

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):  
 Richard Riess  
 Lincoln St.  
 Carson, CA 90745

TELEPHONE NO.: 310- [redacted] FAX NO. (Optional):  
 E-MAIL ADDRESS (Optional): richardriess@gmail.com  
 ATTORNEY FOR (Name): Richard Riess

FOR COURT USE ONLY

**ORIGINAL FILED**

JAN 04 2012

**LOS ANGELES SUPERIOR COURT**

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles

STREET ADDRESS: 200 W. Compton Blvd.  
 MAILING ADDRESS: 200 W. Compton Blvd.  
 CITY AND ZIP CODE: Compton, CA 90220  
 BRANCH NAME: South Central District

PETITIONER/PLAINTIFF: Richard Riess  
 RESPONDENT/DEFENDANT: Desiree Capuano

**ORDER TO SHOW CAUSE**

Child Custody       MODIFICATION       Injunctive Order  
 Child Support       Visitation       Other (specify):  
 Attorney Fees and Costs       Spousal Support

CASE NUMBER:  
 TD 035397

- TO (name): Desiree Capuano
- YOU ARE ORDERED TO APPEAR IN THIS COURT AS FOLLOWS TO GIVE ANY LEGAL REASON WHY THE RELIEF SOUGHT IN THE ATTACHED APPLICATION SHOULD NOT BE GRANTED. If child custody or visitation is an issue in this proceeding, Family Code section 3170 requires mediation before or concurrently with the hearing listed below.

a. Date: 2/21/12 Time: 8AM Dept: M-12th Flr Room: 1211

- b. The address of the court is  same as noted above  other (specify):
- c.  The parties are ordered to attend custody mediation services as follows:

- THE COURT FURTHER ORDERS that a completed *Application for Order and Supporting Declaration* (form FL-310), a **blank Responsive Declaration** (form FL-320), and the following documents be served with this order:
  - Completed *Income and Expense Declaration* (form FL-150) and a **blank Income and Expense Declaration**
  - Completed *Financial Statement (Simplified)* (form FL-155) and a **blank Financial Statement (Simplified)**
  - Completed *Property Declaration* (form FL-160) and a **blank Property Declaration**
  - Points and authorities
  - Other (specify):
- Time for  service  hearing is shortened. Service must be on or before (date):  
 Any responsive declaration must be served on or before (date):
- You are ordered to comply with the temporary orders attached.
- Other (specify):

**STEPHEN M. LOWRY**

Date: 04 JAN 2012

JUDICIAL OFFICER

**NOTICE:** If you have children from this relationship, the court is required to order payment of child support based on the incomes of both parents. The amount of child support can be large. It normally continues until the child is 18. You should supply the court with information about your finances. Otherwise, the child support order will be based on the information supplied by the other parent.

You do not have to pay any fee to file declarations in response to this order to show cause (including a completed *Income and Expense Declaration* (form FL-150) or *Financial Statement (Simplified)* (form FL-155) that will show your finances). In the absence of an order shortening time, the original of the responsive declaration must be filed with the court and a copy served on the other party at least nine court days before the hearing date. Add five calendar days if you serve by mail within California. (See Code of Civil Procedure 1005 for other situations.) To determine court and calendar days, go to [www.courtinfo.ca.gov/selfhelp/courtcalendars/](http://www.courtinfo.ca.gov/selfhelp/courtcalendars/).

**Requests for Accommodations**  
 Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the proceeding. Contact the clerk's office or go to [www.courtinfo.ca.gov/forms](http://www.courtinfo.ca.gov/forms) for *Request for Accommodations by Persons With Disabilities and Response* (Form MC-410). (Civil Code, § 54.8.)



