

Pro Se General Complaint for a Civil Case (Rev. 10/16)

United States District Court
for the
NORTHERN DISTRICT OF ALABAMA

2019 APR 15 P 12:03

Mark Andrew Stoney**Plaintiff**

(Write your full name. No more than one plaintiff may be named in a pro se complaint)

2:19-cv-00573-JHE

v. Lori Stoney
Andrew Stoney
the unincorporated organization
of Lori Stoney, Andrew Stoney
and the John Does and Jane
Does 1-24

(to be filled in by the Clerk's Office)

JURY TRIAL ☐ Yes ☐ No**Defendant(s)**

(Write the full name of each defendant who is being sued. If the names of all defendants cannot fit in the space above or on page 2, please write "see attached" in the space and attach an additional page with the full list of names)

COMPLAINT FOR A CIVIL CASE**I. The Parties to This Complaint****A. The Plaintiff**

Name

Street Address

City and County

State and Zip Code

Telephone Number

Mark Andrew Stoney7305 Plantation RdPinson, JeffersonAlabama 35126(205) 413-3238**B. The Defendant(s)**

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization or a corporation. If you are suing an individual in his/her official capacity, include the person's job or title. Attach additional pages if needed.

Pro Se General Complaint for a Civil Case (Rev. 10/16)

Defendant No. 1

Name

Lori Stoney

Job or Title

Street Address

2505 Watson Road

City and County

Birmingham AL Jefferson

State and Zip Code

Alabama 35235

Defendant No. 2

Name

Andrew Stoney

Job or Title

Street Address

2505 Watson Road

City and County

Birmingham Jefferson

State and Zip Code

Alabama 35235

Defendant No. 3

Name

The unincorporated organization

Job or Title

Of Lori Stoney, Andrew Stoney,

Street Address

and the John Does and Jane

City and County

Does 1-24

State and Zip Code

Defendant No. 4

Name

Job or Title

Street Address

City and County

State and Zip Code

Pro Se General Complaint for a Civil Case (Rev. 10/16)

Defendant No. 5

Name _____

Job or Title _____

Street Address _____

City and County _____

State and Zip Code _____

II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Generally, only these types of cases can be heard in federal court: a dispute that involves a right in the United States Constitution or a federal law (as opposed to a state law or local ordinance); a dispute that involves the United States of America (or any of its agencies, officers or employees in their official capacities) as a party; and a dispute between citizens of different states with an amount in controversy that is more than \$75,000.

What is the basis for federal court jurisdiction? *(check all that apply)*

☒ Constitutional or Federal Question ☐ USA Defendant ☐ Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

A. If the Basis for Jurisdiction is USA defendant

The Defendant(s)

Name of Agency _____

Address _____

B. If the Basis for Jurisdiction is a Constitutional or Federal Question

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case.

18 USC 1201, Kidnapping 18 USC 241, Conspiracy against Rights
 18 USC 242, Deprivation of Rights Under Color of Law
 18 USC 247, Obstruction of Persons in Free Exercise of Religious Beliefs
 18 USC 248, Intimidation or Interference With Any Person Seeking to
 exercise The first Amendment Right of Religious Freedom with 18 USC 3571
 Organization Penalty, 18 USC 249, Hate Crimes Acts, 25 CFR 11.405
 Interference with Custody 18 USC 1961-1968, R.I.C.O.

Pro Se General Complaint for a Civil Case (Rev. 10/16)

C. If the Basis for Jurisdiction is Diversity of Citizenship

1. The Plaintiff

The plaintiff, (name) _____, is a citizen of the State of (name) _____.

2. The Defendant(s)

a. If the defendant is an individual

The defendant, (name) _____, is a citizen of the State of (name) _____. Or is a citizen of (foreign nation) _____.

b. If the defendant is a corporation

The defendant, (name) _____, is incorporated under the laws of the State of (name) _____, and has its principal place of business in the State of (name) _____.

Or is incorporated under the laws of (foreign nation) _____, and has its principal place of business in (name) _____.

(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)

3. The Amount in Controversy

The amount in controversy – the amount the plaintiff claims the defendant owes or the amount that is at state – is more than \$75,000, not counting interest and costs of court, because: *(explain)*

\$50,000 for kidnapping [REDACTED], \$1,000
per day of kidnapping, which to date is \$300,000
and rising until [REDACTED] is returned to me. Court Costs,
Attorney fees, Treble Damages under R.I.C.O. Visitation fees.

III. Statement of Claim

Pro Se General Complaint for a Civil Case (Rev. 10/16)

Write a short and plain statement of the claim. Briefly state the facts showing that the plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

Lori Stoney kidnapped my daughter, ~~my daughter~~ with the help of Andrew Stoney, and has used and is still using unknown named persons working in Jefferson County to secure the voluntary custody by and through the offices and agents of Jefferson County (herin John Does and Jane Does 1-24) UNDER COLOR OF OFFICE and COLOR OF LAW.

SEE ATTACHED SWORN AFFIDAVIT OF CRIMINAL COMPLAINT

IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks for the court to order. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive (punishment) or exemplary (warning or deterrent) damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

1. I want ~~my daughter~~ ^{my daughter} to be safely and immediately returned to my physical custody, with prejudice. 2. I want \$350,400 for the kidnapping, 300 days of continued deprivation of custody, and this RICO filing fee, and whatever other costs are accrued by resolution of the cases 3. I want treble damages allowed by RICO 18VSC1969(c) 4. \$500,000 from the organization of Lori Stoney, Andrew Stoney, and the John Does and Jane Does 1-24 who work for Jefferson County. 5. Any and all other reasonable costs and relief that this Court determines.

Pro Se General Complaint for a Civil Case (Rev.10/16)

V. Certification and Closing

Under Rule 11 of the Federal Rules of Civil Procedure, by signing below, I certify to the best of my knowledge, information, and belief that this complaint; (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a non-frivolous argument for extending, modifying or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) complies with the requirements of Rule 11.

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in dismissal of my case.


First Name Mark Last Name Stoney

Mailing Address 7305 Plantation RD

City and State Pinson AL Zip Code 35126

Telephone Number (205) 413-3238

E-mail Address maStoney11@gmail.com

Signature of plaintiff 

Date signed 4-15-19

****OPTIONAL****

You may request to receive electronic notifications. You may not file documents or communicate with the court electronically. All documents must be submitted in paper and you must serve the defendants.

Type of personal computer and related software/equipment required:

- Personal computer running a standard platform such as Windows or Mac OSX
- Internet access (high speed is recommended)
- A Web browser (Microsoft Internet Explorer 7.0 or 6.0 or Mozilla Firefox 2 or 1.5)
- Adobe Acrobat Reader is needed for viewing e-filed documents
- PACER account – Information and registration at www.pacer.gov

Pro Se General Complaint for a Civil Case (Rev. 10/16)

- You will receive one “free” look of the document. Documents must be viewed within 14 days. You must only single-click on the hyperlink to view.

Note: You must promptly notice the Clerk’s Office, in writing, if there is a change in your designated e-mail address. Failure to update your email address does not excuse failures to appear or timely respond.

E-mail type:

- ☒ HTML – Recommended for most e-mail clients
☐ Plain Text – Recommended for e-mail accounts unable to process HTML e-mail

Conditioned upon the sufficiency of your electronic equipment which the court will test and verify receipt, you will be allowed to receive electronic notifications.

By submitting this request , the undersigned consents to electronic service and waives the right to personal service and service by first class mail pursuant to Rule 5(b)(2) of the Federal Rules of Civil Procedure, except with regard to service of a summons and complaint.

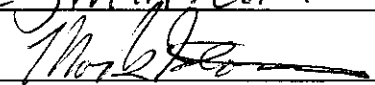
When a filing is entered on the case docket, a party who is registered for electronic noticing will receive a Notice of Electronic Filing in his/her designated e-mail account. The Notice will allow one free look at the document, and any attached .pdf may be printed or saved.

IMPORTANT:

Messages sent to Yahoo or AOL accounts are frequently found in the spam folder until the court is added to your address book.

E-mail address designated for noticing:

mastoney11@gmail.com

Participant signature: 

Date: 4/15/19

County of Jefferson)

State of Alabama) ss: **Know all men by these presents:**

1. I AFFIRM that I am **Mark Stoney**, D.O.B. [REDACTED], Alabama Drivers License Number [REDACTED], hereinafter also referred to as "I", "me", "my" and "mine".
2. I AFFIRM that I have personal, first-hand knowledge of all of the statements in this Affidavit and I do hereby certify and verify that I am credible, and have no legal disability to make this affidavit, and that all of the statements in this affidavit are true, complete and correct to the best of my knowledge, ability and understanding of the facts, the law, the Alabama Statutes, the Federal Statutes, the Federal Regulations, American case law and the evidence, and that it is being sworn to and signed under the penalties of perjury of these United States of America.
3. I AFFIRM that I hereby invoke **Article 4, Section 1** (Full Faith and Credit clause) and **Article 6, Section 1** (the Supremacy Clause) of the United States Constitution because I am bringing in rulings from other states and the Federal Courts into this Complaint, and I respectfully require all courts to uphold, defend, support and conform their rulings to align with these superior Constitutional precepts.
4. I AFFIRM that I am a son of my mother, Lori Stoney (hereinafter also known as "Lori", "she", and "her" in each numbered paragraph context), and my father, Andrew Stoney, (hereinafter also known as "Andrew", "he", "him" and "his" in each numbered paragraph context), who are still married and who live at 2505 Watson Road, Birmingham, Alabama 35235.
5. I AFFIRM that my daughter, M [REDACTED], (hereinafter also "M [REDACTED]"), was born in [REDACTED], [REDACTED], [REDACTED] on the [REDACTED] day of [REDACTED], [REDACTED] and that M [REDACTED] is the victim of this herein complained abduction and continued kidnapping.
6. I AFFIRM that M [REDACTED] mother, Christan Stoney (hereinafter also "Christan"), got addicted to one or more drugs after we were married, and Christan abandoned us and divorced me on 5/25/2016 and is still presently living the homeless lifestyle, and the Divorce Court **Ordered** on the first page as follows: "**THIRD: Custody:** The Husband [me], shall have the **sole physical care, custody and control** of the minor child of the parties, namely: M [REDACTED] [REDACTED]" (COPY ATTACHED).

7. I AFFIRM that during and after the divorce, Christan **could have had** supervised visits with M[REDACTED], under the condition that Christan pass drug tests prior to each visit, and after failing the very first test, Christan has not even tried to visit M[REDACTED] for the last two years prior to Mackenzie being abducted.

8. I AFFIRM that by me being native born an Alabama Citizen and American National in Birmingham, Jefferson County, Alabama, which is one of the 50 republic states united under the Constitution for the United States of America, I have inalienable rights of life, liberty, family, religion, property and the pursuit of happiness granted by my Creator, AND these enumerated and unenumerated rights are protected and shielded by the Bill of Rights, namely - for this case, the First Amendment, the Fourth Amendment, the Fifth Amendment, the Sixth Amendment, the Seventh Amendment, the Eighth Amendment, the Ninth Amendment and the Tenth Amendment of the Bill of Rights, and the Fourteenth Amendment making them applicable to and enforceable in the state of Alabama.

THE DATES OF THE CRIMES

9. I AFFIRM that I WITNESSED and do BELIEVE that **Lori Stoney** committed the herein accused criminal act of **abduction and child kidnapping** on the date of June 19, 2018, driving her automobile (a dangerous weapon) impacting me and knocking me down to the ground and drove over my leg in that abduction, and then committed the criminal acts of **written perjury** by **filing material, false sworn Alabama government documents** into three separate Alabama courts for the unlawful purpose of depriving me of my **First Amendment Protected Right** to raise up M[REDACTED] in the religious upbringing that I prefer, and that Lori Stoney's scheme and course of criminal conduct **is still continuing until the present date** in this ongoing crime of **conspiracy** with Andrew Stoney and others working in and/or for one or more offices of Jefferson County, yet unknown by me, (charged herein as John Doe's and Jane Doe's 1 through 24), in an **18 U.S.C. 18 organization**, in or near the Northern District of Alabama, that no one appears to be desiring to withdraw from it. (See Pinkerton v. U.S. 328 U.S. 640.)

10. I AFFIRM that I WITNESSED and do BELIEVE that **Andrew Burnet Stoney**, (hereinafter also known as "Andrew", "he" and "his" in context), KNOWINGLY committed the herein accused criminal act of **unlawful restraint** against me on June 19, 2018 to prevent me from rescuing M[REDACTED], who was at that instant time, being kidnapped by Lori, and that Andrew's course of criminal conduct of cooperating in that kidnapping is still continuing until the present date in this ongoing felony because **Andrew and Lori** (hereinafter also known as "they"), live in the same house, **and I BELIEVE that** they are being assisted by others working under color of law in and/or for one or more

offices of Jefferson County, yet unknown by me, in that **18 U.S.C. 18** organization, in or near the Northern District of Alabama, because “One who joins an existing conspiracy is guilty of conspiracy and adopts the prior acts of the other conspirators (*See U. S. v. Green*, 600F.2d 154 and *U.S. v. Lemm*, 680 F.2d 1193, 1204.) (In 1909 Congress enacted 18 U.S.C. 2 abolishing the distinction between principals and accessories making all participants principals. *See U.S. v. Gordon* 812 F.2d 956, 969.)

OTHER CO-CONSPIRATORS HAVE NOT YET BEEN FULLY IDENTIFIED

11. I AFFIRM that that I BELIEVE there are one or more unknown co-conspirators who are not yet fully identified by me, who are working with and/or for **Lori and Andrew Stoney**, giving Lori Stoney a “low hurdle”, “slow-ball” “easy pass” **without being required** to show **just cause, actual neglect or actual abuse**, using their city, county or state agency, office and delegated authority **under color of office and color of law** in Lori’s favor, granting, orchestrating or arranging to date, a total of THIRTEEN unmerited delays, grossly depriving me of due process, and **but as soon as they become known**, I will faithfully prepare and file another Sworn Affidavit of Criminal Complaint identifying each of them and their actions or inactions into the R.I.C.O. allegations, and timely file said Criminal Complaint into the hands of the proper authorities.

MANDATORY REPORTING

12. I AFFIRM that this Sworn Affidavit of Criminal Complaint is being created and filed because I am **not only protected and allowed** by law to do so, but I am **required to file** this by the mandatory language in the Federal Statute **18 U.S.C. 4** which states: “Whoever, having knowledge of the actual commission of a felony cognizable by a court of the United States, conceals and does not as soon as possible make known the same to some judge or other person in **civil or military authority** under the United States shall be fined under this title or imprisoned not more than three years, or both.”

FEDERAL DEFINITIONS, STATUTES AND PENALTY PARAMETERS

13. I AFFIRM that the Federal Statute **18 U.S.C. 16** provides the following definition: “The term “**crime of violence**” means — (a) an offense that has as an element the use, attempted use, or threatened use of physical force against the person or property of another, or (b) any other offense that is a felony and that, by its nature, involves a substantial risk that physical force against the person or property of another may be used in the course of committing the offense.”

14. I AFFIRM that I believe the Federal Statute **18 U.S.C. 18** applies in this Sworn Affidavit of Criminal Complaint, and that it states, “As used in this title, the term “organization” means a person other than an individual.”

