

Michelle Watts
Petitioner,

and

Michael J.M. Gantine
Respondent.

IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT, IN AND
FOR MIAMI-DADE COUNTY, FLORIDA

FAMILY DIVISION

Case No.: 2017-002826-FC-04
Section: 29

AMENDED ORDER TO PICK-UP MINOR CHILD

An Emergency Verified Motion for Child Pick-Up Order has been filed by (✓) Petitioner () Respondent, alleging facts which under existing law are determined to be sufficient to authorize taking into custody the minor child named below. Based on this motion, this Court makes the following findings, notices, and conclusions:

JURISDICTION

This Court has jurisdiction over issues surrounding the minor child listed below based on the following:

[✓ all that apply]

— ✓ — a. This Court exercised and continues to exercise original jurisdiction over the minor children listed below under the Uniform Child Custody Jurisdiction and Enforcement Act (UCCJEA), specifically, section 61.514, Florida Statutes.

— b. A certified out-of-state custody decree has been presented to this Court with a request for full faith and credit recognition and enforcement under the Parental Kidnapping Prevention Act, 28 U.S.C. §1738A. This Court has jurisdiction to enforce this decree under the UCCJEA, specifically sections 61.501-61.542, Florida Statutes.

— c. By operation of Florida law governing the primary custody rights of children born out of wedlock, this Court has jurisdiction over the child(ren) listed below because this (these) child(ren) was (were) born in the State of Florida and no prior court action involving the minor child(ren) has addressed a putative father's rights to custody or other parental rights. See sections 742.031 and 744.301, Florida Statutes.

— d. Pursuant to the UCCJEA, specifically section 61.516, Florida Statutes, this Court has jurisdiction to modify a custody decree of another state and has consulted with the Court which took initial jurisdiction over the minor child(ren) to determine this authority.

— ✓ — e. Other: EMERGENCY JURISDICTION UNDER THE UCCJEA AND SUPERIOR COURT OF WASHINGTON FOR KING COUNTY, CASE 17-2-01981-0 KNT, DATED JANUARY 30, 2017. DOMESTIC INJUNCTION ATTACHED

NOTICE OF HEARING

Because this Order to Pick-Up Minor Child has been issued without prior notice to the non-movant Michael J. M. Gantine, all parties involved in this matter are informed that they are scheduled to appear and testify at a hearing regarding this matter on **May 31st, 2017, at 3:00 p.m.**, at which time the Court will consider whether the Court should issue a further order in this case, and whether other things should be ordered, including who should pay the filing fees and costs. The hearing will be before **The Honorable MARCIA DEL REY at 175 NW 1st Ave, Miami FL 33128, Courtroom 19-B.** If a party does not appear, this order may be continued in force, extended, or dismissed, and/or additional orders may be issued, including the imposition of court costs.

If you are a person with a disability who needs any accommodation to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the Miami-Dade County Court's ADA Coordinator at Lawson E. Thomas Courthouse Center, 175 N.W. 1st Ave., Suite 2702, Miami, FL 33128, telephone numbers (305) 349-7175 for voice or (305) 349-7174 for TDD and 349-7355 for fax, within two working days of your receipt of this document. TDD users may also call 1-800-955-8771 for the Florida Relay Service.

ORDER

This Court **ORDERS AND DIRECTS** any and all sheriffs of the State of Florida (or any other authorized law enforcement officer in this state or in any other state) to immediately take into custody the minor child(ren) identified below from anyone who has possession and:

1. Place the minor child in the physical custody of Michelle Watts, who may remove the minor child from the jurisdiction of this Court, and transport the minor child to the State of Washington.

OR

2. Accompany the minor child(ren) to the undersigned judge, if the minor child(ren) is (are) picked up during court hours, for immediate hearing on the issue of custody. It is the intention of this Court that the non-moving party, minor child(ren), and movant appear immediately upon service of this order before the undersigned judge, if available, or duty judge to conduct a hearing as to which party is entitled to lawful custody of the minor child(ren) at issue. It is not the intention of the court to turn over the child(ren) to the movant on an ex parte basis. Neither party should be permitted to remove the child(ren) from the jurisdiction of this Court pending a hearing. If unable to accomplish the above, the sheriff/officer shall take the child(ren) into custody and place them with the Department of Children and Family Services of the State of Florida pending an expedited hearing herein.