PETITIONER/PLAINTIFF: Richard Riess	CASE NUMBER:
RESPONDENT/DEFENDANT: Desiree Capuano	TD 035397

5.  ATTORNEY FEES AND COSTS a.  Fees: \$ b.  Costs: \$
6.  PROPERTY RESTRAINT  To be ordered pending the hearing
- a. The  petitioner  respondent  claimant is restrained from transferring, encumbering, hypothecating, concealing, or in any way disposing of any property, real or personal, whether community, quasi-community, or separate, except in the usual course of business or for the necessities of life.
- The applicant will be notified at least five business days before any proposed extraordinary expenditures, and an accounting of such will be made to the court.
- b.  Both parties are restrained and enjoined from cashing, borrowing against, canceling, transferring, disposing of, or changing the beneficiaries of any insurance or other coverage, including life, health, automobile, and disability, held for the benefit of the parties or their minor children.
- c.  Neither party may incur any debts or liabilities for which the other may be held responsible, other than in the ordinary course of business or for the necessities of life.
7.  PROPERTY CONTROL  To be ordered pending the hearing
- a.  The petitioner  respondent is given the exclusive temporary use, possession, and control of the following property that we own or are buying (specify):
- b.  The petitioner  respondent is ordered to make the following payments on liens and encumbrances coming due while the order is in effect:
- | <u>Debt</u> | <u>Amount of payment</u> | <u>Pay to</u> |
|-------------|--------------------------|---------------|
|-------------|--------------------------|---------------|
8.  OTHER RELIEF (specify):
9.  I request that time for service of the *Order to Show Cause* and accompanying papers be shortened so that these documents may be served no less than (specify number): \_\_\_\_\_ days before the time set for the hearing. I need to have the order shortening time because of the facts specified in item 10 or the attached declaration.
10.  FACTS IN SUPPORT of relief requested and change of circumstances for any modification are (specify):
- Contained in the attached declaration. (You may use *Attached Declaration* (form MC-031) for this purpose).
- See attached Declaration of Richard Riess in Support of Request for Child Support.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 1-3-12

Richard Riess

(TYPE OR PRINT NAME)



(SIGNATURE OF APPLICANT)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <b>Richard Riess</b> Lincoln St. Carson, CA 90745  TELEPHONE NO: 310- E-MAIL ADDRESS (Optional): richardriess@gmail.com ATTORNEY FOR (Name): Richard Riess	FOR COURT USE ONLY  <b>ORIGINAL FILED</b>  JAN 04 2012  LOS ANGELES SUPERIOR COURT
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 200 W. Compton Blvd. MAILING ADDRESS: 200 W. Compton Blvd. CITY AND ZIP CODE: Compton, CA 90220 BRANCH NAME: South Central District	
PETITIONER/PLAINTIFF: Richard Riess RESPONDENT/DEFENDANT: Desiree Capuano OTHER PARENT/CLAIMANT:	
<b>INCOME AND EXPENSE DECLARATION</b>	CASE NUMBER: TD 035397

**1. Employment** (Give information on your current job or, if you're unemployed, your most recent job.)

Attach copies of your pay stubs for last two months (black out social security numbers).

- a. Employer: Radical Maverick Technologies, Inc.
- b. Employer's address: 8831 Cedar St., Bellflower, CA 90706
- c. Employer's phone number: NA
- d. Occupation: Software Engineer
- e. Date job started: March 2005
- f. If unemployed, date job ended: July 2007
- g. I work about 40 hours per week.
- h. I get paid \$ 85.00 gross (before taxes)  per month  per week  per hour.

(If you have more than one job, attach an 8½-by-11-inch sheet of paper and list the same information as above for your other jobs. Write "Question 1—Other Jobs" at the top.)

