

ATTORNEY OR PARTY WITHOUT ATTORNEY (name, State Bar number, and address): Philip Zullo PO Box 3077 Canyon Country, Ca 91386 TELEPHONE NO.: 661-755-7244 FAX NO. (optional): 661-299-1151 E-MAIL ADDRESS (optional): philipzullo@gmail.com ATTORNEY FOR (name): PHILIP ZULLO (PRO PER)	FOR COURT USE ONLY ELECTRONICALLY FILED Superior Court of California County of Orange Lamoreaux Justice Center 9/13/2022 1:08 PM David H. Yamasaki, Clerk of the Court By: J. Duong, Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF STREET ADDRESS: 341 The City Dr S MAILING ADDRESS: 341 The City Dr S CITY AND ZIP CODE: Orange 92868 BRANCH NAME: Lamoreaux Justice Center	
PETITIONER/PLAINTIFF: Marcia Yvonne Robertson RESPONDENT/DEFENDANT: Philip Zullo OTHER PARTY/PARENT: Fred/Teresa Zullo (ONLY INVOLVED ALIVE GRANP)	
ORDER TO SHOW CAUSE AND AFFIDAVIT FOR CONTEMPT	
CASE NUMBER: 17FL000138	

<p style="text-align: center;">NOTICE!</p> <p>A contempt proceeding is criminal in nature. If the court finds you in contempt, the possible penalties include jail sentence, community service, and fine.</p> <p>You are entitled to the services of an attorney, who should be consulted promptly in order to assist you. If you cannot afford an attorney, the court may appoint an attorney to represent you.</p>	<p style="text-align: center;">¡AVISO!</p> <p>Un proceso judicial por desacato es de índole criminal. Si la corte le declara a usted en desacato, las sanciones posibles incluyen penas de prisión y de servicio a la comunidad, y multas.</p> <p>Usted tiene derecho a los servicios de un abogado, a quien debe consultar sin demora para obtener ayuda. Si no puede pagar a un abogado, la corte podrá nombrar a un abogado para que le represente.</p>
---	---

1. TO CITEE (name of person you allege has violated the orders): Marcia Yvonne Robertson
2. YOU ARE ORDERED TO APPEAR IN THIS COURT AS FOLLOWS, TO GIVE ANY LEGAL REASON WHY THIS COURT SHOULD NOT FIND YOU GUILTY OF CONTEMPT, PUNISH YOU FOR WILLFULLY DISOBEYING ITS ORDERS AS SET FORTH IN THE AFFIDAVIT BELOW AND ANY ATTACHED AFFIDAVIT OF FACTS CONSTITUTING CONTEMPT; AND REQUIRE YOU TO PAY, FOR THE BENEFIT OF THE MOVING PARTY, THE ATTORNEY FEES AND COSTS OF THIS PROCEEDING.

a. Date: 11/4/2022	Time: 8:45 AM	Dept.: L63	Rm.:
---------------------------	----------------------	-------------------	------

b. Address of court: same as noted above other (specify):

Date: 9/13/2022 1:08 PM


JUDGE JULIE A. PALAFOX
 JUDICIAL OFFICER

AFFIDAVIT SUPPORTING ORDER TO SHOW CAUSE FOR CONTEMPT

3. An Affidavit of Facts Constituting Contempt (form FL-411 or FL-412) is attached.
4. Citee has willfully disobeyed certain orders of this court as set forth in this affidavit and any attached affidavits.
5. a. Citee had knowledge of the order in that
 - (1) citee was present in court at the time the order was made.
 - (2) citee was served with a copy of the order.
 - (3) citee signed a stipulation upon which the order was based.
 - (4) other (specify): on 5-04-2017 Judge Craig E. Arthur ordered my 50 Custody and visitation schedule PLEASE SEE attachment 5a(4)

Continued on Attachment 5a(4).
- b. Citee was able to comply with each order when it was disobeyed.
6. Based on the instances of disobedience described in this affidavit
 - a. I have not previously filed a request with the court that the citee be held in contempt.
 - b. I have previously filed a request with the court that the citee be held in contempt (specify date filed and results):

Continued on Attachment 6b.

PETITIONER/PLAINTIFF: Marcia Yvonne Robertson RESPONDENT/DEFENDANT: Philip Zullo OTHER PARTY/PARENT: Fred/Teresa Zullo (ONLY INVOLVED ALIVE GRANP)	CASE NUMBER: 17FL000138
--	----------------------------

7. Citee has previously been found in contempt of a court order (specify case, court, date):

Continued on Attachment 7.

8. Each order disobeyed and each instance of disobedience is described as follows:

- a. Orders for child support, spousal support, family support, attorney fees, and court or other litigation costs (see attached *Affidavit of Facts Constituting Contempt* (form FL-411))
- b. Domestic violence restraining orders and child custody and visitation orders (see attached *Affidavit of Facts Constituting Contempt* (form FL-412))
- c. Injunctive or other order (specify which order was violated, how the order was violated, and when the order was violated):

regarding the orders by the court ordered visitation they were a court order by Craig E. Arthur on 5-04-2017 and the orders were good and valid until January 2020 depriving me of the loving relationship that is protected by law FAMILY CODE 3020.

Continued on Attachment 8c.

d. Other material facts, including facts indicating that the violation of the orders was without justification or excuse (specify):

Each subsequent court date when I addressed her contempt nothing was done. The La Habra Police Department would not come out if they were busy never. if by chance the La Habra Police were not to busy they would come by talk to her, tell me its civil and give me an incident report number

i have attached police incident reports from LA HARBRA POLICE DEPARTMENT

Continued on Attachment 8d.

e. I am requesting that attorney fees and costs be awarded to me for the costs of pursuing this contempt action. (A copy of my *Income and Expense Declaration* (form FL-150) is attached.)

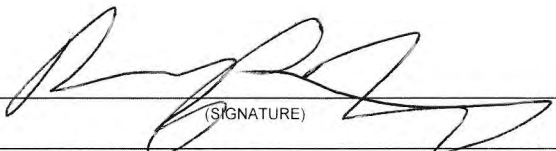
WARNING: IF YOU PURSUE THIS CONTEMPT ACTION, IT MAY AFFECT THE ABILITY OF THE DISTRICT ATTORNEY TO PROSECUTE THE CITEE CRIMINALLY FOR THE SAME VIOLATIONS.

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

Date: August 22, 2022

PHILIP ZULLO

(TYPE OR PRINT NAME)


 (SIGNATURE)

PLAINTIFF/PETITIONER: Marcia Yvonne Robertson	CASE NUMBER:
DEFENDANT/RESPONDENT: PHILIP ZULLO	17FL000138

DECLARATION

(This form must be attached to another form or court paper before it can be filed in court.)

attachment 5a(4) FL-410 CONTEMPT

attached is the MAY 4, 2017 orders directly allowed me custody and visitation but over the years the petitioner, Marcia Robertson has gone out of her way to try and make visitation with my son a painfully hard experience. The courts permittance of Mrs. Robertson's on-going negative behavior which directly goes FAMILY CODE 3020 by ordering the petitioner to allow me the quality time that i deserve and is my right that was consistantly neglected.

Everyday via text i aksed her to obey the court order and let me have my court ordered visits with my son. If she was more normal she would realize the value of 2 parents sharing a child 50% but she would cheat me of my limited visits of every other weekend albeit the court assigning me 50% physical custody, school and medical yet somehow the court wasn't good with math since thier 50% Physical custody merely yielded every other weekend and there are at least 28 days in every month. 50% should be 2 weeks. Simple if they made it simple!

Each subsequent court date when I addressed her contempt nothing was done. The La Habra Police Department would not come out if they would say they were busy, which is basically most of the time. if by chance the La Habra Police were not too busy they would come by talk to her, tell me its civil and give me an incident report number and leave with me empty handed having driving 2 hours one way to not come home with my son and law enforcement do nothing is very upsetting.

