "the sole consideration of the court is the best interest of the child," NRS 125.480(1). This is not achieved, as the district court seemed to believe, simply by processing the case through the factors that NRS 125.480(4) identifies as potentially relevant to a child's best interest and announcing a ruling." "Other factors, beyond those enumerated in NRS 125.480(4), may merit consideration." See *Smith v. Smith,* 726 P.2d 423, 426 (Utah 1986) (deeming it "essential" that a custody determination set forth "the basic facts which show *why* that ultimate conclusion is justified"). *Davis v. Ewalefo*, 352 P.3d 1139, 1143 (Nev. 2015)

The court allowed Ms. Crome to determine the findings of fact and the corresponding evidence for those findings. (noting that arguments of counsel are not evidence and do not establish the facts of the case)" *Abid v. Abid*, No. 82781-COA, 4 (Nev. App. Apr. 8, 2022).

The court also gave Mario complete authority to decide Kymberlie's contact with the minor child which is a violation of NRS 125.510(5). ("Any order awarding a party a limited right of custody to a child must define that right with sufficient particularity *to ensure* that the rights of the parties can be properly

enforced and *that the best interest of the child is achieved.* ") (emphasis added); NRS 125C.010(1)(a) (identical, except it substitutes "a right of visitation of a minor child" for "a limited right of custody")

The fifty-eight (58) exhibits, which are now all admitted evidence, do not contain a single medical document that substantiates any of the courts findings. Not for the minor child and not for Kymberlie. This court made its findings based primarily on the arguments of Ms. Crome and the hearsay testimony of Mario. The two (2) medical records submitted for minor child are exhibit 18 (MO000841-MO000846) which is the discharge paperwork from DCFS and was not referenced in the courts findings and actually substantiate Kymberlie's assertions of Mario abdicating his parental rights. Exhibit 19 (MO000840) is an illegible document. **(p. 623)**

Minor child has over thirteen (13) providers, yet literally only seven (7) pages regarding minor child's medical treatment were provided, however, the court still proceeded to make erroneous medical findings. The medical record's Mario and Ms. Crome reference as proof that Kymberlie is medically negligent, are not even submitted as evidence.

The medical records submitted for Kymberlie are the four (4) ATI lab reports. Only one (1) shows positive for methamphetamines, nevertheless the court still finds Kymberlie to have a "narcotic addiction". While the court refers to other documents on the record, it doesn't articulate any specifics. In fact, the

medical records on file demonstrate the exact opposite of everything the court states in its findings of fact. **(pp. 878-884)**

Mario has not allowed Kymberlie and minor child to even speak to each other via telephonic communication for over ***215*** days (last day was September 15, 2022). While Mario argues that all communications are to be through TalkingParents, this is not in the order filed October 17, 2022, has never been in any enforceable order, and has no bearing regarding telephone conversations.

Mario has not made any attempts to communicate with Kymberlie regarding minor child or to maintain a relationship between minor child and Kymberlie. **(pp. 301-313, 887-891)** Mario has not allowed Kymberlie to see minor child since before the "trial" (saw minor child August 14, 2022, but missed/denied three (3) prior visits as discussed in the filing August 3, 2022). **(pp. 809-812)** On August 9, 2022 The court then issues an e-mail denying the requested order stating that Kymberlie can address the issue of compensatory time, at the evidentiary hearing by putting the other party on notice in her pretrial memorandum. **(p. 813)** NOTE: This is the first and only notice that Kymberlie received regarding a pretrial memorandum being due.

The court then goes on to argue at the "trial" and the recent hearing on March 21, 2023 that Kymberlie has not conducted her supervised visitations. This argument defies logic and reasoning.

Mario argues that Kymberlie can only see minor child through supervised visitations with Family First. This aspect of the Order is ambiguous as on page 16 **(p. 576)** it states supervised visitations at Family First, yet pages 6-7, 17 **(p. 566-567, 577)** states there is no supervised visitations at this time. However, no actual facts and substantial evidence have been introduced or found that would warrant Kymberlie ever having supervised visitations.

While too extensive to detail in this Stay, the report issued to the court from Family First was not provided to adequately review by Kymberlie for defense and/or objections. It was discovered that amongst extensive errors and inadequacies, the most egregious fabrication is the omission of over 29 visitations. **(pp. 582-613)**

Please note: that Kymberlie last saw minor child at her Fall Miracle League Opening Day (September 24, 2022) Mario was not in attendance as he was at a softball tournament. This visit lead to Mario (and Kari) filing a fraudulent TPO against Kymberlie (discussed below). District court did change the visitation venue from Family First to Donna's House at the March 21, 2023 hearing regarding the motion for stay. **(p. 725)** This too, like everything else in this case, became an issue where Mario and his attorney, Mr. Friedman, conduct themselves absurdly. Mario delayed conducting the orientation, then once he did had Mr. Friedman write an intimidating letter to Kymberlie where they lie about

Kymberlie's orientation and then threaten to "escalate the matter". **(pp. 800-808, 841-868)**

OTHER CIRCUMSTANCES/HEARING ON MOTION FOR STAY

Kymberlie has lost all her parental and constitutional rights due to one (1) positive drug test result back on November 18, 2021. The court ignores all allegations and substantial documentation of abuse to Kymberlie and to minor child, and remains focused on demeaning Kymberlie. As was even apparent at the recent hearing where the court berated Kymberlie for her filing an appeal, very inaccurately recounted the litigation history, and proceeded to give Kymberlie a tongue lashing for choosing to do things the "hard way" [referring to the appeal]. (VT 01:41:00)

It was evident the court did not review the documents filed with any kind of consideration even though it had six (6) weeks to do so. The court did not permit Kymberlie to make any kind of oral arguments and constantly interrupted her when she tried to answer the court's questions. Mr. Friedman, on the other hand was given free rein to discuss unrelated topics and fabricated events, despite Mr. Friedman's objection being completely meritless and not having a single legal argument. Not one (1). **(pp. 701-708)**

Kymberlie has requested the transcripts (in Forma Pauperis) from this hearing as well as from her TPO hearing back on October 25, 2021 and Mario's

TPO hearing on November 23, 2022 and the hearing on the motion to dissolve Mario's TPO on December 27, 2022. **(pp. 782-799)** This, like literally everything else in this case, has become a huge fiasco and another arbitrary and capricious action by the court. **(pp. 745-799)** While initially approved and an order was filed to obtain both TPO transcripts (in Forma Pauperis) **(pp. 750-760)**, eventually was denied **(pp. 761-774)** because as the court states "You are only entitled to have the fees waived for the transcripts for the relevant hearings related to your appeal". And "case T-21-218655-T is denied because it is not being appealed in case 85537-COA". **(pp. 775-776)** Both reasons given for denial lack legal merit and common sense. Kymberlie made requests for transcripts (in forma pauperis) far before ever filing an appeal and was granted (March, 2022). **(pp. 777-781)** Also, T-21-218655-T is related to the current appeal as it is a part of the docket sent from district court to Supreme Court. **(p. 84)**

Mario and his attorneys have conducted themselves unprofessionally, immorally, and unethically which has directly and negatively affected minor child.

Upon proper review of the exhibit binder, and now submitted evidence, Ms. Crome submitted fabricated and altered evidence, as well as intentionally and maliciously left out documents. Exhibit 50 of their trial binder is a letter from Kymberlie in regards to visitation. Mario's version has an altered "Electronically Served" stamp of 7/1/2022 3:05 PM. The letter is dated June 27, 2022 and was served 6/27/2022 6:18 PM. **(pp. 615, 617, 619, 621)** Providing an illegible

medical document regarding minor child's canceled Orthotic appointment and testifying under oath that Kymberlie canceled the appointment purely as a power play is yet another example of the harassment and attacks Kymberlie constantly endures by Mario and his attorneys. Kymberlie sent a letter to Ms. Crome dated and served July 26, 2022 explaining that minor child's specialist moved offices and re-scheduled. **(pp. 623, 625)**

Mario and his counsel are going to great lengths to isolate the minor child from her mother, Kymberlie. Mario has filed (11/18/2022), via his attorney, Mr. Friedman, and received a TPO (11/23/2022) against Kymberlie. Kymberlie was served December 2, 2022. Upon receipt and review of the Application and Video Transcript of the Hearing held November 23, 2022, Kymberlie discovered this Application was fraudulent. Mario and Kari filed false Declarations, and Mr. Friedman blatantly lied to the Court regarding the facts and evidence. This was done to intentionally side step the Supreme Court and to maliciously harass Kymberlie. **(pp. 418-485)**

Kymberlie filed a Motion to Dissolve TPO on December 9, 2022 **(pp. 487-513),** Exhibit Appendix in support of Respondent's Motion to Dissolve TPO on December 9, 2022. **(pp. 515-696)** A hearing regarding the Motion to Dissolve TPO was scheduled for December 27, 2022 at 2:00pm. Please note, all audio and video files were submitted via evidence link and were available for the court to review.

At this hearing Christopher Phillips ("Mr. Phillips") represented Mario, who failed to appear. The Court filed an Order dissolving this TPO on December 28, 2022 **(pp. 698-700)** with its relevant findings.

Mr. Phillips continued to fabricate stories about Kymberlie and the facts of the matter. While too extensive to detail in this motion, Kymberlie has acquired the video transcripts of this hearing and the previous (11/23/2022) and will provide them to this court if needed/requested.

The most egregious fabrication made by Mr. Phillips was stating that Kymberlie threatened to kill herself and minor child in a Facebook post. Upon failure to substantiate his statement with any proof or evidence, the Court admonished Mr. Phillips and Mario. The Court found that the request for TPO made by Mario "was just another tool to further silence the Adverse Party (Kymberlie) and place additional restrictions/impediments on having access to the parties' daughter". The Court also found that Mr. Phillips arguments at this hearing were not relevant and an attempt to make Kymberlie "look bad". **(pp. 698-699)**

The recent order submitted and filed by Mr. Friedman is misleading and intentionally worded to once again slander Kymberlie's character as well as portions are completely fraudulent. **(pp.736-744)** NOTE: Obtaining the minutes from this hearing was made over complicated by the court and took numerous non-essential e-mails. The court continuously deflected and inferred that Kymberlie

was not permitted a copy. This is just another form of harassment which results in the continuous delay of justice. **(pp. 726-735)**

The reason the court did not grant the stay is because it states custody would revert back to a previous order that also gives Mario sole custody. The court said staying all orders filed would "revert back to chaos".

While Mario and the court state that staying the current order would leave Kymberlie in the same position by reverting back to the prior order of May 19, 2022, that is not accurate. The prior Order is actually dated May 26, 2022 and Kymberlie appeals all filed orders, 10/17/2022, 5/26/2022, 5/19/2022, and 1/11/2022. There are no other orders as Mario failed to properly have those orders signed and filed.

This is precisely one of the issues Kymberlie has been arguing. The court did not have the legal authority to grant and issue the Emergency Pickup Order for several reasons, that being one of them. Minor child should NOT have to continue to suffer and be abused for the errors of Mario, his counsel, and the court.

Prior interlocutory orders that were not independently appealable prior to the final order are within the scope of review of the appellate court once a timely appeal is filed. *See Consolidated Generator v. Cummins Engine Co., 114 Nev.1304, 1312, 971, P.2d 1251, 1256 (1998).* Prior interlocutory orders are not required to be listed separately to be reviewed by the appellate court. *See id.*

Kymberlie argues that all interlocutory orders have violated the constitutional rights of herself and minor child. In addition, the findings are not supported by substantial documentation, and rely on the arguments of counsel. *Nev. Ass'n Servs., Inc. u. Eighth Judicial Dist. Court,* 130 Nev. 949, 957, 338 P.3d 1250, 1255 (2014) (noting that arguments of counsel are not evidence and do not establish the facts of the case)

The initial Emergency Pick-Up Order from January 12, 2022 deprived Kymberlie and minor child of their constitutional rights. Parents have a fundamental and constitutional right to care for their child. Removal of that right requires a higher standard of review.

In this case minor child was removed from her primary caretaker and protective parent based solely on the motion filed by counsel. From this point on the errors in law snowballed up to and including the "trial" held on August 16, 2022.

In the order filed April 12, 2023 **(pp. 740-744)** Mr. Friedman fraudulently cites the video transcript and states "All other communications shall occur through the communication platform, TalkingParents, as previously ordered on June 24, 2021. (*Video cite 2:43:48*)"

Mr. Friedman has been trying to implement this by any sneaky means he can since his representation of Mario began back in October, 2022. **(*see* pp. 265-266, 490-491, 496-497, 508, 658-662, 694-696, 843-848)** With Mr. Friedman's

recent demand via e-serve letter dated April 7, 2023 using intimidation and even threatening Kymberlie to "escalate the matter". **(p. 884)** While Mr. Friedman and the court state Kymberlie cannot "cherry pick" what order she wants to use, Mr. Friedman is permitted to "cherry pick" one line of the minutes from the very same "order" Kymberlie is trying to revert back to. Please NOTE: This order DOES NOT EXIST.

While discussions were had regarding TalkingParents, it was NOT ordered by the court. Below is the section of the hearing regarding this that Kymberlie has drafted a transcript for. This will also validate Kymberlie's argument that the court does not read the papers it receives thoroughly. [Video Transcript "VT", Mr. Friedman "MF", Kymberlie "Ms. Hurd"]

VT 02:40:24

MF: We would ask just since the final order was not stayed in anyway it's simply the means the mechanism of Ms. Hurd going about communicating when she has established...

COURT: Okay yeah you mentioned this. What's going on?

MF: Simply your honors order was TalkingParents. My client has been enrolled in it Ms. Hurd has not, so I'm just saying I'm not looking to argue anything I'm just saying that any communication regarding, hey I've enrolled at Donna's house the first visit is on such and such a day, to be delivered through the talking parents application which is what your honor ordered that it not be sent as a text message to my client or a telephone call to his work or something of that nature, as those were your honors orders. So that that way my client knows the place he looks for all communication relevant to custody of Azlynn and his Communications with Ms. Hurd is the TalkingParents app which is what your honor ordered.

COURT: You have an issue with an app?

MS. HURD: I don't have an issue with an application I would request... one, that wasn't your order TalkingParents. I would ask that we use Our family wizard only because I do have a waiver through them and it does provide for third parties to have their own accounts, um and that way, and I'm not going to get into issues and argue...

COURT: Why would you want third parties to have access?

MS. HURD: Kar...his significant other has logged into, using his account...

COURT: You shouldn't want that, right?

MS. HURD: Right, well and then also other, her therapists, her school, the attorneys...

COURT: but you shouldn't want them to have access.

MS. HURD: Your right, yet In TalkingParents they do, you, but yeah I don't know and I also don't have access to the report it costs $60.

COURT: So why do you suggest a place that allows third-party access?

MS. HURD: Third-party access as far as her therapies, her providers,

COURT: okay um

MS. HURD: I would respectfully ask that this court do Our Family Wizard only because I do have a waiver and...

COURT: Is there a problem with that?

MF: I do judge

COURT: um, I don't really notice a huge.. well maybe there is a difference

MF: The order was the order my clients been complying with the order and communicating...

MS. HURD: There is no order with TalkingParents, your honor.

MF: Yes. There. Is.

COURT: I think it's in there somewhere

MS. HURD: It's not. And like... and if you could show me the page.

COURT: I don't know I don't know if it is. I didn't say it, said I thought it was.

MS. HURD: It's not, it doesn't exists.

MF: You're honor the egregious problem that I have is is that this is exactly...

VT 02:42:32

MS. HURD: Mr. Friedman, can you the point to the page of where that order is at?

MF: Ms. Hurd I'm not addressing you. Can I get an admonishment from the court that Ms. Hurd not crosstalk me, please, your honor?

COURT: She's just asking where it is.

MF: It's in your honors final orders is my understanding.

MS. HURD: It's not.

COURT: All right.

MF: Okay and at bottom that's all I'm asking is that the motion before the court today was a motion to stay the final order the court has denied that.

COURT: I guess they don't even have to communicate till they're back unless someone's not going to be appearing if he has to have a mechanism...

MF: All I meant was for....

COURT: Yeah if we have some emergency with someone can't show...

MF: That's it.

VT 02:43:05

COURT: is going to be late, you'll either have to have a mechanism where that can be communicated. You can designate third-parties to communicate with them you can take a family member that he gets along with and you can communicate through them if you want. But otherwise if we don't [have] stipulations the court can't get involved in all of these orders and changing them particularly since your whole appeal is based on don't change any existing

MS. HURD: All right then let's just stick with what we have.

COURT: All right just stick with it and do your best and if it's not worth if it's not working you can both designate someone else there should be a conduit, it can be you but you don't want to talk her, but you or your office should be there so if someone has a flat tire can't make it their floating kidney sank...

VT 02:43:45

COURT: Some medical emergency, they can convey it. So that she or doesn't have to show up or both.

VT 02:43:51

MF: I will say this, they have a parenting app. if it's an emergency and the app is inapplicable or doesn't work, certainly Ms. Hurd if it's during business hours can contact my office. Not that I don't want to speak with Ms. Hurd, I have spoken to her every time I have been required to.

VT 02:44:03

MS. HURD: No he hasn't.

VT 02:44:04

MF: Ms. Hurd is representing herself, she is a former paralegal and I am some $550 an hour, your honor, you can imagine the amount of time that one might spend in those spend in those would be an unfair financial burden to my client.

VT 02:44:18

COURT: You can designate someone in your office, just in an emergency, someone's not going to be there, early, late.....

Below is the section of the hearing regarding drafting the order. Mr. Friedman was intentionally and maliciously setting up for him to be able to submit and file the current fraudulent order. Mr. Friedman did not send Kymberlie a draft order for her review and signature nor did he copy Kymberlie with the draft order he submitted to the court even though EDCR 5.706 requires it.

VT 02:45:27

MF: Just to recap so that I understand clearly did you, you know I would appreciate so that there's transparency in the record unless you're honor wants Madam clerk to try and do the best you can with minutes I'd like to have an opportunity to prepare a written order from today so it's clear.

COURT: Sure

VT 02:45:40

MF: and I'm happy to have Ms. Hurd review it and have her sign it.

COURT: There's not too many specific orders except the motion to stay the court indicated I don't think it's appropriate, it's denied and I did put the provision in there because I think it's critically important to put in there that even if the court is wrong and that the current order is not to be enforced even if the court were wrong it would revert to the immediate previous order.

MF: That's correct.

COURT: It's my understanding of the Appellate rules to the extent...

MF: I agree judge the additional things that I would be including...

COURT: and then the Donna's house that as a temporary accommodation or variance of the existing order but it keeps to the existing order and spirit and also as to amount of time allowed so it...I don't really think of it as breaking new ground or issuing new orders out of whole cloth it's just sort of tweaking an existing one which I guess in a hyper-technical sense how far does the jurisdiction reach?

VT: 02:46:30

MF: I was going to try and resolve that for you.... order would be deferred on fees, you deferred on any issue of prospective child support because of jurisdiction and that as a means of perhaps walking around Honeycutt and McManly, after asking us by stipulation if we would be amenable to changing we've stipulated and to that extent perhaps we've avoided any jurisdictional issues that might arise.

VT 02:46:48

COURT: Sure

MF: by changing from the one supervisor to the other....
COURT: Sure, sure.

MF: I would include that in there and the Supreme Court and the Appellate Court will make of that what they will.

COURT: Sure, if they if they feel that even with a stipulation the location shouldn't have been moved they're going to educate us on that....

MF: that's all that's all I'm suggesting....

COURT: Yeah, just include that and send it in for a signature.

These type of unethical and unlawful tactics, upon many others, have been used during the entire litigation process by Mario and all his attorneys, with the court condoning this unethical behavior. This has only caused and necessitates tremendous harm upon minor child, as well as the need for these ridiculously long filings.

CONCLUSION

NRAP 8(d) has four (4) factors when considering to issue a stay: 1) Whether the child will suffer hardship or harm if the stay is either granted or denied; 2) Whether the nonmoving party will suffer hardship or harm if the stay is granted; 3) Whether the movant is likely to prevail on the merits in the appeal; 4) Whether a determination of other existing equitable considerations, if any, is warranted.

Kymberlie has clearly met all of the above criteria, it is only procedural issues that have been an issue.

From the onset of this case, Mario has forced minor child into new family

scenarios despite all her signs of not adjusting to it. With every indication of how minor child was displaying signs of trauma, Mario chose to isolate and cut off every avenue that Kymberlie had to discover the truth. When a parent works this hard to eliminate all contact, communication, and information, there is a serious cause for concern. These highly suspicious behaviors have been only enabled by the court.

The decisions of the court have been extremely arbitrary and capricious and do not reflect The Best Interest of the Child. This is inducing substantial harm to the minor child and time is of the utmost crucial importance.

This is only compounded by Mario's counsel continually attacking Kymberlie instead of focusing on the minor child and her much needed relationship with her mother.

Mr. Friedman, via the TPO, had mandated that Kymberlie can only communicate through himself in regards to minor child. Yet, upon several letters Kymberlie had written to Mr. Friedman requesting contact with the minor child and a change of supervised visitation facilities (12/02/2022, 12/08/2022, 12/16/2022, and 12/29/2022) **(pp. 281-285, 685-692)**, the requests went completely ignored, then Mr. Friedman lied to Master Holly Roys (of TPO court) and district court regarding his "communications".

///

Kymberlie requests that Mr. Friedman be sanctioned and reprimanded at the absolute highest level possible. Mr. Friedman should be disbarred and not permitted to practice, as he is not upholding his oath and is engaging in defamation of character against Kymberlie which allows for the continued abuse of a minor child with a disability.

Kymberlie requests that the district court be sanctioned and reprimanded at the absolute highest level possible. The court should be removed from the bench as he is not upholding his oath, is in violation of the Code of Conduct, and has removed Kymberlie's Constitutional Right's to parent without any Due Process which allows for the continued abuse of a minor child with a disability.

There has been NO contact (with the exception of a 2 hour visitation on April 13, 2023) between Kymberlie and minor child in over ***205*** days, not even for Halloween, Thanksgiving, Kymberlie's birthday (12/06/2022), Christmas, New Year's Eve/Day, Valentine's Day, and World Down Syndrome Day (3/21). Clearly, Mario has no intention whatsoever to facilitate a relationship between Kymberlie and minor child.

"Justice Delayed is Justice Denied." At this point, minor child has been denied justice, if it even exists. This delay has been burdensome to Kymberlie and the minor child. Minor child no longer has the affection, stability, and routine schedule she had become accustomed to and is vital to her overall development.

Minor child is being abused and has significantly regressed in all areas of development. The abuse being allowed is a Gross misconduct of Justice.

Not granting this Stay will be allowing and condoning the abuse of the most vulnerable population in our society. For the reasons explained above and in the ridiculously too many but necessary pleadings and papers attached hereto, Kymberlie requests this Stay be granted and minor child be returned immediately to the safety and security of her primary care.

DATED this 20th day of April, 2023.

Pursuant to NRS 53.045, I declare under penalty
Of perjury that the foregoing is true and correct.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
In Proper Person

DECLARATION OF KYMBERLIE JOY HURD

I, Kymberlie Joy Hurd, declare under penalty of perjury under the laws of the State of Nevada that the following is true and correct:

1. I am the Appellant in the above-entitled action.

2. I have read the foregoing motion and know the contents thereof; that same is true of my own knowledge, except for those matters stated upon information and belief, and that as to those matters, I believe them to be true.

I declare under penalty of perjury, under the laws of the State of Nevada and United States, NRS 53.045 and 28 USC § 1746, that the forgoing is true and correct.

DATED this 20th day of April, 2023.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Appellant, In Proper Person

VERIFICATION

Under penalties of perjury, I hereby certify as follows: I hereby certify that this motion complies with the requirements of NRAP 27, as it has been served to Respondent via his attorneys of record, and has been prepared in proportionally spaced typeface using Microsoft Word in Times New Roman, size 14 font.

DATED this 20th day of April, 2023.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Appellant, In Proper Person

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of April, 2023, I served a copy of this Motion For Stay (Child Custody) Of District Court Orders upon all parties via personally serving to the following physical address(es):

Matthew H. Friedman, Esq.
Christopher B. Phillips, Esq.
Ford & Friedman
2200 Paseo Verde Pkwy., Suite 350
Henderson, NV 89052

DATED this 20th day of April, 2023.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Appellant, In Proper Person

Electronically Filed
2/4/2023 9:06 AM
Steven D. Grierson
CLERK OF THE COURT

EXMT
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Defendant/Appellant, In Proper Person

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION, CLARK COUNTY, NEVADA

MARIO OPIPARI Plaintiff/Respondent, vs. KYMBERLIE JOY HURD Defendant/Appellant.	Case No.: D-21-622669-C Dept. No.: R Supreme Court No.: 85537 Date of Hearing: N/A Time of Hearing: N/A Hearing Requested: NO

AMENDED
EX PARTE EMERGENCY MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS

Defendant/Appellant ("Kymberlie") seeks a stay of the district court proceedings pending appeal. The Order(s) to be stayed are the Findings of Fact, Conclusions of Law and Order From The Evidentiary Hearing filed, October 17, 2022 and all prior interlocutory filed orders that were not independently appealable (1/11/2022, 5/19/2022 & 5/26/2022). The notice of Appeal was filed October 17, 2022 at 8:20 PM.

The requested Order(s) to be Stayed are as follows:

Awarding Plaintiff/Respondent ("Mario") sole legal and physical custody of the minor child.

Granting Mario full control to determine the contact of the minor child with the Defendant/Appellant ("Kymberlie").

RECEIVED
APR 21 2023
CLERK OF COURT

- Requiring supervised visitations for Kymberlie and requiring her to pay for and have supervised visitation at Family First.
- Imputing income to Kymberlie.
- Awarding child support to Mario, to be paid by Kymberlie, in the amount of $420.00 per month starting September 1, 2022.
- Awarding child support arrears to Mario in the amount of $3,360.00 from January 1, 2022 to August 31, 2022, and an additional $180.00 per month.
- Awarding Mario the tax dependency credit for the minor child.
- Awarding attorney fees and costs to Mario.
- Awarding Mario to be the minor child's Representative Payee for SSI benefits.
- Requiring that Social Security payments be routed from Kymberlie to Mario.
- Requiring Kymberlie to pay Mario the SSI benefits received from January 1, 2022 to August 31, 2022 in the amount of $6,681.00. [Please note that this is a violation of Social Security laws and a Federal Offense.]

Kymberlie argues that moving first in the district court would be impracticable as the district court has continually demonstrated bias and prejudice towards her and a blatant disregard for the Best Interest of the Child. The district court has made devastating, life-altering decisions that affect the substantial rights of Kymberlie and, more importantly, the minor child, without findings of fact, supporting evidence, or conclusions of law. Filing first in the district court would only further delay the justice the minor child is so desperately in need of. Kymberlie stands behind these arguments made to the Supreme Court and leaves them in this motion to the district court. Pursuant to the Order from the Supreme Court dated January 27, 2023, Kymberlie is now filing in the district court. **(Exhibit 1)**

STATEMENT OF FACTS

Kymberlie and Mario are the parents of a minor child, born on May 19, 2016. The minor child was diagnosed with Trisomy 21 (Down Syndrome) in utero. The parties were never

married and were in a relationship from approximately November 2009 to February 2021. Kymberlie agreed to stay home and be the full-time caregiver for the minor child and has been the child's sole caregiver for 5.5 years until the unlawful Emergency Pick-Up Order for Return of Minor Child was filed on January 11, 2022 and executed on January 12, 2022.

A complaint was filed by Mario on March 4, 2021 and served upon Kymberlie on April 15, 2021. The first hearing in this case was held on June 24, 2021. A Custody Order was never signed and filed as Kymberlie's then-attorney, Jason Stoffel, Esq. and Mario's attorney, Chaka Crome, Esq., were unable to agree on the wording in the draft order. This primarily centered around the potentially harmful repercussions of the wording "Joint" physical custody being formally entered into an enforceable order. The minor child receives SSI and State Medicaid with Kymberlie being the Representative Payee.

Plaintiff Mario Opipari's Emergency Motion for Enforcement of Order for a Pickup Order, for Temporary Primary Physical Custody, was filed on November 15, 2021. Subsequent related filings were made and a hearing was held on November 18, 2021.

Based on untrue statements and misrepresentations made by Ms. Crome, the Court granted permission for custody orders to be submitted without Kymberlie's review or signature for current and all subsequent orders. These assertions can be validated in the filing(s) dated April 3, 2022 and April 4, 2022.

Plaintiff Mario Opipari's Emergency Ex Parte Motion for a Pickup Order for the Return of the Minor Child was filed on Friday, January 7, 2022 at 9:05 pm **(Exhibit 2)** without any service being made to Kymberlie. **(Exhibits 3, 44)** The Court signed and filed the Emergency Pick-Up Order for Return of Minor Child on Tuesday, January 11, 2022 at 3:46 pm without any hearing, no findings of fact, no conclusions of law, no evidence of Kymberlie being unfit, no evidence that the minor child was being harmed, no service of the Motion made to Kymberlie, no

prior custody orders being signed and filed, and based on Kymberlie's lab results reported seven (7) weeks prior (November 24, 2021). **(Exhibits 3, 4)**

Hearings were held on February 15, 2022 and April 19, 2022, resulting in numerous violations of procedures, laws, statutes, constitutional rights, and a lack of consideration for the minor child's best interests. Decisions were made based on the egregious misrepresentations and arguments made by Ms. Crome.

The temporary custody orders from the initial hearing on June 24, 2021 and the next hearing on November 18, 2021 have never been filed. **(Exhibit 5)** The first custody orders filed in this case were on May 19, 2022 (from the April 19, 2022 hearing) **(Exhibit 6)** and May 26, 2022 (from the February 15, 2022 hearing, 14 weeks prior). **(Exhibit 7)**

Kymberlie argues that the initial Emergency Motion and Order granting sole custody to Mario are not valid as they were based on "oral rulings" rather than any enforceable, signed and filed Custody Orders. An evidentiary hearing was held on Tuesday, August 16, 2022. However, Kymberlie was not aware that this hearing was in fact a trial for final custody orders. Kymberlie was not present at the hearing and filed an ex parte motion to continue the evidentiary hearing on August 16, 2022, but this motion was denied. **(Exhibit 8)**

The Court awarded Mario sole legal and physical custody of the minor child. The Order was filed October 17, 2022 (**Exhibit 49; sub-exhibit 17**) and Kymberlie appealed the same day. Kymberlie now files this Motion for Stay of district court orders.

EFFECT ON THE CHILD

Kymberlie has been the minor child's primary caregiver since birth and has attended every single medical appointment, activity, school event, extracurricular activity, etc. The minor child has gone from being cared for by one (1) highly involved, high-quality parent to NO

parents, as Mario has deferred all parenting responsibilities to his significant other ("Kari") and his mother ("Ellen"). It should be noted that there is not a single case law or Nevada statute that validates this court condoning and facilitating this action. The established law of this land is that natural parents have rights, and third-party significant others do not have any rights that exist or supersede the rights of the natural parent. This court is well aware of this, but has failed to implement this U.S. Constitutional Right for the minor child and for Kymberlie.

The minor child was taken from Kymberlie's custody via Emergency Pick-Up Order on January 12, 2022, and has not been returned as of this date, which has now been over one (1) year. This Order was not based on an actual emergency, or any findings of fact and conclusions of law, and the best interests of the minor child were not even considered. As a result, Kymberlie is no longer permitted to contact or even know of the minor child's schooling, medical providers, updates, milestones, whereabouts, or who the minor child is with. Kymberlie also receives no pictures or videos of the minor child's life, development, and growth. Essentially, Mario and this court have effectively terminated Kymberlie's parental rights.

The minor child is suffering and her significant regression while in Mario's custody will have a permanent impact on all areas of her development. The minor child is no longer given the opportunity to thrive. For example, the minor child was potty trained in Kymberlie's care and custody. However, while in Mario's custody, the minor child is back in diapers. The minor child is now 6 years old. **(Exhibit 9)**

- Minor child's IEP has been downgraded from **Developmental Delay** to **Intellectual Disability**. **(Exhibits 10, 11)** Mario was permitted to hold minor child's IEP without Kymberlie's knowledge or input despite Mario never being involved with minor child's IEP before this date. IEP was secretly held March 28, 2022. **(Exhibit 12)**
- This new IEP downgrades the minor child from **General Education** to **Self-Contained** class.
- Minor child has gone from being in general education 80% - 100% while in Kymberlie's care

and custody down to 34% while in Mario's custody. **NOTE: This court stated *"She's (minor child) actually better off developmentally than a lot of children with Down Syndrome. So, that's something to be grateful about". "If she's a third of the time in a normal class and a lot of them aren't."* (Exhibit 13)**

It is precisely this kind of ignorance and ableism that keeps individuals with disabilities in a labeled box. Kymberlie advocates FOR minor child and against this egregious type of discrimination. While Mario sat face-to-face with the judge that just discriminated against his own daughter and said and did nothing.

#AdvocateForAzlynn (Exhibit 14)

- Minor child has lost her spot at a Magnet School, Gordon McCaw STEAM Academy, for the school year 2022-2023 due to this downgrade. **(Exhibits 15, 16)**

- Minor child will now have limited options for quality schools within a school district that is currently rated 48 out of 50. Minor child's school placement (CT Sewell) is significantly worse than all her previous school placements.

- Minor child's educational rights under IDEA are being violated by Mario.

  Under § 1412 (a)(5) of U.S. Code Title 20, The least restrictive environment (LRE) is part of the Individuals with Disability Education Act (IDEA). Children with disabilities should be educated in general classes to the "maximum extent appropriate"

- Minor child missed school and was taken to the doctor due to an Absence Seizure she had while in school on May 3, 2022. Kymberlie was NEVER notified of this EMERGENCY nor was Kymberlie permitted to talk to the school and minor child's providers regarding this EMERGENCY MEDICAL SITUATION. **(Exhibit 17)**

- Minor child has not been permitted to be actively and consistently involved with her peers at various Down Syndrome & Special Needs events and with Down Syndrome Organizations to the extent and level she was previously accustomed to while in Kymberlie's care and custody. The very limited participation that Mario does permit, is for Facebook purposes and is just a façade.

- Minor child is not consistently involved with behavioral therapies and interventions. When permitted to attend was with a third party (Kari) and without ANY parent's involvement. Kymberlie was no longer permitted to attend per Mario's request and this court's approval. **(Exhibit 18)**

- Minor child is primarily cared for by third-parties. Minor child has gone from being solely cared for by Kymberlie, her mother, to primarily Kari, Mario's significant other as Mario has abdicated his parental responsibilities. **(Exhibit 19)**

- Minor child is NOT consistently involved with extracurricular activities and is no longer permitted to attend swimming classes, dance classes, sporting classes, etc. with typical peers. Only recently has Mario allowed for minor child to attend ballet classes. This was done AFTER Kymberlie filed her initial Stay in the Supreme Court (12/28/2022) calling this inaction out. **(Exhibit 20)**

- Minor child has NO involvement with Kymberlie's family and with minor child's maternal biological brother, Nelson. **(Exhibit 21)**

- Minor child does not have consistent involvement with her paternal biological brothers, Dom and Kody, that live here locally and are Mario's own biological son's. Instead, Kari's son, Jeremy, and Kari's ex-husband's (Jason Anderson) current wife, Kari Anderson, children, three (3) are being forced upon minor child as her "new" family. Involvement with Dom and Kody is sporadic and done only as needed for Facebook postings, as is also the case when it comes to Mario and minor child's relationship. **(Exhibit 22, these are all the pictures provided by Mario as exhibits "of Plaintiff and his family with minor child", NOTE: not one photo is with minor child's own paternal biological brothers, Dom & Kody)**

  There are no laws, statutes, or even case law that condones the above. None.

  Kymberlie attempted to facilitate a relationship with minor child and her paternal biological brothers, but Mario text Dom "Tell that bitch [Kymberlie] to leave you alone". **(Exhibit 23)**

- Minor child's Emotional, Mental, Psychological, Medical, and Physical Development has been significantly negatively affected while in Mario's custody.

- Minor child is in danger of losing her long established State and Federal Benefits under Mario's custody. Minor child's benefits have been based on Kymberlie as she has been minor child's primary legal and physical custodian since minor child's birth.

- This court has allowed Mario to deny visitations, medicals records, and all information regarding the minor child.

  NRS 125C.005 (2) Access to records and other information pertaining to a minor child, including, without limitation, medical, dental and school records, must not be denied to a parent for the reason that the parent is not the child's custodial parent.

- On Minor child's first day of school August 8, 2022 Mario and Kari advised Kymberlie that she had no right to be there and that Kari was going to be minor child's stepmom and would have all the parenting rights as Kymberlie's rights are terminated. – This statement was made to Kymberlie while she was holding minor child. Minor child did not want to let go of Kymberlie and was hugging her tightly. Mario and Kari then yelled at Kymberlie to put the minor child down as she didn't need to be held. (this is one example of many demonstrating the emotional abuse Kymberlie is alleging)

- On Minor child's first day of Fall Ball September 24, 2022 Kari once again verbally assaulted Kymberlie in the presence of minor child and while Kymberlie was holding minor child. Kari attempted to provoke a physical altercation by "checking" Kymberlie and pushing herself (left boob) into Kymberlie's face and saying "Go ahead and touch me!". **(Exhibit 49; sub-exhibit 37)**

- NOTE: September 24, 2022 was the LAST day Kymberlie has seen or talked to minor child as Mario has severed all contact.

- Minor child is being emotionally neglected and emotionally abused.

- Minor child is being denied the affection and contact she needs, especially from her mother.
- Minor child will remain in a toxic and hostile environment if this Stay is not granted.

In the time period from January 12, 2022 (pick up order) to August 16, 2022 ("trial") Mario slowly began to deny Kymberlie access to: medical and educational records and information, communication with minor child, any updates regarding minor child's development and over-all well-being.

Since the evidentiary hearing held on August 16, 2022, Mario has completely severed all contact between minor child and Kymberlie. As of this filing Kymberlie and minor child have not been allowed to see or even speak to each other for ***132*** days. **(Exhibits 24, Exhibit 49; sub-exhibit 27)**

EFFECT ON OTHER SIDE

The other side will experience NO hardship if this Stay is granted.

The only person who is suffering is the minor child.

SUCCESS ON APPEAL/LEGAL ARGUMENT

Kymberlie will win her appeal as this court failed to uphold the established law and Constitutional Rights of herself and more importantly the non-litigant minor child.

Kymberlie argues that without properly filed orders, subsequent Motions and Orders cannot be acted upon. A fact recognized by this very court in another custody matter. **(Exhibit 25)** Special note, this case Houston v. Borja D-10-436223-C still has yet to have a custody order filed. Decision was made March 29, 2021.

> "The district court's oral pronouncement from the bench, the clerk's minute order, and even an unfiled written order are ineffective for any purpose and cannot be appealed." *Rust v. Clark Cty. School District*, 103 Nev. 686, 689 (Nev. 1988)

Kymberlie argues that this court failed to ever find her unfit or establish that minor child was endangered or being harmed before awarding Mario sole custody and removing Kymberlie and minor child's Constitutional Rights. This court also granted a third party, Kari, more rights and access to minor child than Kymberlie. Again, this act is not supported by a single statute, law, case law or the Constitution. This initial error has now lead minor child to be without her mother for over one (1) year. Indeed, this "temporary" ruling has had and will have detrimental and long term devasting effects on minor child.

Also note, that this court has never heard from, met, seen, canvassed, received a declaration from, or knows anything about Kari whatsoever.

> "Parents are constitutionally entitled to a hearing on their fitness before their children are removed from their custody" *Stanley v. Illinois*, 405 U.S. 645, 92 S. Ct. 1208 (1972)
>
> *Santosky* v. *Kramer,* 455 U.S. 745, 753 (1982) (discussing "[t]he fundamental liberty interest of natural parents in the care, custody, and management of their child")
>
> "there is little doubt that such breaches in the familiar bond will be detrimental to a child's well-being. " *Duchesne v. Sugarman*, 566 F.2d 817, 825 n.19 (2d Cir. 1977)
>
> **Sole custody**, where one parent has exclusive control of every aspect of the child's life, is unusual. If you do see it, it's likely to be where a court determines that the other parent is unfit. Generally speaking, an "unfit parent" is one who, by reason of that parent's character or conduct, fails to provide a child with proper care, guidance, and support. (Nevada Revised Statutes §128.018.)
>
> **NRS 128.005(1)** The Legislature declares that the preservation and strengthening of family life is a part of the public policy of this State.

The "emergency" presented was from a drug test result reported back on November 24, 2021. Acting on those labs seven (7) weeks later is not consistent with that of an emergency. By this court's own pronouncement at the hearing on November 18, 2021 "If it's that bad, generally speaking, it wouldn't be something that's brought to this court and is persuasive" and then that requires immediate action. This court also states that "If it's gonna be persuasive, you would've already involved the authorities". **(Exhibit 26)**

The authorities were notified and a TPO was issued against Mario on October 25, 2021 case T-21-218655-T. **(Exhibits 5, Exhibit 49; sub-exhibit 12)** In fact this court had access to that TPO and all exhibits that were submitted to get that TPO at the hearing on November 18, 2021. Those exhibits were: 1) Video Kymberlie was attempting to describe in court that day of minor child sitting by herself on the street in the middle of a parking lot while Mario was drinking beer after softball. 2) Audio of Mario making racist comments using the "N" word (found at 07:06:00 within audio). Please note that Kymberlie's own brother is African-American (see exhibit 22; 5) and finds these comments and this court condoning these racist comments to be VERY offensive. 3) Video of the altercation and Mario placing hands on Kymberlie AND minor child. **(Exhibit 27)** This exhibit is an e-mail to Ms. Crome dated December 27, 2021 describing and attaching the video of the assault on October 22, 2021. Ironically, a week after this is when Ms. Crome filed her "emergency" motion to unlawfully remove minor child from her protective parent.

This court violated NRS 125C.230 by awarding joint custody of minor child while there was an active TPO against Mario with substantial video and audio exhibits to validate Kymberlie's claims. Mario also has a history of abuse against both of his ex-wives. There is a definite pattern of abusive behavior that this court has chosen to ignore. **(Exhibit 49; sub-exhibits 14, 15)**

NRS 125C.230 Presumption concerning custody when court determines that parent or other person seeking custody of child is perpetrator of domestic violence.

1. Except as otherwise provided in NRS 125C.210 and 125C.220, a determination by the court after an evidentiary hearing and finding by clear and convincing evidence that either parent or any other person seeking custody of a child has engaged in one or more acts of domestic violence against the child, a parent of the child or any other person residing with the child creates a rebuttable presumption that sole or joint custody of the child by the perpetrator of the domestic violence is not in the best interest of the child. Upon making such a determination, the court shall set forth:
   (a) Findings of fact that support the determination that one or more acts of domestic violence occurred; and
   (b) Findings that the custody or visitation arrangement ordered by the court adequately protects the child and the parent or other victim of domestic violence who resided with the child.
2. If after an evidentiary hearing held pursuant to subsection 1 the court determines that more than one party has engaged in acts of domestic violence, it shall, if possible, determine which person was the primary physical

aggressor. In determining which party was the primary physical aggressor for the purposes of this section, the court shall consider:

(a) All prior acts of domestic violence involving any of the parties;
(b) The relative severity of the injuries, if any, inflicted upon the persons involved in those prior acts of domestic violence;
(c) The likelihood of future injury;
(d) Whether, during the prior acts, one of the parties acted in self-defense; and
(e) Any other factors that the court deems relevant to the determination.