**2. Age and education**

- a. My age is (specify): 38
- b. I have completed high school or the equivalent:  Yes  No If no, highest grade completed (specify):
- c. Number of years of college completed (specify): Degree(s) obtained (specify):
- d. Number of years of graduate school completed (specify): Degree(s) obtained (specify):
- e. I have:  professional/occupational license(s) (specify):  
 vocational training (specify):

**3. Tax information**

- a.  I last filed taxes for tax year (specify year):
- b. My tax filing status is  single  head of household  married, filing separately  
 married, filing jointly with (specify name):
- c. I file state tax returns in  California  other (specify state):
- d. I claim the following number of exemptions (including myself) on my taxes (specify):

**4. Other party's income.** I estimate the gross monthly income (before taxes) of the other party in this case at (specify): \$ 6000  
 This estimate is based on (explain): average salary of Oracle Systems Analysts in Phoenix, AZ (per indeed.com)

(If you need more space to answer any questions on this form, attach an 8½-by-11-inch sheet of paper and write the question number before your answer.) Number of pages attached: 0

I declare under penalty of perjury under the laws of the State of California that the information contained on all pages of this form and any attachments is true and correct.

Date: 1-3-12  
 Richard Riess

(TYPE OR PRINT NAME)

  
 (SIGNATURE OF DECLARANT)

PETITIONER/PLAINTIFF: Richard Riess RESPONDENT/DEFENDANT: Desiree Capuano OTHER PARENT/CLAIMANT:	CASE NUMBER: TD 035397
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**Attach copies of your pay stubs for the last two months and proof of any other income. Take a copy of your latest federal tax return to the court hearing. (Black out your social security number on the pay stub and tax return.)**

5. **Income** (For average monthly, add up all the income you received in each category in the last 12 months and divide the total by 12.)

	Last month	Average monthly
a. Salary or wages (gross, before taxes) .....	\$ 0	0
b. Overtime (gross, before taxes) .....	\$ 0	0
c. Commissions or bonuses .....	\$ 0	0
d. Public assistance (for example: TANF, SSI, GA/GR) <input type="checkbox"/> currently receiving .....	\$ 0	0
e. Spousal support <input type="checkbox"/> from this marriage <input type="checkbox"/> from a different marriage .....	\$ 0	0
f. Partner support <input type="checkbox"/> from this domestic partnership <input type="checkbox"/> from a different domestic partnership .....	\$ 0	0
g. Pension/retirement fund payments .....	\$ 0	0
h. Social security retirement (not SSI) .....	\$ 0	0
i. Disability: <input type="checkbox"/> Social security (not SSI) <input type="checkbox"/> State disability (SDI) <input type="checkbox"/> Private insurance .....	\$ 0	0
j. Unemployment compensation .....	\$ 0	0
k. Workers' compensation .....	\$ 0	0
l. Other (military BAQ, royalty payments, etc.) (specify): .....	\$ 0	0

6. **Investment income** (Attach a schedule showing gross receipts less cash expenses for each piece of property.)

a. Dividends/interest .....	\$ 0	0
b. Rental property income .....	\$ 0	0
c. Trust income .....	\$ 0	0
d. Other (specify): .....	\$ 0	0

7. **Income from self-employment, after business expenses for all businesses** .....

I am the  owner/sole proprietor  business partner  other (specify):

Number of years in this business (specify):

Name of business (specify):

Type of business (specify):

**Attach a profit and loss statement for the last two years or a Schedule C from your last federal tax return. Black out your social security number. If you have more than one business, provide the information above for each of your businesses.**

8.  **Additional income.** I received one-time money (lottery winnings, inheritance, etc.) in the last 12 months (specify source and amount):

9.  **Change in income.** My financial situation has changed significantly over the last 12 months because (specify):

10. **Deductions**

		Last month
a. Required union dues .....	\$	0
b. Required retirement payments (not social security, FICA, 401(k), or IRA) .....	\$	0
c. Medical, hospital, dental, and other health insurance premiums (total monthly amount) .....	\$	0
d. Child support that I pay for children from other relationships .....	\$	0
e. Spousal support that I pay by court order from a different marriage .....	\$	0
f. Partner support that I pay by court order from a different domestic partnership .....	\$	0
g. Necessary job-related expenses not reimbursed by my employer (attach explanation labeled "Question 10g") .....	\$	0

11. **Assets**

		Total
a. Cash and checking accounts, savings, credit union, money market, and other deposit accounts .....	\$	0
b. Stocks, bonds, and other assets I could easily sell .....	\$	0
c. All other property, <input type="checkbox"/> real and <input type="checkbox"/> personal (estimate fair market value minus the debts you owe) .....	\$	0

