

Bernard Maya
[REDACTED]
San Francisco, CA 94122
[REDACTED]

September 11, 2018

Commissioner Thomas Mazucco
San Francisco Police Commission
Police Commission Office
San Francisco Police Headquarters
1245 3rd Street
San Francisco, CA 94158

RE: Serial Child Abuse

Dear Commissioner Thomas Mazucco,

Are you part of an interagency syndicate of serial child abusers?

Please refer to the narrative and order (first and second enclosures, respectively) for some background information on the matter and help me understand what necessitated intrusions into my family's life by so many in San Francisco government, including some San Francisco police.

Regards,

B-MV

Bernard Maya

Enclosures: Narrative
Order

CC: The Honorable Mayor London Breed
San Francisco Police Department Chief Bill Scott



b maya <benmaya.maya@gmail.com>

FORMAL COMPLAINT: San Francisco Board of Supervisors

1 message

b maya <benmaya.maya@gmail.com>

Fri, Apr 14, 2017 at 1:42 PM

To: "aaron.peskin@sfgov.org" <aaron.peskin@sfgov.org>, "shsha.safai@sfgov.org" <shsha.safai@sfgov.org>, "hillary.ronen@sfgov.org" <hillary.ronen@sfgov.org>, "jane.kim@sfgov.org" <jane.kim@sfgov.org>, "jeff.sheehy@sfgov.org" <jeff.sheehy@sfgov.org>, "kaly.tang@sfgov.org" <kaly.tang@sfgov.org>, "london.breed@sfgov.org" <london.breed@sfgov.org>, "malia.cohen@sfgov.org" <malia.cohen@sfgov.org>, "mark.farrell@sfgov.org" <mark.farrell@sfgov.org>, "norman.yee@sfgov.org" <norman.yee@sfgov.org>, "sandra.fewer@sfgov.org" <sandra.fewer@sfgov.org>

Child abuse runs rampant in our society.

[REDACTED] of the Superior Court of the City and County of San Francisco signed and dated an order on January 25, 2016, to have my daughter taken away from me and to have my daughter subjected to medical examinations. My daughter was taken away from me on February 12, 2016. Not a single person inside the government of the City and County of San Francisco will tell me why my daughter was taken from me and subjected to medical examinations; not a single person from the San Francisco Board of Education, Child Protective Services, Presidio Middle School, San Francisco Unified School District, San Francisco Police Department, Edgewood, or the Superior Court of the City and County of San Francisco, not even [REDACTED]

On February 4, 2016, when my daughter was 12-years-old in the seventh grade at SFUSD's Presidio Middle School, I received a call from a government agent with Child Protective Services of the City and County of San Francisco named [REDACTED]. [REDACTED] said she wanted to help with my daughter and meet with me the next day at my home to discuss it. [REDACTED] was not the most forthcoming person when I asked her for details about her visit. Despite that, I agreed to meet [REDACTED] my home the next day.

On February 5, [REDACTED] of Child Protective Services and a graduate student, who identified himself as [REDACTED] (sp?), arrived at my home at about 10 AM. I was willing to talk, but I would not let [REDACTED] into my home. I had my camera out and recorded our brief meeting. [REDACTED] objected to being recorded, said something about having a meeting with her supervisor, and stormed off.

Then on February 12, a letter arrived in the US mail from [REDACTED] about having a meeting at Child Protective Services at 130 Otis St. at 1:30 PM in San Francisco that same day, February 12, to supposedly discuss helping my daughter. I took my daughter out of school and went to meet [REDACTED] at Child Protective Services at 130 Otis St. at 1:30 pm in good faith.

It turned into the most horrible day of my life.

[REDACTED] an agent with Child Protective Services, along with [REDACTED] and [REDACTED], met with my daughter and me. [REDACTED] supervisor was not there. We spoke a little. Then [REDACTED] and [REDACTED] suggested that my daughter go behind a big heavy door so we could talk more freely. I agreed. My daughter went behind the big heavy door. After a confusing and nonsensical exchange, [REDACTED] and [REDACTED] suggested my daughter come out from behind the big heavy door to speak in the group again. After just a minute or so, [REDACTED] and [REDACTED] suggested that my daughter go behind the big heavy door again. I agreed. Then [REDACTED] immediately said she had consulted her colleagues and that she was taking my daughter.

[REDACTED] added that I should call friends and family because I was going to need their support. Once [REDACTED] looked at me during the meeting and said sarcastically, "We're going to be really good friends." [REDACTED] threatened that my daughter may not be able to go home with me, that my daughter may have to go to a foster home.

After separating me from my daughter, [REDACTED] and [REDACTED] coercively caused me to sign all sorts of forms. At another point, [REDACTED] appeared despondent in the hallway with me. One of the forms gave consent to medical examinations of my daughter at a facility at 28th Ave. and Vicente St. in San Francisco called Edgewood.

