

FBT-FA22-5048259-S : SUPERIOR COURT
FRANK TIBERI : JUDICIAL DISTRICT OF FAIRFIELD
v. : AT BRIDGEPORT, CONNECTICUT
JORIZ TIBERI : APRIL 11, 2022

FBT-FA22-5048260-S : SUPERIOR COURT
LEONARDO TIBERI, PPA FRANK : JUDICIAL DISTRICT OF FAIRFIELD
TIBERI : AT BRIDGEPORT, CONNECTICUT
v. : APRIL 11, 2022
JORIZ TIBERI

TRANSCRIPT OF PROCEEDINGS

BEFORE THE HONORABLE EDDIE RODRIGUEZ, JR., JUDGE TRIAL REFEREE

A P P E A R A N C E S :

Representing the Petitioner:

ATTORNEY LISA A. KNOFF
Knopf Law LLC
3333 Main Street, Suite 1
Stratford, Connecticut 06614

Representing the Respondent:

JORIZ TIBERI
Self-Represented Party

Recorded By:
Susan Morse

Transcribed By:
Susan Morse
Court Recording Monitor
1061 Main Street
Bridgeport, Connecticut 06604

1 THE COURT: All right. We have a matter
2 which is on today's docket, and there are two of
3 them actually. On line 27, docket 225048259,
4 Frank vs. Joriz Tiberi. And line 28, docket
5 225048260, Leonardo vs. Joriz Tiberi. Counsel,
6 your name for the record?

7 ATTY. KNOPF: Good morning, your Honor. Lisa
8 Knopf for Mr. Frank Tiberi, who is standing at
9 counsel table to my right.

10 THE COURT: Good morning. Would you please
11 swear in the parties.

12 THE CLERK: Please just raise your right
13 hand. Do you both solemnly swear or solemnly and
14 sincerely affirm, as the case may be, the
15 evidence you shall give concerning this case
16 shall be the truth, the whole truth and nothing
17 but the truth, so help you God or upon penalty
18 of perjury?

19 MS. TIBERI: I do.

20 THE CLERK: Do you swear, sir?

21 MR. TIBERI: Yes, I do.

22 THE CLERK: Please just state your name and
23 address for the record, starting with you,
24 ma'am.

25 MS. TIBERI: My name is Joriz Tiberi. I live
26 at 347 Woodside Avenue, Bridgeport, Connecticut,
27 06606.

1 THE CLERK: Thank you. And your name and
2 address for the record, sir?

3 MR. TIBERI: Frank Tiberi, 6 Birdseye Road,
4 Shelton, Connecticut, 06484.

5 THE CLERK: Thank you. You both may be
6 seated.

7 THE COURT: All right. The second matter is
8 Leonardo Tiberi, and I read the affidavits.
9 These are both applications for relief from
10 abuse wherein Mr. Frank is the petitioner, and
11 am I saying it, right, Joriz?

12 MS. TIBERI: Joriz, correct.

13 THE COURT: Joriz, thank you.

14 MS. TIBERI: Yes.

15 THE COURT: And Miss Joriz Tiberi is the
16 respondent. And then there's a second case
17 involving Leonardo, and the affidavit, Attorney
18 Knopf, and you represent both parties, I
19 understand, is that correct?

20 ATTY. KNOPF: So, I represent Frank Tiberi
21 individually and then I represent Frank Tiberi
22 on behalf of his son, Leonardo.

23 THE COURT: Okay. So, you are representing
24 the son through the father?

25 ATTY. KNOPF: Yes. Or the father -- yes.

26 THE COURT: The affidavits are identical,
27 which were filed by the parties, I noticed that,

1 verbatim. So, I will-- I will let you proceed
2 accordingly, but I just want to make that note
3 for the record that the affidavit supporting the
4 application for relief from abuse filed by Mr.
5 Frank Tiberi is identical to the affidavit filed
6 supporting the application of Leonardo, as the
7 son. You're not talking yet, ma'am. Just a
8 moment. And that's something I would just want
9 to put on the record and I am sure the parties
10 will respond accordingly.

11 And for purposes of these proceedings, only
12 because you're not represented by an attorney,
13 Miss Joriz Tiberi, the way we will proceed is as
14 follows. These are applications for relief from
15 abuse. They were heard on the papers by another
16 judge, who granted the applications. The matters
17 are here for a full hearing. And you will be
18 heard, as will Mr. Frank Tiberi be heard fully.
19 Because he's the petitioner, he goes first. He
20 has the burden of demonstrating to the Court a
21 right to a continuation of the protective orders
22 that have been granted without a hearing.

23 And following his testimony, through the
24 attorney, who will examine him, you will have an
25 opportunity, if you choose to, to ask him
26 questions about his testimony. And if you choose
27 not to, you simply have to say, I have no

1 questions. But if you do have questions, you
2 will have the right to cross-examine him about
3 this testimony.

4 Once his testimony is finished, you will
5 have the right, if you choose to, to testify
6 directly. Please do not confuse your right to
7 ask questions or cross-examine Mr. Frank Tiberi
8 with your right to testify. And I say that
9 because I know you're not an attorney. You're
10 not an attorney, are you? I don't know.

11 MS. TIBERI: No, I am not.

12 THE COURT: Okay. I assumed that you weren't
13 an attorney, and I want you to be aware of it.
14 It's also very important, and I'm instructing
15 Mr. Tiberi as well, that you keep your voices up
16 when you testify in this courtroom. It's very,
17 very important that you speak louder than you
18 normally do. We have to record everyone's
19 testimony so that we have a record of what's
20 happening here today. And an adequate and legal
21 and true record of what's happening here today.
22 And also I want to hear your testimony clearly.
23 I have the enclosure that's in front of me. And
24 it does stop the volume of your voice, or it
25 lowers it anyway. So, please speak up when you
26 testify.

27 All right. Do you have any questions about

1 my instruction, Miss Joriz Tiberi?

2 MS. TIBERI: No, I do not your Honor.

3 THE COURT: Okay. Counsel, you may proceed.

4 ATTY. KNOPF: Thank you, your Honor. May I
5 inquire of Frank Tiberi?

6 THE COURT: Yes, ma'am.

7 ATTY. KNOPF: Does the Court --

8 THE COURT: I would rather-- I would rather
9 him take the witness stand--

10 ATTY. KNOPF: Fine.

11 THE COURT: -- at this point.

12 ATTY. KNOPF: Yes.

13

1 F R A N K T I B E R I,
2 having previously been duly sworn, was examined and
3 testified as follows:

4 THE COURT: Good morning, Mr. Tiberi.

5 THE WITNESS: Good morning.

6 THE COURT: How do you say it, Tiberi?

7 THE WITNESS: The Italian way is Tiberi.

8 THE COURT: Tiberi. How do you say it?

9 THE WITNESS: Tiberi.

10 THE COURT: You Americanized it. Okay. I'll
11 say it the way you say it, Tiberi. Attorney
12 Knopf. Please be seated. Attorney Knopf, when
13 you are ready, you may proceed.

14 ATTY. KNOPF: Thank you, your Honor.

15 DIRECT EXAMINATION BY ATTY. KNOPF AS FOLLOWS:

16 Q Mr. Tiberi, what is your relationship to the
17 respondent Joriz Tiberi?

18 A She is my wife, soon to be ex-wife.

19 THE COURT: You have to speak louder.

20 THE WITNESS: Oh.

21 THE COURT MONITOR: You have to get behind
22 it.

23 THE WITNESS: Oh, I'm sorry.

24 THE COURT MONITOR: That's okay.

25 THE COURT: Be careful when you move that
26 chair. I've had someone fall. If it makes you
27 feel any better it was a lawyer who was

1 testifying on a case, and he fell off the chair
2 because he moved it. And that's not the most
3 adequate witness box, but I just caution you Mr.
4 Tiberi.

5 THE WITNESS: Okay.

6 THE COURT: All right. Ms. Knopf.

7 ATTY. KNOPF: Thank you, your Honor.

8 BY ATTY. KNOPF:

9 Q Do you have a divorce proceeding pending in the state
10 of Connecticut?

11 A Yes.

12 Q Did you finish a trial in front of Judge --
13 Judge Grossman?

14 A Yes, we did.

15 Q All right. Did Judge Grossman enter any orders--

16 MS. TIBERI: Objection, your Honor, what is
17 the relevance of this that has to prove what
18 continuance threat of present physical pain
19 because we're here for a 46b-15, not my divorce.

20 THE COURT: What you're here for is a
21 hearing.

22 MS. TIBERI: Yes.

23 THE COURT: On an application for relief--

24 MS. TIBERI: Relief from abuse.

25 THE COURT: Number one, she did not finish
26 her question, so your objection is premature.

27 Number two, you may object to something if you

1 feel it is inappropriate, and I will hear your
2 objection.

3 MS. TIBERI: Okay.

4 THE COURT: But you have to wait until the
5 question has been completed.

6 MS. TIBERI: Okay.

7 THE COURT: All right. Attorney Knopf-- you
8 may -- sorry, Ms. Morse. You may continue. Start
9 again with that last question.

10 Q As part of the divorce, did the Court enter any
11 interim orders with regard to Joriz and your son Leo?

12 MS. TIBERI: Objection--

13 THE WITNESS: Yes.

14 MS. TIBERI: --your Honor, relevance.

15 THE COURT: Overruled, it's relevant, you
16 can answer that question yes or no.

17 THE WITNESS: Yes.

18 BY ATTY. KNOPF:

19 Q How many children do you and Joriz Tiberi have?

20 A One.

21 Q What's the name of that child?

22 A Leonardo Tiberi.

23 Q How old is he?

24 A Just turned seven.

25 Q What's his date of birth?

26 THE COURT: I'm sorry. Just turned?

27 THE WITNESS: Seven.

1 THE COURT: Seven

2 Q What's his date of birth?

3 A March 31, 2015.

4 Q Does he attend school?

5 A Yes.

6 Q Where?

7 A Elizabeth Shelton, Shelton.

8 Q Is that a public grammar school in Shelton?

9 A Yes.

10 Q Does he attend an afterschool program?

11 A Yes.

12 Q Where?

13 A Same school, Boys and Girls Club in the same
14 school afterhours.

15 Q So, the Boys and Girls Club facilitates the
16 afterschool program--

17 A Exactly.

18 Q -- at the school?

19 A Yes.

20 Q Okay. Does your son have any extracurricular
21 activities?

22 A Yes.

23 Q What are they?

24 A Soccer on Sunday mornings, Ole Soccer in Monroe.

25 Q And he-- what time does he attend?

26 A Ten o'clock to eleven o'clock

27 Q Okay. Are there orders in place for Joriz

1 Tiberi's access to Leo Tiberi?

2 MS. TIBERI: Objection, your Honor,
3 relevance. Again, this has nothing to do with
4 46b-15, the orders that Attorney Knopf is
5 referring to has something to do with my
6 dissolution, which has nothing to do with
7 today's hearing.

8 THE COURT: All right. The objection is
9 overruled. You may answer the question.

10 Q What are the orders, please?

11 A Initially she has -- she has to stay away from Leo,
12 my house, myself, my parents' house, doctors visits,
13 doctors' offices, a hundred yards stay away from. The
14 soccer, she was allowed to come at some point before, and
15 she allowed her to be at soccer. And then something
16 happened at soccer, of course.

17 Q Okay. So, what happened at soccer? And then we'll
18 talk about the change in the order.

19 THE COURT: We need a timeframe, Attorney
20 Knopf, please.

21 THE WITNESS: I think it was in March 8th-
22 ish.

23 THE COURT: Hold on a minute. The question--

24 THE WITNESS: I'm sorry.

25 THE COURT: The question again, what
26 happened?

27 Q At soccer recently in the last sixty days?

1 A Yes. Judge Grossman allowed Joriz to go to
2 soccer. And what happened that day was Leo was in --
3 Leo was playing soccer. And Joriz, myself, and soccer
4 moms and dads were outside by the bench. And she kept
5 coming up to me and saying that there's daddy finger,
6 mommy finger and my --

7 MS. TIBERI: Objection, your Honor.

8 THE WITNESS: -- my husband sticks it up my
9 son's butt.

10 MS. TIBERI: Objection, your Honor. There's
11 you know, these are --these are-- there's not
12 even-- there's no facts in evidence of what he's
13 talking about.

14 THE COURT: All right. Let me explain
15 something to you, Miss Tiberi. He has the --
16 first of all, the objection is overruled.

17 MS. TIBERI: Okay.

18 THE COURT: And the facts are coming in now
19 by way of testimony.

20 MS. TIBERI: Okay.

21 THE COURT: More importantly, just be sure
22 that you're aware that you will have the
23 opportunity to cross-examine him. I said that in
24 the very beginning of this hearing.

25 MS. TIBERI: Okay.

26 THE COURT: When that happens, you can ask
27 him the questions that are relevant to his

1 testimony. Okay. And once you've finished that
2 part of the proceedings--

3 MS. TIBERI: Okay.

4 THE COURT: -- Attorney Knopf might have some
5 --

6 MS. TIBERI: I'm sorry, your Honor.

7 THE COURT: -- redirect questions. Just
8 listen. She might have redirect questions to ask
9 him and then you'll have a second opportunity to
10 ask further questions about the testimony on his
11 redirect. Okay.

12 MS. TIBERI: I understand.

13 THE COURT: Do you understand what I said?

14 MS. TIBERI: I understand.

15 THE COURT: Okay. Attorney Knopf, you could
16 start again with that last question.

17 ATTY. KNOPF: So, I think Mr. Tiberi's answer
18 was cut short, so I'm going to follow up with a
19 different question, if that's okay.

20 THE COURT: That's fine.

21 THE WITNESS: Okay. I mean, I can explain
22 that whole situation.

23 THE COURT: No, excuse me, Mr. Tiberi. Now,
24 again, by way of instruction, I mean.

25 THE WITNESS: Okay, all right.

26 THE COURT: You don't speak as a witness
27 unless a question has been asked of you. You're

1 not permitted to volunteer statements.

2 THE WITNESS: Okay.

3 THE COURT: Even if you want to, you can't.

4 THE WITNESS: Okay.

5 THE COURT: Proceedings are the witness
6 answers questions, the witness does not ask
7 questions. You understand?

8 THE WITNESS: Okay, yes.

9 THE COURT: Okay. And again, keep your voice
10 up, please. Ms. Knopf.

11 ATTY. KNOPF: And I'm relying, your Honor,
12 on the interim--

13 THE COURT: I'm sorry?

14 ATTY. KNOPF: I said, for the Court, for the
15 ease of the Court, I'm relying on the interim
16 orders in part right now that were entered by
17 Judge Grossman in the dissolution of marriage
18 proceeding.

19 THE COURT: Okay. I would rather, to be
20 candid, I know you want to give background
21 information, and those are orders that are on
22 record, I can take judicial notice--

23 ATTY. KNOPF: Thank you.

24 THE COURT: --if I need to, but I'm more
25 interested in what's happened since Judge Egan's
26 ex parte orders, and what's happened, if
27 anything, between that date and today's date.

1 ATTY. KNOPF: All right.

2 THE COURT: That's what I'm more interested
3 in because we could be here until the cows come
4 home, and as everyone knows, the cows never come
5 home.

6 BY ATTY. KNOPF:

7 Q Has there been any interaction between you and Joriz
8 since the court entered the restraining order two weeks ago?

9 A No.

10 Q Okay. Has Joriz Tiberi reached out to you directly
11 since the Court entered its order two weeks ago?

12 A No.

13 Q Has Joriz Tiberi reached out to Leo to your knowledge
14 since the Court entered the restraining order for Leo two
15 weeks ago?

16 A No.

17 Q To your knowledge, has there been any indirect
18 contact to you by Joriz?

19 A Yes.

20 Q What was the nature of the indirect contact to
21 you by Joriz?

22 A To be notified through emails on things, calling
23 names and stuff like that.

24 Q What kind of names?

25 A Called me a monster.

26 Q What else?

27 A Mentally ill fit, I'm mentally ill fit.

1 Q Anything else?

2 MS. TIBERI: Objection, your Honor, may --
3 is that -- the relevance of the present and
4 physical pain and harm?

5 THE COURT: Well, there's an order of no
6 contact, as I understand it, so it's very
7 relevant. He already answered the question.
8 There's nothing to object to. Attorney Knopf,
9 you may continue.

10 Q Okay. After the court entered orders regarding the
11 restraining order--

12 A Yes.

13 Q Did Joriz file any pleadings with the court, any
14 motions?

15 A I think she has, yes.

16 Q Okay. Did you get copies of those motions?

17 A I've seen them on the motion list that she puts
18 out.

19 Q Okay. Are there comments about you in any of the
20 motions?

21 A Yes. I would have to look at it, I can't exactly
22 recall.

23 Q Okay. What's the nature of the comments that Joriz
24 Tiberi makes about you?

25 A Pretty much everything negative, mental status,
26 keeping my -- actually she blows you guys up, wants to get
27 rid of the judge, this judge, that judge, then she--

1 MS. TIBERI: Objection, your Honor, what is
2 the relevance of this -- of --

3 THE COURT: Well, it's relevant.

4 MS. TIBERI: Yeah.

5 THE COURT: Let me just say, you object, and
6 every time you object so far you've said
7 relevance.

8 MS. TIBERI: Yeah.

9 THE COURT: Most of what's coming out is
10 relevant, but --

11 MS. TIBERI: Is it? Okay.

12 THE COURT: What you're asking about is
13 already in the court file, I believe.

14 MS. TIBERI: It has nothing to --

15 THE COURT: Excuse me.

16 ATTY. KNOPF: No, right now I'm making--

17 THE COURT: Wait, wait, let me explain what
18 I understand.

19 ATTY. KNOPF: Mm-hmm.

20 THE COURT: And if I'm incorrect, then you
21 can both help me. My understanding is that
22 you've asked him about contact since Judge
23 Egan's order and that his response was that,
24 yes, there was, and it was in writing, and the
25 contents were in Miss Joriz Tiberi's request
26 that she filed after Judge Egan entered the
27 orders. And the contents of that is what he's

1 testifying about. It is relevant because you
2 wrote it. And it is relevant because I want to
3 hear about it, whatever motion you filed after
4 Judge Egan entered her orders. And it is on file
5 and I can take judicial notice of it. But it is
6 relevant, and your objection is overruled.
7 Attorney Knopf, you may continue.

8 I do not have the benefit of that motion
9 that he's -- the witness is referencing. I'm
10 going to put it in-- I'm going to access Edison
11 now so that I can see what was filed after the
12 ex parte order. I haven't seen that as I sit
13 here right now.

14 BY ATTY. KNOPF:

15 Q Okay. So, Mr. Tiberi, you used the words blow up.
16 What were you referring to?

17 A There's a family circus site that she uses and it
18 defames everybody in the whole court system, families,
19 myself, my business, it puts Leo's name in there, Judge
20 Egan--

21 MS. TIBERI: Objection, your Honor.

22 THE WITNESS: Put a point-- caliber-- a gun
23 to her head.

24 MS. TIBERI: Objection, your Honor. I have
25 nothing to do with--

26 THE COURT: There's an objection pending.
27 Yes, I'll hear you.

1 MS. TIBERI: I'm not sure what the word is,
2 if it's relevance or not, but this has nothing
3 to do with me, whatever website my husband is
4 talking about. So, can you please show me
5 evidence that this, you know, this website is me
6 or I'm doing anything that has to do with that.

7 THE COURT: You'll be able to cross-examine
8 him about that.

9 MS. TIBERI: Okay.

10 THE COURT: This is his testimony right now.

11 MS. TIBERI: All right.

12 THE COURT: When it's your turn, you can
13 visit that, that part of his testimony and ask
14 him about it.

15 MS. TIBERI: Okay.

16 THE COURT: Thank you.

17 MS. TIBERI: Thank you.

18 Q The postings on that website, are they recent
19 postings?

20 A They're recent, right after the parte because Judge
21 Egan was --

22 THE COURT: You have to keep your voice up,
23 Mr. Tiberi, I did not hear what he said.

24 THE WITNESS: It's after the restraining
25 order because in that blog, it has Judge Egan--
26 Judge Egan's order of doing it, and then they
27 were talking about a .5 caliber thing to her

1 head. Start talking about the chief of police,
2 Shelton. Start talking about the mayor. Start
3 talking about the -- a judge here that lives
4 apparently near my house, and they claim that me
5 and him are fooling around. I mean, this
6 particular website is the most disgusting thing
7 I've seen. And you participate with them because
8 all that information is sent --

9 MS. TIBERI: Objection, your Honor. Is he
10 directly talking to me from the stand?

11 THE WITNESS: I'm talking to my attorney.

12 MS. TIBERI: No, he said I -- he said, you
13 participate with them. I don't know what to do.

14 THE COURT: All right. Mr. Tiberi.

15 THE WITNESS: Yes.

16 THE COURT: As a witness, and throughout the
17 entire proceedings, neither you nor the former
18 Mrs. Tiberi will direct anything to one another.
19 You direct everything to the Court. This is a
20 hearing. And I know you're not an attorney
21 either. Your attorney knows what I'm telling
22 you, this is how it works. Anything you say, you
23 say it to the Court.

24 THE WITNESS: Okay.

25 THE COURT: Okay. I'm receiving your
26 testimony. When you do address Mrs. Tiberi, the
27 former Mrs. Tiberi, then you will be addressing

1 her through the Court as well. You'll be
2 answering her questions, but you're presenting
3 the answer to the Court.

4 THE WITNESS: Okay.

5 THE COURT: Do you understand?

6 THE WITNESS: Yes.

7 THE COURT: I know it's a little unusual.

8 THE WITNESS: I know.

9 THE COURT: But that's the way we work in
10 court proceedings.

11 THE WITNESS: Okay.

12 THE COURT: Do you have any questions about
13 that?

14 THE WITNESS: No, I think I -- I got it.

15 THE COURT: But do you have any questions?

16 THE WITNESS: No.

17 THE COURT: Okay. Attorney Knopf.

18 ATTY. KNOPF: Thank you.

19 Q Why do you believe?

20 THE COURT: Oh, just one interruption.

21 ATTY. KNOPF: Mm-hmm.

22 THE COURT: I'm now looking at a document,
23 which is called a motion for clarification. It
24 is dated March 31, 2022. It was received by the
25 Court April 5 of 20-- it was stamped in at April
26 5 of 2022. Is that the document that the witness
27 is talking about and you're referencing,

1 Attorney Knopf?

2 ATTY. KNOPF: That is one of them, yes, your
3 Honor.

4 THE COURT: Well, I want to know which one
5 because there are more than one.

6 ATTY. KNOPF: So, after the filing of the ex
7 -- the granting of the ex parte, Miss Tiberi
8 filed a motion to transfer. She filed a motion
9 for clarification, which I believe the Court
10 denied sua sponte. She filed a motion to vacate.

11 THE COURT: I'm only asking you if you would
12 be kind enough, if you ask the witnesses about
13 the contents of a motion, which he was just
14 testifying and discussing offensive language was
15 contained in it, which of these motions so I can
16 have a better understanding of how we've gotten
17 to where we are today? So again, the motion I'm
18 looking at is a motion for clarification, which
19 you just advised the Court, was denied by Judge
20 Egan, who heard the ex parte. Is that what we're
21 talking about?

22 ATTY. KNOPF: That is one of them, your
23 Honor.

24 THE COURT: Okay. If you're going to go to
25 another one, just make sure you ask him,
26 referencing another motion, please.

27 ATTY. KNOPF: Do you recall seeing--

1 THE COURT: I think that way we'll reduce the
2 number of objection and get through this a lot
3 easier.

4 ATTY. KNOFF: Thank you.

5 THE COURT: That's why I'm instructing you to
6 do that.

7 BY ATTY. KNOFF:

8 Q Do you recall receiving a copy of a motion for
9 clarification after the Court entered the ex parte filed by
10 Joriz Tiberi?

11 A Yes.

12 Q Do you recall what was written in that motion?

13 A Not -- not sure.

14 Q Okay. Do you need to take a moment to refresh your
15 memory regarding that?

16 A Yes.

17 Q May I pass Dr. Tiberi a copy of the motion for
18 clarification-

19 THE COURT: Yes, give it to the marshal.

20 Q -- that he can review to refresh his memory?

21 THE COURT: Yes, thank you. Well, marshal,
22 hold on. Make sure that before he sees it that
23 Miss Tiberi sees that document.

24 MS. TIBERI: Thank you.

25 THE COURT: All right. Miss Tiberi, you're
26 familiar with that document?

27 MS. TIBERI: Yes, I am.

1 THE COURT: Okay. Thank you. Mr. Tiberi,
2 read the document, take your time. When you're
3 finished, let the attorney know and we'll
4 continue with examination. Okay, sir?

5 THE WITNESS: Okay.

6 BY ATTY. KNOPF:

7 Q Have you had an opportunity to read through the
8 motion for clarification?

9 A Mm-hmm.

10 THE COURT: Yes?

11 THE WITNESS: Yes.

12 Q Did it refresh your memory?

13 A Yes.

14 ATTY. KNOPF: I just need one minute, your
15 Honor, to pick up a duplicate copy.

16 THE COURT: Take your time, please.

17 ATTY. KNOPF: Thank you.

18 Q In Miss Tiberi's motion for clarification, were there
19 any comments directed to you?

20 A Yes.

21 Q What were the comments directed to you?

22 A That I use-- that I use Leo as a weapon against her.
23 She claims that physically that -- is she a harm to Leo, the
24 thing is the physical threat would be the fact that she may
25 abduct Leo from me. That is the one threat.

26 MS. TIBERI: Objection, your Honor. I -- you
27 know, I don't understand what he's -- what he is

1 trying to describe, I guess, could he clarify
2 that a little bit.

3 THE COURT: When you have the right to
4 cross-examine him, you can address it.

5 MS. TIBERI: Sorry.

6 THE COURT: Okay. The objection's overruled.

7 Q Does she call you vindictive in the motion?

8 A Yes.

9 Q Setting aside all of her claims where she's entitled
10 to an ADA, does she-- she make reference to a mental defect?

11 A Yes.

12 Q Okay. To your knowledge, was there any finding
13 recently by a court regarding Joriz Tiberi's mental
14 capacity?

15 A Yes.

16 Q What was it?

17 A The diagnosis is delusional.

18 MS. TIBERI: Objection, your Honor. Such--
19 such diagnosis was not made by any MD or
20 psychiatrist.

21 ATTY. KNOPF: I can tell the Court that Dr.
22 Jessica Biren Caverly testified--

23 MS. TIBERI: Objection, your Honor.

24 THE COURT: Just a moment, excuse me.

25 MS. TIBERI: Dr. Jessica Biren Caverly isn't
26 here.

27 THE COURT: Excuse me. Just a moment.

1 MS. TIBERI: Mm-hmm, I'm sorry.

2 THE COURT: People don't talk together. They
3 speak one at a time in court. When she's
4 speaking, you don't interrupt until she's
5 finished, same with the witness and myself for
6 that matter.

7 Now, she has an objection, that's what we're
8 addressing at this moment. And the objection
9 centers around a diagnosis making her an ADA
10 person. So, and we're talking about the ex
11 parte, that's what we're doing right now.

12 ATTY. KNOPF: Yes, your Honor.

13 THE COURT: Not the divorce.

14 ATTY. KNOPF: But this-- the questions I have
15 are foundational questions, which lead to the
16 reason why the Mr. Tiberi is seeking a
17 continuation of the ex parte.

18 THE COURT: Well, let's go with the ex parte
19 because you're going back to the divorce, as I
20 understand it.

21 ATTY. KNOPF: So, Miss Tiberi makes
22 references to the mental capacity in her
23 pleadings, in the pleading I've asked Dr. Tiberi
24 to refresh his memory about.

25 THE COURT: I understand.

26 ATTY. KNOPF: So that my questions are
27 centered around pleadings that she's filed in

1 this matter, and the basis for Mr. Tiberi having
2 some concern. I can ask the questions in a
3 different order if that -- if it eases the
4 Court's concern.

5 THE COURT: It does.

6 BY ATTY. KNOPF:

7 Q Okay. Do you believe that your son is under an
8 imminent threat of physical harm, pain or injury by Joriz
9 Tiberi?

10 A Yes.

11 Q Why?

12 A By all her actions lately in the last month or so.

13 Q Okay. Give me examples, what do you mean by her
14 actions lately?

15 A She's not supposed to be attending pickups Leo
16 at school.

17 Q Did she try to pick up Leo at school?

18 MS. TIBERI: Objection, your Honor. This was
19 also before the ex parte was ever filed, so he's
20 referring to something that was before the ex
21 parte.

22 THE COURT: Well, the question that the
23 attorney asked includes the timeframe since the
24 ex parte, as I understood --

25 MS. TIBERI: Yeah.

26 THE COURT: -- the question. Excuse me.

27 MS. TIBERI: Sorry.

1 THE COURT: I'm talking here. As far as my
2 understanding of the question, Attorney Knopf.
3 So--

4 ATTY. KNOFF: Yes. I'm asking the gentleman
5 why it is that he holds the fear and he's
6 articulating his reasons for the Court.

7 THE COURT: Okay.

8 Q So, you believe that your son is potentially at risk
9 or at harm by his mother?

10 A Yes.

11 Q Okay. Do you believe that there is an immediate
12 and present physical danger to your son?

13 A Yes.

14 Q Do you believe that the immediate and present
15 physical danger to your son is by Joriz Tiberi?

16 A Yes.

17 Q You just said that based on Joriz Tiberi's
18 actions lately you hold that belief?

19 A Yes.

20 Q What actions lately are you referring to?

21 A She's not supposed to be by the school to pick up
22 Leo. She used to have a supervisor, who she basically
23 threatened her by not having insurance, so the supervisor
24 stepped down. Several days later, she knew not to pick up
25 Leo by herself, but she went there without a supervisor.
26 It's in the order. And they asked her to leave the school
27 and then she didn't leave. So, the police came.

1 MS. TIBERI: Objection, your Honor. I
2 believe that's hearsay.

3 THE COURT: Well, the objection is--

4 MS. TIBERI: No?

5 THE COURT: --sustained to the extent that
6 his answer is beyond the question. So, let's go
7 in itsy bitsy steps through this. Okay.

8 ATTY. KNOPF: So, let's take this--

9 THE COURT: No, I didn't -- let's go back to
10 this. I heard about a supervisor, first time
11 I've heard about that. Please ask him about that
12 as well, Attorney Knopf.

13 ATTY. KNOPF: Okay. So, that's going to have
14 us bounce back to prior to the order, but it
15 does give rise to the reason why he has the
16 belief that he has.

