

FILED
SUPREME COURT
STATE OF WASHINGTON
8/21/2023
BY ERIN L. LENNON
CLERK

102289-1

No. 847821

SUPREM COURT

FILED
Court of Appeals
Division I
State of Washington
8/21/2023 8:00 AM

OF THE STATE OF WASHINGTON

(King County Superior Court No. 22-2-12446-6 KNT)

(Court of Appeals, Division 1)

SVETLANA PARESHNEVA, Appellant,

v.

OZGUR KAYA, Petitioner/Respondent

MOTION FOR DISCRETIONARY REVIEW TO SUPREM COURT

TREATED AS A PETITION FOR REVIEW

Svetlana Y Pareshneva

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Table of Cases

- 1) Appellant's Opening Brief (Appendix 3)
- 2) Appellant's Reply Brief (Appendix 4)
- 3) Criminal case (K136912FV) was acquitted (Appellant's Reply Brief, Appendix 7)
- 4) Ozgur Kaya DVPO case (22-2-09180-1 KNT) was denied (Opening Brief, Appendix 1)
- 5) Ozgur Kaya DVPO case (22-2-12446-6 KNT) was granted for one year (Opening Brief, Appendix 18)
- 6) Svetlana Paresheva order for protection DVPO case (22-2-08207-1 KNT) (Opening Brief, Appendix 5)
- 7) The Order Denying Motion by the Court of Appeals Division I (Appendix 2)
- 8) Unpublished opinion by the Court of Appeals Division I (Appendix 1)

IDENTITY OF MOVING PARTY

Svetlana Y Pareshneva (the Appellant)

RELIEF REQUESTED

The appellant seeking discretionary review by the Supreme Court of a Court of Appeals decision that was issued the unpublished opinion on July 24, 2023, pursuant to RAP 13.4(B)

Also, the Order Denying Motion for Reconsideration entered on August 8th, 2023, by the Court of Appeals Division I.RAP 13.4(C)

These are some references of the Court of Appeals Division ,I decision which the appellant requests reviewed by Supreme Court:

- 1) "The allegations and evidence here fall squarely within the statutory definition of "domestic violence." Kaya testified in the trial court that Pareshneva forced her way into Kaya's workplace on August 5, 2022, and refused to leave when asked, ultimately leading to physical injuries to Kaya's hand.
- 2) "A responding police officer's report of the incident corroborates this testimony. The report states: "I observed [Kaya's] knuckles on his right hand and there was a half inch cut, that had recently dried blood on it." The police report also concluded that No. 84782-1-1/4 - 4 - there was probable cause that Pareshneva committed Assault 4 DV and arrested Pareshneva on that basis. Such evidence satisfies the definition of "domestic violence," which includes "physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault." RCW 7.105.010(9)(a)-(b). While Pareshneva disputes the evidence, the trial court found Kaya's testimony to be credible and we defer to the trial court on issues of conflicting evidence,

witness credibility, and the persuasiveness of evidence. *Thompson v. Hanson*, 142 Wn. App. 53, 60, 174 P.3d 120 (2007)”

- 3) “Next, Pareshneva argues that the commissioner improperly ignored the fact that Kaya’s previous DVPO expired, and another commissioner denied Kaya’s petition to extend it. Contrary to Pareshneva’s assertion, the commissioner expressly considered the prior rulings and explained at the September 15, 2022 hearing that “the last court might not have seen the full picture, this Court is seeing a full picture.” The commissioner did not ignore the previous rulings; the commissioner instead found that relief was warranted based on the “full picture,” which included the events that occurred on August 5, 2022, after the previous DVPO expired. The superior court judge, in turn, “adopt[ed] the Commissioner’s findings and rulings as its own.”
- 4) “Lastly, both Kaya and Pareshneva seek attorney fees and costs on appeal. The trial court here awarded attorney fees in favor of Kaya. “If attorney fees are allowable at trial, the prevailing party may recover fees on appeal.” *Aiken v. Aiken*, 187 Wn.2d 491, 506, 387 P.3d 680 (2017) (citing RAP 18.1). No. 84782-1-I/5 - 5 - Because Kaya has likewise prevailed on appeal, we grant his request for attorney fees and costs subject to compliance with RAP 18.1”
- 5) An unpublished opinion was filed on July 24, 2023, by the Court of Appeals Division I.
Appendix 1 (Unpublished opinion)
- 6) The Order Denying Motion for Reconsideration entered on August 8th, 2023, by the Court of Appeals Division I. Appendix 2 (The order denying Motion for reconsideration)
- 7) Svetlana Pareshneva order for protection DVPO case (22-2-08207-1 KNT) June 1, 2022
- 8) Ozgur Kaya DVPO case (22-2-09180-1 KNT) filed on June 16th ,2022 and was denied on August 4, 2022

- 9) Ozgur Kaya DVPO case (22-2-12446-6 KNT) filed on August 5th, 2022, and was granted on September 15th ,2022 for one year.
- 10) Criminal case (K136912FV) was open on August 5th, 2022, and it was acquittal on July 11th ,2023
- 11) Notice of Appeal was filed into the Court of Appeals Division I, on December 7th ,2022.
- 12) Appellant's Brief was filed on February 14, 2023
- 13) Appellant's Reply Brief was filed on March 5th, 2023.
- 14) The motion for reconsideration was filed to revise the DVPO but the superior court commissioner denied the motion to revise without a hearing.

FACTS RELEVANT TO MOTION

- a) The allegations and evidence in Respondent brief were not fall squarely within the statutory definition of "domestic violence."
- b) The appellant didn't force her way into Kaya's workplace on August 5, 2022, and didn't refuse to leave when asked, she didn't cause the physical injuries to Kaya's hand.
- c) The police report didn't conclude that No. 84782-1-1/4 - 4 - there was probable cause that the appellant committed Assault 4 DV and arrested Pareshneva on that basis.
- d) The commissioner ignores the previous rulings; the commissioner didn't find "full picture," which included the events that occurred on August 5, 2022, after the previous DVPO expired. The superior court judge, in turn, "adopt[ed] the Commissioner's findings and rulings as its own."

e) Deny Ozgur Kaya request for attorney fees and costs and granted the appellant's request for attorney fees and costs for DVPO case, criminal case and the appeal.

GROUND FOR RECONSIDERATION AND ARGUMENTS

- A) The allegations and evidence in respondent brief were not fall squarely within the statutory definition of "domestic violence." Because domestic violence didn't occur in fact, the appellant won the criminal case on July 11, 2023, where 6 jury agreed that Mr. Kaya scratched his hand by the garage door by himself. Mr. Kaya used fabricated story to incriminate the appellant and convinced his cousin Umut to lie for him and they both lied to police officer to win DVPO case. For this reason, Protection Order do not fall within the definition of Domestic Violence pursuant to RCW 26.50.010(3)." RCW 7.105.010(9)(b). That provision defines "domestic violence" as follows: Physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault; nonconsensual sexual conduct or nonconsensual sexual penetration; coercive control; unlawful harassment; or stalking of one family or household member by another family or household member. The same definition applies if the individuals are intimate partners rather than family or household members. RCW 7.105.010(9)(a).
- B) The appellant didn't force her way into Mr. Kaya's workplace on August 5, 2022. She called him in the morning on August 5th, 2022, and got confirmation from him that she can visit the office on the same day afternoon to speak to Mr. Kaya. The appellant had witnesses of Mr. Kaya conversation with her on a phone because she kept her phone on a speaker. Appendix 16 from Opening Brief Olga Arakelov's declaration). Furthermore, the appellant left the office right away after when she called police because Mr. Kaya attacked her from behind and stole car key from

her. The appellant has witness who was with her all the time in an office and the witness observed that the appellant had never come close to Mr. Kaya body and didn't scratch his hand. Appendix 7 from Opening Brief Elena Pareshneva declaration. Also, the police report indicated that it was not sufficient evidence of physical harm for both Mr. Kaya and the appellant to make the arrest during the day of August 5th. Appendix 4 &9 from Opening Brief Police reports. Also, police informed Mr. Kaya that the appellant was not trespassing because she used to work at Seattle PH their family business together with Mr. Kaya for more than 3 years.

- C) The police report didn't conclude that No. 84782-1-1/4 - 4 - there was probable cause that the appellant committed Assault 4 DV and arrested Pareshneva on that basis. The police officer made the arrest without investigation and asking all the witnesses who was present by the office Seattle PH during the evening time. Furthermore, the appellant had the witness who observed everything when the appellant went the second time to the office to find her son and to do civil stand by. Appendix 16 from Opening Brief Olga Arakelov's declaration. Also, the police officer did not listen 911 call when Mr. Kaya called on August 5th in evening time and informed the 911 operator that he scratched his hand by the garage door in his office and he didn't need medical attention because he will just put the bandage oh his scratch. For these reasons, the appellant on July 11th, 2023, won her criminal case: K136912FV, Assault 4 DV. The Jury of 6 people, find the defendant, Svetlana Pareshneva not guilty of the crime of assault in the 4th degree against Ozgur Kaya, that occurred on August 5th, 2022. Appendix 7 from Appellant's Reply Brief, the case: K136912FV
- D) The commissioner ignores the previous rulings; the commissioner didn't find "full picture," which included the events that occurred on August 5, 2022, after the previous DVPO expired.

The superior court judge, in turn, “adopt[ed] the Commissioner’s findings and rulings as its own.” The commissioner didn’t give enough time to the appellant attorney to explain a full picture of the events. Also, the appellant had witnesses with her all the time during August 5th events and the commissioner overlooked the witnessed declarations.

E)) Deny Ozgur Kaya request for attorney fees and costs and granted the appellant’s request for attorney fees and costs. Pursuant to RAP 18.1, Appellant moves for and requests an award of attorney's fees for DVPO, Criminal and the appeal fees. Under RCW 26.09.140, this Court may, in its discretion, order a party to pay for the cost to the other party of maintaining the appeal and attorneys' fees for DVPO in addition to statutory costs. In making its determination, a court balances the needs of the spouse requesting the fee award against the ability of the other spouse to pay. In re Marriage of Ste11sl10el, 72 Wn.App. 800,813,866 P.2d 635 (1993). Need, ability to pay, and equity are the primary considerations for the award of attorney’s fees in a dissolution action. In re Marriage of Van Camp. 82 Wn.App. 339,342, 918 P.2d 509(1996). Here, the appellant has needed, and Respondent has the ability to pay. for DVPO, criminal case and the fees for appeal.

CONCLUSION

Under RAP 13.4 (B), “any party may file a petition for reconsideration, stating the specific grounds upon which relief is requested”.

Granting this motion will serve the ends of justice because the appellant won her criminal case on July 11, 2023:

- A) The allegations and evidence in the respondent brief were not fall squarely within the statutory definition of “domestic violence.”
- B) The appellant didn’t force her way into Mr. Kaya’s workplace on August 5, 2022.
- C) The police officer did not listen Mr. Kaya 911 call and didn’t investigate.
- D) The commissioner ignores the previous rulings.

For this reason, the domestic violence case should be dismissed because Mr. Kaya fabricated the story to incriminate the appellant to gain custody of their son. The appellant and Mr. Kaya haven’t gotten divorced yet and are still battling for the custody of their son. He used the appellant’s arrest as evidence to file for domestic violence. However, 6 Jury understand that Mr. Kaya missed lead the police officer and judges to fabricate the story about his Elledge injury. The criminal case: K136912FV was acquittal on July 11th during 2 days trial. For this reason, the Domestic violence protection order against the Appellant should be denied with all its court ruling.

Therefore, the appellant, Svetlana Y Pareshneva respectfully requests the Supreme Court to grant this motion for discretionary review because of the factors A, B, C, D and new factors are discovered. The appellant should be awarded attorney's fees for DVPO, criminal case and the fees for the appeal.

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Date August 18, 2023
Respectfully Submitted,



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Appendix 1

(Unpublished Opinion)

Pages 5

IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON

In re the Marriage of:

OZGUR KAYA,
Respondent,

v.

SVETLANA Y. PARESHNEVA,
Appellant.

No. 84782-1-I

DIVISION ONE

UNPUBLISHED OPINION

FELDMAN, J. — Svetlana Pareshneva, representing herself, appeals a domestic violence protection order (DVPO) prohibiting her from having any contact with her ex-husband, Ozgur Kaya, and their 5-year-old son for one year. Finding no abuse of discretion, we affirm.

FACTS

Pareshneva and Kaya are divorced and have a son. On June 16, 2022, a superior court commissioner granted a temporary DVPO restricting Pareshneva from having any contact with Kaya and their son based on allegations of threats of physical violence. On August 4, 2022, that temporary DVPO expired, and the commissioner denied Kaya's petition to extend it.

On August 5, 2022, one day after the temporary DVPO expired, Pareshneva went to Kaya's workplace to retrieve some personal items and

contact their son. An argument ensued, and Kaya called the police. While both Kaya and Pareshneva told the police they had been grabbed and scratched, the police did not find any evidence of a physical altercation.

Pareshneva returned to Kaya's workplace later the same day. While attempting to avoid Pareshneva, Kaya grabbed a door to leave the room. Pareshneva shut the door on Kaya's hand, causing a half-inch cut. Kaya called the police again. After speaking with Kaya and seeing his bloody hand, the police determined they had probable cause to arrest Pareshneva for Assault 4 DV. They arrested Pareshneva at her residence.

Kaya again petitioned the court for a DVPO, and a hearing on the petition was held on September 15, 2022. After hearing testimony from both parties, a commissioner found Kaya's version of the events that occurred on August 5, 2022 to be credible and determined that Pareshneva posed a threat to the physical safety of Kaya because "as soon as the protection order ended, she was right back in front of the petitioner being aggressive and creating problems." The commissioner therefore granted Kaya's petition and entered a DVPO prohibiting Pareshneva from having any contact with Kaya and their son for one year.

Pareshneva filed a motion to revise the DVPO. The superior court "adopt[ed] the Commissioner's findings and rulings as its own" and denied the motion to revise without a hearing.

ANALYSIS

When reviewing an order on revision, we review the superior court's decision, not the commissioner's. *In re Marriage of Williams*, 156 Wn. App. 22,

27, 232 P.3d 573 (2010). We review a superior court’s grant of a DVPO for abuse of discretion, and we find an abuse of discretion “when a trial judge’s decision is exercised on untenable grounds or for untenable reasons, or if its decision was reached by applying the wrong legal standard.” *Maldonado v. Maldonado*, 197 Wn. App. 779, 789, 391 P.3d 546 (2017). We find no abuse of discretion and reject Pareshneva’s arguments as follows.

Pareshneva argues that “[t]he allegations . . . in the Petition for a Domestic Violence[] Protection Order do not fall within the definition of Domestic Violence pursuant to RCW 26.50.010(3).” Because RCW 26.50.010(3) was repealed in 2021, we look to the current definition of “domestic violence,” which is found in RCW 7.105.010(9)(b). That provision defines “domestic violence” as follows:

Physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault; nonconsensual sexual conduct or nonconsensual sexual penetration; coercive control; unlawful harassment; or stalking of one family or household member by another family or household member.

The same definition applies if the individuals are intimate partners rather than family or household members. RCW 7.105.010(9)(a).

The allegations and evidence here fall squarely within the statutory definition of “domestic violence.” Kaya testified in the trial court that Pareshneva forced her way into Kaya’s workplace on August 5, 2022 and refused to leave when asked, ultimately leading to physical injuries to Kaya’s hand. A responding police officer’s report of the incident corroborates this testimony. The report states: “I observed [Kaya’s] knuckles on his right hand and there was a half inch cut, that had recently dried blood on it.” The police report also concluded that

there was probable cause that Pareshneva committed Assault 4 DV and arrested Pareshneva on that basis. Such evidence satisfies the definition of “domestic violence,” which includes “[p]hysical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault.” RCW 7.105.010(9)(a)-(b). While Pareshneva disputes the evidence, the trial court found Kaya’s testimony to be credible and we defer to the trial court on issues of conflicting evidence, witness credibility, and the persuasiveness of evidence. *Thompson v. Hanson*, 142 Wn. App. 53, 60, 174 P.3d 120 (2007).

Next, Pareshneva argues that the commissioner improperly ignored the fact that Kaya’s previous DVPO expired and another commissioner denied Kaya’s petition to extend it. Contrary to Pareshneva’s assertion, the commissioner expressly considered the prior rulings and explained at the September 15, 2022 hearing that “the last court might not have seen the full picture, this Court is seeing a full picture” The commissioner did not ignore the previous rulings; the commissioner instead found that relief was warranted based on the “full picture,” which included the events that occurred on August 5, 2022, *after* the previous DVPO expired. The superior court judge, in turn, “adopt[ed] the Commissioner’s findings and rulings as its own.”

Lastly, both Kaya and Pareshneva seek attorney fees and costs on appeal. The trial court here awarded attorney fees in favor of Kaya. “If attorney fees are allowable at trial, the prevailing party may recover fees on appeal.” *Aiken v. Aiken*, 187 Wn.2d 491, 506, 387 P.3d 680 (2017) (citing RAP 18.1).

No. 84782-1-1/5

Because Kaya has likewise prevailed on appeal, we grant his request for attorney fees and costs subject to compliance with RAP 18.1.

We affirm.

Seldman, J.

WE CONCUR:

Díaz, J.

Chung, J.

Appendix 2

(The Order Denying Motion for Reconsideration)

Pages 2

**IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON
DIVISION ONE**

In re the Marriage of:

OZGUR KAYA,
Respondent,

v.

SVETLANA Y. PARESHNEVA,
Appellant.


No. 84782-1-I

ORDER DENYING MOTION
FOR RECONSIDERATION

The appellant, Svetlana Pareshneva, has filed a motion for reconsideration.
A majority of the panel has determined that the motion should be denied.

Now, therefore, it is hereby

ORDERED that the motion for reconsideration is denied.



Judge

LEA ENNIS
Court Administrator/Clerk

*The Court of Appeals
of the
State of Washington*

DIVISION I
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August 8, 2023

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Case #: 847821
Ozgur Kaya, Respondent v. Svetlana Pareshvena, Appellant
King County Superior Court No. 22-2-12446-6

Counsel:

Enclosed please find a copy of the Order Denying Motion for Reconsideration entered in the above case.

Within 30 days after the order is filed, the opinion of the Court of Appeals will become final unless, in accordance with RAP 13.4, counsel files a petition for review in this court. The content of a petition should contain a "direct and concise statement of the reason why review should be accepted under one or more of the tests established in [RAP 13.4](b), with argument." RAP 13.4(c)(7).

In the event a petition for review is filed, opposing counsel may file with the Clerk of the Supreme Court an answer to the petition within 30 days after the petition is served.

Sincerely,



Lea Ennis
Court Administrator/Clerk

jh

c: The Hon. Jason Holloway

Appendix 3

(Appellant's Opening Brief)

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**COURT OF APPEALS OF THE STATE OF
WASHINGTON Division I**

Court of Appeals No. 847821

(King County Superior Court No. 22-2-12446-6 KNT)

In re:

SVETLANA PARESHNEVA

Respondent/Appellant,

and

OZGUR KAYA

Petitioner/Respondent.

APPELLANT'S OPENING BRIEF

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I. SUMMARY OF ARGUMENT

I, Svetlana Pareshneva, appellant, composed this appellate brief by myself. I would like to apologize ahead to the Appellate Court if I made any mistakes in this appellate brief because English is my second language and lack of a lawyer degree.

This matter comes before the Appellate Court of the State of Washington from a King County Superior Kent Court House, Petition for denying a Domestic Violence Protection Order (hereinafter referred to as DVPO) for Svetlana Pareshneva, Appellant, from my spouse Ozgur Kaya, Respondent.

Fist, Appellant, petitioned the court for DVPO on June 1st, 2022, and she got the temporary protection order for two weeks. Also, Appellant, filed for divorce on June 6th, 2022. Moreover, Respondent, filed for his DVPO on June 16th, 2022, when he was calling and texting to Appellant during her protection order and asking to her to drop her DVPO and return home. Then on August 4th, 2023, Responder's DVPO was denied.

Furthermore, Respondent filed again DVPO against Appellant on August 5th, 2022, and won his case on September 15th. Appellant, filed for the revision and received a denial for revision of DVPO case.

Appellant hired Cameron Ford, attorney to represent her in the DVPO and Family case for divorce, he won the first case on August 4th, Respondent DVPO was denied and unfortunately lost the second DVPO case on September 15th, 2022, against his client. Hearing was held on September 15th, 2022, before the Honorable Pro Tem Commissioner Heritage M Filer. The Commissioner found by

a preponderance of the evidence the DVPO was warranted and issued the order for a period of one year. The order as well included a prohibition on weapons for Appellant, a provision which Appellant had never owned or possessed the weapons. Appellant filed a Motion for Revision to Kent Superior Court Judges, and after an Affidavit of Prejudice, the matter was assigned to the Honorable Judge Jason Holloway. Hearing was set for November 20, 2022, with oral argument, but unfortunately the hearing never been heard by the Honorable Judge because the court subsequently dismissed the revision hearing. This appeal was filed on the issuance of the DVPO by the Honorable Pro Tem Commissioner Heritage M Filer and Honorable Judge Jason Holloway.

II. ASSIGNMENTS OF ERROR

1. The allegations pled in the Petition for a Domestic Violence Protection Order do not fall within the definition of Domestic Violence in RCW 26.50.010(3) and therefore the DVPO must be dismissed.
2. The Finding Appellant represents a credible threat to the physical safety of the protected person despite no allegations of Domestic Violence as outlined in RCW 26.50.010(3).
3. The Honorable Pro Tem commissioner and Judge ignored the fact that the similar DVPO case was heard and denied on August 4th, 2022, by the Honorable commissioner Lindsey Goheen. Appendix 1 (Denial Order No. 22-2-091810-1 KNT) page 3-6.
4. The Honorable Pro Tem commissioner and Judge didn't consider the fact that Appellant who was the first to filed for DVPO on June 1st, 2022. Appendix 5 (Appellant's Petition for order for Protection 22-2-08207-1 KNT) page 17-23 and Appendix 2 (Appellant filed for divorce on June 6, 2022, Order No. 22-3-02772-3 KNT) page 8-9.
5. The Honorable Pro Tem commissioner and Judge ignored the fact that Respondent purposely kept that child away from Appellant when there was not protection order in place after the court Denial Order No. 22-2-091810-1 KNT issued on August 4th, 2022, also, they ignored of School Director's, Kany Joa, text messages about child's school attendance.
6. The Honorable Pro Tem commissioner and Judge ignored the document from Valley Medical Center

7. The Honorable Pro Tem commissioner and Judge overlooked the witnesses' declarations and ignored that Appellate had called first to Respondent and he agreed that Appellant can come to the office on August 5th, 2022, and ignored that police scheduled the civil stand by at 7 pm at the Kent residency with both parties present on August 5th, 2022

8. The Honorable Pro Tem commissioner granted overpriced attorney's fees for Appellant of \$7,071.50 with 12% interest per month, whether Respondent is entitled to an award of attorney's fees for DVPO case.

9. The Honorable Pro Tem commissioner ordered possession of 2019 Hyundai Santa Fe BVU5318 to Respondent when he has 6 other cars for his possession.

III. ISSUES PRESENTED

The superior court erred as a matter of law when it failed to properly interpret the statutory requirement for a domestic violence. The trial court abused its discretion when it failed to find adequate cause because the record confirms that Appellant met her burden to demonstrate that Respondent made false allegations against her to get more custody during divorce. The superior court further erred when it ruled for on Appellant to do evaluation for mental health and domestic violence perpetrator treatment. The superior court further erred when it ruled for on Respondent to have Appellant vehicle. The superior court further erred when it ruled for on Appellant paying attorney fees for DVPO case when Appellant has financial hardship cost by responded.

Appellant respectfully requests that this Court (1) reverse the superior court's ruling, (2) enter a finding of adequate cause, (3) denied for on appellant to do evaluation for mental health and domestic violence perpetrator treatment and (4) reword temporary possession of the vehicle and (5) award her attorney's fees pursuant to RCW 26.09 .140.

IV. STATEMENT OF THE CASE

On May 31st, 2022, Respondent, was very violent and abusive. He came after work to Appellant family home in Kent where she was with her son Antonio.

Appellant was seating on a couch and holding the Aspen Grove folder.

Responded came close to Appellant and started attacking her. While he was taking the folder from her hands, Respondent scratched Appellant's arm very deeply and put long mark. Appellant had a long mark on her right hand for more than a week. Appendix 3 (Photo of Appellant scratch hand) page 11. Both parties called police, and two officers came around 30 minutes. They talk to Respondent and Appellant separately. Police officer took picture of her arm and gave Appellant the police report number. Appendix 4 (Police report 22-7263) page 14-15.

Appellant asked police if she can leave the house with her son Antonio and stay at her sister place because she was so scared of Respondent and did not feel safe at her own house. Also, Appellant didn't want her son to observe how Respondent screamed and violently attacked the Appellant. Police allowed Appellant to leave the house with Antonio and told to Respondents that they will be at Appellant sister's apartment in Bellevue.

On June 1st, 2022, Appellant was the first who filed the Petition for Order for Protection against Responded, case number: 222082071 KNT. Appendix 5 (Appellant's Petition for order for Protection 222082071 KNT) page 17-23.

Appellant had the temporally order for protection for two weeks, but Respondent violated the order. He was calling Appellant and texting her for two weeks while

he was of violation of the temporally order. Respondent was saying how sorry he was, and he missed Appellant, and he asked her to come home with her son Antonio. He even showed up to Appellant's sister apartment and left food next to her door. Please see his text messages. Appendix 6 (Respondent text massages) page 25-33.

Violation of a protection order is considered a gross misdemeanor, which RCW §9A.20.021 defines as punishable by up to one year in jail, a maximum fine of \$5,000, or both.

On June 6th, 2022, Appellant filed for divorce: case number: 2230277723 KNT. On June 15th, 2022, Appellant decided not to proceed with her Order for Protection hearing because Respondent manipulated her, she believed to his words, felt sorry for him, and wanted to forgive him and finalize the divorce in a civil manner. However, Respondent tricked, manipulated, and lied to Appellant when her Order for Protection got dropped, he immediately filed DVPO with false allegations against Appellant, on June 16th, 2022, and came with police to her sister apartment in Bellevue to pick up her son.

Appellant had never abused her husband, and never had history of violence before or charged with DVPO or abused, harassed other people or children. Appellant is a calm, polite, and peaceful person. She worked so many years with children as a teacher at many centers: Learning Center in Lynwood, Bright Horizon in Kirkland, Harmony Learning Center in Renton from 2007. Also, she is working right now at Lessons in Your Home company with a lot of different families as a piano teacher. She never had any problems or complains about her behaviors or

teaching methods for so many years. Also, Appellant has a master's degree in social worker and bachelor's degree in music and World Art History.

Respondent lied to the court about the event on May 31st, 2022, and about many of different situations in the past. He did not have credible witnesses or prove, evidence of his side of the stories. Obviously, Respondent lied to the court about Appellant violence behavior because he just wanted to have a leverage in a Family court and gain control of the custody of his son because Respondent is very controlling and abusive man.

Furthermore, on August 4th, 2022, Respondent's DVPO case got denied case 22-2-09180-1 KNT. Appendix 1 (Court order Denial for DVPO) page 3-6. For instance, in the order by the Honorable Lindsey Goheen stated that a preponderance of the evidence has not established that there is domestic violence. Also, parties appear to be angling to gain a perceived advantage in the family law/custody case. p.2 Denial Order

During June 16th and September 4th, 2022, Appellant didn't see her son Antonio and didn't have any communication with him. After denial of DVPO, on Thursday August 4th, Appellant asked her lawyer at that time to email Respondent's lawyer and ask if she could pick up Antonio from school on Friday, August 5th and dropped him back to the school on Monday, so Appellant could spend some time with Antonio too and her son could sleep over at her a new apartment in Bellevue.

We emailed Respondent's lawyer my arrangements that Antonio could spend Monday until Thursday nights with Respondent family home in Kent, the lawyer

tried to be reasonable with him. However, Respondent's lawyer didn't reply at all to our request. Also, Appellant has rights to see and spend time with her son every day when no limitations is and at that time the DVPO order was denied.

Furthermore, Appellant called Respondent phone on Friday August 5th, in a morning and asked him when she can see Antonio. Appellant asked Respondent if she can come to their office Seattle Print House, family business to talk about Antonio and take her personal documents and a piano for her work. Respondent agreed to see Appellant at the office.

Appellant had a witness who heard her a phone call conversation with Respondent because, she put her phone on a speaker. Appendix 16 (Olga Arakelov declaration) page 94-96.

Around 12pm, Appellant drove to the office with her mom, and her mom was always present with Appellant at the office Seattle PH and observed everything. Appendix 7 (Elena Pareshneva declaration) page 35-38. When Appellant saw Respondent, he was very unhappy to see Appellant. Appellant asked where Antonio was, Respondent told to Appellant that he wouldn't tell her the child's location.

Before Appellant came to the office, she called Antonio's school, Basic Steps Learning Center, and asked if Antonio at the school. Appellant spoke with a program director Mrs. Joa and texted to her as well, she told her that Respondent withdraw him earlier from school, on August 4th, 2022, Thursday around 1pm right away after the hearing when a court ended. Respondent lost his DVPO case and didn't bring Antonio back to school on Friday and for one week after that

without any reasons. Respondent didn't take Antonio to school for 9 days.

Appendix 8 (Director Dr. Kany Joa text messages) 40.

Respondent violated of human right and freedom law for not taking Antonio to school because he was hiding Antonio from Appellant, limited her time with her son so she couldn't see him and spent time every day.

Antonio needs to have both parent in his life. It was not faire for Appellant who was a primary parent for Antonio for 5 years for not seeing and being with him every day.

However, Respondent was controlling and manipulating the court with his falls allegations against Appellant and start the same DVPO case again.

At the office, Appellant asked Respondent if she can get her two Russian passports back and Respondent said that he wanted to trade his American passport for her two Russian passports. It was not fair to play games and black mail the Appellant and hide her two Russian passports from Appellant. Also, Respondent asked if Appellant would tell everybody that he didn't hurt her on May 31st, 2022, he will allow her to see Antonio.

Also, Appellant asked nicely if she can look for her personal document and music notes for work because she is a piano teacher. Respondent allowed her to look for her staff and after that when Appellant opened the black cabinet, he started recording her and telling everybody that she was stealing his document.

Appellant has her own video where it shows that she only took her personal documents. If the court of appeals would like to watch this video, she can provide it. While Appellant was looking for her staff Respondent came behind her and

grabbed her body and attempted to still her car key from her packet of the black west.

When Appellant looked for the car key in her pockets, it was gone. Also, Respondent asked his 4th cousin Umut who was at the office at that time to record her as well. Appellant saw Umut to open one of the black shelves and do something there. After that Appellant looked at the same place and found her car key.

Respondent hid her car key and grabbed her body without her consent, harassed and violated her personal space. Respondent wanted to have control over Appellant and commanded what to do all the time.

Both parties called police and waited for them around 30 minutes. When they came to the Office Seattle PH the police officers spoke with everyone separately. Appendix 9 (2 Police reports: 22-10326, 22- 10345) page 42-51. Police allowed Appellant to take her personal documents from the office and could do the civil stand by to get her piano but unfortunately her piano couldn't fit in the car.

Also, Police told Respondent that Appellant was not trespassing because she was working in their family business for 3 years at the Seattle PH. Also, police informed Respondent that Appellant will do the civil stand by at condo in Kent tonight on August 5th at 7pm. Also, to do the civil stand by at the Seattle PH on Sunday to get her piano and camping staff.

In the evening August 5th, 2023, Appellant asked her sister Olga Arakelov and her mom (Elena Pareshneva) to come with her to help to get her personal belongings from family condo in Kent. Appellant's sister drove her car with her mom, and

she drove her own car because Appellant needed to get a lot of stuff from the house. When they got to family condo in Kent around 7pm, the door lock was changed, and nobody was home. Appellant asked her mom to wait by the condo while she drove with her sister to the office Seattle PH to look for Respondent to do Civil stand by and to look for her son Antonio. Her sister drove her car because she needed to go right a way back to Bellevue to get her own son who is only 7 years old. Appellant told her sister to park behind the office and Appellant parked at the front. When Appellant approached the office, she saw Umut (4th cousin of Respondent who is working illegally for Respondent at Seattle PH). Also, Respondent is paying cash to Umut under the table for his work and didn't filed taxes for 3 years. Umut locked the front door and didn't let Appellant into the office. She went around the office and saw Responded from far away closing the garage door. When Appellant got close to the garage that the garage door was already closed, and she checked the back door it also was locked. At the same time Appellant sister was in her car and was witnessing everything. Then she went back and saw Respondent at the front door again because it was a glass door. Respondent was recording her again without her agreement. Appellant politely asked him if she can talk to him and where was Antonio through the glass door. Appellant didn't see any scratches on Respondent's wrist at all. Respondent told her that he would not tell her anything and he didn't know where Antonio was. Then Appellant called police looking for her son and drove back to the condo. She told police that she was looking for her son Antonio and Respondent didn't have him. Police told her to wait by family condo in Kent until they come. It was

almost 10 pm and Antonio was not home and not in his bed by 9 pm and not at that family home After about 1-hour police came and asked some questions about Respondent and told her that Respondent and Umut who told the police that a door handles scratched Respondent wrist, and a police officer wanted arrest her for the things that Appellant have never done. Respondent had the witness Umut his 4th cousin to back up his story at that time and police arrested innocent person. Police asked if Appellant have any witnesses with her, but she only had her mom with her at that time who doesn't speak English and her witness was Olga Arakelov who could say to police what was really happened, but she was in Bellevue with her son. That's why Appellant was arrested for no reason with no prove or evidence because she didn't have her witness with her.