15. I AFFIRM that **IF** the Federal Court in the Northern District of Alabama determines that the address of 2505 Watson Road, Birmingham, Alabama 35235 is **within** the territorial jurisdiction of the Northern District of Alabama, subject to the United States District Court therein, then the **penalty parameters** set by Congress in the Federal Statute at **18 U.S.C. 113** “Assault within maritime and territorial jurisdiction”, at (a)(2), (a)(3) and (a)(5) will apply, to wit:

“(a)(2) Assault [*against me*] with intent to commit any felony, [*kidnapping and obstruction of persons [me]* in the free exercise of religious beliefs],... by a fine under this title or imprisonment for not more than ten years, or both.”,

(a)(3) Assault [*against me*], with a dangerous weapon, [*a motor vehicle*], with intent to do bodily harm, and without just cause or excuse, by a fine under this title or imprisonment for not more than ten years, or both.”,

(a)(5) “Simple assault, [*against my 4 year old daughter, Mackenzie Stoney*],... if the victim of the assault is an individual who has not attained the age of 16 years, by fine under this title or imprisonment for not more than 1 year, or both.”

16. I AFFIRM that the pertinent parts of “**18 U.S.C. 1365(h)(4)**” being charged herein against Lori Stoney, states the United States definition as follows: **“the term “bodily injury” means — (A) a cut, abrasion, bruise, burn, or disfigurement; (B) physical pain;... (E) any other injury to the body, no matter how temporary.”**

FEDERAL CASE LAW DEFINITION

17. I AFFIRM that Federal case law presently holds that an Automobile **can be** a deadly weapon when it is used in the manner to cause physical harm, to wit: **“A deadly weapon is one which, from the manner used is calculated or likely to produce death or serious bodily injury. Thus whether a weapon is deadly depends upon two factors: (1) what it intrinsically is and (2) how it is used. If almost anyone can kill with it, it is a deadly weapon when used in a manner calculated to kill. Thus the following items have been held to be deadly weapons in view of the circumstances of their use:... automobiles...”** Gov't of the Virgin Islands v. Robinson, 29 F.3d 878, 886 (3d Cir. 1994).”

LORI STONEY'S ALABAMA CRIMINAL STATUTE VIOLATIONS

18. I AFFIRM that the **Alabama Statutes** being presently accused by me against **Lori Stoney** alone are described in paragraphs 19 through 23, **Lori and Andrew combined** in 24, and **Andrew** alone in 25 and 26, as follows.

ALABAMA KIDNAPPING

19. I AFFIRM that the **Alabama Criminal Code § 13A-6-43** states in pertinent part, “(a) A person commits the crime of kidnapping in the first degree if he abducts another person with intent to...(3) Accomplish or aid the commission of any felony.”

20. I AFFIRM that a plain reading of Alabama 13A-6-43 is believed and understood by me to mean that the language of section (3) **requires** that at least one or more secondary felonies **MUST be committed with or connected to** the original events involving kidnapping to make that 13A-6-43 statute applicable, enforceable and prosecutable.

ALABAMA PERJURY

21. I AFFIRM that the Alabama secondary felonies being charged against Lori Stoney, that this above statute requires to exist for 13A-6-43 to apply, are;

“Alabama Criminal Code § 13A-10-101 **Perjury**, which states in pertinent part, “(a) **A person commits the crime of perjury in the first degree when in any official proceeding [s/he swears falsely and his[her] false statement is material to the proceeding in which it is made.**

(b) Perjury in the first degree is a **Class C felony**.”

22. I AFFIRM that the false, written, material statements that Lori Stoney made on at least **three separate Alabama Court documents** that make up or comprise this Perjury Charge will be listed in detail, further in this Criminal Complaint.

ALABAMA ASSAULT SECOND DEGREE

23. I AFFIRM that another secondary felony that is being charged by me against Lori Stoney, that the Alabama Legislature requires to exist for 13A-6-43 to apply, is this Alabama Statute **13A-6-21 ASSAULT SECOND DEGREE** which states in its pertinent part:

“(a) A person commits the crime of assault in the second degree if the person does any of the following: “....(2) With intent to cause physical injury to another person, he or she causes physical injury to any person by means of a deadly weapon or a dangerous instrument.” *[Lori Stoney knowingly and intentionally drove over me with her motor vehicle as I was attempting to stop her abduction of my daughter M ██████████]*

Stoney.] *[Case law across America clearly shows that even though Automobiles are designed and made ONLY for personal use or transporting people or goods, they CAN be used as deadly weapons when the driver intends them to be.]*

“(b) Assault in the second degree is a Class C felony.”

ANDREW AND LORI STONEY’S ALABAMA CRIMINAL STATUTE VIOLATION

24. I AFFIRM that **Alabama Code - Section 13A-6-25 - Criminal coercion**” states: (a) **A person** *[Lori Stoney and Andrew Stoney]* **commits the crime of criminal coercion if, without legal authority, he threatens to confine, restrain** *[Andrew Stoney, by intentionally blocking me from rescuing M ██████ ██████]* **or to cause physical injury to** *[Lori Stoney, by driving her automobile over my leg]* **the threatened person** *[me]* **or another** *[by Lori Stoney restraining M ██████ ██████]* , **or to damage the property or reputation of the threatened person** *[me]* **or another with intent thereby to induce the threatened person** *[me]* **or another against his will to do an unlawful act or refrain from doing a lawful act.** *[verbally demanding the return of my abducted child].*
(b) Criminal coercion is a Class A misdemeanor.

ALABAMA CRIMINAL COERCION

25. I AFFIRM that I charge Andrew Stoney with intentionally **aiding and abetting** (13A-2-23) the offense of “Alabama Code - **Section 13A-6-25 - Criminal coercion**” which states in pertinent part: “(a) **A person** *[Andrew Stoney]* **commits the crime of criminal coercion if, without legal authority, he threatens to confine, restrain** *[Andrew Stoney, by blocking me from rescuing M ██████ ██████ as M ██████ was being kidnapped by Lori Stoney]*, **or to cause physical injury to the threatened person or another**, or to damage the property or reputation of the threatened person or another **with intent thereby to induce the threatened person or another against his will** to do an unlawful act **or refrain from doing a lawful act.** *[trying to rescue my daughter from being abducted.]*”
(b) Criminal coercion is a Class A misdemeanor.”

UNLAWFUL IMPRISONMENT

26. I AFFIRM that I charge Andrew Stoney with **aiding and abetting (13A-2-23)** Lori Stoney with the offense of violating Alabama Criminal Code § **13A-6-42** which states in its pertinent part:
“(a) A person commits the crime of unlawful imprisonment in the second degree if he restrains another person. *[Andrew Stoney restrained me inside their house with his body*

in the doorway to prevent me from leaving to rescue M[REDACTED] from being abducted by Lori Stoney.]

(b) A person does not commit a crime under this section if:

- (1) The person restrained is a child less than 18 years old, and
- (2) The actor is a relative of the child, and
- (3) The actor's sole purpose is to assume lawful control of the child.

The burden of injecting the issue is on the defendant, but this does not shift the burden of proof.

(c) Unlawful imprisonment in the second degree is a Class C misdemeanor.

LORI AND ANDREW STONEY'S FEDERAL STATUTE AND REGULATION VIOLATIONS

27. I AFFIRM that the Federal Statutes and Regulation being presently accused by me against **Lori Stoney and Andrew Stoney** are as follows in paragraphs 28 through 36.

OBSTRUCTION OF FREE EXERCISE OF RELIGIOUS BELIEFS

28. I AFFIRM that another specific **Federal** "secondary felony" that the **Alabama Statute 13A-6-43** requires to be committed for that statute to be applicable and thus prosecutable **in this particular accusation** against Lori Stoney and Andrew Stoney, are the pertinent parts of the Federal Felonies **18 U.S.C. 1201, 18 U.S.C. 247, 18 U.S.C. 241, 18 U.S.C. 242, Federal Regulation 25 C.F.R. 11.405, 18 U.S.C. 248 and 18 U.S.C. 249 with the definitions of 18 U.S.C. 16, 18 U.S.C. 18, and 18 U.S.C. 1365(h)(4) applying, and the R.I.C.O. Statutes, 18 U.S.C. 1961 through 1968, to wit:**

FEDERAL KIDNAPPING 18 U.S.C. 1201(a)(1)

29. I AFFIRM that the pertinent parts of 18 U.S.C. 1201 states: "**(a) Whoever unlawfully seizes, confines, inveigles, decoys, kidnaps, abducts, or carries away and holds for ransom or reward or otherwise any person, except in the case of a minor by the **parent** thereof, when —**

(1) the person is willfully transported in interstate or foreign commerce, [Lori Stoney and Andrew Stoney both took M[REDACTED] across State Lines into the State of Florida during the time of this continued kidnapping.] ... or the offender travels in interstate or foreign commerce or uses the mail or any means, facility, or instrumentality of interstate or foreign commerce in committing or in furtherance of the commission of the offense;

(2) any such act against the person is done within the special maritime and territorial jurisdiction of the United States;.....

...shall be punished by imprisonment for any term of years or for life...

(b) With respect to subsection (a)(1), above, the failure to release the victim within twenty-four hours after he shall have been unlawfully seized, confined, inveigled, decoyed, kidnapped, abducted, or carried away shall create a rebuttable presumption that such person has been transported in interstate or foreign commerce. ...

(c) If two or more persons conspire to violate this section and one or more of such persons do any overt act to effect the object of the conspiracy, each shall be punished by imprisonment for any term of years or for life.

(d) Whoever attempts to violate subsection (a) shall be punished by imprisonment for not more than twenty years...

(g) SPECIAL RULE FOR CERTAIN OFFENSES INVOLVING CHILDREN. —

(1) TO WHOM APPLICABLE.— If —

(A) the victim of an offense under this section has not attained the age of eighteen years; [M ██████████ ██████████ is now 5 years old] and

(B) the offender—

(i) has attained such age; [Lori Stoney is presently 57 years old] and

(ii) is not—

(I) a parent;

(II) a grandparent;

(III) a brother;

(IV) a sister;

(V) an aunt;

(VI) an uncle; or

(VII) an individual having legal custody of the victim;

the sentence under this section for such offense shall include imprisonment for not less than 20 years.”

FEDERAL OBSTRUCTION OF PERSONS IN THE FREE EXERCISE OF RELIGIOUS BELIEFS

30. I AFFIRM that the pertinent parts of 18 U.S.C. 247...”obstruction of persons in the free exercise of religious beliefs” that I am accusing against Lori and Andrew Stoney are: “(a)(2), (b) and (d)(3), which states in pertinent part:

(a)Whoever, in any of the circumstances referred to in subsection (b) of this section—...

(2)intentionally obstructs, by force or threat of force, including by threat of force against... any person in the enjoyment of that person's free exercise of religious beliefs, or attempts to do so;

shall be punished as provided in subsection (d).

(b)The circumstances referred to in subsection (a) are that the offense is in or affects interstate or foreign commerce....

(d)The punishment for a violation of subsection (a)... of this section shall be ...

(3) if bodily injury to any person, [against me] ... as a direct or proximate result of conduct prohibited by this section, results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon [Lori Stoney used her motor vehicle to drive over my leg while I was attempting to rescue M██████████ from being abducted by her] ..., a fine in accordance with this title and imprisonment for not more than 20 years, or both;

FEDERAL CONSPIRACY AGAINST RIGHTS

31. I AFFIRM further, that the pertinent parts of “18 U.S.C. 241 Conspiracy against rights” being charged herein against Lori Stoney, Andrew Stoney and the unknown, unnamed Jefferson County officers, agents or employees John Does and Jane Does 1 through 24, states: “If two or more persons [Lori Stoney and Andrew Stoney and possibly others unknown to me at this time], conspire to injure, oppress, threaten, or intimidate any person [me], in any State [Alabama],... in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, [my First Amendment right to raise M██████████ with my religious training without outside interference from Lori and Andrew Stoney] or because of his having so exercised the same; [on the three day trip with M██████████ to the ministry of my preference, just prior to this abduction complained of], or

If two or more persons go ...on the premises of another, [where I was resident in Birmingham, Alabama], with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured [my right to raise M██████████ with my religious training without Lori and Andrew Stoney's outside interference]-

They shall be fined under this title or imprisoned not more than ten years, or both; and ... if such acts include kidnapping or an attempt to kidnap,[M██████████],... or an attempt to kill, [me] they shall be fined under

this title or imprisoned for any term of years or for life, or both, or may be sentenced to death.” (An overt act is not required: U.S. v. Shabani, 513 U.S. 10.)

FEDERAL DEPRIVATION OF RIGHTS UNDER COLOR OF LAW

32. I AFFIRM that the pertinent parts of “18 U.S.C. 242 Deprivation of rights under color of law” being charged against Lori Stoney and Andrew Stoney and the unknown, unnamed Jefferson County officers, agents or employees John Does and Jane Does 1 through 24 states: “Whoever, [*Lori Stoney, individually and Andrew Stoney individually, and other individuals not yet known to me*], under color of any law, [*Lori Stoney using her Battalion Fire Chief “Status” and the color and misuse of Jefferson County Offices and the Child Protection Statutes*], statute, ordinance, regulation, or custom, willfully subjects any person [*me and my daughter M [REDACTED] [REDACTED]*] in any State, [Alabama],... to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, [FIRST AMENDMENT],... shall be fined under this title or imprisoned not more than one year, or both; and if bodily injury results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, [*Lori’s motor vehicle*],... shall be fined under this title or imprisoned not more than ten years, or both; and ... if such acts include kidnapping or an attempt to kidnap, [*Mackenzie Stoney*], ... or an attempt to kill, [*by Lori Stoney driving over me in my attempt to rescue M [REDACTED] [REDACTED] from being abducted by her*], shall be fined under this title, or imprisoned for any term of years or for life, or both, or may be sentenced to death.”

FEDERAL REGULATION, INTERFERENCE WITH CUSTODY

33. I AFFIRM that the Federal Regulation 25 C.F.R. § 11.405 - Interference with custody that I am accusing against Lori Stoney and Andrew Stoney states in pertinent part: (a) Custody of children. A person commits a [FEDERAL] misdemeanor if he or she knowingly or recklessly takes or entices any child [*M [REDACTED] [REDACTED]*], under the age of 18 from the custody of his or her parent, [me], guardian or other lawful custodian, when he or she has no privilege to do so.

INTIMIDATION OR INTERFERENCE WITH ANY PERSON SEEKING TO EXERCISE THE FIRST AMENDMENT RIGHT OF RELIGIOUS FREEDOM

34. I AFFIRM that the pertinent parts of 18 U.S.C. 248 that I am accusing against Lori Stoney and Andrew Stoney states: (a)(2): Whoever...by force or threat of force or

by physical obstruction, [Andrew Stoney obstructed me from rescuing my daughter, M██████████, as M██████████ was being abducted by Lori Stoney], **intentionally injures**, [Lori Stoney drove her motor vehicle over my leg after knocking me to the ground with her motor vehicle], **intimidates or interferes with** [Lori Stoney and Andrew Stoney have both intimidated and interfered with me having my daughter M██████████ present at the Ministry that I desire to support and work at], **or attempts to injure, intimidate, or interfere with any person lawfully exercising or seeking to exercise the First Amendment right of religious freedom at a place of religious worship** [to have M██████████ visit the ministry of Dinosaur Adventure Land in Lenox, Alabama], **shall be subject to the penalties provided in subsection (b) and the civil remedies provided in subsection (c)**, except that a parent or legal guardian of a minor shall not be subject to any penalties or civil remedies under this section for such activities insofar as they are directed exclusively at that minor.