➥ In such a case, if it is not possible for the court to determine which party is the primary physical aggressor, the presumption created pursuant to subsection 1 applies to each of the parties. If it is possible for the court to determine which party is the primary physical aggressor, the presumption created pursuant to subsection 1 applies only to the party determined by the court to be the primary physical aggressor.

3. As used in this section, "domestic violence" means the commission of any act described in NRS 33.018.

This court unconstitutionally had Kymberlie drug tested on November 18, 2021 as the request was NOT made in Mario's motion nor did this court or Mario establish reasonable suspicion. In fact this court made numerous comments about how Kymberlie's demeanor and behavior presented favorably. **(Exhibit 28)**

While this court states that those levels are "alarming" and "five (5) times the limit" it fails to act. NOTE: This "limit" was never presented or provided in a valid manner. Oral pronouncements of lab cut-off limits are not medically or legally adequate. Kymberlie's own Neurologist, primary doctor, and therapist could not incorporate any of ATI's lab results as they lack valid and reliable medically necessary documentation. Cut-off limits being one prime example. Kymberlie requested these labs be interpreted by a medical professional at the February 15, 2022 hearing. This court rejected Kymberlie's request and instead implemented its own medical analysis of what an *actual* medical professional would determine. **(Exhibit 29)** This court consistently, even at the "trial" makes medical and psychological diagnosis that it is NOT qualified to conduct nor has any evidence to support. **(Exhibit 30)**

In fact, there is not a single document on the record that would support this court's findings. A singular positive drug test from November 18, 2021 does not and will not substantiate this court's excessive medical conclusions. Kymberlie's own medical documents

she filed on February 13, 2022 and April 14, 2022 actually demonstrate the exact opposite of this court's findings.

Kymberlie even signed a release of medical records for her Neurologist in an attempt to get these labs properly evaluated and if needed, a proper medical diagnosis. Kymberlie cannot seek treatment for a diagnosis she does not have. Medical insurance will not cover any kind of diagnosis from a judge or attorney.

ATI Lab results do not incorporate Kymberlie's prescribed medications. Kymberlie has taken Psychopharmacology classes and while is also not qualified to perform lab analysis, knows that some of her prescribed medications, such as Fluoxetine (SSRI), have antagonist actions that potentiate the effects of amphetamines.

For the record Kymberlie does have a Bachelor's degree in Psychology with a double minor in Addictions Treatment and Neuroscience and graduated with high honors and accolades. However, Kymberlie has not worked in this field since graduating from university as she had been minor child's full-time caretaker and is now minor child's ONLY advocate.

When discussing the lab results from Kymberlie's hair test done on February 18, 2022 with her Neurologist, the validity and reliability of November 18, 2021 results are called into question. It is not probable for the high numbers of November 18, 2021 to be conclusive with a follow-up negative hair test result being performed exactly three (3) months after a "staggeringly high, 5.5x the level" urine test. There would be a positive result of some number.

In addition, this court states that Kymberlie did not properly submit her prescriptions. Kymberlie has submitted her list of prescriptions multiple times verbally, in motions, via e-mail, and physically to this court and to ATI. The court implies that while Kymberlie admitted to meth use in open court on November 18, 2021, she is fabricating submitting her legal and valid

medical prescriptions. This argument defies logic.

The time between court unlawfully ordered drug testing (11/18/2021, 3/07/2022) is fifteen (15) weeks apart. This time frame is not consistent with a court or litigant being "concerned" with Substance Abuse. Nor does this indicate a fair and unbiased approach to reunifying the minor child with her mother.

This court states at the November 18, 2021 hearing that as long as Kymberlie is honest with the court it won't affect her custodial rights if baselines decrease. **(Exhibit 31)** At the hearing on February 15, 2022 court states that "what I'm really concerned about is someone's honesty..... but that presumes that you're going to have dramatically decreased baselines the next time we test." **(Exhibit 32)** At this same hearing the court then denies any further testing from ATI as "She [Kymberlie] seems quite confident and is requesting it". **(Exhibit 33)**

This court created an impossible and unconstitutional scenario for Kymberlie.

In order to have a decrease of any numbers there must be two (2) sets of numbers. Also, Kymberlie's drug test results of zero (0) are "dramatically decreased".

Unfortunately this is not the only inconsistent, illogical, and subsequently unlawful and unconstitutional scenario this court implements. The following are just a small example of the inconsistencies (this list is non-exhaustive):

- Hearing from November 18, 2021, "I'm not going to permit even with the benefit of a court order for him [Mario] to do for even two (2) days, what you did to him for months and months with zero justification." **(Exhibit 34)** NOTE: it has now been over a year that custody was unlawfully taken away from Kymberlie, and over **132** days since Mario has cut-off all contact with and about minor child. Court has validated this due to one (1) positive drug test from fifteen (15) months ago, whereas this court made the above statement while an ACTIVE TPO was in force against Mario.

- A Notice of Order of Appearance For ECE was filed on January 10, 2022 which stated that "this Court ***will <u>not</u> make any substantive decisions*** in the case without a preliminary motion being properly filed and served." **(Exhibit 35)** Please note that an

ECE was actually never held to properly address discovery, disclosures, etc.

- Kymberlie filed an Emergency Ex Parte Motion For A Pickup Order For The Return of Minor Child on March 8, 2022. On March 22, 2022 Kymberlie received an e-mail from this department stating "Judge Henderson requires hearings with oral argument for all matters regarding child custody and visitation". **(Exhibit 36)**

  However, a hearing was never conducted before this court granted, signed, and filed an Order removing minor child from her sole caretaker for her entire life. **(Exhibits 3)** Clearly, there are different sets of rules and procedures for self-represented litigants, which is completely unconstitutional.

  Procedural Due Process Civil Section 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

  "Due process requires that the procedures by which laws are applied must be evenhanded, so that individuals are not subjected to the arbitrary exercise of government power."

- Hearing from February 15, 2022, "let me promise you something. If they start disparaging you and verbally attacking you in public and you calmly walk away and they decided to call the cops and the cops interviewed them and interviewed you and support what you're saying that's going to help you in your case, if that's what the police report says. The police report is not going to say that and you know it's not you know that you don't you will never have you don't have a police report and one doesn't exist that says they started yelling at me because who's going to call the cops if they're the ones doing all the antagonism? If you say absolutely nothing and walk away they're going to say this isn't the strategic time to call the cops on her we'll wait till we can get her go and have her explode in front of people they're not going to call the cops on you when you call me walk away it defies logic." **(Exhibit 37)**

- Hearing from April 19, 2022, "And candidly, it's still a terrible report for mom because it still states she walked off with the child." **(Exhibit 38)**

  This same hearing, court states mom attached the same report dad submitted. In fact, this statement is not accurate. Please see Mario's HPD report from his filing dated February 10, 2022. **(Exhibit 39)**

  Kymberlie's updated and complete HPD report from filings on February 23, 2022 and March 3, 2022. This report states Mario was warned for abuse of 911, the officers interviewed Kymberlie and her parents and found nothing suspicious, Mario called at 7:07pm when visitation was from 6:00pm to 8:00pm. **(Exhibit 40)**

NOTE: THE HPD POLICE REPORT SUBMITTED INTO EVIDENCE, EXHIBIT 38, IS THE INCOMPLETE HPD REPORT.

- Hearing from February 15, 2022, "Supervision by family members, particularly like by grandparents, is by definition presumed to be 10,000 times a better option than some sort of sterile one-hour artificial environment with strangers hovering around. It's very unnatural. So unless you can point to some direct antagonism or that they'd abdicate their responsibility because the responsibility in that they're here, I can canvass them, would be to the Court and this child." **(Exhibit 41)**

  This never came to fruition and this court made its decision solely based on Ms. Crome's fabricated arguments and version of a supposed video she reviewed when Kari was supervising a visit on February 13, 2022. This court never even bothered to get Kymberlie's version of events, ask the two (2) witnesses sitting in the courtroom, or request that the "video" be produced for verification.

- Hearing from April 19, 2022, "She [Kymberlie] won't have to pay support if she instead applies the money to these supervised visits." **(Exhibit 42)**

  This court then decides at "trial" to implement child support arrears from January, 2022 even though Kymberlie was paying for supervised visitation at Family First.

- Hearing from April 19, 2022, "So just pursue with the random testing, one a month. If she's [Kymberlie] clean twice in a row, you can't test her for the third or fourth month prior to trial because I think if she stays clean for everything two months in a row, the problem is resolved." **(Exhibit 43)**

  Mario fails to ask that Kymberlie be drug tested in June, 2022 or July, 2022 and only asks August 4, 2022 as retaliation for her three (3) filings she did on August 3, 2022. Kymberlie had two (2) clean tests (actually many more) as of this date as well.

  Mario alleges that Kymberlie did not show up for the drug test they unlawfully requested on 8/04/2022 and speculate a positive without any evidence whatsoever. The request was sent after 10:00am so Kymberlie had until 12:00pm the next day. This time was not permitted and just another sneaky maneuver by Mario and his counsel.

An accurate assessment of exhibit 31 submitted by Ms. Crome at the evidentiary hearing on August 16, 2022 will show that the letter dated August 4, 2022 was sent at 9:51am, but not delivered until 12:40pm and opened by Kymberlie at 2:47pm (MO000895-MO000901) This exhibit also displays a correct account of a service envelope. So, Ms. Crome is aware of how to provide valid proof of service of a filing/document. **(Exhibit 44)**

As of the date of this filing, Kymberlie has self-submitted to the following drug tests:

- 1/12/2022 (urine)
- 1/29/2022 (blood)
- 2/08/2022 (urine)
- 2/18/2022 (hair)
- 3/18/2022 (urine, blood)
- 4/14/2022 (urine)
- 5/16/2022 (urine)
- 6/23/2022 (urine, blood)
- 10/17/2022 (urine)
- 11/21/2022 (hair)

All aforementioned testing has been negative for any illegal substance. **(Exhibit 45)**

Court referred drug testing from ATI where urine and hair have been collected:

- 11/18/2021 (urine, hair) – Initial drug test
- 3/07/2022 (urine, hair)
- 4/15/2022 (urine, hair)
- 5/20/2022 (urine, hair)

All aforementioned testing has been negative for any illegal substance, with exception of the initial unlawfully obtained drug test. **(Exhibit 46)**

These labs are also incorrectly interpreted by this court. The analysis of Kymberlie's alcohol level is completely inaccurate. The results show a UAC (Urine Alcohol Concentration) NOT a BAC (Blood Alcohol Concentration), which are considerably different. The UAC:BAC ratio varies from 1.33 – 1.7:1. Which would hypothetically convert to a BAC of 0.075% - 0.059% approximately. However, this is not reliable when collecting only one urine sample. For better accuracy, multiple urine samples should be collected over a certain time period such as 30-60 minutes apart.

Kymberlie only realized that the hearing on August 16, 2022 was an actual "trial" once Ms. Crome filed and served Mario's Pretrial Memorandum on Thursday August 11, 2022.

The following is a timeline of events and communications prior to the "trial" held on Tuesday, August 16, 2022.

- Wednesday, 8/10/2022 at 12:00pm Filed and Served FDF (Mario)
- Wednesday, 8/10/2022 at 2:42pm Served Plaintiff's 2nd Supplemental List of Witnesses and Documents (460 pages)
- Thursday, 8/11/2022 at 10:43am Notified via e-mail from Susan Filon (Dept. R Law Clerk) of receipt of the supervised visitation report from Family First and can make an appointment to review it and make notes and/or can obtain a copy during the evidentiary hearing but cannot keep it (13 pages)
- Thursday, 8/11/2022 at 2:06pm Notified via e-mail from Alicia Woods (Legal Assistant to Ms. Crome) that Exhibit Binder will be available for pick up at 4:30pm
- Thursday, 8/11/2022 at 3:08pm Served Plaintiff's 3rd Supplemental List of Witnesses and Documents (143 pages)
- Thursday, 8/11/2022 at 3:57pm Filed and Served Mario Opipari's Pretrial Memorandum
- Thursday, 8/11/2022 at 5:00pm Filed and Served Corrected Mario Opipari's Pretrial Memorandum
- Thursday, 8/11/2022 at 6:06pm Served Exhibits 1-23
- Thursday, 8/11/2022 at 6:13pm Served Exhibits 24-40
- Thursday, 8/11/2022 at 6:23pm Served Exhibits 41-57
- Thursday, 8/11/2022 at 6:31pm Served Exhibit 58 (video, but can't open or view it)
- Friday, 8/12/2022 at 4:20pm Pick up Exhibit Binder (58 exhibits approximately 560 pages)
- Monday, 8/15/2022 at 8:32am Notified via e-mail by Ms. Crome of setting up a time that day to have settlement discussions and to agree to the submission of exhibits

The above timeline clearly demonstrates a lack of common courtesy, ethical behavior, and the violation of numerous NRCP and EDCR rules. Kymberlie was not given a fair opportunity to review all the documents and then submit her own documentation to defend herself. Without a fair opportunity to review all documentation, Kymberlie was not going to be able to present an adequate objection or defense. This is a clear violation of Kymberlie's Constitutional Rights to Due Process and a Fair Trial.

Kymberlie began to do some research to file a request for a continuation of the Evidentiary Hearing. Kymberlie discovered that many pretrial procedures were not followed, hence her confusion and misunderstanding of the August 16, 2022 hearing.

EDCR Rule 5.604(a) state that at least seven (7) days before an evidentiary hearing if there is no calendar call, attorneys shall meet to arrive at stipulations and agreements for the purpose of simplifying the issues to be tried, and exchange final lists of exhibits and the names and addresses of all witnesses (including experts) to be actually called or used at trial. No new exhibits or witnesses are to be added, although previously disclosed witnesses or exhibits may be eliminated, unless otherwise ordered.

EDCR Rule 5.604 (b) state that unless ordered, a pretrial memorandum must be filed and served not less than 14 days before a hearing.

EDCR Rule 5.605 Pretrial conferences and calendar call.
(a) At the request of the court or a party, the court may conduct one or more pretrial conferences or a calendar call, or both.
(b) The court may resolve, or schedule a conference to resolve, any evidentiary, procedural, scheduling, or other matters for trial, including prospects of settlement, potential alternate methods of dispute resolution, readiness for trial, the exhibits to be submitted, the witnesses (including experts) to be actually called, to any other matters.
(c) Unless otherwise directed by the court, each party must provide to the court and any opposing party by the time of calendar call:
(1) All proposed exhibits, marked for identification; and
(2) A typed exhibit list, identifying all stipulated exhibits,
(d) Failure to attend a pretrial conference or calendar call or to provide the required materials may result in imposition of sanctions.

NRCP Rule 16(b)
(1) Scheduling Order. Except in categories of actions exempted by local rule, the court must, after consulting with the attorneys for the parties and any unrepresented parties by a scheduling conference, case conference, telephone conference, or other suitable means, enter a scheduling order.
(2) Time to Issue. The court must issue the scheduling order as soon as practicable, but unless the court finds good cause for delay, the court must issue it within 60 days after:
(A) a Rule 16.1 case conference report has been filed; or
(B) the court waives the requirement of a case conference report under Rule 16.1(f).

NRCP Rule 16.1(a)(3)
(A) In General. In addition to the disclosures required by Rule 16.1(a)(1) and (2), a party must provide to the other parties and promptly file the following information about the evidence that it may present at trial, including impeachment and rebuttal evidence:.....
(B) Time for Pretrial Disclosures; Objections.

(i) Unless the court orders otherwise, these disclosures must be made at least 30 days before trial.
(ii) Within 14 days after they are made, unless the court sets a different time, a party may serve and promptly file a list of the following objections:.....

NRCP Rule 16.1(b) Except as otherwise stated in this rule, all parties who have filed a pleading in the action must participate in an early case conference.

NRCP Rule 16.1(b)(2) Timing.
(A) In General. The early case conference must be held within 30 days after service of an answer by the first answering defendant. All parties who have served initial pleadings must participate in the first case conference.
(B) Continuances. The parties may agree to continue the time for the early case conference or a supplemental case conference for an additional period of not more than 90 days. The court, for good cause shown, may also continue the time for any case conference. Absent compelling and extraordinary circumstances, neither the court nor the parties may extend the time for the early case conference involving a particular defendant to a date more than 180 days after service of the first answer by that defendant.

NRCP 16.205(j)(1) Attendance at Early Case Conference.
Within 45 days after service of an answer, the parties and the attorneys for the parties must confer for the purpose of complying with Rule 16.205(d)..... The parties may submit a stipulation and order to continue the time for the case conference for an additional period of not more than 60 days, which the court may, for good cause shown, enter. Absent compelling and extraordinary circumstances, neither the court nor the parties may extend the time to a day more than 90 days after service of the answer.

NRCP 16.205(j)(3) Attendance at Case Management Conference.
The court must conduct a case management conference with counsel and the parties within 90 days after the filing of the answer. The court, for good cause shown, may continue the time for the case management conference. Absent compelling and extraordinary circumstances, neither the court nor the parties may extend the time to a day more than 120 days after filing of the answer.

"Litigants in a custody battle have the right to a full and fair hearing concerning the ultimate disposition of a child. At a minimum, observance of this right requires that before a parent loses custody of a child, the elements that serve as a precondition to a change of custody must be supported by factual evidence. Furthermore, the party threatened with the loss of parental rights must be given the opportunity to disprove the evidence presented." *Wiese v. Granata*, 110 Nev. 1410, 1412-13 (Nev. 1994)

The Court found that Kymberlie's Motion to Continue the Evidentiary Hearing was "based on the faulty premise that no deadlines were set by the Court and that a Rule 16.1 Conference was not held". The Order filed October 17, 2022 goes on to state that "the Rule 16

proceedings occurred on February 15, 2022 [and that] there is an Order setting trial dates and deadlines".

The Court states that Kymberlie's Motion "makes erroneous representations and is an unfounded attempt at a continuance" and even if Kymberlie was present there would be "no sensible reason" to continue the hearing. The court made a finding that "there is no need to continue a trial unless there was something really major that a continuance would flesh out and that it would be highly prejudicial unless a continuance was granted. No such undertaking has been alleged. Instead, Kymberlie just makes arguments in her pleading that there was no Rule 16 compliance, which is false".

Kymberlie's arguments for a fair trial were ignored and the court proceeded to conduct the "trial" without Kymberlie. The fact that this court does not find it "highly prejudicial" Kymberlie was given all exhibits (58) to a "trial" only three (3) days before is just further evidence of the bias this court displays against Kymberlie.

The court states that Kymberlie had filed more than one (1) appeal not understanding these were temporary orders. Kymberlie had filed only one (1) previous appeal on 5/24/2022.

The above points are presented to demonstrate an example of the extreme bias and prejudice this court displays against Kymberlie and the total disregard for following the law and civil procedure. Upon a simple review of the district court docket, it will demonstrate that all of Kymberlie's assertions are accurate. **(Exhibit 5)**

While an Order was filed 1/10/2022 for Notice of Order of Appearance for NRCP 16.2 Case Management Conference, it was never held. There are no case conference reports, scheduling orders, case management orders, etc. ever filed and the docket will reflect this.

The Finding of Fact, Conclusions of Law and Order From The Evidentiary Hearing filed

10/17/2022 does not contain any conclusions of law. The findings are generic and the court merely processed through the best interest factors with little to no regard of minor child's well-being.

The court does not make specific relevant findings nor does it tie in actual substantial evidence. The court allowed Ms. Crome to determine the findings of fact and the corresponding evidence for those findings.

> District courts have broad discretion in child custody matters, but substantial evidence must support the court's findings. Ellis, 123 Nev. at 149, 161 P.3d at 241-42. Substantial evidence "is evidence that a reasonable person may accept as adequate to sustain a judgment." Id. at 149, 161 P.3d at 242.
>
> "In making a child custody determination, "the sole consideration of the court is the best interest of the child," NRS 125.480(1). This is not achieved, as the district court seemed to believe, simply by processing the case through the factors that NRS 125.480(4) identifies as potentially relevant to a child's best interest and announcing a ruling. As the lead-in language to NRS 125.480(4) suggests, the list of factors in NRS 125.480(4) is nonexhaustive. *See*NRS 125.480(4) ("In determining the best interest of the child, the court shall consider and set forth its specific findings concerning, *among other things* ...") (emphasis added); *Ellis v. Carucci,*123 Nev. 145, 152, 161 P.3d 239, 243 (2007) (in determining the best interest of a child, "courts should look to the factors set forth in NRS 125.480(4)*as well as any other relevant considerations* ") (emphasis added). Other factors, beyond those enumerated in NRS 125.480(4), may merit consideration." *Davis v. Ewalefo*, 352 P.3d 1139, 1143 (Nev. 2015)
>
> "Crucially, the decree or order must tie the child's best interest, as informed by specific, relevant findings respecting the NRS 125.480(4) and any other relevant factors, to the custody determination made. *Bluestein v. Bluestein,* —— Nev. ——, ——, 345 P.3d 1044, 1049 (2015) (reversing and remanding a custody modification order for further proceedings because "the district court abused its discretion by failing to set forth specific findings that modifying the parties' custodial agreement to designate [mother] as primary physical custodian was in the best interest of the child"); *see*NRS 125.510(5) ("Any order awarding a party a limited right of custody to a child must define that right with sufficient particularity *to ensure* that the rights of the parties can be properly enforced and *that the best interest of the child is achieved.* ") (emphasis added); NRS 125C.010(1)(a) (identical, except it substitutes "a right of visitation of a minor child" for "a limited right of custody"); *Smith v. Smith,*726 P.2d 423, 426 (Utah 1986) (deeming it "essential" that a custody determination set forth "the basic facts which show *why* that ultimate conclusion is justified"). *Davis v. Ewalefo*, 352 P.3d 1139, 1143 (Nev. 2015)
>
> "Moreover, the district court found that Sean refuted Lyudmyla's arguments and made findings as to the exhibits provided, such that it appears the district court considered

Lyudmyla's arguments on their merits. While this court defers to the district court's factual findings, *Ellis,* 123 Nev. at 149;161 P.3d at 241-42, such factual findings must be determined by the district court based on evidence presented. *See Nev. Ass'n Servs., Inc. u. Eighth Judicial Dist. Court,* 130 Nev. 949, 957, 338 P.3d 1250, 1255 (2014) (noting that arguments of counsel are not evidence and do not establish the facts of the case)" *Abid v. Abid*, No. 82781-COA, 4 (Nev. App. Apr. 8, 2022).

The fifty-eight (58) exhibits, which are now all admitted evidence, do not contain a single medical document that substantiates any of this courts findings. Not for the minor child and not for Kymberlie. This court made its findings based primarily on the arguments of Ms. Crome and the hearsay testimony of Mario. The two (2) medical records submitted for minor child are exhibit 18 (MO000841-MO000846) which is the discharge paperwork from DCFS and was not referenced in this courts findings and actually substantiate Kymberlie's assertions of Mario abdicating his parental rights. Exhibit 19 (MO000840) is an illegible document.

Minor child has over thirteen (13) providers, yet literally only seven (7) pages regarding minor child's medical treatment were provided. This court still proceeded to make erroneous medical findings. The medical record's Mario and Ms. Crome reference as proof that Kymberlie is medically negligent, are not even submitted as evidence.

The medical records submitted for Kymberlie are the four (4) ATI lab reports. Only one (1) shows positive for methamphetamines, yet this court still finds Kymberlie to have a "narcotic addiction". While this court refers to other documents on the record, it doesn't state any specifics. In fact, the medical records on file show and state the exact opposite of everything this court states in its findings of fact.

Mario has not allowed Kymberlie and minor child to even speak to each other via telephonic communication for over ***132*** days. While Mario argues that all communications are to be through TalkingParents, this is not in the order filed 10/17/2022 and has no bearing regarding telephone conversations.

Mario has not made any attempts to communicate with Kymberlie or to maintain a relationship between minor child and Kymberlie. Mario has not allowed Kymberlie to see minor child since the "trial". Mario argues that Kymberlie can only see minor child through supervised visitations with Family First.

This aspect of the Order is ambiguous as on page 16 it states supervised visitations at Family First then page 17 states there is no supervised visitations at this time. However, no actual facts and substantial evidence have been introduced or found that would warrant Kymberlie ever having supervised visitations. While too extensive to detail in this Stay, the report issued to the court from Family First was not provided to adequately review by Kymberlie for defense and/or objections. It was discovered that amongst extensive errors and inadequacies, the most egregious fabrication is the omission of over 29 visitations. (**Exhibit 49; sub-exhibits 18, 19, 20**)

OTHER CIRCUMSTANCES

Kymberlie has lost all her parental and constitutional rights due to one (1) positive drug test result back on November 18, 2021. The Court ignores all allegations and substantial documentation of abuse to Kymberlie and to minor child, and remains focused on demeaning Kymberlie.

Mario and his attorneys have conducted themselves unprofessionally, immorally, and unethically which has directly and negatively affected minor child.

Upon proper review of the exhibit binder, and now submitted evidence, Ms. Crome submitted fabricated and altered evidence, as well as intentionally and maliciously left out documents. Exhibit 50 of their trial binder is a letter from Kymberlie in regards to visitation. Mario's version has an altered "Electronically Served" stamp of 7/1/2022 3:05 PM. The letter is dated June 27, 2022 and was served 6/27/2022 6:18 PM. (**Exhibit 49; sub-exhibits 21, 22, 23,**

24) Providing an illegible medical document regarding minor child's canceled Orthotic appointment and testifying under oath that Kymberlie canceled the appointment purely as a power play is yet another example of the harassment and attacks Kymberlie constantly endures by Mario and his attorneys. Kymberlie sent a letter to Ms. Crome dated and served July 26, 2022 explaining that minor child's specialist moved offices and re-scheduled. **(Exhibit 48; sub-exhibits 25, 26)**

Mario and his counsel are going to great lengths to isolate the minor child from her mother, Kymberlie. Mario has filed (11/18/2022), via his attorney, Mr. Friedman, and received a TPO (11/23/2022) against Kymberlie. Kymberlie was served December 2, 2022. Upon receipt and review of the Application and Video Transcript of the Hearing held November 23, 2022, Kymberlie discovered this Application was fraudulent. Mario and Kari filed false Declarations, and Mr. Friedman blatantly lied to the Court regarding the facts and evidence. This was done to intentionally side step the Supreme Court and to maliciously harass Kymberlie. **(Exhibit 47)**

Kymberlie filed a Motion to Dissolve TPO on December 9, 2022 **(Exhibit 48),** Exhibit Appendix in support of Respondent's Motion to Dissolve TPO on December 9, 2022. **(Exhibit 49)** A hearing regarding the Motion to Dissolve TPO was scheduled for December 27, 2022 at 2:00pm. Please note, all audio and video files were submitted via evidence link and are available for this court to review.

At this hearing Christopher Phillips ("Mr. Phillips) represented Mario, who failed to appear. The Court filed an Order dissolving this TPO on December 28, 2022 (**Exhibit 50**) with its relevant findings.

Mr. Phillips continued to fabricate stories about Kymberlie and the facts of the matter. While too extensive to detail in this motion, Kymberlie has acquired the video transcripts of this hearing and the previous (11/18/2022) and will provide them to this court if needed/requested.

The most egregious fabrication made by Mr. Phillips was stating that Kymberlie threatened to kill herself and minor child in a Facebook post. Upon failure to substantiate his statement with any proof or evidence, the Court admonished Mr. Phillips and Mario. The Court found that the request for TPO made by Mario "was just another tool to further silence the Adverse Party (Kymberlie) and place additional restrictions/impediments on having access to the parties' daughter". The Court also found that Mr. Phillips arguments at this hearing were not relevant and an attempt to make Kymberlie "look bad".

These type of unethical and unlawful tactics, upon many others, have been used during the entire litigation process by Mario and all his attorneys. This has only caused and necessitates tremendous harm upon minor child, as well as the need for these ridiculously long filings.

CONCLUSION

From the onset of this case, Mario has forced minor child into new family scenarios despite all her signs of not adjusting to it. With every indication of how minor child was displaying signs of trauma, Mario chose to isolate and cut off every avenue that Kymberlie had to discover the truth. When a parent works this hard to eliminate all contact, communication, and information, there is a serious cause for concern.

The decisions of this court have been arbitrary and capricious and do not reflect The Best Interest of the Child. This is inducing substantial harm to the minor child and time is of the utmost crucial importance.

This is only compounded by Mario's newly retained counsel continually attacking Kymberlie instead of focusing on the minor child and her much needed relationship with her mother.

///

Mr. Friedman, via the TPO, had mandated that Kymberlie can only communicate through himself in regards to minor child. Yet, upon several letters Kymberlie had written to Mr. Friedman requesting contact with the minor child (12/02/2022, 12/08/2022, 12/16/2022, and 12/29/2022) (**Exhibits 49; sub-exhibit 37 & Exhibit 21**), the requests have been completely ignored.

There has been NO contact between Kymberlie and minor child in over ***132*** days, not even for Thanksgiving, Kymberlie's birthday (12/06/2022), nor the Christmas and New Year's Holidays.

"Justice Delayed is Justice Denied." This delay has been burdensome to Kymberlie and the minor child. Minor child no longer has the affection, stability, and routine schedule she had become accustomed to and is vital to her overall development. The abuse and subsequent regression of minor child being allowed is a Gross misconduct of Justice.

For the reasons explained above and in the pleadings and papers attached hereto and on the record, Kymberlie requests minor child be returned immediately to the safety and security of her primary care.

DATED this 4th day of February, 2023.

Pursuant to NRS 53.045, I declare under penalty
Of perjury that the foregoing is true and correct.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
In Proper Person

DECLARATION OF KYMBERLIE JOY HURD

I, Kymberlie Joy Hurd, declare under penalty of perjury under the laws of the State of Nevada that the following is true and correct:

1. I am the Defendant/Appellant in the above-entitled action.

2. I have read the foregoing motion and know the contents thereof; that same is true of my own knowledge, except for those matters stated upon information and belief, and that as to those matters, I believe them to be true.

I declare under penalty of perjury, under the laws of the State of Nevada and United States, NRS 53.045 and 28 USC § 1746, that the forgoing is true and correct.

DATED this 4th day of February, 2023.

Kymberlie Joy Hurd
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
In Proper Person

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 4th day of February, 2023, pursuant to NRCP 5 and NEFCR 9, served a true and correct copy of the foregoing AMENDED EX PARTE EMERGENCY MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS via electronic service through the Eighth Judicial District Court's electronic filing system to the email address(s) on file:

Chaka Crome, Esq.
Crome Law firm
chaka@cromelawfirm.com; clfefile@cromelawfirm.com;
amy@cromelawfirm.com

Matthew H. Friedman, Esq.
Christopher B. Phillips, Esq.
Ford & Friedman
2200 Paseo Verde Pkwy., Suite 350
Henderson, NV 89052
mfriedman@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com;
tracy@fordfriedmanlaw.com

DATED this 4th day of February, 2023.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

Kymberlie Joy Hurd

Electronically Filed
2/4/2023 9:32 AM
Steven D. Grierson
CLERK OF THE COURT

EXHS
KYMBERLIE JOY HURD
210 Red Coral Dr.
Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Defendant/Appellant, In Proper Person

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION, CLARK COUNTY, NEVADA

MARIO OPIPARI

Plaintiff/Respondent,

vs.

KYMBERLIE JOY HURD

Defendanrt/Appellant.

Case No.: D-21-622669-C
Dept. No.: R

Supreme Court No.: 85537

Date of Hearing: N/A
Time of Hearing: N/A

Hearing Requested: NO

AMENDED
EXHIBIT APPENDIX IN SUPPORT OF EX PARTE EMERGENCY MOTION FOR STAY OF DISTRICT COURT PROCEEDINGS
VOLUME I

Kymberlie Joy Hurd, Defendant/Appellant In Proper Person, submits the following exhibits in support of **Amended Ex Parte Emergency Motion For Stay of District Court Proceedings**. I understand that these are not considered substantive evidence in my case until formally admitted into evidence.

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RECEIVED
APR 21 2023
CLERK OF THE COURT
DEPUTY CLERK

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41. Transcript section from hearing on February 15, 2022 showing court stated "Supervision by family members, particularly like by grandparents, is by definition presumed to be 10,000 times a better option than some sort of sterile one-hour artificial environment with strangers hovering around. It's very unnatural. So unless you can point to some direct antagonism or that they'd abdicate their responsibility because the responsibility in that they're here, I can canvass them, would be to the Court and this child." P. 362

42. Transcript section from hearing on Aril 19, 2022 showing this court stated "She [Kymberlie] won't have to pay support if she instead applies the money to these supervised visits." P. 366

43. Transcript section from hearing on Aril 19, 2022 showing this court stated "So just pursue with the random testing, one a month. If she's [Kymberlie] clean twice in a row, you can't test her for the third or fourth month prior to trial because I think if she stays clean for everything two months in a row, the problem is resolved." P. 368

44. Envelope receipt from Ms. Crome showing valid proof of service. P. 370

45. Lab Reports dated 1/12/2022, 1/29/2022, 2/08/2022, 2/18/2022, 3/18/2022, 4/14/2022, 5/16/2022, 6/23/2022, 10/17/2022, and 11/21/2022 P. 373

46. ATI lab reports dated 11/18/2021, 3/07/2022, 4/15/2022, 5/20/2022 P. 409

DATED this 4th day of February, 2023.

Submitted by:

Kymberlie Joy Hurd
In Proper Person

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 4th day of February, 2023, pursuant to NRCP 5 and NEFCR 9, served a true and correct copy of the foregoing **Amended Exhibit Appendix In Support Of Ex Parte Emergency Motion For Stay Of District Court Proceedings Volume I** via electronic service through the Eighth Judicial District Court's electronic filing system to email address(s) on file:

Chaka Crome, Esq.
Crome Law firm
chaka@cromelawfirm.com; clfefile@cromelawfirm.com;

Matthew H. Friedman, Esq.
Christopher B. Phillips, Esq.
Ford & Friedman
tracy@fordfriedmanlaw.com; cphillips@fordfriedmanlaw.com
cbrown@fordfriedmanlaw.com; susan@fordfriedmanlaw.com
mfriedman@fordfriedmanlaw.com

DATED this 4th day of February, 2023.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

Kymberlie Joy Hurd

EXHIBIT 1

IN THE SUPREME COURT OF THE STATE OF NEVADA

KYMBERLIE JOY HURD,
Appellant,
vs.
MARIO OPIPARI,
Respondent.

No. 85537

FILED

JAN 27 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY
DEPUTY CLERK

ORDER REGARDING MOTIONS

Appellant has filed two pro se amended motions for stay pending appeal.[1] Respondent has filed an opposition and appellant has replied.[2]

When a movant seeks a stay pending appeal, the movant must ordinarily seek such relief in the district court in the first instance. NRAP 8(a)(1). If a movant seeks a stay from this court in the first instance, the movant must demonstrate that seeking relief in the district court first would be "impracticable." NRAP 8(a)(2)(A)(i). "'Impracticable' requires the movant to show that it was 'not capable' of first seeking relief in the district

[1]The first motion was inadvertently filed by the clerk of this court despite exceeding the page limitation. *See* NRAP 27(d)(2). Within the second motion, appellant asks for leave to file a longer motion for stay. Appellant is advised that a motion for leave to file a document in excess of the page limitation should be filed separately from the document appellant seeks to file. Nevertheless, in this instance, the motion is granted. *Id.* This court has considered both motions.

[2]Appellant's reply exceeds the applicable page limitation and was also inadvertently filed by the clerk of this court. NRAP 27(d)(2). The reply was nevertheless considered by this court in its entirety.

court or that such an act could not be done." *TRP Fund VI, LLC v. PHH Mortg. Corp.*, 138 Nev. Adv. Op. 21, 506 P.3d 1056, 1058 (2022).

Here, appellant does not assert that she sought a stay in the district court in the first instance. She argues that moving for relief in the district court in the first instance would be impracticable because the district court has demonstrated bias and prejudice towards her; filing first in the district court would only result in a delay of justice. Appellant does not demonstrate that moving first in the district court is impracticable. Accordingly, the motions are denied without prejudice.

Appellant has also filed two pro se motions regarding service of documents and counsel. Having considered these filings, attorney Chaka T. Henry Crome is again instructed to file a motion to withdraw as counsel of record for respondent if Crome no longer represents respondent in this appeal.[3] *See* NRAP 46(e)(3). The motion shall be filed in this court within 7 days of the date of this order. If Crome still represents respondent, Crome shall so notify this court, in writing, within the same time period. Failure to timely comply with this order may result in the imposition of sanctions. This court takes no further actions on the motions at this time.

It is so ORDERED.

_____, C.J.

cc: Kymberlie Joy Hurd
Crome Law Firm
Ford & Friedman, LLC
Crome Law Firm

[3]*See Hurd v. Opipari*, Docket No. 85537 (*Order*, December 20, 2022).

EXHIBIT 2

Electronically Filed
1/7/2022 9:05 PM
Steven D. Grierson
CLERK OF THE COURT

EXMT
CHAKA T. CROME, ESQ.
Nevada Bar No. 8116
CROME LAW FIRM, PLLC.
520 South 4th Street
Las Vegas, Nevada 89101
(702) 384-5563
chaka@cromelawfirm.com
Attorney for Plaintiff
Mario Opipari

EIGHTH JUDICIAL DISTRICT COURT FOR THE STATE OF NEVADA

FAMILY DIVISION, COUNTY OF CLARK

MARIO OPIPARI, Plaintiff, vs. KYMBERLIE HURD, Defendant.	CASE NO.: D-21-622669-C DEPT. NO.: R **PLAINTIFF MARIO OPIPARI'S EMERGENCY EX PARTE MOTION FOR A PICKUP ORDER FOR THE RETURN OF THE MINOR CHILD**

COMES NOW, Plaintiff **MARIO OPIPARI**, (hereinafter referred to as "Mario" or "Plaintiff") by and through his attorney, **CHAKA T. CROME, ESQ.**, of **CROME LAW FIRM** and hereby submits his Ex Parte Motion for a Pickup Order of the Minor Child.

This application is based upon the pleadings and papers on file, the affidavit of

...

...

Movant, and any exhibits which are attached to this Motion.

Submitted By:

CROME LAW FIRM

/s/ Chaka T. Crome, Esq.

CHAKA T. CROME, ESQ.
520 South Fourth Street
Las Vegas, Nevada 89101
(702) 384-5563
Attorney for Plaintiff
Mario Opipari

POINTS AND AUTHORITIES

LEGAL ARUGUEMENT

The parties **MARIO OPIPARI**, (hereinafter referred to as "Mario"" or "Plaintiff") and **KYMBERLIE HURD** (hereinafter referred to as "Kymberlie" or "Defendant") were never married. They have one minor child at issue, to wit: Azlynn Harlie Opipari, born on May 19, 2016. Azlynn has down syndrome and is attending school each week.

The parties appeared before this Honorable Court on November 11, 2021. At the hearing, this Court addressed concerns regarding Defendant's behavior and questioned whether she was seeking treatment for her mental health.

In response to this Court's questions, Defendant stated that she had used methamphetamine approximately six weeks to two months prior to the hearing (between September 11, 2021, and September 30, 2021). The Court ordered Defendant to appear at ATI for drug testing. Kymberlie tested positive for Barbiturates (85 ng/ml- urine), Methamphetamine (53587 ng/ml – urine and 3675 pg/mg hair), and amphetamine (19564 ng/ml (urine and 3675 pg/mg hair). Clearly from her levels, Kymberlie is actively using illegal drugs at a substantial amount.

Methamphetamine is highly addictive. It is known that "parents who use… methamphetamine in the presence of children put their children at a higher risk of child abuse and neglect ***(See Exhibits 1 through 3)***. At these levels, Defendant

cannot provide the proper supervision, emotional response, or care to the minor child. Meth has been causes a "weapon of mass destruction" upon our Nation and families. *Id.* At her level of drug abuse, it is an endangerment to the minor child at issue. Her abuse is inconsistent with the minor child's best interest, making Defendant unfit for custody. Based upon her behavior, it is submitted that the minor child should solely remain in Mario's care until further order of this Court. Defendant should focus on getting the necessary treatment that she needs to ensure that she is fit to have custodial rights of their daughter.

NRS 125.510 states:

> 1. In determining the custody of a minor child in an action brought pursuant to this chapter, the court may, except as otherwise provided in this section and chapter 130 of NRS:
>
> (a)During the pendency of the action, at the final hearing or at any time thereafter during the minority of any of the children of the marriage, make such an order for the custody, care, education, maintenance, and support of the minor children as appears in their best interest; and
>
> (b)At any time modify or vacate its order, even if the divorce was obtained by default without an appearance in the action by one of the parties.
>
> The party seeking such an order shall submit to the jurisdiction of the court for the purposes of this subsection. The court may make such an order upon the application of one of the parties or the legal guardian of the minor.

In determining the best interest of the child, the Legislature has provided guidelines for the Court. The Court enjoys considerable discretion in determining

questions of child custody which will not be disturbed absent a clear abuse of discretion. Sims v. Sims, 109 Nev. 1146, 865 P.2d 328 (1993). The circumstances and well-being of the parents are inextricably entwined with the best interests of the child. McGuinness v. McGuiness, 114 Nev. 1431, 970 P.2d 1074 (1998).

This is universally held to be of paramount consideration, and arises from the state's interest in the training, education, and general welfare of the children. Atkins v. Atkins, 50 Nev. at 337, 259 P. at 289. Accord, Goodman v. Goodman, 68 Nev. 484, 236 P.2d 305 (1951); Edwards v. Edwards, 82 Nev. 392, 419.

In determining the best interest of the child, the court shall consider and set forth its specific findings concerning, among other things:

(a) The wishes of the child if the child is of sufficient age and capacity to form an intelligent preference as to his or her physical custody.

The minor child is not of sufficient age and capacity.

(b) Which parent is more likely to allow the child to have frequent association and a continuing relationship with the noncustodial parent?

Kymberlie has willfully prevented Mario from having a meaningful relationship with the minor child.

(c) The level of conflict between the parents.

The level of conflict is high.

(e) The ability of the parents to cooperate to meet the needs of the child.

Kymberlie has shown that she will not cooperate with a clear court order.

(f) The mental and physical health of the parents.

Mario is physically and mentally healthy. Based upon the drug test results, Kymberlie is addicted to illegal drugs.

(g) The physical, developmental, and emotional needs of the child.
The minor child has down syndrome and is functioning. She requires the supervision of a parent that is not impaired by illegal drug use.

(h) The nature of the relationship of the child with each parent.
The minor child is very close with both of her parents.

(i) The ability of the child to maintain a relationship with any sibling.

Mario's other children have been prohibited from spending time with Azlynn by Kymberlie in the past. In the alternative, Mario allowed Azlynn to spend time with Kimberlie's adult son during his custodial time.

(j) Any history of parental abuse or neglect of the child or sibling of the child.

N/A

(k) Whether either parent or any other person seeking physical custody has engaged in an act of domestic violence against the child, a parent of the child or any other person residing with the child.