PETITIONER/PLAINTIFF: Richard Riess RESPONDENT/DEFENDANT: Desiree Capuano OTHER PARENT/CLAIMANT:	CASE NUMBER: TD 035397
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12. The following people live with me:

Name	Age	How the person is related to me? (ex: son)	That person's gross monthly income	Pays some of the household expenses?
a. Liz M [redacted]	40	Friend	\$1200	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No
b. G [redacted] Riess	11	Offspring/Son		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No
c.				<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No
d.				<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No
e.				<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> No

13. Average monthly expenses     Estimated expenses     Actual expenses     Proposed needs

<p>a. Home:</p> <p>(1) <input checked="" type="checkbox"/> Rent or <input type="checkbox"/> mortgage... \$ <u>500</u></p> <p style="margin-left: 20px;">If mortgage:</p> <p style="margin-left: 40px;">(a) average principal: \$ _____</p> <p style="margin-left: 40px;">(b) average interest: \$ _____</p> <p>(2) Real property taxes ..... \$ _____</p> <p>(3) Homeowner's or renter's insurance (if not included above) ..... \$ _____</p> <p>(4) Maintenance and repair ..... \$ _____</p> <p>b. Health-care costs not paid by insurance... \$ _____</p> <p>c. Child care ..... \$ <u>30</u></p> <p>d. Groceries and household supplies. .... \$ <u>500</u></p> <p>e. Eating out. .... \$ _____</p> <p>f. Utilities (gas, electric, water, trash) ..... \$ <u>85</u></p> <p>g. Telephone, cell phone, and e-mail ..... \$ <u>70</u></p>	<p>h. Laundry and cleaning ..... \$ <u>10</u></p> <p>i. Clothes ..... \$ <u>30</u></p> <p>j. Education ..... \$ <u>10</u></p> <p>k. Entertainment, gifts, and vacation. .... \$ _____</p> <p>l. Auto expenses and transportation (insurance, gas, repairs, bus, etc.) ..... \$ _____</p> <p>m. Insurance (life, accident, etc.; do not include auto, home, or health insurance)... \$ _____</p> <p>n. Savings and investments. .... \$ _____</p> <p>o. Charitable contributions. .... \$ _____</p> <p>p. Monthly payments listed in item 14 (itemize below in 14 and insert total here).. \$ _____</p> <p>q. Other (specify): ..... \$ _____</p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p>r. <b>TOTAL EXPENSES</b> (a-q) (do not add in the amounts in a(1)(a) and (b))    \$ <u>1235</u></p> </div> <p>s. <b>Amount of expenses paid by others</b>    \$ <u>1235</u></p>
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14. Installment payments and debts not listed above

Paid to	For	Amount	Balance	Date of last payment
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	
		\$	\$	

15. Attorney fees (This is required if either party is requesting attorney fees.):

- a. To date, I have paid my attorney this amount for fees and costs (specify): \$ \_\_\_\_\_
- b. The source of this money was (specify): \_\_\_\_\_
- c. I still owe the following fees and costs to my attorney (specify total owed): \$ \_\_\_\_\_
- d. My attorney's hourly rate is (specify): \$ \_\_\_\_\_

I confirm this fee arrangement.

Date: 1-3-12

Richard Riess

(TYPE OR PRINT NAME OF ATTORNEY)

(SIGNATURE OF ATTORNEY)

PETITIONER/PLAINTIFF: Richard Riess RESPONDENT/DEFENDANT: Desiree Capuano OTHER PARENT/CLAIMANT:	CASE NUMBER: <div style="text-align: center; font-size: 1.2em;">TD 035397</div>
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**CHILD SUPPORT INFORMATION**

(NOTE: Fill out this page only if your case involves child support.)

