

Jacquelyn Wydola
2 Balsam Court
Atkinson, NH 03811
(603) 702 2641
JWydola4@gmail.com

January 19, 2018

To Whom It May Concern,

I, Jacquelyn Wydola, am writing regarding a custody hearing between Mary Wydola and Brian Van Billiard. The child in question is Benjamin Van Billiard. This case arose from a domestic incident on May 20th, 2017, at 117 Giles Road East Kingston, NH.

The purpose of this letter is to bring to your attention that evidence was provided against Mary that Attorney Phinney and Brian knew to be false. This false evidence resulted in the Honorable Judge's decision to grant Brian Van Billiard a no contact order between the child, Benjamin Van Billiard, and Mary Wydola. Mary had no representation at that time, being unaware of the process, and acting in good faith.

Attorney Phinney and Brian knowingly presented perjured testimony during the Ex Parte hearing with the intent of discrediting her motion. Brian and Attorney Phinney succeeded in this and Brian's objection to the Ex Parte requesting a no contact order was granted. (see attachment 1)

On July 7th 2017, the court held a hearing on the petitioner's emergency/ex parte motion. It was during this hearing that Brian Van Billiard and his counsel Attorney Phinney, stated that Mary Wydola had filed her Ex Parte motion as a way to avoid having no visitation rights in the no contact order 618-2017-DV-00074.

The documentation I am providing shows this to be false. Brian and his counsel knowingly lied took advantage of her lack of representation that day.

On the morning of June 9th 2017, I accompanied Mary M. Wydola to the 10th Circuit – District Division – Brentwood, at or around 10:00:00am. Our purpose on that morning was to file an Ex Parte against the Order of Protection 435-2017-CR-795.

The request for relief stated that Brian Van Billiard falsely interpreting the Order of Protection #35-2017-CR-795 to prevent contact between the child, Benjamin Van Billiard and Mary M. Wydola (see attachment 2).

On this Order of Protection is stated only Brian Van Billiards name. The additional Protected Party #2 - #4 are filled in N/A (see attachment 3). Mary M. Wydola had not seen or heard anything about her child and was devastated by the separation of 21 days to date.

The Ex Parte Mary M. Wydola filed on June 9th, 2017, clearly stated in regard to Case No. 435-2017-CR-795, not the Order of Protection 618-2017-DV-0074 as Attorney Phinney misrepresented.

At the time Mary and I were at the courts on June 9th, 2017, the Order of Protection 618-2017-DV-0074 stating she not have contact with the child, did not exist, as Brian had not yet filed it.

Brian Van Billiard arrived at the court house at or around 11:30:00pm. It was shortly after this time that he was served the Ex Parte Motion.

It is only logical the Objection to the Motion is filed after he is served. (see attachment 4) Furthermore that Brian filed the Order of Protection between Benjamin and Mary thereafter, which is time stamped at 2:17:00pm June 9th, 2017 (see attachment 5). We believe this should have been obvious to Attorney Phinney.

The Order of Protection Mary M. Wydola was alleged to be avoiding had not yet been filed, signed, or known about by the Defendant while she filed an Ex Parte. She did not learn of it until later that evening when she was served by a State Trooper.

It is for these reasons I respectfully believe that Mary is correct for stating that Brian was using the Order of Protection 435-20 17-CR-795 falsely.

For this same reason I respectfully conclude that Attorney Phinney misrepresented the information to defame Mary and impede justice.

We request that whatever corrective measures necessary be taken, as a child is still unreasonably separated from his mother and family for six months. Benjamin is showing signs of distress from this malicious alienation.

Still Mary has fulfilled all the requests of the court in hopes that it prove how dedicated she is to fighting for her child.

I believe that attorney Phinney intentionally misled the courts. Mary did what she thought she had to do to relieve the obstacle of Brian abusing the power he had in physical possession of Benjamin Van Billiard.

I share in this letter in hopes that you see that Mary never attempted to avoid or deliberately subvert an order of the courts. This case needs to be reviewed to prevent Benjamin Van Billiard further harm. In addition to show that Attorney Phinney did attempt to subvert the judicial process and call into question the character of Attorney Phinney.

Sincerely,

Jacquelyn Wydola

10th Circuit - Family Division - Brentwood

Matter of Mary Wydola and Brian Van Billiard

Case No: 618-2017-BM-00253

OBJECTION TO: Ex-Parte Motion

Person objecting Brian Van Billiard Telephone 603-418-4083
Address 117 Giles Rd, East Kingston, NH 03827

My name _____ Telephone _____
Address _____ Bar ID# _____

The motion filed by Mary Wydola asking for:
custody of Benjamin Van Billiard

Specific basis or reasons for my objection are as follows:
I feel and know if Benjamin is put in Mary's custody his safety and well-being will be in jeopardy. There is an open DV case against me and a no-contact order protecting myself and household members. Given her recent DV I cannot, as responsible father, put Benjamin under her care, his safety and well-being.

