

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2002-012096

02/13/2003

HONORABLE MAURICE PORTLEY

CLERK OF THE COURT
C. Danos
Deputy

IN RE THE MARRIAGE OF
TRISHA ANN ALICIA VALENZUELA

FILED: 02/20/2003

DWANE M CATES

AND

WILLIAM PAUL VALENZUELA

WILLIAM PAUL VALENZUELA
1600 N OWL
FLAGSTAFF AZ 86001

CONCILIATION SERVICES-CCC
EXPEDITED SERVICES-CCC
TASC - PHOENIX

RULING

11:11 a.m. This is the time set for Emergency Return Hearing. Petitioner is present with counsel, Dwane M. Cates. Respondent is present on his own behalf.

Court reporter, Denise Vaishville, is present.

Trisha Ann Alicia Valenzuela and William Paul Valenzuela are sworn.

William Paul Valenzuela testifies.

LET THE RECORD REFLECT that since the Order of Protection in-process in this matter has not been served it has no force and effect.

The witness concludes testifying.

The matter at issue between the parties is access to the minor child.

The Court will set a temporary orders hearing following a dispute assessment in Conciliation Services, to determine access.

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On an interim basis counsel suggests a one week on/one week off access schedule, both parties to go to TASC for drug testing, limiting contact between the parties, and a requirement that each party live with a family member to protect the child.

REFERRAL TO CONCILIATION SERVICES

IT IS ORDERED referring this matter to Conciliation Services:

1. For mediation of child custody and/or parenting time issues, if appropriate;
2. For dispute assessment;
3. Or for any other service(s) deemed advisable by Conciliation Services.

The parties shall comply with all instructions and directives issued by Conciliation Services.

Once the Court knows when the dispute assessment is set in Conciliation Services the Court will set a viable date for the temporary orders hearing.

REFERRAL TO EXPEDITED SERVICES

IT IS FURTHER ORDERED referring this matter to Expedited Services for:

- establishment of child support.
- modification of child support.
- modification or termination or an Order of Assignment
- enforcement of child support.
- enforcement of spousal support.
- enforcement of arrearage only.
- enforcement of medical insurance coverage.
- enforcement of custody.
- enforcement of parent/child access (visitation).
- supervised parent/child access (visitation).
- supervised exchange.
- substance abuse testing and monitoring.
- arrearage calculation.
- (or any combination of above).

IT IS FURTHER ORDERED that the parties shall comply with all orders and instructions of Expedited Services.

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IT IS FURTHER ORDERED that the parties shall continue to live with their parents in two different, respective communities.

TASC Testing

IT IS ORDERED that both parties shall participate in Full Spectrum drug and alcohol testing. If there is a positive, drug testing will be weekly, random testing thereafter for the time being. If the test is negative, the testing would be for this one-time only and no further testing shall be required.

The Court will contact TASC on **Friday, February 14, 2003**, to obtain the test results of the parties and then decide what the interim access schedule will be.

IT IS FURTHER ORDERED:

1. **Trisha Ann Alicia Valenzuela** and **William Paul Valenzuela** shall appear in person at TASC, Inc. at 2234 North 7th Street, Phoenix, at N. Country Club Drive, Suite 19, in Mesa, or at 5955 W. Myrtle Avenue, Suites 2-4, Glendale before 5:00 p.m. this date;
2. **Trisha Ann Alicia Valenzuela** and **William Paul Valenzuela** shall present to TASC the Court Ordered Substance Abuse Testing form issued by this Court, and shall provide all information necessary for its completion;
3. **Trisha Ann Alicia Valenzuela** and **William Paul Valenzuela** shall provide such samples as are reasonably required by TASC to comply with this Order. **Trisha Ann Alicia Valenzuela** and **William Paul Valenzuela** shall submit to the Screen A drug test (full spectrum of drugs including alcohol).
4. **Trisha Ann Alicia Valenzuela** and **William Paul Valenzuela** shall sign, execute and deliver such forms of consent and authorization as shall be reasonably required by TASC to comply with this Order;
5. The results of said testing shall be reported directly to this Court in writing by TASC, with copies provided to counsel for both parties, or directly to the parties, if unrepresented;
6. **Trisha Ann Alicia Valenzuela** and **William Paul Valenzuela** shall report for subsequent testing as directed by TASC, and shall present a photo I.D. at time of testing, along with any prescription medications currently being taken;

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7. **Trisha Ann Alicia Valenzuela** and **William Paul Valenzuela** shall pay the costs of **(his or her)** own testing IN CASH, MONEY ORDER, OR CASHIER'S CHECK at the time of testing.

(PLEASE NOTE: In the event that the Court directs one party to pay for the other party's testing, TASC recommends that the details of this arrangement be either directed by the Court or worked out between the parties or their counsel as soon as possible. TASC will not accept pre-payment, and it is often logistically impossible (not to mention, inadvisable) to get the two parties together at one of our offices.)

8. All parties are advised that the failure, neglect or refusal to participate in testing may be considered an admission by the party that the testing, if conducted, would have revealed the use of the substance(s) tested for, which finding is contrary to the best interest of the child(ren); failure to submit to a drug test, absent good cause shown, may result in a finding of Contempt of Court, incarceration in the Maricopa County Jail, issuance of a Civil Arrest Warrant or other sanctions by the Court;
9. The parties are also advised that a diluted test specimen may be considered an attempt to conceal the presence of illicit drugs, which finding is contrary to the best interest of the child(ren);
10. **Trisha Ann Alicia Valenzuela** and **William Paul Valenzuela** shall be tested this one time ONLY prior to 5:00 p.m. this date. If there is a positive, drug testing will be NOT LESS THAN ONCE A WEEK, random testing thereafter until further order of the Court. If the test is negative, the testing would be for this one-time only and no further testing shall be required.
11. The parties are hereby advised that test results ARE NOT confidential and will be filed in the Court file upon receipt by the Court.

ISSUED: Court Ordered Substance Abuse Testing forms (2).

11:35 a.m. Matter concludes.

IT IS FURTHER ORDERED signing this minute entry as a formal written Order of the Court, pursuant to Rule 58(D).

/S/ HONORABLE MAURICE PORTLEY

JUDICIAL OFFICER OF THE SUPERIOR COURT