OR

3. Place the minor child(ren) in the physical custody of {agency} _____, who shall contact the undersigned judge for an expedited hearing. The sheriff/officer shall not delay the execution of this court order for any reason or permit the situation to arise where Florida Supreme Court Approved Family Law Form 12.941(e), Order to Pick-Up Minor Child(ren) (12/02) the non-moving party is allowed to remove the child(ren) from the jurisdiction of this court.

4. NEITHER PARTY OR ANYONE AT THEIR DIRECTION, EXCEPT PURSUANT TO THIS ORDER, MAY REMOVE THE CHILD(REN) FROM THE JURISDICTION OF THIS COURT PENDING FURTHER HEARING. SHOULD THE NON-MOVING PARTY IN ANY WAY VIOLATE THE MANDATES OF THIS ORDER IN THE PRESENCE OF THE LAW ENFORCEMENT OFFICER, THIS OFFICER IS TO IMMEDIATELY ARREST AND INCARCERATE THE OFFENDING PARTY UNTIL SUCH TIME AS THE OFFENDING PARTY MAY BE BROUGHT BEFORE THIS COURT FOR FURTHER PROCEEDINGS.

All sheriffs of the State for Florida are authorized and ORDERED to serve (and/or execute) and enforce this order in the daytime or in the nighttime and any day of the week, except as limited by this order above.

Except as limited by the above, if necessary, the sheriff/officer is authorized to take all reasonable, necessary, and appropriate measures to effectuate this order. The sheriff/officer shall not delay the execution of this order for any reason or permit the situation to arise where the child(ren) is (are) removed from the jurisdiction of this Court before execution of this order.

The minor child(ren) is (are) identified as follows:

Name	Sex	Birth Date	Race	Physical Description
Jacob R. Gantine	Male	5/31/08	B	Dark brown curly hair, Dark brown eyes

Current location/address of minor child or of party believed to have possession of the minor child: 7721 NW 7th St. Miami, FL 33126, Apt. 315.

ORDERED on May 30, 2017 at Miami-Dade County

STATE OF FLORIDA, COUNTY OF DADE

I HEREBY CERTIFY that the foregoing is a true and correct copy of the original on file in this office. May 30, 2017 AD 20 HR

HARVEY RUVIN, Clerk of Circuit and County Courts

Deputy Clerk [Signature]



[Signature]

MARCIA DEL REY
CIRCUIT COURT JUDGE

COPIES TO:

Michelle Watts 17701 SE 108th AVE Renton WA 98055

Michael J.M. Gantine 7721 NW 7th St. Apt. 315 Miami, FL 33126

CERTIFIED FILED
COPY 17 JAN 30 PM 2:40

ISSUED ^{VB}
EXP04

KING COUNTY
SUPERIOR COURT CLERK,
KENT, WA

Superior Court of Washington
For King County

+ OBO MINOR

Michelle B. Watts 9/4/74
Petitioner DOB

vs.

Michael J. M. Gantine 9/3/70 or 9/3/76
Respondent DOB

17-2-01981-0 KNT
No.

Temporary Order for Protection and
Notice of Hearing (TMORPRT/ORWPN)
(Clerk's Action Required)

Next Hearing Date: 2/13/2017
Time: 8:30 am Room: 1G
At: 401 Fourth Avenue N., Kent, WA 98032

Names of Minors: No Minors Involved

First Middle Last Age

Jacob Ryan Gantine 8

Respondent Identifiers

Sex	Race	Hair
Male	Black	BRN
Height	Weight	Eyes
6'2"	145	BLK

Respondent's Distinguishing Features:

The Court Finds:
The court has jurisdiction over the parties, the minors, and the subject matter. The respondent will be served notice of his or her opportunity to be heard at the scheduled hearing. RCW 26.50.070. For good cause shown, the court finds that an emergency exists and that a Temporary Protection Order should be issued without notice to the respondent to avoid irreparable harm or injury.