After the meeting, I went immediately to Edgewood at 28th Ave. and Vicente St. To the best of my recollection, it took at least 60 to 90 minutes or more after my arrival at Edgewood before [REDACTED] arrived with my daughter. Then [REDACTED] did not check in with me for the longest time after arriving with my daughter at Edgewood.

[REDACTED] at Edgewood had my daughter subjected to medical examinations.

It wasn't until after 7 PM, still February 12, that [REDACTED] and the staff at Edgewood returned my daughter to me. Staff at Edgewood said that my daughter wanted to go home with her father, that my daughter felt safe with her father, that my daughter wanted to go to Japanese school the next day. Then my daughter and I went home.

Is this not child abuse?

Is this not harassment?

One week later, on February 19, [REDACTED] came to our home, presented me with the order signed by [REDACTED], and met with my girlfriend and me. [REDACTED] supposedly, for some yet unknown concern, wanted to make sure our home was safe for my daughter. My girlfriend and I walked [REDACTED] through my home. During the walk-through, [REDACTED] said something to the effect that this was a regular or normal home. At another point in our meeting, [REDACTED] also said, "It's about the children. It's about the children."

It doesn't end there.

My daughter was having trouble with her grades for some reason in the first part of seventh grade at Presidio Middle School. I don't think my daughter was the problem; she is a smart cookie. I believe the problem lies with teachers and staff at SFUSD's Presidio Middle School, namely counselor [REDACTED], teacher [REDACTED], front office staff [REDACTED], and [REDACTED].

Presidio Middle School's "Parent Teacher Student Association" got an email from me about communicating what had happened to my daughter and me in a weekly newsletter that goes out to parents and guardians of students attending Presidio Middle School; and I got a reply suggesting that I may want to keep the matter private.

My daughter was 12-years-old and in seventh grade at Presidio Middle School at the time. I was home all the time, available to help my daughter with her homework, with anything. So why were my daughter's grades and even her mood suffering?

Check this out. Near the end of seventh grade my daughter's grades were going up. A recent report card in the mail indicated that the lowest grades my daughter had were 2 C's.

Counselor [REDACTED] near the end of my daughter's seventh grade school year, called one day and we spoke. Counselor [REDACTED] demanded that we have a meeting immediately with my daughter's teachers about my daughter's grades and counselor [REDACTED].

specifically mentioned to disregard any notices that I may have received in the mail. (It sounded like counselor [REDACTED] might have been conversing with a third person at her end of our call that day.) I confirmed with counselor [REDACTED] that she wanted to have a meeting about my daughter's grades. Counselor [REDACTED] said yes. And I asked counselor [REDACTED] if she wanted to have a meeting about the 2 C's on my daughter's report card. And counselor [REDACTED] said yes. So I asked counselor [REDACTED] if she was calling me about the 2 C's that my daughter had on her report card at the time and not the D and F that were on my daughter's report card earlier in the school year. Counselor [REDACTED] replied with something.

And the school year ended.

Then, starting in late summer 2016, I contacted a number of people, including [REDACTED] of the Superior Court of the City and County of San Francisco, and others at Presidio Middle School, San Francisco Unified School District, Child Protective Services, San Francisco Police Department, and Edgewood to get answers to my questions regarding why my daughter was taken from me, especially since she was taken from me without any court hearing, without due process of law.

[REDACTED] at Presidio Middle School got an email from me about how I hoped we would not have a repeat of events from the previous school year. [REDACTED] replied with something about showing him "the custody papers".

Teacher [REDACTED], who was my daughter's math teacher at Presidio Middle School for the school year 2015-16, and who had assigned a letter grade of F to my daughter during a large part of the school year, so far as I understand the matter, was for the school year 2016-17, removed from teaching math.

[REDACTED] was front office staff at Presidio Middle School, early in the 2014-15 school year, when my daughter was 11-years-old in the sixth grade at Presidio Middle School. I was having trouble locating my daughter after school. (My daughter eventually found her way home fine.) But when I went to Presidio Middle School looking for my daughter and explained to [REDACTED] that I couldn't locate my daughter and needed help, [REDACTED] told me they were having a fire drill and that I would have to wait.

Principal [REDACTED], principal at the time of Presidio Middle School, got a call from me and I left a message. Counselor [REDACTED] returned my call. I recounted to counselor [REDACTED] my experience of looking for my daughter and [REDACTED] conduct; and I told counselor [REDACTED] that I just wanted someone to know about what had happened with [REDACTED] and that I wasn't going to bring up the matter again. But after my daughter was taken from me, that changed.

SFPD police officers at SFPD Taraval Station in the Sunset District and SFPD Park Station in Golden Gate Park, after I visited each one one day and explained that my daughter had been taken from me coercively, refused to take a police report.

Superior Court of the City and County of San Francisco staff, on another day, over the phone, pertaining to a motion I filed to get information on why my daughter had been taken away from me on February 12, 2016, said that there was no case.

My motions were denied.

Is this not child abuse?
Is this not harassment?