(b)PENALTIES.—Whoever violates this section shall —

(1) in the case of a first offense, be fined in accordance with this title, or imprisoned not more than one year, or both; ...**except that for an offense involving exclusively a nonviolent physical obstruction, the fine shall be not more than \$10,000 and the length of imprisonment shall be not more than six months, or both, for the first offense**; and the fine shall, notwithstanding section 3571, be not more than \$25,000 and the length of imprisonment shall be not more than 18 months, or both, for a subsequent offense; and **except that if bodily injury results, the length of imprisonment shall be not more than 10 years,**

(c)CIVIL REMEDIES.—

(1)RIGHT OF ACTION. —

(A)In general. — Any person aggrieved [me], by reason of the conduct prohibited by subsection (a) may commence a civil action for the relief set forth in subparagraph (B), except that such an action may be brought under subsection (a)(2) **only by a person lawfully exercising or seeking to exercise the First Amendment right of religious freedom at a place of religious worship** or by the entity that owns or operates such place of religious worship.

35. I AFFIRM that the pertinent parts of **18 U.S.C. 3571**, cited in 18 U.S.C. 248(b)(1) above state: **SENTENCE OF FINE (a) IN GENERAL. — A defendant who has been found guilty of an offense may be sentenced to pay a fine.**

(b) FINES FOR INDIVIDUALS. — Except as provided in subsection (e) of this section, an individual who has been **found guilty of an offense** may be fined not more than the greatest of —

- (1) the amount specified in the law setting forth the offense;
- (2) the applicable amount under subsection (d) of this section;
- (3) **for a felony, not more than \$250,000**;...
- (5) for a Class A misdemeanor that does not result in death, not more than \$100,000;
- (6) for a Class B or C misdemeanor that does not result in death, not more than \$5,000; or
- (7) for an infraction, not more than \$5,000.

(c) FINES FOR ORGANIZATIONS. — Except as provided in subsection (e) of this section, **an organization that has been found guilty of an offense** may be fined not more than the greatest of —

- (1) the amount specified in the law setting forth the offense;
- (2) the applicable amount under subsection (d) of this section;
- (3) **for a felony, not more than \$500,000**;...

(d) ALTERNATIVE FINE BASED ON GAIN OR LOSS. —

If any person derives pecuniary gain from the offense, **or if the offense results in pecuniary loss to a person other than the defendant**, [*Mark Stoney in Attorney fees, court costs, visitation fees, bonding out of jail on the false Violation of P.F.A.*], **the defendant may be fined not more than the greater of ... twice the gross loss...**

36. I AFFIRM that I believe that **Lori and Andrew Stoney's criminal acts committed against me** were to prevent me from bringing up my daughter in the religious beliefs, training and education provided by Kent Hovind and the ministry at Dinosaur Adventure Land, **and therefore, I believe that Lori and Andrew Stoney together have committed Hate Crimes Acts in violation of 18 U.S.C. § 249 which states in pertinent part:**

“Hate crime acts

(a) IN GENERAL.—

(1) OFFENSES INVOLVING ACTUAL OR PERCEIVED ... RELIGION,.... —Whoever, whether or not acting under color of law, willfully causes bodily injury to any person or, through the use of ... a dangerous weapon, [motor vehicle],...

attempts to cause bodily injury to any person, because of the actual or perceived ... religion, [my preference to raise my daughter in support of a ministry that Lori Stoney does not approve of],...

(A) shall be imprisoned not more than 10 years, fined in accordance with this title, or both; and

(B) shall be imprisoned for any term of years or for life, fined in accordance with this title, or both, if — ...

(ii) the offense includes kidnapping or an attempt to kidnap, ... or an attempt to kill [me, by driving over me].

(2) OFFENSES INVOLVING ACTUAL OR PERCEIVED RELIGION, ...

(A) In general. — Whoever, whether or not acting under color of law, in any circumstance described in subparagraph (B) or paragraph (3), willfully causes bodily injury to any person or, through the use of ... a dangerous weapon, [motor vehicle] ... attempts to cause bodily injury to any person, because of the actual or perceived religion, ... of any person

(i) shall be imprisoned not more than 10 years, fined in accordance with this title, or both; and

(ii) shall be imprisoned for any term of years or for life, fined in accordance with this title, or both, if — ...

(II) the offense includes kidnapping or an attempt to kidnap, ... or an attempt to kill.

(B) Circumstances described. — For purposes of subparagraph (A), the circumstances described in this subparagraph are that —

(i) the conduct described in subparagraph (A) occurs during the course of, or as the result of, the travel of the defendant or the victim—

(I) across a State line or national border; or

(II) using a channel, facility, or instrumentality of interstate or foreign commerce;

(ii) the defendant uses a channel, facility, or instrumentality of interstate or foreign commerce in connection with the conduct described in subparagraph (A);

(iii) in connection with the conduct described in subparagraph (A), the defendant employs a ... dangerous weapon, [motor vehicle], ... or other weapon that has traveled in interstate or foreign commerce; or

(iv) the conduct described in subparagraph (A) —

- (I) interferes with commercial or other economic activity in which the victim is engaged at the time of the conduct; or
- (II) otherwise affects interstate or foreign commerce.

(3) Offenses occurring in the special maritime or territorial jurisdiction of the united states. — Whoever, within the special maritime or territorial jurisdiction of the United States, engages in conduct described in paragraph (1) or in paragraph (2)(A) (without regard to whether that conduct occurred in a circumstance described in paragraph (2)(B)) shall be subject to the same penalties as prescribed in those paragraphs.

(4)GUIDELINES.— All prosecutions conducted by the United States under this section shall be undertaken pursuant to guidelines issued by the Attorney General, or the designee of the Attorney General, to be included in the United States Attorneys' Manual that shall establish neutral and objective criteria for determining whether a crime was committed because of the actual or perceived status of any person.***

(2)RULE OF CONSTRUCTION. — Nothing in this subsection shall be construed to limit the authority of Federal officers, or a Federal grand jury, to investigate possible violations of this section.

(c)DEFINITIONS.—In this section—

(1) the term “bodily injury” has the meaning given such term in section 1365(h)(4) of this title, but does not include solely emotional or psychological harm to the victim;”

**LORI STONEY’S SIX FALSE STATEMENTS
IN GOVERNMENTAL RECORD**

FORM JU-6, PETITION FOR TEMPORARY CUSTODY

IN VIOLATION OF ALABAMA CRIMINAL CODE 13A-10-12(a)(1)

37. I AFFIRM that Lori Stoney LIED on this material, Alabama Unified Judicial System Custody Petition, Form JU-6, (COPY ATTACHED), by placing an “X” in the box, making the false claim that M[REDACTED] is a **“Dependent and in need of care and supervision”** because I had already been providing M[REDACTED] with full, proper love, care and supervision since the day of M[REDACTED]’s birth, as verified and proven by point number 5 of this Complaint, and her lie tricked the Court Judge into mistakenly and falsely believing that I was already not providing proper care and supervision, which was not true.

38. I AFFIRM that the D.H.R. Investigation that was ordered by the Court, found by interviewing me AND Mackenzie SEPARATELY that the LIES and false claims of Neglect or Abuse made by Lori Stoney were TOTALLY UNFOUNDED, and D.H.R. “closed the file or case” against me, yet this irrefutable fact did not make her return my daughter to me or stop Lori Stoney in her continuing kidnapping of M[REDACTED].

39. I AFFIRM that next, Lori Stoney LIED again in the material Court document in the narrative written by her, directly underneath that, by stating, “Mark Stoney is a combat veteran [true], **diagnosed with P.T.S.D. [which is absolutely FALSE as I have NEVER been diagnosed with PTSD]**”.

40. I AFFIRM that Lori Stoney LIED in her hand written narrative on the material form JU-6 where she says twice that I “**behaved erratically**” without giving any specificity to induce the Court Judge to give her temporary custody of M[REDACTED] when she had no just, lawful, reasonable cause to separate my daughter from me.

41. I AFFIRM that where Lori Stoney states in her hand written narrative of the material Alabama form JU-6 as her **false justification** for interference with my custody of

M[REDACTED] is because “He [referencing me] **has decided to leave his job**” [which is NOT a legitimate, lawful reason or excuse to interfere with, disturb or sever parental ties with their children.] [Millions of people leave their jobs every year to find other work.][I took unpaid leave because of the sexual harassment that was being committed against me by a creepy old ‘cougar’ who had seniority, and the company would not make the woman stop bothering me.]

42. I AFFIRM that Lori Stoney LIED when she states in the hand written narrative of the material JU-6 form that I had decided to “**move to** Dinosaur Adventure Land in Repton, Alabama.”, [because M[REDACTED] and I were ONLY going for a 30-day working vacation **because the ministry had recently opened to the public** and new cabin shells were being delivered that needed to be wired, plumbed, insulated, sheet-rocked, trimmed and painted for the growing demand for the increased number of visitors and campers who were coming to Dinosaur Adventure Land to relax, learn and be ministered to for a few days, and I wanted to help participate in finishing those cabins, **but EVEN IF I HAD HAVE WANTED TO MOVE PERMANENTLY** to Lenox or Repton WITH M[REDACTED], to be near the ministry **for the rest of my working career, I HAD THE RIGHT AND I STILL HAVE**

THE FIRST AMENDMENT RIGHT to do so, and there was no lawful justification to kidnap M[REDACTED] from me.]

43. I AFFIRM that Lori Stoney LIED on the material JU-6 form in the hand written narrative where she states that I “threatened”[her] husband in front of deputies.” [because if I had truly done so, either deputy Avery would have, at minimum, (a) made a notation of that “open threat” IN Avery’s police report - if Avery didn’t believe the threat to be real or credible, OR (b) Avery would have simply arrested me for making a public threat against my father Andrew, if Avery had have believed it to be real, but **neither of those events happened**, because Lori is lying.]

**LORI STONEY’S TEN FALSE STATEMENTS
IN GOVERNMENTAL RECORD, FORM C-2
APPLICATION FOR PROTECTION FROM ABUSE**

IN VIOLATION OF ALABAMA CRIMINAL CODE 13A-10-12(a)(1)

44. I AFFIRM that the Form C-2 (COPY ATTACHED), on page 1 of 5, contains an ALL CAPITALS WARNING that states, “**YOU MUST PROVIDE COMPLETE AND TRUTHFUL INFORMATION, IF YOU DO NOT, THE COURT MAY DISMISS THIS CASE, AND YOU MAY BE SUBJECT TO BEING CHARGED WITH PERJURY FOR KNOWINGLY PROVIDING FALSE INFORMATION.**”, so Lori Stoney had clear notice from the beginning and has no excuse for her lies contained therein.

45. I AFFIRM that in the top “block” of form C-2, on page 1 of 5, Lori Stoney listed M[REDACTED] as a CO-PLAINTIFF who is “filing on behalf of Victim”, which was left blank, **AS IF** Lori and M[REDACTED] together were applying for Protection From Abuse, **which is a blatant lie**, because M[REDACTED] is NOT a Plaintiff, **M[REDACTED] is the abductee**, and there has NEVER BEEN any abuse or threats from me against my parents, OR Mackenzie - which is verified by Point Number Five in this Complaint.

46. I AFFIRM that in that top block of form C-2 on page 1 of 5, Lori checked off the box beside the pre-printed language of “I am 18 years of age or older and **am a victim of abuse or have reasonable cause to believe I am in imminent danger of becoming the victim of any act of abuse.**”, which is a LIE, because I HAVE NEVER threatened my mother or father at any time, as I ONLY want my daughter immediately and safely returned to me to be free to support the ministry of my choosing WITH my daughter M[REDACTED]

47. I AFFIRM that Lori Stoney LIED BY OMISSION, by **not** checking the box by the word “YES”, on the bottom of page 1 of the Application for P.F.A. (C-2), where the question is asked, “Is the Plaintiff involved in any other civil, domestic relations, child support, or juvenile case, (for example, divorce, paternity or custody), with the Defendant?”, because Lori is the one who initiated a false Petition for Temporary Custody of M[REDACTED] on the same day.

PAGE TWO OF FIVE

48. I AFFIRM that the Instruction on page 2 of 5 of the C-2 P.F.A. petition at part III says: “Describe how the Defendant hurt or threatened the Plaintiff or how the Plaintiff is in imminent danger of becoming a victim.”, and Lori Stoney LIED when she states in the hand written narrative of the material form that “the defendant has left his job” **because this does not constitute “hurting” Lori, nor did it “place Lori in imminent danger of becoming a victim”**.

49. I AFFIRM that the next phrase, “**and plans to remove the minor child to live at Dinosaur Adventure Land**” is a **blatant LIE**, because we were only going for a 30 day working vacation during the summer, and Lori knew this from my (saved) texts to her.

50. I AFFIRM that the next phrase, “**no means of support**” is a LIE because I had over \$1,700 savings accumulated from my job and the volunteers who work are fed and allowed to stay in the worker’s cabins, and so it would have been quite affordable, had we not been ripped apart by Lori’s abduction of M[REDACTED].

51. I AFFIRM that Lori’s phrase, “**and with people he has known personally for 3½ days**” is a blatant LIE, because we were NOT going to be living communally with ANYONE as M[REDACTED] and **I had already reserved our own cabin to stay in.**

52. I AFFIRM that Lori’s phrase, “I fear for the safety of the minor child if she is removed from **our care**” is a BLATANT LIE because M[REDACTED] had not been granted over into Lori’s care to begin with, M[REDACTED] was in MY CARE.

53. I AFFIRM that it is a verifiable fact that somewhere around 2000 VOLUNTEERS have worked at the ministry of Dinosaur Adventure Land since the original date of the land purchase, and **NONE have had any injuries**, so Lori’s LIE that M[REDACTED] would have potentially been in some kind of unspecified, nebulous, “danger” at the Ministry site is completely unfounded.

54. I AFFIRM that the ministry, Dinosaur Adventure Land, opened approximately two months BEFORE this herein accused date of kidnapping, and since opening, about 2,500 people have visited, and NONE of them have reported any injuries, totally disproving Lori Stoney's false assertions about M[REDACTED]'s safety.

55. I AFFIRM that per D.A.L. Ministry Policy, EVERYONE who volunteers to work at the ministry of Dinosaur Adventure Land has to first have a criminal background check ran on them, and NO ONE who is a Registered Sex Offender is allowed on the premises, so M[REDACTED] would be safer THERE with me, than in the general public where R.S.O.s routinely are.

56. I AFFIRM that Lori's next phrase, "& fear for our safety as our son has threatened us.", is a LIE because I have NEVER threatened my parents or my daughter, EVEN DURING my father blocking and restraining me in the house and my mother's actions of abducting M[REDACTED] or thereafter.

LORI'S FOUR LIES IN THE SUPPLEMENTAL PAGE

57. I AFFIRM that the material government form C-2 (unlabeled supplemental page) (COPY ATTACHED), that needs to be addressed states, "EXPLAIN THE ABUSE THAT HAS HAPPENED, BEGIN WITH THE MOST RECENT ACT OF ABUSE" and in Lori's own handwriting, she writes at point 1 at "Describe how the Defendant hurt you or threatened you." Lori states, "He [referencing me] beat on the window of my car," *[I was tapping with the back of my knuckles on the front passenger side window where M[REDACTED] had been put by Lori, WITHOUT A CAR SEAT, trying to get M[REDACTED] to open the passenger door or to roll down the passenger window so that I could retrieve M[REDACTED], but both acts were being prevented by Lori.]* *[Further, Lori fails to mention that no windows were broken out or even cracked in her inflamed accusation, and trying to retrieve M[REDACTED] never hurt or threatened Lori.]*

58. I AFFIRM that Lori Stoney is LYING in this material Court supplement document by further stating on the second and third line of her hand written narrative that I "jumped on the back and roof area of the car", *[because to do so, I would have had to be ON TOP OF the car to be "jumping ON the back and roof area" which reveals her blatant lie because I remained with my two feet on the ground until she hit me with her car, knocking me down to the ground on my back]*, "...threw himself at the car as I was trying to drive

away.” [driving her passenger side tires **OVER** and across my right leg] **[and Lori conveniently LEAVES OFF the fact that she was kidnapping my child in her report.]**

59. I AFFIRM that **IF** I HAD climbed onto the back and roof area of Lori’s car and JUMPED ON IT, as she falsely alleges, **there would certainly have been easily recognizable dent damage to the areas she described** because I weigh about 180-190 lbs, that she would have certainly, immediately photographed and have those damages estimated and then enter those detailed claims into the P.F.A court to bolster her claims, and that LIE constitutes another count of false statement on the Alabama government form.