The Court Orders:

- Caution: Access to weapons: yes no unknown
- 1. Respondent is **restrained** from causing petitioner physical harm, bodily injury, assault, including sexual assault, and from molesting, harassing, threatening, or stalking.
 petitioner the minors named in the table above these minors only.
 - 2. Respondent is **restrained** from harassing, following, keeping under physical or electronic surveillance, cyberstalking as defined in RCW 9.61.260, and using telephonic, audiovisual, or other electronic means to monitor the actions, locations, or wire or electronic communication of petitioner the minors named in the table above
 only the minors listed below members of the victim's household listed below the victim's adult children listed below.

Additional no contact provisions are on the next page.

The terms of this order shall be effective until: the end of the hearing, noted above.

3. Respondent is **restrained** from coming near and from having any contact whatsoever, in person or through others, by phone, mail, or any means, directly or indirectly, except for mailing or service of process of court documents by a 3rd party or contact by respondent's lawyer(s) with petitioner the minors named in the table above these minors only:

4. Respondent is **restrained** from going onto the grounds of or entering petitioner's residence workplace school the day care or school of the minors named in the table above these minors only:

other:

Petitioner's address is confidential. Petitioner waives confidentiality of the address which is:

5. Petitioner shall have exclusive right to the residence petitioner and respondent share. The respondent shall immediately **vacate** the residence. The respondent may take respondent's personal clothing and respondent's tools of trade from the residence while a law enforcement officer is present. This address is confidential. Petitioner waives confidentiality of this address which is:

6. Respondent is **prohibited** from knowingly coming within, or knowingly remaining within 500 ft. (distance) of: petitioner's residence workplace school the day care or school of the minors named in the table above these minors only:

other:

7. Petitioner shall have possession of essential personal belongings, including the following:

8. Petitioner is granted use of the following vehicle:
 Year, Make & Model _____ License No. _____

9. Other: *Child is to be returned to mother's custody & care pending next hearing. Court orders this order due to allegations of history of DV against petitioner & child.*

Protection for minors:

10. Petitioner is **granted** the temporary care, custody, and control of the minors named in the table above these minors only.

11. Respondent is **restrained** from interfering with petitioner's physical or legal custody of the minors named in the table above these minors only.

12. Respondent is **restrained** from removing from the state the minors named in the table above these minors only.

Issue of detainer order in IL and UCCJEA.

Temp Ord for Protection/Nt of Hrg (TMORPRT/ORWPN) - Page 2 of 4
 WPF DV-2.015 Mandatory (12/2014) - RCW 26.50.070, RCW 9.41.800

Handwritten signature/initials

Surrender of Weapons

The respondent must turn in any firearms and other dangerous weapons as stated in the *Order to Surrender Weapons Issued Without Notice*, filed separately.

The respondent is directed to appear and show cause why this temporary order should not be made effective for one year or more and why the court should not order the relief requested by the petitioner or other relief which may include electronic monitoring, payment of costs, and treatment. ***Failure to Appear at the Hearing May Result in the Court Granting Such Relief. The Next Hearing Date is Shown on Page One.***

Warnings to Respondent. A violation of provisions 1 through 6 of this order with actual notice of its terms is a criminal offense under chapter 26.50 RCW and will subject you to arrest. If the violation of the protection order involves travel across a state line or the boundary of a tribal jurisdiction, or involves conduct within the special maritime and territorial jurisdiction of the United States, which includes tribal lands, you may be subject to criminal prosecution in federal court under 18 U.S.C. § 2261, 2261A, or 2262.

A violation of provisions 1 through 6 of this order is a gross misdemeanor unless one of the following conditions apply: Any assault that is a violation of this order and that does not amount to assault in the first degree or second degree under RCW 9A.36.011 or 9A.36.021 is a class C felony. Any conduct in violation of this order that is reckless and creates a substantial risk of death or serious physical injury to another person is a class C felony. Also, a violation of this order is a class C felony if you have at least two previous convictions for violating a protection order issued under Titles 7, 10, 26 or 74 RCW.

