

CH-100

Request for Civil Harassment Restraining Orders

Clerk stamps date here when form is filed.

Read *Can a Civil Harassment Restraining Order Help Me?* (form CH-100-INFO) before completing this form. Also fill out *Confidential CLETS Information* (form CLETS-001) with as much information as you know.

1 Person Seeking Protection

a. Your Full Name: Belia Ramos Age: 45
 Your Lawyer (if you have one for this case)
 Name: STEPHEN A. MONTAGNA, CFLS State Bar No.: 283810
 Firm Name: MONTAGNA FAMILY LAW, APC

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)
 Address: 727 Texas Street
 City: Fairfield State: CA Zip: 94533
 Telephone: (707) 419-4809 Fax: _____
 Email Address: stephen@montagnafamilylaw.com

FILED

JUN 28 2024

Clerk of the Napa Superior Court
 By: [Signature] Deputy

Fill in court name and street address:

Superior Court of California, County of Napa
Historic Courthouse
825 Brown Street
Napa CA 94559

Court fills in case number when form is filed.

24CV001073

2 Person From Whom Protection Is Sought

Full Name: Debra Blodgett Dommen Age: 48
 Address (if known): 10 Calvary Court
 City: Napa State: CA Zip: 94558

3 Additional Protected Persons

a. Are you asking for protection for any other family or household members? ☐ Yes ☐ No If yes, list them:

Full Name	Gender	Age	Lives with you?	How are they related to you?
<u>Liliana C. Bennett</u>	<u>F</u>	<u>13</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>Daughter</u>
<u>Lucas Bennett</u>	<u>M</u>	<u>12</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>Son</u>
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

☐ Check here if there are more persons. Attach a sheet of paper and write "Attachment 3a—Additional Protected Persons" for a title. You may use form MC-025, Attachment.

b. Why do these people need protection? (Explain below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 3b—Why Others Need Protection" for a title.

Respondent has shared and disseminated confidential and protected information involving the minor children in relation to a Child Welfare Investigation which was court ordered to be stricken from my family court file and from public dissemination. See Attached Declaration for specific details and additional information.

This is not a Court Order.



Case Number:

4 Relationship of Parties

How do you know the person in (2)? (Explain below):

- ☒ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 4—Relationship of Parties" for a title.

Respondent was a former friend of the Protected Party.

5 Venue

Why are you filing in this county? (Check all that apply):

- a. ☒ The person in (2) lives in this county.
 b. ☒ I was harassed by the person in (2) in this county.
 c. ☐ Other (specify):

6 Other Court Cases

a. Have you or any of the persons named in (3) been involved in another court case with the person in (2)?

- ☒ Yes ☐ No (If yes, check each kind of case and indicate where and when each was filed.)

	Kind of Case	Filed in (County/State)	Year Filed	Case Number (if known)
(1)	<input type="checkbox"/> Civil Harassment			
(2)	<input type="checkbox"/> Domestic Violence			
(3)	<input type="checkbox"/> Divorce, Nullity, Legal Separation			
(4)	<input type="checkbox"/> Paternity, Parentage, Child Custody			
(5)	<input type="checkbox"/> Elder or Dependent Adult Abuse			
(6)	<input type="checkbox"/> Eviction			
(7)	<input type="checkbox"/> Guardianship			
(8)	<input type="checkbox"/> Workplace Violence			
(9)	<input type="checkbox"/> Small Claims			
(10)	<input type="checkbox"/> Criminal			
(11)	<input checked="" type="checkbox"/> Other (specify):	Napa		26-62632

Respondent is a witness set to be deposed

b. Are there now any protective or restraining orders in effect relating to you or any of the persons in (3) and the person in (2)? ☒ No ☐ Yes (If yes, attach a copy if you have one.)

7 Description of Harassment

Harassment means violence or threats of violence against you, or a course of conduct that seriously alarmed, annoyed, or harassed you and caused you substantial emotional distress. A course of conduct is more than one act.

a. Tell the court about the last time the person in (2) harassed you.

- (1) When did it happen? (provide date or estimated date): March 2023

- (2) Who else was there?

Jim King and other individuals who saw the CWS letter which was disseminated throughout the City of Napa.

This is not a Court Order.



Case Number:

7 a. (3) How did the person in 2 harass you? (Explain below):

☒ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(3)—Describe Harassment" for a title.

See Attached Declaration.

(4) Did the person in 2 use or threaten to use a gun or any other weapon?

☐ Yes ☒ No (If yes, explain below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(4)—Use of Weapons" for a title.

(5) Were you harmed or injured because of the harassment?

☒ Yes ☐ No (If yes, explain below):

☒ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7a(5)—Harm or Injury" for a title.

Emotional Distress, Anxiety, Financially (political donations)

(6) Did the police come? ☒ Yes ☐ No

If yes, did they give you or the person in 2 an Emergency Protective Order? ☐ Yes ☒ No

If yes, the order protects (check all that apply):

☐ Me ☐ The person in 2 ☐ The persons in 3.

(Attach a copy of the order if you have one.)

b. Has the person in 2 harassed you at other times?

☒ Yes ☐ No (If yes, describe prior incidents and provide dates of harassment below):

☒ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 7b—Previous Harassment" for a title.

See Attached Declaration.