17 THE COURT: That's right. That's what I want
18 to hear about.

19 BY ATTY. KNOPF:

20 Q Was Joriz Tiberi's parenting time with Leo
21 supervised?

22 A Yes.

23 Q For how long was her parenting time supervised?

24 A Three hours a week.

25 Q Okay. When did the Court enter the order for
26 supervised access?

27 A The exact date, I'm not sure.

1 Q Was it January of 2020?

2 A Yes.

3 Q And between January of 2020 and March 22, 2022, which
4 is the day of Judge Grossman's interim orders.

5 A Mm-hmm.

6 Q Was Joriz's Tiberi's access to your son changed
7 from supervised to unsupervised?

8 A No.

9 Q Her-- the order until the interim orders was for
10 supervised access between Joriz and Leo?

11 A No, it was always supervised.

12 Q Yes, supervised access between Joriz and Leo?

13 A Yes.

14 Q Briefly, what was the basis for the court order to
15 supervise Joriz's access to Leo?

16 A The recent one was the fire back in April.

17 Q There was a fire, okay. Were there other reasons why
18 the court entered an order for supervised access between
19 Joriz and Leo?

20 A The latest, it changed were the amount of times
21 supervised got reduced because of that action from DCF, that
22 she made a phone call to DCF and said I set the house on
23 fire and brought in Leo and she saved Leo.

24 Q So is there a history of Joriz making allegations
25 against you and against your child to the Department of
26 Children and Families?

27 A A hundred times.

1 Q A hundred times, okay.

2 A Mm-hmm.

3 Q And were the allegations made by Joriz to the
4 Department of Children and Family centered on you
5 being sexually inappropriate with your son?

6 A Yes.

7 Q Did anyone ever find that you were sexually
8 inappropriate with your son?

9 A No.

10 Q In other words, all of those allegations were
11 debunked?

12 A Yes.

13 Q All right. Is Joriz now making the same allegations
14 today that she was making when the Court entered its order
15 two years ago?

16 A Yes.

17 Q All right. Is she making those allegations to you
18 directly?

19 A Yes.

20 MS. TIBERI: Objection, your Honor. I feel
21 that she is again referring to the past and
22 trying to bring it in, it has nothing to do from
23 the time when the ex parte was filed.

24 THE COURT: Okay. That doesn't mean that she
25 can't go to dates before that because it
26 connects. The allegation here is that--

27 THE WITNESS: I'm sorry.

1 ATTY. KNOPF: Cough drop.

2 THE WITNESS: I'm sorry.

3 ATTY. KNOPF: I apologize.

4 THE COURT: The allegation in this complaint
5 that's before the Court today is a continuation
6 of the orders entered by the Court ex parte, and
7 under the law both are entitled to a hearing
8 before a judge so that the judge can determine
9 whether or not the ex parte order should
10 continue. So, it necessarily will relate to some
11 of the things that were presented when the ex
12 parte order was issued. And that would have some
13 of the things involving your divorce.

14 So, the claim here from him is that you've
15 made certain allegations, one, that he set a
16 fire to the home, set the home on fire, and
17 other complaints to the Department of Children
18 and Family Services. And all of these are
19 questions as to the imminent danger or harm that
20 you pose to your son, Leo. So, it is relevant
21 and I'm going to allow it.

22 MS. TIBERI: Okay.

23 THE COURT: Okay. Attorney Knopf, you may
24 continue.

25 Q Does Joriz make allegations to your son directly
26 that you're a pedophile?

27 A Yes.

1 Q Does she tell your son that you sexually abuse
2 him?

3 A That I'm a pedophile.

4 Q What other comments--

5 THE COURT: Wait a minute. You didn't answer
6 the question, sir. You said she makes
7 statements, she, your ex-wife, makes statements
8 to your son that you are a pedophile.

9 THE WITNESS: Yes.

10 THE COURT: Okay. That's your testimony?

11 THE WITNESS: Yes.

12 THE COURT: All right. Next question.

13 Q What specific comments does Joriz make to Leo
14 about you?

15 A That I'm a pedophile, that I'm a drug addict,
16 that I'm a drunk, that I keep him away from her. But
17 the times she was with him before, I'm not sure, but
18 I've heard that she videotaped him and coached him up.
19 But presently, it's the pedophile thing. Now -- you
20 know, not that long ago, she did that. And we've -- we
21 allow that FaceTime, and then she messed up the
22 FaceTime by saying, Daddy's drunk and Daddy keeping
23 Mommy away from him. Daddy away from him.

24 Q Okay. Was the FaceTime access recent?

25 A Yes.

26 Q And during that FaceTime access, she told your
27 son that you were drunk?

1 A Mm-hmm.

2 Q She also told your son that you keep him away from
3 her?

4 A Yes.

5 Q Does she make those same statements in her pleadings
6 to the Court?

7 A Does she make those statements?

8 Q That you're a pedophile, that you're a drunk and
9 that you keep Leo from her?

10 A Yes. The pedophile was probably a little -- a
11 little bit ago, probably about, you know, five, six
12 months ago. The last statement. But the drunk and the
13 keeping -- keeping me away from -- keeping --
14 allowing her not to see Leo, she keeps saying that all
15 the time to him.

16 Q That you're the reason why she can't see Leo?

17 A Yes.

18 Q Okay. And she makes those-- so --withdrawn. Is she
19 making the same statements recently to you, the same being
20 the pedophile, you're keeping the child from him-- from her,
21 rather?

22 A Not since the restraining order because I can --
23 we don't talk.

24 Q So, since the Court entered the restraining order,
25 you are not getting a direct email from Joriz, are you?

26 A No.

27 Q You are not getting a direct text message from Joriz,

1 are you?

2 A No.

3 Q You are not getting a direct phone call from
4 Joriz?

5 A No.

6 Q She's not dropping by your house unannounced?

7 A No.

8 Q She's not sending the police to your house?

9 A No, now I don't.

10 Q Now, no, but that's only -- has it been peaceful fro
11 less than two weeks?

12 A Yes.

13 Q All right. Has it been peaceful since the time
14 that the marshal left notice of the restraining order
15 to her?

16 A Has it been peaceful just recently?

17 Q Yes.

18 A No, it's not been peaceful.

19 Q Okay. So, in the last ten days has it been peaceful?

20 A Yes.

21 Q Okay. So, on the evening that the court entered the
22 restraining order, did you have communication with Joriz
23 Tiberi the night that the court entered it?

24 A Yes.

25 Q Okay.

26 A I think.

27 Q In that communication, did you tell Joriz that

1 there was a restraining order entered by the Court?

2 A Yes.

3 MS. TIBERI: Objection. I mean, I'm not
4 sure what my reasoning--

5 THE COURT: Do you want to withdraw the
6 objection?

7 MS. TIBERI: Okay.

8 THE COURT: All right. Yes?

9 MS. TIBERI: Yes.

10 THE COURT: All right. Attorney Knopf?

11 Q Following you telling Joriz, that there was a
12 restraining order signed by the Court, did Joriz send the
13 police to your house?

14 A Yes.

15 Q What time was that?

16 A Ten o'clock at night.

17 Q Did you have to let them in?

18 A Yes.

19 Q Did they have to go see your son?

20 A Yes, it's the second time. There was one several
21 days prior to it.

22 Q Okay.

23 A She did a wellness check.

24 Q All right. Keeping in mind the day that the court
25 entered the restraining order, that night you told Joriz
26 that the restraining order was granted. The next day did
27 she--

1 MS. TIBERI: Objection.

2 Q --communicate to you?

3 MS. TIBERI: Objection, your Honor.

4 THE COURT: She didn't finish the question.

5 MS. TIBERI: I'm sorry.

6 THE COURT: Please continue with the
7 question.

8 Q Okay. Keeping in mind the day that the restraining
9 order was granted and your conversation-- your testimony is
10 it's your conversation to Joriz that you notified her of the
11 restraining order, and the police came to the house. The
12 next day did Joriz contact you again?

13 A I think via FaceTime.

14 Q She did? Did she send you text messages?

15 A I'd have to check the phone.

16 Q To your knowledge, was the restraining served on her
17 ultimately two days after it was granted?

18 A Yes, by the way she responds, she definitely saw
19 that -- the other family circus also saw the
20 restraining order.

21 Q All right.

22 A Because all the verbiage on there clearly indicates
23 that she had seen the restraining order.

24 Q And by verbiage, do you mean that the day following
25 the restraining order, but the day before it was before it
26 was served, she made specific reference to provisions in the
27 restraining order, is that what you're referring to?

1 A Yes.

2 Q In her motion. All right. And she also reached out to
3 you?

4 A Yes.

5 Q Okay. So, the only period of time where your son has
6 had any peace has been since the marshal left the
7 restraining order at her place of work?

8 A Yes.

9 Q Okay. In the sixty days prior to the restraining
10 order, okay.

11 A Okay.

12 Q Did Joriz attend soccer?

13 A Yes.

14 Q Did you have an opportunity to observe Joriz's
15 behavior at soccer?

16 A Yes.

17 Q What did you observe?

18 A At first, pretty good. It was not bad, you know.
19 Leo's playing soccer, we're watching him, you know, no big
20 deal. And, you know, the fact that they're seeing each
21 other, I was, you know, okay with, happy with. And then I
22 guess as trial and all that was occurring, the behavior of
23 Joriz got-- was changed. She wanted to say, let's settle
24 this out, let's settle this out, as we're on trial, let's
25 settle this case. And I, you know, I didn't say anything
26 about that. We're at soccer. And then one day -- and then
27 the only opportunity now she has with Leo, the supervision

1 was gone, the only -- the supervisor withdrew because I
2 guess she got threatened, so she--

3 MS. TIBERI: Objection, your Honor. I don't
4 know what that part is, but I--

5 THE COURT: Your objection is sustained as
6 to his answer, he's speculating. Next question.

7 Q So, are you speculating that the supervisor ended her
8 role as a supervisor in your case, is that speculation or do
9 you know that to be a fact?

10 A For a fact, yeah.

11 Q All right.

12 A Yeah, because she didn't have insurance and
13 Joriz was pushing the issue about that, and she felt
14 threatened.

15 MS. TIBERI: Objection, your Honor.

16 A She felt threatened, so she quit.

17 Q Okay. And were you copied on all of the
18 communications that Joriz was sending to the supervisor in
19 terms of threatening the -- the --

20 MS. TIBERI: Objection, your Honor. She's--

21 THE COURT: She hasn't finished the
22 question, Ms. Tiberi. Let her finish the
23 question, please. We have to make a record.

24 MS. TIBERI: Okay.

25 Q When Miss Tiberi, Joriz Tiberi was communicating with
26 the supervisor, were you directly copied on the
27 communications from Joriz to the supervisor?

1 A I think so, I was.

2 Q Yes. So, are you speculating about the threats to the
3 supervisor, or do you know that to be the case?

4 A Definitely the case.

5 Q Okay. So go ahead, so let's go back to the
6 interactions between Joriz?

7 A Okay. So there was no supervisor in place
8 anymore, but she still was allowed to see-- the--
9 Judge Grossman allowed that, said--

10 THE COURT: Allowed what?

11 THE WITNESS: To have her come to see Leo on
12 soccer on Sundays. But then something changed,
13 she came up to me and as I was explaining
14 before, her behavior, she was like this is mommy
15 finger, this is daddy finger and there was a
16 lady here, a fire-- a soccer dad there, a soccer
17 mom there, and she kept coming over to me and
18 saying it really loud, my husband sticks this up
19 Leo's butt. And I'm like, you know what, stop
20 right now. I walked away. She followed me. I go,
21 you're going to lose the chance of seeing Leo.
22 This is the only opportunity right now and
23 you're losing it. And she kept going on and on
24 and I said stop, stop right now.

25 THE COURT: Going on and on, what do you
26 mean by going on and on?

27 THE WITNESS: As I'm walking away, she kept

1 saying daddy finger, and then she's saying,
2 Leo's exhibiting from Diego, the coach, that
3 Leo's doing it to other children in the soccer
4 place, which is completely false. We're at
5 soccer, but she's--

6 MS. TIBERI: Objection, your Honor.

7 THE WITNESS: --making these statements--
8 she's making these statements to these soccer
9 moms and dads.

10 THE COURT: And this was when again?

11 THE WITNESS: This was, I think, March 6 or
12 so. This was without--

13 THE COURT: Okay. This was before --

14 THE WITNESS: Just before--

15 THE COURT: Excuse me. Let me ask the
16 question and then you can answer me. The
17 testimony you just gave is something that
18 happened at one of Leo's soccer game.

19 THE WITNESS: Mm-hmm.

20 THE COURT: But you are aware that it was
21 March 29th that Judge Egan issued the protective
22 order?

23 THE WITNESS: Yeah, and because there was
24 other--

25 THE COURT: And it was served a little bit
26 later.

27 THE WITNESS: Yeah.

1 THE COURT: Okay. So this is before that?

2 THE WITNESS: Yes.

3 THE COURT: Okay.

4 THE WITNESS: This was before.

5 THE COURT: All right. Next question.

6 Q Just so let's focus on the -- the couple of weeks
7 prior to your application for the restraining order.

8 A Mm-hmm.

9 Q Prior to applying for the restraining order, did
10 you believe that your son was in imminent threat of
11 harm by his mother?

12 A Yes.

13 Q Prior to filing the restraining order, did you
14 believe that you were subject to harm by Joriz?

15 A Yes.

16 Q All right. You started giving an example of
17 Joriz attending soccer on Sunday, March 8, 2022.

18 A Mm-hmm.

19 Q You started giving an answer saying that Joriz
20 was essentially identifying the fingers on her hand.
21 When that was occurring, were other parents around?

22 A Yes.

23 Q When that was occurring, were children around?

24 A No, I don't think so.

25 MS. TIBERI: Objection, your Honor. What is
26 the relevance of, you know, of continuous
27 physical harm with what Attorney Knopf is, I

1 guess, referring to when she's talking about
2 everybody else?

3 THE COURT: If you have an objection, you
4 have to state the grounds for the objection .

5 MS. TIBERI: Oh, sorry.

6 THE COURT: You don't ask the Court to help
7 you with the objection. That's what you're
8 doing. All right. So, if you have an objection,
9 state why you're objecting and then I'll rule on
10 it.

11 MS. TIBERI: The relevance.

12 THE COURT: Okay. It's relevant. You may
13 continue, Attorney Knopf.

14 Q Did you try to stop Joriz's behavior by walking away
15 from her at soccer?

16 A Yes.

17 Q Was she filming herself?

18 A She was filming partial. She was filming here
19 and she was filming in other-- yes.

20 Q Yes. Okay. And in addition to her indicating fingers,
21 did she indicate that there was a finger by which you
22 sexually abuse children?

23 A Yes.

24 Q Did she make an allegation that your son sexually
25 abuses other children?

26 A Yes.

27 Q Does that harm your son?

1 A Definitely, yes.

2 Q Okay. Did you have to go to the men's room to
3 get away from her?

4 A Yes.

5 Q Who called the police?

6 A That day, it did not occur.

7 Q Did the Monroe police come that day?

8 A Not that day. It was another time, the following
9 Sunday.

10 Q Okay.

11 A Where we had to say this has to stop. So, the
12 other time, we asked her to leave. The owner asked her
13 to leave. It was the following Sunday, she wouldn't
14 leave. No, she left, actually. And then the following
15 time, that's where we had the interim order that she
16 has to leave, and then she wouldn't leave. The owner--
17 the owner-- she wouldn't listen to the owner. And then
18 she said she was going to sue the Ole. And then they
19 called the police. And then she claims to me I didn't
20 have the balls to call the police myself.

21 Q Okay. So, she name called you in addition to
22 everything else?

23 A Yeah.

24 Q All right. She's nodding her head right now, but
25 I want you to pay-- focus on me.

26 A I am.

27 Q Okay. So, in addition to making an accusation

1 that you use your fingers to assault, children--

2 A Mm-hmm.

3 THE COURT: She didn't say children. She
4 said her son.

5 BY ATTY. KNOPF:

6 Q Your child.

7 A Mm-hmm, yes.

8 Q And calling you names and using the word balls,
9 did she create any other disturbance that day at the
10 soccer?

11 A Those comments alone, I had other parents looking,
12 like, you know, they pretended not to hear, but they hear.
13 They hear all that stuff. I mean, since then now I'm so
14 skeptical of even bringing him there now, just --

15 Q That's what I was going to ask you.

16 A Yeah.

17 Q So, following these-- the incidences between
18 Joriz and you or Joriz and your son at soccer--

19 A Mm-hmm.

20 Q Has there been an interruption in his
21 participation in the soccer?

22 A It's based on my reasoning of allowing him to go
23 or not to go, and right now I am not very comfortable.

24 Q Why are you not comfortable?

25 A Because I -- you know, parents, I'm sure, they
26 believe me or whatever, but I didn't want to make a
27 spectacle out of it. I'm actually thinking on

1 transferring to probably Fairfield Ole instead of
2 Monroe. I mean, I have no issue to prove my fact, you
3 know, proof on it, but at the same time it's, I don't
4 know, I really don't want to deal with that.

5 Q All right. Is there a history of your son's
6 interaction with children of his own age being stopped based
7 on similar comments made by Joriz?

8 A Like?

9 Q In other words, did other kids stop playing with your
10 son because she made--

11 A Oh, yes.

12 Q Okay.

13 A Yeah.

14 Q So, that's happened?

15 A Oh, yeah, all the time.

16 Q So-- but do you-- so, are you concerned about
17 that?

18 A Yes. I mean, prior to my neighbors wouldn't allow
19 that because she accused --

20 MS. TIBERI: Objection, your Honor. I --
21 whatever, I guess, the relevance because again
22 it's from a long time ago whatever neighbors
23 he's talking about. I mean, we've been in
24 litigation for three years. I don't know if I
25 just did that right or if I said too much. I'm
26 sorry.

27 THE COURT: The objection is overruled.

1 Please wait, excuse me. Please wait for the full
2 response before you object because it helps you
3 and me. But based on your interrupting him in
4 his testimony, I'm overruling the objection.

5 MS. TIBERI: Okay.

6 THE COURT: Next question, Attorney Knopf.

7 Q In some of your responses this morning you have used
8 words such as her actions lately or her behavior changed.

9 A Mm-hmm, yes.

10 Q I'm focusing on those words. What have you
11 noticed about her actions lately or the change in her
12 behavior that gives you concern? You've already
13 answered --

14 A Mm-hmm.

15 Q That Joriz went to the school unsupervised to
16 pick up your son.

17 A Mm-hmm.

18 Q What other things have made you believe your son is
19 in-- is in harm's way?

20 A She's not supposed to come to my door, and she showed
21 up at my door, put her foot in there. And I said, you have
22 to go, you're not supposed to be here. And--

23 MS. TIBERI: Objection, that never happened.

24 THE COURT: You'll be testifying --

25 MS. TIBERI: Yes.

26 THE COURT: When it's your turn.

27 MS. TIBERI: Okay. Sorry.

1 THE COURT: Do you want to withdraw the
2 objection now?

3 MS. TIBERI: Yes, I would-- I would like to
4 withdraw the objection.

5 THE COURT: So, she put her foot in the door.
6 You told her she was supposed to be there. But I
7 don't know when this happened, Mr. Tiberi.

8 THE WITNESS: Yeah.

9 BY ATTY. KNOPF:

10 Q Did that happen in the last, like, forty days, forty-
11 five days?

12 A Yes.

13 Q Since the judge entered her interim orders?

14 A Yes.

15 Q Okay.

16 A Since the interim order.

17 Q To your knowledge, when the judge ordered that
18 Joriz stay away from your home, did she follow that
19 court order?

20 A No.

21 Q Does that make you afraid?

22 A Yes.

23 Q Does it make you afraid for your son?

24 A Yes.

25 Q Okay. So following the order where Joriz was ordered
26 to stay away from your son and your parents and your home--

27 A Mm-hmm.

1 Q Not only did she go to soccer, right?

2 A Mm-hmm.

3 Q She came to your home?

4 A Mm-hmm.

5 Q Did she bring the dog?

6 A Yes.

7 Q Did either Joriz or the dog gain access to your
8 home?

9 A The dog came in. Her foot was by my door. I
10 wasn't going to open the door, but--

11 MS. TIBERI: Objection, your Honor, the
12 relevance.

13 THE COURT: I didn't hear the --I have to
14 apologize, I didn't hear that question clearly,
15 Attorney Knopf. Can you repeat it, please?

16 ATTY. KNOPF: I'm sorry. You know, I get
17 thrown by the objections, so I don't know
18 exactly what I asked, but I believe that the
19 tenor was --

20 THE COURT: We'll play it back then, the
21 reporter.

22 ATTY. KNOPF: Yeah, sorry.

23 THE COURT: It's okay.

24 THE WITNESS: I know it.

25 ATTY. KNOPF: You knew the question.

26 THE WITNESS: Yeah.

27 THE COURT: All right. You're not -- let's

1 not volunteer any statements, please. Remember
2 my instruction earlier. Thank you. When you're
3 ready, please, play the last question.

4 (Playback by the Court Monitor)

5 Q *She came to your home.*

6 A *Mm-hmm.*

7 Q *Did she bring the dog?*

8 A *Yes.*

9 Q *Did either Joriz or the dog gain access to your*
10 *home?*

11 A *The dog came in. Her foot was by my door. I*
12 *wasn't going to open the door, but--*

13 MS. TIBERI: *Objection, your Honor.*

14 (Playback concluded)

15 THE COURT: Tell me when we're back on the
16 record.

17 THE COURT MONITOR: We are.

18 THE COURT: All right. The objection is
19 overruled. And you may complete your answer to
20 the last question, Mr. Tiberi.

21 BY ATTY. KNOPF:

22 Q Do you have anything further in response to the last
23 question?

24 A No.

25 Q Okay.

26 THE COURT: You said I wasn't going to let
27 her in, and then you stopped.

1 THE WITNESS: Oh.

2 THE COURT: Anything else follows from that
3 or not?

4 THE WITNESS: Within about five minutes
5 eventually she-- she stopped with the foot, and
6 then she walked the dog and then she left.

7 BY ATTY. KNOPF:

8 Q Are you concerned for your own safety?

9 A Yes.

10 Q Are you asking the Court to extend the restraining
11 order for Leo?

12 A Yes.

13 Q Are you asking the Court to extend the
14 restraining order for you?

15 A Yes.

16 Q Why are you asking the Court to extend the
17 restraining order for your benefit?

18 A Because I'm at fear of the fact that she may
19 take Leo from me. By her actions recently it's gotten
20 worse. What-- how I feel and how I see it, her
21 behavior is only going to get better, if possibly get
22 better, if these beliefs of sexual molestation of my
23 son ends and the fact that she gets help and I see a
24 change in her behavior, I will allow that. But as of
25 now I am actually scared she may do something to me--

26 Q Why?

27 A Or she may take Leo.

1 Q You're afraid that she may do something to you,
2 why?

3 A Her mental state right now is definitely-- it's
4 gotten back to where it was.

5 Q Okay. What do you mean has gotten back to where it
6 was?

7 A She was hospitalized with acute--

8 MS. TIBERI: Objection, your Honor, the
9 relevance of -- oh, I'm sorry. Let me-- let me
10 take back my objection.

11 THE COURT: You withdraw the objection?

12 MS. TIBERI: All right. Withdraw my
13 objection.

14 THE COURT: All right. Please continue.

15 Q So, can you finish your answer?

16 A Yeah, the behaviors are similar to what has
17 happened back in 2018, same thing, acute delusional
18 psychosis where everything is based upon molestation
19 of Leo, things done to Leo, daycare and Leo. Lady with
20 a black eye, same thing. Now, I mean, it's -- the
21 main, main focus is me, but these allegations and-- is
22 still happening. And, you know, sexual allegations to
23 myself is definitely not-- is not in any way Leo
24 should be subjected to this until she gets proper help
25 until these delusions, these thoughts are gone.
26 Because if she's by himself with her, if he's with her
27 by herself, who knows what could happen. She could

1 abduct him, she continue filling stuff in his brain,
2 and she's been doing that.

3 Q All right. So, she-- you answered the questions
4 already about filling stuff in his brain.

5 A Mm-hmm.

6 Q Was there a time period where she removed Leo
7 from the state of Connecticut when your divorce was
8 pending, or before your divorce was pending?

9 A Yes.

10 Q Okay. Do you have a concern that she's going to do
11 that again?

12 A Yes.

13 Q Okay. And does Joriz send you text messages or emails
14 that you are the person standing in the way of Joriz seeing
15 Leo?

16 A Yes.

17 Q Okay.

18 A But not recently because she can't email me
19 anymore.

20 Q Only because of the restraining order?

21 A Yeah.

22 Q But until she had knowledge of the restraining
23 order--

24 A All the time.

25 Q All the time. How often is all the time?

26 A Every other day, every -- pretty much almost
27 every day.

1 Q And what is the time period, what's the day or night
2 hours when all of these pleadings and text messages and
3 emails come in?

4 MS. TIBERI: Objection, your Honor, the
5 relevance of-- do I continue? Oh. The relevance
6 of her asking about pleadings the time and I
7 don't know what that has to do with what we're
8 here for.

9 THE COURT: Well, the claim so far from the
10 witness is that you have a mental instability.
11 And if you're sending text messages at three,
12 four in the morning, for example, it's very
13 relevant to the claim that you have a problem.

14 MS. TIBERI: Oh.

15 THE COURT: But we'll get to that when you
16 have a chance to testify.

17 MS. TIBERI: Yes.

18 THE COURT: You'll be given full opportunity
19 to explain your position on all of these issues
20 that are being raised.

21 MS. TIBERI: Okay.

22 THE COURT: Okay. All right. Again, the
23 question had to do with the time frame of these
24 communications, Mr. Tiberi.

25 BY ATTY. KNOPF:

26 Q When are the-- give-- can you give me an example,
27 please, of when the text messages and the emails come in? Do

1 they come in between nine a.m. and five p.m.?

2 A Every time, a lot, ten.

3 Q Middle of the night?

4 A Two, yeah, I mean, if I really pay attention, yes,
5 two in the morning. I mean they vary everywhere, but I did
6 notice a bunch ten o'clock, two o'clock. And a lot of these
7 motions that she files with court also crazy hours. And
8 these emails to Janis, to yourself, crazy hours.

9 Q Okay.

10 THE COURT: Who's Janis?

11 ATTY. KNOPF: Attorney Janis Laliberte, your
12 Honor, is the guardian ad litem in the family
13 case.

14 THE COURT: I was asking the witness.

15 ATTY. KNOPF: Oh, I'm sorry.

16 THE WITNESS: Janis is the guardian ad
17 litem.

18 THE COURT: Okay, I understand, thank you.

19 Q Okay. And you use the word delusional. Why do you use
20 the word delusional Joriz?

21 A Because her thoughts-- her thoughts, everything else
22 is okay, but when it comes to her son and her daughter, it's
23 based upon sexual misbehaviors and sexual abuse.

24 Q Okay.

25 A From her prior daughter, she made another-- she
26 made an allegation--

27 MS. TIBERI: Objection, your Honor.

1 THE COURT: Well, no one asked you anything
2 about a prior daughter. However, I read the-- I
3 perused the complaint in the divorce case before
4 coming out here to hear this application for
5 relief from abuse. And I only understood there
6 was a one child, a boy, age seven named Leo. Are
7 there other children of this marriage or not?

8 ATTY. KNOPF: No.

9 THE WITNESS: No.

10 THE COURT: All right. Let's stick to Leo,
11 okay.

12 THE WITNESS: Okay.

13 Q Is there another reason why you use the word
14 delusional?

15 A The delusional is the fact that somehow in her
16 brain she thinks that people in the past, and myself,
17 have molested Leo. And that's -- and according to the
18 doctor that did the forensic study, that could be
19 something fixated in her brain that she can never get
20 rid of because--

21 MS. TIBERI: Objection, your Honor. I'm not
22 sure if it's the relevance or he's speaking for
23 somebody that's not here, and he's not a doctor.

24 THE COURT: The objection is sustained. The
25 witness is not competent to testify about a
26 mental condition, for one, and for the other,
27 the person who opined about her mental

1 condition, I presume, is a professional
2 individual who is not present to testify. You
3 may continue, Attorney Knopf.

4 Q The next few questions are centered on the time frame
5 from March 22, 2022 forward, okay?

6 A Okay. I don't have the times-- okay.

7 Q Okay.

8 THE COURT: That would be, so that the
9 record is clear and the witness and the next
10 witness are clear, the week immediately before
11 the order of protection was issued ex parte, on
12 the papers, by Judge Egan, exactly one week
13 before the 29th of March, which -- and I believe
14 the ex parte order was served upon the
15 respondent, Miss Tiberi, two days thereafter,
16 March 31st. So just to have a time frame, Mr.
17 Tiberi.

18 THE WITNESS: Mm-hmm.

19 THE COURT: All right. So, again, your
20 question from March 21st?

21 Q From March 22, 2022 forward.

22 A Mm-hmm.

23 Q Was there an escalation in the behavior of Joriz
24 against you? You've indicated against Leo. Against
25 you? That would be the day following or the day of
26 Judge Grossman's interim orders, where he was ordered
27 to stay away.

1 A Yes.

2 Q Yes.

3 THE COURT: Well, I'm sorry, hold on a
4 minute. You said Judge Grossman's order.

5 ATTY. KNOPF: Yes.

6 THE COURT: Judge Egan has an order --

7 ATTY. KNOPF: I understand that, your Honor.

8 THE COURT: -- on March 22nd.

9 ATTY. KNOPF: At this point I'm focusing
10 briefly on what served as the basis for Dr.
11 Tiberi to file the application on the 29th.

12 THE WITNESS: It was the cumulative action
13 since March 6th following the incidents at the
14 school, incidents at my house, the police coming
15 to my house, the soccer-- soccer, you know, the
16 allegations in front of all the soccer moms and
17 dads. It was the accumulation of everything. And
18 at this point, I had to stop that.

19 Q Okay.

20 A Because of the condition which she's, you know,
21 portraying to me, is the behavior is not right.

22 Q Not right. I just--

23 A And --

24 Q Yeah?

25 A And the fact that, yeah, there's-- I have a concern,
26 I mean, because I watch some movies

27 THE COURT: We don't need to know about the

1 movies.

2 THE WITNESS: Okay.

3 Q You have some concerns, what specifically are your
4 concerns?

5 A My life could be in danger.

6 Q Okay.

7 A She could easily probably kill me, and those
8 thoughts, I -- cross my mind quite a bit.

9 Q Okay.

10 THE COURT: I have a question that I am
11 going to ask the attorney, and you make a note
12 when you testify you may want to comment on my
13 question at the appropriate time, not yet, Miss
14 Tiberi, during the divorce trial, which I assume
15 was a lengthy trial and resulted in a judgment,
16 was there a medical report introduced as an
17 exhibit concerning the mental health of Miss
18 Tiberi, yes or no?

19 ATTY. KNOPF: Yes.

20 THE COURT: Okay.

21 ATTY. KNOPF: The case has not gone to
22 judgment yet. Judge Grossman entered interim
23 orders.

24 THE COURT: But it's a full exhibit?

25 ATTY. KNOPF: It's a full exhibit. It's
26 probably under seal.

27 THE COURT: Okay. Thank you.

1 ATTY. KNOPF: It's the psychological
2 evaluation.

3 THE COURT: All right, thank you, you may
4 continue. And there was testimony, I presume, as
5 well before that was introduced?

