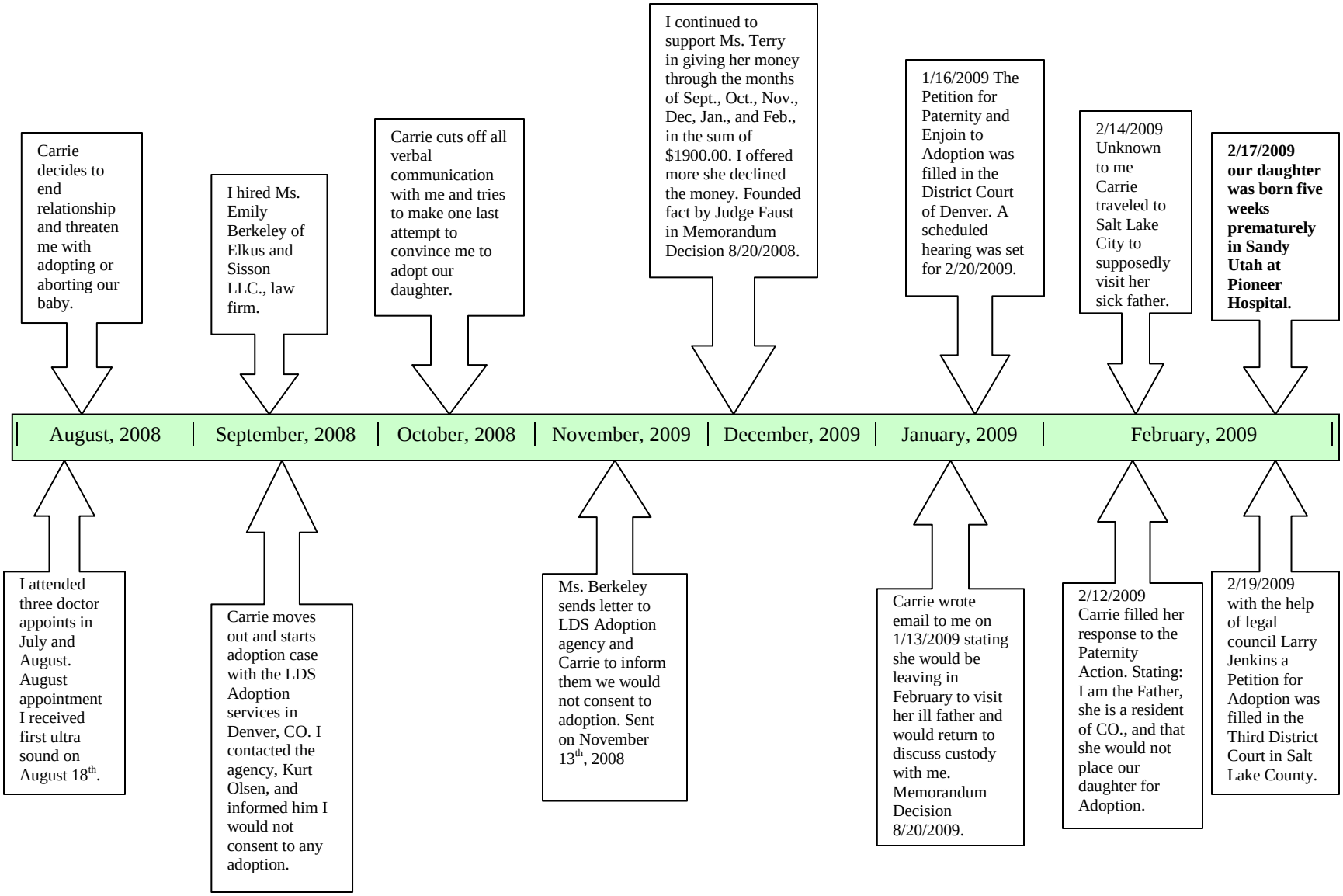
