

August 14, 2003

Richard Wehmhoefer, Executive Director and General Counsel
Commission on Judicial Discipline
899 Logan Street, Suite 307
Denver, Colorado 80202

Re: El Paso County District Court Case No. [REDACTED], Petitioner v. [REDACTED], Respondent.

Dear Mr. Wehmhoefer:

As witnesses for the Respondent, I [REDACTED] in the aforementioned case, we appeared at a scheduled hearing on [REDACTED] in El Paso County District Court Division [REDACTED] with Magistrate [REDACTED] presiding. Magistrate [REDACTED] denied us the opportunity, however, to present our testimonial evidence in support of the Respondent at said hearing. On [REDACTED], we again appeared in El Paso County District Court Division [REDACTED] as Judge [REDACTED] similarly denied us the opportunity to present our testimonial evidence on behalf of the Respondent at said hearing.

At the aforementioned hearing on [REDACTED], Judge [REDACTED] ordered that an interim parenting plan be asserted through Virginia Ethriage, GAL within two weeks and that a permanent shared parenting plan be asserted by the Department of Human Services as soon as possible. Judge [REDACTED] found that both of the above-named participants were currently unemployed and indigent and ordered that the Court would pay for the DHS evaluation. As of this writing, an interim parenting plan has not been asserted by the Court in this case as the Respondent, both families, and the daughter remain separated.

The Respondent informed us that Judge [REDACTED] has reversed his decision of [REDACTED] and issued a new ruling on [REDACTED], however, that he obtain a psychological evaluation and ongoing therapy with two licensed therapists at his own expense prior to the installment of even an interim parenting plan. Said ruling does not provide for the testimonial evidence of Respondent's witnesses nor does it address the lack of credible evidence in support of Petitioner's motion to suspend Respondent's parenting rights. Said ruling is also wrongful in our opinion as Respondent has continued to be unemployed since the [REDACTED] hearing through no fault of his, as are millions of other Americans, and cannot afford the newly assigned costs.

Having witnessed Respondent's parenting with the daughter on many occasions, we can assert that the Respondent is a very loving, nurturing, and attentive parent. The Court's denial of his parenting rights during the past twenty-months is wrongful in our opinion and emotionally harmful to the daughter. The denial of all family visitation with the daughter during the past twenty-months is similarly abusive and wrongful in our opinions as well.

Respectfully Submitted,

[REDACTED]
(Uncle)
(Aunt)
[REDACTED]