California Penal Code 278.5 PC makes it a crime maliciously to deprive another adult of his/her lawful right to custody of, or visitation with, a child. Deprivation of custody is sometimes referred to as "child detention."

278.5. (a) Every person who takes, entices away, keeps, withholds, or conceals a child and maliciously deprives a lawful custodian of a right to custody, or a person of a right to visitation, shall be punished by imprisonment in a county jail not exceeding one year, a fine not exceeding one thousand dollars (\$1,000), or both that fine and imprisonment, or by imprisonment pursuant to subdivision (h) of Section 1170 for 16 months, or two or three years, a fine not exceeding ten thousand dollars (\$10,000), or both that fine and imprisonment.

(b) Nothing contained in this section limits the court's contempt power.

(c) A custody order obtained after the taking, enticing away, keeping, withholding, or concealing of a child does not constitute a defense to a crime charged under this section.

Penal Code 273a(b) addresses less serious situations where a person either endangers the safety of a child or inflicts, causes, or permits unjustifiable pain or mental suffering to a child (depriving a child of his loving father's relationship to go from daily chats and always together to nothing at all thanks to the courts embarrassing overreach and allowance of the petitioner, Marcia Robertson's repeated abuse of the court system and repeated different typoses of contempt of the court all geared at danger towards the child.

b) Any person who, under circumstances or conditions other than those likely to produce great bodily harm or death, willfully causes or permits any child to suffer, or inflicts thereon unjustifiable physical pain or mental suffering, or having the care or custody of any child, willfully causes or permits the person or health of that child to be injured, or willfully causes or permits that child to be placed in a situation where his or her person or health may be endangered, is guilty of a misdemeanor.

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

Date: 8/17/22

PHILIP ZULLO

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

- Attorney for
- Plaintiff
- Petitioner
- Defendant
- Respondent
- Other (Specify):

PLAINTIFF/PETITIONER: Marcia Yvonne Robertson DEFENDANT/RESPONDENT: PHILIP ZULLO	CASE NUMBER: 17FL000138
---	----------------------------

DECLARATION

(This form must be attached to another form or court paper before it can be filed in court.)

attachment 8(c) FL-410 CONTEMPT #2

regarding the orders by the court ordered visitation they were a court order by Craig C. Arthur on 5-04-2017 and the orders were good and valid until January 2020 where custody was changed due to the perjury and manipulation by the petitioner, Marcia Robertson and failure by opposing council Paul D. Toepel to be honest to the tribunal. So due to the court not understanding the truth because they were misled the orders were changed in January 2020. The court was led to believe nothing was wrong or going on in Mrs Robertson, the petitioner's, home. A wanted sexual criminal being housed, raised, and exploiting my sons innocence using my sons, 8 years old at the time, iphone to take nude photos in public parks of the adult. **The wanted fugitive then committed 288 PC & 288.2 PC when he handed my minor victim sons phone back to him.** The court was never privy to the truth as they allowed **opposing council was in violation of Rule 3.3: Candor Toward the Tribunal** and the petitioner also misled the tribunal when both of them committed perjury which enraged me causing my temper to piss off the judge and each time he reprimanded me i cussed him out compounding his punishment causing him to abuse his powers and violate family code 3020 letting me part of the process, he could have punished me with contempt but being vindictive and taking my fatherhood away was better for his ego.

That was a total of 3 year of multiple days of direct violation of my court ordered visits and never getting my phone calls depriving me of the loving relationship that is **protected by law FAMILY CODE 3020**. The respondent testified in court she doesn't have time! I have cited supreme court rulings proving he is an idiot and should be dis-barred and removed from the bench

The power of one judge of the superior court is equal to and coordinate with another. *Michigan Nat'l Bank v. Hanner*, 268 N.C. 668, 670, 151 S.E.2d 579, 580 (1960). Accordingly, it is well established in our jurisprudence 'that no appeal lies from one Superior Court judge to another; that one Superior Court judge may not correct another's errors of law; and that ordinarily one judge may not modify, overrule, or change the judgment of another Superior Court judge previously made in the same action.' *Calloway v. Ford Motor Co.*, 281 N.C. 496, 501, 189 S.E.2d 484, 488 (1972)." *State v. Woodridge*, 357 N.C. 544, 549 (2003).

"One superior court judge may only modify, overrule or change the order of another superior court judge where the original order was (1) interlocutory, (2) discretionary, and (3) there has been a substantial change of circumstances since the entry of the prior order. *Stone v. Martin*, 69 N.C. App. 650, 652, 318 S.E.2d 108, 110 (1984). A substantial change in circumstances exists if since the entry of the prior order, there has been an 'intervention of new facts which bear upon the propriety' of the previous order. See *Calloway v. Motor Co.*, 281 N.C. 496, 505, 189 S.E.2d 484, 490 (1972)." *First Fin. Ins. Co. v. Commercial Coverage Inc.*, 154 N.C. App. 504, 507 (2002).

Generally, appeal is the means to correct or overrule a final order, and once a final order is appealed the trial court loses jurisdiction to act further in the case. *Bowen v. Hodge Motor Co.*, 292 N.C. 633 (1977).

d. If an interlocutory order affects a substantial right, it may be appealed immediately. *G.S. 1-277, 7A-27(d)*; *Lovelace v. City of Shelby*, 133 N.C. App. 408 (1999), *rev'd on other grounds*, 351 N.C. 458 (2000). Upon appeal, the trial court loses jurisdiction to act further, just as with a final order.

A district court judge may not overrule another district judge. *In re Royster*, 361 N.C. 560, 563 (2007); *Town of Sylva v. Gibson*, 51 N.C. App. 545 (1981). Nor may a district court judge modify an order of the Court of Appeals. *Ross v. Ross (now Osborne)*, 194 N.C. App. 365, 369 (2008).

If the legal issue is the same, it does not matter that the motion heard by the second judge is different than the one decided by the first judge. a. The second judge's decision on summary judgment was void because it was based on the same legal issue as the first judge's decision denying a motion to dismiss. *Adkins v. Stanly County Board of Education*, 203 N.C. App. 642, 647-48 (2010). Although the two motions differed, the linchpin legal issue for each was whether the dismissed public employee had been

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

Date:

PHILIP ZULLO

(TYPE OR PRINT NAME)

(SIGNATURE OF DECLARANT)

- Attorney for Plaintiff Petitioner Defendant
 Respondent Other (Specify):

7
JV-200

ATTORNEY OR PARTY WITHOUT ATTORNEY: NAME: LEON J. PAGE, COUNTY COUNSEL FIRM NAME: and JANELLE B. PRICE, DEPUTY STREET ADDRESS: 333 West Santa Ana Blvd, Suite 407 CITY: Santa Ana, California TELEPHONE NO.: 714-935-6400 E-MAIL ADDRESS: ATTORNEY FOR (name): Petitioner: Orange County Social Services Agency	STATE BAR NO.: SBN: 162791 ZIP CODE: 92703 FAX NO.: 714-935-6787	<p style="text-align: center;">FILED</p> <p style="text-align: center;">SUPERIOR COURT OF CALIFORNIA COUNTY OF ORANGE LAMOREAUX JUSTICE CENTER</p> <p style="text-align: center;">MAY 04 2017</p> <p style="text-align: center;">DAVID H. YAMASAKI, Clerk of the Court</p> <p style="text-align: center;">BY: <u>M. MURATALLA</u> DEPUTY</p>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE STREET ADDRESS: 341 The City Drive South MAILING ADDRESS: PO Box 14169 CITY AND ZIP CODE: Orange, California 92868 BRANCH NAME: LAMOREAUX JUSTICE CENTER, JUVENILE DIVISION		
CASE NAME: <p style="text-align: center;">LOMBARDI, Michael Fredrick</p>		
CUSTODY ORDER—JUVENILE—FINAL JUDGMENT		CASE NUMBER: JUVENILE: 18DP1054 FAMILY (existing, if one, otherwise, new): 17FL000138

Date of hearing: April 19, 2017 Dept.: L34
 Judicial officer (name): The Honorable Craig E. Arthur

THE COURT FINDS AND ORDERS

- Jurisdiction.** This court has jurisdiction to make child custody orders in this case under the Uniform Child Custody Jurisdiction and Enforcement Act (Fam. Code, §§ 3400–3465).
 - Notice and opportunity to be heard.** The parties were given notice and an opportunity to be heard as provided by the laws of the State of California.
 - Country of habitual residence.** The country of habitual residence of the child or children in this case is the United States other (specify):
 - Penalties for violating this order.** If you violate this order, you may be subject to civil or criminal penalties or both.