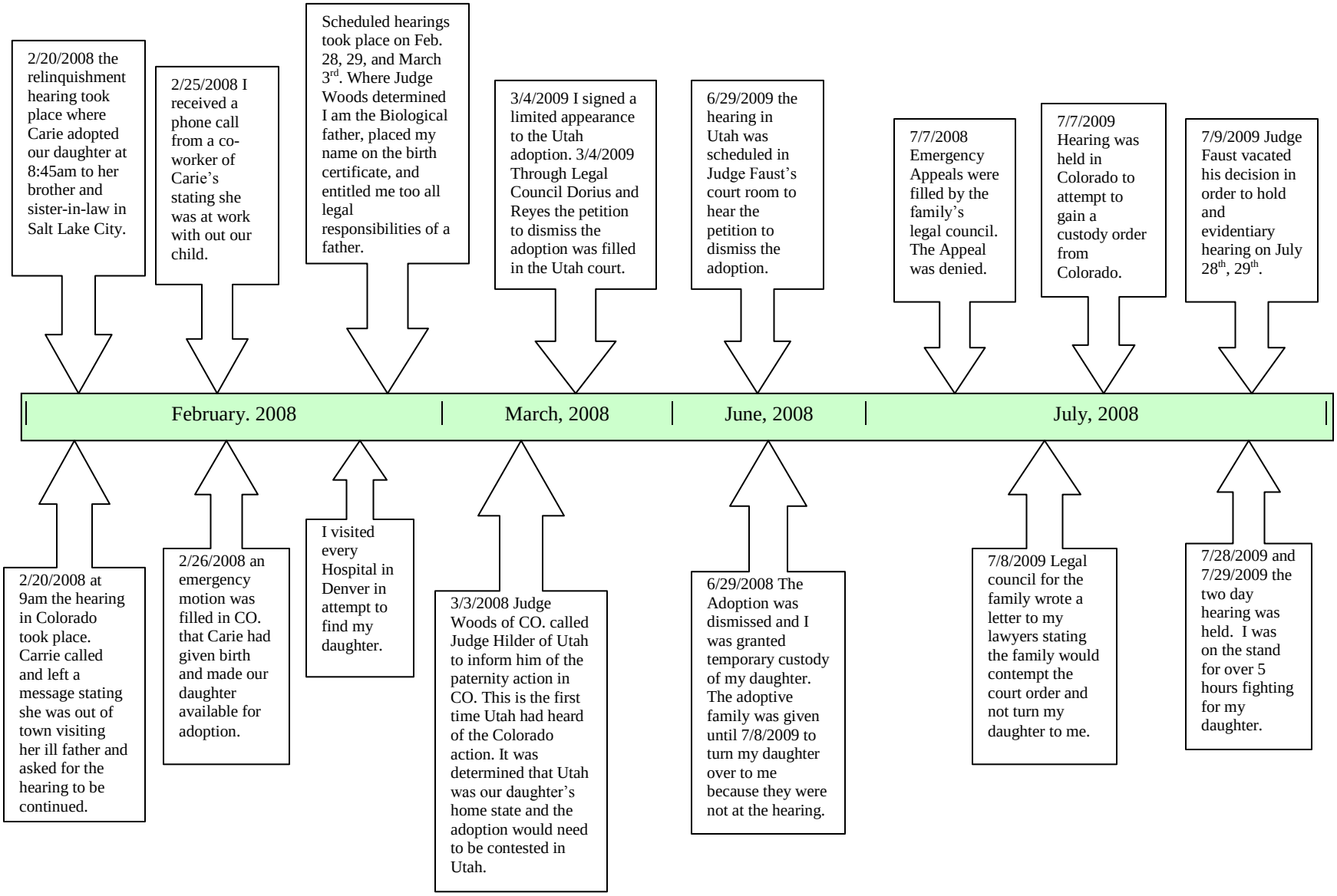
My Fight for my Daughter