This is not a Court Order.

Case Number:

Check the orders you want. ☒

8 ☒ Personal Conduct Orders

I ask the court to order the person in (2) **not** to do any of the following things to me or to any person to be protected listed in (3):

- a. ☒ Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
- b. ☒ Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.

c. ☒ Other (specify):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 8c—Other Personal Conduct Orders," for a title.

Refrain from discussing, disseminating, or sharing any information related to the family law case, the minor children, and any Child Welfare Services (CWS) Investigation and/or documents which are protected.

The person in (2) will be ordered not to take any action to get the addresses or locations of any protected person unless the court finds good cause not to make the order.

9 ☒ Stay-Away Orders

a. I ask the court to order the person in (2) to stay at least 100 yards away from (check all that apply):

- (1) ☒ Me.
- (2) ☒ The other persons listed in (3).
- (3) ☒ My home.
- (4) ☒ My job or workplace.
- (5) ☒ My school.
- (6) ☒ My children's school.
- (7) ☐ My children's place of child care.
- (8) ☒ My vehicle.
- (9) ☐ Other (specify):

b. If the court orders the person in (2) to stay away from all the places listed above, will he or she still be able to get to his or her home, school, or job? ☒ Yes ☐ No (If no, explain below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 9b—Stay-Away Orders," for a title.

10 Firearms (Guns), Firearm Parts, and Ammunition

Does the person in (2) own or possess any firearms (guns), firearm parts, or ammunition? This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531). ☐ Yes ☐ No ☒ I don't know

If the judge grants a protective order, the person in (2) will be prohibited from owning, possessing, purchasing, receiving, or attempting to purchase or receive firearms (guns), firearm parts, and ammunition while the protective order is in effect. The person in (2) will also be ordered to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns) and firearm parts within their immediate possession or control.

This is not a Court Order.



Case Number:

11 ☒ **Temporary Restraining Order**

I request that a Temporary Restraining Order (TRO) be issued against the person in **(2)** to last until the hearing. I am presenting form CH-110, *Temporary Restraining Order*, for the court's signature together with this *Request*.

Has the person in **(2)** been told that you were going to go to court to seek a TRO against him or her?

☒ Yes ☐ No (If you answered no, explain why below):

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 11—Temporary Restraining Order" for a title.

12 ☒ **Request to Give Less Than Five Days' Notice of Hearing**

You must have your papers personally served on the person in **(2)** at least five days before the hearing, unless the court orders a shorter time for service. (Form CH-200-INFO explains What Is "Proof of Personal Service"? Form CH-200, Proof of Personal Service, may be used to show the court that the papers have been served.)

If you want there to be fewer than five days between service and the hearing, explain why below:

☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 12—Request to Give Less Than Five Days' Notice" for a title.

13 ☒ **No Fee for Filing or Service**

- a. ☒ There should be no filing fee because the person in **(2)** has used or threatened to use violence against me, has stalked me, or has acted or spoken in some other way that makes me reasonably fear violence.
- b. ☐ The sheriff or marshal should serve (notify) the person in **(2)** about the orders for free because my request for orders is based on unlawful violence, a credible threat of violence, or stalking.
- c. ☐ There should be no filing fee and the sheriff or marshal should serve the person in **(2)** for free because I am entitled to a fee waiver. (You must complete and file form FW-001, Application for Waiver of Court Fees and Costs.)

14 ☒ **Lawyer's Fees and Costs**

I ask the court to order payment of my ☒ lawyer's fees ☒ Court costs.

The amounts requested are:

Item	Amount	Item	Amount
Attorney Fees and Costs in Family Law Action	\$ \$10,000		\$
Attorney fees in Civil Action	\$ TBD		\$
	\$		\$

☐ Check here if there are more items. Put the items and amounts on the attached sheet of paper or form MC-025 and write "Attachment 14—Lawyer's Fees and Costs" for a title.

This is not a Court Order.

Case Number:

15 ☐ **Possession and Protection of Animals**

I ask the court to order the following:

- a. ☐ That I be given the sole possession, care, and control of the animals listed below, which I own, possess, lease, keep, or hold, or which reside in my household.
(Identify animals by, e.g., type, breed, name, color, sex.)

I request sole possession of the animals because (specify good cause for granting order):

- ☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 15a—Possession of Animals" for a title.

- b. ☐ That the person in ② must stay at least _____ yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.

16 ☒ **Additional Orders Requested**

I ask the court to make the following additional orders (specify):

- ☐ Check here if there is not enough space for your answer. Put your complete answer on the attached sheet of paper or form MC-025 and write "Attachment 16—Additional Orders Requested," for a title.

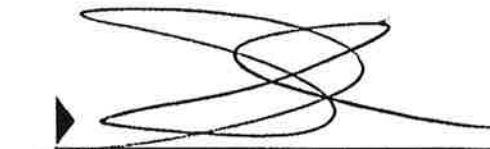
Refrain from discussing, disseminating, or sharing any information related to the family law case, the minor children, and any Child Welfare Services (CWS) investigation and/or documents which are protected.

17 Number of pages attached to this form, if any: 11

Date: 01/21/2024

STEPHEN A. MONTAGNA, CFLS

Lawyer's name (if any)


Lawyer's signature

I declare under penalty of perjury under the laws of the State of California that the information above and on all attachments is true and correct.