[redacted] n, Clinical Director at Edgewood, heard from me as well. When I spoke to [redacted] [redacted] for the first time and told her that my daughter had been taken from me coercively and taken to her facility, Edgewood, replied sarcastically.

Regrettably, I used a lot of profanity when contacting these persons who work inside and alongside the government of the City and County of San Francisco. Whatever the message, profanity cheapens it. And profanity is not healthy. Sorry to everyone for using profanity.

But there's more.

So with the start of eighth grade in the fall of 2016, I continued with my questions and looking for answers; so SFPD answered.

On November 2, my mother was visiting and had prepared my daughter's favorite dish for dinner. My mother, my daughter, and I were just about to sit down to dinner when the doorbell rang.

There were two SFPD police cars and four SFPD police officers. Three of the SFPD police officers were unprofessional. One of them was professional. One of the unprofessional SFPD police officers, officer Seeso (sp?), from the sidewalk, in front of my home, outside a little gate and little wall, said they had their cameras and that it was OK for me to come downstairs outside with them, and that they had received a call from my address. We spoke and I caught unprofessional SFPD police officer Seeso in a lie. So unprofessional SFPD police officer Seeso changed his story to that they, SFPD, had to check on my daughter's safety. At one point, I told these three unprofessional SFPD police officers that I was going to check with my mother and daughter, and as I was closing the front door to check with my mother and daughter, one of the three unprofessional SFPD police officers told me not to go inside, that they would jump the wall. I told them they better not and closed the front door.

Shortly thereafter, the three unprofessional SFPD police officers probably ghost-keyed my front gate. I don't believe they jumped the wall. (Their cameras will tell.) They ran stomping up and down the front stairs, banging on the doors and the walls.

At another point later still on November 2, with SFPD in front of our home, my daughter, my mother, and I were downstairs in the garage by a little door that leads to the outside front of the house. Unprofessional SFPD police officer Seeso flashed his flashlight in our faces through little windows in the door and made crazy eyes at me. They kept yelling that they had to see my daughter. To settle down the three unprofessional SFPD police officers, I actually had to yell over them and said something close to, "Get the F away from my home, you pieces of S!"

But the three unprofessional SFPD police officers continued insisting that they needed to see my daughter and to open the door. I held my daughter up to the little windows so that they could see my daughter was fine. The three unprofessional SFPD officers said no; they had to see her. So my daughter and I went upstairs to the balcony so these three unprofessional SFPD police officers could see my daughter. The three unprofessional SFPD police officers were to my left of the balcony, and the one professional SFPD police officer was off to my right of the balcony. Unprofessional SFPD police officer Ng (sp?), one of the three unprofessional SFPD officers to my left of the balcony, badge number 1111, started asking about depression and drugs and I told

unprofessional SFPD police officer Ng, badge number 1111, to be quiet. Unprofessional SFPD police officer Ng, badge number 1111, said he didn't have to be quiet. I told unprofessional SFPD police officer Ng, badge number 1111, again to be quiet and that he was a baby. I expressed concern that unprofessional SFPD police officer Ng, badge number 1111, could not control his amygdala, especially since he was wearing a badge and carrying a gun.

After a little exchange, the three unprofessional SFPD police officers let out that it was Child Protective Services of the City and County of San Francisco that had contacted SFPD. So I asked unprofessional SFPD police officer Ng, badge number 1111, if SFPD goes running just because Child Protective Services snaps their fingers. And unprofessional SFPD police officer Ng, badge number 1111, said, "Yeah!"

At this point, the professional SFPD police officer that was standing off to my right of the balcony spoke up and said, "Ng!" And the professional SFPD police officer motioned unprofessional SFPD police officer Ng, badge number 1111, towards the SFPD police cars that were double-parked in front of our home. I said that's right, get away from my home, go to the middle of the street, and to be quiet. And again I called unprofessional SFPD police officer Ng, badge number 1111, a baby.

The professional SFPD police officer addressed me and said something like, "Mr. Maya, sir..." and kept with that they had to see my daughter. He sounded and looked reasonable. I gave up. I let my daughter go downstairs and talk to SFPD.

As I let my daughter through the front door to go downstairs to meet with SFPD and started to close the front door behind my daughter, the professional SFPD police officer had come up the stairs. The professional SFPD police officer asked, "You don't want to talk to me?" I gave him a thumbs up as I said no and closed the front door. The professional SFPD police officer went downstairs.

But then unprofessional SFPD police officer Seeso and the third unprofessional SFPD police officer (not unprofessional SFPD police officer Ng, badge number 1111) came up the stairs and knocked. I opened the peephole. Unprofessional SFPD police officer Seeso again tried to coax me outside, saying that he would have more respect for me talking face-to-face than through a peephole. I told him I didn't care what he thought and that I didn't want to talk to him because unprofessional SFPD police officer Seeso was a liar.

After what seemed an eternity, my daughter was back in our home. The one professional SFPD police officer and the three unprofessional SFPD police officers went away. My mother, my daughter, and I didn't feel like eating dinner anymore.

Is this not child abuse?
Is this not harassment?