Appellant's Trial for the criminal case will be herd on April 7, 2023 at 8:45am.

Appendix 10 (case number K136912FV trial date) page 53-54. Appellant's lawyer told her that the case probably will be dismissed, or he will win the trial because police made a very big mistake to arresting Appellant with any prove or asking all the witnesses who was present at the scene. (Seattle PH office).

Unfortunately, Appellant didn't have her witness with her Olga Arakelov at the night of the arrest because after the office Seattle PH, she drove back right a way to see her son to Bellevue and could not come back. If wasn't this arrest that was all fabricated by Respondent, he would never win the DVPO.

Furthermore, Respondent was hiding Antonio from Appellant and not letting her to spent time with her son for 3 months. Respondent is very ignoring and controlling man. He doesn't care about Antonio's life, what is better for him. He

doesn't care that Antonio needs to see his mom every day and has communication with her constantly. Respondent made so many dishonesties, fabricated stories about Appellant because he wanted to win custody of Antonio and does not want to pay child support and alimony to Appellant. Respondent is trying to incriminate Appellant to have more custody over her son. He doesn't care about happiness of Antonio. Respondent did withdraw Antonio from the school for more than a week. He doesn't take him to any sport activities and didn't have time to spend time with him. He just wants to hurt Appellant emotionally and kidnap her son and move to Turkey. He doesn't want Antonio to communicate with his mom and be in her mom's life. What type of man and father can do this for son?

During Appellant marriage life for 6 years and 3 years of dating Respondent showed to her how violent he could be. When they were dating Respondent choked her in a car, even she could not breath and got some bruises on her neck. He was so jealous of her when she was working at Puyallup mall for Respondent. He saw her talking to some guy who is working there with her and he grabbed her and took his car and choked her there.

Respondent always was very controlling and jealous over her. He told her so many times to change her outfits and cover my body more to wear long dresses and skirts. When they got married, Ozgur was telling her what friends she could have and what events she could attend. He wasn't allowed to go any events with her friends. Appellant was isolated at family house, cooking, cleaning, and washing his clothes every day. Respondent installed an app to Appellant's phone to track her location in a map. He always wanted to see where she was exactly

anytime. Respondent was always emotionally and physically abusing her. He could push, hit, and choked her when Appellant didn't listen to him. He told her so many times that she was stupid, that he didn't have nothing to talk to her about that she was ugly and fat. He told her that he wanted to have two wives.

Appellant left their family house on June 1st, 2022, with her son, and Respondent didn't transfer any money to their joint account. He told her if she will return home and live with him again then he will put money there. Appellant could not believe his lies anymore and didn't go back to live with him.

From 2019 until 2022 years, Appellant was working at their family business Seattle PH for 3 years and didn't have salary for herself for 2 years. She would like the court to grant the temporary spouse support in amount \$5,000 because she needs to pay her rent for apartment in Bellevue every month in amount \$2,200, electric bills, water UMC buy food and clothes for herself. Appendix 11 (Rental agreement, Electric bill, UMS) page 56-60.

Also, Appellant receiving food stamps and TAFM assistance. Appendix 12 (Food stamp; TAFM) pages 67-69.

Furthermore, Appellant would like to have two civil stands by in two locations one at the condo on 26213 116th Ave SE Kent WA 980303 and, at the office Seattle PH on 7405 S 212th str 106th Kent WA 98032, because all her closed and personal belonging and her furniture are still at the family house and her piano and music notes for her new work are there and she cannot work to teach her future students without her piano and piano materials at the office. Also, Responded kept Appellant two Russians passports and her personal gold that she

purchased long before she knew Respondent and she has all the receipts to prove that.

Appellant would like the court to order: a temporary possession of the car Hyundai Santa Fe 2019; a temporary custody of her son; Antonio attending Phantom Lake Elementary School; a temporary spouse support in amount of \$5,000; a temporary child support in amount of \$2,000; two civil stands by in two different locations; Respondent to pay Appellate lawyer's fees of \$16000 for her DVPO case; Lawyer fees for her criminal case in amount of \$4500 Appendix 13 (Community Law Firm, Puget Law Group Invoices and Appeal Case Fees) page 71-79. Also, Respondent to pay all her professional supervised visits, intake, and reports fees back to Appellant Appendix 14 (Supervised Visits Fees) page 81. Also, please read for more detail's Appellant declaration. Appendix 15 (Svetlana Pareshneva Declaration) page 83-92.

V. ARGUMENT

1. Kent Superior court abuses its discretion if its decision is manifestly unreasonable or based on untenable grounds or untenable reasons. In re Marriage of Paresheva and Kaya, 168 Wn. App. 581, 586, 279 P.3d 885 (2012); In re Marriage of Littlefield, 133 Wn.2d 39, 47, 940 P.2d 1362 (1997) states what has become the regularly used three-part test to analyze abuse of discretion, there reversing because the test was not met: A court's decision is manifestly unreasonable if it is [1] outside the range of acceptable choices, given the facts and the applicable legal standard; [2] it is based on untenable grounds if the factual findings are unsupported by the record; [or 3] it is based on untenable reasons if it is based on an incorrect standard or the facts do not meet the requirements of the correct standard. Littlefield, 133 Wn.2d at 47 (emphasized numbers added). According to In re Marriage of Chanda/a, 180 Wn.2d 632, 642, 653-56, 327 P.3d 644 (2014) (trial court's discretion is "cabined" by applicable statutory provisions, reversing for failure to meet statute's requirement designed to "prevent arbitrary imposition of the [trial] court's preferences."). It has long been the rule, and the application of the Appellate courts, that application of the incorrect legal rule is an abuse of discretion requiring reversal. See Physicians Ins. Exe. v. Fisons Corp., 122 Wn.2d 299, 339, 858 P.2d 1054 (1993) (a "trial court would necessarily abuse its discretion if it based its ruling on an erroneous view of the law," and thus fails to apply the correct legal rule, vacating the trial court ruling).

The Superior Court is not an untethered "knight errant" who may do whatever "justice" he or she deems fit because it is "family law". Rather, the judge is tied to the applicable legal rules and facts of the case. See *Coggle v. Snow*, 56 Wn. App. 499, 504-07, 784 P.2d 554 (1990) quoting and discussing Justice Benjamin Cardozo's famous reflection on the nature of judicial discretion in Benjamin Cardozo, *THE NATURE OF THE JUDICIAL PROCESS* (1921). Unbridled discretion means, as a practical matter, there are no rules, no accountability, and no predictability for clients and their counsel - there is no law. This case is an unfortunate example of the trial court repeatedly ignoring applicable rules of law to reach a result not justified by the law or the facts.

2. The allegations pled in the Petition for a Domestic Violence Protection Order do not fall within the definition of Domestic Violence pursuant to RCW 26.50.010(3). A petition for a Domestic Violence Protection Order is governed by RCW 26.50. Domestic violence is defined in RCW 26.50.010(3) as "(a) Physical harm, bodily injury, assault, or the infliction of fear of imminent physical harm, bodily injury or assault, sexual assault, or stalking as defined in RCW 9A.46.110 of one intimate partner by another intimate partner; " RCW 26.50.010(3). When a petition for an order for protection is brought before the court, it "shall allege the existence of domestic violence, and shall be accompanied by an affidavit made under oath stating the specific facts and circumstances from which relief is sought." RCW 26.50.030(1). (Emphasis added). The term assault in the definition of domestic violence is not defined. Similarly, "the term assault is not

defined in the criminal code. We therefore turn to the common law definition.”

State v. Aumick, 73 Wn. App. 379 at 382 (1994). “Three definitions of assault are recognized in Washington: (1) an attempt, with unlawful force, to inflict bodily injury upon another; (2) an unlawful touching with criminal intent; and (3) putting another in apprehension of harm whether or not the actor actually intends to inflict or is incapable of inflicting that harm.” *Id.* 9nm

Here, Respondent alleges that Appellant has committed domestic violence when she went at her place where she worked before Seattle PH and prior her visit she called to Respondent, and he agreed for her to come to the office where Appellant worked for 3 years at their family business. Appellant had the witness with her Elena Paresheva during the day at the office Seattle PH who testified that Appellant didn’t go close to Respondent’s body during her visit at the office and she spoke very politely and respectfully.

On other hand, the Appendix 6 (Respondent text messages) page 25-33 provided by Appellant the text messages from Respondent during the time when Appellant had the temporary protection order against him, that he was calling and texting her every day from June 1 through June 15th, 2023.

Appellant did not threaten with physical harm, bodily injury, assault, or the imminent fear of the Respondent. Additionally, an action involving insults could be brought under a tort claim for extreme and outrageous conduct, however the facts of this situation would not rise to the level of an actionable tort claim, let alone rise to the restrictions on the Respondent in a DVPO. Such conduct is addressed by the Restatement 2d of Torts §46, Comment d, which states “[t]he

liability clearly does not extend to mere insults, indignities, threats, annoyances, petty oppressions, or other trivialities." Restatement 2d of Torts §46, Cmt. D. Washington courts have followed this same logic within other tort cases and declined to find liability in tort actions. See *Dicomes v. State*, 113 Wn.2d 612 (1989) (court found insults were insufficient for a claim of outrage); *Synder v. Medical Serv. Corp.*, 98 Wn. App. 315 (1999) (holding 10 insults and lack of consideration, inter alia, where not sufficient for extreme and outrageous conduct).

Further, Washington Court of Appeals, Division I addressed a nearly identical issue regarding insults and the throwing of water as pried in a domestic violence protection order; however, that case is an unpublished case in 2007.

The Commissioner found that Appellant credible threat: the restrained person represents a credible threat to the physical safety of the protected person/s. However, the standard on a domestic violence protection order is the preponderance of the evidence that the Respondent has engaged in physical harm, bodily injury, assault, or the infliction of fear of imminent physical harm, bodily injury or assault, sexual assault, or stalking of the Petitioner. The evidence presented in support of the petition was the messages and a prior incident which had already been adjudicated. The criminal case didn't finish yet and, all the witness's declarations stated that Appellant didn't have any physical contact with Respondent, and it is not constituting domestic violence. Moreover, not only did the Commissioner stated that Appellant must do Mental evaluation and Domestic violent treatment without checking Appellant's

Appendix 17 (Valley Medical Center) page 98 with her medical records and that she had already had the Mental evaluation from her doctor, also there is no evidence to support such a claim. In Respondent statement was that he is afraid of the Appellant. That Respondent alleged fear is not a domestic violence issue. Respondent also claimed the Appellant violated the 1,000-foot distance within the no-contact order was in place from August 4th, 2022, at King County District. In addition, police informed the Respondent that the Appellant wasn't trespassing. Also, Respondent claimed that Appellant closed the door on Respondent wrist when he called 911 and stated that the garage door scratched his wrist. Please listen to the 911 call recording provided. The Respondent and Appellant called the police on the day of the alleged violation and abuse; however, the police never contacted the witness Olga Arakelov to confirm what was really happened on evening August 5th, 2023, police only listened one side of the story. Not only this is not an act of domestic violence, but clear it was not established for a violation and domestic violence for Respondent to go to Kent court and asked again for the temporary protection order against Appellant. Again, Appellant has received no contact order regarding the alleged violation. Further, if Appellant had been in violation of the No-Contact Order, additional criminal charges would have been initiated against Appellant as violation of a No-Contact Order is a felony in Washington state. Finally, Respondent alleges that Appellant committed domestic violence based on the incident on August 5th 2022. Respondent had already filed before Temporary protection order on June 16th, 2022, and his DVPO was denied on August 4th, 2022.

The finding Appellant is a credible threat to the safety of Respondent was an abuse of discretion.

When a Superior court finds an individual has committed acts of domestic violence with the definition of RCW 26.50.010(3) and enters an order pursuant to RCW 26.50.060 the court may "consider the provisions of RCW 9.41.800." RCW 26.50.060(1)(k). RCW 9.41.800 states "[a]ny court when entering an order authorized under chapter ... RCW 26.50.060 ... shall, upon a showing by clear and convincing evidence, that a party has: Used, displayed, or threatened to use a firearm ... (a) require that the party 13 immediately surrender all firearms and other dangerous weapons; ... " RCW 9.41.800(J)(a) (emphasis added). Further, RCW 9.41.800(2)(a) states

"[a]ny court when entering an order authorized under chapter ... RCW 26.50.060 may, upon a showing by a preponderance of the evidence but not by clear and convincing evidence, that a party has: Used, displayed, or threatened to use a firearm ... (a) Require that the party immediate surrender all firearms and other dangerous weapons ... " RCW 9.41.800(2)(a)(emphasis added).

The court entered the Order to Surrender Weapons with the DVPO and indicated Appellant did not have any weapons. However, the court was not required to enter this order under RCW 9.41.800(1) or RCW 9.41.800(2) as there was no evidence before the court Appellant had used, displayed, or threatened to use a firearm at any time. Appellant did not petition the court for an Order to Surrender Weapons and was not requested at any time by Respondent. Further, in a petition, when advising if Appellant has used,

displayed, or threatened to use a firearm or other dangerous weapon, Appellant responded that she never owned any weapons in her life. The court entered the order on their own accord without any evidence to support the finding or order. The Order to Surrender Weapons should be reversed, independently of the reversal of the DVPO as there was no evidence to support, either by a preponderance of the evidence or clear and convincing evidence Appellant has engaged in any domestically violent behaviors, let alone with a firearm.

3. The Honorable Pro Tem commissioner and Judge ignored the fact that the similar DVPO case was heard and was denied on August 4th, 2022, by the Honorable commissioner Lindsey Goheen. Where she stated that a preponderance of the evidence has not established that there is domestic violence. The majority of petitioner's written and oral testimony focused on defending himself against allegations that he committed domestic violence against the respondent but did not establish, by a preponderance of the evidence, that the respondent committed domestic violence against him. With regard to the May 31, 2022, incident, the parties gave conflicting accounts of what happened. The neighbor's written declaration does not support the petitioner's claim that he had just been attacked and almost run over by the respondent (the declaration describes petitioner as "calm"). While the court found petitioner credible regarding his claim that he didn't leave a mark on respondent's arm, the court did not find his description of the rest of that incident credible. Respondent is angling to gain a perceived advantage in the family law/custody case. However, as the court repeatedly stated, it did not conduct a hearing on the respondent's petition as a separate cross

petition because that was not scheduled before the court and the court did not have time to hear the cross petition in light of the interpreter's schedule and the rest of the court's calendar.

If any firearms or dangerous weapons have been surrendered under this cause number, they shall be released to the respondent, absent some other legal reason that may exist prohibiting the respondent from possessing them. The court's oral ruling and findings are incorporated by reference. Appendix 1.

The Honorable Pro Tem commissioner and Judge didn't consider the fact that Appellant who was the first to file for DVPO on June 1st, 2022. Appellant was abused by Respondent mentally and physically during her marriage and he was controlling her all a time. On June 1st, 2022, Appellant filed for DVPO and got temporary order for two weeks, but Respondent violated the order and was calling her and texting her during June 1- June 16th, 2022. Appendix 6 (Respondent text messages) page 25-33. Also, Appellant only drop her DVPO case because Respondent was manipulating her and asking her with her son to come home that he missed her and wanted to have family together and drop her DVPO case.

When Appellant didn't appear to the hearing on June 15th Respondent filed right a way DVPO against Appellant with all misleading accusations and allegations.

Also, Commissioner and Judge ignored the fact that Respondent purposely kept that child away from Appellant when there was not protection order in place after the court Denial Order No. 22-2-091810-1 KNT issued on August 4th, 2022. Dr. Kany Joa director submit the attendance record and we have her text messages that Responded did withdraw the child early on Thursday August 4th around 12pm

and kept Antonio hidden from Appellant more than for one week and did not allow her to see her son, Appendix 8.

Also, Judge ignored the document from Valley Medical Center Appendix 17 page 98. Appellant did her mental evaluation at her physician office at Valley Medical Center in Renton who knew her for long time she was in care there for 6 years.

Doctor G. Gamponia wrote the medical document where was stated that Appellant has history of mild anxiety and got better with therapy. She doesn't have no longer anxiety.

The Commissioner and Judge overlooked Appellant and the witnesses' declarations. Appellant had very detailed declarations where she explained that Respondent was the abuser and she had never come close to Respondent body on August 5th, 2022. Appendix 15 (Svetlana Pareshneva Declaration) page 83-92.

Also, Appellant witnesses confirmed her story with their declarations stated that physical contact had never occur with Respondent on August 5th, also Respondent agreed for Appellant to come to the office during a day and do civil stand by at 7pm at Kent family house and he was lying to win DVPO and the temporary custody of the child about everything. Appendix 7 (Elena Pareshneva's declaration) page 35-38, Appendix 16 (Olga Arakelov's declaration) page 94-96.

Also, during the hearing on September 15th, 2022, the commissioner didn't ask any witnesses to testify and when it was time for Appellant to make her statement, she was cut off by the interpreter because she did not have time to translate Appellant's lawyer statement and asked Appellant testimony to cut short because of the interpreter's schedule. Therefore, the court gave only 5 minutes to explain

Appellant's side of the story when Respondent had almost 3 hours with his lawyer to present his story. Please read the Verbatim report of proceeding or listen the recording of the hearing on September 15th, 2022. Appendix 18 (Order No. 22-2-12446-6 KNT, Judgment and order granting attorney fees and cost to petitioner) page 100-113.

Also, Appellant's lawyer emailed on August 4th, 2022 to arrange the child time to spend with her on Friday, Saturday and Sunday and didn't get any reply from the opposite party.

Also, Appellant called Respondent in a morning on August 5th, 2022, and he confirmed to her that she can come to the office to discuss the child visits, however, Respondent misled the court about this. Also, police informed Respondent about the civil stand by on August 5th, 2022 at 7pm at the Kent residence and Respondent didn't show up.

The Honorable Pro Tem commissioner ordered possession of 2019 Hyundai Santa Fe BVU5318 to Respondent when he has 5 other cars for his possession: BMW 330i M3 2016, Honda C-RV 2009, Ford Transit Van 2016, Ford Pickup truck 2003, Nisan Van 2000. Appellant doesn't have any vehicle for transportation when Respondent had 6 cars for his possession. Please order temporary possession of 2019 Hyundai Santa Fe to Appellant so she can start looking for the new job.

4. Costs of DVPO, Criminal and Appeal case. Appellant should be awarded attorney's fees for DVPO, criminal case and the fees for appeal. Pursuant to RAP

18.1, Appellant moves for and requests an award of attorney's fees for DVPO, Criminal and the appeal fees. Under RCW 26.09.140, this Court may, in its discretion, order a party to pay for the cost to the other party of maintaining the appeal and attorneys' fees for DVPO in addition to statutory costs. In making its determination, a court balances the needs of the spouse requesting the fee award against the ability of the other spouse to pay. In re Marriage of Ste11sl10el, 72 Wn.App. 800,813,866 P.2d 635 (1993). Need, ability to pay, and equity are the primary considerations for the award of attorney's fees in a dissolution action. In re Marriage of Van Camp. 82 Wn.App. 339,342, 918 P.2d 509(1996). Here, Appellant has needed, and Respondent has the ability to pay. Further, Appellant financial need is directly related to her limited employment, which is a consequence of DVPO, and criminal charge caused by falls allegation from Responded, thereby necessitating this appeal. Appellant will file a financial declaration with this Court, pursuant to RAP 18.1 (b) and (c). She asks that this Court determine that she has financial need as compared to Responded and award her attorney's fees for DVPO, criminal case and the appeal fees.

The Honorable Pro Tem commissioner granted overpriced attorney's fees for Appellant of \$7,071.50 with 12% interest per month, whether Respondent is entitled to an award of attorney's fees for DVPO case. The attorney's fees are overpriced, and Svetlana lost her job because of the DVPO, and she cannot find a job right now because of the criminal case. Appellant cannot afford to pay these fees and her attorney fees for both cases. She is receiving food benefits and cash assistant right now.

The Washington State Court Rules of Appellate Procedure allow for a party the right to recover reasonable attorney fees or expenses on review. RAP 18.1. Due to the erroneous order of Commissioner Heritage M Filer upon the Petition for a Domestic Violence Protection Order based in information not constituting domestic violence, fees are necessary not only for the costs on appeal but as well for the costs associated with the Superior Court responsive pleadings and hearing on a baseless petition. The petition and allegations of Respondent are not domestic violence, and all costs should be awarded to Appellant for the Superior Court and Court of Appeals and Municipal Court based on the erroneous order.

VI. CONCLUSION

The DVPO entered on September 15, 2022, was an abuse of discretion as the alleged incidents do not meet the definition of domestic violence within RCW 26.50.010(3). Further, Appellant cannot be found as a credible threat as there are no allegations of actual domestic violence, therefore the Order to Surrender Weapons would be voided by the reversal of the DVPO for failure to fall within the definition of domestic violence. On August 4th DVPO was denied full order and the commissioner decided that a preponderance of the evidence has not established that there is domestic violence. Also, the court denied the petitioner request for the revision. Also, court decided that the petitioner angling to gain a perceived advantage in the family law/custody case. Please check the court order on August 4th at 12pm case number 22-2-091810-1 KNT Respondent used false allegations against Appellant second time to try to stick DVPO, this time using the same evidence and he got successful results but to gain advantage in the family law case that when he clearly doesn't want to share the custody of the child, hiding the child from Appellant, not telling her his location and not taking him to school so Appellant cannot pick the child up from school.

The commissioner ordered a mental evaluation to Appellant when she could read the document that was presented from Valley Medical Center by Grace B Gamponia, MD Appendix 17 page 98. Appellant should be awarded fees for the Superior Court Case as well as Court of Appeals and Municipal Court cases as without Respondent petition for a DVPO based on allegations which do not constitute domestic violence Appellant would not have to incur the fees.

Appellant respectfully requests the Court of Appeal reverse the Domestic Violence Protection Order and Order to Surrender Weapons and award fees for both the Superior Court case and Municipal Court and Court of Appeals matters. The superior court erred as a matter of law in its interpretation and application of the ruling for order of protection order. The superior court abused its discretion when it entered a finding that domestic violence was occur. Appellant respectfully requests that this Court (I) reverse the superior court's ruling and deny order for protection and award appellant attorney's fees pursuant to RCW 26.09.140. Appellant respectfully requests that this Court reverse the superior court's ruling. The Superior court's conclusion was based on untenable grounds because the factual findings were unsupported by the record, and it was based on untenable reasons because it failed to apply the correct standard. The superior court therefore abused its discretion.

Respectfully submitted this on 19th of February 19, 2023, by:

This brief contains 7568 words.



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206-294-6934

**COURT OF APPEALS OF THE STATE OF
WASHINGTON Division I**

Court of Appeals No. 847821

(King County Superior Court No. 22-2-12446-6 KNT)

In re:

SVETLANA PARESHNEVA

Respondent/Appellant,

and

OZGUR KAYA

Petitioner/Respondent.

18 APPENDECES

Svetlana Pareshneva
15125 NE 8th St Bellevue, WA 98007
PH: 206-294-6934
E:svetlanaone@outlook.com

APPENDICES

Appendix 1 (Denial Order No. 22-2-091810-1 KNT)

Appendix 2 (Appellant filed for divorce on June 6, 2022, Order No. 22-3-02772-3 KNT)

Appendix 3 (Photo of Appellant scratch hand)

Appendix 4 (Police report 22-7263)

Appendix 5 (Appellant's Petition for order for Protection 22-2-08207-1 KNT)

Appendix 6 (Respondent text messages)

Appendix 7 (Elena Pareshneva declaration)

Appendix 8 (Director Dr. Kany Joa text messages).

Appendix 9 (2 Police reports: 22-10326, 22- 10345)

Appendix 10 (case number K136912FV trial date)

Appendix 11 (Rental agreement, Electric bill, UMC)

Appendix 12 (Food stamp. DSHS/TANF)

Appendix 13(Community Law Firm, Puget Law Group Invoices and Appeal Case Fees)

Appendix 14 (Supervised Visits Fees)

Appendix 15 (Svetlana Pareshvena Declaration)

Appendix 16 (Olga Arakelov's declaration)

Appendix 17 (Valley Medical Center)

Appendix 18 (Order No. 22-2-12446-6 KNT, Judgment and order granting attorney fees and cost to petitioner)

Appendix 1
(Denial Order No. 22-2-091810-1 KNT)

Pages 1-4

- C. Petitioner requested dismissal of petition.
- D. This order materially changes an existing order. A hearing after notice is necessary.
- E. No notice of this request has been made or attempted on the opposing party.
- F. The Petitioner has failed to demonstrate that there is sufficient basis to enter a temporary order without notice to the opposing party vulnerable adult.
- G. The Petition for Protection Order does not list a specific incident and approximate date of domestic violence nonconsensual sexual conduct or nonconsensual sexual penetration stalking unlawful harassment abandonment, abuse, financial exploitation, neglect or the threat of abandonment, abuse, financial exploitation, or neglect of a vulnerable adult.
- H. A preponderance of the evidence has not established that there is domestic violence
- I. Clear cogent, and convincing evidence has not established that there is abandonment, abuse, financial exploitation, or neglect of a vulnerable adult. (*When a vulnerable adult protection order is contested by the vulnerable adult.*)

Other: The majority of petitioner’s written and oral testimony focused on defending himself against allegations that *he* committed domestic violence *against the respondent* but did not establish, by a preponderance of the evidence, that *the respondent* committed domestic violence *against him*. With regard to the May 31, 2022 incident, the parties gave conflicting accounts of what happened. The neighbor’s written declaration does not support the petitioner’s claim that he had just been attacked and almost run over by the respondent (the declaration describes petitioner as “calm”). While the court found petitioner credible regarding his claim that he didn’t leave a mark on respondent’s arm, the court did not find his description of the rest of that incident credible. The court is **not** finding that the respondent is credible as to her description of those events either and believes that both parties appear to be angling to gain a perceived advantage in the family law/custody case.

The respondent’s request to realign is also denied. Realignment is appropriate where the court finds that the original petitioner is the abuser and the original respondent is the victim of domestic violence. The court did not find, based on the evidence before the court, that the petitioner in this case abused the respondent. However, as the court repeatedly stated, it did not conduct a hearing on the respondent’s petition as a separate cross petition because that was not scheduled before the court and the court did not have time to hear the cross petition in light of the interpreter’s schedule and the rest of the court’s calendar. The court’s denial of the request to realign the parties does not preclude the respondent from seeking a full hearing on her own petition.

The petitioner requested a 10-day stay of the court’s ruling to allow time for a motion for reconsideration or revision—the request for a stay is denied. The court’s oral ruling is incorporated by reference.

Renewal:

Does not apply.

Modify or Terminate:

Does not apply.

4. The court orders that

The request for a **full order** is denied, and the petition is dismissed. Any previously entered temporary order expires at 12:00 a.m. p.m. today.

If any **firearms or dangerous weapons have been surrendered** under this cause number, they shall be released to the respondent, absent some other legal reason that may exist prohibiting the respondent from possessing them.

Other: **The court's oral ruling and findings are incorporated by reference.**

5. Service on the Restrained Person

Not required. See section 2 above for appearances.

The restrained person appeared at the hearing where this order was issued and received a copy **(via email)**.

The restrained person appeared remotely ~~or left the hearing early~~ but received actual notice of the order. Additional service is not required.

6. Service on Others (Vulnerable Adult or Restrained Person under age 18)

Does not apply.

Next Court Hearing

No further court hearings are scheduled in this case.

Ordered.

Date: 08/04/22 /Time: 12:24 p.m. Electronic signature attached
Commissioner Lindsey Cohen

I appeared today. Notation below means I acknowledge actual notice of the contents of this order. It was explained verbally at the hearing today:

Appeared in Person
Petitioner

Appeared via Zoom
Respondent

Appeared in Person
Petitioner or Petitioner's Attorney
WSBA No. 51980

Appeared via Zoom
Respondent or Respondent's Attorney
WSBA No. 54254

King County Superior Court
Judicial Electronic Signature Page

Case Number: 22-2-09180-1
Case Title: KAYA VS PARESHEVA
Document Title: ORDER RE DENYING DV PETITION
Signed By: Lindsey Goheen
Date: August 04, 2022



Pro Tem Commissioner: Lindsey Goheen

This document is signed in accordance with the provisions in GR 30.

Certificate Hash: 2E98FCC0582DE804E14DA6D6F2041330E48E069D
Certificate effective date: 3/28/2022 10:57:21 AM
Certificate expiry date: 3/28/2027 10:57:21 AM
Certificate Issued by: C=US, E=KCSCEFILING@KINGCOUNTY.GOV,
OU=KCDJA, O=KCDJA, CN="Lindsey Goheen:
9JSNvMmN7BGVGaZcfCvnbG=="

Appendix 2

Appendix 2 (Appellant filed for divorce on June 6, 2022, Order
No. 22-3-02772-3 KNT)

Pages 1-2

**SUPERIOR COURT OF THE STATE OF WASHINGTON
KING COUNTY**

PARESHNEVA
Plaintiff/Petitioner

vs

KAYA
Defendant/Respondent

NO. 22-3-02772-3 KNT

Order Amending Case Schedule

Clerk's Action Required

The trial date is reset, and the Court amends the case schedule as shown below:

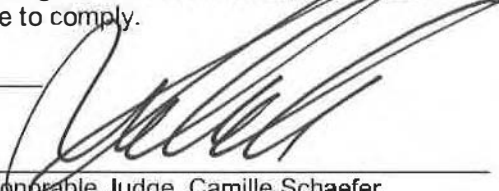
Case Events	Amended Due Date
Disclosure of Possible Primary Witnesses	4/10/2023
Disclosure of Possible Additional Witnesses	5/8/2023
Discovery Cutoff	6/5/2023
Deadline for Engaging in Alternative Dispute Resolution	6/12/2023
Exchange of Witness & Exhibit Lists & Documentary Exhibits	6/20/2023
Change of Trial Date	6/26/2023
Joint Statement of Evidence	6/28/2023
Trial	7/10/2023

Pursuant to King County Local Rules, IT IS ORDERED that the parties shall comply with the schedule listed above. Penalties, including but not limited to sanctions set forth in the King County Local Rules, may be imposed for failure to comply.

Dated : 1/30/23

Sean P. O'Donnell

for



Honorable Judge Camille Schaefer

Appendix 3
(Photo of Appellant scratch hand)

Pages 1



Appendix 4
(Police report 22-7263)
Pages 1-3

22-7263

Supplement No
ORIG

KENT POLICE DEPARTMENT CASE REPORT



220 4th Avenue South
Kent, WA 98032-5895
Phone: (253) 856-5800
Fax: (253) 856-6800

Reported Date
05/31/2022
Crime/Incident
ASSAULT (A)
Member#/Dept ID#
SHERWOOD, JC

Phone

Fax

Administrative Information

Agency KENT POLICE DEPARTMENT CASE REPORT		Case No 22-7263	Supplement No ORIG	Reported Date 05/31/2022	Reported Time 17:10
CAD Call No KP220035942	Status CLOSED / LEADS EXHAUSTED	Crime/Incident ASSAULT			
Location 26213 116 AV SE #C-201					City KENT
Rep Dist 334	NTZ KP	Beat 2	From Date 05/31/2022	From Time 17:10	To Date 05/31/2022 To Time 17:10
Member#/Dept ID# 1114999/SHERWOOD, JC		Assignment Grave shift A side - #1 sergeant			
Entered By 1114999	Assignment Grave shift A side - #1 sergeant		RMS Transfer Successful	Prop Trans Stat Successful	Property? None
Approving Officer 156661		Approval Date 06/01/2022	Approval Time 20:37:53		
# Offenses 1	Offense ASSAULT-SIMPLE (A)		Description ASSAULT-SIMPLE (misc)	Complaint Type C	AC N
Use N	Bias 88	Loc 20			
#Pr N	MOE N	Act 40	Weapon/Force 13B	No 1	Cargo Theft? Y Dom Viol? Y

Person Summary

Invl SUS	Invl No 1	Type I	Name KAYA, OZGUR	MNI 847202
Race W	Sex M	DOB 03/07/1984		
Invl VIC	Invl No 1	Type I	Name PARESHNEVA, SVETLANA Y	MNI 1029746
Race W	Sex F	DOB 01/02/1982		

Property Summary

Involvement DIG
Description Article: Other (none of the above, includes Money) OTHER bwc and photos uploaded to evidence.com

22-7263

Supplement No
ORIG**KENT POLICE DEPARTMENT CASE REPORT****SUSPECT (NAME or DESCRIPTION avail) 1: KAYA, OZGUR**

Involvement		SUSPECT (NAME or DESCRIPTION avail)		Invl No	1		Type	Individual/Person			
Name		KAYA, OZGUR		MNI	847202		Race	WHITE		Sex	Male
DOB	03/07/1984	Age	38	Ethnicity	Not Hispanic or Latino		Juvenile?	No		Res Status	RESIDENT OF KENT
OFN_INVL	2		Vic/Ofnd Age	38							
PRN	1853046										
Type	Home 26213 116 AV SE #C-201										
City	KENT		State	WASHINGTON		ZIP Code	98030		Date	05/31/2022	
Phone Type	CELL		Phone No	(503) 841-7755		Date	05/31/2022				

IBRS Info

Victim Invl No	1		Offense Codes	13B		Injury	NONE				
Rel	Involvement	Invl No	Name		KAYA, OZGUR		Race	W		Sex	M
SE	SUS	1									
DOB	03/07/1984										

VICTIM PERSON 1: PARESHNEVA, SVETLANA Y

Involvement		VICTIM PERSON		Invl No	1		Type	Individual/Person			
Name		PARESHNEVA, SVETLANA Y		MNI	1029746		Race	WHITE		Sex	Female
DOB	01/02/1982	Age	40	Ethnicity	Not Hispanic or Latino		Juvenile?	No		Res Status	RESIDENT OF KENT
OFN_INVL	40		Vic/Ofnd Age	1853047							
Type	Home 26213 116 AV SE #C-201										
City	KENT		State	WASHINGTON		ZIP Code	98030		Date	05/31/2022	
Phone Type	CELL		Phone No	(206) 294-6934		Date	05/31/2022				

IBRS Info

Victim Invl No	1		Offense Codes	13B		Injury	NONE				
Rel	Involvement	Invl No	Name		KAYA, OZGUR		Race	W		Sex	M
SE	SUS	1									
DOB	03/07/1984										

Property

Prop #	1		Involvement	DIGITAL EVIDENCE (Entered in Evidence.com)		Invl Date	05/31/2022		In Custody?	No		Security	No	
Description	bwc and photos uploaded to evidence.com						Typ	A						
Cat	Other (none of the above, includes Money)													
Article	Other - miscellaneous item (not listed)		IBRS Type	Other		Entered Date	06/01/2022		Entered Time	19:24		RMS Transfer	Successful	
Control	2500206 0601222348													

Narrative

During this incident, my Axon body camera was active and footage will be uploaded to the department digital evidence management system. While on scene there might be times the camera was muted for tactical reasons or non-law enforcement discussions. The following information is a summary of the events, details and statements made by the individuals involved. For exact verbiage of any witness, suspect/arrestee, or victim statements, please see video footage.