- Name: Marcia Robertson Mother Father
 - Name: Phillip M. Zullo Mother Father
 - Name: Mother Father

are the parents of the children listed in Item 3.

Parents are are not married to each other.
 Parents do do not reside together.

3. Custody. Custody of the minor children is ordered as follows:

Child's name	Date of birth	Legal custody to (name):	Physical custody to (name):	Primary residence with (name):
Michael Fredrick Lombardi	12/19/2011	Mother/Father	Mother	Mother

*P Case
Judgement of Paternity*

- Additional children listed on Attachment 3.
 This order reflects a change in the physical custody of the child or children to the custody of a formerly noncustodial parent.

JV-200

CASE NAME: LOMBARDI, Michael Fredrick	CASE NUMBER: JUVENILE: 16DP1054 FAMILY: 17 FL 000138
--	--

5. Visitation (parenting time) of (name of parent): Phillip M. Zullo
This parent may spend time with the children as follows:
 All children listed in item 3 The following children (name each):
- a. As arranged by the parents, but no less than (minimum): hour(s), times per (time period):
b. As stated on the attached form JV-205.
c. No visitation is ordered for the reasons stated on the attached form JV-206 on Attachment 5c.
6. Visitation (parenting time) of (name of parent):
This parent may spend time with the children as follows:
 All children listed in item 3 The following children (name each):
- a. As arranged by the parents, but no less than (minimum): hour(s), times per (time period):
b. As stated on the attached form JV-205.
c. No visitation is ordered for the reasons stated on the attached form JV-206 on Attachment 6c.
7. Child abduction prevention. There is a risk that one parent will take the children out of California without the other parent's permission. Child Abduction Prevention Order Attachment (form FL-341(B)) is attached and must be obeyed.
8. Change of residence. Under Family Code section 3024, unless there is prior written agreement to the change, any parent planning to change the residence of the child(ren) for longer than 30 days must provide notice to the other parent(s) at least 45 days before the proposed change to the extent feasible to allow time for mediation of a new plan.
9. Parentage (attach court order). (Name): Phillip M. Zullo was declared or adjudged
the biological presumed parent of (names of children): Michael Fredrick Lombardi
- by court order (specify county and case number): Los Angeles County, DK07401
 juvenile court family court other (specify):
on (date): September 17, 2014
 Additional parentage determination(s) and order(s) listed on Attachment 9.
10. Additional physical custody provisions. The parents will follow the physical custody provisions listed in the schedule
 on Attachment 10.
 on Visitation (Parenting Time) Order—Juvenile (form JV-205).
 on Additional Provisions—Physical Custody Attachment (form FL-341(D)).
11. Holiday schedule. The children will spend holiday time as listed in the schedule
 on Attachment 11.
 on Children's Holiday Schedule Attachment (form FL-341(C)).
12. Joint legal custody. The parents will share joint legal custody as listed in the plan
 on Attachment 12.
 on Joint Legal Custody Attachment (form FL-341(E)).

JV-200

CASE NAME: LOMBARDI, Michael Fredrick	CASE NUMBER: JUVENILE: 16DP1054 FAMILY: 17FL000138
--	--

13. Other findings and orders (including circumstances underlying any limits on custody or visitation at the time of the order):
If any party seeks to modify these orders, the Orange County Juvenile Court file may be reviewed to determine the original allegations leading to dependency, the findings concerning prior allegations, the disposition of the case, and the reason for terminating dependency.

- Continued on the attached form JV-206.
 Continued on Attachment 13.

NOTICE

The juvenile court has terminated jurisdiction over the children listed in 3.

All requests for modification or termination of these orders must be brought in the family court case in which these orders are filed.

14. a. A criminal protective order on form CR-160 relating to the parties in this case is currently valid and in effect in case number (specify):
in (specify court, if known):
The order is scheduled to expire on (expiration date):
- b. A Domestic Violence Prevention Act protective order on form DV-110, DV-116, DV-130, or DV-730 relating to the parties in this case is currently valid and in effect in case number (specify):
in (specify court, if known):
The order is scheduled to expire on (expiration date):
- c. A restraining order (form JV-250, JV-255, or JV-257) is attached.

Instruction for Law Enforcement

Conflicting Orders—Priorities for Enforcement.

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following order (see Pen. Code, § 136.2, and Fam. Code, §§ 6383(h)(2), 6405(b).):

1. **EPO:** If one of the orders is an *Emergency Protective Order* (form EPO-001) and it is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. **No-Contact Order:** If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence in enforcement over any other restraining or protective order.
3. **Criminal Order:** If none of the orders includes a no-contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. **Family, Juvenile, or Civil Order:** If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

~~Personal services to be made upon the juvenile court pursuant to the~~
Policy of the Juvenile and Family Law Courts.

Date: 4/19/17

Craig E. Ant
JUDICIAL OFFICER OF THE JUVENILE COURT

(See reverse for transmittal and filing instructions.)

JV-200

CASE NAME: LOMBARDI, Michael Fredrick	CASE NUMBER: JUVENILE: 16DP1054 FAMILY: 17 FL 00 01 38
--	--

15. The (check one): clerk of the juvenile court parent given physical custody parent's attorney county counsel is directed to transmit this order within 10 calendar days to the clerk of the superior court in any county where a proceeding described in rule 5.700(a)(1) involving the child or children is pending or, if no such case exists, to the clerk of the court in (specify jurisdiction): Orange County which is (in order of preference):
- the county where the parent who holds sole physical custody resides.
 - the county where the child's or children's primary residence is located (if no parent holds sole physical custody).
 - a county or location where a parent resides.
 - other(name of jurisdiction):

To the clerk of the receiving court:

16. Immediately on receiving this order, file the order as described in rule 5.475(a)(1) or 5.700(b) in a pending proceeding or a new file.
17. After filing the order, send an endorsed file-stamped copy of this order showing the case number assigned by your court by first-class mail to the originating juvenile court and:
- a. The parent in 2a (name and mailing address): Marcia Robertson
2321 Oakland Drive, La Habra, CA 90631-5053
 - b. The parent in 2b (name and mailing address): Phillip M. Zullo
27505 Sand Canyon Road, Canyon County, CA 91387-3636
 - c. The parent in 2c (name and mailing address):
 - d. Other (name and mailing address): All attorneys of records (see attached)
Lindsay White, SSA Bldg 128, 840 N Eckhoff St., Orange, CA 92868

with a completed clerk's certificate of mailing (see below).