6 ATTY. KNOPF: Yes.

7 THE COURT: Okay.

8 THE COURT: By the witness? By the--

9 ATTY. KNOPF: By Dr. Biren Caverly.

10 THE COURT: I'm sorry?

11 ATTY. KNOPF: Yes, Dr. Biren Caverly
12 testified.

13 THE COURT: Yeah, the author, the author of
14 the--

15 ATTY. KNOPF: The author of the exhibit.

16 THE COURT: -- exhibit. Okay. Thank you.

17 ATTY. KNOPF: The author of the evaluation
18 testified. And both parties had the opportunity
19 to inquire and cross-examine.

20 THE COURT: Of course.

21 ATTY. KNOPF: Okay.

22 THE COURT: Thank you, Attorney Knopf.

23 Q Before I pass you to -- the witness to Miss Tiberi,
24 is there any other reason that you haven't otherwise
25 articulated yet as to why it is you want the restraining
26 orders to extend to you and to Leo?

27 A Her behaviors have not changed. Her behaviors can

1 actually worsen if-- if she's allowed back with him, who
2 knows what she can do. So right now until I actually see
3 some kind of change or even Judge Grossman's almost ordered
4 the fact that she needs six months of medication and
5 rehabilitation--

6 MS. TIBERI: Objection.

7 THE WITNESS: --to actually go forward to
8 possibly supervised visits again.

9 MS. TIBERI: Objection.

10 ATTY. KNOPF: Okay. I'm going to pass the
11 witness at this time, your Honor.

12 THE COURT: You're going to have, in a
13 moment, the opportunity to examine your ex-
14 husband about his testimony. So, you can get
15 your papers ready.

16 MS. TIBERI: Your Honor, I would just like
17 to start by -- by stating something really, I
18 don't-- I'd like to share something with you,
19 your Honor.

20 THE COURT: Well, just a moment.

21 MS. TIBERI: Okay.

22 THE COURT: Here's the rules. I told you
23 when we started before anyone said anything--

24 MS. TIBERI: Yes.

25 THE COURT: When he finishes his testimony,
26 you're given the opportunity to ask questions
27 about his testimony, to cross-examine we call

1 it. You're not to confuse that with the
2 opportunity to testify or to offer testimony,
3 like what you're trying to do right now. That
4 comes after you've asked all of your questions
5 of the witness and after further questions,
6 which may or may not occur, from Attorney Knopf.
7 Do you understand?

8 MS. TIBERI: The last part, can you repeat
9 the last part, your Honor?

10 THE COURT: Yes, you're not permitted to
11 testify yet, to offer evidence yet, either
12 testimony or documents, not yet.

13 MS. TIBERI: Okay.

14 THE COURT: Now is the time to examine the
15 witness about his testimony--

16 MS. TIBERI: Okay.

17 THE COURT: --on direct.

18 MS. TIBERI: Okay.

19 THE COURT: It's called cross-examination.
20 Once he's-- once you're finished with your
21 cross-examination of the witness, Attorney Knopf
22 may or may not have additional questions. And if
23 she does, you'll be permitted to ask him
24 questions. And then you'll get a second
25 opportunity to cross-examine about those
26 questions, if they occur. If they don't occur,
27 when you finished with your examination, cross-

1 examination of the witness, then it will be your
2 turn to testify, assuming that Attorney Knopf
3 doesn't call you. She may call you as a witness
4 herself. Do you understand now?

5 MS. TIBERI: Yeah, okay. Yes, I do.

6 THE COURT: All right. So, you can examine
7 the witness.

8 MS. TIBERI: Yes. Thank you for being
9 patient, your Honor.

10 THE COURT: Oh, you're welcome.

11 THE COURT: I appreciate it.

12 CROSS-EXAMINATION BY MS. TIBERI AS FOLLOWS:

13 Q Okay. Frank, how tall are you?

14 A 5'10.

15 Q And how much do you weigh?

16 A 205.

17 Q How much do you bench press?

18 A Not much lately. My -- I hurt my shoulder.

19 Q Which is what?

20 A 250.

21 Q 250, 250 pounds, okay. How tall am I, Frank?

22 A 5'3.

23 Q Very close, 5'2.

24 Q How much do I weigh?

25 A Probably 125.

26 Q A little less, about 115.

27 Q Frank, are you really telling the Court that you are

1 afraid of being harmed by little old me?

2 A Not physically harmed.

3 Q Are you afraid of being physically-- you're not
4 afraid of being physically harmed?

5 A No. Let me just say --

6 Q Are you going to change your answer, Frank?

7 A Actually when you were talking about your frame,
8 it was of you beating me up.

9 Q I asked you--

10 A But as far as you could--

11 Q -- are you afraid of being physically harmed by
12 little old me?

13 THE COURT: Let me tell little old me
14 something, first of all, you're interrupting the
15 witness. You can't do that.

16 MS. TIBERI: Sorry.

17 THE COURT: Two people will not talk at the
18 same time--

19 MS. TIBERI: Okay.

20 THE COURT: -- because we cannot make a
21 record when you--

22 MS. TIBERI: I understand. I'm sorry.

23 THE COURT: And number two, he already
24 answered the question, his fear is not of
25 physical harm. So, let's keep going here.

26 Q Okay. Can you please tell the Court when the pattern
27 of physical abuse started?

1 A It -- physical abuse, you didn't-- not that you hit
2 me or not that you did anything physically like that. The
3 abuse that's concerning to me is the psychological abuse on
4 which you-- you're showing.

5 Q Can you please show me where is your threat of
6 physical injury?

7 A Physical--

8 THE COURT: Excuse me, excuse me. He's
9 testified now twice that he does not have fear
10 of physical harm, that it's psychological abuse
11 that he's been referencing.

12 MS. TIBERI: Oh, I apologize, your Honor.

13 THE COURT: All right.

14 MS. TIBERI: So my next -- your Honor, can
15 you just bear with me.

16 THE COURT: I will bear with you. I know
17 you're not an lawyer, and I'm going to give you
18 a lot of leeway, but I will --

19 MS. TIBERI: So--

20 THE COURT: Ma'am-- ma'am, can you hear me?

21 MS. TIBERI: Oh, yes, sorry.

22 THE COURT: I will give you a lot of leeway
23 because you're not a lawyer, but I must follow
24 the rules of evidence. You understand?

25 MS. TIBERI: Yes.

26 THE COURT: You understand?

27 MS. TIBERI: I understand.

1 THE COURT: Okay. Thank you.

2 MS. TIBERI: I can't address you, I can only
3 address him right now, right?

4 THE COURT: Yes.

5 MS. TIBERI: Okay.

6 Q Frank, why are you lying to the judge?

7 ATTY. KNOPF: Objection to the form of that
8 question, lacks foundation.

9 THE COURT: Sustained as to the form of the
10 question.

11 Q Okay. Frank, you said that I stopped-- I'm sorry, let
12 me-- you said something about the indirect contact of
13 emails. Can you please, when did I send you this date of
14 email that you were-- you felt threatened with?

15 A The emails that were after the restraining order.

16 Q What day was that?

17 A I can't come up with the dates, but you filed through
18 the-- you entered with the family circus mentioning Judge
19 Egan, mentioning the whole restraining order on that blog,
20 and that basically occurred after the restraining order.
21 Everything on there is from the restraining order.

22 Q How do you know that was me?

23 A Everything on there, it's from you. That's like you
24 would say to me, well, this is what Leo says, this is what
25 the -- this is what this lady called DCF not you. You never
26 use your name, but you use everybody's else name. That's
27 your way out. Like you're saying that's not you. That is

1 you. You fed him all this information.

2 Q How did I pose you harm by you-- I mean, what day did
3 I send that email--

4 A Right after the restraining order.

5 Q -- that you are referring to?

6 A Right after the restraining order everything was
7 posted.

8 Q What day would that be?

9 A I would have to look.

10 Q Can you please look?

11 A It has a picture-- yes.

12 Q Can you please check?

13 A Do you mind if I?

14 THE COURT: What do you need?

15 THE WITNESSES: On my phone it has the date.

16 THE COURT: You want to use your phone?

17 Marshal.

18 THE WITNESS: Oh, I'm sorry.

19 THE COURT: The marshal will deliver it for
20 you. You can stay in the seat unless I excuse
21 you. Okay?

22 THE WITNESS: Mm-hmm.

23 THE COURT: All right. That's your phone,
24 sir?

25 THE WITNESS: Yes.

26 THE COURT: All right. Take a look at it if
27 it's going to refresh your recollection about

1 anything that you're being asked by -- by Miss
2 Tiberi.

3 THE WITNESS: March 30th.

4 THE COURT: March --

5 Q Okay. You say March --

6 THE COURT: Excuse me, hold on, hold on.

7 MS. TIBERI: Sorry.

8 THE COURT: March 30th of what year?

9 THE WITNESS: 2022.

10 THE COURT: Okay. Now, when you're done with
11 the phone, sir.

12 THE WITNESS: Yes.

13 THE COURT: And you're done now because you
14 answered the question, you can't continue to
15 look at the phone.

16 THE WITNESS: Okay.

17 THE COURT: You can deliver it to the
18 marshal, she'll put it back at counsel table
19 and you've already had your memory refreshed.
20 And you may ask your next question, Miss Tiberi.

21 MS. TIBERI: Okay.

22 THE COURT: When you're ready.

23 BY MS. TIBERI:

24 Q So, can you please provide the evidence that I have
25 anything to do with these blogs or these things that you are
26 referring to?

27 A Yes, the blog that there's a podcast with you talking

1 to Michael Volpe.

2 Q I'm sorry. Oh, go ahead.

3 A It has everything on there. It mentions
4 everything, that you're a survivor. Your whole thing
5 is recorded. It's right there.

6 Q I'm sorry. Are you talking about a --

7 A You let --

8 Q I'm sorry to interrupt you. Go ahead.

9 A You made -- you made it public to the family circus.
10 You actually talked and broadcast to all the audience. And
11 it has everything, it has everything in there.

12 Q Which is what?

13 A Which is about me, a pedophile, talking about Judge
14 Grossman, talking about Biren Caverly, talking about
15 everything, talking about my restraining order, talking
16 about everything. And you broadcasted it to this group. And
17 it's public.

18 Q So, on that note with you saying pedophile, does--
19 does our seven year old son know what a pedophile is.

20 A He knows it's a bad word. I don't tell him what
21 it is, but it's a bad word.

22 Q Mm-hmm, okay.

23 A But you mention it, that's why he says it.

24 Q All right. So, and he knows it's a bad word
25 because why?

26 A Because you say it in front of him and I say
27 it's a bad word. I'm going to tell him what a

1 pedophile is.

2 Q When did I say that in front of him? Can you
3 please tell me a date?

4 A You did this a little while ago. You stopped
5 doing it.

6 Q Can you please provide the date?

7 A You did it numerous occasions in back in 2021. I
8 couldn't give you the exact dates, but I know you did
9 mention it a whole bunch of times in front of him. When you
10 were having that partial unsupervised visit when gave it to
11 you, and then I had to take it back.

12 Q Okay. Thank you. So, if our son does not know what
13 that word means, how is this harming him if, if, if for some
14 reason I said something like that, which I didn't, oh, no,
15 am I not supposed to, sorry. But how would that harm someone
16 when they don't know what that means-- that word means?

17 A How would that harm?

18 Q Yes.

19 A That is just a bad word to use. You don't want
20 to say it. I don't want to explain what that word
21 means.

22 Q So would you--

23 A I don't-- go ahead.

24 Q Sorry, go ahead.

25 A I'm not going to explain what a pedophile is to
26 him.

27 Q I'm not asking, yeah, I'm sorry.

1 A He just knows it's a bad word because I don't want
2 him to repeat that word.

3 Q Would you say that that word bothers you more than it
4 bothers our son since he doesn't know what it means?

5 A That word-- that word would bother anyone,
6 especially when you've been falsely accused of a
7 thousand times of being a pedophile.

8 Q So, you mentioned something about the fire, a fire at
9 your house, right?

10 A Yes.

11 Q Can you elaborate a little bit about the fire
12 you were referring to?

13 A Yes. Back in April of 2021, I got a call from my
14 babysitter saying there's a -- your -- you know, there's a
15 little fire at the house. So, I was at Spotted Horse, and I
16 --

17 Q Spotted Horse is what?

18 A It's a restaurant bar like five minutes from my
19 house. So, I said call 911, I'll call 911. I shot down to
20 the house fast as heck, got the hose, turned it off, or put
21 the fire out. Meanwhile all the fire department came,
22 probably like six, seven fire trucks. And they said we got a
23 call from a Jill Soderman, who works with this family
24 circus, they called DCF and said I set the house on fire.

25 Q Mm-hmm.

26 A And Jill Soderman, so who told Jill Soderman
27 that the house was on fire? Some stranger just

1 happened to call DCF and said, no, it's my husband
2 that called or my husband who set the house on fire
3 and I saved Leo. That's what the police people-- the
4 police and DCF told me. That they got a call from
5 Jill, and Jill is a friend of yours apparently that
6 works for family circus that called DCF. Again, you
7 didn't use your name, but why would Jill Soderman call
8 DCF and report me that I set the house on fire?

9 Q So --

10 A And then you happened to be there not that--
11 very fast.

12 Q Okay. So, at the end-- at the end of all that,
13 what were the findings? Is --

14 A There was a --

15 Q What --

16 A -- cigarette butt.

17 Q It was a cigarette butt. Excuse me. There was a
18 cigarette butt you just said.

19 A Mm-hmm.

20 Q And so, who was smoking that cigarette butt?

21 THE COURT: Well, he did not say anything
22 about a cigarette butt to my recollection, so
23 you can inquire about any cigarette butt or any
24 other cause of the fire that he now says he put
25 out with the hose. That you can talk about. Did
26 you have something you wanted to say, Attorney
27 Knopf?

1 ATTY. KNOFF: I was going to object--

2 THE COURT: You're waving that--

3 ATTY. KNOFF: I was going --

4 THE COURT: You're waving your hand here and
5 the record can't see that or hear it, so --

6 ATTY. KNOFF: I was going to object on
7 relevance, your Honor.

8 THE COURT: All right. Next question,
9 please.

10 MS. TIBERI: Your Honor, I would like to --
11 can we hear -- can we back it up because Frank
12 said cigarette butt.

13 THE COURT: Ask him about it.

14 Q So, can you tell me about the cigarette butt?

15 A Yes, they did the investigation and they saw
16 that it was a cigarette butt that set the -- that
17 caused the fire to occur.

18 Q And who was smoking that cigarette butt?

19 A The babysitter.

20 Q The baby sitter that you left our son with?

21 A Yes.

22 Q Okay. And did you go on to accuse me of starting that
23 fire?

24 A You -- did I, at some point, I didn't tell
25 anybody, I basically I was thinking there's a
26 possibility you set the house on fire. It was just an
27 idea I had. And but what I've heard is that you called

1 DCF-- you had somebody call DCF and that I set the
2 house on fire and that you saved him.

3 THE COURT: Could you describe the fire, the
4 location and --

5 THE WITNESS: The fire location--

6 THE COURT: Wait, listen. You've testified
7 that you arrived, you had a hose, you put the
8 fire out. Where was the fire and describe the
9 fire and give me as much information about that,
10 please.

11 THE WITNESS: Okay. The fire was under the
12 deck, which is the kitchen, it's a patio. So,
13 under the deck there was slightly an unfinished
14 area that has probably could be fiberglass
15 insulation stuff that could somehow easily get
16 caught on fire.

17 And when I talked to the fire marshal, so it
18 was basically a maybe a two foot by two foot
19 opening that that's where that fire started.
20 They said it was windy that day. The cigarette
21 butt was tossed out, came back into this little
22 hole, crevice, and then over time it just, with
23 wind, eventually became a fire.

24 And the fire was so small, but I was able to
25 put it out. So, I mean, it was a tiny, tiny
26 fire, but you know, I guess, the fire department
27 and all that had to do their thing, and then I

1 talked to the fireman and he said DCF was
2 called, DCF was --talked about that fire.

3 THE COURT: Okay. Thank you.

4 THE WITNESS: Mm-hmm.

5 THE COURT: Thank you, sir.

6 MS. TIBERI: So--

7 THE COURT: Next question.

8 BY MS. TIBERI:

9 Q Yes. How many fire trucks were there?

10 A A lot, probably like six.

11 Q And how-- I'm sorry. Go ahead.

12 A Probably about six or so.

13 Q How many ambulance?

14 A One or two. It was a lot of--

15 Q Maybe like four? Yeah.

16 A It was a big spectacle.

17 Q Yeah, for a tiny little fire that you put out
18 with a hose, is that what you mean?

19 A Yeah.

20 Q Okay. Now, you just said that the firefighters told
21 you that the DCF was called?

22 A Yes. And I got contacted by DCF, and they had to
23 do an investigation on me for that because of the call
24 from Jill Soderman.

25 Q I'm sorry. But when did this occur? During fire or
26 after the fire?

27 A The fireman said DCF called them. And then DCF

1 had to -- DCF had to check it with the police because
2 you reported it to them that I was inebriated, drunk
3 and I set the house on fire. So, they just clearly
4 told DCF that no, none of that occurred. But the
5 report was through -- you filed a report with DCF to
6 contact the police.

7 Q I'm sorry who filed the report to DCF?

8 A Jill Soderman, who you talked to--

9 Q So--

10 A --about this fire.

11 Q And when did the firefighter talk to DCF? Did
12 they talk to them right then and there--

13 A I think, yes.

14 Q -- as they were putting out the fire?

15 A Yes.

16 Q Yes?

17 A The policeman was Officer Robak who talked to me
18 and said he was contacted by DCF, and he had to talk
19 to DCF, I think her name was Taylor, and that Frank
20 was not inebriated, Frank did not start the fire. They
21 have it all on record. I mean, it's-- it's in the
22 police reports and all that.

23 Q Okay. So, what were you doing at Spotted Horse?

24 A I was with friends having a drink--

25 Q And what--

26 A -- or food.

27 Q What were you drinking?

1 A I don't know, this was around seven o'clock, I
2 probably didn't even have a drink by then.

3 Q Frank, if I were to tell you that people saw you
4 there --

5 A You -- they're just --

6 Q -- drinking alcohol, and I was physically there,
7 would your answer change?

8 A No.

9 THE COURT: No question pending.

10 Q Frank, are you a recovering heroin addict?

11 ATTY. KNOPF: Objection, relevance,
12 inflammatory.

13 THE COURT: The objection is sustained.

14 Q Have you had prior complaints from the Department of
15 Public Health?

16 ATTY. KNOPF: Same objection.

17 THE COURT: I didn't hear the question. What
18 about the Public Health Department?

19 MS. TIBERI: If he's had any prior--

20 THE COURT: Have you had prior--

21 MS. TIBERI: --complaints from the Department
22 of Public Health.

23 ATTY. KNOPF: Same objection, relevance.

24 THE COURT: When?

25 MS. TIBERI: At any time at all.

26 THE COURT: The objection's sustained.

27 Q So, you mentioned that I had supervised visits ever

1 since January 3, 2020, right?

2 A Mm-hmm.

3 Q At -- there no time that I was supposed to have
4 unsupervised visits. Now, during the time of -- that I
5 was supposed to be supervised then until now, did you
6 ever allow me access to having unsupervised visits all
7 on your own without the judge saying it's okay?

8 A Yes.

9 Q Okay. Would you say that was going against the
10 court's order?

11 A I felt I gave you-- see the thing is when I give you
12 an inch, you took a yard. And by now, I've -- okay. You
13 asked me for a favor like doing that. Your behavior back
14 then was pretty good. I allowed an hour here, an hour here,
15 that you could take him home and all that, take Leo home. I
16 had no concerns that much. But -- and then then after
17 incidences -- incidences and then I had to stop that. But, I
18 was giving you leeway. I was giving you-- I'd love to have a
19 relationship, you and my son, and that was trying to lead
20 into. And then things changed, the fire and all that, the
21 things changed, and I had to put my--

22 Q What else?

23 A I had to take things in my control.

24 Q Which is what? What did you do?

25 A Become supervised again. I mean, when your behavior
26 was good with him, it was fine. I had no problem, you and
27 Leo. But when the behavior changed, I changed it on my own.

1 And then we had to go back to supervised. And that was
2 during the covid time. Nobody was doing supervision, so I
3 was allowing myself to do -- to supervise you. And I saw
4 your behavior was okay. But when I started hearing this, the
5 pedophile this or that, and then the fire, and then I
6 changed back. We had to go to court and install that
7 supervised visit again.

8 Q So, you're--

9 A I was giving you-- I mean, I was -- trust me, I
10 do a lot for you. But okay, go ahead, I'm sorry. Go
11 ahead.

12 Q So, you're saying that it was supervised and
13 then it was unsupervised, then you had to reinstall it
14 to supervised, is that what you're saying?

15 A Yes, mm--hmm.

16 Q So, you're telling me that from that -- from
17 January 3rd until now, there was a period of time
18 where the court ordered that I was to have
19 unsupervised visits?

20 A The court order wasn't like that. I allowed it, but I
21 guess it was a discretion of myself. Did I --

22 Q So --

23 A -- violate that order? I took it upon myself to
24 give you the leeway and give that fact. I mean, but
25 you used that against me of course.

26 Q So, when did you stop allowing me to have the
27 unsupervised visits that I was having with our son and more

1 time, when did that happen?

2 A A little prior to listening to some of your
3 statements a little after Christmas, New Years, and, you
4 know, the pedophile thing, as I were leaving with Leo as you
5 dropped him off, and then the fire in April 2021, that you
6 said I set the house on fire, you called DCF and did all
7 that. And then that had to change because, you know, that
8 behavior is what I went back to doing the supervised and
9 limiting the hours with you and Leo.

10 Q I'm sorry. Can you just be a little more clear of
11 when that actually changed?

12 A I would assume--

13 Q When -- when did you say, hey, you've had
14 unsupervised visits all this time and I've allowed you
15 because, you know, I'm going to, even if that's the
16 court order, I'm going to let you have unsupervised
17 visit, but now I'm not going to let you have
18 unsupervised visits.

19 A We had--

20 THE COURT: Excuse me.

21 Q When was that?

22 THE COURT: Excuse me.

23 MS. TIBERI: Oh, I'm sorry, am I describing
24 it wrong?

25 THE COURT: First of all, it's an
26 inappropriate question.

27 MS. TIBERI: Oh, I apologize, your Honor.

1 THE COURT: It's also rather confusing. But,
2 more importantly, in the real world in life, we
3 don't stop, there are no time outs in the real
4 world, like in games. In the game of life, there
5 are no time outs. We don't have frame by frame.
6 And that's what you're asking him to do. He's
7 already satisfied the Court as to why he used
8 his discretion to permit unsupervised and then
9 reinstate supervised visitations with Leo. So
10 let's move on.

11 MS. TIBERI: Oh, I think, I --

12 THE COURT: Let's move on to the next
13 question, please.

14 MS. TIBERI: I think my question was when he
15 reinstated.

16 THE COURT: Ask him, ask him.

17 Q My question is when was it when you -- like, what
18 prompted you to reinstate --

19 A It was--

20 Q -- the supervision?

21 A April of 2021, the time of the fire.

22 Q At the time of the fire. Okay.

23 A And the allegation of me setting the house on
24 fire to DCF was a no-no.

25 Q Okay. I understand. Let's see.

26 A I mean, making false allegations--

27 THE COURT: No question.

1 Q You said something about the coach in Ole
2 soccer?

3 A Mm-hmm.

4 Q Right. Did you ever speak to any of the Ole
5 soccer coaches or the manager in regards to Leo poking
6 another child in their behind?

7 A Never heard anything about it.

8 Q Okay.

9 A I'm there. I never seen anything that would say
10 that Leo poked somebody in the butt.

11 THE COURT: No. She asked you--

12 THE WITNESS: Oh.

13 THE COURT: -- did you ever hear from some of
14 the coaches, I think that's what it was.

15 MS. TIBERI: Or did he ever ask them for--

16 THE COURT: Or make statements about it to
17 other coaches?

18 THE WITNESS: Oh, no. She told me that--

19 THE COURT: Okay. No.

20 THE WITNESS: Okay.

21 THE COURT: Next question.

22 THE WITNESS: No.

23 THE COURT: Next question.

24 Q Have you asked Coach Yaya from -- or Coach Diego,
25 because you referred to Coach Diego, in Ole soccer if Leo
26 has done such a thing to poke another child in their behind
27 during summer camp, soccer summer camp?

1 A I never asked them.

2 Q Okay. Now, during FaceTime, did you allow Leo to
3 FaceTime me every single day?

4 A Not every single day. Sometimes you-- sometimes
5 you FaceTime, sometimes you don't.

6 Q Would you say, like the times that we did FaceTime --

7 A Mm-hmm.

8 Q You know, and you were not happy with it?

9 A Not happy with it?

10 Q Yeah, the times where you were not, when you
11 were unhappy about our FaceTime?

12 A Oh.

13 Q All right. How did you-- how did I harm Leo?

14 A We allowed the FaceTime to occur. But the last
15 FaceTime when you told Leo and I'm clearly right there,
16 Daddy's drunk and that Daddy's not allowing me to see you, I
17 heard that on FaceTime, so that I think Judge Grossman gave
18 me the opportunity to cease the FaceTime if there's an
19 action like that that occurred, and that's what I did.

20 Q Frank, so what do you do for a living, Frank?

21 A Dentist.

22 Q You're a dentist. And, what would your credentials
23 be? You're a DDS?

24 A DMD.

25 Q DMD, that's right, you are. So, for someone to
26 give you the authority to see if my mental capacity is
27 well, would you think you are qualified to say that I

1 am mentally impaired?

2 A Your behavior shows. And I don't have to be a doctor
3 to know that.

4 Q Can you please explain what you mean by that?

5 A The allegations that you tell me about raping my
6 son numerous times, and these allegations are coming
7 back with this and that, I don't have to be a doctor
8 to figure that out--

9 Q So when these--

10 A -- that something's going on again.

11 Q I'm sorry. Yeah, go ahead, I'm sorry.

12 A Go ahead.

13 Q So, when DCF was -- you mentioned DCF was called
14 numerous times. So, I'd like to visit that because was
15 DCF-- was there a case open at that time and DCF was
16 visiting me and our son in the marital home every
17 week?

18 A Yes.

19 Q So, were you aware that DCF would ask what happened
20 through that week during Leo's visits, unsupervised visits
21 with me. Were you aware that that's what he was asking me,
22 his name was Simon Williams.

23 A Yes, I know Simon.

24 Q Were you aware that these were the questions he
25 was asking?

26 A What were the questions?

27 Q How Leo behaved.

1 A Yeah.

2 Q Were you aware that he would ask if Leo behaved
3 in any sort of weird manner or that I needed to report
4 to him?

5 A He never had a concern with me.

6 Q No, my-- my question-- that wasn't my question. My
7 question is were you aware that these were the questions he
8 was asking me?

9 A I guess. Questions he was asking you?

10 Q He was asking me how Leo has been behaving.

11 A That's where you were talking to him. I don't
12 know what you guys were discussing.

13 Q Okay. So, were you aware that he would ask if
14 Leo did any odd behaviors during that week?

15 A He never asked anything. He never said anything that
16 would allow me to say that there was behaviors that Leo did
17 anything in-- anything inappropriate.

18 Q During that time you were having supervised visits
19 with our son, correct, and I had sole-- sole physical and
20 custody of our son and we were living in the marital home,
21 am I correct?

22 A Yes, from restraining orders you did it.

23 Q So, Leo was-- you were living with your parents and
24 Leo was having unsupervised visits with you?

25 A Yes.

26 ATTY. KNOPF: Timeframe, objection to the
27 form.

1 MS. TIBERI: Yeah, well, I'm just cross-
2 examining from what --

3 THE COURT: Yeah, but you need to describe
4 the form, there's a big vacuum. Your question --
5 the objection's sustained as to form. You have
6 to be more specific, just like you were
7 objecting earlier when, when was this happening,
8 a month, a year, something.

9 MS. TIBERI: Yes.

10 THE WITNESS: I think I know.

11 Q During this was in 2019 when DCF was in our life, and
12 this is what you were referring to?

13 A Mm-hmm.

14 Q When DCF was called?

15 A Yes.

16 Q So now, were you aware that-- I'm sorry. I already
17 asked that. If Simon was aware. Now, were you aware that
18 Simon asked to see these videos of Leo telling me that Daddy
19 grabbed him by the neck?

20 ATTY. KNOPF: Objection.

21 THE WITNESS: I've never heard anything--

22 ATTY. KNOPF: Objection --

23 THE WITNESS: -- like that.

24 ATTY. KNOPF: Relevance, timeframe,
25 foundation.

26 MS. TIBERI: Your Honor, this has something
27 to do with the DCF calls, the numerous DCF calls

1 that he was referring to and--

2 THE COURT: You have to give a frame of
3 time.

4 MS. TIBERI: And this was in 2019.

5 THE COURT: I can see a lot has happened--

6 MS. TIBERI: This is in 20--

7 THE COURT: -- between yourself and your
8 former husband and for a period of time that
9 does not include the time of the protective
10 orders, the orders for relief from abuse that
11 are before this Court today. So, we really have
12 to tie it in to what's before the Court today.
13 We're not relitigating the divorce or the
14 different parts of the contested divorce that
15 you and your ex-husband were involved in before
16 another judge a while ago. So, just try to ask
17 questions that are more specific--

18 MS. TIBERI: Mm-hmm.

19 THE COURT: --in terms of a timeframe,
20 please.

21 MS. TIBERI: A little more specific in terms
22 of the time?

23 THE COURT: The timeframe, yeah.

24 MS. TIBERI: So--

25 THE COURT: And it would be in your best
26 interest to focus on the timeframe around the ex
27 parte, March 29, 2022 forward.

1 MS. TIBERI: Okay.

2 BY MS. TIBERI:

3 Q So-- so, right now you're saying that Leo's
4 soccer-- has Leo been attending soccer?

5 A Not the last two weeks.

6 Q Okay. And why is that?

7 A Well, this past Sunday I took him fishing,
8 opening day fishing. So, I decided to do fishing and
9 Easter egg hunt, and to actually be at the right state
10 of mind to go ahead and deal with the soccer moms and
11 dads if that -- if they're going to say what's up with
12 what's going on. So, I have yet to really -- you know
13 it could be next week or I could be taking him to
14 Fairfield Ole because I don't know if I want to deal
15 with that situation.

16 Q Would you say that this is interrupting his regular
17 schedule?

18 A At this point, he could skip a soccer batch or two,
19 and it's at my discretion, and I feel he had a tremendous
20 amount of fun yesterday-- was it yesterday? Fishing and
21 Easter egg hunting. So, he did not miss soccer at all.

