

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF MARIN**

DATE: 11/09/18 TIME: 8:30 A.M. DEPT: H CASE NO: FL050054

PRESIDING: HON. VERNA A. ADAMS

REPORTER:

CLERK: P. OKUBO

PETITIONER: JOHANNA ROSE
ZABIEREK

and

RESPONDENT: PAUL ANDREW
ZABIEREK

NATURE OF PROCEEDINGS: OTHER – COLLEGE FUND MONEY [PETR] JOHANNA
ROSE ZABIEREK

RULING

Appearances required.

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF MARIN**

DATE: 11/09/18 TIME: 8:30 A.M. DEPT: H CASE NO: FL1006703

PRESIDING: HON. VERNA A. ADAMS

REPORTER:

CLERK: P. OKUBO

PETITIONER: KATHRYN ALYCE
 BENSONGOETZ

and

RESPONDENT: MATTHEW DAVID
 GOETZ

NATURE OF PROCEEDINGS: OTHER – REMOVE FATHER’S NAME FROM
CHILDREN’S BIRTH CERTIFICATES [PETR] KATHRYN ALYCE BENSONGOETZ

RULING

Petitioner/Mother’s Request for Order (RFO) to remove Respondent/Father’s name from the children’s birth certificates is denied. The RFO is defective in that there is no proof of service on Father. However, even if the RFO had been properly served, the court is not aware of any legal authority for such an order, and Petitioner has not cited any to the court.

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF MARIN**

DATE: 11/09/18 TIME: 8:30 A.M. DEPT: H CASE NO: FL1700459

PRESIDING: HON. VERNA A. ADAMS

REPORTER:

CLERK: P. OKUBO

PETITIONER: JESSICA L. HAMMER

and

RESPONDENT: JONATHAN M. HAMMER

NATURE OF PROCEEDINGS: VISITATION [RESP] JONATHAN M. HAMMER

RULING

Based on the information before the court it appears that the best interests of the parties' minor children, Stelly, born April 19, 2010, and Scout, born May 2, 2013, will be served by the court adopting the recommendations of Family Court Services in their report issued on November 5, 2018, as modified by the court. The court will do so and the parenting plan is set forth below:

1. As specified in ¶¶3.1 and 3.2 of their stipulated judgment filed December 8, 2017, the parties will continue to share legal and physical custody of their minor children.
2. The children shall resume the 5/2/2/5 schedule that they had previously been on per ¶3.4(B) of their stipulated judgment, forthwith.
3. The children shall not be pulled out of school by either parent for the purposes of travel or vacation when school is in session absent mutual parental agreement. Exceptions for such absences shall be made only for agreed upon significant reasons.
4. Neither parent shall take the children out of the country without express written consent from the other parent or court order. Consent shall not be unreasonably withheld for any reasonable requests to travel out of the country with the children during a parent's custodial vacation periods provided that the country where the children will be traveling to does not present a safety risk for the children. The traveling parent shall provide the other parent with a complete itinerary including proof of purchase of return plane tickets, airline information, addresses where the children will be staying, a contact number where the children can be reached, etc.

5. Parents and the children shall participate in family therapy with Andrew Lamden. The family therapist shall make recommendations regarding whether or not one or both of the children could benefit from participating in individual therapy as well as the family therapy. The children shall not be seen by separate therapists for their individual therapy. The children shall see the same child therapist if they are in need of therapy. Parents shall sign releases for the family therapist and the children's therapist so that they may communicate with one another regarding a treatment plan. Mr. Lamden shall be furnished with a copy of Family Court Services' report and with this Order.
6. Neither parent shall unilaterally change the custody schedule and withhold the children from being able to exercise the custody schedule absent mutual parental agreement to modify the schedule in any way.
7. Neither parent shall disparage the other parent to the children or within hearing of the children nor shall they place the children in the middle of the parental conflict.
8. The vacation and holiday schedule set forth in ¶3.4(B) of the parties' stipulated judgment shall remain in full force and effect.
9. ¶¶3.5, 3.6, 3.7, and 3.9 of the stipulated judgment shall remain in full force and effect.

As authorized by W&I §827(a)(1)(L), this court has contacted Children and Family Services (CFS) to inquire about its investigation, if any, regarding the incident reported by Mother in her declaration of November 6, 2018. CFS is not opening an investigation.

Counsel for Father to prepare formal order after hearing.