



Clerk of the Superior Court
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9 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
10 **IN AND FOR THE COUNTY OF MARICOPA**

11 In Re the Matter of:

12 [REDACTED]

13 Petitioner,

14 and

15 **CLAYTON ECHARD,**

16 Respondent,

Case No.: FC2023-052114

**RESPONSE/OBJECTION TO
PETITIONER'S MOTION TO
DISMISS PETITION TO ESTABLISH
PATERNITY, LEGAL DECISION-
MAKING, PARENTING TIME, AND
CHILD SUPPORT WITH PREJUDICE**

(Assigned to The Honorable Julie Mata)

18
19 Respondent, CLAYTON ECHARD, by and through undersigned counsel, hereby
20 responds and objects to Petitioner's Motion to Dismiss Petition to Establish Paternity, Legal
21 Decision-Making, Parenting Time and Child Support with Prejudice. Petitioner's Motion
22 **must be denied**, as a Motion alleging (without any proof that Petitioner was pregnant in the
23 first place) that Petitioner is now without child is insufficient cause for a dismissal under Rule
24 29(a)(1). **Permitting Petitioner to bring this action, seek out media attention, force**
25 **Respondent into court to Respond to baseless and malicious allegations (in three (3)**
26 **different court cases before three (3) different Maricopa County Superior Court judges)**





1 to then absolve herself by suddenly claiming, without any evidence, that she is **not**
2 pregnant would be a gross miscarriage of justice.

3
4 Petitioner continues to demonstrate that she is eager to utilize the media to support her
5 fabricated pregnancy narrative and she will continue to claim that she was pregnant by
6 Respondent unless this Court adjudicates this matter with a finding of non-paternity. On or
7 about January 2nd, 2024, Petitioner again contacted *The Sun* and stated she “firmly
8 stands by everything” and “she had a positive pregnancy test at one point” that
9 ‘confirmed’ her pregnancy” (Exhibit 1). The *current* existence of her pregnancy, as
10 explained below, is insufficient cause for a dismissal. An adjudication that she was never
11 pregnant or, at least, that she was never pregnant by Respondent is what justice requires.

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14 To the extent applicable, Respondent’s pending Motion for Leave to Amend
15 Respondent’s Response to Petition to Establish Paternity, Notice of Filing Affidavit of Non-
16 Paternity, and Expedited Motion to Extend Dismissal Date on Inactive Calendar (together,
17 “Pending Pleadings”) are incorporated herein by reference.

18
19 Petitioner’s Motion (as well as all of Petitioner’s filings in this matter) lacks
20 evidentiary support, misstates well-established Arizona law and policy surrounding subject
21 matter jurisdiction, and would deprive Respondent of basic access to justice *after* he was
22 involuntarily dragged into court to defend himself. Put plainly, Petitioner’s Motion cannot be
23 granted and to do so, would be to commit grave and clear error. As and for his
24 Response/Objection, Respondent provides as follows:

- 25
26
27 1. A Motion stating that Petitioner “*is no longer pregnant*” creates evidentiary
28 issues that must be resolved by this Court. After repeatedly claiming and insisting that she





1 was “100%”¹ pregnant by Respondent in filings, under oath in various court hearings
2 (FC2023-052771; CV2023-05392), and in hundreds of social media posts, Petitioner cannot
3 be permitted to suddenly claim, without any evidence, that she is no longer pregnant.
4

5 Critically, Petitioner stated, under oath and without any medical evidence, that she was
6 “24 Weeks” pregnant and due on “February 14, 2024” as of **November 2, 2023**.² Petitioner
7 also appeared in Court before Judge Gialketsis via video on **October 24, 2023** with what
8 appeared to be a pregnant stomach (which, upon information and belief, was actually a “moon
9 bump” or a fake stomach to appear pregnant). At this time, Petitioner also requested Judge
10 Gialketsis permit her to show Respondent her stomach to “verify” she was pregnant (which
11 Judge Gialketsis denied).
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¹ FTR at 2:55:07 for hearing Nov 2, 2023.
² FTR at 2:56:34 and 2:57:09 for hearing Nov 2, 2023.