N/A

District courts have broad discretion in child custody matters, but substantial evidence must support the court's findings1. Substantial evidence is "evident that a reasonable person may accept as adequate to sustain a judgment.2" A party must have adequate cause to request a hearing on a modification of custody3. In *Rooney,* the Court found that "adequate cause" exists when the moving party can show "(1) the facts alleged in the affidavits are relevant to the grounds for modification; and (2)

1 *Ellis v. Carucci,* 123 Nev. 145, 161 P.3d 239, 241-42 (2007).
2 *Id.* at 149.

the evidence is not merely cumulative or impeaching.4" As outlined above, in the drug test and in the Exhibit Appendix, the evidence is not merely cumulative or impeaching. As outlined above and in the Exhibit Appendix, the evidence is not merely cumulative or impeaching.

It is submitted that Mario should have a pickup Order granting him sole physical custody, with Defendant having supervised visitation at Donna's House (or a person that Plaintiff chooses) until the next hearing. Mario is requesting that the Court waive the 24 hours' notice requirement because such notice would likely defeat the purpose of the Order. Also, due to her drug addiction and past acts that were presented at the last hearing, Kymberlie's behavior is unpredictable. Defendant's behavior is dangerous and destructive, as she is unfit to care for the child at this time.

Dated this 7th day of January 2022.

Submitted By:

CROME LAW FIRM

/s/ Chaka T. Crome, Esq.

CHAKA T. CROME, ESQ.
520 South Fourth Street
Las Vegas, Nevada 89101
(702) 384-5563
Attorney for Plaintiff
Mario Opipari

3 *Rooney vs Rooney,* 109 Nev. 540, 542 (1993).
4 *Id.* at 543 (citing *Roorda vs Roorda 25 Wash. App. 849, 611 P.2d 794, 796 (1980)*).

AFFIDAVIT OF MARIO OPIPARI

I, **MARIO OPIPARI**, do solemnly swear to testify herein to the truth, the whole truth and nothing but the truth.

1. I have read the foregoing Ex Parte Motion, and the factual averments it contains are true and correct to the best of my knowledge, except as to those matters based on information and belief, and as to those matters, I believe them to be true. Those factual averments contained in the referenced filing are incorporated here as if set forth in full.

2. That I have reviewed the drug test results with my attorney, and I am very concerned about my child's well-being. Kymberlie told the court that she had not used Methamphetamine for six weeks to two months prior to the last hearing. Although the Court admonished her to be truthful, she was not candid with the Court. I am concerned about my child because she is special needs and would not be able to articulate what is occurring when she is with her mother.

3. Further, meth is highly addictive and can cause a person to make impulsive and irrational decisions, which would place my child in harm's way. I am asking the Court to Order a Pickup Order so that I can ensure that my child is safe.

4. I will cooperate and follow all of the Court's decisions concerning Kymberlie's

right to spend time with my child. My desire that Kymberlie obtain help with her addictions so that she can become a better mother to our child.

Affiant Further Sayeth Naught.
Dated: January 7, 2022

Mario Opipari
MARIO OPIPARI

VERIFICATION DECLARATION

MARIO OPIPARI, having been duly sworn, deposes and says:

That I am the Plaintiff in this matter; that I have read the forgoing ***Motion***, and that the same is true and correct to the best of my own knowledge, except for those matters stated upon information and belief, and, as to those matters, I believe them to be true.

That I declare under the penalty of perjury under the laws of the State of Nevada (NRS 53.045) that the foregoing is true and correct.

Mario Opipari
MARIO OPIPARI

EXHIBIT "1"

National Center on Substance Abuse and Child Welfare

STRATEGIES TO SUPPORT PARENTS WITH METHAMPHETAMINE USE DISORDER AND THEIR FAMILIES

Child welfare staff across the country identify methamphetamine use as a continuing or re-emerging challenge in their communities. This tip sheet provides facts about methamphetamine use and the effectiveness of treatment and offers strategies for child welfare workers and other professionals to improve outcomes for parents who use methamphetamine and their children and families. This tip sheet is a companion to *Supporting Children Affected by Methamphetamine Use*, which describes the effects that parental methamphetamine use can have on a child's health and well-being and outlines strategies that child welfare staff and other professionals can use to support children and families.

FACTS ABOUT METHAMPHETAMINE USE

Methamphetamine is a highly addictive stimulant associated with serious physical health and psychiatric conditions. Methamphetamine use can alter brain functioning, memory, decision-making, mood, and potentially damage the central nervous system.

A 2019 study showed nearly 2 million people (ages 12+) had used methamphetamine in the past year, and 1 million met the DSM-V criteria for a methamphetamine use disorder.[1] Compared to previous years, the number of people using methamphetamine and having a methamphetamine use disorder has increased significantly. The short-term effects of methamphetamine use may include: increased attention and decreased fatigue, increased activity and wakefulness, decreased appetite, euphoria and rush, increased respiration, rapid/irregular heartbeat, and hyperthermia.[2]

Long-term use of methamphetamine may lead to adverse effects including significant anxiety, severe agitation, insomnia, mood disturbances, and violent behavior.[3] Individuals also may experience psychosis, including paranoia, visual and auditory hallucinations, and delusions (such as the feeling of insects creeping underneath the skin).[4] Methamphetamine use can also cause adverse physical health effects, such as severe weight loss, skin lesions (from scratching and picking the skin), and rapid tooth decay and gum disease.[5]

Individuals can experience an acute overdose on methamphetamine, or use a large amount at one time, causing reactions such as rapid or irregular heart rate, difficulty breathing, heart attack, and altered mental status. A study published in 2021 indicated that the rate of drug overdose deaths involving methamphetamine increased nearly 5-fold during 2012-2018.[6] The death rates were the highest among Alaska Natives and American Indians.

Neuroimaging studies have shown that continued methamphetamine use can lead to structural and functional changes in the brain's dopamine system, which is associated with reduced coordination, impaired verbal learning, and emotional problems.[7] These brain changes have implications for treatment and recovery and may explain why individuals recovering from methamphetamine use have challenges with emotion and memory.

TREATMENT FOR METHAMPHETAMINE USE

Treatment for methamphetamine use disorder requires a combination of therapies and services that include treatment for trauma experiences; mental health conditions, particularly depression and anxiety; and physical health.

Effective clinical interventions for individuals with methamphetamine use disorder focus on timely access to structured treatment and incentive-based therapies. Proven treatment interventions include:[8]

- Motivational interviewing – a counseling style that helps individuals overcome feelings of ambivalence and enhances motivation to change substance use behaviors.
- Contingency management – a type of behavioral therapy that uses positive reinforcements to encourage desired behaviors.
- Community reinforcement approach – a treatment approach that identifies behaviors that reinforce stimulant use and makes a substance-free lifestyle more rewarding than one that includes drugs and alcohol.
- Cognitive behavioral therapy – a short-term, goal-oriented psychotherapy treatment that assists individuals to understand their current problems, challenges, and experiences to change their behaviors and patterns of thinking.

The Matrix Model is a treatment approach shown to be effective in treating methamphetamine use disorder. This approach is a 16-week comprehensive behavioral treatment that combines behavioral therapy, family education, individual counseling, 12-step support, drug testing, and encouragement for non-drug-related activities.[9,10]

As with other substance use disorders, the level of care and treatment setting (such as outpatient, intensive outpatient, and residential treatment) for individuals who use methamphetamine are determined through a comprehensive assessment, such as the American Society of Addiction Medicine (ASAM) Treatment Criteria for Addictive, Substance-Related, and Co-Occurring Conditions. Substance use treatment should be provided for at least 90 days, with continuing care or aftercare for a minimum of nine months following treatment.

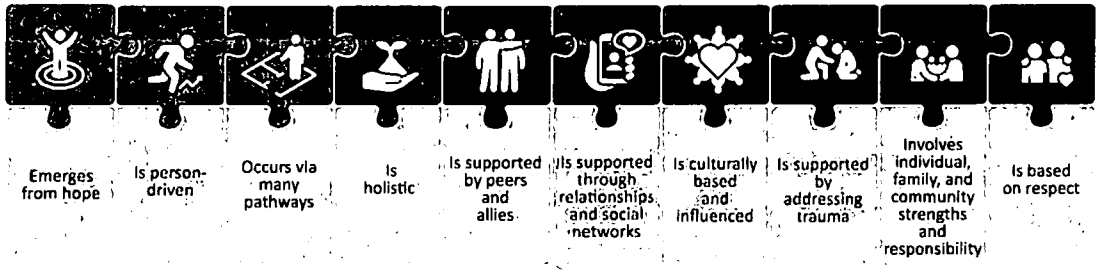
There is no FDA-approved medication to treat methamphetamine use disorders, however, a recent study investigated the use of extended-release injectable naltrexone plus oral extended-release bupropion in adults with moderate or severe methamphetamine use disorder.[11] A response to the medications was defined as having at least three methamphetamine-negative urine samples out of four samples obtained at the end of each phase. Results indicated that patients who received the naltrexone and bupropion had a low response, however, they had a higher response than the patients who received the placebo.

If clinically indicated, psychiatric medications may be prescribed to manage co-occurring conditions such as depression, anxiety disorders, or psychotic disorders.

RECOVERY IS POSSIBLE

Recovery is a process of change through which individuals improve their health and wellness, live a self-directed life, and strive to reach their full potential.[12]

RECOVERY...



Methamphetamine use disorders are as treatable as other substance use disorders.

PRACTICE TIPS FOR CHILD WELFARE PROFESSIONALS

Child welfare and other professionals can use specific strategies to address the needs of parents with methamphetamine use disorder and their children and other family members. These strategies are known to ameliorate risk of harm and strengthen critical protective factors for ending patterns of maltreatment and trauma exacerbated by methamphetamine use.

SCREENING AND ASSESSMENT

- Learn the signs and symptoms of methamphetamine use to identify a need for further screening and clinical assessment.
- Recognize the environmental signs of methamphetamine production and coordinate with law enforcement and emergency medical services if needed for site decontamination and physician examinations for exposed children. The Nevada Attorney General's website offers a description of how to recognize methamphetamine production.
- Use a combination of validated screening tools and environmental observation to identify potential parental methamphetamine use disorder.
- Screen parents for the presence of mental health disorders, trauma, and domestic violence. Screen all children and other identified family members for developmental delays, social-emotional issues, trauma, and mental health disorders.
- Due to the effect methamphetamine may have on physical health, assess parents' medical needs and refer to appropriate healthcare services.
- Refer parents with positive screening results for methamphetamine use to a substance use treatment agency for a comprehensive assessment. Refer children and family members to service providers based on needs identified through screening.
- Review the results of the assessment with the treatment provider. The assessment should determine the type and level of care the person requires along with additional supports including mental health, housing, employment services, medical treatment, and parenting classes.
- Obtain a signed consent form from the parent that allows ongoing communication between child welfare services and the treatment provider about progress or challenges related to the treatment plan or changes in the child welfare case plan.

ENGAGEMENT

- Use motivational enhancement strategies, such as motivational interviewing,[13] to encourage parents' willingness and commitment to engage in treatment. Motivational interviewing techniques, such as taking a non-judgmental and empathetic approach to talking with parents, can help prepare parents to enter treatment and enhance their motivation to change.
- Assist parents to navigate complex health care systems, such as by making phone calls together to schedule appointments with service providers, setting up appointment reminders, and arranging transportation to appointments if needed.
- Due to the effect methamphetamine has on the brain structures and functions related to memory, decision-making, and mood, maintain frequent and consistent contact with the parent to assess progress and service needs. Use frequent reminders, memory aids, follow-up, reinforcements, and brief written instruction to encourage parents to stay engaged in services. Use strategies that consider the effects of methamphetamine use related to brain functioning, memory, decision-making, and mood.
- Be familiar with resources in the community for families affected by methamphetamine use and develop relationships with local treatment providers.
- Help the parent identify and build on their family protective factors—the strengths and characteristics that can help to reduce the risk of child maltreatment and promote family well-being. Protective factors include: parental resilience, social connections, knowledge of parenting and child development, concrete support in times of need, and social-emotional competence in children.[14]

FAMILY-CENTERED TREATMENT SERVICES

- Offer family-centered treatment services or refer families to service providers that focus on the well-being of the parent, children, and other family members. Family-centered treatment addresses the needs of each identified family member and strengthens family functioning, family relationships, and social networks.[15]
- When residential treatment is indicated, refer to a program that provides an opportunity for parents to live with their children in the treatment environment and receive services together. Studies of residential treatment programs for parenting women with substance use disorders found that women living with their infants had the highest level of treatment completion rates and longer stays in treatment compared to women who did not have their children with them.[16]
- Ensure that parents are included in planning, decision-making, and the provision of services related to their family case plan.
- For children in out-of-home care, ensure that quality family time (visitation) is prioritized and not tied to the parent's drug testing results. Frequent and consistent family time allows parents to practice the skills needed to meet the needs of their child(ren) and supports continued attachment and bonding among family members.

PEER AND RECOVERY SUPPORT SERVICES

- Provide parents with peer and recovery support services to foster their engagement into substance use treatment and recovery. Peers are persons with lived experience of substance use disorders and who sometimes have also experienced involvement with child welfare services. Recovery specialists are professionals with training and/or certifications related to substance use treatment and recovery. Both peers and recovery specialists offer support to parents as they navigate treatment and recovery and can significantly improve treatment outcomes.[17]

TREATMENT PROGRESS

- With proper consent, communicate often with the parent's substance use treatment provider to understand the parent's progress. Ask questions about:
  - Participation in treatment
  - Knowledge gained about substance use
  - Participation in support systems
  - Abstinence from substance use
  - Relapse prevention planning
  - Treatment completion
- Communicate with the substance use treatment provider about changes in the family's case plan, progress in services, and/or changes in the child placement or permanency plans.

Visit: https://ncsacw.samhsa.gov
Email: ncsacw@cffutures.org
Call: 1-866-493-2758

Positive outcomes are more likely with early access to comprehensive treatment that uses evidence-based practices, emphasizes active parent engagement, and encourages family involvement.

NATIONAL CENTER ON SUBSTANCE ABUSE AND CHILD WELFARE

The National Center on Substance Abuse and Child Welfare has many technical assistance resources. These include publications, webinars, and tools that child welfare workers, court professionals, and communities can use to support families affected by substance use disorders. The following resources are available:

- *Understanding Substance Use Disorder Treatment: A Resource Guide for Professionals Referring to Treatment*—This guide provides a fundamental understanding of the substance use treatment and recovery process. It helps professionals make informed referral decisions for services customized to the needs of parents and their families. Access this guide **here**.
- *Understanding Substance Use Disorders, Treatment, and Family Recovery: A Guide for Child Welfare Professionals*—This guide is a self-paced, free tutorial that discusses substance use disorders, engagement strategies, and the treatment and recovery process for families affected by substance use disorders. Continuing Education Units are available for completing this tutorial. Access the tutorial **here**.

HU 0054

REFERENCES

1. Substance Abuse and Mental Health Services Administration. (2020). *Key substance use and mental health indicators in the United States: Results from the 2019 National Survey on Drug Use and Health* (HHS Publication No. PEP20-07-01-001, NSDUH Series H-55). Rockville, MD: Center for Behavioral Health Statistics and Quality, Substance Abuse and Mental Health Services Administration. Retrieved from: https://www.samhsa.gov/data/
2. National Institute on Drug Abuse. (2019). *Methamphetamine research report.* https://www.drugabuse.gov/download/675/methamphetamine-research-report.pdf?v=5e8a1d7e6e3d3ef6f3e
3. Rusyniak, D.E. (2013). Neurologic manifestations of chronic methamphetamine abuse. *Psychiatric Clinics of North America, 36,* 261-75. doi: 10.1016/j.psc.2013.02.005
4. Akindipe, T., Wilson, D., Stein, D.J. (2014). Psychiatric disorders in individuals with methamphetamine dependence: prevalence and risk factors. *Metabolic Brain Disease, 29,* 351-357. doi: 10.1007/s11011-014-9495-5
5. Panenka WJ, Procyshyn RM, Lecomte T, et al. (2013). Methamphetamine use: A comprehensive review of molecular, preclinical and clinical findings. *Drug and Alcohol Dependence, 129,* 167-79. doi: 10.1016/j.drugalcdep.2012.11.016
6. Han, B., Cotto J, Etz, K., Einstein, E.B., Compton, W.M., Volkow, N.D. (2021). Methamphetamine overdose deaths in the US by sex and race and ethnicity. *JAMA Psychiatry.* Published online January 20, 2021. doi: 10.1001/jamapsychiatry.2020.4307.
7. National Institute on Drug Abuse. (2019). *Methamphetamine research report.* https://www.drugabuse.gov/download/675/methamphetamine-research-report.pdf?v=5e8a1d7e6e3d3ef6f3e
8. Substance Abuse and Mental Health Services Administration. (2020). *Treatment of stimulant use disorders.* National Mental Health and Substance Use Policy Laboratory. https://store.samhsa.gov/sites/default/files/SAMHSA_Digital_Download/PEP20-06-01-001_508.pdf
9. Rawson, R.A.; Marinelli-Casey, P.; Anglin, M.D.; Dickow, A.; Frazier, Y.; Gallagher, C.; Galloway, G.P.; Herrell, I.; Huber, A.; McCann, M.I.; Obert, J.; Pennell, S.; Reiber, C.; Vandersloot, D.; and Zweben, I. (2003). A multi-site comparison of psychosocial approaches for the treatment of methamphetamine dependence. *Addiction, 99,* 708–717. doi: 10.1046/j.1360-0443.2004.00707.x
10. Huber, A.; Ling, W.; Shoptaw, S.; Gulati, V.; Brethen, P.; and Rawson, R. (1997). Integrating treatments for methamphetamine abuse: A psychosocial perspective. *Journal of Addictive Diseases, 16*(4), 41–50. doi: 10.1300/J069v16n04_04
11. Trivedi, M.H, Walkerm R., Ling, W., dela Cruz, A., Sharma, G., Carmody, T., Chitza, U.L., Wahle, A., Kim, M., Shores-Wilson, K., Sparenborg, S., Coffin, P, Schmitz, J., Wiest, K., Bart, G., Sonne, S.C., Wakhlu, S., Rush, A.J., Nunes, E.V., & Shoptaw, S. (2021). Bupropion and naltrexone in methamphetamine use disorder. *New England Journal of Medicine, 384,* 140-153. doi: 10.1056/NEJMoa2020.14
12. Substance Abuse and Mental Health Services Administration. (2012). *SAMHSA's working definition of recovery.* https://store.samhsa.gov/sites/default/files/pep12-recdef.pdf
13. Substance Abuse and Mental Health Services Administration. (2019). *Enhancing motivation for change in substance use disorder treatment.* Treatment Improvement Protocol (TIP) Series No. 35. https://store.samhsa.gov/sites/default/files/d7/priv/pep19-tip35-final_508_compliant_-_02252020_1.pdf
14. FRIENDS National Center for Community-Based Child Abuse Prevention. (2020). *Protective factors.* https://friendsnrc.org/protective-factors
15. Werner, D., Young, N.K., Dennis, K, & Amatetti, S. (2007). Family-Centered Treatment for Women with Substance Use Disorders: History, Key Elements and Challenges. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration. https://www.samhsa.gov/sites/default/files/family_treatment_istc-2-2.pdf
16. Clark, H. W. (2001). Residential substance abuse treatment for pregnant and postpartum women and their children: Treatment and policy implications. *Child Welfare, 80*(2), 179-198. https://pubmed.ncbi.nlm.nih.gov/11233107/
17. National Center on Substance Abuse and Child Welfare. (2019). *The use of peers and recovery specialists in child welfare settings.* https://ncsacw.samhsa.gov/files/peers_fact_sheet.pdf

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SUPPORTING CHILDREN AFFECTED BY PARENTAL METHAMPHETAMINE USE

In many areas of the country, methamphetamine use is the predominant substance that is misused, often in conjunction with alcohol, marijuana, and tobacco. Parents who use methamphetamine can impact their child's development and increase the risk of child neglect or abuse. This tip sheet explores the effects that parental methamphetamine use can have on a child's health and well-being. It includes strategies for child welfare staff and other professionals who work with families affected by parental methamphetamine use. This tip sheet is a companion to *Strategies to Support Parents with Methamphetamine Use Disorder and their Families*, which explains treatment interventions and strategies for working with parents who use methamphetamine.

FACTS ABOUT METHAMPHETAMINE AND CHILDREN

Results from the 2019 National Surveys on Drug Use and Health Data indicated that nearly 2 million people (ages 12+) had used methamphetamine in the past year, and 1 million met the DSM-V criteria for a methamphetamine use disorder.[1] Compared to previous years, the number of people using methamphetamine and having a methamphetamine use disorder increased significantly. Data also showed that individuals with past year methamphetamine use also had high rates of co-occurring substance use and mental illness.[2]

Parents who use, manufacture, and/or traffic methamphetamine in the presence of children put their children at a higher risk of child abuse and neglect. More generally, of children in out-of-home care, 61% of infants and 41% of older children had a report of active alcohol and/or drug abuse by the primary caregiver, the secondary caregiver, or both.[3] In some parts of the country, methamphetamine is the primary substance of abuse.

Methamphetamine use during pregnancy can affect the infant and child's development. A 2019 study that analyzed hospital discharge data from 2004-2015 found that, by 2014-2015, amphetamine use was identified among approximately 1% of births in rural areas of the western United States.[4] This incidence was higher than the opioid-use incidence in most regions. The amphetamine-related deliveries were associated with higher incidence of preeclampsia, preterm delivery, and severe maternal morbidity and mortality.

PRENATAL EXPOSURE TO METHAMPHETAMINE

Exposure to methamphetamine during pregnancy can be associated with short-term negative effects in infants, including:[5]

- FETAL GROWTH EFFECTS, SUCH AS LOW BIRTH WEIGHT[6,7]
- ABNORMAL NEUROBEHAVIORAL PATTERNS, SUCH AS POOR MOVEMENT QUALITY, DECREASED AROUSAL, AND INCREASED STRESS[8]

Prenatal exposure to methamphetamine is also associated with longer-term effects on some children, including:

- DELAYED GROSS MOTOR DEVELOPMENT THROUGH AGE 3[9]
- NEUROCOGNITIVE DEFICITS, SUCH AS IMPAIRED VISUAL MOTOR INTEGRATION, ATTENTION, VERBAL MEMORY AND LONG-TERM SPATIAL MEMORY, AND LOW IQs[10,11]
- EXTERNALIZING BEHAVIORS, SUCH AS AGGRESSIVE BEHAVIOR AND PEER-RELATED PROBLEMS[12,13]
- EMOTIONAL REACTIVITY AND SYMPTOMS OF ANXIETY AND DEPRESSION[14]
- SYMPTOMS OF ATTENTION-DEFICIT/HYPERACTIVITY DISORDER[15]

EXPOSURE TO PARENTAL METHAMPHETAMINE USE DURING CHILDHOOD AND ADOLESCENCE

Parental methamphetamine use is often associated with the following experiences for children:

- Exposure to parental violence, irritability, and anger associated with the use of methamphetamine[16]
- Increased likelihood of placement into foster care[17]
- A lower likelihood of successful family reunification and higher rates of adoption compared to parental use of other substances[18]

More generally, children whose parents have any substance use disorder may live in environments that do not have adequate resources to meet their needs. The following are typical experiences of children whose primary caregiver has a substance use disorder:[19]

- The home life may be chaotic and unpredictable.
- There may be inconsistent parenting and a lack of appropriate supervision.
- Substance-using adults may provide inconsistent emotional responses to children, or they may provide inconsistent care, especially to younger children.
- Parents may have abandoned children physically and emotionally.
- Parents may emphasize secrecy about their home life.
- Parental behavior may make the child feel guilt, shame, or self-blame.
- Parental behavior may frighten children and may result in physical harm.

EXPOSURE TO METHAMPHETAMINE PRODUCTION

Methamphetamine can be easily manufactured in makeshift, illegal labs using over-the-counter ingredients. The process of producing methamphetamine involves dangerous, toxic, and flammable chemicals. Children who live in homes that manufacture methamphetamines have a high-risk of exposure to toxins and are at risk of poisoning, burns, respiratory illness, physical illness, and other health issues.[20] Parents who traffic in methamphetamine by selling, transporting, or distributing it expose their children to an increased risk of violence and abuse.

PRACTICE TIPS FOR PROFESSIONALS

Child welfare and other professionals can use these strategies to address the needs of children whose parents use methamphetamine and to promote child and family well-being.

RECOGNIZE the signs and symptoms of parental methamphetamine use to ensure the parent is referred for assessment and treatment services when indicated. Signs and symptoms of methamphetamine use may include:

- Short-term symptoms – Increased attention and decreased fatigue, increased activity and wakefulness, decreased appetite, euphoria and rush, increased respiration, rapid/irregular heartbeat, and hyperthermia[21]
- Long-term symptoms – Significant anxiety, severe agitation, insomnia, mood disturbances, and violent behavior;[22] psychosis, including paranoia, visual and auditory hallucinations, and delusions;[23] severe weight loss, skin lesions (from scratching and picking the skin), and rapid tooth decay and gum disease (referred to as "meth mouth")[24]

ASSESS the needs of children whose parent has a methamphetamine or other substance use disorder. This is a critical step to providing early access to services that will help a child's development and social-emotional well-being. Assessment should include identifying any concerning behaviors or emotions, issues with physical health, and potential developmental delays. See the Centers for Disease Control and Prevention website for a list of typical developmental milestones by age.

SCREEN infants and children for developmental delays, social-emotional and behavioral problems, and trauma using validated tools. Examples of screening tools include:

- Ages and Stages Questionnaire, Third Edition (ASQ-3) – A developmental screening tool that assesses the development of children between the ages of one month to five and a half years in the areas of communication, gross-motor skills, fine motor skills, problem solving, and personal-social skills.
- Environmental Screening Questionnaire (ESQ) – A free screening tool that gathers information about the home environments, including risk and protective factors, for children from ages birth through six. It assesses six areas: education and employment, housing, child and family health, economics and finances, family life, and community.
- Pediatric ACEs Screening and Related Life-events Screener (PEARLS) – A free screening tool that identifies the presence of adverse childhood experiences and trauma in children and adolescents.

REFER the child or adolescent to a professional with training and experience to conduct clinical assessments to determine treatment needs. Referrals may cover the areas of mental health, substance use disorder, trauma, educational, medical, or developmental services.

RECOGNIZE the signs of methamphetamine production. If the child lives in a home where methamphetamine is being produced, coordinate with law enforcement and emergency medical services to begin decontamination and physician examinations. The Nevada Attorney General's website offers a description of how to recognize methamphetamine production.

ASSIST parents with speaking to their children about substance use. Convey information about parents' substance misuse in a supportive, non-judgmental way that is appropriate to the children's developmental stage and age. Child welfare workers can use these talking points to help guide supportive discussions:

- "Substance use disorders are a disease. Your parent is not a bad person. He/she has a disease. Parents may do things you don't understand when they drink too much or use drugs, but this doesn't mean that they don't love you."
- "You are not the reason your parent drinks or uses drugs. You did not cause this disease. You cannot stop your parent's drinking or drug use."
- "There are a lot of children in a similar situation. In fact, there are millions of children whose parents struggle with drugs or alcohol. Some are in your school. You are not alone."
- "Let's think of people who you might talk with about your concerns. You don't have to feel scared or ashamed or embarrassed. You can talk to your teacher, a close friend, or a trusted family member."

SUPPORT families by referring them to relevant services, including:

- Counseling and other service referrals for children whose parents are in recovery or who have returned home
- Ongoing, daily childcare that meets the child's developmental needs. This could be care from kin, foster care, home-visiting, early intervention services, and higher-quality childcare
- Medical or child developmental services for children with medical needs or learning disabilities
- Support groups to help children with the consequences of having parents who use substances, including parentified behavior, self-blame, guilt, and shame
- Individual counseling services for children with mental health or substance use problems
- Peer and recovery support services to assist parents and families navigate the child welfare and recovery process

TO LEARN MORE:

Methamphetamine Drug Facts
This National Institute on Drug Abuse (NIDA) webpage offers information and resources on methamphetamine.

National Association for Children of Addiction (NACoA)
This organization offers resources to better support children of parents struggling with substance use disorders. This brochure reassures teens with parents who misuse alcohol or drugs that it is not the teen's fault and they are not alone; it also encourages teens to seek emotional support from other adults, school counselors, and youth support groups.

It Feels So Bad - It Doesn't Have To
SAMHSA offers access to available publications and digital products. This resource provides information on alcohol and drug addiction for children whose parents or friends' parents might have a substance use disorder.

"Sesame Street" in Communities
These resources specifically help parents and providers address children's developmental, physical, and emotional needs. These resources for providers are specific to help children and families understand and navigate parental substance use disorders.

Treatment of Stimulant Use Disorders
This guide supports health care providers, systems, and communities seeking to treat stimulant use disorders. The guide describes relevant research findings, examines best practices, identifies knowledge gaps and implementation challenges, and offers useful resources.

NATIONAL CENTER ON SUBSTANCE ABUSE AND CHILD WELFARE

The National Center on Substance Abuse and Child Welfare has many technical assistance resources. These include publications, webinars, and tools that child welfare workers, court professionals, and communities can use to support families affected by substance use disorders. The following resources are available:

- *Understanding Substance Use Disorder Treatment: A Resource Guide for Professionals Referring to Treatment*—This guide provides a fundamental understanding of the substance use treatment and recovery process. It helps professionals make informed referral decisions for services customized to the needs of parents and their families. Access this guide **here.**
- *Understanding Substance Use Disorders, Treatment, and Family Recovery: A Guide for Child Welfare Professionals*—This guide is a self-paced, free tutorial that discusses substance use disorders, engagement strategies, and the treatment and recovery process for families affected by substance use disorders. Continuing Education Units are available for completing this tutorial. Access the tutorial **here.**

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REFERENCES

1. Substance Abuse and Mental Health Services Administration. (2020). *Key substance use and mental health indicators in the United States: Results from the 2019 National Survey on Drug Use and Health* (HHS Publication No. PEP20-07-01-001, NSDUH Series H-55). Rockville, MD: Center for Behavioral Health Statistics and Quality, Substance Abuse and Mental Health Services Administration.
2. Jones, C.M., Compton, W.M., Mustaquim, D. Patterns and characteristics of methamphetamine use among adults — United States, 2015–2018. MMWR Morb *Mortal Wkly Rep 2020, 69,* 317–323.
3. Wulczyn, F., Ernst, M., & Fisher, P. (2011). *Who are the infants in out-of-home care? An epidemiological and developmental snapshot.* Chicago: Chapin Hall at the University of Chicago.
4. Admon, L.K., Bart, G., Kozhimannil, K.B., Richardson, C.R., Dalton, V.K., Winkelman, T. (2019). Amphetamine- and opioid-affected births: Incidence, outcomes, and costs, United States, 2004–2015. *American Journal of Public Health, 109,* 148-154.
5. Behnke, M., Smith, V. C., & Committee on Substance Abuse. (2013). Prenatal substance abuse: Short-and long-term effects on the exposed fetus. *Pediatrics,* 2012-3931.
6. Little, B.B., Snell, L.M., Gilstrap, L.C. III. (1988). Methamphetamine abuse during pregnancy: outcome and fetal effects. *Obstet Gynecol, 72*(4), 541–544.
7. Nguyen, D., Smith, L.M., Lagasse, L.L., et al. (2010). Intrauterine growth of infants exposed to prenatal methamphetamine: results from the infant development, environment, and lifestyle study. *J Pediatr, 157*(2), 337– 339.
8. Smith LM, Lagasse LL, Derauf C, et al. (2008). Prenatal methamphetamine use and neonatal neurobehavioral outcome. *Neurotoxicol Teratol, 30*(1), 20–28.
9. Wouldes TA, LaGasse LL, Huestis MA, DellaGrotta S, Dansereau LM, Lester BM. Prenatal methamphetamine exposure and neurodevelopmental outcomes in children from 1 to 3 years. Neurotoxicology and teratology. 2014;42:77-84.
10. Chang, L., Smith, L.M., LoPresti, C, et al. (2004). Smaller subcortical volumes and cognitive deficits in children with prenatal methamphetamine exposure. *Psychiatry Res, 132*(2), 95–106.
11. Kwiatkowski, M. A., Donald, K. A., Stein, D. J., Ipser, J., Thomas, K. G., & Roos, A. (2018). Cognitive outcomes in prenatal methamphetamine exposed children aged six to seven years. *Comprehensive Psychiatry, 80,* 24–33.
12. Eriksson, M., Billing, L., Steneroth, G., Zetterström, R. (1989). Health and development of 8-year-old children whose mothers abused amphetamine during pregnancy. *Acta Paediatr Scand, 78*(6), 944–949.
13. Billing, L., Eriksson, M., Jonsson, B., Steneroth, G.,& Zetterström, R. (1994). The influence of environmental factors on behavioural problems in 8-year-old children exposed to amphetamine during fetal life. *Child Abuse Negl. 1994, 18*(1), 3–9.
14. LaGasse, L. L., Derauf, C., Smith, L. M., Newman, E., Shah, R., Neal, C., Arria, A., Huestis, M. A., DellaGrotia, S., Lin, H., Dansereau, L. M., & Lester, B. M. (2012). Prenatal methamphetamine exposure and childhood behavior problems at 3 and 5 years of age. *Pediatrics, 129*(4), 681–688.
15. LaGasse, L. L., Derauf, C., Smith, L. M., Newman, E., Shah, R., Neal, C., Arria, A., Huestis, M. A., DellaGrotia, S., Lin, H., Dansereau, L. M., & Lester, B. M. (2012). Prenatal methamphetamine exposure and childhood behavior problems at 3 and 5 years of age. *Pediatrics, 129*(4), 681–688.
16. Carlson, B. E., Williams, L. R., & Shafer, M. S. (2012). Methamphetamine-involved parents in the child welfare system: Are they more challenging than other substance-involved parents? *Journal of Public Child Welfare, 6*(3), 280–295.
17. Carlson, B. E., Williams, L. R., & Shafer, M. S. (2012). Methamphetamine-involved parents in the child welfare system: Are they more challenging than other substance-involved parents? *Journal of Public Child Welfare, 6*(3). 280–295.
18. Akin, B. A., Brook, J., & Lloyd, M. H. (2015). Examining the role of methamphetamine in permanency: A competing risks analysis of reunification, guardianship, and adoption. *American Journal of Orthopsychiatry, 85*(2), 119.
19. Substance Abuse and Mental Health Services Administration. (2004). *Understanding substance abuse and facilitating recovery: A guide for child welfare workers.* Center for Substance Abuse Treatment.
20. Messina, N., Marinelli-Casey, P., West, K., & Rawson, R. (2014). Children exposed to methamphetamine use and manufacture. *Child Abuse and Neglect, 38* (11), 1872-1883.
21. National Institute on Drug Abuse (2019) *Methamphetamine research report.*
22. Rusyniak, D.E. (2013). Neurologic manifestations of chronic methamphetamine abuse. *Psychiatric Clinics of North America, 36,* 261-75.
23. Akindipe, T., Wilson, D., Stein, D.J. (2014). Psychiatric disorders in individuals with methamphetamine dependence: prevalence and risk factors. *Metabolic Brain Disease, 29,* 351-357.
24. Panenka WJ, Procyshyn RM, Lecomte T, et al. **(2013). Meth**amphetamine use: A comprehensive review of molecular, preclinical and clinical findings. *Drug and Alcohol Dependence, 129,* 167-79.

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STRATEGIES TO SUPPORT PARENTS WITH METHAMPHETAMINE USE DISORDER AND THEIR FAMILIES

Child welfare staff across the country identify methamphetamine use as a continuing or re-emerging challenge in their communities. This tip sheet provides facts about methamphetamine use and the effectiveness of treatment and offers strategies for child welfare workers and other professionals to improve outcomes for parents who use methamphetamine and their children and families. This tip sheet is a companion to *Supporting Children Affected by Methamphetamine Use*, which describes the effects that parental methamphetamine use can have on a child's health and well-being and outlines strategies that child welfare staff and other professionals can use to support children and families.

FACTS ABOUT METHAMPHETAMINE USE

Methamphetamine is a highly addictive stimulant associated with serious physical health and psychiatric conditions. Methamphetamine use can alter brain functioning, memory, decision-making, mood, and potentially damage the central nervous system.

A 2019 study showed nearly 2 million people (ages 12+) had used methamphetamine in the past year, and 1 million met the DSM-V criteria for a methamphetamine use disorder.[1] Compared to previous years, the number of people using methamphetamine and having a methamphetamine use disorder has increased significantly. The short-term effects of methamphetamine use may include: increased attention and decreased fatigue, increased activity and wakefulness, decreased appetite, euphoria and rush, increased respiration, rapid/irregular heartbeat, and hyperthermia.[2]

Long-term use of methamphetamine may lead to adverse effects including significant anxiety, severe agitation, insomnia, mood disturbances, and violent behavior.[3] Individuals also may experience psychosis, including paranoia, visual and auditory hallucinations, and delusions (such as the feeling of insects creeping underneath the skin).[4] Methamphetamine use can also cause adverse physical health effects, such as severe weight loss, skin lesions (from scratching and picking the skin), and rapid tooth decay and gum disease.[5]

Individuals can experience an acute overdose on methamphetamine, or use a large amount at one time, causing reactions such as rapid or irregular heart rate, difficulty breathing, heart attack, and altered mental status. A study published in 2021 indicated that the rate of drug overdose deaths involving methamphetamine increased nearly 5-fold during 2012-2018.[6] The death rates were the highest among Alaska Natives and American Indians.

Neuroimaging studies have shown that continued methamphetamine use can lead to structural and functional changes in the brain's dopamine system, which is associated with reduced coordination, impaired verbal learning, and emotional problems.[7] These brain changes have implications for treatment and recovery and may explain why individuals recovering from methamphetamine use have challenges with emotion and memory.

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TREATMENT FOR METHAMPHETAMINE USE

Treatment for methamphetamine use disorder requires a combination of therapies and services that include treatment for trauma experiences; mental health conditions, particularly depression and anxiety; and physical health.

Effective clinical interventions for individuals with methamphetamine use disorder focus on timely access to structured treatment and incentive-based therapies. Proven treatment interventions include:[8]

- Motivational interviewing – a counseling style that helps individuals overcome feelings of ambivalence and enhances motivation to change substance use behaviors.
- Contingency management – a type of behavioral therapy that uses positive reinforcements to encourage desired behaviors.
- Community reinforcement approach – a treatment approach that identifies behaviors that reinforce stimulant use and makes a substance-free lifestyle more rewarding than one that includes drugs and alcohol.
- Cognitive behavioral therapy – a short-term, goal-oriented psychotherapy treatment that assists individuals to understand their current problems, challenges, and experiences to change their behaviors and patterns of thinking.

The Matrix Model is a treatment approach shown to be effective in treating methamphetamine use disorder. This approach is a 16-week comprehensive behavioral treatment that combines behavioral therapy, family education, individual counseling, 12-step support, drug testing, and encouragement for non-drug-related activities.[9,10]

As with other substance use disorders, the level of care and treatment setting (such as outpatient, intensive outpatient, and residential treatment) for individuals who use methamphetamine are determined through a comprehensive assessment, such as the American Society of Addiction Medicine (ASAM) Treatment Criteria for Addictive, Substance-Related, and Co-Occurring Conditions. Substance use treatment should be provided for at least 90 days, with continuing care or aftercare for a minimum of nine months following treatment.

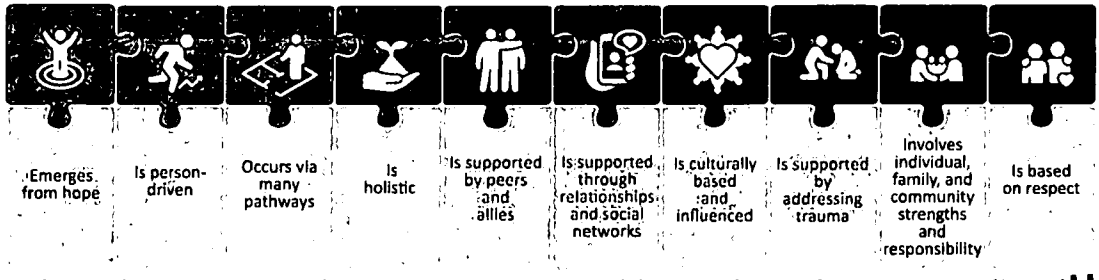
There is no FDA-approved medication to treat methamphetamine use disorders, however, a recent study investigated the use of extended-release injectable naltrexone plus oral extended-release bupropion in adults with moderate or severe methamphetamine use disorder.[11] A response to the medications was defined as having at least three methamphetamine-negative urine samples out of four samples obtained at the end of each phase. Results indicated that patients who received the naltrexone and bupropion had a low response, however, they had a higher response than the patients who received the placebo.

If clinically indicated, psychiatric medications may be prescribed to manage co-occurring conditions such as depression, anxiety disorders, or psychotic disorders.

RECOVERY IS POSSIBLE

Recovery is a process of change through which individuals improve their health and wellness, live a self-directed life, and strive to reach their full potential.[12]

RECOVERY...



Methamphetamine use disorders are as treatable as other substance use disorders.

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PRACTICE TIPS FOR CHILD WELFARE PROFESSIONALS

Child welfare and other professionals can use specific strategies to address the needs of parents with methamphetamine use disorder and their children and other family members. These strategies are known to ameliorate risk of harm and strengthen critical protective factors for ending patterns of maltreatment and trauma exacerbated by methamphetamine use.

SCREENING AND ASSESSMENT

- Learn the signs and symptoms of methamphetamine use to identify a need for further screening and clinical assessment.
- Recognize the environmental signs of methamphetamine production and coordinate with law enforcement and emergency medical services if needed for site decontamination and physician examinations for exposed children. The Nevada Attorney General's website offers a description of how to recognize methamphetamine production.
- Use a combination of validated screening tools and environmental observation to identify potential parental methamphetamine use disorder.
- Screen parents for the presence of mental health disorders, trauma, and domestic violence. Screen all children and other identified family members for developmental delays, social-emotional issues, trauma, and mental health disorders.
- Due to the effect methamphetamine may have on physical health, assess parents' medical needs and refer to appropriate healthcare services.
- Refer parents with positive screening results for methamphetamine use to a substance use treatment agency for a comprehensive assessment. Refer children and family members to service providers based on needs identified through screening.
- Review the results of the assessment with the treatment provider. The assessment should determine the type and level of care the person requires along with additional supports including mental health, housing, employment services, medical treatment, and parenting classes.
- Obtain a signed consent form from the parent that allows ongoing communication between child welfare services and the treatment provider about progress or challenges related to the treatment plan or changes in the child welfare case plan.

ENGAGEMENT

- Use motivational enhancement strategies, such as motivational interviewing,[13] to encourage parents' willingness and commitment to engage in treatment. Motivational interviewing techniques, such as taking a non-judgmental and empathetic approach to talking with parents, can help prepare parents to enter treatment and enhance their motivation to change.
- Assist parents to navigate complex health care systems, such as by making phone calls together to schedule appointments with service providers, setting up appointment reminders, and arranging transportation to appointments if needed.
- Due to the effect methamphetamine has on the brain structures and functions related to memory, decision-making, and mood, maintain frequent and consistent contact with the parent to assess progress and service needs. Use frequent reminders, memory aids, follow-up, reinforcements, and brief written instruction to encourage parents to stay engaged in services. Use strategies that consider the effects of methamphetamine use related to brain functioning, memory, decision-making, and mood.
- Be familiar with resources in the community for families affected by methamphetamine use and develop relationships with local treatment providers.
- Help the parent identify and build on their family protective factors—the strengths and characteristics that can help to reduce the risk of child maltreatment and promote family well-being. Protective factors include: parental resilience, social connections, knowledge of parenting and child development, concrete support in times of need, and social-emotional competence in children.[14]

FAMILY-CENTERED TREATMENT SERVICES

- Offer family-centered treatment services or refer families to service providers that focus on the well-being of the parent, children, and other family members. Family-centered treatment addresses the needs of each identified family member and strengthens family functioning, family relationships, and social networks.[15]
- When residential treatment is indicated, refer to a program that provides an opportunity for parents to live with their children in the treatment environment and receive services together. Studies of residential treatment programs for parenting women with substance use disorders found that women living with their infants had the highest level of treatment completion rates and longer stays in treatment compared to women who did not have their children with them.[16]
- Ensure that parents are included in planning, decision-making, and the provision of services related to their family case plan.
- For children in out-of-home care, ensure that quality family time (visitation) is prioritized and not tied to the parent's drug testing results. Frequent and consistent family time allows parents to practice the skills needed to meet the needs of their child(ren) and supports continued attachment and bonding among family members.

