Amy Weber

452 B North 8th Street

Fairview, NJ 07022

(917) 847-5026

Supreme Court of New Jersey

 App. Div. Number. **A­4138­12T2**

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| NEW JERSEY DIVISION OF CHILD PROTECTION AND PERMANENCY Plaintiff­Respondent, v.AMY WEBER,  Defendant­Appellant;KEITH YONOS,  Defendant­Respondent;IN THE MATTERS OF KEITH ALEXANDER YONOS, Minor.  |  **Civil Action**  **SUPPLEMENTAL BRIEF** |

This is the last time that the Defendant-Appellant, WEBER, can legally speak the details of her case. On July 13, 2015 at the request of Plaintiff-Respondent, Judge Bottinelli ordered WEBER within 7 days to “remove from social media (and/or cause third parties to remove, as applicable) any and all references or actual disclosures of any records, documents or reports generated by DYFS/DCP&P, or any of its agents, representatives or employees. In the event the Defendant fails to comply with this sanction, she shall be subject to sanctions, which may include arrest or incarceration.” This order (EXHIBIT A) also declares that WEBER shall not receive her case file, which she has never, in actual fact, ever seen, even though this case has gone on since July 9, 2009. WEBER has been Pro se for most of this case. WEBER complied with the order, obviously written by the hand of the Defendant’s attorney, against whom she has filed an ethics complaint (EXHIBIT B), because he was an attorney she had consulted with prior to the divorce action, to whom she had told intimate, confidential details about her then-disintegrating marriage, and who had seen she and her husband in mutual sessions. The marriage was marked with infidelity and violence by YONOS to the point that WEBER fled, in the night, barefoot with the baby in arms. When the hearings began, there he was at her ex’s side and has proceeded through the years since the 2008 divorce to make WEBER’s life hell, sapping her bank accounts and stalking her through her possessions; currently he is seeking to incarcerate her for a bill for $30,000. WEBER’s career path as an architect has been successful, but this only meant a more combative adversary. Her ex-husband can only be described as multi-sexual. Dr. Jerome Maddux found him to be “a liar, manipulator and obsessed with WEBER”. (*EXHIBIT ??? Or is this part of the case file being hidden?????)* WEBER has complied with every requirement (*ask AS to describe in DETAIL what she has done )*.

 In this way the marital abuse continues even though the marriage has dissolved. Her finances are no longer stable, her savings are completely gone, her health suffers, her work is a struggle just to focus on. WEBER continues to pay regular child support and summer camp and therapy for her child but has had no visits since (*NEEDS DATE*).

 Throughout this ordeal only WEBER’s psyche is explored, with the Plaintiff-Respondent constantly re-framing the requirements for re-unification in a way that makes no sense. It is cruel and unusual punishment and a violation of both the mother and the child’s Constituional rights to be keep apart. The minor has been told, on three different occasions now, that he will be meeting with his mother, yet these visits never materialize.

 How can those in authority continue to ignore serious, warning signs, such as “secret-keeping” from EXHIBIT # “Psychosocial Evaluation: The Yonos/Weber Family, Audrey Hepburn Children’s House, Northern Regional Diagnostic Center. These records are to be sealed behind wall that is the authority of the Court, when clearly, in this one, this very young child was telling everyone (his mother, his nanny, his therapist, social workers, etc.) that he was in danger.

 The former appeals attorney Mario Blanch, Esq., fails to mention many details, but only a few are being supplied in this supplemental brief. WEBER is attempting to show one last view of what exactly that her son has told those in charge. How can hatred of her “histrionic declarations” (YONOS and his immoral attorney and the Plaintiff-Respondent, collectively) be the reason to ignore this child’s pleas?