If the court issues a final protection order, and your relationship to the petitioner is that of spouse or former spouse, parent of a common child, or former or current cohabitant as intimate partner, including a current or former registered domestic partner, you may not possess a firearm or ammunition for as long as that final protection order is in effect. 18 U.S.C. § 922(g)(8). A violation of this federal firearms law carries a maximum possible penalty of 10 years in prison and a \$250,000 fine. An exception exists for law enforcement officers and military personnel when carrying department/government-issued firearms. 18 U.S.C. § 925(a)(1). If you are convicted of an offense of domestic violence, you will be forbidden for life from possessing a firearm or ammunition. 18 U.S.C. § 922(g)(9); RCW 9.41.040.

You Can Be Arrested Even if the Person or Persons Who Obtained the Order Invite or Allow You to Violate the Order's Prohibitions. You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order upon written application.

Pursuant to 18 U.S.C. § 2265, a court in any of the 50 states, the District of Columbia, Puerto Rico, any United States territory, and any tribal land within the United States shall accord full faith and credit to the order.

Washington Crime Information Center (WACIC) Data Entry

It is further ordered that the clerk of the court shall forward a copy of this order on or before the next judicial day to the King County Sheriff's Office or Police Department, **Where Petitioner Lives**, which shall enter it into WACIC.

Service

The clerk of the court shall also forward a copy of this order on or before the next judicial day to the _____ County Sheriff's Office or Police Department, **Where Respondent Lives**, which shall personally serve the respondent with a copy of this order and shall promptly complete and return to this court proof of service.

Petitioner shall make private arrangements for service of this order. 911 S.P.XZ

Respondent appeared and was informed of the order by the court; further service is not required.

Law Enforcement Assistance

Law enforcement shall assist petitioner in obtaining:

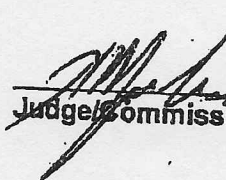
Possession of petitioner's residence personal belongings located at: the shared residence respondent's residence other: _____

Custody of the above-named minors, including taking physical custody for delivery to petitioner (if applicable).

Possession of the vehicle designated in paragraph 7 above.

Other: _____

Dated: 1/30/17 at 2:25 a.m.


HENRY H. JUDSON
Judge/Commissioner
JAN 30 2017

Presented by:

> Michelle Watts
Signature of Petitioner/Lawyer · WSBA No.

Michelle Watts
Print Name
COURT COMMISSIONER

The petitioner or petitioner's lawyer must complete a Law Enforcement Information Sheet (LEIS).

IN THE CIRCUIT COURT OF THE ELEVENTH
JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE
COUNTY, FLORIDA

FAMILY DIVISION

CASE NO. 2017-002826-FC-04
Section: 29

IN RE:

Michelle Watts,
Petitioner
Michael J.M. Gantine

AMENDED BREAK ORDER

To Any and All Singular, Law Enforcement Officers of the State of Florida, sworn testimony having been presented to the court, which under existing law is determined to be sufficient to authorize taking into custody the below named or identified minor child. Therefore, pursuant to the order of this court, you are commanded to take into custody:

NAME: JACOB R. GANTINE

DOB: 5/31/08

SEX: M

RACE: BLACK

This order shall be enforced at any time, day or night, weekday, weekend, or holiday, regardless of obstacles. The officers are specifically authorized to break into and enter the structure or dwelling located at 7721 NW 7th ST, APT. 315. MIAMI FL 33126, in which they have reasonable cause to believe the minor child is located, for the purpose of forcibly removing said child.

Upon taking the child into custody, you will deliver said child without unreasonable delay to the party granted custody MICHELLE WATTS in the Injunction issued herein.

MOPD
Police Dept.

F. MONTFERRU
Police Officer's Name

Badge Number

7pm
Time of Call

ORDERED at Miami-Dade County, Florida, on this the 30th day of May, 2017.

STATE OF FLORIDA, COUNTY OF DADE
I HEREBY CERTIFY that the foregoing is a true and correct copy of the original on file in this office. may 31st AD 2017
HARVEY RUVIN, Clerk of Circuit and County Courts



Marcia Del Rey
MARCIA DEL REY
Circuit Court Judge

This order to take into custody was executed at _____ on the _____ day of _____, 20____.

Police Dept.

Police Officer's Name

Badge Number