

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2012-005865

11/14/2013

HON. SAM J. MYERS

CLERK OF THE COURT

D. Ruelas

Deputy

IN RE THE MATTER OF  
TRAVIS LABOY

BONNIE L BOODEN

AND

NOHEALANI LABOY

STEPHEN ROY SMITH

**TRIAL**

Courtroom CCB - 603

Prior to the commencement of this proceeding, Petitioner's exhibits 1 through 29 and Respondent's exhibits 30 through 72 are marked for identification.

9:07 a.m. This is the time set for Trial with regard to Petitioner's Petition for Dissolution of Marriage filed August 2, 2012. Petitioner/Father, Travis Laboy, is present with counsel, Bonnie L. Booden. Respondent/Mother, Nohealani Laboy, is present with counsel, Stephen Roy Smith.

Court reporter, Lisa Bradley, is present. A record of the proceeding is also made by audio and/or videotape.

Travis Laboy and Nohealani Laboy are sworn.

Travis Laboy testifies.

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Petitioner's exhibits 1 through 4, 20, 21 and 26 are received in evidence.  
10:07 a.m. Court stands at recess.

10:26 a.m. Court reconvenes with respective counsel and parties present.

Court reporter, Lisa Bradley, is present. A record of the proceedings is also made by audio and/or videotape.

**LET THE RECORD REFLECT** that counsel met with the Court in chambers to discuss A.R.S. §25-408 and the issue of Mother's relocation with the children. The Court finds that since Father does not reside in Arizona, this court lacks the authority to preclude Mother from relocating to Hawaii. The Court further finds that pursuant to A.R.S. §25-408, this case is not a relocation case.

Travis Laboy testifies further.

Petitioner's exhibits 8, 12, 13, 14, 15, 16, 17, and 18 are received in evidence.

Petitioner's exhibits 9, 10, 11, 23, 24, and 27 are received in evidence.

Respondent's exhibits 32 and 33 are received in evidence.

Respondent's exhibits 29, 30, 31, 34, 35, 36, 37, 38, 40, 51 are received in evidence.

11:58 a.m. Court stands at recess.

1:36 p.m. Court reconvenes with respective counsel and parties present.

Court reporter, Lisa Bradley, is present. A record of the proceedings is also made by audio and/or videotape.

Mark Callahan appears telephonically, is sworn and testifies.

**LET THE RECORD REFLECT** Father verbally gives Mark Callahan permission to allow Mother to have access to any and all of the parties' bank accounts.

The witness is excused.

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Travis Laboy testifies further.

Petitioner's exhibits 7, 19, 42, 43, 44, 45, 47, 49, 50, 54, 55, 56, 57, 59, 60, 63, 64, and 71 are received in evidence.

3:00 p.m. Court stands at recess.

3:15 p.m. Court reconvenes with respective counsel and parties present.

Court reporter, Lisa Bradley, is present. A record of the proceedings is also made by audio and/or videotape.

Travis Laboy testifies further.

Respondent's exhibits 67, 68, and 69 are received in evidence.

Nohealani Laboy testifies.

Petitioner's exhibits 22 and 25 are received in evidence.

Respondent's exhibits 39, 46, 48, 52, and 53 are received in evidence.

Based upon the testimony and evidence presented,

**IT IS ORDERED** taking the matter of dissolution of marriage under advisement.

**IT IS FURTHER ORDERED** that Father may have parenting time with the children during the Thanksgiving Holiday. If Father wants to have Thanksgiving in California, he may fly or drive to Arizona and bring Koa to San Diego. If Father wants to have Thanksgiving in Arizona, he may have unsupervised parenting time with Koa and Cruz for four hours each day that he is here.

There being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of the Court,

**IT IS ORDERED** that the Clerk permanently release all exhibits not offered in evidence to the counsel causing them to be marked, or to their written designee. Counsel shall have the

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right to re-file relevant exhibits as needed in support of any appeal. Re-filed exhibits must be accompanied by a Notice of Re-filing Exhibits and presented to the Exhibits Room of the Clerk's Office. The Court's exhibit tag must remain intact on all re-filed exhibits.

**IT IS FURTHER ORDERED** that counsel or written designee take immediate possession of all exhibits referenced above.

4:40 p.m. Matter concludes.

**ISSUED:** Exhibit Release Form (2)

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