

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 12/04/24      TIME: 9:00 A.M.      DEPT: B      CASE NO: FL1500057

PRESIDING: HON. JANET L. FRANKEL

REPORTER:

CLERK: ALEX URTON

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PETITIONER: COUNTY OF MARIN

and

RESPONDENT: BRUCE SCOTT MUIR

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NATURE OF PROCEEDINGS: REQUEST FOR ORDER – VISITATION

RULING

Appearances required.

**TEMPORARILY, UNDER CURRENT ORDERS, LITIGANTS WHO REQUIRE THE ASSISTANCE OF A SPANISH LANGUAGE INTERPRETER ARE REQUIRED TO APPEAR IN PERSON. INTERPRETER SERVICES FOR PERSONS APPEARING VIA ZOOM ARE NOT AVAILABLE.**

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*December 2024, 9:00 a.m.*

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*Meeting ID: 161 241 5928*

*Passcode: 997712*

*If you are only able to appear by phone you may dial the phone number below, follow the prompts and enter the meeting ID and passcode.*

*+1-669-254-5252 US (San Jose)*

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 12/04/24      TIME: 9:00 A.M.      DEPT: B      CASE NO: FL1502885

PRESIDING: HON. JANET L. FRANKEL

REPORTER:

CLERK: ALEX URTON

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PETITIONER:    NICHOLAS J.  
MUSSALLEM

and

RESPONDENT:    JESSICA S. MUSSALLEM

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NATURE OF PROCEEDINGS: REQUEST FOR ORDER – ATTORNEY’S FEES; CHILD SUPPORT; OTHER: RECALCULATION OF CHILD SUPPORT OWED IN 2021 AND REIMBURSEMENT OF OVERPAYMENT; REQUEST EVIDENTIARY HEARING

**RULING**

This matter comes before the court on Respondent/Mother’s Request for Order, filed September 19, 2024 (RFO), seeking recalculation of child support owed in 2021, reimbursement for overpayment of support, and attorney’s fees and costs.

Mother seeks an order fixing child support arrears owed by Petitioner/Father to Mother for 2021, taking into consideration Mother’s calculations regarding additional child support owed by Father and reimbursement for overpayment paid by Mother. Mother also seeks fees and costs pursuant to Family Code section 271.

Father disputes Mother’s calculations regarding 2021 child support and refers to prior orders which provide that phantom income cannot be consider as income available for support. Father seeks fees and costs pursuant to Family Code section 271, or, in the alternative, need-based fees pursuant to Family Code section 2030.

**FINDINGS AND ORDER:**

The Department of Child Support Services is providing child support enforcement services (see Notice Regarding Payment of Support, filed June 24, 2021), and the matter therefore must be continued to the DCSS calendar. Mother and Father both request the matter be set for an evidentiary hearing.

The matter is continued for evidentiary hearing to January 28, 2025 at 1:30 p.m. in Department B.

By January 21, 2025, each party shall submit a Brief and a Witness List. The Brief shall include a brief summary of the issues to be resolved and that party's proposed orders. The Witness List shall include the list of witnesses to be called (if any), and a brief description of that witness' anticipated testimony, as well as the name, address, and statement of qualifications of any expert witness.

As authorized by CRC 5.125, the court will prepare the formal order after hearing.

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 12/04/24      TIME: 9:00 A.M.      DEPT: B      CASE NO: FL1902813

PRESIDING: HON. JANET L. FRANKEL

REPORTER:

CLERK: ALEX URTON

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PETITIONER:    ERIC ZACHARY  
MAURUS

and

RESPONDENT:   LEIGH GOLDSMITH  
MAURUS

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NATURE OF PROCEEDINGS: REQUEST FOR ORDER – CHILD/SPOUSAL SUPPORT

RULING

Appearances required.

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 12/04/24      TIME: 9:00 A.M.      DEPT: B      CASE NO: FL0000630

PRESIDING: HON. JANET L. FRANKEL

REPORTER:

CLERK: ALEX URTON

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PETITIONER:      ANDREA GHIEMMETTI

and

RESPONDENT:      SOPHIA ISABELLA JOAN  
GARDNER

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NATURE OF PROCEEDINGS: 1) REQUEST FOR ORDER – CHILD CUSTODY  
2) CASE PROGRESS CONFERENCE

RULING

This matter comes before the court on Petitioner/Father’s Request for Order (RFO) filed January 31, 2024, seeking child custody and visitation orders.

