

THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF LINN

IN THE MATTER OF
DONNA DOVE AND RAENI COLETON-
RUSKE,
Petitioner,
and
BLAINEY ELKINS,
Respondent.

Case No. 22DR00154

DECLARATION OF BLAINEY ELKINS

I, Blaine Elkins, being first duly sworn, do depose and say:

1. I am the mother of Kye Janssen and the Respondent in this matter and case no. 15PR00032.
2. For the reasons detailed forthwith, it is in Kye’s best interest for us to phase in contact immediately; and it is in Kye’s best interest that I be permitted to continue exercising my parental rights and responsibilities, by reviewing his medical, school, and other records, by obtaining them directly from those caregivers, institutions, and agencies.
3. First, briefly, there are several false and prejudicial statements in Petitioner’s *Declaration* dated March 21, 2024, and I must call the court’s attention to the most destructive of them:
 - a. At point 4, Petitioner swears that the adoption case she filed in Utah was dismissed because “Utah determined they did not have jurisdiction” due to the Oregon guardianship. That is false. In fact, Petitioner abandoned the Utah case when the court decided that she had “not undertaken reasonably diligent efforts” to serve me with those papers. Petitioner abandoned adoption rather than simply serve me. *Exhibit A*.
 - b. At point 5, Petitioner swears that Kye “has lived with me since he was three months old.” That is false. In fact, Kye was removed to Lake County, California in early 2015, placed with my half-sister, co-Petitioner Raeni Coleton-Ruske, and given a new identity. Petitioner had no authority to do so, and gave no notice to the Court. *Exhibit B, pages 1-5*.

1 c. At point 4, Petitioner swears that “From January 2015 to April 2023” I have “not once”
2 tried to “reach out to [her] to establish a relationship, provide support, or even inquire
3 as to how Kye is doing.” That is not true. In fact, Petitioner has been evading my
4 frequent attempts to contact her and build a relationship with Kye since spring 2015,
5 when I called or texted on a daily if not hourly basis. I am in the process of obtaining
6 phone records through Verizon. Petitioner(s) blocked me on social media, and upon
7 evidence and belief, told other family members to do likewise.

8 4. There are too many other prejudicial falsehoods to itemize herein, but the above are central to
9 the matter at hand, and therefore diminish Petitioner’s credibility.

10 5. Because of Petitioner’s perjury, I am concerned for Kye’s safety and wellbeing. My concern
11 is reasonable and justified, and is heightened by the additional points provided forthwith.

12 6. Upon the following information and belief, Kye is being medically abused by Petitioner(s):

13 a. Petitioner sought treatment for my son under at least two different names. *Exhibit B*.

14 b. Through discovery, Petitioner provided only 8 distinct medical records, totaling 26
15 pages. Several duplicate pages had to be removed from the PDF Petitioner provided.
16 *Exhibit C*.

17 c. Petitioner provided no medical records of *any* kind for Kye for 2014, 2015, 2016, 2020,
18 2021, 2022, and 2023. *Exhibit C*.

19 d. One record (a school absence note) referred to a 3-day medical event or hospitalization
20 for which Petitioner provided no records. *Exhibit B, page 26*.

21 e. The earliest record provided was one visit to a psychologist in California, which
22 accounted for 5 of the 26 total pages. *Id., pages 1-5*.

23 f. Petitioner provided only 13 pages related to Kye’s *physical* health.

24 g. Petitioner maintains that Kye is a very sick child with fetal alcohol syndrome. The few
25 medical records Petitioner provided show that Kye’s caregivers do not agree with her
26 diagnosis. *Id., pages 14-15*.

27 h. Kye was born at 32 weeks, by C-section, because his heart rate was low. He was
28 transferred to a hospital that had a NICU, because he was born so prematurely. He was
otherwise healthy at birth.