60. I AFFIRM that Lori Stoney’s Mercedes Benz sedan has been photographed and publicly viewed numerous times since the date of her abducting M[REDACTED], all clearly showing there is NO evidence of ANY damage on the trunk lid, hood or rooftop of the car that she used to run me over with while she was kidnapping my child.

61. I AFFIRM that Lori Stoney’s last written statement on this supplement form states “threw himself at the car as I was trying to drive away”, which is NOT true, I was trying to stand my ground with her vehicle stopped until I realized the nearly 4,000 lb car was accelerating towards me and was not going to stop and I barely avoided being completely ran over, up my torso and face.

62. I AFFIRM that this supplemental narrative further allows for the documentation of any previous allegations of events of abuse at numbers 2 and 3, yet they both were left totally blank, clearly documenting the ABSENCE of any prior events of abuse, neglect, abandonment, harm or danger to M[REDACTED] or Andrew or Lori Stoney.

63. I AFFIRM that Lori Stoney had no right, authority or legal standing to try to sever or interfere with my parental rights by making **false reports of unspecified abuse or neglect**, when my actions and words that she complains of therein were the **normal, natural, proper and loving acts and words that ANY loving parent would try, to retrieve their child from being kidnapped**, that were occurring at the very moment my daughter was being abducted.

64. I AFFIRM that me knocking with my knuckles **on the rolled up window** of Lori Stoney’s **locked passenger side car door**, and yelling for Lori to stop abducting my daughter was NOT criminal, was NOT threatening Lori, and was NOT putting Lori in any

danger. [Ordering somebody to stop their criminal actions does not “threaten them” nor does it “put them in danger.”]

65. I AFFIRM that HAD I BEEN “MOVING” to Dinosaur Adventure Land as my mother falsely alleges in her JU-6 form, **I would have packed ALL of mine and M[REDACTED]’s clothing**, (not just the few changes I had packed for the trip), and all of my possessions and furniture, and I ALSO would have TAKEN MY DOG Coco, that is now reported to me to be **dead** at either the will or the neglect of Lori and Andrew Stoney.

66. I AFFIRM that had the three Courts had their hearings at the earliest time possible, which IS required by Alabama Statute, M[REDACTED] could have been returned to me within days, had each Court case not been DELAYED and DELAYED and DELAYED for a total to date of 13 times.

67. I AFFIRM that I BELIEVE this C-2 Petition page 4 of 5 is predominantly for married couples YET Lori checked the box by “(4) Award temporary custody of the child(ren) to Lori Stoney”, as if she were the mother, YET M[REDACTED] WAS NOT and IS NOT **the child of** Lori Stoney, and **she had no right to ask for** or step into the role of mother for M[REDACTED] to begin with, and YET, M[REDACTED] reports to me that Lori and Andrew are already making her address them as “mom” and “dad” instead of grandma and grandpa.

LORI’S EIGHT LIES IN THE DEPOSITION

68. I AFFIRM that at the bottom of page three and continuing on the top of page four of Lori Stoney’s Deposition, (COPY ATTACHED), she begins her narrative with more lies, to wit: “**Mark Stoney** (son) upon my arrival home from work **was found to be in a very nervous and agitated state.**”, which is a LIE because I was happy and packed and about to leave on a 30 day vacation to South Alabama with my daughter M[REDACTED], to a ministry that had just opened two months prior, and they needed a few skilled workers to finish out some cabin shells; instead Lori was the one who was agitated and nervous about me leaving because she does not approve of, support or “believe in” the ministry that I do, which is WHY she abducted M[REDACTED] from me when she realized that I was not going to cave to her demands and voluntarily leave M[REDACTED] in her care.

69. I AFFIRM Lori’s lies in the Deposition Narrative continues as follows: “He had **suddenly decided to leave his home...**”, which are two LIES because I wasn’t SUDDENLY doing **anything**, I had packed our bags and planned my trip and I wasn’t “**leaving**” my home, I was going on a 30 day working vacation with my earned savings and my daughter with only a few changes of clothing each.”

70. I AFFIRM that Lori continues, "...**decided to leave his... job...**", which is the next LIE, because and I didn't decide to quit working there until three weeks later when I had learned that Lori had filed a P.F.A. against me, which eliminated my ability to have a place to stay in North Alabama.

71. I AFFIRM that Lori next states, "...**to go stay at a compound...**" is a bald faced lie because only the antagonists, atheists, detractors, trolls and fake journalists call **Dinosaur Adventure Land** and Creation Science Evangelism a "**compound**", when what it REALLY IS, is a **501-c-3 Christian ministry campground where FAMILIES with children can visit for FREE all day, and go fishing, take hikes, pet animals in the petting zoo, ride 4 wheelers, visit the museum and view taxidermied animals and fossils, shop at the gift shop, eat, and people can leave whenever they want, and they can even volunteer to work and stay for longer by making reservations for a cabin AFTER they are ran on a background check** to keep wanted criminals and especially Sex Offenders out. The Dinosaur Adventure Land introduction video is viewable at this weblink: https://www.youtube.com/watch?v=niuWNpok_uw.

72. I AFFIRM that next, Lori states, "**He has already shown that he would leave his daughter in the care of strangers that he had only known for hours while he became famous on YouTube.**", which is a **GROSS MISCHARACTERIZATION** because I was in a **37 second interview** about why we came to Dinosaur Adventure Land, and M[REDACTED] was playing with other children her age on the playground right outside, in the daylight, with a mother of the other children supervising, **WHO HAD ALREADY had a background check ran on her before she could be a volunteer there at the ministry**, JUST LIKE the Children's Church workers and leaders have all had at Lori's church who supervise M[REDACTED] when Lori drops her off **there** every week. My **37 second** interview is at 4:28 to 5:05 in this video: <https://www.youtube.com/watch?v=TLZWcdoCNXo>

73. I AFFIRM that Lori's next lie repeats: "**My husband and I were extremely concerned with his behavior he was exhibiting and with his history of PTSD**" is a Bold-faced Lie because I have NEVER been diagnosed with PTSD.

74. I AFFIRM That Lori's use of "...and HOSPITALIZATIONS...", in her narrative of the Deposition reveals she is really trying to disparage me, grasping for straws, so - YES, I checked in to the V.A. for a few days, **years before, when my drug-addict-wife was tearing our family apart and I did the responsible thing** and took care of myself INSTEAD of doing something stupid or harmful, before Christan abandoned M[REDACTED] and me; but by Lori bringing up THOSE TWO SHORT STAYS **from five years before now** SHOWS HOW ABSOLUTELY DESPERATE Lori is at trying to make me "sound" as if I am a danger to M[REDACTED] or others, when those two events were: (1) BEFORE M[REDACTED] was born, and (2) before M[REDACTED] was a year old.

75. I AFFIRM that with this material deposition answer, Lori lies in the following: **“He jumped on the hood of the car, beat on the window where the baby was sitting, and jumped on the back of the car and was beating and jumping on the rear passenger side of the trunk area.”**, so **NOW**, Lori has me also accused of JUMPING ON THE HOOD of the car, (not just the roof and trunk area in #57 above), which would have left extensive damage that would be clearly visible, had that been true.

76. I AFFIRM that where Lori states, **“At no time did I “run over” him, or as he later claimed try to murder him.”**, THAT IS A BLATANT LIE, because **she did in fact run over my leg with both passenger side tires after I got knocked to the ground**, and the tire marks and bruising and abrasions could be immediately seen on my leg.

77. I AFFIRM that where Lori states, **“I was truly in fear of what he might do next.”**, is illegitimate because I have never harmed or threatened ANYONE in my family and I did not harm or threaten anyone during Ma ~~Mark~~'s abduction, and I have remained and will continue to remain within the law despite the egregiousness of ALL of their actions, but I WILL CERTAINLY use the law to the fullest extent with this Criminal Complaint and R.I.C.O. Lawsuit and any other lawful avenue I can pursue to get my daughter back.

78. I AFFIRM that Lori's false statement of: **“I also asked them to call my husband because I was afraid Mark may have shot his dad in a rage he was in.”**, was an illegitimate statement added to make me sound like a lunatic killer, when the fact is, I have been highly trained in the United States Army to be able to **control my emotions in stressful environments**, and after the Deputy arrived at the house, (who had been dispatched to the house to take a report), and in speaking with him, **it became clear to me** that the Deputy had been instructed by someone at dispatch or further up the chain of command in Jefferson County to **stand down and not take my Abduction Report and file it as such**, so I left the premises at that time and have not returned there since, making me now believe that one or more people working in the County of Jefferson are aiding and abetting Lori and Andrew Stoney in this Kidnapping, under COLOR OF LAW.

LORI'S FALSE COMPLAINT OF VIOLATION OF P.F.A.

79. I AFFIRM that Lori Stoney filed her Petition for Protection From Abuse (hereinafter also known as the “P.F.A.”), on the 19th day of June 2018 when she abducted my daughter, and it was granted on that day, but **I have not been given access** to the written narrative or complaint filed by her OF THE VIOLATION of the P.F.A., so I cannot yet check to count how many lies are contain therein, so it has been subpoenaed for court on April 03, 2019.

80. I AFFIRM that I made contact to Lori Stoney through Facebook with **seven messages** that were sent over **four days**, June 22, 2018, June 25 2018, June 27, 2018 and July 06, 2018, insisting that M[REDACTED] be returned to me, and **NONE of the messages contained any harmful, dangerous or threatening language**, and they have been **stored by me as evidence**.

81. I AFFIRM that I was **NOT SERVED** with the **P.F.A. Order** until July 9th, 2018 by a Court Clerk at Family Court, so there was no way for me to know of the existence of the Order until that date, therefore the prior 7 messages could NOT have been knowingly criminal.

82. I AFFIRM that on the very next day, July 10th, 2018, Lori Stoney made the FALSE CLAIM that I was in violation of the P.F.A. for the seven contacts made prior to me being served, and that resulted in a Criminal Warrant being issued for me on or about that date, HOWEVER, **I was not made AWARE of that Warrant** until over three months later, on Friday, October 26, 2018, by my new boss, (who is a Police Detective), when he apprised me of the Warrant's existence and of his inability to hire me until I got that Warrant cleared.

83. I AFFIRM that on the Monday following, October 29, 2018, I turned myself in to the Jefferson County Sheriff's Office, was booked in, fingerprinted, photographed, and then I bonded out shortly thereafter, and since that date, the Criminal Violation of the Protection From Abuse Case has been DELAYED THREE TIMES to date, along with the two other court's matching sets of several delays, that has now cumulatively added up to ALMOST A FULL YEAR, which appears to me (at best) to be negligent and highly suspicious, and (at worst), appears to me to be a coordinated, orchestrated, knowing, intentional due process deprivation .

R.I.C.O. Statutes, 18 U.S.C. 1961 through 1968

84. I AFFIRM that Lori Stoney and Andrew Stoney and the others not yet identified who work in, at or for the County of Jefferson have also been working together to validate and ratify the criminal actions of the other participants in violation of the pertinent parts of the RICO Statutes 18 U.S.C. 1961 through 1968, to wit:

18 U.S.C. § 1961.

Definitions

As used in this chapter —

(1) **“racketeering activity” means (A) any act or threat involving... kidnapping, ... which is chargeable under State law and punishable by imprisonment for more than one year;**

(2) **“State” means any State of the United States, [Alabama], the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, any political subdivision, or any department, agency, or instrumentality thereof;**

(3) **“person” includes any individual or entity capable of holding a legal or beneficial interest in property;**

(4) **“enterprise” includes any individual, partnership, corporation, association, or other legal entity, and any union or group of individuals associated in fact although not a legal entity;**

(5) **“pattern of racketeering activity” requires at least two acts of racketeering activity, one of which occurred after the effective date of this chapter and the last of which occurred within ten years... after the commission of a prior act of racketeering activity;....**

18 U.S. Code § 1962.Prohibited activities

(a) **It shall be unlawful for any person who has received any income derived, directly or indirectly, from a pattern of racketeering activity [defined in 18 U.S.C. 1961 to include kidnapping], ...or the establishment or operation of, any enterprise which is engaged in, or the activities of which affect, interstate or foreign commerce. ...**

(b) It shall be unlawful for any person through a pattern of racketeering activity ...to acquire or maintain, directly or indirectly, any interest in or control of any enterprise which is engaged in, or the activities of which affect, interstate or foreign commerce.

(c) It shall be unlawful for any person employed by or associated with any enterprise engaged in, or the activities of which affect, interstate or foreign commerce, to conduct or participate, directly or indirectly, in the conduct of such enterprise’s affairs through a pattern of racketeering activity ...

(d) It shall be unlawful for any person to conspire to violate any of the provisions of subsection (a), (b), or (c) of this section.

18 U.S. Code § 1963.Criminal penalties

(a)Whoever violates any provision of section 1962 of this chapter shall be fined under this title or imprisoned not more than 20 years (or for life if the violation is based on a racketeering activity [18 U.S.C. 1961 kidnapping], for which the maximum penalty includes life imprisonment), or both, and shall forfeit to the United States, irrespective of any provision of State law —

(1) any interest the person has acquired or maintained in violation of section 1962;

(2)any—

- (A) interest in;
 - (B) security of;
 - (C) claim against; or
 - (D) property or contractual right of any kind affording a source of influence over; any enterprise which the person has established, operated, controlled, conducted, or participated in the conduct of, in violation of section 1962; and
- (3) any property constituting, or derived from, any proceeds which the person obtained, directly or indirectly, from racketeering activity or unlawful debt collection in violation of section 1962.

The court, in imposing sentence on such person shall order, in addition to any other sentence imposed pursuant to this section, that the person forfeit to the United States all property described in this subsection. In lieu of a fine otherwise authorized by this section, a defendant who derives profits or other proceeds from an offense may be fined not more than twice the gross profits or other proceeds.

(b) Property subject to criminal forfeiture under this section includes—

- (1) **real property, including things growing on, affixed to, and found in land; and**
- (2) **tangible and intangible personal property, including rights, privileges, interests, claims, and securities....**

18 U.S. Code § 1964. Civil remedies

(a) **The district courts of the United States shall have jurisdiction to prevent and restrain violations of section 1962 of this chapter by issuing appropriate orders, including, but not limited to: ordering any person to divest himself of any interest, direct or indirect, in any enterprise; [BY ORDERING THAT LORI AND ANDREW STONEY IMMEDIATELY GIVE M [REDACTED] BACK TO ME] imposing reasonable restrictions on the future activities or investments of any person, including, but not limited to, prohibiting any person from engaging in the same type of endeavor as the enterprise engaged in, the activities of which affect interstate or foreign commerce; or ordering dissolution or reorganization of any enterprise, making due provision for the rights of innocent persons....**

(c) Any person injured in his business or property by reason of a violation of section 1962 of this chapter may sue therefor in any appropriate United States district court and shall recover threefold the damages he sustains and the cost of the suit, including a reasonable attorney's fee...

(d) A final judgment or decree rendered in favor of the United States in any criminal proceeding brought by the United States under this chapter shall estop the defendant from denying the essential allegations of the criminal offense in any subsequent civil proceeding brought by the United States.”...

