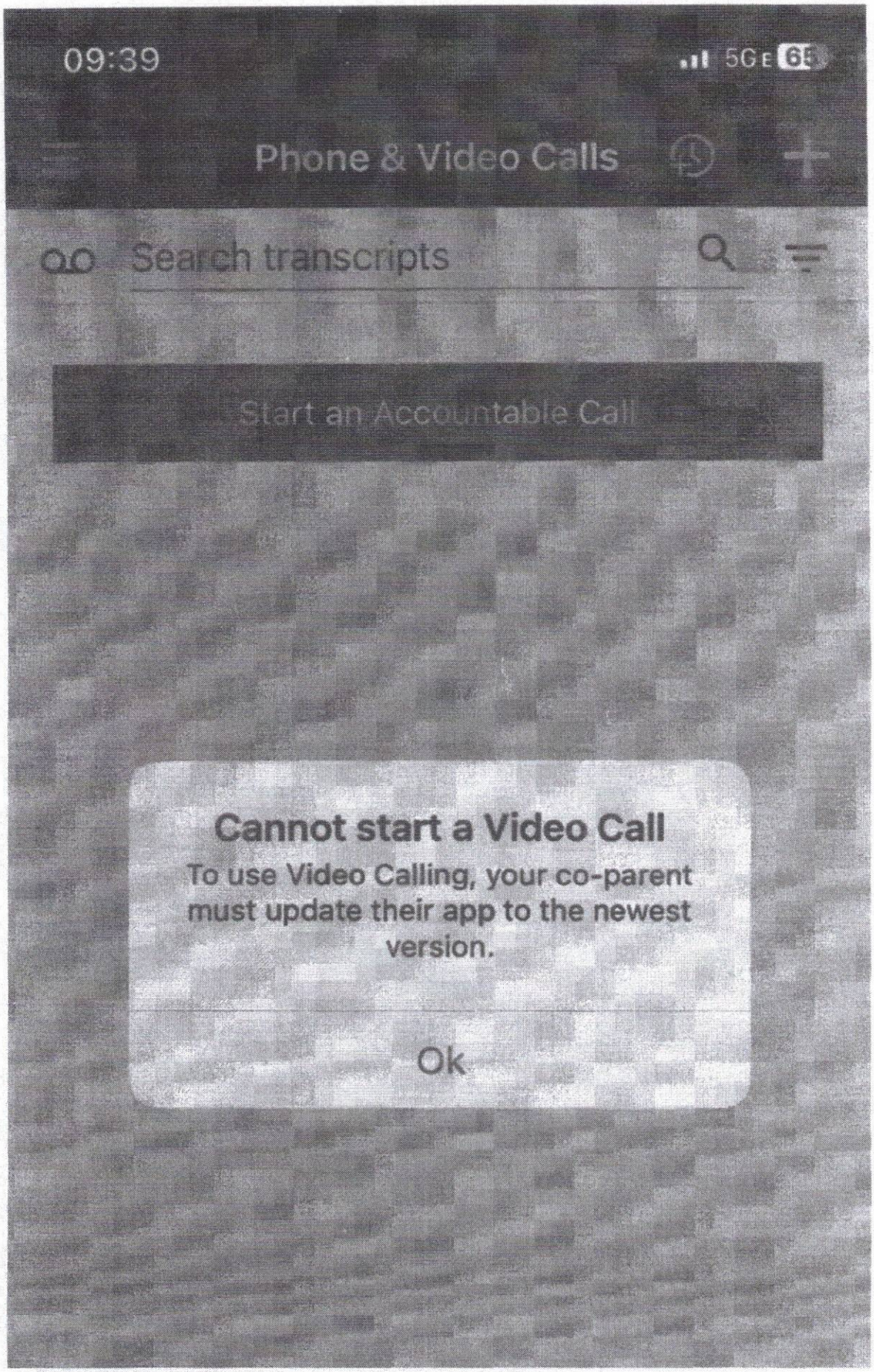
09:39
5GE 65
Phone & Video Calls
Search transcripts
Start an Accountable Call
Cannot start a Video Call
To use Video Calling, your co-parent must update their app to the newest version.
Ok

[redacted]

Fw: Gonzalez divorce Case # D-18-575860-D

[redacted]

First, demanding IMMEDIATE action when Luba is in my office is unreasonable. She lives 40 minutes from my office and the exchange point is 20 minutes away from her home.

