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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
HELENA DIVISION**

AMBER J. WILLIAMS,
PLAINTIFF,

CV 20-00023-H-DLC-JTJ

VS.

**MOTION TO PRODUCE A MORE
DEFINITE STATEMENT**

CANDICE OSTERMAN, et al.,
DEFENDANTS,

**IN RESPONSE TO A.W.A.R.E INC.'S
MOTION FOR A MORE DEFINITE
STATEMENT**

Plaintiff, Amber J. Williams, biological and natural mother of N.R. a former resident and client of Castle Pines Group Home, owned and operated by A.W.A.R.E., Inc., respectfully submits this brief in support its Fed. R. Civ. P. 12(e) Motion for A More Definite Statement to Produce A More Definite Statement in response to A.W.A.R.E., Inc.'s brief/ memorandum.

BACKGROUND

N.R. was placed into Castle Pines Group Home in Great Falls, Montana by Child Protection Specialist, Candice Osterman during the dates of July 2017 to December 2017. Upon N.R.'s residency at Castle Pines Group Home, I, Amber Williams, natural mother of N.R. was not notified of N.R.'s placement, therapeutic needs, physical needs, emotional needs, mental needs, wants, or well-being. N.R. and I, Amber Williams, was denied all access to my child. Our mother child relationship was null and void with no contact at any given time during N.R.'s placement at Castle Pines Group Home. N.R. reports that during his residency at Castle Pines Group Home, he was allowed one phone call with his biological father, Christopher Rasmussen, a convicted child abuser, multiple time offender of drug offenses, and multiple offender of crimes against women and children. N.R. made the claims to a staff member at Castle Pines Group Home, that he had been sexually raped while in the care of Castle Pines Group Home by another resident (J.P.) at the facility. N.R. was threatened at knife point by J.P. and was in fear for his life. Castle Pines Group Home failed to report to the police that the sexual rape took place. After N.R. made his claim to a staff member at Castle Pines Group Home, N.R. was removed from the facility. I, Amber Williams, was informed by Child Protection Specialist, Candice Osterman, that statement made by Castle Pines Group Home about N.R. that contained the content of N.R. acting out sexually toward other residents in the facility and that N.R. could be charged as a sexual offender. Due to this claim by Castle Pines Group Home, it was appropriate to remove N.R. from the facility to prevent further allegations against N.R... N.R. reports that this type of behavior of which he was accused of never took place in any manner by him while under Castle Pines Group Home's care while he was forced into their care by Child Protection Specialist, Candice Osterman.

LEGAL STANDARD

Plaintiff asserts a host of claims against a number of Defendants. Based on the legal terms of said claims against all of the Defendants involved in this matter, it is presumed to be valid to hold them all accountable for their individual

involvements in aiding Child Protection Specialist, Candice Osterman, of the following allegations against them. These claims are including but not limited to the injuries as well that were and have been acquired to said child, N.R. in this matter. In the matter of N.R. it is presumed that the natural and biological mother, the Plaintiff, Amber Williams had the right to parent in the best interest and well-being of said child without interference and severance of a mother child relationship by the defendants in question because all of her parental rights were and still remain to be intact thru court rulings. The Plaintiff, Amber Williams, parenting rights in the state of Montana were not and have not been relinquished. The courts did not find any evidence that the child, N.R. was abused or neglected by the plaintiff, Amber Williams, nor has she been criminally charged in such manners against said child, N.R. The plaintiff, Amber Williams, was given full custodial responsibilities of N.R. by the courts that supersede any and all court cases in the matter. Therefore, court rulings were asserted to prove, Amber Williams, is and was fit to parent her child, N.R. Even though, Child Protection Specialist, Candice Osterman had temporary guardianship of N.R. based on the removal from the biological father, Christopher Rasmussen for abuse and neglect of the child, the plaintiff, Amber Williams, parental rights were still intact throughout the entirety of the temporary placement into A.W.A.R.E Inc's Castle Pines Group Home. N.R. and his mother, Amber Williams was forced to endure the following during their time of forced separation. There was no reasonable efforts made by A.W.A.R.E. Inc.'s Castle Pines Group Home or Child Protection Specialist, Candice Osterman for reunification of Amber Williams with her child N.R. Leaving a wide variety of injustices that took place while N.R. was forced into the states care. Thus, creating grounds for the following to take place while N.R. was placed inside A.W.A.R.E. Inc.'s Castle Pines Group Home against the will of the plaintiff, Amber Williams.

Robbery by a Government Entity, is the action of taking property unlawfully from a person or place by force or threat of force. Deprivation of her Civil Rights by Tortious Intervention of a Mother Child Relationship, is the act of when an infant or child is unable to form a warm, intimate, and continuous relationship with its mother or maternal figure, then the child is at risk of developing behavioral and emotional disorders. Enslavement by a government entity, the action of making someone a slave against their will and or well-being. Terrorism by a government