**16. Number of children**

- a. I have (*specify number*): 1 children under the age of 18 with the other parent in this case.
- b. The children spend \_\_\_\_\_ percent of their time with me and \_\_\_\_\_ percent of their time with the other parent.  
 (If you're not sure about percentage or it has not been agreed on, please describe your parenting schedule here.)

I have sole physical custody of Child. Respondent has visitation during school vacations (although Child's primary residence remains with me). See attached custody and visitation order.

**17. Children's health-care expenses**

- a.  I do  I do not have health insurance available to me for the children through my job.
- b. Name of insurance company:
- c. Address of insurance company:
  
- d. The monthly cost for the **children's** health insurance is or would be (*specify*): \$ \_\_\_\_\_  
 (Do not include the amount your employer pays.)

**18. Additional expenses for the children in this case**

Amount per month

- a. Child care so I can work or get job training . . . . . \$ \_\_\_\_\_
- b. Children's health care not covered by insurance . . . . . \$ \_\_\_\_\_
- c. Travel expenses for visitation . . . . . \$ \_\_\_\_\_
- d. Children's educational or other special needs (*specify below*): . . . . . \$ \_\_\_\_\_

**19. Special hardships.** I ask the court to consider the following special financial circumstances

- (attach documentation of any item listed here, including court orders):
- |   | Amount per month | For how many months? |
|---|------------------|----------------------|
| a. Extraordinary health expenses not included in 18b. . . . .   | \$ _____         | _____                |
| b. Major losses not covered by insurance (examples: fire, theft, other insured loss) . . . . .          | \$ _____         | _____                |
| c. (1) Expenses for my minor children who are from other relationships and are living with me . . . . . | \$ _____         | _____                |
| (2) Names and ages of those children ( <i>specify</i> ):  |                  |                      |

(3) Child support I receive for those children. . . . . \$ \_\_\_\_\_

The expenses listed in a, b, and c create an extreme financial hardship because (*explain*):

**20. Other information I want the court to know concerning support in my case (*specify*):**

Respondent has been absent from Child's life from 2002 through 2011 and has never made a single contribution to his care or financial welfare.

Richard Riess  
[redacted] Lincoln St.  
Carson, CA 90745  
310-[redacted]  
Pro Per

**ORIGINAL FILED**

JAN 04 2012

**LOS ANGELES  
SUPERIOR COURT**

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES**

Richard Riess,  
Petitioner,

v.

Desiree Capuano,  
Respondent.

Case No.: TD 035397

**DECLARATION OF RICHARD RIESS IN  
SUPPORT OF REQUEST FOR CHILD  
SUPPORT**

I, Richard Riess, hereby declare under penalty of perjury that I am the Petitioner in the captioned matter and that all statements made herein are true and correct to the best of my knowledge.

1. I am the biological father of G [redacted] Riess.
2. Desiree Capuano is the biological mother of G [redacted] Riess.
3. Desiree and I were married on August 28, 2000 in Las Vegas, Nevada.
4. G [redacted] was born on [redacted], 2000 in Phoenix, Arizona.
5. In March 2001 Desiree, G [redacted] and I relocated back to Torrance, CA.
6. In October 2001 Desiree and I separated. Desiree returned to Phoenix with G [redacted] while I remained in California. While Desiree and G [redacted] were in Phoenix I continued to support them both financially.
7. In December 2001, upon learning that Desiree had relocated to Florida to rekindle a

relationship with an ex-boyfriend (Michael Capuano) and had left G [REDACTED] with her mother in Phoenix, I brought G [REDACTED] back to California and filed for dissolution of marriage, and custody of G [REDACTED].

8. In February 2002 the Court ordered alternating periods of custody in two week increments. Travel expenses were to be borne by the party picking up G [REDACTED]. On that day, Desiree brought G [REDACTED] back to Florida with her for her first custody period. Two weeks later I flew to Florida to bring G [REDACTED] back to California for my custody period. Desiree did not take G [REDACTED] for any more custody periods.

9. In mid 2002 Desiree married Mr. Capuano, while still married to me. By September 2002 Desiree relocated again but did not provide any forwarding information. At that time I lost contact with Desiree.