On 05-31-22 at approximately 1816 hours I was dispatched to Aspen Grove Apartments, 26213 116th Ave SE #C201, Kent WA, in regards to a verbal domestic. Reporting party, Svetlana Paresheva advised her husband had pushed her. The husband, Ozgur Kaya, had also called in stating his wife had pushed him.

Report Officer	1114999/SHERWOOD, JC		Printed At	10/13/2022 11:38		Page 2 of 3
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KENT POLICE DEPARTMENT CASE REPORT

Narrative

Upon my arrival with Officer Axelson we met with Ozgur who was in the Apartment above his with his neighbor. Ozgur advised he has been having issues with his wife and her mental health. Ozgur really wanted us to invol his wife because she won't follow up with her doctors because she had been told in the past that she would lose her son if she goes to the doctor. I asked Ozgur what happened today. Ozgur advised he came home and found her looking through his files. Ozgur said he asked her why she was going through his files and she told him she was leaving. Ozgur said Svetlana wanted her son to go with her and Ozgur was concerned and didn't want his son to go with her. Ozgur advised Svetlana pushed him to get passed him but he was not injured.

I next went to the apartment and met with Svetlana. Svetlana advised she is filing for a divorce and wants to get away from Ozgur. Svetlana advised she was going through files for information so she could apply for a new apartment when Ozgur came home. Svetlana advised Ozgur jumped on her to grab the files and scratched her arm. Svetlana showed me scratches on her arm but they looked old. Svetlana also showed me her knee and said she didn't have a bruise but he kicked her in the right knee. I took photographs of the alleged injuries and later uploaded them to evidence.com.

Svetlana advised she was going to take her son and go to her sisters house in Bellevue. Before she left I advised Svetlana of the report number and provided her with a DV pamphlet. I next spoke with Ozgur again and provided him with the report number and a DV pamphlet.

Case is closed.

(IF APPLICABLE) Case Status Update : On (DATE) n/a , I contacted the VICTIM/RP and informed them of the current status of this case.

By affixing my electronic signature below in the form of my type written name, I certify under penalty of perjury under the laws of the State of Washington that this report is true and correct.
J. Sherwood #1114999

Dated this 31st day of May, 2022, in the City of Kent, Washington.

Appendix 5

(Appellant's Petition for order for Protection 22-2-08207-1 KNT)

Pages 1-7

CERTIFIED COPY

FILED
2022 JUN 01 02:13 PM
KING COUNTY
SUPERIOR COURT CLERK
E-FILED
CASE #: 22-2-08207-1 KNT

IBARBARA MINER, Clerk of the Superior Court of the State of Washington for King County, do hereby certify that this copy is a true and perfect transcript of said original as it appears on file and of record in my office and of the whole thereof. IN TESTIMONY WHEREOF, I have affixed this Seal of said Superior Court at my office at Seattle, Barbara Miner vBy Deputy Clerk: Sonia Soam



Superior Court of Washington
For King County

No. **22-2-08207-1 KNT**

Svetlana Y Paresheva 01/02/82
Petitioner DOB

Temporary Order for Protection
and Notice of Hearing (TMORPRT)
(Clerk's Action Required)

Next Hearing Date/Time: 10/15/22
8:30 check in for 9:00 hearings at:

vs.

Ozgur Kaya 03/07/84
Respondent DOB

All hearings are by ZOOM pending further order of the court.

To find the video link or Zoom call-in number for your virtual courtroom, go to <https://bit.ly/3A7nSlj> 2 court days before your hearing; or, if you do not have Internet access, call (206) 477-2750 or email FamilyLawStaffMRJC@KingCounty.gov to get the Zoom call-in number for your hearing as soon as possible. **More information on last page!**

Names of minors: No minors involved

First	Middle	Last	Age
<u>Antonio</u>	<u>ATA</u>	<u>Kaya</u>	<u>5</u>

Respondent Identifiers

Sex	Race	Hair
<u>m</u>	<u>white</u>	<u>black</u>
Height	Weight	Eyes
<u>5.8</u>	<u>250p</u>	<u>brown</u>

Respondent's Distinguishing Features:

turkish man tall has accent!
he speaks turkish very well and English with accent

Caution: Access to weapons: yes no unknown

The court finds:

The court has jurisdiction over the parties, the minors, and the subject matter. The Respondent will be served notice of his or her opportunity to be heard at the scheduled hearing. RCW 26.50.070. For good cause shown, the court finds that an emergency exists and that a Temporary Protection Order should be issued without notice to the Respondent to avoid irreparable harm or injury.

THE TERMS OF THIS ORDER EFFECTIVE UNTIL: **the end of the hearing noted above.**

CERTIFIED COPY

I BARBARA MINER, Clerk of the Superior Court of the State of Washington for King County, do hereby certify that this copy is a true and perfect transcript of said original as it appears on file and of record in my office and of the whole thereof. IN TESTIMONY WHEREOF, I have affixed this Seal of said Superior Court at my office at Seattle. Barbara Miner vBy Deputy Clerk: Sonita Soum



The court orders:

<input checked="" type="checkbox"/> 1. Respondent is restrained from causing Petitioner physical harm, bodily injury, assault, including sexual assault, and from molesting, harassing, threatening, or stalking <input checked="" type="checkbox"/> petitioner <input checked="" type="checkbox"/> the minors named in the table above <input type="checkbox"/> these minors only:
<input checked="" type="checkbox"/> 2. Respondent is restrained from harassing, following, keeping under physical or electronic surveillance, cyberstalking as defined in RCW 9A.61.260, and using telephonic, audiovisual, or other electronic means to monitor the actions, locations, or wire or electronic communication of <input checked="" type="checkbox"/> Petitioner <input checked="" type="checkbox"/> the minors named in the table above <input type="checkbox"/> only the minors listed below <input type="checkbox"/> members of the victim's household listed below <input type="checkbox"/> the victim's adult children listed below:
<input checked="" type="checkbox"/> 3. Respondent is restrained from coming near and from having any contact whatsoever, in person or through others, by phone, mail, or any means, directly or indirectly, except for mailing or service of process of court documents by a 3rd party or contact by Respondent's lawyer(s) with <input checked="" type="checkbox"/> Petitioner <input checked="" type="checkbox"/> the minors named in the table above <input type="checkbox"/> these minors only:
<input checked="" type="checkbox"/> 4. Respondent is restrained from going onto the grounds of or entering Petitioner's <input type="checkbox"/> residence <input type="checkbox"/> workplace <input type="checkbox"/> school <input checked="" type="checkbox"/> the daycare or school of <input checked="" type="checkbox"/> the minors named in the table above <input type="checkbox"/> these minors only: <input type="checkbox"/> other: <input type="checkbox"/> Petitioner's address is confidential. <input checked="" type="checkbox"/> Petitioner waives confidentiality of the address, which is: <u>26213 116th ave SE unit C201, Kent, WA 98030</u>
<input checked="" type="checkbox"/> 5. Petitioner shall have exclusive right to the residence Petitioner and Respondent share. The Respondent shall immediately vacate the residence. The Respondent may take Respondent's personal clothing and Respondent's tools of trade from the residence while a law enforcement officer is present. <input type="checkbox"/> This address is confidential. <input checked="" type="checkbox"/> Petitioner waives confidentiality of this address, which is: <u>26213 116th ave SE unit C201, Kent, WA 98030</u>
<input checked="" type="checkbox"/> 6. Respondent is prohibited from knowingly coming within, or knowingly remaining within <u>200 feet</u> (distance) of: Petitioner's <input checked="" type="checkbox"/> residence <input checked="" type="checkbox"/> workplace <input checked="" type="checkbox"/> school <input checked="" type="checkbox"/> the daycare or school of <input checked="" type="checkbox"/> the minors named in the table above <input type="checkbox"/> these minors only: <input type="checkbox"/> other:
<input checked="" type="checkbox"/> 7. Petitioner shall have possession of essential personal belongings, including the following: <u>my clothes, my furniture, jewelry, dishes, all house stuff that belong to me. Also, gold from the wedding and gold for my son.</u>

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8. Petitioner is granted use of the following vehicle:
Year, Make, & Model 2019 Hyundai Santa Fe Glacis License No. _____

9. *Other:*

Protection for minors:

10. Petitioner is **granted** the temporary care, custody, and control of the minors named in the table above these minors only:

11. Respondent is **restrained** from interfering with Petitioner's physical or legal custody of the minors named in the table above these minors only:

12. Respondent is **restrained** from removing from the state the minors named in the table above these minors only:

Surrender and Prohibition of Weapons Order

The court finds that:

- Irreparable injury could result if the order to surrender weapons is not issued.
- Respondent's possession of a firearm or other dangerous weapon presents a serious and imminent threat to public health or safety or the health or safety of any individual.
- Irreparable injury could result if the Respondent is allowed to access, obtain, or possess any firearms or other dangerous weapons, or obtaining or possessing a concealed pistol license.

The Respondent must comply with the **Order to Surrender Weapons (and Prohibit Weapons, if checked below) Issued Without Notice** filed separately which states:

- Respondent shall immediately surrender all firearms, other dangerous weapons, and any concealed pistol licenses.
- Respondent is prohibited from accessing, obtaining, or possessing any firearms or other dangerous weapons, or obtaining or possessing a concealed pistol license.

(Note: Also use form number All Cases 02-030.)

CERTIFIED COPY

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The Respondent is directed to appear and show cause why this temporary order should not be made effective for one year or more and why the court should not order the relief requested by the Petitioner or other relief which may include electronic monitoring, payment of costs, and treatment. **Failure to Appear at the Hearing May Result in the Court Granting Such Relief. The Next Hearing Date is Shown on Page One.**

Warnings to Respondent: A violation of provisions 1 through 6 of this order with actual notice of its terms is a criminal offense under chapter 26.50 RCW and will subject you to arrest. If the violation of the protection order involves travel across a state line or the boundary of a tribal jurisdiction, or involves conduct within the special maritime and territorial jurisdiction of the United States, which includes tribal lands, you may be subject to criminal prosecution in federal court under 18 U.S.C. § 2261, 2261A, or 2262.

A violation of provisions 1 through 6 of this order is a gross misdemeanor unless one of the following conditions apply: Any assault that is a violation of this order and that does not amount to assault in the first degree or second degree under RCW 9A.36.011 or 9A.36.021 is a class C felony. Any conduct in violation of this order that is reckless and creates a substantial risk of death or serious physical injury to another person is a class C felony. Also, a violation of this order is a class C felony if you have at least two previous convictions for violating a protection order issued under Titles 7, 10, 26 or 74 RCW.

If the court issues a final protection order, and your relationship to the Petitioner is that of spouse or former spouse, parent of a common child, or former or current cohabitant as intimate partner, including a current or former registered domestic partner, you may not possess a firearm or ammunition for as long as that final protection order is in effect. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government-issued firearms. 18 U.S.C. § 925(a)(1). If you are convicted of an offense of domestic violence, you will be forbidden for life from possessing a firearm or ammunition. 18 U.S.C. § 922(g)(9); RCW 9.41.040.

You Can Be Arrested Even if the Person or Persons Who Obtained the Order Invite or Allow You to Violate the Order's Prohibitions. You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order upon written application.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States shall accord full faith and credit to the order.

Warning: A person may be guilty of custodial interference in the second degree if they violate provisions 10, 11, or 12.

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Washington Crime Information Center (WACIC) Date Entry

It is further ordered that the clerk of the court shall forward a copy of this order on or before the next judicial day to Perit County Sheriff's Office Police Department *where Petitioner lives or can be served* which shall enter it into WACIC.

Service

The clerk of the court shall also electronically forward a copy of this order on or before the next judicial day to Perit County Sheriff's Office Police Department *where Respondent lives* which shall personally and/or electronically serve the Respondent and shall promptly complete and return to this court proof of service. The service packet shall include a copy of this order, petition, notice of hearing, any supporting declarations or other materials, and any temporary order to surrender and prohibit weapons.

(Only if surrender of weapons not ordered) Petitioner has made private arrangements for service of this order.

Service by mail is permitted by separate order. The clerk of the court shall prepare a service packet for Petitioner.

Law Enforcement Assistance

Law enforcement shall assist Petitioner in obtaining:

Possession of Petitioner's residence personal belongings located at: the shared residence Respondent's residence other: vehicle listed above

Custody of the above-named minors, including taking physical custody for delivery to Petitioner (if applicable).

Other: _____

Important! Protected Person, if you ask for it, you have the right to be notified if the restrained person gets their surrendered firearms back. You must contact the law enforcement agency that has the firearms to ask for this notice. The Proof of Surrender in the court file should say which law enforcement agency has the firearms. RCW 9.41.340.

Dated: _____ = t _____ a.m./p.m. _____
Judge/Commissioner

Presented by:
Cotson _____ Svetlana Y Parashneva
Signature of Petitioner/Lawyer WSBA No. Print Name

The Petitioner or Petitioner's lawyer must complete a Law Enforcement Information Sheet (LEIS).

CERTIFIED COPY

Effective July 26, 2021, Domestic Violence Protection Order hearings in the family law department are being held virtually, by Zoom.

YOU MUST FOLLOW THESE INSTRUCTIONS TO PARTICIPATE IN YOUR HEARING.

The Zoom link for each hearing will be listed on the King County Superior Court website at <https://bit.ly/3A7nSlj>. Please click on the "Virtual Hearing Links – 8:30am Calendar". You *must* check this website to get the correct Zoom hearing link, or, if you cannot access the internet to get the phone number or link, you *must* call 206-477-2750 (FOR KENT CASES) or 206-477-1523 (FOR SEATTLE CASES) - as soon as possible to get the information needed to call in for your hearing. If you get voicemail, please leave a message with your contact information and hearing date, and staff will call you back. The numbers listed above are *not* the phone numbers to appear at your hearing. You *must* call or go to the website to get the hearing phone number before the hearing actually starts, so you may join on time.

The morning of your hearing, log on to the virtual courtroom link or call in to the Zoom number to be checked in between 8:30AM and 9:00AM. Hearings will begin promptly at 9:00AM, and your hearing may start any time between 9:00AM – 12:00 PM. Or, use this QR Code (using the camera function on your smartphone) to access the KCSC website link; scroll down to "Virtual Hearings" and choose the "Virtual Hearing Links – 8:30 AM Calendar" link:



If you do not join the hearing using the correct Zoom link, or Zoom phone number, or if you are not in the virtual courtroom when the commissioner starts your hearing, the hearing may take place without you. Please see below regarding what to do if you have any problems with the technology platform.

Trouble logging on or calling in to your remote hearing: The morning of your hearing: If you have trouble connecting to the link or calling in for your hearing, for SEATTLE CASES email FamilyLawStaffSeattle@kingcounty.gov or call 206-477-1523, and for KENT CASES email FamilyLawStaffMRJC@kingcounty.gov or call 206-477-2750, to let court staff know you are having trouble. If you contact the court before your matter is heard, your case will be continued to a different date and the temporary order will remain in place until the next hearing. If you have trouble connecting to the link or calling in to the court hearing, but do not call court staff to let them know by the time your case starts that morning, the case may be granted or dismissed without you.

Interpreter Services: Requesting an interpreter may be done the first time you contact the court for your case, or at any time during your case. Please advise court staff or the judicial officer of your language needs, if any. You may also request an interpreter by going to this link: <https://bit.ly/2Uilptc>. Please make that request as soon as possible and at least three days before your hearing.

Disability Assistance: If you need to request assistance due to a disability, information about how to request a reasonable accommodation is available online here: <https://bit.ly/3h8WeTL>. Or, you may call (206) 477-5694.

BARBARA MINER, Clerk of the Superior Court of the State of Washington for King County, do hereby certify that this copy is a true and perfect transcript of said original as it appears on file and of record in my office and of the whole thereof. IN TESTIMONY WHEREOF, I have affixed this Seal of said Superior Court at my office at Seattle. Barbara Miner vBy Deputy Clerk: Sonita Soun



CERTIFIED COPY

King County Superior Court
Judicial Electronic Signature Page

Case Number: 22-2-08207-1
Case Title: PARESHNEVA vs KAYA
Document Title: TEMP ORDER FOR PROTECTION
Signed By: Ann Danieli
Date: June 01, 2022



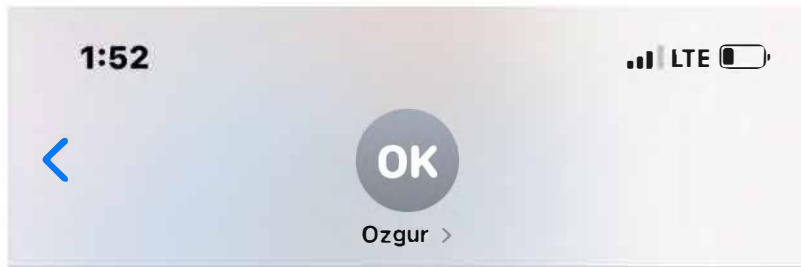
Pro Tem Commissioner: Ann Danieli

I BARBARA MINER, Clerk of the Superior Court of the State of Washington for King County, do hereby certify that this copy is a true and perfect transcript of said original as it appears on file and of record in my office and of the whole thereof. IN TESTIMONY WHEREOF, I have affixed this Seal of said Superior Court at my office at Seattle. Barbara Miner vBy Deputy Clerk: Sonita Soun



This document is signed in accordance with the provisions in GR 30.
Certificate Hash: BE4F58C8FF6BD84F0FDCFE8CB7E1C5BF722B151A
Certificate effective date: 7/22/2019 4:29:09 PM
Certificate expiry date: 7/22/2024 4:29:09 PM
Certificate Issued by: C=US, E=kscefiling@kingcounty.gov, OU=KCDJA,
●=KCDJA, CN="Ann Danieli:
rO708pNJ6RGz8f22jC11QQ=="

Appendix 6
(Respondent text messages)
Pages 1-9



Thu, Jun 2, 10:22 AM

Sveta, I miss Antonio! Where are you guys? I want to see him! You can't keep him away from me.

Ozgur
Can you please put \$1000 in our joining account I need to pay the bills and buy food?
Thank you

If you bring Ata to me

He needs to see me

I need to see him

When are you coming back to home?

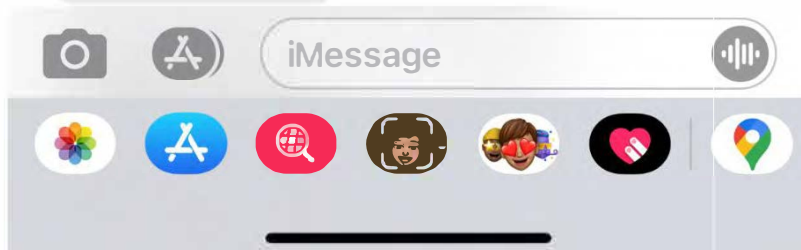
Thu, Jun 2, 12:10 PM

Why do you avoid me?

I have right to see Antonio

Is he good?

I am so worried





Please answer when I call and show him to me

Why don't you let me see my son Svetlana?

Thu, Jun 2, 2:25 PM

Svetlana please let me see Antonio. I am worried about our son. Is he good?

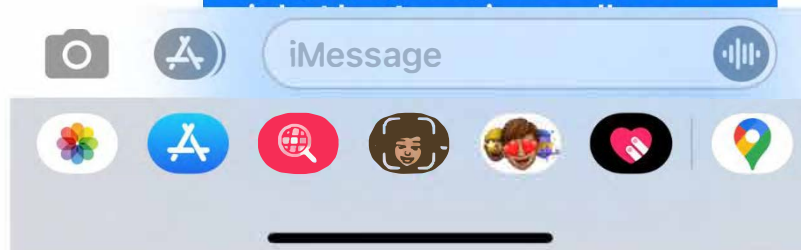
Can we talk please?

Thu, Jun 2, 6:55 PM

Askim look, this is not fair. You are not communicating with me. I am so worried about Antonio. I need to hear his voice and see his face. Let's make it work. Let's discuss please.

We can find a common ground

Ozgur you scared me and our son with your last behaviors. I need time to think about everything. Maybe tomorrow





everything. Maybe tomorrow night I let Antonio to talk to you. Please put some money on joining account. Thank you

Dear I can't rely on your maybes, right? I need to see Antonio. If you were me and if you don't see your son for this long, what would you feel. Please show him to me.

I don't want to disturb you but I need to see Ata! Please bring him to home. He needs his father too. Can I come an pick him up tonight if you don't wanna come?

So you are making a choice that you are separating a son from his father. I will never forget this pain.

Fri, Jun 3, 5:52 AM





Can I pick him up? He can spend sometime with me so you can relax better. Is that OK for you aşkim?

Fri, Jun 3, 10:03 AM

Do you take him to school?

Sun, Jun 5, 9:42 AM

I miss him so much!

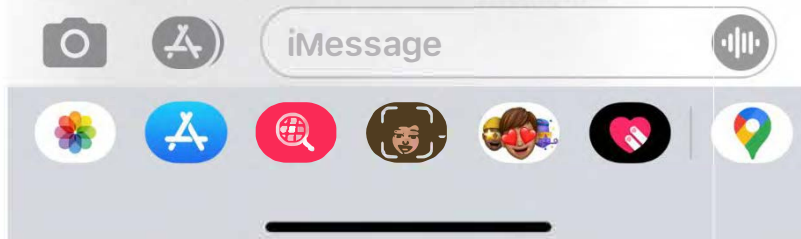
Yo don't have right to separate us.

I left food and Ata's stuff outside, did you get them?

Sun, Jun 5, 12:05 PM

I did not ask you to buy food for us or bring anything because my sister has food and clothes for us. I just asked you to put some money on joining account so I can buy what we need.

You are welcome, these food for





Sun, Jun 5, 12:05 PM

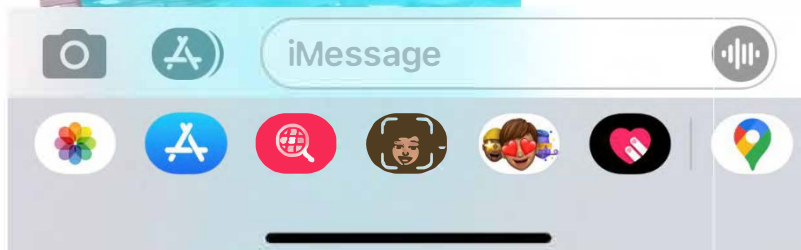
I did not ask you to buy food for us or bring anything because my sister has food and clothes for us.
I just asked you to put some money on joining account so I can buy what we need.

You are welcome, those food for Ata and Nicolas. Take care of my son please. Thanks.

Mon, Jun 6, 10:49 PM

Why don't you show me my son? What are you trying to do? What do you want?

Please think for Ata! He needs a peaceful environment. We must maintain a balanced relationship!





Tue, Jun 7, 6:28 AM

Why don't you take Antonio to school anymore?

Tue, Jun 7, 1:14 PM

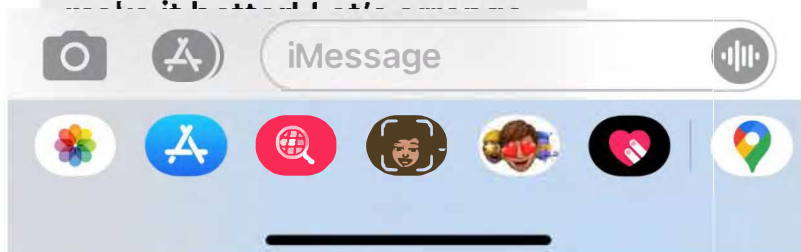
Sveta I am still here to help you! Especially for our son! We were united and we tried to work out things for long years! Separating from each other doesn't mean we should stop communicating. I was your best friends for years! Let's talk about situations! Let's understand each other for Antonio's future!

Tue, Jun 7, 3:38 PM

Did you cancel the canada trip? And when will you give my passport back?

Wed, Jun 8, 4:40 PM

Sveta, canim benim this situation is hurting all of us! Let's talk to see how can we





Wed, Jun 8, 4:40 PM

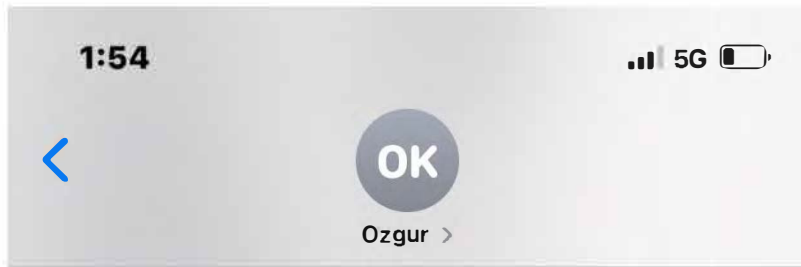
Sveta, canim benim this situation is hurting all of us! Let's talk to see how can we make it better! Let's arrange better conditions. How is Ata?

Ozgur our son is good don't worry. I let you see him if you be nice to us.

Canim you know I was the one next to you and helped eachother for years. I am always nice to my family. All I want is a peaceful communication and the best future for Antonio. He has a home, he has a room. He has a school. He has friends. When r u planning to bring him back to home.

Wed, Jun 8, 7:53 PM





Sveta I need to see Antonio, I miss him so much. This is not right! Please take him school and bring him to office tomorrow

How do you feel? What are you guys up to? Are you taking him swimming class? Askim he needs stability. Please give his life back to him. He must be at school with his friends

Thu, Jun 9, 5:36 PM

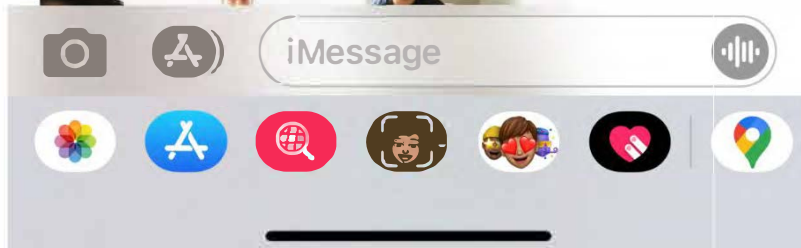
I want to see my son.

I want to make sure he is healthy and safe.

Fri, Jun 10, 9:38 AM

On this day

4 years ago





Mon, Jun 13, 10:28 AM

Sveta, I miss Antonio so much and I am worried about his life. Please call me or send his photos. You are breaking my heart every seconds.

Mon, Jun 13, 3:09 PM

Do you need anything?

Text Message

Do you need anything?

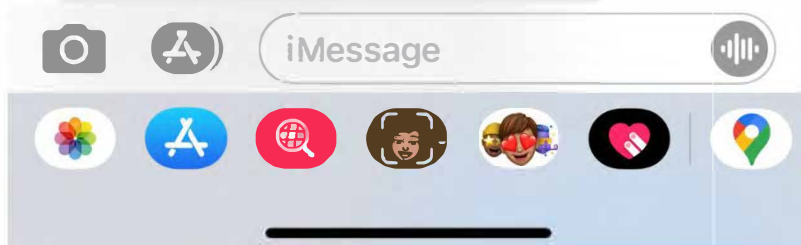
iMessage
Mon, Jun 13, 6:32 PM

Do you guys eat good?

Do you want me send food?

Tue, Jun 14, 9:30 AM

Sveta my dear, I doesn't have to be this way. We have a beautiful baby together! We can solve this nicely! We can still help each other. Let's talk and discuss ❤️



Appendix 7
(Elena Pareshneva declaration)
Pages 1-4

Superior Court of Washington, County of King _____

In re:

Petitioner/s (*person/s who started this case*):

Svetlana Pareshneva

And Respondent/s (*other party/parties*):

Ozgur Kaya

No. 22-3-02772-3 KNT _____

Declaration of
(*name*): Elena Pareshneva
(DCLR)

Declaration of (*name*): Elena Pareshneva _____

1. I am 62 years old and I am the (*check one*): Petitioner Respondent
 Other (*relationship to the people in this case*): mother

2. I declare:

Every year I come to American to visit my both of my daughters who American Citizens. During my visits, I saw many times how Ozgur argued and abused Svetlana mentally and physically.

On March 8th, 2021, I stayed most of my time at Svetlana and Ozgur condo. I observed that Ozgur argued with Svetlana in front of her son and me. He came very late from work and woke up Antonio and Svetlana. I heard very loud argument and came to living room to check what is going on. I saw Ozgur was very angry and screaming on my dourther. He hit and pushed her to the couch. It was unpleasant to witness my dourther was crying and her son too.

Also, I was a witness what happened on August 5th, 2022, at Seattle Print House in Kent. In the morning Svetlana called Ozgur after when they DVPO case was denied. I heard all their conversation because Svetlana put her phone on a speaker and Ozgur agreed for Svetlana to come to the office Seattle PH to discuss when Svetlana can see Antonio and take her personal documents.

Around noon we drove to their business, and we were very polite and calm. We never stormed into the office or screamed: "this is my office; I own it all"

Also, Umut Erdogan is Ozgur cousin from Turkey and working illegally for Seattle PH and receiving cash from Ozgur under the table almost for one year. I saw that Umut was wrapping the customer vehicle in the warehouse. Umut is lying about everything he didn't study or read any books in the office at the time when we arrived. Also, Ozgur Kaya is not paying taxes for five years for Seattle PH.

Moreover, Svetlana had never grabbed any materials or documents from the table and cabinets. Also, Svetlana had never ran to Ozgur's desk and tried to grab his laptop. This is absolutely not true; they are lying again and again.

Ozgur took his laptop bag only when Svetlana asked for her American passport and her two Russian passports that Ozgur is hiding in his laptop bag. He had never escaped to the garage room in a back of the office. Only when Svetlana asked politely to look for her personal documents and music notes from Ozgur, he allowed her to open black shelves and find her personal stuff.

However, after when Ozgur allowed for Svetlana to take her personal documents he told Umut to record everything and he was saying that's Svetlana was stealing his documents, that was absolutely lie as well!

Furthermore when Svetlana opened one of the black shelf Ozgur run to her and grab her body and put his hand in Svetlana's black vest one of the pocket and stalled the car key from her. When Ozgur stole the key from her he left some marks on Svetlana wrist.

Svetlana and Ozgur called the police and Ozgur walked to the garage to speak to the police officer. Svetlana recorded everything what she took from the black shelves and put in a bag and to a friend car. When police arrived, they allowed to her to keep all her personal documents.

I was never constantly screaming and threatening Umut or Ozgur because I don't speak English. It is too funny that Umut can lie about that because he could not understand me because I don't speak English at all, I only can understand little bit. I was Quietly sitting on a big chair and waiting for Svetlana to find her personal documents. Only when Svetlana asked me to record the document she found and took from the office I was recording on my cell phone.

Svetlana had never run to Ozgur and pushed him near the wall cabinets. Svetlana had never scratched Ozgur's wrist, and it never had blood on it because Svetlana had never come closer to Ozgur 's body. On the other hand, Ozgur ran to Svetlana body and grab her key from her scratched her and hide it inside the black shelf. I was at the office all the time and I observed Svetlana an Ozgur communicate.