entity, the unlawful use of force or violence against a person(s) or property to intimidate or coerce. Interference of Civil Rights, if two or more persons in any state or territory conspire to prevent, by force, intimidation, or threaten any person from accepting or holding any office, trust, or place of confidence under the United States. Interference of Constitutional Rights, the person injures, oppresses, threatens, or intimidates another person with the intent to deprive that person of a right, privilege, or immunity in fact granted by the constitution or laws of the state. Violation of Parental Rights, Mont. Code Ann. 40-4-227, it is policy if the state of Montana to recognize the constitutionally protected rights of parents and the integrity of the family unit. Parental Alienation is the process and the result of psychological manipulation of a child into showing unwarranted fear, disrespect, or hostility towards a parent or other family members. Furthermore, the asserted claims that may be listed under the "Injuries" section of the complaint are listed as injuries because they are a direct result of said claim. Therefore, making them injuries that were acquired due to the lack of a timely and lawfully interference of an appropriate manner which therefore lead to the abuse of state officials in this matter. Under Mont. Code Ann. 40-4-212 Best Interest of Child. (A) The wishes of the child's parent or parents. (B) the wishes of the child. (C) the interaction and the interrelationship of the child with the child's parent or parents and siblings and with any other person who significantly affects the child's best interests. (D) the child's adjustments to home, school, and community. (E) the mental and physical health of all individuals involved. (H) continuity and stability of care. (I) developmental needs of the child. (L) whether the child has frequent and continuing contact with both parents, which is considered to be in the child's best interests unless the court determines, after a hearing, that contact with a parent would be detrimental to the child's best interests. In making that determination, the court shall consider evidence of physical abuse or threat of physical abuse by one parent against the other parent or child. Mont. Code Ann. 41-3-102 Definitions. 2 "A person responsible for a child's welfare". 2 (b) a person providing care in a day- care facility. 2(d) any other person responsible for the child's welfare in a residential facility. 7(i) actual physical or psychological harm to a child. 7(ii) substantial risk of physical or psychological harm to a child. 7(A) actual physical or psychological harm to a child or substantial risk of physical or psychological harm to a child by the acts or omissions of a person responsible for the child's welfare. 8 "Concurrent Planning"

means to work toward reunification of the child with eh family while at the same time developing treatment plans or making placement decisions or both. 21(i) inflicts or allows to be inflicted upon the child physical abuse, physical neglect, psychological abuse or neglect. 21(ii) commits or allows sexual abuse or exploitation of the child. 21(v) exposes or allows the child to be exposed to an unreasonable risk to the child's health or welfare by failing to intervene or eliminating the risks. 23(b) the term may not be construed to hold a victim responsible for failing to prevent the crime against the victim. Mont. Code Ann. 45-5-634 Parental Interference (A) before the entry of a court order determining parenting rights, takes, entices, or withholds a child from the other parent when the action manifests a purpose to substantially deprive that parent of parenting rights. (B) is on of two persons who has parenting authority of a child under a court order and takes, entices, or withholds the child from the other when the action manifests a purpose to substantially deprive the other parent of parenting rights. Mont. Code Ann. 45-5-622 Endangering welfare of children. 1 A parent, guardian, or other person supervising the welfare of a child less that 18 years old commits the offense of endangering the welfare of children if the parent, or guardian, or other person knowingly endangers the child's welfare by violating a duty of care, protection, or support. Mont. Code Ann. 45-8-212 Criminal Defamation, 1 Defamatory matter is anything that exposes a person or a group, class, or association to hatred, contempt, ridicule, degradation, or disgrace in society or injury to the person's or its business or occupation. Upon further review of the legal basis to the claim, the plaintiff, Amber Williams, would like the courts to review the legal grounds for failure to protect as being defined as when an adult fails to do something generally considered to be a safeguard or rescue a child from abuse or neglect. The negligence in this matter is to be defined as failure to take proper care or actions in doing something.

ARGUMENT

In this Motion to Produce a More Definite Statement, A.W.A.R.E. Inc. Castle Pines Group Home, should be fully able to ascertain the nature of the claims and determine which claims are asserted against it. As a result, A.W.A.R.E Inc. can indeed formulate its response to the Plaintiffs Complaint in question. The Legal

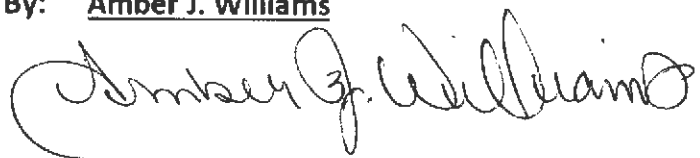
Standard in this case shows that multiple laws were violated and infringed upon by A.W.A.R.E. Inc. Castle Pines Group Home as defined in said section of this motion. Therefore, leaving ground for Castle Pines Group Home to provide a proper response to the claim against them. Whether or not this defendant, A.W.A.R.E. Inc., is privately owned or state owned, it should be held fully accountable for its involvement in this claim and not protected under color of law. Due to the fact that it's responsibilities are to provide care, treatment, housing, and basic necessities of living to children that enter the facility as residence, even when said resident is forced against their will, it should be held to the same exact standards as any other facility in the state of Montana. The Plaintiffs conclusory allegation that "all defendants aided" Osterman does cure this defect because it does clarify how this alleged conduct results in constitutional liability for A.W.A.R.E. Inc.

CONCLUSION

The Plaintiff has hereby produced a more definite statement in response to A.W.A.R.E. Inc.'s motion for a more definite statement. The Defendant, A.W.A.R.E. Inc. should be able to formulate a correct and true statement to the claims against it. The Defendant can ascertain the nature of the claims and provide a correct response therefore and herein.

Dated this 20th day of October, 2020.

By: Amber J. Williams

A handwritten signature in black ink that reads "Amber J. Williams". The signature is written in a cursive style with a large initial 'A' and 'W'.

Plaintiff

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