Second, then no, she cannot provide [redacted] at the exchange point right now for the following reasons :

1. Enrique has NOT enabled Talking Parents Video Call option. He can do this immediately.
2. CBX tickets have not been provided. He can buy these on the internet.

Either of these can be remedied literally in minutes.

He can buy the tickets online right now, and he is refusing, so there is not a complete itinerary. Itinerary is ahead of time, not in-game at time of travel.

i·tin·er·ar·y

noun
noun: **itinerary**; plural noun: **itineraries**

1. a planned route or journey.
    - a travel document recording a route or journey.

Here's the website to purchase CBX tickets.

https://www.crossborderxpress.com/en/tickets

> CBX Tickets | Cross Border Xpress
>
> Cross Border Xpress | Cross to San Diego without exiting the Tijuana International Airport. Buy your CBX ticket here. Take advantage of discounts for family packages, frequent travelers, and groups.
>
> www.crossborderxpress.com

BENJAMIN B. CHILDS, ESQ.
[redacted]

062

[redacted]

Important Notice: Privileged and/or confidential information, including attorney-client communication may be contained in this message. This message is intended only for the individual directed. Any dissemination, transmission, distribution, copying or other use, or taking any action in reliance on this message by persons or entities other than the intended recipient is prohibited and illegal. If you receive this message in error, please delete. Nothing herein is intended to constitute an electronic signature unless a specific statement to the contrary is included in this message.

[redacted]

Sent: Wednesday, March 15, 2023 9:09 AM

[redacted]

Subject: RE: Gonzalez divorce Case # D-18-575860-D

Mr. Childs,

Your client is demanding that Enrique provide the CBX before drop off. He will buy round trip at the CBX terminal and provide Luba copies. That is what the Judge said.

Demanding the enabling of Talking Parents Video as a condition for release of the child is ridiculous. He has agreed.

They are not buying the CBX until they have [redacted] and the passport because they are not going to waste the money while waiting for the next condition.

[Quoted text hidden]

EXHIBIT G

ROBERT W. LUECK, LTD
Attorney and Counselor at Law
[redacted]
Facsimile **Email**
[redacted]

February 26, 2025

Luba Dace
[redacted]

RE: Complaint letter re Ben Childs

Dear Ms. Dace:

Mr. Childs requested that I respond to your letter demanding "damages" in your custody case. I am aware of the circumstances since I sat in on some of your conferences with Ben.

I have reviewed the Findings of Fact, Conclusions of Law and Orders filed January 2, 2025 as written by Judge Almase.

Contrary to the allegations in your letter, his testimony at the custody trial was not false and misleading. There were serious issues you had with Enrique and his lack of responsibility and reliability in your relationship with him.

Enrique's planned travel to Mexico was very problematic. He refused or failed to provide a travel itinerary to you and there were legitimate fears of travel into Mexico at that time due to gang violence, etc. You had the right to make the final decision at all times.

The problem is not with Mr. Child's testimony. Multiple people testified in your custody trial and there were many conflicts in the testimony regarding a lot of different issues. Mr. Child's testimony was a small part of the evidence in the case.

The real problems were that Enrique is a litigious person and he is represented by a well known litigious lawyer.

Furthermore, Judge Almase is very wrong on how she interpreted and applied the law. There was never any abduction or concealment of the child. All you did was keep your child safe for lack of assurances about the travel arrangements in Mexico. I presume that Enrique was able to see your child after he returned from Mexico.

Judge Almase made other errors. She held a phone conversation with the two lawyers but made no record of it in the court files and the call was not recorded. That is an irregular court proceedings.