Date: 06/10/2024

Belia Ramos

Type or print your name



Sign your name

This is not a Court Order.

IN RE MATTER OF RAMOS v. DOMMEN

ATTACHMENT TO CH-100 –FACTS TO SUPPORT

I, BELIA EUGENIA-RAMOS am the Petitioner herein and if called upon, would testify as to the following support of the request for civil harassment restraining order against Respondent.

Background information: Respondent and I use to be friends and involved in a number of similar political groups. There was a falling out based on a number of reasons. I am currently the Napa County Supervisor for the 5th District and involved in other local organizations. Respondent is also involved in a number of political activities and committees which requires our paths to cross. In addition we have many mutual connections who are involved in the local community scene.

Recent Abuse/Disclosure of Confidential & Protected Information. This past year was an election year, and I was actively campaigning for re-election. Respondent had been actively supporting my opponent and vocal about her opposition towards my reelection. I have no problem with this type of behavior, as I recognize that it is fundamental to our democratic process. The harassment/abuse occurred when Respondent began disseminating confidential/protected/restricted information, to members of our community and making defamatory comments about me to third parties. As part of my campaign, I met with the editorial board of the Napa Valley Register to answer questions related to my background and campaign. After the initial meeting, I received an email on February 9, 2024 from Dan Evans, the Executive Editor for the Napa Valley Register. The subject matter of the email was a list of questions, some of which inquired about the family law case and specifically any investigations within the last five (5) years. After receiving the email, I received a follow up phone call from Mr. Evans, editor of the paper, stating that he received a large stack of documents about the family law case and including confidential documents about a Child Welfare Services (CWS) investigation which occurred in Solano County. The understanding was that these documents were provided to him in order for the paper to publish a “hit

1 piece” to disclose the confidential information in the hopes of hurting my re-election chances. I asked Mr.
2 Evans who provided the documents to the paper and informed him that documents related to CWS
3 investigations are considered confidential. Mr. Evans would not disclose who provided him the
4 documents.

5 The following day, February 13, 2024, I received a phone call from councilmember, Mary Luros,
6 who informed me that two (2) weeks prior, Respondent's, daughter, who babysits for her family, came
7 over to her house and brought with her a sealed envelope that she was instructed to give directly to Mary
8 Luros. Upon opening the envelope, she found a copy of the letter from Child Welfare Services “CWS”,
9 confirming the investigation and sharing confidential information. This letter along with the “CWS
10 records and information was previously ordered by the Court in my family law case, not to be shared and
11 for it to be kept in the confidential portion of the family law file (**See Attached A**).

12 On March 2, 2024, I showed up at the corner of Oak and Seminary streets, to meet up with labor
13 volunteers who were going to door knock in support of my reelection campaign. This location has been
14 our gathering point for over one month, each Saturday morning leading up to election day. When I exited
15 my car, Jim King, one of my volunteers, asked to speak to me privately at a tree. Upon walking up to the
16 tree, I saw the “CWS” letter stapled to the tree. I took a picture of the letter which was attached to the tree
17 with my phone and will provide it to the Court upon request as the letter has already been deemed
18 confidential. I contacted the police department to file a report and let them know that someone had posted
19 the confidential letter. At the time of my report, I was only aware of this one “CWS”, letter being posted. I
20 spoke with dispatch and then Officer DeGiulio, who asked me to bring the letter to him so that he could
21 begin his investigation. After speaking to the officer, I was notified by Jim King that there were another
22 dozen copies of the “CWS” letter which were stapled to trees within Fuller Park. In addition, to the ones
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that Jim found, additional copies of the "CWS" letter were stapled in trees along Laurel, Jefferson and Coombs streets in downtown Napa.

In the family law case, I have a motion to seal my entire family law file given the repeated disclosures of confidential information. As part of that case, I had subpoenaed Respondent to take her deposition regarding how she accessed the "CWS" letter and to whom she distributed it to. Our deposition is currently set for June 27, 2024. Leading up to this deposition, my attorney was in communication with Respondent's communication who confirmed that she obtained the "CWS letter" directly from the Court file back in December 2023. He also confirmed that the letter was disseminated to other individuals, even though the "CWS" letter clearly states, stricken per Court order. The information in the "CWS" letter and confidential records has put my family and all three of the children's, private information out into the public which is extremely detrimental to their health and safety. In addition, the "CWS" letter is made confidential pursuant to Welfare Institutions Code and is prohibited from accessing and sharing to third parties without an exception. Respondent's actions not only were a violation of the law, but done purely as a form of harassment and abuse. As a result, I have suffered from anxiety, stress, and financial loss of donations towards my political campaign. In addition, I have had to spend thousands of dollars in attorney fees and costs to ensure the protected information stops being shared publicly.

Past Incidents of Abuse/Harassment. In addition to the disclosure of protected information, Respondent has harassed and abused me in the following ways:

April 2023 Incident: While I was walking in the St John's Lutheran school parking lot, Respondent was walking towards me with her daughter and grabs her daughter by the shoulders, pulling her towards herself and loudly says "steer clear of the child abuser." This comment was made loud enough that other other parents and students could likely have heard what she said.