PEER AND RECOVERY SUPPORT SERVICES

- Provide parents with peer and recovery support services to foster their engagement into substance use treatment and recovery. Peers are persons with lived experience of substance use disorders and who sometimes have also experienced involvement with child welfare services. Recovery specialists are professionals with training and/or certifications related to substance use treatment and recovery. Both peers and recovery specialists offer support to parents as they navigate treatment and recovery and can significantly improve treatment outcomes.[17]

TREATMENT PROGRESS

- With proper consent, communicate often with the parent's substance use treatment provider to understand the parent's progress. Ask questions about:
  - Participation in treatment
  - Knowledge gained about substance use
  - Participation in support systems
  - Abstinence from substance use
  - Relapse prevention planning
  - Treatment completion
- Communicate with the substance use treatment provider about changes in the family's case plan, progress in services, and/or changes in the child placement or permanency plans.

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Positive outcomes are more likely with early access to comprehensive treatment that uses evidence-based practices, emphasizes active parent engagement, and encourages family involvement.

NATIONAL CENTER ON SUBSTANCE ABUSE AND CHILD WELFARE

The National Center on Substance Abuse and Child Welfare has many technical assistance resources. These include publications, webinars, and tools that child welfare workers, court professionals, and communities can use to support families affected by substance use disorders. The following resources are available:

- *Understanding Substance Use Disorder Treatment: A Resource Guide for Professionals Referring to Treatment*—This guide provides a fundamental understanding of the substance use treatment and recovery process. It helps professionals make informed referral decisions for services customized to the needs of parents and their families. Access this guide **here**.
- *Understanding Substance Use Disorders, Treatment, and Family Recovery: A Guide for Child Welfare Professionals*—This guide is a self-paced, free tutorial that discusses substance use disorders, engagement strategies, and the treatment and recovery process for families affected by substance use disorders. Continuing Education Units are available for completing this tutorial. Access the tutorial **here**.

REFERENCES

1. Substance Abuse and Mental Health Services Administration. (2020). *Key substance use and mental health indicators in the United States: Results from the 2019 National Survey on Drug Use and Health* (HHS Publication No. PEP20-07-01-001, NSDUH Series H-55). Rockville, MD: Center for Behavioral Health Statistics and Quality, Substance Abuse and Mental Health Services Administration. Retrieved from: https://www.samhsa.gov/data
2. National Institute on Drug Abuse. (2019). *Methamphetamine research report.* https://www.drugabuse.gov/publications/research-reports/methamphetamine/what-methamphetamine
3. Rusyniak, D.E. (2013). Neurologic manifestations of chronic methamphetamine abuse. *Psychiatric Clinics of North America, 36,* 261-75. doi: 10.1016/j.psc.2013.02.005
4. Akindipe, T., Wilson, D., Stein, D.J. (2014). Psychiatric disorders in individuals with methamphetamine dependence: prevalence and risk factors. *Metabolic Brain Disease, 29,* 351-357. doi: 10.1007/s11011-014-9499-5
5. Panenka WJ, Procyshyn RM, Lecomte T, et al. (2013). Methamphetamine use: A comprehensive review of molecular, preclinical and clinical findings. *Drug and Alcohol Dependence, 129,* 167-79. doi: 10.1016/j.drugalcdep.2012.11.016
6. Han, B., Cotto J, Etz, K., Einstein, E.B., Compton, W.M., Volkow, N.D. (2021). Methamphetamine overdose deaths in the US by sex and race and ethnicity. *JAMA Psychiatry.* Published online January 20, 2021. doi: 10.1001/jamapsychiatry.2020.4307
7. National Institute on Drug Abuse. (2019). *Methamphetamine research report.* https://www.drugabuse.gov/publications/research-reports/methamphetamine/what-methamphetamine
8. Substance Abuse and Mental Health Services Administration. (2020). *Treatment of stimulant use disorders.* National Mental Health and Substance Use Policy Laboratory. https://store.samhsa.gov/sites/default/files/SAMHSA_Digital_Download/PEP20-01-001_508.pdf
9. Rawson, R.A.; Marinelli-Casey, P.; Anglin, M.D.; Dickow, A.; Frazier, Y.; Gallagher, C.; Galloway, G.P.; Herrell, J.; Huber, A.; McCann, M.J., Obert, J.; Pennell, S.; Reiber, C.; Vandersloot, D.; and Zweben, J. (2003). A multi-site comparison of psychosocial approaches for the treatment of methamphetamine dependence. *Addiction, 99,* 708–717. doi: 10.1046/j.1360-0443.2004.00707.x
10. Huber, A.; Ling, W.; Shoptaw, S.; Gulati, V.; Brethen, P.; and Rawson, R. (1997). Integrating treatments for methamphetamine abuse: A psychosocial perspective. *Journal of Addictive Diseases, 16*(4), 41–50. doi: 10.1300/J069v16n04_04
11. Trivedi, M.H, Walkerm R., Ling, W., dela Cruz, A., Sharma, G., Carmody, T., Chitza, U.E., Wahle, A., Kim, M., Shores-Wilson, K., Sparenborg, S., Coffin, P, Schmitz, I., Wiest, K., Bart, G., Sonne, S.C., Wakhlu, S., Rush, A.J., Nunes, E.V., & Shoptaw, S. (2021). Bupropion and naltrexone in methamphetamine use disorder. *New England Journal of Medicine, 384,* 140-153. doi: 10.1056/NEJMoa2020214
12. Substance Abuse and Mental Health Services Administration. (2012). *SAMHSA's working definition of recovery.* https://store.samhsa.gov/sites/default/files/pep12-recdef.pdf
13. Substance Abuse and Mental Health Services Administration. (2019). *Enhancing motivation for change in substance use disorder treatment.* Treatment Improvement Protocol (TIP) Series No. 35. https://store.samhsa.gov/sites/default/files/pep19-trat-508_compliant_-_022520.pdf
14. FRIENDS National Center for Community-Based Child Abuse Prevention. (2020). *Protective factors.* https://friendsnrc.org/prevention/protective-factors
15. Werner, D., Young, N.K., Dennis, K, & Amatetti, S. (2007). Family-Centered Treatment for Women with Substance Use Disorders: History, Key Elements and Challenges. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration. https://www.samhsa.gov/sites/default/files/family_treatment_paper5-8-07.pdf
16. Clark, H. W. (2001). Residential substance abuse treatment for pregnant and postpartum women and their children: Treatment and policy implications. *Child Welfare, 80*(2), 179-198. https://pubmed.ncbi.nlm.nih.gov/11233106/
17. National Center on Substance Abuse and Child Welfare. (2019). *The use of peers and recovery specialists in child welfare settings.* https://www.ncsacw.samhsa.gov/files/peers_brief.pdf

CONTACT US

Email NCSACW at ncsacw@cffutures.org

Visit the website at https://ncsacw.samhsa.gov

Call toll-free at (866) 493-2758

Acknowledgments: This Technical Assistance Tool was developed by the National Center on Substance Abuse and Child Welfare (NCSACW). NCSACW is a technical assistance resource center jointly funded by the Substance Abuse and Mental Health Services Administration (SAMHSA) and the Children's Bureau (CB), Administration on Children, Youth and Families (ACYF), U.S. Department of Health and Human Services. Points of view or opinions expressed in this guide are those of the authors and do not necessarily represent the official position or policies of SAMHSA or ACYF.

National Center on Substance Abuse and Child Welfare

Children's Bureau
An Office of the Administration for Children & Families

SAMHSA
Substance Abuse and Mental Health Services Administration

EXHIBIT "2"

The Facts

Methamphetamine in Nevada

Senator Sheila Leslie is sponsoring Senate Bill 203 in response to Nevada's increasing Methamphetamine epidemic. The intent of this statute change is to make pseudo-ephedrine (PSE) prescription only because PSE is required to manufacture Meth. While PSE will only be attainable through a doctor's prescription, there are still a plethora of other drugs, such as Nyquil, Coricidin, Mucinex and Theraflu that will be available over the counter to treat nasal decongestion.

Methamphetamine abuse is, without question, a major problem in Nevada. Our communities are plagued with PSE abuse, "Smurfing" (Smurfing is when a person goes from store to store buying up the precursors at, or less than, the legal limit set by the Combat Meth Act,) manufacturing, trafficking, and use of this highly addictive, psycho stimulant. Nevada is a major transshipment route for meth manufactured in Mexico and is quickly becoming a hub for diversion of pseudo-ephedrine into the black market for use in the "super-labs" in central California which produce a high-quality, highly-desired methamphetamine product.

- Nevada's Meth treatment rate is **three times** the national average [1]
- Meth related costs in the United States are **$23 billion per year**[2]
- The Federal government has had little success for 34 years to control the diversion of pseudo-ephedrine used to manufacture methamphetamine since this product was removed from prescription-only status in 1974

Nevada's Children Suffer when meth is in our schools, our homes, and in every community throughout the state. Parents who are using meth cannot provide the supervision, support, and nurturing that children need to thrive. Children who become addicted to meth quickly decompensate and usually become involved in a criminal and destructive lifestyle.

- The United States spends almost $1 billion per year on drug-endangered children to pay for medical bills, foster care, and support services[3]
- 11.6% of high school students in Nevada report lifetime use of Meth[4]

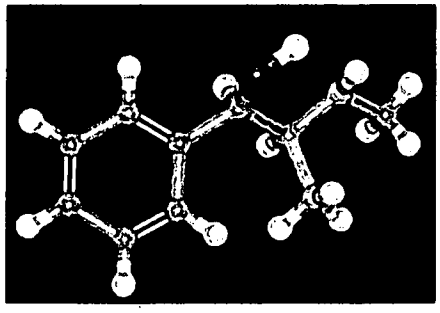
Nevada's Law Enforcement say controlling meth is a major priority and making pseudo-ephedrine prescription-only is a priority from the federal level on down to local police. In Nevada, increases in robberies, burglaries, domestic violence, assaults, child abuse, and identity theft can be tied to methamphetamine use.

- 76% of law enforcement agencies in the Southwest United States report meth is their biggest problem[5]
- Nevada law enforcement reports controlling meth is their top priority
- Over 80% of prisoners in the Nevada Department of Corrections are there in relation to a drug/alcohol offense[6]

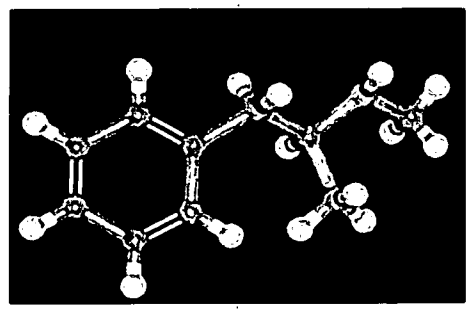
- Meth is the drug of choice for the majority of drug court participants in Nevada[7]
- **We don't have a prison problem: we have a meth problem.**

Health Care Costs are also tied to methamphetamine use when emergency rooms and hospitals are used to respond to meth-related psychosis and injuries associated with meth labs and meth use. Infants exposed to meth require longer stays in the neonatal unit. Chronic adult users face severe damage to their teeth, premature aging, and serious medical side effects.

PSE becomes Meth with the removal of one molecule. In order to convert PSE to Meth, a chemical reaction with salt, water, ammonia, lithium or other agents is needed. Meth CANNOT be made without ephedrine or pseudo-ephedrine.



d-Pseudoephedrine
($C_{10}H_{15}NO$)



d-Methamphetamine
($C_{10}H_{15}N$)

Overall the diversion of PSE to the black market in Nevada is estimated to be 80-85%. This is totally preventable by making PSE prescription only.[8]

It's time to step up and end Meth in Nevada.

You are either for Meth labs or against them.

---

[1] *Drug and Alcohol Services Information System, Issue 9, 2006*
[2] *Rand Corporation "The Economic Cost of Methamphetamine Use in the United States" 2005*
[3] *Rand Corporation*
[4] *Nevada Youth Risk Behavior Survey or YRBS, 2005 & Join Together Northern Nevada , Meth – Finding Solutions in Our Community Presentation, 2007*
[5] *National Association of Counties survey of 500 law enforcement agencies nationwide, 2005*

EXHIBIT "3"

Parental Substance Use as Child Abuse

To find statute information for a particular State, go to https://www.childwelfare.gov/topics/systemwide/laws-policies/state/.

Substance use disorders—including abuse of drugs or alcohol—that affect parents and other caregivers can have negative effects on the health, safety, and well-being of children. All States, the District of Columbia, Guam, and the U.S. Virgin Islands have provisions within their child protection statutes, regulations, or policies that address the issue of substance use by parents.[1] One major area of concern is responding to the care and treatment needs of substance-exposed infants. Another major concern is addressing the harm that a child of any age can suffer when the parents' use of alcohol or other substances leads to neglect of the child or the child is exposed to illegal drug activity. For this publication, statutes, regulations, and policies regarding requirements for responding to reports of children affected by parental substance use were collected from across all States, the District of Columbia, and the U.S. territories, and an analysis of the information informs the discussion that follows.

WHAT'S INSIDE

Substance-exposed newborns

Children exposed to parental substance use

Full-text excerpts of State laws

[1] Laws in American Samoa, the Northern Mariana Islands, and Puerto Rico do not currently address the issue of children affected by parental substance use.

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HU 0069

SUBSTANCE-EXPOSED NEWBORNS

The Child Abuse Prevention and Treatment Act requires States to operate programs relating to child abuse and neglect that include the following:

- Policies and procedures (including appropriate referrals to child protection service systems and for other appropriate services) to address the needs of infants born with and identified as being affected by substance use or withdrawal symptoms resulting from prenatal drug exposure or a fetal alcohol spectrum disorder, including a requirement that health-care providers involved in the delivery or care of such infants notify the child protective services system of the occurrence of such condition in such infants[2]
- The development of a plan of safe care for the infant born and identified as being affected by substance use or withdrawal symptoms or fetal alcohol spectrum disorder to ensure the safety and well-being of such infant following their release from the care of health-care providers, including through addressing the health and substance use disorder treatment needs of the infant and affected family or caregiver[3]

The requirement to respond to the needs of substance-exposed newborns appears in the laws and policies of many States. The child abuse and neglect reporting laws in approximately 26 States and the District of Columbia specifically require health-care providers to report when they treat infants who show evidence at birth of having been exposed to drugs, alcohol, or other controlled substances.[4] In 23 States and the District of Columbia, prenatal exposure to controlled substances is included in definitions of child abuse or neglect in civil statutes, regulations, or agency policies.[5] Illinois, Minnesota, North Dakota, Oregon, and Wisconsin require mandated reporters to report when they suspect that pregnant women are abusing substances so that the women can be referred for treatment. In Rhode Island, a report of substance use by a pregnant woman may be made, but an investigation will be conducted only if there is an allegation of abuse and/or neglect of the newborn or other children in the home.

In many States, the actions that child welfare agencies must make in response to reports of substance-exposed infants are more focused on providing treatment and support so that the infants are able to stay with their mothers. For example, 13 States and the District of Columbia require the agency to complete an assessment of needs for the infant and for

[2] 42 U.S.C. § 5106a(b)(2)(B)(ii)-(iii), as amended by the Comprehensive Addiction and Recovery Act of 2016(P.L. 114-198). For more information on these issues as well as training resources and technical assistance, visit the website of the National Center on Substance Abuse and Child Welfare at https://www.ncsacw.samhsa.gov/default.aspx.

[3] For more information on the requirements for plans of safe care, see the Child Welfare Information Gateway publication *Plans of Safe Care for Infants With Prenatal Substance Exposure and Their Families* at https://www.childwelfare.gov/topics/systemwide/laws-policies/statutes/safecare/.

[4] The word "approximately" is used to stress the fact that States frequently amend their laws. This information is current through July 2019. Alaska, Arizona, Arkansas, California, Georgia, Illinois, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Montana, Nevada, New Jersey, North Carolina, North Dakota, Oklahoma, Pennsylvania, Rhode Island, Utah, Virginia, and Wisconsin have enacted specific reporting procedures for substance-exposed infants.

[5] Arizona, Arkansas, Colorado, Connecticut, Florida, Georgia, Illinois, Indiana, Louisiana, Maryland, Minnesota, New Jersey, North Carolina, North Dakota, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, and Wisconsin

the infant's family and to make a referral to appropriate services.[6]

CHILDREN EXPOSED TO PARENTAL SUBSTANCE USE

There is increasing concern about the negative effects on children when parents or other members of the household use alcohol or drugs (either legal or illegal) or engage in illegal drug-related activity, such as the manufacture of methamphetamines in home-based laboratories. Many States have responded to this problem by expanding civil definitions of child abuse or neglect to include this concern. Specific circumstances that are considered child abuse or neglect in some States include the following:

- Manufacturing a controlled substance in the presence of a child or on premises occupied by a child[7]
- Exposing a child to, or allowing a child to be present where, chemicals or equipment for the manufacture of controlled substances are used or stored[8]
- Selling, distributing, or giving drugs or alcohol to a child[9]
- Using a controlled substance that impairs the caregiver's ability to adequately care for the child[10]
- Exposing a child to the criminal sale or distribution of drugs[11]

Approximately 33 States and the Virgin Islands address in their criminal statutes the issue of exposing children to illegal drug activity.[12] For example, in 19 States the manufacture or possession of methamphetamine in the presence of a child is a felony,[13] while in 16 States, the manufacture or possession of any controlled substance in the presence of a child is considered a felony.[14] Twelve States have enacted enhanced penalties for any conviction for the manufacture of methamphetamine when a child was on the premises where the crime occurred.[15]

Exposing children to the manufacture, possession, or distribution of illegal drugs is considered child endangerment in 14 States.[16] The exposure of a child to drugs or drug

[6] California, Connecticut, Delaware, Illinois, Maryland, Michigan, Minnesota, Missouri, Nevada, New Jersey, Oklahoma, Pennsylvania, and Virginia
[7] In 13 States (Arizona, Colorado, Indiana, Iowa, Montana, Oklahoma, Oregon, Pennsylvania, South Dakota, Tennessee, Vermont, Virginia, and Wisconsin) and the District of Columbia
[8] In seven States: Arizona, Arkansas, Iowa, New Mexico, North Dakota, Oklahoma, and Oregon
[9] In seven States (Arkansas, Florida, Hawaii, Illinois, Iowa, Minnesota, and Texas) and Guam
[10] In 13 States: California, Delaware, Florida, Iowa, Kentucky, Minnesota, New York, Oklahoma, Rhode Island, Tennessee, Texas, Vermont, and West Virginia
[11] In five States (Iowa, Montana, Oklahoma, South Dakota, and Virginia) and the District of Columbia
[12] Alabama, Alaska, Arizona, Arkansas, California, Colorado, Delaware, Georgia, Hawaii, Idaho, Illinois, Iowa, Kansas, Kentucky, Louisiana, Minnesota, Mississippi, Missouri, Montana, Nebraska, New Hampshire, New Mexico, North Carolina, North Dakota, Ohio, Oregon, Pennsylvania, South Carolina, Utah, Virginia, Washington, West Virginia, and Wyoming currently address the issue in their criminal statutes.
[13] California, Colorado, Georgia, Illinois, Iowa, Kansas, Kentucky, Louisiana, Missouri, Montana, Nebraska, New Hampshire, Ohio, Pennsylvania, South Carolina, Virginia, Washington, West Virginia, and Wyoming
[14] Alabama, Arizona, California, Colorado, Hawaii, Idaho, Indiana, Kentucky, Louisiana, Minnesota, Mississippi, New Mexico, North Dakota, Ohio, Oregon, and Utah
[15] Arkansas, California, Hawaii, Indiana, Kansas, Mississippi, Montana, North Carolina, Ohio, Utah, Virginia, and Washington
[16] Alabama, Alaska, Arizona, Delaware, Illinois, Iowa, Kansas, Kentucky, Minnesota, Mississippi, Missouri, Montana, Washington, and Wyoming

paraphernalia is a crime in eight States.[17] In North Carolina and Wyoming, selling or giving an illegal drug to a child by any person is a felony.

This publication is a product of the State Statutes Series prepared by Child Welfare Information Gateway. While every attempt has been made to be as complete as possible, additional information on these topics may be in other sections of a State's code as well as agency regulations, case law, and informal practices and procedures.

Suggested Citation:

Child Welfare Information Gateway. (2020). *Parental substance use as child abuse.* Washington, DC: U.S. Department of Health and Human Services, Children's Bureau.

[17] Alabama, Arkansas, Montana, Nebraska, New Hampshire, North Dakota, South Carolina, and Utah

CERTIFICATE OF SERVICE

The undersigned, an employee of Crome Law Firm, hereby certifies that on the 7th day of January 2022, pursuant to NRCP 5(b), I hereby certify that the **"PLAINTIFF MARIO OPIPARI'S EMERGENCY EX PARTE MOTION FOR A PICKUP ORDER"** in the above-captioned case were served this date as follows litigants:

[**X**] pursuant to NEFCR 9, by mandatory electronic service through the Eighth Judicial District Court's electronic filing system;

Kymberliejoy@gmail.com

[ ] by placing the same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;

[ ] pursuant to EDCR 7.26 to be sent via **facsimile**, by duly executed consent for service by electronic means;

[ ] by hand-delivery with signed Receipt of Copy.

[**X**] by courtesy copy sent to email address on file.

kymmiejoy@yahoo.com; Kymberliejoy@gmail.com

To attorney(s) listed below at the address:

[ ] pursuant to NEFCR 9, by mandatory electronic service through the Eighth Judicial District Court's electronic filing system;

[ ] by placing the same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;

[ ] pursuant to EDCR 7.26 to be sent via **facsimile**, by duly executed consent for service by electronic means;

[ ] by hand-delivery with signed Receipt of Copy;

[ ] by courtesy copy sent to email address on file.

/s/ Amy Patterson
An Employee of Crome Law Firm

EXHIBIT 3

Case # D-21-622669-C - Mario Opipari, Plaintiff. vs.Kymberlie Hurd,

Envelope Information

Envelope Id
9149462

Submitted Date
1/7/2022 9:05 PM PST

Submitted User Name
amy@cromelawfirm.com

Case Information

Location
Department R

Category
Family

Case Type
Child Custody Complaint

Case Initiation Date
3/4/2021

Case #
D-21-622669-C

Assigned to Judge
Henderson, Bill

Filings

Filing Type
EFile

Filing Code
Ex Parte Motion - EXMT (FAM)

Filing Description
Plaintiff Mario Opipari's Emergency Ex Parte Motion for a Pickup Order for the Return of the Minor Child

Courtesy Copies
kymmiejoy@yahoo.com;kymberliejoy@...

Filing on Behalf of
Mario Opipari

Filing Status
Accepted

Accepted Date
1/7/2022 9:06 PM PST

Accept Comments
Auto Review Accepted

Lead Document

File Name
010722 PLAINTIFF MARIO OPIPARI'S EMERGENCY EX PARTE MOTION FOR A PICKUP ORDER FOR THE RETURN OF THE MINOR CHILD.pdf

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Fees

Ex Parte Motion - EXMT (FAM)

Description	Amount
Filing Fee	$0.00
	Filing Total: $0.00

Total Filing Fee	$0.00
E-File Fee	$3.50
	Envelope Total: $3.50

Transaction Amount	$3.50		
Transaction Id	10198855		
Filing Attorney	Chaka Crome	**Order Id**	009149462-0
Transaction Response	Payment Complete		

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HU 0077

EXHIBIT 4

ELECTRONICALLY SERVED
1/11/2022 3:46 PM

Electronically Filed
01/11/2022 3:46 PM
CLERK OF THE COURT

ORDR
CHAKA T. CROME, ESQ.
Nevada Bar No. 8116
CROME LAW FIRM, PLLC.
520 South 4th Street
Las Vegas, Nevada 89101
(702) 384-5563
chaka@cromelawfirm.com
Attorney for Plaintiff
Mario Opipari

EIGHTH JUDICIAL DISTRICT COURT FOR THE STATE OF NEVADA

FAMILY DIVISION, COUNTY OF CLARK

MARIO OPIPARI, Plaintiff, vs. KYMBERLIE HURD, Defendant.	CASE NO.: D-21-622669-C DEPT. NO.: R **EMERGENCY PICK-UP ORDER FOR RETURN OF MINOR CHILD**

The Court, having reviewed Plaintiff **MARIO OPIPARI'S** Ex Parte Motion for a Pick-Up Order of the Minor Child, and having reviewed the pleadings and papers on file, this Court having jurisdiction, and good cause appearing:

THE COURT FINDS that the parties are not married and have one (1) minor child, to wit: Azlynn Harlie Opipari, born on May 19, 2016. That the child was born in the State of Nevada and has resided in the State of Nevada since her date of birth. The Child has a disability.

THE COURT FURTHER FINDS that the minor child at issue is a special needs child.

THE COURT FURTHER FINDS that Defendant tested positive for Methamphetamine, Amphetamine, and Barbiturates per the American Toxicology, Inc., report collected on November 18, 2021. That the minor child is in danger while in her mother's custody based upon her high levels of illegal drug use.

THE COURT FURTHER FINDS that it is in the best interest of the child that she be returned to Mario Opipari and that he be granted temporary sole physical custody of the child pending further order of this Court.

THEREFORE, IT IS HEREBY ORDERED that Defendant Kymberlie Hurd shall immediately turn over physical custody of the minor child to the care, custody, and control of Mario Opipari.

IT IS FURTHER ORDERED that any and all law enforcement personnel, of Nevada or any other jurisdiction, including METRO, be authorized, and directed to assist Mario Opipari in obtaining physical custody of the minor child and her belongings, clothing, and personal effects, and in the return of the child to Nevada, if she is found outside of the state of Nevada.

IT IS FURTHER ORDERED that Mario Opipari is awarded temporary sole physical custody of the minor child pending further order of this Court.

IT IS FURTHER ORDERED that the Court hereby waives the 24 hours' notice requirement because such notice would likely defeat the purpose of the order.

IT IS FURTHER ORDERED that

☐ The moving party will notify this Court as soon as practicable after obtaining physical custody of the child.

☐ This is a temporary order to remain in effect only pending the court hearing set for _____ at the hour of _____ ___.m.

Dated this 11th day of January, 2022

Bill Henderson

F18 075 1D7B 784C
Bill Henderson
District Court Judge

Submitted By:

CROME LAW FIRM

/s/ Chaka T. Crome, Esq.

CHAKA T. CROME, ESQ.
520 South Fourth Street
Las Vegas, Nevada 89101
(702) 384-5563
Attorney for Plaintiff
Mario Opipari

CSERV

DISTRICT COURT
CLARK COUNTY, NEVADA

Mario Opipari, Plaintiff.	CASE NO: D-21-622669-C
vs.	DEPT. NO. Department R
Kymberlie Hurd, Defendant.	

AUTOMATED CERTIFICATE OF SERVICE

This automated certificate of service was generated by the Eighth Judicial District Court. The foregoing Order was served via the court's electronic eFile system to all recipients registered for e-Service on the above entitled case as listed below:

Service Date: 1/11/2022

Chaka Crome	chaka@cromelawfirm.com
Jason Stoffel, Esq.	efile@lvfamilylaw.com
Crome Law Firm	clfefile@cromelawfirm.com
Alicia Woods	billing@cromelawfirm.com
Amy Patterson	amy@cromelawfirm.com
Kymberlie Hurd	Kymberliejoy@gmail.com

EXHIBIT 5

HU 0083

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. D-21-622669-C

Mario Opipari, Plaintiff.	§	Location:	**Department R**
vs.	§	Judicial Officer:	**Henderson, Bill**
Kymberlie Hurd, Defendant.	§	Filed on:	**03/04/2021**
	§		

CASE INFORMATION

Related Cases
R-21-217397-R (1J1F Related - Rule 5.103)
T-21-218655-T (1J1F Related - Rule 5.103)
T-22-221953-T (1J1F Related - Rule 5.103)
T-22-222002-T (1J1F Related - Rule 5.103)
T-22-222350-T (1J1F Related - Rule 5.103)

Statistical Closures
10/17/2022 Judgment Reached (Bench Trial)

Case Type: **Child Custody Complaint**

Case Status: **10/17/2022 Closed**

Case Flags: **Order / Decree Logged Into Department**
Appealed to Supreme Court
In Forma Pauperis Granted

DATE — CASE ASSIGNMENT

Current Case Assignment

Case Number	D-21-622669-C
Court	Department R
Date Assigned	03/04/2021
Judicial Officer	Henderson, Bill

PARTY INFORMATION

		Attorneys
Plaintiff	**Opipari, Mario**	**Friedman, Matthew H.** *Retained* 702-476-2400(W) **Crome, Chaka T.** *Retained* 702-384-5563(W)
Defendant	**Hurd, Kymberlie**	**Pro Se** 702-285-8149(H)
Subject Minor	**Opipari, Azlynn Harlie**	
Counter Claimant	**Hurd, Kymberlie**	**Pro Se** 702-285-8149(H)
Counter Defendant	**Opipari, Mario**	**Friedman, Matthew H.** *Retained* 702-476-2400(W) **Crome, Chaka T.** *Retained* 702-384-5563(W)

DATE — EVENTS & ORDERS OF THE COURT

EVENTS

03/04/2021 Complaint for Custody
Filed by: Counter Defendant Opipari, Mario
[1] Complaint For Custody and UCCJEA Declaration

03/04/2021 Request for Issuance of Joint Preliminary Injunction
Filed By: Counter Defendant Opipari, Mario

HU 0084

[2] Request for Issuance of Joint Preliminary Injunction

03/04/2021 Summons Electronically Issued - Service Pending
Filed by: Counter Defendant Opipari, Mario
[3] Summons

03/05/2021 Joint Preliminary Injunction
Filed by: Counter Defendant Opipari, Mario
[4] Joint Preliminary Injunction

05/07/2021 Answer and Counterclaim - Divorce, Annulment, Separate Maint
Filed by: Counter Claimant Hurd, Kymberlie
[5] Answer to Complaint for Custody and UCCJEA Declaration and Counterclaim to Establish Custody, Child Support, Attorney's Fees and Other Related Relief

05/07/2021 Motion
Filed By: Counter Defendant Opipari, Mario
[6] Plaintiff Mario Opipari Motion For Temprary Orders Awarding Him Primary Physical Custody, Joint Legal Custody, Visitation, Child Support and Related Relief

05/14/2021 FMC Request and Order for Mediation - NRS 3.475
[7] Request and Order for FMC Mediation

05/17/2021 Notice of Hearing
[8] Notice of Hearing

05/18/2021 Notice of Entry of Order
Filed By: Counter Claimant Hurd, Kymberlie
[9] Notice of Entry of Request and Order for FMC

05/18/2021 Notice of Entry of Order
Filed By: Counter Claimant Hurd, Kymberlie
[10] Amended Notice of Entry of Stipulation and Order

05/21/2021 Financial Disclosure Form
Filed by: Counter Claimant Hurd, Kymberlie
[11] General Financial Disclosure Form

05/21/2021 Financial Disclosure Form
Filed by: Counter Claimant Hurd, Kymberlie
[12] General Financial Disclosure Form

05/21/2021 Opposition and Countermotion
Filed By: Counter Claimant Hurd, Kymberlie
[13] Opposition to Plaintiff s Motion For Temporary Orders Awarding Him Primary Physical Custody, Joint Legal Custody, Visitation, Child Support And Related Relief And Countermotion For Primary Physical Custody, To Relocate With The Child to Florida, For Child Support And For Attorney s Fees And Related Relief; Declaration of Defendant Kymberlie Hurd

05/26/2021 Declaration
Filed By: Counter Defendant Opipari, Mario
[14] Declaration of Resident Witness

05/27/2021 Affidavit of Service
Filed By: Counter Defendant Opipari, Mario
[15] Affidavit of Service of Complaint, Summons, Request for Joint Preliminary Injunction and Joint Preliminary Injunction

05/28/2021 Financial Disclosure Form
Filed by: Counter Defendant Opipari, Mario
[16] General Financial Disclosure Form

05/28/2021 Reply to Counterclaim
Filed By: Counter Defendant Opipari, Mario
[17] Reply to Counterclaim

HU 0085

06/22/2021	Opposition and Countermotion Filed By: Counter Defendant Opipari, Mario *[18] Plaintiff Mario Opipari Opposition to Defendant's Countermotion for Primary Physical Custody, to Relocate with the Child to Florida, for Child Support and for Attorney's Fees and Related Relief*
06/22/2021	Exhibits Filed By: Counter Defendant Opipari, Mario *[19] Exhibit Appendix in Support of Plaintiff Mario Opipari's Opposition to Defendant's Countermotion for Primary Physical Custody, to Relocate with the Child to Florida, for Child Support and for Attorney's Fees and Related Relief*
06/23/2021	Objection Filed By: Counter Claimant Hurd, Kymberlie *[20] Objection to Exhibits to Plaintiff's Motion*
06/23/2021	Notice of Seminar Completion EDCR 5.302 Filed by: Counter Claimant Hurd, Kymberlie *[21] Notice of Seminar Completion*
06/23/2021	Notice of Seminar Completion EDCR 5.302 *[22] amended Notice of Seminar Completion*
06/24/2021	Notice of Seminar Completion EDCR 5.302 Filed by: Counter Defendant Opipari, Mario *[23] Mario Opipari's Certificate of Completion of Seminar For Separating Parents Pursuant to EDCR 5.302*
09/15/2021	Consent *[24] Consent Order to Withdraw emailed to Ct*
09/15/2021	Notice of Entry of Order Filed By: Counter Claimant Hurd, Kymberlie *[25] Notice of Entry of Consent Order for Withdrawal of Attorney*
09/17/2021	Order *[26] Amended Consent Order For Withdrawal of Attorney*
09/20/2021	Notice of Entry of Order Filed By: Counter Claimant Hurd, Kymberlie *[27] Notice of Entry of Consent Order for Withdrawal of Attorney*
09/20/2021	Notice of Entry of Order Filed By: Counter Claimant Hurd, Kymberlie *[28] Notice of Entry of Consent Order for Withdrawal of Attorney*
09/27/2021	Application to Proceed in Forma Pauperis Filed By: Counter Claimant Hurd, Kymberlie *[29] Application to Proceed in Forma Pauperis*
09/28/2021	Order to Proceed In Forma Pauperis *[30] Order to Proceed In Forma Pauperis*
10/07/2021	Stipulation and Order *[31] Stipulation to Continue Settlement Conference*
10/08/2021	Notice of Entry of Stipulation and Order Filed by: Counter Defendant Opipari, Mario *[32] Notice of Entry of Stipulation and Order to Continue Settlement Conference and Return Hearing*
11/15/2021	Motion Filed By: Counter Defendant Opipari, Mario *[33] Plaintiff Mario Opipari's Emergency Motion for Enforcement of Order for a Pickup Order, for Temporary Primary Physical Custody, Child Support, Compensatory Time and Related Matters*
11/15/2021	Notice of Hearing

[34] Notice of Hearing

11/15/2021 Ex Parte Application
Filed by: Counter Defendant Opipari, Mario
[35] Plaintiff Mario Opipari's Ex Parte Application for an Order Shortening Time Regarding the Emergency Motion for Enforcement of Order, for a Pickup Order, for Temporary Primary Physical Custody, Child Support, Compensatory Time, and Related Matters

11/16/2021 Order Shortening Time
[36] 111621 Opipari vs. Hurd D-21-622669-C Order Shortening Time

11/16/2021 Notice of Entry
Filed By: Counter Defendant Opipari, Mario
[37] Notice of Entry of Order Regarding the Order Shortening Time

11/16/2021 Exhibits
Filed By: Counter Defendant Opipari, Mario
[38] Exhibit Appendix In Support Of Plaintiff Mario Opipari's Emergency Motion For Enforcement of Order, For a Pickup Order, For Temporary Primary Physical Custody, Child Support, Compensatory Time, and Related Matters

11/18/2021 Affidavit of Service
Filed By: Counter Defendant Opipari, Mario
[39] Affidavit of Service

12/30/2021 Order
[40] Order/Proposed Holidat Schedule

01/07/2022 Ex Parte Motion
Filed by: Counter Defendant Opipari, Mario
[41] Plaintiff Mario Opipari's Emergency Ex Parte Motion for a Pickup Order for the Return of the Minor Child

01/10/2022 Family Court Motion Opposition Fee Information Sheet
Filed by: Counter Defendant Opipari, Mario
[42] Motion/Opposition Fee Information Sheet

01/10/2022 NRCP 16.2 Case Management Conference Order
[43] Notice of Order of Appearance for NRCP 16.2 Case Management Conference

01/10/2022 Motion to Compel
Filed by: Counter Defendant Opipari, Mario
[44] Motion to Compel Defendant to Produce Initial Disclosures Pursuant to Rule 16.205, Disclosures Substantiating Her Financial Disclosure Form, Discovery Responses and Related Matters

01/10/2022 Exhibits
Filed By: Counter Defendant Opipari, Mario
[45] Exhibit Appendix in Support of Plaintiff Mario Opipari's Motion to Compel Defendant to Produce Initial Disclosures Pursuant to Rule 16.205, Disclosures Substantiating her Financial Disclosure Form, Discovery Responses and Related Matters

01/11/2022 Order
[46] D-21-622669-C- Emergency Pick-Up Order for the Return of the Minor Child

01/11/2022 Notice of Entry of Order
Filed By: Counter Defendant Opipari, Mario
[47] Notice of Entry of Order Regarding Emergency Pick-Up Order for the Return of Minor Child

01/12/2022 Notice of Entry of Order
Filed By: Counter Defendant Opipari, Mario
[48] Corrected Notice of Entry of Order Regarding Emergency Pick-Up Order for Return of Minor Child

01/12/2022 Notice of Hearing
[49] Notice of Hearing

01/14/2022 Motion to Set Aside

Filed by: Counter Claimant Hurd, Kymberlie
*[50] ***No hearing requsted.*** Motion and Notice of Motion to Set Aside Order*

01/14/2022 Ex Parte Motion
Filed by: Counter Claimant Hurd, Kymberlie
[51] Ex Parte Motion for an Order Shortening Time

01/18/2022 Notice of Rescheduling of Hearing
[52] Rescheduled Notice of Hearing-Discovery

01/18/2022 Exhibits
Filed By: Counter Claimant Hurd, Kymberlie
[53] Exhibit Appendix

01/18/2022 Notice of Rescheduling of Hearing
[54] Rescheduled notice of Hearing (Signed)

01/19/2022 Motion
Filed By: Counter Claimant Hurd, Kymberlie
[55] Motion and Notice of Motion for Temporary Custody, Visitation, Child Support, Spousal Support, and/or Exclusive Possession

01/20/2022 Notice of Hearing
[56] Notice of Hearing

01/20/2022 Clerk's Notice of Nonconforming Document
[57] Notice of Nonconforming Document

01/20/2022 Motion to Set Aside
Filed by: Counter Claimant Hurd, Kymberlie
[58] Motion and Notice of Motion to Set Aside Order, Judgment, and/or Default

01/24/2022 Exhibits
Filed By: Counter Claimant Hurd, Kymberlie
[59] Corrected Exhibit Appendix for Corrected Motion to Set Aside Order

01/24/2022 Exhibits
Filed By: Counter Claimant Hurd, Kymberlie
[60] Re-Corrected Exhibit Appendix for Corrected Motion to Set Aside Order

01/28/2022 Ex Parte Motion
Filed by: Counter Claimant Hurd, Kymberlie
[61] Ex Parte Motion For an Order Shortening Time

01/31/2022 Exhibits
Filed By: Counter Claimant Hurd, Kymberlie
[62] Exhibit Appendix OST

01/31/2022 Order Shortening Time
[63] OST

02/01/2022 Notice of Entry of Order/Judgment
Filed by: Counter Claimant Hurd, Kymberlie
[64] Notice of Entry of Order

02/10/2022 Opposition to Motion
Filed by: Counter Defendant Opipari, Mario
[65] Plaintiff Mario Opipari's Opposition to Defendant's Motion to Set Aside Order, Judgment, and/or Default and Countermotion for Attorney's Fees and Related Relief

02/10/2022 Opposition to Motion
Filed by: Counter Defendant Opipari, Mario
[66] Corrected Plaintiff Mario Opipari's Opposition to Defendant's Motion to Set Aside Order, Judgment, and/or Default and Countermotion for Attorney's Fees and Related Relief

02/10/2022	Proof Filed By: Counter Defendant Opipari, Mario *[67] Plaintiff Mario Opipari's Insurance Coverage Information to Add Minor Child to Policy*
02/10/2022	Opposition and Countermotion Filed By: Counter Defendant Opipari, Mario Party 2: Counter Claimant Hurd, Kymberlie *[68] Plaintiff Mario Opipari Opposition to Defendant's Motion for Temporary Custody, Visitation,, Child Support, Spousal Support, and/or Exclusive Possession and Countermotion Striking Defendant's Exhibit 2, for Supervised Visitation, Child Support and Attorney's Fees and Costs and Related Relief*
02/11/2022	Financial Disclosure Form Filed by: Counter Claimant Hurd, Kymberlie *[69] General Financial Disclosure Form*
02/11/2022	Notice of Change of Address Filed By: Counter Claimant Hurd, Kymberlie *[70] Notice of Change of Address*
02/11/2022	Notice of Appearance Party: Counter Claimant Hurd, Kymberlie *[71] Notice of Intent to Appear in an Unbundled Capacity on Behalf of Defendant Via Electronic Means*
02/13/2022	Exhibits Filed By: Counter Claimant Hurd, Kymberlie *[72] Exhibits Appendix to Motion to Set Aside and Motion for Temporary Custody*
02/13/2022	Exhibits Filed By: Counter Claimant Hurd, Kymberlie *[73] Exhibits Appendix TalkingParents Communications and HPD*
02/14/2022	Exhibits Filed By: Counter Claimant Hurd, Kymberlie *[74] Exhibits Appendix to Motion to Set Aside and Motion for Temporary Custody_Quest Lab Toxicology Results*
02/15/2022	Order for Family Mediation Center Services *[75]*
02/15/2022	Order for Supervised Visitation *[76] Family First Services*
02/23/2022	Exhibits *[77] Henderson Police Department Incident Report for 02/09/2022*
02/28/2022	Discovery Commissioners Report and Recommendations *[78] Discovery Commissioners Report and Recommendations*
03/03/2022	Motion to Set Aside Filed by: Counter Claimant Hurd, Kymberlie *[79] Motion to Set Aside Supervised Visitation Order*
03/05/2022	Notice of Hearing *[80] Notice of Hearing*
03/08/2022	Ex Parte Motion Filed by: Counter Claimant Hurd, Kymberlie *[81] Emergency Ex Parte Motion For A Pickup Order*
03/08/2022	Ex Parte Motion Filed by: Counter Claimant Hurd, Kymberlie *[82] Emergency Ex Parte Motion For A Pickup Order*
03/11/2022	Ex Parte Motion Filed by: Counter Claimant Hurd, Kymberlie

[83] Ex Parte Motion For An Order Shortening Time

03/14/2022 Objection to Discovery Commissioners Report and Recommend
Filed by: Counter Claimant Hurd, Kymberlie
[84] Objection to Discovery Commissioners Report & Recommendations

03/15/2022 Application to Proceed in Forma Pauperis
Filed By: Counter Claimant Hurd, Kymberlie
[85] Application to Proceed in Forma Pauperis

03/22/2022 Order to Proceed In Forma Pauperis
[86] Order to Proceed In Forma Pauperis

03/22/2022 Opposition
Filed By: Counter Defendant Opipari, Mario
[87] Plaintiff Mario Opipari Opposition to Defendant's Objection to Discovery Commissioner's Report and Recommendations

03/22/2022 Family Court Motion Opposition Fee Information Sheet
Filed by: Counter Defendant Opipari, Mario
[88] Motion-Opposition Fee Information Sheet

03/23/2022 Opposition and Countermotion
Filed By: Counter Defendant Opipari, Mario
[89] Plaintiff's Opposition to Defendant's Motion Emergency Ex Parte Motion for a Pickup Order for the Return of Minor child and Countermotion to Declare Defendant a Vexatious Litigant, To Dismiss Defendant's Motion in it's Entirety, and for Attorneys' Fees and Costs

03/25/2022 Ex Parte Motion
[90] Ex Parte Motion For An Order Shortening Time

03/28/2022 Order Shortening Time
[91] OST_2022.03.25

03/28/2022 Order
[92] Order on Discovery Commisioners's Report and Recommendation

03/29/2022 Notice
Filed By: Counter Claimant Hurd, Kymberlie
[93] Notice of Intent to Serve Subpoena

03/29/2022 Subpoena Duces Tecum
Filed by: Counter Claimant Hurd, Kymberlie
[94] Subpoena Duces Tecum-City of Henderson

03/30/2022 Notice of Entry
Filed By: Counter Defendant Opipari, Mario
[95] Notice of Entry of Order on Discovery Commissioner's Report and Recommendations

04/03/2022 Opposition
Filed By: Counter Claimant Hurd, Kymberlie
[96] Defendant Kymberlie Joy Hurd's Opposition to Plaintiff's Countermotion to Declare Defendant a Vexatious Litigant, to Dismiss Defendant's Motion In Its Entirety, and for Attorneys' Fees and Costs

04/03/2022 Notice of Hearing
Filed By: Counter Claimant Hurd, Kymberlie
[97] Notice of Hearing

04/04/2022 Exhibits
Filed By: Counter Claimant Hurd, Kymberlie
[98] Exhibit Appendix Supporting Opposition to Plaintiff's Counter Motion

04/05/2022 Notice of Entry of Order
Filed By: Counter Claimant Hurd, Kymberlie
[99] Notice of Entry of Order

04/05/2022 Reply to Opposition
Filed by: Counter Claimant Hurd, Kymberlie
[100] Defendant's Reply to Plaintiff's Opposition with Exhibits

04/05/2022 Motion
Filed By: Counter Defendant Opipari, Mario
[101] Plaintiff's Motion for a Protective Order Regarding Defendant's Subpoena to the City of Henderson

04/07/2022 Notice of Hearing
[102] Notice of Hearing

04/07/2022 Estimate of Transcript
[103] June 24, 2021, November 18, 2021; February 15, 2022

04/07/2022 Affidavit of Service
Filed By: Counter Claimant Hurd, Kymberlie
[104] Affidavit Of Service of Subpoena to HPD Human Resources

04/07/2022 Motion to Strike
Filed by: Counter Defendant Opipari, Mario
[105] Plaintiff's Motion to Strike Defendant's Answer and Counterclaim, to Disallow Defendant From Calling Any Witnesses and/or Using Any Exhibits at Trial, for Contempt and Related Relief

04/07/2022 Exhibits
Filed By: Counter Defendant Opipari, Mario
[106] Plaintiff's Exhibit Appendix for Motion to Strike Defendant's Answer and Counterclaim, to Disallow Defendant from Calling any Witnesses and/or Using any Exhibits at Trial, for Contempt and Related Relief

04/07/2022 Objection
Filed By: Counter Defendant Opipari, Mario
[107] Objection to Subpoena Duces Tecum to the City of Henderson Human Resources Department

04/08/2022 Notice of Hearing
[108] Notice of Hearing

04/08/2022 Withdrawal of Attorney
Filed By: Counter Claimant Hurd, Kymberlie
[109] Withdrawal of Attorney for Defendant

04/08/2022 Ex Parte Motion
Filed by: Counter Defendant Opipari, Mario
[110] Ex Parte Motion to Continue Hearing Scheduled on April 12, 2022 at 1:30 p.m.

