

## EMAIL RELEVANT TO THE HOME

From: Stephen A. Avery [savery@saverycpa.com]  
Sent: Monday, December 16, 2002 4:47 PM  
To: 'Trish Self'  
Cc: lindarockwell@att.net; jjulio@att.net  
Subject: Tivoli

Kyle,

I took possession of the house on Tivoli tonight. This was to in order to complete the work of the special master. She is finishing her work now and will need access to the residence you are now living in.

If you need anything from Tivoli, please let me or the special master know. If there is a break-in, it will be reported to the police.

Stephen A. Avery, CPA  
Stephen A. Avery, CPA, PC  
4308 Carlisle Blvd. NE  
Suite 102  
Albuquerque, NM 87107  
505.323.6161 voice  
505.323.6165 fax  
savery@averycpa.com  
visit us on the web at [www.averycpa.com](http://www.averycpa.com)

-----Original Message-----

From: Trish Self [mailto:regardingchildren@hotmail.com]  
Sent: Monday, December 16, 2002 3:45 PM  
To: savery@saverycpa.com  
Subject: phone calls

Mr. Avery,

The children stated last week that they have not received their emails from us, and they are have not been calling. Jessie had said that sometimes she can't call. We request that you give the children their emails and that you have them call each night before they go to bed. It is our concern that they may feel a sense of abandonment and we do not want that to happen. We are concerned for their welfare.

Trish and Kyle

Dear Kids,

I hope you now have a way to get email, just so we can talk that way. How is school going? Sports?

We are in the process of setting up bedrooms again after the furniture move week before last. Jessie, your room is ready. There is a large mirror in it for anyone to make sure their clothes match. I put my queen sized bed and my furniture into your room and it looks nice. Montie, your room is almost ready. You have a new dresser in there now. Glen, am making your room as

the guest room. It is rather neat looking. Right now the puppies have their crates in there and they seem to like it a lot. No, they haven't messed in the floor or anything like that. They are crate-trained and they know to wait until they go outside.

I found a place that sells antique swords for collections, but I don't know what a good price is. Sets of three swords with a display hanger cost \$80, and single swords ranged between \$20 to \$50, depending on the sword. I might get one and keep it to give to Glen for his collection when he is older, if I can figure out what a good sword/good price is. I wish I knew more about swords. I also found a place that sells remote control robots (on sale) for \$20).

Kyle had a fun birthday yesterday. We had a party at Red Lobster for lunch. He got what he wanted for gifts. He also said that on his birthday he can pick on anyone he wants as much as he wants. So, can you guess whom he picked on? Me! Before church, during church, after church . . . He watched the Cowboys game and then we cuddled up to watch a movie.

We are putting up the Christmas decorations this week. Kyle has a bunch of really nice decorations his parents collected for him over the years. Ceramic reindeer, bears dressed up like elves, and lots more. I especially like his Santa cookie jar. The house will look very nice with his decorations.

I love you, Kyle loves you, the fish love you, the puppies love you, and Snakey loves you . . . .

Love you forever,  
Mom and Kyle

---

Protect your PC - get McAfee.com VirusScan Online  
<http://clinic.mcafee.com/clinic/ibuy/campaign.asp?cid=3963>



From: Trish Self [regardingchildren@hotmail.com]  
Sent: Tuesday, December 17, 2002 7:52 AM  
To: [savery@saverycpa.com](mailto:savery@saverycpa.com)

Cc: [lindarockwell@att.net](mailto:lindarockwell@att.net); [jjulio@att.net](mailto:jjulio@att.net); [mwkiernan@aol.com](mailto:mwkiernan@aol.com)  
Subject: Re: Tivoli

Steve,

According to the court agreement Trish has sole possession of the house and she has made arrangements to meet with the Special Master just like she has made an attempt to meet with her over the last week or so.

We have made arrangements to refinance the house according to the law and all we are waiting on is your warrenty deed. For Trish's well-being at this time she is staying at another house.

Also as you are well aware by the agreement you signed that you do not own the house on Tivoli and any attempt to take ownership of this house is against the law. We have already talked to police about you changing the locks on the house and they agree that what you did was against the law. If you send a lock smith to change the locks immediately (within the hour) we will not have you arrested.