1 If Petitioner is now alleging that she is no longer pregnant because of a miscarriage, a
2 third trimester abortion or whatever she is claiming (her Motion to Dismiss curiously lacks
3 any explanation), she **must** provide documentation to support the same. A miscarriage this
4 late in an alleged pregnancy would require medical attention (if not full hospitalization) and
5 there would be a fetal death certificates filed with Vital Records consistent with A.R.S. § 36-
6 239 (requiring a fetal death certificate to be filed within seven (7) days of fetal death where
7 the fetus is past twenty (20) weeks or 350 grams in weight). If she otherwise disposed of the
8 twin fetuses, a criminal investigation would be warranted to locate the remains. **Petitioner**
9 **must provide Respondent and this Court with evidence to support the existence and,**
10 **now, nonexistence of a pregnancy.**

14 Petitioner's ability to provide this evidence, or any evidence that complies with Rule
15 2, is *highly dubious* and any testimony she provides should be carefully assessed, as Petitioner
16 is entirely lacking in credibility. As outlined in Respondent's Pending Pleadings, Petitioner
17 has **provided no verifiable medical evidence** to support her claim that she was ever pregnant
18 (instead, Petitioner offered unverifiable screenshots of appointments, positive HCG tests, a
19 sonogram video taken from a seven-year-old YouTube video, and a demonstratively
20 fabricated sonogram). Out of three (3) fetal DNA tests, two (2) have come back showing
21 "little to no fetal DNA" (one was allegedly lost in transit). A conclusive paternity
22 determination has now been made impossible, as Petitioner refused to comply with the fourth
23 test and ostensibly has determined that stating she is no longer pregnant will allow her to
24 evade the paternity issue and continue to perpetuate the false narrative that she *was* pregnant
25 by Respondent (*see* Petitioner's December 8th, 2023 Medium Article - **Exhibit 2**; *see also*





1 Respondent's Expedited Motion to Extend Dismissal Date). The Court must be provided with
2 concrete and verifiable evidence to establish this critical fact (that Petitioner was pregnant by
3 Respondent and is no longer pregnant with Respondent's twins) to determine whether there
4 is cause to go forward.
5

6 Without belaboring the point, Petitioner has NOT provided: any Rule 49 disclosure,
7 any verified sonogram reports, any fetal anatomy scans, any sonograms from weekly cl
8 ups, any documentation to support her statement under oath that she was 24 weeks pregnant
9 on November 2, 2023, or any medical records supporting the existence of pregnancy at all.
10 She refuses to sign a simple HIPAA form to permit the release of records from the various
11 medical professionals that *she claimed*, under oath on November 2, 2023, that she was being
12 seen by for her "high risk pregnancy." She now seeks to have the action she filed dismissed
13 by claiming that she "is no longer pregnant," still without providing *any* evidence to support
14 the same. This cannot be permitted.
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18 To properly resolve this action, Petitioner **must prove with evidence in compliance**
19 **with Rule 2** (that Petitioner curiously invoked, despite never providing any verifiable
20 evidence to *any* court): (1) that she was pregnant due to conduct on May 20, 2023, (2) that
21 she was pregnant with Respondent's twins (through records held by Ravgen, which
22 Respondent is requesting this Court Order be released) AND (3) that she is no longer
23 pregnant, with medical records confirming the date and week of gestation that the pregnancy
24 terminated. Petitioner simply cannot evade her evidentiary burden, as Respondent is entitled
25 to a resolution as to whether she was pregnant, whether she was pregnant with his twins, and
26 if she was pregnant, what happened to the twin fetuses.
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1 2. **This Court has subject matter jurisdiction, as such jurisdiction attaches at**
2 **date of filing and subsequent acts by parties does not deprive the Court of jurisdiction.**

3 Subject matter jurisdiction is “established at the time of filing of the lawsuit and cannot
4 be ousted by subsequent actions or events.” *Fry v. Garcia*, 213 Ariz. 70 (Ariz. App. 2006),
5 *Resolution Trust Corp. v. Foust*, 177 Ariz. 507, 517, 869 P.2d 183, 193 (App.1993) (citations
6 omitted); *see also State v. Howell*, 107 Ariz. 300, 301, 486 P.2d 782, 783 (1971) (“Jurisdiction
7 depends upon the state of affairs existing at the time it is invoked . . . and once having attached
8 is not lost by subsequent events.”) (citations omitted). “Ordinarily, a court that has acquired
9 jurisdiction of a case cannot be deprived of jurisdiction by subsequent events in the course of
10 its proceedings, even if those subsequent events would have prevented jurisdiction from
11 attaching in the first place.” 20 Am.Jur.2d *Courts* § 111 (1995) (internal footnotes omitted).
12 Arizona public policy favors “retention of jurisdiction rather than divestiture.” *Fry*, 213 Ariz.
13 at 73; *see also Pritchard v. State*, 163 Ariz. 427, 430 (“[A] presumption exists in favor of
14 retention of jurisdiction, and a divestiture of jurisdiction cannot be inferred but must be clearly
15 and unambiguously found.”).