RELIGIOUS FREEDOM AND PARENTAL RIGHTS ARE PARAMOUNT

85. I AFFIRM that I rely upon the holding: "Illegitimate and unconstitutional practices get their first footing in that way, by silent approaches and slight deviations from legal modes of procedure. This can only be obviated by adhering to the rule that constitutional provisions for the security of persons and property should be liberally construed." Boyd v. United States, 116 U.S. 616, 635 (1884); Ex parte Rhodes, 202 Ala. 68, 71.

86. I AFFIRM that the compendium of American Jurisprudence known as Corpus Juris Secundum, at 16 C.J.S., Constitutional Law, § 202, page 987, it states in **pertinent part**: "Personal liberty, or the right to the enjoyment of life and liberty, is one of the fundamental or natural rights, which has been protected by its inclusion as a guaranty in the various constitutions, which is not derived from, or dependent on, the federal Constitution, and which may not be submitted to a vote and may not depend on the outcome of an election. It is one of the most sacred and valuable rights; as sacred as the right of private property; or as occupying a preferred position as contrasted with property rights; and is regarded as inalienable."

87. I AFFIRM that Black's Law Dictionary 6th p. 1523 defines Inalienable Rights to be **"Rights which can never be abridged because they are so fundamental."**

TROXEL v. GRANVILLE

88. I AFFIRM that the Supreme Court took up the issue between the preferences of grandparents when opposed by the rights of the parent of a child, just 19 years ago, in the case of Troxel v. Granville, 530 U.S. 57, (hereinafter Troxel), and there, the Court ruled, "The liberty interest at issue in this case-the interest of parents in the care, custody, and control of their children-is perhaps the oldest of the fundamental liberty interests recognized by this Court."

89. Troxel further held, "In light of this extensive precedent, **it cannot now be doubted that the Due Process Clause of the Fourteenth Amendment protects the [superior] fundamental right of parents to make decisions concerning the care, custody, and control of their children [over those of the grandparents].**"

WISCONSIN v. YODER

90. I AFFIRM the supreme court case of Wisconsin v. Yoder 406 U.S. 205 (hereinafter Yoder), established a boundary and barrier against the state trying to enforce mandatory education of Amish children beyond the 8th grade, **ruling that the State was unconstitutionally depriving the PARENT'S of their RELIGIOUS RIGHTS.**

91. I AFFIRM that I do NOT desire to join the Amish, and I prefer that M[REDACTED] go through a full 12 years of education and hopefully she will also attend some college or trade school to her preference in job / career choice, but the Supreme Court in the Yoder case, established and settled MY RIGHT to have MY religious preference over MY daughter Mackenzie to be protected **against ALL ENCROACHMENTS, even from that of my mother, Lori Stoney.**

92. I AFFIRM that if I want to join the **Mormons** and permanently move and take M[REDACTED] with me to the State of Utah, the First Amendment, Troxel, Yoder, and 18 U.S.C. 247, 248 and 249 protect me and my rights to do so.

93. I AFFIRM that if I want to join the **Hari Krishnas** and shave my head and wear saffron robes and take M[REDACTED] with me to Tibet, the First Amendment, Troxel, Yoder, and 18 U.S.C. 247, 248 and 249 protect me and my rights to do so.

94. I AFFIRM that if I want to join the **Jehovah's Witness** and move to Orange County, New York and attend Kingdom Hall there and take M[REDACTED] with me, the First Amendment, Troxel, Yoder and 18 U.S.C. 247, 248 and 249 protect me and my rights to do so.

95. I AFFIRM that if I want to join **Shintoism** or **Buddhaism** and move to the Island nation of Japan, and take M[REDACTED] with me, the First Amendment, Troxel, Yoder and 18 U.S.C. 247, 248 and 249 protect me and my rights to do so.

96. I AFFIRM that if I want to **STAY in my Christian Faith** and VISIT and SUPPORT a 501-c-3 licensed Baptist ministry in SOUTH Alabama with my time, skill, talent and labor **instead of** supporting Lori Stoney's preferred 501-c-3 ministry in North Alabama, and **TAKE M[REDACTED] WITH ME**, the First Amendment, Troxel, Yoder and 18 U.S.C. 247, 248 and 249 protect me and my rights to do so.

97. I AFFIRM that I KNOW I have the RIGHT to EXPECT ALL of my Jefferson County public servants to obey State and Federal law, uphold Supreme Court precedent, **cease** their fraud, misrepresentation, lack of full disclosure, graft, corruption and easy-pass, "slow-ball", "buddy-protecting", and granting **delay after delay after delay** for the ulterior purpose of running out the one year clock to allow Lori to finally make application to Juvenile Court for a Permanency Plan under **Alabama Code 12-15-315** to finalize and

legitimize the kidnapping that occurred absent of my due process, and **uphold my highest form of antecedent, First Amendment secured, American Parental Rights** and immediately ORDER the safe return of my precious daughter to my care and custody WITHOUT FURTHER DELAY, EXCUSE or FALLACIOUS REASON.

98. I AFFIRM that our public servants are the trustees of We the People charged with implementing the trust indenture that they voluntarily took on, supported by **63C American Jurisprudence 2d Public Officers and Employees 247** (1999) which says, "As expressed otherwise, the powers delegated to a public officer are held in trust for the people and are to be exercised in behalf of the government or of **all citizens who may need the intervention of the officer.**"¹ Furthermore, the view has been expressed that all public officers, within whatever branch and whatever level of government, and whatever be their private vocations, **are trustees of the people**, and accordingly labor under every disability and prohibition imposed by law upon trustees relative to the making of personal financial gain from a discharge of their trusts.² That is, a public officer occupies a fiduciary relationship to the political entity on whose behalf he or she serves,³ **and owes a fiduciary duty to the public.**⁴ It has been said that the fiduciary responsibilities of a public officer cannot be less than those of a private individual.⁵ Furthermore, it has been stated that any enterprise undertaken by the public official which tends to weaken public confidence and undermine the sense of security for **individual rights** is **against** public policy.⁶

99. I AFFIRM that a cornerstone Federal holding Pfizer Inc. v. Lord, 456 F. 2d 532 8th Cir. 1972, states in pertinent part; "**It is important that the litigant not only actually receive justice, but that he believes he has received justice. Justice must satisfy the appearance of justice.**", and I BELIEVE THAT I have been and still am being deprived not only of Due Process but even also of the Appearance of Justice, because of the NUMEROUS, HIGHLY SUSPICIOUS DELAYS that ALL THREE COURTS have granted in this child abduction.

100. I AFFIRM that **I KNOW** that I do **NOT** have the RIGHT to;

- kidnap **my nephew** from my sister and go put him in my car,
- and have someone restrain my sister while I abduct him without intervention,
- just because she wants to take him to some Christian Camp somewhere that I do not approve of,

- and when my sister finally breaks free and chases after me and yells for me to stop and let her have her son back,
- she gets to my car with my engine running, and she knocks on the closed window to get her son to open the door or roll the window down and I electronically block of those events from happening,
- and I refuse to let her have her son back, so she gets in front of the car,
- and I intentionally RUN HER DOWN with my automobile, driving over her leg,
- and then I **USE MY SISTER'S WORDS AND ACTIONS** in her attempt to rescue and retrieve her son from my abduction,
- to MANIPULATE ONE JUDGE into letting me have a **Protection From Abuse ORDER** to keep her away from me in perpetuity,
- and then I make up some **vaguely-worded, inflammatory narrative** of some **unknown, unspecified, potential neglect or abuse** that **COULD** happen at that Christian camp to MANIPULATE ANOTHER JUDGE into giving me **temporary custody** of my nephew,
- and then when my sister CONTACTS ME, begging for her son to be returned **BEFORE she is ever served with the Protective Order,**
- I then wait until the DAY **AFTER** she is served and THEN go and file a CRIMINAL CHARGE against her for "VIOLATING the Protective Order", to then have her arrested, fingerprinted, photographed and booked in to make her have to bail or bond out, giving her a "criminal record" that will then be public record for her to then have to deal with in her job searches,
- so that NOW, she has to go to **THREE DIFFERENT COURTS** to try to get her son back, (Custody Court, P.F.A. Court and the Criminal Violation of the P.F.A. Court), and because I secured the false P.F.A., **my Sister now has to PAY HIGH FEES TO EVEN VISIT HER OWN SON,**
- and she **only** gets to visit her son a few hours, ONCE EVERY TWO WEEKS,
- UNDER SUPERVISION, (LIKE SHE IS A REAL CRIMINAL),
- BUT THEN, TO TOP IT ALL OFF, I use my attorney and my Status and my "inside buddy connections" with county workers to somehow PURSUADE EACH OF THE **THREE SEPARATE COURTS** TO CONTINUE PUTTING OFF THEIR RESPECTIVE HEARINGS **OVER AND OVER AND OVER, THIRTEEN TIMES,**
- and to even have them CONVENIENTLY CALL IN SICK ON SOME OF THOSE SCHEDULED COURT DATES,

- until I get ONE FULL EXCLUSIVE YEAR with my nephew,
- just to **run out the time clock** so that I can FINALLY FILE for PERMANENT CUSTODY of my nephew in a Juvenile Court application for a Permanency Plan under **Alabama Code 12-15-315**.

101. I AFFIRM that I also KNOW that my mother cannot **LAWFULLY** do this exact above scenario to me, but she did it and is continuing to do it, with someone's insider help.

**RESPECTFUL DEMAND TO APPEAR BEFORE A
COMPETENT AND QUALIFIED FEDERAL GRAND JURY**

102. I AFFIRM that I believe I have the right to respectfully demand an IMMEDIATE opportunity to appear before a competent and qualified federal grand jury, lawfully convened under auspices of the Eleventh Circuit of the United States Court of Appeals, to provide my sworn testimony concerning the events, alleged crimes and misconduct, and supporting documentation which give rise to the instant Complaint, pursuant to the second paragraph in **18 U.S.C. 1504**, which states in pertinent part:

“Nothing in this section shall be construed to prohibit the communication of a request to appear before the grand jury.”

103. I AFFIRM that I understand said paragraph to mean that employees of all branches of the United States (federal government) are **barred from obstructing such a request**, delaying such a request, or otherwise preventing a request to appear before the federal grand jury or from reaching the foreperson of the federal grand jury via first class, certified, and/or registered United States Mail.

104. I AFFIRM that there are **no statutes codified anywhere** in the United States Code, or otherwise enacted by the Congress, **which authorize** federal judges, United States Attorneys, the D.O.J., U.S. Marshalls or clerks of the federal district courts to obstruct, or otherwise prevent the delivery of correspondence transmitted via United States Mail directly to the foreperson of a lawfully convened grand jury, particularly when said correspondence contains a lawful, and proper, request to appear before same and is transmitted with return receipt and restricted delivery services requested and purchased.

105. I AFFIRM that “No duty rests more imperatively up on the courts than the enforcement of those **constitutional provisions intended to secure that quality of rights which is the foundation of free government.**” *Gulf, C.& S.F.R. Co. v. Ellis*, 165 U.S. 150 (1897).

106. I AFFIRM that if I were a R.I.C.O. Juror examining the totality of what has occurred in this case since June 19, 2018, I would have to believe that something is **HIGHLY IRREGULAR** that LOOKS LIKE the **perfectly coordinated orchestration** of each of the three court's numerous **SETS OF DELAYS** that will now soon be reaching

ONE FULL YEAR OF DELAY,

depriving me of M████████ AND depriving M████████ of me, which is even more heinous because this year of deprivation has been **ONE FIFTH OF HER LIFE.**

107. I AFFIRM that we are not talking about the contested issue of me being deprived of a TRACTOR or MOTORCYCLE or an ACRE OF LAND, that has no feelings or emotional needs and attachments towards me, **we are talking about my five year old flesh-and-blood daughter**, M████████, whose mother abandoned her for drugs, and NOW has been "ripped from her daddy's DAILY loving access" against M████████ will AND "deprived me of M████████'s daily loving access."

108. I AFFIRM that I BELIEVE that I have the RIGHT to have all of my public servants in the City, County, State and Federal Government, in all three branches of government do their proper best at protecting ALL of our rights, which would by definition include MY rights to Due Process, and that I thus have the logical expectation that I should and will receive good and faithful service according to the **Oath of Office** that they each took and to the **Performance Bonds** that were written and promised to the general public for said good and faithful service, that I fully intend to lien should this not get resolved in my favor very quickly.

109. I AFFIRM that pursuant to Howlett v Rose, 469 U.S. 356 (1990), **Federal Law and Supreme Court Cases apply to State Court Cases**, which includes Alabama.

NEUTRAL, DETACHED JUDGE

110. I AFFIRM that pursuant to Ward v. Village of Monroeville, 409 U.S. 57, 61-62, 93 S. Ct. 80, 83, 34 L. Ed. 2d 267 (1972) and Tumey v. Ohio, 273 U.S. 510, 520, 47 S. Ct. 437, 440, 71 L. Ed. 749 (1927), **"It is a fundamental right of a party to have a neutral and detached judge preside over the judicial proceedings."**, *[not a Judge that allows a City Official the "low hurdle" - "slow ball - soft pitch" of making false, generic,*

unspecified, unsupported, unsubstantiated yet inflammatory claims and allow a daughter to be ripped from her father's custody on the whim of a lying grandmother.]

DUTY OF THIS COURT

111. I AFFIRM that the Supreme Court has already ruled, **"In the assertion of federal rights governed by federal law, it is this Court's duty to make certain that they are fully protected.** Arnold v. Panhandle & Santa Fe Railway Co., 353 U.S. 360 (1957), and further in another case, **"This Court cannot make interpretations that nullify their effectiveness, for "... the assertion of federal rights, when plainly and reasonably made, is not to be defeated under the name of local practice."** Davis v Wechsler, 263 U.S. 22 at page 24.

COURTS WILL NOT BE DERELECT IN THEIR DUTY

112. I AFFIRM that further, the case of Scott v Henslee, Civ. No. 2382, U.S.D.C. Eastern District, Ark. (March 24, 1952) found at 104 Fed. Supp. 218, states on page 219, at holding No. 2, that **"It is not to be presumed that state courts will be derelict in their duty to give full effect to federal constitutional rights."**

113. I AFFIRM that the Supreme Court stated in the case of Boyd v. United States, 116 U.S. 616, 635 (1884); Ex parte Rhodes, 202 Ala. 68, 71 that **"Illegitimate and unconstitutional practices get their first footing in that way, by silent approaches and slight deviations from legal modes of procedure. This can only be obviated by adhering to the rule that constitutional provisions for the security of persons and property should be liberally construed."**

COLOR OF LAW AND COLOR OF OFFICE

114. I AFFIRM that the definition of **"COLOR OF LAW is:"** The appearance or semblance, without the substance, of legal right. Misuse of power, possessed by virtue of state law and made possible only because wrongdoer is clothed with authority of state, is action taken under "color of state law." Atkins v Lanning, D.C. Okl., 415 F. Supp. 186, 188.

115. I AFFIRM that: **Actions taken by private individuals [possibly the Jefferson County Dispatch, the Jefferson County Sheriff's Department Chain of Command, the court clerks, the Judges and the Attorney appointed as Guardian Ad Litem] may be "under color of state law" for purposes of 42 U.S.C.A. 1983 governing deprivation of**

civil rights when significant state involvement attaches to action. Wagner v Metropolitan Nashville Airport Authority, C.A. Tenn. 772 F.2d 227, 229.