2/20/2008 the relinquishment hearing took place where Carie adopted our daughter at 8:45am to her brother and sister-in-law in Salt Lake City.
2/25/2008 I received a phone call from a co-worker of Carie's stating she was at work with out our child.
Scheduled hearings took place on Feb. 28, 29, and March 3rd. Where Judge Woods determined I am the Biological father, placed my name on the birth certificate, and entitled me too all legal responsibilities of a father.
3/4/2009 I signed a limited appearance to the Utah adoption. 3/4/2009 Through Legal Council Dorius and Reyes the petition to dismiss the adoption was filled in the Utah court.
6/29/2009 the hearing in Utah was scheduled in Judge Faust's court room to hear the petition to dismiss the adoption.
7/7/2008 Emergency Appeals were filled by the family's legal council. The Appeal was denied.
7/7/2009 Hearing was held in Colorado to attempt to gain a custody order from Colorado.
7/9/2009 Judge Faust vacated his decision in order to hold and evidentiary hearing on July 28th, 29th.
February. 2008
March, 2008
June, 2008
July, 2008
2/20/2008 at 9am the hearing in Colorado took place. Carrie called and left a message stating she was out of town visiting her ill father and asked for the hearing to be continued.
2/26/2008 an emergency motion was filled in CO. that Carie had given birth and made our daughter available for adoption.
I visited every Hospital in Denver in attempt to find my daughter.
3/3/2008 Judge Woods of CO. called Judge Hilder of Utah to inform him of the paternity action in CO. This is the first time Utah had heard of the Colorado action. It was determined that Utah was our daughter's home state and the adoption would need to be contested in Utah.
6/29/2008 The Adoption was dismissed and I was granted temporary custody of my daughter. The adoptive family was given until 7/8/2009 to turn my daughter over to me because they were not at the hearing.
7/8/2009 Legal council for the family wrote a letter to my lawyers stating the family would contempt the court order and not turn my daughter to me.
7/28/2009 and 7/29/2009 the two day hearing was held. I was on the stand for over 5 hours fighting for my daughter.