CLERK'S CERTIFICATE OF MAILING
(To be completed by clerk of receiving court)

I certify that I am not a party to this cause and that an endorsed filed copy of the foregoing order was mailed as follows: Each copy was enclosed in an envelope with postage fully prepaid. The envelopes were addressed to the originating court and to each person whose name and address are given in item 17. Each envelope was sealed and deposited with the United States Postal Service

at (place): ORANGE

on (date): MAY 04 2017

Date:

MAY 04 2017

DAVID H. YAMASAKI

Clerk, by

, Deputy

JV-205

CASE NAME: LOMBARDI, Michael Fredrick	CASE NUMBER: JUVENILE: 16DP1054 FAMILY: 17 FL000138
---------------------------------------	---

VISITATION (PARENTING TIME) ORDER—JUVENILE

Attachment to Custody Order—Juvenile—Final Judgment (form JV-200)

Notice of Hearing and Temporary Restraining Order—Juvenile (form JV-250)

Restraining Order—Juvenile (form JV-255) Change to Restraining Order After Hearing (form JV-257)

1. This order applies to the following children (name each):

- a. Michael Fredrick Lombardi
- b. _____
- c. _____
- d. _____
- e. _____
- f. _____

2. VISITATION (Parenting Time) (name of parent): Phillip M. Zullo will have the children with him or her (NOTE: Either a or b must be checked. If neither is checked, this order may not be enforceable.)

a. as stated in the visitation agreement on Attachment 2a.

or

b. as follows:

(1) Weekends starting on (specify date):

- First weekend of the month (specify day(s) and times): from _____ at _____ a.m. p.m.
to _____ at _____ a.m. p.m.
- Second weekend of the month (specify day(s) and times): from _____ at _____ a.m. p.m.
to _____ at _____ a.m. p.m.
- Third weekend of the month (specify day(s) and times): from _____ at _____ a.m. p.m.
to _____ at _____ a.m. p.m.
- Fourth weekend of the month (specify day(s) and times): from _____ at _____ a.m. p.m.
to _____ at _____ a.m. p.m.
- Fifth weekend of the month (specify day(s) and times): from _____ at _____ a.m. p.m.
to _____ at _____ a.m. p.m.

(2) Alternating weekends starting on (specify date): 4/21/2017 from Friday at 3:00 a.m. p.m. to Sunday at 3:00 a.m. p.m.

(3) Midweek from _____ at _____ a.m. p.m. to _____ at _____ a.m. p.m.

(4) Other (specify days and times as well as any additional conditions): On weeks that Father does not have a weekend visits, Father to have one 3-hour visit with the child in Orange County.

Continued on Attachment 2b(4).

3. SUPERVISED VISITATION. Until further order of the superior court other (specify):

(name of parent): Phillip M. Zullo may have only supervised visitation with the children according to the schedule in 2 for the reasons stated on the attached form JV-206 Attachment 3.

Visit supervisor (name): Fred and Teresa Zullo Phone #: (661) 298-1141 E-mail:

4. TRANSPORTATION FOR VISITATION AND PLACE OF EXCHANGE

- a. Transportation to the visits must be provided by Parent (name): Other (specify): Paternal grandparents
- b. Transportation from the visits must be provided by Parent (name): Mother, Marcia Robertson Other (specify):
- c. The children must be delivered to and picked up (specify location):
- d. Other (specify):

CASE NAME: LOMBARDI, Michael Fredrick	JV-205
	CASE NUMBER: JUVENILE: 16DP1054 FAMILY: 17FL000138

5. **TRAVEL WITH CHILDREN.** Parent (name):
 must have written permission from the other parent (name):
 or a court order to take the children out of
- a. the state of California.
 - b. the following counties (specify):
 - c. other places (specify):

6. **Other findings and orders** (specify circumstances, at the time of the order, underlying any limits on visitation):
 Parents may, by mutual agreement, change the dates and times of the visits.

- Continued on Attachment 6.
- Continued on the attached form JV-206.

Instruction for Law Enforcement

Conflicting Orders—Priorities for Enforcement.

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following order (see Pen. Code, § 136.2, and Fam. Code, §§ 6383(h)(2) and 6405(b)):

1. **EPO:** If one of the orders is an *Emergency Protective Order* (form EPO-001) and it is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. **No-Contact Order:** If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence in enforcement over any other restraining or protective order.
3. **Criminal Order:** If none of the orders includes a no-contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. **Family, Juvenile, or Civil Order:** If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

SHORT TITLE: LOMBARDI, Michael Fredrick	CASE NUMBER: 16DP1054	MC-025
--	--------------------------	--------

ATTACHMENT (Number): 2b(4)

17 FL 000138

(This Attachment may be used with any Judicial Council form.)

Child to be with Mother on her birthday and with Father on his birthday.

The hours of visitation are to be coordinated between the mother and the paternal grandparents, Fred and Teresa Zullo, with any increased visitation (more than 3-hours) to be arranged 24-hours in advance.

The Father is not to be present during the exchange of the child from the Mother to the Supervisor of the visit. The exchanges are to take place at a neutral location and the Mother is to park at least six parking-spots away from the Father's vehicle.

Parents are to alternate custody on legal holidays as follows: Father may have Easter Sunday, 4th of July, and Thanksgiving Day in odd years, and Memorial Day, Labor Day, and Christmas Day in even years. Visits to commence at 9 AM with pick-up of the child and to conclude at 6 PM with drop-off at a neutral location consistent with paragraph 3 above.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page _____ of _____

(Add pages as required)

CASE NAME: LOMBARDI, Michael Fredrick	CASE NUMBER:	
	JUVENILE:	16DP1054
	FAMILY:	

JV-206

REASONS FOR NO OR SUPERVISED VISITATION—JUVENILE 17 FL 000138

Attachment to Custody Order—Juvenile—Final Judgment (form JV-200)
 Visitation (Parenting Time) Order—Juvenile (form JV-205)

1. This order applies to the following children (name each): Michael Fredrick Lombardi

2. This parent (name): Phillip M. Zullo was ordered to have no visitation only supervised visitation with the child or children named in 1 because

a. this parent has not completed has not made substantial progress in the following court-ordered programs:

- Sexual abuse treatment or awareness program for offenders for victims
- Drug abuse treatment program with random testing
- Alcohol abuse treatment program with random testing
- Domestic violence treatment program for offenders for victims
- Anger management training
- Parenting classes
- Individual counseling
- Other (specify): The Father continues to have difficulty with emotional regulation during exchanges for visitation with the child present.

b. The court denied services to this parent on (date): based on a finding, by clear and convincing evidence, that:

- he or she was responsible for severe sexual abuse of the child as described in section 381.5(b)(6) of the Welfare and Institutions Code.
- he or she was responsible for severe physical abuse of or severe physical harm to the child as described in section 381.5(b)(5)–(6) of the Welfare and Institutions Code.
- his or her whereabouts were unknown on that date and remain unknown.
- other (specify):

Completion of one of the programs above might, but need not, constitute a significant change of circumstances for purposes of modifying this final custody order. (Welf. & Inst. Code, § 302(d).)

THIS IS A COURT ORDER.

REASONS FOR NO OR SUPERVISED
 VISITATION—JUVENILE

For your protection and privacy, please press the Clear
 This Form button after you have printed this form.

LA HABRA POLICE DEPARTMENT

150 N. EUCLID ST., LA HABRA, CA • (562) 905-9750

REPORT # 3090 DATE 6/21/18 TIME 1942

LOCATION LHPD HEADQUARTERS TYPE: T/C CRIME OTHER

REPORTING OFFICER PINEDO BADGE # 662

You may purchase a copy of the report at the La Habra Police Department. Traffic collision reports will be available after 5 working days, crime and other reports after 3 working days. If your case requires investigation it will be assigned to an Investigator for follow-up based upon the specific facts obtained at the scene. It is impossible for an Investigator to personally discuss each and every case with all victims. An Investigator will NOT routinely contact you, unless the Investigator requires additional information. Please do not hesitate to call if you have additional or new information on your case.