On February 5, 2024, Mother filed a Request for Domestic Violence Restraining Order (DVRO), which resulted in a Temporary Restraining Order (DVTRO), and Father’s RFO was ordered to trail Mother’s DVRO.

On March 18, 2024, the parties filed a “Stipulation of Parties to Conditions Pending Continuance of DVRO Hearing” (Stipulation), which provided that the DVTRO would continue for six months, that Father would attend coparenting and batterer’s intervention courses, attend individual counseling, and abide by the DVTRO. The Stipulation provided for unsupervised visitation time for Father with the minor child every Saturday or Sunday from 9:00 a.m. until 5:00 p.m., with increases of time for Father by agreement. The Stipulation granted temporary sole legal and sole physical custody to Mother.

On October 16, 2024, the court denied Mother’s request for a permanent restraining order, and the parties were referred to Family Court Services’ (FCS) child custody recommending counseling.

The FCS child custody recommending counselor interviewed Mother on November 19, 2024 and Father on November 22, 2024, and issued its report on November 25, 2024.

Based on the information before the court, it appears that the best interest of the minor child, Adelyn, born December 6, 2022, will be served by the court adopting the recommendations of FCS, as set forth in its report issued on November 25, 2024. The court will do so, and orders as

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follows:

1. Child Custody
  - a. The parents shall share joint legal custody of Adelyn. The parents shall share in the responsibility and confer in good faith on matters concerning the child's health, education and welfare. Both parents shall have access to the child's school, medical, mental health, and dental records and the right to consult with professionals who are providing services to the child.
  - b. The parents shall share joint physical custody of Adelyn.
2. Parenting Time
  - a. Effective immediately, Adelyn shall be with Andrea on the following schedule (and with Sophie the remainder of the time):
    - i. Alternate Saturday at 9:00 a.m. until Sunday at 5:00 p.m.
    - ii. Alternate Sundays from 9:00 to 5:00.
  - b. Effective February 1, 2025, Adelyn shall be with Andrea on the following schedule (and with Sophie the remainder of the time):
  - c. Alternate weekends from Friday at 5:30 p.m. to Sunday at 5:00 p.m. If Monday is a Federal holiday, then Adelyn shall remain in Andrea's care until Monday at 5:00 p.m.
  - d. Alternate weekends from Sunday at 9:00 a.m. to Monday at 9:00 a.m. If Monday is a Federal holiday, then Adelyn shall remain in Andrea's care until Tuesday at 9:00 a.m.
  - e. Any additional time for Adelyn to be with Andrea, or any changes to the schedule, shall occur as mutually agreed upon.
3. Exchanges: The exchanges shall occur at a well-populated public location (such as a coffee shop). At the beginning of his custodial time, Andrea shall pick Adelyn up at a mutually agreed upon public location in Petaluma. At the beginning of Sophie's custodial time, she shall pick up Adelyn from a mutually agreed upon public location in Novato. The location shall be the same from week to week.
4. Holidays/Vacations
  - a. Thanksgiving: Adelyn shall be with Sophie for Thanksgiving every year.
  - b. Christmas: In the even years, Adelyn shall be with Sophie for Christmas Eve and with Andrea on Christmas Day and in the odd years the schedule shall be reversed.
  - c. New Years: In the even years, Adelyn shall be with Andrea for New Years Eve and with Sophie on New Years Day and in the odd years the schedule shall be reversed.
  - d. Easter: Adelyn shall be with Andrea on Easter Sunday in odd years and with Sophie in the even years.
5. Collateral Issues
  - a. Andrea shall continue in counseling to address his issues around anger management.
  - b. The parents shall share identifying information about any roommates or adults living in either home with Adelyn.
  - c. The parents shall engage in peaceful contact only in the presence of Adelyn.
  - d. Neither parents shall make any disparaging comments about the other parent in the presence of Adelyn, or allow others to do so.