For the record I will be going to the CPA board about what you did and the police do consider it theft. I think the CPA board will be interested in the emotional and physical abuse you are causing Trish at this time also. Quite honestly you need to move on with your life and let Trish move on with hers. If I need to go to the CPA board to accomplish this I will.

Thanks,

Kyle

>From: "Stephen A. Avery" <[savery@saverycpa.com](mailto:savery@saverycpa.com)>  
>To: "'Trish Self'" <[regardingchildren@hotmail.com](mailto:regardingchildren@hotmail.com)>  
>CC: <[lindarockwell@att.net](mailto:lindarockwell@att.net)>,<[jjulio@att.net](mailto:jjulio@att.net)>  
>Subject: Tivoli  
>Date: Mon, 16 Dec 2002 16:46:34 -0700

>  
>Kyle,

>  
>I took possession of the house on Tivoli tonight. This was to in order  
>to complete the work of the special master. She is finishing her work  
>now and will need access to the residence you are now living in.

>  
>If you need anything from Tivoli, please let me or the special master  
>know. If there is a break-in, it will be reported to the police.

>  
>  
>Stephen A. Avery, CPA  
>Stephen A. Avery, CPA, PC  
>4308 Carlisle Blvd. NE

>Suite 102  
>Albuquerque, NM 87107  
>505.323.6161 voice  
>505.323.6165 fax  
>savery@averycpa.com  
>visit us on the web at [www.averycpa.com](http://www.averycpa.com)  
>  
>



From: Stephen A. Avery [savery@saverycpa.com]  
Sent: Tuesday, December 17, 2002 8:17 AM  
To: 'Trish Self'  
Subject: RE: Tivoli

Kyle,

1. Send the police. As usual, you and Patricia have the facts wrong. If the police do not show up, I will add this to the list of threats made against me and my children. Please provide the name of the police officer you spoke with.

2. Go ahead to the accountancy board. Do you want the number?

3. I guess that frees me to deal with some ethical issues with you. I will be filing a civil suit against you for stealing from my children. I am lobbying CYFD to file criminal child abuse charges against both you and Patricia. I will also be addressing some issues at your workplace.

4. All I wish is for you to leave my kids alone. Despite the paper you signed in front of Jessica and Montie, you have no parental rights to sign away. None what so ever.

Stephen A. Avery, CPA  
Stephen A. Avery, CPA, PC  
4308 Carlisle Blvd. NE  
Suite 102  
Albuquerque, NM 87107  
505.323.6161 voice  
505.323.6165 fax  
savery@saverycpa.com  
visit us on the web at [www.saverycpa.com](http://www.saverycpa.com)

-----Original Message-----

From: Trish Self [mailto:regardingchildren@hotmail.com]  
Sent: Tuesday, December 17, 2002 7:52 AM  
To: savery@saverycpa.com  
Cc: lindarockwell@att.net; jjulio@att.net; mwkiernan@aol.com  
Subject: Re: Tivoli

Steve,

According to the court agreement Trish has sole possession of the house and she has made arrangements to meet with the Special Master just like she has made an attempt to meet with her over the last week or so.

We have made arrangements to refinance the house according to the law and all we are waiting on is your warrenty deed. For Trish's well-being at this time she is staying at another house.

Also as you are well aware by the agreement you signed that you do not own the house on Tivoli and any attempt to take ownership of this house is against the law. We have already talked to police about you changing the locks on the house and they agree that what you did was against the law. If you send a lock smith to change the locks immediately (within the hour) we

will not have you arrested.

For the record I will be going to the CPA board about what you did and the police do consider it theft. I think the CPA board will be interested in the emotional and physical abuse you are causing Trish at this time also. Quite honestly you need to move on with your life and let Trish move on with hers. If I need to go to the CPA board to accomplish this I will.

Thanks,

Kyle



From: Trish Self [regardingchildren@hotmail.com]  
Sent: Tuesday, December 17, 2002 11:55 AM  
To: savery@saverycpa.com  
Subject: RE: Tivoli

Steve,

Thanks for the email.. This was sent on to new counsel... Ignored otherwise since it has no facts worth my attention.