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2 **November 8, 2023, Incident:** In November of last year, I *reactivated* my County of Napa
3 Supervisor Facebook account. Within minutes of doing so, Respondent sent the account a message,
4 referencing my oldest daughter, commenting #sofiamyfirst (**See Attached B**). That is the hashtag I used
5 for years for my oldest daughter and one of the subject of the "CWS" letter which she was
6 disseminating.
7

8 **January 2, 2024, Incident:** My friend posted a picture with me on her Instagram.
9 Respondent sent her a message saying "*make sure they don't abuse their children. Breaking point for*
10 *my friends, but that's me. You do yo.*" (**See Attached C**).
11
12

13 **January 19, 2024, Incident:** At the Napa Chamber luncheon, I was approaching Jeri Hansen the
14 executive director (who is Respondent's best friend) to congratulate on a successful
15 event. Respondent stepped in front of me with her back towards me and took two steps back, causing me to
16 lose my balance and almost trip. Within a couple minutes of that incident, she then proceeded to tell Bill
17 Dodd that "he is dead and it's her fault. She has blood on her hands." Respondent was referring to me
18 having involvement in the suicide of Ryan Klobas, former Napa County Farm Bureau CEO. She has
19 repeated these harassing and defamatory statements to Mary Luros and Joelle Gallagher, who are also
20 other elected officials. Respondent has also made that same comment to Brad Onorato of Congressman
21 Thompson's staff and other members of the political community.
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1 To date Debra continues to make statements to others that I am responsible for the suicide of Ryan Klobas
2 and that I am a "child abuser".

3 Based on the aforementioned I am requesting the following:

- 4 1. A restraining order to be issued against Respondent, protecting myself and my children listed in the
5 attached proposed Civil Harassment Order.
6
7 2. Damages in the form of Attorney Fees, Costs, and other pecuniary losses.

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11 --SIGNATURE UNDER PENALTY OF PERJURY AFFIXED TO FORM CH-100
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VERIFICATION

I, BELIA RAMOS, declare as follows:

I am the PETITIONER in the above-entitled proceeding. I have read the foregoing REQUEST FOR CIVIL HARRASMENT RESTRAINING ORDERS and know the contents thereof; that the same is true of my own knowledge, except as to the matters which are therein stated on my information or belief, and as to those matters, I believe it to be true.


Executed this 24TH Day of June 2024, at Napa, California.

Belia-Eugenia Ramos

BELIA RAMOS, Petitioner

ATTACHMENT A

FL-340

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): STEPHEN A. MONTAGNA, CFS 283810 MONTAGNA FAMILY LAW, APC 727 Texas Street Fairfield CA 94533</p> <p>TELEPHONE NO.: (707) 419-4809 FAX NO. (Optional): E-MAIL ADDRESS (Optional): stephen@montagnafamilylaw.com ATTORNEY FOR (Name): Belia Eugenia-Ramos</p> <p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF Napa STREET ADDRESS: 825 Brown St. MAILING ADDRESS: CITY AND ZIP CODE: Napa, CA 94559 BRANCH NAME:</p> <p>PETITIONER/PLAINTIFF: Belia Eugenia-Ramos RESPONDENT/DEFENDANT: Brian Bennett OTHER PARTY:</p>	<p>FOR COURT USE ONLY</p> <p>FILED</p> <p>APR 11 2023</p> <p>Clerk of the Napa Superior Court By: </p>
<p>FINDINGS AND ORDER AFTER HEARING</p>	<p>CASE NUMBER: 26-62632</p>

1. This proceeding was heard on (date): 3/3/2023 at (time): 9:00am In Dept.: 3 Room:
 by Judge (name): Hon. Francisca P. Tisher ☐ Temporary Judge
 On the order to show cause, notice of motion or request for order filed (date): 9/9/2022 by (name): Petitioner
- a. ☒ Petitioner/plaintiff present ☒ Attorney present (name): Stephen A. Montagna, CFS
 b. ☒ Respondent/defendant present ☒ Attorney present (name): William Paynter, ESQ.
 c. ☐ Other party present ☐ Attorney present (name):

THE COURT ORDERS

2. Custody and visitation/parenting time: As attached ☐ on form FL-341 ☒ Other ☐ Not applicable
 3. Child support: As attached ☐ on form FL-342 ☐ Other ☒ Not applicable
 4. Spousal or family support: As attached ☐ on form FL-343 ☐ Other ☒ Not applicable
 5. Property orders: As attached ☐ on form FL-344 ☐ Other ☒ Not applicable
 6. Attorney's fees: As attached ☐ on form FL-346 ☐ Other ☒ Not applicable
 7. Other orders: ☒ As attached ☐ Not applicable
 8. All other issues are reserved until further order of court.
 9. ☒ This matter is continued for further hearing on (date): 4/10/2023 at (time): 8:30am In Dept.: C
 on the following issues: Further Setting/Master Calendar

Date: 04/11/2023

Approved as conforming to court order.