So still on November 2, Child Protective Services heard from me that same evening. I called. It was not [REDACTED] or [REDACTED] that I spoke to. I don't believe it was [REDACTED] of Child Protective Services either. I think it was Child Protective Services agent Amber Lee that I spoke to. Regardless, I asked why they did that. [REDACTED] (if it was her), just like Clinical Director [REDACTED] at Edgewood, replied sarcastically.

Then still in the evening of November 2, I called SFPD several times. One professional SFPD police officer at SFPD dispatch suggested that I let the captain at Taraval Station know what had

happened, and this professional SFPD police officer at SFPD dispatch connected me to SFPD Taraval Station.

A gentleman answered the phone at SFPD Taraval Station. The gentleman did not announce SFPD or SFPD Taraval Station or anything except for what sounded like a grunt. As I was explaining what had happened earlier that evening with SFPD at our home, I could definitely hear what were more grunts from the other end of the line. Then the professional SFPD police officer from SFPD dispatch came on the line again and announced that he was dispatch and shared the CAD number associated with the event. And so I started with the story again, but the gentlemen that answered at SFPD Taraval Station stopped grunting and said something like, "Yes! I understand! OK! I got it! OK!" I think the gentleman that answered the phone at SFPD Taraval Station got off the line before I even finished telling my story.

The very next day, November 3, I called the emergency line for Child Protective Services. Every time I called the emergency line at Child Protective Services, Child Protective Services would stonewall. But in the morning of November 3, it was really different.

In the morning of November 3, a woman answered the line at Child Protective Services and instead of stonewalling, the woman cut me off and said, "We understand the situation much better now!" She quickly continued, saying it was an emergency line and she had to clear the line. And she hung up. I was shocked. I called back, but this time a gentleman answered the phone and sounded stern but professional, and said that it was an emergency line and they had to clear the line. I emailed staff at Child Protective Services that I was glad about the emergency line getting fixed and that I would respect the emergency line.

I emailed Child Protective Services every morning for about six weeks after that about whether Child Protective Services was any more or less concerned about the safety of my daughter. Child Protective Services never replied.

Then sometime in December 2016 (I think it was), I spoke to [REDACTED], who identified herself as the Child Protective Services supervisor of [REDACTED], [REDACTED], and [REDACTED]. I asked [REDACTED], Child Protective Services supervisor, about the process her subordinates use to take children away from their parents. [REDACTED], Child Protective Services supervisor, replied that she did not know. I asked [REDACTED], Child Protective Services supervisor, what SFPD police officers her subordinates use in matters when Child Protective Services takes children away from their parents. [REDACTED], Child Protective Services supervisor, again said she did not know.

Then on December 13, I attended a San Francisco Board of Education meeting. All of the Board of Education commissioners were present initially, including Board of Education Commissioner [REDACTED] s. San Francisco Mayor Edwin Lee, through a spokesperson, declared it [REDACTED] in honor of Board of Education [REDACTED] s. San Francisco Mayor Edwin Lee, through a spokesperson, also declared, for a future date, a [REDACTED] in honor of then Board of Education Commissioner and current District Attorney General [REDACTED]. Several Board of Education commissioners, during the meeting, thanked Board of Education [REDACTED] for the "mechanisms".

Then when it was San Francisco Board of Education [REDACTED] 's turn to speak, with decades of experience with SFUSD, Board of Education [REDACTED] sounded reassuring as Board of Education [REDACTED] briefly mentioned the "mechanisms".

[REDACTED] San Francisco Board of Education Commissioner, during her talk also said (just like [REDACTED] had said when [REDACTED] had visited our home), "It's about the children. It's about the children."

When it was my turn to speak, I let the San Francisco Board of Education know that on February 12 my daughter was taken away from me with the cooperation of SFUSD and that it was the most horrible day of my life, that I once trusted SFUSD, but not anymore. I made certain that my tone was commensurate with my message.

After I finished speaking at the San Francisco Board of Education meeting, I walked out of the meeting room and into the corridor on my way back home when I heard Board of Education [REDACTED] say over the intercom system, that "...there was a problem at that school."

[REDACTED] Board of Education Commissioner, when it was my turn to address the commissioners, was the only commissioner absent.

What are these "mechanisms"? I emailed all the commissioners on the Board of Education, but I still have not heard from anyone.

And it is a peculiar coincidence that when my daughter's grades were suffering in seventh grade, when my daughter's mood was suffering, that SFUSD Presidio Middle School counselor [REDACTED] and Child Protective Services agent [REDACTED], without my knowledge, had been meeting with my daughter all the while.

So I also called the SFPD Chief's number every day for about six weeks after November 2. But long story short, I called to let SFPD to stay away from my home, to stay away from me, and especially to stay away from my daughter.

Once I left a message that I would exercise my right to free speech and go to all 2200 of their homes and do to them what they had done to me. Anyhow, I wouldn't do anything like that. But could you imagine?