Kyle

>From: "Stephen A. Avery" <savery@saverycpa.com>  
>To: "'Trish Self'" <regardingchildren@hotmail.com>  
>Subject: RE: Tivoli  
>Date: Tue, 17 Dec 2002 08:17:24 -0700  
>  
>Kyle,  
>  
>1. Send the police. As usual, you and Patricia have the facts wrong. If  
>the police do not show up, I will add this to the list of threats made  
>against me and my children. Please provide the name of the police  
>officer you spoke with.  
>  
>2. Go ahead to the accountancy board. Do you want the number?  
>  
>3. I guess that frees me to deal with some ethical issues with you. I  
>will be filing a civil suit against you for stealing from my children.  
>I am lobbying CYFD to file criminal child abuse charges against both  
>you and Patricia. I will also be addressing some issues at your workplace.  
>  
>4. All I wish is for you to leave my kids alone. Despite the paper you  
>signed in front of Jessica and Montie, you have no parental rights to  
>sign away. None what so ever.  
>  
>  
>  
>Stephen A. Avery, CPA  
>Stephen A. Avery, CPA, PC  
>4308 Carlisle Blvd. NE  
>Suite 102  
>Albuquerque, NM 87107  
>505.323.6161 voice  
>505.323.6165 fax  
>savery@saverycpa.com  
>visit us on the web at www.averycpa.com  
>  
>



From: Trish Self [regardingchildren@hotmail.com]  
Sent: Wednesday, December 18, 2002 7:13 AM  
To: jjulio@worldnet.att.net; lindarockwell@att.net; mwkiernan@aol.com;  
savery@saverycpa.com  
Subject: break in expenses

On Monday, by his own admission, Mr. Avery entered the residence that is in possession of Patricia R. Self. When he entered the residence, he changed the locks and tore the downstairs alarm panel from the wall in order to stop the alarm. The alarm no longer functions.

The cost of repair for these two actions is \$300. I formally request that the monies for these repairs be deposited into my Wells Fargo account that was used for interim support no later than 2 pm today. If the monies are not in my Wells Fargo account by 2 pm, I will seek relief through a third attorney who has agreed to work on my compensation for monetary damages. If the monies are received, I will not seek compensation for monetary damages for through this third attorney.

It is my hope that this payment resolves this issue of monetary damages.

If there are any questions, Mr. Kiernan or Mr. Romero can contact me at home or on my cell phone. I will check with my bank at 2 pm.

Thank you,  
Trish Self

---

STOP MORE SPAM with the new MSN 8 and get 2 months FREE\*  
<http://join.msn.com/?page=features/junkmail>



From: Linda Rockwell [LindaRockwell@att.net]  
Sent: Tuesday, January 07, 2003 2:48 PM  
To: Stephen A. Avery  
Subject: RE: Update

Hello Steve,

I just got off the phone with her. She is preparing her report. BTW, she will be at the hearing on the 14th to say that Mrs. Long was not living in the house at the time of the incident.

Regards,

Linda Rockwell

-----Original Message-----

From: Stephen A. Avery [mailto:savery@saverycpa.com]  
Sent: Tuesday, January 07, 2003 9:54 AM  
To: lindarockwell@att.net  
Subject: Update

Linda,

What is the status on Jill Marron's work. I have not contacted her after the letter she wrote to Michael. Have you received anything?

Stephen A. Avery, CPA  
Stephen A. Avery, CPA, PC  
4308 Carlisle Blvd. NE  
Suite 102  
Albuquerque, NM 87107  
505.323.6161 voice  
505.323.6165 fax  
savery@saverycpa.com  
visit us on the web at www.saverycpa.com

+++++

**From:** Stephen A. Avery [savery@saverycpa.com]  
**Sent:** Thursday, January 09, 2003 8:41 AM  
**To:** jjulio@att.net  
**Cc:** 'lindarockwell@att.net'; Montie Avery (mavery@carlwarren.com)  
**Subject:** Zieman and Patrica  
Mr. Romero,

Could you confirm with Dr. Zieman that the reason the parenting plan included the awkward exchanges at the school was because Patricia had disclosed to him that she would not be living at the family residence.