 In 2006, K.A.Y. was one year old when he suffered a burn at the hands of his father. YONOS had arrived home from a week away on a business trip. It was about 7 PM. The baby was sleeping in his crib. When YONOS got home, WEBER told him she was to attend a church prayer meeting, and he said yes. The live-in nanny was ready to go to her bedroom - done for the day. When WEBER was on the way to the prayer meeting, she received a phone call from YONOS, who said, “Where are you?” WEBER replied, “Driving to the prayer meeting.” He said turn around please. WEBER asked why? YONOS said the baby had an accident. WEBER asked “What kind of accident?” He said, “Just come home.” When WEBER got home, the live-in nanny was crying, and YONOS told WEBER “Let’s go to the hospital”. The baby was in pajamas all covered up and crying. WEBER asked again what happened to the live-in nanny who replied that she didn't understand what he referring to. She said YONOS went to the baby’s bedroom and got him out of his crib the baby was still sleeping. When WEBER got in the car, she asked YONOS could he tell her what had happened. YONOS said he had really missed K.A.Y. and even though he was sleeping, he took him out of his crib to hug him. But he had water boiling on the stove as he was going to prepare himself some pasta. He went to pour the pasta into the pan and the baby bent down and touched the handle and the pan tilted and the hot water burned the baby's leg. WEBER cried at the ER when she saw her son’s injury but YONOS was very calm and he held the baby while the physicians were attending him, as was crying unstoppable. She was with a nurse in another room. When they got home, the live-in nanny was waiting, wide-awake and was very upset. She said “How did this happen if the pan was not on the floor. I found it on the kitchen sink?!!” WEBER confronted YONOS immediately, demanding an explanation. She asked him “Why aren't you burned? Why are your legs not burned?” The baby had on very thick winter pajamas and had third degree burns and had to be treated with skin transplant. YONOS had on light business suit pants. He said he didn't know. He started to sob and cry and say if she thought he could do that to his own blood, to his only son? He started shifting the arguments and sobbing, getting on his knees, begging her to forgive him and that it was an accident.  He threatened to kill himself again. Two weeks later, in another domestic violence incident, WEBER was seeking for a restraining order. She went before a judge (that is retired now) and told all of this to the judge. YONOS cried in court and begged for counseling and not a divorce and not a TRO, because of his job employment. He was crying uncontrollably in court. The judge said he believed YONOS was innocent and he did not burn K.A.Y. leg on purpose. He repeatedly said "it was an accident." The Judge said "I believed his tears, that he is innocent." WEBER told Luis Padierna, DCYS case investigator.

 The following text is an excerpt from DCP&P f/n/a DFYS documents: On March 26th, 2010, the Division received a referral from a doctor at the pediatric emergency room at HUMC reporting that the child, K.A.Y. was brought to the emergency room at 10:30p.m. the previous day by his mother, WEBER. The child reportedly spoke with his therapist, via telephone and alleged that his father had hurt him. As a result, the therapist referred the child to the emergency room. The child, K.A.Y. disclosed to his therapist that his father used a birthday candle to hurt him. The referent advised that a physical examination was conducted and the child had a small burn mark on his right palm, a red dot on his chest and a linear scratch on his arm. The referent stated that the child claimed his father hurt him with the candle because he did not want the child talking to his therapist about a gun in the father’s home.” (EXHIBIT #)

 Another egregious example of those in charge not doing their duty was on (*NEEDS DATE HERE*) the child, K.A.Y. came home with red dots on his face, neck, chest, legs and hands after visit with his father (with Rose Vega supervising) and told WEBER that his father burned his “pee pee too” with a candle. This was again confirmed by child, K.A.Y. at Hackensack Medical Center ER when he told the doctors that examined him and they called DCP&P, who then scheduled K.A.Y. to be seen by a Pediatrician. AHCH Dr. Julia DeBellis stated that those marks were almost gone but accused WEBER of "trying to find allegations against Mr. Yonos". A DCP&P went to Yonos home to investigate Yonos and he noticed the same description of the "peach color candles in YONOS living room that K.A.Y. had described to Dr. DeBellis. How can that be a coincidence? WEBER had never seen the candles or their color. Research has revealed that DCYS worker Luis Padierna, who failed to investigate the burn, had no social worker license (EXHIBIT) while he was under State authority, interviewing and transporting child, K.A.Y. Furthermore, he was unsuitable for being an investigator as he was being sued in Family Court, by the mother (Laura Emilia Ordaz Moreno) of his son, Christopher Ordaz. His was the same attorney that was WEBER’s former trial attorney Mark P. McAuliffe and same man on the bench: Judge Peter Melchionne. How is this possibly not a conflict-of-interest?

 Yet another issue left out by Mario Blanche, Esq.: Dr. Woo the attending physician told DCP&P f/k/a DYFS case worker the child stated that his pee-pee hurt him. K.A.Y. reported to the case worker that they went to the hospital, that his father hit his pee-pee, his father ate his pee-pee and then stuck his finger in his coolie (referring to his anus) and demonstrated his father eating his BP by opening his mouth and made a gesture with his head back and forth similar to oral sex. K.A.Y. also explained that his father took his own finger in stuck it in his own coolie (anus) and made him smell it. Dr. Woo told DCP&P f/k/a DYFS case worker that the child was very consistent in his answers regarding to this issue that "his father ate his pee pee and stuck his finger in his coolie". Dr. Woo stated to that she concurred with Dr. Nina Agrawal of Audrey Hepburn Children House AHCH as they suspected some type of oral play maybe occurred. January 20, 2010 DCP&P f/k/a DYFS case worker met with Detective Harris and leading investigator, Detective McNaulty, forensic investigator Bergen County Prosecutors Office BCPO. The caseworker observed the interview between detective McNaulty and the

child. The child stated "Papa ate my pee-pee today" “I was very tired when Papa ate my peepee”.