10. Due to Desiree's disappearance and lack of contact I did not proceed with the original custody and dissolution proceedings because I deemed it unfair to her to proceed in her absence. That proceeding was eventually dismissed for failure to prosecute, in September 2011.

11. In December 2002 I learned, from a friend, that Desiree had become pregnant with another child in September 2002, with Mr. Capuano.

12. From September 2002 through January 2006 neither I nor G [REDACTED] had any contact with Desiree or anyone from Desiree's family.

13. In January 2006 I went to Phoenix, AZ on business and established contact with Desiree's mother, who still lived in Phoenix. Desiree's mother had periodic visits with G [REDACTED] but refused, as requested by Desiree, to provide contact information for Desiree. I received no contact from Desiree, although she was in contact with her mother and her mother had my telephone number and address.

14. In May 2007, after multiple requests from me, through Desiree's mother, Desiree made one telephone call to G [REDACTED]. They spoke for approximately one hour. Desiree did not call again after

that.

15. In July 2007 I was arrested in Phoenix and detained by the local and federal authorities for the next four years (though the charges were eventually dismissed). During that period of detention G [REDACTED] remained in the care of my friend, Liz M [REDACTED], in Carson, CA. G [REDACTED] had known Miss M [REDACTED] since February 2002 and was safe and comfortable in her care.

16. At the time of my arrest I did not have contact information for Desiree or any of her family. I had not way of contacting or locating Desiree.

17. In February 2009 Desiree came to visit me at the detention facility where I was being detained. She was hostile and verbally abusive and made no attempt to ascertain the whereabouts of G [REDACTED]. Following that visit I received no further contact from Desiree.

18. In December 2010 I hired an investigator to locate Desiree and in January 2011 he provided me Desiree's address and telephone number in Scottsdale, AZ. Upon receiving Desiree's address I immediately proceeded to contact her and began efforts to put her and G [REDACTED] in contact.

19. Over the next couple of months I learned from Desiree that since we had separated she had remarried, had another child, and was currently in the process of divorcing that party. Desiree also informed me that she had taken an extended and very expensive trip with her husband, to Europe; obtained an Associate's Degree as an Oracle Certified DBA; and had begun her professional career as an Oracle Systems Analyst.

20. During my correspondence with Desiree I informed her that I expected I would be released from detention by the end of the coming summer.

21. In March 2011 Desiree and G [REDACTED] spoke for the first time.

22. In June and July 2011 Desiree visited G [REDACTED] two times in California.

23. In August 2011 Desiree came to California and took G [REDACTED] to Arizona with her, with no

notice to myself, Miss M [REDACTED] or G [REDACTED]. She immediately commenced new custody proceedings in Arizona without first attempting to dispose of the pending proceedings in California.

24. When Desiree took G [REDACTED] to Arizona she demanded Miss M [REDACTED] provide his clothing, glasses and other essentials. While G [REDACTED] was in Arizona, Desiree purchased him one new pair of shoes because he had outgrown the pair he brought from California. Desiree did not provide G [REDACTED] any other clothing or essentials while he was in here custody.

25. While Desiree had G [REDACTED] in Phoenix she did not provide for any of his medical needs.

26. Although Desiree has medical insurance through her employment she has not, as of this time, put G [REDACTED] on that insurance.

27. In November 2011 this Court ordered Desiree to immediately return G [REDACTED] to California and to my custody. In spite of the Order, Desiree attempted to delay G [REDACTED]'s return.

28. On December 6, 2011 Desiree and I agreed, at mediation, that I would have sole physical custody of G [REDACTED] and that she would have visitation during school breaks. The Court entered an Order for such on that day.

29. For G [REDACTED]'s 11<sup>th</sup> birthday in September 2011, Desiree provided him, amongst other toys and electronics, an iPod Touch valued at over \$150. For Christmas 2011, Desiree provided G [REDACTED], amongst other toys and electronics, an Xbox 360 Limited Edition video game console valued at over \$350 (although G [REDACTED] already had an Xbox 360 console).