7-2017

B-Van Bill
Signature

418-4083

117 Giles rd, East Kingston
Address
NH
03827

That on this date I provided a copy of this document to _____ (other party) or to _____ (other party's attorney) by: Hand-delivery OR US Mail OR E-mail (E-mail only by prior agreement of the parties based on Circuit Court Administrative Order).

Signature

END JUN 17 AM 11:49

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
http://www.courts.state.nh.us

COPY

Court Name: 10th Circuit - Family Division - Brentwood
Case Name: Matter of Mary Wydola and Brian Van Billiard
Case Number: 618-2017-BM-00253
(if known)

OBJECTION TO: Ex-Parte Motion

1. Name of person objecting Brian Van Billiard Telephone 603-418-4083
Mailing address 117 Giles Rd, East Kingston, NH 03827

OR

2. Attorney name _____ Telephone _____
Mailing address _____ Bar ID# _____

3. I object to the motion filed by Mary Wydola asking for:
Custody of Benjamin Van Billiard

4. The specific basis or reasons for my objection are as follows:
I feel and know if Benjamin is put in Mary Wydola's custody his safety and well-being will be in jeopardy. There is an open DV case against her and a no-contact order protecting myself and household members. Given her recent DV I cannot, as a responsible father, put Benjamin under her care, for his safety and well-being.

6-9-2017
Date

B-Van Bill
Signature

603-418-4083
Telephone

117 Giles rd, East Kingston
Address
NH
03827

I certify that on this date I provided a copy of this document to _____ (other party) or to _____ (other party's attorney) by: Hand-delivery OR US Mail OR E-mail (E-mail only by prior agreement of the parties based on Circuit Court Administrative Order).

Date

Signature

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH

http://www.courts.state.nh.us

Court Name: 10th Circuit - District Division - Brentwood

Case Name: Wydola, Mary M.

Case Number: 435-2017-CR-795
(if known)

MOTION: to lift no contact/protective order

I, Mary M Wydola

state the following facts and request the following relief:

the no contact order in place is impeding my ability to communicate with Brian Van Billiard, the father of child whereby I have had no contact with my child in 21 days. The no contact order is being ^{falsely} interpreted to withhold our child from me.

6/9/2017

Date

603 718 2818

Telephone

Mary M Wydola

Signature

2 Balsam G Atkinson NH

Address

03811

I certify that on this date I provided a copy of this document to State Police (other party) or to (other party's attorney) by: Hand-delivery OR US Mail OR

E-mail (E-mail only by prior agreement of the parties based on Circuit Court Administrative Order).

6/9/2017

Date

Mary M Wydola

Signature

ORDER

Motion granted

Motion denied.

Recommended:

to the extent that the defendant may communicate with Mr. Van Billiard by text or e-mail only regarding

Date

their child and only as allowed under any

Signature of Marital Master/Referee

Printed Name of Marital Master/Referee
civil domestic violence orders of protection

So Ordered:

I hereby certify that I have read the recommendation(s) and agree that, to the extent the marital master/judicial referee/hearing officer has made factual findings, she/he has applied the correct legal standard to the facts determined by the marital master/judicial referee/hearing officer.

6/12/17

Date

Mark F. Weaver

Signature of Judge
Mark F. Weaver

Judge

Printed Name of Judge

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
http://www.courts.state.nh.us

Court Name: 10th Circuit - Family Division - Brentwood

Case Name: _____

Case Number: 1018 2017 DM 253
(if known)

AFFIDAVIT OF RECEIPT OF SERVICE

- For:
- Petition for Divorce
 - Petition for Legal Separation
 - Petition for Civil Union Dissolution
 - Parenting Petition
 - Other: _____

I, _____, do hereby state under oath that I received the petition specified above and the:

- | | |
|--|---|
| <input type="checkbox"/> Notice to Spouse | <input checked="" type="checkbox"/> Notice to Parties |
| <input type="checkbox"/> Notice to Co Respondent | <input checked="" type="checkbox"/> Appearance |
| <input type="checkbox"/> Notice of Post-Decree Action | <input type="checkbox"/> Checklist for Rule 125 |
| <input checked="" type="checkbox"/> Child Impact Program Notice | <input checked="" type="checkbox"/> UCCJEA Affidavit |
| <input checked="" type="checkbox"/> Have you considered Mediation? | <input type="checkbox"/> Motion <u>Ex Parte</u> |
| <input checked="" type="checkbox"/> Notice <u>Ex Parte order</u>
(Fill in type of notice) | |