This is material to the DV hearing on the 14<sup>th</sup>. I believe the court will take your testimony on the subject, otherwise I will instruct Linda to subpoena Dr. Zieman. Since this will be fact based, I believe he will be unable to charge a fee for testifying.

No news on supervised visits, no telephone calls, and not email fro three days.

Thanks,

**Stephen A. Avery, CPA**  
Stephen A. Avery, CPA, PC  
**4308 Carlisle Blvd. NE**  
**Suite 102**  
**Albuquerque, NM 87107**  
505.323.6161 voice  
505.323.6165 fax  
[savery@saverycpa.com](mailto:savery@saverycpa.com)  
visit us on the web at [www.saverycpa.com](http://www.saverycpa.com)



**From:** Stephen A. Avery [savery@saverycpa.com]  
**Sent:** Friday, January 17, 2003 10:49 AM  
**To:** 'lindarockwell@att.net'  
**Subject:** No, it is not done  
Linda,

One more thing. I do not agree to pay damages for a house that is presently my sole and separate property.

**Stephen A. Avery, CPA**

Stephen A. Avery, CPA, PC

**4308 Carlisle Blvd. NE**

**Suite 102**

**Albuquerque, NM 87107**

505.323.6161 voice

505.323.6165 fax

[savery@saverycpa.com](mailto:savery@saverycpa.com)

visit us on the web at [www.saverycpa.com](http://www.saverycpa.com)



From: Trish Self [regardingchildren@hotmail.com]  
Sent: Friday, January 17, 2003 7:53 PM  
To: savery@saverycpa.com  
Cc: jjulio@worldnet.att.net  
Subject: Warranty Deed

Steve,

It has to come to my attention that you are refusing to sign the warranty deed. We do need this done today so we can get the house refinanced per the agreement you signed with the settlement facilitator. As the judge stated in court we need to put Trish's physical health above anything else right now and the added stress of you refusing to sign the deed is stress that is not needed right now.

Thanks,

Kyle

P.S. Below is the agreement that Michael and Linda came to.

-----Original Message-----

From: MWKiernan@aol.com [mailto:MWKiernan@aol.com]  
Sent: Thursday, January 16, 2003 3:31 PM  
To: Trish  
Subject: Deed

Dear Trish:

I explained to Kyle yesterday that Mr. Avery will go to closing (at an agreed upon time when you are not present) and sign a Special Warranty Deed.

Just have your title company prepare it. This is the simplest solution to the problem.

Michael

---

MSN 8 helps eliminate e-mail viruses. Get 2 months FREE\*  
<http://join.msn.com/?page=features/virus>

+++++

From: Stephen A. Avery [savery@saverycpa.com]  
Sent: Monday, January 20, 2003 9:11 AM  
To: 'Trish Self'  
Subject: RE: Warranty Deed

Kyle,

I will not be signing a warranty deed today.

Stephen A. Avery, CPA  
Stephen A. Avery, CPA, PC  
4308 Carlisle Blvd. NE  
Suite 102  
Albuquerque, NM 87107  
505.323.6161 voice  
505.323.6165 fax  
savery@averycpa.com  
visit us on the web at [www.averycpa.com](http://www.averycpa.com)

-----Original Message-----

From: Trish Self [mailto:regardingchildren@hotmail.com]  
Sent: Friday, January 17, 2003 7:53 PM  
To: savery@saverycpa.com  
Cc: jjulio@worldnet.att.net  
Subject: Warranty Deed

Steve,

It has to come to my attention that you are refusing to sign the warranty deed. We do need this done today so we can get the house refinanced per the agreement you signed with the settlement facilitator. As the judge stated in court we need to put Trish's physical health above anything else right now and the added stress of you refusing to sign the deed is stress that is not needed right now.

Thanks,

Kyle

P.S. Below is the agreement that Michael and Linda came to.