30. During the time Desiree and I were together I supported both her and G [REDACTED].

31. During the time, since mine and Desiree's separation in 2001 until the present, I have supported G [REDACTED] with no assistance, financial or otherwise, from Desiree.

32. Desiree has never offered or attempted to contribute to G [REDACTED]'s financial welfare, medical expenses, or educational expenses.

33. Until recently Desiree has been living in a luxury condominium in Scottsdale, AZ, which is one of the most expensive areas of Phoenix. In November 2011 she moved to a three bedroom house in Peoria, in an area she has described as “very nice, and yuppyish”.

34. Desiree continues to receive financial support from Mr. Capuano for their other child.

35. Desiree lives with her current boyfriend, whom she refers to as her “fiance” and whom she states “owns his own business” and contributes to the household expenses.

36. Desiree owns a late model vehicle which is in good working order.

37. Desiree's home is furnished with, amongst other things, multiple large, flat screen televisions, video game consoles (including an Xbox 360 and a Playstation 3), and other expensive electronics and furnishings.

38. I believe that Desiree has been providing a financially comfortable lifestyle and environment for herself and her other child, while simultaneously neglecting her responsibilities to G [REDACTED].

39. I believe, based on Desiree's occupation as an Oracle Systems Analyst, and her material possessions, that she has significant disposable income and assets and can comfortably contribute to G [REDACTED]'s financial welfare, medical expenses, educational expenses, and basic necessities.

Dated this 1<sup>st</sup> day of January, 2012.

  
Richard Riess

ATTORNEY OR PARTY WITHOUT ATTORNEY OR GOVERNMENTAL AGENCY (under Family Code, §§ 17400, 17406) (Name, state bar number, and address): <b>Richard Riess</b> [REDACTED] Lincoln St. Carson, CA 90745  TELEPHONE NO.: 310-[REDACTED] FAX NO.: ATTORNEY FOR (Name): <b>Richard Riess</b>	<b>FOR COURT USE ONLY</b>  <b>ORIGINAL FILED</b>  JAN 12 2012  LOS ANGELES SUPERIOR COURT  CASE NUMBER: TD 035397
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> Los Angeles STREET ADDRESS: 200 W. Compton Blvd. MAILING ADDRESS: 200 W. Compton Blvd. CITY AND ZIP CODE: Compton, CA 90220 BRANCH NAME: South Central District	
PETITIONER/PLAINTIFF: <b>Richard Riess</b>  RESPONDENT/DEFENDANT: <b>Desiree Capuano</b>  OTHER PARENT:	
<b>PROOF OF SERVICE BY MAIL</b>	

**NOTICE: To serve temporary restraining orders you must use personal service (see form FL-330).**

- I am at least 18 years of age, not a party to this action, and I am a resident of or employed in the county where the mailing took place.
- My residence or business address is:  
 [REDACTED] Lincoln St., Carson, CA 90745
- I served a copy of the following documents (*specify*):  
 Order to Show Cause (FL-300); Declaration of Richard Riess in Support of Request for Child Support; Application for Order (FL-310); Income and Expense Declaration (FL-150); blank Responsive Declaration to Order to Show Cause (FL-320); blank Income and Expense Declaration (FL-150).

by enclosing them in an envelope AND

- depositing** the sealed envelope with the United States Postal Service with the postage fully prepaid.
  - placing** the envelope for collection and mailing on the date and at the place shown in item 4 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
- The envelope was addressed and mailed as follows:
    - Name of person served: **Henrik Karapetian**
    - Address: **100 N. Brand Blvd, #207, Glendale, CA 91203**
    - Date mailed: **January 6, 2012**
    - Place of mailing (*city and state*): **Carson, CA**
  - I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: **January 9, 2012**

**Liz M** [REDACTED]

(TYPE OR PRINT NAME)

(SIGNATURE OF PERSON COMPLETING THIS FORM)