Then in the middle of December I got served with a TRO (temporary restraining order). The Department of Parking and Traffic with the City and County of San Francisco had to come to our home. There was a vehicle blocking our driveway. For some reason, after initially meeting with an agent from the Department of Parking and Traffic, the Department of Parking and Traffic called and coaxed me into going outside. That's when a gentleman served me with the TRO. The TRO was against me, to stay away from Edgewood and not contact Edgewood. On January 11, 2017, we had our first hearing on the TRO. Staff at the courtroom told me, without specifying why, that service of process of was improper.

It all worked out OK. I agreed to stay away from Edgewood and not contact Edgewood anymore. See? Stay away from profanity. Profanity doesn't work.

But the Department of Parking and Traffic with the City and County of San Francisco had been in my life before, too. I got to thinking, hey, for some reason when my girlfriend's car was parked in our driveway, just like she had parked there a hundred times and I had parked there a million times without any citations or issues, her car was issued a parking citation. Really? The issuer of the parking citation from the Department of Parking and Traffic prominently wrote on the citation the name of KANG.

Then [REDACTED], Senior Deputy General Counsel with SFUSD, sent me a demand letter to cease-and-desist contacting SFUSD staff and something about my behavior at the Board of Education meeting on December 13. I spoke in my allotted time at the Board of Education meeting and my tone was commensurate with my message. I have been as accurate as possible with my messages. Maybe [REDACTED], Senior Deputy General Counsel with SFUSD, didn't like the message.

Then, in March 2017, my daughter and I were expecting the SFUSD high school letter of assignment, but, due to a staffing emergency, SFUSD was late mailing out the high school letters of assignment. We never received my daughter's high school letter of assignment in the mail. I emailed Presidio Middle School [REDACTED] and SFUSD Senior Deputy General [REDACTED], at least twice in the month of April, with one of the two emails also directed to an email mailbox for SFUSD, about the status of my daughter's high school letter of assignment. No one replied. I had to drive to SFUSD to look into the matter and get a hard copy of my daughter's SFUSD high school letter of assignment.

Then I got to thinking of more events that had occurred in my daughter's life and my life.

The United States Postal Service delivered lots of mail to our home over the years that had on the backside of the envelope a tear in the same place on the left side of the flap. I reported it to the Office of the Inspector General with the United States Postal Service. Then tears continued in the same place on the flap, but the tears were only about half the size of what they had been before. Lately, though, I haven't noticed any tears.

Also, my daughter went to SFUSD's Rosa Parks Elementary School Japanese program. My daughter got good grades, but there was some assessment that rated my daughter's performance as really low. Something to do with No Child Left Behind. One day I approached [REDACTED] of Rosa Parks Elementary School Japanese program about the matter, before I got a chance to say anything, and for whatever reason, [REDACTED] just raised his voice at me and told me to calm down in front of lots of people in the front office, when I didn't need any calming down. I was just there to ask him what the deal was with the low assessment when my daughter was getting good grades in the regular course of study. I let it go.

Then the parent of another child attending Rosa Parks Elementary School Japanese program told me that they had had the exact same experience, getting a poor assessment while getting good grades in the regular course of study. So before school on a different day, I approached [REDACTED] on the schoolyard and told him that someone else had had the exact same experience with the inconsistency in the assessment and regular course of study. I told [REDACTED] it seemed systemic. And then [REDACTED] said something to the effect like that's how they get money.

So it goes. We are not the only family in San Francisco that this has happened to.

[REDACTED] Commissioner with the San Francisco Board of Education, with decades of experience on the Board, never knew about this conduct or was ever in a position to stop it?

Mayor Edwin Lee, who served on the San Francisco Board of Education, who served on the San Francisco Board of Supervisors, who declared a [REDACTED] and a [REDACTED] never knew about this conduct or was ever in a position to stop it?

[REDACTED] who served on the Board of Education, who (if I remember correctly) said thank you to [REDACTED] for the "mechanisms", never knew about this conduct or was ever in a position to stop it?

No one at Child Protective Services with the City and County of San Francisco knew about this conduct or was ever in a position to stop it?

No one at SFUSD, not even [REDACTED], Senior Deputy General Counsel at SFUSD, knew about this conduct or was ever in a position to stop it?

No one at the Superior Court of the City and County of San Francisco knew about this conduct or was ever in a position to stop it, not even [REDACTED]

Is this not child abuse?

Is this not harassment?

Call me crazy, but I believe there is serial child abuse perpetrated by a network of individuals inside the government of the City and County of San Francisco.

Dysfunctional neuroplasticity, unless treated, leads to more dysfunctional neuroplasticity. For example, child abuse, unless treated, leads to more child abuse.

Functional neuroplasticity helps undo dysfunctional neuroplasticity. There is hope. Read The Brain That Changes Itself by Norman Doidge, M.D.; Fibromyalgia and Chronic Myofascial Pain by Starlanyl and Copeland; and The Trigger Point Therapy Workbook by Davies and Davies.

