

STATE OF INDIANA )  
 ) SS:  
COUNTY OF [REDACTED] )

IN THE [REDACTED]  
CAUSE NO. [REDACTED]

[REDACTED]: )  
 )  
[REDACTED] )  
[REDACTED] )  
[REDACTED], )  
Co-Petitioner, )  
 )  
vs. )  
 )  
[REDACTED], )  
Respondent. )

**NOTICE OF INCAPACITY AND CARE OF [REDACTED] BY**  
**TEMPORARY EMERGENCY CUSTODIAN [REDACTED]**

Comes now [REDACTED], by counsel, Bryan Lee Ciyou, and files her Notice of Incapacity and Care of [REDACTED] by Temporary Emergency Custodian [REDACTED] pursuant to the Verified Affidavit of [REDACTED] annexed hereto as Exhibit "1" pursuant to the Court's order annexed hereto as Exhibit "2".

Respectfully submitted,

/s/ Bryan L. Ciyou  
Bryan L. Ciyou  
Attorney for Petitioner  
**CIYOU & DIXON, P.C.**  
50 East 91st Street, Suite 200  
Indianapolis, Indiana 46240  
Telephone: (317) 972-8000  
Facsimile: (317) 955-7100  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the [REDACTED], I electronically filed the foregoing document with the Clerk of the Court using the Electronic Filing System and sent notification of such filing to the following parties or attorneys who are registered for electronic filing and service in the above captioned cause, or by U.S. mail, postage prepaid.

[REDACTED]  
[REDACTED]  
[REDACTED]

/s/ Bryan L. Ciyou  
Bryan L. Ciyou

**VERIFIED AFFIDAVIT OF [REDACTED] OF INCAPACITY**

Comes now [REDACTED], and states as follows:

1. That on [REDACTED], I was represented by counsel, Bryan L. Ciyou, and entered a Final Agreed Entry on All Pending Matters (“Agreement”) with [REDACTED], biological father of [REDACTED].
2. That Paragraph 4 of this Agreement provided Father “*supervised parenting time, part of the basis for* same being the facts of the companion protective order, [REDACTED] [REDACTED], incorporated herein.”<sup>1</sup>
3. That Paragraph 8 of this Agreement states: “That in the event of Mother’s incapacity, her mother, [REDACTED], [REDACTED]-7871, is appointed temporary emergency custodian.” (Exhibit “2”)
4. That I, and I believe [REDACTED], are incapacitated such that it is necessary for [REDACTED] [REDACTED] to take care, custody, and control of [REDACTED] at this time; [REDACTED] is presently in [REDACTED]’s care.
5. That in fact, without operation of this provision, the [REDACTED] Department of Child Services is going to open a CHINS case for [REDACTED] and her half-sister, whose father is deceased and the subject of a Guardianship filing by [REDACTED] simultaneously herewith so these siblings can remain together in the [REDACTED] Probate Court.

**Further Affiant Saith Not.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
[REDACTED]

I, [REDACTED], swear and affirm that the foregoing it true.

\_\_\_\_\_  
[REDACTED]

<sup>1</sup> The protective order has been dismissed.

STATE OF INDIANA )

IN THE [REDACTED]

) SS:

CAUSE NO. [REDACTED]

[REDACTED]

[REDACTED]: )

[REDACTED] )

[REDACTED] )

[REDACTED] )

Co-Petitioner, )

vs. )

[REDACTED], )

Respondent. )

FINAL

AGREED ENTRY ON ALL PENDING MATTERS

Comes now [REDACTED] by counsel, Bryan L. Ciyou and Emily Lewis, [REDACTED]

[REDACTED], pro se, and enter into an Agreed Entry on All Pending Matters, and in support thereof,

shows Court as follows:

1. That a Judgment of Paternity and Support was entered into on [REDACTED], [REDACTED] 10, 2016 in the child of [REDACTED], [REDACTED] ("[REDACTED]"), [REDACTED], [REDACTED] being the biological father.
2. That the parties are desirous of resolving all pending matters without further litigation, now pending under this cause number.
3. That Mother shall have sole physical and legal custody of [REDACTED]
4. That Father shall have supervised parenting time, part of the basis for same being the facts of the companion protective order, [REDACTED], incorporated herein,
5. That the parties desire for Jordan to have a meaningful, significant father-child relationship with [REDACTED], and acknowledge Indiana law allows Father to seek the Court to modify parenting time at any time, or the parties can do so by agreement, if approved by the Court and in [REDACTED]'s best interests.

[REDACTED]

6. That the parties dismiss, without prejudice, their child support, contempt, and custody evaluation petitions.


7. That all orders of the Court not inconsistent herewith shall remain in full force and effect.

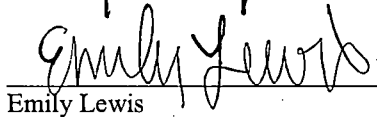
8. That in the event of Mother's incapacity, her mother, [REDACTED], [REDACTED], [REDACTED] [REDACTED], is appointed temporary emergency custodian.

So agreed.

**PETITIONER**

[REDACTED]

  
Bryan L. Ciyou, Counsel for Petitioner

  
Emily Lewis

**RESPONDENT**

[REDACTED]

**ORDER**

Comes now the Court, after first having reviewed the foregoing Agreed Entry, and it being in the Child's best interests, now orders same.

**SO ORDERED.**

[REDACTED]