6-9-17
Date

Phone Number: _____

Brian Van B...
Signature

Address: 117 Giles rd
East Kingston, NH
03827

State of New Hampshire, County of Dorchester

This instrument was acknowledged before me on 6-9-17 by Brian Van Biliard

My Commission Expires 5-4-21
Affix Seal, if any

Kendia Janovette
Signature of Notarial Officer / Title

MAY 23 2017

10/13/2016 District of Brentwood

THE STATE OF NEW HAMPSHIRE JUDICIAL BRANCH

DOMESTIC VIOLENCE/STALKING CRIMINAL ORDER OF PROTECTION INCLUDING ORDERS AND CONDITIONS OF BAIL

Case Number: UBS-2017-CP-705 PNO Number: UBS1740705
Court: 10th Circuit Court - Brentwood District
Court ORI: NH 008081J
Address: 10 Route 125 Brentwood 03833 County: Rockingham
SU Case Number SU PNO SU ORI

State of New Hampshire

v. Wydola, Mary M.

ADOPTED BY SU AMENDED ORDER VACATE ORDER Date

DEFENDANT'S NAME: Mary Margaret Wydola
DEFENDANT IDENTIFIERS: DOB 5/26/1995, SEX F, RACE CAUC, STATE/BIIRTH MA, ETHNICITY Non-Hispanic
DEFENDANT'S ADDRESS: 117 Giles Rd E. Kyuston NH 03827
Agency Case Number: A17-7378-AR
Date of Offense: 5/20/17

PROTECTED PARTY #1 NAME: Brian Van Billard DOB 1/10/1991 Male

DEFENDANT'S RELATIONSHIP TO PROTECTED PARTY: Intimate Partner
Other: Protected Party is Child of Intimate Partner
Distinguishing Features: SKIN TONE Light, SCARS, MARKS, TATTOOS: (B) Forearm cut, SCARS

CAUTION: Weapon involved?
LICENSE DRIVER'S LICENSE#: OSWAM95261
VEHICLE INFO: STATE NH, YEAR 2005, MAKE Honda, MODEL Civic

WARNING: The attached order shall be enforced, even without registration, by the courts of any state, the District of Columbia, and any U.S. Territory, and may be enforced on Tribal Lands (18 U.S.C. section 2265).

The above named defendant is restrained harassing, stalking, or threatening an intimate partner, or child of intimate partner or defendant, or engaging in other conduct that would place an intimate partner in reasonable fear of bodily harm to the intimate partner or child; and

- The above named defendant represents a credible threat to the physical safety of such intimate partner or child; and/or
The defendant is prohibited from the use, attempted use or threatened use of physical force against such intimate partner or child that would reasonably be expected to cause bodily injury.

True Copy Attest: LoriAnne Hensel, LoriAnne Hensel, Clerk

Case Name: State of New Hampshire v Wydala, Mary M.

Case Number: _____, NO: _____

CRIMINAL ORDER OF PROTECTION INCLUDING ORDERS AND CONDITIONS OF BAIL

It is hereby ordered pending arraignment trial probable cause hearing appeal other that:

- I. A. The defendant shall be released on \$ 5000.00 personal recognizance and subject to conditions listed in Paragraph II and those conditions indicated in Paragraph III.
- B. The defendant shall be released on \$ _____ cash/surety bond subject to conditions listed in Paragraph II and those conditions indicated Paragraph III.
- C. The defendant shall be detained to permit revocation of conditional release.
- D. The defendant shall be detained for not more than 72 hours to allow for filing of a probation violation.
- E. A hearing pursuant to RSA 597:2, III shall be conducted before the acceptance of bail.
- F. The Court hereby orders that the defendant be detained without bail pursuant to RSA 597:2, III-a.

- II. Defendant's release is subject to the conditions that:
 - A. Defendant not commit a federal, state or local crime while on release.
 - B. Defendant appear at all court proceedings as ordered.
 - C. Defendant advise the court in writing of all changes of address within 24 hours.
 - D. Defendant comply with all civil domestic violence and stalking orders of protection.

- III. The court hereby determines that defendant's release under Paragraph I (A) or (B):
 - will not reasonably assure the appearance of defendant as required; and/or
 - will endanger the safety of the defendant or of another person or the community.