Your letter states no lawful claims of any kind against Mr. Childs. No lawyer can guarantee the outcome or result in an adversarial lawsuit. Your claim is respectfully denied.

Direct all communications to me.

Sincerely Yours,

Robert W. Lueck, Esq.

OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION

LUBA DACE)
)
PLAINTIFF)
Vs)
MELVIN GRIMES, BEN CHILDS, LAW OFFICE OF BEN CHILDS)
DEFENDANT)

CASE No. A-25-922833-C
SHERIFF CIVIL NO.: 25004615

AFFIDAVIT OF SERVICE

STATE OF NEVADA }
} **ss:**
COUNTY OF CLARK }

ISRAEL CRUZ CAMACHO, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Deputy Sheriff in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on **8/5/2025**, at the hour of **9:39 AM**. affiant as such Deputy Sheriff served a copy/copies of **SUMMONS AND AMENDED COMPLAINT FOR MALPRACTICE, SECOND AMENDED COMPLAINT FOR MALPRACTICE CIVIL CONSPIRACY, BREACH OF FIDUCIARY DUTY, FRAUD/INTENTIOAL MISREPRESENTATION, CONCERT OF ACTION, NOTICE OF DEMAND FOR JURY TRIAL** issued in the above entitled action upon the defendant **ROBERT LUECK** named therein, by delivering to and leaving with said defendant **ROBERT LUECK**, personally, at [redacted] within the County of Clark, State of Nevada, copy/copies of **SUMMONS AND AMENDED COMPLAINT FOR MALPRACTICE, SECOND AMENDED COMPLAINT FOR MALPRACTICE CIVIL CONSPIRACY, BREACH OF FIDUCIARY DUTY, FRAUD/INTENTIOAL MISREPRESENTATION, CONCERT OF ACTION, NOTICE OF DEMAND FOR JURY TRIAL**

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE ON NEVADA THAT THE FOREGOING IS TRUE AND CORRECT.

DATED: August 6, 2025.

Kevin McMahill, Sheriff

By: 18310
ISRAEL CRUZ CAMACHO P# 18310
Deputy Sheriff

[redacted]

EXHIBIT H

Electronically Filed
5/5/2023 8:56 AM
Steven D. Grierson
CLERK OF THE COURT

OPPC
MELVIN R. GRIMES, ESQ.
State Bar of Nevada No. 12972
ROBERTS STOFFEL FAMILY LAW GROUP
[redacted]
Attorneys for Defendant

DISTRICT COURT
FAMILY DIVISION
CLARK COUNTY, NEVADA

LUBA GONZALEZ, Plaintiff, v. ENRIQUE IVAN VELAZQUEZ-GONZALEZ, Defendant.	Case No: D-18-575860-D Dept No: X Hearing Date: 06/15/2023 Hearing Time:10:00 AM

ORAL ARGUMENT REQUESTED **X YES** **NO**

DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION FOR AN ORDER TO SHOW CAUSE, AND A MOTION FOR ADDITIONAL ORDERS REGARDING TALKING PARENTS APPLICATION, TRAVEL, CHILD'S LAST NAME HYPHENATION, CHANGING MINORS SCHOOL, AND ATTORNEY'S FEES, AND DEFENDANT'S COUNTERMOTION FOR A MODIFICATION OF CUSTODY AWARDING DEFENDANT PRIMARY PHYSICAL AND SOLE LEGAL CUSTODY, SPECIFICALLY SOLE POSSESSION OF THE CHILD'S PASSPORT, OF THE MINOR CHILD AND AN AWARD OF ATTORNEY'S FEES

COMES NOW, Plaintiff, ENRIQUE IVAN VELAZQUEZ-GONZALEZ, by and through his Attorney of Record, MELVIN R. GRIMES, ESQ., of THE

Luba has consistently made doctor and dental appointments for the minor child without consulting or obtaining the permission of Enrique.[25] Luba believes she is entitled to make the appointment without consultation, she need only notice Enrique. Enrique then must object, or Luba believes consent has been obtained. The court should be advised that during a doctor's appointment during the covid protocols Luba had the audacity to insist that her current husband be permitted to go back with the child rather than Enrique. Luba's stated reason was that "Phil is more of a father to her than you are." Enrique has simply avoided Luba and the conflict ever since.