Regards,

Bernard Joseph Maya
Parent of an SFUSD Student

PETITIONER: HUMAN SERVICES AGENCY 170 OTIS STREET SAN FRANCISCO, CA 94103	<p style="text-align: center;">ENDORSED FILED</p> <p style="text-align: center;"><i>San Francisco County Superior Court</i></p> <p style="text-align: center;">JAN 25 2016</p> <p style="text-align: center;">CLERK OF THE COURT <u>TERESA P. WATTS</u> Deputy Clerk</p>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN FRANCISCO 400 McALLISTER STREET SAN FRANCISCO, CA 94102 UNIFIED FAMILY COURT	
CHILD(REN)'S NAME(S): 	
APPLICATION AND DECLARATION IN SUPPORT OF: <input type="checkbox"/> PROTECTIVE CUSTODY WARRANT <input type="checkbox"/> INVESTIGATORY MEDICAL EXAM <input checked="" type="checkbox"/> ORDER AUTHORIZING VISUAL INSPECTION OF CHILD(REN) AND AUTHORITY TO PHOTOGRAPH VISIBLE INJURIES <input checked="" type="checkbox"/> ORDER AUTHORIZING ENTRY INTO HOME OR CURRENT LOCATION OF CHILD(REN) <input checked="" type="checkbox"/> ORDER AUTHORIZING INTERVIEW OF CHILD(REN) <input type="checkbox"/> ORDER AUTHORIZING TRANSPORT TO AND CONDUCTING OF MDI	PETITION NO.: DEPT. NO.:

Petitioner, , declares as follows:

PETITIONER'S PROFESSIONAL QUALIFICATIONS

I am employed by the San Francisco Human Services Agency, Department of Family and Children's Services (FCS) as a child welfare worker. By virtue of my education, training and experience I am qualified, authorized and currently assigned to conduct child abuse and neglect investigations under Welfare and Institutions Code (WIC) §§ 300 and 328. I am currently assigned to investigate the case involving the child(ren) named above. I am requesting the following:

1. A protective custody warrant for the child(ren) under WIC § 340;
2. An order for an investigatory medical exam of the child(ren) under WIC § 324.5;
3. An order authorizing visual inspection of child(ren) and authority to photograph visible injuries under WIC § 340;
4. An order authorizing entry into the child(ren)'s home or the child(ren)'s current location to conduct a child welfare investigation under WIC § 328;
5. An order authorizing an interview with the child(ren) for purposes of investigating allegations of child abuse or neglect under WIC § 328;
6. An order authorizing transport to and conducting of MDI.

CHILD(REN)'S STATUS

- No petition has been filed, but there is reasonable cause to believe that the child(ren) may fall within WIC § 300 (*for entry warrants or child interviews only*).
- A verified original WIC § 300 petition has been filed with the Juvenile Court (dated _____), or will be filed concurrently with this Application, alleging that the child(ren) named above come(s) within the description of WIC § 300 and

requesting a hearing. A true and correct copy of the petition is attached to this declaration and is incorporated herein by reference. There is reasonable cause to believe that the circumstances of the child(ren)'s home environment may endanger the child(ren)'s health, person or welfare.

- The child(ren) named above was (were) declared a dependent child(ren) of the Juvenile Court on or about _____. A verified WIC § 387 supplemental petition or WIC § 342 subsequent petition has been filed in Juvenile Court, or will be filed concurrently with this Application, requesting a hearing. A true and correct copy of the petition is attached to this declaration and is incorporated herein by reference. There is reasonable cause to believe that the child(ren)'s home environment endangers the child(ren)'s health, person or welfare.

I AM REQUESTING AN:

1. ORDER AUTHORIZING PROTECTIVE CUSTODY WARRANT

Based on my investigation and the facts alleged in the attached, verified juvenile court petition, as well as my attached declaration, it is my professional opinion that the child(ren) should be placed into protective custody under WIC § 340 because:

- a. The child(ren) require(s) immediate medical care and there are no reasonable means by which the child(ren) can be protected without temporary removal from the physical custody of the parents or guardians;
- b. The child(ren) is (are) in imminent danger of physical or sexual abuse and there are no reasonable means by which the child(ren) can be protected without temporary removal from the physical custody of the parents or guardians;
- c. The child(ren)'s physical environment poses an imminent threat to the child(ren)'s health or safety and there are no reasonable means by which the child(ren) can be protected without temporary removal from the physical custody of the parents or guardians;
- d. The child(ren) is (are) suffering severe emotional damage and there are no reasonable means by which the child(ren) can be protected without temporary removal from the physical custody of the parents or guardians.

2. ORDER AUTHORIZING MEDICAL EXAM

Based on my investigation and the facts alleged in the attached, verified juvenile court petition and any additional information described in my declaration, it is my professional opinion that there is reasonable cause to believe that the child(ren) is (are) a person(s) described by WIC § 300 and that an investigatory exam under WIC § 324.5 is required by a medical practitioner who has specialized training in diagnosing and treating child abuse and neglect to determine whether the child(ren) has (have) been abused or neglected.