The detective informed the case worker that the child was "all over the place" during the

interview. (EXHIBIT #)

 Another example left out: April 11, 2011 WEBER appeared before Judge McGrogan for an emergency hearing. Reesa Villani wrote a letter to the court and informed DCP&P f/k/a DYFS that the father was dangerous to the child and that she has caught him touching the child's private part while sitting a 5-year-old on the car seat. She also reported YONOS had screamed at her and she feared for her life. She withdrew from supervising. The court ignored that letter. WEBER was to have supervised visits one hour per week at DCP&P f/k/a DYFS facility with psychologist and clinicians Rachel Polan and Patricia Kryger. Rachel Polan was removed by Judge McGrogan from being one of the supervisors due to WEBER’s complaint that Polan’s reports that she was providing were totally different than what was happening during the visits. WEBER had been recording the visits. Also, at the fact-finding trial Rachel Polan was found to a relationship with the father of the child, YONOS. Again, what kind of way is this to run an agency that sits in judgement of this mother?

 Polan was leaving out of her report significant episodes and actions and reactions that the child K.A.Y. was having, as well as the things he was disclosing during the visits. WEBER reported that Polan would tell inform to start taking anti-psychotropic medications. WEBER told her that no doctor had recommended that to her and that Dr. Michael Gentile had said she had not needed medications and who had told her that WEBER needed such medications? Polan said that AHCH had informed her that WEBER was to be under anti-psychotropic medications. WEBER told Polan she was not a doctor nor a psychiatrist and neither was AHCH. WEBER called Dr. D'Urso (D’URSO) to find out who had diagnosed her as delusional at AHCH and who had mandated for her to take antipsychotropic medications. WEBER demanded to see that medical report and who had conducted it and when. There was no response. This is the pattern with Plaintiff-Respondent.

 Further, January 26th, 2012 visit supervised by clinician’s psychologist from Children Aids

and Family Services (CAFS) Patricia Kryger, and Maria Mahtani: the child, K.A.Y. pulled down his pants and told both clinicians to put their mouth in child’s penis child opened up his buttock and told both clinicians to stick their fingers in his anus. Both clinicians called DCP&P f/k/a DYFS supervisor Nicole Miller the visit was held at their office. The child was terrified in that in the presence of mother and one of the clinicians, Mahtani. The Minor K.A.Y. said that he did not wanted to go home with his father; that his father was going to kill him; that his father had a black gun and was going to put it on his head K.A.Y. ran into the corner of the room, facing the wall, saying “please help me somebody please help me I want to die nobody helps me”. DCP&P f/k/a DYFS supervisor Nicole Miller decided to end the visit that was being held at DCP&P f/k/a DYFS facility division and handed the child to his father, YONOS. Those two clinicians were very concerned about K. A.Y.’s allegations and they called DCP&P f/k/a DYFS supervisor Nicole Miller who made the decision to allow K.A.Y. to go with his father, YONOS, indicating that they will have the K.A.Y. evaluated again by AHCH psychologists to find out why he was still making sexual allegation against YONOS when he had not lived with WEBER for over one year at that time and was allowed to communicate with his mother only under supervised visitations with clinicians present.

 It goes on and on, but the child, K.A.Y. bravely continues to tell every time he is presented with a social worker. The question is, WHY is he (and WEBER) being ignored? August 2012 during WEBER's supervised visit with DCP&P f/k/a DYFS caseworker Joan Takcas plaintiff told a case supervisor that his penis was hurting, to please take a look at his penis, and see how bad it was hurt. Caseworker said “Just keep playing with your mother.” K.A.Y. told Plaintiff WEBER and Defendant Takcas again that his penis was hurting very badly, to please both to take a look at his penis. WEBER asked caseworker to please call a nurse to check on her son’s penis. The caseworker denied her request and at the end of the visit, gave the child to his father.

 The caseworker informed the mother that she told the father to take the child to his own pediatrician for an examination and she would get back to the mother the following day.

WEBER called the Division to find out the status of her son's medical examination.

Caseworker informed WEBER that she found out that the father has left on a business trip very

suddenly and they were not happy and were going to address the issue with the father upon his

return. WEBER asked where was the child? The caseworker said that they were not going to

provide that information to the mother. One week later, YONOS comes back from a business trip and takes K.A.Y. to his pediatrician who finds that the child informed him that his penis was hurting the week before, but pediatrician did not see anything abnormal (*Voice recording in the case file*).

 In his submitted brief, Mario Blanch Esq. mentions that Dr. D'Usro is an expert witness for both Audrey Hepburn Children’s House and CAFS, but Dr. D'Urso doesn't work at CAFS. Why didn't CAFS testify, after they abandoned the case, that child, K.A.Y. made new sexual allegations to them, not from WEBER?

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