

BUTER, BUZARD, FISHBEIN & ROYCE LLP  
A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS  
11611 San Vicente Boulevard - Suite 820  
Los Angeles, California 90049-6508  
(310) 820-6700

5/15/2016

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DECLARATION OF [REDACTED]

I, [REDACTED] declare as follows:

I am the Petitioner in the above-entitled action. I know the following of my own knowledge and could testify competently thereto if called upon as a witness to do so. I make this Declaration in support of my Request for Temporary Restraining Order filed herewith.

STATISTICAL INFORMATION

1. Respondent and I have three children from our marriage, [REDACTED], [REDACTED], and [REDACTED]. I filed a Petition for Dissolution of Marriage on April 25, 2016 and Respondent executed a Notice and Acknowledgment of Receipt on May 24, 2016.

FACTS RELATING TO CURRENT ABUSE

2. On August 13, 2016, at 10:45 a.m., I received an email from Respondent, stating: "I had to check into UCLA. I am suicidal. I put 40K in joint account. My dad and lawyers and Steve will have to liquidate retirement funds there is like 700K you can have it all to pay 2014 taxes and there will be some left over. My parents will help with the kids. I love my children. I will sign whatever power of attorney or legal documents anyone wants. I cannot handle life or society anymore." A copy of this email is attached hereto, marked Exhibit 1, and incorporated herein by this reference.

3. Later that day, at approximately 2:30 p.m., I received a phone call from the ER doctor at UCLA, informing me that Respondent had been admitted to the Hospital and that Respondent was expressing an intense desire to kill me. The ER doctor told me he was calling to issue a Tarasoff warning and that the phone call was being documented in the UCLA log. I was told that Respondent was placed on a mandatory 3-day hold and that the police were called. I was in shock, and was unable to request details from the employee, such as which police station was contacted, the name of the employee I was speaking to, etc.

4. I spoke with Respondent's nurse at 10:00 a.m. on Monday, August 15, 2016. She confirmed that my conversation with the ER doctor was kept in the UCLA log, and that

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8/15/16

1 the LAPD Mental Evaluation Unit was called on August 13. A police report was filed, Report  
2 Number 5675309, which I am in the process of obtaining. I was also informed that  
3 Respondent now denies ever threatening to kill me.

4 5. On Sunday, August 14, 2016, I had a telephone call with Respondent's father.  
5 He informed me that Respondent would be leaving the hospital soon, and that all he wanted  
6 was to see our children. When I told Respondent's father that I was glad Respondent was  
7 feeling better, he told me that this was all my fault, and this would not have occurred if I had  
8 taken better care of Respondent.

9 6. Between August 11, 2016 and August 13, 2016, I noticed Respondent  
10 exercising increasingly erratic and aggressive behavior. In those three days, he called,  
11 texted, or emailed me no less than 30 times. I answered the phone three times, and each  
12 time I answered, he screamed at me, shouting obscenities and threats. He told me that he  
13 could not handle life anymore, that I was to blame and that if his life was destroyed, he would  
14 make sure to destroy the lives of me and our children. He told me that he has nothing, there  
15 is no place for him to go, and that society has thrown him away. Examples of the emails I  
16 received are attached hereto, marked Exhibit 2, and incorporated herein by this reference.

17 7. In May 2016, Respondent lost his job at K&L Gates for physically assaulting  
18 another employee. Respondent detached his retina during the altercation. It was believed  
19 that the altercation was a result of Respondent's drug and alcohol abuse, and so  
20 arrangements were made for Respondent to check-in to rehab at Promises Facility.  
21 Respondent refused to go.

22 **REQUEST FOR CHILD CUSTODY ORDERS**

23 8. Based upon the foregoing incident, Respondent's hospital stay, and  
24 Respondent's behavior during his most recent visits with the children, I am concerned that  
25 he is too unstable and erratic at this time to be able to care for the children.

26 9. Respondent has not seen our children since July 16, 2016. On that date, the  
27 visit lasted approximately 3 hours. Between January and July 2016, he saw them once  
28 every 3-4 weeks, for 4-5 hours at a time. He had one overnight with the children in January

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2016, and has not had an overnight since. He failed to call [REDACTED] on his birthday this year and he did not attend [REDACTED] elementary school graduation.

10. During their most recent visits, Respondent slept for most of the time and left the children unattended. His house was unkempt, with alcohol bottles and cans of tobacco lying about. Respondent complained of being tired throughout the visits and did not change his clothes. The children told me that they are scared to be with Respondent.

11. In May 2016, the children and I had to leave our house in Sherman Oaks because of toxic mold. Respondent was working in San Francisco, and offered to let us use his home while we looked for a new place. I filed the Petition for Dissolution later that month, and when Respondent received it, he called me to tell me that the children and I needed to vacate the home by midnight, or he would call the sheriff and have us thrown out. I put all of our belongings in garbage bags and moved them to my mother's house that afternoon.

12. I do not know when Respondent is leaving the hospital. I am concerned for our safety, and a restraining order is necessary to ensure that Respondent does not harm me or our children.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on August 15, 2016, at Los Angeles, California.

See attached signature

[REDACTED]