- i. My other two children were premature C-sections, due to preeclampsia. Like Kye, they were otherwise healthy at birth. They are both healthy, thriving, and of normal intelligence. My middle son does not have an “intellectual disability” as Petitioner(s) erroneously reported to caregivers. *Id.*, page 16.
 - j. The medical records Petitioner provided show that Petitioner(s) have been shopping for a diagnosis that Kye has a mental defect and/or is of low I.Q. *Id.*, generally.
 - k. The medical records are full of false information about me and my medical history; my other sons’ medical histories; and Kye’s father’s medical history. That history was dictated by Petitioners to caregivers to support the diagnoses they sought. That false information should not be mistaken for Kye’s actual medical history. *Id.*, pages 15-16.
 - l. Petitioner physically abused me as a child, and subjected me to mental cruelty, including telling me (and others) that I have a low I.Q., am intellectually disabled, and have fetal alcohol syndrome. Petitioner is apparently abusing Kye in the same manner.
 - m. Petitioner wishes to portray Kye as a very sick and intellectually disabled boy, who simultaneously doesn’t go to the doctor very often. *Exhibit C.*
 - n. Kye was a healthy but premature baby when he left the hospital. If he is now sick, he became sick under Petitioner’s care. And if Kye is actually sick and intellectually disabled as Petitioner claims, then Petitioner has improperly withheld discovery that would evidence those claims. *Id.*
7. Before the *Protective Order* was signed, I shared discovery with two friends who helped me review it and identify gaps in Kye’s medical history. This case has left me alone and overwhelmed, but I will not share discovery going forward.
 8. Kye is enrolled in school under a fictitious name. If Petitioner(s) legally changed Kye’s name in UT or CA, I was not notified.
 9. Petitioners are variously listed in school records as parent, guardian, grandmother, mother, and aunt, and their contact numbers are area codes in California and Oregon. *Exhibit D.*
 10. I am dismayed that no mandatory reporters at Kye’s school or at his doctor’s offices thought it was unusual for his name to be entirely different than the one on his birth certificate.
 11. The tiny photo of Kye in the school records I received is the only photo I have seen of Kye since he was taken from me nine years ago. *Id.*, page 4.
 12. It is in Kye’s best interest to begin the reunification process as soon as is practicable.

1 13. It is in Kye’s best interest that I should not be stripped of my parental right to directly and
2 independently inspect his medical and school records. That parental right is the only tool that
3 remains at my disposal to safeguard my son’s health and safety, as there have been no
4 mandatory reports or welfare checks made in case no. 15PR00032 since it was initiated.

5 14. I am gravely concerned that my son is being medically, physically, and mentally abused by
6 Petitioner(s). My concern increases with every lie uttered by Petitioners in this matter, and
7 every time they demonstrate their belief that they are above the law.

8 15. I am concerned that Petitioners, whose true addresses are unknown, may flee without notice.
9 *Exhibit E.*

10 16. My concern is heightened because there is a growing awareness that Petitioner(s) are
11 engaged in abhorrent and criminal conduct.

12 17. My chief concern is to immediately protect my son, and ensure his safety and wellbeing; and
13 to move forward with reunification.

14 18. However, I will continue to report the crimes that underlie this case—as I have been doing
15 since 2015—and continue to maintain that my son Kye and I are the victims of fraud,
16 forgery, identity theft, and custodial interference. Every day apart from Kye has been a
17 nightmare for me, that does not seem like it will ever end.

18 19. For the above reasons, Petitioners should be restrained from moving and further interfering
19 with my parental rights, and Petitioner(s) should be sanctioned for their perjury.

20 I HEREBY DECLARE THAT THE ABOVE STATEMENT IS TRUE TO THE BEST OF MY
21 KNOWLEDGE AND BELIEF, AND THAT I UNDERSTAND IT IS MADE FOR USE AS
22 EVIDENCE IN COURT AND IS SUBJECT TO PENALTY OF PERJURY.

23 4/6/2024

24 Dated this _____ day of April, 2024.

25 DocuSigned by:

26 *Blainey Elkins*

27 Blainey Elkins, Respondent

Fifth District Juvenile Court
FOR WASHINGTON COUNTY, STATE OF UTAH

STATE OF UTAH, in the interest of	Order Denying Without Prejudice Petitioner's Ex Parte Motion for Alternative Service of the Petition
Jannsen, Kye Christopher 07-19-2014	Case No. 1188192
A person under the age of 18 years	Judge Paul Dame

1188192 - Kye Christopher Jannsen

1 - Termination Of Parental Rights

Petitioner's Motion for Alternative Service of the Petition (the Motion) is denied without prejudice because the Petitioner has not undertaken reasonably diligent efforts to locate the Respondent. See Utah R. Civ. P. 4(d)(5)(A).

The only efforts set out in the Petitioner's declaration in support of the Motion are "speaking with some of Respondent's siblings." Declaration of Donna Dove at ¶ 6.

This does not constitute reasonably diligent efforts. See C504750P LLC v. Baker, 2017 UT App 36, ¶¶ 8-13, 397 P.3d 599; Jackson Const. Co. v. Marrs, 2004 UT 89, ¶¶ 11, 15-23, 100 P.3d 1211.

SIGNED BY THE COURT

/s/ Judge Paul E Dame

and filed on 07-20-2020 12:57 PM

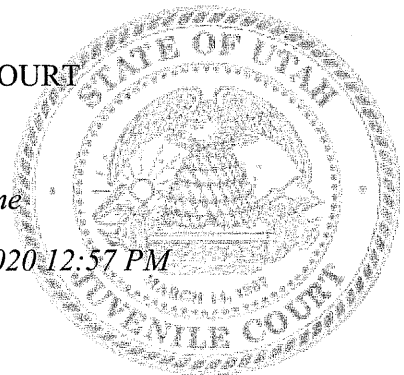


Exhibit " A "
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