

MISCONDUCT REPORT

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Date: August 28, 2006
Case #: ODR1681
Subject: CFI Marlene Bizub's misconduct in investigation
for Christian Mathews Parenting Plan

1. Waits until last minute before Status Conference to get involved
 - Came on case in December of 2005
 - Met with Marlene Bizub in her office on January 12, 2006 at 8:30am
 - Made remark to me, "It must not have been that bad if you stayed married that long!"
 - Home visit at our apartment February 9, 2006 at 4:30pm 45 minutes late.
 - Requested home visit at babysitters, phoned and made arrangements for March 11, 2006 at 10:00am... never heard back
 - March 13, 2006 received a phone call from CFI Bizub's secretary stating that Christian needed to go to the hospital to see father. Father had been in hospital for three weeks and may not make it through the night. Took Christian to see Dad. Dad Life Flight to VA Hospital in Denver on March 15, 2006...released and home on June 2, 2006
 - Did not hear from CFI Bizub again until 6/6/06 requesting that Christian come in the office on June 12 for in office visit with Dad...I could not make it, I had a third and final interview for a teaching job
 - June 13, 2006 Status Conference with Judge Lowery, CFI Bizub, GAL Ruth Munde, and Attorney, Philip Ogden (was not allowed in meeting)
 - First home visit with Dad took place (after hospital stay) on Thursday June 15, 2006
2. CFI Bizub refuses to answer acknowledge or answer phone calls in regards to in office visit with Christian and Dad
3. Refuses to answer or acknowledge e-mails in regards to in office visit with Christian and Dad
4. Makes request of Deborah Mathews but does not follow up on them
 - Told to make arrangements for Christian and Dad to have in office visit before home visits were to occur... Did not answer phone messages or e-mails in regards to this request
 - Gave dates that were given in phone messages and e-mails in person in meeting on June with GAL and former Attorney Philip Ogden told that these dates were already full in meeting on July 7, 2006

Exhibit 8

- Made harassing remarks on July 7, 2006 meeting asked, "Why did you stay?" (after my husband tried to kill us) tried to justify by saying that I put Christian's life in danger but now she can see that I am not doing this
 - CFI Bizub told Deborah Stratton to tell babysitter that he would have to take off work to make home visit available for CFI Bizub, CFI Bizub to meet with the babysitter, daughter and Christian. CFI Bizub stated that she does not work on Fridays, or Weekends
5. Uses fear tactics when dealing with Christian
- Christian has noticeable increase of the following which are heightened after her visits
 - Fear separation
 - Bedwetting
 - night terrors when he has been with CFI Bizub
 - Told best friend and mother he is now having visions of someone breaking into the house and snatching him away to his fathers
 - Told Christian that he knows he has to spend nights at his fathers
 - Snapped at Christian during an interview when Christian revealed that he did not want to spend nights at his fathers, "WE DON'T ALWAYS GET WHAT WE WANT!"
 - Leading Christian to give the answers she wants

CFI Bizub has acted unprofessionally to the Christian's Mother, Deborah Stratton in the following ways

- CFI Bizub addressed personal issues in front of a third party regarding counseling
 - Disrespected TESSA and their counselors in front of third party stating when asked what do you have against TESSA, "None of TESSA's counselors have Masters!"
 - CFI Bizub, spoke of Deborah Stratton's expenses in front of third party and how insurance would not pay for out of state counseling.
 - CFI Bizub, contradicted the court order in regards to counseling the court order states: Deborah Stratton in in need of group support at this time.
 - Dictating who Deborah Stratton could and could not counsel with
6. CFI Bizub got defensive and angry when Deborah Stratton informed CFI Bizub that she (Deborah Stratton) had spoken to a counselor at TESSA
- Showed disrespect to Ms Stratton by screaming at Ms. Stratton in front of a third party, "WE DON'T WANT TESSA!" "RUTH AND I DON'T WANT TESSA!"
 - CFI Bizub questioned Ms. Stratton about new legal advisors in presence of third party.
7. Ms. Bizub breeched client confidentially
- Brought up private matters in company of third party
 - Disclosed information with TESSA with out a signed release to TESSA

- Told TESSA in voice message to tell Deb that this process would take longer now unless she (Deb) was representing herself
8. CFI Bizub made derogatory remarks about Deborah to TESSA
 - Deb is Weird
 - Deb has had an attorney all this time and Glenn hasn't
 9. CFI Bizub was 45 minutes late to August 14, 2006 home visit with babysitter
 10. CFI disclosed to Third Party, (babysitter) of Parenting Plan that would be implemented before investigation was even completed (without consulting with Deborah Stratton first August 14, 2006, 2-2-5 plan,)
 11. Has not disclosed information about home visits with Christian and his father
Disclosed a home visit with Christian and his father on August 9, 2006 CFI Bizub and GAL Mendus were present neither had mentioned this visit occurring or going to occur
 12. Pushed for visits to occur at father's home in Black Forest, Colorado even though father and daughter do not have a phone. Reasoning that neighbor who lives upstairs (landlord) has a phone. (Phone has been disconnected since July 18, 2006)
 13. Has not even reviewed fathers medical files or mental files and wants to place Christian in unsupervised visits (July 7, 2006 meeting)
 14. Unfounded remarks that Mr. Mathews has changed his abusive ways and that it is safe for Christian to have unsupervised visits with him. CFI Bizub's proof is based on her given knowledge that all people become more responsible for the children after they have divorced. Mr. Mathews trips in and out of the mental hospitals our proof that he has changed. (note: these statements were made on July 7, 2006 meeting with Gal, CFI and Attorney Philip Ogden. Mr. Mathews medical records from the VA dealing with health related issues had just arrived on July 7, 2006. Mr. Ogden was still waiting on Mr. Mathew's mental health records from Cedar Crest to arrive.)
 - Made accusations to TESSA advocates that I have been talking to Mr. Mathews on the sly. When asked when Deborah has spoken with Mr. Mathews CFI Bizub stated that she just knew by the tone of Mr. Mathew's last e-mail he had sent to Deborah.
 - Would not acknowledge the fact that Mr. Mathews was in violation of the PRO and the abusive tactics, those common to an abuser, which Mr. Mathews used in the last e-mail sent to Ms. Mathews as signs that Mr. Mathews has not changed and is dangerous. (refers to black outs in the letter and seeing family members as his former abusive coworkers in the military.)*Please note that Mr. Mathews stated in court that when under stress that he harms himself and others.*