By reason of such determination, the court imposes the following additional conditions that defendant:

- A. Shall have no contact with Brian Van Billard by mail, telephone, fax, e-mail, the sending or delivery of gifts, through a third party or any other method unless specifically authorized by the court, and is further ordered not to interfere with this person at his/her residence, school or place of employment and additionally is ordered to refrain from going within 300 feet of where such person(s) may be.

Protected Party #2 name: <u>N/A</u>	DOB: _____	<input type="checkbox"/> Male <input type="checkbox"/> Female
Protected Party #3 name: <u>A</u>	DOB: _____	<input type="checkbox"/> Male <input type="checkbox"/> Female
Protected Party #4 name: _____	DOB: _____	<input type="checkbox"/> Male <input type="checkbox"/> Female
- B. Shall live at: _____
- C. Shall not travel outside of: _____
- D. Other travel restrictions: _____
- E. Shall refrain from possessing a firearm, destructive device, dangerous weapon, or ammunition.
- F. Shall refrain from any use of alcohol, and use of a narcotic drug or controlled substance as defined in RSA 318-B.
- G. Shall comply with the following curfew: _____
- H. Is ordered not to drive until defendant's license or privilege is restored by the Director of Motor Vehicles.

Case Name: State of New Hampshire v Wydoia, Mary M.

Case Number: _____ NO: _____

CRIMINAL ORDER OF PROTECTION INCLUDING ORDERS AND CONDITIONS OF BAIL

- I. Shall report to arresting law enforcement agency or _____ as required.
- J. Shall remain in the custody of _____, a responsible adult residing at _____, N.H, who agrees to supervise the defendant and to report any violation of a release condition to the court. The court has found that the above named adult has reasonably assured the court that the defendant will appear as required and will not pose a danger to the safety of any person in the community.
- K. Sign a waiver of extradition before released on bail.
- L. Shall not use or attempt to use or threaten to use physical force against the protected party(ies) Brian or the parties' children which would reasonably be expected to cause bodily injury.
- M. Is restrained from harassing, stalking, abusing or threatening to abuse the protected party(ies) family or household members, or protected party(ies) relatives (regardless of place of residence), or engaging in other conduct which would place a person in reasonable fear of bodily injury to the person or person's household members or relatives.
- N. Other: _____

- IV. The defendant is hereby advised that in the event the defendant violates any of the above conditions of release the defendant may:
- A. Be subject to immediate arrest and detention;
 - B. Be subject to imprisonment for contempt of court;
 - C. Be subject to immediate revocation of release;
 - D. Be subject to additional imprisonment of one year if the defendant commits a misdemeanor while on release; and
 - E. Be subject to additional imprisonment of seven years if the defendant commits a felony while on release.

So Ordered: _____
Date 5/20/17

[Signature]
Signature of Judge / Bail Commissioner
Kevin P. St. James
Printed Name of Judge / Bail Commissioner
My Comm Ex 1/27/2017

Acknowledgment of Receipt

I hereby acknowledge receipt of the above order and the penalties notification on pages 4 & 5 of this form.

Date

[Signature]
Signature of Defendant

Signature of Surety

Amendments to bail conditions so ordered:

Date

Signature of Judge

Printed Name of Judge

CRIMINAL ORDER OF PROTECTION INCLUDING ORDERS AND CONDITIONS OF BAIL

I. PENALTY FOR OFFENSE COMMITTED WHILE ON RELEASE

A person convicted of an offense while released pursuant to this chapter shall be sentenced, in addition to the sentence prescribed for the offense, to:

- A. A term of imprisonment of not more than 7 years if the offense is a felony; or
- B. A maximum term of imprisonment of not more than 1 year if the offense is a misdemeanor.

A term of imprisonment imposed pursuant to this section shall be consecutive to any other sentence of imprisonment. Neither the penalty provided by this section nor any prosecution under this section shall interfere with or prevent the forfeiture of any bail or the exercise by the Court of its power to punish for contempt, but this section shall be construed to provide an additional penalty for failure to appear.

II. DETENTION AND SANCTIONS FOR DEFAULT OR BREACH OF CONDITIONS

A. A peace officer may detain an accused until he can be brought before a justice if he has a warrant issued by a justice for default of recognizance or for breach of conditions of release or if he witnesses a breach of conditions of release. The accused shall be brought before a justice for a bail revocation hearing within 48 hours, Saturdays, Sundays and holidays excepted.

B. A person who has been released pursuant to the provisions of RSA 597:2 and who has violated a condition of this release is subject to a revocation of release, an order of detention, and a prosecution for contempt of Court under the provisions of RSA 597:7-a.

C. The State may initiate a proceeding for revocation of an order of release by filing a motion with the Court which ordered the release. The Court may issue a warrant for the arrest of a person charged with violating a condition of release, and the person shall be brought before the Court for a proceeding in accordance with the section.