04/08/2022 Order
[111] D-21-622669-C-Order to Continue Hearing

04/09/2022 Notice of Motion
Filed By: Counter Claimant Hurd, Kymberlie
[112] Re-Notice of Motion Defendant Kymberlie Joy Hurd s Emergency Ex Parte Motion For A Pickup Order For The Return of Minor Child with Attached Exhibits

04/11/2022 Notice of Entry
Filed By: Counter Defendant Opipari, Mario
[113] Notice of Entry of Order Regarding the Order to Continue Hearing Scheduled on April 12, 2022

04/14/2022 Exhibits
Filed By: Counter Claimant Hurd, Kymberlie
[114] Exhibit Appendix Supporting Defendant's Emergency Motion For Pickup Order For The Return of Minor Child Filed 03/08/2022

04/16/2022 Supplemental
Filed By: Counter Claimant Hurd, Kymberlie
[115] Supplemental Argument to Defendant's Emergency Motion For a Pickup Order

04/16/2022 Supplemental Exhibits
Filed By: Counter Claimant Hurd, Kymberlie
[116] Exhibit Appendix Supporting Supplemental Argument for Defendant's Emergency Motion For Pickup Order For The Return of Minor Child

04/18/2022 Opposition
Filed By: Counter Claimant Hurd, Kymberlie
[117] Defendant's Kymberlie Joy Hurd's Opposition to Plaintiff's Motion for a Protective Order Regarding Defendant's Subpoena to the City of Henderson and to Dismiss Plaintiff's Motion in Its Entirety

04/18/2022 Opposition
Filed By: Counter Claimant Hurd, Kymberlie
[118] Defendant's Kymberlie Joy Hurd's Opposition to Plaintiff's Motion to Strike Defendant's Answer and Counterclaim, to Disallow Defendant from Calling any Witnesses and/or Using Any Exhibits at Trial, for Contempt and Related Relief

04/18/2022 Opposition
Filed By: Counter Claimant Hurd, Kymberlie
[119] Defendant Kymberlie Joy Hurd's Opposition to Plaintiff Objection to Subpoena Duces Tecum to the City of Henderson Human Resources Department

04/19/2022 Financial Disclosure Form
Filed by: Counter Defendant Opipari, Mario
[120] Financial Disclosure Form

04/26/2022 Application to Proceed in Forma Pauperis
Filed By: Counter Claimant Hurd, Kymberlie
[121] Application to Proceed in Forma Pauperis

05/04/2022 Estimate of Transcript
[122] APRIL 19, 2022

05/06/2022 Order to Proceed In Forma Pauperis
[123] Order to Proceed in Forma Pauperis

05/10/2022 Reply to Opposition
Filed by: Counter Defendant Opipari, Mario
[124] Plaintiff's Reply to Defendant's Opposition to Plaintiff's Motion for A Protective Order Regarding Defendant's Subpoena to the City of Henderson

05/11/2022 Objection
Filed By: Counter Claimant Hurd, Kymberlie
[125] Objection To Plaintiff's Reply

05/19/2022 Order
[126] Order After 4/19/22 Hearing

05/19/2022 Notice of Entry of Order
Filed By: Counter Defendant Opipari, Mario
[127] Notice of Entry of Order Regarding Hearing on April 19, 2022

05/24/2022 Notice of Appeal
Filed By: Counter Claimant Hurd, Kymberlie
[128] Notice of Appeal

05/24/2022 Certificate of Service
Filed by: Counter Claimant Hurd, Kymberlie
[129] Certificate of Service of Filed Notice of Appeal

05/25/2022 Case Appeal Statement
[130] Case Appeal Statement

05/26/2022 Order
[131] Order After 2/15/22 Hearing

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05/26/2022	Notice of Entry Filed By: Counter Defendant Opipari, Mario *[132] Notice of Entry of Order Regarding Hearing on February 15, 2022*
06/03/2022	Notice of Change of Hearing *[133] Notice of Change of Hearing - Discovery*
06/06/2022	Discovery Commissioners Report and Recommendations *[134] Discovery Commissioners Report and Recommendations*
06/15/2022	Errata *[135] Transcript Estimate April 19, 2022*
07/06/2022	Order *[136] OPIPARI VS HURD ORDR D-21-622669-C*
07/06/2022	Notice of Entry of Order Filed By: Counter Defendant Opipari, Mario *[137] Notice of Entry of Order on Discovery Commissioner's Report and Recommendations*
07/07/2022	NV Supreme Court Clerks Certificate/Judgment - Dismissed *[138] Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Dismissed*
07/26/2022	Notice Filed By: Counter Defendant Opipari, Mario *[139] Notice of Unavailability of Counsel*
08/03/2022	Ex Parte Motion Filed by: Counter Claimant Hurd, Kymberlie *[140] Emergency Ex Parte Motion for Order to Compel Plaintiff to Disclose Itinerary for Out of State Travel with Minor Child*
08/03/2022	Exhibits Filed By: Counter Claimant Hurd, Kymberlie *[141] Exhibit Appendix in Support of Emergency Ex Parte Motion for Order to Compel Plaintiff to Disclose Itinerary*
08/03/2022	Supplement Filed by: Counter Claimant Hurd, Kymberlie *[142] Supplement to Emergency Ex Parte Motion for Order to Compel Plaintiff to Disclose Itinerary for Out of State Travel with Minor Child*
08/04/2022	Certification of Transcripts Notification of Completion *[143] June 24, 2021; November 18, 2021; February 15, 2022*
08/04/2022	Transcript of Proceedings *[144] June 24, 2021*
08/04/2022	Transcript of Proceedings *[145] November 18, 2021*
08/04/2022	Transcript of Proceedings *[146] February 15, 2022*
08/04/2022	Final Billing of Transcript *[151] June 24, 2021; November 18, 2021; February 15, 2022*
08/04/2022	Receipt of Copy *[152] June 24, 2021; November 18, 2021, February 15, 2022*
08/10/2022	Financial Disclosure Form Filed by: Counter Defendant Opipari, Mario *[147] Financial Disclosure Form*
08/11/2022	Pre-trial Memorandum

Filed By: Counter Defendant Opipari, Mario
[148] Plaintiff Mario Opipari's Pretrial Memorandum

08/11/2022 Pre-trial Memorandum
Filed By: Counter Defendant Opipari, Mario
[149] Corrected Plaintiff Mario Opipari's Pretrial Memorandum

08/16/2022 Ex Parte Motion
Filed by: Counter Claimant Hurd, Kymberlie
[150] Ex Parte Motion To Continue Evidentiary Hearing Scheduled For August 16, 2022 At 1:30 P.M.

08/31/2022 Notice of Appearance
Party: Counter Defendant Opipari, Mario
[153] Notice of Appearance (Opipari)

09/07/2022 Transcript of Proceedings
[155] APRIL 19, 2022

09/07/2022 Certification of Transcripts Notification of Completion
[156] APRIL 19, 2022

09/07/2022 Certification of Transcripts Notification of Completion
[157] APRIL 19, 2022

09/07/2022 Final Billing of Transcript
[159] April 19, 2022

09/07/2022 Receipt of Copy
[160] April 19, 2022

09/08/2022 Application to Proceed in Forma Pauperis
Filed By: Counter Claimant Hurd, Kymberlie
[154] Application to Proceed in Forma Pauperis for Transcripts 8/16/2022

09/14/2022 Notice of Hearing
[158] Notice of Hearing

09/22/2022 Order to Proceed In Forma Pauperis
[161] Order to Proceed In forma Pauperis

09/22/2022 Estimate of Transcript
[162] August 16, 2022

10/10/2022 Objection
Filed By: Counter Defendant Opipari, Mario
[163] Plaintiff's Objection to Defendant's Kymberlie Joy Hurd's Emergency Ex Parte Motion for an Order to Enforce Visitation and to Compel Plaintiff Mario Opipari to Disclose Pertinent Information Regarding Minor Child's Whereabouts and Itinerary for Out-of-State Travel By Way of Airline Flight

10/10/2022 Exhibits
Filed By: Counter Defendant Opipari, Mario
[164] Appendix of Exhibits to Plaintiff's Objection to Defendant Kymberlie Joy Hurd's Emergency Ex Parte Motion for an Order to Enforce Visitation an to Compel Plaintiff Mario Opipari to Disclose Pertinent Information Regarding Minor Child's Whereabouts and Itinerary for Out-of-State Travel by Way of Airline Flight

10/11/2022 Reply
Filed By: Counter Claimant Hurd, Kymberlie
[165] Defendant's Reply to Plaintiff's Objection to Defendant Kymberlie Joy Hurd's Emergency Ex Parte Motion for an Order to Enforce Visitation and To Compel Plaintiff Mario Opipari to Disclose Pertinent Information Regarding Minor Child's Whereabouts and Itinerary for Out-Of-State Travel By Way of Airline Flight & Appendix of Exhibits Filed On October 10, 2022 at 5:11 pm and Request to Strike That Pleading And Exhibits

10/13/2022 Memorandum
Filed By: Counter Defendant Opipari, Mario
[166] Memorandum of Fees and Costs

10/17/2022 Order
[167] Order After 8/16/22 EH

10/17/2022 Notice of Entry
Filed By: Counter Defendant Opipari, Mario
[168] Notice of Entry of Order Regarding the Findings of Fact, Conclusions of Law and Order from the Evidentiary Hearing

10/17/2022 Notice of Appeal
Filed By: Counter Claimant Hurd, Kymberlie; Subject Minor Opipari, Azlynn Harlie
[169] Notice of Appeal

10/18/2022 Case Appeal Statement
Case Appeal Statement

HEARINGS

06/24/2021 **Motion** (9:00 AM) (Judicial Officer: Henderson, Bill)
Plaintiff's Motion for Temporary Orders
On for Status Check:
On for Status Check

06/24/2021 **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Henderson, Bill)
Opposition & Countermotion
On for Status Check:
On for Status Check

06/24/2021 **Hearing** (9:00 AM) (Judicial Officer: Henderson, Bill)
Reply to Countermotion
On for Status Check:
On for Status Check

06/24/2021 **All Pending Motions** (9:00 AM) (Judicial Officer: Henderson, Bill)
Plaintiff Mario Opipari's Motion For Temporary Orders Awarding Him Primary Physical Custody, Joint Legal Custody, Visitation, Child Support and Related Relief...Opposition to Plaintiff's Motion For Temporary Orders Awarding Him Primary Physical Custody, Joint Legal Custody, Visitation, Child Support And Related Relief And Countermotion For Primary Physical Custody, To Relocate With The Child to Florida, For Child Support And For Attorney's Fees And Related Relief; Declaration of Defendant Kymberlie Hurd...Reply to Counterclaim...Plaintiff Mario Opipari's Opposition to Defendant's Countermotion for Primary Physical Custody, to Relocate with the Child to Florida, for Child Support and for Attorney's Fees and Related Relief

MINUTES
Matter Heard:
Journal Entry Details:

PLAINTIFF MARIO OPIPARI'S MOTION FOR TEMPORARY ORDERS AWARDING HIM PRIMARY PHYSICAL CUSTODY, JOINT LEGAL CUSTODY, VISITATION, CHILD SUPPORT AND RELATED RELIEF...OPPOSITION TO PLAINTIFF'S MOTION FOR TEMPORARY ORDERS AWARDING HIM PRIMARY PHYSICAL CUSTODY, JOINT LEGAL CUSTODY, VISITATION, CHILD SUPPORT AND RELATED RELIEF AND COUNTERMOTION FOR PRIMARY PHYSICAL CUSTODY, TO RELOCATE WITH THE CHILD TO FLORIDA, FOR CHILD SUPPORT AND FOR ATTORNEY'S FEES AND RELATED RELIEF; DECLARATION OF DEFENDANT KYMBERLIE HURD...REPLY TO COUNTERCLAIM...PLAINTIFF MARIO OPIPARI'S OPPOSITION TO DEFENDANT'S COUNTERMOTION FOR PRIMARY PHYSICAL CUSTODY, TO RELOCATE WITH THE CHILD TO FLORIDA, FOR CHILD SUPPORT AND FOR ATTORNEY'S FEES AND RELATED RELIEF COURT CLERKS: Michelle Cunningham (mlc), Tonya Mulvenon Attorney Amanda Roberts, Bar #8898, present on behalf of Attorney Stoffel with Defendant. In the interest of public safety due to the Coronavirus pandemic, all parties were present via VIDEO CONFERENCE through the BlueJeans application. Attorney Roberts represented they have come to some agreements and placed them on the record. Attorney Roberts stated there are two issues they need the Court's help with; the temporary schedule and response time on Talking Parents. Court addressed the parties recording exchanges. Attorney Roberts stated the parties have a high level of conflict right now. Discussion regarding setting a settlement conference. Court advised counsel that the settlement conference will be with Judge Ochoa. Attorney Crome represented paternity is going to be confirmed today and Attorney Roberts confirmed this, stating Plaintiff is on the birth certificate. Attorney Crome addressed the issues with social media. Further discussion. Attorney Crome represented that at the Return Hearing, they want to reserve their rights to argue issues that have not been resolved. Attorney Roberts agreed to this. Court addressed the temporary timeshare until the parties return from Mediation. Attorney Crome stated they would agree to temporary joint physical custody reserving rights to make future arguments and are requesting Thursdays at 5:30 p.m. through Sundays at 5:30 p.m. and if they parties are traveling she would like

them to be flexible so that if the return is late there won't be a contempt of court with notice through Talking Parents. Attorney Roberts proposed Defendant having Fridays at 5:30 p.m. until Sundays at 6:00 p.m. and one overnight during the week that would start at 5:30 p.m. and return the next morning when he goes to work. Attorney Roberts further stated, the minor child has Down Syndrome, she is non-verbal, uses ALS, requires constant care and is on medications. Attorney Roberts further stated Defendant has been a stay at home mom and the primary caregiver for the child Attorney Roberts addressed the issue of Plaintiff working on Fridays and having his new girlfriend being the caregiver of the minor child and Defendant will agree to the Thursday if she is given right of first refusal for Fridays. Attorney Roberts requested the parties exchange a journal at exchanges which will document medication, therapy, potty training, etc. Attorney Crome addressed the six (6) hour turn around time request for Talking Parents and the request to have a journal be exchanged. Further, Attorney Crome represented paternal grandmother has been utilized as a third party caregiver for both parties and can watch the minor child when Plaintiff is at work but will agree to temporary right of first refusal. Attorney Crome requested that if Defendant becomes employed that Plaintiff would be granted right of first refusal as well. Attorney Roberts agreed to this. Arguments by counsel given regarding the request for six (6) hour turn around time request for Talking Parents. Court addressed Defendant's intent to relocate to Florida at some point. Court requested counsel to agree that is be deferred but the Court has jurisdiction to deal with it over the next year or two (2). Attorney Roberts stated they are willing to remove the request to relocate if they can settle the case. Parties STIPULATE to the following: 1. Parties will SHARE Joint Legal Custody with a SPECIFIC DEFINITION. 2. Parties will EXCHANGE the minor child at the Henderson Police Department. 3. Parties AGREE to RECORD EXCHANGES. 4. The 4th of July, defined as 5:30 p.m. July 2 through 5:30 p.m. July 5th, will be ALTERNATED with Plaintiff having ODD years and Defendant have EVEN years. 5. Counsel will have MEET AND CONFER regarding CHILD SUPPORT. 6. Defendant will be attending a FUNERAL for her grandmother 7/6/2021 through 7/8/2021 and will exercise that time with the minor child. 7. A MUTUAL BEHAVIOR ORDER will be ISSUED. 8. Parties will COMMUNICATE through TALKING PARENTS. 9. Parties will have a SETTLEMENT CONFERENCE. COURT SO ORDERED. COURT FURTHER ORDERED the following: 1. Parties shall be REFERRED for a SETTLEMENT CONFERENCE with Judge Ochoa, Department S. 2. STATUS CHECK re: Settlement Conference shall be SET for 10/21/2021 at 11:00 a.m. 3. Plaintiff's TIMESHARE with the minor child shall be from 5:30 p.m. on Thursdays through 5:30 p.m. on Sundays. If Defendant has any special instructions, she shall put it on Talking Parents in the form of a care sheet. 4. Parties shall each have FIRST RIGHT OF REFUSAL. 5. Parties shall have an eight (8) hour RESPONSE TIME to Talking Parents messages but it has to be a relatively serious issue of importance. Parties shall provide WEEKLY UPDATES. 6. Parties shall REMOVE DISPARAGING posts on SOCIAL MEDIA within twenty-four (24) hours. Parties shall be RESPONSIBLE for third parties and direct them to REMOVE DISPARAGING posts IMMEDIATELY. If the third parties do not remove it, the Party shall submit an AFFIDAVIT of the degree of specificity they used to direct the removal. 7. Defendant shall REMAIN on her PRESCRIPTION MEDICATION and follow all medical/therapeutic instructions. If anything nedical applies to Plaintiff, it shall be a MUTUAL ORDER. Attorney Roberts shall prepare the order from today's hearing. Attorney Crome shall review and sign off.:
Matter Heard

10/12/2021 *CANCELED* **Settlement Conference** (9:30 AM) (Judicial Officer: Ochoa, Vincent)
Vacated
For Department R

11/18/2021 **Status Check** (10:00 AM) (Judicial Officer: Henderson, Bill)
Case status settlement conference
10/21/2021 Reset by Court to 11/22/2021
11/22/2021 Reset by Court to 11/18/2021
11/22/2021 Reset by Court to 11/18/2021

On for Status Check:
On for Status Check

11/18/2021 **Motion** (10:00 AM) (Judicial Officer: Henderson, Bill)
Plaintiff Mario Opipari's Emergency Motion for Enforcement of Order for a Pickup Order, for Temporary Primary Physical Custody, Child Support, Compensatory Time and Related Matters
01/04/2022 Reset by Court to 11/18/2021

On for Status Check:
On for Status Check

11/18/2021 **All Pending Motions** (10:00 AM) (Judicial Officer: Henderson, Bill)
Status Check: re: Settlement Conference...Plaintiff Mario Opipari's Emergency Motion for Enforcement of Order for a Pickup Order, for Temporary Primary Physical Custody, Child Support, Compensatory Time and Related Matters

MINUTES
Matter Heard:
Journal Entry Details:

STATUS CHECK: CASE STATUS SETTLEMENT CONFERENCE...MOTION: PLAINTIFF MARIO OPIPARI'S EMERGENCY MOTION FOR ENFORCEMENT FOR ORDER FOR A PICKUP ORDER, FOR TEMPORARY PRIMARY PHYSICAL CUSTODY, CHILD SUPPORT, COMPENSATORY TIME AND RELATED MATTERS...ALL PENDING MOTIONS: STATUS CHECK: RE: SETTLEMENT CONFERENCE...PLAINTIFF MARIO OPIPARI'S EMERGENCY MOTION FOR ENFORCEMENT OF ORDER FOR A PICKUP ORDER, FOR TEMPORARY PRIMARY PHYSICAL CUSTODY, CHILD SUPPORT, COMPENSATORY TIME AND RELATED MATTERS COURT CLERK'S: Magdalena Castillo-Ramos (mc), Michelle Cunningham In the interest of public safety due to the Coronavirus pandemic, all parties were present via VIDEO CONFERENCE through BlueJeans application. Discussion regarding Plaintiff's timeshare. COURT NOTED Plaintiff's timeshare is Thursdays at 5:30 p.m. until Sundays at 5:30 p.m. Upon Court's inquiry, Defendant stated she is preparing an emergency motion. Defendant stated Plaintiff is very abusive. Defendant stated Plaintiff does not have minor all the time. Defendant further stated every time Plaintiff has her, Plaintiff sends minor to his mom. COURT NOTED it does not have an emergency motion yet. COURT FURTHER NOTED if it was persuasive, Defendant should have involved the authorities by now. COURT FURTHER NOTED Defendant is confined with material that arose since the last hearing. COURT FURTHER NOTED Defendant cannot deny contact based on the fact Defendant thinks there is no optimum in parenting. Ms. Chrome stated Defendant is playing games and is scheduling activities for minor during Plaintiff's time share. Ms. Chrome stated Defendant told the police and school there is no Court orders. Ms. Chrome further stated Defendant has effectively denied Plaintiff's right of first refusal. Ms. Chrome requested Plaintiff to have temporary primary custody. Ms. Chrome further requested to remove the right of first refusal language and specific orders regarding Thanksgiving and Christmas. Discussion regarding Defendant placing a tracking device on Plaintiff and Plaintiff's girlfriend's vehicle. Ms. Crome represented Defendant placed a tracking device on Plaintiff's vehicle and his girlfriend's vehicle. Ms. Crome stated the police are involved. Defendant stated she put the tracking device because she is concerned of minor's behavior. COURT NOTED Defendant wants to control everything Plaintiff and Plaintiff's girlfriend does with the minor child. Discussion regarding Defendant using drugs. Ms. Crome represented Plaintiff's concerns regarding Defendant using meth. Ms. Chrome requested Defendant to get drug tested. Defendant admitted to using meth about six (6) weeks ago. Further discussion regarding Defendant placing a recorder in minor's diaper bag and minor's health insurance. COURT ORDERED the Following: 1. Defendant referred to American Toxicology Institute (ATI) for a full drug screen. Defendant must be present at ATI no later than today. Failure to appear the Court shall presume the drug test dirty for illegal substances. Plaintiff shall pay the cost of the drug test. ATI Referral EXECUTED IN OPEN COURT and LEFT-SIDE FILED. A copy was provided to Defendant IN OPEN COURT. A Copy shall be provided to Attorney Crome.; 2. Defendant shall RETURN minor to Plaintiff by 5:30 P.M. today. CUSTODIAL EXCHANGES shall be conducted at the Henderson Police Department. The CUSTODIAL ORDER for now remains until the next hearing date. If Defendant does not cooperate and Plaintiff does not receive minor today by 5:30 P.M. today, Ms. Crome can submit a pick-up order and that will vest Plaintiff with emergency custody until the next hearing. Plaintiff is REQUIRED within twenty-four (24) hours to contact Ms. Crome to suggest an immediate pendency hearing before the Court if Plaintiff does not receive minor child. Defendant shall not bring DIXIE to exchanges or the school; 3. Plaintiff shall have THANKSGIVING and CHRISTMAS. Ms. Chrome shall put dates and specific times for Plaintiff to pick-up and drop off; 4. The Right of First Refusal shall be ELIMINATED; 5. Ms Crome shall RE-SUBMIT order from last hearing without Defendant's signature; 6. Matter set for a STATUS CHECK re: Defendant's drug test results and visitation on February 17, 2022 at 11:00 A.M.; Ms. Chrome shall prepare the order from today's hearing CLERK S NOTE: A copy of the ATI Referral was emailed to Attorney Crome. (11/19/2021 mc);
Matter Heard

02/04/2022 **Minute Order** (12:15 PM) (Judicial Officer: Young, Jay)

MINUTES

Minute Order - No Hearing Held;
Journal Entry Details:

MINUTE ORDER: NO HEARING HELD, NO PARTIES PRESENT The court has considered Plaintiff's Motion to Compel Defendant to Produce Initial Disclosures Pursuant to Rule 16.205, Disclosures Substantiating Her Financial Disclosure Form, Discovery Responses and Related Matters (the Motion). Defendant has failed to file a timely opposition to the Motion. Pursuant to EDCR 5.503(b), Defendant is deemed to admit that the Motion is meritorious and to have consented to the court granting the same. The Motion is therefore Granted. All discovery sought therein is compelled and must be provided within 7 days of entry of an order on the court's recommendation. Plaintiff's request for fees is preliminarily granted pursuant to NRCP 16.205(g)), subject to proof. Plaintiff may file a Memorandum of Fees and Costs, including a separate affidavit detailing the Brunzell factors, disparity in income, and following requirements of Cadle v. Woods Erickson. Plaintiff may submit a redacted timesheet seeking fees for time spent attempting to resolve the dispute which is the subject of the Motion, drafting pleadings (including supplemental pleadings) and a proposed DCRR. Plaintiff s Memorandum of Fees and Costs is due February 11, 2022. Defendant may respond to the Memorandum of Fees and Costs on or before February 18, 2022. A late submission will not be considered. Plaintiff will submit a single report and recommendation within 21 days of this minute order regarding the underlying Motion and the request for fees and costs. As to the request for fees portion of the DCRR, Plaintiff will use the form DCRR regarding attorney fee awards found at http://www.clarkcountycourts.us/departments/discovery/. The court will hold a status hearing on March 2, 2022 at 1:30 PM to determine if the report and recommendation has been submitted. If a DCRR is not

timely submitted. Plaintiff's counsel is informed, pursuant to EDCR 7.60 that counsel will be given an opportunity at the March 2, 2022 hearing to be heard why counsel should not be sanctioned for failure to comply with this minute order requiring the submission of a timely DCRR. The hearing presently set for February 9, 2022 is hereby vacated. CLERK'S NOTE: a copy of this Minute Order was e-mailed to Plaintiff's attorney and to Defendant at the e-mail address on file with the Court. (2/4/2022 TC);
Minute Order - No Hearing Held

02/09/2022 *CANCELED* **Motion to Compel** (1:00 PM) (Judicial Officer: Young, Jay)
Vacated
Plaintiff's Motion to Compel Defendant to Produce Initial Disclosures Pursuant to Rule 16.205, Disclosures Substantiating Her Financial Disclosure Form, Discovery Responses and Related Matters
02/16/2022 Reset by Court to 02/09/2022

02/15/2022 **Status Check** (9:00 AM) (Judicial Officer: Henderson, Bill)
02/17/2022 Reset by Court to 02/15/2022
Matter Continued; New Status Check Scheduled
Matter Continued

02/15/2022 **Case Management Conference** (9:00 AM) (Judicial Officer: Henderson, Bill)
02/17/2022 Reset by Court to 02/15/2022
Referred to Family Mediation;
Referred to Family Mediation

02/15/2022 **Motion** (9:00 AM) (Judicial Officer: Henderson, Bill)
Defendant's Motion and Notice of Motion for Temporary Custody, Visitation, Child Support, Spousal Support, and/or Exclusive Possession
02/24/2022 Reset by Court to 02/15/2022
Referred to Family First; Visitation
Referred to Family First

02/15/2022 **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Henderson, Bill)
Plaintiff Mario Opipari Opposition to Defendant's Motion for Temporary Custody, Visitation., Child Support, Spousal Support, and/or Exclusive Possession and Countermotion Striking Defendant's Exhibit 2, for Supervised Visitation, Child Support and Attorney's Fees and Costs and Related Relief
On for Status Check;
On for Status Check

02/15/2022 **Opposition & Countermotion** (9:00 AM) (Judicial Officer: Henderson, Bill)
Corrected Plaintiff Mario Opipari's Opposition to Defendant's Motion to Set Aside Order, Judgment, and/or Default and Countermotion for Attorney's Fees and Related Relief
On for Status Check;
On for Status Check

02/15/2022 **All Pending Motions** (9:00 AM) (Judicial Officer: Henderson, Bill)
Defendant's Motion and Notice of Motion for Temporary Custody, Visitation, Child Support, Spousal Support, and/or Exclusive Possession...Plaintiff Mario Opipari's Opposition to Defendant's Motion for Temporary Custody, Visitation, Child Support, Spousal Support, and/or Exclusive Possession and Countermotion Striking Defendant's Exhibit 2, for Supervised Visitation, Child Support and Attorney's Fees and Costs and Related Relief...Corrected Plaintiff Mario Opipari's Opposition to Defendant's Motion to Set Aside Order, Judgment, and/or Default and Countermotion for Attorney's Fees and Related Relief...Case Management Conference

MINUTES
Matter Heard:
Journal Entry Details:

DEFENDANT'S MOTION AND NOTICE OF MOTION FOR TEMPORARY CUSTODY, VISITATION, CHILD SUPPORT, SPOUSAL SUPPORT, AND/OR EXCLUSIVE POSSESSION...PLAINTIFF MARIO OPIPARI'S OPPOSITION TO DEFENDANT'S MOTION FOR TEMPORARY CUSTODY, VISITATION, CHILD SUPPORT, SPOUSAL SUPPORT, AND/OR EXCLUSIVE POSSESSION AND COUNTERMOTION STRIKING DEFENDANT'S EXHIBIT 2, FOR SUPERVISED VISITATION, CHILD SUPPORT AND ATTORNEY'S FEES AND COSTS AND RELATED RELIEF...CORRECTED PLAINTIFF MARIO OPIPARI'S OPPOSITION TO DEFENDANT'S MOTION TO SET ASIDE ORDER, JUDGMENT, AND/OR DEFAULT AND COUNTERMOTION FOR ATTORNEY'S FEES AND RELATED RELIEF...CASE MANAGEMENT CONFERENCE Court Clerks: Autumn Humble (ah), Michelle Cunningham Plaintiff was present via VIDEO CONFERENCE through the BlueJeans application, and Defendant appeared IN PERSON. Attorney Regina McConnell Bar #8029, appeared with Defendant in an UNBUNDLED Capacity. The Court reviewed the drug test results. Attorney McConnell requested a referral to American Toxicology Institute (ATI) for Defendant. Attorney Crome addressed the test results and noted that only urine was tested and requested that Defendant be referred to the Options Program. Attorney Crome further addressed Defendant's mental health, accusations

HU 0098
Printed on 10/18/2022 at 3:45 PM

made by Defendant about Plaintiff, and that Defendant previously tried to walk away with minor child. Attorney Crome requested that Defendant have supervised visitation at Family First due to those issues. Attorney Crome further stated that Defendant has refused to provide minor child's medication and shoe inserts to Plaintiff and the police. Defendant addressed the court regarding her drug test results stating that she is clean, has never seen the results, and would like a medical professional to interpret them. Defendant stated since the minor child has been with Plaintiff, he has not taken her to therapy, dance, tap, sports, and teachers have seen behavior changes as the child is acting out and digressing. The Court inquired if Defendant had a current license and vehicle registration, and Defendant confirmed that she does. Discussion regarding the child's activities and therapy and who should take her to these events. Further discussion regarding Plaintiff's girlfriend or Defendant's parents transporting the child. Attorney Crome addressed the Motion to Strike Exhibit 2, and the Court stated that it has not read the exhibits. COURT ORDERED the following: 1.) Defendant's Motion to SET ASIDE Order is DENIED. 2.) Plaintiff shall MAINTAIN TEMPORARY Sole Legal and Sole Physical CUSTODY. 3.) In LIEU of CHILD SUPPORT, Defendant shall PAY for her Family First Visits. 4.) If the Supplemental Security Income (SSI) Derivative Benefit for the child is still an issue, as long as Plaintiff has TEMPORARY MAIN CUSTODY, he shall receive the benefits. 5.) Plaintiff shall claim the minor child on the DEPENDENT TAX DEDUCTION every year. 6.) Plaintiff shall TAKE minor child to her THERAPY APPOINTMENTS, and Plaintiff shall be freed of the obligation if Defendant or anyone else shows up during the session and accuses him of being a rapist, and the counseling will be suspended. 7.) Plaintiff AGREES to ENSURE that minor child ATTENDS tap dancing on Saturdays. 8.) Defendant shall be REFERRED to the AMERICAN TOXICOLOGY INSTITUTE (ATI) for RANDOM DRUG TESTING. Plaintiff shall be RESPONSIBLE for the FEES. Plaintiff has the RIGHT to REQUEST Defendant to DRUG TEST once a month. Plaintiff shall e-mail a request for Defendant and counsel. If he emails the request before or by 10:00 a.m., Defendant MUST test by 5:00 p.m. the same day. If Plaintiff emails the request after 10:00 a.m., Defendant MUST test by NOON the next day. A Drug Testing referral EXECUTED in OPEN COURT, and LEFT-SIDE FILED. A copy of the referral and instructions were provided to Defendant in OPEN COURT. Copies shall be provided to both counsel. 9.) Parties shall be REFERRED to the Family Mediation Center (FMC) re: MEDIATION for a PARENTING AGREEMENT. Order for Family Mediation Center Services EXECUTED and FILED IN OPEN COURT. A copy was provided to Defendant IN OPEN COURT. Copies shall be provided to both counsel. 10.) Defendant shall have SUPERVISED VISITATION at FAMILY FIRST. VISITATION shall take place on Wednesdays 6:00 pm to 8:00 pm and Sundays 11:00 am to 1:00 pm for three (3) months. Defendant shall PAY the whole amount of each supervised visitation hour. A REPORT shall be ISSUED. Order for Supervised Visitation at Family First Services EXECUTED and FILED IN OPEN COURT. A copy was provided to Defendant IN OPEN COURT. Copies shall be provided to both counsel. 11.) The DISCOVERY Hearing scheduled for 3/2/2022 shall STAND. 12.) A STATUS CHECK re: FMC Mediation, ATI Results, and Supervised Visitation Report set for 5/9/2022 at 11:00 a.m. 13.) The request for TRIAL shall be DEFERRED to the next hearing. 14.) ATTORNEY'S FEES and COSTS shall be DEFERRED. Attorney Crome to prepare order. Attorney McConnell to review and sign off. CLERK'S NOTE: Copies of the ATI, Family First, and FMC referrals were emailed to both counsel on 02/15/2022 (ah 02/18/2022).:
Matter Heard

03/02/2022 *CANCELED* **Status Check - HM** (1:30 PM) (Judicial Officer: Young, Jay)
Vacated
Submission of Discovery R&R

04/19/2022 **Motion** (10:00 AM) (Judicial Officer: Henderson, Bill)
Motion to Set Aside Supervised Visitation Order
04/12/2022 Reset by Court to 04/19/2022
04/15/2022 Reset by Court to 04/12/2022
Per Order in OIC
Evidentiary Hearing:
Evidentiary Hearing

04/19/2022 **Opposition & Countermotion** (10:00 AM) (Judicial Officer: Henderson, Bill)
Defendant Kymberlie Joy Hurd's Opposition to Plaintiff's Countermotion to Declare Defendant a Vexatious Litigant, to Dismiss Defendant's Motion In Its Entirety, and for Attorneys Fees and Costs
04/12/2022 Reset by Court to 04/19/2022
Per Order in OIC
Evidentiary Hearing:
Evidentiary Hearing

04/19/2022 **Hearing** (10:00 AM) (Judicial Officer: Henderson, Bill)
Defendant's Reply to Plaintiff's Opposition with Exhibits
04/12/2022 Reset by Court to 04/19/2022
Per Order in OIC
Evidentiary Hearing:
Evidentiary Hearing

04/19/2022 **All Pending Motions** (10:00 AM) (Judicial Officer: Henderson, Bill)

Motion to Set Aside Supervised Visitation Order...Defendant'S Opposition to Plaintiff's Countermotion to Declare Defendant a Vexatious Litigant, to Dismiss Defendant's Motion In Its Entirety, and for Attorney's Fees and Costs...Defendant's Reply to Plaintiff's Opposition with Exhibits

MINUTES

Matter Heard:

Journal Entry Details:

MOTION TO SET ASIDE SUPERVISED VISITATION ORDER...DEFENDANT'S OPPOSITION TO PLAINTIFF'S COUNTERMOTION TO DECLARE DEFENDANT A VEXATIOUS LITIGANT, TO DISMISS DEFENDANT'S MOTION IN ITS ENTIRETY, AND FOR ATTORNEY'S FEES AND COSTS...DEFENDANT'S REPLY TO PLAINTIFF'S OPPOSITION WITH EXHIBITS Plaintiff and Attorney Crome were present via VIDEO CONFERENCE through the BlueJeans application. Defendant appeared IN PERSON. Court reviewed the Motion, Opposition, Defendant's drug test results and noted his concerns. Defendant stated she declared her prescriptions. Court stated the report stated she did not declare her prescriptions. Defendant state she did not drive drunk to her test as she had someone else drive her there. Defendant stated her daughter is regressing on her IEP, has been downgraded and kicked out of the school she was in because they do not support that IEP level. Defendant further stated she has been removed from all the minor child's records and now Plaintiff's girlfriend is taking the minor child to school and doctor's appointments. Defendant further stated the minor child had been potty trained but now has regressed. Attorney Crome requested Defendant be found as a vexatious litigant. Attorney Crome further stated Defendant showed up to Plaintiff's home and called police claiming a disabled child was alone in the home or with a disable grandmother. Attorney Crome represented the police did a well-check, stated there were plenty of people in the home and advised Defendant that if she continues to follow him and record him, that he can press charges for harassment or stalking. Attorney Crome addressed the SSI funds, noting Defendant has not worked, has not responded to discovery, had placed a tracker on Plaintiff's car, jogs by Plaintiff's home, and everything she is doing shows she has a problem with the break-up and not getting the help she needs by enrolling in rehab or trying to benefit the minor child. Attorney Crome represented IEP is not before the Court but addressed what the school has said that the minor child is almost non-verbal and more one on one time would benefit the minor child. Attorney Crome addressed accusations by Defendant that Plaintiff is a sexual predator and noted Defendant has filed subpoena's and false reports, when Defendant is at supervised visits Defendant takes the minor child into the bathroom multiple times and goes through all of the diapers during the visitation. Attorney Crome further stated Plaintiff informed her that the minor child now tells Plaintiff when she has to use the bathroom and uses the bathroom. Court addressed the allegations against Defendant. Defendant stated she is trying to keep tabs on the minor child and tried to prove the girlfriend is doing everything. As to the accusations about the bathroom at supervised visits Defendant stated the minor child tells she has to go to the bathroom often so takes her into the restroom. Court inquired why Defendant is not working and she stated because she needs to work on this case and that Plaintiff took the car he gave her so she does not have a vehicle. COURT ORDERED the following: 1. The STATUS CHECK scheduled for 5/9/2022 shall be VACATED. 2. An EVIDENTIARY HEARING re: Custody shall be SET for 8/16/2022 at 1:30 p.m. 3. Defendant's Motion to SET ASIDE Supervised VISITATION shall be DENIED. Defendant shall CONTINUE with SUPERVISED VISITATION and will NOT have to pay CHILD SUPPORT as long as she applies the monies towards her SUPERVISED VISITATION. Defendant's VISITATION times on Sundays shall be CHANGED to 4:00 p.m. through 6:00 p.m. 4. Plaintiff's Motion to DECLARE Defendant a VEXATIOUS LITIGANT shall not be ordered at this time, however, the Court will REVIEW the matters and notices there are EXCESSIVE pleadings filed are filed for an upcoming hearing, the Court will ISSUE a MINUTE ORDER indicating whether or not it has merit. If it CONTINUES UNABATED, the Court will have to go the VEXATIOUS LITIGANT route. 5. ATTORNEY'S FEES shall be DEFERRED. 6. Random DRUG TESTING shall CONTINUE one per month with Plaintiff fronting the COSTS. Attorney Crome shall continue to notify Defendant via LETTER. If Defendant is informed before 10:00 a.m. she shall TEST the same day. If Defendant is informed after 10:00 a.m. she will have until 12:00 p.m. the next day. If Defendant is CLEAN twice in a row, she shall NOT be tested for the third and fourth month prior to trial. 7. Defendant shall to try to get LEGAL ASSISTANCE. Defendant shall PRESENT the COURT'S ORDER urging LEGAL AID to provide Defendant an attorney. 8. The PRIOR Order regarding the SSI FUNDS shall REMAIN the Order. 9. Parties shall COMMUNICATE through email through Attorney Crome's office regarding the minor child ONLY and are required to RESPOND to one another. 10. Defendant shall GET A JOB. 11. Defendant shall STAY AWAY from Plaintiff's home unless invited. Attorney Crome shall prepare the order from today's hearing. A copy of the minutes shall be provided to all parties. CLERK'S NOTE: Copies of these Hearing Minutes were provided to all parties. (4/20/2022 - mlc);