3. **ORDER AUTHORIZING VISUAL INSPECTION OF CHILD(REN) AND AUTHORITY TO PHOTOGRAPH VISIBLE INJURIES**

Based on my investigation and the facts set forth in this application, it is my professional opinion that there is reasonable cause to believe that the child(ren) is (are) a person(s) described by WIC § 300, and that a visual inspection of the child(ren) is necessary pursuant to WIC § 328 in order to ascertain whether the child(ren) has (have) any visible injuries, and to determine whether child welfare services should be offered to the family and/or whether juvenile court proceedings should be commenced pursuant to WIC § 328. It is also my professional opinion that if there are visible injuries they should be photographed in order to document said injuries pursuant to WIC § 328, as well as to help prevent further possible harm to the child(ren).

4. **ORDER AUTHORIZING ENTRY INTO HOME OR CHILD(REN)'S CURRENT LOCATION**

Based on my investigation and the facts set forth in this application, it is my professional opinion that there is reasonable cause to believe that the child(ren) is (are) a person(s) described by WIC § 300, and that entry into the home by FCS and/or law enforcement investigators is necessary under WIC § 328 in order to see and speak with the child(ren), to inspect the safety of the home or the child(ren)'s current location, to determine whether child welfare services should be offered to the family and to determine whether juvenile court proceedings should be commenced. It is also my professional opinion that the scope of the intrusion set forth in my declaration is necessary to avert harm to the child(ren).

5. **ORDER AUTHORIZING INTERVIEW WITH CHILD(REN) ALONE**

Based on the facts alleged in this application, including the information the Agency received in a referral documenting suspected child abuse and neglect, and my inability or the unfeasibility of obtaining parental consent to interview the child(ren), it is my professional opinion that there is reasonable cause to believe that the child(ren) may be a person(s) described by WIC § 300 and that the child(ren) must be seen and interviewed about the allegations in order to ensure the child(ren)'s safety and to determine whether services or juvenile court action is necessary to ensure the child(ren)'s protection.

In addition, it is my professional opinion that the child(ren) must be interviewed alone, outside the presence and influence of their parent/guardian/other adult in order to ensure the child(ren)'s safety and a candid statement.

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6. ORDER AUTHORIZING TRANSPORT TO AND CONDUCTING OF MULTI-DISCIPLINARY INTERVIEW (MDI)

Based on my investigation and the facts set forth in this application, it is my professional opinion that there is reasonable cause to believe that the child(ren) is (are) a person(s) described by WIC § 300 and that an MDI conducted by a trained forensic interviewer is necessary to determine the extent of abuse and/or neglect that the child(ren) has (have) suffered.

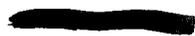
In addition, it is my professional opinion that it will be necessary for FCS and/or law enforcement to transport the child(ren) to the MDI.

VERIFICATION

I declare under penalty of perjury that the foregoing, including an attachment, is true and correct to the best of my knowledge and belief. Signed on (date) 1/25/18 at San Francisco, California.

[Redacted]
Child Welfare Worker's Name

[Redacted]
Child Welfare Worker's Signature



CHILD(REN)'S NAME(S):
[REDACTED]

APPLICATION AND DECLARATION IN SUPPORT OF:

- PROTECTIVE CUSTODY WARRANT
 INVESTIGATORY MEDICAL EXAM
 ORDER AUTHORIZING VISUAL INSPECTION OF CHILD(REN) AND AUTHORITY TO PHOTOGRAPH VISIBLE INJURIES
 ORDER AUTHORIZING ENTRY INTO HOME OR CHILD(REN)'S CURRENT LOCATION
 ORDER AUTHORIZING INTERVIEW OF CHILD(REN) (WIC §§ 340, 324.5, 328; *Greene v. Camreta*, 588 F.3d 1011 (9th Cir. 2009).
 ORDER AUTHORIZING TRANSPORT TO AND CONDUCTING OF MULTI-DISCIPLINARY INTERVIEW (MDI)

FINDINGS

Based on the facts set forth in this application, the Court makes the following findings:

There is reasonable cause to believe that the child(ren) is (are), or appear(s) to come, within the description of WIC § 300; and

1. PROTECTIVE CUSTODY

The child(ren) should be placed into protective custody because:

- a. The child(ren) require(s) immediate medical care and there are no reasonable means by which the child(ren) can be protected without temporary removal from the physical custody of the parents or guardians;
- b. The child(ren) is (are) in imminent danger of physical or sexual abuse and there are no reasonable means by which the child(ren) can be protected without temporary removal from the physical custody of the parents or guardians;
- c. The child(ren)'s physical environment poses an imminent threat to the child(ren)'s health or safety and there are no reasonable means by which the child(ren) can be protected without temporary removal from the physical custody of the parents or guardians;
- d. The child(ren) is suffering severe emotional damage and there are no reasonable means by which the child(ren) can be protected without temporary removal from the physical custody of the parents or guardians;

2. MEDICAL EXAMINATION

The child(ren) require(s) a medical exam by a licensed medical practitioner who has specialized training in diagnosing and treating child abuse and neglect in order to determine whether the child(ren) has (have) been abused or neglected.