116. I AFFIRM that: Acts “under color of any law” of a State include not only acts done by State officials within the bounds or limits of their lawful authority, but also acts done without and beyond the bounds of their lawful authority; provided that, in order for unlawful acts of an official to be done “under color of any law”, the unlawful acts must be done **while such official is purporting or pretending to act in the performance of his official duties**; that is to say, the unlawful acts must consist in an **abuse or misuse of power** which is possessed by the official **only because he is an official**; and the unlawful acts **must be of such a nature or character, and be committed under such circumstances, that they would not have occurred but for the fact that the person committing them was an official then and there exercising his official powers outside the bounds of lawful authority.** 42 U.S.C.A. 1983.”

117. I AFFIRM that the definition of “COLOR OF OFFICE” is: **“Pretense of official right to do act made by one who has no such right. Kiker v Pinson, 120 Ga. App. 784, 172 S.E.2d. 333, 334. An act under color of office is an act of an officer who claims authority to do the act by reason of his office when the office does not confer on him any such authority.”**

118. I AFFIRM THAT I THEREFORE ACCUSE AND CHARGE **LORI STONEY** WITH THE FOLLOWING:

One Felony count of **Alabama Kidnapping** committed against M[REDACTED] in violation of 13A-6-43 connected to or committed with the following Felonies and Misdemeanor:

Twenty Eight Felony counts of **Alabama Perjury** committed against me in violation of 13A-10-101 and

One Felony count of **Alabama Second Degree Assault** committed against me in violation of 13A-6-21 and

One Misdemeanor count of **Alabama Coercion** committed against M[REDACTED] in violation of 13A-6-25 and

One Felony count of **Federal Kidnapping** committed against M[REDACTED] in violation of 18 U.S.C. 1201 under concurrent jurisdiction, using 18 U.S.C. 16 physical force in an 18 U.S.C. 113(a)(3) deadly weapon (motor vehicle) in the commission of felonies causing 18 U.S.C. 1365(h)(4) bodily injury to me, and

One Felony count of **Deprivation of Rights** committed against me in violation 18 U.S.C. 242, and

One Misdemeanor count of **Interference With Custody** committed against me in violation of 25 C.F.R. 11.405, and

One Felony count of **Conspiracy Against Rights** with Andrew Stoney committed against me in violation of 18 U.S.C. 241 by and through the criminal 18 U.S.C. 18 unincorporated association of others yet unknown, and

One Felony count of **Obstruction of Persons In The Free Exercise of Religious Beliefs** committed against me in violation of 18 U.S.C. 247, and

One Felony count of **Intimidation or Interference of First Amendment Rights** committed against me in violation of 18 U.S.C. 248, and

One Felony count of **Hate Crimes Acts** committed against me in violation of 18 U.S.C. 249, and

One Felony count of **Racketeering** committed along with Andrew Stoney and the other unknown name conspirators against both me and M[REDACTED] in violation of 18 U.S.C. 1962 (kidnapping).

119. I AFFIRM THAT I THEREFORE ACCUSE AND CHARGE ANDREW STONEY WITH THE FOLLOWING:

One Felony count of **Alabama Kidnapping** intentionally committed, by aiding and abetting (13A-2-23) Lori Stoney, against Mackenzie in violation of 13A-6-43 connected to or committed with the following Felonies and Misdemeanor:

One Misdemeanor count of **Alabama Coercion** intentionally committed against me by **aiding and abetting** (13A-2-23) Lori Stoney, in violation of 13A-6-25 and

One Misdemeanor count of **Unlawful Imprisonment** intentionally committed by **aiding and abetting (13A-2-23)** Lori Stoney, against me in violation of **13 A-6-42**, and

One Felony count of **Federal Kidnapping** committed with Lori Stoney against M[REDACTED] in violation of 18 U.S.C. 1201 under concurrent jurisdiction, and

One Felony count of **Deprivation of Rights** committed with Lori Stoney against me in violation 18 U.S.C. 242, and

One Misdemeanor count of **Interference With Custody** committed against me in violation of 25 C.F.R. 11.405, and

One Felony count of **Conspiracy Against Rights** as Aider and Abettor to Lori Stoney against me in violation of 18 U.S.C. 241 by and through the criminal 18 U.S.C. 18 unincorporated enterprise or association of others yet unknown, and

One Felony count of **Obstruction of Persons In The Free Exercise of Religious Beliefs** committed with Lori Stoney against me and M[REDACTED] in violation of 18 U.S.C. 247, and

One Felony count of **Intimidation or Interference of First Amendment Rights** committed with Lori Stoney against me and M[REDACTED] in violation of 18 U.S.C. 248, and

One Felony count of **Hate Crimes Acts** committed with Lori Stoney against me and M[REDACTED] in violation of 18 U.S.C. 249, and

One Felony count of **Racketeering** committed with Lori Stoney and the other unknown name conspirators against both me and M[REDACTED] in violation of 18 U.S.C. 1962 (kidnapping).

120. I AFFIRM THAT I THEREFORE CHARGE THE UNINCORPORATED ENTERPRISE ORGANIZATION, which includes, but is not limited to **Lori Stoney, Andrew Stoney**, and all of the other involved, knowing, willful, culpable, responsible, cooperating, assisting Jefferson County or other city, county or State of Alabama Agents, Officers and workers who **have used in any degree or manner, or who are continuing to use** their delegated powers in their elected or appointed offices **UNDER COLOR OF LAW AND COLOR OF OFFICE**, **who are still unknown to me**, and herein charged as John Doe's and Jane Doe's 1-24, with Racketeering in violation of 18 U.S.C. 1962

(kidnapping) committed against M[REDACTED], and 18 U.S.C. 241 **Conspiracy Against Rights**, committed against me, and Aiding and Abetting of such, with the 18 U.S.C. 3571(c)(3) **criminal organization felony fine of not more than \$500,000.**

121. I AFFIRM that I rely upon the un-overturned case of *Morris v National Cash Register*, 44 S.W. 2d 433, which clearly states at point #4 that “**uncontested allegations in affidavit must be accepted as true.**”, and the Federal case of *Group v Finletter*, 108 F. Supp. 327 which states, “**Allegations in affidavit in support of motion must be considered as true in absence of counter-affidavit.**”

122. I AFFIRM that I am not an expert in the law however I do know right from wrong. If there is any human being damaged by any statements herein, if they will inform me by facts I will sincerely make every effort to amend my ways. I hereby and herein reserve the right to amend and make amendment to this document as necessary in order that the truth may be ascertained and proceedings justly determined. If the parties given notice by means of this document have information that would controvert and overcome this Affidavit, or that can prove that the laws and regulation cited herein have been repealed, or that any one of the case laws cited and quoted herein has either been reversed, withdrawn or overturned, please advise me IN WRITTEN AFFIDAVIT FORM in a point by point basis, within thirty (30) days from receipt hereof providing me with their signed, sworn counter-affidavit, proving with particularity by stating all requisite actual evidentiary fact and all requisite actual law, and not merely the ultimate facts or conclusions of law, that this Affidavit Statement is substantially and materially false sufficiently to change materially my status and factual declarations. **Your silence stands as consent to, and tacit approval of, the factual declarations herein being established as fact as a matter of law in all courts, state and Federal, civil and criminal.**

FURTHER, AFFIANT SAYETH NAUGHT.

x Mark Stoney

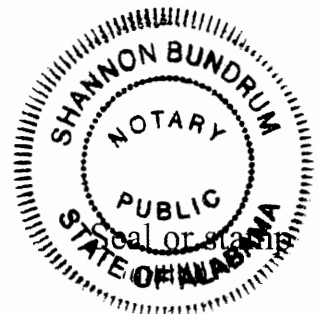
Affiant, Complainant: Mark Stoney

SWORN TO AND SUBSCRIBED TO BEFORE ME, on this the 13th day of

April, 2019

by: x [Signature]

Notary Public, State of Alabama



Davis v. Stoney
Final Judgment of Divorce
Page 2

- a. On the second and fourth Saturday and first and third Sunday of each month from 8:00 a.m. until 6:00 p.m.
- b. On the birthday of the said child from 6:00 p.m. until 8:00 p.m.
- c. On each Christmas Day from 12:00 p.m. until 6:00 p.m.
- d. Mother's Day from 8:00 a.m. until 6:00 p.m. The Father shall have the child with him on Father's Day for the same time periods.
- e. On the Mother's birthday from 6:00 p.m. until 8:00 p.m. The child shall be with the Father on his birthday for the same time periods.
- f. Thanksgiving is either 8:00 a.m. until 1:00 p.m. or 1:00 p.m. until 6:00 p.m.
- g. When the child attains the age of thirty-four (34) months, overnight visits shall begin from 8:00 a.m. Saturday or Sunday until the next morning at 9:00 a.m.
- h. The Husband and the Wife shall each have access to all school, educational, doctor, hospital, or other medical reports, tests, and evaluations on the minor child. This constitutes each party's consent to the release of such information to the other party without the necessity of a formal release. Both parties shall keep the other party informed of the address and phone number where the child resides or visits.
- i. Neither party shall schedule activities for the minor child which will preclude the other party from having them with him or her at the times and places set forth hereinabove. In the event that it is necessary to schedule activities for the child, the parties shall jointly confer and shall make joint decisions concerning those activities in as much as possible and it shall be the responsibility of the party who is either visiting or has physical custody of the child to transport the child to those activities. The scheduling of activities shall not be utilized to deprive either party of periods of visitation/physical custody.

Davis v. Stoney
Final Judgment of Divorce
Page 3

The Husband and the Wife shall each have the right to attend all school and extracurricular activities of the minor child and to visit with the minor child at school so long as doing so is not disruptive to the child or the school scheduled, and so long as the Wife maintains her sobriety.

The Husband and the Wife shall each have the right to reasonable contact with the minor child by telephone/cell phone and other social media, including but not limited to, Facebook, Twitter, and Skype.

C. The Wife shall have the following standard Parenting Plan custodial periods with the minor child upon her attaining the age of 3 years, as follows:

The parties shall cooperate with each other to effect visitation/physical custody periods with the minor child. In the event the parties cannot mutually agree upon a schedule, the parent/guardian exercising visitation/physical custody shall have the right to exercise said visitation/physical custody as follows:

- A. The first, third and every other fifth full weekends of each month from 6:00 p.m. on Friday until 6:00 p.m. the following Sunday. The first weekend is the first full weekend of the month. The fifth weekend shall begin on the fifth Friday and may include the following Saturday and Sunday of the following month.
- B. Every Tuesday or Thursday afternoon from 3:00 p.m. until 7:00 p.m. Child's homework shall be completed and dinner shall be provided.

The specified holiday, summer and birthday custodial periods set forth herein shall take priority over normal weekend/weekday custodial periods.

- C. **CHRISTMAS:** Every other Christmas holiday during odd years beginning at 6:00 p.m. on the first day of the child's school holiday season as set out in the school calendar until 1:00 p.m. Christmas Day. In even years from 1:00 p.m. on Christmas Day until 1:00 p.m. on New Year's Day.
- D. **THANKSGIVING:** In even years on the week of Thanksgiving from 4:00 p.m. on Wednesday afternoon until 6:00 p.m. the following Friday. During odd years and when the regularly scheduled weekend visitation/physical custody does not fall on the weekend following Thanksgiving Day (if non-custodial parent desires), the third weekend of November may be substituted for the weekend immediately following Thanksgiving Day.
- E. **SUMMER:** Every other week beginning the first week school recesses

Davis v. Stoney
Final Judgment of Divorce
Page 4

for summer break from 6:00 p.m. on Sunday until the following Sunday at 6:00 p.m. Child shall be back to the custodial parent's residence at least five (5) days before school resumes for the fall session.

- F. **SPRING BREAK:** Every other spring school break in even years as set by the child's school calendar. Said spring break visitation/physical custody shall commence at 6:00 p.m. on the Friday beginning Spring Break, and conclude at 6:00 p.m. on the following Friday.
- G. **FALL BREAK:** Every other fall school break in odd years as set by the child's school calendar. Said fall break visitation/physical custody shall commence at 6:00 p.m. on the Friday beginning the Fall Break, and conclude at 6:00 p.m. on the following Friday.
- H. **JULY 4TH:** On July 4th, in even years, and Labor Day and Memorial Day, in odd years, from 4:00 p.m. on the day before the holiday until 6:00 p.m. on the day of the holiday.
- I. **FATHER'S DAY:** Notwithstanding periods of visitation/physical custody set forth herein, the Father shall have the right of visitation/physical custody with the child for Father's Day of each year. Said visitation/physical custody shall begin 4:00 p.m. on the Saturday prior to Father's Day and shall end no later than 6:00 p.m. on Father's Day.
- J. **MOTHER'S DAY:** Notwithstanding periods of visitation/physical custody set forth herein, the Mother shall have the right of visitation/physical custody with the child for Mother's Day of each year. Said visitation/physical custody shall begin 4:00 p.m. on the Saturday prior to Mother's Day and shall end no later than 6:00 p.m. on Mother's Day.
- K. **BIRTHDAYS:** The parent or guardian exercising visitation/physical custody shall have the right to same with the child on his or her birthday in odd years from 4:00 p.m. until 7:30 a.m. the following day. The other party shall have visitation/physical custody with the child on his or her birthday in the even years from 4:00 p.m. until 7:30 a.m. the following day. This provision shall take priority over other scheduled visitation/physical custody periods.
- L. **OTHER VISITATION:** The visitation/physical custody rights for the

Davis v. Stoney
Final Judgment of Divorce
Page 5

parent or guardian as provided herein, are intended by the Court to be the minimum to which said parent or guardian is entitled. The parties are encouraged to extend such periods, as herein allowed, as the child grows older, and as may be in the best interest of said child, and to reschedule, by mutual agreement, and visitation/physical custody which is inconvenient for the parties or interferes with the child's extracurricular activities, with both parties keeping in mind the best interest of the child.

- M. **NOTIFICATION OF ILLNESS OR ACCIDENT:** In the event that the child become seriously ill or require hospitalization due to an illness or accident, the party having the actual physical custody of the child at the time of such occurrence shall promptly notify the other party of such occurrence. Such notification shall include the nature of illness or accident, the location of the child, and the name of the child's treating physician.
- N. Neither party shall, in any way, attempt to harass, harm, hinder, decrease, or destroy the natural love of the child for the other parent. Neither parent shall make disparaging remarks or otherwise speak badly of the other parent to another party, to, or in the presence of, the child. Both parents shall make every effort to prevent other from doing so. Further, the parties shall strive to maintain harmonious relations for the benefit of the parties' child.
- O. **TELEPHONE ACCESS:** Each party shall have reasonable telephone access with the minor child while in the physical control of the other parent or guardian. The child shall also have reasonable telephone access to both parents or guardians at all reasonable times.
- P. **NOTICE:** Except as provided with respect to the extended summer time visitation/physical custody provided hereinabove, no advance notice shall be required of parent or guardian exercising visitation/physical custody. However, he/she shall notify the other party, as soon as practicable, if he/she is unable to visit with the child at the scheduled time and place.
- Q. **CHILD'S ACTIVITIES:** Neither party shall schedule activities for the minor child which will preclude the other party from having the child with him or her at the times and places set forth hereinabove. In the event that it is necessary to schedule activities for the child, the parties

Davis v. Stoney
Final Judgment of Divorce
Page 6

shall jointly confer and shall make joint decisions concerning those activities in as much as possible and it shall be the responsibility of the party who is either visiting or has physical custody of the child to transport the child to those activities. The scheduling of activities shall not be utilized to deprive either party of periods of visitation/physical custody.

- R. **ACCESS TO INFORMATION:** Both parties shall have access to information concerning their child including but not limited to, medical, dental and hospital records, school records, report cards, and any other information concerning the parties' minor child. Both parties shall keep the other party informed of the address and phone number where the child resides or visits.