Matter Heard

SCHEDULED HEARINGS

Evidentiary Hearing (08/16/2022 at 1:30 PM) (Judicial Officer: Henderson, Bill)

Evidentiary Hearing: RE: Custody

Custody of Minor Decided

05/09/2022 *CANCELED* **Status Check** (11:00 AM) (Judicial Officer: Henderson, Bill)

Vacated - per Judge

Re: FMC

HU 0100

05/18/2022 **Motion** (1:00 PM) (Judicial Officer: Young, Jay)
Plaintiff's Motion for a Protective Order Regarding Defendant's Subpoena to the City of Henderson
Granted;
Granted

05/18/2022 **Motion to Strike** (1:00 PM) (Judicial Officer: Young, Jay)
Plaintiff's Motion to Strike Defendant's Answer and Counterclaim, to Disallow Defendant From Calling Any Witnesses and/or Using Any Exhibits at Trial, for Contempt and Related Relief
Denied;
Denied

05/18/2022 **Opposition** (1:00 PM) (Judicial Officer: Young, Jay)
Defendant's Kymberlie Joy Hurd's Opposition to Plaintiff's Motion for a Protective Order Regarding Defendant's Subpoena to the City of Henderson and to Dismiss Plaintiff's Motion in Its Entirety
Denied;
Denied

05/18/2022 **Opposition** (1:00 PM) (Judicial Officer: Young, Jay)
Defendant's Kymberlie Joy Hurd's Opposition to Plaintiff's Motion to Strike Defendant's Answer and Counterclaim, to Disallow Defendant from Calling any Witnesses and/or Using Any Exhibits at Trial, for Contempt and Related Relief
Granted;
Granted

05/18/2022 **All Pending Motions - HM** (1:00 PM) (Judicial Officer: Young, Jay)
Plaintiff's Motion to Strike Defendant's Answer and Counterclaim, to Disallow Defendant From Calling Any Witnesses and/or Using Any Exhibits at Trial, for Contempt and Related Relief...Defendant Kymberlie Joy Hurd's Opposition to Plaintiff's Motion to Strike Defendant's Answer and Counterclaim, to Disallow Defendant from Calling any Witnesses and/or Using Any Exhibits at Trial, for Contempt and Related Relief...Plaintiff's Motion for a Protective Order Regarding Defendant's Subpoena to the City of Henderson...Defendant Kymberlie Joy Hurd's Opposition to Plaintiff's Motion for a Protective Order Regarding Defendant's Subpoena to the City of Henderson and to Dismiss Plaintiff's Motion in Its Entirety

MINUTES
Matter Heard:
Journal Entry Details:

PLAINTIFF'S MOTION TO STRIKE DEFENDANT'S ANSWER AND COUNTERCLAIM, TO DISALLOW DEFENDANT FROM CALLING ANY WITNESSES AND/OR USING ANY EXHIBITS AT TRIAL, FOR CONTEMPT AND RELATED RELIEF...DEFENDANT KYMBERLIE JOY HURD'S OPPOSITION TO PLAINTIFF'S MOTION TO STRIKE DEFENDANT'S ANSWER AND COUNTERCLAIM, TO DISALLOW DEFENDANT FROM CALLING ANY WITNESSES AND/OR USING ANY EXHIBITS AT TRIAL, FOR CONTEMPT AND RELATED RELIEF...PLAINTIFF'S MOTION FOR A PROTECTIVE ORDER REGARDING DEFENDANT'S SUBPOENA TO THE CITY OF HENDERSON...DEFENDANT KYMBERLIE JOY HURD'S OPPOSITION TO PLAINTIFF'S MOTION FOR A PROTECTIVE ORDER REGARDING DEFENDANT'S SUBPOENA TO THE CITY OF HENDERSON AND TO DISMISS PLAINTIFF'S MOTION IN ITS ENTIRETY
Court and Attorney Crome appeared via BLUEJEANS. Defendant appeared IN PERSON. COURT NOTED there are two (2) motions on today. Court advised Attorney Crome it does not have the power to grant the Motion to Strike as that power rests with the District Court. Court stated it would be happy to hear Attorney Crome's argument on the matter but he is inclined to suggest he would deny the motion without prejudice and allow her to file it in front of the District Court. Attorney Crome represented they discussed it at the last hearing so it is just for the Protective Order they are here. Court addressed the second motion which is the Protective Order regarding Subpoena that was sent to the City of Henderson regarding Plaintiff's employment records from 2017 and addressed the counterclaim. Court inquired as to what Defendant is seeking, noting Defendant's fear of the minor child being abused by the Plaintiff in some way but does not know that Defendant has made the nexus between the fear and the documents that she hopes to get from the City of Henderson. Attorney Crome stated they are up to nineteen (19) pages of the docket in this case and addressed Defendant's harassment of Plaintiff and stated it is not germane to what they are trying to resolve in this case. Attorney Crome represented the Judge has advised Defendant on what she can do to work on herself. Defendant has not made any disclosures, and believes Defendant should receive sanctions pursuant to Rule 37. Attorney Crome stated Defendant still has not responded to discovery responses. Attorney Crome asked that their motion be granted and that she be able to submit memo for fees and costs. Defendant addressed Plaintiff's termination and stated Plaintiff has a handful of sexual assault allegations. Defendant stated she has been asked four (4) times by Attorney Crome to produce documents that Plaintiff has assaulted women and that is what she is trying to do. Defendant further stated she has made offers with no response or counterclaims. In addition, Defendant stated she does not want the allegations to be true but this is one of the most credible sources for her to back up her claims. Court requested Defendant explain what she has done regarding the allegations and if there is a motion before the Court regarding custodial issues. Defendant confirmed there is an evidentiary hearing scheduled in August for custody issues. Attorney Crome

confirmed they are trying to prepare for trial, there are no witnesses, and the only thing provided was text messages from 2017. Attorney Crome stated it was not until after Plaintiff got emergency sole legal and sole physical custody and Defendant's drug test results came back bad did she start searching for anything to try and get an equal standing and it is unfair to her client as they do not even have initial disclosures. Attorney Crome addressed medication/Defendant's mental health and discussed Defendant's ability to provide discovery responses. Defendant stated Counsel is fabricating a lot and making allegations that are a lot of hearsay and feels their daughter is in a toxic environment. Defendant addressed letters and emails between herself, Attorney Crome and her past attorney, Jason Stoffel. Defendant requested the allegations being made stop unless she has something substantial to prove it and addressed the Facebook post provided by Attorney Crome. Court advised Defendant it would not allow the subpoena to go forward, as Defendant has not shown the information is relevant and proportional to any claim or defense and has suggested but not pursued a theory that Plaintiff is a sexual predator. Had Defendant engaged in meaningful discovery, the Court might have had enough information that it would allow Plaintiff to obtain the documents and would do an in camera review and, if appropriate, he would have a Protective Order for the use of the documents as that is highly personal information and Defendant has given the Court no avenue to assist her. Because Defendant has refused to engaged in discovery, she has failed to meet the burden required to prevail on the motion. Following further discussions and arguments, DISCOVERY COMMISSIONER made its FINDINGS and RECOMMENDED, the following: 1. Plaintiff's Motion to STRIKE is DENIED WITHOUT PREJUDICE. 2. Plaintiff's Motion for a Protective Order RE: the SUBPOENA is GRANTED. 3. Attorney Crome shall prepare and submit the REPORT and RECOMMENDATION (R&R) and share it with Defendant. Defendant will have forty-eight (48) hours to REVIEW the R&R and APPROVE it as to FORM and CONTENT. If Defendant FAILS to avail herself of that opportunity, Attorney Crome may submit the R&R WITHOUT Defendant's signature. Attorney Crome shall have until 6/1/2022 to return the R&R to the Court. 4. A STATUS HEARING re: Submission of Report & Recommendation shall be SET for 6/8/2022 at 1:30 PM. If the R&R is submitted, there shall be NO need to APPEAR and the matter shall be taken OFF CALENDAR.;
Matter Heard

06/15/2022 *CANCELED* **Status Check - HM** (1:30 PM) (Judicial Officer: Young, Jay)
Vacated
Submission of Report and Recommendation
06/08/2022 Reset by Court to 06/15/2022

08/16/2022 **Evidentiary Hearing** (1:30 PM) (Judicial Officer: Henderson, Bill)
Evidentiary Hearing: RE: Custody

MINUTES
Custody of Minor Decided:
Journal Entry Details:

EVIDENTIARY HEARING: RE: CUSTODY Plaintiff and Ms. Crome appeared IN PERSON. No appearances by Defendant. Courtroom clerk placed a call to Defendant. No response by Defendant. Court NOTED Defendant filed a last minute motion to continue proceedings based on the faulty premise that no case conference or 16.1 was attempted but in fact, there was a rule 16 proceeding on February 15, 2022 and an order to that effect is filed. COURT FURTHER NOTED it is an erroneous representation and an unfounded attempt at a continuance and even if Defendant was present there would be no sensible reason to continue the matter. COURT NOTED Defendant has filed more than one appeal apparently not understanding the temporary orders therefore those appeals were summarily dismissed. Court stated that by no longer appearing for the supervised visitation, complying with the drug testing and by not appearing today, Defendant may have abandoned her desire to participate in this litigation. Court reviewed the twelve (12) statutory factors. Ms. Crome stated she reviewed Defendant s motion wherein she references not being able to review the Family First report however, Defendant s mother picked up a copy of the trial exhibits which included the report therefore having access to said report. Ms. Crome represented she tried calling Defendant yesterday to see if they can stipulate to exhibits but she was unable to get a hold of her. Ms. Crome further represented Defendant was well aware of today s hearing because the parties appeared via BlueJeans this morning for a small claim case hearing; both the Judge and Plaintiff mentioned today s evidentiary hearing. Ms. Crome stated a motion to compel was filed and Defendant was supposed to respond within seven (7) days of the order being entered but never responded. Additionally, Defendant did not file a pre-trial memo, never submitted initial disclosures, and failed to provide discovery responses. Sworn testimony and Exhibits presented (see worksheet). Ms. Crome stated their exhibit 4 was a stipulated behavioral order that was signed by counsel and Defendant but cannot find it entered into the case. Court stated it will file the behavioral order. Based on the testimony presented, COURT STATED its FINDINGS pertaining to the best interest factors as follows: (a) As to the wishes of the child, this is NOT a FACTOR in this case; (b) As to the nomination by a parent or guardian, this is NOT a FACTOR in this case; (c) As to which parent is more likely to allow frequent associations, Court finds that based on Plaintiff s testimony and bolstered by Plaintiff s exhibits 50-56, it is established that FACTOR C is in Plaintiff s FAVOR; (d) As to the level of conflict between the parents, Court finds Plaintiff s testimony bolstered and supported by Plaintiff s exhibits 6-10,13-17, likewise exhibit 19 showed a canceling of a necessary medical appointment for the child by the Defendant purely as a power play, the Family First report exhibit 33, the police reports exhibit 37 and 38, and the complete pleadings and papers on the record support that FACTOR D is in Plaintiff s FAVOR; (e) As to the

ability to cooperate to meet the needs of the child, incorporating by reference all the findings and exhibits in FACTORS C and D, Court finds that when Defendant seeks an accommodation, Plaintiff reasonably and readily agrees but Defendant on the other hand, is quite obstructionist. Plaintiff's testimony relative to the withholding is bolstered by Plaintiff's exhibits 48 through 56 supplemented by exhibit 23 which indicates a clear violation by the Defendant of the Court orders; (f) As to the mental and physical health of the parent, Court finds FACTOR F heavily weighed IN FAVOR of the Plaintiff. In addition to incorporating by reference everything discussed in FACTORS C through E, the police incident reports and photographs exhibits 6-10 reflect Defendant being uncooperative and on the premises, exhibit 14 and 15 indicate a tracking and recording device, exhibit 16 and 17 reflecting Defendant s serious open criminal cases, exhibit 24 through 32 are the requests for drug tests and various documents surrounding drug usage, exhibit 13 Talking Parents report, exhibit 33 supervised visitation notes, exhibits 37 and 38 the police incident reports. The overall testimony and totality of the case and Defendant s own admission through the paperwork of serious depression issues which are very challenging and sometimes almost debilitating in day to day challenges. Court does find, without necessarily being in a position to diagnose Defendant, that there is some social, behavioral and adjustment issues as well as drug dependency , and depressive issues which impede her ability to effectively parent particularly when considered in conjunction with the totality of the records and all the findings in C through E; (g) As to the physical, developmental and emotiona needs of the child, Court finds FACTOR G weighs heavily in FAVOR of Plaintiff. Court heard testimony about the minor s medication, treatment, and Individualized Educational Plan (IEP). In addition to incorporating all the relevant findings in C through F, Exhibit 13 bate stamp MO000653 indicates medical refusal based on a special needs child. Defendant undermined the situation by picking up a prescription for the child when she is unable to administer the medication. Court finds that this is a malicious action that damages the minor since she needs the medication and Defendant has no use for the medication because the child is not in her care even on a supervised basis. Medical records exhibits indicate that for the most part Defendant is undermining the situation by canceling critical appointments and undermining the necessity of eye glasses for the minor. The Talking Parent report and the incident reports indicate Plaintiff went to get the minor s necessary medication and other treatment items which Defendant denied; (h) As to the nature of the relationship between the minor and each parent, in addition to incorporating all the relevant findings in C through G, Court finds that the minor child looks at Plaintiff as the caregiver, as he is the caregiver, and minor has totally bonded to him in a very close and loving relationship; (i) As to the ability of the child to maintain a relationship with any sibling, in addition to incorporating all the relevant findings in C through H, maintaining the child with the Plaintiff will maintain the bonds the minor has created with her half siblings and step siblings; (j) As to any history of parental abuse or neglect of the minor or a sibling of the minor, the Court incorporates by reference everything already elucidated that s relevant from C to I and indicates that the totality of everything that s been determined clearly establishes parental abuse and neglect. FACTORS C through J are heavily IN FAVOR of the Plaintiff when we incorporate all the aforementioned exhibits and materials of the other factors; (k) As to whether either parent or any other person seeking physical custody has engaged in an act of domestic violence against the minor, a parent of the minor or any other person residing with the minor, Court incorporates everything that s relevant from C to J including all the exhibits, criminal reports, etc. and the totality of that will justify the Court in making a finding by CLEAR and CONVINCING evidence that the mother has committed acts of domestic violence. FACTORS C through K are heavily IN FAVOR of the Plaintiff; (l) As to whether either parent or any other person seeking physical custody has committed any act of abduction against the minor or any other minor, Court finds, to the extent that this is factor is meant to inquiry about obstruction or withholding, the totality of the record heavily FAVORS the Plaintiff. COURT ORDERED the following: 1. Sole Legal Sole Physical CUSTODY shall be GRANTED to Plaintiff; 2. Based on Defendant apparently ABANDONING her interest in participating in this litigation plus not availing herself of the prior SUPERVISED CONTACT as well as NOT APPEARING for the last narcotic test will tend to indicate that she is not going cooperate with any SUPERVISED VISITATION ORDER. Therefore, until further order, Plaintiff will cooperate with Defendant s VISITATIONS on a SUPERVISED BASIS. Plaintiff will give Defendant enough notice so she can COORDINATE the SUPERVISED VISITATIONS through Family First; 3. Defendant was supposed to pay the SUPERVISED VISITATION in LIEU of SUPPORT, on a temporary basis; however there are NO SUPERVISED VISITATIONS at this time. Based on the FINDINGS and REPRESENTATIONS, Defendant can reasonably earn $24.00 dollars an hour. The Court finds by CLEAR and CONVINCING evidence plus judicial recognition of the state of the economy, that $24.00 an hour is a very supportable figure considering her EDUCATION and PAST WORK HISTORY, but to protect the record from any meaningful, rational, logical, attack or challenge, the Court is setting Defendant at $15.00 an hour. Therefore, Defendant s CHILD SUPPORT OBLIGATION to Plaintiff shall be $420.00 a month based on $15.00 an hour effective September 1, 2022; 4. Defendant owes CHILD SUPPORT ARREARS of $3,360.00 ($420.00 x 8 months). Effective September 1, 2022 and the 1st of each month thereafter, Defendant s CHILD SUPPORT OBLIGATION to Plaintiff shall be $600.00 ($420.00 principal + $180.00 in arrears). Support can be ENFORCED by GARNISHMENT or ANY LAWFUL MEANS and Plaintiff may pursue that through the D.A. Family Support. Until the WAGE WITHHOLDING is in effect, Defendant shall make direct payments to Plaintiff; 5. Plaintiff shall CLAIM the DEPENDENT TAX DEDUCTION; 6. MEDICAID coverage shall CONTINUE and any amounts not covered shall be split pursuant to the 30/30 Rule; The Court directed counsel to SUBMIT a Memorandum of Fees and Costs leaving a blank in the order for the Court to enter an amount. The custody order should refer back to the memorandum and the filing date; 7. IMMEDIATELY (as to the very next payment that is to be processed whether that is the September 1st payment or the October 1st payment) upon presentation of this ORDER to SOCIAL SECURITY DISABILITY (SSI), the payments are to immediately be ROUTED to the Plaintiff. Defendant must REIMBURSE Plaintiff $6,681.00 for the SOCIAL SECURITY PAYMENTS for the months of

	1/1/2022 through 8/31/2022 with the understanding that the September payment is ORDERED to be made directly to Plaintiff. Ms. Crome may prepare a separate order directed to SOCIAL SECURITY; 8. Until the $841.00 SSI money is RE-ROUTED to Plaintiff and as long as it s still being collected by Defendant, the $841.00 shall need to be taken out from the wage withholding. Ms. Crome shall prepare the order from today s hearing. ; Custody of Minor Decided
10/14/2022	**Motion** (4:00 AM) (Judicial Officer: Henderson, Bill) *Defendant's Emergency Ex Parte Motion for Order to Compel Plaintiff to Disclose Itinerary for Out of State Travel with Minor Child*

SERVICE

03/04/2021	**Summons** Hurd, Kymberlie Served: 05/27/2021

EXHIBIT 6

ELECTRONICALLY SERVED
5/19/2022 9:03 AM

Electronically Filed
05/19/2022 9:03 AM
CLERK OF THE COURT

ORDR

Chaka T. Crome, Esq.
Nevada Bar No. 008116
CROME LAW FIRM
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Attorney for Plaintiff
Mario Opipari

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

MARIO OPIPARI, Plaintiff, vs. **KYMBERLIE HURD,** Defendant.	Case No.: D-21-622669-C Dept. No.: R Date of Hearing: April 19, 2022 Time of Hearing: 10:00 a.m.

ORDER

This matter having come on for Defendant's Motion to Set Aside Order, Judgment and/or Default, Supervised Visitation Order, et al and Plaintiff's Opposition and Countermotion to Delcare Defendant a Vexation Litigant, to Dismiss Defendant's Motion in its entirety, and for Attorney's Fees; Defendant's Reply to Pliantiff's Opposition with Exhibits before this Court on April 19, 2022 at 10:00 a.m., Plaintiff **Mario Opipari ("Mario")**, being present and represented by **Chaka T. Crome Esq.** of **CROME LAW FIRM**; Defendant, **Kymberlie Hurd ("Kymberlie" or**

"Defendant"), being present **Pro Se**. Mario and his counsel were present via video conference through the BlueJeans application. Defendant appeared in person.

The Court having reviewed the pleadings, Defendant's drug tests, and other documents filed in this case by all parties hereto and having heard oral arguments from counsel referenced above, and good cause appearing therefore:

COURT NOTED that Defendant does not appear to grasp the severity of the situation that she created by her choices **[Video Transcript ("VT") 10:35:59-10:36:22]**.

THEREFORE

IT IS HEREBY ORDERED that the request to have the emergency orders set aside is denied **[VT 11:03:15- 11:03:19].** That pending trial, the existing orders awarding Mario sole legal custody and sole physical custody shall remain in place **[VT 10:03:19- 10:03:23].** Mario shall continue to make legal custody decisions for the minor child **[VT 10:45:50 – 10:45:59]**. Defendant shall not contact the minor child's physicians and contradict what Mario has put in place for the minor child **[VT 10:45:59 – 10:46:06].** Defendant shall continue to have supervised visitation at Family First. If Defendant prefers Donna's House, which is Twenty Dollars ($20.00) per visit, the Court will modify the **[VT 11:03:08 – 11:03:29].**

IT IS FURTHER ORDERED that Defendant will not have to pay child support to Mario so long as she applies the monies towards her supervised visitation **[VT 11:03:29 – 11:03:35]**. Defendant's visitation time on Sundays shall be changed

from 11:00 a.m. until 1:00 p.m to 4:00 p.m. until 6:00 p.m. **[VT 11:10:16 – 11:10:38].** That if Defendant is unable to make her scheduled visitation, she will inform Attorney Crome via email or will inform Family First **[VT 11:08:50 – 11:09:00, 11:10:38 – 11:10:44].**

IT IS FURTHER ORDERED that the parties need to use the same parenting application. The parties were utilizing Talking Parents and now Defendant is using Our Family Wizard. Whatever parenting application is agreed to, the parties need to respond to each other as long as it has to do with the minor child. The parties are to confine their remarks to the care, visitation, and issues concerning their daughter. The parties should consider not using a parenting application at this time if it is becoming not helpful and contentious **[VT 11:03:39 – 11:04:18, 11:08:08 – 11:09:10]**.

IT IS FURTHER ORDERED that the status check scheduled for May 9, 2022 is vacated **[VT 10:37:00 – 10:37:15]**.

IT IS FURTHER ORDERED that an Evidentiary Hearing regarding custody is set for August 16, 2022 at 1:30 p.m. **[VT 11:04:19 – 11:04:24].**

IT IS FURTHER ORDERED that Mario's Motion to declare Defendant a vexatious litigant shall not be ordered at this time as it is premature **[VT 11:06:30 – 11:06:35]**. The Court will review these matters. If the court notices that there is an upcoming hearing and there are excessive pleadings filed that do not add to the substance of the issues, the Court will have the ability to issue a minute order

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indicating that an exhibit either has no merit or stating the extent that it has merit, and indicating how the Court is resolving a particular issue. However, if it continues unabated, the Court may have to make a decision regarding the claims of vexatious litigation **[11:06:36 – 11:07:30]**.

IT IS FURTHER ORDERED that the issue of attorney's fees is deferred **[11:03:35 – 11:03:38]**.

IT IS FURTHER ORDERED that Defendant's random drug testing shall continue. Mario will advance the cost of one random drug test per month. Attorney Crome will continue to notify Defendant by letter of the random drug test. If Defendant is notified before 10:00 a.m. she shall test by 5:00 p.m. on the same day. If Defendant is notified after 10:00 a.m., she will have until 12:00 p.m. to test the next day. Until Defendant is employed, she should respond by submitting to a drug test within a couple of hours. If Defendant is clean two months in a row, she shall not be tested the third and fourth month prior to trial **[VT 11:09:36 – 11:10:18, 11:11:00 – 11:11:19]**.

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IT IS FURTHER ORDERED that Defendant will try to get legal assistance immediately. She will present the Court's order strongly urging Legal Aid to provide Defendant with an attorney **[VT 10:52:35-10:35:10]**. Defendant will go to the Self-Help Center to obtain a referral for legal services to assist her with this case **[VT 11:05:06 – 11:06:30, 11:12:00 – 11:12:36]**.

IT IS FURTHER ORDERED that the prior order directing the SSI funds to Plaintiff as the temporary sole legal and sole physical custodial will remain the Order of the Court. The issue of whether the funds were tendered by Plaintiff to Mario will be addressed at the evidentiary hearing **[VT 11:13:20 – 11:13:4]**.

IT IS FURTHER ORDERED that the parties shall communicate through email through Attorney Crome's office regarding the minor child only.

IT IS FURTHER ORDERED that Defendant shall obtain employment **[VT 10:59:50-11:03:10, 11:05:35 – 11:05:42]**.

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IT IS FURTHER ORDERED that Defendant agrees that she shall stay away from Mario's home unless she is invited **[VT 11:09:06 – 11:09:33]**.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Attorney Crome shall prepare the Order from today's hearing.

Dated this 19th day of May, 2022

Bill Henderson

05A 380 2297 9105
Bill Henderson
District Court Judge

Respectfully submitted by:
CROME LAW FIRM

Chaka T. Crome

Chaka T. Crome, Esq.
Nevada Bar No. 8116
520 South 4th Street
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(702) 384-5563
Chaka@CromeLawFirm.com
Attorney for Plaintiff

CSERV

DISTRICT COURT
CLARK COUNTY, NEVADA

Mario Opipari, Plaintiff.	CASE NO: D-21-622669-C
vs.	DEPT. NO. Department R
Kymberlie Hurd, Defendant.	

AUTOMATED CERTIFICATE OF SERVICE

This automated certificate of service was generated by the Eighth Judicial District Court. The foregoing Order was served via the court's electronic eFile system to all recipients registered for e-Service on the above entitled case as listed below:

Service Date: 5/19/2022

Regina McConnell	Regina@MLVegas.com
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Crome Law Firm	clfefile@cromelawfirm.com
Alicia Woods	billing@cromelawfirm.com
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Dayna Klingenberg	FrontDesk@MLVegas.com
Kymberlie Hurd	Kymberliejoy@gmail.com

EXHIBIT 7

ELECTRONICALLY SERVED
5/26/2022 3:44 PM

Electronically Filed
05/26/2022 3:44 PM
CLERK OF THE COURT

ORDR
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chaka@cromelawfirm.com
Attorney for Plaintiff
Mario Opipari

EIGHTH JUDICIAL DISTRICT COURT FOR THE STATE OF NEVADA

FAMILY DIVISION, COUNTY OF CLARK

MARIO OPIPARI, Petitioner, vs. KYMBERLIE HURD, Respondent.	CASE NO.: D-21-622669-C DEPT. NO.: R Date of Hearing: February 15, 2022 Time of Hearing: 9:00 a.m. **ORDER REGARDING HEARING ON FEBRUARY 15, 2022**

This Matter having come on this 15th day of February 2022 at 9:00 a.m., before the Honorable Judge Bill Henderson in Department R. Plaintiff, **MARIO OPIPARI** ("Mario") present and represented by his attorney of record, **CHAKA T. CROME, ESQ.**, of **CROME LAW FIRM**, and Defendant **KYMBERLIE HURD**

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("Kymberlie"), represented in an unbundled capacity by **REGINA MCCONNELL, ESQ.** of **MCCONNELL LAW, LTD.** and was present. The parties appeared for Defendant's Motion for Temporary Custody, Visitation, Child Support, Spousal Support and/or Exclusive Possession; Plaintiff's Opposition and Countermotion Striking Defendant's Exhibit 2, for Supervised Visitation, Child Support and Attorney's Fees and Costs and Related Relief; and Case Management Conference.

COURT NOTED that Plaintiff and his counsel were present via Video Conference through the BlueJeans application. Defendant's Attorney Regina McConnell was present via Video Conference through the BlueJeans application in an unbundled capacity. Defendant appeared in person.

That the parties are unmarried and have one (1) minor child at issue, to wit: **AZLYNN HARLIE OPIPARI**, born on May 19, 2016.

The Court reviewed Defendant's drug test results with the parties. A drug testing referral was executed in open court and left side filed. A copy of the referral and instructions for drug testing were provided to Defendant in open court. Copies shall be provided to counsel as well.

The Order for Family Mediation Center Services was executed and filed in

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open court. A copy was provided to Defendant in open Court. Copies shall be provided to Counsel.

IT IS HEREBY ORDERED that Defendant's Motion to Set Aside the Emergency Orders for Sole Legal Custody and Sole Physical Custody is denied. **[Video Transcript ("VT") 10:44:17 – 10:44:21].**

IT IS FURTHER ORDERED that temporarily Plaintiff shall maintain sole legal custody and sole physical custody due to Defendant's alarming drug levels **[VT 10:43:47- 10:43:53].**

IT IS FURTHER ORDERED that there will be a status check on the supervised visitation in 90 days **[VT 11:43:54 – 11:44:03].**

IT IS FURTHER ORDERED that Plaintiff's request for attorney's fees and costs is deferred **[VT 10:44:22 – 10:44:32].**

IT IS FURTHER ORDERED that if the Supplemental Security Income (SSI) Derivative Benefit for the child is still an issue, as long as Plaintiff has temporary sole physical custody, he shall receive the benefit for the minor child **[VT 11:44:33 – 11:44:46].**

IT IS FURTHER ORDERED that Defendant shall be referred to the American Toxicology Institute (ATI) for random drug testing. Plaintiff shall be responsible for the fees. Plaintiff has the right to request Defendant to drug test once

each month before the status check. Plaintiff's counsel shall e-mail a request for drug testing to Defendant and her counsel. If the email is sent by or before 10:00 a.m., Defendant must submit to drug testing by 5:00 p.m. on the same day. If the email is sent after 10:00 a.m., Defendant must test by 12:00 p.m. the following day **[VT 11:44:47 – 10:45:23, 10:50:00 – 10:50:51].**

IT IS FURTHER ORDERED that Plaintiff is responsible for advancing the cost of the drug testing for Defendant. However, he may request reimbursement at trial **[VT 10:48:30 – 10:48:39].**

IT IS FURTHER ORDERED that the Court will defer setting the trial date until the status check hearing **[VT 10:45:42 – 10:45:49].**

IT IS FURTHER ORDERED that based upon the agreement of the parties; Defendant will have supervised visitation at Family First each week. She will have two visits each week on Wednesdays (from 6:00 p.m. until 8:00 p.m.) and Sundays (from 11:00 a.m. until 1:00 p.m.) at Defendant's cost. Since the court does not have the ability to submit forms to arrange and/or monitor the visitation, the parties must work together to schedule the dates and times to ensure that Defendant has her scheduled time with the child. That if Defendant receives a positive report from Family First, the Court with either lift supervision or if supervision is necessary the court will look at better options **[VT 10:47:18 – 10:48:24, 11:06:00 – 11:09:06].**

IT IS FURTHER ORDERED that in lieu of child support, Defendant shall pay for her supervised visitation at Family First **[VT 10:48:25 – 10:48:30, 11:13:45-11:13:47].**

IT IS FURTHER ORDERED that Plaintiff shall take the minor child to her therapy appointments. Plaintiff shall be freed of the obligation if Defendant or anyone else shows up during the session and accuses Plaintiff of being a rapist, counseling will be suspended. **[VT 10:50:55- 10:51:40].**

IT IS FURTHER ORDERED that any longstanding extracurricular activities for the minor child that existed prior to the parties becoming in conflict and in litigation should continue. Defendant cannot unilaterally select activities for the minor child without first receiving consent from Plaintiff since he temporary has sole legal custody and sole physical custody. That Plaintiff will take the minor child to tap lessons on Saturdays. Defendant has agreed that if Plaintiff has an issue taking the child to tap lessons and Plaintiff's girlfriend Kari takes her instead, Defendant will not attend the lesson. Plaintiff will take the minor child to Miracle League. There are no other extracurricular activities involving the child at this time **[VT 10:53:42 – 11:03:06].**

IT IS FURTHER ORDERED that Plaintiff shall claim the minor child for the dependent tax deduction for 2021 **[VT 11:11:00 - 11:12:00]**.

IT IS FURTHER ORDERED that Parties shall be referred to the Family Mediation Center ("FMC") regarding Mediation for a Parenting Agreement. **[VT 11:09:56 - 11:10:58].**

IT IS FURTHER ORDERED that on December 27, 2021 at 10:40 a.m. and January 19, 2022 at 3:47 p.m., Defendant filed an "Exhibit 2" which contains settlement negotiations. The court will not review these exhibits filed by Defendant. **[11:12:01 – 11:12:44].**

IT IS FURTHER ORDERED that the Discovery Hearing scheduled for March 2, 2022 shall stand **[VT 11:14:34 – 11:16:00].**

IT IS FURTHER ORDERED that a Status Check regarding FMC Mediation, ATI Results, and Supervised Visitation Report set for May 9, 2022, at 11:00 a.m. **[VT 11:09:09 – 11:09:14].**

IT IS FURTHER ORDERED that the request for a Trial shall be deferred to the next hearing **[VT 11:09:15 – 11:09:31].**

IT IS FURTHER ORDERED that attorney's fees and costs shall be deferred.

IT IS FURTHER ORDERED that attorney Chaka Crome will prepare the

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Order and Attorney McConnell shall review and sign off.

IT IS FURTHER ORDERED that a Status Check is schedule on March 2, 2022, at 1:30 p.m.

IT IS FURTHER ORDERED that the following statutory notices relating to the support of the minor children are applicable to the parties:

A. Pursuant to NRS 125B.095 if an instalment of an obligation to pay support for a child becomes delinquent in the amount owed for 1 month's support, a 10% per annum penalty must be added to the delinquent amount.

B. Pursuant to NRS 125B.140, if an instalment of an obligation to pay support for a child becomes delinquent, the court will determine interest upon the arrearages at a rate established pursuant to NRS 99.040, from the time each amount became due. Interest will continue to accrue on the amount ordered until it is paid, and additional attorney's fees must be allowed if required for collection.

C. Pursuant to NRS 125B.145, the parties, and each of them, are hereby placed on notice that an order for support will be reviewed by the court at least every three (3) years to determine whether the order should be modified. The review will be conducted upon the filing of a request by a (1) parent or legal guardian of the child; or (2) the Nevada State Welfare Division or the District Attorney's Office, if the Division of the District Attorney has jurisdiction over the case.

D. Pursuant to NRS 125.450 (2), the parties, and each of them, are hereby placed on notice that the wages and commissions of the parent responsible for paying support will be subject to assignment or withholding for the purpose of payment of the foregoing obligation of support as provided in NRS 31A.025 through 31A.240, inclusive.

IT IS SO ORDERED.

Dated this 26th day of May, 2022

7F8 4C7 4A9A B350
Bill Henderson
District Court Judge

Dated this 23 day of May 2022. Submitted by: **CROME LAW FIRM** */s/ Chaka T. Crome* **CHAKA T. CROME, ESQ.** 520 S. Fourth Street Las Vegas, Nevada 89101 Phone: (702) 384-5563 chaka@cromelawfirm.com *Attorney for Plaintiff* *Mario Opipari*	Dated this 23rd day of May 2022. Approved in Form and Content by: **MCCONNELL LAW, LTD.** **REGINA M. MCCONNELL, ESQ.** 9017 S. Pecos Road, Suite 4445 Henderson, Nevada 89074 (702) 285-8149 *Unbundled Attorney for* *Defendant, Kymberlie Hurd*

CSERV

DISTRICT COURT
CLARK COUNTY, NEVADA

Mario Opipari, Plaintiff.	CASE NO: D-21-622669-C
vs.	DEPT. NO. Department R
Kymberlie Hurd, Defendant.	

AUTOMATED CERTIFICATE OF SERVICE

This automated certificate of service was generated by the Eighth Judicial District Court. The foregoing Order was served via the court's electronic eFile system to all recipients registered for e-Service on the above entitled case as listed below:

Service Date: 5/26/2022

Regina McConnell	Regina@MLVegas.com
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Crome Law Firm	clfefile@cromelawfirm.com
Alicia Woods	billing@cromelawfirm.com
Amy Patterson	amy@cromelawfirm.com
Dayna Klingenberg	FrontDesk@MLVegas.com
Kymberlie Hurd	Kymberliejoy@gmail.com

EXHIBIT 8

HU 0123

Electronically Filed
8/16/2022 1:04 PM
Steven D. Grierson
CLERK OF THE COURT

EXMT
KYMBERLIE JOY HURD
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Henderson, NV 89002
702-285-8149
KymberlieJoy@gmail.com
Defendant, In Proper Person

EIGHTH JUDICIAL DISTRICT COURT

FAMILY DIVISION, CLARK COUNTY, NEVADA

MARIO OPIPARI

Plaintiff,

vs.

KYMBERLIE JOY HURD

Defendant.

Case No.: D-21-622669-C
Dept. No.: R

Date of Hearing: August 16, 2022
Time of Hearing: 1:30 p.m.

EX PARTE MOTION TO CONTINUE EVIDENTIARY HEARING SCHEDULED FOR AUGUST 16, 2022 AT 1:30 P.M.

FACTS, STATEMENTS AND LEGAL ARGUMENT

Kymberlie Joy Hurd, Defendant in Proper Person, moves this Honorable Court for an Order granting the Evidentiary Hearing Scheduled for Tuesday, August 16, 2022 at 1:30 p.m. be moved and placed on Calendar at a time to sufficiently allow for an Early Case Management Conference, which has never been held in this case pursuant to NRCP 16.205(j)(1).

The Court must conduct a Case Management Conference with counsel and the parties within 90 and no more than 120 days from the filing of the answer pursuant to NRCP 16.205(j)(3). THE answer in this case was filed on May 21, 2021.

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With this case being extremely high conflict and Plaintiff and his attorney's constant attacks, degrading Defendant's character, and extreme misrepresentations of every little matter, it is necessary to have proper orders in place and to hold all Conferences in a manner that will no longer place Defendant in vulnerable situations.

Defendant's Constitutional Rights are being infringed upon and sadly this directly affects and compromises the Rights of minor child. This Court, Plaintiff, and Ms. Crome have forgotten why we are here, and it is NOT to constantly slander Defendant. Just last week Kari was permitted to yell at Defendant about "I'm going to be her (minor child's) mommy and Kari and Plaintiff exclaimed how Defendant's rights are terminated and Kari has all and more rights than minor child's mother, ALL WHILE MOTHER IS HOLDING MINOR CHILD! This is emotional and neglectful abuse and is appalling.

Holding that "[b]efore a State may sever ... the rights of parents in their natural child, due process requires that the State support its allegations by at least clear and convincing evidence" *Santosky v. Kramer*, 455 U.S. 745, 102 S. Ct. 1388 (1982)

Unfortunately, this Court allows and facilitates this type of abuse to Mother and her Daughter. Defendant does not feel safe in light of this brutal verbal attack on mother while in the presence of minor child on her first day of school. With this Court condoning this abuse of minor child and her mother, Defendant does not feel safe in this courtroom. Defendant has been abused enough and this time spent in extensive therapy has taught her to place boundaries and safeguards up.

Defendant has also learned that the parenting report, that was supposed to be given to this court back at the April 19, 2022 hearing, has been obtained by Plaintiff and his attorney. The defendant, however, is not allowed a copy and can only "view" this record upon actually showing up in court. ***This report decides the fate of her life and her child's life.***

The bond between parent and child is a fundamental societal relationship. Termination of the parent-child relationship implicates fundamental liberty interests that are protected by the United States Constitution. This court will only uphold parental termination orders if they are supported by substantial evidence. As this court has previously explained, termination of a parent's rights to his child is "tantamount to imposition of a civil death penalty." *In the Matter of Parental Rights as to Q.L.R*, 118 Nev. 602, 605 (Nev. 2002)

"noting that the fundamental liberty interest of natural parents in the care, custody, and management of their child does not evaporate simply because they have not been model parents); Quilloin v. Walcott, 434 U.S. 246, 255 (1978) " *Matter of Parental Rights as to N.J*, 116 Nev. 790, 801-2 (Nev. 2000)

The defendant will NOT be compromising her and minor child's Constitutional Rights again. This court has ripped apart the relationship of Mother and daughter and facilitated the emotional neglectful abuse of minor child. All without any findings of fact or law. Defendant is NOT confident in this court's ability to properly consider the Best Interest of Minor Child. This Court is only interested in Plaintiff's rights and makes detrimental lifelong devastating decisions based on Ms. Come's lies and deceit.

The contract at Family First says reports can be requested and picked up by parents that do not have an attorney. This court's law clerk in an e-mail sent June 16, 2022 states "Reports from Family First: I am not in receipt of reports from Family First since the last hearing. If you would like a report from Family First, you may make the appropriate request to them. Please note that there is nothing pending until the evidentiary hearing on 08/16/2022 at 1:30 p.m."

Chris Petty at Family First mislead and lied to Defendant about the last report. Now all of a sudden this visitation report is top secret per e-mails from Chris and Susan Filon sent less than 4 business days before a "Trial".

Defendant is not going to be treated fairly today and neither is minor child's Best Interests. 8 months of terminated rights and forcing minor child into the custody of OUR abuser(s) is egregious. This mother made a mistake BUT minor child's safety and security was NEVER compromised. Minor child received the highest quality of engaging care a parent could give. Taking Azlynn's mother away HURT Azlynn and only punishes Azlynn! Her medical records and IEP will show this. I have already submitted them to this Court and they were ignored. Now Plaintiff is permitted to hide this critical information from Defendant. Again, a pretty big Red Flag of abusers is to isolate. This court has allowed Mario to completely isolate this minor child, WITH A DISABILITY, and eliminate Kymberlie as a parent and has been replaced by Kari, an abuser.

NRS 432B.140 Negligent treatment or maltreatment. Negligent treatment or maltreatment of a child occurs if a child has been subjected to harmful behavior that is terrorizing, degrading, painful or emotionally traumatic, has been abandoned, is without proper care, control or supervision or lacks the subsistence, education, shelter, medical care or other care necessary for the well-being of the child because of the faults or habits of the person responsible for the welfare of the child or the neglect or refusal of the person to provide them when able to do so.

NRS 432B.070 "Mental injury" defined. "Mental injury" means an injury to the intellectual or psychological capacity or the emotional condition of a child as evidenced by an observable and substantial impairment of the ability of the child to function within a normal range of performance or behavior.

NRS 125C.230 Presumption concerning custody when court determines that parent or other person seeking custody of child is perpetrator of domestic violence.

1. Except as otherwise provided in NRS 125C.210 and 125C.220, a determination by the court after an evidentiary hearing and finding by clear and convincing evidence that either parent or any other person seeking custody of a child has engaged in one or more acts of domestic violence against the child, a parent of the child or any other person residing with the child creates a rebuttable presumption that sole or joint custody of the child by the perpetrator of the domestic violence is not in the best interest of the child. Upon making such a determination, the court shall set forth:

The only presumptions for custody made in the Nevada Revised Statues are of that of Domestic Violence which encompasses a wide range of abuse. There are NO presumptions of custody being ripped away from the sole caretaker of one parent and given to another for a one-time positive drug test. Please advise how this is fair. Definitely not fair to minor child!