22 Q Do you think that's to our son's best interest to put
23 yourself first and when you feel good, to feel comfortable
24 enough to take him to soccer, do you think that's to our
25 son's best interest?

26 A I think both of our interests, yeah.

27 Q So, Frank can you explain again why you are in fear

1 of little old me?

2 ATTY. KNOFF: Objection to the form of that
3 question.

4 THE COURT: I've already received testimony
5 about the fear that he has. You have to be more
6 specific now because he did say that his concern
7 was not with any physical harm--

8 MS. TIBERI: So --

9 THE COURT: -- but psychological, so be more
10 specific. The objection is sustained as to the
11 form of the question. You may ask your next
12 question.

13 MS. TIBERI: So, your Honor, we're
14 specifically here for 46b-15, which has nothing
15 to do with psychological harm. And I believe it
16 says specifically physical abuse, stalking or
17 pattern of threatening by family or household.
18 This is what we are here for, your Honor. And I
19 believe that there's none, there's none of this,
20 none stated in his affidavit.

21 As a matter of fact, may I hand him a copy
22 of --

23 THE COURT: The reason we're having this
24 trial here, ma'am, is to go beyond what's in the
25 affidavit.

26 MS. TIBERI: Okay.

27 THE COURT: In order to persuade the Court

1 to extend or not extend the protective order for
2 at least one year or less. Okay. So, it's
3 relevant and it's helpful. You may continue
4 with your next question.

5 Q Okay. May I-- do you have a copy of your affidavit?

6 A I think so. Yes.

7 Q Yeah. Could you please read the first paragraph for
8 me?

9 A There is presently a pending divorce case between
10 Joriz Tiberi and me. The matter was tried before Honorable
11 Judge Grossman for eight days from July 30 of '21 to March
12 15, 2022. Trial just ended, we are waiting on memorandum of
13 decision. We have one child, Leo, born March 31, 2015.

14 Q Would you be able to tell me the threat of any kind
15 of a continuous harm in that paragraph?

16 A In that paragraph?

17 ATTY. KNOPF: Objection to the form of that
18 question.

19 THE COURT: The objection is sustained. You
20 have to ask him -- a question like that is
21 objectionable to because it doesn't focus on the
22 entire affidavit. You want -- if you want to
23 specify in the affidavit something to support
24 your question, you haven't done that yet.
25 Obviously, there's nothing in that language in
26 the first paragraph that even talks about the
27 protection or fear or stalking or threatening

1 behavior.

2 MS. TIBERI: Okay.

3 Q So, can you please read the second paragraph?

4 THE COURT: He doesn't need to read the
5 second paragraph. This in the -- this is in the
6 court file. You can ask him about the
7 truthfulness of the -- the affidavit.

8 MS. TIBERI: Okay.

9 THE COURT: But he's under oath now--

10 MS. TIBERI: Yes.

11 THE COURT: --in open court. You can ask him
12 does he reaffirm the truthfulness of the
13 statements contained in this affidavit dated
14 March 28, '22, which he used to obtain an order
15 from another judge ex parte, and which is now
16 the subject of today's proceedings. Do you
17 follow me? I'm trying to help you --

18 MS. TIBERI: I'm going to do that.

19 THE COURT: -- understand what you're able
20 and not --

21 MS. TIBERI: Yes.

22 THE COURT: -- able to do.

23 MS. TIBERI: Yes.

24 THE COURT: Do you understand?

25 MS. TIBERI: Yes, sir, your Honor.

26 THE COURT: Okay. Please continue.

27 BY MS. TIBERI:

1 Q Do you reaffirm that you told the truth and
2 nothing but the truth in your entire affidavit?

3 A Yes.

4 Q All two pages?

5 A Yes.

6 Q There is a part here where you said March 20,
7 one, two, three, four, five, six, seven, eight, the
8 one on the last-- the last paragraph on the first
9 page.

10 A Shelton police?

11 Q You know what, not that one. No, the one before that,
12 in addition, the one that part of the second to last
13 paragraph.

14 A Mm-hmm.

15 Q it says in addition to coming to soccer, right,
16 can you -- can you read the rest of that?

17 A Joriz showed at my doorstep uninvited on March
18 19th. I had asked her to leave numerous times because
19 court order states that she cannot come to my home.
20 She finally left without me calling the police.

21 Q So, why are you lying to the Court that I came to
22 your doorstep that day?

23 A You did come to my doorstep.

24 Q With what?

25 A With your dog.

26 Q That day? So, if I -- if I-- if I called a
27 babysitter right now that I came to the doorstep with

1 a jar of cotton candy to drop off to -- to our son--

2 A That was another time.

3 Q -- would that-- would that change -- would that
4 change your testimony right now?

5 A That was another day you came by, and you parked
6 across the street, and you brought your babysitter, and they
7 brought cotton candy to the doorstep.

8 Q You're saying that I brought--

9 A That was another day.

10 Q You're saying that brought cotton candy?

11 A No, you didn't. The one time you brought the
12 dog. The next time you parked across the street and
13 you had the babysitter come and ring the doorbell and
14 drop off cotton candy.

15 Q Yes.

16 A Okay. That was-- yes.

17 Q That was actually March -- that was actually
18 that day, March 19th, that was a Saturday.

19 A Well, then it was a day or two days before that
20 when you came by with your dog.

21 Q Yeah. So basically, what you just told me is
22 this affidavit is not true?

23 ATTY. KNOPF: Objection to the form of the
24 question.

25 Q Sorry. So, what you're saying is this March 19, the
26 22nd that you said I showed up in your doorstep, is not
27 true?

1 ATTY. KNOFF: Objection to form of that
2 question.

3 Q Okay. I'll ask it a different way. Is this true that
4 you -- is this statement true when you say, Joriz showed up
5 on my door step uninvited on March 19, 2022?

6 A The day before or the next day-- the day before or
7 the next day, I did not put that other incident. You-- that
8 day or the next day is when your babysitter and the dog. So,
9 I mean, that could be the day of the babysitter, that could
10 be the date of you rang the doorbell with the dog.

11 Q Frank, why are you lying to the judge?

12 A I'm not lying. The dates--

13 Q Why are you lying?

14 A -- were a little-- it's a day or two different
15 between that.

16 Q Well, that would not be-- okay. So, during the
17 time that Ole soccer March 20-- when -- before you got
18 the -- I guess the March 27th, March 27, 2022, who
19 called the police when -- to come to Ole soccer in
20 Monroe?

21 A Ole called the police.

22 Q Who told Ole soccer to call the police?

23 A The Ole owner.

24 Q Who told Ole owner to call the police?

25 A I did not tell them. I showed them the order. And I
26 go, I think it's a good idea we call the police. And the
27 owner said, we are gonna call the police. I go, okay, let's

1 call the police.

2 Q So, can you please-- can you please repeat what you
3 just said?

4 A I said, when I asked you to leave, I go, you're not
5 supposed to be here. And you said, I'm -- you pretty much
6 didn't pay attention to me. So, then I talked to one of the
7 guys that run the place. I said, Joriz has to leave, here's
8 the order I have, it's not a restraining order, but it was
9 an order for you to leave. It was an interim order that says
10 not to be at soccer. And then he showed it to his boss and
11 then, you know, pretty much I don't have the right-- I have
12 the right, if you did not leave according to them, they have
13 the right to get the police and send you out. And they said,
14 do you want to have the police come. I go, if she's not
15 leaving, yes, I don't-- last time when you were there, they
16 asked you to leave, you left. This time you said no. Then
17 you said you were going to sue Ole. And that's where Ole got
18 a little upset. And I'm like, yes, call the police. And then
19 they asked me if I -- we should arrest you. And I'm like,
20 use your discretion. If she gives you a hard time arrest
21 her. And then the chief came down and said, well, we don't
22 have the right because it's not a restraining order, you
23 should get a restraining order. You're not listening to me,
24 you're not listening to Ole soccer, so that's another reason
25 why I needed the restraining order.

26 Q So, are you saying you got the advice from the chief
27 of police, like you said, to get a restraining order?

1 A Because they can't do anything, arrest you or
2 anything unless there's a restraining order in effect.

3 Q Okay. Now--

4 A That wasn't the officer that told me about the
5 restraining order. There was a Shelton officer also
6 said you should get a restraining order when they
7 showed up at my house several times, that you're
8 wasting their time for harassing.

9 Q So, are they your attorney, the police officers?
10 Are they attorneys?

11 ATTY. KNOPF: Objection to the form of the
12 question, relevance.

13 MS. TIBERI: Or okay.

14 Q So, was it your intentions to get me arrested at Ole
15 soccer?

16 A No.

17 Q Then why did you -- you just said if we can kind of
18 refresh, you said that they couldn't do anything about
19 arresting me, and that you need to get a restraining order
20 so then they can arrest me.

21 A One officer, the young-- the first guy that came
22 by asked me, do you want me to arrest her. I go, if
23 her behavior is terrible, whatever, you feel whatever
24 you have to do, do. But I didn't-- I did not want you
25 to get arrested.

26 Q So, are you saying that it was up to you if I
27 was going to get arrested or not?

1 A No, because they said you do need a restraining
2 order. But you need more than a slap of a wrist for you to
3 follow directions. So, next time, yeah, go for it, get
4 arrested. But I did protect you from not getting arrested,
5 possibly. I could have said, but yes, then again you do need
6 the restraining order. But I did not intentionally want you
7 to get arrested, especially that day.

8 Q Then why did you call the police?

9 A I didn't, Ole did.

10 Q Why did you have Ole soccer call the police?

11 A They, the owner called.

12 Q You just testified--

13 A Because you wouldn't leave. I had that. And then
14 he agreed. I said, we're going to call the police, I
15 go, yes, go ahead, you should call the police.

16 Q Was there a crime being committed?

17 ATTY. KNOPF: Objection, form of the
18 question. He's not qualified.

19 THE COURT: The objection is sustained.

20 Q Do you know that -- oh, not do you know. Were you
21 aware that the three officers said that I was not committing
22 a crime by being there?

23 ATTY. KNOPF: Objection.

24 THE WITNESS: I don't agree.

25 THE COURT: Do you know, yes or no?

26 THE WITNESS: Repeat that question real
27 quick.

1 Q Do you know that they said that I was not committing
2 a crime by being there?

3 A I did not know that. They didn't tell me that.

4 Q You were standing right next to them, is that still
5 your testimony?

6 A I was away for--you were talking to them
7 separately. I was off to the side. I did not-- I did
8 not participate in the conversation with you and the
9 three officers.

10 Q You provided them with a document?

11 A Yes.

12 Q Because they handed it to me.

13 A Mm-hmm.

14 Q And you saw-- did you see Sergeant Howard say
15 was this served upon you.

16 A I gave that to them.

17 Q Yes.

18 A And then they went to off to the side so we
19 didn't have a big spectacle. I was off to the side as
20 they were talking to you. I was not right there with
21 them listening in on it.

22 Q Were you --

23 A They know what they had to do. They had to show
24 you the order and they had to ask you to leave.

25 Q You just testified just five minutes ago saying
26 that you knew it wasn't a restraining order.

27 A It's an interim order that the judge posted that

1 you're not supposed to be at Ole soccer.

2 Q The interim order hasn't come out yet at that
3 time?

4 A Yes, it did.

5 ATTY. KNOPF: Objection to the form of the--

6 THE WITNESS: It did.

7 BY MS. TIBERI:

8 Q Oh, I'm sorry.

9 A That's what they--

10 Q Yes, it did.

11 A That's what I gave to the police.

12 Q I apologize. I take it back. Okay. Okay. Let me see.
13 Let me regroup this. So, why did you want me to leave Ole
14 soccer if I -- that day that morning?

15 A Why did I want you to leave? Why do you think? The
16 allegations you were saying --

17 THE COURT: Don't ask questions, answer the
18 question.

19 THE WITNESS: I'm sorry.

20 THE COURT: Don't ask questions.

21 THE WITNESS: Because of your actions.

22 Q What actions?

23 A Talking to the people at Ole.

24 Q I don't understand?

25 A The soccer moms and dads saying I did this and
26 this and this to Leo.

27 Q That morning?

1 A Yeah. Not that morning, it was a week before
2 that, that's why we got the orders in.

3 Q I'm going to ask you again--

4 A A couple of days prior.

5 Q Why did you want me to leave? Why did you have
6 Ole soccer have me removed that morning or wanted me
7 removed that morning on March 27th? What was I doing
8 --

9 A You were not --

10 Q --that was harming you or our son that morning?

11 A The prior weeks you made reference that I stuck
12 things in my son's butt to the soccer moms and dads, that's
13 why I didn't want you to be there, and that's why we had to
14 do that order. I mean, why did you do that again?

15 Q So, your reason for -- what is your reason for
16 wanting me out that morning?

17 A Because psychologically you could destroy
18 everything that Leo participates in soccer or
19 whatever, soccer moms and dads, they don't want to
20 hear that what you're saying, so that's why I didn't
21 want you there.

22 Q What type of physical harm did I inflict upon you and
23 our son that morning?

24 A It's not physical, it's psychological.

25 Q Okay. On one, two, three, four, fourth paragraph
26 down, March 8th, it says-- do-- do you see the--

27 A What's that?

1 Q March 8th.

2 A Mm-hmm.

3 Q Okay. So, do you see what I'm referring to, it
4 says March 8th.

5 A Judge Grossman?

6 Q Yes.

7 A Yep.

8 Q Can you read that part?

9 A March 8th, Judge Grossman ordered see docket entered
10 that Joriz's visitation is suspended and she must remain 100
11 yards removed from our home where I reside with our son, our
12 son's school, our son's soccer program and my parents' home.

13 Q Now, why-- why was this ordered, Frank?

14 A Why was this ordered? From all your actions, all
15 your recent actions.

16 Q What actions would that be?

17 A You showed up at school without a supervisor, the
18 police had to come, I mean, I repeated myself before with
19 all this. Showed up to the doctor's office that you're not
20 supposed to be at the doctor's office. Showing up, having
21 the police come to my house do wellness checks at ten
22 o'clock at night some nights, FaceTime saying I'm a drug
23 addict, not a drug addict, I was-- I'm drunk to Leo,
24 there's, yeah, numerous things, showing up at my parents'
25 house, showing up at my house that you're not supposed to be
26 there.

27 Q So, how many times have I showed up and caused

1 trouble where you had to call the police and have me removed
2 because I was being disruptive or fighting or yelling and
3 screaming, how many times has that happened where I've been
4 so abusive and emotionally and physically abusive to both
5 you and our son?

6 A You did in the past. But the first one was the
7 school where you were supposed to have a supervisor,
8 and then you attended the school and they asked you to
9 leave and you didn't have a supervisor and you didn't
10 leave, that's why the police had to come. So, it's
11 not following the order. You knew not to be there, and
12 I said, there's no supervisor, you're not supposed to
13 be there. And then you showed up there. And I actually
14 forewarned them, there's a possibility she may show
15 up. And he goes, no, no, Frank, serious? I go,
16 there's a possibility. And sure enough, you did show
17 up, and then you wouldn't leave so they had to call
18 the police. So, it's following an order that you were
19 not supposed to do that unsupervised. And you went
20 there and you could have possibly abducted him, you
21 could have possibly taken him and brought him back,
22 who knows, but you knew you're not supposed to do
23 that.

24 Q Speaking of abduction, you said something in your
25 testimony earlier, Attorney Knopf said something about me
26 taking Leo out of state. When did that-- oh, I mean, where
27 -- where did I take him?

1 A You took him to Parsippany, New Jersey for healing.

2 Q Oh. Well, how long did-- how long did I take him
3 there?

4 A That was 2018 when you accused the daycare
5 center of penetrating Leo's butt and taking him into
6 tunnels and well, that's-- do we want to bring that
7 up? Yeah, 2018, and then so she took Leo to get
8 healing that he was sexually molested by the daycare
9 at Piggly Wiggly, Shelton Rinks. She went to the
10 police with that without telling me. He was abducted.
11 Officer Robak did investigations. Nothing happened to
12 Leo. But she didn't believe it. I said, Officer, could
13 you come to the house and tell her nothing happened to
14 Leo. And you said God is good, God is with everybody
15 always, whatever.

16 And then you took him to another doctor to see
17 if there's any anal penetration. And I said, what did
18 you do that, what, what? And then apparently you said
19 that I slept with that doctor, they hid the evidence
20 that something was penetrated in his butt. Then the
21 lady at the daycare center, you pointed at, you're the
22 lady who take him to tunnels, drugs him up, drugs
23 kids. And I said, what are you doing? The police came.
24 And they were, like, wow, your wife is freaking off
25 the wall. I'm like, I don't know, I mean, it's just
26 something is going on with her.

27 So, anyway, long story short, you took Leo to

1 Parsippany, New Jersey for healing that he was
2 molested. Your mom called, where's Leo? Where's --
3 how's Joriz doing? I said, well, I don't know where
4 she is. And then we found out you were going to see
5 Father Bill, who performs miracles, and then your mom
6 made a report, like almost an amber alert. The police
7 came to the house. You returned back with Leo. And
8 then you went ballistic calling Leo Jesus Christ, and
9 went nuts. And that's where they took you to the
10 hospital, psychiatric hospital. That's where you took
11 Leo to Jersey for healing.

12 Q Okay, so--

13 A Out of state.

14 Q Okay. So, my question was, how -- how long did
15 -- what, you know, so I left to take Leo to New Jersey
16 in the morning or the afternoon?

17 A You were--

18 ATTY. KNOPF: Objection. It's --

19 MS. TIBERI: How long? Because he--

20 ATTY. KNOPF: Objection, it's asked and
21 answered.

22 MS. TIBERI: I'm sorry.

23 ATTY. KNOPF: It's not--

24 THE COURT: She did not complete the
25 question, Attorney Knopf.

26 ATTY. KNOPF: I'm sorry.

27 THE COURT: And it has been asked and

1 answered, Miss Tiberi. So, ask your question
2 again. I would suggest, I'm sorry, I'm not
3 speaking loud enough, I'm sustaining the
4 objection because that information has already
5 been presented to the Court previous to right
6 now. And you can ask your next question. I
7 suggest it be a different question. Okay?

8 Q Approximately how many hours was I gone with our son
9 to Parsippany, New Jersey?

10 ATTY. KNOPF: Objection. Oh, I'm sorry. It's
11 been asked and answered.

12 THE COURT: All right. Next question.

13 Q You made a reference of me taking our son as if I
14 abducted him, so how long was that trip to New Jersey back
15 and forth, to New Jersey and Connecticut?

16 ATTY. KNOPF: Objection.

17 Q How long was I gone with our son?

18 ATTY. KNOPF: Objection, it's been asked and
19 answered. The witness even said that they had to
20 issue an amber alert.

21 THE COURT: All right. The question was
22 asked and answered. Next question, please.

23 Q Okay. Was our son abducted by me?

24 ATTY. KNOPF: Objection, asked and answered.

25 Q Would it be possible that I had taken our son for a
26 trip and everybody knew-- oh, no, I'm sorry. Let me take
27 that back. Okay, I'm going to switch. You-- you've mentioned

1 something about being an addict, you know, that I've accused
2 you, I'm accusing you of this stuff, whether to our son or
3 you've said it a couple of times you've testified to it. Are
4 you a recovering heroin addict?

5 ATTY. KNOPF: Objection, relevance, it's
6 asked and answered, argumentative.

7 THE COURT: Sustained.

8 Q Okay. So, how often do I -- since the -- since the, I
9 guess since a whole month, let's say March, how -- how often
10 have I gotten chance to see our son?

11 ATTY. KNOPF: Objection, relevance.

12 THE COURT: There's already an order that you
13 have no visitation rights, which was entered on
14 March 29th, so we're going forward, okay.

15 Q Now, Frank, have I ever beat you up where you had to
16 call the police?

17 A You physically, when didn't sign the prenup, you went
18 crazy, foamed at the mouth, grabbed my shirt, ripped it
19 apart, and I had just restrained you, you know, I prevented
20 you from punching me.

21 A Does that mean you've called the police--

22 A No, I never called the --

23 Q -- because I beat you up?

24 A I never called the police on you.

25 Q Okay. Can you please provide evidence to the Court
26 where I may have made you bleed or maybe broke your bones or
27 something?

1 ATTY. KNOFF: Objection to the form of the
2 question.

3 THE COURT: He said he stopped you from
4 assaulting him during prenup discussions,
5 whatever that was and whenever that occurred.
6 Next question.

7 Q Okay. Can you tell the -- can you tell the Court
8 when-- when I last beat you up and left you bruises?

9 ATTY. KNOFF: Objection.

10 THE COURT: Sustained. He hasn't said that
11 that ever happened.

12 Q Okay. So, Frank, do you really believe that I would
13 harm our son?

14 A Two thoughts of mind.

15 THE COURT: What was the answer?

16 THE WITNESS: Two-- two-- two ideas of --

17 THE COURT: The answer is yes or no, do you
18 believe?

19 THE WITNESS: Yeah.

20 THE COURT: Okay. Next question.

21 Q Now, who gave birth to Leo?

22 ATTY. KNOFF: Objection.

23 THE COURT: Is paternity an issue here?

24 MS. TIBERI: No.

25 THE COURT: Okay. Let's move on.

26 Q Can you please describe to the Court the continuous
27 and present physical pain I've inflicted on our son?

1 A It's psychological, everything's psychological with--
2 with that.

3 Q So was -- was--

4 A Or physical that you may take him away.

5 Q Did the judge ever order for our son to have therapy?

6 ATTY. KNOPF: Objection.

7 THE COURT: He can answer that yes or no.

8 THE WITNESS: Judge order?

9 THE COURT: Did the judge ever order for your
10 son to have therapy, yes or no?

11 THE WITNESS: No.

12 THE COURT: All right. Next question.

13 Q What about the court order January 3, 2020, when it
14 specifically states that our son needed to be in therapy and
15 seen with you? Would you say that that was a court order
16 that signed by a judge?

17 A January 2020, the court order stated --

18 Q I'm asking you a yes or no question.

19 A Yes.

20 Q So, would you say on May 9, 2019, that was the
21 very first time that it was actually ordered that our
22 son was to have therapy?

23 A You therapy was penetration of Leo's butt for
24 therapy, that's what you took him there you were
25 talking to the therapist--

26 Q It's a yes or no question.

27 A -- about anal penetration, that was the therapy

1 that you were providing for him, and I did not agree
2 with that therapy.

3 Q Would you say that Leo is not-- is Leo in therapy
4 now?

5 A No, absolutely not.

6 Q Okay. Would you say -- would you think that it is to
7 our son's benefit to not be in therapy since you -- his
8 mother was ripped out of his life?

9 ATTY. KNOPF: Objection to the form of that
10 question.

11 MS. TIBERI: Okay. Let me--

12 THE COURT: The objection is sustained as to
13 the form.

14 Q Okay. So, do you think-- our-- do you think our son
15 would benefit from having therapy?

16 A Not right now, no.

17 Q Why?

18 A He doesn't need that therapy. He doesn't need that
19 therapy. When we already discussed it, we discussed it with
20 the school psychiatrist, we -- Leo's behavior-- his behavior
21 is amazing. The other therapist, Cornelia, does not agree
22 with that. The therapy he was seeking-- you tried to have
23 him seek was for physical abuse. I did not want to put him
24 in that situation. And the separation issue between me and
25 you and Leo, he shows no signs of any kind of alienation
26 part where he has-- I hate to-- he doesn't ask about you at
27 all. And his life is amazing. The thing is when you're good,

1 you can enjoy him as much as you can.

2 Q Can you elaborate by that, like, what do you mean by
3 when I'm good?

4 A Your behavior does not allow me to want you to be
5 with Leo right now, until you get help, like it was said
6 that you should, I'll allow that.

7 Q So are you telling me you are -- did you just say
8 that you were a dentist, a DD-- A DMD

9 A Yes.

10 Q So, now you are telling me that you are diagnosing my
11 behavior because I am--

12 A I'm just saying--

13 ATTY. KNOPF: Objection to the form of that
14 question. That's not what the witness answered.
15 There's a court order--

16 MS. TIBERI: All right.

17 ATTY. KNOPF: -- that suspended Miss
18 Tiberi's access--

19 MS. TIBERI: So--

20 ATTY. KNOPF: -- to the child. And there was
21 testimony at the trial regarding her mental
22 health.

23 BY MS. TIBERI:

24 Q Oh, that brings me-- okay. Actually, I'm just
25 going to go back to you saying that you said there's a
26 school psychiatrist. Is there such a school
27 psychiatrist that said this?

1 A School therapist.

2 Q Oh, it's a therapist.

3 A Mrs. --

4 Q Mrs. --

5 A Mrs. Ferraro.

6 Q Okay. And what is she exactly?

7 ATTY. KNOPF: Objection, it's argumentative,
8 it's not relevant.

9 THE COURT: He said it's a therapist. Let's
10 move along.

11 MS. TIBERI: Okay. So, she's not a
12 psychiatrist, right?

13 THE COURT: I don't know, I never met her.

14 MS. TIBERI: Sorry.

15 THE COURT: But he said she's a therapist not
16 a psychiatrist.

17 MS. TIBERI: Your Honor, he mentioned a
18 school psychiatrist that said that Leo didn't
19 need therapy, this is why I mentioned it now, I
20 guess.

21 THE COURT: Okay, next question.

22 Q Yeah. Now, you said something about me being
23 supervised, right. Now, that supervisor that was supervising
24 me, what was her credential?

25 ATTY. KNOPF: Objection.

26 THE WITNESS: You selected her.

27 ATTY. KNOPF: Well, there you go. He

1 answered the question anyway. I withdraw my
2 objection. She did select the supervisor.

3 THE COURT: All right.

4 THE WITNESS: And she was nice, too.

5 ATTY. KNOPF: Mm-hmm.

6 Q So this supervisor, was there anything written
7 in the court's order saying what she was supposed to
8 be supervising? What was she supposed to be
9 supervising? What was she looking for?

10 ATTY. KNOPF: Objection to the form of that
11 question.

12 MS. TIBERI: Sorry.

13 THE COURT: He can't answer what she was--
14 about what she was looking for.

15 MS. TIBERI: Okay.

16 THE COURT: She can if you bring her in as a
17 witness. Next question.

18 MS. TIBERI: How do I do that because he
19 hired her?

20 ATTY. KNOPF: Objection.

21 THE COURT: You're not testifying yet.

22 MS. TIBERI: Oh.

23 THE COURT: That statement is testimony
24 because you're under oath as well.

25 MS. TIBERI: I got it.

26 THE COURT: So, do you have any other
27 question?

1 MS. TIBERI: Okay. Let me just--

2 Q Frank, why are you using our son as a form of a
3 weapon for custody?

4 ATTY. KNOPF: Objection to that question.

5 THE COURT: The objection is sustained.

6 Q I'm sorry, I think I may have asked this, but you
7 know, what -- I mean, who advised you to get a restraining
8 order?

9 THE COURT: The police two times.

10 THE WITNESS: Yeah.

11 THE COURT: Right?

12 MS. TIBERI: Sorry, sir, yes.

13 Q Oh, you said something about threats to the
14 supervisor, can you -- what threats are you referring to
15 that I made to the supervisor and can you show proof?

16 A You constantly talked about if they have insurance.
17 You said, does Valentina have insurance, what's Valentina's
18 main goal for this, does she have any liability insurance in
19 case something happens? I'm like, you know, and then you
20 mentioned it to her, you mentioned it to them on the-- in
21 the emails and stuff to her, and then she just got
22 threatened and she quit. And she was one of the -- she was
23 great for you. She was very accommodating for you, you know,
24 the times that you were supposed to be my house, she
25 allowed, you know, -- I got a little upset with her. But she
26 was very forgiving and she was great. And then you started
27 using these threats of an insurance and this and that, and

1 she just felt that you were going to sue her because you're
2 basically suing everybody in this case right now, or trying
3 to sue.

4 Q Is this--

5 THE COURT: So, when you use the word
6 threat, you really mean intimidating?

7 THE WITNESS: Intimidating.

8 THE COURT: Okay.

9 THE WITNESS: Type--

10 THE COURT: Intimidation.

11 THE WITNESS: Intimidation, yeah.

12 THE COURT: Okay.

13 THE WITNESS: That you were going to sue her.

14 THE COURT: Next question.

15 MS. TIBERI: Okay.

16 THE COURT: Let me ask you a quick question,
17 Miss Tiberi, and I don't mean to interrupt--

18 MS. TIBERI: I'm so sorry.

19 THE COURT: -- your examination here. How
20 much more time do you think you need with your
21 cross-examination?

22 MS. TIBERI: I think I'm almost done, your
23 Honor.

24 THE COURT: Okay. Like another minute?

25 MS. TIBERI: Yeah. I think--

26 THE COURT: Okay.

27 MS. TIBERI: I think so. I'm just going over

1 my--

2 THE COURT: Okay. That's fine.

3 THE COURT: I'm sorry, your Honor.

4 Q You -- okay. You said something about the actions
5 lately, and I may have already asked that, I'm not sure if
6 you--

7 THE COURT: We'll tell you if you have. Go
8 ahead.

9 Q Okay. What are the -- you-- your main concerns
10 were towards the end, you said something about my
11 actions lately, what are the actions lately, these--
12 since this ex parte has been issued and why you feel
13 the need that it should be continued?

14 ATTY. KNOPF: I believe the witness has
15 answered that question several times.

16 THE WITNESS: Yeah.

17 THE COURT: He has.

18 MS. TIBERI: Okay.

19 THE COURT: You don't say anything unless
20 you're asked a question. I say that
21 respectfully. Proceedings have to follow the
22 rules, okay.

23 THE WITNESS: Mm-hmm.

24 THE COURT: You're a witness, you answer
25 questions. That's your function. And when she's
26 testifying, that will be her function.

27 MS. TIBERI: So--

1 THE COURT: Anything else?

2 MS. TIBERI: Your Honor, I think -- I think
3 -- I think-- I think I --

4 THE COURT: No further questions?

5 MS. TIBERI: No. I think no further
6 questions, your Honor.

7 THE COURT: Now?

8 MS. TIBERI: For now, yeah.

9 THE COURT: Okay. Now Attorney Knopf, we're
10 going to take the luncheon break. And I've
11 respectfully say Mr., but it's Dr. Tiberi--

12 THE WITNESS: It doesn't matter.

13 THE COURT: I ask you to step down carefully
14 and return to counsel table. My staff has not
15 had a recess, which we normally do fifteen
16 minutes. And they're going to get a break. And
17 we'll resume at 2:15 with testimony from
18 whomever you call. You can call your client or
19 any other witness you intend to call.

20 But we'll continue the proceedings at 2:15
21 to give my staff their morning recess, which
22 they didn't get, and their luncheon recess in
23 combination form.

24 And sir in the back in the gallery, sir, I
25 don't know who you are, but don't make waves or
26 gestures while you're sitting there or I'll have
27 you removed. It-- it interferes with my ability

1 to understand and hear the witnesses. And my
2 marshal, I'm instructing you to give him that
3 advice during the recess, please.