 JUDICIAL OFFICER
 Hon. Francisca P. Tisher

SIGNATURE OF ATTORNEY FOR ☐ PETITIONER / PLAINTIFF ☐ RESPONDENT/DEFENDANT ☐ OTHER PARTY

FORM ADDED BY MARYBETH GUN
 Judicial Council of California
 FL-340 (Rev. January 1, 2012)

FINDINGS AND ORDER AFTER HEARING
 (Family Law—Custody and Support—Uniform Parentage)

Page 1 of 1
 www.court.ca.gov

54

SHORT TITLE: Ramos v. Bennett	CASE NUMBER: 26-62632
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ATTACHMENT (Number): One (1)

(This Attachment may be used with any Judicial Council form.)

ATTACHMENT TO FINDINGS AND ORDER AFTER HEARING ARISING OUT OF APPEARANCE ON MARCH 3, 2023

The Court makes the following ORDERS:

- 1) The Court DENIES without prejudice, Petitioner's request to change venue.
- 2) The parties STIPULATED and the Court ORDERS that all Records/Letters from Child Welfare Services (CWS) shall be sealed and kept in the confidential portion of the file and shall not be shared absent a Court Order.
- 3) The minor child SOFIA, shall continue to be seen by her therapist for ongoing counseling services.
- 4) The Court GRANTS Petitioner's request for appointment of a separate therapist/counselor, designed to rehabilitate the relationship between Petitioner (Mother) and SOFIA, by ~~addressing the racist/refugee dynamic which currently exists.~~ *JP*
- 5) The parties STIPULATE that Jennifer M. Santos, LMFT shall be the designated "Court Appointed Therapist" (CIT) to assist with the rehabilitation counseling. In the event that Ms. Santos is not available, the parties shall meet and confer with respect to selecting an alternative therapist. If no agreement is reached, the Court shall pick the therapist to provide the counseling services. The "CIT" shall be responsible for providing feedback directly to the Court with respect to the status of the counseling services and recommendations for rehabilitating the relationship.
- 6) The parties shall share equally any out of pocket costs associated with the "CIT" and shall promptly cooperate with the setting and making of any appointments, filling out any necessary documentation, and ensuring that SOFIA attend any scheduled appointments which necessitate her involvement.
- JP* 7) The Court ORDERS Father to communicate with Mother on co-parenting issues and share information about SOFIA with respect to her health, education, and other appropriate issues which involve the minor child.
- 8) The Court DENIES without prejudice, Petitioner's request for appointment of minors counsel for the minors LUCAS & LILIANA.
- 9) The matter is set for further setting/review on the master calendar on April 10, 2023, at 8:30am in Dept. C.
- 10) Attorney Montagna shall prepare the order after hearing and submit it to Attorney Paynter for his review and approval.

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 2 of 2
(Add pages as required)

Form Approved for Optional Use
Judicial Council of California
MC-025 (Rev. July 1, 2009)

ATTACHMENT
to Judicial Council Form

www.courtinfo.ca.gov

ATTACHMENT B



Belia Ramos for Supervisor 2020



Published by Belia-Eugenia Ramos ·
3m ·

Edit



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Like



Comment



Share

Most relevant ▾



Debra Blodgett Dommen
#SophiaMyFirst

1m · Like · Reply · Hide



Write a comment...



ATTACHMENT C

66%



Debra Blodgett
Dommen

Facebook

You're friends on Facebook

Vice President, Government and
Industry Affairs at Treasury Wine
Estates (formerly Foster's Group)
Studied at Golden Gate University

[VIEW PROFILE](#)

— 100 —

* Decreased risk to your store

Make sure they don't
abuse their children.
Breaking point for my
friends, but that's me.
You do you.



Message



ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): <u>Stephen A. Montano, CFS</u> <u>727 Texas St.</u> <u>Fairfield, CA 94533</u> TELEPHONE NO.: <u>707-419-4989</u> FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): <u>Belia Ramos</u>	FOR COURT USE ONLY <div style="font-size: 2em; font-weight: bold; margin: 10px 0;">FILED</div> <div style="font-size: 1.2em; font-weight: bold; margin: 5px 0;">JUN 28 2024</div> Clerk of the Napa Superior Court By: <u>AAH</u> Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF NAPA STREET ADDRESS: 825 Brown Street MAILING ADDRESS: 825 Brown Street CITY AND ZIP CODE: Napa, CA 94559	<div style="font-weight: bold; font-size: 1.1em;">24CV001073</div>
PLAINTIFF/PETITIONER: <u>Belia Ramos</u> DEFENDANT/RESPONDENT: <u>Debra Dommen</u>	
<div style="font-weight: bold; font-size: 1.1em;">DECLARATION RE: NOTICE FOR EX PARTE HEARING</div>	

Hearing Date: _____. Notice of an ex parte application must be given by 10:00 a.m. on the preceding court day unless there are exceptional circumstances.

1. Choose the box that applies and use the space provided for your explanation:

☒ I did not give notice of this application to the opposing party because of the following exceptional circumstances:

☐ I did not give notice of this application to the opposing party, but made best efforts by (enter HOW, WHEN, and WHERE each attempt was made):

☒ I gave notice of this application to the opposing party on 4/28/24 at 8:08 am/pm by (i.e. phone, text, email):

by email

2. If you gave notice, is opposition expected? ☐ Yes ☐ No ☒ Unknown

If you communicated with the opposing party, what was their response? _____

3. If there are other related cases, list the case numbers (if you do not have the case numbers, list the parties' names and approximate filing dates):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Fairfield, California.