16 **That Petitioner is allegedly “no longer pregnant” does not divest the Court of**
17 **jurisdiction.** Subject matter jurisdiction attached when Petitioner she filed her verified
18 Petition to Establish on **August 1st, 2023**, alleging that Respondent was the father of her
19 unborn twins. Nothing has occurred that would divest this Court of jurisdiction over this
20 matter. There is (1) no statute that explicitly and clearly divests this Court of jurisdiction, (2)
21 jurisdiction cannot be ousted by subsequent events, and (3) Arizona law presumes retention
22 of jurisdiction unless divestiture is clearly and unambiguously found. *See Fry*, 213 Ariz. at
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1 72-3.

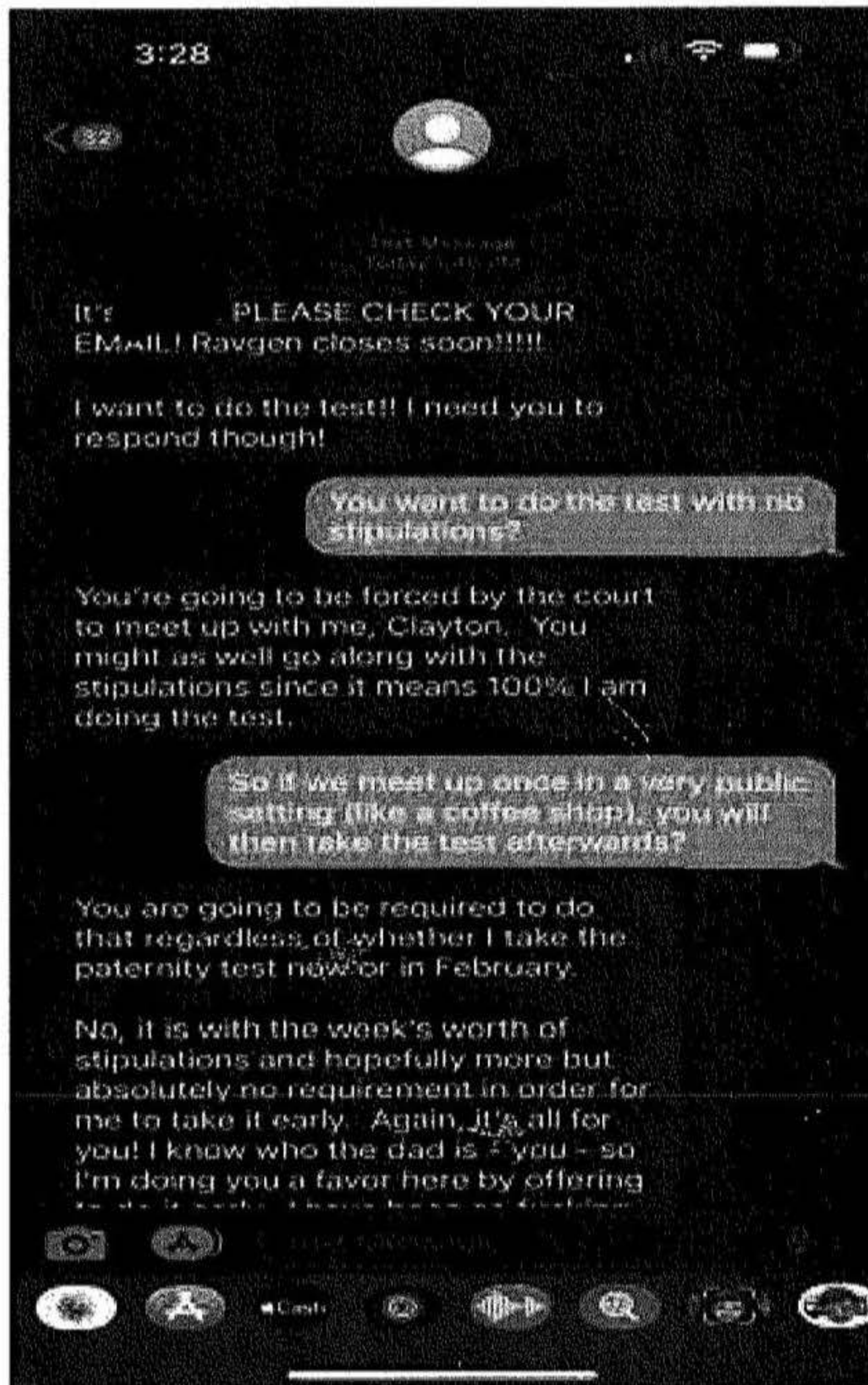
2 3. **The Rule 9(c) requirement for Rule 26 sanctions has been met or, if this**
3 **Court determines it has not been met, compliance with Rule 9(c) would have been futile.**