4 THE MARSHAL: Yes, your Honor.

5 THE COURT: All right. We'll take the
6 luncheon recess until 2:15.

7 (Court was recessed and subsequently
8 reconvened)

9 THE COURT: Return to the matters of Frank
10 vs. Joriz Tiberi and Leonardo Tiberi vs. Joriz
11 Tiberi. Dr. Tiberi, please come back, take the
12 stand. Please be seated, everyone else. Thank
13 you.

14

1 F R A N K T I B E R I,

2 having previously been sworn, resumed the stand and
3 testified as follows:

4 THE COURT: I remind you that you're still
5 under oath. Attorney Knopf--

6 MS. TIBERI: Your Honor--

7 THE COURT: Excuse me, I'm addressing the
8 lawyer. Is there anything that you want to bring
9 to my attention before we continue with the
10 proceedings?

11 ATTY. KNOPF: I'm not sure where we left in
12 the proceedings. I think Miss--

13 THE COURT: She had concluded her cross, and
14 it was your time to redirect.

15 ATTY. KNOPF: Okay. So, I was going to --

16 THE COURT: That's where we left off.

17 ATTY. KNOPF: So, I have a couple of
18 questions.

19 THE COURT: Yes. And did you want to say
20 something, Miss Tiberi?

21 MS. TIBERI: Yes. I would respectfully like
22 to move to dismiss. Reason for the applicant has
23 stated that in his testimony he is not in
24 continuous threat of present danger of physical
25 harm. And I also wanted to just-- my situation
26 is exactly, if not exactly the same as *Putnam v.*
27 *Kennedy*, and it was taken to the appellate and

1 the supreme court, where such-- such ex parte
2 orders, temporary restraining orders were also
3 involved. I wanted to -- can I --

4 THE COURT: Okay. Before you do that, she has
5 an opportunity to respond. You're essentially--

6 MS. TIBERI: Absolutely.

7 THE COURT: -- making an oral motion to
8 dismiss. And Attorney Knopf, did you wish to be
9 heard because my -- based on what I heard so
10 far, I will accept your oral motion, I will not
11 rule on it until I've heard all of the evidence.
12 Okay.

13 MS. TIBERI: Okay.

14 THE COURT: So, if you have something you
15 want to submit, case law or anything like that,
16 please give it to the marshal. I assume you have
17 not given it to Attorney Knopf?

18 MS. TIBERI: No, I have not.

19 THE COURT: Okay. The rules require that. So,
20 marshal--

21 MS. TIBERI: Oh, I have another --

22 THE COURT: Well, let-- let the marshal
23 deliver what you're offering because that's what
24 I'm going to see, not what you've -- not what
25 you have there that you're offering for Attorney
26 Knopf. And Attorney Knopf, we can continue with
27 the proceedings, and at the close of evidence I

1 will hear from you and also, of course, from
2 Miss Tiberi if anything else needs to be heard
3 regarding her motion to dismiss. But at this
4 point, in order to save court time, which is not
5 just me, my staff, their time, we'll continue
6 with the proceedings.

7 MS. TIBERI: Thank you, your Honor.

8 THE COURT: You're welcome. You may be
9 seated. You can give that to the clerk, please,
10 Marshal.

11 THE CLERK: These will be marked as
12 Plaintiff's 1 and 2, your Honor.

13 THE COURT: Yes.

14 THE CLERK: Excuse me, Defendant's A and B.

15 (Defendant's Exhibits A and B were marked
16 and entered)

17 THE COURT: When you're ready, Attorney
18 Knopf.

19 ATTY. KNOPF: Thank you, your Honor.

20 THE COURT: You're welcome.

21 REDIRECT EXAMINATION BY ATTY. KNOPF AS FOLLOWS:

22 Q Dr. Tiberi--

23 A Yes.

24 Q Did you an opportunity over the lunch break to
25 review again the affidavit attached to the
26 applications for restraining order for you and for
27 Leo?

1 A Yes.

2 Q Is there anything in that application, to the best of
3 your knowledge, that is not true?

4 A No.

5 THE COURT: He did-- he did reaffirm at the
6 beginning of the hearing.

7 ATTY. KNOPF: Only on one paragraph. I was
8 going to cover--

9 THE COURT: Okay.

10 Q I was going to cover everything. In response to
11 questions posed by Joriz Tiberi, you used the words
12 emotional.

13 A Mm-hmm, yes.

14 Q Do you feel that there is a physical danger to
15 your son by his mother?

16 A Physically, not punch-wise, choke-wise, physically
17 abducting him, there's a possibility, yes.

18 Q Okay. Do you feel that there is a physical danger to
19 you?

20 A Yes.

21 Q What's that physical danger?

22 A With the condition she has, I tried to actually
23 inquire through Dr. Caverly if there's a possibility
24 of a type of a threat that she could possibly--

25 THE COURT: Excuse me to interrupt you. You
26 can't use something you--

27 THE WITNESS: Okay, I'm sorry.

1 THE COURT: --researched. This is about you.

2 THE WITNESS: Yeah.

3 THE COURT: And your fear of an abduction.

4 So, in your own words and to the best of your
5 knowledge, you're under oath, will you describe
6 why you have this fear that the former Mrs.
7 Tiberi is going to abduct Leo?

8 THE WITNESS: The fear of him being abducted
9 by Joriz, there's a high potential that she may
10 do that just by her condition and how desperate
11 she is or can become. I mean, she had attempted
12 that one time for healing. This time, as the
13 divorce finalizes, you know, it may -- when the
14 final decision is made, this -- she may become
15 very dangerous.

16 BY ATTY. KNOPF:

17 Q Okay. What is--

18 THE COURT: You believe -- you believe that?

19 THE WITNESS: Yes, I definitely believe--

20 THE COURT: Why do you believe that?

21 THE WITNESS: I know from your actions in the
22 past being married to her, and just knowing,
23 talking to her ex-husband, talking to other
24 people, what she possibly could be capable of
25 doing.

26 THE COURT: All right. Thank you. Attorney
27 Knopf.

1 ATTY. KNOPF: Okay.

2 THE COURT: I'm sorry to interrupt, Attorney
3 Knopf, but I wanted to focus in on that fear.

4 Q She's gone to the school to remove Leo without a
5 supervisor recently, has she not?

6 A Yes.

7 Q And there was other times when you-- at the time that
8 your divorce started where she removed your child, yes?

9 A Yes.

10 Q Okay. And the --

11 MS. TIBERI: Objection, your Honor.

12 THE WITNESS: Restraining orders removed my
13 son from me.

14 ATTY. KNOPF: Okay.

15 THE COURT: What's the objection?

16 MS. TIBERI: The relevance of--

17 THE COURT: It's very relevant.

18 MS. TIBERI: I'm sorry, not relevance, but I
19 don't know what the -- that it had -- doesn't
20 have anything to do with what's going on right
21 now that I never have actually took him away
22 from him.

23 THE COURT: Well, you'll be able to revisit
24 that subject when you have your second
25 opportunity to--

26 MS. TIBERI: I --

27 THE COURT: -- cross-examine him, but I'm

1 not going to --

2 MS. TIBERI: Yeah.

3 THE COURT: I'm not going to deny him his
4 right to testify on that subject.

5 Q And the condition to which you refer is the
6 delusional disorder of the jealous type that Joriz has?

7 A Yes.

8 Q Okay. And do you feel that the delusional
9 disorder of the jealous type --

10 MS. TIBERI: Objection, your Honor. This
11 disorder and this whatever Attorney Knopf is
12 referring to, there's no -- who knows if what
13 she's saying is true. And there are just--
14 they've-- she has no -- there is no such thing
15 that -- there's no diagnosis of this.

16 THE COURT: All right. Is that it?

17 MS. TIBERI: Yes.

18 THE COURT: Overruled, you may testify.

19 Q The delusional disorder of the jealous type for your
20 wife--

21 A Mm-hmm.

22 Q What-- that disorder gives you what concerns
23 about your wife?

24 A The idea, ideologies that go on in her head, I'm not
25 -- it's hard for me to gather what goes on in her head, but
26 that does give me fear of what she could possibly do.

27 Q Okay. What do you mean by that? What do you think she

1 could possibly do to you?

2 A Possibly kill me.

3 Q Okay. Why do you think that she could possibly kill
4 you?

5 A To get Leo.

6 Q Okay. Why else?

7 A Destroy me. I think at some point many people
8 say she wants to-- she wants to destroy you more than
9 she wants your son.

10 Q Okay. And what do you mean by that? What attempts has
11 she done so far to destroy you besides calling you a
12 pedophile?

13 A She wants to--

14 MS. TIBERI: That's leading, objection, your
15 Honor.

16 THE COURT: That is unquestionably a -- not
17 a leading question--

18 MS. TIBERI: Oh, yeah.

19 THE COURT: --because she said what is the
20 key word.

21 MS. TIBERI: No, because she -- she gave him
22 an idea of what to say.

23 THE COURT: Well--

24 MS. TIBERI: I'm sorry.

25 THE COURT: There's already evidence that you
26 have claimed that your husband-- ex-husband is a
27 pedophile. Whether it's true or not, I have to

1 judge the credibility.

2 MS. TIBERI: Oh, okay.

3 THE COURT: But that's already come into
4 evidence.

5 MS. TIBERI: Okay.

6 THE COURT: So let's move along. She said
7 what other things, Attorney Knopf?

8 THE WITNESS: She wants to destroy the Tiberi
9 name, Tiberi dental practice. I'm surprised she
10 didn't go to the American Dental Association and
11 get me in trouble for whatever lies could
12 possibly create again.

13 Q Did she disclose the psychological evaluation on the
14 internet?

15 A Yes, she did.

16 Q Did she disclose the psychological--

17 MS. TIBERI: Objection, your Honor. I don't
18 know what my objection is-- what my-- the reason
19 for that is because I guess I clean it up after,
20 is that what--

21 THE COURT: You'll be able to testify,
22 ma'am.

23 MS. TIBERI: I'm sorry, I'm sorry.

24 THE COURT: I told you that at the very
25 beginning.

26 MS. TIBERI: Okay.

27 THE COURT: All right. Are you--

1 MS. TIBERI: I apologize.

2 THE COURT: -- withdrawing the objection?

3 MS. TIBERI: I'm withdrawing my objection.

4 THE COURT: All right.

5 MS. TIBERI: Yeah.

6 BY ATTY. KNOPF:

7 Q What else?

8 A Numerous--numerous times she released it. Judge
9 Grossman said not to do it, and she did it. And then
10 she-- she gave it to some other people that testified
11 on behalf when she had a previous Attorney Shawna, and
12 they -- it was given to them. And now it's given to
13 the family circus.

14 Q Mm-hmm.

15 A And it's posted all over the internet.

16 Q And she's posted other negative things about you all
17 over the internet?

18 A Yes. You can google my name, it pops up first,
19 family circus.

20 Q And --

21 THE COURT: Excuse me to interrupt you. I
22 want to be clear about what he's already
23 testified to. Is it your testimony that on the
24 internet on the family whatever circus you're
25 talking about--

26 THE WITNESS: Yes.

27 THE COURT: And anywhere else on the

1 publicly available internet, she has posted her
2 psychological evaluation?

3 THE WITNESS: Yes.

4 THE COURT: Is that your testimony?

5 THE WITNESS: Yes.

6 THE COURT: Okay.

7 THE WITNESS: It's there.

8 THE COURT: And is that-- is that
9 psychological information that you're talking
10 about what was filed in the divorce case?

11 THE WITNESS: Mm-hmm, yes.

12 THE COURT: Yes?

13 THE WITNESS: Yes.

14 THE COURT: Okay. Thank you. Please continue.

15 BY ATTY. KNOPF:

16 Q She gave a podcast as well?

17 A Yes.

18 Q Recently?

19 A Yes.

20 Q Since the restraining order?

21 A Yes.

22 Q And are there threats of use of firearms against
23 you and other people affiliated with your case?

24 A On the --not on the podcast, but related to the
25 podcast. He gave this information to the podcast, the family
26 circus, and it has .5 caliber to Judge Egan's head, to me,
27 my finger going in patients' mouths, sticking in kids butts,

1 a whole bunch, a slew of things.

2 Q Okay.

3 A Is still there. And the n word, the Jew word, I
4 mean, it's just disgusting that site. And like I said,
5 you google my name, my name pops up there, that family
6 circus.

7 Q Do you feel intimidated by her?

8 A Yes.

9 MS. TIBERI: Objection, your Honor. I guess
10 the relevance would be is why-- how is this --
11 how is this website, what-- what does it have to
12 do with -- with 46b-15? What does it have to do
13 with me and 46-b-- 46b-15, is what my objection
14 is. I don't understand.

15 THE COURT: Okay. Your objection is
16 premature.

17 MS. TIBERI: Okay.

18 THE COURT: He's testifying on redirect.
19 You'll be able to examine him about that--

20 MS. TIBERI: Okay.

21 THE COURT: --when you have a recross-
22 examination.

23 MS. TIBERI: Okay.

24 THE COURT: And just so that you're clear,
25 once he's-- she's finished with his redirect
26 testimony, and you're finished with your
27 recross-examination, as we say where I come

1 from, no mas, and we move on to any other
2 witnesses. Okay?

3 MS. TIBERI: Yes.

4 THE COURT: And you know what no mas means?

5 MS. TIBERI: Yes.

6 THE COURT: Okay.

7 MS. TIBERI: Yes, sir.

8 THE COURT: Okay. Ever since that famous
9 fight with Roberto Duran. All right. Next
10 question, please.

11 BY ATTY. KNOFF:

12 Q You answered yes, I believe to the question about do
13 you feel intimidated.

14 A Yes.

15 Q How so?

16 A On that-- on that blog.

17 Q From by Joriz? Give me examples of how you feel that
18 Joriz has intimidated you.

19 A She intimidates, she's not allowed to talk to me
20 anymore. So again, he's using that site as her voice.

21 Q And prior to her--

22 A She uses somebody else's voice to do her deed.

23 Q Okay. And prior to that, was she sending you
24 text messages?

25 A Yes.

26 Q And were the-- give me an example of what the
27 nature of the text messages were.

1 A There was a -- there's a bunch there.

2 Q Okay. Give me example, Frank.

3 A I'm a monster, drugs, I mean, there's so many things.
4 I mean, there's a whole list. I mean, I put that down.
5 There's so many things, like, my mind is baffled with the
6 amount of stuff that she writes.

7 ATTY. KNOPF: I have no further questions on
8 redirect, your Honor.

9 THE COURT: All right. Miss Tiberi, now it's
10 your opportunity to again examine the witness,
11 but remember, as I said when we began, this is
12 called recross-examination, your second time to
13 examine his testimony, but only as it relates to
14 the testimony that he just gave on redirect by
15 Attorney Knopf. You understand?

16 MS. TIBERI: I do.

17 THE COURT: All right. Thank you.

18 MS. TIBERI: I do, your Honor.

19 THE COURT: You may inquire.

20 MS. TIBERI: I'm going to apologize ahead of
21 time--

22 THE COURT: You don't have to apologize.

23 MS. TIBERI: -- for any mistakes.

24 THE COURT: You don't have to apologize.

25 RECROSS-EXAMINATION BY MS. TIBERI AS FOLLOWS:

26 Q So, you said that you are in fear of me physically
27 abducting our son?

1 A Mm-hmm.

2 Q Okay. Have you ever been afraid of me abducting our
3 son before this?

4 ATTY. KNOPF: Objection, relevance.

5 THE COURT: I'll allow it.

6 THE WITNESS: No. When you were fine--

7 THE COURT: All right. You've answered the
8 question. No.

9 THE WITNESS: No.

10 THE COURT: Next question.

11 Q All right. So, why are you in fear of me abducting
12 our son now?

13 A Knowing what I've known from you in the past and
14 presently, and what's going on, the accusations, allegations
15 and all that, I am in fear that you will become desperate,
16 and you could possibly take Leo and flee the state, the
17 country, knowing that right now you lost custody of Leo and
18 the fact that you're not able to see Leo, you may get worse
19 desperately to do that. And yes, I am in complete fear right
20 now until your ideology of this whole molestation stuff
21 evaporates somehow, if it could possibly be done.

22 Q Why won't you let Leo see his mother?

23 A I just--

24 ATTY. KNOPF: Objection to the form of that
25 question. There's a court order.

26 THE COURT: The objection is sustained as to
27 the way the question was asked.

1 MS. TIBERI: Okay.

2 THE COURT: That means as to the form.

3 MS. TIBERI: The form of the question.

4 THE COURT: Yes.

5 Q If-- if the court order was not around, if this ex
6 parte was not around, would you let Leo see his mother?

7 A No.

8 Q Okay. Why?

9 A Because all the allegations and the latest way
10 you've been presenting yourself in front of me with
11 Leo or just in general what you've been doing with the
12 school, with the soccer, with everything again. It's
13 not right for Leo to hear any of this stuff. And what
14 you're spreading around in public, like you've done in
15 the past through schools, through gym members, same
16 allegations, same thing about me doing things to my
17 son, it's gotta stop. And you're continuing it right
18 now. Yes, that's why. It's not safe for you to be with
19 him presently now, yes, definitely not.

20 Q In your testimony that you just gave just two seconds
21 ago, how is that harming Leo?

22 A Psychologically huge.

23 Q Is that physically harming Leo?

24 A Physically could be the abduction part.
25 Physically not physically choking him, punching him,
26 it's physically removing him from me.

27 Q Would it be safe to say that you are in fear of this

1 happening, not that it's actually happened or --

2 A I'm in fear--

3 Q -- it's gonna happen, but it's actually your
4 fear?

5 A I -- I have a good reason to believe this, that
6 you could possibly abduct Leo.

7 Q Was there ever any fear of this before we got
8 divorced?

9 A No.

10 Q Or before I filed for divorce?

11 A No.

12 ATTY. KNOPF: Objection, relevance.

13 THE COURT: There either was or there
14 wasn't, but that -- the answer to that question,
15 yes or no, will not have any assistance to the
16 Court--

17 MS. TIBERI: Okay.

18 THE COURT: --in deciding the issues that are
19 before the Court today.

20 MS. TIBERI: I'm sorry. I'm sorry, your
21 Honor, I cannot hear.

22 THE COURT: Whether he answers that question
23 yes or no--

24 MS. TIBERI: Okay.

25 THE COURT: It will not assist the Court in
26 determining how to resolve the issues in this
27 case.

1 MS. TIBERI: Okay.

2 THE COURT: Okay.

3 MS. TIBERI: I got it.

4 Q Oh, you-- you talked about the-- the website and all
5 of this, how do you know or why do you say that it is me
6 putting all of this out in the internet or the website?

7 A I could play it right now for you, the podcast.
8 You're on with Michael Volpe, he's part of the family circus
9 and that was-- you were-- it was given to them, given to him
10 right after the restraining order.

11 Q Did you speak with this Michael Volpe?

12 A He wanted to talk to us.

13 Q Oh. So, did you speak with him to see if he is the
14 circus people that you're talking about?

15 A Then why is he on the family circus right now?
16 How did that happen?

17 Q I don't think you're supposed to be asking me
18 questions.

19 MS. TIBERI: Your Honor, is that--

20 THE COURT: That is correct. Answer the
21 question if you understood it.

22 THE WITNESS: Yes, I know for a hundred
23 percent fact that Michael Volpe's in part with
24 family circus, this is-- it's right in there. We
25 can show it to you.

26 Q And what is your proof that I am the one that's
27 feeding all of this, the circus thing that you're talking

1 about?

2 A Because it--

3 ATTY. KNOPF: Objection, it's asked and
4 answered. The gentleman's indicated it's the
5 podcast that she just gave to Michael Volpe.

6 THE COURT: All right. I'm going to have to
7 admit to a certain amount of ignorance when it
8 comes to these electronic communications. I
9 really don't know what a podcast is. I've heard
10 it. I've never used it, never had anyone use it
11 on me. And I don't know that this witness or
12 Miss Tiberi are capable, either of them, are
13 capable of testifying about what a podcast is.
14 So, I just want you all to know that. And
15 whatever it is, I can only assume that is some
16 method of communicating on the electronic
17 internet. That's all I'm going to say about
18 that.

19 So, let's continue with the answer. You said
20 you've seen it on the podcast, whatever you've
21 seen it on. Next question from you, Miss Tiberi.

22 BY MS. TIBERI:

23 Q So what does these podcast and websites that you are
24 talking about, you know the stuff that when you google
25 yourself, you say, how is this physically harming you?

26 ATTY. KNOPF: Objection, it's asked and
27 answered.

1 THE COURT: He's answered that already--

2 MS. TIBERI: Sorry.

3 THE COURT: -- Miss Tiberi.

4 MS. TIBERI: Okay.

5 Q Can you -- okay. You also talked about the text
6 messages. You said that -- you spoke about some text
7 messages, something about a monster, right, how did that
8 physically harm you?

9 THE COURT: Let me interrupt you.

10 MS. TIBERI: Sorry.

11 THE COURT: He has said at least a half a
12 dozen times that any harm that he is fearful of
13 is not physical.

14 MS. TIBERI: Okay.

15 THE COURT: He referenced an event that was
16 physical years ago where he said you tore his
17 shirt, but he's not talking about that now in
18 these proceedings. It's all about--

19 MS. TIBERI: Yes.

20 THE COURT: -- emotional harm and the fear
21 of harm.

22 MS. TIBERI: So, I guess, your Honor--

23 THE COURT: So, physical harm is not in the
24 picture.

25 MS. TIBERI: Yeah.

26 THE COURT: -- as far as I'm concerned. I
27 have heard no testimony yet. I know you haven't

1 testified yet, and I'm waiting for that. So,
2 let's move along, please.

3 MS. TIBERI: So, I guess, you know, this is
4 the reason why I would like to move to dismiss
5 because this is what 46b-15 is, it's about
6 physical and continuous present physical threats
7 and physical pain and injury, which has nothing
8 to do with the -- the plaintiff's application or
9 -- it has nothing to do with his affidavit. So,
10 46-- from my understanding 46b-15 has nothing to
11 do with any emotional or psychological pain that
12 the defendant or that the plaintiff may be going
13 through at this time.

14 THE COURT: Miss Tiberi, I thought I made it
15 very clear that I will not rule on that request
16 until the end of the evidence.

17 MS. TIBERI: I understand.

18 THE COURT: So don't go back there now. Let's
19 finish with the evidence. Okay?

20 MS. TIBERI: So, I -- I believe--

21 THE COURT: Do you have any other questions?

22 MS. TIBERI: Yeah. No, I do not, your Honor.

23 THE COURT: You have no other questions?

24 MS. TIBERI: Not for-- not for this witness.

25 THE COURT: You're sure?

26 MS. TIBERI: I believe -- I believe so, yes.

27 THE COURT: Okay. Thank you. You may be

1 seated. Sir, please return to the counsel table
2 there, carefully stepping down.

3 ATTY. KNOPF: Watch your step.

4 THE WITNESS: No, I'm good, I'm good.

5 (The witness exited the stand)

6 THE COURT: Attorney Knopf, did you have any
7 other evidence by way of witnesses or
8 documentary evidence?

9 ATTY. KNOPF: I'll call Miss Tiberi.

10 THE COURT: All right. Miss Tiberi,
11 carefully step up to the witness stand, and you
12 will testify.

13 MS. TIBERI: Your Honor, can I just ask a
14 question?

15 THE COURT: Yes.

16 MS. TIBERI: I don't have a problem if this
17 is the normal protocol, but how would I cross
18 examine myself or how do I object to relevance
19 or, you know, how do I do that?

20 THE COURT: Let me say this to you, this is
21 not the first time this has happened.

22 MS. TIBERI: Okay.

23 THE COURT: And what will happen, when you
24 testify is I'll be taking your testimony as if
25 it's directly from you, as opposed to directly
26 from your ex-husband's lawyer. So, it's all
27 coming in as a pot luck, so to speak, all at

1 once because that way -- I think-- she has the
2 right to call you, first of all, be clear about
3 that.

4 MS. TIBERI: Yes.

5 THE COURT: When you testify, once you finish
6 testifying, you'll be able to testify on your
7 own without questions from her.

8 MS. TIBERI: Okay.

9 THE COURT: Do you follow me?

10 MS. TIBERI: The last part? Something about
11 testimony?

12 THE COURT: When she's finished asking you
13 questions on direct, you will be able to testify
14 and I'll be considering it as cross-examination,
15 but you're not asking yourself questions about,
16 and also your direct examination as if you
17 testified without being called by her.

18 MS. TIBERI: Okay.

19 THE COURT: That's my best way of explaining
20 it.

21 MS. TIBERI: Okay.

22 THE COURT: Did you understand it?

23 MS. TIBERI: I understand it to the best of
24 my ability. And again, just let me know if I am
25 not doing something right.

26 THE COURT: No, but did you understand what
27 I -- my answer to your question?

1 MS. TIBERI: I believe so.

2 THE COURT: Okay. Please be careful stepping
3 up, and remember to keep your voice up, and that
4 you are under oath from earlier this morning.

5 MS. TIBERI: Yes.

6

1 J O R I Z T I B E R I ,
2 having previously been sworn, took the stand, was
3 examined and testified as follows:

4 THE COURT: Attorney Knopf, when you are
5 ready, you may inquire.

6 DIRECT EXAMINATION BY ATTY. KNOPF AS FOLLOWS:

7 Q Good afternoon, Miss Tiberi.

8 A Good afternoon.

9 Q Are you aware of the Court's interim orders
10 dated March 29, 2022?

11 A Yes.

12 Q You're aware that the Court ordered that you remain a
13 hundred yards away?

14 A Yes.

15 Q Are you aware that the court ordered that you have
16 FaceTime or other video access with your child as initiated
17 by Frank?

18 A Yes, that's with him.

19 Q And you're aware that Frank may initiate, suspend or
20 terminate the video access as he deems appropriate?

21 A I believe so.

22 Q Okay. And you're aware that your in-person
23 access to your son was suspended?

24 A Yes.

25 Q And you're aware that the court ordered that you not
26 interfere with any treatment of your son or any appointments
27 that he has?

1 A Yes.

2 Q All right. And you're aware that in order for you to
3 have in-person access, you need to have six months of
4 consistent treatment with a psychologist licensed in
5 Connecticut?

6 A So --

7 Q Are you aware of that?

8 A Yes.

9 Q Okay. Are you also aware that you are to complete a
10 psychiatric evaluation to determine appropriate psychiatric
11 medications and demonstrate compliance with that medication,
12 are you aware of that?

13 A Yes, I'm aware.

14 Q All right. You were present for part of your
15 divorce trial in front of Judge Grossman, were you
16 not?

17 A Yes.

18 Q And on the day of the divorce trial where Dr. --

19 MS. TIBERI: How do I object to relevance of
20 this, your Honor? Do I do that, or am I doing
21 something wrong?

22 THE COURT: You can object, but I can tell
23 you if you are objecting now, are you?

24 MS. TIBERI: I'm objecting because we're
25 talking about my dissolution and no longer the--
26 no longer that-- what we're here for, which is
27 46b-15. This is why I'm objecting.

1 THE COURT: Thank you. Your-- the objection
2 is overruled, and the evidence is being admitted
3 for the purpose of demonstrating that you're not
4 following court orders, and that's an important
5 item for me to hear about in deciding whether or
6 not to make the temporary order issued on March
7 29th by another judge an order which is longer,
8 or extending it for up to a year.

9 That's -- so I'm just trying to explain why
10 I'm overruling the objection. I don't have to do
11 that. I'm doing it because I know you're not a
12 lawyer and I want to make sure that you have as
13 best an understanding of what's happening in
14 terms of these rulings that you're getting from
15 the Court. Okay. Understood? Yes or no, did you
16 understand?

17 MS. TIBERI: I -- I do not completely
18 understand.

19 THE COURT: Okay.

20 MS. TIBERI: So, the reason why I do not
21 completely understand is because this is a whole
22 separate issue and to my -- to the best of my
23 understanding is that it doesn't marry each
24 other.

25 THE COURT: Okay.

26 MS. TIBERI: But I'm probably wrong.

27 THE COURT: Okay. Thank you. Next question.

1 Q Notwithstanding the court order that says that you--
2 all in person access between you and Leo is suspended, did
3 you go to Leo's soccer?

4 A Yes, I did.

5 Q Did you go to Frank's home?

6 A I have been to Frank's home.

7 Q Okay.

8 A The marital home.

9 Q And notwithstanding the court order that says
10 that you may have FaceTime with your son as initiated
11 by Frank, weren't you the one that harassed Frank to
12 make the FaceTime happen between you and your son?

13 A No.

14 Q You were the one who reached out to get the FaceTime
15 to occur, were you not?

16 A Yes.

17 Q Okay. And during that FaceTime communication with
18 Leo, isn't it true that you told Leo that his father was an
19 alcoholic?

20 A No.

21 Q Isn't it true you told Leo that his father was a
22 drunk?

23 A No.

24 Q Isn't it true that you went to soccer, you went there
25 and you did hold up your fingers and indicate which finger
26 it was that Frank uses to insert in your son, isn't that
27 true?

1 A No.

2 Q And haven't you held the belief for several years
3 that your husband sexually assaulted your son?

4 A Yes.

5 Q Okay. And do you not still hold that belief as you
6 sit here today?

7 A Yes.

8 Q You believe that Frank sexually assaults your son?

9 A I believe what my son disclosed to him what his
10 father said to me.

11 Q No, no, I don't want to play a word game. I want you
12 to -- we did that at a trial here. Do you sit here today and
13 believe that your son-- your husband sexually assaults your
14 son?

15 A I believe what my son disclosed to me.

16 Q And so is it your testimony that in the last two
17 weeks, your son has disclosed to you that his father
18 sexually assaults him?

19 A He did not disclose this to me the last two
20 weeks.

21 Q How about in the last two months, did your son
22 disclose to you that his father sexually assaults him?

23 A No, he did not.

24 Q Okay. And when was the last time you went to the
25 school?

26 A I don't know the exact date, but I --

27 Q Was it in the last sixty days?

1 A I'm not quite sure to be honest with you.

2 Q Was it February 24th?

3 A It may have been, I'm not-- I'm not quite sure,
4 though.

5 Q And following the orders of the court, where you are
6 not to have in person contact with Leo, was there a day that
7 you attended Ole soccer and Leo was not present?

8 A No.

9 Q Do you want to think about that for a second?

10 A Yes.

11 Q Following you going to soccer, did you not contact
12 the Shelton police department and send them to Frank's house
13 for a well check?