3. VISUAL INSPECTION/PHOTOGRAPH INJURIES

Visual inspection of the child(ren) by FCS is necessary in order to determine whether the child(ren) has (have) suffered any injuries that may have left visible marks. If the child(ren) has (have) visible injuries, it is necessary for FCS to photograph any such injuries in order to document said injuries, to prevent further possible harm to the child(ren), and to determine whether juvenile court proceedings should be commenced pursuant to WIC § 328.

4. **ENTRY INTO THE CHILD(REN)'S HOME OR CURRENT LOCATION**

Entry into the child(ren)'s home or current location by FCS and/or law enforcement investigators is required pursuant to WIC § 328 in order for investigators to see and speak with the child(ren), to inspect the safety of the home, to determine whether child welfare services should be offered to the family and to determine whether juvenile court proceedings should be commenced.

5. **AUTHORIZATION TO INTERVIEW CHILD(REN) ALONE**

Authorization to interview the child(ren) by FCS and/or law enforcement investigators is required in order for investigators to see and speak with the child(ren) and to determine whether child welfare services should be offered to the family and to determine whether juvenile court proceedings should be commenced. It may be necessary for FCS and/or law enforcement to interview the child(ren) at school in order to obtain a candid statement from the child(ren) about the allegations of child abuse and/or neglect. It is impracticable or infeasible for FCS to obtain parental consent for the interview as notifying the parents could subject the child(ren) to parental pressure or could raise the risk of retaliation against the child(ren).

It is necessary for the FCS/law enforcement to interview the child(ren) alone, outside the presence and influence of their parent/guardian/other adult in order to ensure the child(ren)'s safety and a candid statement.

6. **AUTHORIZATION FOR TRANSPORT TO AND CONDUCTING OF MULTI-DISCIPLINARY INTERVIEW (MDI)**

It is necessary for a trained forensic interviewer to conduct an MDI of the child(ren) to determine the extent of abuse and/or neglect that the child(ren) has (have) suffered, and for FCS and/or law enforcement to transport the child(ren) to the MDI.

ORDERS

Based on the facts set forth in this application, **IT IS HEREBY ORDERED THAT:**

1. A protective custody warrant shall issue for the child(ren) named above. FCS and/or law enforcement are authorized to enter the child(ren)'s home or current location in order to serve the warrant.
2. FCS is authorized to obtain a medical exam for the child(ren) by a licensed medical practitioner who has specialized training in diagnosing and treating child abuse and neglect in order to determine whether the child(ren) has (have) been abused or neglected. The exam shall be conducted within 72 hours of this order unless the child(ren) requires protective custody, in which case the exam shall be conducted within 72 hours of the child(ren) being taken into protective custody.

3. FCS is authorized to visually inspect the child(ren) in order to determine whether the child(ren) has (have) suffered any injuries that may have left visible marks. If the child(ren) has (have) visible injuries, it is necessary for FCS to photograph any such injuries in order to document said injuries and to prevent further possible harm to the child(ren) and to determine whether child welfare services should be offered to the family and whether juvenile court proceedings should be commenced.
4. FCS and/or law enforcement are authorized to enter the child(ren)'s home or current location, and the child(ren)'s parent, guardian or caretaker shall immediately permit FCS and/or law enforcement investigators to enter the child(ren)'s home, in order to see and speak with the child(ren), to inspect the safety of the home, to determine whether child welfare services should be offered to the family and to determine whether juvenile court proceedings should be commenced.
5. FCS and/or law enforcement investigators are authorized to interview the child(ren) in order to conduct an investigation into child abuse or neglect allegations and to determine whether child welfare services should be offered to the family and whether juvenile court proceedings should be commenced. FCS is authorized to interview the child(ren) at school for the duration of the investigation. The principal or other member of school administration shall make the above referenced child(ren) available to FCS for interviews on school premises, during school hours, in furtherance of an official child welfare investigation and pursuant to Penal Code § 11174.3. School staff shall not notify parents of the interview.

It is necessary for the FCS/law enforcement to interview the child(ren) alone, outside the presence and influence of their parent/guardian/other adult in order to ensure the child(ren)'s safety and a candid statement.

6. FCS/law enforcement is authorized to transport child(ren) to and to obtain an MDI by a trained forensic interviewer.

JAN 25 2016

IT IS SO ORDERED.



 Judge of the Superior Court

 1/25/16

 Date

For after hours use only. To be completed by child welfare worker.

I, _____, spoke by telephone with _____	
WORKER NAME	JUDGE NAME
of Dept. _____ on _____ at _____ regarding the facts	
DEPT. #	DATE (MONTH/DAY/YEAR)
TIME	
set forth in this application. The judge approved my request.	
_____ CHILD WELFARE WORKER SIGNATURE	_____ DATE