-----Original Message-----

From: MWKiernan@aol.com [mailto:MWKiernan@aol.com]  
Sent: Thursday, January 16, 2003 3:31 PM  
To: Trish  
Subject: Deed

Dear Trish:

I explained to Kyle yesterday that Mr. Avery will go to closing (at an agreed upon time when you are not present) and sign a Special Warranty Deed. Just have your title company prepare it. This is the simplest solution to the problem.

Michael

---

MSN 8 helps eliminate e-mail viruses. Get 2 months FREE\*  
<http://join.msn.com/?page=features/virus>



From: Trish Self [regardingchildren@hotmail.com]  
Sent: Monday, January 20, 2003 10:26 PM  
To: savery@saverycpa.com; jjulio@att.net  
Subject: your threats

Mr. Avery,

It has come to my attention through your attorney, Linda Rockwell, that you are planning to sue me for leasing the Tivoli house and for back child support. Linda Rockwell also adamantly states that she has told you to sign the warranty deed and that she will NOT represent you in your civil case because this case "has gotten too nasty". I don't know how to stop the negativity of this case, but I am trying--for your sake, mine, and the kids.

To address these issues:

- 1) possession of the house was granted to me.
- 2) Judge Jewel stated that child support should be dealt with later after I have a chance to get my health in order. I have health issues at this time, and dealing with them first is in the children's best interest.

I am attempting to mitigate the hostility of this case by directly addressing these issues before they get any worse. I am asking that you sign the warranty deed (as per the agreement secured by your Mercedes) right away as the documents are at the title company already, and promote an environment of resolution in this case. Continuing the fighting will not benefit anyone, particularly the children.

For your information, I have spoken with a civil attorney who is very concerned about the continued negativity and how it impacts my health. I have told her not to file the suit until you have some time to deal with your feelings about our divorce; hopefully the fighting and negativity will stop and this filing will not be necessary. I do not want the negativity to continue, and I hope and pray that it does stop. I hope and pray that you realize why I filed for divorce: I filed to stop the fighting. I filed to give everyone in the family peace. I filed because the fighting and negativity were causing me to have health problems. I did NOT file to hurt anyone, not you or the kids or me. It took a lot of courage for me to file for divorce from you, and it was not what I wanted to do. I wanted things to work out differently.

Kyle was not the reason for the divorce. We were friends before the separation, and we became best friends after the divorce filing. After the filing, the hostility between me and you did not get better so I moved on with my life.

I hope and pray that you do what you have agreed to do, and that you move on with your life. I do wish you the best. I am sorry for the pain the divorce has caused you and will continue to hope and pray for your peace and happiness.

In regards to communications, there are four simple rules that we could follow that would enable us to communicate effectively:

1. Treat the other person as you want to be treated.
2. Do not try to control, dominate, or manipulate the other person.
3. Say what you have to say in a simple way, the kindest way possible.
4. Before sending an email, read it over to make sure it sounds courteous.

Kyle and I will answer your emails if they are courteous and follow the rules above. Kyle does not want you to email him with any negativity about me. (Kyle especially doesn't like negativity at all.) If you email Kyle and want a

response, just keep it simple and polite. If you have to email me, keeping it simple and polite and you will get a simple and polite answer.

This email was intended to let you know that I understand that our divorce has hurt you, that I am sorry for that, that I hope you can move on and find peace and happiness, and that I hope you will do what you have agreed to do.

Wishing you the best in life,  
Trish

---

The new MSN 8 is here: Try it free\* for 2 months  
<http://join.msn.com/?page=dept/dialup>

From: Stephen A. Avery [savery@saverycpa.com]  
Sent: Monday, January 20, 2003 9:11 AM  
To: 'Trish Self'  
Subject: RE: Warranty Deed

Kyle,

I will not be signing a warranty deed today.