There has been absolutely NO direction, NO orders, NO deadlines, and NO contact until 3 business days before a "Trial" is the same thing this court allowed to happen back in November 18, 2021. With 1 day to "respond" to a 25 page Emergency Motion and a 75 pages of exhibits. Defendant DID learn a lot from her mistakes that day.

Allowing Defendant's personal lab results and personal visitation reports to be e-mailed to parties that are extremely hostile and not allow Defendant the same courtesy is a violation of Due Process and a fair trial.

Defendant declares for herself and her minor child protections under their US Constitutional Rights within the **Due Process Clause and states they are being violated and as such request proper adherence to all the safeguards given at a FAIR TRIAL.**

The guarantee of due process for all persons requires the government to respect all rights, guarantees, and protections afforded by the U.S. Constitution and all applicable statutes before the government can deprive any person of life, liberty, or property. (LIKE A CHILD) Due process essentially guarantees that a party will receive a fundamentally fair, orderly, and just judicial proceeding.

Defendant declares that her 6th Amendment Rights are being violated by not allowing proper access to her Visitation Report and any other papers or documents that she is unaware of and Ms. Crome's constant verbal slander.

This motion is brought in good faith and is based on the forgoing Points and Authorities, Affidavit of Movant, the papers and pleadings on file herein, and such further evidence and argument that may be requested.

Defendant apologizes for the late notice, this was not her intent. Defendant's computer crashed several times and is having major freezing issues.

DATED this 16th day of August, 2022.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd
152 Judy Lane, Unit D
Henderson, NV 89015
702-285-8149
KymberlieJoy@gmail.com
Defendant, In Proper Person

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 16th day of August, 2022, pursuant to NRCP 5 and NEFCR 9, served a true and correct copy of the foregoing EX PARTE MOTION TO CONTINUE EVIDENTIARY HEARING SCHEDULED FOR AUGUST 16, 2022 AT 1:30 P.M. via electronic service through the Eighth Judicial District Court's electronic filing system, and by courtesy copy sent to email address(s) on file:

Chaka Crome, Esq.
Crome Law firm
chaka@cromelawfirm.com; clfefile@cromelawfirm.com;
billing@cromelawfirm.com; amy@cromelawfirm.com
DeptR

DATED this 16th day of August, 2022.

Pursuant to NRS 53.045, I declare under penalty of perjury that the foregoing is true and correct.

/s/ Kymberlie Joy Hurd

Kymberlie Joy Hurd

EXHIBIT 9

And then when she's still continuing, she attached all kinds of exhibits to this Court making new allegations that my client's a predator. When you look her -- her motion that she filed on May 21st, 2021, page 16, she says, the child generally has a good relationship with both parents; no history of parental abuse or neglect of the child. She says she has depression.

And then she also says that, hang on really quick, most importantly, she says, mother is not afraid father will sexually assault the minor child. That's what she says on page eight. Yet now, she has filed a subpoena. She's making false reports. She's constantly doing her supervised visitation, taking the child in the bathroom and changing her a million times, which has put my client on high alert that she's gonna make new allegations to that. She is doing anything possible...

THE COURT: You need to be taking notes on this. She's mentioned about eight or ten things so far. You need to be jotting down notes and responding to it, okay, so you can respond.

Go ahead, please. Proceed.

MS. CROME: He is scared out of his mind that she is doing something weird in the bathroom with this child during her supervised visits. This child will tell -- they just -- he just took the child on vacation. The child is now saying,

I have to go potty. And is using the bathroom more frequently than before.

It's just when -- when they go on these -- these supervised visitations at Family First, mom will go through all of the diapers there for the child. And the child doesn't even go that often. But mom keeps changing her. We don't know if she's filming in the bathroom. It's just really weird.

And my client's worried that because she has all these police reports against her, she has this drug addiction and now we have alcohol concern, that mom will say and do anything to try and get custody of the child at all costs.

And so we ask the Court to deem her a vexatious litigant because we shouldn't have a 19-page court docket. She shouldn't have ten supplemental pleadings or she'll file something and then she'll serve it to me multiple times. She's just trying to confuse the case enough to try and get her way. It's just, it's not fair to my client. And so we're asking to submit a memo of fees and costs.

Everything that we talked about today, we've talked about before; and we had a status check on May 9th. There's no reason why we should've taken the Court's time today.

THE COURT: Okay. Let me ask you these -- these ones directly. He -- let's take them one at a -- one by -- he says you're stalking him and his girlfriend driving by the

house, that you put a tracking device, et cetera. What -- what do you want to tell me about that.

MS. HURD: I'm trying to keep -- I'm trying to keep tracks of my daughter. Like I'm possibly being lied to. The father doesn't talk to me anymore. It's been a month. He doesn't tell me anything about...

THE COURT: What do you hope...

MS. HURD: ...my child.

THE COURT: ...to find out? You're not gonna...

MS. HURD: And you're asking...

THE COURT: ...go by the house.

MS. HURD: ...me how do I know that the girlfriend is -- that he's deferring all his parenting. Well, I have to prove it. So how do I prove that the girlfriend's doing everything. That's all I did one time. I have to be able to -- I can't just come here and hearsay. I have to prove it.

THE COURT: How about...

MS. HURD: They're saying I'm driving by. No, I don't.

THE COURT: Okay.

MS. HURD: Every day. Like that's not...

THE COURT: You answered.

MS. HURD: I have other things to do.

THE COURT: How -- how about -- you answered. How about accusing him of being a predator and this whole thing about the bathroom and all that...

MS. HURD: The bathroom...

THE COURT: ...type of...

MS. HURD: ...is...

THE COURT: The diapers...

MS. HURD: And I have...

THE COURT: ...and all that.

MS. HURD: ...supervisors there. And they're the ones. And this is it. She's regressed in potty training. Plaintiff just admitted...

THE COURT: Forget what the...

MS. HURD: ...that after...

THE COURT: Forget -- forget...

MS. HURD: ...her time with me...

THE COURT: ...what he's doing.

MS. HURD: ...she's the same. She has to go to...

THE COURT: I -- this is a...

MS. HURD: ..the bathroom more.

THE COURT: ...chance for you to address what they said.

MS. HURD: That it's wrong. And what they've said shows that she does better with potty training with me. And that's it. She is delayed. I have -- you have to work with her extensively. When I work with her extensively, she's in general education. That's because every day after...

THE COURT: So...

MS. HURD: ...school...

THE COURT: So is the answer...

MS. HURD: ...everything's a lesson.

THE COURT: ...that -- I don't have any reason to believe there's anything inherently wrong with going through the diapers or taking her to the bathroom if you're saying...

MS. HURD: I have...

THE COURT: ...she's having these problems.

MS. HURD: ...minimal time. I'm just trying to...

THE COURT: ...But is that...

MS. HURD: ...train her.

THE COURT: ...is that the answer? Is that the answer?

MS. HURD: I'm just trying -- I'm just trying to help her train because she's gonna be six next month. And she needs to be potty trained, and she was when she was with me.

THE COURT: Why is he not though?

MS. HURD: And now I've noticed...

THE COURT: Okay.

MS. HURD: ...that she's regressed.

THE COURT: You know...

MS. HURD: And so when she's with me...

THE COURT: ...I think you would...

MS. HURD: ...for two hours...

THE COURT: I think...

MS. HURD: ...I work with her.

THE COURT: ...you would benefit greatly, financially,

EXHIBIT 10

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0138

INFORMATION

STUDENT/PARENT INFORMATION

Student: Opipari, Azlynn Hartie Sex: F
Birthdate: 05/19/2016 Grade: 0K Student ID #: 12264079
Student Primary Language: eng -English
Student English Proficiency Code (optional):
Address: 249 HYSSOP CT HENDERSON, NV 89015
Student Phone: (702)285-8149
LEP Status: Not LEP

Federal Placement Code: Regular class 40-79% (Ages 5 (in KG) - 21)
Federal Student Ethnicity Code: 6: White

Parent/Guardian/Surrogate: Kymberlie Hurd (Mother)
Parent Phone (Home): (702)285-8149 (Work):
Optional: Cell: (702)285-8149 Email: kymmiejoy@yahoo.com
Primary Language Spoken at Home:
Interpreter or Other Accommodations Needed:
Emergency Contact/Phone Number:

Parent/Guardian/Surrogate: Mario Opipari (Father)
Parent Phone (Home): (702)285-8149 (Work):
Optional: Cell: (702)348-4960 Email: opipari53@yahoo.com
Primary Language Spoken at Home:
Current School: 166 : Lamping, Frank ES
Zoned School: Morrow, Sue H ES

ELIGIBILITY CATEGORY

- [ ] Autism Spectrum Disorder
- [ ] Deaf/Blind
- [ ] Developmental Delay
- [ ] Emotional Disturbance
- [ ] Health Impairment
- [ ] Hearing Impairment/Deaf
- [P] Intellectual Disability
- [ ] Multiple Impairments
- [ ] Orthopedic Impairment
- [ ] Specific Learning Disability
- [ ] Speech/Language Impairment
- [ ] Traumatic Brain Injury
- [ ] Visual Impairment/Blind

ELIGIBILITY DATE: 03/25/2022
ANTICIPATED 3-YR REEVALUATION: 03/24/2025

MEETING INFORMATION

DATE OF MEETING: 03/28/2022
DATE OF LAST IEP MEETING: 02/04/2022
PURPOSE OF MEETING

- [ ] Interim IEP
- [ ] Initial IEP
- [x] Annual IEP
- [ ] IEP Following 3-Yr Reevaluation
- [ ] Revision To IEP Dated:
- [ ] Exit/Graduation
- [ ] IEP Revision Without A Meeting:
  At the request of: [ ] Parent or [ ] School District
- [ ] Other:

IEP SERVICES WILL BEGIN: 03/28/2022
ANTICIPATED DURATION OF SERVICES: 03/27/2023
IEP REVIEW DATE: 03/27/2023
COMMENTS

HU 0139

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

IEP PARTICIPATION

Parent/Guardian/Surrogate*	Mario Opipari	Speech/Language Therapist/Pathologist/Specialist	LYNNETTE HOLLENBECK
Student**		School Nurse	
LEA Representative*	GRETCHEN GAMBOA	Interpreter	
Special Education Teacher*	CHELSEA HORLACHER	Other (name and role)	MELINDA SNYDER, Occupational Therapist
Regular Education Teacher***	MARCY JOHNSON	Other (name and role)	CYNTHIA POSER, Physical Therapist
School Psychologist		Other (name and role)	

* Required Participant.

** Student must be invited when transition is discussed (beginning at age 14 or younger if appropriate).

*** The IEP team must include at least one regular education teacher of the student (if the student is, or may be, participating in the regular education environment).

HU 0140

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

PROCEDURAL SAFEGUARDS

☒ I have received a statement of procedural safeguards under the Individuals with Disabilities Education Act (IDEA) and these rights have been explained to me in my primary language.

Parent Signature _____

AT LEAST ONE YEAR PRIOR TO REACHING AGE 18, STUDENTS MUST BE INFORMED OF THEIR RIGHTS UNDER IDEA AND ADVISED THAT THESE RIGHTS WILL TRANSFER TO THEM AT AGE 18.

☒ Not applicable. Student will not be 18 within one year, and the student's next annual IEP meeting will occur no later than the student's 17th birthday.

☐ The student has been informed of his/her rights under IDEA and advised of the transfer of these rights at age 18.

STATE OF NEVADA

INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

PRESENT LEVELS OF ACADEMIC ACHIEVEMENT AND FUNCTIONAL PERFORMANCE

Consider results of the initial evaluation or most recent reevaluation, and the academic, developmental, and functional needs of the student, which may include the following areas: academic achievement, language/communication skills, social/emotional/behavior skills, cognitive abilities, health, motor skills, adaptive skills, pre-vocational skills, vocational skills, and other skills as appropriate. For students who are 16 or older, or will turn 16 when this IEP is in effect, also consider the results of age appropriate transition assessments related to training/education, employment, and independent living skills (as appropriate).

ASSESSMENTS CONDUCTED	ASSESSMENT RESULTS	EFFECT ON STUDENT'S INVOLVEMENT AND PROGRESS IN GENERAL EDUCATION CURRICULUM OR, FOR EARLY CHILDHOOD STUDENTS, INVOLVEMENT IN DEVELOPMENTAL ACTIVITIES
Multidisciplinary Team (MDT) Report, 03/25/2022	MDT report listed in present levels below.	No effects statement required.
Pre-Academic Skills: Bracken Basic Concept Scale-Third Edition (Bracken-3)-3/16/2022 **NOTE: IEP from 3/24/2021, Azlynn could identify 25 uppercase and 20 lowercase. Azlynn can sign (ASL) all letters of the alphabet as well as recognize all letters via ASL Sign only.**	Bracken-3: *School Readiness Composite: SS 71 (delayed) Azlynn was able to identify by pointing to the following colors: yellow, pink, orange, purple, red, blue, green, black, white and brown. She could identify the following letters: A, W, X, S, H, O, D, m, b, e, t, and j. She did not correctly identify K, i, and g. She was able to identify numbers 0-10 and some double digit numbers. She could identify the following size/comparison concepts: big, small, long, little, short, and match. She was not able to identify different, tall, and deep. She was able to identify the following shapes: star, heart, circle, line, cone, round, rectangle. She was not able to identify square, triangle, diamond, oval, row, pyramid, and cylinder.	Students in Kindergarten are expected to recognize environmental print and symbols; identify some letters in own name; use pictures to aid comprehension in text; ask questions or make comments pertinent to the story being read; recall information from an event, text, or picture. Kindergarten students are expected to identify shapes and colors as well as size concepts. Because Azlynn demonstrates delays in cognitive skills she will struggle independently within the general education curriculum.
Reading: Wechsler Individual Achievement Test – Fourth Edition (WIAT-IV)-3/16/2022 and 3/18/2022 **NOTE: Azlynn can identify at least 15 sight words and can sign (ASL) the word as well.**	WIAT-IV: *Word Reading: SS 95 (average) *Reading Comprehension: SS 89 (low average) Azlynn's Reading Composite was measured in the low average range at level equal to or better than 23% of her age level peers. Azlynn's ability to recognize individual letters was measured in the average range at a level equal to or better than 39% of her age level peers. Azlynn can recite the ABCs and identify most letters of the alphabet. She was not able to read any of the sight words presented to her. Her reading comprehension was measured to be in the low average range and at a level equal to or better than 18% of her age level peers. She was able to read the word green and ball and match the word to its correct corresponding picture. She was not able to read a simple sentence.	Kindergarten students are expected to use pictures to aid comprehension in text; ask questions or make comments pertinent to the story being read; retell a story with the aid of pictures or props; predict what will happen next in the story; recall information from an event, text, or picture. Due to Azlynn's deficits in foundational reading skills, she struggles to independently access the general education curriculum at this time.
Written Expression: Wechsler Individual Achievement Test – Fourth Edition (WIAT-IV)-3/16/2022 and 3/18/2022	WIAT-IV: *Spelling: SS 61 (extremely low) *Alphabet Writing Fluency: SS 77 (very low) Azlynn's overall written language skills were measured in the extremely low range at a level equal to or better than 0.7% of her age level peers. When given 60 seconds and asked to write as many letters of the alphabet as she could, Azlynn was able to write	Students in Kindergarten are able to write legibly using proper letter formation. Kindergarten students are expected to spell simple words phonetically, drawing on knowledge of sound-letter relationships. Students are expected to write their name using

STATE OF NEVADA

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PRESENT LEVELS OF ACADEMIC ACHIEVEMENT AND FUNCTIONAL PERFORMANCE

NOTE: Azlynn can write her name.	three letters (A, Z, and b). This score was considered to be in the very low range and at a level equal or better than 6% of her age level peers. When asked to write her name, Azlynn was able to write the letter A. She was not able to spell any sight words at this time.	letter-like forms or letters. Due to Azlynn's difficulty with written expression, she will struggle independently within the general education environment.
Math: Wechsler Individual Achievement Test – Fourth Edition (WIAT-IV)-3/16/2022 and 3/18/2022	WIAT-IV: *Math Problem Solving: SS 71 (very low) *Numerical Operations: SS 64 (extremely low) Azlynn's overall math skills were measured in the extremely low range at a level equal to or better than 1% of her age level peers. Her knowledge of applied problems was measured in the very low range at a level equal to or better than 3% of her age level peers. Azlynn is able to count to six independently. She could identify numbers and simple shapes. She had difficulties identifying which numbers were more or less and was not able to put numbers in numerical order. Azlynn's computation skills were measured in the extremely low range at a level equal to or better than 0.8% of her age level peers. Azlynn was able to count objects with a one-to-one correspondence. She was not able to identify the difference between numbers and letters. She also was not able to solve single digit addition or subtraction problems.	According to the Nevada Academic Content Standards, a typical Kindergarten student can count 10 100 by ones and tens with fluency, write numbers from 0 to 20 with fluency and represent a number of objects with a written numeral 0-20. They are also expected to understand addition as putting together and subtraction as taking apart. Due to Azlynn's difficulty with mathematical problem solving and numerical operations, she struggles to independently access the general education curriculum at this time.
NOTE: IEP from 3/24/2021, indicates that Azlynn has regressed		
Review of therapy data (August 2021-present), TELD-4 (3/16/22), observation (3/16/22), teacher input (3/20/22), parent input (3/8/22)	Language: Review of therapy data from August 2021 to present reveals that Azlynn has been working on developing her language skills. She can use 3+ words combinations with verbal prompting and models with an accuracy of 63%, she can answer simple what questions (what is ____?) to label or name with an accuracy of 85%, what doing questions to identify actions with an accuracy of 60%, where questions with an accuracy of 48%, who questions with an accuracy of 61%. She can identify object functions with an accuracy of 46%, and follow basic two-step directions (eg., pick up the crayons and put them in the bag) 95%. Azylnn's speech was moderately intelligible with noticeable speech sound errors. As Azylnn's language skills improve, speech sounds will be addressed as needed. At this time it is felt that speech therapy should focus on expressive and receptive language skills to better participate in the classroom setting. Administration of the TELD-4 (Test of Early Language Development): Receptive Language: Receptive language is the ability of listeners to understand what is said to them. It includes those mental operations that give symbolic, abstract meaning to language that is heard. Azlynn's Receptive Language presents as impaired or delayed. Azlynn exhibited strengths with following one and two-step verbal directions, and identifying nouns. She exhibited weaknesses with answering where and who questions, and answering questions about pictures that showed more than one item. Expressive Language: Expressive language is the ability of speakers to generate meaningful speech (language production). In assessing expressive language abilities, children must construct and produce meaningful oral responses. Azlynn exhibited strengths with using one to two word phrases, repeating two-word phrases, naming common objects, and responding to a question about herself with a one word answer. She exhibited weakness with answering comparative questions (eg., if this is a man, this is a ____), using personal pronouns, using three to five word sentences in oral communication, answering wh questions, describing, and using plural pronouns.	In kindergarten, students are expected to ask and answer questions to seek help, get information, or clarify something that is not understood, produce and expand complete sentences in shared language activities. Azlynn's language delays affect her ability to understand and use vocabulary common to the classroom curriculum, speak in complete sentences, express ideas, and comment on personal or shared-group experiences.

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INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

PRESENT LEVELS OF ACADEMIC ACHIEVEMENT AND FUNCTIONAL PERFORMANCE

NOTE: Page 11 of this IEP indicates Azlynn has behavior that impedes the classroom?	Observation: Azlynn was observed in her classroom on March 16, 2022. Azlynn was able to sit at her desk quietly and follow directions from her one on one aide. She was instructed by her aide to finish a writing assignment which she did. When Azlynn followed directions given by her aide she was given a little toy to play with for a few minutes. She was directed by her aide to blow her nose and throw the tissue away in the trash which she quietly did. The teacher directed the class to pull out their chrome books which Azlynn did with no prompting as well as navigating the power cord for the chrome book. Azlynn generally required 1-2 verbal prompts from aide to follow directions and was quickly reinforced with a toy when she did. She was able to answer questions from aide when prompted with one to two word utterances. Azlynn was able to focus on activities for short amounts of time but required redirections and reinforcement from her aide. Azlynn was quiet as she sat and worked at her desk and did not disturb or engage with any of her classmates.	
	Parent input: Azlynn's father reported on March 8, 2022 that Azlynn is able to verbally ask for things that she wants at home. She will generally use two word utterances unless verbally prompted and modeled to use 3+ words. She still sometimes uses sign language at home for things she wants such as water. He stated that she is progressively using more speech and is moderately intelligible. She enjoys helping around the house and playing with her dolls. Mother reported on March 8, 2022 that she can generally understand Azlynn's speech. Mother stated that she knows up to 500 signs and still uses them often when around her and out in public. Azlynn is generally able to state her wants and needs but requires prompting to do so with more than one or two words. When asked what, where, or who questions related to her day or activities, she will repeat back a part of the question. Mother stated she would like for Azlynn to be able to answer "wh" questions. Her interests are pretend play.	
Social/Emotional/Behavioral: Behavior Assessment System for Children Third Edition (BASC-3)-Teacher-2/2/2022	BASC-3 (Teacher): *At-Risk: attention problems, withdrawal, social skills *Clinically Significant: functional communication Mrs. Johnson, Azlynn's general education teacher was asked to complete the Behavior Assessment System for Children-Third Edition (BASC-3). The BASC-3 is a standardized questionnaire designed to measure emotional and behavioral functioning across a variety of areas and within multiple environments. This measure is not meant to diagnose, but rather be used as a data collection tool to identify possible areas of difficulty. Her teacher completed the BASC-3 on 2/2/2022. The Externalizing Problems Composite measures behaviors that are "undercontrolled" and often disrupt the activities of peers and adults. This composite consists of the hyperactivity and aggression scales. Her teacher reported average scores on both scales. Azlynn is a nice and sweet girl. She does not display any aggressive behaviors in class. She can defy her teachers and has trouble staying seated. The Internalizing Problems Composite measures behaviors that are "overcontrolled".	Students in Kindergarten are expected to listen and respond appropriately to stories and group discussions; listen to and follow a two-step oral direction; listen with increasing attention span; respond appropriately to "who" and "whose" questions, respond to yes/no questions with appropriate words/gestures, use and expand vocabulary; speak with increasing clarity, ease, and accuracy; use three to four word complete sentences that include subject-verb-object; initiate conversation and respond to others; give a clear direction; use language to repeat simple stories, songs or rhymes, or relate personal experience, express needs and wants. Due to Azlynn's emerging social communication skills, she struggles to independently

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PRESENT LEVELS OF ACADEMIC ACHIEVEMENT AND FUNCTIONAL PERFORMANCE

	Students who rate high in this area tend to monitor their own actions to excess, are often compliant and can go unnoticed in different settings. This composite consists of the anxiety, depression, and somatization scales. Her teacher reported average scores on all three scales. Azlynn is a happy girl who enjoys school. She is not displaying any anxious or depressed behaviors at school.	access the general education grade level curriculum at this time.
NOTE: This is not normal behavior for Azlynn.	The Behavioral Symptom Composite consists of the atypicality, attention problems, and withdrawal scales. Her teacher reported average scores on the atypicality scale. Her teacher reported at-risk scores on the attention problems and withdrawal scale. Azlynn is easily distracted in class and has a short attention span. Her teacher reported that she can have some difficulties making new friends and can refuse to talk.	
	The Adaptive Scales Composite looks at the skills important for functioning within the school, home, and community setting. This composite consists of the adaptability, social skills, and functional communication. Her teacher reported average scores on the adaptability scale. She reported at-risk scores on the social skills scale and clinically significant scores on the functional communication scale. Azlynn adjusts well to new teachers and is easily calmed when angry. She can have some difficulties with transitioning and with sharing. She does not always communicate clearly and struggles to identify her feelings accurately. She also does not always respond appropriately when asked a question.	
Adaptive Skills: Adaptive Behavior Assessment System-Third Edition (ABAS-3)-Teacher (2/2/2022) and Parent (2/5/2022)	ABAS-3 (Teacher): *GAC: SS 62 (extremely low) *Conceptual: 57 (extremely low) *Social: SS 71 (low) *Practical: SS 84 (below average) ABAS-3 (Parent): *GAC: SS 72 (low) *Conceptual: 75 (low) *Social: SS 74 (low) *Practical: SS 77 (low) Information regarding Ellie's adaptive skills and ability to function independently within the home, school, and community were assessed using the Adaptive Behavior Assessment System, Third Edition (ABAS-III). Azlynn's father, Mr. Opipari, completed the ABAS-III on 2/5/2022. Her teacher, Mrs. Johnson, completed the ABAS-III on 2/2/2022. This scale provides a general adaptive composite score (GAC) which assesses a student's overall adaptive skills. The GAC can be broken down into three areas, which include Conceptual, Social, and Practical. Results on this scale are reported using composite scores. Scores within the range of 90 to 109 are considered average. Azlynn's teacher rated her overall adaptive skills to be within the extremely low range. Her father rated her overall adaptive skills to be within the low range. The conceptual area includes communication, functional pre-academics, and self-direction. Communication includes speech, language, and listening skills needed for communication with others and would include vocabulary, responding to questions, conversation skills, and nonverbal communication skills. Functional pre-academics	Students in Kindergarten are expected to listen and respond appropriately to stories and group discussions; listen to and follow a two-step oral direction; listen with increasing attention span; respond appropriately to "who" and "whose" questions, respond to yes/no questions with appropriate words/gestures, use and expand vocabulary; speak with increasing clarity, ease, and accuracy; use three to four word complete sentences that include subject-verb-object; initiate conversation and respond to others; give a clear direction; use language to repeat simple stories, songs or rhymes, or relate personal experience, express needs and wants. Students are expected to complete the toileting routine independently. Due to Azlynn's emerging social communication skills, she struggles to independently access the general education grade level curriculum at this time.

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PRESENT LEVELS OF ACADEMIC ACHIEVEMENT AND FUNCTIONAL PERFORMANCE

NOTE: Azlynn can write her name, and Kymberlie has video from her visitations to verify this. IEP from 3/24/2021, indicates that Azlynn has regressed.	would include those skills that are foundations for reading, writing, and mathematics. Self-direction is the skills needed for independence, responsibility, and self-control including making choices about food and clothing, starting and completing tasks, following a routine, and following directions. Azlynn's teacher rated her functional academics, communication, and self-direction to be within the low range. Her father rated her communication and self-direction to be within the low range and her functional pre-academics to be within the below average range. Azlynn is able to follow a simple one-step direction and name familiar objects. Azlynn is starting to speak in sentences. She can be difficult to understand. She is able to recognize her name in print and names most of the letters of the alphabet. She is not able to count to 20 independently and is unable to write her first and last name. She is not able to work independently or does not ask for help when needed in school.	
	The social composite includes leisure and social areas. Leisure skills would be the skills needed for engaging in and planning leisure and recreational activities, which include playing with others, playing with toys, and following rules in games. The social area is the skills needed to interact and get along with other people. Her teacher rated her social skills and leisure skills to be within the low range. Her father rated her social skills to be in the low range and her leisure skills to be within the below average range. Azlynn is a social girl who enjoys being with adults and peers. She will participate in fun activities and join a group of children in games when encouraged by adults. She has some difficulties waiting her turn and needs some help following the rules in games. The practical composite includes self-care, school living, home living, community use, and health and safety. Self-care is the skills needed for personal care, which include eating, dressing, bathing, toileting, and hygiene. School living is the skills needed for basic care at school including cleaning up after one's self, helping adults, and taking care of possessions. The health and safety area are the skills needed for protection of health and to respond to illnesses and injury. This would include showing caution, keeping out of physical danger, and following safety rules. Her teacher reported low scores on the school living and health and safety scales. She reported below average scores on the self-care scale. Her father reported low scores on the community use and self-care. He reported below average scores on the health and safety scale and average scores on the home living scale. Azlynn is able to feed herself using a fork and spoon and drink from a cup. She needs assistance when using the restroom and will not tell an adult when she needs to go to the bathroom. She does not follow the safety rules on the playground and is not able to tell an adult if someone is in trouble. She also does not always look both ways before crossing a street.	
Occupational Therapy observation, review of documentation and consultation with special education staff December 2021 - March 2022 **"Emerging??" Azlynn has been writing using tripod grasp for over a year. IEP from 3/24/2021 and her OT (Ari) can verify.**	Gross Motor Skills: Azlynn demonstrates adequate postural control for sitting, standing and all transitions in the classroom. No concerns as they relate to occupational therapy. Fine Motor Skills: Azlynn displays a right hand dominance and an emerging tripod grasp with writing utensils (she sometimes extends her index finger and the web space between thumb and index finger is still developing). She appears to have appropriate pressure when using a writing utensil. - Pre-writing: Azlynn is able to connect dots 6" apart both vertically and horizontally (though she had a little difficulty with connecting horizontally/stopped short of the dot). When tracing lines, she was unable to switch direction on a zig-zag line or a wavy line. She was able to copy a vertical line, horizontal line, circle (formed as an oval) and	Students in Kindergarten are able to write legibly using proper letter formation. Students in Kindergarten are also expected to snip and cut out shapes using scissors independently. Due to Azlynn's difficulty with fine motor skills, she will struggle indepdently within the general education environment.

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INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

PRESENT LEVELS OF ACADEMIC ACHIEVEMENT AND FUNCTIONAL PERFORMANCE

NOTE: Azlynn can write her name without help, she has and can do all this and more.	plus sign. She has not yet mastered diagonals, squares or X. - Letter formation: Azlynn was able to identify the letters and numbers. When copying, she attempted to form each letter, but end product was not legible (stroke pattern/formation of each letter not yet mastered). She appears to know the formation of uppercase letters as demonstrated by correctly tracing letters with her index finger and tracing the letters. She can also trace numbers 1-9. Tracing first name: with dots for the starting position of each letter, Azlynn can trace her name with fair adherence. 'A' is very good. 'z' is developing, 'l' is very good; 'y' is difficulty due to the combination of a short and long diagonal, 'n' is difficult due to needing first make the straight line down and then add the curve.	
Functional Mobility: Physical Therapy Report observation and documentation August 2022 to March 2022	Azlynn ambulates with a mature pattern (supervised for directions and to stay on task) throughout the school campus, including on uneven terrain and across all changes in surface and elevation. Azlynn uses all typical classroom furniture and transfers in and out of all positions independently. Azlynn walks up and down the stairs in the school building using the handrail without prompting with close supervision. She goes up alternating her feet about 50% of the time. She goes down one step at a time. Azlynn climbs up and down the playground equipment steps holding on with one hand appropriately. She likes to also climb on ladders and other areas of the apparatus and sometimes requires contact guard assist for safety. She has been observed to test adults to see what she will be allowed to do on the playground equipment and will sometimes make unsafe choices. Azlynn can step up and down off a step stool independently and with control. Azlynn is able to walk on a low wide (5" wide, 2.5" high) 10 foot long balance beam with minimal step offs. She runs. She is able to jump with 2 feet well up and forward. She can maintain a single leg stance for 4 seconds either foot.	Kindergarten students are expected to demonstrate locomotor movements such as walking up and down stairs on playground equipment and independently participate in physical activities. Azlynn's delays in gross motor skills impact her ability to independently walk and down the steps and on playground climbing structures.
Adapted Physical Education Assessment 3/10/2022 Teacher Observation Aug 2021-Present	CCSD Adapted Physical Education Curriculum-based Assessment - Loco motor Skills: Azlynn is able to run with an immature gait and limited arm swing. She is emerging in her jump and gallop, but she is not able to hop or skip. She was not able to follow a pattern of hop/jump. Object Control: At this time, Azlynn demonstrates a right hand and foot dominance. Azlynn has deficits in both her throwing and catching skills. When throwing underhand she is able to toss a bean bag in a hoop from a distance of 5 ft. When throwing overhand she is able to throw a bean bag a distance of 8 ft. Azlynn demonstrates good follow through when throwing, however does not have proper technique for throwing including step with opposition and weight transfer. She is unable to hit a target form 10 ft. away due to an inconsistent point of release. Azlynn is able to catch an 8 in playground ball using hands and body to trap the ball.. When prompted she will track the ball with her eyes, but she does not re-position her body to catch. As distance increased her success decreased. Azlynn was able to kick a stationary ball and a rolling ball with some force but lack of direction. Azlynn"s assessment shows that she has gross motor deficits that fall 2 or more years below her age range and therefore she	Students in Kindergarten grade explore personal space safety and apply classroom rules. procedures and safe practices with teacher reinforcement. They remain on task for short periods of time and respond appropriately to movement cues. Due to Azlynn's inability to follow procedures and respond to movement cues she will have difficulty accessing the General PE curriculum.

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PRESENT LEVELS OF ACADEMIC ACHIEVEMENT AND FUNCTIONAL PERFORMANCE

	qualifies for Adapted Physical Education services. Personal Responsibility - Azlynn comes to General Physical Education with supervision. She needs adult assistance to sit down on her spot in her squad. Azlynn needs prompts to sit properly in listening position - criss/cross apple sauce, hands in lap and a quiet mouth. Azlynn needs an adult next to her at all times for safety and continual assistance to follow class procedures and stay on task. Azlynn observes the activities and she is beginning to model her peers. She is not able to follow in a line and stay with her peers when transitioning to a specific area. Azlynn is not able to wait in line appropriately and when it is her turn she needs prompts and re-direction to initiate movement. Azlynn responds to simple one step directions, but she does not follow directions from the General PE teacher. Azlynn is not disruptive in class,however, she will ignore direction and not comply when given a non-preferred task. A parallel activity is provided for Azlynn if the activity is not safe or appropriate for her. During whole group activity Azlynn will participate with support from staff. She generally likes to play and is eager to try the activities. When Azlynn is engaged she will respond to help and encouragement. Observations: On the playground structure Azlynn requires supervision for safety. She is very strong and is able to climb up and down on different surface on the jungle gym. Azlynn is able to walk on a 1 ft. balance bean balance beam with 1 on 1 assistance.	

STRENGTHS, CONCERNS, INTERESTS AND PREFERENCES

STATEMENT OF STUDENT STRENGTHS Azlynn has an academic strength in reading.
STATEMENT OF PARENT EDUCATIONAL CONCERNS Parent is concerned about whether she is being compared to kids with special needs or typical kids during assessments? He is also concerned about her attention span, math and writing.
STATEMENT OF STUDENT'S PREFERENCES AND INTERESTS (required if transition services will be discussed, beginning at age 14 or younger if appropriate) Azlynn enjoys taking care of dolls, Coco, Encanto and Frozen.

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STRENGTHS, CONCERNS, INTERESTS AND PREFERENCES

If student was not in attendance, describe the steps taken to ensure that the student's preferences and interests were considered:

Per parent report

CONSIDERATION OF SPECIAL FACTORS

1. Does the student's behavior impede the student's learning or the learning of others? ☐ No. ☒ Yes.

   If YES, IEP committee must provide positive behavioral strategies, supports and interventions, or other strategies, supports and interventions to address that behavior

   ☒ Addressed in IEP.

2. Does the student require assistive technology devices and services? ☒ No ☐ Yes.

   If YES, IEP committee must determine nature and extent of devices and services.

   ☐ Addressed in IEP

3. Does the student have limited English proficiency? ☒ No ☐ Yes.

   If YES, IEP committee must consider the following (check box if IEP committee considered the item):

   ☐ Language needs of the student as those needs relate to the student's IEP.

4. Is the student blind or visually impaired? ☒ No. ☐ Yes.

   If YES, IEP committee must evaluate reading and writing skills, needs, and appropriate reading and writing media (including an evaluation of the child's future needs for instruction in Braille or use of Braille) and must provide for instruction in Braille and use of Braille unless determined not appropriate for the student.

   ☐ Braille instruction and use of Braille is not appropriate for student. ☐ Braille instruction and use of Braille is addressed in IEP.

5. Does the student have communication needs that require IEP services? ☐ No. ☒ Yes.

   If YES, IEP committee must determine nature and extent of services.

   ☒ Addressed in IEP.

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CONSIDERATION OF SPECIAL FACTORS

6 Is the student deaf or hard of hearing? ☒ No. ☐ Yes.

If YES, IEP committee must consider the student's language and communication needs and consider the following (check box if IEP committee considered the item):

- ☐ The related services and program options that provide the student with an appropriate and equal opportunity for communication access.
- ☐ The student's primary communication mode.
- ☐ The availability to the student of a sufficient number of age, cognitive, academic and language peers of similar abilities.
- ☐ The availability to the student of adult models who are deaf or hearing impaired and who use the student's primary communication mode.
- ☐ The availability of special education teachers, interpreters and other special education personnel who are proficient in the student's primary communication mode.
- ☐ The provision of academic instruction, school services and direct access to all components of the educational process, including, without limitation, advanced placement courses, career and technical education courses, recess, lunch, extracurricular activities and athletic activities.
- ☐ The preferences of the parent or guardian of the student concerning the best feasible services, placement and content of the student's IEP.
- ☐ The appropriate assistive technology necessary to provide the student with an appropriate and equal opportunity for communication access.

7. Does the student have a Specific Learning Disability and Dyslexia? ☒ No. ☐ Yes.

If YES, IEP committee must consider the following instructional approaches (check box if IEP committee considered the item):

- ☐ Explicit, direct instruction that is systematic, sequential and cumulative and follows a logical plan of presenting the alphabetic principle that targets the specific needs of the student.
- ☐ Individualized instruction to meet the specific needs of the student in an appropriate setting that uses intensive, highly-concentrated instruction methods and materials that maximize student engagement.
- ☐ Meaning-based instruction directed at purposeful reading and writing, with an emphasis on comprehension and composition.
- ☐ Multisensory instruction that incorporates the simultaneous use of two or more sensory pathways during teacher presentations and student practice.

IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)	PROGRESS REPORT 1. Satisfactory Progress Being Made (continue) 2. Unsatisfactory Progress Being Made (need to review/revise) 3. Goal Met (note date)
Reading: Azlynn will increase her reading readiness skills by independently identifying 26/26 letter sounds achieving a criteria of 4 out of 5 trials, as measured by observation and documentation and as implemented by the Special Education Teacher and Staff.	Date / Date / Date / Date
☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates: ☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other	
☐ Check here if this goal will be addressed during Extended School Year Services (ESY)	

BENCHMARK OR SHORT-TERM OBJECTIVE	
# 1 Azlynn will identify all consonant sounds.	NOTE: Azlynn has been doing this before she even started Kindergarten
# 2 Azlynn will identify all vowel sounds.	

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IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Written Expression: Azlynn will increase her ability to write her name using letters or letter like forms independently, achieving a criteria of 4 out of 5 trials, as measured by observation and documentation, and as implemented by the Special Education Teacher and Staff and supported by Occupational Therapy.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

[x] Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT
1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE NOTE: Azlynn can already do all of this

1 Azlynn will trace her name with all lines and curves, with close proximity independently.

2 Azlynn will write her name with 3 letter-like forms or letters independently.

3 Azlynn will write her entire first name using letters or letter-like forms independently.

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Fine Motor: Azlynn will increase her ability to cut shapes within 1/4 inch of the lines independently, achieving a criteria of 4 out of 5 trials, as measured by observation and documentation, and as implemented by Special Education Teacher and Staff and supported by Occupational Therapy.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

☐ Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT
1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

1 Azlynn will cut out a simple shapes (square and circle) within 1/4" of the line

2 Azlynn will cut out complex shapes (cross, heart) within 1/2" of the line

3 Azlynn will cut out complex shapes (cross, heart) within 1/4" of the line

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Math: Azlynn will increase her ability to rote count to 50 independently, achieving a criteria of 4 out of 5 trails, as measured by observation and documentation, and as implemented by the Special Education Teacher and Staff.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

[x] Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT
1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

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IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

# 1	Azlynn will rote count to 15
# 2	Azlynn will rote count to 30 **NOTE: Azlynn can count to 20, see IEP from 3/24/2021**
# 3	Azlynn will rote count to 45

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Social/Emotional/Behavior: Azlynn will increase her ability to complete non-preferred tasks and activities, achieving a criteria of 4 out of 5 trials, as measured by observation and documentation, and as implemented by the Special Education Teacher and Staff.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

☒ Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT

1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

# 1	Azlynn will maintain attention to task for 10 minutes with no more than 2 prompts.
# 2	Azlynn will maintain attention to task for 15 minutes with no more than 2 prompts.

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Language/Communication: Azlynn will increase her ability to seek information and respond to questions achieving a criteria of 80% accuracy as measured by observation, documentation and baseline data through progress monitoring and implemented by the special education teaching staff and supported by the speech-language pathologist.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

☒ Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT

1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

# 1	Azlynn will use 3+ word combinations independently.
# 2	Azlynn will answer "WH" questions using (what, where, who) with up to 3-5 words.
# 3	Azlynn will follow 2-3 step directions across school settings.

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Self Help: Azlynn will maintain the ability to complete the toileting routine indepdently, achieving a criteria of 4 out of 5 trials, as measured by observation and documentation, and as implemented by the Special Education Teacher and Staff.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

PROGRESS REPORT

1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

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IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

☐ Check here if this goal will be addressed during Extended School Year Services (ESY)

BENCHMARK OR SHORT-TERM OBJECTIVE

NOTE: Azlynn has been potty trained and wearing underwear while in Kymberlie's care. In fact, the 2 hours Kymberlie spends with Azlynn, she potties on her own.

1 Azlynn will notify the teacher that she needs to use the restroom.

2 Azlynn will complete the toileting routine independently, achieving a criteria of 2/5 trials.

3 Azlynn will complete the toileting routine independently, achieving a criteria of 3/5 trials.

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Gross Motor (Functional Mobility): Azlynn will demonstrate the functional mobility necessary to safely access her school environment achieving a criteria of 90% accuracy, as measured by observation as implemented by Special Education staff and supported by the physical therapist.