III. RSA 641:5 TAMPERING WITH WITNESSES AND INFORMANTS. A person is guilty of a CLASS B FELONY if:

A. Believing that an official proceeding, as defined in RSA 641:1, II or investigation is pending or about to be instituted, the person attempts to induce or otherwise cause another person to:

- 1. Testify or inform falsely; or
 - 2. Withhold any testimony, information, document or thing; or
 - 3. Elude legal process summoning him to provide evidence; or
 - 4. Absent himself from the proceeding or investigation to which he has been summoned;
- or

B. The person commits any unlawful act in retaliation for anything done by another person in the capacity as witness or informant; or

C. The person solicits, accepts, or agrees to accept, any benefit in consideration of his or her doing any of the things specified in Paragraph A.

NOTICE OF INTERSTATE ENFORCEMENT AND COMPLIANCE WITH THE VIOLENCE AGAINST WOMEN ACT (VAWA)

1. This criminal protective order meets all full faith and credit requirements of the Violence Against Women Act, 18 U.S.C. sec. 2265 (1994). This Court has jurisdiction over the parties and the subject matter; the defendant has been afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and enforceable throughout New Hampshire and all other states, the District of Columbia, all tribal lands and all U.S. Territories, and shall be enforced as if it were an order of any such jurisdiction.
2. Violations of this order are subject to state and federal criminal penalties. If the restrained party (the defendant) travels across state or tribal boundaries, or causes the protected party to travel across state or tribal boundaries, with the intent to violate the protective orders and then violates a protective provision of this order, the defendant may be prosecuted for a federal felony offense under the Violence Against Women Act, 18 U.S.C. sec. 2262(a)(1) or (2) (1994).
3. It shall be unlawful for any person subject to a qualifying protection order to possess any firearm or ammunition in or affecting commerce; or to ship, transport or receive any firearm or ammunition which has been shipped or transported in interstate or foreign commerce. A qualifying court order is an order that was issued after a hearing of which the defendant received actual notice, and at which the defendant had an opportunity to participate; and includes a finding that such person represents a credible threat to the physical safety of an intimate partner or child of such person or intimate partner or which restrains the person from harassing, stalking, or threatening an intimate partner or child of such intimate partner or person, or engaging in other conduct that would place an intimate partner in reasonable fear of bodily injury to the partner or child; or by its terms explicitly prohibits the use, attempted use, or threatened use of physical force against such intimate partner or child that would reasonably be expected to cause bodily injury. 18 U.S.C. section 922 (g) (8).
4. It shall be unlawful for any person convicted in any court of a misdemeanor crime of domestic violence to ship, transport in interstate commerce, or possess in or affecting commerce, any firearm or ammunition; or to receive any firearm or ammunition which has been shipped or transported in interstate or foreign commerce. 18 U.S.C. section 922 (g) (9).
5. If you have any questions whether these laws make it illegal for you to possess or purchase a firearm, you should consult an attorney.

**THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
NH CIRCUIT COURT
DOMESTIC VIOLENCE TEMPORARY ORDER OF PROTECTION**

Case Number: 618-2017-DV-00074 PNO Number: 6181710074
Court: 10th Circuit - Family Division - Brentwood
Court ORI: NH008293J
County: Rockingham
Address: PO Box 1208 Kingston NH 03848-1208

PLAINTIFF			PLAINTIFF IDENTIFIERS		
First	Middle	Last	Date of Birth	Sex	Race
Brian	Van	Billiard	01/10/1991	Male	White

V.

DEFENDANT'S NAME First Middle Last Mary Wydola		DEFENDANT IDENTIFIERS DOB <u>05/26/1995</u> HEIGHT <u>5 Ft. 1 In.</u> SEX <u>Female</u> WEIGHT <u>100 Lbs.</u> RACE <u>White</u> EYES <u>Brown</u> State/Birth <u>Massachusetts</u> HAIR <u>Brown</u> ETHNICITY <u>Non Hispanic</u>	
DEFENDANT'S ADDRESS: 117 Giles Road East Kingston NH 03827		DISTINGUISHING FEATURES: SKIN TONE _____ SCARS, MARKS, TATTOOS: Location and description _____	
RELATIONSHIP to PLAINTIFF <input type="checkbox"/> Married <input type="checkbox"/> Household member <input type="checkbox"/> Divorced <input type="checkbox"/> Other _____ <input type="checkbox"/> Separated <input checked="" type="checkbox"/> Cohabit / cohabited <input checked="" type="checkbox"/> Child in common		LICENSE INFO: DRIVER'S LICENSE# _____ STATE _____ EXP DATE _____ YEAR _____ STYLE _____ MAKE _____ COLOR _____ MODEL _____ VIN # _____	
CAUTION <input type="checkbox"/> Weapon involved <input type="checkbox"/> Weapon is ordered to be relinquished pursuant to New Hampshire state law RSA 173-B		VEHICLE INFO:	

WARNING: The attached order shall be enforced, even without registration, by the courts of any state, the District of Columbia, and any U.S. Territory, and may be enforced on Tribal Lands (18 U.S.C. section 2265). Crossing state, territorial, or tribal boundaries to violate this order may result in federal imprisonment (18 U.S.C. section 2262).