- e. Adelyn shall not be exposed to any verbal or physical abuse.
  - f. Neither parent shall use any physical punishment with Adelyn, or allow others to do so.
  - g. Neither parent shall change Adelyn's residence from Marin or Sonoma Counties without written permission from the other parent, or a court order.
  - h. Temporarily, Andrea shall not remove Adelyn from the 9 Bay Area counties without written permission from Sophie, or a court order.
  - i. Temporarily, Sophie shall not remove Adelyn from the state of California without written permission from Andrea, or a court order. If Sophie plans to travel with Adelyn outside of the 9 Bay Area counties, she shall provide Andrea with the dates, itinerary, and contact information.
6. Re-referral to FCS: The parents shall return to FCS for a review of the custody issues (and a more detailed holiday schedule) in May of 2025, prior to their custody review hearing.

The matter is set for custody review hearing on June 5, 2025 at 9:00 a.m. in Department B.

As authorized by CRC 5.125, the court shall prepare the formal order after hearing.

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 12/04/24      TIME: 9:00 A.M.      DEPT: B      CASE NO: FL0001245

PRESIDING: HON. JANET L. FRANKEL

REPORTER:

CLERK: ALEX URTON

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PETITIONER:      JASON GONZALEZ

and

RESPONDENT:      JESSICA GONZALEZ

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NATURE OF PROCEEDINGS: 1) PETITION – DOMESTIC VIOLENCE RESTRAINING ORDER  
2) PETITION – DOMESTIC VIOLENCE RESTRAINING ORDER

RULING

Appearances required.

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 12/04/24      TIME: 9:00 A.M.      DEPT: B      CASE NO: FL0001361

PRESIDING: HON. JANET L. FRANKEL

REPORTER:

CLERK: ALEX URTON

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PETITIONER:    DYLAN COLE SEILER

and

RESPONDENT:    KARENA MORAN

---

NATURE OF PROCEEDINGS: 1) MOTION – OTHER: DECLARATION OF JOINDER  
2) HEARING – OTHER: REQUEST FOR HEARING AND APPLICATION TO CANCEL  
(SET ASIDE) VOLUNTARY DECLARATION OF PARENTAGE OR PATERNITY

**RULING**

This matter comes before the court on Petitioner’s Request for Order (RFO) and Petition to Establish Parental Relationship, both filed October 14, 2024. This matter is also before the court on Petitioner’s Notice of Motion for Joinder (NOM), filed November 14, 2024, seeking to join Mr. Navarro and to cancel the VDOP of Mr. Navarro.

Petitioner seeks a court determination that he is the father of Enzo Antonio Navarro, born February 16, 2024, to set aside the VDOP of Sal Navarro, and to remove Mr. Navarro from the child’s birth certificate.

There is no proof of service on Mr. Navarro in the court file.

Mother’s Reply, filed November 20, 2024, indicates that she agrees to stipulate to parentage, a presumably to setting aside the VDOP. If there is to be agreement, it must be consented to by all parties, including those persons subject to the pending motion on joinder.

The parents appeared in court on November 27, 2024 and informed the court that they had completed the court-ordered paternity test, and that the parties needed a continuance to prepare a Stipulation for Judgment. The court made temporary orders regarding visitation for Petitioner and continued the matter for hearing.

Father has not filed a proof of service of his NOM on Mr. Navarro, nor have the parties submitted a Stipulated Judgment. The parties are ordered to appear to provide an update to the court.

Counsel for Mother shall prepare the formal order after hearing.

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 12/04/24      TIME: 9:00 A.M.      DEPT: B      CASE NO: FS0000022

PRESIDING: HON. JANET L. FRANKEL

REPORTER:

CLERK: ALEX URTON

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PETITIONER:      COUNTY OF MARIN

and

RESPONDENT:    YORDI IZAAZ  
CASTANON PEREZ

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NATURE OF PROCEEDINGS: REQUEST FOR ORDER – CHILD CUSTODY/VISITATION

**RULING**

Appearances required.

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**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF MARIN**

DATE: 12/04/24      TIME: 9:00 A.M.      DEPT: B      CASE NO: FS0000110

PRESIDING: HON. JANET L. FRANKEL

REPORTER:

CLERK: ALEX URTON

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PETITIONER:      COUNTY OF MARIN

and

RESPONDENT:      JACKSON COLE  
CURRIER

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NATURE OF PROCEEDINGS: PETITION – DOMESTIC VIOLENCE RESTRAINING ORDER

RULING

Appearances required.

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