#2557 Rev 08/05

LA HABRA POLICE DEPARTMENT

150 N. EUCLID ST., LA HABRA, CA • (562) 383-4316

REPORT # 19-036536 DATE 12/15/19 TIME 2050

LOCATION 2321 W OAKLAND TYPE: T/C CRIME OTHER

REPORTING OFFICER FERRIS/ANGEL BADGE # 631

You may purchase a copy of the report at the La Habra Police Department. All reports should be available after 10 business days. If your case requires investigation it will be assigned to an Investigator for follow-up based upon the specific facts obtained at the scene. It is impossible for an Investigator to personally discuss each and every case with all victims. An Investigator will NOT routinely contact you, unless the Investigator requires additional information. Please do not hesitate to call if you have additional or new information on your case.

#2557 Rev 01/19

LA HABRA POLICE DEPARTMENT
150 N. EUCLID ST., LA HABRA, CA • (562) 383-4316

INCIDENT # 20-012012 DATE 4/17/2020 TIME 1428
LOCATION PAINTER/OAKLAND TYPE: T/C CRIME OTHER
REPORTING OFFICER FERRIS BADGE # 631
VIRAMONTES 671

You may purchase a copy of the report at the La Habra Police Department. All reports should be available after 10 business days. If your case requires investigation it will be assigned to an Investigator for follow-up based upon the specific facts obtained at the scene. It is impossible for an Investigator to personally discuss each and every case with all victims. An Investigator will NOT routinely contact you, unless the Investigator requires additional information. Please do not hesitate to call if you have additional or new information on your case.

#2557 Rev 01/20

LA HABRA POLICE DEPARTMENT
150 N. EUCLID ST., LA HABRA, CA • (562) 383-4316

REPORT # 20-013275 DATE 5/1/20 TIME 1607
LOCATION 2321 W. OAKLAND PR. TYPE: T/C CRIME OTHER
REPORTING OFFICER K. WOLFE BADGE # 672
and Velazquez

You may purchase a copy of the report at the La Habra Police Department. All reports should be available after 10 business days. If your case requires investigation it will be assigned to an Investigator for follow-up based upon the specific facts obtained at the scene. It is impossible for an Investigator to personally discuss each and every case with all victims. An Investigator will NOT routinely contact you, unless the Investigator requires additional information. Please do not hesitate to call if you have additional or new information on your case.

#2557 Rev 01/19

**Report Information
and
Victims' Bill of Rights**



Santa Clarita Sheriff Station
27000 North Mountain Freeway
Santa Clarita, CA 91350
(661) 255-4111

Station

SCT20095-0271

Report Number

FAMILY DISTURBANCE

Classification of Incident

4-4-2020

Date

MARTINEZ, CAROLERS

Deputy's Name

ALEX VILLANUEVA, SHERIFF
Los Angeles County Sheriff's Department

**Report Information
and
Victims' Bill of Rights**



SANTA CLARITA

Station

T-164

Report Number

P COURT ORDER VIOLATION

Classification of Incident

12/24/19

Date

BOCCANEDES

Deputy's Name

ALEX VILLANUEVA, SHERIFF
Los Angeles County Sheriff's Department

Report Information and Victims' Bill of Rights



SANTA CLARITA

Station

020-04671-0644-146

Report Number

DOMESTIC VIOLENCE

Classification of Incident

4/7/20

Date

MARTINEZ, D #042076

Deputy's Name

ALEX VILLANUEVA, SHERIFF
Los Angeles County Sheriff's Department

PLAINTIFF/PETITIONER: Marcia Yvonne Robertson DEFENDANT/RESPONDENT: PHILIP ZULLO	CASE NUMBER: 17FL000138
---	----------------------------

DECLARATION

(This form must be attached to another form or court paper before it can be filed in court.)

attachment 8(d) FL-410 CONTEMPT #3

attached is the court order and the police incident reports

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

Date: 8/17/22

PHILIP ZULLO
(TYPE OR PRINT NAME)


SIGNATURE OF DECLARANT

- Attorney for Plaintiff Petitioner Defendant
- Respondent Other (Specify):

PETITIONER/PLAINTIFF: RESPONDENT/DEFENDANT: OTHER PARENT:	CASE NUMBER:
---	--------------

AFFIDAVIT OF FACTS CONSTITUTING CONTEMPT
Domestic Violence/Custody and Visitation
Attachment to Order to Show Cause and Affidavit for Contempt (form FL-410)

1. The Citee has violated the restraining order issued on (date): _____ by contacting, molesting, harassing, attacking, striking, threatening, sexually assaulting, battering, telephoning, sending any messages to, following, stalking, destroying the personal property of, disturbing the peace of, keeping under surveillance, or blocking movements in public places and thoroughfares of me or any other person protected by the restraining order. (Specify which order was violated, how the order was violated, and when the violation occurred): _____

Continued on Attachment 1.

2. The Citee has violated the restraining order issued on (date): _____ by not moving from and staying away from the residence as ordered by the court. (Specify how the order was violated and when the violation occurred): _____

Continued on Attachment 2.

3. The Citee has violated the restraining order issued on (date): _____ by not staying (specify): _____ yards away from me, the other protected persons, my residence, my place of work, the children's school or place of child care, my vehicle, or other (specify): _____ (Specify which order was violated, how the order was violated, and when the violation occurred): _____

Continued on Attachment 3.

4. The Citee has violated the restraining order issued on (date): _____ by not relinquishing his or her firearm(s) as ordered by the court. (Specify which order was violated, how the order was violated, and when the violation occurred): _____

Continued on Attachment 4.

5. The Citee has violated the restraining order issued on (date): _____ by failure to complete court-ordered batterer's treatment/anger management class (specify how the order was violated): _____

Continued on Attachment 5.

6. The Citee has violated order issued on (date): _____ by violating the following custody or visitation order (specify which order was violated, how the order was violated, and when the violation occurred): regarding the orders by the court ordered visitation they were a court order by Craig E. Arthur on 5-04-2017

Continued on Attachment 6.

7. The Citee has violated the order issued on (date): _____ by violating other orders (specify which order was violated and how the order was violated): i was denied my visits and left to drive back home a round trip drive of 4 hours only to return empty handed sometimes the LHPD would come and give me an incident report sometimes they would not attached are them

Continued on Attachment 7.

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

Date: 8/12/22

PHILIP ZULLO

(TYPE OR PRINT NAME)


 (SIGNATURE)

State of California CODE OF CIVIL PROCEDURE Section 1218

1218. (a) Upon the answer and evidence taken, the court or judge shall determine whether the person proceeded against is guilty of the contempt charged, and if it be adjudged that the person is guilty of the contempt, a fine may be imposed on the person not exceeding one thousand dollars (\$1,000), payable to the court, or the person may be imprisoned not exceeding five days, or both. In addition, a person who is subject to a court order as a party to the action, or any agent of this person, who is adjudged guilty of contempt for violating that court order may be ordered to pay to the party initiating the contempt proceeding the reasonable attorney's fees and costs incurred by this party in connection with the contempt proceeding.

(b) Any party, who is in contempt of a court order or judgment in a dissolution of marriage, dissolution of domestic partnership, or legal separation action, shall not be permitted to enforce such an order or judgment, by way of execution or otherwise, either in the same action or by way of a separate action, against the other party. This restriction shall not affect nor apply to the enforcement of child or spousal support orders.

(c) (1) In any court action in which a party is found in contempt of court for failure to comply with a court order pursuant to the Family Code, the court shall, subject to the sentencing option provided in paragraph (2), order the following:

(A) Upon a first finding of contempt, the court shall order the contemner to perform community service of up to 120 hours, or to be imprisoned up to 120 hours, for each count of contempt.

(B) Upon the second finding of contempt, the court shall order the contemner to perform community service of up to 120 hours, in addition to ordering imprisonment of the contemner up to 120 hours, for each count of contempt.

(C) Upon the third or any subsequent finding of contempt, the court shall order that the contemner serve a term of imprisonment of up to 240 hours and perform community service of up to 240 hours, for each count of contempt. The court shall also order the contemner to pay an administrative fee, not to exceed the actual cost of the contemner's administration and supervision, while assigned to a community service program pursuant to this paragraph.

