

NO. UWY-FA- 10-4022991-S : SUPERIOR COURT
WILLIAM GROHS : JD OF WATERBURY
VS. : AT WATERBURY
KELLY W. GROHS : August 24, 2016

MOTION FOR ORDER, POST JUDGMENT

The plaintiff, William Grohs, in the above captioned matter respectfully moves this Court for an order immediately transferring legal and physical custody of the minor children to the plaintiff in light of the provisions of Conn. Gen Stat. §46b-56 (c) (2)(3)(6)(7)(11)and (12) and the conduct of the Defendant. In support hereof, the plaintiff represents the following:

1. On July 26, 2011, the parties entered into a Separation Agreement (coded #168), which was accepted by the Court, Bozzuto, J, and incorporated into the Judgment of Dissolution after an uncontested hearing;
2. Said Separation Agreement incorporated a prior parenting plan of the parties dated March 15, 2011 (coded #131);

**ORAL ARGUMENT REQUESTED
TESTIMONY MAY BE REQUIRED**

3. On August 2, 2012, the parties entered into a Stipulation, which was accepted by the Court, Cutsumpas, J (coded #208), partially modifying the March 15, 2011, Parenting Plan (coded #131) and the parties' Separation Agreement dated July 26, 2011 (coded #168);
4. On August 10, 2017, the parties had a hearing before the Honorable Ficeto, J, wherein certain orders were entered;
5. Despite such court orders contained in the above referenced agreements and the court orders of August 10, 2017, the defendant continues to put the safety of the two minor children at immediate and present risk of physical and psychological harm, in the following ways:
 - a. The defendant has continually displayed that she lacks the capacity and disposition to meet the needs of the minor children subsequent to the hearing date of August 10, 2017;
 - b. The defendant continues to display the unwillingness and ability to facilitate and encourage a continual parent-child relationship between the minor children and the plaintiff by involving them in court proceedings and speaking negatively about the plaintiff to the minor children subsequent to the hearing date of August 10, 2017;

c. The defendant continues to display manipulative behaviors in an effort to involve the minor children in the parent's dispute currently before the Court subsequent to the hearing date of August 10, 2017;

d. The instability of the minor children's physical and mental well-being while at the defendant's residence and while in her care subsequent to the hearing date of August 10, 2017;

e. The instability of the defendant's mental health in continually involving the minor children in the parties' dispute currently before the Court subsequent to the hearing date of August 10, 2017;

f. The defendant's willful and intentional non-compliance with court orders, even though such non-compliance is detrimental to the psychological well-being and best interests of the minor children subsequent to the hearing date of August 10, 2017; and

g. The defendant lied about the identity of a male who she caused the children to vacation with for five (5) days, at times without her being present despite the Court specifically ordering that the children not have any contact with or otherwise be exposed to.

WHEREFORE, the plaintiff respectfully moves this Court:

- A. For an order that the Court immediately order physical custody of the two (2) minor children be transferred to the plaintiff until further order of the court;
- B. For an order immediately suspending visitation between the two (2) minor children and the defendant until further order of the court; and
- C. For such other relief as the Court deems equitable.

THE PLAINTIFF, William Grohs



By: _____

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CERTIFICATION

I hereby certify that a copy of the foregoing was hand delivered electronically or non-electronically on August 24, 2017 to all counsel and pro se parties of record and that written consent for electronic delivery was received from all counsel and pro se parties of record who were or will immediately be electronically served.

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Michael A. Fasano

ORDER

The foregoing Motion, having been heard by the Court, is hereby Ordered:

GRANTED / DENIED

And further:

BY THE COURT, ()

JUDGE/CLERK