When police arrived, they observed Ozgur and Svetlana scratches, so they did not believe that anyone scratched each other. Also, they had watched the videos of Ozgur and Umut that showed that Svetlana had never came closer to Ozgur's body.

The police officer had never told Ozgur to do the temporary order of protection because they asked Ozgur to do civil standby so Svetlana can find her personal documents from the office and get her piano for work and from the Kent residency that they have lived together.

Umut and Ozgur never was afraid for Svetlana come back to the office because Police and Svetlana told Ozgur that she will be back around 7 PM to the Kent residency to do civil standby with police to get her personal stuff.

Furthermore, when Svetlana drove to Kent residence around 8 PM, she couldn't find Antonio or Ozgur at their house. I drove with Olga Arakelov car following Svetlana car. She asked us to come to her condo to help her to get her personal belongings.

She asked me to stay by their condo and watched if they will come home. Then Svetlana and Olga drove separate cars to Seattle PH because Olga needed to go back to Bellevue to her son right away because he only 7 years old.

Furthermore, Svetlana called police when she could not find her son at the office because she was worried about her son location and well-being. Svetlana only left the office because she wants to look for her son somewhere else and wait for the police at her Kent residency.

Also, Svetlana had never tried to enter to the office through the garage door to talk to Ozgur she never attacked Ozgur. Svetlana had never stopped Ozgur continue his project. Ozgur had never had a fear to being attacked by Svetlana because Svetlana had never attacked Ozgur in her life.

I am Elena Pareshneva and did witness everything what was happened at August 5th, 2022 and can tell the truth that Umut and Ozgur absolutely was lying about what happened at the office Seattle PH During the day and evening on August 5th.

I'm kindly asked the court to don't take Umut testimony for consideration because he is working illegally in this country and lying for Ozgur Kaya. Also, please charge Umut and Ozgur Kaya with false allegations against my daughter Svetlana and don't believe Ozgur with his testimony because he's not trustworthy person because he's paying people cash for their works in Seattle PH under the table and not paying taxes for five years.

Now I would like to tell you little but about my daughter Svetlana. She graduated from Tambov Pedagogical University and has a master degree. Svetlana is a loving, caring mother! She has always been an example for Antonio. She is responsible and punctual in the performance of her parental duty.

She is actively interested in the life of her son. In the kindergarten and school, she organized various activities for children (Christmas, Easter, Mother's Day, birthdays, etc.). Svetlana attended with Antonio sports clubs (swimming, football, karate). She is pedagogically engaged in the upbringing of her son. Svetlana monitors academic performance; discipline of her son's living conditions and necessities. Antonio always looks neat and tidy with Svetlana. Svetlana always makes payments on time for her son's daycare school, and sport activities. She brings and picks him up without any delay.

Svetlana is hardworking, calm, respectful, patient individual who is able to find compromise solutions and teaches this to her child. Antonio speaks of her mother with tenderness, respect, and love. Svetlana is interested in the upbringing and development of her child.

In relation to neighbors and friends Svetlana is attentive, sociable, and respectable. In work and in everyday life, she behaves with dignity and has respect among friends.

Svetlana opened family business Seattle PH together with Ozgur in 2016 was motivator and successful worker there since. Also, Svetlana always helped Ozgur to achieve success in different businesses such as Hobby For US, Side coffee.

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provides on this form are true.

Signed at (*city and state*): Morshansk, Russia _____ Date: 9/30/2022 _____


Sign here

Elena Pareshneva _____
Print name

Warning! Documents filed with the court are available for anyone to see unless they are sealed. Financial, medical, and confidential reports, as described in General Rule 22, **must** be sealed so they can only be seen by the court, the other party, and the lawyers in your case. Seal those documents by filing them separately, using a *Sealed* cover sheet (form FL All Family 011, 012, or 013). You may ask for an order to seal other documents

Appendix 8
(Director Dr. Kany Joa text messages)

Pages 1



Fri, Aug 5, 9:56 AM

Thank you for your help in your email

Ozgur case of tempere order of protection was dropped now Can drove Antonio and pick him up from school!!! Yeah

Can you please tell me the hours what time Antonio class starts and what time is finish?

1045am to 4pm

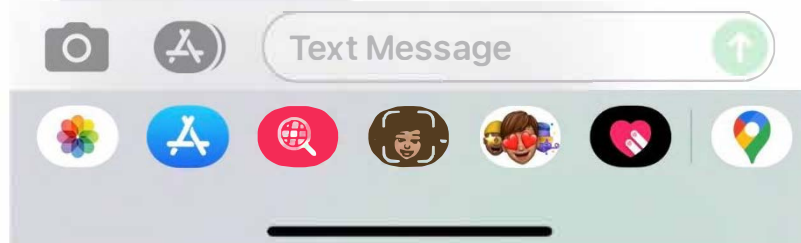
I'm offering free graduation photo. Do you want to schedule a time to take photos with antonio?

He is not here today

Do you know why?

Pls contact Dad and ask him when he plans to bring Antonio back.

I don't know why



Appendix 9

(2 Police reports: 22-10326, 22- 10345)

Pages 1-10

City of Kent
 Public Records Request Redaction / Withholding Log
 PRR 41888

Date of Document	Document Description	Redacted	Withheld	Page(s) Withheld	Key Item Reference <i>(Refer to Key Item for Exemption & Explanation)</i>
8/5/2022	Kent Police Department Case No. 22-10326 (3 videos) Body Worn Camera Video Redactions throughout video	X			A

KEY ITEM	<u>EXEMPTION AUTHORITY AND EXPLANATION OF HOW EXEMPTION APPLIES TO DOCUMENT</u>
A	<p>WA Access Database-Non-Conviction Data (ACCESS/NCIC/III/WACIC/ WASIS/DOL — See also “DOL – Driving Abstracts”). Collectively, RCW 42.56.070, RCW 10.97.050, RCW 10.97.030, RCW 10.97.080, RCW 43.43.710, 5 USC § 552a(b), 28 USC § 534, 28 CFR § 16.96, 28 CFR § 20.30, 28 CFR § 20.33, 28 CFR §20.34, RCW 46.12.635, RCW 42.56.240(1), RCW 46.20.118(1), 18 USC § 2721, 18 USC § 2725, provide that non-conviction data contained on a criminal history record, and other information law enforcement obtains from the Washington State Patrol’s ACCESS database, which links data from various states’ Departments of Licensing (DOL), state and federal law enforcement agencies, and the federal NCIC (National Crime Information Center) system (including data from III (Interstate Identification Index)), cannot be released to third-parties. In addition, RCW 42.56.240(1) provides that specific intelligence information and specific investigative records compiled by law enforcement are also exempt from disclosure to the extent nondisclosure is essential to effective law enforcement or to protect any person’s right to privacy. Disclosure of information law enforcement obtained from the Washington State Patrol’s ACCESS database in violation of federal or state law will result in the Kent Police Department losing its database access and violates the privacy of the subject of the record. The nondisclosure of this information, and compliance with state and federal law, is essential to effective law enforcement and to preserve the subject person’s right to privacy. For all of these reasons, and because the requestor is not the subject of the record, Washington state non-conviction data, and information obtained from the ACCESS database, including data from the federal NCIC system and personal information from various states’ DOL systems (DOL photos, social security numbers, drivers’ license numbers, names, addresses (but not zip codes), phone numbers, and disability information), has either been redacted or withheld as indicated.</p>

22-10326

Supplement No
ORIG

KENT POLICE DEPARTMENT CASE REPORT



220 4th Avenue South
Kent, WA 98032-5895
Phone: (253) 856-5800
Fax: (253) 856-6800

Reported Date
08/05/2022
Crime/Incident
DISPUTE (N)
Member#/Dept ID#
HOLLOMAN , CE

Phone

Fax

Administrative Information

Agency KENT POLICE DEPARTMENT CASE REPORT				Case No 22-10326		Supplement No ORIG		Reported Date 08/05/2022		Reported Time 12:05					
Status CLOSED / LEADS EXHAUSTED						Crime/Incident DISPUTE SITUATION									
Location 7405 S 212 ST #106									City KENT						
Rep Dist 091		NTZ 53		Beat 5		From Date 08/05/2022		From Time 12:05		To Date 08/05/2022		To Time 12:05			
Member#/Dept ID# 2314735/HOLLOMAN , CE						Assignment Early Shift A		Entered By 2314735							
Assignment Early Shift A			RMS Transfer Successful			Prop Trans Stat Successful			Approving Officer 46195		Approval Date 08/14/2022				
Approval Time 12:49:56															
# Offenses 1		Offense DOMESTIC DISPUTE (N)				Description DOMESTIC (NO ASSAULT)				Complaint Type		AC	Use	Bias	Loc
#Pr	MOE	Act	Weapon/Force		IBRS	No	Cargo Theft?		Dom Viol?						

Person Summary

Invl PI	Invl No 1	Type I	Name PARESHNEVA, SVETLANA YEVGENYEVNA							MNI 1029746	
Race W	Sex F	DOB 01/02/1982									
Invl PI	Invl No 2	Type I	Name KAYA, OZGUR							MNI 847202	
Race W	Sex M	DOB 03/07/1984									

Property Summary

Involvement DIG											
Description Article: Other (none of the above, includes Money) PHOTO Photos of scratch marks											

KENT POLICE DEPARTMENT CASE REPORT**PERSON/FIRM OF INTEREST 1: PARESHNEVA,SVETLANA YEVGENYEVNA**

Involvement PERSON/FIRM OF INTEREST		Invl No 1	Type Individual/Person				
Name PARESHNEVA, SVETLANA YEVGENYEVNA					MNI 1029746	Race WHITE	Sex Female
DOB 01/02/1982	Age 40	Ethnicity Not Hispanic or Latino		Juvenile? No	Res Status RESIDENT OF KENT	PRN 1865172	
Type Home	Address 15161 NE 8 ST						
City BELLEVUE		State WASHINGTON	ZIP Code 98007	Date 08/05/2022			
Type Registered	Address 26213 116 AV SE C201						
City KENT		State WASHINGTON	ZIP Code 98030	Date 08/05/2022			
Phone Type CELL	Phone No (206) 294-6934		Date 08/05/2022				

PERSON/FIRM OF INTEREST 2: KAYA,OZGUR

Involvement PERSON/FIRM OF INTEREST		Invl No 2	Type Individual/Person				
Name KAYA, OZGUR					MNI 847202	Race WHITE	Sex Male
DOB 03/07/1984	Age 38	Ethnicity Not Hispanic or Latino		Juvenile? No	Res Status RESIDENT OF KENT	PRN 1865173	
Type Home	Address 26213 116 AV SE C201						
City KENT		State WASHINGTON	ZIP Code 98030	Date 08/05/2022			
Type Work/Business	Address 7405 S 212 ST #106						
City KENT		State WASHINGTON	ZIP Code 98032	Date 08/05/2022			
Phone Type CELL	Phone No (503) 841-7755		Date 08/05/2022				

Property

Prop # 1	Involvement DIGITAL EVIDENCE (Entered in Evidence.com)			Invl Date 08/05/2022	In Custody? No	Security No
Description Photos of scratch marks					Typ A	
Cat Other (none of the above, includes Money)				Article Photographs	IBRS Type Other	Entered Date 08/05/2022
Entered Time 14:23	RMS Transfer Successful	Control 300807	0815220352			

Narrative

During this incident I was wearing my department issued Axon Body-Camera. Footage was later uploaded to the digital evidence management system. This report was written independent of BWC review. At times the BWC may be muted for various reasons such as to discuss tactics or non-Law Enforcement discussions. For exact chronological events and statements, please refer to my AXON Body Worn Camera footage.

This incident occurred in the City of Kent, King County, State of Washington.

On 08/05/22 at about 1235 hours, I was dispatched to a verbal domestic call at the Seattle Print House located at 7405 S 212th St #106. Call notes advised the RP's wife was on location taking items after a prior order had expired. Sounds of a verbal argument could be heard by the Call Receiver.

I arrived and spoke with PI/ Ozgur Kaya. Ozgur stated he owned the business and informed me a temporary protection order between him and his wife, PI/ Svetlana Paresheva, had just expired the day before. Svetlana was there to collect some of her property, but later began making a scene and claiming Ozgur was hiding her belongings and keeping their son away from her.

Both parties claimed the other had grabbed or scratched one another, but no Probable Cause was developed for a crime as the only witness of the dispute did not see the alleged assaults both parties were now claiming. Ozgur

Report Officer 2314735/HOLLOMAN, CE	Printed At 08/16/2022 06:58	Page 2 of 3
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KENT POLICE DEPARTMENT CASE REPORT**Narrative**

claimed he had been scratched by Svetlana as he was trying to prevent her from going into one of the cabinets in his store. I asked if he believed she accidentally scratched him due to him being in the way of her hands, but he believed she had scratched him on purpose. The only camera that would have captured the incident was not working at the time Officers were on scene. Footage taken by a witness only showed the two walking around the business, and no physical contact is seen between the two in the witness video.

I advised Ozgur if he was able to recover footage of the alleged assault, he needed to contact me so I could review the footage for charges. Ozgur stated he also wanted to have Svetlana trespassed from his business, but the fact Svetlana had married into the business, it was determined she possibly had a vested interest in the company and was unable to be trespassed from the property. I advised Ozgur of this information and provided him with this case number, informing him it would be for documentation only.

Officer Brom inspected Svetlana's injury and determined it was an older scratch not related to this incident. Photos of Ozgur's and Svetlana's injuries were taken and uploaded to Evidence.com. Please refer to Officer Brom's case for more information.

Case Closed.

By affixing my electronic signature below in the form of my typed written name, I certify under penalty of perjury under the laws of the State of Washington that this report is true and correct.

C. Holloman, #2314735

Dated August 5, 2022, in the City of Kent, Washington.

KENT POLICE DEPARTMENT CASE REPORT

220 4th Avenue South
Kent, WA 98032-5895
Phone: (253) 856-5800
Fax: (253) 856-6800

Reported Date
08/05/2022
Crime/Incident
DISPUTE (N)
Member#/Dept ID#
BROM, DR

Phone

Fax

Administrative Information

Agency KENT POLICE DEPARTMENT CASE REPORT	Case No 22-10326	Supplement No 0001	Reported Date 08/05/2022	Reported Time 14:03
Crime/Incident DISPUTE SITUATION	Member#/Dept ID# 1700972/BROM, DR			
Assignment Early Shift A	Entered By 1700972	Assignment Early Shift A	RMS Transfer Successful	Prop Trans Stat Successful
Approving Officer 45603	Approval Date 08/07/2022	Approval Time 15:00:14		

Narrative

On August 5, 2022 at about 1202 hours, I was responded to a verbal domestic dispute at 7405 S 212th St #106 in Kent Washington. My patrol vehicle was outfitted with emergency lights and siren.

I was also wearing my fully marked and patched Kent Police Department patrol uniform. At the time of this incident, I was wearing an AXON Body 2 camera, bearing serial number X82511819. Footage from my camera will be uploaded to the department digital evidence management system per Kent Police Department Policy. Exact verbiage for witness, suspect/arrestee, or victim statements; please see video footage. I was on duty as a fully commissioned police officer for the City of Kent, Washington.

When Officer Holloman and I arrived on scene, I contacted Svetlana Pareshnva as she came out of a business owned by her husband, Ozgur Kaya.

Svetlana stated there was an order between her and her husband that had expired the day prior. She had called Ozgur to arrange to pick up some items from the business and he was willing to allow her to do so. She also stated that they had court determined 50/50 child custody. When Svetlana arrived she asked for her son and she stated that Ozgur was hiding their son from her.

Svetlana then began to gather things of hers from the office. When she reached down below one of the cabinets, Ozgur grabbed her vest jacket and began sticking his hands on them to take her vehicle keys. Ozgur was able to get a hold of the keys and hid them somewhere in the office.

Svetlana was able to locate her keys buried under some items in the cabinet.

I was able to view video from one of Ozgur's employees of the incident. At no point did I observe Ozgur place his hands on Svetlana. After I was able to view the video, Svetlana came up to me and pointed out some marks on her wrist that she stated that Ozgur gave her. The marks did not appear to be recent. This is the only information she provided me.

Ozgur stated he wanted to have Svetlana trespassed from the business, but the fact that Svetlana married into the business, she possibly had a vested interest in the company.

At this time there is no probable cause to charge either Svetlana or Ozgur with a crime. Ozgur was advised to seek an order from the court.

This completes my supplemental report.

By affixing my electronic signature below in the form of my type written name, I certify under penalty of perjury under the laws of the State of Washington that this report is true and correct.

Officer Dan Brom

Dated this 5th day of August, 2022, in the City of Kent, Washington.

Report Officer 1700972/BROM, DR	Printed At 08/16/2022 06:58	Page 1 of 1
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City of Kent
Public Records Request Redaction / Withholding Log

Date of Document	Document Description	Redacted	Withheld	Page(s) Withheld	Key Item Reference <i>(Refer to Key Item for Exemption & Explanation)</i>
08/05/2022	Kent Police Department Case No 22-10345 Body Worn Camera Video #1 Redactions throughout video	X			A, B
08/05/2022	Kent Police Department Case No 22-10345 Body Worn Camera Video #2 Redactions throughout video	X			B
08/05/2022	Kent Police Department Case No 22-10345 Body Worn Camera Video #3 Redactions throughout video	X			A
08/05/2022	Kent Police Department Case No 22-10345 Body Worn Camera Video Redactions throughout video	X			A, C

KEY ITEM	EXEMPTION AUTHORITY AND EXPLANATION OF HOW EXEMPTION APPLIES TO DOCUMENT
A	<u>WA Access Database-Non-Conviction Data</u> (ACCESS/NCIC/III/WACIC/ WASIS/DOL — See also "DOL – Driving Abstracts"). Collectively, RCW 42.56.070, RCW 10.97.050, RCW 10.97.030, RCW 10.97.080, RCW 43.43.710, 5 USC § 552a(b), 28 USC § 534, 28 CFR § 16.96, 28 CFR § 20.30, 28 CFR § 20.33, 28 CFR §20.34, RCW 46.12.635, RCW 42.56.240(1), RCW 46.20.118(1), 18 USC § 2721, 18 USC § 2725, provide that non-conviction data contained on a criminal history record, and other information law enforcement obtains from the Washington State Patrol's ACCESS database, which links data from various states' Departments of Licensing (DOL), state and federal law enforcement agencies, and the federal NCIC (National Crime Information Center) system (including data from III (Interstate Identification Index)), cannot be released to third-parties. In addition, RCW 42.56.240(1) provides that specific intelligence information and specific investigative records compiled by law enforcement are also exempt from disclosure to the extent nondisclosure is essential to effective law enforcement or to protect any person's right to privacy. Disclosure of information law enforcement obtained from the Washington State Patrol's ACCESS database in violation of federal or state law will result in the Kent Police Department losing its database access and violates the privacy of the subject of the record. The nondisclosure of this information, and compliance with state and federal law, is essential to effective law enforcement and to preserve the subject person's right to privacy. For all of these reasons, and because the requestor is not the subject of the record, Washington state non-conviction data, and information obtained from the ACCESS database, including data from the federal NCIC system and personal information from various states' DOL systems (DOL photos, social security numbers, drivers' license numbers, names, addresses (but not zip codes), phone numbers, and disability information), has either been redacted or withheld as indicated.
B	<u>Body Worn Camera Video – Domestic Violence Related.</u> RCW 42.56.240(14)(a)(vi) exempts from disclosure recordings captured by a body worn camera to the extent nondisclosure is essential for the protection of any person's right to privacy. Disclosure is presumed to violate a person's right to privacy to the extent the recording depicts the identity of, or communications from, a victim or witness of an incident involving domestic violence as defined in RCW 10.99.020 or sexual assault as defined in RCW 70.125.030, or disclosure of intimate images as defined in RCW 9A.86.010. If at the time of recording the victim or witness indicates a desire for disclosure or nondisclosure of the recorded identity or communications, such desire shall govern. The identified recording depicts this protected information, which has been redacted in accordance with this statute. The statutory presumption against disclosure may be rebutted by specific evidence in individual cases. If you believe disclosure will not violate any person's right to privacy, please provide additional information to the Public Records Administrator, who will reconsider application of this exemption.
C	<u>Police – Non-Disclosure Essential to Effective Law Enforcement.</u> RCW 42.56.240(1) exempts from public disclosure specific intelligence information and specific investigative records compiled by law enforcement, the nondisclosure of which is essential to effective law enforcement. This document contains video taken inside a correctional facility. Disclosure of this information would compromise jail security. Therefore, non-disclosure is essential to effective law enforcement and this document has either been redacted or withheld from the identified document as indicated.

22-10345

Supplement No
ORIG

KENT POLICE DEPARTMENT CASE REPORT



220 4th Avenue South
Kent, WA 98032-5895
Phone: (253) 856-5800
Fax: (253) 856-6800

Reported Date
08/05/2022
Crime/Incident
ASSAULT (A)
Member#/Dept ID#
FLESHER, MN

Phone

Fax

Administrative Information

Agency KENT POLICE DEPARTMENT CASE REPORT				Case No 22-10345		Supplement No ORIG		Reported Date 08/05/2022		Reported Time 19:45			
CAD Call No KP220053130			Status CLEARED / SINGLE ADULT ARREST				Crime/Incident ASSAULT						
Location 7405 S 212 ST #106									City KENT				
Rep Dist 091		NTZ KP	Beat 5	From Date 08/05/2022		From Time 19:45	To Date 08/05/2022		To Time 19:45				
Member#/Dept ID# 1913211/FLESHER, MN						Assignment Grave shift A side - #1 sergeant							
Entered By 1913211		Assignment Grave shift A side - #1 sergeant				RMS Transfer Successful		Prop Trans Stat Successful					
Approving Officer 128639				Approval Date 08/06/2022		Approval Time 22:01:19							
# Offenses 1	Offense ASSAULT-SIMPLE (A)				Description ASSAULT-SIMPLE (misd				Complaint Type C	AC N	Use N	Bias 88	Loc 05
#Pr N	MOE N	Act N	Weapon/Force 40		IBRS 13B	No 1	Cargo Theft? Y	Dom Viol? Y					

Person Summary

Invl ARR	Invl No 1	Type I	Name PARESHNEVA, SVETLANA YEVGENYEVNA							MNI 1029746	
Race W	Sex F	DOB 01/02/1982									
Invl VIC	Invl No 1	Type I	Name KAYA, OZGUR							MNI 847202	
Race W	Sex M	DOB 03/07/1984									
Invl WIT	Invl No 1	Type I	Name ERDOGAN, UMUT							MNI 1058713	
Race W	Sex M	DOB 05/13/2000									

Property Summary

Involvement DIG
Description Article: Other (none of the above, includes Money) PHOTO Photos of VIC's injuries

Report Officer 1913211/FLESHER, MN		Printed At 08/11/2022 13:59		Page 1 of 4	
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KENT POLICE DEPARTMENT CASE REPORT**ARRESTEE 1: PARESHNEVA, SVETLANA YEVGENYEVNA**

Involvement	Invl No	Type					
ARRESTEE	1	Individual/Person					
Name					MNI	Race	Sex
PARESHNEVA, SVETLANA YEVGENYEVNA					1029746	WHITE	Female
DOB	Age	Ethnicity	Juvenile?	Height	Weight	Hair Color	
01/02/1982	40	Not Hispanic or Latino	No	5'06"	140#	BLONDE/STRAWBERRY	
Eye Color	Res Status	OFN_INVL	Vic/Ofnd Age	PRN			
GREEN	RESIDENT OF KENT	1	40	1863876			
Type	Address						
Registered	26213 116 AV SE #C201						
City	State	ZIP Code	Date				
KENT	WASHINGTON	98030	08/05/2022				
Type	ID No	OLS					
OPERATOR LICENSE	WDL435SG073B	WASHINGTON					
Phone Type	Phone No	Date					
CELL	(206) 294-6934	08/05/2022					
Involvement					Arrest Type		
ARRESTED (BOOKED, CITED, AT LARGE FILING)					CITED - Not Booked / At Large		
Arrest Date	Arrest Time	Status					
08/05/2022	20:56:00	NORMAL BOOK IN (Kent Jail)					
Dispo							
MISDEMEANOR/GROSS MISDEMEANOR							
Arrest Location							City
26213 116 AV SE #C201							KENT
Citation No	Armed	Multi-arrests					
K136912	UNARMED	ARREST FOR THIS CASE ONLY					
Charge	Level	Charge Literal					
RCW9A.36.041	(A) 13B	GM ASSAULT 4					

VICTIM PERSON 1: KAYA, OZGUR

Involvement	Invl No	Type					
VICTIM PERSON	1	Individual/Person					
Name					MNI	Race	Sex
KAYA, OZGUR					847202	WHITE	Male
DOB	Age	Ethnicity	Juvenile?	Res Status	Vic/Ofnd Age	PRN	
03/07/1984	38	Not Hispanic or Latino	No	RESIDENT OF KENT	38	1863877	
Type	Address						
Home	26213 116 AV SE #C201						
City	State	ZIP Code	Date				
KENT	WASHINGTON	98030	08/05/2022				
Type	ID No	OLS					
OPERATOR LICENSE	WDL634N1013B	WASHINGTON					
Phone Type	Phone No	Date					
CELL	(503) 841-7755	08/05/2022					

IBRS Info

Victim Invl No	Offense Codes	Injury			
1	13B	APPARENT MINOR INJURY			
Rel	Involvement	Invl No	Name	Race	Sex
SE	ARR	1	PARESHNEVA, SVETLANA YEVGENYEVNA	W	F
DOB					
01/02/1982					

WITNESS 1: ERDOGAN, UMUT

Involvement	Invl No	Type					
WITNESS	1	Individual/Person					
Name					MNI	Race	Sex
ERDOGAN, UMUT					1058713	WHITE	Male
DOB	Age	Juvenile?	PRN				
05/13/2000	22	No	1863878				
Type	Address						
Home	26213 116 AV SE #C201						
City	State	ZIP Code	Date				
KENT	WASHINGTON	98030	08/05/2022				
Phone Type	Phone No	Date					
CELL	(252) 216-1950	08/05/2022					

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KENT POLICE DEPARTMENT CASE REPORT**Property**

Prop #	Involvement	Invl Date	In Custody?	Security
1	DIGITAL EVIDENCE (Entered in Evidence.com)	08/05/2022	No	No
Description			Typ	
Photos of VIC's injuries			A	
Cat	Article	IBRS Type	Entered Date	
Other (none of the above, includes Money)	Photographs	Other	08/06/2022	
Entered Time	RMS Transfer	Control		
06:28	Successful	300807 0806222254		

Narrative

At the time of this incident, I was wearing an AXON Body 2 camera, bearing serial number X81096372. Footage from my camera will be uploaded to the department digital evidence management system per Kent Police Department Policy. During this incident there might be times where the camera was muted for tactical reasons or non-law enforcement discussions. The following is a summary of the events, details and statements. For exact verbiage of any witness, suspect/arrestee, or victim statements, please see video footage.

On August 5, 2022, at approximately 1956hrs I was dispatched to a recent physical domestic at the "Seattle Print House" located at 7405 S 212th St #106, in the City of Kent, King County, WA.

The first reporting party, VIC/Ozgur Kaya advised dispatch that his ex-wife, ARR/Svetlana Y. Pareshneva had hurt his hand by slamming it into a door. Svetlana had now left the area in a vehicle.

While enroute to the call, Svetlana called and advised dispatch that she responded to Ozgur's business at the address above because she was looking for their child in common. Svetlana stated that Ozgur picked up their child from school yesterday, and hadn't told her where their child was since. Svetlana stated she was enroute to her registered address located at 26213 116 AV SE #C201 for contact.

I responded to the Seattle Print House where I spoke with Ozgur who informed me of the following: Ozgur has been attempting to obtain a No-Contact Order (NCO) against Svetlana due to her declining mental health and erratic/assaultive behavior. Ozgur believes Svetlana is bi-polar although it isn't medically diagnosed. Ozgur informed me that he has had numerous reported, and unreported incidents of verbal/physical abuse with Svetlana. Ozgur informed me he is still actively working to obtain an NCO, and file for divorce.

Ozgur stated that today he was working in the garage of the business (south end). Ozgur explained that the garage door was halfway open for ventilation, and the normal door, to the West of the garage door was cracked open. While working in the garage, Ozgur's cousin, WIT/Umut Erdogan, entered and yelled to Ozgur that Svetlana was standing outside of the opened garage door. Ozgur looked behind him, and saw Svetlana approaching. Ozgur began to get fearful, and was told by his attorney to just run from Svetlana to prevent having contact from her. Ozgur decided to attempt to run through the cracked door to the West of the garage door, to get around and run away from Svetlana. When Ozgur grabbed the exterior of the regular door to run outside of it, Svetlana pushed the door closed, on Ozgur's hand causing Ozgur's right hand to sustain a small cut on his knuckles.

Ozgur showed me the garage door and regular door on the South side of the business. The garage door, and regular door are very close to one another, within's arm reach. Ozgur demonstrated how he grabbed the door, showing me that he grabbed the door with his right hand, half his hand on the exterior, and the other half on the inside. Ozgur than demonstrated the door closing, and showed me that as Svetlana closed it, his knuckles were trapped between the door and the door frame. I observed Ozgur's knuckles on his right hand and there was a half inch cut, that had recently dried blood on it. Ozgur's injuries were photographed and have been uploaded to Evidence.com.

I spoke with Umut who informed me that he was helping Ozgur at Ozgur's business tonight. While working inside the shop, Umut observed Svetlana walking towards the open garage door. Ozgur had his back to the opened garage door, so Umut called out to Ozgur to warn him. Umut watched as Ozgur turned around towards the garage door, and began to run towards the side door to the West of the garage door. As Ozgur began to open the side door, Umut watched Svetlana slam the side door closed. Ozgur then shut the garage door, and locked both doors, preventing Svetlana from coming inside.

Ozgur was provided with a DV pamphlet, the case number, and my contact information. Ozgur provided me with a verbal statement to complete the DV supplemental form which has been submitted to Kent Records. I advised

Report Officer	Printed At	Page
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KENT POLICE DEPARTMENT CASE REPORT**Narrative**

Ozgur that I would be contacting Svetlana, and depending on her statements, would be arrested for Assault 4 DV.

At this point I had probable cause to arrest Svetlana for Assault 4 DV.

I responded to Svetlana's registered address and she met me in the parking lot. Svetlana advised me of the following: Svetlana responded to Ozgur's business to locate their child in common. Svetlana knocked on the front door (north side) of the business, and it was locked. Svetlana went to the south side of the business, and found the garage door to be open. Ozgur saw Svetlana approaching the garage door, and shut immediately shut it. Svetlana then walked over to the side door to the West of the garage door, and discovered it was also locked. I asked Svetlana if Ozgur tried to open, or come out of the side door at any point, and she said no. I asked Svetlana if she pushed the door closed, and she said no. I asked Svetlana how Ozgur obtained the injury on his right hand and she stated she wasn't sure. I asked Svetlana why Ozgur, and Umut stated she shut the garage door on Ozgur's hand, and she advised they were lying.

I informed Svetlana that she was under arrest for Assault 4 DV due to Ozgur's allegations, and his injuries. Svetlana was placed into handcuffs (CFDL), searched incident to arrest, and placed into the rear of my patrol vehicle where she was seat-belted in.

Svetlana was transported to Kent Jail where she was booked without incident for RCW9A.36.041 - Assault 4 DV under citation #K136912.

Case cleared KE.

By affixing my electronic signature below in the form of my type written name, I certify under penalty of perjury under the laws of the State of Washington that this report is true and correct.

M. Flesher 1913211

Dated August 6, 2022, in the City of Kent, Washington.

Appendix 10
(case number K136912FV trial date)

Pages 2

<input checked="" type="checkbox"/> Kent Municipal Court 1220 Central Avenue South Kent, WA 98032 Phone: 253-856-5730	Motion To Continue / Speedy Trial Waiver
City of Kent vs. PARESHNEVA, SVETLANA YEVGENYEVNA, Defendant AKA(s): _____ DOB: 1/2/1982 <input type="checkbox"/> CCN: _____	Case Numbers: K136912FV

- Case K136912FV : Defendant must appear at **Kent Municipal Court** on April 07, 2023 at 08:45 am pm in Court Room# Ctrm 1 for ARR! PTR MOT READ JTR NJT REV SEN CON MIT DAC SCM

- Presence in person

Motion

Prosecutor hereby requests a continuance in the above-captioned matter.

The basis for the motion is:

Dfc. Flesher is in mandatory K9 School training until March 17, 2023---GOOD CAUSE FOUND--RESET
 ITO NEXT TERM--STE: 05/07/23

Speedy Trial Waiver

- I am aware that I have the right to trial within 60 days of the commencement date if I am in custody, or 90 days of the commencement date if I am out of custody. I wish to waive my right to a trial within this time and I agree that the new commencement date is ____ I understand that the new speedy trial expiration date is 60 days: ____
 90 days: ____
- I hereby waive my right to a speedy hearing on my infraction charge(s) within 120 days. The new commencement date shall be ____ 120 days: ____.