(D) The court shall take parties' employment schedules into consideration when ordering either community service or imprisonment, or both.

(2) In lieu of an order of imprisonment, community service, or both, as set forth in paragraph (1), the court may grant probation or a conditional sentence for a period not to exceed one year upon a first finding of contempt, a period not to exceed two years upon a second finding of contempt, and a period not to exceed three years upon a third or any subsequent finding of contempt.

(3) For purposes of this subdivision, “probation” and “conditional sentence” shall have the meanings set forth in subdivision (a) of Section 1203 of the Penal Code.

(d) Pursuant to Section 1211 and this section, a district attorney or city attorney may initiate and pursue a court action for contempt against a party for failing to comply with a court order entered pursuant to the Domestic Violence Protection Act (Division 10 (commencing with Section 6200) of the Family Code). Any attorney’s fees and costs ordered by the court pursuant to subdivision (a) against a party who is adjudged guilty of contempt under this subdivision shall be paid to the Office of Emergency Services’ account established for the purpose of funding domestic violence shelter service providers pursuant to subdivision (f) of Section 13823.15 of the Penal Code.

(Amended by Stats. 2020, Ch. 283, Sec. 1. (AB 2338) Effective January 1, 2021.)

What Are the Penalties of Being Convicted of Contempt in California?

Violating a court order after a dissolution of marriage can come with significant consequences including civil contempt and criminal contempt consequences. Being convicted of contempt in California can come with a fine of up to \$1,000 and/or five days in prison for each act of contempt. It is also mandatory for a person convicted of contempt to perform up to 120 hours of community service or to be imprisoned for 120 hours for each count. If this a second contempt conviction, the punishments increase.

[Cancel](#)

CALIFORNIA COURTS

THE JUDICIAL BRANCH OF CALIFORNIA

Enforcing a Custody Order

When a judge makes an order about child custody and visitation, it becomes a court order and it has the force of law.

It is very important that you:

- Keep a copy of your current court order in a safe place. If there are other people involved in your visitation, like if you exchange the children at someone's house, that person should have a copy too.
- Have a court order that is clear about the details of your visitation order, including where your children will spend every holiday, birthdays, parents' birthdays, vacations, etc.
- Make sure you get a new court order if you and the other parent agree to make significant changes to your time-share or visitation order. Some of the changes that you should write into a new custody and visitation order are changes in: how much time your children will spend with each parent; where both parents will live; where your children will go to school, get medical care, or religious training; who will pick up and drop off the children at the time of the exchanges; or how you will make sure your children's other needs are met.

If one parent does not follow the custody and visitation court order

There are several options:

- Contact your local police department and ask them to enforce the order.
- Contact the district attorney in your county. Look for the Child Abduction and Recovery Unit.
- File an action for "contempt" with the court. In contempt actions, you ask the court to enforce the order and make a finding that the other parent willfully disobeyed the court order. This is very complicated and can have serious consequences. Talk to a lawyer to get help with it.


In case you have to go back to court, you should keep accurate records of all visitation violations. Keep a journal or mark up a calendar, with the dates and times that the other parent did not follow the order and did not show up, or showed up late, or created other problems.

Enforcing a court order can be very complicated. Talk to a lawyer to find out what is best in your case. Click for [help finding a lawyer](#).

If you are worried the other parent may kidnap your child

The U.S. Department of State has a list of precautions that any parent should take if they are worried about the possibility of child abduction. Here are some precautions from their list:

- Keep a list of the addresses and telephone numbers of the other parent's relatives, friends, and business associates both here and abroad;
- Keep a record of important information about the other parent, including: physical description; passport, social security, bank account, and driver's license numbers; and vehicle description and plate number;
- Keep a written description of your children, including hair and eye color, height, weight, fingerprints, and any special physical characteristics; and

 **Questions?**
Chat Now

- Take full-face color photographs or videos of your children every 6 months — a recent photo of the other parent may also be useful. If your children are abducted, this information could be vital in locating your them.

In addition, the [National Center for Missing and Exploited Children](#), at telephone number 1-800-843-5678, suggests that you teach your children to use the telephone, memorize your home phone number, and practice making collect calls, and that you instruct them to call home immediately if anything unusual happens. Discuss possible plans of action with your children in the case of abduction.

Most important, if you feel your children are vulnerable to abduction, talk to a lawyer for legal advice. Do not just tell a friend or relative about your fears.

If one of the parents kidnaps the children and leaves the country

When a child who is a U.S. citizen is kidnapped and taken to another country, the State Department's Office of Children's Issues works with U.S. embassies and consulates throughout the world to help the child and the parent looking for the child. But even when a child is taken across international borders, child custody disputes are private legal matters between the parents, and the State Department has little or no power.

If your child is at risk of being abducted by the other parent, it is very important that you have a clear custody order that specifies what the other parent can and cannot do in terms of traveling with your child. But even if you have a court order, U.S. laws and court orders are not usually recognized in foreign countries and therefore are not directly enforceable abroad.

Fortunately, the Hague Convention, which has been signed by many countries, is an international treaty that applies to child abductions. The countries that are parties to the convention have agreed that, with a few exceptions, a child who is a resident in 1 country that is a party to the convention and who is removed to another country that is also a party to the convention against a custody and visitation order must be promptly returned to the country of residence. See more information on [which countries have signed this agreement](#).

The Hague Convention and cases of international abduction are very complicated. There is information online to help you, but if you can, talk to a lawyer who has a lot of experience with international abduction cases. Your local District Attorney's Office may also have a Child Abduction and Recovery Unit that can help you or give you resources in your area.

Here are some websites with very helpful and complete information on child abduction:

- [The U.S. Department of State's Office of Children's Issues website](#) provides information about international abduction. This site provides information on how to look for a child abroad, how to use the criminal justice system, and how to invoke the Hague Convention by submitting abduction applications, as well as information about the law.
- [A Family Resource Guide on International Parental Kidnapping](#), from the Office of Juvenile Justice and Delinquency Prevention of the U.S. Department of Justice, provides detailed information on prevention and searching for your child, checklists for what to do in case of kidnapping, resources, and much more.

[Questions?](#)
[Chat Now](#)

<p><small>PARTY WITHOUT ATTORNEY OR ATTORNEY</small></p> <p>NAME: Philip Zullo</p> <p><small>FIRM NAME:</small></p> <p>STREET ADDRESS: PO BOX 3077</p> <p>CITY: Canyon Country</p> <p>TELEPHONE NO: 661-755-7244</p> <p>E-MAIL ADDRESS: philipzullo@gmail.com</p> <p>ATTORNEY FOR (name): self</p>	<p><small>STATE BAR NUMBER</small></p> <p><small>FOR COURT USE ONLY</small></p> <p style="text-align: center; font-size: 1.2em;">ATTACHMENT 9/13/2022 1:08 PM</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF Orange</p> <p>STREET ADDRESS: 341 The City Dr S, Orange, CA 92868</p> <p>MAILING ADDRESS: 341 The City Dr S, Orange, CA 92868</p> <p>CITY AND ZIP CODE: Orange, CA 92868</p> <p>BRANCH NAME: Lamoreaux Justice Center</p>	
<p>PETITIONER: Marcia Robertson</p> <p>RESPONDENT: Philip Zullo</p> <p>OTHER PARTY/PARENT/CLAIMANT:</p>	
<p>INCOME AND EXPENSE DECLARATION</p>	<p><small>CASE NUMBER</small> 17FL000138</p>

1. Employment (Give information on your current job or, if you're unemployed, your most recent job.)

Attach copies of your pay stubs for last two months (black out Social Security numbers).

- a. Employer:
- b. Employer's address:
- c. Employer's phone number:
- d. Occupation:
- e. Date job started:
- f. If unemployed, date job ended: 4/20/20
- g. I work about 12 hours per week.
- h. I get paid \$1,236.25 gross (before taxes) per month per week per hour.