The Most egregious change in circumstance is that Luba committed an act of Parental Kidnapping on March 15, 2023. Luba's actions are violative of NRS 200.359 which states:

1. A person having a limited right of custody to a child by operation of law or pursuant to an order, judgment or decree of any court, including a judgment or decree which grants another person rights to custody or visitation of the child, or any parent having no right of custody to the child, who:

(a) In violation of an order, judgment or decree of any court willfully detains, conceals or removes the child from a parent, guardian or other person having lawful custody or a right of visitation of the child; or

(b) In the case of an order, judgment or decree of any court that does not specify when the right to physical custody or visitation is to be exercised, removes the child from the jurisdiction of the court without the consent of either the court or all persons who have the right to

[25] See Exhibit B, DEF0678-683.

custody or visitation, is guilty of a category D felony and shall be punished as provided in NRS 193.130.

Luba knowingly and intentionally refused to exchange the minor child with Enrique at the Chevron Gas Station located at [redacted] at 9:00 AM pursuant to the Decree of Divorce.[26] Luba continued to withhold the child until Enrique retrieved the child from school on March 21, 2023. Luba's actions were in violation of a shared custody Order, and she took action to remove the child from a parent who lawful custody. Luba has therefore committed a D felony.

Luba is going to assert that her actions were taken to protect the child from potential danger. The court is reminded that Luba took the child to the same area previously and offered none of the safeguards she demanded of Enrique. Luba attempted to use this trip as a means of modifying the agreements of the parties demanding Zoom be replaced with Talking Parents video app. That the itinerary clause be expanded providing her with more detail, despite her own failure to provide what was previously required in the Decree. Luba's concerns, even if warranted which they weren't, could have been mitigated had she delivered the child and withheld the passport. Luba committed Parental Abduction.

The court is aware, Luba's action precludes her from sharing custody of the minor child at this time. NRS 125C.0035(7) provides:

> 7. A determination by the court after an evidentiary hearing and finding by clear and convincing evidence that either parent or any other person seeking physical custody has committed any act of abduction

[26] See Decree of Divorce filed December 8, 2021, Ex. 1, pp. 9-10.

against the child or any other child creates a rebuttable presumption that sole or joint physical custody or unsupervised visitation of the child by the perpetrator of the abduction is not in the best interest of the child. If the parent or other person seeking physical custody does not rebut the presumption, the court shall not enter an order for sole or joint physical custody or unsupervised visitation of the child by the perpetrator and the court shall set forth:

(a) Findings of fact that support the determination that one or more acts of abduction occurred; and

(b) Findings that the custody or visitation arrangement ordered by the court adequately protects the child and the parent or other person from whom the child was abducted.

Luba's decision to abduct the child in violation of NRS 200.359 is a change in circumstance affecting the wellbeing of the child and in contravention of the child's best interest. Further, Luba's actions create a presumption that this court must strip Luba of shared custody and pursuant to the statutory language must limit her visitation to supervised visitation until Luba takes appropriate action to rebut the statutory requirement.

The Nevada Supreme Court has mandated that in all Orders regarding custody the court make findings regarding the best interest of the child. *Romano* at 7. NRS 125C (4) sets forth the factors the court must consider, which are:

(a) The wishes of the child if the child is of sufficient age and capacity to form an intelligent preference as to his or her physical custody.

(b) Any nomination of a guardian for the child by a parent.

(c) Which parent is more likely to allow the child to have frequent associations and a continuing relationship with the noncustodial parent.

(d) The level of conflict between the parents.

(e) The ability of the parents to cooperate to meet the needs of the child.

(f) The mental and physical health of the parents.

(g) The physical, developmental and emotional needs of the child.