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4 IN THE CIRCUIT COURT OF THE STATE OF OREGON
5 FOR THE COUNTY OF LINN

6 In the Matter of:

Case No.: 22DR00154

7 DONNA DOVE and
8 RAENI COLETON-RUSKE
9 Petitioners,
10 BLAINEY O'SHEA ELKINS

ORDER REQUIRING
PARTICIPATION IN CUSTODY
EVALUATION PURSUANT TO
ORS 107.425

11 Respondent.

12 THIS MATTER came before the Court on Petitioners' Motion for Order Requiring
13 Participate in Custody Evaluation.

14 The court finds the following statistical information to be correct.

15 Petitioners

Donna Dove
6922 W Ustick Rd
Boise, ID 837047

18 Raeni Coleton-Ruske
140 E 100 N.
Ivins, UT 84738

20 Attorney

Lorena Reynolds
555 NW Fifth St.
Corvallis, OR 97330

23 Children's Names

24 Kye Christopher Janssen

15 Respondent

Blainey Elkins

20 Attorney

Andrew Ivers
317 W 1st Ave Ste 302
PO Box 1033
Albany, OR 97321

23 Age

24 7

25 The Court being fully advised, NOW HEREBY ORDERS:
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1 1. Dr. Landon Poppleton, (hereinafter the Evaluator), address – 1119 7th St., Oregon
2 City, OR 97405; telephone number - (503) 454-6834, shall conduct a custody
3 evaluation/family study of the family in the above-entitled proceeding.

4 1.1. Each party shall waive any client confidentiality restrictions which might prevent
5 the Evaluator from testifying in Court regarding the recommendation. Either
6 party may call the Evaluator as a witness.

7 1.2. Unless waived by both parties, the Evaluator will prepare a detailed report
8 including recommendations and statements of findings. The attorneys for the
9 parties shall have the right to examine the Evaluator about the report after its
10 release.

11 1.3. The Evaluator's final written recommendation and statement of facts shall be
12 subject to the rules of evidence.

13 2. A copy of this order and any pleading either attorney believes to be relevant shall be
14 delivered to the Evaluator. Prior to issuance of the preliminary report, neither
15 attorney shall thereafter initiate communication with the Evaluator regarding the
16 merits of the case other than by letter, with a copy of that letter being provided to the
17 other attorney.

18 3. **Petitioners and Respondent and their respective counsel shall each:**

19 3.1. Fully cooperate with the Evaluator's investigation. This includes completing any
20 documentation, making and arriving promptly for all appointments, appearing
21 personally for the evaluation when required by the evaluator, and ensuring the
22 children's presence when the evaluator requires it. Failure to cooperate will be
23 considered by the Evaluator in making the recommendation.

24 3.2. **Submit to an analysis of blood or bodily fluid within 24 hours of a request from**
25 **the Evaluator for such an analysis. The person being examined will pay for the**
26

1 analysis. Failure to timely complete the requested analysis will be considered by
2 the Evaluator in making the recommendation.

3 3.3. Submit to any testing or any examination to be conducted by the evaluator or by
4 a psychologist of the Evaluator's choosing if requested by the Evaluator.

5 4. Petitioners shall pay the "upfront" costs of the evaluation, however the court will
6 retain jurisdiction to require Respondent to reimburse Petitioner for his half of the
7 cost.

8 5. This order is entered pursuant to the provisions of ORS 107.425.

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Circuit Court Judge, Brendan J. Kane

13 Prepared and submitted by:
14 Lorena Reynolds, OSB No. 981319
15 Attorney for Petitioners
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