Opposing Party: Does not object

ORDER

It is ordered that in the above-captioned matter the Motion for Continuance is: Granted

Abide by all previously imposed conditions.

Dated this 10 day of February, 2023

Defendant Released on Personal Recognizance In Custody Bail \$ Cash/Bond Cash or Court Approved Performance Bond No Bail Hold



Judge/Pro Tem: _____

Name: Michael Frans

Defendant's Signature MS _____

Served on defendant

Address: 26213 116TH AVE SE APT C201 KENT, WA, 980308449

Email: ___ Cell Phone: ___ Home Phone: ___

I authorize courtesy text/email reminders of court dates payment due dates. Message and data rates may apply.

Defense Attorney

Name _____ WSBA No. _____



Prosecuting Attorney _____

Name Michele Walker WSBA No. 29266

Appendix 11

(Rental agreement, Electric bill, UMC, Property Manager Email)

Pages 1-10

From Simone Jackson
Sent Wednesday, June 8, 2022 11:52 AM
To svetlanaone@outlook.com
Cc Champagne Apartments Manager manager@champagneapartments.com
Subject Welcome Home To Champagne At Bellevue, move in 6/9/22

Hello Svetlana,

Welcome to Champagne Apartments!

Renter's insurance policy number with declaration page and Puget Sound Energy account number are required at move in to collect keys for your new home [REDACTED] 8th St.

Your lease is ready for signature, please log into the resident portal to sign: <https://champagneapartments.securecafe.com/residentservices/champagne-at-bellevue/userlogin.aspx>

You will be able to log into the resident portal on the 1st to pay your move in fees online, but it will charge you a convenience fee the first time. After this payment, has been made you can set up automatic payments online.

This letter should answer some of the questions you may have, as well as give you important information about the building and what you will need to do before you move in. **Please keep this letter so you can refer to it later.**

Your new mailing address will be:

[REDACTED] 8th St
Bellevue WA 98007

Your total due upon move in on 06/09/2022 will be \$3563.33. The move-in summary charges are listed below.

\$1613.33	Rent for June 06/09-06/30
\$250.00	Refundable Security Deposit
\$250.00	Non- Refundable Administration Fee (waived)
\$1950.00	additional Refundable Deposit
\$40.00	Application Fee

Total Move-In Charges: \$3853.33

Holding Deposit and Application Fee Paid: \$290.00

Total Due at Move In: \$3563.33

Your next rent payment of \$2200.00 will be due on 07/01/2022 and thereafter through the month of June 2023.

Rent is due on the 1st of each month and may be paid via online through your resident account which is the same account you created to submit your application.

You will need to set up automatic payments with your bank account after you pay these fees, or you will be charged a convenience fee each time you make a one-time payment with debit or credit card. There is a \$25 convenience fee for checks. If you are having trouble seeing your resident account, please let me know.

***Resident must obtain a minimum of \$100,000.00 dollars in personal liability coverage. Please provide a copy of the declaration page.**

1. **I □ □ O □ A □ READ □ HAVE RENTER'S INSURANCE:** If your current policy provides for the amount of liability coverage dictated by your lease, you are set □ Simply contact your insurance provider to update your policy to include Champagne At Bellevue as an interested party with the PO Bo □ below. Then bring your policy 'declarations' page to the leasing office. The policy declaration page should contain the policy effective date, coverage amounts, policy number, expiration date, and list us as an interested party.

Cham □ agne at Bellevue

PO Bo □ 368 □

Co □ □ ell, T □ □ 501 □

Email □ RentersAIP@ardi.com

2. **IF YOU DO NOT HAVE RENTER'S INSURANCE:** We recommend you visit our preferred vendor www.ResidentShield.com for a quote and to obtain coverage, or you may secure your coverage elsewhere. You can also purchase personal contents insurance for a small additional fee. To enroll in the ResidentShield plan, feel free to visit the website above or contact the ResidentShield customer service team at 1-800-566-1186. Coverage can begin with ResidentShield immediately, and our office will receive an automatic notification of your online policy purchase.

Utilities:

- **Electricity:** You will need to contact Puget Sound Energy <https://www.pse.com/start-stop-move/start-stop-move> to start or transfer service.
- **Telephone, Cable, DSL:** Cable, high speed internet/phone are available through Comcast, Century Link.
- **Basic Utilities:** Water (hot water), sewer, gas, and trash will be individually metered and will be billed separately by UMS Utility Management, where you can pay online with rent, and will be automatically deducted from your automatic payments.
- **Garbage:** Please bag and tie all garbage before placing in the dumpsters. No loose trash items in the dumpster, please. **Items NOT allowed: Furniture, electronics, Styrofoam, cleaning products, gasoline, or paint. You will be fined to remove anything left by the dumpsters.**
- **Mail:** If you are going out of town, please request that the post office hold your mail, as we will not be able to accept large packages on your behalf.

- **Recycling:** Please place CLEAN paper, plastic (**plastic bags are not recyclable**), aluminum, cardboard and glass. All boxes must be broken down! At no time, should furniture, electronics, Styrofoam, cleaning products, gasoline, or paint be put the trash area. You will be fined to remove anything left by the dumpsters.

Some Important Things to Note:

- **Moving In:** You may move your things in between the hours of 8am and 9pm, Monday-Sunday. If you have not already scheduled your move in time with the office Simone@bonavistamgmt.com, to do your move in walkthrough, and pick-up keys. Please do so as soon as possible, as the time you request might not be available if it is last minute.
- **Quiet Hours:** Between the hours of 10pm and 8am, all noise (musical instruments, TV, radio, talking, etc.) should be kept to a minimum.
- **Smoking:** We are a NON-SMOKING building. Smoking cannot occur on the building premises, in the units or 25 feet from an entrance as per WA State Law. You will be responsible for your own behavior as well as that of your guests.
- **Maintenance Requests:** If you need plumbing, maintenance, or any other type of repair work, please submit your work order via your resident account. Be sure to include your unit number, date, name, and explain the issue (please let management know if you need any help with this). Once received, a repair person or I will enter your apartment during working hours (8 am to 5 pm Monday-Friday) to make the necessary repairs or determine the proper course of action. If you have a special request for hours of entry or require advanced notice, please include it. Legally, no one can enter your apartment without your written consent, so without a submitted request, I cannot complete or schedule any work in your unit. Work orders received over the weekend will be addressed first thing Monday morning.

- We do not do after hour lockouts. You will need to call a locksmith if you do get locked out & you will be responsible for this fee.

If you need to get a hold of the manager, or leasing office, we can be reached during business hours 10am-6pm Monday-Friday by phone at (206) 735-1933 or email at manager@champagneapartments.com . For any maintenance emergencies, please call the Bonavista Emergency Line (425) 785-0101

What is considered an After-Hours Emergency?

WATER LEAKS – Any water leaks that cannot be contained in a bucket until the next business morning or any water leak that may be causing structural damage. Flooding may happen, even if the source does not start in your home. Before calling the after-hours maintenance number, make sure to move all possessions out of harm's way and turn off the water valve to stop the flow of water.

SEWERS – Any major sewer back-ups or non-working toilet in an apartment having only one bathroom.

HEAT – No heat when outside temperature is under 50 degrees.

FIRE IN UNIT/BUILDING – Should there be a fire in your home or you see a fire happen near the community, call 911 first! Then alert the maintenance department about this issue.

Lock outs are NOT considered an After-Hours Emergency and a locksmith will need to be called by the resident at cost to the resident.

If there is anything, I can do to make residency more enjoyable or you have any questions at all, please don't hesitate to let me know.

Thank you,
Simone Jackson | Multi-Site Manager | Robins Nest
[3272 Fuhrman Ave E.](mailto:3272.Fuhrman.Ave.E@RobinsNestSeattle.com)
[Seattle WA 98102](mailto:3272.Fuhrman.Ave.E@RobinsNestSeattle.com)
206-237-5658
www.RobinsNestSeattle.com

COVID-19 NOTICE:

Bonavista Management is following all CDC recommendations (<https://www.cdc.gov/coronavirus/2019-ncov/index.html>) to prevent the spread of COVID-19 and we encourage all parties we interact with to do so as well.

At a minimum you must inform us of any of the CDC defined symptoms (<https://www.cdc.gov/coronavirus/2019-ncov/symptoms-testing/symptoms.html>) for in-person interaction.

Thank you for your cooperation and help preventing the spread of this pandemic



Invoice Number	Bill Date
111225345	01/05/23
Resident ID	Amount Due by 02/01/23
3179603	\$757.75
Security Code	Amount Due after 02/01/23
1-3179603-DB84	\$767.75
R1	Amount Paid
B/15125	

Champagne Apartments

SVETLANA PARESHNEVA
15125 NE 8TH STREET
BELLEVUE, WA 98007

Make Payments To:
UMS
7607 Equitable Drive
Eden Prairie, MN 55344

PLEASE DETACH AND RETURN THE TOP PORTION WITH YOUR PAYMENT. THANK YOU.

TO ENSURE ACCURATE PROCESSING, PLEASE WRITE YOUR RESIDENT ID ON YOUR CHECK.

Charges for	Resident ID	Security Code	Service Address		
Svetlana Pareshneva	3179603	1-3179603-DB84	15125 NE 8th Street		
Utility	Meter ID	PreviousRead	CurrentRead	Multiplier	Usage
Water	15125	48,618	48,891	10	2,730

Your water charge is based on metered water usage. Usage is shown in gallons.

Utility Charges:	Start Date	End Date	
Water	11/12/22	12/11/22	\$26.81
Tax-Water (12.2974%)	11/12/22	12/11/22	\$3.30
Wastewater Service	11/12/22	12/11/22	\$55.52
Tax-Wastewater (5.4856%)	11/12/22	12/11/22	\$3.05
Storm and Surface Water	11/12/22	12/11/22	\$9.58
Tax-Storm & Surface (5.3476%)	11/12/22	12/11/22	\$0.51
Trash	11/12/22	12/11/22	\$13.83
- 2 Occ. x \$6.915			
Utility Charges Balance:			\$112.60
Non-Utility Charges:			
Service Fee			\$4.25
Non-Utility Charges Balance:			\$4.25
Total Current Invoice:			\$116.85
Previous Balance			\$630.90
Late Fee			\$10.00
TOTAL DUE: Any amount shown in parentheses (\$xx.xx) is a credit balance- do not pay in this case only.			\$757.75

If you are moving out, please contact your Property Management to end your utility billing with UMS.
Payments are due in our office by the 1st of each month. Postmark & check dates are not considered in determining on-time status.
There will be a \$30 charge for all returned payments. DO NOT SEND CASH.

YOUR PROMPT PAYMENT IS APPRECIATED. PAYMENTS RECEIVED AFTER THE DUE DATE WILL BE ASSESSED A \$10.00 LATE FEE.
For billing inquiries call (877) 934-4346 Monday-Friday, 8am-6pm CST. All Credit and Debit Card payments are subject to a processing fee.

Use your security code to create your account at www.umsbilling.com. You may view your account history, pay your bill by Credit or Debit Card (processing fee will apply) or go paperless by enrolling in "eBill" to receive an email notification of your new bill up to five days earlier than US Mail.

Make payments using ACH (Automatic Withdrawal) directly from your checking/savings account. Simply create a resident account at www.umsbilling.com and then self-enroll under the "My Account" tab. Click on the "ACH" option under "Payment Settings".

****All ACH transactions will be scheduled to withdraw one business day prior to your invoice due date.****

WATER SAVING TIP: Take shorter showers (typically 40% of usage). REPORT ALL LEAKS TO YOUR PROPERTY MANAGER.
Check toilets for leaks by putting dye in the tank. DO NOT FLUSH. Dye should not appear in the bowl.

UMS appreciates the opportunity to serve your utility billing needs. This bill is not from your local utility provider.

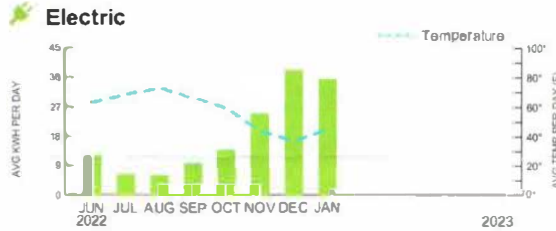


pse.com |

Issued: January 26, 2023
Account Number: 220029812959
DUE DATE February 15, 2023
TOTAL DUE \$528.29

SVETLANA PARESHNEVA
 Serving: 15125 NE 8TH ST, Bellevue

Your Usage Information



	Last Year	This Year
Average daily kilowatt hours	—	35.42
Average daily cost	—	\$4.44
Days in billing cycle	—	33
Average temperature	—	45°F

Your Account Summary

Previous Charges:		
Amount of Your Last Bill (dated 12/27/2022)	\$	381.65
Total Previous Charges	\$	381.65
Current Charges:		
Electric Charges	\$	146.64
Total Current Charges	\$	146.64
<i>Total includes current and past due charges</i>		Total \$ 528.29

Previous charges, if any, may be past due

Late Payments | A late payment fee of 1% per month will apply to past due charges, if any, and amounts unpaid more than 10 business days after the statement due date. Amounts will be considered delinquent if payment is not received on or before the due date.

Customer service, guaranteed

We stand behind our service, from keeping scheduled appointments to restoring power outages as soon as we can. We'll credit your bill if we fail to meet our service guarantees.

pse.com/guarantees

How to reach us

- For self-service options visit our website at pse.com.
- Email: customer.care@pse.com
- Customer Service: 1-888-225-5773 | TTY: 1-800-962-9498
- Hours: 7:30 a.m. – 6:30 p.m. M – F | TRS: 1-866-831-5161
- Puget Sound Energy: P.O. Box 91269, Bellevue, WA 98009
- 24 Hour Emergency and Outage line: 1-888-225-5773**



- I want to donate \$_____ to the Warm Home Fund
- pse.com to pay online or to find pay station locations
- Mail this coupon and make check payable to Puget Sound Energy

Account Number: 220029812959
DUE DATE February 15, 2023
TOTAL DUE \$528.29

Serving:
 15125 NE 8TH ST, Bellevue

005700 007940 5700 1 AV 0.468 C038

SVETLANA PARESHNEVA
 15125 NE 8TH ST
 BELLEVUE WA 98007-4830

Puget Sound Energy
 P.O. BOX 91269
 Bellevue, WA 98009-9269

00632004551181 0001 01 00220029812959 000000014664 000000052829

30-DAY NOTICE TO PAY RENT OR VACATE THE PREMISES

TO: _____
AND TO: _____
ADDRESS: _____

You are receiving this notice because the landlord alleges you are not in compliance with the terms of the lease agreement by failing to pay rent and/or utilities and/or recurring or periodic charges that are past due.

(1) Monthly rent due for (list month(s)):

_____ \$ _____

AND/OR

(2) Utilities due for (list month(s)):

_____ \$ _____

AND/OR

(3) Other recurring or periodic charges identified in the lease for (list month(s)):

_____ \$ _____

TOTAL AMOUNT DUE: \$ _____

Note - payment must be made pursuant to the terms of the rental agreement or by electronic means including but not limited to, cashier's check, money order, or other certified funds.

You must pay the total amount due to your landlord within thirty (30) days after service of this notice or you must vacate the premises. Any payment you make to the landlord must first be applied to the total amount due as shown on this notice. Any failure to comply with this notice within thirty (30) days after service of this notice may result in a judicial proceeding that leads to your eviction from the premises.

RIGHT TO LEGAL COUNSEL: CITY LAW PROVIDES RENTERS WHO ARE UNABLE TO PAY FOR AN ATTORNEY THE RIGHT TO FREE LEGAL REPRESENTATION IN AN EVICTION LAWSUIT. If you need help understanding this notice or information about your renter rights, call the Renting in Seattle Helpline at (206) 684-5700 or visit the web site at www.seattle.gov/rentinginseattle

If you cannot pay rent, during or within 6 months after the end of the Mayor's moratorium on evictions, your inability to pay is a defense to eviction that you may raise in court. If you cannot pay rent due during the civil emergency proclaimed by Mayor Durkan on March 3, 2020, your inability to pay is a defense to eviction that you may raise in court. City law requires a landlord to offer a reasonable schedule for repayment of unpaid rent that accrued between March 3, 2020, and six months following the termination of the civil emergency proclaimed by Mayor Durkan on March 3, 2020. If your landlord does not offer such a repayment plan or give you 14 days to accept a reasonable repayment plan before proceeding with an unlawful detainer action, you may raise this as a defense to eviction in court.

The Washington state Office of the Attorney General has this notice in multiple languages as well as information on available resources to help you pay your rent, including state and local rental assistance programs, on its web site at <https://www.atg.wa.gov/landlord-tenant>.

State law provides you the right to legal representation and the court may be able to appoint a lawyer to represent you without cost to you if you are a qualifying low-income renter. If you believe you are a qualifying low-income renter and would like an attorney appointed to represent you, please contact the Eviction Defense Screening Line at 855-657-8387 or apply online at <https://nwjustice.org/apply-online>.

For additional resources, call 2-1-1 or the Northwest Justice Project CLEAR Hotline outside of King County (888) 201-1030 weekdays between 9:15 am – 12:15 pm, or (888) 387-7111 for seniors (age 60 and over). You may find additional information to help you at <https://www.washingtonlawhelp.org>. Free or low-cost mediation services to assist in non-payment of rent disputes before any judicial proceedings occur are also available at dispute resolution centers throughout the state. You can find your nearest dispute resolution center at <https://www.resolutionwa.org>. State law also provides you the right to receive interpreter services at court.

OWNER/LANDLORD: _____ DATE: _____

WHERE TOTAL AMOUNT DUE IS TO BE PAID:

(owner/landlord name) _____

(address) _____

RE: Champagne 15125 unpaid utilities

Simone Jackson <simone@bonavistamgmt.com>

Fri 1/13/2023 9:49 AM

To: svetlana k <svetlanaone@outlook.com>

Let me know what forms they need. Besides the one I attached.

Thank you,**Simone Jackson | Multi-Site Sr. Manager | Bonavista**

206-735-1933

**From:** svetlana k <svetlanaone@outlook.com>**Sent:** Friday, January 13, 2023 9:48 AM**To:** Simone Jackson <simone@bonavistamgmt.com>**Subject:** Re: Champagne 15125 unpaid utilities

Hello Simone

I applied for assistance through Hopelink on December 8th 2022 to pay for UMS and electricity. Representative from Hopelink told me that I need to wait until beginning of February to get approved and they will cover all the backup bills from June, 2022.

Thank you for understanding!

Svetlana

Sent from my iPhone

On Jan 11, 2023, at 4:08 PM, Simone Jackson <simone@bonavistamgmt.com> wrote:

Svetlana,

It has been brought to my attention in a utility audit. The UMS bill for water / sewer/ garbage has NOT been paid since you have moved in. There is a balance of \$757.57

Attached is a 30-day notice to get the balance caught up.

Please let me know if you have any questions.

Thank you,**Simone Jackson | Multi-Site Sr. Manager | Bonavista**

206-735-1933

<image001.png>

<Champagne 15125 CARES Act 30 Day Notice 1.11.23.pdf>

<Champagne 15125 30-DAY-NOTICE-TO-PAY-RENT-OR-VACATE-THE-PREMISES-CONVENTIONAL-FORM CARES 1.11.23.pdf>

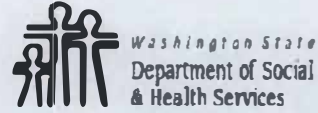
<Champagne 15125 UMS 1.11.23.pdf>

<Champagne 15125 Repayment Plan 1.11.23.pdf>

65

Appendix 12
(Food Stamp. DSHS/TANF)
Pages 1-3

KING EASTSIDE CSO
PO BOX 11699
TACOMA WA 98411-6699



Phone #
TTY/TDD # 800-833-6384
Toll Free # 877-501-2233

06/07/22

Client ID# 050751895

SVETLANA Y PARESHNEVA
26213 116TH AVE SE APT C201
KENT WA 98030-8449

Dear SVETLANA Y PARESHNEVA

You will receive the following benefits:

	Begin Date	End Date
Basic Food Assistance (federal)	06/07/22	05/31/23
	First Issuance	Second Issuance
Basic Food Assistance (federal)	\$367.00	\$459.00
		Future Issuances
		\$459.00

Your food benefit will be available on day 8 of each month.

We will add your benefits to an Electronic Benefits Transfer (EBT) account.

The following persons receive federal Basic Food benefits.

SVETLANA Y PARESHNEVA
ANTONIO A KAYA

You can:

- * Apply for benefits, submit a review, or report changes at www.washingtonconnection.org.
- * Fax information to us at 888-338-7410.

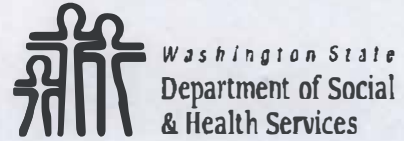
Write your client ID on all copies you send us. Your client ID is 050751895.

Call 877-501-2233 to process an application or review, report changes, or ask questions.

If you disagree with any of our decisions, you may ask to have the case reviewed. You can also ask for an administrative hearing. Administrative hearing rights are included in this letter.

Attachment(s): DSHS Administrative Hearing Rights

KING EASTSIDE CSO
PO BOX 11699
TACOMA WA 98411-6699



Phone #
TTY/TDD # 800-833-6384
Toll Free # 877-501-2233

09/21/22

Client ID # 050751895

SVETLANA Y PARESHNEVA
[REDACTED]
BELLEVUE WA 98007-4830

Dear SVETLANA Y PARESHNEVA

You will receive the following benefits:

	Begin Date	End Date			
Cash -Temporary Assistance for Needy Families/State Family Assistance (TANF/SFA)	09/21/22	08/31/23			
			First Issuance	Second Issuance	Future Issuances
Cash -Temporary Assistance for Needy Families/State Family Assistance (TANF/SFA)			\$176.00	\$528.00	\$528.00

Your cash benefit will be available on day 1 of each month.

We will add your benefits to an Electronic Benefits Transfer (EBT) account.

You can:

- * Apply for benefits, submit a review, or report changes at www.washingtonconnection.org.
- * Fax information to us at 888-338-7410.

Write your client ID on all copies you send us. Your client ID is 050751895.

To contact a WorkFirst case manager or social worker, call 877-501-2233.

Call 877-501-2233 to process an application or review, report changes, or ask questions.

If you disagree with any of our decisions, you may ask to have the case reviewed. You can also ask for an administrative hearing. Administrative hearing rights are included in this letter.

Attachment(s): 14-432 ACES Direct Deposit Enrollment
DSHS Administrative Hearing Rights

0226402 000094 002 - 0



KING EASTSIDE CSO
PO BOX 11699
TACOMA WA 98411-6699



Phone #
TTY/TDD # 800-833-6384
Toll Free # 877-501-2233

01/29/23

Client ID # 050751895

SVETLANA Y PARESHNEVA
15125 NE 8TH ST
BELLEVUE WA 98007-4830

0102906 000179 001 - 5

Dear SVETLANA Y PARESHNEVA

We are reviewing the information we have about the people in your home who receive:

- Cash
- Food
- Working Family Support

You must complete a Mid-Certification Review so we can decide if you are still eligible for benefits. The information you give may stop or reduce your benefits.

To complete your Mid-Certification Review by phone or to ask questions:

- * Call us at 877-501-2233 Monday through Friday between 8:00 a.m. and 3:00 p.m..

To complete your review:

- * Answer questions for the program(s) you receive.
- * Provide proof of income and any changes for cash.
- * Provide proof of income changes that may increase your Basic Food benefits, if you want your benefits to increase.

You can:

- * Apply for benefits, submit a review, or report changes at www.washingtonconnection.org.
- * Fax information to us at 888-338-7410.

Write your client ID on all copies you send us. Your client ID is 050751895.

You will stop getting benefits on 02/28/23 if we do not get this information by 02/10/23. We will send you a letter before we stop your benefits.

Attachment(s): 14-467 Mid-Certification Review
98-007 Washington State Voter Registration

Insert(s): Postage Paid Return Envelope - CSD



0022-07 Mid-Certification Review

Client ID# 050751895

Appendix 13
(Community Law Firm & Puget Law Group Invoices)
Pages 1-6



COMMUNITY
LAW FIRM

1520 140th Ave NE #200
Bellevue, WA 98005

Phone: (206) 992-9957 Fax: (206) 260-2772

[Click here to pay this invoice.](#)

INVOICE

Date: 09/01/2022

Invoice #: 19131

Matter: Dissolution w/Children

File #:

Bill To:

Svetlana Pareshneva
15161 NE 8Th St.
Bellevue, WA 98007

Due Date: 09/06/2022

Payments received after 09/01/2022 are not reflected in this statement.

Professional Services

Date	Details	Hours	Rate	Amount
08/02/2022	CF Client Emails/Call Response, hearing review	1.10	\$315.00	\$346.50
08/03/2022	CF Svetlana Client Call/Review of emails	1.00	\$315.00	\$315.00
08/04/2022	CF DVPO Hearing (Both denied)	3.50	\$315.00	\$1,102.50
08/05/2022	CF Email Review/client call	0.40	\$315.00	\$126.00
08/09/2022	CF Client Meeting temp. orders	2.00	\$315.00	\$630.00
08/10/2022	CF Client declaration review/call	1.00	\$315.00	\$315.00
08/12/2022	CF DVPO Second File, document review and client meeting	2.00	\$315.00	\$630.00
08/12/2022	CF Client email/declaration reviews, other attorney contact	2.00	\$315.00	\$630.00
08/17/2022	CF Client meeting/document review	1.00	\$315.00	\$315.00
08/18/2022	CF client call/OC email/NOA/Continuance	0.50	\$315.00	\$157.50



COMMUNITY
LAW FIRM

1520 140th Ave NE #200
Bellevue, WA 98005

Phone: (206) 992-9957 Fax: (206) 260-2772

[Click here to pay this invoice.](#)

Date	CF	Description	Hours	Rate	Amount
08/22/2022	CF	Hearing continued/Visitation negotiation and arrangements	2.00	\$315.00	\$630.00
08/22/2022	CF	Client Call/Email review, communication with criminal counsel, review of old records	1.00	\$315.00	\$315.00
08/24/2022	CF	Client Call/Email to OC re: supervised visit	1.00	\$315.00	\$315.00
08/25/2022	CF	Arrangements for Sup. Visitation/Client Call	1.00	\$315.00	\$315.00
08/26/2022	CF	Client in-person meeting, OC email re: intake for Supervised visitation	0.70	\$315.00	\$220.50
08/29/2022	CF	OC email on visitation	0.50	\$315.00	\$157.50
08/31/2022	CF	Client Call, weapons review check-in	0.20	\$315.00	\$63.00

For professional services rendered 20.90 \$6,583.50

Invoice Amount \$6,583.50

Balance Due \$6,583.50

Retainer Balance (as of 09/01/2022) \$6,176.76

Transactions since last invoice

Date	Ref#	Account	Payee	Deposit	Withdrawal
08/12/2022		Trust Acct	Community Law Firm, PLLC		\$3,464.49
08/15/2022		Trust Acct	Pareshneva, Svetlana	\$2,000.00	



COMMUNITY
LAW FIRM

1520 140th Ave NE #200

Bellevue, WA 98005

Phone: (206) 992-9957 Fax: (206) 260-2772

[Click here to pay this invoice.](#)

INVOICE

Date:10/03/2022

Invoice #: 19249

Matter: Dissolution w/Children

File #:

Bill To:

Svetlana Paresheva

15161 NE 8Th St.

Bellevue, WA 98007

Due Date: 10/08/2022

Payments received after 10/03/2022 are not reflected in this statement.

Professional Services

Date	Details	Hours	Rate	Amount
09/01/2022	CF Late client call/ filed oath of supervisor	0.50	\$315.00	\$157.50
09/07/2022	CF Response drafting	1.50	\$315.00	\$472.50
09/08/2022	CF Response Drafting	1.50	\$315.00	\$472.50
09/12/2022	CF Client Hearing arrangements	1.00	\$315.00	\$315.00
09/13/2022	CF Client meeting	0.70	\$315.00	\$220.50
09/13/2022	CF Client meeting/translator arrangements	0.70	\$315.00	\$220.50
09/14/2022	CF Client Meeting	1.00	\$315.00	\$315.00
09/15/2022	CF hearing, DVPO entered, property requests and order forwards	4.20	\$315.00	\$1,323.00

For professional services rendered 11.10 \$3,496.50



COMMUNITY
LAW FIRM

1520 140th Ave NE #200
Bellevue, WA 98005
Phone: (206) 992-9957 Fax: (206) 260-2772
[Click here to pay this invoice.](#)

Invoice Amount \$3,496.50

Previous Invoices Balance \$406.74

Balance Due \$3,903.24

Retainer Balance (as of 10/03/2022) \$0.00

Transactions since last invoice

Date	Ref#	Account	Payee	Deposit	Withdrawal
09/06/2022		Trust Acct	Community Law Firm, PLLC		\$6,176.76



938 Broadway
Tacoma, WA 98402
Phone: (253) 627-4696
PugetLawGroup.com

INVOICE

Invoice # 2756
Date: 08/29/2022
Due Upon Receipt

Svetlana Pareshneva
26213 166th Ave SE C201
Kent, WA 98030

PareshnevaSvetlana

Assault 4 DV

Date	Notes	Attorney	Rate	Total
08/29/2022	Flat rate	Sv	\$4,500.00	\$4,500.00
Subtotal				\$4,500.00
Total				\$4,500.00
Payment (08/26/2022)				-\$1,500.00
Balance Owing				\$3,000.00

Credit Card Payment History

Date	Reference	Note	Status	Amount
08/26/2022	Olga Pareshneva MasterCard ending in 9348	Linked payment for Svetlana Pareshneva	Completed	\$1,500.00
09/15/2022	Olga Pareshneva MasterCard ending in 9348		Failed	\$1,000.00
10/15/2022	Olga Pareshneva MasterCard ending in 9348		Failed	\$1,000.00
11/15/2022	Olga Pareshneva MasterCard ending in 9348		Failed	\$1,000.00

12/15/ 2022	Olga Pareshneva MasterCard ending in 9348	Failed	\$1,000.00
01/15/ 2023	Olga Pareshneva MasterCard ending in 9348	Failed	\$1,000.00
Total Payments			\$1,500.00

Please make all amounts payable to: Puget Law Group

Payment is due upon receipt.

From: Katrina Smith
Sent: Friday, January 13, 2023 9:53 AM
To: svetlana k
Subject: Re: Transcript is complete - Payment needed

Hi, Svetlana :)

Payment has been received. Here's the transcript. I'll upload it to the Court of Appeals today.

Best,

Katrina

On 01/13/2023 9:43 AM svetlana k <svetlanaone@outlook.com> wrote:

Hi Katrina
Please reply if you receive the payment and send me the transcript.
Thank you
Svetlana

Sent from my iPhone

On Jan 9, 2023, at 11:36 AM, Katrina Smith <treenee70@comcast.net> wrote:

Hi :)

I have completed the transcript. The total cost is \$280. Please send me payment via one of the following:

Venmo @Katrina-Smith-7

PayPal - treenee70@comcast.net

Zelle - [253.677.5112](tel:253.677.5112)

Thank you!

As soon as you pay this, I'll send you the transcript and upload it to the Court of Appeals portal.

Thanks.

Katrina

KING COUNTY CLERK'S OFFICE
SUPERIOR COURT CLERK

RECEIPT: 1761557100
PAYOR: SVETLANA
PARESHNEVA
DATE: 12/07/2022
TIME: 2:12 PM
CASHIER: DP ET
LOCATION: SEATTLE
COMMENTS:

22-2-12446-6

KAYA VS PARESHNEVA

Fee, Appellate Filing

\$290.00

TOTAL: \$290.00

TENDERED

CREDIT CARD ~ 125669925

\$290.00

CHANGE: \$0.00

Appendix 14
(Supervised Visits Fees)

Pages 1



Receipt and Intake Confirmation

This is to confirm Svetlana Pareshneva with
Case Number 22-2-12446-6 KNT KING has participated and

completed the intake process through About Visitation and Family Services LLC. The

appointment is to set a Supervised Visitation

schedule for Svetlana Pareshneva and 5 year old son

Services paid for today by Svetlana Pareshneva

are \$ \$160.00 for his/her intake plus \$ \$180.00

for 3hrs @ \$60/hr totaling \$340.00
fees.

Intake fees are separate from all other fees. Intake fees cannot be credited towards any other fees. AVFS offers no refunds.

I, Svetlana Pareshneva agree all required paperwork will be completed and returned in person to AVFS staff within seven days of Intake. Opting to mail paperwork can be elected if the date of arrival of documents is deemed faster than an in-person meeting. Documents must be completed and returned before visits can begin. Other options are available for document delivery. All payments must be paid in cash or money order made payable to About Visitation and Family Services (AVFS) or Marie Hamilton.

