

FILED

JUL 25 2018

COURT OF APPEALS, DIVISION III
OF THE STATE OF WASHINGTON

COURT OF APPEALS
DIVISION III
STATE OF WASHINGTON
By _____

Jenny Lynn Veca, Appellant

v.

Aaron Keyes Prichard, Respondent

ON REVIEW FROM THE SUPERIOR COURT OF THE STATE OF

WASHINGTON FOR BENTON COUNTY

BRIEF OF RESPONDENT

Case Number: 356850

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I. ARGUMENT

This case was originally filed in July of 2014, and only after three long and litigious years was it finalized in Fall of 2017. Over the course of the past four years, Ms. Veca has repeatedly made factual misrepresentations through her counsel. The result of this pattern of behavior has been an incredibly long and painful process, with my children paying the ultimate price.

Her filing with the Appellate Court is no different. All she is doing is putting more bogus sets of claims, lies, and false allegations in front of a new judge who wasn't already been familiarized with our case. It is for this precise reason that Judge Spanner insisted that he be assigned to our case. Here Ms. Veca is again trying to sidestep the rules, rather than follow them.

Since Judge Spanner's assignment to this case is also being challenged, I will refer to a FAMILY COURT INVESTIGATOR CONFIDENTIAL REPORT provided to the Court on August 3, 2017 by Sandra Alarcon, Family Court Investigator. Ms. Alarcon is an unbiased 3rd party who was appointed by the court to dig in to our case.

- 1) .191 restrictions – Please refer to Page 82, lines 14-23 of the FAMILY COURT INVESTIGATOR CONFIDENTIAL REPORT. To quote Ms. Alarcon on line 15 “This FCI opines that there is no history of domestic violence between Mr. Prichard and Ms. Veca. Ms Veca has made several allegations and made several reports (or caused to be reported) incident of domestic violence alleging Mr. Prichard is the aggressor.”

.191 restrictions are not appropriate.

- 2) Jewish holidays – I never made a fuss one way or the other about Jewish holidays. Ms. Veca has been largely noncompliant when it comes to visits so I am not sure why a big deal is being made out of specific holidays. Ms. Veca has not been sending the children to visit as ordered in the Parenting Plan, regardless of religious denomination.
- 3) “Other” provisions – Our trial was long and exhausting. There were dozens of claims made by Ms. Veca that ended up being unfounded. I am not sure why Judge Spanner ruled the way he did. My best guess would be that he was trying to avoid having to deal with these very same issues again in the future.
- 4) Skype – Skype is the only part of the Parenting Plan that Ms. Veca actually complies with. It would be a shame to take away the children’s only form of communication with their father.

Please see FCI Final Report Page 94, Lines 6-14

- 5) Travel Expenses – Ms. Veca does not send the children to visit as ordered in the Parenting Plan. Meanwhile, I am paying \$578 in child support every single month. It is impossible for Ms. Veca to incur any sort of financial burden when she hasn’t been sending the children as ordered.

- 6) Marijuana – While Marijuana is legal in Washington State, I do not use it when I am with my children. If the Court is to take issue with this matter, I would ask that Court please take note of the Judge’s Ruling submitted by Ms. Veca’s attorney. Page 1032, line 24 “Ms. Veca was largely the aggressor in those situations and it involved her consuming alcohol and marijuana.” And page 1034, lines 23-25. “This is also the event where she tested positive in the hospital for THC. She claims it was a false positive. There is no expert testimony that substantiates that.”

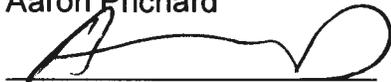
2. CONCLUSION

It is my hope that this Court denies the appeal requested by Ms. Veca. The divorce has been a nightmare, and it has already greatly affected the children. Taking away what little rights and time that the children do have with their father is not, in my opinion, a beneficial measure.

Changing our Judge would serve as a massive blow to the progress my children and I have made in rebuilding our strong and loving relationship. Judge Spanner assigned himself to the case for good reason. After a grueling trial, he had to sort through a lot of false testimony to get down to the truth. If we lose his assignment, we are essentially starting all the way over again with a new judge. It is my opinion that removing Judge Spanner from our case would create an easily exploitable situation. This is not what is best for our children.

Respectfully submitted this 24th day of July, 2018

Aaron Prichard



3. APPENDIX

FAMILY COURT INVESTIGATOR CONFIDENTIAL REPORT

JUL 24 2018

SUPERIOR COURT OF WASHINGTON
FOR BENTON COUNTY

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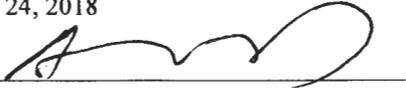
| | | |
|----------------------|---|-------------------------------|
| Aaron Keyes Prichard |) | |
| Respondent, |) | No. 14-3-00647-1 |
| |) | No. 356850 |
| v. |) | |
| |) | Designation of Clerk's Papers |
| Jenny Lynn Veca |) | |
| Appellant. |) | |

TO THE CLERK OF THE COURT

Please prepare and transmit to the Court of Appeals, Division III, the following clerk's paper's.

| SUB # | Document | Date |
|-------|---|------------|
| 505 | SEALED CONFIDENTIAL SUPPLEMENTAL REPORT | AUG 4 2017 |

July 24, 2018



Signature
Aaron Prichard
204 E 2nd Ave
Kennewick, WA 99336