(If you have more than one job, attach an 8 1/2-by-11-inch sheet of paper and list the same information as above for your other jobs. Write "Question 1—Other Jobs" at the top.)

2. Age and education

- a. My age is (specify): 45
- b. I have completed high school or the equivalent: Yes No If no, highest grade completed (specify):
- c. Number of years of college completed (specify): 2 Degree(s) obtained (specify):
- d. Number of years of graduate school completed (specify): Degree(s) obtained (specify):
- e. I have: professional/occupational license(s) (specify):
 vocational training (specify):

3. Tax information

- a. I last filed taxes for tax year (specify year): 2020
- b. My tax filing status is single head of household married, filing separately
 married, filing jointly with (specify name):
- c. I file state tax returns in California other (specify state):
- d. I claim the following number of exemptions (including myself) on my taxes (specify): my sons fish tanks

4. Other party's income. I estimate the gross monthly income (before taxes) of the other party in this case at (specify): \$
This estimate is based on (explain):

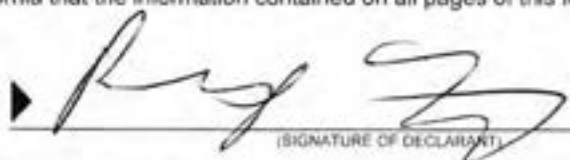
(If you need more space to answer any questions on this form, attach an 8 1/2-by-11-inch sheet of paper and write the question number before your answer.) Number of pages attached: _____

I declare under penalty of perjury under the laws of the State of California that the information contained on all pages of this form and any attachments is true and correct.

Date: August 22, 2022

Philip Zullo

(TYPE OR PRINT NAME)



(SIGNATURE OF DECLARANT)

PETITIONER: Marcia Robertson RESPONDENT: Philip Zullo OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER 17FL000138
--	---------------------------

Attach copies of your pay stubs for the last two months and proof of any other income. Take a copy of your latest federal tax return to the court hearing. (Black out your Social Security number on the pay stub and tax return.)

5. **Income** (For average monthly, add up all the income you received in each category in the last 12 months and divide the total by 12.)

	Last month	Average monthly
a. Salary or wages (gross, before taxes).....	\$ 1,236.25	1,236.25
b. Overtime (gross, before taxes).....	\$ 0	0
c. Commissions or bonuses.....	\$ 0	0
d. Public assistance (for example: TANF, SSI, GA/GR) <input type="checkbox"/> currently receiving.....	\$ 0	0
e. Spousal support <input type="checkbox"/> from this marriage <input type="checkbox"/> from a different marriage <input type="checkbox"/> federally taxable*.....	\$ 0	0
f. Partner support <input type="checkbox"/> from this domestic partnership <input type="checkbox"/> from a different domestic partnership.....	\$ 0	0
g. Pension/retirement fund payments.....	\$ 0	0
h. Social Security retirement (not SSI).....	\$ 0	0
i. Disability: <input type="checkbox"/> Social Security (not SSI) <input type="checkbox"/> State disability (SDI) <input type="checkbox"/> Private insurance.....	\$ 0	0
j. Unemployment compensation.....	\$ 0	0
k. Workers' compensation.....	\$ 0	0
l. Other (military allowances, royalty payments) (specify):.....	\$ 0	0

6. **Investment income** (Attach a schedule showing gross receipts less cash expenses for each piece of property.)

a. Dividends/interest.....	\$ 0	0
b. Rental property income.....	\$ 0	0
c. Trust income.....	\$ 0	0
d. Other (specify):.....	\$ 0	0

7. **Income from self-employment, after business expenses for all businesses**..... \$ 0 0

I am the owner/sole proprietor business partner other (specify):

Number of years in this business (specify):

Name of business (specify):

Type of business (specify):

Attach a profit and loss statement for the last two years or a Schedule C from your last federal tax return. Black out your Social Security number. If you have more than one business, provide the information above for each of your businesses.

8. **Additional income.** I received one-time money (lottery winnings, inheritance, etc.) in the last 12 months (specify source and amount):

9. **Change in income.** My financial situation has changed significantly over the last 12 months because (specify):

10. **Deductions**

	Last month
a. Required union dues.....	\$ 0
b. Required retirement payments (not Social Security, FICA, 401(k), or IRA).....	\$ 0
c. Medical, hospital, dental, and other health insurance premiums (total monthly amount).....	\$ 1170
d. Child support that I pay for children from other relationships.....	\$ 0
e. Spousal support that I pay by court order from a different marriage <input type="checkbox"/> federally tax deductible*.....	\$ 0
f. Partner support that I pay by court order from a different domestic partnership.....	\$ 0
g. Necessary job-related expenses not reimbursed by my employer (attach explanation labeled "Question 10g").....	\$ 0

11. **Assets**

	Total
a. Cash and checking accounts, savings, credit union, money market, and other deposit accounts.....	\$ 0
b. Stocks, bonds, and other assets I could easily sell.....	\$ 0
c. All other property, <input type="checkbox"/> real and <input type="checkbox"/> personal (estimate fair market value minus the debts you owe).....	\$ 0

* Check the box if the spousal support order or judgment was executed by the parties and the court before January 1, 2019, or if a court-ordered change maintains the spousal support payments as taxable income to the recipient and tax deductible to the payor.

PETITIONER: Marcia Robertson RESPONDENT: Philip Zullo OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER: 17FL000138
--	----------------------------

12. The following people live with me:

Name	Age	How the person is related to me (ex: son)	That person's gross monthly income	Pays some of the household expenses?	
a.				<input type="checkbox"/> Yes	<input type="checkbox"/> No
b.				<input type="checkbox"/> Yes	<input type="checkbox"/> No
c.				<input type="checkbox"/> Yes	<input type="checkbox"/> No
d.				<input type="checkbox"/> Yes	<input type="checkbox"/> No
e.				<input type="checkbox"/> Yes	<input type="checkbox"/> No

13. Average monthly expenses Estimated expenses Actual expenses Proposed needs

a. Home: (1) <input type="checkbox"/> Rent or <input type="checkbox"/> mortgage..... \$ 1000 If mortgage: (a) average principal: \$ _____ (b) average interest: \$ _____ (2) Real property taxes..... \$ 0 (3) Homeowner's or renter's insurance (if not included above)..... \$ 0 (4) Maintenance and repair..... \$ 300 b. Health-care costs not paid by insurance..... \$ 100 c. Child care..... \$ 0 d. Groceries and household supplies..... \$ 700 e. Eating out..... \$ 200 f. Utilities (gas, electric, water, trash)..... \$ 300 g. Telephone, cell phone, and e-mail..... \$ 342	h. Laundry and cleaning..... \$ 100 i. Clothes..... \$ 250 j. Education..... \$ _____ k. Entertainment, gifts, and vacation..... \$ 75 l. Auto expenses and transportation (insurance, gas, repairs, bus, etc.)..... \$ 500 m. Insurance (life, accident, etc.; do not include auto, home, or health insurance)..... \$ 1170 n. Savings and investments..... \$ 0 o. Charitable contributions..... \$ 25 p. Monthly payments listed in item 14 (itemize below in 14 and insert total here)..... \$ _____ q. Other (specify): attorney fees for this case \$ 60000 r. TOTAL EXPENSES (a-q) (do not add in the amounts in a(1)(a) and (b)) \$ 65062 s. Amount of expenses paid by others \$ _____
--	---

14. Installment payments and debts not listed above

Paid to	For	Amount	Balance	Date of last payment
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	

15. Attorney fees (This information is required if either party is requesting attorney fees):

- a. To date, I have paid my attorney this amount for fees and costs (specify): \$
- b. The source of this money was (specify):
- c. I still owe the following fees and costs to my attorney (specify total owed): \$
- d. My attorney's hourly rate is (specify):

I confirm this fee arrangement.