4
5 Rule 9(c), *Arizona Rules of Family Law Procedure*, requires that parties “demonstrate
6 that a party has made a good faith attempt to resolve the issue” and the “attempted consultation
7 required by this rule must be in person or by telephone and not merely by letter or email.”
8 Here, Respondent sent Petitioner countless text messages reiterating his position that
9 Petitioner’s Petition to Establish was in bad faith as she could not have been pregnant by him
10 after one encounter of oral sex. (see text messages inserted below). Respondent there
11 blocked Petitioner’s numbers (she created at least 13 different phone numbers), leading
12 to send over 500+ text messages and emails threatening to take Respondent to Court if he did
13 not speak to her. Judge Gialketsis affirmed that these communications were harassment and
14 served no legitimate purpose, as Respondent had made it clear that he did not want to engage
15 in Petitioner, when she granted his Injunction Against Harassment against her (CV2023-
16 05392).

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20 Petitioner, despite knowing that Respondent vehemently denied she could be pregnant
21 by him, filed a “Motion to Communicate” and “Motion for Contempt” (denied by this Court)
22 to try to force Respondent to communicate with her. Put plainly, all of Respondent’s attempts
23 to resolve this issue by explaining to a harassing and emotionally volatile *pro per* that she
24 cannot in good faith file a Petition to Establish as she was *not pregnant by him* went
25 unrecognized. Respondent even offered to meet Petitioner in person with a mediator present
26 at a public location, which Petitioner rejected (insert below).
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1 Respondent paid for and engaged in three (3) different paternity tests to *further*
2 disprove this possibility to Petitioner in the hopes that medical science would resolve the
3 issue. Nothing would deter her, not even two (2) DNA tests showing “*little to no fetal DNA.*”
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5 Respondent has more than complied with Rule 9(c).





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1 Should this Court determine that Respondent's communications with Petitioner are
2 insufficient under Rule 9(c), compliance would have been futile as both parties have
3 restraining orders against one another. Petitioner has an Order of Protection against
4 Respondent (FC2023-052771) and has allegedly attempted to get the police involved in this
5 matter (**Exhibit 3**). Respondent has an Injunction Against Harassment against Petitioner
6 (CV2023-05392). Although the parties are permitted to communicate regarding ongoing court
7 proceedings, Petitioner's commitment to going to the media and harassing Respondent made
8 all of Respondent's efforts to reason with Petitioner futile. Petitioner made it clear that she
9 had no interest in dropping this action despite her knowledge that Respondent denied that she
10 could be pregnant by him due to oral sex when she: posted "*I am the anonymous woman in*
11 *the Clayton Echard scandal. Here's my story*" on Reddit and Medium.com, reached out
12 directly to the media (*The Sun, People Magazine, Page Six, etc*), contacted Respondent's
13 Father, she filed her "*Motion to Communicate*" and "*Motion to Compel*" to force Respondent
14 to speak with her, etc. **Petitioner even went as far as to threaten to harm herself if**
15 **Respondent did not communicate with her (Exhibit 4).**

16 Petitioner's relentless crusade to accuse Respondent of impregnating her, lash out at
17 anyone who disagreed with her, made it impossible for Respondent to try to explain to her
18 that she was not pregnant by him and could not be. Put plainly, Respondent could not
19 guarantee his safety around Petitioner, which led him to seek an Injunction Against
20 Harassment (which was granted). Therefore, Rule 9(c) either was met long ago or could not
21 have been reasonably complied with.