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

☐ Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT

1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

1 Azlynn will use the playground climbing structure safely with supervision.

2 Azlynn will negotiate campus stairs/steps safely with supervision.

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Physical Education: By annual review date, while in PE class, Azlynn will demonstrate improvement in personal responsibility, positive social interactions and respect while in General Physical Education class with peers achieving a criteria of 3 our of 5 trials as measured by observation and documentation as implemented by Adapted PE Teacher and General Education PE Teacher

☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other

☐ Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT

1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

1 By end of second semester of 2021-2022 school year, while in PE class, Azlynn will "wait" for his/her turn in line without sitting down or wondering away from the line with 2 or fewer prompts achieving a criteria of 3 out of 5 trials as implemented by Adapted PE Teacher and General Education PE Teacher

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IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

2 By end of first quarter of 2022-2023 school year, while in PE class, Azlynn will "work" and take a turn (5 trials) without escape behavior or refusal to participate with support from staff achieving a criteria of 3 out of 5 trials as implemented by Adapted PE Teacher and General Education PE Teacher
3 By end of first semester of 2022-2023 school year, while in PE class, Azlynn will "join" and walk to the end of the line (upon request, simultaneously) achieving a criteria of 3 out of 5 trials as implemented by Adapted PE Teacher and General Education PE Teacher
4 By annual review date, while in PE class, Azlynn will stand in line appropriately, take her turn, and return to the end of the line without escape behavior or non-compliance achieving a criteria of 3 out of 5 trials as implemented by Adapted PE Teacher and General Education PE Teacher

METHOD FOR REPORTING PROGRESS

METHOD FOR REPORTING THE STUDENT'S PROGRESS TOWARD MEETING ANNUAL GOALS (check all methods that will be used)	PROJECTED FREQUENCY OF REPORTS
☐ IEP Goals Pages ☐ District Report Card ☒ Specialized Progress Report ☐ Parent Conferences ☐ Other _____	☒ Quarterly ☐ Semester ☐ Trimester ☐ Other _____

SPECIAL EDUCATION SERVICES

SPECIALLY DESIGNED INSTRUCTION	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
The IEP has designated three potential instructional models for the different stages of the reopening process. The district will only implement the instructional model that has been approved by the CCSD Board of Trustees.	03/28/2022 - 03/20/2023	1855 minutes per week	School Location
(Full In Person) Reading	03/28/2022 - 07/31/2022	600 minutes per week	General Education
(Full In Person) Written Expression	03/28/2022 - 07/31/2022	200 minutes per week	General Education
(Full In Person) Math	03/28/2022 - 07/31/2022	350 minutes per week	General Education
(Full In Person) Self-Help	03/28/2022 - 07/31/2022	50 minutes per week	General Education
(Full In Person) Language/Communication	03/28/2022 - 07/31/2022	50 minutes per week	General Education
(Full In Person) Social/Emotional/Behavior	03/28/2022 - 07/31/2022	100 minutes per week	General Education
(Full In Person) Gross Motor	03/28/2022 - 07/31/2022	50 minutes per week	General Education
(Full In Person) Fine Motor	03/28/2022 - 07/31/2022	50 minutes per week	General Education

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SPECIAL EDUCATION SERVICES

SPECIALLY DESIGNED INSTRUCTION	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
(Full In Person) Social/Behavior (Lunch/Recess/Specials)	03/28/2022 - 07/31/2022	400 minutes per week	General Education
(Hybrid) Reading- In Person	03/28/2022 - 07/31/2022	240 minutes per week	General Education
(Hybrid) Reading- Synchronous	03/28/2022 - 07/31/2022	360 minutes per week	General Education
(Hybrid) Written Expression- In Person	03/28/2022 - 07/31/2022	80 minutes per week	General Education
(Hybrid) Written Expression- Synchronous	03/28/2022 - 07/31/2022	120 minutes per week	General Education
(Hybrid) Math- In Person	03/28/2022 - 07/31/2022	140 minutes per week	General Education
(Hybrid) Math-Synchronous	03/28/2022 - 07/31/2022	210 minutes per week	General Education
(Hybrid) Self-Help- In Person	03/28/2022 - 07/31/2022	20 minutes per week	General Education
(Hybrid) Self-Help- Synchronous	03/28/2022 - 07/31/2022	30 minutes per week	General Education
(Hybrid) Language/Communication- In Person	03/28/2022 - 07/31/2022	20 minutes per week	General Education
(Hybrid) Language/Communication- Synchronous	03/28/2022 - 07/31/2022	30 minutes per week	General Education
(Hybrid) Social/Emotional/Behavioral- In Person	03/28/2022 - 07/31/2022	40 minutes per week	General Education
(Hybrid) Social/Emotional/Behavioral-Synchronous	03/28/2022 - 07/31/2022	60 minutes per week	General Education
(Hybrid) Gross Motor- In Person	03/28/2022 - 07/31/2022	20 minutes per week	General Education
(Hybrid) Gross Motor- Synchronous	03/28/2022 - 07/31/2022	30 minutes per week	General Education
(Hybrid) Fine Motor- In Person	03/28/2022 - 07/31/2022	20 minutes per week	General Education
(Hybrid) Fine Motor- Synchronous	03/28/2022 - 07/31/2022	30 minutes per week	General Education
(Distance Education) Reading- Synchronous	03/28/2022 - 07/31/2022	600 minutes per week	General Education
(Distance Education) Written Expression- Synchronous	03/28/2022 - 07/31/2022	200 minutes per week	General Education
(Distance Education) Math- Synchronous	03/28/2022 - 07/31/2022	350 minutes per week	General Education
(Distance Education) Self-Help- Synchronous	03/28/2022 - 07/31/2022	50 minutes per week	General Education
(Distance Education) Language/Communication- Synchronous	03/28/2022 - 07/31/2022	50 minutes per week	General Education
(Distance Education) Social/Emotional/ Behavioral- Synchronous	03/28/2022 - 07/31/2022	100 minutes per week	General Education
(Distance Education) Gross Motor- Synchronous	03/28/2022 - 07/31/2022	50 minutes per week	General Education
(Distance Education) Fine Motor- Synchronous	03/28/2022 - 07/31/2022	50 minutes per week	General Education
(Full in Person) PE Skills per Curriculum	03/28/2022 - 03/20/2023	100 minutes per month	PE Setting
(Hybrid) PE Skills per Curriculum	03/28/2022 - 03/20/2023	40 minutes per month	PE Setting
(Distance Learning) PE Skills per Curriculum	03/28/2022 - 03/20/2023	40 minutes per month	Distance Learning

STATE OF NEVADA

INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

This is NOT accept able, and indica tes why Mario held this IEP behind my back

HU 0155

SPECIAL EDUCATION SERVICES

SPECIALLY DESIGNED INSTRUCTION	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
P2 (Full In Person) Reading	08/01/2022 - 03/27/2023	150 minutes per week	General Education
P2 (Full In Person) Reading	08/01/2022 - 03/27/2023	200 minutes per week	Self-Contained
P2 (Full In Person) Written Expression	08/01/2022 - 03/27/2023	240 minutes per week	Self-Contained
P2 (Full In Person) Math	08/01/2022 - 03/27/2023	350 minutes per week	Self-Contained
P2 (Full in Person) Behavior (Lunch/Recess/Specials)	08/01/2022 - 03/27/2023	400 minutes per week	General Education
P2 (Full in Person) Behavior	08/01/2022 - 03/27/2023	175 minutes per week	Self-Contained
P2 (Full In Person) Communication	08/01/2022 - 03/27/2023	50 minutes per week	Self-Contained
P2 (Full in Person) Self-Help	08/01/2022 - 03/27/2023	50 minutes per week	Self-Contained
P2 (Full in Person) Gross Motor	08/01/2022 - 03/27/2023	50 minutes per week	Self-Contained
P2 (Full in Person) Fine Motor	08/01/2022 - 03/27/2023	50 minutes per week	Self-Contained
P2 (Distance Education) Written Expression- Synchronous	08/01/2022 - 03/27/2023	120 minutes per week	Self-Contained
P2 (Distance Education) Written Expression- Asynchronous	08/01/2022 - 03/27/2023	120 minutes per week	Self-Contained
P2 (Distance Education) Math- Synchronous	08/01/2022 - 03/27/2023	200 minutes per week	Self-Contained
P2 (Distance Education) Math- Asynchronous	08/01/2022 - 03/27/2023	150 minutes per week	Self-Contained
P2 (Distance Education) Reading- Synchronous	08/01/2022 - 03/27/2023	100 minutes per week	Self-Contained
P2 (Distance Education) Reading- Asynchronous	08/01/2022 - 03/27/2023	100 minutes per week	Self-Contained
P2 (Distance Education) Reading- Synchronous	08/01/2022 - 03/27/2023	150 minutes per week	General Education
P2 (Distance Education) Communication- Synchronous	08/01/2022 - 03/27/2023	25 minutes per week	Self-Contained
P2 (Distance Education) Communication- Asynchronous	08/01/2022 - 03/27/2023	25 minutes per week	Self-Contained
P2 (Distance Education) Self-Help- Synchronous	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Distance Education) Self-Help- Asynchronous	08/01/2022 - 03/27/2023	40 minutes per week	Self-Contained
P2 (Distance Education) Gross Motor- Synchronous	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Distance Education) Gross Motor- Asynchronous	08/01/2022 - 03/27/2023	40 minutes per week	Self-Contained
P2 (Distance Education) Fine Motor- Synchronous	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Distance Education) Fine Motor- Asynchronous	08/01/2022 - 03/27/2023	40 minutes per week	Self-Contained
P2 (Hybrid) Written Expression-In Person	08/01/2022 - 03/27/2023	60 minutes per week	Self-Contained
P2 (Hybrid) Written Expression-Synchronous	08/01/2022 - 03/27/2023	60 minutes per week	Self-Contained
P2 (Hybrid) Written Expression-Asynchronous	08/01/2022 - 03/27/2023	120 minutes per week	Self-Contained

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SPECIAL EDUCATION SERVICES

SPECIALLY DESIGNED INSTRUCTION	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
P2 (Hybrid) Math-In Person	08/01/2022 - 03/27/2023	100 minutes per week	Self-Contained
P2 (Hybrid) Math-Synchronous	08/01/2022 - 03/27/2023	100 minutes per week	Self-Contained
P2 (Hybrid) Math-Asynchronous	08/01/2022 - 03/27/2023	150 minutes per week	Self-Contained
P2 (Hybrid) Reading-In Person	08/01/2022 - 03/27/2023	50 minutes per week	Self-Contained
P2 (Hybrid) Reading-Synchronous	08/01/2022 - 03/27/2023	50 minutes per week	Self-Contained
P2 (Hybrid) Reading-Asynchronous	08/01/2022 - 03/27/2023	100 minutes per week	Self-Contained
P2 (Hybrid) Reading-In Person	08/01/2022 - 03/27/2023	60 minutes per week	General Education
P2 (Hybrid) Reading-Synchronous	08/01/2022 - 03/27/2023	90 minutes per week	General Education
P2 (Hybrid) Behavior- In Person	08/01/2022 - 03/27/2023	50 minutes per week	Self-Contained
P2 (Hybrid) Behavior- Synchronous	08/01/2022 - 03/27/2023	50 minutes per week	Self-Contained
P2 (Hybrid) Behavior- Asynchronous	08/01/2022 - 03/27/2023	75 minutes per week	Self-Contained
P2 (Hybrid) Communication-In Person	08/01/2022 - 03/27/2023	15 minutes per week	Self-Contained
P2 (Hybrid) Communication-Synchronous	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Hybrid) Communication-Asynchronous	08/01/2022 - 03/27/2023	25 minutes per week	Self-Contained
P2 (Hybrid) Self-Help- In Person	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Hybrid) Self-Help- Synchronous	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Hybrid) Self-Help- Asynchronous	08/01/2022 - 03/27/2023	30 minutes per week	Self-Contained
P2 (Hybrid) Gross Motor-In Person	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Hybrid) Gross Motor-Synchronous	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Hybrid) Gross Motor-Asynchronous	08/01/2022 - 03/27/2023	30 minutes per week	Self-Contained
P2 (Hybrid) Fine Motor- In Person	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Hybrid) Fine Motor- Synchronous	08/01/2022 - 03/27/2023	10 minutes per week	Self-Contained
P2 (Hybrid) Fine Motor- Asynchronous	08/01/2022 - 03/27/2023	30 minutes per week	Self-Contained

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SUPPLEMENTARY AIDS AND SERVICES

Includes aids, services, and other supports provided in regular education classes, other education-related settings (including special education settings), and in extracurricular and nonacademic settings to enable students with disabilities to be educated with nondisabled students to the maximum extent appropriate.

MODIFICATION, ACCOMMODATION, OR SUPPORT FOR STUDENT OR PERSONNEL Provide specific description(s) below.	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
Azlynn will be provided with one-on-one adult assistance throughout the school day.	03/28/2022 - 03/20/2023	Daily	School Campus
Provide close supervision during emergency drills and emergency situations.	03/28/2022 - 03/20/2023	Emergency Drills and Situations	School Campus
Provide supervision during toileting and diaper changing.	03/28/2022 - 03/20/2023	When Azlynn uses the restroom.	School Campus
Preferential seating near the source of instruction or away from distractions.	03/28/2022 - 03/20/2023	Daily instruction	General Education
OT to provide equipment per OT recommendations.	03/28/2022 - 03/20/2023	Upon Occurrence per OT recommendations.	School Campus
Provide close supervision on the playground and play structures.	03/28/2022 - 03/20/2023	Daily	School Campus
PE: Change size, type, texture, or weight of objects and distance for ball skills	03/28/2022 - 03/20/2023	As needed	PE Setting
PE: Shorter lines, smaller groups, and extra equipment for more practice opportunities	03/28/2022 - 03/20/2023	For skills/activities	PE Setting
PE: Re-direction for body position in space and correct pathways for game participation	03/28/2022 - 03/20/2023	As needed for game play	PE Setting
Staff will collect data for a Behavior Intervention Plan **NOTE: This is new!! What**	03/28/2022 - 03/27/2023	6 weeks	School Campus
Staff will follow a Behavior Intervention Plan **are the details? Why?**	03/28/2022 - 03/27/2023	Daily	School Campus

RELATED SERVICES

RELATED SERVICE	SERVICE TYPE AND/OR DESCRIPTION A - Assessment C - Consultative D - Direct	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
[x] Speech/Language	D - (Face to Face) Speech-Language Therapy-Direct	03/28/2022 - 03/27/2023	120 minutes per month	Speech Room/Sped Room
	D - (Hybrid) Speech-Language Therapy-Direct	03/28/2022 - 03/27/2023	120 minutes per month	Speech Room/Sped Room
	D - (Face to Face) ESY-Speech-Language Therapy-Direct	03/28/2022 - 03/27/2023	60 minutes per month	Speech Room/Sped Room
	D - (Hybrid) ESY-Speech-Language Therapy-Direct	03/28/2022 - 03/27/2023	60 minutes per month	Speech Room/Sped Room
	D - (Distance Education) Speech-Language Therapy-Direct	03/28/2022 - 03/27/2023	120 minutes per month	Speech Room/Sped Room
	D - (Distance Education) ESY-Speech-Language Therapy-Direct	03/28/2022 - 03/27/2023	60 minutes per month	Speech Room/Sped Room

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RELATED SERVICES

RELATED SERVICE	SERVICE TYPE AND/OR DESCRIPTION A - Assessment C - Consultative D - Direct	BEGINNING AND ENDING DATES	FREQUENCY OF SERVICES	LOCATION OF SERVICES
[x] Physical Therapy	D - Full in person	03/28/2022 - 03/20/2023	30 minutes per month	School Campus
	D - Hybrid	03/28/2022 - 03/20/2023	30 minutes per month	School campus/distance education
	D - Distance Education	03/28/2022 - 03/20/2023	30 minutes per month	Distance Education
[x] Occupational Therapy	D - Full in person	03/28/2022 - 03/20/2023	120 minutes per month	School campus
	D - Hybrid	03/28/2022 - 03/20/2023	120 minutes per month	school campus OR distance education
	D - Distance education	03/28/2022 - 03/20/2023	120 minutes per month	distance education
	D - Hybrid (ESY)	03/28/2022 - 03/27/2023	60 minutes per month	School campus or distance education
	D - Full in person (ESY)	03/28/2022 - 03/27/2023	60 minutes per month	School campus
	D - Distance education (ESY)	03/28/2022 - 03/27/2023	60 minutes per month	distance education
[x] Transportation	D	08/01/2022 - 03/27/2023	10 minutes per week	Curb to Curb

PARTICIPATION IN STATEWIDE AND/OR DISTRICT-WIDE ASSESSMENTS

Indicate how the student will participate in statewide or district - wide assessments.	If the student will participate in an alternate assessment, explain why the student cannot participate in the regular assessment, and why the particular alternate assessment selected is appropriate.	If the student will participate in a regular assessment, does the student require accommodations?
State Criterion-Referenced Test (CRT) [ ] Yes [x] N/A [ ] Alternate		[x] No [ ] Yes If YES, list on "Accommodation(s) for the Nevada Proficiency Examination Program" (attach form).
College and Career Readiness Assessment [ ] Yes [x] N/A [ ] Alternate		[x] No [ ] Yes If YES, list on "Accommodation(s) for the Nevada Proficiency Examination Program" (attach form).

EXTENDED SCHOOL YEAR SERVICES

Does the student require extended school year services?

[ ] No [x] Yes If YES, IEP goals and benchmarks/short-term objectives and/or related services to be implemented in ESY must be identified.

If need for ESY is to be determined at a later date, indicate date by which IEP decision will be made:

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PLACEMENT

Start Date: 03/28/2022 End Date: 07/31/2022

PLACEMENT CONSIDERATIONS					PERCENTAGE OF TIME IN REGULAR EDUCATION ENVIRONMENT
☐	Selected	☒	Rejected	Regular class with supplementary aids and services (no removal)	
☒	Selected	☐	Rejected	Regular class and special education class (e.g., resource) combination	The student will spend 97 % of his or her school day in the regular education environment.
☐	Selected	☐	Rejected	Self-contained program	
☐	Selected	☐	Rejected	Special school	
☐	Selected	☐	Rejected	Residential	
☐	Selected	☐	Rejected	Hospital	
☐	Selected	☐	Rejected	Home	
☐	Selected	☐	Rejected	Other _____	

JUSTIFICATION FOR PLACEMENT INVOLVING REMOVAL FROM REGULAR EDUCATION ENVIRONMENTS*

Explain why the IEP goals and objectives cannot be implemented in regular education environments, including the reasons why the team rejected a less restrictive placement.

Include an explanation of any harmful effects on the learning of this or other students which affected the placement selection.

1. What specialized instruction, modifications of the curriculum or accommodations does this student require to participate in the general education environment?

Azlynn requires intervention in a highly structured setting to allow for multiple opportunities for practice of speech and occupational therapy skills.

2. Why can't the specialized instruction modifications or accommodations be provided in the general education environment?
Individual skills need to be learned in a structured environment without the distraction of a large group. This setting facilitates focus auditorily thus allowing frequent checks of understanding and correct production.
3. Describe the student's unique needs and why those needs cannot be met in a general education environment.
This setting provides the student freedom from embarrassment that might occur with redirection and verbal prompting that might be intrusive in the general education environment.
4. Describe the non-academic benefits (i.e. self-esteem, social, behavioral, observational learning effect, communication) that the student failed to demonstrate in the general education environment.
Azlynn exhibits delays in speech development and fine motor skills which have impeded her ability to derive non-academic benefit within the general education setting despite
intervention in her classroom environment.
5. Describe how this student's needs impact the teaching and learning in the general education environment.
The specific strategies employed require the need for immediate feedback, cueing, and/or redirection.
6. Describe any potential harmful effect of this recommended placement.
The potential harmful effect of this placement would be reduced interaction with nondisabled peers and exposure to the general education curriculum.

*Regular education environments include academic classes (which might include field trips linked to the curriculum), nonacademic settings (such as recess), and extracurricular activities (for

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PLACEMENT

example, sports, after-school clubs, band, etc.).

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HU-0161

PLACEMENT

Start Date: 08/01/2022 End Date: 03/27/2023

PLACEMENT CONSIDERATIONS

☐	*Selected*	☒	*Rejected*	Regular class with supplementary aids and services (no removal)
☐	*Selected*	☒	*Rejected*	Regular class and special education class (e.g., resource) combination
☒	*Selected*	☐	*Rejected*	Self-contained program
☐	*Selected*	☐	*Rejected*	Special school
☐	*Selected*	☐	*Rejected*	Residential
☐	*Selected*	☐	*Rejected*	Hospital
☐	*Selected*	☐	*Rejected*	Home
☐	*Selected*	☐	*Rejected*	Other _____

PERCENTAGE OF TIME IN REGULAR EDUCATION ENVIRONMENT

The student will spend 34 % of his or her school day in the regular education environment.

NOT ACCEPTABLE!!!

JUSTIFICATION FOR PLACEMENT INVOLVING REMOVAL FROM REGULAR EDUCATION ENVIRONMENTS*

Explain why the IEP goals and objectives cannot be implemented in regular education environments, including the reasons why the team rejected a less restrictive placement. Include an explanation of any harmful effects on the learning of this or other students which affected the placement selection.

1. What specialized instruction, modifications of the curriculum or accommodations does this student require to participate in the general education environment?

Azlynn requires specialized instruction in reading, written expression, math, speech, and occupational therapy.

2. Why can't the specialized instruction, modifications or accommodations be provided in the general education environment?

Azlynn struggles to learn through independent practice in the general education setting because she requires significant adjustment to the content and delivery of the curriculum in order to access and progress in the general education environment.

3. Describe the student's unique needs and why those needs cannot be met in a general education environment.

Azlynn is making minimal gains from direct instruction in the general education environment and requires multiple opportunities to practice and re-teach, prompting, modeling, and verbal cues.

4. Describe the non-academic benefits (i.e. self-esteem, social, behavioral, observational learning effect, communication) that this student failed to demonstrate in the general education environment.

The general education environment does not provide the support required which creates decreased self-esteem when Azlynn is not able to perform the tasks required within the curriculum.

5. Describe how this student's needs impact the teaching and learning in the general education environment.

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PLACEMENT

Meeting Azlynn's specialized needs results in a disruption to the pace of the general education curriculum. The specific strategies employed require the need for immediate feedback, cueing, and/or redirection.

6. Describe any potential harmful effects of this recommended placement.

A potential harmful effect of this placement is less time with general education peers and reduced exposure to the general education curriculum.

*Regular education environments include academic classes (which might include field trips linked to the curriculum), nonacademic settings (such as recess), and extracurricular activities (for example, sports, after-school clubs, band, etc.).

IEP IMPLEMENTATION

☒ As the parent, I agree with the components of this IEP. I understand that its provisions will be implemented as soon as possible after the IEP goes into effect.

☐ As the parent, I disagree with all or part of this IEP. I understand that the school district must provide me with written notice of any intent to implement this IEP. If I wish to prevent the implementation of this IEP, I must submit a written request for a due process hearing to the local school district superintendent.

Parent Signature _____

☒ A copy of this IEP was provided to the student's parent on: 03/28/2022 (Date) by Kymberlie Joy Hurd DOES NOT AGREE, AND WOULD HAVE NEVER ALLOWED THIS TO HAPPEN (Print Name) (Print Title)

EXHIBIT 11

STATE OF NEVADA
INDIVIDUALIZED EDUCATIONAL PROGRAM (IEP)

HU 0164

INFORMATION

STUDENT/PARENT INFORMATION

Student: Opipari, Azlynn Harlie Sex: F

Birthdate: 05/19/2016 Grade: PK Student ID #: 12264079

Student Primary Language: eng -English

Student English Proficiency Code (optional):

Address: 249 HYSSOP CT HENDERSON, NV 89015

Student Phone: (702)285-8149

LEP Status: Not LEP

Federal Placement Code: SPED in Separate Class (Ages 3-5 (in PK))

Federal Student Ethnicity Code: 6: White

Parent/Guardian/Surrogate: Kymberlie Hurd (Mother)

Parent Phone (Home): (702)285-8149 (Work):

Optional: Cell: (702)285-8149 Email: kymmiejoy@yahoo.com

Primary Language Spoken at Home:

Interpreter or Other Accommodations Needed:

Emergency Contact/Phone Number:

Parent/Guardian/Surrogate: Mario Opipari (Father)

Parent Phone (Home): (702)285-8149 (Work):

Optional: Cell: (702)348-4960 Email: opipari53@yahoo.com

Primary Language Spoken at Home:

Current School: 249 : McCaw, Gordon ES

Zoned School: Morrow, Sue H ES

ELIGIBILITY CATEGORY

- [ ] Autism Spectrum Disorder
- [ ] Deaf/Blind
- [P] Developmental Delay
- [ ] Emotional Disturbance
- [ ] Health Impairment
- [ ] Hearing Impairment/Deaf
- [ ] Intellectual Disability
- [ ] Multiple Impairments
- [ ] Orthopedic Impairment
- [ ] Specific Learning Disability
- [ ] Speech/Language Impairment
- [ ] Traumatic Brain Injury
- [ ] Visual Impairment/Blind

ELIGIBILITY DATE: 04/24/2019

ANTICIPATED 3-YR REEVALUATION: 04/23/2022

MEETING INFORMATION

DATE OF MEETING: 03/24/2021

DATE OF LAST IEP MEETING: 09/16/2020

PURPOSE OF MEETING

- [ ] Interim IEP
- [ ] Initial IEP
- [x] Annual IEP
- [ ] IEP Following 3-Yr Reevaluation
- [ ] Revision To IEP Dated:
- [ ] Exit/Graduation
- [ ] IEP Revision Without A Meeting:
  At the request of: [ ] Parent or [ ] School District
- [ ] Other:

IEP SERVICES WILL BEGIN: 03/24/2021

ANTICIPATED DURATION OF SERVICES: 03/23/2022

IEP REVIEW DATE: 03/23/2022

COMMENTS

IEP held virtually during COVID-19 hybrid learning. No signatures were attained.

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HU 0165

IEP PARTICIPATION

Parent/Guardian/Surrogate* Kymberlie Hurd	Speech/Language Therapist/Pathologist/Specialist KAYLEIGH SWARTZLANDER
Student**	School Nurse
LEA Representative* Ryann Hofmann	Interpreter
Special Education Teacher* Julia Liening	Other (name and role) JANICE STANEK, Physical Therapist
Regular Education Teacher*** Kate Ferman	Other (name and role)
School Psychologist	Other (name and role)

* Required Participant.

** Student must be invited when transition is discussed (beginning at age 14 or younger if appropriate).

*** The IEP team must include at least one regular education teacher of the student (if the student is, or may be, participating in the regular education environment).

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HU 0166

PROCEDURAL SAFEGUARDS

[x] I have received a statement of procedural safeguards under the Individuals with Disabilities Education Act (IDEA) and these rights have been explained to me in my primary language.

Parent Signature _____

AT LEAST ONE YEAR PRIOR TO REACHING AGE 18, STUDENTS MUST BE INFORMED OF THEIR RIGHTS UNDER IDEA AND ADVISED THAT THESE RIGHTS WILL TRANSFER TO THEM AT AGE 18.

[x] Not applicable. Student will not be 18 within one year, and the student's next annual IEP meeting will occur no later than the student's 17th birthday.

[ ] The student has been informed of his/her rights under IDEA and advised of the transfer of these rights at age 18.

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HU 0167

PRESENT LEVELS OF ACADEMIC ACHIEVEMENT AND FUNCTIONAL PERFORMANCE

Consider results of the initial evaluation or most recent reevaluation, and the academic, developmental, and functional needs of the student, which may include the following areas: academic achievement, language/communication skills, social/emotional/behavior skills, cognitive abilities, health, motor skills, adaptive skills, pre-vocational skills, vocational skills, and other skills as appropriate. For students who are 16 or older, or will turn 16 when this IEP is in effect, also consider the results of age appropriate transition assessments related to training/education, employment, and independent living skills (as appropriate).

ASSESSMENTS CONDUCTED	ASSESSMENT RESULTS	EFFECT ON STUDENT'S INVOLVEMENT AND PROGRESS IN GENERAL EDUCATION CURRICULUM OR, FOR EARLY CHILDHOOD STUDENTS, INVOLVEMENT IN DEVELOPMENTAL ACTIVITIES
Multidisciplinary Team Evaluation Report (MDT) 4/24/2019	Based on the MDT report, Azlynn was not able to sort items by color, shape, or size. She was not able to identify eyes, mouth, arms, legs, or ears. Azlynn was unable to stack 8 blocks, nor was she able to match shapes to the correct picture.	No effect statement required.
Reading (Cognitive): My Teaching Strategies, teacher observation - 3/24/2021	Azlynn labeled 25 uppercase letters and 20 lowercase letters. She identified the "m" sound, but did not identify other sounds. She demonstrates interest in books, pretends to read, and labels the pictures. She labels all of the letters of her name. Azlynn does not yet pick her name out from a field of names.	Within the preschool curriculum, students are expected to identify 7 letter sounds and recognize their name from a field. Azlynn's delay in the area of reading affects her ability to complete reading activities independently.
Written Expression (Fine Motor): My Teaching Strategies, teacher observation, work samples - 3/24/2021	Azlynn holds her writing utensils with a tripod grasp. She traces her name close to the letters, but does not always complete the letters. She writes her name with lines and dots. Azlynn utilizes adult support to stay on the paper and to refrain from writing on her hands or other objects.	Within the preschool curriculum, students are expected to write their name using letter-like forms or letters. Azlynn's delay in the area of writing affects her ability to complete writing activities independently.
Math (Cognitive): My Teaching Strategies, teacher observation - 3/24/2021	Azlynn labels 0-5 and 7-10. She counts up to 5 items with 1-1 correspondence. She labels circle, square, and oval. She rote counts to 20 with assistance, as she skips some numbers along the way, but celebrates "20" being the end. Azlynn compares sizes of objects and sorts into small/ medium/ large categories.	Within the preschool curriculum, students are expected to rote count to 20 independently. Azlynn's delay in the area of math affects her ability to complete math activities independently.
Language/ Communication: My Teaching Strategies, teacher observation - 3/24/2021	Azlynn speaks with teacher and peers. She primarily uses 1-2 words, but also uses common phrase (i.e. "Let's see"). She uses approximations for words and is usually understood in context. Parent reports that Azlynn has hundreds of signs in her vocabulary, however, Azlynn demonstrates a preference for speaking over signing at school. She will occasionally sign when labeling animals. Azlynn labels common objects and answers yes/no questions. For open-ended questions, she frequently repeats the last word of the question, but will make choices when given options. She uses and responds to greetings. Azlynn attempts but struggles to follow some novel 2-step directions, or directions that use more than one process (i.e. "Does the word 'dog' have a 'c' ?" requires someone to remember they are looking for a letter "c" and then identify letters, and go back to the question of if each letter is a "c" - and then if the whole word has a "c").	The pre-kindergarten curriculum requires students to listen to and follow two-step oral directions that are part of a familiar routine and speak in complete sentences using at least three words. Delays in expressive language impact Azlynn's ability to speak in complete sentences of age-appropriate length.
Speech Language Pathologist Observation (3/15/2021 & 3/16/2021), EasyTrac Therapy Data (5/4/2020-3/15/2021), &	Azlynn was observed by the speech-language pathologist on 3/15/2021 during therapy in the classroom. Azlynn appeared to understand the directions for the tasks presented (walking to the front of the classroom and pointing to the word the SLP was saying).	The pre-kindergarten curriculum requires students to listen to and follow two-step oral directions that are part of a familiar

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Special Education Teacher Report (2/22/2021)	Azlynn identified "dolphin", "shark", and "octopus" when presented with two choices. Azlynn followed directions appropriately. Azlynn did not demonstrate any stuttering in her speech. She requested verbally with promptings and models ("I want 6!") during the activity. She was observed to speak in 1-2 word phrases verbally. Azlynn was observed during progress monitoring on 3/16/2021. Azlynn was observed to ask questions such as "What is this?" She followed simple directions and requested by saying "help" when asking to have her tangerine peeled. Azlynn labelled a variety of objects such as "milk", "cow", "pig", "whale" "clock", "turtle", and "phone". Azlynn was unable to label duck and chicken, instead calling them "quack quack" and called a plastic piece of meat a cookie. She correctly labelled 16/20 objects independently. According to therapy data, Azlynn has made progress towards her language benchmarks. Azlynn participated intermittently for therapy during distance learning, but has been receiving services in person during hybrid learning. Azlynn is requesting vocally in imitation with approximately 90-100% accuracy and approximately 60-70% with verbal prompting. She imitates vocalizations with approximately 70% accuracy and points to the correct item from a field of 2 with approximately 70-80% accuracy. According to the special education teacher (SET), Azlynn's strengths are in her cognitive ability and her happy attitude. Azlynn is resilient and tries again. Azlynn signs to communicate with verbal approximations. She gets her message across adequately. When Azlynn is not understood, the SET will ask Azlynn to repeat or ask parent. Azlynn participates answers quite a lot and will answer when called upon most of the time. SET has trouble understanding some words Azlynn says, but generally understands her speech. Some days are better at being understood, but generally her approximations are good. Azlynn is able to follow directions, and asks for help when needed. Azlynn interacts appropriately with peers and adults. Azlynn seems to skip around when retelling events and stories. SET reports Azlynn sometimes has difficulty following 2 step directions. SET would generally like Azlynn to be better understood. Azlynn is happy to see other students and has friends. She participates in groups and speaks in front of others.	routine and speak in complete sentences using at least three words. Delays in expressive language impact Azlynn's ability to speak in complete sentences of age-appropriate length.
Social Emotional/ Behavior: My Teaching Strategies, teacher observation -3/24/2021	Azlynn remains in her designated area and with the group. She walks in line using a "lead line" and follows routine directions. Azlynn is usually positive and happy, and interacts with teachers and peers. She plays independently briefly, but will sometimes crawl into the bottom shelves or crawl and lay under the table. She usually stays with the group while on the playground or walking to the bathroom, but sometimes wanders off. She usually comes back to the group when called. Azlynn struggles to keep a required face mask on during class time, but will keep it on for a few minutes while singing songs or engaged in an activity with adult support. Azlynn utilizes adult support to maintain attention to task, complete activities, and manage/ clean up materials.	Within the preschool curriculum, students are expected to wear face masks while at school and maintain attention to task with minimal prompting. Azlynn's delay in the area of social emotional/ behavior affects her ability to complete these activities independently.
Self Help: My Teaching Strategies, teacher observation - 3/24/2021	Azlynn takes off and puts on her backpack. She takes off her jacket independently and pulls up her pants. Azlynn follows the handwashing routine and the steps of the toileting routine with minimal prompting, however, she is not yet toilet trained, and has not voided in the toilet at school. Azlynn self feeds and drinks from a water bottle without spilling. Azlynn utilizes adult support to complete diaper changes and verbally prompt/ remind throughout the toileting process.	Within the preschool environment, students are expected to complete the toileting routine independently. Azlynn's delays in the area of self help affect her ability to complete the toileting routine independently.
Fine Motor: My Teaching Strategies,	Azlynn completes inset puzzles. She writes using a tripod grasp and pulls the caps off of	Within the preschool curriculum, students

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teacher observation, work samples - 3/24/2021	markers. Azlynn has difficulty cutting with scissors, and requires help to hold the paper and open the scissors after closing them to snip. She builds with and stacks blocks. Azlynn utilizes adult support to cut.	are expected to snip and cut along lines. Azlynn's delay in the area of fine motor affects her ability to complete cutting activities independently.
Gross Motor: My Teaching Strategies, teacher observation - 3/24/2021	Azlynn accesses the classroom and outdoor environment independently. She walks and uses a hurried walk to run. She uses the step stool independently to wash hands. She walks along a low balance beam, by shuffling her feet sideways or by walking with one foot next to the other. She is able to very briefly balance on 1 foot, and is starting to get off the ground when jumping. Parent reports that Azlynn follows other peers on climbers but may be unaware of being unsteady and requires close observation.	Within the preschool curriculum, students are expected to demonstrate locomotor movements such as walking up and down stairs on playground equipment and independently participate in physical activities. Azlynn's delays in gross motor skills impact her ability to independently walk and down the steps on playground climbing structures.
Physical Therapy Annual Progress Report 3/8/21	Prior to March 2020, Azlynn walked up and down playground steps with a railing and one hand-held assist, requiring verbal or tactile cuing to reach for the railing. She required less support and cuing with practice, but continued to initiate stair climbing by attempting to place her hands on the bottom step in spontaneous play. She rarely walked down stairs without prompting, preferring to slide down the slide. Since returning to school at the beginning of March 2021 in a hybrid learning model, Azlynn demonstrates more mature walking and running patterns with an improved heel-toe gait pattern and longer step lengths. She can maintain a static standing posture with control but has some tendency to lock her knees and ankles, making her more unstable. She frequently looks behind her to watch others, which further impacts her balance during walking and standing. Access to the playground structure is not permitted at this time due to Covid-19 precautions. Azlynn is able to walk an elevated 4" wide balance beam with minimal one hand-held assistance and verbal cuing to take longer steps.She can take a few steps on the balance beam when it is positioned flat on the ground, taking short steps. She can walk up and down a 4" high step stool independently and with control, leading with the right foot, for 4 out of 5 trials. Azlynn's mother reports that Azlynn is more consistently reaching for the railing to walk up and down steps. She can also reportedly walk up and down some steps without a railing, but does so slowly. Azlynn continues to demonstrate a short attention span for activities presented and her attention is easily drawn by the activities of other students on the playground. Azlynn continues to access her classroom independently with supervision and using child size furniture.	Within the preschool curriculum, students are expected to demonstrate locomotor movements such as walking up and down stairs on playground equipment and independently participate in physical activities. Azlynn's delays in gross motor skills impact her ability to independently walk and down the steps on playground climbing structures.

STRENGTHS, CONCERNS, INTERESTS AND PREFERENCES

STATEMENT OF STUDENT STRENGTHS

Per the teacher, Azlynn's strengths are in her letter and number recognition, and in her persistence.

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STRENGTHS, CONCERNS, INTERESTS AND PREFERENCES

STATEMENT OF PARENT EDUCATIONAL CONCERNS

Parent is concerned with Azlynn's exposure to same-age peers, as Azlynn is very social and mimics other children. Azlynn is more motivated when with same-age peers.

STATEMENT OF STUDENT'S PREFERENCES AND INTERESTS (required if transition services will be discussed, beginning at age 14 or younger if appropriate)

At school, Azlynn likes animals, baby dolls, and interacting with friends. At home Azlynn enjoys dancing/singing/performing, dramatic play (doctor, dentist, etc.), and watching heavy machinery/construction equipment.

If student was not in attendance, describe the steps taken to ensure that the student's preferences and interests were considered:

Azlynn was observed and parent was interviewed.

CONSIDERATION OF SPECIAL FACTORS

1. Does the student's behavior impede the student's learning or the learning of others? [x] No. [ ] Yes.

   If YES, IEP committee **must provide** positive behavioral strategies, supports and interventions, or other strategies, supports and interventions to address that behavior.

   [ ] Addressed in IEP.

2. Does the student require assistive technology devices and services? [x] No. [ ] Yes.

   If YES, IEP committee **must determine** nature and extent of devices and services.

   [ ] Addressed in IEP.

3. Does the student have limited English proficiency? [x] No. [ ] Yes.

   If YES, IEP committee **must consider** the following (check box if IEP committee considered the item):

   [ ] Language needs of the student as those needs relate to the student's IEP.

4. Is the student blind or visually impaired? [x] No. [ ] Yes.

   If YES, IEP committee must evaluate reading and writing skills, needs, and appropriate reading and writing media (including an evaluation of the child's future needs for instruction in Braille or use of Braille) and **must provide** for instruction in Braille and use of Braille **unless determined not appropriate** for the student.

   [ ] Braille instruction and use of Braille is not appropriate for student. [ ] Braille instruction and use of Braille is addressed in IEP.

5. Does the student have communication needs that require IEP services? [ ] No. [x] Yes.

   If YES, IEP committee **must determine** nature and extent of services.

   [x] Addressed in IEP.

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CONSIDERATION OF SPECIAL FACTORS

6. Is the student deaf or hard of hearing? [x] No. [ ] Yes.

If YES, IEP committee **must consider** the student's language and communication needs and consider the following (check box if IEP committee considered the item):

- [ ] The related services and program options that provide the student with an appropriate and equal opportunity for communication access.
- [ ] The student's primary communication mode.
- [ ] The availability to the student of a sufficient number of age, cognitive, academic and language peers of similar abilities.
- [ ] The availability to the student of adult models who are deaf or hearing impaired and who use the student's primary communication mode.
- [ ] The availability of special education teachers, interpreters and other special education personnel who are proficient in the student's primary communication mode.
- [ ] The provision of academic instruction, school services and direct access to all components of the educational process, including, without limitation, advanced placement courses, career and technical education courses, recess, lunch, extracurricular activities and athletic activities.
- [ ] The preferences of the parent or guardian of the student concerning the best feasible services, placement and content of the student's IEP.
- [ ] The appropriate assistive technology necessary to provide the student with an appropriate and equal opportunity for communication access.

7. Does the student have a Specific Learning Disability and Dyslexia? [x] No. [ ] Yes.

If YES, IEP committee **must consider** the following instructional approaches (check box if IEP committee considered the item):

- [ ] Explicit, direct instruction that is systematic, sequential and cumulative and follows a logical plan of presenting the alphabetic principle that targets the specific needs of the student.
- [ ] Individualized instruction to meet the specific needs of the student in an appropriate setting that uses intensive, highly-concentrated instruction methods and materials that maximize student engagement.
- [ ] Meaning-based instruction directed at purposeful reading and writing, with an emphasis on comprehension and composition.
- [ ] Multisensory instruction that incorporates the simultaneous use of two or more sensory pathways during teacher presentations and student practice.

IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)

Language: Azlynn will demonstrate an increase in early language skills necessary for classroom participation maintaining a criteria of 80% as measured by observation and documentation as implemented by the Special Education Staff and supported by the Speech Language Pathologist (SLP).

[ ] Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates:

[ ] Training/Education [ ] Employment [ ] Independent Living Skills [ ] Other

[x] Check here if this goal will be addressed during Extended School Year Services (ESY)

PROGRESS REPORT
1. Satisfactory Progress Being Made (continue)
2. Unsatisfactory Progress Being Made (need to review/revise)
3. Goal Met (note date)

Date	Date	Date	Date

BENCHMARK OR SHORT-TERM OBJECTIVE

# 1	Azlynn will use 3+ word combinations.
# 2	Azlynn will follow 2 step directions.
# 3	Azlynn will sequence a 3-5 step event.
# 4	Azlynn will answer "wh" questions

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IEP GOALS, INCLUDING ACADEMIC AND FUNCTIONAL GOALS, AND BENCHMARKS OR SHORT-TERM OBJECTIVES

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)	**PROGRESS REPORT** 1. Satisfactory Progress Being Made (continue) 2. Unsatisfactory Progress Being Made (need to review/revise) 3. Goal Met (note date)
Reading (Cognition): Azlynn will increase her ability to produce or approximate 7 letter sounds to match letters, achieving a criteria of 4/5 trials, as measured by observation and documentation, as implemented by Special Education teacher and staff. ☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates: ☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other ☐ Check here if this goal will be addressed during Extended School Year Services (ESY)	Date | Date | Date | Date

BENCHMARK OR SHORT-TERM OBJECTIVE
1 Azlynn will identify or match 5 letter sounds.
2 Azlynn will identify or match 7 letter sounds.
3 Azlynn will approximate or produce 3 letter sounds to match the letter.
4 Azlynn will approximate or produce 5 letter sounds to match the letter..

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)	**PROGRESS REPORT** 1. Satisfactory Progress Being Made (continue) 2. Unsatisfactory Progress Being Made (need to review/revise) 3. Goal Met (note date)
Reading (Cognition) Azlynn will increase her ability to identify her name from a field of 15, achieving a criteria of 4/5 trials, as measured by observation and documentation, as implemented by Special Education teacher and staff. ☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates: ☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other ☐ Check here if this goal will be addressed during Extended School Year Services (ESY)	Date | Date | Date | Date

BENCHMARK OR SHORT-TERM OBJECTIVE
1 Azlynn will match her name to a model.
2 Azlynn will find her name from a field of 5, using a model.
3 Azlynn will find her name from a field of 10, using a model.
4 Azlynn will find her name from a field of 10 independently.

MEASURABLE ANNUAL GOAL (including how progress toward the annual goal will be measured)	**PROGRESS REPORT** 1. Satisfactory Progress Being Made (continue) 2. Unsatisfactory Progress Being Made (need to review/revise) 3. Goal Met (note date)
Math (Cognitive): Azlynn will increase her ability to rote count to 20 independently, achieving a criteria of 4/5 trials, as measured by observation and documentation, as implemented by Special Education teacher and staff. ☐ Check here if this goal supports the student's postsecondary goal(s) and identify the goal(s) to which it relates: ☐ Training/Education ☐ Employment ☐ Independent Living Skills ☐ Other	Date | Date | Date | Date