14 A I did.

15 Q And that was because you went to soccer and you
16 didn't see Leo there?

17 A Not true.

18 Q Why did you do it? Why did you call the police?

19 A Because I knew Leo wasn't there, and I was
20 wondering how my son was doing and Frank wouldn't
21 answer my calls.

22 Q Okay. How did you know that Leo wasn't at soccer?

23 A I get an email from Ole soccer each and every
24 time my son does not attend.

25 Q Okay. And so on that email you ended up calling the
26 police?

27 A No.

1 Q What time did you call the police?

2 A It was later in the evening when Frank would not
3 answer my calls--

4 Q What time--

5 A -- in regards to our son.

6 Q What time was soccer?

7 A Soccer was earlier in the morning.

8 Q Didn't you try to remove your son from school without
9 having a supervisor present on February 24th?

10 A Removed from school? I tried to pick him up,
11 yes.

12 Q Okay. Didn't you come to Frank's home and force your
13 way in by putting your foot in the door?

14 A Absolutely not.

15 Q Didn't you bring your dog to Frank's home and let
16 your dog go inside the home?

17 A That's Leo's dog. And it was -- no. The -- Leo let
18 him in.

19 Q Leo let the dog in?

20 A Yes. It's his dog.

21 Q And Leo let the dog into Frank's home even though
22 there was an order that said you had no in-person contact
23 with your son?

24 A Not true.

25 Q Okay. Isn't it true that you filed pleadings with
26 this court on the restraining orders and also in the divorce
27 file alleging that your husband is a pedophile?

1 A Not quite. You know what? I'd have to read the
2 motions again if I was alleging the actual word that he is a
3 pedophile. I would have to review--

4 Q Do you not know what it is that you filed with the
5 court?

6 A I do.

7 Q Okay.

8 A But there's so many pleadings I filed that I'd
9 have to look at them over again. So, if you could put
10 it-- if you can give me a copy of it, I'd be happy to.
11 But again this has nothing to do with a -- if this has
12 something to do with a dissolution, I would like to
13 object, if it's a motion for the dissolution. And if
14 it's for a pleading that I filed here for the
15 temporary restraining order, I'd be happy to look at
16 it.

17 ATTY. KNOPF: I'm going to move on. I don't
18 believe that I have to answer the questions, so
19 I'm going to ask her my question if that's okay
20 with the Court.

21 THE COURT: All right.

22 Q Thank you. Did you or did you not send emails in the
23 last two weeks directing that DCF become involved with your
24 case because of the entry of a restraining order against
25 you?

26 A Can you repeat that one more time but slower
27 because I'd like to better understand it.

1 Q Did you send emails asking for DCF involvement
2 because of the granting of this restraining order?

3 A Yes.

4 Q What is it that DCF needs to be involved in?

5 A Whatever it is that Frank feels he is in harm of
6 or that my child is in harm, like, that he is being
7 harmed. So, if there is any sort of psychological or
8 physical harm to a child, DCF is typically someone you
9 would call.

10 Q Did you send repeated emails to Valentina, the
11 supervisor, over and over again threatening to sue her
12 because she didn't have insurance to supervise?

13 A Absolutely not.

14 Q Didn't you send threatening emails or intimidating
15 emails to Valentina questioning her being insured?

16 A Yes, I asked her about having insurance.

17 Q In addition, didn't you deliver a malpractice lawsuit
18 to Dr. Biren Caverly--

19 MS. TIBERI: Relevance, objection.

20 THE COURT: She hasn't finished the
21 question, ma'am.

22 MS. TIBERI: Okay. I'm sorry.

23 Q Didn't you deliver a malpractice lawsuit to Dr. Biren
24 Caverly in advance of her testifying against you, so to
25 speak, in your divorce trial?

26 A No.

27 Q Didn't you direct your lawyer or didn't your lawyer

1 send the lawsuit to Dr. Biren Caverly?

2 MS. TIBERI: Again, the relevance of this. I
3 mean, objection for the relevance.

4 THE COURT: All right, The objection--

5 ATTY. KNOPF: It goes to a pattern of
6 threatening--I'm sorry.

7 THE COURT: She's filed an objection on the
8 grounds of relevance, and I'll hear your
9 response.

10 ATTY. KNOPF: It goes to what the statute
11 requires in terms of a pattern of stalking,
12 threatening, intimidation and harassing.

13 THE COURT: Okay. The objection's overruled,
14 you may answer the question.

15 Q You did that right?

16 A I'm sorry?

17 Q You sent a lawsuit to Dr. Biren Caverly right in
18 advance of her testifying against you at your trial, you did
19 that, right?

20 A It wasn't-- it wasn't done that way, not right before
21 trial, no, it wasn't used that way.

22 Q Ah. So, you happened to send in a lawsuit in advance
23 of her testifying at the trial, but you didn't mean for it
24 to intimidate her, is that what you're saying?

25 A Absolutely.

26 Q Okay. So, sending a person a lawsuit where you're
27 going to sue them for medical malpractice when they're about

1 to testify in your case is not threatening in your
2 estimation?

3 A Not that I know of at that time.

4 Q Didn't you also send grievance to me, threatening me
5 in the participation of this proceeding? You did that, too,
6 right?

7 A I sent a grievance to you, yes, I did.

8 Q Okay. And you threatened to grieve the guardian ad
9 litem in the divorce case routinely?

10 A Absolutely.

11 Q And you threatened to file paperwork in the divorce
12 case to have the guardian ad litem removed?

13 A Absolutely.

14 Q And you shared your son's and your own and your
15 husband's personal information in a psychological evaluation
16 with other people despite a court order that said you're not
17 to share it?

18 A I'm sorry. Can you please back it up?

19 Q Yes.

20 A And I would like to retract the fact that when
21 I'm agreeing to you, I'm not agreeing that you -- that
22 I was not threatening. I was not threatening. I was
23 stating valid reasons why the guardian ad litem should
24 be removed from my case for misconduct and the same
25 for yourself, Attorney Knopf.

26 Q Okay. So you believe--

27 A For misconduct.

1 Q Right.

2 A Attorney misconduct and conspiring with my
3 attorney as well.

4 Q Okay. So, you filed, I don't know, twenty-five
5 motions asking for sanctions against the guardian and
6 me for misconduct, right?

7 A Yes.

8 Q And you have said --

9 MS. TIBERI: Again, relevance of this, and it
10 has to do with my divorce. It has nothing to do
11 with this case.

12 THE COURT: Objection is relevance.

13 ATTY. KNOPF: Same comment. The statute
14 requires a pattern of stalking, threatening,
15 harassing, intimidation. The cases are related,
16 your Honor. The actions of Miss Tiberi in the
17 divorce serve in part as the foundation for the
18 restraining order application here.

19 THE COURT: All right. The objection's
20 overruled.

21 Q You've done that, right?

22 A No, not the way you describe.

23 Q Okay. How about yesterday? Didn't you call Frank's
24 dad yesterday, call him Grandpa, hold on. You called him
25 yesterday and you called him Grandpa, and you asked him, are
26 you coming to court today, I want you to see what your son,
27 meaning Frank, does to my son, meaning Leo, didn't you say

1 that to him yesterday?

2 A No.

3 Q You didn't say that to him at all?

4 A Absolutely not.

5 Q And you didn't send out notices to everybody
6 threatening to serve us all with subpoenas to be here
7 today?

8 A It wasn't a threat. I did serve subpoenas, and I'm
9 wondering where the other four people are, they were served
10 with subpoenas for --

11 Q Okay. So, let's cover that.

12 A Yeah.

13 Q You sent a subpoena to Isabella Tiberi, right?

14 A Yes.

15 Q And that is Frank's daughter, who is not even
16 over the age of eighteen, correct? .

17 A Yes.

18 Q All right. And you sent a subpoena to Marta, who
19 is Frank's prior wife?

20 A Yes.

21 Q Okay. And you sent a subpoena to Frank's dad,
22 who's here?

23 A Yes.

24 Q And you sent a subpoena to Frank's mom, who's
25 here?

26 A Yes.

27 Q And you sent a subpoena to Frank's sister?

1 A Yes.

2 Q And you had all those subpoenas sent out, yes?

3 A And his brother.

4 Q And his brother. Okay. Did you read the affidavit in
5 the application for the restraining order on behalf of Frank
6 and same with the text, the application in the restraining
7 order application for Leo, did you read those before you
8 filed for the restraining orders?

9 A I'm not sure I understand where you're going.

10 Q Okay.

11 A Yeah.

12 Q At the beginning of today's hearing the judge made a
13 statement that the affidavit attached to the restraining
14 order for Frank is the same as the affidavit attached to the
15 restraining order for Leo. Did you hear that?

16 A Yes.

17 Q Okay. Did you read the affidavits filed with the
18 restraining order?

19 A Yes, I did.

20 Q Okay. And in reading the affidavits filed with the
21 restraining order, why did you feel it was necessary to
22 subpoena Frank's mom, Frank's dad, Frank's ex-wife, Frank's
23 daughter, Frank's brother and Frank's sister?

24 A We shall see when I call them up as a witness.

25 Q In reading the affidavit filed with the restraining
26 orders, did you believe that any of Frank's family members
27 had actual knowledge of the events stated in the affidavit?

1 A Absolutely.

2 Q You think so?

3 A This is why it was granted by the judge.

4 Q Okay. At the time you were at the soccer in the last
5 sixty days, was Frank's mom, dad, brother, sister, daughter,
6 or ex-wife present?

7 A No, they were not.

8 Q Okay. And during the time that your case proceeded in
9 the court in the divorce, how about then, was Frank's
10 mother, father, brother, sister, daughter and -- present--
11 and ex-wife present?

12 A Not physically, but they were present in -- in the
13 testimony.

14 Q Did you send subpoena to all of Frank's family
15 members as a way to intimidate him and to get him to back
16 off of pursuing the restraining order?

17 A Absolutely not.

18 Q Did you send him a text message to that effect?

19 A No, I believe it was an email.

20 Q Okay. So you sent him an email to that effect,
21 thank you. You also sent similar emails like that to
22 me, right?

23 A Like what email?

24 Q Like emails where you wanted me to withdraw or
25 not to pursue the restraining order because you
26 accused me of engaging in abuse of process, fraud and
27 deceit on behalf of Frank, and misconduct under the

1 rules?

2 MS. TIBERI: So, I want to object to that
3 because why does this-- I feel like she's
4 putting herself inside the case.

5 THE COURT: She's asking if you sent a
6 certain email that said what she just read?

7 MS. TIBERI: Yes, I did.

8 THE COURT: Okay. That's the answer. Next
9 question

10 MS. TIBERI: Your Honor, would I be able to
11 write things down as I'm sitting here or no?

12 THE COURT: Yes. You can--

13 MS. TIBERI: Yeah, because --

14 THE COURT: Marshal, give her--

15 MS. TIBERI: I feel like--

16 THE COURT: -- her pad there and a pen.

17 MS. TIBERI: Yeah.

18 BY ATTY. KNOPF:

19 Q Following up on that email where you admitted that
20 you basically threatened to call Frank's family members--

21 A Not true. I did not threaten you.

22 Q No, his family members, to call Frank's family
23 members if the restraining order wasn't withdrawn, right?
24 You did that. Did you also call-- accuse Frank or did you
25 also say that you were going to embarrass Frank by saying
26 that he uses Latino hookers or babysitters, right?

27 A It was an email that was sent to you, I believe,

1 right?

2 Q You also talked about causing public humiliation by a
3 theater of the Tiberi family.

4 A I said I did not want that.

5 Q Okay.

6 A That they-- I believe the email states that I
7 did not want any public humiliation.

8 Q All right. In the same email, do you refer to
9 the damage that it could do a professional business
10 enterprise carrying on the family name?

11 A Absolutely because this is definitely something
12 I do not want for my son and for my soon to be ex-
13 husband--

14 Q Okay.

15 A -- and myself.

16 Q And didn't you not insist that I drop the TRO matter
17 before it negatively affects the professional reputation of
18 the attorney who advised Frank to perjure himself?

19 A Absolutely.

20 Q Okay.

21 A Because this is what he's done.

22 Q If you had to quantify how many emails you sent
23 to me from the time the restraining order was granted
24 until now, could you do that?

25 A No, I cannot.

26 Q Could you quantify the number of motions you filed in
27 response, not in the family case, only on the restraining

1 order file?

2 A No, I cannot.

3 Q Okay.

4 A Not at this-- not at this time, I mean.

5 Q Did you send an email telling Frank that he had to
6 prep his answers for the hearing and state under oath on the
7 record for public review how Frank needs a restraining order
8 because he wouldn't answer the telephone after too much
9 vodka when you're supposed to be taking care of our son, did
10 you send an email that said that?

11 A Yes.

12 Q Did you tell Frank to be ready to tell the judge
13 exactly why you have cause to isolate Leo from his mother?

14 A Yes.

15 Q Do you believe that it's Frank that's isolating Leo
16 from his mother?

17 A Yes.

18 Q You don't think it has anything to do with your own
19 behavior?

20 A No.

21 Q You blame Frank entirely?

22 A I don't blame Frank entirely. You were also part
23 of that.

24 Q Okay. So, it's not just Frank you blame, it's me you
25 blame?

26 A Well, no, it's a third party abuse. It's -- it
27 is domestic violence by proxy.

1 Q Okay. That Frank is doing to you or that I am doing
2 to you?

3 A That Frank is abusing me through you.

4 Q Ah, okay.

5 A With vexatious litigation.

6 Q With what, vexatious litigation?

7 A Yes.

8 Q Okay. What was the date on which you gave the
9 podcast to Michael Volpe?

10 A I don't quite know the exact date.

11 Q Was it recently?

12 A It was some time last month.

13 Q Okay. And a podcast is essentially a recorded
14 interview where Michael Volpe asked you questions and you
15 responded, right?

16 A Yes.

17 Q Okay. And how many times did you provide documents to
18 the person who's behind that website, ww--

19 MS. TIBERI: Relevance, objection.

20 THE COURT: You have to wait until the
21 question is asked.

22 MS. TIBERI: Okay.

23 Q How many times did you provide documents to the folks
24 that are behind the website, www.the family court circus.com

25 MS. TIBERI: Objection, what is the
26 relevance of any third party website?

27 THE COURT: There's been testimony already

1 admitted before this Court--

2 MS. TIBERI: All right.

3 THE COURT: -- regarding postings
4 purportedly by yourself and others regarding
5 your -- your case here and your divorce in the
6 past, so it is relevant.

7 MS. TIBERI: So--

8 BY ATTY. KNOFF:

9 Q How many times did you provide documents to the
10 people who source that website?

11 A Zero.

12 Q All right. You did testify in your divorce trial that
13 you had communication with a lady Jill Jane Soderman, and
14 you apologized to the judge for having that communication,
15 do you remember testifying that way in your divorce trial?

16 A I did.

17 Q Okay. And so now your testimony is that you don't
18 have anything to do with those folks, right?

19 A It was my testimony then, yes.

20 Q Okay. Going back to suing people, aside from the
21 grievances and the threats to me, to Frank and Dr. Biren
22 Caverly, didn't you also threaten to sue the folks at Ole
23 soccer because they were having you removed?

24 A No.

25 Q You didn't yell a threat to them?

26 A No, I -- yeah.

27 Q And on the day that you were appearing at Ole

1 soccer, and I'm referring to the last four weeks or
2 six weeks of time where you went to Ole soccer, did
3 you speak loudly enough so that others around Frank
4 could hear you accuse Frank of putting his finger in
5 your son's butt?

6 A Not to the best of my knowledge, no.

7 Q Did you not stand there and record yourself saying
8 that?

9 A No.

10 Q Did you not tell the person who runs Ole soccer that
11 your son puts his fingers in the butts of other kids because
12 of what he sees his father do?

13 A No, this is what I was told by the soccer coach. I
14 was disclosed that my son was doing to this somebody else.

15 Q Ah. So you believe, as you sit here today, that the
16 soccer coach is the one who said that Leo puts his fingers
17 in the backsides of other kids?

18 A It's not my belief, it's the report--

19 Q Ah.

20 A -- that they gave me.

21 Q Okay.

22 A 2019, summer camp.

23 Q All right. So you believe the report of the
24 soccer coach that your son is being sexually assaulted
25 and sexually assaulting kids?

26 A No. What I'm saying is that Coach Diego told me
27 upon picking up Leo that day that Leo was poking

1 another child in his bottom, and that child was so
2 disturbed and they had to, you know, basically write
3 up a report and then let me know that this happened.

4 Q Okay. All right. You -- not only did you disseminate
5 report by Dr. Biren Caverly, the evaluation, but you also
6 read it, right?

7 A Of course I did.

8 Q You did. And Dr. Biren Caverly did call --
9 diagnose you as delusional, did she not?

10 A Yes.

11 Q And she also said that not only were you delusional,
12 but she also diagnosed you as being delusional of the
13 jealous type, did she not?

14 A Yeah.

15 MS. TIBERI: Objection, your Honor. Does this
16 have to still do anything with the --

17 THE COURT: It's relevant to today's --

18 MS. TIBERI: Relevant, okay.

19 THE COURT: --to today's proceedings, yes.

20 MS. TIBERI: Okay.

21 Q She did diagnose you as not only delusional, but also
22 delusional of the jealous type, did she not?

23 A Yes.

24 Q And you were present in court the day that she
25 testified, were you not?

26 A Yes.

27 Q You were sitting twenty feet away from her while

1 she was testifying?

2 A Yes.

3 Q And that testimony happened recently, did it not?

4 A Yes.

5 Q Okay. You disagree with her diagnosis, right?

6 A Yes.

7 Q But when you were in court, did you hear Dr. Biren
8 Caverly testify that a diagnosis of delusional of the
9 jealous type means that you could function day to day going
10 to work, but that your behavior is either extreme or out of
11 control when it relates to your son and your husband, do you
12 remember that testimony?

13 A No.

14 Q What do you remember she said about your diagnosis?

15 MS. TIBERI: Objection, your Honor, because
16 if she wants to talk about Biren Caverly and
17 whatever her testimony was, I believe she should
18 be-- Biren Caverly should be here to testify to
19 what Attorney Knopf is saying. I don't know what
20 the objection part of it.

21 THE COURT: That may be, but you can answer
22 that question that you've been asked.

23 MS. TIBERI: Okay.

24 Q What do you believe Dr. Biron Caverly meant when she
25 said that not only were you delusional, but that you were
26 delusional of the jealous type, what did you mean-- what did
27 you think she meant by that?

1 A I'm not quite sure. I don't know.

2 Q All right. Is it also fair to say that when you were
3 hospitalized, they made the same diagnosis, did they not?

4 A No.

5 Q They didn't? And this isn't the first time that
6 you've isolated yourself from a child based on these
7 allegations and from a prior husband, is it?

8 A No, this is the first time.

9 Q It didn't happen before with your daughter and your
10 first husband?

11 A No.

12 Q Are you sure about that?

13 A Absolutely. You may tell the story a little
14 differently, but that's fine.

15 Q You didn't make an allegation against your
16 daughter's father for sexually assaulting your
17 daughter?

18 A I did not make an allegation in court in regards
19 to my husband.

20 Q Ah. You made the allegation, but not in a courtroom,
21 is that what you're saying?

22 A At that time.

23 Q Okay. So, do you see it differently then, Miss
24 Tiberi, that you can make an allegation and then you make an
25 allegation in court, that it's somehow different?

26 A Well, let me -- let me think about that. Can you
27 ask me that one more time?

1 Q Yes. Is there a difference in your mind to making an
2 allegation against your first husband that he sexually
3 assaulted daughter and making an allegation against your
4 second husband that he sexually assaulted your son because
5 this allegation is in court and the prior allegation was not
6 in court. Is there a difference to that?

7 MS. TIBERI: So, I'm going to object for
8 relevance again. What does my daughter have to
9 do with --

10 THE COURT: I'm going to sustain that
11 objection. Next question.

12 Q Okay. So, you're denying that you were videotaping
13 yourself at your son's soccer in March?

14 A Yes.

15 Q Okay. Did the owner escort--

16 A I'm sorry. I apologize. Of course, I videotaped my
17 son. I mean, I watch him. I video him while he's playing,
18 yes.

19 Q Okay. You deny videotaping yourself?

20 A I do not videotape myself.

21 Q Did you make any-- do you deny making any accusatory
22 statements to Frank?

23 A Do I deny making any accusatory statements?

24 Q Yes.

25 A I know. Can you, like--

26 Q Withdraw the question. What did you say to Frank on
27 those two times that you went to soccer in March, what did

1 you say to him?

2 A I don't know. I don't recall.

3 Q You didn't accuse him of sticking his finger in your
4 son's butt?

5 A No.

6 Q And you didn't tell the other parents that he did
7 that?

8 A No.

9 Q Okay. And on prior occasions when you told other
10 people, it didn't isolate your son from his friends because
11 people didn't want your son hanging around with their
12 children because you made such wild statements, didn't that
13 happen?

14 A No.

15 Q Okay. How many times did you call DCF on Frank?

16 A I didn't.

17 Q How many times did you reach out to DCF because
18 of an accusation you made about Frank being
19 inappropriate?

20 A Well, DCF was already in our life, and it was--
21 you know, they would ask.

22 Q Okay. About ten times, right?

23 A I don't know.

24 Q And it is true or is it not true that you called the
25 Shelton police department on March 20th because you didn't
26 feel that Leo was safe in Frank's care?

27 A Not in that matter, no, I called for a welfare

1 check.

2 Q And in doing the welfare check, you didn't have any
3 communication with the officer that you were concerned for
4 Leo's safety?

5 A Yes.

6 Q You did.

7 Q That's why I did a welfare check.

8 Q Oh, okay. How many times did you do the welfare
9 checks recently?

10 A I think it was two times.

11 Q Okay. And is that because you didn't get your way and
12 get the response you wanted from Frank?

13 A No, it was I just didn't get a response at all
14 from Frank.

15 Q Okay. And when you went to soccer to see your son,
16 isn't it true that you followed Frank around?

17 A No.

18 Q You didn't follow him into the bathroom where he
19 had to lock himself in the men's room to get away from
20 you?

21 A No.

22 Q And the guy who runs the soccer place didn't
23 have to have you removed?

24 A Absolutely not.

25 Q Okay. And you didn't send email to Frank, asking if
26 the parents with whom your child plays, those kids' parents
27 knows who, quote, Michael is, referring to the guy Michael

1 Volpe on that crazy website?

2 A I may have.

3 Q Okay. And how many times did you send Frank text
4 messages telling him that not only that he's a monster, but
5 that he has a mental defect?

6 A I may have said that to him a couple of times. I
7 don't know.

8 Q Okay. And how many times do you tell him that Leo is
9 always going to remember the father that his monster is?

10 A I don't know.

11 Q Okay.

12 MS. TIBERI: Would I be able to object and
13 to see how--what is-- what kind of evidence is
14 this to physical harm and danger to my son.

15 THE COURT: Well, you've already answered
16 the question. So, we can move along.

17 MS. TIBERI: Okay.

18 Q Were you aware of restraining order before it was
19 served on you?

20 A I was aware.

21 Q Okay. And even though you were aware of the
22 restraining order before it was served on you, you sent a
23 text message to Frank demanding a FaceTime with your son,
24 right?

25 A I believe I didn't realize it wasn't even -- I didn't
26 know when the proper time was.

27 Q Okay.

1 A When it was supposed to be-- from my
2 understanding, it had to be served before--

3 Q Ah.

4 A -- it was--

5 Q Is that what you're saying then, you knew that
6 the restraining order was out there, but because you
7 didn't accept the service from the marshal, you felt
8 that you could continue to talk to your son?

9 A That's not true.

10 Q Ah. So what is true?

11 A I didn't find out until about the restraining
12 order until the police told me themselves.

13 Q How is it possible because --

14 A Frank never told me.

15 Q -- you filed a motion-- okay. You filed a
16 motion with the court citing CT 05, which is a line--

17 A Yeah.

18 Q -- in the restraining order.

19 A Yeah.

20 Q So, you didn't know about the restraining order,
21 but you filed a motion citing the restraining order
22 and then you sit here today and say you didn't know
23 about it, is that it?

24 A That's not true.

25 Q Okay. You were court ordered, were you not, to appear
26 at the continuation of your divorce trial, right?

27 A Yes.

1 Q You didn't show up?

2 MS. TIBERI: Objection, your Honor. The-- I
3 don't know why we're talking about my divorce
4 right now.

5 THE COURT: Well, there's already been
6 evidence introduced that the divorce lasted for
7 several days, I believe, eight. And I think
8 towards the end there was some evidence that you
9 didn't come to court, the last couple of days,
10 I'm not sure how many, but that's already into
11 evidence.

12 MS. TIBERI: I was without counsel that's
13 why I didn't show up.

14 Q Ah. So, there was a court order that said you had to
15 appear at the trial, but you didn't follow that court order
16 and appear, right?

17 A I did file a motion.

18 Q Okay. But you didn't -- you didn't appear.

19 A I couldn't appear.

20 Q All right. There was also a court order that you
21 file a financial affidavit, and you didn't file the
22 financial affidavit or follow that court order?

23 A That's not true.

24 Q Ah-huh. And so there was a court order that you stay
25 away from your son, and you didn't follow the court order
26 and you came around your son?

27 A I'm sorry. Can you-- can you back that one up a

1 little bit.

2 Q All right. So, I'm -- the next few questions list the
3 court orders that are out there that you elected not to
4 follow. Would you agree with me that you had a court order
5 to appear at the divorce trial and you didn't attend, yes?

6 A I was without counsel, I couldn't.

7 Q So is that a yes?

8 A I believe so.

9 Q Okay. You had a court order to file a financial
10 statement with the court and you didn't file that statement,
11 correct?

12 A Not correct, no.

13 Q You don't believe that there was an order that you
14 file a financial statement with the Court?

15 A No. I followed the rules just like Judge
16 Grossman told me to do.

17 Q Ah. And there was a court order that said that you
18 stay away from your son, and you saw him anyway, right?

19 A Yes.

20 Q All right. And there was a court order that said that
21 you stay away from the soccer, and you went to soccer?

22 A I did.

23 Q And there was a court order that said that you stay
24 away from Frank's parents, and you went to his parents'
25 house, right?

26 A No.

27 Q There was also a court order that there's to be sole

1 legal custody to Frank, and while you parent your son, you
2 took your son to the doctor without telling anybody that you
3 were doing that?

4 A No.

5 Q As a matter of fact, you took him to four
6 different dentists, right?

7 MS. TIBERI: Objection, the relevance of
8 her-- of her question.

9 THE COURT: Counsel, you may respond to the
10 objection.

11 ATTY. KNOPF: Again, it follows the statute,
12 your Honor, and the course of conduct that Miss
13 Tiberi is engaging in to--

14 MS. TIBERI: Physical harm.

15 ATTY. KNOPF: -- to -- well, the statute-- I
16 know Miss Tiberi is hanging her hat on physical
17 harm, but I know that the Court's aware that the
18 statute doesn't say that it has to be just
19 physical harm. It has to be a continuous threat
20 --

21 MS. TIBERI: Mm-hmm.

22 ATTY. KNOPF: -- of present physical pain,
23 physical injury, stalking, or a pattern of
24 threatening, including but not limited to a
25 pattern of threatening by another family or by a
26 household member, that would be her.

27 BY ATTY. KNOPF:

1 Q You are-- you are married to Frank still, right?

2 MS. TIBERI: Objection, your Honor. People--
3 married people fight, divorced people fight. So
4 --

5 THE COURT: The question now is are you
6 still married?

7 MS. TIBERI: Oh, yes, I am.

8 THE COURT: Okay. Next question.

9 Q So you meet the criteria under the statute for being
10 a family member with Frank, right?

11 A Yes.

12 Q Okay. And in Judge Grossman's interim orders,
13 Judge Grossman noted that you engaged in several
14 actions that were detrimental to your son and your
15 husband. And in defiance of those orders, you shared
16 the psychological evaluation with strangers, who put
17 the document on their website. Do you agree with that?

18 MS. TIBERI: Objection, your Honor. Judge
19 Grossman's order that she just spoke about and
20 what her question is, the relevance to why we're
21 talking about this when we are discussing 46b-
22 15.

23 ATTY. KNOPF: It goes to prove the element of
24 the statute, your Honor.

25 THE COURT: All right. The objection is
26 overruled. You may answer the question, ma'am.

27 MS. TIBERI: Yeah, one more time?

1 Q You're aware of the order that Judge Grossman has
2 where she says that you undertook actions that were
3 detrimental to your son and to your husband?

4 A No, not like that.

5 Q You didn't.

6 A No, no.

7 Q So, sharing the evaluation with advocates with the
8 folks associated with that website, attaching it to the
9 grievance that you filed against me, that wasn't-- that was
10 -- those are not actions that are in direct defiance of a
11 court order?

12 MS. TIBERI: So, objection because that's
13 not what actually happened. And I never shared
14 it with -- with these websites that you're
15 referring to. And --

16 Q So, the fact that they have it is just by chance?

17 A I don't know.

18 Q Okay. Do you-- are you aware of the order that says
19 that when you are untreated, you cannot distinguish between
20 what is actually happening and what you are imagining?

21 MS. TIBERI: Objection, your Honor. She's
22 talking about some sort of treatment that was
23 supposed to be done by some sort of somebody
24 else that's supposed to be qualified, so --

25 THE COURT: Well, if I understand the
26 question correctly, you're quoting her
27 testimony, is that correct?

1 ATTY. KNOFF: It's actually the testimony
2 that came out in the trial that is a part of the
3 judge's decision, the judge's orders by the
4 court.

5 THE COURT: Okay. So she can ask you that
6 question, ma'am. The objection's overruled.

7 MS. TIBERI: Okay. One more time.

8 Q Are you aware that the judge's interim order states
9 that the wife suffers from a delusional disorder. Her
10 delusions primarily involve her child and do not impact her
11 ability to work or care for her self. She has been
12 hospitalized, diagnosed, treated and medicated for this
13 condition. When untreated, the wife, you, cannot
14 distinguish between what is actually happening and what she
15 is imagining. In the grips of this illness, she falsely
16 accused her husband of molesting their child. When
17 confronted with this delusion, she abandoned the --

18 THE COURT: Counsel, is that--

19 ATTY. KNOFF: -- child in California.

20 THE COURT: Is that a question, counsel?

21 BY ATTY. KNOFF:

22 Q Yes. Do you agree with all of that?

23 A I do not agree with that

24 Q Okay. Did you read that?

25 A I did.

26 Q All right.

27 A But I don't know it verbatim.

1 Q Okay.

2 A So--

3 THE COURT: And Attorney Knopf, you
4 obviously have been reading a document that's
5 not in evidence.

6 ATTY. KNOPF: It's the court order, your
7 Honor, from May -- March 22, 2022.

8 THE COURT: Okay. And that court order
9 references a doctor's report or findings?

10 ATTY. KNOPF: Yes.

11 THE COURT: Is that what you're saying?

12 ATTY. KNOPF: Yes.

13 THE COURT: And that doctor's name and the
14 date of the report, please?

15 ATTY. KNOPF: Dr. Jessica Biren Caverly.

16 THE COURT: How do you spell the last name?

17 ATTY. KNOPF: Her-- it's hyphenated, it's B,
18 like boy, I-R-E-N, hyphen.

19 THE COURT: I'm sorry. B-I?

20 ATTY. KNOPF: --R-E-N.

21 THE COURT: R-E-N.

22 ATTY. KNOPF: Hyphen, Caverly, C-a-v, like
23 Victor, -E-R-L-Y.

24 THE COURT: Thank you.

25 ATTY. KNOPF: May I have a moment to confer
26 with my client?

27 THE COURT: Yes.

1 ATTY. KNOPF: I have nothing further of Miss
2 Tiberi, your Honor. Thank you.

3 THE COURT: All right. Miss Tiberi, it's
4 kind of unusual, but at this point in time, you
5 have the right to testify as if you had not been
6 called as a witness and in cross-examining the
7 testimony you gave or explaining the testimony
8 that you gave to the questions, responses
9 responding to the questions of Attorney Knopf.
10 You understand?