The court has found as evidenced by this order:

That it has jurisdiction over the parties and subject matter, and the defendant, upon service, will be given reasonable notice and opportunity to be heard.

The above named defendant is restrained from committing further acts of abuse or threats of abuse.

The above named defendant shall not have any contact with the plaintiff, whether in person or through third persons, including but not limited to contact by telephone, letters, fax, e-mail, the sending or delivery of gifts or any other method unless specifically authorized by the court. The defendant is prohibited from coming within 300 feet of the plaintiff.

Case Name: In the Matter of Brian Van Billiard v. Mary Wydola

Case Number: 618-2017-DV-00074

PNO: 6181710074

DOMESTIC VIOLENCE TEMPORARY ORDER OF PROTECTION

The court, having jurisdiction over the parties and subject matter under New Hampshire RSA 173-B (Protection of Persons from Domestic Violence), and having considered the plaintiff's Domestic Violence Petition dated June 09, 2017 hereby finds that the plaintiff is in immediate and present danger of abuse as defined in RSA 173-B and makes the following TEMPORARY ORDERS OF PROTECTION:

1. The defendant shall not abuse the plaintiff.
2. The defendant shall not have any contact with the plaintiff, whether in person or through third persons, including but not limited to contact by telephone, letters, fax, texting, social media, e-mail, the sending or delivery of gifts or any other method unless specifically authorized by the court. The defendant is prohibited from coming within 300 feet of the plaintiff.
 This includes any household animals.
3. The defendant shall not enter the premises or curtilage where the plaintiff resides, except when the defendant is accompanied by a peace officer and, upon reasonable notice to the plaintiff, is allowed entry by the plaintiff for the sole purpose of retrieving toiletries, medication, clothing, business equipment, and any other items as determined by the court:

4. The defendant shall not contact the plaintiff at or enter upon plaintiff's place of employment, school, or any place plaintiff may be.
5. The defendant shall not abuse plaintiff's relatives (including children) regardless of their place of residence, or members of the plaintiff's household.
6. The defendant shall not take, convert or damage any property in which the plaintiff has a legal or an equitable interest.
7. The plaintiff is awarded exclusive care, custody, or control of any animal owned, possessed, leased, kept, or held by the petitioner, defendant, or a minor child in either household, and the defendant is prohibited from taking, transferring, encumbering, concealing, committing an act of cruelty or neglect, or disposing of the animal(s).
8. The plaintiff is awarded custody of the minor child(ren). The defendant may exercise the following visitation: _____ or
 Visitation is denied pending a hearing.
9. The defendant shall relinquish to a peace officer all firearms and ammunition in his/her control, ownership or possession, or in the possession of any other person on behalf of the defendant, and the defendant is prohibited from purchasing or possessing any firearms or ammunition during the pendency of this order.
10. The defendant shall also relinquish all deadly weapons as defined in RSA 625:11,V which may have been used, intended to be used, threatened to be used or could be used in an incident of abuse. These weapons may include the following: _____

11. Other protective orders: _____

From:

06/09/2017 12:27

#721 P.005/009

Case Name: In the Matter of Brian Van Billiard v. Mary Wydola

Case Number: 61B-2017-DV-00074

PNO: 6181710074

DOMESTIC VIOLENCE TEMPORARY ORDER OF PROTECTION

ADDITIONAL ORDERS:

12. The Plaintiff is awarded the temporary and exclusive use of the motor vehicle identified as follows:

13. The Plaintiff is awarded the temporary and exclusive use of the residence located at:

14. The defendant shall relinquish all concealed weapons permits and hunting licenses.

15. Other:

Date 6/9/17

Signature of Judge (Marital) Master Recommendation
David G. LeFrancois

Print / Type Name of Judge / Marital Master

So Ordered:

I hereby certify that I have read the recommendation(s) and agree that, to the extent the marital master/judicial referee/hearing officer has made factual findings, she/he has applied the correct legal standard to the facts determined by the marital master/judicial referee/hearing officer.