FIFTH: Child Support: That the issue of child support is hereby reserved for further Order of this Court.

SIXTH: Income Withholding Order: That the issue of AOrder/Notice to Withhold Income for Child Support is hereby reserved for further Order of this Court due to there being no child support Ordered at this time due to the Wife's limited income.

SEVENTH: Relocation Act: Alabama Law requires each party in this action who has either custody of or the right of visitation with a child to notify other parties who have custody or the right of visitation with the child of any change in his or her address or telephone number, or both, and of any change or proposed change of principal residence and telephone number or numbers of a child. This is a continuing duty and remains in effect as to each child subject to the custody or visitation provisions of this decree until such child reaches the age of majority or becomes emancipated and for so long as you are entitled to custody of or visitation with a child covered by this order. If there is to be a change of principal residence by you or by a child subject to the custody or visitation provisions of this order, you must provide the following information to each other person who has custody or visitation rights under this decree as follows:

- a. The intended new residence, including the specific street address, if known.
- b. The mailing address, if not the same as the street address.
- c. The telephone number or numbers at such residence, if known.
- d. If applicable, the name, address and telephone number of the school to be attended by the child, if known.
- e. The date of the intended change of principal residence of a child.
- f. A statement of the specific reasons for the proposed change of principal

Davis v. Stoney
Final Judgment of Divorce
Page 7

- residence of a child, if applicable.
- g. A proposal for a revised schedule of custody of or visitation with a child, if any.
- h. Unless you are a member of the Armed Forces of the United States of America and are being transferred or relocated pursuant to non-voluntary order of the government, a warning to the non-relocating person that an objection to the relocation must be made within 30 days of receipt of the notice or the relocation will be permitted.

You must give notice by certified mail of the proposed change of principal residence on or before the 45th day before a proposed change of principal residence. If you do not know and cannot reasonably become aware of such information in sufficient time to provide a 45-day notice, you must give such notice by certified mail not later than the 10th day after the date that you obtain such information.

Your failure to notify other parties entitled to notice of our intent to change the principal residence of a child may be taken into account in modification of the custody of or the visitation with the child.

If you, as a non-relocating party, do not commence an action seeking a temporary or permanent order to prevent the change of principal residence of a child within 30 days after receipt of notice of the intent to change the principal residence of a child, the change of principal residence is authorized.

EIGHTH: Medical Insurance: The minor child of the parties is presently covered by Medicaid. The Husband and the Wife shall each be responsible for one-half (2) of all non-covered medical expenses incurred on behalf of the minor child including, but not limited to, medical, dental, vision, orthodontic, psychiatric/psychological, and prescription drug expenses. Each parent shall provide the other with proof of any said expense within 30 days of receiving same and the other shall pay his/her percentage within 30 days of receipt from the other parent.

NINTH: Personal Property: a. The Wife is awarded the items that were placed in storage by the Husband. The Wife shall make arrangements to retrieve said items within 30 days of the Final Judgment of Divorce being granted by this Court.

b. Each party shall indemnify and hold the other harmless for any debt related to an asset awarded to that party.

TENTH: Automobiles: Each party shall keep the respective automobile(s) currently

Davis v. Stoney
Final Judgment of Divorce
Page 8

in their possession.

ELEVENTH: Debts: Each party shall pay the debts in his or her own name.

TWELFTH: Attorney Fees: Each party shall pay their own respective attorney for fees incurred herein.

THIRTEENTH: Court Costs: The costs of court shall be paid by the Wife.

FOURTEENTH: Other: That if the Husband is of the opinion the Wife is not clean he can request that she submit to drug screen which he will be financially responsible for.

That the Wife shall execute a release for all drug screens to be released to Marcus A. Jones, III. If said Marcus A. Jones, III is terminated then the Wife shall provide copies of said test results to David Wininger.

* * * **LAST ITEM** * * *

DONE and ORDERED this the 19th day of July, 2016.

/s/ Julie A. Palmer
HONORABLE JULIE A. PALMER

Copies of this Judgment mailed pursuant
to Rule 77(d) of the Alabama Rules of Civil
Procedure this date.

Marcus A. Jones, III, Esq.

David D. Wininger, Esq.

Dated: July 19, 2016

State of Alabama Unified Judicial System Form JU-6 Rev. 10/11	PETITION	Case Number <u>1413-1140.01</u>
IN THE JUVENILE COURT OF <u>Jefferson</u> COUNTY, ALABAMA <small>(Name of County)</small>		
In the Matter of <u>M [REDACTED]</u> , a child. Date of Birth or Age: <u>5/8/14</u> (4)		
Child's Residence Address: <u>[REDACTED]</u>		
Child's Father: <u>Mark Stoney</u>	Residence <u>2505 Watson Rd</u> Address: <u>Bham AL 35205</u>	
Child's Mother: <u>Christian Stoney</u>	Residence <u>Unknown</u>	
Child's Guardian(s) Or Physical/Legal Custodian(s):	Address:	
Other Adult Relative (If required by law):	Address:	
Petitioner: <u>Lori Stoney</u>	Address: <u>[REDACTED]</u> for Notices: <u>[REDACTED]</u>	
The child is alleged to be <input type="checkbox"/> DELINQUENT and in need of care or rehabilitation <input checked="" type="checkbox"/> DEPENDENT and in need of care or supervision <input type="checkbox"/> IN NEED OF SUPERVISION and in need of care, rehabilitation or supervision in that: <u>Mark Stoney is a combat veteran diagnosed with PTSD who has behaved erratically over the past 2 days. He has decided to leave his job and move to Dinosaur Adventure Land in Repton, Alabama. Run by Kent Hovind a convicted felon who is currently on probation. He behaved erratically - beat on the car where his daughter was threatened by husband in front of deputies.</u>		
(If applicable) The child was taken into custody and placed into detention at _____ on the _____ day of _____, 20____, at _____ a.m./p.m.		
I, being 18 years or older, swear or affirm that: I have knowledge of the facts alleged or am informed of these facts and believe that they are true. Date <u>6/19/18</u> Petitioner's Signature <u>[Signature]</u>		
SWORN TO AND SUBSCRIBED BEFORE ME: Date: <u>6/19/18</u> Intake Officer or Notary Public <u>[Signature]</u> 229-2948		
THE PARENT, LEGAL GUARDIAN OR LEGAL CUSTODIAN OF THE CHILD CAN BE MADE A PARTY TO THIS CASE PURSUANT TO ALA. CODE 1975, §12-15-113, AND RULE 31, ALABAMA RULES OF JUVENILE PROCEDURE. A PERSON MADE A PARTY TO THIS CASE MAY BE REQUIRED TO PAY ATTORNEY FEES, TO PAY FOR EVALUATION AND TREATMENT, TO PAY FINES, COURT COSTS, AND RESTITUTION, AND TO PAY FOR CARE, SUPPORT, AND SUPERVISION OF THE CHILD. A PERSON MADE A PARTY MAY BE SUBJECT TO OTHER THINGS ALSO. FAILURE TO COMPLY WITH THE ORDERS OF THE COURT CAN RESULT IN CONTEMPT PROCEEDINGS, AND FAILURE TO MAKE PAYMENTS ORDERED CAN RESULT IN A CIVIL JUDGMENT FOR THE COLLECTION OF THE PAYMENTS ORDERED.		
I certify that I have been duly designated an Intake Officer of the Court according to Ala. Code 1975, § 12-15-102(11). Based on a verified complaint which was received <u>6/19/18</u> , at <u>2:24 p.m.</u> and, as alleged, contained legally sufficient information to establish subject-matter jurisdiction, venue and probable cause, I have determined that the filing of the petition is in the best interests of the public and/or the child. Date: <u>6/19/18</u> Signature of the Intake Officer: <u>[Signature]</u>		
Ala. Code 1975, §§ 12-15-120(a), 12-15-121; Rule 12, Ala R. Juv. P.		

COURT RECORD: (Original)

PARENT/LEGAL GUARDIAN/LEGAL CUSTODIAN: (Copy)
D.H.R. or D.A.: (Copy)

CHILD: (Copy)

G.A.L. or Attorney: (Copy)

State of Alabama Unified Judicial System Form C-2 (Page 1 of 5) Rev. 1/2016	PETITION FOR PROTECTION FROM ABUSE	Case Number <div style="font-size: 1.5em; font-family: cursive;">DB 18 500-461</div>
IN THE CIRCUIT COURT OF <u>Jefferson</u> COUNTY, ALABAMA <small>(Name of County)</small>		
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <input type="checkbox"/> <u>Lois Stoney</u> <small>Plaintiff (victim)</small> </div> <div style="width: 30%; text-align: center;"> <u>v. Mark A. Stoney</u> <small>Defendant (person to be restrained)</small> </div> <div style="width: 30%;"></div> </div>		
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <input type="checkbox"/> <u>[REDACTED]</u> <small>Plaintiff</small> </div> <div style="width: 30%; text-align: center;"> <u>2505 Watson Rd</u> <small>Defendant's Address (Business or Home)</small> </div> <div style="width: 30%;"></div> </div>		
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <u>Prham</u> <small>City</small> </div> <div style="width: 30%; text-align: center;"> <u>AL</u> <small>State</small> </div> <div style="width: 30%; text-align: right;"> <u>35235</u> <small>Zip Code</small> </div> </div>		
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"></div> <div style="width: 30%; text-align: center;"> <u>9/25/86</u> <small>Defendant's Date of Birth</small> </div> <div style="width: 30%;"></div> </div>		
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"></div> <div style="width: 30%;"></div> <div style="width: 30%; text-align: right;"> Defendant's Social Security Number </div> </div>		
<p>Section 30-5-5(1), of Ala. Code 1975 provides: "[t]he following information shall not be contained on any court document made available to the public and the defendant by the circuit clerk's office: The plaintiff's home address and, if applicable, business address; a plaintiff's home telephone number and, if applicable, business telephone number; the home or business address or telephone number of any member of the plaintiff's family or household, or an address that would reveal the confidential location of a shelter for victims of domestic violence as defined in Section 30-6-1."</p> <p>YOU MUST PROVIDE COMPLETE AND TRUTHFUL INFORMATION. IF YOU DO NOT, THE COURT MAY DISMISS THIS CASE, AND YOU MAY BE SUBJECT TO BEING CHARGED WITH PERJURY FOR KNOWINGLY PROVIDING FALSE INFORMATION.</p>		
<p>1. ELIGIBLE PLAINTIFFS (CHECK ALL THAT APPLY): <small>(Note: The word, "Plaintiff," is used in this block to describe the victim and/or the person(s) filing on behalf of the victim):</small></p> <p> <input checked="" type="checkbox"/> I am 18 years of age or older and am a victim of abuse or have reasonable cause to believe I am in imminent danger of becoming the victim of any act of abuse. <input checked="" type="checkbox"/> I am <input checked="" type="checkbox"/> a parent; or <input type="checkbox"/> a legal guardian; or <input type="checkbox"/> next friend; or <input type="checkbox"/> the State Department of Human Resources seeking protection from domestic violence on behalf of the victim who is: <input type="checkbox"/> a minor child; or <input type="checkbox"/> a person prevented by physical or mental incapacity from seeking a protection order. <input type="checkbox"/> I am under 18 years of age, emancipated, and am a victim of abuse or have reasonable cause to believe I am in imminent danger of becoming the victim of any act of abuse. </p>		
<p>CHECK THE BOXES WHICH ARE APPLICABLE:</p> <p> <input type="checkbox"/> 1. The Defendant is the victim's <input type="checkbox"/> spouse; or <input type="checkbox"/> former spouse; or <input type="checkbox"/> the Defendant is in or had a common-law marriage with the victim. <small>Date of Marriage: _____ Date of Divorce (if applicable): _____</small> </p> <p> <input type="checkbox"/> 2. The Defendant and the victim has or had a dating relationship (A dating relationship means a significant relationship of a romantic or intimate nature characterized by the expectation of affectionate or sexual involvement over a period of time and on a continuing basis during the course of the relationship, includes the period of engagement to be married, and does not include a casual or business relationship or a relationship that ended more than 12 months prior to the filing of the petition for a protection order). </p> <p> <input type="checkbox"/> 3. The Defendant is a current or former household member of the victim (A household member is a person maintaining or having maintained a living arrangement with the Defendant where he/she is in, or was engaged in, a romantic or sexual relationship). </p> <p> <input type="checkbox"/> 4. The Defendant and the victim have a child in common regardless of whether the victim and Defendant have ever been married and regardless whether they are currently residing or have in the past resided together in the same household. </p> <p> <input checked="" type="checkbox"/> 5. The victim is a relative of a current or former household member who also lived with the Defendant. </p> <p> <input checked="" type="checkbox"/> 6. The victim is an individual who is a parent, stepparent, child, or stepchild who is in or has maintained a living arrangement with the Defendant. </p> <p> <input type="checkbox"/> 7. The victim is related by marriage, including a common law marriage, to the Defendant. </p>		
<p><small>(NOTE: The word "Plaintiff" in the remainder of this form refers to the victim for whom protection is being sought.)</small></p> <p>I state that the following is true and correct:</p> <p>The Plaintiff is a resident of <u>Jefferson</u> in <u>Alabama</u>. The Plaintiff's age is <u>56</u> years old. <small>(Name of County) (Name of State)</small></p> <p>Is the Plaintiff involved in any other civil, domestic relations, child support, or juvenile case (for example, divorce, paternity or custody) with the Defendant? <input type="checkbox"/> YES <input type="checkbox"/> NO</p> <p>If YES, please state the County and State in which the case was brought _____ County, _____ (State).</p> <p>Are there any criminal charges against the Defendant because of abuse to the Plaintiff? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p> <p>If YES, the charges were brought in _____ County, _____ (State).</p> <p><small>(Note: If there are more civil or other cases with the Defendant or more criminal charges against the Defendant, please attach additional 8" x 11" sheets of paper, if necessary, stating the case number(s), County(ies), and State(s) in which these cases are being handled)</small></p>		
<div style="display: flex; justify-content: space-around;"> Original-Court Record Copy-Law Enforcement Copy-Plaintiff Copy-Defendant </div>		

State of Alabama Unified Judicial System Form C-2 (Page 2 of 5) Rev. 1/2016	PETITION FOR PROTECTION FROM ABUSE	Case Number <u>DA 18 500-461</u>
--	---	-------------------------------------

(Check the box if the following statement applies to the Plaintiff):

☒ The Plaintiff left his or her residence to avoid further abuse or threat of abuse, and the Plaintiff is temporarily located in Jefferson County, Alabama

☐ The Defendant lives in Jefferson County, Alabama (State).

☐ The abuse occurred in Jefferson County, Alabama

☐ The Defendant is 32 years old

☒ I am requesting ☒ a protection order, ☐ a change in a current protection order, ☒ an emergency order, ☐ a change in an emergency order.