Date: 4/28/24


Declarant's Signature

Clerk stamps date here when form is filed.

1 Person Seeking Protection

a. Your Full Name:

Belia Ramos

Your Lawyer (if you have one for this case):

Name: STEPHEN A. MONTAGNA, CFLS State Bar No.: 283810Firm Name: MONTAGNA FAMILY LAW, APC

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.)

Address: 727 Texas StreetCity: Fairfield State: CA Zip: 94533Telephone: (707) 419-4809 Fax: _____Email Address: stephen@montagnafamilylaw.com**FILED**

JUN 28 2024

CLERK OF THE NAPA SUPERIOR COURT
BY: [Signature]
DEPUTY

Fill in court name and street address:

Superior Court of California, County of Napa
Historic Courthouse
825 Brown Street
Napa 94559

Court fills in case number when form is filed.

24CV001073

2 Person From Whom Protection Is SoughtFull Name: Debra Blodgett Dommen

The court will complete the rest of this form.

3 Notice of HearingA court hearing is scheduled on the request for restraining orders against the person in **(2)**:

Name and address of court if different from above:

Hearing
Date

→ Date:

7/15/24

Time:

9:30AM

Dept.:

6

Room:

NAPA SUPERIOR COURT1111 THIRD STREETNAPA, CA 94559To the person in **(2)**:

- If you attend the hearing (in person, by phone, or by videoconference) and the judge grants a restraining order against you, the order will be effective immediately, and you could be arrested if you violate the order.
- If you do not attend the hearing, the judge may still grant the restraining order that could last up to five years. After you receive a copy of the order, you could be arrested if you violate the order.

4 Temporary Restraining Orders (Any orders granted are on form CH-110, served with this notice.)

a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form CH-100, Request for Civil Harassment Restraining Orders, are (check only one box below):

(1) ☐ All **GRANTED** until the court hearing.(2) ☐ All **DENIED** until the court hearing. (Specify reasons for denial in b, below.)(3) ☒ Partly **GRANTED** and partly **DENIED** until the court hearing. (Specify reasons for denial in b, below.)

b. Reasons for denial of some or all of those personal conduct and stay-away orders as requested in form CH-100, *Request for Civil Harassment Restraining Orders*, are:

(1) ☐ The facts as stated in form CH-100 do not sufficiently show acts of violence, threats of violence, or a course of conduct that seriously alarmed, annoyed, or harassed the person in ① and caused substantial emotional distress.

(2) ☒ Other (specify): ☐ As stated on Attachment 4b.

Some of the requested orders are overbroad.

⑤ Confidential Information Regarding Minor

a. ☐ A *Request to Keep Minor's Information Confidential* (form CH-160) was made and **GRANTED**. (See form CH-165, *Order on Request to Keep Minor's Information Confidential*, served with this form.)

b. If the request was granted, the information described in item ⑦ on the order (form CH-165) must be kept **CONFIDENTIAL**. The disclosure or misuse of the information is punishable as a sanction, with a fine of up to \$1,000 or other court penalties.

⑥ Service of Documents for the Person in ①

At least ☒ five ☐ _____ days before the hearing, someone age 18 or older—not you or anyone to be protected—must personally give (serve) a court's file-stamped copy of this form CH-109 to the person in ② along with a copy of all the forms indicated below:

a. CH-100, *Request for Civil Harassment Restraining Orders* (file-stamped)

b. ☒ CH-110, *Temporary Restraining Order* (file-stamped) **IF GRANTED**

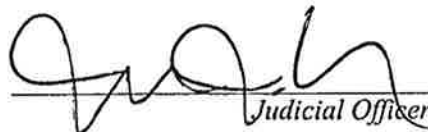
c. CH-120, *Response to Request for Civil Harassment Restraining Orders* (blank form)

d. CH-120-INFO, *How Can I Respond to a Request for Civil Harassment Restraining Orders?*

e. ☐ CH-170, *Notice of Order Protecting Information of Minor* and CH-165, *Order on Request to Keep Minor's Information Confidential* (file-stamped) **IF GRANTED**

f. ☐ Other (specify): _____

Date: June 28, 2024


Judicial Officer

To the Person in ① :

- The court cannot make the restraining orders after the court hearing unless the person in ② has been personally given (served) a copy of your request and any temporary orders. To show that the person in ② has been served, the person who served the forms must fill out a proof of service form. Form CH-200, *Proof of Personal Service*, may be used.
- For information about service, read form CH-200-INFO, *What Is "Proof of Personal Service"?*
- You may ask to reschedule the hearing if you are unable to find the person in ② and need more time to serve the documents, or for other good reasons. Read form CH-115-INFO, *How to Ask for a New Hearing Date*.
- You must attend the hearing if you want the judge to make any of the orders you requested on form CH-100, *Request for Civil Harassment Restraining Orders*. Bring any evidence or witnesses you have. For more information, read form CH-100-INFO, *Can a Civil Harassment Restraining Order Help Me?*

To the Person in ② :

- If you want to respond to the request for orders in writing, file form CH-120, *Response to Request for Civil Harassment Restraining Orders*, and have someone age 18 or older—not you or anyone to be protected—mail it to the person in ①.
- The person who mailed the form must fill out a proof of service form. Form CH-250, *Proof of Service by Mail*, may be used. File the completed form with the court before the hearing and bring a copy with you to the court hearing.
- Whether or not you respond in writing, go to the hearing if you want the judge to hear from you before making an order. You may tell the judge why you agree or disagree with the orders requested.
- You may bring witnesses and other evidence.
- At the hearing, the judge may make restraining orders against you that could last up to five years and may order you to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms (guns) and firearm parts that you own or possess. This includes firearm receivers and frames, and any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531).
- If you are unable to attend your court hearing or need more time to prepare your case, you may ask to reschedule your court date. Read form CH-115-INFO, *How to Ask for a New Hearing Date*.