Date _____

Signature of Judge Approving Marital Master's Recommendation

1-855-212-1234
Telephone Number of Court

Print / Type Name of Judge

THESE ORDERS ARE EFFECTIVE IMMEDIATELY AND REMAIN IN EFFECT UNTIL FINAL ORDERS ARE MADE BY THE COURT. ANY WILLFUL VIOLATION OF THE PROTECTIVE PROVISIONS OF THESE ORDERS IS A CRIME. VIOLATIONS SHALL RESULT IN ARREST AND MAY RESULT IN IMPRISONMENT. ALL FUTURE NOTICES AND ORDERS SHALL BE MAILED. BOTH PARTIES MUST KEEP THE COURT INFORMED OF THEIR CURRENT ADDRESS.

From:

06/09/2017 12:28

#721 P.006/009

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
NH CIRCUIT COURT

10th Circuit - Family Division - Brentwood
PO Box 1208
Kingston NH 03848-1208

Telephone: 1-855-212-1234
TTY/TDD Relay: (800) 735-2964
http://www.courts.state.nh.us

DOMESTIC VIOLENCE TEMPORARY ORDER AND NOTICE OF HEARING
PURSUANT TO RSA 173-B

Case Number: 618-2017-DV-00074

PNO: 6181710074

Brian Van Billiard
Plaintiff

v. Mary Wydola
Defendant

05/26/1995
Def Date of Birth

NOTICE OF HEARING

The plaintiff and defendant are summoned to appear at 10th Circuit - Family Division - Brentwood on 7/2/2017 at 11:30am. The court will hear testimony from both parties. One half hour will be allotted for this hearing. FINAL ORDERS may be issued at that time.

June 09, 2017
Date

Louise Hernal
Clerk of Court

NOTICE TO DEFENDANT

PURSUANT TO RSA 173-B:4, you have a right to a hearing on these temporary orders within five business days, but not earlier than three business days, after you file a written request with the court. Unless you request this hearing in writing, the case will be heard on the date shown above.

NOTICE OF INTERSTATE ENFORCEMENT AND
COMPLIANCE WITH THE VIOLENCE AGAINST WOMEN ACT (VAWA)

1. This temporary protective order meets all full faith and credit requirements of the Violence Against Women Act, 18 U.S.C. sec. 2265 (1994). This Court has jurisdiction of the parties and the subject matter; the defendant is afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and enforceable throughout New Hampshire and all other states, the District of Columbia, all tribal lands and all U.S. Territories, and shall be enforced as if it were an order of that jurisdiction.
2. Pursuant to Section 2265 of Title 18, United States Code, violation of any provision(s) of this Order, including support, child custody or visitation provisions issued under the authority of RSA 173-B of this State, is enforceable by court and/or law enforcement personnel of any other State, Indian tribal government, or Territory, as if it were their own order.
3. Violations of this order are subject to state and federal criminal penalties. If the restrained party (the defendant) travels across state or tribal boundaries, or causes the protected party (the plaintiff) to travel across state or tribal boundaries, with the intent to violate the protective orders and then violates a protective provision of this order, the defendant may be prosecuted for a federal felony offense under the Violence Against Women Act, 18 U.S.C. sec. 2262(a)(1) or (2) (1994).
4. The National Domestic Violence Hotline provides information on a 24-hour basis on interstate enforcement of protection orders, how to reach an advocate, and the location of shelters. The Hotline number is: 1-800-799-7233.

REPORTING A VIOLATION OF THIS ORDER: If the defendant violates any portion of this order, the plaintiff may report the violation to the local law enforcement agency and file a written notice in the form of a petition for contempt requesting a further hearing on the matter. Forms are available at the court or on the court website www.courts.state.nh.us.

From:

06/09/2017 12:28

#721 P.007/009

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
NH CIRCUIT COURT

10th Circuit-Famly Division-Brentwood
P.O. Box 1208
Kingston, NH 03848-1208

Telephone: 1-855-212-1234
TTY/TDD Relay: (800) 735-2964
http://www.courts.state.nh.us

DOMESTIC VIOLENCE PETITION

Pursuant to RSA 173-B

Case Number: 1063-2017-DV-74
Brian Van Billiard 1-10-91
Plaintiff Date of Birth

Mary Wydola 5-26-95
Defendant Date of Birth

Sex: M F
Race: Asian Other Black
 Unavailable Indian White
 Multiracial Native Hawaiian or Other Pacific Islander.
Ethnicity: Hispanic Non-Hispanic Refused

Sex: M F
117 Giles rd
Street Address
East Kingston, NH 03827
City / State / Zip

RELATIONSHIP to DEFENDANT

Married Household member
 Divorced Other _____
 Separated
 Cohabit / cohabited
 Child in common

TO THE JUSTICE OF THE COURT: I am in immediate danger of abuse by the defendant. I base my request for protection from abuse on the following facts that occurred on the following dates, and ask the court to issue orders as noted below:

On May 20th, 2017, Mary Wydola physically assaulted me resulting in her being arrested by the NH State Police. I am requesting a restraining order against her and any third parties. I feel as if my safety, as well as the safety of my family is in jeopardy.