11 MS. TIBERI: Yes.

12 THE COURT: Okay.

13 MS. TIBERI: So, with the last question,
14 which was Dr. Biren Caverly's report, this
15 evaluation was authored and held in 2019,
16 October 2019 it was when the evaluation
17 happened. And it was written by December 30,
18 2019. So, she -- this disorder that they are
19 referring to was done in 2019, whatever--
20 whatever that means.

21 THE COURT: Well, you said October of 2019.

22 MS. TIBERI: Yes, that's when it was -- well,
23 that's when it started. And when she wrote the
24 report it was--

25 THE COURT: All right. Thank you.

26 MS. TIBERI: -- December 30th, yes. And
27 specifically the case law, *Putnam v. Kennedy*,

1 that I handed over to you, your Honor, it's a --
2 it is I am talking about the 46b-15 as if it
3 only pertains to physical injury because it is a
4 very narrow definition in my eyes and in that
5 case law that I refer to that went to the
6 appellate Court and also the supreme Court, it
7 specifically states that it cannot be used as a
8 weapon through litigation or through, you know,
9 things where somebody is going through a divorce
10 to get advantage and custody basically, if
11 there's no present continuous danger and harm,
12 things like that, of that matter. That's what I
13 understood from that case law.

14 And if it is something else that my husband
15 would like to file in court, it may not be the
16 relief from abuse. It may be something else, but
17 the relief from abuse has, to my understanding,
18 has to do with me being able to physically harm
19 him and my son, in which he already testified
20 earlier saying that that's not what he is afraid
21 of.

22 They refer -- Attorney Knopf refers to this
23 financial affidavit that I did not, you know,
24 follow, and when Judge Grossman asked me to
25 file, and which I did follow everything that she
26 did, and gave it to her secretary Erin. And
27 again, I don't -- I'm not-- I'm not quite sure

1 why all of this is coming up as a list of things
2 that I have not done when if we look at the
3 laundry list of everything that my husband
4 didn't do, and all the contempt motions, you
5 know, in regards to the court order that Judge
6 Grossman signed, which was whether to pay my
7 spousal support until this day of \$500 a week,
8 for my son to have therapy. He didn't follow any
9 of that, or for him to pay my rent for any of
10 the bills that needed to be paid. I almost
11 became homeless because he was not following any
12 of the court's order.

13 So, I don't see why it -- that is relevant
14 what -- with what Attorney Knopf is trying to
15 paint the picture as if I did not follow any of
16 the court's order, including when, you know, I
17 guess it was to my husband's discretion to have
18 -- it wasn't to his discretion. It was the
19 court's order that I was to have supervised
20 visit, but that at his whim, you know, when he's
21 feeling good, he wants me to have unsupervised
22 because he's feeling happy and in control of
23 whatever he's in control of. And then the minute
24 that he's unhappy about something, he takes-- he
25 takes our son away from me as if using him as
26 some sort of a weapon and not letting me see
27 him.

1 And I just don't understand why this would
2 be good to a seven year old little boy. He needs
3 his mother. I gave birth to this little boy. I
4 would never harm him. I would never harm him and
5 I would never harm him. Look at the size between
6 the two of us. I could never hurt him. He has
7 hurt me through this entire litigation. He's
8 taken the roof over my head. He's taken my son
9 away and my dignity. And for him to blame me all
10 of these things on me as if I'm somehow
11 harassing him when I decide to stand up for
12 myself and tell him about himself as he is
13 forbidding my son to basically not speak to me,
14 alienating me from his life, as he testified. He
15 said my-- my son is better off without his
16 mother. What child is better off without another
17 parent, whether mother or father?

18 I did-- I did send subpoenas to-- to the
19 rest of Frank's family because frankly, they
20 were my only family. I have nobody. I only had
21 my husband and the rest of his family, which is
22 grandma and grandpa and his brother, sisters and
23 everything. So, these are the people that I
24 subpoenaed because they are the only ones who
25 could testify to who we are together and Frank's
26 behavior and how I am towards him.

27 And also I would like to know Attorney Knopf

1 mentioned about a bunch of motions being filed.
2 Well, is there a certain amount of motions that
3 a litigant is supposed to be able to file? Is
4 there a cap? You know, if I-- if I knew that
5 then, you know, I would stop filing them, but I
6 felt like my voice wasn't being heard. It was
7 not -- it was not heard, even during the trial
8 when-- when my attorney withdrew from my case,
9 and it was granted by Judge Truglia. How can I
10 go back to trial and cross-examine and, you
11 know, and testify and bring up my witness, you
12 know, in trial I filed several motions for
13 continuance, for a mistrial. You know, I filed
14 so many motions and, you know, painting my
15 situation. I did not just not show up for court
16 to disrespect your Honor. I would never do such
17 a thing.

18 You know, but I was caught between a rock
19 and a hard place where I couldn't properly
20 litigate for myself. I mean, today I tried, you
21 know, And I see how difficult it is, you know,
22 but it was definitely not to disrespect the
23 Court, in which that wasn't the reason why I
24 wasn't showing up and I was speaking through
25 motions because it was easier for me to speak
26 through motions than for me to kind of argue
27 because I saw what it was like to be in trial

1 with an attorney. And to have them all say all
2 these things and I did not have a voice. And
3 so, that's why I felt more comfortable writing
4 the motions and doing-- studying as much as I
5 can so I can stand up for myself.

6 I didn't -- I never -- they're accusing me
7 of giving my information or any of these
8 evaluations to these website. I've not done such
9 a thing. And I feel like I'm being portrayed to
10 be this dangerous person, dangerous person to my
11 son. There has never been a complaint against
12 me. If my husband was unhappy in being-- you
13 know, if I was such a dangerous person even
14 before I filed for a divorce, even when I had a
15 nervous breakdown, why didn't he not report me
16 to DCF or to the police? Why was there never--
17 why was there ever not a complaint against me?
18 Why is it just now?

19 I have nothing but -- but good to be -- have
20 nothing but positive intentions towards my son.
21 I carried him for nine months. One day he was
22 taken from me, January 3rd because I was coerced
23 by my attorney, Deborah Marino, to sign a court
24 ordered agreement that I did not fully
25 understand. And my son was ripped away from my
26 arms. I picked up -- I dropped off my son to
27 school that day, and that evening I could not

1 pick up my son. I could not even say goodbye to
2 him because I had signed a court ordered
3 agreement that I did not understand. And all I
4 did was trust my attorney.

5 And now I stand here today still fighting
6 for my son to be able to see him, since January
7 3, 2020. And now my husband files a restraining
8 order against me as if I'm dangerous and I'm a
9 danger to my son. The only reason why I divorced
10 my husband was my little boy was disclosing all
11 of this stuff to me and I did not know what to
12 do. I did not know what to do.

13 And I thought that if I divorced him and I
14 reported this, that we would be able to get help
15 and someone would help my son because I did not
16 know-- I did not know how to approach it with my
17 husband because when I did approach it with him,
18 it was-- he wanted to put it -- shove it under
19 the rug, just like it was with Isabella, which
20 is his daughter that's now a teenager. She was
21 -- when she was six years old and I first met
22 her, she was showing sexual abuse-- signs of
23 sexual abuse. Her mother, Marta Cahill, which
24 was also subpoenaed to come here, she came to
25 our door showing me pictures of everything that
26 -- that Isabella was drawing. She was drawing
27 pornographic pictures, accusing me of being in

1 these pictures. This was before my son was even
2 around.

3 And I did not know what to do with this
4 information. All the time even before Leo even
5 came around, this little girl would display all
6 these sexual ways where she would bend over and
7 spread her bottom, you know. She would be
8 spending the night at grandma's house and
9 grandma would catch her masturbating in the
10 middle of her other two cousins, Holly and
11 Juliet. Isabella did all of these weird sexual
12 things. She would watch porn. And then I would
13 tell Frank, she needs help, Frank, tell her mom
14 and Frank would refuse.

15 One day my son started behaving in the same
16 exact way. My son started behaving it and I
17 still didn't understand-- I still didn't
18 understand why he was behaving like this. And at
19 one point, I had a nervous breakdown.

20 But now I do understand, I do understand
21 what's going on. And I'm the only one that could
22 advocate for my son. Nobody else will advocate
23 for my son. I don't know if these things are
24 happening or they were still happening at the
25 time they were reported, but all I know is that
26 my son was behaving in a certain way, where it
27 was not-- he was kissing me on the lips and

1 sticking his tongue in my mouth, and telling me,
2 daddy kisses me like this. I can't make this
3 stuff up. I loved my husband. I stayed with him
4 although he cheated on me the entire time I was
5 pregnant. The only reason I left him was to
6 protect my son.

7 And now he wants to put the nail in the
8 coffin to permanently erase me out of there. To
9 make me look like I'm this delusional, crazy
10 person that mean him harm, physical harm and
11 danger, and which I think your Honor can see
12 that that's not the case. A crazy delusional
13 mother will not sit here and fight for her son.
14 A crazy delusional mother would stay inside the
15 house just like your sister does. That's what a
16 crazy delusional mother would do. They wouldn't
17 advocate. They wouldn't advocate for their child
18 and keep fighting for them for the last three
19 years after -- after everything has been taken
20 from me. I feel like I'm being punished.

21 So, your Honor, if you're taking in
22 consideration with what Attorney Knopf was
23 talking about Dr. Jessica Biren Caverly's
24 report, again, that was authored in 2019. And I
25 just -- I want to refer to that caselaw *Putnam*
26 *v. Kennedy* because it's the same thing that has
27 happened. And I guess, I-- I don't know what

1 else to say.

2 THE COURT: All right. Do you feel you've
3 finished your testimony?

4 MS. TIBERI: I think so.

5 THE COURT: Okay. Attorney Knopf, did you
6 wish to examine her regarding her testimony?

7 ATTY. KNOPF: No, thank you, your Honor.

8 THE COURT: All right. Thank you. Please be
9 careful stepping down, and return to counsel
10 seat.

11 (The witness exited the stand)

12 THE COURT: Did you have any other witnesses
13 that you wanted to call, Attorney Knopf?

14 ATTY. KNOPF: No, your Honor.

15 THE COURT: Okay. Now, I turn to you and ask
16 you the same question because you're
17 representing yourself. Are there any other
18 witnesses that you wish to call?

19 MS. TIBERI: I do, your Honor.

20 THE COURT: All right. You may call your
21 witness.

22 MS. TIBERI: I would like to call Antoinette
23 Tiberi.

24 THE COURT: All right. Please be careful
25 coming forward and stepping up, ma'am. Please be
26 careful.

27 ATTY. KNOPF: There's a step there.

1 THE MARSHAL: Be careful stepping up.
2 THE CLERK: Please just raise your right
3 hand.
4

1 A N T O I N E T T E T I B E R I ,
2 173 Sampson Street, Bridgeport, Connecticut, having
3 first been duly sworn, was examined and testified as
4 follows:

5 THE CLERK: Please just state your name and
6 address for the record.

7 THE WITNESS: Antoinette Tiberi.

8 THE CLERK: And your address?

9 THE WITNESS: 173 Sampson Street Bridgeport,
10 Connecticut.

11 THE CLERK: And what town or city?

12 THE WITNESS: Bridgeport, Connecticut.

13 THE CLERK: Thank you. You can have a seat.

14 THE COURT MONITOR: Your Honor, could I just
15 have that street repeated.

16 THE WITNESS: My street? 173 Sampson Street.

17 THE CLERK: Thank you.

18 THE WITNESS: Yes, Joriz.

19 THE COURT: Now, ma'am, I'm going to ask you
20 to the best of your ability to keep your voice
21 up.

22 THE WITNESS: Yes.

23 THE COURT: All right. Thank you.

24 THE WITNESS: You're welcome.

25 THE COURT: You may ask your questions,
26 ma'am.

27 MS. TIBERI: Yes.

1 DIRECT EXAMINATION BY MS. TIBERI AS FOLLOWS:

2 Q Antoinette, how is Leo doing?

3 A Very, very good.

4 ATTY. KNOPF: Objection, relevance.

5 THE WITNESS: Very good.

6 THE COURT: Let's move along, let's move
7 along, Attorney-- I'd like to, if possible, not
8 have to come back another day with additional
9 evidence if possible. If it's not possible, eh,
10 what are you gonna do. Next question.

11 BY MS. TIBERI:

12 Q Have you ever seen -- have you ever seen Frank with
13 broken bones and bruise from me?

14 A Broken bone, no.

15 Q Have you seen Leo with any broken bones and bruises
16 from me?

17 A No.

18 Q Can you tell me a little bit about Frank, since he is
19 your son? How was he as a little boy?

20 ATTY. KNOPF: Relevance.

21 THE COURT: Is that an objection?

22 ATTY. KNOPF: Sorry, yes.

23 THE COURT: It's not relevant.

24 Q So, has Frank had any history of any sort of abuse?

25 A No.

26 Q What about drug abuse?

27 ATTY. KNOPF: Objection, relevance.

1 THE COURT: The objection is sustained.

2 Q To the best of your knowledge, when did -- when did
3 the pattern of physical abuse start?

4 ATTY. KNOPF: Objection, form of the
5 question, timeframe, relevance.

6 THE COURT: You have to be more specific in
7 your question, Miss Tiberi.

8 MS. TIBERI: I take the question back.

9 THE COURT: Yes.

10 Q Have I ever gone to your house -- no. When was the
11 last time I came to your house?

12 A I think was on Valentine's Day.

13 Q Yeah?

14 A Yes.

15 Q What did I -- what did I do? What did I bring?

16 A You bring cookies for Leo, a balloon, and something
17 for the class if I don't make him sick.

18 Q Was I disruptive?

19 A Huh?

20 Q Was I disruptive?

21 A No, but I no was too pleased that you come to my
22 house.

23 Q But I thank you, I thank you for welcoming me.

24 A You're welcome.

25 Q Was Leo happy?

26 A Yeah, all the children, they happy, that's
27 cookies.

1 Q Okay. So, did I ever come to your house before that
2 where you had to call the police?

3 A No.

4 Q Has there been any pattern of sexual abuse in your
5 family?

6 A No. Sexual abuse? My family? My children? My
7 children, they abuse somebody? I don't know what you're
8 talking about.

9 Q Yeah.

10 A My son don't abuse anybody, Tommy never abused
11 nobody, Louisa abuse nobody, my husband no abuse, I no
12 abuse, so what else?

13 Q Do you remember the time when Isabella was
14 masturbating in bed with her cousins?

15 A Bating?

16 Q Mm-hmm.

17 A Bating what?

18 Q In the bed?

19 A No bed, no.

20 Q Yeah.

21 A I let them asleep --

22 Q And you told -- you told me about it?

23 A I let them -- I let them asleep all three
24 together.

25 Q Mm-hmm.

26 A Yes.

27 Q Yeah. Do you remember when Louisa, your

1 daughter--

2 A Yes.

3 Q -- disclosed sexual abuse from Tommy?

4 A Who?

5 ATTY. KNOPF: Objection, well, she answered,
6 but objection relevance.

7 THE COURT: It's not relevant, and the
8 response is stricken from the record and I will
9 not consider it as evidence. Next question.

10 Q So you know your son, he's your son, is he normally
11 afraid of little women little me?

12 ATTY. KNOPF: Objection--

13 THE WITNESS: I --

14 ATTY. KNOPF: -- to the form of that
15 question.

16 THE WITNESS: Why should be afraid.

17 THE COURT: Scusi, scusi, that means excuse
18 me in Italian.

19 THE WITNESS: Yes, sir. I'm sorry.

20 THE COURT: You were not instructed before,
21 but I will instruct you now. If a question is
22 asked and the other party objects, to the best
23 of your ability do not answer the question
24 unless I instruct you to answer the question.

25 THE WITNESS: So, in other words, if I don't
26 want to answer, I'm not gonna answer?

27 THE COURT: No.

1 THE WITNESS: I don't know. I never been to
2 the court.

3 THE COURT: Let me -- let me

4 THE WITNESS: I not speak English either, so
5 --

6 THE COURT: Well, I speak Italian and I can't
7 speak--

8 THE WITNESS: You can speak Italian?

9 (Court spoke in Italian)

10 THE COURT: I can't speak Italian because
11 it's not allowed.

12 (The witness and the court speak Italian)

13 THE WITNESS: Okay.

14 THE COURT: That means I understand well for
15 my court reporter. But that's not the point.
16 You're nervous.

17 (Witness responds in Italian)

18 THE WITNESS: Until it happen to you, Judge,
19 you'd never understand what I go through.

20 THE COURT: Okay. I understand that. And I
21 have had many, many cases over the thirty years.

22 THE WITNESS: Not like this.

23 THE COURT: Over the thirty plus years that
24 I've been a judge, I've had many cases--

25 THE WITNESS: God bless you. I hope it won't
26 be forever.

27 THE COURT: -- that are many difficult cases.

1 THE WITNESS: Yes.

2 THE COURT: I understand. But I want to make
3 sure you understand my instruction.

4 THE WITNESS: And I hope so.

5 THE COURT: My instruction-- can you hear me
6 okay?

7 THE WITNESS: Oh, yeah.

8 THE COURT: Okay. My instruction is that if
9 Miss Tiberi--

10 THE WITNESS: Ah-huh.

11 THE COURT: Your former daughter-in-law--

12 THE WITNESS: Mmm.

13 THE COURT: Or the Attorney Knopf.

14 THE WITNESS: Mm-hmm.

15 THE COURT: Your son's lawyer, if either asks
16 you a question and the other one objects, please
17 do not answer the question.

18 THE WITNESS: Okay. If I say no-- in other
19 words, if I don't want to answer, I look at you
20 then?

21 ATTY. KNOPF: No, no. If I object, you don't
22 answer. I apologize, but --

23 THE WITNESS: Okay. Let's keep and go on.

24 THE COURT: Antoinette?

25 THE WITNESS: Yes.

26 THE COURT: Did you understand what I said?

27 THE WITNESS: I hope so.

1 THE COURT: I hope so, too. Next question.

2 THE WITNESS: Yeah.

3 BY MS. TIBERI:

4 Q Have you ever witnessed me abusing Leo?

5 A Not physical, but all the things my son has
6 said, it's true because you were tell that to our
7 house. And when you disappear with Steve-- with Leo,
8 you came home that night, it was late at night. The
9 police, they were at my house. You walk with Leo in
10 your hand. Can I get up?

11 THE COURT: Yes. Careful.

12 THE WITNESS: Oh, yes. So anyway, came to the
13 house with Leo, look at my son and says, you,
14 abuse Abella, you abuse me, you abuse Leo. The
15 neighbor next door, it's at my arm, I says, my
16 son [indiscernible]. Abuse everybody. You heard
17 the police said you still-- you still-- you
18 still a been married to that woman?

19 THE COURT: Okay. Please be careful. Please
20 be careful.

21 THE WITNESS: No, no, sorry, I'm going up a
22 loud, but I think-- okay. Go ahead, Joriz, my
23 dear.

24 BY MS. TIBERI:

25 Q Yes. And how did I abuse Leo?

26 A It not be physical. It could be mentally. You
27 could tell the Leo all this dirty stuff that come to

1 your mind, but remember one thing, when Leo come to
2 the right age, and she find out -- he find out all
3 this that the father go through with you, you not the
4 mother anymore. Your daughter left you and your son
5 will leave you. Remember what I tell you right in
6 front of the judge, God bless you.

7 Q I understand. And so, so basically you said--

8 A Nothing, my son, he got a strong brains, strong mind,
9 strong physical to go through all this bullshit. Okay. Go
10 ahead. Tell me now.

11 Q Okay. So what you're saying is --

12 A Then you ask my son what kind of job you had?
13 Dentist that they work [indiscernible. Bring a cup of
14 coffee and spend a five dollars, five dollars on the
15 cup a week. I send my son to college. How the money he
16 made, half the money of his life you have to spend on
17 this court over here. And he doesn't deserve that.
18 What kind of job you had when you were young? You were
19 stripper. Okay. What else do you want me to tell you?

20 Q Yes. So, thank you.

21 A You're welcome.

22 Q So, what you're saying is --

23 A Yes.

24 Q -- I never physically harmed Leo?

25 A Not physical, but mentally I said.

26 Q Okay. Thank you. I appreciate that.

27 A Why should be-- why should -- a mother should

1 beat the son, but mentally you gonna brainwash him.

2 Q So, do you-- do you think that it's better--

3 A And all this does to my son, it cost him a
4 fortune. You took him to hospital, he had to paid two,
5 three thousand dollars, you take him this, you take
6 him that. The school-- puts a screwdriver on this, I'm
7 not ashamed to say the words, the school puts a
8 screwdriver on his ass. The school abuse your son. My
9 son, why don't you look on his ass, big enough. I
10 gotta -- Judge, I gotta my son, my husband with
11 [indiscernible] cancer. He had brain damage last year
12 [indiscernible] and then the shunt replaced then after
13 to get all this bullshit.

14 THE MARSHAL: You got to watch your language.

15 THE WITNESS: I'm sorry my language, too. I
16 went to school for that, to learn. What else you
17 want to know, Joriz?

18 Q Well, I think you've answered my question.

19 A What else you want to know?

20 THE COURT: Excuse me.

21 THE WITNESS: Tell me.

22 THE COURT: Excuse me, Antoinette.

23 THE WITNESS: Yes, honey.

24 (The court spoke Italian)

25 THE WITNESS: Yes.

26 THE COURT: That means soft and quiet.

27 THE WITNESS: Yes.

1 THE COURT: And do you, do you have any other
2 questions, Miss Tiberi?

3 MS. TIBERI: I believe that's all the
4 questions I have for Antoinette.

5 THE COURT: Thank you. Attorney Knopf, did
6 you--

7 THE WITNESS: Yes. You --

8 THE COURT: Scusi, signora.

9 THE WITNESS: You want me to go down?

10 THE COURT: No, no, not yet. Hold on.

11 THE WITNESS: Yes.

12 THE COURT: We have to do the proceedings,
13 correctly.

14 THE WITNESS: Yes, sonny.

15 THE COURT: Best as we can.

16 THE WITNESS: Okay.

17 THE COURT: With what we have. Attorney Knopf
18 --

19 ATTY. KNOPF: I have no questions for Mrs.
20 Tiberi, Miss Antoinette Tiberi.

21 THE WITNESS: Tell them anything you want.

22 THE COURT: Miss Antoinette Tiberi--

23 THE WITNESS: Yes.

24 THE COURT: Thank you for coming in.

25 THE WITNESS: You're welcome.

26 THE COURT: Please be careful stepping down.

27 THE WITNESS: I'm going to take a

1 [indiscernible]

2 THE COURT: And you may return--

3 THE WITNESS: God bless you.

4 THE COURT: God bless you.

5 THE WITNESS: For dealing with the suit.

6 (The witness exited the stand)

7 THE COURT: And Miss Tiberi, do you have any
8 other witnesses you wish to call?

9 MS. TIBERI: I do. I want to -- I'd like to
10 call Elio Tiberi.

11 THE COURT: All right. Thank you.

12 THE CLERK: Sir, I'm just going to have you
13 stand and raise your right hand.

14 THE COURT: He can remain seated.

15 THE CLERK: Okay.

16 THE COURT: No, no, no.

17 THE CLERK: You're good. You can sit.
18
19

1 E L I O T I B E R I,
2 173 Sampson Street, Bridgeport, Connecticut, having first
3 been duly sworn, was examined and testified as follows:

4 THE CLERK: Thank you, sir. And just your
5 name and address for the record.

6 THE WITNESS: My name is Elio Tiberi, from
7 173 Sampson Street, Bridgeport, Connecticut.

8 THE CLERK: Thank you.

9 THE COURT: You may inquire.

10 MS. TIBERI: Yes.

11 DIRECT EXAMINATION BY MS. TIBERI AS FOLLOWS:

12 Q Hi Grandpa Elio. So, my question would be to the best
13 of your knowledge, have you seen me beat up your son, Frank?

14 A Repeat that again.

15 Q Have you seen me beat up your son?

16 A I hope not. I think you could take care of
17 herself from five foot through to what do you call it,
18 girl.

19 Q That's right.

20 A He could take care of me as a father, certainly
21 he could take care of you.

22 Q So, you're saying that Frank is usually not
23 afraid of women like me or afraid, he's afraid of
24 women like me?

25 A What I'm saying is he respects you the way you are.
26 He will not abuse you as a either because you're a girl or
27 because you're a woman, he's not the type to -- to endanger

1 you in any way. He's not that type. He's a calm, cool,
2 collected, intelligent kid. And you stop -- stop disturbing
3 his mentality because his mentality is very, very high, and
4 you try little by little try to distort him upon this plan
5 that you have. Every time we went for ride, whether it was
6 shopping or something else, you said, grandpa, I have this
7 plan, if you follow this plan, it could either hurt you or
8 it could make you succeed, whatever you want to do, that
9 plan will work. And I'm sure that plan that you have is a
10 plan that you have against your husband. You try little by
11 little to get financially stable for the rest of your life,
12 anything to do to destroy him so this way he become a little
13 clean of the-- what do you call it, of the -- how -- over
14 the hottest cage, whatever you call it.

15 In other words, you want to be independent from this
16 hardworking job that he so dearly, dearly had to have
17 because of this-- this here, what do you call it, disease
18 that we have, the Covid 19, with the insurance, with all the
19 problem they had, him and his brother try to survive that
20 practice, I -- he doesn't need no distortion whatsoever from
21 you. If he told-- if he told one tenth of an inch or one
22 tenth of a centimeter, whatever you call it, a lie, I would
23 never believe him. He is the truth, not because he's my son,
24 but as a kid, he was born of my wife's womb, and that's the
25 same way he grew up the rest of his life, him and his
26 brother and his sister has a little problem, whatever it is,
27 but she's a wonderful daughter.

1 Q What problem is that?

2 A Huh?

3 Q What problem?

4 A Well, she have marital problem, she had divorce
5 problem, whatever it is, but we're not talking about her.
6 She's a wonderful woman and she's got a lot of room to grow
7 up. But she's nowhere near what you are. You try to disturb,
8 you try to destroy the Tiberi family just because you
9 haven't gotten [indiscernible], okay, just because you have
10 it, this what you call a premeditated thing in your life.
11 You try to get all these allegation so you could benefit
12 yourself. Next question.

13 Q Have you ever seen Frank with bruises or, you know,
14 broken bones from me?

15 A He was a hardworking athlete. No, why, a
16 hardworking athlete, but he was a good athlete in
17 Notre Dame High School hockey team. And he try with
18 all his heart. He had-- yes, he had sprained legs, he
19 had -- I told him not to try so hard. But that's the
20 type of guy he was. If he did break it, he didn't
21 break it because he went to rob a bank or anything
22 like that. He did it because he's a very good athletic
23 kid, him and his brother

24 Q Do you-- have you ever seen him with broken bones
25 because I did it?

26 A You?

27 Q Yeah.

1 A You, even if you tried, you couldn't break his
2 bones.

3 Q Do you think your son-- your son is scared of me?

4 A He's not scared of you, he's not scared of me,
5 he's not scared of anybody. He's not going to use his
6 physical to take advantage of a person, he uses his
7 mind instead.

8 MS. TIBERI: Okay. No further questions,
9 your Honor.

10 THE COURT: All right. Any questions from
11 you, Attorney Knopf?

12 ATTY. KNOFF: No, thank you, your Honor.

13 THE COURT: All right. Mr. Tiberi, Signore
14 Tiberi.

15 THE WITNESS: I wish I had more, sir.

16 THE COURT: Step down careful, please.

17 THE WITNESS: I will.

18 THE COURT: Thank you for coming in.

19 THE WITNESS: And, your Honor, I respect your
20 patience. I respect that I'm a sick man. I
21 didn't want to be here. I'm sorry, I'm breaking
22 down, but I'm not that way. I got medication to
23 take, [indiscernible], cataract, everything in
24 my body, but I came here to see what this is all
25 about. And I wasn't afraid to be here. I wanted
26 to be here. I wanted to hear about it. And
27 everything what-- what she's been accused of, a

1 -- I could swear to the bible it's truth of what
2 I know. It's documented, not because of me,
3 because it's been documented by doctors, police,
4 next door neighbors. That he's going out with
5 this man's wife across the street from us, it's
6 not true. That, the children's, what do you
7 call, playground and all that, each one of the
8 kids is molesting each other, including my
9 grandson, Leo. None of it is true, sir.

10 So, your Honor, I don't know how this woman
11 can still be around and still be accusing my
12 son. I thought this would have been ended a long
13 time ago. And I hope, your Honor, you will use
14 the good judgment of yours to see that she gets
15 the medical attention, all the things. I don't
16 wish her bad luck at all. But I wish she will
17 someday become a good woman.

18 THE COURT: All right. Thank you.

19 THE WITNESS: That's what I wish.

20 THE COURT: Be careful-- be careful
21 stepping down, sir.

22 THE WITNESS: I will.

23 (The witness exited the stand)

24 THE COURT: Thank you, marshal. And again,
25 Miss Tiberi, do you have any other witnesses you
26 wish to call?

27 MS. TIBERI: Well, I said-- I don't know

1 what I can do about that if they were court
2 ordered. They were subpoenaed and served, but
3 they didn't show up. Do you-- do you have any
4 advice on what I can do to follow up with that
5 because they were properly served.

6 THE COURT: All right. Who was served, give
7 me the names.

8 MS. TIBERI: Marta Cahill.

9 THE COURT: Martha?

10 MS. TIBERI: Marta, M-a-r-t-a, Cahill, C-a-h-
11 i-l-l.

12 THE COURT: Is that individual-- I heard of
13 -- I heard her name during the trial.

14 MS. TIBERI: Yes.

15 THE COURT: I heard her name. She is an ex-
16 wife of Dr. Tiberi?

17 MS. TIBERI: Yes.

18 THE COURT: Okay. And what would she offer if
19 she were to here, what would you offer as her
20 testimony?

21 MS. TIBERI: Which is pretty much the same
22 that to prove that-- that Frank is lying about
23 being afraid of me and being harmed by me.

24 THE COURT: Okay. I've already heard
25 evidence--

26 MS. TIBERI: Yes.

27 THE COURT: -- to support that from other

1 witnesses.

2 MS. TIBERI: And it would also support any of
3 the allegations that -- that Attorney Knopf
4 claims are debunked that never happened because
5 this would actually be a voice that -- the same
6 voice that came to the door telling me about
7 their daughter.