**Request for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courts.ca.gov/forms for *Disability Accommodation Request* (form MC-410). (Civ. Code, § 54.8.)

(Clerk will fill out this part.)

—Clerk's Certificate—

I certify that this *Notice of Court Hearing* is a true and correct copy of the original on file in the court.

Clerk's Certificate
[seal]

Date: _____

Clerk, by _____, Deputy

CH-110**Temporary Restraining Order**

Clerk stamps date here when form is filed.

Person in ① must complete items ①, ②, and ③ only.

① Protected Persona. Your Full Name: Belia Ramos

Your Lawyer (if you have one for this case):

Name: STEPHEN A. MONTAGNA, CFLS State Bar No.: 283810Firm Name: MONTAGNA FAMILY LAW, APC

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or email.):

Address: 727 Texas StreetCity: Fairfield State: CA Zip: 94533Telephone: (707) 419-4809 Fax: _____Email Address: stephen@montagnafamilylaw.com**FILED****JUN 28 2024**

CLERK OF THE NAPA SUPERIOR COURT

BY: [Signature]
DEPUTY

Fill in court name and street address:

**Superior Court of California, County of Napa
Historic Courthouse
825 Brown Street****Napa CA 94559**

Court fills in case number when form is filed

② Restrained Person

(Give all the information you know. Information with a star (*) is required to add this order to the California police database. If age is unknown, give an estimate.)

24CV001073

*Full Name: Debra Blodgett Dommen *Age: 48 Date of Birth: unknown
*Race: White Height: 5'7 Weight: 165 Hair Color: Brown Eye Color: Blue
*Gender: ☐ M ☒ F ☐ Nonbinary Home Address: 10 Calvary Court
City: Napa State: CA Zip: 94558
Relationship to Protected Person: Former Friend

③ ☒ Additional Protected Persons

In addition to the person named in ①, the following family or household members of that person are protected by the temporary orders indicated below:

Full Name	Gender	Age	Household Member?	Relation to Protected Person
<u>Liliana C. Bennett</u>	<u>F</u>	<u>13</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>Daughter</u>
<u>Lucas Bennett</u>	<u>M</u>	<u>12</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>Son</u>
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____
_____	_____	_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____

☐ Check here if there are additional persons. List them on an attached sheet of paper and write "Attachment 3—Additional Protected Persons" as a title. You may use form MC-025, Attachment.**④ Expiration Date**

The court will complete the rest of this form.

This Order expires at the end of the hearing scheduled for the date and time below:

Date: 7/15/24 Time: 8:30 ☒ a.m. ☐ p.m.**This is a Court Order.****Temporary Restraining Order (CLETS-TCH)
(Civil Harassment Prevention)****JUN 28 2024 CH-110, Page 1 of 6****Napa Superior Court**

To the Person in ② :

The court has granted the temporary orders checked as granted below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

⑤ Personal Conduct Orders

- ☐ Not Requested ☐ Denied Until the Hearing ☒ Granted as Follows:

a. You must **not** do the following things to the person named in ①

- ☒ and to the other protected persons listed in (3):

- (1) ☒ Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
- (2) ☒ Contact the person, either directly or indirectly, in **any** way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by email, by text message, by fax, or by other electronic means.
- (3) ☒ Take any action to obtain the person's address or location. If this item (3) is not checked, the court has found good cause not to make this order.
- (4) ☐ Other (*specify*):

duct orders are attached at the end of this Order on Attachment 5a(4).

b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order. However, you may have your papers served by mail on the person in (1).

⑥ Stay-Away Order

- ☐ Not Requested ☐ Denied Until the Hearing ☒ **Granted as Follows:**

a. You must stay at least 100 _____ yards away from (check all that apply):

- (1) ☒ The person in ①
- (2) ☒ Each person in ③
- (3) ☒ The home of the person in ①
- (4) ☒ The job or workplace of the person in ①
- (5) ☒ The school of the person in ①
- (6) ☒ The school of the children of the person in ①
- (7) ☐ The place of child care of the children of the person in ①
- (8) ☒ The vehicle of the person in ①
- (9) ☐ Other (*specify*):
- _____
- _____
- _____
- _____

b. This stay-away order does not prevent you from going to or from your home or place of employment.

7 No Firearms (Guns), Firearm Parts, or Ammunition

a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get any prohibited items listed in b on the next page.