Date: August 22, 2022

Philip Zullo

 (TYPE OR PRINT NAME)



 (SIGNATURE OF DECLARANT)

PETITIONER: Marcia Robertson RESPONDENT: Philip Zullo OTHER PARTY/PARENT/CLAIMANT:	CASE NUMBER: 17FL000138
--	----------------------------

CHILD SUPPORT INFORMATION

(NOTE: Fill out this page only if your case involves child support.)

16. Number of children

- a. I have (specify number): 1 children under the age of 18 with the other parent in this case.
- b. The children spend n/a ATM percent of their time with me and n/a ATM percent of their time with the other parent.
 (If you're not sure about percentage or it has not been agreed on, please describe your parenting schedule here.)
 used to be 95% in my care then he turned 5 and we argued over (which home) for school she took me to court and the court at that time gave me 50% custody legally since then the court has fallen victim to the respondent, Marcia Robertson, and her attorney, Paul Toepel malicious use of the courts and blatant PERJURY and CONTEMPT on multiple occasions AND PC 273a(b) Child Endangerment by not allowing the court orders of my visitation along this journey

17. Children's health-care expenses

- a. I do I do not have health insurance available to me for the children through my job.
- b. Name of insurance company:
- c. Address of insurance company:
- d. The monthly cost for the children's health insurance is or would be (specify): \$
 (Do not include the amount your employer pays.)

18. Additional expense for the children in this case

- | | Amount per month |
|--|------------------|
| a. Childcare so I can work or get job training..... | \$ _____ |
| b. Children's health care not covered by insurance..... | \$ _____ |
| c. Travel expenses for visitation..... | \$ _____ |
| d. Children's educational or other special needs (specify below):..... | \$ _____ |

19. Special hardships. I ask the court to consider the following special financial circumstances
(attach documentation of any item listed here, including court orders):

- | | Amount per month | For how many months? |
|--|------------------|----------------------|
| a. Extraordinary health expenses not included in 18b..... | \$ 13000 | 1 for neck surgery |
| b. Major losses not covered by insurance (examples: fire, theft, other insured loss)..... | \$ _____ | _____ |
| c. (1) Expenses for my minor children who are from other relationships and are living with me..... | \$ 700 | _____ |
| (2) Names and ages of those children (specify): | | |
| (3) Child support I receive for those children..... | \$ _____ | |

The expenses listed in a, b, and c create an extreme financial hardship because (explain):

20. Other information I want the court to know concerning support in my case (specify):

California Penal Code 278.5 PC makes it a crime maliciously to **deprive another adult of his/her lawful right to custody** of, or visitation with, a child. **Deprivation of custody** is sometimes referred to as “**child detention.**”

The language of the statute reads as follows:

278.5. (a) Every person who takes, entices away, keeps, withholds, or conceals a child and maliciously deprives a lawful custodian of a right to custody, or a person of a right to visitation, shall be punished by imprisonment in a county jail not exceeding one year, a fine not exceeding one thousand dollars (\$1,000), or both that fine and imprisonment, or by imprisonment pursuant to subdivision (h) of Section 1170 for 16 months, or two or three years, a fine not exceeding ten thousand dollars (\$10,000), or both that fine and imprisonment.

(b) Nothing contained in this section limits the court's contempt power.

(c) A custody order obtained after the taking, enticing away, keeping, withholding, or concealing of a child does not constitute a defense to a crime charged under this section.

Unlike [the crime of “child abduction”](#) set forth in **Penal Code 278 PC**, deprivation of custody can be committed by someone who actually has a right to visitation with, or even custody of, the child. As a result, deprivation of custody is typically charged against a parent, grandparent, foster parent or someone else who at some point has had a custodial relationship with the child.

State of California PENAL CODE Section 273a

273a. (a) Any person who, under circumstances or conditions likely to produce great bodily harm or death, willfully causes or permits any child to suffer, or **inflicts thereon unjustifiable** physical pain **or mental suffering**, or having the care or custody of any child, willfully causes or permits the person or health of that child to be injured, or **willfully causes or permits that child to be placed in a situation** where his or her person or health is endangered, shall be punished by imprisonment in a county jail not exceeding one year, or in the state prison for two, four, or six years.

(b) **Any person who, under circumstances or conditions** other than those likely to produce great bodily harm or death, **willfully causes or permits any child to suffer**, or **inflicts thereon unjustifiable** physical pain or **mental suffering**, or having the care or custody of any child, willfully causes or permits the person or health of that child to be injured, or willfully causes or permits that child to be placed in a situation where his or her person or health may be endangered, is guilty of a misdemeanor.

(c) If a person is convicted of violating this section and probation is granted, the court shall require the following minimum conditions of probation:

(1) A mandatory minimum period of probation of 48 months.

(2) A criminal court protective order protecting the victim from further acts of violence or threats, and, if appropriate, residence exclusion or stay-away conditions.

(3) (A) Successful completion of no less than one year of a child abuser's treatment counseling program approved by the probation department. The defendant shall be ordered to begin participation in the program immediately upon the grant of probation. The counseling program shall meet the criteria specified in Section 273.1. The defendant shall produce documentation of program enrollment to the court within 30 days of enrollment, along with quarterly progress reports.

(B) The terms of probation for offenders shall not be lifted until all reasonable fees due to the counseling program have been paid in full, but in no case shall probation be extended beyond the term provided in subdivision (a) of Section 1203.1. If the court finds that the defendant does not have the ability to pay the fees based on the defendant's changed circumstances, the court may reduce or waive the fees.

(4) If the offense was committed while the defendant was under the influence of drugs or alcohol, the defendant shall abstain from the use of drugs or alcohol during the period of probation and shall be subject to random drug testing by his or her probation officer.

(5) The court may waive any of the above minimum conditions of probation upon finding that the condition would not be in the best interests of justice. The court shall state on the record its reasons for any waiver.

(Amended by Stats. 1997, Ch. 134, Sec. 1. Effective January 1, 1998.)

Child Endangerment PC 273a(b) (Penal Code § 273a(b))

Crime: Child Endangerment

Code Section: Penal Code 273a(b) (click here to view the statute)

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?sectionNum=273a.&lawCode=PEN

Related CALCRIM: 823

PC 273a(b) Brief Summary:

Penal Code 273a(b) addresses less serious situations where a person either endangers the safety of a child or inflicts, causes, or permits unjustifiable pain or mental suffering to a child. While not as serious as Penal Code 273a(a), this is still a serious charge with potentially serious consequences. This charge is filed whenever the safety or well-being of a child is endangered. When parents or guardians of a child are convicted of this crime, the potential consequences may be more serious in that a conviction could jeopardize their child custody rights.

PC 273a(b) Elements:

To prove someone guilty of this crime, the government must prove:

1. The defendant either inflicted, permitted, or placed a child in danger of unjustifiable physical pain or mental suffering;
2. When the defendant injured or endangered the child it was not a result of reasonable child discipline.

PC 273a(b) Punishment:

Penal Code 273a(b) is punishable only as a misdemeanor with up to a year in county jail. Probation can be granted for this offense if the

defendant is not sentenced to prison, but if probation is granted for this charge, probation must be for a minimum of four years, a protective order protecting the child must be issued, and the person convicted is required to take a year-long parenting course, absent a special finding by the judge. Other fines, fees, and possible probation terms could be applied.

PC 273a(b) Lesser Included Offenses:

A lesser included offense is one that contains all of the elements of the charged offense, but for which the consequences are less severe. Typically, a conviction for a lesser included offense only occurs when there is no conviction for the more serious offense. An attempt is often times a lesser included offense to a charged offense and occurs when the defendant intended and tried to commit the charged offense, but for whatever reason, was unable to finish committing that crime. In general, there are no other lesser included offenses for Penal Code 273a(b).