Stephen A. Avery, CPA  
Stephen A. Avery, CPA, PC  
4308 Carlisle Blvd. NE  
Suite 102  
Albuquerque, NM 87107  
505.323.6161 voice  
505.323.6165 fax  
savery@averycpa.com  
visit us on the web at [www.averycpa.com](http://www.averycpa.com)

+++++

From: Trish Self [regardingchildren@hotmail.com]  
Sent: Tuesday, January 28, 2003 6:52 PM  
To: jjulio@worldnet.att.net; mwkiernan@aol.com

Michael,

As you know, it was agreed upon in November that I have possession of the Tivoli house. Prior to that, the stipulated minute order gave me possession of the house.

It has become apparent from Mr. Avery's recent actions, including the letter to the tenants of the Tivoli house that I emailed you, that he will not stop his harrassment.

In his letter, he erroneously stated that the house was his sole and separate property. In a community property state, property acquired during the marriage is community property regardless of how he feels about it. Because he will not stop his harrassment and continues to threaten others, I feel that I have no choice but to take a copy of his letter and the documentation to anyone who can address his ethics issues, along with the documentation that he signed that states that I have possession of the house. If you and Ms. Rockwell can work this out by 10 am, then I will not take that action.

But, I strongly feel that he will not stop because of his strong need to dominate others around him. Nothing has stopped him yet. If, this morning before 10 am, Mr. Avery agrees to drop this and proceed with the final decree, I will stay home. It is important to stop the arguing, end this case, and allow everyone--the children especially--to move on with their lives.

Additionally, because of his harrassment of the tenants, the tenants may try to get a restraining order against Mr. Avery very soon, as well as file other complaints. It might be a good idea for them to protect themselves against him. I have no control over how they protect themselves, and I will not argue with them about it.

Oh, in his letter he refers to the kids as HIS kids. Since when did he have children all by himself? Wow, that is a miracle especially since I am listed on their birth certificates as their mother, I carried them in my womb, and I had the C-sections. I hope Mr. Avery isn't passing his attitudes down to the kids because that would be bad for them and hurt their ability to have healthy relationships in the future.

The bottom line is that all of this selfishness, fighting, and negativity has to stop for the sake of our children and for my health. Please help with all of this right away!

Thank you,  
TLS

---

STOP MORE SPAM with the new MSN 8 and get 2 months FREE\*  
<http://join.msn.com/?page=features/junkmail>

+++++

From: Trish [Trish1967@comcast.net]  
Sent: Thursday, January 30, 2003 12:43 PM  
To: Michael Kiernan; Michael Kiernan  
Cc: Rob Powell  
Subject: savery

Michael,

I am very concerned about Mr. Avery's continued threats. I have checked with court services, and I realize that, if he could file for eviction, he won't be able to get on the Judge's calendar for a hearing until mid March. By that time we would already have dealt with the warranty deed and the already-agreed upon property settlement at the March 6 hearing. There is a simple solution to all of this. Mr. Avery is obligated to sign the warranty deed, and, when he does, all of this will be over. He doesn't need to run up more legal bills or bully people. He just needs to do the mature thing: what he is obligated to do.

I am grateful for the alternative route that I am able to pursue, and I believe that may stop him in his tracks as soon as he becomes aware that it is going on. But, in the meantime, Linda Rockwell has called Rob Powell because she wants us to "trade back" houses. I cannot do this right now because of my health, and I should not cow to a control-person. Also, I cannot live in that house because he would know where I was and he destroyed the alarm. I would be unprotected if he broke in again. I know, from what he has done to me in the past, what he is capable of doing to me. I like living in a safe place without him knowing where I am, and I deserve to live in peace. Additionally, he has refused to pay for the damage he did to the Tivoli house. Why is he doing this? Demonstration of mental instability will not help him in court.

There is also the issue of the stipulated order. He would be driving by the house again and driving by me when I went walking or to friend's houses. We get back into lots of negative issues that I have been trying to avoid.

Please file for him to pay my legal expenses since he won't stop running them up. If only he would do what is right, the legal bills would stop and we all could get on with our lives. Arguing into eternity isn't good for anyone, especially the kids. I realize he is angry about the divorce, but getting on with his life will help him with his anger. Besides, when he moves on with his life, it will help the kids a lot. When we were married he argued a lot, but we are not married anymore and now is the time for us to be mature enough to walk away from this bad relationship for the kids' sake.