8 THE COURT: Okay. Thank you. Anything else
9 that she would--

10 MS. TIBERI: Isabella Tiberi--

11 THE COURT: No. Anything else that Marta
12 Cahill would be testifying about?

13 MS. TIBERI: And that she would testify to
14 see if, you know, if I am harmful towards Leo or
15 towards Frank.

16 THE COURT: Physically now?

17 MS. TIBERI: Yes.

18 THE COURT: All right. Now let me respond
19 because I can't give you-- I cannot give you
20 advice. I already told you.

21 MS. TIBERI: Yes.

22 THE COURT: So, based on what you're stating,
23 what you just said is what we call in the
24 legalese, offer of proof. And I do not need any,
25 what we call, corroborative evidence, which is
26 what Marta Cahill would be offering. One, that
27 your ex-husband is not afraid of you; two, that

1 there's been no physical altercations in the
2 past. I've already heard that, so I would not
3 need her testimony.

4 MS. TIBERI: Okay.

5 THE COURT: So, let's go the second witness?
6 What's the name of the second witness?

7 MS. TIBERI: Thomas Tiberi.

8 THE COURT: T-h-o-m-a-s?

9 MS. TIBERI: Yes.

10 THE COURT: And he is Dr. Tiberi's brother?

11 MS. TIBERI: Yes.

12 THE COURT: And what would he be offering in
13 terms of testimony?

14 MS. TIBERI: The same.

15 THE COURT: Okay. That is another instance
16 of a witness being called to corroborate or back
17 up the evidence of another witness. I don't need
18 that in this case.

19 MS. TIBERI: The evidence of another
20 witness?

21 THE COURT: Yeah. In other words, it
22 corroborates that you are not engaging in any
23 physical violence towards your son or your ex-
24 husband.

25 MS. TIBERI: Yes.

26 THE COURT: It backs up or supports that. I
27 don't need that testimony.

1 MS. TIBERI: Okay. Because --

2 THE COURT: So, you don't have-- the reason I
3 say that is so you understand that if I did need
4 that testimony, I would enter orders to present
5 them here.

6 MS. TIBERI: I understand.

7 THE COURT: But I'd have to conduct a
8 hearing. And that's another story we don't need
9 to go into today.

10 MS. TIBERI: Okay.

11 THE COURT: So, any other witness besides
12 Marta Cahill and Thomas Tiberi?

13 MS. TIBERI: Louisa Tiberi.

14 THE COURT: Luzette?

15 MS. TIBERI: Louisa.

16 THE COURT: L-u-i-z-a?

17 MS. TIBERI: L-o-u-i-s-a.

18 THE COURT: Louisa Tiberi.

19 MS. TIBERI: Mm-hmm.

20 THE COURT: And who is she?

21 MS. TIBERI: She's Frank's sister, my
22 husband's sister.

23 THE COURT: And what would Louisa Tiberi be
24 offering?

25 MS. TIBERI: She-- in addition to what-- the
26 -- what I already said, she would also testify
27 to being-- to having -- to the sexual abuse that

1 happened during their childhood, and also the
2 way --

3 THE COURT: During whose childhood?

4 MS. TIBERI: During their childhood. Frank's
5 childhood, her childhood, her being molested by
6 her brothers and her father. And also, the--
7 she would testify to the behavior of Isabella,
8 also she saw her being hypersexualized and
9 witnessed all of these debunked allegations that
10 Attorney Knopf is claiming that I was making
11 because, you know, the -- you know I'm accusing
12 everybody of all sorts of stuff. I don't know if
13 that makes any sense.

14 But she'll testify to also about that her
15 brother lies to get just kind of get unfair
16 advantage on anything. I actually have
17 recordings of that. So, but I didn't bring it.

18 THE COURT: All right. Louisa's testimony,
19 again, is similar to the purpose in calling
20 Marta Cahill and Thomas Tiberi to corroborate
21 the business of the physical violence towards
22 your soon to be, I said ex-husband, your soon-
23 to-be ex-husband and your child, your son.

24 MS. TIBERI: Mm-hmm.

25 THE COURT: And as far as the sexual nature
26 of some of her testimony, I would not-- I know
27 it would be objected to because it's, first of

1 all, it's not relevant to these proceedings
2 directly. And also because the testimony that
3 you're suggesting Louisa would bring into court
4 would not assist the court in deciding the
5 issues of the case in this case.

6 MS. TIBERI: Okay.

7 THE COURT: I know that a lot has happened,
8 Joriz Tiberi. I know that a lot has happened
9 here, but this is a limited hearing. It's
10 limited to whether or not this court should
11 extend the order of protection issued on March
12 29, 2022 by Judge Egan without evidence.

13 Now I've received the evidence today, your
14 testimony, Dr. Tiberi's testimony, Antoinette's
15 testimony. And, of course, having received that,
16 I don't believe it's going to be-- and Elio, I
17 don't believe that it's necessary for me to hear
18 from Louisa Tiberi and to order that the
19 marshals take Louisa Tiberi or Thomas Tiberi and
20 Marta Cahill and bring them before the Court.

21 MS. TIBERI: Yes.

22 THE COURT: All right. So, I'm just
23 explaining that ruling so that you understand.
24 It wouldn't be bad, but I know that some of the
25 evidence you're talking about that one of these
26 witnesses would offer would not be admissible in
27 this case.

1 MS. TIBERI: Mm-hmm.

2 THE COURT: So, even if she were here.

3 MS. TIBERI: Okay.

4 THE COURT: So, it's not necessary for me to
5 do anything because of their failure to appear
6 in court in response to your subpoena.

7 MS. TIBERI: Okay.

8 THE COURT: Okay.

9 MS. TIBERI: Yes.

10 THE COURT: Any other besides those--

11 MS. TIBERI: Yes.

12 THE COURT: -- three?

13 MS. TIBERI: It was Isabella Tiberi, which is
14 Frank's daughter.

15 THE COURT: Frank's?

16 MS. TIBERI: Daughter.

17 THE COURT: Oh, daughter.

18 MS. TIBERI: Daughter.

19 THE COURT: From Miss Cahill?

20 MS. TIBERI: From Miss Cahill, yes.

21 THE COURT: Marta. All right. And how old is
22 that daughter?

23 MS. TIBERI: I believe she's about 15.

24 THE COURT: Yeah, well--

25 MS. TIBERI: Fifteen, sixteen.

26 THE COURT: As a minor, minors really would
27 not testify without the consent of a parent, and

1 it just becomes a more complicated thing. But
2 let me ask you this, what do you anticipate that
3 the fifteen year old would be testifying about
4 in relation to the issues in this court in this
5 case?

6 MS. TIBERI: The same.

7 THE COURT: The same. Then again, it's
8 cumulative, which means it's the same evidence,
9 so it's not usually admissible, and it just
10 corroborates other witnesses that you claim have
11 said what they've said. And I can tell you right
12 now based on what I've heard, I will not find
13 any physical abuse on your part towards your
14 husband, ex-husband. So any other witnesses
15 besides those four?

16 MS. TIBERI: No, I think that's --

17 THE COURT: Okay. Attorney Knopf, it's your
18 burden of proof. You may be seated, Miss Tiberi.
19 It's your burden of proof. Did you wish to
20 present any argument?

21 ATTY. KNOPF: Yes, your Honor. As the Court's
22 aware, the statute provides that Frank has to
23 prove that he has been subjected to a continuous
24 threat of present physical pain or physical
25 injury, stalking or a pattern of threatening,
26 including but not limited to a pattern of
27 threatened.

1 What the Court has heard today, your Honor,
2 is testimony regarding a desperate lady whose
3 behavior has escalated. Her own actions and the
4 resources that she's using, websites, emails,
5 text messages, the filing of numerous motions,
6 the intimidating statements and the threatening
7 statements, and the intimidating acts and the
8 threatening acts, sending emails, accusing
9 grievances, filing grievances, sending lawsuits,
10 having people served, all of that is in support
11 that she has been -- that she has been
12 threatening and harassing and intends to
13 continue to threaten and continue to harass Dr.
14 Tiberi and her son.

15 She, Miss Tiberi, is aware of her diagnosis
16 of being delusional. She's also aware that her
17 diagnosis of being delusional is of the jealous
18 type. She is aware that her behavior is centered
19 on her son and her husband. She has admitted to
20 this Court, and I argue to this Court, and Mr.
21 Tiberi has testified to this Court that she is
22 completely incapable of following court orders.

23 Not only is she incapable of following the
24 recent court orders regarding no access to her
25 son, staying a hundred yards away, she has been
26 unable to follow prior court regarding her
27 actions and her behavior.

1 Although she may believe that she puts the
2 needs of her son before her own, she does not.
3 Carrying on at her son's soccer saying that he
4 is sexually assaulting his teammates or that his
5 father is sexually assaulting him does not serve
6 Leo and puts him in harm's way.

7 In addition, she's-- blames everyone but
8 herself for the situation in which she finds
9 herself. It was a very long and protracted
10 family matter. It was a very long trial. She had
11 every opportunity to participate. And instead of
12 participating through the entirety of the trial
13 in person, your Honor, she opted to participate
14 partially in person and partially by filing
15 numerous pleadings and threatening and
16 intimidating everyone around her.

17 She has offered to the Court that she is not
18 responsible for why it is that she's separated
19 from Leo. Instead she has blamed her husband,
20 her in-laws, her -- her stepdaughter, her son,
21 the guardian, the person who performed the
22 psychological evaluation and Frank's sister. She
23 uses the words that Frank is looking to either
24 erase her or put a nail in her coffin. She has
25 done that to herself by her continuous behavior.

26 Following Judge Grossman's order where Miss
27 Tiberi's access to her son was suspended after a

1 prolonged period of time of having supervised
2 access, Miss Tiberi's reaction was not to follow
3 the court order and seek help as testified to by
4 Dr. Biren Caverly, but also as ordered by the
5 court. Instead, what she did is she ignored the
6 court order and went on this rampage of
7 attacking Frank Tiberi and attacking her son,
8 showing up at school looking to remove him,
9 showing up at his soccer place causing a scene,
10 showing up Frank's home, sending the police, not
11 once, but twice under allegations that Frank was
12 either intoxicated or not able to take care of
13 his kids, showing up at her in-laws' home.

14 Her delusional diagnosis is apparent today,
15 your Honor, because she believes that Frank is
16 forbidding Leo from seeing his mother. That is
17 not what happened here. Her own behavior is the
18 basis for the order of the court, where she
19 cannot see her son in the family case.

20 And her own behavior, as alleged in Frank
21 Tiberi's affidavits to the restraining orders
22 for Frank and for Leo, also is why it is that
23 she is being separated from her son.

24 I'm asking the Court to enter orders, not
25 only granting the restraining order in favor of
26 Frank Tiberi, but also granting the restraining
27 order in favor of Leo Tiberi for one year

1 pursuant to the state. I believe that merely
2 because Miss Tiberi says little old me cannot
3 hurt Frank, that is not -- that is not the
4 intent of the statute. All of her other
5 behavior and the escalation and the further
6 escalation of her behavior after Judge
7 Grossman's order, I believe fits squarely within
8 the statute and gives what the Court needs to
9 grant the restraining orders. And that's my
10 request of the Court. Thank you.

11 THE COURT: All right. Thank you. And now,
12 Joriz Tiberi, did you wish to argue to the
13 Court, ma'am?

14 MS. TIBERI: Say that again.

15 THE COURT: Did you wish to argue to the
16 Court why I should not grant this?

17 MS. TIBERI: Yes. It would be-- it would be
18 the worst thing that could happen to my little
19 boy because this protracted litigation has been
20 caused because of all the attorneys, and my-- my
21 husband is happy to pay for.

22 THE COURT: Your husband what?

23 MS. TIBERI: Is happy to pay them to
24 basically punish me, through a third party,
25 which is basically, you know, no -- she--
26 Attorney Knopf mentions, you know, me filing
27 complaints and grievances and filing motions,

1 are these not my rights? Isn't this why there is
2 a grievance panel, or that there is a grievance
3 complaint because if somebody isn't, you know,
4 if it's some sort of misconduct, you know, you
5 file a grievance, you know. If there's some kind
6 of malpractice that's going on in which Jessica
7 Biren Caverly right now, there are malpractice
8 lawsuits against her that are pending and she's
9 under investigation. So there are going to be
10 complaints that are going to be filed.

11 Motions, as I've mentioned before about
12 motions being filed, they are the only way that
13 I can articulate myself because I didn't know
14 what would happen if I just showed up in court.
15 To my knowledge, I would be waiving my rights to
16 counsel. And I didn't want my-- my -- my
17 attorney to withdraw from my case. But Judge
18 Truglia granted her withdrawal, which left me
19 without an attorney.

20 And it just so happens to be she, you know,
21 she was conspiring, trying to defeat a court's
22 order, conspiring with Lisa Knopf and Attorney
23 Laliberte, trying to defeat the court order
24 passing around a \$25,000 check that was supposed
25 to be deposited in my account, not written to my
26 attorney, you know, and have her as a trustee.
27 So, that's why she withdrew from my case because

1 I called her out on conspiring.

2 This would be the worse thing that could
3 happen to my son, to keep his mother away. And
4 my husband would use this as another weapon in
5 custody-wise, so that my son would go without
6 seeing me even longer. I don't know. Am I making
7 any sense there, Judge? I'm sorry.

8 THE COURT: Yes, you are. I'm listening. I'm
9 listening.

10 MS. TIBERI: I've been without seeing my son
11 since 2020. I'm not asking for sole custody. I'm
12 asking to be a part of his life. My little boy
13 deserves that. I'm not a danger to him. And I
14 think-- I think by you seeing me today, the
15 entire day, Judge, I think you can see that I'm
16 not mentally impaired and that I can articulate
17 myself and my emotions in a proper manner, and
18 that I am able to control myself.

19 I think a delusional person-- a dangerous
20 delusional person would probably behave in a
21 different way.

22 I'm asking for the mercy of court to please
23 not grant this for my husband because it would
24 be detrimental to my child. And not to mention,
25 I'm a preschool teacher. I may not be able to
26 work where I work with a restraining order in my
27 record because, you know, there's a certain

1 background checks that they do at work. And I
2 may not have a job also. And yeah, if I was so
3 delusional and such a danger, I guess I wouldn't
4 be a preschool teacher to twenty kids every
5 single day.

6 I guess I'm begging you-- I'm begging you,
7 your Honor, to please take the case law into
8 consideration and to please compare my case in
9 this protracted litigation, you know, and all
10 this abuse that I've been enduring, but yet,
11 Attorney Knopf is very keen, and she just turns
12 it right around and makes it look like I am the
13 abuser.

14 So, I'm begging the Court to please not
15 grant this restraining order because it was --
16 it was-- it was filed in bad faith, it was a lie
17 and it's -- it's -- it was used to get ahead in
18 custody and to try to permanently take my son
19 away.

20 THE COURT: All right. Thank you. Anything
21 else?

22 MS. TIBERI: That's it, your Honor. Thank
23 you. Thank you.

24 THE COURT: You're welcome. You're welcome.
25 All right. I did have an opportunity to review
26 my notes before coming out here. And, of course,
27 I had the opportunity to hear from other

1 witnesses.

2 Let me ask Attorney Knopf and also you, Miss
3 Tiberi, the same question, when was the evidence
4 concluded in the divorce case? My understanding
5 is that it has-- the evidence has concluded
6 before Judge Grossman, who is no longer in this
7 district, and that a decision on the divorce
8 case is forthcoming.

9 And of course, you may not know, but I'm
10 telling you, that at the conclusion of a trial a
11 judge has basically 120 days to make his or her
12 decision. So, has-- number one, Attorney Knop,
13 and then you, if you agree, just say yes, has
14 the evidence concluded in the trial, the divorce
15 case between these parties?

16 ATTY. KNOPF: Yes.

17 THE COURT: Okay. So, there's no further
18 evidence?

19 ATTY. KNOPF: Correct.

20 THE COURT: And what is the date of the
21 conclusion?

22 ATTY. KNOPF: March 15, 2022.

23 THE COURT: All right. So, she has
24 technically until July 15th or sooner, if we
25 count the days, it will be a little sooner. So,
26 July 15th or before that date, a decision is
27 expected?

1 ATTY. KNOFF: A full-- yes.

2 THE COURT: A full decision. Do you agree
3 with all of those answers, Miss Tiberi?

4 MS. TIBERI: I believe so. So, when you say
5 concluded, all the evidence concluded. I didn't
6 get a chance to finish up in court, so that's
7 why--

8 THE COURT: No, no. I'm not talking --

9 MS. TIBERI: Okay.

10 THE COURT: -- about all that.

11 MS. TIBERI: Yeah, I --

12 THE COURT: Whatever happened in that case,
13 is water under the bridge.

14 MS. TIBERI: Okay.

15 THE COURT: But there's no more evidence and
16 you're waiting for a decision, is that
17 essentially an accurate statement of that case,
18 the divorce case?

19 MS. TIBERI: I believe so. I mean--

20 THE COURT: Okay. Okay, that's good enough.
21 So, let me be clear, my concern and the reason I
22 ask these questions, is I don't want to enter
23 any order today-- please be seated, Miss Tiberi.
24 Thank you.

25 I do not want to enter any order today which
26 might in any way, shape or form be inconsistent
27 with whatever orders are coming from Judge

1 Grossman following the trial of your divorce. I
2 expect that orders will include orders of
3 custody, physical custody, joint custody,
4 parenting time, child support, along with all
5 the other issues of alimony and distribution of
6 marital assets. So, I assume that those things
7 will be addressed in the judge's decision in
8 your divorce case.

9 Based on what I've heard today, I'm going to
10 do something that might be a little unusual. I'm
11 going to, first of all, I'm going to grant the
12 application because I make a finding that there
13 has been demonstrated to my satisfaction a
14 pattern of harassment, disturbance, annoyance,
15 alarm, threatening behavior. And I find the
16 testimony of Dr. Tiberi to be credible in that
17 regard.

18 The order that was entered ex parte will
19 continue, excuse me, until Friday, July 15th of
20 this year because the court anticipates that
21 before July 15th of this year, there will be a
22 decision from Judge Grossman in the matter of
23 the divorce, which has been tried to the court.
24 And I want to make sure that nothing that Judge
25 Grossman rules on, and she spent several days
26 trying the case, that nothing she rules on is
27 inconsistent with my ruling in this particular

1 case.

2 So that, the Court will grant the
3 application until July 15th. And on that date,
4 the Court will review the need for any
5 continuance of these orders because by that
6 date, the Court will have the benefit of the
7 decision in the dissolution action.

8 Now, you do not possess any firearms or any
9 ammunition for firearms, do you?

10 MS. TIBERI: No.

11 THE COURT: No. The Court will enter the
12 order that Joriz Tiberi essentially stay away
13 from the home of her husband, not engage in any
14 contact with him in any manner, written contact,
15 electronic telephone contact, and not contact
16 Dr. Tiberi at his home or his place of
17 employment.

18 The Court will also order that Miss Tiberi
19 not possess any firearms or ammunition for any
20 firearms. The Court will order Miss Tiberi stay
21 at least a hundred yards away from the person of
22 Mr. Tiberi. And the order will also include the
23 minor child, Leonardo Tiberi, who just had his
24 seventh birthday on March 31st.

25 The Court will entertain any motion to
26 modify this order on July 15th. And the motion
27 should be filed before that date, because as I

1 said, I fully expect that the judgment of
2 dissolution, regardless of what it says, I fully
3 expect it will enter by that day or before that
4 day. And that would give both sides an
5 opportunity to address the Court regarding the
6 need for any further order beyond July 15th this
7 year.

8 So the -- the order will also extend to the
9 school that Leonardo is attending. And the Court
10 will require, if there's any kind of parenting
11 time with your son between now and July 15th, a
12 psychiatric evaluation which addresses the
13 issues that were brought before the trial court
14 in the divorce and the issues that were
15 mentioned here in these proceedings. I received
16 no professional evidence one way or the other
17 regarding the fitness of Miss Tiberi, as the
18 mother, to continue with any-- any parenting
19 time on her own.

20 So that, if there is any parenting time, it
21 would have to be with consent of Dr. Tiberi and
22 supervised by a third party that you agree upon,
23 both of you agree upon. The third party that you
24 had is no longer in the picture. You can
25 certainly find another third party because I
26 don't really want to completely exclude Miss
27 Tiberi, but I will require an evaluation at

1 first. That should be done immediately. You can
2 see whoever you want, including the person you
3 once saw before, Miss Tiberi. I think that's
4 very important for you and for your son. All
5 right. So, any question, counsel and then Miss
6 Tiberi?

7 ATTY. KNOPF: Yes, your Honor. Is the court
8 directing Miss Tiberi to go for an evaluation
9 between now and the July 15th date?

10 THE COURT: Yes, I am.

11 ATTY. KNOPF: Okay. And would that be in
12 addition to the orders of the family court? I
13 don't want to do anything--

14 THE COURT: I am not-- I am not disturbing
15 any orders in the family court, that's why I
16 asked you the questions I asked you. I do not
17 want to enter an order in this case that is not
18 consistent with the orders that have yet to be
19 entered in the dissolution.

20 ATTY. KNOPF: Ah, because there are orders
21 entered in the dissolution already, your Honor,
22 and that's why I just don't want to be confused
23 when I come into court on the 15th.

24 THE COURT: All right.

25 ATTY. KNOPF: So, the orders in the case
26 already is that the wife may not have any in
27 person access to the child until all of the

1 items that are listed by the prior order?

2 THE COURT: That's the order of the court,
3 that was a pendente order.

4 ATTY. KNOPF: While it's an interim order, I
5 don't expect them to change based on the
6 language on page 1.

7 THE COURT: But that was a pendente lite
8 order, is that correct, what you're reading? A
9 temporary order?

10 ATTY. KNOPF: It's an interim order. I did
11 not-- I did not read it as a pendente lite
12 order.

13 THE COURT: All right. It's an interim
14 order.

15 ATTY. KNOPF: But it might be. Okay.

16 THE COURT: It's not a permanent order, and
17 I'm not disturbing that. I'm not disturbing
18 anything at all that's been ordered in the
19 family case. If anything, I'm supplementing it
20 by ordering the psychiatric evaluation.

21 ATTY. KNOPF: Okay.

22 THE COURT: Does that answer your question?

23 ATTY. KNOPF: It does. I have another
24 question.

25 THE COURT: All right.

26 ATTY. KNOPF: I understand that the Court
27 entered an order regarding Leo that it extended

1 to the school. In July, it's likely that the
2 child will be in any-- some type of summer camp
3 program. So, I would ask that the order carry
4 over wherever the child is enrolled until the
5 July--

6 THE COURT: The order is 100 feet from the
7 person, which is the size of a football field,
8 American football field. She has to stay away to
9 that distance. Does that answer that question?

10 ATTY. KNOPF: Yes. And it's a no contact
11 order between mother and child, as well --

12 THE COURT: It's a --

13 ATTY. KNOPF: -- as mother and father?

14 THE COURT: It's a no contact order between
15 the mother and the child and the ex-husband-to-
16 be.

17 ATTY. KNOPF: Got it. Thank you.

18 THE COURT: Any other questions?

19 ATTY. KNOPF: I don't believe so.

20 THE COURT: All right. And do you have any
21 questions?

22 MS. TIBERI: I do. This psychiatric
23 evaluation, if I was to tell your Honor that I
24 did have a psychiatric evaluation after Dr.
25 Jessica Biren Caverly's what, you know, findings
26 of whatever disorder, would that be sufficient
27 enough to show you that I've had because this

1 was already asked of me before. And I did get a
2 psychiatric evaluation and it was admitted in
3 court.

4 THE COURT: Okay. My understanding from your
5 testimony is that that was something that
6 occurred in 2019, am I correct or not?

7 MS. TIBERI: With Dr. Jessica Biren Caverly?
8 Yes.

9 THE COURT: Yes. I would want something
10 updated.

11 MS. TIBERI: Okay. And --

12 THE COURT: Does that answer your question?

13 MS. TIBERI: Yes.

14 THE COURT: Any other questions?

15 MS. TIBERI: Yes. You've mentioned something
16 about parenting time, that you didn't want to
17 completely exclude me out of there, and that I'd
18 have supervised visits. So, when exactly could
19 this begin? I mean, I could get my psychiatric
20 evaluation done tomorrow, and who do I give it
21 to? Do I -- do I file it in court?

22 THE COURT: You present it to the Court with
23 a motion for reconsideration. And I will take
24 that in as evidence. Of course, Dr. Tiberi and
25 his attorney can appear, and you'll address the
26 Court on that matter if it happens. It hasn't
27 happened yet. But yes, you can get the

1 psychiatric evaluation as soon as possible. I
2 think it's in your best interest to do it as
3 soon as possible.

4 MS. TIBERI: And then I would file a motion
5 for reconsideration?

6 THE COURT: Regarding parenting time, yes.

7 MS. TIBERI: Reconsideration for parenting
8 time.

9 THE COURT: Yes.

10 MS. TIBERI: And then from then, I will be
11 able to see my son?

12 THE COURT: That would be new evidence,
13 ma'am. Then I would entertain a request to see
14 your son. But keep in mind, I said this from the
15 very beginning, I do not want to enter an order
16 that's inconsistent with whatever comes out of
17 your divorce case. That's why it's kind of
18 catchy.

19 MS. TIBERI: This is-- this is why it's a
20 little difficult for me to understand. So,
21 because the psychiatric evaluation and all this
22 stuff will be done as soon as possible within
23 the next week. And I will go ahead and file a
24 motion for reconsideration.

25 THE COURT: Okay. You're talking, but you're
26 not asking questions.

27 MS. TIBERI: Oh, oh.

1 THE COURT: I'm asking you if you have any
2 other questions.

3 MS. TIBERI: My -- my question would be you
4 said that you don't want to kind of rock what
5 her-- her orders will be in June, Judge
6 Grossman, right? In July 15th, I mean.

7 THE COURT: Well, her decision is to be made
8 120 days after she concluded all of the
9 evidence.

10 MS. TIBERI: Mm-hmm.

11 THE COURT: And I'm using July 15th as a gap
12 measuring date wherein she will have already
13 entered a decision. She may enter-- she might
14 enter a decision next month. I don't know.

15 MS. TIBERI: So, I --

16 THE COURT: But that's why I'm picking that
17 date.

18 MS. TIBERI: Your Honor, are you--

19 THE COURT: Questions only now. I've heard--
20 I've heard all I'm going to hear. Do you have
21 any other questions?

22 MS. TIBERI: Yes. So, are you saying-- you
23 stated something that you didn't want to make a
24 decision that will implicate or that will impact
25 what Judge Grossman's --

26 THE COURT: That will conflict.

27 MS. TIBERI: That will conflict.

1 THE COURT: Yes.

2 MS. TIBERI: Yes. Are you saying that
3 whatever this -- this -- this application that
4 you granted today for my husband and my son,
5 will my husband be able to use that for, I
6 guess, to gain more custody to say, hey, look, I
7 have a restraining order?

8 THE COURT: No, because the custody issue
9 has already been presented to the court. And I
10 would expect that the court is going to rule on
11 that.

12 MS. TIBERI: So, this restraining order will
13 have no implication to what my dissolution is
14 going to be like?

15 THE COURT: Your dissolution, as I understand
16 it, has already been heard. All of the evidence
17 has been presented. And you're both waiting for
18 a decision on the issues of that case.

19 MS. TIBERI: Okay.

20 THE COURT: Any other questions?

21 MS. TIBERI: Will-- after I do get, you know,
22 the --

23 THE COURT: Until that happens, there's no
24 question. You've got to-- I've already told you,
25 you should get your psychiatric evaluation as
26 soon as you can. But it hasn't happened so I
27 don't want to talk about that.

1 MS. TIBERI: Your Honor?

2 THE COURT: Yes, ma'am.

3 MS. TIBERI: May I ask your reasoning for
4 requesting a psychiatric evaluation on my side--

5 THE COURT: Yes--

6 MS. TIBERI: Or not -- and not for both?

7 THE COURT: Based upon the evidence that
8 I've heard today.

9 MS. TIBERI: Okay.

10 THE COURT: That's the reasoning. That's why
11 I'm doing it.

12 MS. TIBERI: Because of the evidence you
13 heard today.

14 THE COURT: Yeah.

15 MS. TIBERI: And --

16 THE COURT: And the findings--

17 MS. TIBERI: Your Honor, okay --

18 THE COURT: That were made.

19 MS. TIBERI: Would it -- would it be too much
20 to ask for-- for both of us to have a
21 psychiatric evaluation and not just one-sided?

22 THE COURT: Not today. I don't need an
23 evaluation from Dr. Tiberi today based on the
24 evidence I've received today. Any other
25 questions?

26 MS. TIBERI: I think that's all I have, your
27 Honor.

1 THE COURT: All right. Thank you. All right.
2 Court stands--

3 ATTY. KNOPF: I do have one other question,
4 your Honor. I apologize. When Miss Tiberi seeks
5 a psychological evaluation--

6 THE COURT: It hasn't happened.

7 ATTY. KNOPF: When she does after today, I'm
8 requesting that the Court order that she provide
9 the evaluation that she has from Dr. Biren
10 Caverly to that evaluator so that her evaluation
11 has context.

12 THE COURT: I'm not going to enter an order
13 about something that hasn't happened--

14 ATTY. KNOPF: Okay.

15 THE COURT: --Attorney Knopf. If and when it
16 happens, it will be presented to this Court.
17 You'll have the opportunity to address that
18 issue at that time. But I'm not entering orders
19 in a vacuum, they're never complied with, my
20 experience. Any other questions, Attorney Knopf?

21 ATTY. KNOPF: No, thank you.

22 THE COURT: All right. Miss Tiberi, thank
23 you for coming in. Dr. Tiberi, thank you for
24 coming in. Marshal, court stands adjourned.

25 (The matter was concluded for the day)

FBT-FA22-5048259-S : SUPERIOR COURT
FRANK TIBERI : JUDICIAL DISTRICT OF FAIRFIELD
v. : AT BRIDGEPORT, CONNECTICUT
JORIZ TIBERI : APRIL 11, 2022

FBT-FA22-5048260-S : SUPERIOR COURT
LEONARDO TIBERI, PPA FRANK : JUDICIAL DISTRICT OF FAIRFIELD
TIBERI : AT BRIDGEPORT, CONNECTICUT
v. : APRIL 11, 2022
JORIZ TIBERI

E L E C T R O N I C C E R T I F I C A T I O N

I hereby certify the electronic version is a true and correct transcription of the audio recording of the above-referenced case, heard in Superior Court, Judicial District of Fairfield, at Bridgeport, Connecticut, before the Honorable Eddie Rodriguez, Jr., Judge Trial Referee on the 11th day of April, 2022.

Dated this 9th day of June, 2022 in Bridgeport,
Connecticut.



Susan Morse
Court Recording Monitor