Client [Signature] Date 8/25/22
Intake Staff [Signature] Date 8/25/22

Appendix 15
(Svetlana Pareshvena Declaration)

Pages 10

Su^{pre}erior Court of ^{the} ashington, County of ^{King}_____

In re:

Petitioner/s (*person/s who started this case*):

Svetlana ^{of} Pareshneva

And Respondent/s (*other party/parties*):

O^zgur Kaya

No. 22-3-02772-3 K^{NT}_____

Declaration of
(*name*): Svetlana Pareshneva
(DCLR)

Declaration of (*name*): Svetlana Pareshneva_____

I am 40 years old, and I am the Petitioner. I declare: On May 31st, 2022, Ozgur Kaya, was very violent and abusive. He came after work to our home in Kent where I was with our son Antonio. I was seating on a couch and holding Aspen Grove folder. He came close to me and started attacking me. While he was taking the folder from my hands, he scratched my arm very deep and long. I had a long mark on my right hand for one week. Exhibit 1 (Photo of my hand scratch)

Ozgur and I called police, and two officers came after 30 minutes. They talk to Ozgur and me separately. Police officer took picture of my arm and gave me the police report number. Exhibit 2 (Police report 22-7263)

I asked police if I can leave the house with our son Antonio and stay at my sister place because I was so scared of Ozgur and did not feel safe at my own house. Also, I didn't want our son to observe how he is arguing and fighting with me. Police allowed us to leave the house with Antonio and told to Ozgur that we will be at my sister apartment in Bellevue.

On June 1st, 2022, I was the first who filed the Petition for Order for Protection against Ozgur, case number: 222082071 KNT. Exhibit 3 (Petition for order for Protection)

I had the temporarily order for protection for two weeks, but Ozgur violated the order. He was calling me and texting me for two weeks while he was not legally allowed. Ozgur was saying how sorry he was, and he missed me, and he wanted me to come home and our son Antonio. He even showed up to my sister apartment and left food next to her door. Please see his text messages. Violation of a protection order is usually considered a gross misdemeanor, which RCW §9A.20.021 defines as punishable by up to one year in jail, a maximum fine of \$5,000, or both. In addition to these penalties, RCW §26.50.110 provides that a court can require that the violator submit to electronic monitoring, which the violator may have to pay for. Exhibit 4 (Ozgur's text messages)

On June 6th, 2022, I filed for divorce case number: 2230277723 KNT

On June 15th, 2022, I decided not to proceed with my Order for Protection hearing because I believed Ozgur's words, felt sorry for him, and wanted to forgive him. However, Ozgur tricked, manipulated, and lied to me when my Order for Protection got dropped, he immediately filed DVPO with false allegations against me on June 16th, 2022, and came with police to my sister apartment in Bellevue to pick up our son.

I had never abused Ozgur, I am very polite and peaceful person. He lied to the court about the event on May 31st, 2022, and many of different situations in a past. I was so surprised and shocked why he did that because he wanted us to be together and to us to return to our home. Obviously, Ozgur lied to me about everything because he just wanted to have a control over me and our son because he is very controlling and abusive man.

Furthermore, on August 4th, 2022, Ozgur DVPO case against me got denied case 22-2-09180-1 KNT. Exhibit 5 (Court order Denial for DVPO)

During June 16th and August 4th, I didn't see my son Antonio and didn't have any communication with him. After denial of Ozgur DVPO, on Thursday August 4th, I asked my lawyer at that time to email Ozgur's lawyer and asked if I could pick up Antonio from school on Friday August 5th and dropped him back to the school on Monday, so I could spend some time with Antonio too and he could sleep over at my new apartment in Bellevue. We emailed Ozgur's

lawyer my arrangements that Antonio could spend Monday until Thursday nights with Ozgur at our home in Kent, we try to be reasonable with him. However, Ozgur's lawyer didn't reply at all to our request.

Next, I called Ozgur on Friday August 5th in a morning and asked him when I can see Antonio. I told Ozgur that I will come to our office Seattle Print House, family business to see him and talk about Antonio and take my documents and my piano for my work. Ozgur agreed to see me at the office. I had the witnesses who heard my conversation with Ozgur because I put my phone call with Ozgur on speaker. Exhibit 6 (Olga Arakelov declaration)

Around 12pm, I drove to the office with my mom, and she was always with me at the office Seattle PH and observed everything. Exhibit 7 (Elena Pareshneva declaration)

I saw Ozgur he was very unhappy to see me, I asked where Antonio was, he told me that he wouldn't tell me his location. Before I came to the office, I called to Antonio's school Basic steps learning center and asked if Antonio at the school. I spoke with a program director Mrs. Joa and texted to her as well, she told me that Ozgur withdraw him earlier from school, on August 4th, 2022, Thursday around 1pm right away after the hearing in a court when Ozgur lost his DVPO case and didn't bring Antonio back on Friday and for one week after that without any reasons. Ozgur didn't take Antonio to school for 9 days. Exhibit 8 (Director Dr. Kany Joa text messages)

I asked Ozgur why he was not taking Antonio to school because Ozgur wanted to hide Antonio from me, limited my time with son so I couldn't see him and spent time with Antonio every day.

Our son needs to have both parent in his life. It was not fare for me who was a primary parent for Antonio for 5 years for not seeing and being with him every day, but Ozgur is controlling and manipulating the court with falls allegations against me to start new DVPO case.

At the office, I asked Ozgur if I can get my two Russian passports back and Ozgur said that he wanted to trade his American passport for my two Russian passports. It was not fair to play games and black mailed me and hided my two Russian passports from me. Also, he said if I would tell everybody that he didn't hurt me on May 31st, 2022, he will allow me to see Antonio.

Also, I asked nicely if I can look for my personal document, for music notes for work because I used to be a piano teacher was working with vast ages of children. Ozgur allowed me to look for my staff and after that when I opened the black cabinet, he started recording me and telling everybody that I was stealing his document. I had my video where was showing that I only took my personal documents.

While I was looking for my staff Ozgur came behind me and grabbed my body and attempted to still my car key from my packet of the black west. When I looked for the car key in my pockets, it was gone. Also, Ozgur asked his 4th cousin Umut who was at the office at that time to record me as well. I saw Umut to open one of the black shelve and do something there. After that I looked at the same place and found my car key. I don't understand why Ozgur hide my key and grabbed my body without my consent, harassed me and violated my personal space. He just wanted to have control over me and commanded me what to do all the time.

Ozgur and I called police and waited for them around 30 minutes. When they came to the Office Seattle PH the police officers spoke with us separately. Exhibit 9 (2 Police reports: 22-10326, 22-10345)

Police allowed me to take my personal documents from the office and could do the civil stand by to get my piano but unfortunately my piano couldn't fit in the car. Police told Ozgur that Svetlana was not trespassing because I was working in our family business for 6 years at the Seattle PH office. Also, police told Ozgur that I will do the civil stand by at our condo in Kent tonight on August 5th at 7pm. Also, on Sunday the civil stand by at out office to get my piano and camping staff.

After that, I asked my sister Olga Arakelov and my mom to come with me to help me to get my staff from our condo in Kent. My sister drove her car with mom, and I drove my car because we needed to get a lot of my belongings from the house. When we got to our condo in Kent around 7pm the door lock was changed, and nobody was home. I asked my mom to wait by the condo while we drove with my sister to the office Seattle PH to look for Ozgur to do Civil stand by and Antonio. My sister drove her car because she needed to go right a way back to Bellevue to get

her son who is only 7 years old. I told my sister parked behind office and I parked at the front. When I approached the office, I saw Umut who is working illegally for Ozgur and Ozgur is paying salary under the table. Also, Ozgur didn't filed taxes for 5 years. Umut locked the front door and didn't let me in to the office. I went around the office and saw Ozgur from far away closing the garage door. When I got close to the garage the garage door was closed and I checked the back door it also was locked. Then I went back saw Ozgur at the front door again because we have a glass door. Ozgur was recording me again. I asked him If I can talk to him and where was Antonio. He told me he would not tell me anything.

Then I called police and drove back to the condo. I told police that I was looking for my son Antonio and Ozgur didn't have him. Police told me to wait by our condo in Kent when they come. After about 1-hour police came and told me that a door handles scratched Ozgur wrist, and they had the witness Umut his cousin to back up his story and they arrested me. However, I didn't have my witness with me Olga Arakelov who is my sister because after the office she drove back right a way to see her son. Ozgur was hiding Antonio from me and not letting me to spent time with him or see my son for 3 months. It was almost 10 pm and Antonio was not home and not in bed by 9:30pm his bedtime.

Ozgur is very ignoring and controlling man. He doesn't care about Antonio's life, what is better for him. He doesn't care that Antonio needs to see his mom every day and has communication with her. Ozgur just does not want to pay child support and alimony to me. Ozgur is trying to incriminate me to have more custody over our son. He doesn't care about happiness of Antonio. Ozgur did withdrawer Antonio from the school for one week. He doesn't take him to any sport activities. He just wants to make my life miserable without my son. He doesn't want Antonio to be in my life.

During our marriage life for 6 years and 3 years of dating Ozgur showed me how violent he could be. When we were dating Ozgur tried to choke me in a car, I even could not breath and got some bruises on my neck. He got so jealous for me when I was working at Puyallup mall for him. He saw me talking to some guy who is working there as well. He grabbed me and took me

to his car. Ozgur always was very controlling and jealous over me. He told me so many times to change my outfits and cover my body more to wear long dresses or skirts.

When we got married, Ozgur was telling me what friends I could have and what events I could attend. He wasn't allowed to go so many events with my friends. I was stacked at our house cooking, cleaning and washing his clothes every day. Ozgur installed the iPhone app to my phone to track my location in a map. He always wanted to see where I was exactly anytime. Ozgur was always emotionally and physically abusing me. He could push, hit, and choked me when we argue. He told me so many times that I am stupid, that he didn't have nothing to talk to me about that I am ugly and fat. He told me that he wants to have two wives.

On March 8th, 2019, when my mom was visiting us from Russia, Ozgur argued with me in front of our son and my mom. He hit and pushed me to the couch. It was very dramatic event for me because Antonio could see how his father is hitting his mom. Ozgur argued with me all a time in front of our son, and I asked for divorce almost every year and Ozgur didn't allowed to file for a divorce.

Furthermore, Ozgur always didn't have time for Antonio, he spent all his time at our family business at Seattle PH. He leaves our home at 8am and return around 11-12pm. Many times, when Ozgur came to our home very late from his work, he was coming to our bedroom and waking Antonio and me up all a time. He was distracted sleep of our son and was taking him to living room to play. Antonio was crying and wanted to sleep. Antonio always preferred to sleep with me in our bed. Also, Ozgur wrestled with Antonio very aggressively and threwed him to our bed and floor. He could squeeze him very tight and closed his mouth with his hand when Antonio is screaming. Ozgur behavior showing that he doesn't care about me and healthy life of Antonio at all. He is hurting Antonio body or head and could break his head when he is wrestling.

Furthermore, Ozgur didn't make time to take Antonio to YMCA to his sport activities: taekwondo, swimming, draft, cooking classes, because he wasn't there at all. Exhibit 10 (YMCA schedule & Ozgur YMCA membership)

Also, Ozgur didn't attend Antonio swimming practices at Covington Aquatic Center on a month of October. Exhibit 11 (Duplicate receipt & Activity attendance sheet)

Also, Ozgur didn't take Antonio to all his doctor's appointments, didn't drive to his day care and the school for 5 years. I was a primary parent who was always around our son life, taking care Antonio, taking him to all those different places, driving him to playdates with different children and birthday parties. You can read my friends declarations and email, and document from directors of Antonio schools, where they explain that I was a primary parent and taking Antonio to a different place all a time. Exhibit 12 (Natalya Kharchuk; Leili Rahimi; Larisa Chupakhina; Kany Joa)

I always provided food and clothes for Antonio. I cooked every day fresh food buying good products from grocery stores. Antonio loves my cooking. Right now, I don't know what Antonio eats, who is cooking for him, who is preparing a lunch for him to school and who is taking care of our son daily when Ozgur always at our business working late.

Unfortunately, right now Ozgur is controlling our son's life and hurting him emotionally for not allowing Antonio to see his mom every day and spending time with me.

In February 2022, we agreed with Ozgur that Antonio will go to Bellevue school district because the rank of education is much better. That's why I rented two-bedroom apartment for Antonio so he can attend Phantom Lake Elementary school I Bellevue. I registered Antonio at this school and was waiting for Antonio to start first year of kindergarten. However, Ozgur didn't tell me or asked if Antonio can go to different school and register him to Kent district school at Millennium Elementary School far away from me. I did research at schooldigger.com website that Phantom Lake elementary rank is 252nd but Millennium Elementary school is only 818th of 1169 Washington Elementary schools. Exhibit 13 (School rankings)

I would like to ask the court to grant temporary custody of Antonio to me Svetlana Paresheva, because I was a primary parent for 5 years and Antonio to attend Phantom Lake Elementary school. Also, grant temporary that Antonio lives with me at my Bellevue apartment during a school year that I am currently renting. I would like Antonio to take the piano lessons from me

two times a week after school. Also, Antonio can stay with me from Monday until Friday and every other weekend stay with his dad because Ozgur doesn't care about Antonio education. If Ozgur would care and pay more attention about Antonio, he will take him to Phantom Lake Elementary school where the review of education and achievements are much better.

Also, my work situation is better than Ozgur's to taking care of Antonio every day because I will work at the Bellevue school district with children only part time from 8:30am until 3pm so I can drive and pick up Antonio from school every day and take him to new sport activities and see his friends. Also, I will cook for Antonio his favorite meals and wash his clothes and helping him with a bath and brushing his teeth. Ozgur doesn't have time for Antonio, he cannot drive him or pick up from school. After school, Ozgur taking him to our office Seattle PH where Antonio must wait for his father finishing working until 11-12 at night every day. Also, the office has very bad smell from the printing machines and, very hazard smell from laser machine that Antonio must inhale every day. Ozgur doesn't care about Antonio health because the office environment hurting Antonio's lungs.

Right now, I'm only allowed to see Antonio for 3 hours every Sunday at the South center mall with professional supervision due to Ozgur's false accusations. This is not fair to me and our son. During the visitations, my son asked me to take him to the parks, cook fresh meal, but I'm not allowed to do that. I'm only allowed to see and spend time with my son inside the South center mall which is very hard and unreasonable restrictions from Ozgur agreement. Also, I cannot do videos of my son or talking Russian to him because he would like to speak to me in Russian, and he can understand Russian language very good. Furthermore, without me asking, my son told me that he is not brushing his teeth every day and Ozgur is not remind him to do so. Besides, Antonio complained about Ozgur that he is not giving him a lunch box to school because Antonio doesn't like food at his school. Antonio said that he wants to eat homemade food that I usually prepare for him at home. Also, Antonio told me that they have a roommate now at our home in Kent, Umut Erdogan (Ozgur 4th cousin who is working illegally for Ozgur at Seattle PH, besides, Ozgur is not filing taxes for 5 years) because Umut using the bathroom in our condo

with a tub, Antonio is complaining that he cannot take a bath anymore and play with his toys there.

Also, before each visit I must pay \$180 for professional supervision and every visit notes \$150 and it is very expensive for me. I cannot afford to pay for more visits like this. Exhibit 14th (Receipt and Intake conformation)

In addition, Ozgur violated the order of the supervised visits and came with his mom from Turkey to South center mall on September 11 to stalked, harassed, and watched me there what I'm doing while I had a visit with our son. Even Antonio, saw Ozgur's mom when she was shopping there. I was so scared and uncomfortable to see Ozgur nearby. He was staring on me that I even froze and didn't know what to do at that moment because he has a protection order against me, and I don't want to violate the court order. Then we with supervisor quickly took Antonio and went to hide at different part of the mall. Ozgur does not respect court orders, and does not care about anyone else, he just wants control me and control my son's life. Exhibit 15th (Marie Hamilton & Brigitte supervisor reports)

Also, Ozgur kept all our family money for himself and not giving me a temporary spouse support. I left our family house on June 1st, 2022, and Ozgur didn't transfer any money to our joint account. I was working in our family business Seattle PH for 6 years and didn't have salary for myself. I would like the court to grand the temporary spouse support order in amount \$5,000. I need to pay my rent for apartment in Bellevue every month in amount \$2,200, buy food and clothes for myself. Exhibit 16 (Rental agreement)

Furthermore, I left all my clothes, my bath staff, towels, bed sheets, blankets, kitchen stuff, my furniture and many more stuff at our home in Kent. I would like to do Civil stand by to get all my personal belonging because I don't have any clothes and kitchen staff to cook food for myself. I would like Ozgur to return my two Russian passports and my jewelry that Ozgur put in a safe that he moved it somewhere in June 2022.

Also, I would like Ozgur to pay all my Attorney's fees in amount \$16,000 because I don't have any money and cannot afford these expenses when Ozgur is using our family money from our

business only for himself, living comfortably in our 3-bedrooms condo, going to restaurants, taking trips, eating out when I'm suffering with my rent, paying bills, buying food and without transportation. Exhibit 17 (Community law firm invoices)


I would like to have two civil stands by in two locations one at the condo on 26213 116th Ave SE Kent WA 980303 and, at the office Seattle PH on 7405 S 212th str 106th Kent WA 98032, because my piano and music notes for my new work is there and I cannot work to teach my future students without my piano and piano materials.

Also, Ozgur came to Bellevue in middle of June and took my only car that I need for transportation when he has 5 cars on his possession that he can drive comfortably. Ozgur just want to take everything from me and control me with everything. He wants me to suffer without my son, car, and money.

I would like the court to order: a temporary possession of my car Hyundai Santa Fe 2019; a temporary custody of my son; Antonio attending Phantom Lake Elementary School; a temporary spouse support in amount of \$5,000; a temporary child support in amount of \$2,000; two civil stands by in two different locations; Ozgur to pay my lawyer's fees of \$16000; Ozgur to pay professional supervised visits, intake and reports fees.

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provides on this form and 20 Exhibits are true.

Signed at (city and state): Bellevue, WA _____ Date: 10/21/2022 _____

▶ 

Sign here

Svetlana Paresheva _____
Print name

Warning! Documents filed with the court are available for anyone to see unless they are sealed. Financial, medical, and confidential reports, as described in General Rule 22, **must** be sealed so they can only be seen by the court, the other party, and the lawyers in your case. Seal those documents by filing them separately, using a Sealed cover sheet (form FL All Family 011, 012, or 013). You may ask for an order to seal other documents

Appendix 16
(Olga Arakelov declaration)
Pages 1-3

Superior Court of Washington, County of King _____

In re:

Petitioner/s (*person/s who started this case*):

Svetlana Pareshneva

And Respondent/s (*other party/parties*):

Ozgur Kaya

No. 22-3-02772-3 KNT _____

Declaration of
(*name*): Olga Arakelov
(DCLR)

Declaration of (*name*): Olga Arakelov _____

1. I am 40 years old and I am the (*check one*): Petitioner Respondent
 Other (*relationship to the people in this case*): sister

2. I declare:

I was witness on a day of August 5th, 2022. In a morning Svetlana called Ozgur and spoke with him about Antonio when she can see him after their DVPO case was denied. She asked him if she can come to their office Seattle Print House to talk to him and collect her personal documents and piano, and he agreed. I heard all their conversation because Svetlana put her phone on a speaker.

My sister asked me to help her to get her personal belongings from her condo in Kent. I drove to Kent in my car with my mom and my sister was driving her friend car to do the Civil Standby at 7 PM with police. When we arrived at the residency in Kent nobody was at home and the door lock was changed in a condo. My sister and I decided to go to the family office to check if Antonio and Ozgur were there. I drove my car to follow her to Seattle PH in Kent. We left our mom by the condo in Kent to wait.

Also, Svetlana called me when I was driving to Seattle PH asked to park behind the garage door in the parking lot by the office. I drove to the back parking lot and park with my tail back so I can see everything from the front of my car window. Svetlana told me to look if Ozgur hiding Antonio in a garage. I saw a garage door was half opened and my sister walked around the office towards the garage. Ozgur came to close the garage door when my sister was far away from the garage. Ozgur closed the garage door very quickly. He

probably didn't see my car or me because he just quickly close the garage door and I have not seen him after that. I was always seating in my car, and I saw my sister checked the back door and it was locked, and she walked around an office to her car. After that I drove back home to Bellevue to see my son and my sister drove back to the condo.

I have never seen that Ozgur did try to open the back door to leave the garage and his hand never stocked in between the back door. Svetlana never slammed the back door and never hurt Ozgur's hand. Svetlana never seen Ozgur hand bleeding because Svetlana was always outside of the office and Ozgur was always inside of the office and in a garage.

Ozgur had never tried to leave the office because he wanted to stay inside the office that was always locked.

Also, Svetlana and I listened to 911 call recording where Ozgur said that the garage door slammed his hand and after that he changed his story to police that his hand stuck between the back door frames. Ozgur and Umut Erdogan are lying about everything again.

I spoke with my sister at that time on a phone, she told me to go home, and she called police to look for her son Antonio and Svetlana drove back to her residence in Kent for wait for a police.

Please don't believe Ozgur and Umut because they made false allegations against my sister Svetlana because Ozgur wanted to control Svetlana take her son away from her and accuse her with some mental problems and abuse.

I'm asking the court to charge Ozgur and Umut with false allegations against my sister. Ozgur should not be allowed to file again the domestic violence case against my sister Svetlana.

Also, I observe so many times how aggressive and rood Ozgur with Svetlana. I visit their place many times and spent nights there. In front of me, Ozgur could call Svetlana stupid, bad wife, ugly and fat, and hit her when he was angry.

In couple occasions he touched me sexually, he was grabbed my butt and laugh about it. Recently, Ozgur came to my apartment on September to try to do the civil stand by and he threatened me, told me to watch out, he will hurt me and revenge because he thinks that I told Svetlana to divorce him.

I'm asking the court to place restating order DVPO against Ozgur and protect my sister from his violent behavers and place Antonio leaving with her in Bellevue.

Now I would like to say little bit about Svetlana's personality and what type of mother she is. Svetlana always responsible and generous person. She is great mother. Always take good care of her son, cooks for her family and Antonio special meal. She always gives Antonio bath and put a new cloth for him. Svetlana was always taking Antonio to all his doctors' and dentist appointments by herself Ozgur didn't make time to do that.

She always taking good care of Antonio driving him to school and after that taking him to different activities, such as swimming, soccer practice, Taekwondo etc. Svetlana always set

up play dates with Antonio's friends. She loves her son. Svetlana always helps me to take care of my son Nikolas as well. I was leaving Nikolas to spend few nights with Svetlana at her home in Kent. Svetlana took care of them both very good. She is very responsible and caring person. She always plans and organizes Antonio 's birthday party, holidays, different events. She makes big parties for him, preparing special decorations, desserts and cakes for Antonio.

Also, Svetlana always was working with Ozgur helping him to establish many businesses; Hobby for us, Side coffee and Seattle PH where she worked at. Svetlana was a very successful and responsible office manager at Seattle PH where she worked almost for 6 years.

Unfortunately, Ozgur was always working too much at the family business Seattle PH. Ozgur didn't make time to come to YMCA for Antonio 's sport activities and swimming as well, also, Antonio 's practices for soccer but only came few times to Antonio soccer games.

I think Antonio Kaya should be placed to live with Svetlana Paresheva because she is a better fit as a parent and taking care of him. She is more responsible because she is making all the appointments and schedule for Antonio doctors and sports activities. She is only working part time and can spend time with Antonio after school and drive him to school every day. Also, she is a very good cook. She can prepare lunch and dinner for Antonio and feed him very nutritional meals every day.

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provides on this form are true.

Signed at (city and state): Bellevue, WA _____ Date: 10/15/2022 _____

▶ 

Sign here

Olga Arakelov
Print name

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Appendix 17

Valley Medical Center – MD Gamponia Report

Pages 1

Valley Medical Center
Cascade Primary Care

3915 TALBOT RD S, STE 200 | Renton, WA 98055-5738
Phone: 425-690-3400 Fax: 425-690-0600
www.valleymed.org

August 18, 2022

Svetlana Y Paresheva
[REDACTED]
Bellevue WA 98007

To whom it may concern Re: Svetlana:

Svetlanan Paresheva Is under my care since 2017.

She has history of anxiety , mild that got better with therapy/ counseling.

She Is seen today and is now significantly improved , she no longer has anxiety .

She was Not on prolonged use of medication except when she was prescribed In 2017 for temporary relief Of stress induced insomnia .

If you have any questions or concerns, please don't hesitate to call.

Sincerely,

Grace B Gamponia, MD

Appendix 18

(Order No. 22-2-12446-6 KNT, Judgment and order granting attorney
fees and cost to petitioner)

Pages 1-14

- Self-directs their own care and receives services from a personal aide under RCW 74.39.
- Is receiving services from a home health, hospice, or home care agency licensed or required to be licensed under RCW 70.127.
- Is receiving in-home services from an individual provider under contract with DSHS.
- Has been admitted to an assisted living facility, nursing home, adult family home, soldiers' home, residential habilitation center or any other facility licensed by DSHS.

Vulnerable adult objects. The petition was filed by someone other than the vulnerable adult and the vulnerable adult objects to some or all of the order. The court finds by clear, cogent and convincing evidence the petitioner established that there is abandonment, abuse, financial exploitation, or neglect of a vulnerable adult and the vulnerable adult is unable, due to incapacity, undue influence, or duress, to protect their person or estate in connection with the issues raised in the petition or order based on the following evidence:

Antiharassment Protection Order – The restrained person has subjected the protected person to unlawful harassment.

No fee required (*stalking, hate crime, single act/threat of violence including malicious and intentional threat or presence of firearm/weapon causing substantial emotional distress, family or household member engaged in domestic violence, or nonconsensual sexual conduct or penetration or a sex offense. RCW 7.105.105(9).*)

6. Jurisdiction

The court has jurisdiction over the parties and the subject matter.

Minors: Washington state has exclusive continuing jurisdiction; is the home state; has temporary emergency jurisdiction over the children.

7. Other Findings

Credible Threat: The restrained person represents a credible threat to the physical safety of the protected person/s.

Restraints (<i>Check all that apply</i>)

8. The court orders: To the restrained person:

General Restraints

A. **No Harm:** Do not cause any physical harm, bodily injury, assault, nonconsensual sexual conduct or nonconsensual sexual penetration, and do not harass, threaten, or stalk the protected person the minor named in section 3 above

B. **No Contact:** Do not attempt or have any contact, including nonphysical contact, directly, indirectly, or through third parties, regardless of whether those third parties know of the order, except for service of court documents with
 the protected person the minor named in section 3 above

- **Exception:** Respondent shall be permitted professionally supervised visitation with the child on Sunday from 12:00 p.m. to 3:00 p.m. These visits shall be arranged by Respondent and the costs to be paid by Respondent (including visit reports). The first option for the professional supervisor shall be Seattle First Child. If unavailable, then the Respondent shall be able to locate an alternative option. The professional supervisor shall sign an Oath of Supervisor and deliver said signed oath to the Petitioner's attorney prior to the visit commencing. At the conclusion of the visit, the Supervisor shall provide visit notes and deliver them to both parties. Exchange of the child at the supervisor location. No communication between the parties at the exchange of the child. Child shall not be transported by the Respondent during the visitation. The supervisor shall terminate the visitation if there is any violent language or other concerning behavior by the Respondent.

Exclude and Stay Away: Do not enter, return to, knowingly come within, or knowingly remain within 1,000 feet or other distance of
 the protected person

protected person's vehicle
 protected person's school

protected person's workplace
 protected person's residence

protected person's adult day program
 the previously shared residence
 the residence, daycare, or school of the minor named in section 3 above

Address: The protected person chooses to list their address here:

26213 – 116th Avenue SE, C201, Kent, Washington 98030

C. **Vacate shared residence:** The protected person has exclusive right to the residence that the protected person and restrained person share (as listed in the Law Enforcement and Confidential Information form, PO 003). The restrained person must immediately vacate the residence. The restrained person may take the restrained person's clothing, personal items needed during the duration of the order, and the following items (*specify*): _____
from the residence while a law enforcement officer is present.

D. **Stalking Behavior:** Do not harass, follow, monitor, keep under physical or electronic surveillance, cyber harass (as defined in RCW 9A.90.XXX), or use phone, video, audio or other electronic means to record, photograph, or track locations or communication, including digital, wire, or electronic communication, of
 the protected person the minor named in section 3 above

E. **Intimate Images:** Do not possess or distribute intimate images of a protected person, as defined in RCW 9A.86.010. The restrained person must take down and delete all

intimate images and recordings of a protected person in the restrained person's possession or control and cease any and all disclosure of those intimate images.

F. **Electronic Monitoring:** You must submit to electronic monitoring. (*Restrained person must be age 18 or older.*)

G. **Evaluation:** The restrained person shall get an evaluation for mental health at a state certified agency.

The evaluation shall answer the following question/s:

Whether the mother is a safety risk to herself or her child.

An evaluation is necessary because:

Respondent's behavior, as described in Petition, is concerning to the Court.

H. **Treatment:** The restrained person shall participate in state-certified treatment as follows:

domestic violence perpetrator treatment program approved under RCW 43.20A.725 at a state certified program.

I. **Personal Belongings:** The protected person shall have possession of essential personal belongings, including the following: Passports for Ozgur Kaya and Antonio Kaya, house and mailbox keys, personal and business tax files, bank documents, house deeds.

J. **Transfer of Assets:** Do not transfer jointly owned assets.

K. **Vehicle:** The protected person shall have use of the following vehicle:

Year, Make & Model 2019 Hyundai License No. BVU5318

L. **Restrict Abusive Litigation:** Comply with the Order on Motion to Restrict Abusive Litigation (FL All Family 155), filed separately.

M. **Pay Fees and Costs:** The protected person is granted judgment against the restrained person as provided in the Judgment (PO 005), which will be filed separately after the Protected Party's Attorney submits an Attorney Fee Declaration. The court finds that the restrained person is not under active duty in military or SCRA has been complied with. 50 USC § 3931.

Firearms and Other Dangerous Weapons

N. **Surrender Weapons:**

Important! Also use form Order to Surrender and Prohibit Weapons, WS 001.

Findings. The Court (*check all that apply*):

must issue the orders referred to above because:

the court ordered the **No Harm** restraints above (section **8.A.**) and the court finds that the restrained person had **actual notice** and an **opportunity to participate**. AND:

- the restrained person represents a **credible threat** to the physical safety of a protected person, OR
- This order explicitly prohibits the use, attempted use, or threatened use of **physical force** against any protected person.

Therefore, weapons restrictions are required by state law. RCW 9.41.800(2).

the court finds by a preponderance of the evidence that the restrained person:

has used, displayed, or threatened to use a firearm or other dangerous weapon in a felony; or

is ineligible to possess a firearm under RCW 9.41.040.

may issue the orders referred to above because the court finds by a preponderance of evidence that the restrained person presents a serious and imminent threat to public health or safety, or the health or safety of any individual by possessing a firearm or other dangerous weapon.

The restrained person must:

- Immediately surrender to law enforcement and not access, possess, have in their custody or control, purchase, receive, or attempt to purchase or receive firearms, other dangerous weapons, or concealed pistol licenses; and
- Comply with the Order to Surrender and Prohibit Weapons filed separately.

Minors – This Order is subject to any orders entered in the parties’ family law case (King County Superior Court cause number 22-3-02772-3 KNT).

O. **Custody:** The protected person is granted temporary care, custody, and control of the minor named in section 3 above

(Only for children the protected and restrained person have in common.)

To comply with the Child Relocation Act, anyone with majority or substantially equal residential time (at least 45 percent) who wants to move with the child must notify every other person who has court-ordered time with the child. Specific exemptions from notification may be available if the court finds unreasonable risk to health or safety. Persons entitled to time with the child under a court order may object to the proposed relocation. See RCW 26.09.405 - .560 for more information.

P. **Interference:** Do not interfere with the protected person’s physical or legal custody of the minor named in section 3 above

Q. **Removal from State:** Do not remove from the state: the minor named in section 3 above

R. **School Attendance:** Do not attend the elementary, middle, or high school (school name) Millennium Elementary School, that a protected person attends. *(Only if both the restrained person and a protected person are students at the same school. Can apply to students 18 or older. Includes public and private schools. Complete form Appendix A School Attendance.)*

Pets – Does not apply.

Vulnerable Adult – Does not apply.

Other – Does not apply.

Other Orders (Check all that apply)

9. [X] Law enforcement must help the protected person with (per RCW 7.105.320)

- Possession of the protected person's residence.
- Possession of the vehicle listed in section L above.
- Possession of the protected person's essential personal belongings located at
 - the shared residence
 - the restrained person's residence
 - other location _____
- Custody of the minors named in section 3 above
- these minors only _____
- Other: _____

10. Washington Crime Information Center (WACIC) and Other Data Entry

Clerk's Action. The court clerk shall forward a copy of this order immediately to the following law enforcement agency (county or city) **Kent Police Department**
(List the same agency that entered the temporary order, if any)

This agency shall enter this order into WACIC and National Crime Info. Center (NCIC).

11. Service on the Restrained Person

Not required. See section 4 above for appearances.

The restrained person appeared remotely and received actual notice of the order. Additional service is not required.

12. [] Service on Others (Vulnerable Adult or Restrained Person under age 18)

Does not apply.

13. Other Orders (if any):

Respondent may arrange a civil standby to get access to her belongings located at the storage unit.

14. Review Hearing

No review hearing is scheduled.

Ordered.

Dated: September 15, 2022 at 11:00 a.m.


