

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

DR 1995-014164

11/01/2004

HONORABLE ROBERT BUDOFF

CLERK OF THE COURT
L. Carlson
Deputy

IN RE THE MATTER OF
SEPTIMIA BUTLER

FILED: 11/03/2004

SEPTIMIA BUTLER
8208 W OSBORN
#1
PHOENIX AZ 85013

AND

RICKY M RAMIREZ

RICKY M RAMIREZ
1860 CINDY CRT.
CHINO VALLEY AZ 86323

JENNIFER CRESS
CHILD PROTECTIVE SERVICES
13450 N BLACK CANYON STE 170
PHOENIX AZ 85029

MINUTE ENTRY

11:02 a.m. This is the time set for Hearing to consider modification, if appropriate, of custody orders entered August 2, 2004. Petitioner/Mother is present on her own behalf. Respondent/Father is present on his own behalf.

A recording of this proceeding is made by CD and videotape in lieu of a court reporter.

The parties are the parents of David Butler, born September 9, 1994. Paternity was established August 3, 1995. At the last hearing held August 2, 2004, the child was placed in Father's custody with Mother's parenting time to be supervised. At the time of the last hearing, the Court was advised by CPS that if the child was left unsupervised in Mother's care or placed in Mother's custody that CPS would file a Dependency Petition and place the child accordingly.

Septimia Butler and Ricky Ramirez are sworn and testify.

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Based upon matters presented to the Court, the Court finds as follows:

The child continues to reside with Father in Chino Valley, Arizona. Mother has had no contact with the child since the last court hearing.

The currently assigned CPS caseworker, Jennifer Cress, has not appeared today, as anticipated by the Court. Mother will provide the Court with her phone number and the Court will contact Ms. Cress with an update of CPS's involvement. Both parties have indicated in open court that the Court may speak with Ms. Cress in their absence.

Father has indicated that if there are no restrictions on Mother's contact with the child, he has no objection at all to her having weekend parenting time with the child in Phoenix at her home or possibly some other suitable place. Mother, however, does not have transportation and indicates she is unable to go to Chino Valley to pick the child up for parenting time. The Court will address these issues in determining whether or not a modification of the existing orders are necessary after speaking with Ms. Cress.

Father has indicated that he has no objection to Mother contacting the child by telephone at his residence at any reasonable time.

11:23 a.m. Matter concludes.

LATER:

The Court has communicated with Jennifer Cress, CPS caseworker, who has advised this Court that there continues to be an ongoing investigation that involves Mother. Ms. Cress has advised the Court that CPS's concerns rise to the level that if the child were to be placed in her custody or left unsupervised in her care, CPS would take such action as removing the child and filing a Dependency Petition.

IT IS THEREFORE ORDERED continuing in effect the orders of August 2, 2004. The child is continued in the custody of Father. Any parenting time between the child and Mother shall be supervised by Father, CPS, Father's grandparents or any other individual agreed upon by the parties and approved by CPS.

/ s / HONORABLE ROBERT BUDOFF

JUDICIAL OFFICER OF THE SUPERIOR COURT

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All parties representing themselves must keep the Court updated with address changes.
A form may be downloaded at <http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.