This is a Court Order.

b. Prohibited items are:

- (1) Firearms (guns);
- (2) Firearm parts, meaning receivers, frames, or any item that may be used as or easily turned into a receiver or frame (see Penal Code section 16531); and
- (3) Ammunition.

c. You must:

- (1) Sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns) and firearm parts in your immediate possession or control. This must be done within 24 hours of being served with this Order.
- (2) File a receipt with the court within 48 hours of receiving this Order that proves that your firearms (guns) and firearm parts have been turned in, sold, or stored. (You may use *Receipt for Firearms and Firearm Parts* (form CH-800) for the receipt.)

- d. ☐ The court has received information that you own or possess a firearm (gun), firearm parts, or ammunition.

8 Possession and Protection of Animals

☒ **Not Requested** ☐ **Denied Until the Hearing** ☐ **Granted as Follows (specify):**

- a. ☐ The person in ① is given the sole possession, care, and control of the animals listed below, which are owned, possessed, leased, kept, or held by him or her, or reside in his or her household.
(Identify animals by, e.g., type, breed, name, color, sex.)
- _____
- _____

- b. ☐ The person in ② must stay at least _____ yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.

9 Other Orders

☐ **Not Requested** ☐ **Denied Until the Hearing** ☒ **Granted as Follows (specify):**

Refrain from discussing, disseminating, or sharing any information related
any Child Welfare Services (CWS) Investigation and/or documents
which are protected.

- ☐ Additional orders are attached at the end of this Order on Attachment 9.

To the Person in ①:**10 Mandatory Entry of Order Into CARPOS Through CLETS**

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (Check one):

- a. ☒ The clerk will enter this Order and its proof-of-service form into CARPOS.
- b. ☒ The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.

This is a Court Order.

- c. ☐ By the close of business on the date that this Order is made, the person in ① or his or her lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agency listed below to enter into CARPOS:

Name of Law Enforcement AgencyAddress (City, State, Zip)

- ☐ Additional law enforcement agencies are listed at the end of this Order on Attachment 10.

⑪ No Fee to Serve (Notify) Restrained Person **Ordered** ☒ **Not Ordered**

The sheriff or marshal will serve this Order without charge because:

- a. The Order is based on unlawful violence, a credible threat of violence, or stalking.
b. ☐ The person in ① is entitled to a fee waiver.

⑫ Number of pages attached to this Order, if any:

Date: June 28, 2014
Judicial Officer

Warnings and Notices to the Restrained Person in ②

You Cannot Have Firearms (Guns), Firearm Parts, or Ammunition

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get any prohibited items listed in item 7b on page 3 while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any firearms (guns) and firearm parts that you have or control as stated in item ⑦ above. The court will require you to prove that you did so.

Notice Regarding Nonappearance at Hearing and Service of Order

If you have been personally served with this Temporary Restraining Order and form CH-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that is the same as this Temporary Restraining Order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in item ②.

If this address is not correct or you wish to verify that the Temporary Restraining Order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

After You Have Been Served With a Restraining Order

- Obey all the orders.
- Read form CH-120-INFO, *How Can I Respond to a Request for Civil Harassment Restraining Orders?*, to learn how to respond to this Order.
- If you want to respond, fill out form CH-120, *Response to Request for Civil Harassment Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response if the Request claims that you inflicted or threatened violence against or stalked the person in ①.

This is a Court Order.



- You must have form CH-120 served by mail on the person in ① or that person's attorney. You cannot do this yourself. The person who does the mailing should complete and sign form CH-250, *Proof of Service by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use form MC-030, *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at www.courts.ca.gov/forms. If you do not know how to prepare a declaration, you should see a lawyer.
- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to five years. Tell the judge why you disagree with the orders requested.

Instructions for Law Enforcement

Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Orders System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in item ④ on page 1.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6. Agencies are encouraged to enter violation messages into CARPOS.

Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the Proof of Service or confirms that the Proof of Service is on file; or
- The restrained person was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it.

This is a Court Order.



If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The order can be changed only by another court order. (Pen. Code, § 13710(b).)

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2 and Fam. Code, §§ 6383(h)(2), 6405(b)):

1. *Emergency Protective Order (EPO)*: If one of the orders is an *Emergency Protective Order* (form EPO-001), provisions (e.g., stay-away order) that are more restrictive than in the other restraining/protective orders must be enforced. Provisions of another order that do not conflict with the EPO must be enforced.
2. *No-Contact Order*: If a restraining/protective order includes a no-contact order, the no-contact order must be enforced. Item 5a(2) is an example of a no-contact order.
3. *Criminal Protective Order (CPO)*: If none of the orders include an EPO or a no-contact order, the most recent CPO must be enforced. (Fam. Code, §§ 6383(h)(2) and 6405(b).) Additionally, a CPO issued in a criminal case involving charges of domestic violence, Penal Code sections 261, 261.5, or former 262, or charges requiring sex offender registration must be enforced over any civil court order. (Pen. Code, § 136.2(e)(2).) All provisions in the civil court order that do not conflict with the CPO must be enforced.
4. *Civil Restraining Orders*: If there is more than one civil restraining order (e.g., domestic violence, juvenile, elder abuse, civil harassment), then the order that was issued last must be enforced. Provisions that do not conflict with the most recent civil restraining order must be enforced.

(Clerk will fill out this part.)

Clerk's Certificate
[seal]

—Clerk's Certificate—

I certify that this *Temporary Restraining Order* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.