One other solution to one issue is to let Mr. Avery store the property awaiting pick up that is at the Tivoli house. He is concerned about that and he could store it wherever he wants to. That might help a lot.

Please call Linda Rockwell and tell her: 1. Not to bother Rob Powell with threatened filings. 2. That I will not pursue the complaint with the Board or the violation of the stipulated order if Mr. Avery: stops the harassment, signs the warranty deed, and files the final decree and pays what he owes. All of this would need to be done immediately. Mr. Avery benefits in this deal-he doesn't have to worry about any penalties and he gets to move on with his life with no consequences for his actions and no additional legal bills. .

By the way, I have some good news to tell you that I will tell you later. I am very happy about this and I know you will be, too. You can call me later this afternoon (before 4:30) or I will email you.

Thanks,  
Trish



**From:** Glen Avery [gbavery@accountabletech.com]  
**Sent:** Monday, February 03, 2003 6:39 AM  
**To:** savery@averycpa.com  
**Subject:** Linda and John  
Linda,

I was missing some paperwork required to file for the eviction on Friday and I had some second thoughts over the weekend.

I am concerned that the last email from Patricia confirms the previous story about her having swapped houses. If I file the eviction paperwork, the people in the house on Tivoli will simply force Patricia to move back into Tivoli.

Instead of this, how about a motion to take the house back based on what is best for the children.

1. The children's desire to stay in the same district.
2. The financial burden of the multiple house payments added to Patricia's refusal to pay child support
3. John Romero and Jill Maron can testify as to the likelihood of Patricia following any agreement that requires performance on her part. She has continued to defy court, GAL, and Special Master.
4. The bizarre circumstances currently surrounding the house including the children's possession in the house occupied by strangers unknown.
5. Patricia's actions with the house has once again demonstrated her unwillingness to place herself under the rule of law and has abdicated her responsibility for community property to her children.

+++++

From: Gayle Zieman [glzieman@earthlink.net]  
Sent: Wednesday, April 30, 2003 7:18 PM  
To: Self, Trish; Avery, Stephen A.  
Cc: Romero John  
Subject: Letter to Judge Jewel

Trish and Steve,  
As specifically requested by Judge Jewel separately from my broader updated evaluation, I have written a letter to her about the wishes of the children re the Tivoli house. Below is the text of the letter being mailed to her with copies to you.

Note that in the letter I state that I expect to finish my evaluation my mid May and report my recommendations regarding the best interests of the children.

Gayle Zieman

April 30, 2003

Honorable Angela Jewel  
Second Judicial District Court  
P.O. Box 488  
Albuquerque, NM 87103

Re: Patricia Avery (nka Patrica Self) v. Steven Avery, DM-02-00523 Issue  
Regarding Children's Desires About House of Residence

Dear Judge Jewel,  
In your minute order of April 14, 2003 regarding the above captioned case you ordered that I assess "the minor children's wishes to return to the residence at 11912 Tivoli, N.E." and forward a letter to the Court of my findings regarding this matter. I have done an observation with the children at their mother's home and have had individual office time to interview and assess each child. I am writing about their wishes regarding their house of residence.

Each of the three children distinctly wishes to return to the former family residence on Tivoli Street. Each has fond memories of this home and believes that life there would be good. These feelings are particularly strong for the youngest two children, Montie (age 7) and Jessica (age 10), who, when this home was mentioned, immediately smiled and delighted in telling me fond memories of this home. One of the children noted that their father is not very fond of this home, except for the big back yard, but despite this felt that it would like good to live there again. The children's ideas for why this home would be nice were very plausible; such as: close to their school, near neighborhood friends, good yard for dogs, and fun places in the home where they like to play.

As a side note of importance, I am nearing the end of my updated custody and timesharing evaluation. I expect to have my report and recommendations done by May 16, 2003 in which I will address my recommendations regarding what custody, timeshare, and housing will be in the children's best intererts.

Sincerely,

Gayle Zieman, Ph.D.

Cc: Patricia Self, Pro Se  
Linda Rockwell, Esq.  
John Romero, Esq.  
Steve Avery