SEE ATTACHED ADDITIONAL PAGE(S)

The defendant and I are currently involved in or have received orders in the following court actions:

divorce custody protective order none other _____

Please list the court(s) handling the case(s): _____

Are you represented by a lawyer in any of these matters? Yes No

Residence: own rent in whose name? JOANNE Van Billiard

Children living in household:

NAME Benjamin Van Billiard DOB 10-28-16 BIRTH PARENTS Brian Van Billiard WHO HAS CUSTODY Brian Van Billiard
Mary Wydola

Note: If you have minor children born to or adopted by you and the defendant, you must submit a UCCJEA Affidavit (Form NHJB-2660-FP)

I have suffered the following financial losses as a result of the abuse: loss of wages loss of personal property other (explain) _____ medical/dental/optical expenses

From:

06/09/2017 12:29

#721 P.008/009

Case Name: v

Case Number: 13CV34

PNO: 0181910374

DOMESTIC VIOLENCE PETITION

REQUEST FOR PROTECTIVE ORDERS:

- 1. Restrain the defendant from abusing me, having any contact with me, whether in person or through third persons, including but not limited to contact by telephone, letters, fax, texting, social media, e-mail, the sending or delivery of gifts or any other method, unless specifically authorized by the court.
- 2. Restrain the defendant from entering in or on the premises (including curtilage) where I reside except with a peace officer for the purpose of removing defendant's personal possessions; my place of employment; my school.
- 3. Restrain the defendant from abusing my relatives or members of my household.
- 4. Restrain the defendant from taking, converting or damaging property in which I have a legal or equitable interest.
- 5. Direct the defendant to temporarily relinquish to a peace officer any firearms or other deadly weapons, including _____
- 6. Award temporary custody of our minor child(ren) to me.
- 7. Restrain the defendant from contact and from taking, transferring, encumbering, concealing, committing an act of cruelty or neglect or disposing of any animal owned, possessed, leased, kept or held by me or the defendant or a minor child in either household.

REQUEST FOR ADDITIONAL ORDERS:

- 8. Direct the defendant to make child support payments to me for the care of our minor children.
- 9. Direct the defendant to follow a court approved visitation plan if defendant wishes to exercise child visitation rights.
- 10. Award me the exclusive right to use and possession of our residence and household furnishings.
- 11. Award me the exclusive right of use and possession of the following vehicle: _____
- 12. Award me the exclusive care, custody or control of any animal owned, possessed, leased, kept or held by me, the defendant or a minor child in either household.
- 13. Order the defendant to pay me for financial losses suffered as a direct result of the abuse.
- 14. Recommend that the defendant attend a batterers treatment program or personal counseling.
- 15. Other relief: _____

Additional Space for Statement of Facts

On May 20th, Mary jumped on my back and repeatedly struck me with her hands, and bit my back resulting in cuts and bruises. This caused our dog to attack us both, further injuring myself and Mary. My infant son Benjamin was in the house at the time. My mother, Joanne Van Billiard witnessed the incident. I feel the need to file this petition to ensure that my well-being is protected. The dog has since been euthanized by Mitchell Animal Hospital to ensure my and my family's safety.

Case Name: v
Case Number: 170V 74 PNO: 10101710074
DOMESTIC VIOLENCE PETITION

[Lined area for text entry]

THIS PETITION MUST BE SIGNED BY THE PETITIONER WHILE AT COURT.

THIS PETITION WILL NOT BE ACCEPTED BY FAX, E-MAIL, OR U.S. MAIL

I swear that the foregoing information is true and correct to the best of my knowledge. I understand that making a false statement on this petition will subject me to criminal penalties.

6-9-17
Date

[Signature]
Signature of Plaintiff

State of New Hampshire, County of Rockingham

This instrument was acknowledged before me on June 9, 2017 by Brian J Van Palliard

My Commission Expires _____
Affix Seal, if any

[Signature]
Clerk of Court/Deputy-Clerk/Justice of Peace/Notarial-Officer

Ashley Lobdell
Justice of the Peace - New Hampshire
My Commission Expires Aug 29, 2021