Pro Tem Commissioner Heritage M. Filer

Court Phone: 206-205-9200

Court Address: 401 Fourth Avenue North, Kent, WA 98031

I received a copy of this Order was sent to the parties via email:

<p>▶ Appeared by Zoom</p> <hr/> <p>Signature of Respondent</p>	<p><u>SVETLANA Y. PARESHNEVA</u></p> <p>Print Name Date</p>
<p>▶ Appeared by Zoom</p> <hr/> <p>Attorney for Respondent</p>	<p><u>CAMERON FORD, WSBA No. 54254</u></p> <p>Print Name Date</p>
<p>▶ Appeared by Zoom</p> <hr/> <p>Signature of Petitioner</p>	<p><u>OZGUR KAYA</u></p> <p>Print Name Date</p>
<p>▶ Appeared by Zoom</p> <hr/> <p>Attorney for Petitioner</p>	<p><u>NATALIA MOROZOVA, WSBA No. 51980</u></p> <p>Print Name Date</p>

Protected person must complete a Law Enforcement and Confidential Information form, PO 003, and give it to the court clerk.

Important! Protected Person, if you ask for it, you have the right to be notified if the restrained person gets their surrendered firearms back. You must contact the law enforcement agency that has the firearms to ask for this notice. The Proof of Surrender in the court file should say which agency has the firearms. RCW 9.41.340.

Certificate of Compliance With VAWA. This protection order meets all "full faith and credit" requirements of the Violence Against Women Act, 18 USC § 2265 (1994) (VAWA) upon notice to the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is enforceable in all 50 states, Indian tribal lands, the District of Columbia, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, American Samoa, the Northern Mariana Islands, and Guam, as if it were an order of that jurisdiction.

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6 IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
7 IN AND FOR THE COUNTY OF KING

8 OZGUR KAYA,

9 Petitioner,

10 v.

11 SVETLANA PARESHNEVA

12 Respondents

No. 22-2-12446-6

JUDGMENT AND ORDER GRANTING
ATTORNEY'S FEES AND COSTS TO
PETITIONER

(CLERK'S ACTION REQUIRED)

13 **JUDGMENT SUMMARY**

14

A.	Judgment Creditor:	OZGUR KAYA	
B.	Judgment Debtor:	SVETLANA PARESHNEVA	
C.	Principal Judgment Amount		\$
D.	Interest to Date of Judgment		\$
E.	Attorney's Fees		\$6,720.00
F.	Paralegal Fees		\$ 330.00
G.	Costs		\$ 21.50
H.	Principal judgment shall bear interest at 12%		
I.	Total amount of Judgment		\$7,071.50
J.	Attorney for Judgment Creditor:	Natalia Morozova	
K.	Attorney for Judgment Debtor:	Cameron Ford	

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20 **JUDGMENT AND ORDER**

21 THIS MATTER having come before the Court for presentation of a judgment and award
22 of attorney's fees following the Court's entry of the Order Granting Petitioner's request for Full
23

1 Domestic Violence Protection Order, and the Court having reviewed the records and files
2 herein, and being fully advised in the premises, it is now hereby

3 ORDERED, ADJUDGED, AND DECREED that the Court finds that Petitioner is
4 entitled to an award of his reasonable attorney's fees and costs.

including, but not limited to Affidavit in Support of Request for Attorney Fees + (calling) Exhibit A
See Attached

5 ORDERED, ADJUDGED, AND DECREED that the Petitioner is entitled to an award
6 of his attorney's fees and costs incurred in the amount of \$7,071.50, which the Court finds to
7 be reasonable in light of the relief Petitioner requested in his Petition for Domestic Violence
8 Protection Order. The Court finds that the rates charged by Petitioner's attorneys are
9 reasonable, as they are commensurate with attorneys of similar skill and experience in King
10 County, Washington. It is further

From August 5, 2022 - September 15, 2022

11 ORDERED, ADJUDGED, AND DECREED that judgment be entered against
12 Respondent, Svetlana Pareshneva, in the amount of \$7,071.50, and for interest on the judgment
13 herein at the rate of twelve percent (12%) per annum from the date of entry of this Judgment.
14 It is further

15 ORDERED ADJUDGED AND DECREED that the matter is hereby dismissed.

16 DATED this 15th day of September, 2022.

17
18 *Heritage M. Filer*
19 HERITAGE M. FILER, COMMISSIONER PRO TEM

1 Presented by:

2 Finestrom Law Offices

3 By/s/ Natalia Morozova
4 Natalia Morozova, WSBA #51980
5 Attorney for Petitioner

6 Approved as to form;
7 Notice of Presentment Waived:

8 By _____
9 Cameron Ford, WSBA #54254
10 Attorney for Respondent

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**SUPERIOR COURT OF WASHINGTON
COUNTY OF KING, KENT DIVISION**

In re the Order of Protection

NO. 22-2-12446-6 KNT

OZGUR KAYA
Petitioner,
and
SVETLANA PARESHNEVA
Respondent

**AFFIDAVIT IN SUPPORT
OF REQUEST FOR
ATTORNEY'S FEES**

I, Natalia Morozova, declare under penalty of perjury under the laws of the State of Washington that the following statements are true and correct:

1. I am the attorney for OZGUR KAYA and have first-hand knowledge of the matters within this declaration, and I am competent to testify about them.

2. I am an attorney duly licensed to practice law in the State of Washington, and I am in good standing. I was licensed to practice law in the State of Washington in 2017. I work for Finestrom Law Offices and regularly charge \$300.00 per hour for my services to clients in family law matters. However, Mr. Kaya requested a discount based on his level of income and high volume of work in his family law matters. Mr. Kaya's discounted rate is \$200.00 per hour for attorney's fees and \$150.00 per hour for paralegal services.

*Affidavit in Support of
Request for Attorney's Fees*

Finestrom Law Offices
3040 78th Avenue SE 1451
Mercer Island, Washington 98040
Tel. 206.401.2621
finestromlaw@gmail.com

1 3. I believe that the hourly rate that my law office charges clients for my services is
2 reasonable and comparable to the hourly rate of other similarly experienced family law
3 attorneys in King County.

4
5 4. To date, I have spent the following hours assisting Mr. Kaya with the Domestic
6 Violence Protection Order matters:

7 a. I have spent 33.6 hours billed at the attorney rate of \$200 per hour, for a total
8 of **\$6,720.00**, for August 5, 2022 – September 15, 2022 legal services in this
9 matter. (This amount does not include time and services provided to Mr. Kaya at
10 No Charge).

11
12 b. I have spent 2.2 hours billed at the paralegal rate of \$150.00 per hour, for a total
13 of **\$330.00**.

14 c. The costs of copies and printouts in this matter are **\$21.50**.

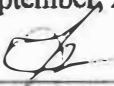
15
16 **The total amount of attorney and paralegal fees and costs is \$7,071.50.** (This amount
17 does not include services provided at No Charge to Mr. Kaya as a courtesy).

18 5. I attach Exhibit A with copies of the redacted invoices for services to Mr. Kaya, which
19 exclude charges for other matters, for which Mr. Kaya requested assistance.

Reviewed, but
removed
from
filing

20
21 I certify that the foregoing is true and correct under the laws of the State of
22 Washington.

23 Dated on this 15th day of ~~September~~, 2022, at Mercer Island, Washington.

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25 
26 Natalia Morozova, WSBA No. 51980
Attorney for Petitioner Ozgur Kaya

27 *Affidavit in Support of*
28 *Request for Attorney's Fees*

Finestrom Law Offices
3040 78th Avenue SE 1451
Mercer Island, Washington 98040
Tel. 206.401.2621
finestromlaw@gmail.com

SVETLANA PARESHNEVA - FILING PRO SE

March 05, 2023 - 9:56 PM

Transmittal Information

Filed with Court: Court of Appeals Division I
Appellate Court Case Number: 84782-1
Appellate Court Case Title: Ozgur Kaya, Respondent v. Svetlana Pareshvena, Appellant

The following documents have been uploaded:

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Sender Name: Svetlana Pareshneva - Email: svetlanaone@outlook.com
Address:
15161 NE 8th St
Bellevue, WA, 98007
Phone: (206) 294-6934

Note: The Filing Id is 20230305214842D1503582

Appendix 4

(Appellant's Reply Brief)

Pages 44

**COURT OF APPEALS
OF THE STATE OF WASHINGTON DIVISION I**

COURT OF APPEALS NO. 847821

(King County Superior Court No. 22-2-12446-6 KNT)

SVETLANA Y PARESHNEVA

APPELLANT

v.

OZGUR KAYA

RESPONDENT

APPELLANT'S REPLY BRIEF ON APPEAL

Svetlana Y Pareshneva
15436 SE 38th ST
Bellevue WA 98006
Telephone: (206) 294-6934
Email: svetlanaone@outlook.com

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Introduction

The Respondent Brief is full of repetition, but little substance. The court is asked to "see through" the multiple times an assertion is made as if quantity makes up for quality of the statements therein. The Respondent Brief does not rebut to any significant degree the arguments and facts outlined in the appellant opening brief. The temptation to repeat that content is great. Rather than doing so, those portions will be simply referenced herein.

1. Record distorted by Respondent: In the Mr. Kaya Response brief, the following assertions are distorted to the point of misleading the court on the facts:

1.1 Domestic violence didn't occur. Domestic violence defined as: Physical harm, bodily injury, assault, or the infliction of fear of physical harm, bodily injury, or assault: nonconsensual sexual conduct or nonconsensual sexual penetration: coercive control; unlawful harassment; or stalking of one family or household member by another family or household member in RCW 7.105 and RCW 26.50.10(3).

1.2 The appellant didn't violently attack Respondent two times in same day on August 5th, 2022. There is no evidence of Stalking and Unlawful harassment in RCW 9A.90.120.

1.3 The appellant didn't physically abuse Respondent on May 31st, 2022 and didn't attempt to drive her car to Responded body.

1.4 The appellant had never been diagnosed with a mental disorder.

1.5 The appellant didn't hurt or abuse her son.

1.6 The appellant won her criminal case.

1.7 Attorney fees were ruled wrong in Superior Court for the appellant to cover all the responded attorney fees.

For this reason, DVPO case should be dismissed and attorney fees also, should be denied. DVPO ruling should be cancel all the evaluation for mental health and domestic violence perpetrator treatment program and DV assessment. A new parenting plan should be in place and the appellant must freely have contact with her son every day and participate and attend all his sport activities and education in school.

1. Mr. Kaya cites no evidence for facts to support findings:

1.1. Domestic violence didn't happen by the appellant because after when DVPO was dismissed by honorable commissioner Goheen under case number 22-2-09180-1 KNT the Superior court in Kent is funding the lack of credibility by Mr. Kaya for the records of the events that Responded described about May 31st 2022, Covington park, and mental abuse of the appellant was not proven by Honorable commissioner Goheen was lack of credibility. All those events were already proven is falls allegation by Mr. Kaya

1.2. On August 5th, 2022, was no evidence of Stalking and Unlawful harassment.

Appellant called Mr. Kaya on August 5th, 2022, to arrange the time to meet on the same date to see her son Antonio when DVPO was lifted. She called in the morning when her mother, Elena Pareshneva and her sister, Olga Arakelov were present, and they herd the appellant's conversation with Mr. Kaya that he agreed for her to visit their family business Seattle Print House LLC. Appendix 1 (Declaration of Elena Pareshneva) Appendix 2 (Olga Arakelov).

The appellant drove with her mother to the family business together in a car and they arrived approximately around 12pm. The appellant was very polit and asked Mr. Kaya where Antonio was, her son and why Antonio was not attending school.

When the appellant won the DVPO case on August 4th at 12pm. Mr. Kaya went to pick their son up from the school First steps learning Center in Kent right away because he didn't want the

appellant to see Antonio anymore. Appendix 3 (Text messages of Kany Joa director of school and her statement about the appellant)

Mr. Kaya told the appellant that he will not allow her to see Antonio anymore and he didn't give location where Antonio is. Also, the appellant asked if she could collect her personal documents that she kept in their office her diplomas, work papers and music notes for her job. Mr. Kaya did give consent and allow the appellant to collect all her personal documents.

Mr. Kaya started recording the appellant without her agreement and asked his cousin Umut Ardagan to record the appellant as well without her consent. When the appellant was collecting her personal belongings, Mr. Kaya attacked her and grabbed her body behind her. Appendix 1 (Declaration of Elena Pareshneva)

The appellant called the police to report violent abuse of Mr. Kaya and waited for them outside with her mother. When the police arrived, she explained what happened. Also, the appellant asked the police officer to inform the responded that she will have the Civil stand by in the family residency in Kent around 7pm on August 5th to pick up her clothes, kitchen staff, her furniture because when she left the family residency on May 31th 2022, she didn't have time to collect her belongings and would like to have one more Civil stand by in the office Seattle PH, also, on Sunday August 7th 2022 to pick up her piano for work and camping stuff and the patio table set.

Also, the appellant didn't try to grab the Mr. Kaya personal belongings and his computer bags she just needed to see her son and get her personal document and her two Russian passports that Mr. Kaya hide from her. These allegations of Mr. Kaya are false.

Then when the appellant arranged the civil stand by with the police she left with her mother, they drove to Bellevue where the appellant was renting her apartment and was planning to returned to Kent at 7pm for Civil standby.

On August 5th around 7pm the appellant asked her sister, Oga Pareshneva drive with her mom in one vehicle, and she will drive a different car so they can load more stuff of the appellant belongings. When they arrived to Kent to the family residency together around 7pm no one was at the condo they waited around 15 minutes. Then the appellant asked her sister to drive her car and she would drive her car also, to check if Mr. Kaya was still in the office to do Civil standby and she wanted to see her son Antonio as well. When they arrived, the appellant asked her sister to park in the back of the garage where is Settle PH located for protection because when she came to the day to the office Mr. Kaya attacked her.

The appellant parked in front of the office and saw Umut Ardogan who was locking the office, she asked if she could see Mr. Kaya and he son. Umut Ardogan didn't let her inside, then the appellant saw the garage door open and when around the office to speak with Mr. Kaya. From a distance she saw the respondent closed the garage door and when she approached the garage door, she saw how the respondent closed the garage door very fast. Then the appellant checked the side door to see it was locked too. Then she went around the office and saw Mr. Kaya through the glass door and asked if she could see Antonio and can we have civil stand by. Mr Kaya shouted to her and infirmed her that Antonio was not in a office and he didn't know where was his son.

The appellant call 911 emergency and reported that her son was missing, and she is looking for her son and driving to the family residency in Kent to do her Civil stand by. Also, the appellant called her sister and informed her to drive home to her son because it was already late, and we

probably would be able to do civil stand by at this time. When the appellant called 911 emergency, they informed her that Mr. Kaya called the police too. She didn't understand why he called the police because the office was locked, and the appellant didn't go inside.

When the appellant arrived the family residency in Kent she met with her mother and informed her about everything what happened outside the office that she cannot find her son and asked to wait with her when the police arrived to find her son and maybe do Civil stand by. They waited probably around 2 hours for the police to arrive at the family residency. The appellant called several times to 911 emergency and asked if they found her son. It was around 10 pm and Antonio was not at home sleeping, and he missed his bedtime.

When the police arrived, they asked what happened at the Seattle PH and the appellant told them that the office was locked and garaged door was closed, and she didn't go inside the office and saw Mr. Kaya from the glass door and asked if Antonio with him and he said no and he will not tell her where Antonio was.

Then police officer explained that they have the witnesses Umut Erdogan who said the appellant closed the door on Mr. Kaya hand and Mr. Kaya presented small scratch on his hand. However, when Mr. Kaya called 911 emergency, he explained that the garage door scratched his hand, and he would put some bandage on it and he doesn't need the additional help.

On the 911 emergency called Mr. Kaya didn't mention that the appellant closed the back door on his hand, and she could not do this because the back door was locked.

Therefore, Mr. Kaya clearly did mislead the Superior court to win DVPO on September 15th 2022 and he is trying right now to do the same for Appellate court. He persuaded his cousin Umut to lie for him to be the witness for what he didn't see. Umut always stayed at the front side

of the office and Mr. Kaya was in a garage of the office, so he cannot be at the same time in two places. So Umut Erdogan declaration is failed to bring the truth because he was not a witness and 911 emergency call stated opposite of what was happened.

1.3 The appellant didn't physically abuse Respondent on May 31st, 2022 and she didn't attempt to drive her car to Responded body because on May 31st, 2022 the respondent violently attacked her and scratched her arm. She was at home with her son in Kent at the family residency because their son was sick. She was on a couch reading the folder with Aspen grove for her condo. For some reason, the respondent came home early and attacked the appellant and tried to grab the folder from her arm then when he scorched her and pushed her. She got very scared and screamed and tried to escape from the house, but the respondent blocked the door to leave the house. Then the appellant called the police for help and the respondent let the door open and she got away. She told the police her husband attacked her and scratched her arm, and she is driving to the office Seattle PH. When she was backing up her car to drive away the respondent was inside the house with the police on a phone, so it was a lie again to mislead the court. When she arrived there the office was locked but the laser machine was working. Then after 20 minutes the petitioner returned home and found out her son was inside the neighbor's house and the respondent was drinking with a neighbor. Appendix 4 (Declaration of Svetlana Y Paresheva)

The respondent showed very unstable and aggressive behavior towards the appellant on May 31, 2022. When the police arrived at the house, they took the report and took the photo of her arm and let the appellant leave with her son because it was not safe for her to stay at the house together with the respondent. Appendix 5 (Police report)

1.4 The appellant had never been diagnosed with a mental disorder. The respondent misleading the court about the respondent mental stage because she did the mental health

evaluation in April 2023, at Ikron of Greater Seattle and report shows that she doesn't meet criteria for a mental health diagnosis and no treatment is recommended. Appendix 6 (Ikron of Greater Seattle report)

1.5 The appellant was a very good loving wife and mother for the respondent and her son. She was primary care giver for Antonio for 5 years she was breastfeeding him all at time, wake up during the nights to take care of her son. She was very happy cooking fresh meal for him and staying home mom. She arranges all the doctors' appointments for her son. After when Antonio turned 2,5 years old she found the Russian day care for him because the respondent asked her to help him with the family business.

1.6 The appellant on July 11th, 2023, won her criminal case: K136912FV. The Jury of 6 people, find the defendant, Svetlana Paresheva not guilty of the crime of assault in the 4th degree against Ozgur Kaya, that occurred on August 5th, 2022. For this reason, the domestic violence case should be dismissed too because Mr. Kaya fabricated the story to incriminate the appellant to gain custody of their son. Appendix 7 (K136912FV is an acquittal)

1.7 Costs of DVPO, Criminal and Appeal case. The appellant should be awarded attorney's fees for DVPO, criminal case and the fees for appeal. Pursuant to RAP the appellant moves for and requests an award of attorney's fees for DVPO, Criminal and the appeal fees. Under RCW 26.09.140, this Court may, in its discretion, order a party to pay for the cost to the other party of maintaining the appeal and attorneys' fees for DVPO in addition to statutory costs. In making its determination, a court balances the needs of the spouse requesting the fee award against the ability of the other spouse to pay. In re Marriage of Ste11s110el, 72 Wn.App. 800,813,866 P.2d 635 (1993). Need, ability to pay, and equity are the primary considerations for the award of attorney's fees in a dissolution action. In re Marriage of Van Camp. 82 Wn.App. 339,342, 918

P.2d 509(1996). Here, the appellant has needed, and Respondent has the ability to pay. Further, the appellant financial need is directly related to her limited employment, which is a consequence of DVPO, and criminal charge caused by falls allegation from Responded, thereby necessitating this appeal. The appellant will file a financial declaration with this Court, pursuant to RAP 18.1 (b) and (c). She asks that this Court determine that she has financial need as compared to Responded and award her attorney's fees for DVPO, criminal case and the appeal fees. The Honorable Pro Tem commissioner granted overpriced attorney's fees for The appellant of \$7,071.50 with 12% interest per month, whether Respondent is entitled to an award of attorney's fees for DVPO case. The attorney's fees are overpriced, and Svetlana lost her job because of the DVPO. The appellant cannot afford to pay these fees and her attorney fees for both cases.

The Washington State Court Rules of Appellate Procedure allow for a party the right to recover reasonable attorney fees or expenses on review. RAP 18.1. Due to the erroneous order of Commissioner Heritage M Filer upon the Petition for a Domestic Violence Protection Order based in information not constituting domestic violence, fees are necessary not only for the costs on appeal but as well for the costs associated with the Superior Court responsive pleadings and hearing on a baseless petition. The petition and allegations of Respondent are not domestic violence, and all costs should be awarded to Appellant for the Superior Court and Court of Appeals and Municipal Court based on the erroneous order.

CONCLUSION

The DVPO entered on September 15, 2022, was an abuse of discretion as the alleged incidents do not meet the definition of domestic violence within RCW 26.50.010(3). Further, the appellant cannot be found as a credible threat as there are no allegations of actual domestic violence, therefore the Order to Surrender Weapons would be voided by the reversal of the DVPO for failure to fall within the definition of domestic violence. On August 4th DVPO was denied full order and the commissioner decided that a preponderance of the evidence has not established that there is domestic violence. Also, the court denied the petitioner request for the revision. Also, court decided that the petitioner angling to gain a perceived advantage in the family law/custody case. Please check the court order on August 4th at 12pm case number 22-2-091810-1 KNT Respondent used false allegations against the appellant second time to try to stick DVPO, this time using the same evidence and he got successful results but to gain advantage in the family law case that when he clearly doesn't want to share the custody of the child, hiding the child from the appellant, not telling her his location and not taking him to school so the appellant cannot pick the child up from school.

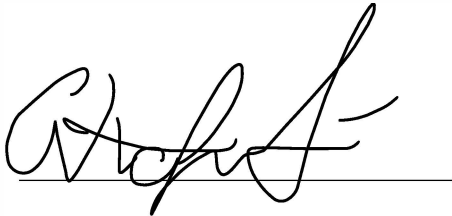
On July 11, 2023 the appellant won the criminal case: K136912FV that was based for Mr. Kaya domestic violence fabricated story for this reason DVPO should be dismissed.

The appellant should be awarded fees for the Superior Court Case as well as Court of Appeals and Municipal Court cases as without Respondent petition for a DVPO based on allegations which do not constitute domestic violence the appellant would not have to incur the fees. The appellant respectfully requests the Court of Appeal reverse the Domestic Violence Protection Order and Order to Surrender Weapons and award fees for both the Superior Court case and Municipal Court and Court of Appeals matters. The superior court erred as a matter of law in its

interpretation and application of the ruling for order of protection order. The superior court abused its discretion when it entered a finding that domestic violence was occur. The appellant respectfully requests that this Court (I) reverse the superior court's ruling and deny order for protection and award the appellant attorney's fees pursuant to RCW 26.09.140. The appellant respectfully requests that this Court reverse the superior court's ruling. The Superior court's conclusion was based on untenable grounds because the factual findings were unsupported by the record, and it was based on untenable reasons because it failed to apply the correct standard. The superior court therefore abused its discretion.

Respectfully submitted this on July 20, 2023, by:

This brief contains 3065 words.

A handwritten signature in black ink, appearing to read 'Svetlana Y Paresheva', is written over a horizontal line.

Svetlana Y Paresheva, Appellant

15436 SE 38th St, Bellevue WA 98006

206-294-6934

Appendix 1
(Elena Pareshneva declaration)

Pages 1-4

Superior Court of Washington, County of King _____

In re:

Petitioner/s (*person/s who started this case*):

Svetlana Pareshneva

And Respondent/s (*other party/parties*):

Ozgur Kaya

No. 22-3-02772-3 KNT _____

Declaration of
(*name*): Elena Pareshneva
(DCLR)

Declaration of (*name*): Elena Pareshneva _____

1. I am 62 years old and I am the (*check one*): Petitioner Respondent
 Other (*relationship to the people in this case*): mother

2. I declare:

Every year I come to American to visit my both of my daughters who American Citizens. During my visits, I saw many times how Ozgur argued and abused Svetlana mentally and physically.

On March 8th, 2021, I stayed most of my time at Svetlana and Ozgur condo. I observed that Ozgur argued with Svetlana in front of her son and me. He came very late from work and woke up Antonio and Svetlana. I heard very loud argument and came to living room to check what is going on. I saw Ozgur was very angry and screaming on my dourther. He hit and pushed her to the couch. It was unpleasant to witness my dourther was crying and her son too.

Also, I was a witness what happened on August 5th, 2022, at Seattle Print House in Kent. In the morning Svetlana called Ozgur after when they DVPO case was denied. I heard all their conversation because Svetlana put her phone on a speaker and Ozgur agreed for Svetlana to come to the office Seattle PH to discuss when Svetlana can see Antonio and take her personal documents.

Around noon we drove to their business, and we were very polite and calm. We never stormed into the office or screamed: "this is my office; I own it all"

Also, Umut Erdogan is Ozgur cousin from Turkey and working illegally for Seattle PH and receiving cash from Ozgur under the table almost for one year. I saw that Umut was wrapping the customer vehicle in the warehouse. Umut is lying about everything he didn't study or read any books in the office at the time when we arrived. Also, Ozgur Kaya is not paying taxes for five years for Seattle PH.

Moreover, Svetlana had never grabbed any materials or documents from the table and cabinets. Also, Svetlana had never ran to Ozgur's desk and tried to grab his laptop. This is absolutely not true; they are lying again and again.

Ozgur took his laptop bag only when Svetlana asked for her American passport and her two Russian passports that Ozgur is hiding in his laptop bag. He had never escaped to the garage room in a back of the office. Only when Svetlana asked politely to look for her personal documents and music notes from Ozgur, he allowed her to open black shelves and find her personal stuff.

However, after when Ozgur allowed for Svetlana to take her personal documents he told Umut to record everything and he was saying that's Svetlana was stealing his documents, that was absolutely lie as well!

Furthermore when Svetlana opened one of the black shelf Ozgur run to her and grab her body and put his hand in Svetlana's black vest one of the pocket and stalled the car key from her. When Ozgur stole the key from her he left some marks on Svetlana wrist.

Svetlana and Ozgur called the police and Ozgur walked to the garage to speak to the police officer. Svetlana recorded everything what she took from the black shelves and put in a bag and to a friend car. When police arrived, they allowed to her to keep all her personal documents.

I was never constantly screaming and threatening Umut or Ozgur because I don't speak English. It is too funny that Umut can lie about that because he could not understand me because I don't speak English at all, I only can understand little bit. I was Quietly sitting on a big chair and waiting for Svetlana to find her personal documents. Only when Svetlana asked me to record the document she found and took from the office I was recording on my cell phone.

Svetlana had never run to Ozgur and pushed him near the wall cabinets. Svetlana had never scratched Ozgur's wrist, and it never had blood on it because Svetlana had never come closer to Ozgur's body. On the other hand, Ozgur ran to Svetlana body and grab her key from her scratched her and hide it inside the black shelve. I was at the office all the time and I observed Svetlana an Ozgur communicate.

When police arrived, they observed Ozgur and Svetlana scratches, so they did not believe that anyone scratched each other. Also, they had watched the videos of Ozgur and Umut that showed that Svetlana had never came closer to Ozgur's body.

The police officer had never told Ozgur to do the temporary order of protection because they asked Ozgur to do civil standby so Svetlana can find her personal documents from the office and get her piano for work and from the Kent residency that they have lived together.

Umut and Ozgur never was afraid for Svetlana come back to the office because Police and Svetlana told Ozgur that she will be back around 7 PM to the Kent residency to do civil standby with police to get her personal stuff.

Furthermore, when Svetlana drove to Kent residence around 8 PM, she couldn't find Antonio or Ozgur at their house. I drove with Olga Arakelov car following Svetlana car. She asked us to come to her condo to help her to get her personal belongings.

She asked me to stay by their condo and watched if they will come home. Then Svetlana and Olga drove separate cars to Seattle PH because Olga needed to go back to Bellevue to her son right away because he only 7 years old.

Furthermore, Svetlana called police when she could not find her son at the office because she was worried about her son location and well-being. Svetlana only left the office because she wants to look for her son somewhere else and wait for the police at her Kent residency.

Also, Svetlana had never tried to enter to the office through the garage door to talk to Ozgur she never attacked Ozgur. Svetlana had never stopped Ozgur continue his project. Ozgur had never had a fear to being attacked by Svetlana because Svetlana had never attacked Ozgur in her life.

I am Elena Pareshneva and did witness everything what was happened at August 5th, 2022 and can tell the truth that Umut and Ozgur absolutely was lying about what happened at the office Seattle PH During the day and evening on August 5th.

I'm kindly asked the court to don't take Umut testimony for consideration because he is working illegally in this country and lying for Ozgur Kaya. Also, please charge Umut and Ozgur Kaya with false allegations against my daughter Svetlana and don't believe Ozgur with his testimony because he's not trustworthy person because he's paying people cash for their works in Seattle PH under the table and not paying taxes for five years.

Now I would like to tell you little but about my daughter Svetlana. She graduated from Tambov Pedagogical University and has a master degree. Svetlana is a loving, caring mother! She has always been an example for Antonio. She is responsible and punctual in the performance of her parental duty.

She is actively interested in the life of her son. In the kindergarten and school, she organized various activities for children (Christmas, Ester, Mother's Day, birthdays, etc.). Svetlana attended with Antonio sports clubs (swimming, football, karate). She is pedagogically engaged in the upbringing of her son. Svetlana monitors academic performance; discipline of her son's living conditions and necessities. Antonio always looks neat and tidy with Svetlana. Svetlana always makes payments on time for her son's daycare school, and sport activities. She brings and picks him up without any delay.

Svetlana is hardworking, calm, respectful, patient individual who is able to find compromise solutions and teaches this to her child. Antonio speaks of her mother with tenderness, respect, and love. Svetlana is interested in the upbringing and development of her child.

In relation to neighbors and friends Svetlana is attentive, sociable, and respectable. In work and in everyday life, she behaves with dignity and has respect among friends.

Svetlana opened family business Seattle PH together with Ozgur in 2016 was motivator and successful worker there since. Also, Svetlana always helped Ozgur to achieve success in different businesses such as Hobby For US, Side coffee.

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provides on this form are true.

Signed at (*city and state*): Morshansk, Russia _____ Date: 9/30/2022 _____

▶ 
Sign here

Elena Pareshneva _____
Print name

Warning! Documents filed with the court are available for anyone to see unless they are sealed. Financial, medical, and confidential reports, as described in General Rule 22, **must** be sealed so they can only be seen by the court, the other party, and the lawyers in your case. Seal those documents by filing them separately, using a *Sealed* cover sheet (form FL All Family 011, 012, or 013). You may ask for an order to seal other documents

Appendix 2
(Olga Arakelov declaration)

Pages 1-3

Superior Court of Washington, County of King _____

In re:

Petitioner/s (*person/s who started this case*):

Svetlana Pareshneva

And Respondent/s (*other party/parties*):

Ozgur Kaya

No. 22-3-02772-3 KNT _____

Declaration of
(*name*): Olga Arakelov
(DCLR)

Declaration of (*name*): Olga Arakelov _____

1. I am 40 years old and I am the (*check one*): Petitioner Respondent
 Other (*relationship to the people in this case*): sister

2. I declare:

I was witness on a day of August 5th, 2022. In a morning Svetlana called Ozgur and spoke with him about Antonio when she can see him after their DVPO case was denied. She asked him if she can come to their office Seattle Print House to talk to him and collect her personal documents and piano, and he agreed. I heard all their conversation because Svetlana put her phone on a speaker.

My sister asked me to help her to get her personal belongings from her condo in Kent. I drove to Kent in my car with my mom and my sister was driving her friend car to do the Civil Standby at 7 PM with police. When we arrived at the residency in Kent nobody was at home and the door lock was changed in a condo. My sister and I decided to go to the family office to check if Antonio and Ozgur were there. I drove my car to follow her to Seattle PH in Kent. We left our mom by the condo in Kent to wait.

Also, Svetlana called me when I was driving to Seattle PH asked to park behind the garage door in the parking lot by the office. I drove to the back parking lot and park with my tail back so I can see everything from the front of my car window. Svetlana told me to look if Ozgur hiding Antonio in a garage. I saw a garage door was half opened and my sister walked around the office towards the garage. Ozgur came to close the garage door when my sister was far away from the garage. Ozgur closed the garage door very quickly. He

probably didn't see my car or me because he just quickly close the garage door and I have not seen him after that. I was always seating in my car, and I saw my sister checked the back door and it was locked, and she walked around an office to her car. After that I drove back home to Bellevue to see my son and my sister drove back to the condo.

I have never seen that Ozgur did try to open the back door to leave the garage and his hand never stocked in between the back door. Svetlana never slammed the back door and never hurt Ozgur's hand. Svetlana never seen Ozgur hand bleeding because Svetlana was always outside of the office and Ozgur was always inside of the office and in a garage.

Ozgur had never tried to leave the office because he wanted to stay inside the office that was always locked.

Also, Svetlana and I listened to 911 call recording where Ozgur said that the garage door slammed his hand and after that he changed his story to police that his hand stuck between the back door frames. Ozgur and Umut Erdogan are lying about everything again.

I spoke with my sister at that time on a phone, she told me to go home, and she called police to look for her son Antonio and Svetlana drove back to her residence in Kent for wait for a police.

Please don't believe Ozgur and Umut because they made false allegations against my sister Svetlana because Ozgur wanted to control Svetlana take her son away from her and accuse her with some mental problems and abuse.