August, 2008 | September, 2008 | October. 2008 | November, 2009 | December, 2008 | January, 2009

8/20/2009 **Memorandum Decision** was issued vacating the consent of Carie, finding all facts of fraud, and stating to place my name on the birth certificate.

9/20/2009 the Appeal Court of Utah denied the Appeal.

10/31/2009 Carie filled a motion to intervene and the have Judge Faust reconsider the vacating of her consent.

11/21/2009 Custody hearing was scheduled in Colorado but canceled due to Utah failing to dismiss the Adoption.

12/18/2009 The Byington's decide to allow me to visit my daughter after the hearing. I meet my daughter for the first time and get pictures of her.

1/27/2009 Legal council for the family filled a motion to rule 63 to have Judge Faust removed from the case.

1/29/2009 Judge Faust ruled to find the rule 63 legally insufficient and would direct it to the presiding judge

8/24/2009 Paternity Petition was filled in Utah.

8/28/2009 Appeal was filled by the family for Extraordinary Witt and Interlocutory decision.

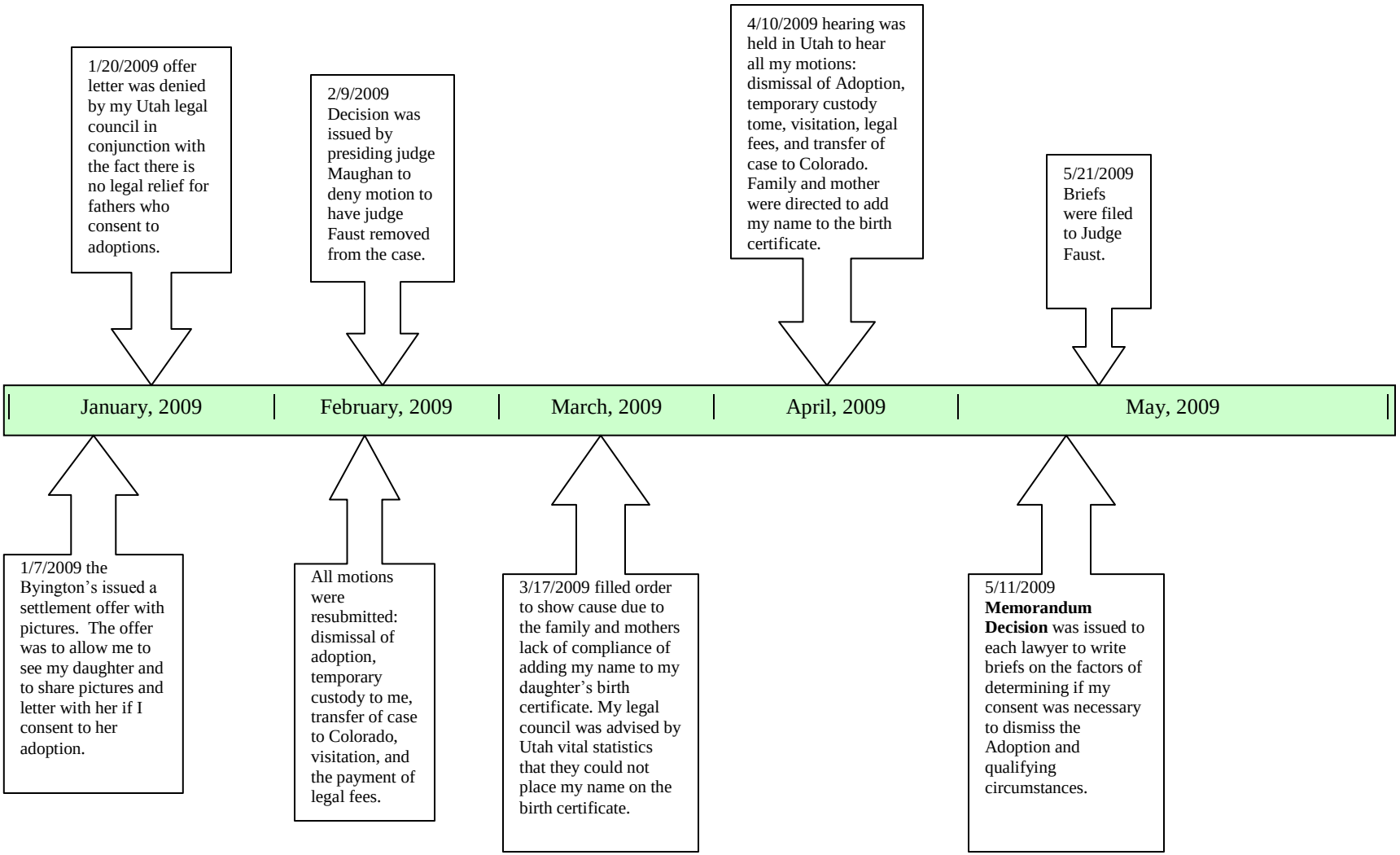
9/9/2009 hearing in Colorado was issued to have Judge Woods of Colorado speak with Judge Faust of Utah in order to determine home state of the our daughter. It was determined Utah is her home state. Judge Woods found Carie to have committed Unjustifiable Conduct against the court.

10/24/2009 my legal council in Utah refilled motions: to dismiss the adoption, transfer custody to Colorado, award me temporary custody, visitations, and attorney fees.

Sent child support payments to the Byington's with requests to meet my daughter and to see pictures of her on four occasions.

12/18/2009 Hearing took place in Utah to hear all motions. Judge Faust orders my daughter to appear in court. Judge Faust decides to only hear Carie's motions to intervene and reconsideration.

1/8/2009 **Memorandum Decision** was issued stating that Carie could intervene and the reconsideration of the vacating of the mothers consent was legally insufficient.


1/20/2009 offer letter was denied by my Utah legal council in conjunction with the fact there is no legal relief for fathers who consent to adoptions.
2/9/2009 Decision was issued by presiding judge Maughan to deny motion to have judge Faust removed from the case.
4/10/2009 hearing was held in Utah to hear all my motions: dismissal of Adoption, temporary custody tome, visitation, legal fees, and transfer of case to Colorado. Family and mother were directed to add my name to the birth certificate.
5/21/2009 Briefs were filed to Judge Faust.
January, 2009
February, 2009
March, 2009
April, 2009
May, 2009
1/7/2009 the Byington's issued a settlement offer with pictures. The offer was to allow me to see my daughter and to share pictures and letter with her if I consent to her adoption.
All motions were resubmitted: dismissal of adoption, temporary custody to me, transfer of case to Colorado, visitation, and the payment of legal fees.
3/17/2009 filled order to show cause due to the family and mothers lack of compliance of adding my name to my daughter's birth certificate. My legal council was advised by Utah vital statistics that they could not place my name on the birth certificate.
5/11/2009 **Memorandum Decision** was issued to each lawyer to write briefs on the factors of determining if my consent was necessary to dismiss the Adoption and qualifying circumstances.