II. To Get a Protection Order, the Defendant Must Have Done One or More of the Following (Check all that apply):

<input checked="" type="checkbox"/> Threatened to confine the Plaintiff <input checked="" type="checkbox"/> Made the Plaintiff afraid that the Plaintiff would be seriously injured <input type="checkbox"/> Plaintiff have sex by force or threat of force <input type="checkbox"/> Kidnapped the Plaintiff or his or her child(ren) <input type="checkbox"/> Trespassed on the Plaintiff's property <input type="checkbox"/> Tortured or willfully abused the Plaintiff's child(ren) <input type="checkbox"/> Stole from the Plaintiff <input type="checkbox"/> Recklessly engaged in conduct which risked serious injury to the Plaintiff <input type="checkbox"/> Tortured or willfully abused the Plaintiff's child(ren) multiple times	<input type="checkbox"/> Exposed the Plaintiff's child(ren) to drugs <input type="checkbox"/> Injured the Plaintiff <input type="checkbox"/> Tried to do one or more of the acts in this section <input checked="" type="checkbox"/> Threatened to injure/hurt the Plaintiff <input type="checkbox"/> Stalked the Plaintiff <input type="checkbox"/> Set fire to the Plaintiff's house <input checked="" type="checkbox"/> Restrained the Plaintiff <input type="checkbox"/> Other (please specify): _____
--	---

III. Explain the Abuse That Has Happened (Begin With the Most Recent Act. You May Add Additional 8" x 11" Sheets of Paper, If Necessary):

Date and place where the abuse occurred:
6/19/18 2505 Watson Rd

Describe how the Defendant hurt or threatened the Plaintiff or how the Plaintiff is in imminent danger of becoming a victim:
The defendant has left his job and plans to remove the minor child to live at Dinosaur Adventure Land - No means of support and with people he has known personally for 3 1/2 days
I genuinely fear the Defendant will cause further abuse because:
I fear for the safety of the minor child, if she is removed from our care & fear for our safety as our son has threatened us.

(NOTE: If a parent, legal guardian, or next friend is seeking a protection order on behalf of a minor child who is living at home, the parent, legal guardian, or next friend must have been an eyewitness to, or have direct evidence or affidavits of eyewitnesses of, the specific facts and circumstances that form the basis upon which the relief is sought, OR have reasonable cause to believe that the minor child is a victim of abuse to form the basis upon which relief is sought, if the party against whom the protection order is sought is also a parent, stepparent, or legal guardian of the minor child.)

IV. Legal Information Required (Check all that apply):

There is a current restraining or protection order against the Defendant:
☐ YES; ☐ I don't know; ☒ NO. If YES, the County and State where it was issued: _____ County, _____ (State).

The Defendant has a current restraining or protection order against the Plaintiff:
☐ YES; ☐ No. If YES, the County and State where it was issued: _____ County, _____ (State).

(Note: If there are more current restraining or protection orders against the Defendant or against the Plaintiff, please attach additional 8" x 11" sheets of paper, if necessary, stating the case number(s), County(ies), and State(s) in which these Orders were issued.)

Original-Court Record	Copy-Law Enforcement	Copy-Plaintiff	Copy-Defendant
-----------------------	----------------------	----------------	----------------

State of Alabama Unified Judicial System Form C-2 (Page 3 of 5) Rev. 1/2016	PETITION FOR PROTECTION FROM ABUSE	Case Number <u>DR 18 500-461</u>
--	---	-------------------------------------

V. Child(ren)

A. The name(s) and age(s) of any child(ren) of the Defendant and the Plaintiff, who are under 19 years old.

Name: M. [REDACTED] Age: [REDACTED]

Name: _____ Age: _____

Name: _____ Age: _____

Name: _____ Age: _____

B. Is there a custody order concerning any of the above children? ☒ YES ☐ NO

C. For the last six months, the child(ren) has/have lived (in what State with whom):

Child: M. [REDACTED] Lived with: Grand Parents / Father State: AL

Child: _____ Lived with: _____ State: _____

Child: _____ Lived with: _____ State: _____

Child: _____ Lived with: _____ State: _____

VI. Residence

THE DEFENDANT MAY BE REQUIRED TO MOVE FROM THE PLAINTIFF'S RESIDENCE IF THE RESIDENCE IS IN THE SOLE NAME OF THE PLAINTIFF, IF IT IS JOINTLY OWNED OR RENTED BY THE PLAINTIFF AND THE DEFENDANT, OR IF THE PARTIES ARE MARRIED TO EACH OTHER.

The place where the Plaintiff lives is: Owned by: ☒ the Plaintiff; or ☐ the Defendant; or ☐ both the Plaintiff and the Defendant.

Rented by: ☐ the Plaintiff; or ☐ the Defendant; or ☐ both the Plaintiff and the Defendant.

The Plaintiff must notify the Court of any change(s) in address.

VII. Ex Parte Relief Requested (Please Check the Boxes To Show What is Requested):

I am asking the Court for the following for myself and/or the person(s) for whom I am applying:

☒ (1) Enjoin the Defendant from threatening to commit or committing acts of abuse, as defined in the Protection from Abuse Act, against the Plaintiff; and/or ☒ child(ren) of the Plaintiff; and/or ☐ any designated person to wit: Alison Ray

☒ (2) Restrain and enjoin the Defendant from:

☒ Annoying; ☒ Harassing; ☐ Stalking; ☒ Threatening;

☒ Engaging in conduct that would place the following in reasonable fear of bodily injury:

☒ The Plaintiff; and/or ☐ Any designated person, to wit: M. [REDACTED]

☒ Minor(s); and/or

☐ Child(ren) of the Plaintiff; and/or

Or ☐ restrain and enjoin the Defendant from contacting ☐ the Plaintiff and/or ☐ children of the Plaintiff

* "Contacting" includes, but is not limited to, communicating with the victim verbally or in any written form, either in person, telephonically, electronically, or in any other manner, either directly or indirectly through a third person.

Original-Court Record Copy-Law Enforcement Copy-Plaintiff Copy-Defendant

State of Alabama Unified Judicial System Form C-2 (Page 4 of 5) Rev. 1/2016	PETITION FOR PROTECTION FROM ABUSE	Case Number: <div style="font-size: 1.2em; font-family: cursive;">DR 18502461</div>
--	---	--

☒ (3) Restrain and enjoin the Defendant from having physical or violent contact with ☒ the Plaintiff or the Plaintiff's ☒ property; ☐ place of employment; ☐ school; and/or ☐ the child(ren)'s ☒ residence; ☐ place of employment; ☐ school; and/or any other designated person's (to wit _____) residence; ☐ place of employment; ☐ school or, ☐ order the Defendant to stay away from any specified place, which the court determines the Defendant has no legitimate reason to frequent, as designated below, frequented by ☒ the Plaintiff, and/or ☐ child(ren), and/or any designated person. Name(s) and location(s) of the other specified place(s) _____ The Defendant shall not go within 500 feet (a minimum of 300 feet) of the Plaintiff's residence even if the residence is shared with the Plaintiff.

☒ (4) Award temporary custody of the child(ren) to Lori Storey (Please specify the name of the person to whom custody should be given)

☐ (5) Enjoin the Defendant from interfering with the Plaintiff's efforts to remove any of the Plaintiff's child(ren) or from removing any children from the jurisdiction of the court and ☐ direct the appropriate law enforcement officer to accompany the Plaintiff during the effort to remove any of the Plaintiff's child(ren) as necessary to protect the Plaintiff or any children from abuse or child abuse.

☐ (6) Enjoin the Defendant from removing any child(ren) from _____ (the individual having legal custody of the child(ren)), except as subsequently authorized by a custody or visitation order issued by a court of competent jurisdiction.

☒ (7) Remove and exclude the Defendant from the residence of the Plaintiff, regardless of ownership of the residence.

☐ (8) Order possession and use of an ☐ automobile, and/or ☐ other essential personal effects regardless of ownership, and direct the appropriate law enforcement officer to accompany the Plaintiff to the residence of the parties or to other specified locations as necessary to protect the Plaintiff or any children from abuse.

☐ (9) Prohibit the Defendant from ☐ transferring ☐ concealing, ☐ encumbering, or ☐ otherwise disposing of specified property mutually owned or leased by the parties _____ (Please describe property)

☒ (10) Order other relief deemed necessary to provide for the safety and welfare of the ☒ Plaintiff and/or ☒ any child(ren), and/or ☒ any designated person as follows: Alison Kay, Michael Kay, Jonathan Storey, Denise Storey, Andrew Storey

VIII. Additional relief requested for final hearing (permanent order):

In addition to the relief requested above in "VII. Ex Parte Relief Requested," I request the following relief for myself and/or the person(s) for whom I am applying:

☐ (11) Order the Defendant to comply with the following visitation arrangements of any child(ren):
☐ Visitation; ☐ Deny visitation; ☐ Require supervision by a third party.
 (Please specify visitation arrangements of any child(ren) below giving primary consideration to the safety of the Plaintiff or any child(ren) or both)

☐ (12) Order the Defendant to pay attorney's fees and court costs.

☒ (13) Grant possession of the residence or household to the Plaintiff to the exclusion of the Defendant by ☒ evicting the Defendant; ☐ restoring possessions to the Plaintiff, or ☐ both, or ☐ agreeing to allow the Defendant to provide suitable alternate housing.

☐ (14) Order the Defendant to pay temporary reasonable child support for the Plaintiff and/or any child(ren) in the Plaintiff's custody, or both, in accordance with the Child Support Guidelines. (If this relief is sought, you must Attach COMPLETED copies of Form CS-41, Child Support Obligation Income Statement/Affidavit, Form CS-42, Child Support Guidelines, and Form CS-47, Child Support Information Sheet).

Original-Court Record
Copy-Law Enforcement:
Copy-Plaintiff
Copy-Defendant:

State of Alabama Unified Judicial System Form C-2 (Page 5 of 5) Rev. 1/2016	PETITION FOR PROTECTION FROM ABUSE	Case Number <div style="font-size: 1.5em; font-family: cursive;">DR 18 500-461</div>
<input type="checkbox"/> (15) Order the Defendant to provide temporary possession of the vehicle (description) _____ to the Plaintiff because the Plaintiff has no other means of transportation of his or her own and the Defendant <input type="checkbox"/> has control of more than one vehicle; or <input type="checkbox"/> has alternate means of transportation.		
<input type="checkbox"/> (16) Incorporate another <input type="checkbox"/> custody order (Case Number, County, State: _____); or <input type="checkbox"/> visitation order (Case Number, County, State: _____); and/or <input type="checkbox"/> support order (Case Number, County, State: _____) into this Order.		
<input checked="" type="checkbox"/> (17) Order the Defendant to surrender all firearms		
<input type="checkbox"/> (18) Direct the appropriate law enforcement office to accompany the Plaintiff to <input type="checkbox"/> the residence of the parties, and/or another location, _____ (description of location), as necessary to enforce any of the terms of this Order		
<input type="checkbox"/> (19) Order other relief not requested above (describe): _____		
<p>Before me, the undersigned authority, personally appeared the Plaintiff, who is known to me or presented an identification card to me, and who being duly sworn, deposes and says that he/she has read the foregoing Petition for Protection from Abuse and that the facts herein are true and correct.</p> <p>Sworn to and subscribed before this, the <u>19th</u> day of <u>June</u>, <u>2018</u>.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 30%;"> <div style="border: 2px solid black; padding: 5px; text-align: center; margin-bottom: 10px;"> LATOYAA COOPER Notary Public Alabama State at Large </div> </div> <div style="width: 60%;"> <div style="text-align: center;"> <div style="font-family: cursive; font-size: 1.2em;">Lori Stoney</div> Plaintiff (Please print) </div> <div style="text-align: center;"> <div style="font-family: cursive; font-size: 1.2em;">Lori Stoney</div> Plaintiff (Signature) </div> <div style="text-align: center;"> <div style="font-family: cursive; font-size: 1.2em;">Latoya A Cooper</div> Judge/Clerk of Court/Notary Public (Notary: My commission expires <u>12-12-21</u>) </div> </div> </div>		

DR 18 500-461

In order for the Judge to issue a protective order, the petitioner (the person asking for the order) must convince the Judge that an immediate and present danger of abuse exists towards the petitioner and/or the minor children.

Answer the following questions thoroughly. Indicate exactly what happened and when it happened. The acts must be recent in time.

EXPLAIN THE ABUSE THAT HAS HAPPENED. BEGIN WITH THE MOST RECENT ACT OF ABUSE.

1) Date abuse happened: 12/19/2018

Place abuse happened: 2505 Watson Rd Bham, AL 35235

Describe how the Defendant hurt you or threatened you: He beat on the window of my car, Jumped on the back and roof area of the car, Threw himself at the car as I was trying to drive away

2) Date abuse happened: _____

Place abuse happened: _____

Describe how the Defendant hurt you or threatened you: _____

3) Date abuse happened: _____

Place abuse happened: _____

Describe how the defendant hurt you or threatened you: _____

sessions since 2009. If so, please include the following:

- A. When you participated in counseling/therapy session;
- B. What type of counseling/therapy;
- C. Please provide counselors name, address, and phone number;
- D. Please provide any documentation from counselor as to your

participation and completion with counseling.

Andrew and I went to family counseling with Mark for his PTSD at the Birmingham Vet Center at various times since he returned from Iraq.

400 Emery Drive, Suite 200

Hoover, Alabama 35244

(205) 212-3122

10. Please state the names and addresses of all physicians, psychiatrists, psychologists or other health care provider by which you have been treated and/or prescribed medication in the last 5 years, stating your answer the reason for treatment received, and the medication received from each doctor.

I have provided BC/BS Explanation of Benefits for services rendered. They only provide 2 years on the website.

11. Please provide a list of all medications you have been prescribed since 2009? Please include in your answer the following:

- A. List of medications;
- B. How much you take daily and weekly;
- C. Purpose of medication;
- D. Doctor name, address, and phone number who prescribed the medication; and
- E. Pharmacy where you get medications filled;
- F. Please provide copies of all prescriptions of medications since 2009.

See attached

12. Have you ever been involved in any domestic violence? If so, please include in your answer the following:

- A. Date;
- B. Where;
- C. Were police called and if so, outcome; and
- D. Detailed explanation of incident.

⁽¹⁾
June 29, 2018

2505 Watson Road, Birmingham, Alabama 35235

Police were called. Report was filed.

Mark Stoney (son) upon my arrival home from work was found to

be in a very nervous and agitated state. He had suddenly decided to leave his home and job to go stay at a compound called Dinosaur Adventure Land in Repton, Alabama. He has already shown that he would leave his daughter in the care of strangers that he had only known for hours while "he became famous on YouTube" while at this compound days before this incident. My husband and I were extremely concerned with the behavior he was exhibiting and with his history of PTSD and hospitalizations, we were afraid for the safety and wellbeing of our granddaughter. The individual who the compound centers around is a convicted felon who had served 8-9 years in Federal prison and who was at the time still on probation. I made the decision to take M [REDACTED] and apply for emergency custody. I was able to walk her out to the car and get her into the car. Mark ran from the house, screaming and shouting, and beating on the car to give him his daughter. He jumped on the hood of the car, beat on the window where the baby was sitting, and jumped on the back of the car. I attempted to go in reverse to leave the scene while he was jumping on the front and passenger side window. He jumped to the back of the car and was beating and jumping on the rear passenger side of the trunk area. I tried to pull forward and he threw himself at the front of the car. I stopped. At no time did I "run over" him, or as he later claimed try to murder him. I was truly in fear of what he might do next. He has a loaded weapon in his car that has a 30 round clip. His car was within feet of mine. As I left the scene, I called the Jefferson County Sheriff's department and advised them what has happened. I was told to go to Family Court. My next phone call was to Mark Stoney's attorney of record for his divorce and custody case and tell them what had happened and where our granddaughter was. I also asked them to call my husband because I was afraid Mark may have shot his dad in a rage he was in. M [REDACTED] was in a seatbelt when I left the scene. I drove around the block to a safe location and placed her in her car seat.

13. Please list the name, address, and occupation of any person you intend to use at trial as an expert or witness in this matter, and the following:

A. The subject matter of the testimony on which the expert expected to testify.

Unknown at this time. Petitioner will supplement these interrogatories when ascertained.

14. Have you been advised that your answers to these interrogatories are made under oath, may be used as material testimony at the trial of this matter and must be updated if your foregoing responses change?

Yes.

Respectfully submitted this the 15 day of March, 2019.