I'm asking the court to charge Ozgur and Umut with false allegations against my sister. Ozgur should not be allowed to file again the domestic violence case against my sister Svetlana.

Also, I observe so many times how aggressive and rood Ozgur with Svetlana. I visit their place many times and spent nights there. In front of me, Ozgur could call Svetlana stupid, bad wife, ugly and fat, and hit her when he was angry.

In couple occasions he touched me sexually, he was grabbed my butt and laugh about it. Recently, Ozgur came to my apartment on September to try to do the civil stand by and he threatened me, told me to watch out, he will hurt me and revenge because he thinks that I told Svetlana to divorce him.

I'm asking the court to place restating order DVPO against Ozgur and protect my sister from his violent behavers and place Antonio leaving with her in Bellevue.

Now I would like to say little bit about Svetlana's personality and what type of mother she is. Svetlana always responsible and generous person. She is great mother. Always take good care of her son, cooks for her family and Antonio special meal. She always gives Antonio bath and put a new cloth for him. Svetlana was always taking Antonio to all his doctors' and dentist appointments by herself Ozgur didn't make time to do that.

She always taking good care of Antonio driving him to school and after that taking him to different activities, such as swimming, soccer practice, Taekwondo etc. Svetlana always set

up play dates with Antonio's friends. She loves her son. Svetlana always helps me to take care of my son Nikolas as well. I was leaving Nikolas to spend few nights with Svetlana at her home in Kent. Svetlana took care of them both very good. She is very responsible and caring person. She always plans and organizes Antonio 's birthday party, holidays, different events. She makes big parties for him, preparing special decorations, desserts and cakes for Antonio.

Also, Svetlana always was working with Ozgur helping him to establish many businesses; Hobby for us, Side coffee and Seattle PH where she worked at. Svetlana was a very successful and responsible office manager at Seattle PH where she worked almost for 6 years.

Unfortunately, Ozgur was always working too much at the family business Seattle PH. Ozgur didn't make time to come to YMCA for Antonio 's sport activities and swimming as well, also, Antonio 's practices for soccer but only came few times to Antonio soccer games.

I think Antonio Kaya should be placed to live with Svetlana Pareshneva because she is a better fit as a parent and taking care of him. She is more responsible because she is making all the appointments and schedule for Antonio doctors and sports activities. She is only working part time and can spend time with Antonia after school and drive him to school every day. Also, she is a very good cook. She can prepare lunch and dinner for Antonio and feed him very nutritional meals every day.

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provides on this form are true.

Signed at (city and state): Bellevue, WA _____ Date: 10/15/2022 _____



Olga Arakelov

Sign here

Olga Arakelov
Print name

Warning! Documents filed with the court are available for anyone to see unless they are sealed. Financial, medical, and confidential reports, as described in General Rule 22, **must** be sealed so they can only be seen by the court, the other party, and the lawyers in your case. Seal those documents by filing them separately, using a Sealed cover sheet (form FL All Family 011, 012, or 013). You may ask for an order to seal other documents

Appendix 3
(Director Dr. Kany Joa text messages)

Pages 1

12:46



Director >

Fri, Aug 5, 9:56 AM

Thank you for your help in your email

Ozgur case of tempere order of protection was dropped now Can drove Antonio and pick him up from school!!! Yeah

Can you please tell me the hours what time Antonio class starts and what time is finish?

1045am to 4pm

I'm offering free graduation photo. Do you want to schedule a time to take photos with antonio?

He is not here today

Do you know why?

Pls contact Dad and ask him when he plans to bring Antonio back.

I don't know why



Text Message



Appendix 4
(Svetlana Pareshvena Declaration)

Pages 10

Su^{pre}erior Court of ^{the} ashington, County of ^{King}_____

In re:

Petitioner/s (*person/s who started this case*):

Svetlana ^{of} Pareshneva

And Respondent/s (*other party/parties*):

O^zgur Kaya

No. 22-3-02772-3 K^{NT}_____

Declaration of
(*name*): Svetlana Pareshneva
(DCLR)

Declaration of (*name*): Svetlana Pareshneva_____

I am 40 years old, and I am the Petitioner. I declare: On May 31st, 2022, Ozgur Kaya, was very violent and abusive. He came after work to our home in Kent where I was with our son Antonio. I was seating on a couch and holding Aspen Grove folder. He came close to me and started attacking me. While he was taking the folder from my hands, he scratched my arm very deep and long. I had a long mark on my right hand for one week. Exhibit 1 (Photo of my hand scratch)

Ozgur and I called police, and two officers came after 30 minutes. They talk to Ozgur and me separately. Police officer took picture of my arm and gave me the police report number. Exhibit 2 (Police report 22-7263)

I asked police if I can leave the house with our son Antonio and stay at my sister place because I was so scared of Ozgur and did not feel safe at my own house. Also, I didn't want our son to observe how he is arguing and fighting with me. Police allowed us to leave the house with Antonio and told to Ozgur that we will be at my sister apartment in Bellevue.

On June 1st, 2022, I was the first who filed the Petition for Order for Protection against Ozgur, case number: 222082071 KNT. Exhibit 3 (Petition for order for Protection)

I had the temporarily order for protection for two weeks, but Ozgur violated the order. He was calling me and texting me for two weeks while he was not legally allowed. Ozgur was saying how sorry he was, and he missed me, and he wanted me to come home and our son Antonio. He even showed up to my sister apartment and left food next to her door. Please see his text messages. Violation of a protection order is usually considered a gross misdemeanor, which RCW §9A.20.021 defines as punishable by up to one year in jail, a maximum fine of \$5,000, or both. In addition to these penalties, RCW §26.50.110 provides that a court can require that the violator submit to electronic monitoring, which the violator may have to pay for. Exhibit 4 (Ozgur's text messages)

On June 6th, 2022, I filed for divorce case number: 2230277723 KNT

On June 15th, 2022, I decided not to proceed with my Order for Protection hearing because I believed Ozgur's words, felt sorry for him, and wanted to forgive him. However, Ozgur tricked, manipulated, and lied to me when my Order for Protection got dropped, he immediately filed DVPO with false allegations against me on June 16th, 2022, and came with police to my sister apartment in Bellevue to pick up our son.

I had never abused Ozgur, I am very polite and peaceful person. He lied to the court about the event on May 31st, 2022, and many of different situations in a past. I was so surprised and shocked why he did that because he wanted us to be together and to us to return to our home. Obviously, Ozgur lied to me about everything because he just wanted to have a control over me and our son because he is very controlling and abusive man.

Furthermore, on August 4th, 2022, Ozgur DVPO case against me got denied case 22-2-09180-1 KNT. Exhibit 5 (Court order Denial for DVPO)

During June 16th and August 4th, I didn't see my son Antonio and didn't have any communication with him. After denial of Ozgur DVPO, on Thursday August 4th, I asked my lawyer at that time to email Ozgur's lawyer and asked if I could pick up Antonio from school on Friday August 5th and dropped him back to the school on Monday, so I could spend some time with Antonio too and he could sleep over at my new apartment in Bellevue. We emailed Ozgur's

lawyer my arrangements that Antonio could spend Monday until Thursday nights with Ozgur at our home in Kent, we try to be reasonable with him. However, Ozgur's lawyer didn't reply at all to our request.

Next, I called Ozgur on Friday August 5th in a morning and asked him when I can see Antonio. I told Ozgur that I will come to our office Seattle Print House, family business to see him and talk about Antonio and take my documents and my piano for my work. Ozgur agreed to see me at the office. I had the witnesses who heard my conversation with Ozgur because I put my phone call with Ozgur on speaker. Exhibit 6 (Olga Arakelov declaration)

Around 12pm, I drove to the office with my mom, and she was always with me at the office Seattle PH and observed everything. Exhibit 7 (Elena Pareshneva declaration)

I saw Ozgur he was very unhappy to see me, I asked where Antonio was, he told me that he wouldn't tell me his location. Before I came to the office, I called to Antonio's school Basic steps learning center and asked if Antonio at the school. I spoke with a program director Mrs. Joa and texted to her as well, she told me that Ozgur withdraw him earlier from school, on August 4th, 2022, Thursday around 1pm right away after the hearing in a court when Ozgur lost his DVPO case and didn't bring Antonio back on Friday and for one week after that without any reasons. Ozgur didn't take Antonio to school for 9 days. Exhibit 8 (Director Dr. Kany Joa text massages)

I asked Ozgur why he was not taking Antonio to school because Ozgur wanted to hide Antonio from me, limited my time with son so I couldn't see him and spent time with Antonio every day.

Our son needs to have both parent in his life. It was not fare for me who was a primary parent for Antonio for 5 years for not seeing and being with him every day, but Ozgur is controlling and manipulating the court with falls allegations against me to start new DVPO case.

At the office, I asked Ozgur if I can get my two Russian passports back and Ozgur said that he wanted to trade his American passport for my two Russian passports. It was not fair to play games and black mailed me and hided my two Russian passports from me. Also, he said if I would tell everybody that he didn't hurt me on May 31st, 2022, he will allow me to see Antonio.

Also, I asked nicely if I can look for my personal document, for music notes for work because I used to be a piano teacher was working with vast ages of children. Ozgur allowed me to look for my staff and after that when I opened the black cabinet, he started recording me and telling everybody that I was stealing his document. I had my video where was showing that I only took my personal documents.

While I was looking for my staff Ozgur came behind me and grabbed my body and attempted to still my car key from my packet of the black west. When I looked for the car key in my pockets, it was gone. Also, Ozgur asked his 4th cousin Umut who was at the office at that time to record me as well. I saw Umut to open one of the black shelve and do something there. After that I looked at the same place and found my car key. I don't understand why Ozgur hide my key and grabbed my body without my consent, harassed me and violated my personal space. He just wanted to have control over me and commanded me what to do all the time.

Ozgur and I called police and waited for them around 30 minutes. When they came to the Office Seattle PH the police officers spoke with us separately. Exhibit 9 (2 Police reports: 22-10326, 22-10345)

Police allowed me to take my personal documents from the office and could do the civil stand by to get my piano but unfortunately my piano couldn't fit in the car. Police told Ozgur that Svetlana was not trespassing because I was working in our family business for 6 years at the Seattle PH office. Also, police told Ozgur that I will do the civil stand by at our condo in Kent tonight on August 5th at 7pm. Also, on Sunday the civil stand by at out office to get my piano and camping staff.

After that, I asked my sister Olga Arakelov and my mom to come with me to help me to get my staff from our condo in Kent. My sister drove her car with mom, and I drove my car because we needed to get a lot of my belongings from the house. When we got to our condo in Kent around 7pm the door lock was changed, and nobody was home. I asked my mom to wait by the condo while we drove with my sister to the office Seattle PH to look for Ozgur to do Civil stand by and Antonio. My sister drove her car because she needed to go right a way back to Bellevue to get

her son who is only 7 years old. I told my sister parked behind office and I parked at the front. When I approached the office, I saw Umut who is working illegally for Ozgur and Ozgur is paying salary under the table. Also, Ozgur didn't file taxes for 5 years. Umut locked the front door and didn't let me in to the office. I went around the office and saw Ozgur from far away closing the garage door. When I got close to the garage the garage door was closed and I checked the back door it also was locked. Then I went back saw Ozgur at the front door again because we have a glass door. Ozgur was recording me again. I asked him if I can talk to him and where was Antonio. He told me he would not tell me anything.

Then I called police and drove back to the condo. I told police that I was looking for my son Antonio and Ozgur didn't have him. Police told me to wait by our condo in Kent when they come. After about 1-hour police came and told me that a door handle scratched Ozgur wrist, and they had the witness Umut his cousin to back up his story and they arrested me. However, I didn't have my witness with me Olga Arakelov who is my sister because after the office she drove back right a way to see her son. Ozgur was hiding Antonio from me and not letting me to spend time with him or see my son for 3 months. It was almost 10 pm and Antonio was not home and not in bed by 9:30pm his bedtime.

Ozgur is very ignoring and controlling man. He doesn't care about Antonio's life, what is better for him. He doesn't care that Antonio needs to see his mom every day and has communication with her. Ozgur just does not want to pay child support and alimony to me. Ozgur is trying to incriminate me to have more custody over our son. He doesn't care about happiness of Antonio. Ozgur did withdraw Antonio from the school for one week. He doesn't take him to any sport activities. He just wants to make my life miserable without my son. He doesn't want Antonio to be in my life.

During our marriage life for 6 years and 3 years of dating Ozgur showed me how violent he could be. When we were dating Ozgur tried to choke me in a car, I even could not breathe and got some bruises on my neck. He got so jealous for me when I was working at Puyallup mall for him. He saw me talking to some guy who is working there as well. He grabbed me and took me

to his car. Ozgur always was very controlling and jealous over me. He told me so many times to change my outfits and cover my body more to wear long dresses or skirts.

When we got married, Ozgur was telling me what friends I could have and what events I could attend. He wasn't allowed to go so many events with my friends. I was stacked at our house cooking, cleaning and washing his clothes every day. Ozgur installed the iPhone app to my phone to track my location in a map. He always wanted to see where I was exactly anytime. Ozgur was always emotionally and physically abusing me. He could push, hit, and choked me when we argue. He told me so many times that I am stupid, that he didn't have nothing to talk to me about that I am ugly and fat. He told me that he wants to have two wives.

On March 8th, 2019, when my mom was visiting us from Russia, Ozgur argued with me in front of our son and my mom. He hit and pushed me to the couch. It was very dramatic event for me because Antonio could see how his father is hitting his mom. Ozgur argued with me all a time in front of our son, and I asked for divorce almost every year and Ozgur didn't allowed to file for a divorce.

Furthermore, Ozgur always didn't have time for Antonio, he spent all his time at our family business at Seattle PH. He leaves our home at 8am and return around 11-12pm. Many times, when Ozgur came to our home very late from his work, he was coming to our bedroom and waking Antonio and me up all a time. He was distracted sleep of our son and was taking him to living room to play. Antonio was crying and wanted to sleep. Antonio always preferred to sleep with me in our bed. Also, Ozgur wrestled with Antonio very aggressively and threwed him to our bed and floor. He could squeeze him very tight and closed his mouth with his hand when Antonio is screaming. Ozgur behavior showing that he doesn't care about me and healthy life of Antonio at all. He is hurting Antonio body or head and could break his head when he is wrestling.

Furthermore, Ozgur didn't make time to take Antonio to YMCA to his sport activities: taekwondo, swimming, draft, cooking classes, because he wasn't there at all. Exhibit 10 (YMCA schedule & Ozgur YMCA membership)

Also, Ozgur didn't attend Antonio swimming practices at Covington Aquatic Center on a month of October. Exhibit 11 (Duplicate receipt & Activity attendance sheet)

Also, Ozgur didn't take Antonio to all his doctor's appointments, didn't drive to his day care and the school for 5 years. I was a primary parent who was always around our son life, taking care Antonio, taking him to all those different places, driving him to playdates with different children and birthday parties. You can read my friends declarations and email, and document from directors of Antonio schools, where they explain that I was a primary parent and taking Antonio to a different place all a time. Exhibit 12 (Natalya Kharchuk; Leili Rahimi; Larisa Chupakhina; Kany Joa)

I always provided food and clothes for Antonio. I cooked every day fresh food buying good products from grocery stores. Antonio loves my cooking. Right now, I don't know what Antonio eats, who is cooking for him, who is preparing a lunch for him to school and who is taking care of our son daily when Ozgur always at our business working late.

Unfortunately, right now Ozgur is controlling our son's life and hurting him emotionally for not allowing Antonio to see his mom every day and spending time with me.

In February 2022, we agreed with Ozgur that Antonio will go to Bellevue school district because the rank of education is much better. That's why I rented two-bedroom apartment for Antonio so he can attend Phantom Lake Elementary school I Bellevue. I registered Antonio at this school and was waiting for Antonio to start first year of kindergarten. However, Ozgur didn't tell me or asked if Antonio can go to different school and register him to Kent district school at Millennium Elementary School far away from me. I did research at schooldigger.com website that Phantom Lake elementary rank is 252nd but Millennium Elementary school is only 818th of 1169 Washington Elementary schools. Exhibit 13 (School rankings)

I would like to ask the court to grant temporary custody of Antonio to me Svetlana Paresheva, because I was a primary parent for 5 years and Antonio to attend Phantom Lake Elementary school. Also, grant temporary that Antonio lives with me at my Bellevue apartment during a school year that I am currently renting. I would like Antonio to take the piano lessons from me

two times a week after school. Also, Antonio can stay with me from Monday until Friday and every other weekend stay with his dad because Ozgur doesn't care about Antonio education. If Ozgur would care and pay more attention about Antonio, he will take him to Phantom Lake Elementary school where the review of education and achievements are much better.

Also, my work situation is better than Ozgur's to taking care of Antonio every day because I will work at the Bellevue school district with children only part time from 8:30am until 3pm so I can drive and pick up Antonio from school every day and take him to new sport activities and see his friends. Also, I will cook for Antonio his favorite meals and wash his clothes and helping him with a bath and brushing his teeth. Ozgur doesn't have time for Antonio, he cannot drive him or pick up from school. After school, Ozgur taking him to our office Seattle PH where Antonio must wait for his father finishing working until 11-12 at night every day. Also, the office has very bad smell from the printing machines and, very hazard smell from laser machine that Antonio must inhale every day. Ozgur doesn't care about Antonio health because the office environment hurting Antonio's lungs.

Right now, I'm only allowed to see Antonio for 3 hours every Sunday at the South center mall with professional supervision due to Ozgur's false accusations. This is not fair to me and our son. During the visitations, my son asked me to take him to the parks, cook fresh meal, but I'm not allowed to do that. I'm only allowed to see and spend time with my son inside the South center mall which is very hard and unreasonable restrictions from Ozgur agreement. Also, I cannot do videos of my son or talking Russian to him because he would like to speak to me in Russian, and he can understand Russian language very good. Furthermore, without me asking, my son told me that he is not brushing his teeth every day and Ozgur is not remind him to do so. Besides, Antonio complained about Ozgur that he is not giving him a lunch box to school because Antonio doesn't like food at his school. Antonio said that he wants to eat homemade food that I usually prepare for him at home. Also, Antonio told me that they have a roommate now at our home in Kent, Umut Erdogan (Ozgur 4th cousin who is working illegally for Ozgur at Seattle PH, besides, Ozgur is not filing taxes for 5 years) because Umut using the bathroom in our condo

with a tub, Antonio is complaining that he cannot take a bath anymore and play with his toys there.

Also, before each visit I must pay \$180 for professional supervision and every visit notes \$150 and it is very expensive for me. I cannot afford to pay for more visits like this. Exhibit 14th (Receipt and Intake conformation)

In addition, Ozgur violated the order of the supervised visits and came with his mom from Turkey to South center mall on September 11 to stalked, harassed, and watched me there what I'm doing while I had a visit with our son. Even Antonio, saw Ozgur's mom when she was shopping there. I was so scared and uncomfortable to see Ozgur nearby. He was staring on me that I even froze and didn't know what to do at that moment because he has a protection order against me, and I don't want to violate the court order. Then we with supervisor quickly took Antonio and went to hide at different part of the mall. Ozgur does not respect court orders, and does not care about anyone else, he just wants control me and control my son's life. Exhibit 15th (Marie Hamilton & Brigitte supervisor reports)

Also, Ozgur kept all our family money for himself and not giving me a temporary spouse support. I left our family house on June 1st, 2022, and Ozgur didn't transfer any money to our joint account. I was working in our family business Seattle PH for 6 years and didn't have salary for myself. I would like the court to grand the temporary spouse support order in amount \$5,000. I need to pay my rent for apartment in Bellevue every month in amount \$2,200, buy food and clothes for myself. Exhibit 16 (Rental agreement)

Furthermore, I left all my clothes, my bath staff, towels, bed sheets, blankets, kitchen stuff, my furniture and many more stuff at our home in Kent. I would like to do Civil stand by to get all my personal belonging because I don't have any clothes and kitchen staff to cook food for myself. I would like Ozgur to return my two Russian passports and my jewelry that Ozgur put in a safe that he moved it somewhere in June 2022.

Also, I would like Ozgur to pay all my Attorney's fees in amount \$16,000 because I don't have any money and cannot afford these expenses when Ozgur is using our family money from our

business only for himself, living comfortably in our 3-bedrooms condo, going to restaurants, taking trips, eating out when I'm suffering with my rent, paying bills, buying food and without transportation. Exhibit 17 (Community law firm invoices)


I would like to have two civil stands by in two locations one at the condo on 26213 116th Ave SE Kent WA 980303 and, at the office Seattle PH on 7405 S 212th str 106th Kent WA 98032, because my piano and music notes for my new work is there and I cannot work to teach my future students without my piano and piano materials.

Also, Ozgur came to Bellevue in middle of June and took my only car that I need for transportation when he has 5 cars on his possession that he can drive comfortably. Ozgur just want to take everything from me and control me with everything. He wants me to suffer without my son, car, and money.

I would like the court to order: a temporary possession of my car Hyundai Santa Fe 2019; a temporary custody of my son; Antonio attending Phantom Lake Elementary School; a temporary spouse support in amount of \$5,000; a temporary child support in amount of \$2,000; two civil stands by in two different locations; Ozgur to pay my lawyer's fees of \$16000; Ozgur to pay professional supervised visits, intake and reports fees.

I declare under penalty of perjury under the laws of the state of Washington that the facts I have provides on this form and 20 Exhibits are true.

Signed at (city and state): Bellevue, WA _____ Date: 10/21/2022 _____

▶ 

Sign here

Svetlana Pareshneva _____
Print name

Warning! Documents filed with the court are available for anyone to see unless they are sealed. Financial, medical, and confidential reports, as described in General Rule 22, **must** be sealed so they can only be seen by the court, the other party, and the lawyers in your case. Seal those documents by filing them separately, using a Sealed cover sheet (form FL All Family 011, 012, or 013). You may ask for an order to seal other documents

Appendix 5
(Police report 22-7263)
Pages 1-3

22-7263

Supplement No
ORIG

KENT POLICE DEPARTMENT CASE REPORT



220 4th Avenue South
Kent, WA 98032-5895
Phone: (253) 856-5800
Fax: (253) 856-6800

Reported Date
05/31/2022
Crime/Incident
ASSAULT (A)
Member#/Dept ID#
SHERWOOD, JC

Phone

Fax

Administrative Information

Agency KENT POLICE DEPARTMENT CASE REPORT		Case No 22-7263	Supplement No ORIG	Reported Date 05/31/2022	Reported Time 17:10
CAD Call No KP220035942	Status CLOSED / LEADS EXHAUSTED	Crime/Incident ASSAULT			
Location 26213 116 AV SE #C-201					City KENT
Rep Dist 334	NTZ KP	Beat 2	From Date 05/31/2022	From Time 17:10	To Date 05/31/2022 To Time 17:10
Member#/Dept ID# 1114999/SHERWOOD, JC			Assignment Grave shift A side - #1 sergeant		
Entered By 1114999		Assignment Grave shift A side - #1 sergeant		RMS Transfer Successful	Prop Trans Stat Successful Property? None
Approving Officer 156661		Approval Date 06/01/2022	Approval Time 20:37:53		
# Offenses 1	Offense ASSAULT-SIMPLE (A)		Description ASSAULT-SIMPLE (misc)	Complaint Type C	AC N Use 88 Bias 20 Loc
#Pr N	MOE N	Act 40	Weapon/Force 13B	No 1	Cargo Theft? Y Dom Viol?

Person Summary

Invl SUS	Invl No 1	Type I	Name KAYA, OZGUR	MNI 847202
Race W	Sex M	DOB 03/07/1984		
Invl VIC	Invl No 1	Type I	Name PARESHNEVA, SVETLANA Y	MNI 1029746
Race W	Sex F	DOB 01/02/1982		

Property Summary

Involvement DIG
Description Article: Other (none of the above, includes Money) OTHER bwc and photos uploaded to evidence.com

22-7263

Supplement No
ORIG**KENT POLICE DEPARTMENT CASE REPORT****SUSPECT (NAME or DESCRIPTION avail) 1: KAYA, OZGUR**

Involvement		SUSPECT (NAME or DESCRIPTION avail)		Invl No	1		Type	Individual/Person					
Name		KAYA, OZGUR					MNI	847202		Race	WHITE	Sex	Male
DOB	03/07/1984	Age	38	Ethnicity	Not Hispanic or Latino		Juvenile?	No		Res Status	RESIDENT OF KENT		
OFN_INVL	2		Vic/Ofnd Age	38									
PRN	1853046												
Type	Home												
Address												26213 116 AV SE #C-201	
City	KENT		State	WASHINGTON		ZIP Code	98030		Date	05/31/2022			
Phone Type	CELL		Phone No	(503) 841-7755			Date	05/31/2022					

IBRS Info

Victim Invl No	1		Offense Codes	13B		Injury	NONE				
Rel	Involvement	Invl No	Name		KAYA, OZGUR		Race	W		Sex	M
SE	SUS	1									
DOB	03/07/1984										

VICTIM PERSON 1: PARESHNEVA, SVETLANA Y

Involvement		VICTIM PERSON		Invl No	1		Type	Individual/Person					
Name		PARESHNEVA, SVETLANA Y					MNI	1029746		Race	WHITE	Sex	Female
DOB	01/02/1982	Age	40	Ethnicity	Not Hispanic or Latino		Juvenile?	No		Res Status	RESIDENT OF KENT		
OFN_INVL	40		Vic/Ofnd Age	1853047									
Type	Home												
Address												26213 116 AV SE #C-201	
City	KENT		State	WASHINGTON		ZIP Code	98030		Date	05/31/2022			
Phone Type	CELL		Phone No	(206) 294-6934			Date	05/31/2022					

IBRS Info

Victim Invl No	1		Offense Codes	13B		Injury	NONE				
Rel	Involvement	Invl No	Name		KAYA, OZGUR		Race	W		Sex	M
SE	SUS	1									
DOB	03/07/1984										

Property

Prop #	1		Involvement	DIGITAL EVIDENCE (Entered in Evidence.com)			Invl Date	05/31/2022		In Custody?	No		Security	No	
Description	bwc and photos uploaded to evidence.com						Typ	A							
Cat	Other (none of the above, includes Money)														
Article	Other - miscellaneous item (not listed)		IBRS Type	Other		Entered Date	06/01/2022		Entered Time	19:24		RMS Transfer	Successful		
Control	2500206 0601222348														

Narrative

During this incident, my Axon body camera was active and footage will be uploaded to the department digital evidence management system. While on scene there might be times the camera was muted for tactical reasons or non-law enforcement discussions. The following information is a summary of the events, details and statements made by the individuals involved. For exact verbiage of any witness, suspect/arrestee, or victim statements, please see video footage.

On 05-31-22 at approximately 1816 hours I was dispatched to Aspen Grove Apartments, 26213 116th Ave SE #C201, Kent WA, in regards to a verbal domestic. Reporting party, Svetlana Paresheva advised her husband had pushed her. The husband, Ozgur Kaya, had also called in stating his wife had pushed him.

Report Officer	1114999/SHERWOOD, JC		Printed At	10/13/2022 11:38		Page	2 of 3	
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KENT POLICE DEPARTMENT CASE REPORT**Narrative**

Upon my arrival with Officer Axelson we met with Ozgur who was in the Apartment above his with his neighbor. Ozgur advised he has been having issues with his wife and her mental health. Ozgur really wanted us to invol his wife because she won't follow up with her doctors because she had been told in the past that she would lose her son if she goes to the doctor. I asked Ozgur what happened today. Ozgur advised he came home and found her looking through his files. Ozgur said he asked her why she was going through his files and she told him she was leaving. Ozgur said Svetlana wanted her son to go with her and Ozgur was concerned and didn't want his son to go with her. Ozgur advised Svetlana pushed him to get passed him but he was not injured.

I next went to the apartment and met with Svetlana. Svetlana advised she is filing for a divorce and wants to get away from Ozgur. Svetlana advised she was going through files for information so she could apply for a new apartment when Ozgur came home. Svetlana advised Ozgur jumped on her to grab the files and scratched her arm. Svetlana showed me scratches on her arm but they looked old. Svetlana also showed me her knee and said she didn't have a bruise but he kicked her in the right knee. I took photographs of the alleged injuries and later uploaded them to evidence.com.

Svetlana advised she was going to take her son and go to her sisters house in Bellevue. Before she left I advised Svetlana of the report number and provided her with a DV pamphlet. I next spoke with Ozgur again and provided him with the report number and a DV pamphlet.

Case is closed.

(IF APPLICABLE) Case Status Update : On (DATE) _____ n/a _____, I contacted the VICTIM/RP and informed them of the current status of this case.

By affixing my electronic signature below in the form of my type written name, I certify under penalty of perjury under the laws of the State of Washington that this report is true and correct.
J. Sherwood #1114999

Dated this 31st day of May, 2022, in the City of Kent, Washington.



IKRON of Greater Seattle

10303 Meridian Ave N, Suite 204
Seattle, WA 981339483

Client Name:	Svetlana Pareshneva	Client ID:	4402
DOB:	1/2/1982	Date/Time:	4/14/2023 2:30 PM
Employee Name:	Timothy Primeaux LMHC , MA-MHP ,	Duration (minutes):	15
Service Type / CPT:	Monthly Progress Rpt / NB	Service Location:	*Meridian Office
Recipient(s):	Collateral	Diagnosis:	Z03.89

Monthly Progress Report

Reporting Period: April 2023

Referring Professional: King County Superior Court - Family Court Services

Treatment Recommendations:

Attendance:

As part of this mental health evaluation, this assessor reviewed collateral documentation including client's police report, court documents, and criminal history. This assessment took place over HIPAA compliant Zoom while client was at her home in Bellevue, Wa.

Based on the results of this assessment, client does not meet criteria for a mental health diagnosis and no treatment is recommended at this time. Client reported no mental health/behavioral health symptoms or concerns. This assessment did not assess for safety risk or fitness of parenting as these are outside of the scope of IKRON's mental health assessment.

Progress in Services

Plan for Services:

Client does not meet criteria for a mental health diagnosis. Further mental health treatment is not indicated at this time.

Employee Signature

Client Signature

4/14/2023 2:59 PM
Timothy Primeaux
LMHC , MA-MHP , SUDP

Approved by TPRIMEAUX on 4/21/2023

Appendix 6

(Ikron of Greater Seattle report)

Pages 1

Appendix 7

(K1136912FV is an acquittal)

Pages 1-3

IN THE KENT MUNICIPAL COURT OF THE STATE OF WASHINGTON
IN KING COUNTY

CITY OF KENT, a municipal corporation,)
)
 Plaintiff,) No. K136912FV
)
 v.) VERDICT FORM
)
 SVETLANA PARASHNEVA,)
)
 Defendant.)

We, the Jury, find the defendant, Svetlana Parashneva,
NOT GUILTY of the crime of Assault in the
(Write in "Not Guilty" or "Guilty")
Fourth Degree against Ozgur Kaya, that occurred on August 5, 2022.

Vince Gordon July 11, 2023
PRESIDING JUROR

<input checked="" type="checkbox"/> Kent Municipal Court 1220 Central Avenue South Kent, WA 98032 Phone: 253-856-5730	Order of Dismissal
City of Kent vs. PARESHNEVA, SVETLANA YEVGENYEVNA, Defendant AKA(s): _____ DOB: <u>1/2/1982</u> <input type="checkbox"/> CCN: _____	Case Numbers: K136912FV

THE COURT being advised in the premises, it is:

GENERAL

ORDERED that charge(s) Assault 4 DV is dismissed with prejudice without prejudice on the motion of the plaintiff defendant.

DEFERRED SENTENCE

ORDERED that the finding of guilt is withdrawn and the cause is dismissed with prejudice.

DEFERRED PROSECUTION

ORDERED that the deferred prosecution herein is terminated and the charge(s) of _____ against the defendant is dismissed with prejudice.

BAIL IS EXONERATED

ORDERED that any bail bond posted herein shall be exonerated

OTHER ORDERS

- The No Contact Order issued in the above case number is recalled.
- The prosecutor is to immediately notify the protected party; and provide information regarding procedures for obtaining a civil protection order.
- The SODA/SOAP/SOAR Order issued in the above case number is recalled.
- Defendant released.
- Other:

NOT GUILTY VERDICT AFTER JURY TRIAL

Dated this 11 day of July, 2023



Judge/Pro Tem: _____

Name: ADGipe

SVETLANA PARESHNEVA - FILING PRO SE

August 18, 2023 - 11:39 PM

Transmittal Information

Filed with Court: Court of Appeals Division I
Appellate Court Case Number: 84782-1
Appellate Court Case Title: Ozgur Kaya, Respondent v. Svetlana Pareshvena, Appellant

The following documents have been uploaded:

- 847821_Petition_for_Review_20230818232915D1892851_9763.pdf
This File Contains:
Petition for Review
The Original File Name was Motion to Supream Court.pdf

A copy of the uploaded files will be sent to:

- HERO@SEATTLEPH.COM
- oz@seattleph.com

Comments:

Sender Name: Svetlana Pareshneva - Email: svetlanaone@outlook.com
Address:
15161 NE 8th St
Bellevue, WA, 98007
Phone: (206) 294-6934

Note: The Filing Id is 20230818232915D1892851