22 Respondent's is entitled to an evidentiary hearing on his request for **Rule 26**





1 **sanctions and attorney's fees.** Petitioner's conduct is precisely the type of litigiousness and
2 malicious prosecution that Rule 26 seeks to punish and a separate Motion for Rule 26
3 sanctions is being filed contemporaneously. This is not an "abstract question" that renders the
4 matter moot, as Petitioner claims. Petitioner has been steadfast in her insistence that she is
5 "100%" pregnant by Respondent, despite offering no verifiable medical evidence as oral sex
6 does not result in pregnancy. That Petitioner is suddenly admitting that she is not pregnant,
7 only after Respondent filed his amended response and Notice of Non-Paternity, does not
8 address whether she was pregnant to begin with or whether she was pregnant with
9 Respondent's twins. Respondent is entitled to, at **minimum**, compliance with discovery
10 aimed at determining whether she was pregnant at all (and records from the doctors she
11 testified to being seen by, under oath, on November 2, 2023) and an opportunity to be heard
12 for his requested relief and redress for abuse of process and attorney's fees. Situations like
13 these are precisely why Rule 36 requires that, once a Response is filed, dismissal can only be
14 by agreement or court order. Petitioner cannot unilaterally decide this Court no longer has
15 jurisdiction.

20 4. **Respondent is entitled to his reasonable attorney's fees, regardless of the**
21 **source of the fees.** Petitioner has acted unreasonably from the very beginning of this action
22 and continues to act unreasonably in her filings. Respondent has had to obtain comm^uny
23 support to defend the allegations from Petitioner. Note, Petitioner has a history of fabric^g
24 pregnancies and reasons for why she all of the sudden is not pregnant (*see* CV2021-052893,
25 where another man was accused of getting Petitioner pregnant with twins and she claimed she
26 had an abortion as a result [again, without *any* medical evidence to support the **same**]).





1 Petitioner's motive to fabricate pregnancies to coerce relationships and then to somehow
2 "terminate" the pregnancy if they capitulate to her demands to date her is disturbing. See
3 Respondent's Motion for Leave to Amend ("*for a period of one week, while determining the*
4 *best court [sic] of action for their pregnancy, Party A and Party B, will exclusively explore*
5 *a relationship;*" "*I have offered to give you control over the outcome of the pregnancy if*
6 *we date exclusively*).

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9 Petitioner cites no law (as none exists) that makes the source of attorney's fees a
10 defense to the Court ordering fees (and under separate cover sanctions) under A.R.S. § 25-
11 324. In fact, Petitioner admits that Respondent has a viable claim to attorney's fees. While
12 Petitioner can invent pregnancies, she cannot invent the law.

13
14 Petitioner has acted unreasonably if not diabolically by bringing this baseless Petition
15 to Establish despite knowing she was not, and could not, be pregnant by Respondent and
16 Respondent has incurred attorney's fees as a result. Again, this is a pattern of behavior that
17 that occurred in prior litigation with other men (CV2021-052893) and Petitioner shows no
18 sign of stopping. Here, Respondent has incurred thousands in attorney's fees and costs
19 responding to Petitioner's relentless, malicious, and bad faith pleadings. Respondent has had
20 to further incur more attorney's fees and costs attempting to get a resolution on this matter
21 that will further deter and prevent Respondent from continuing to maintain the false narrative
22 that she *was* pregnant by Petitioner. It is not Respondent who is inappropriately attempting to
23 utilize the family court's resources.

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27 As further demonstration of her unreasonableness and for the sole purposes of
28 attorney's fees, Petitioner refused to sign a stipulation to dismiss this action as she claimed





1 that stating she was “never pregnant by” Respondent would be her committing **perjury**
2 **(Exhibit 5)**. It is frankly astounding that Petitioner is now concerned with perjury, after
3 repeatedly perjuring herself in three (3) different court cases and despite the only evidence of
4 “paternity” showing “little to no fetal DNA.”
5

6 *12/27/23: This resolves, now or in court, with [REDACTED] admitting she was never*
7 *pregnant by Clayton. Her exposure at the evidentiary hearing (which we will insist on)*
8 *is testimony and evidence before the Court that she was never pregnant by anyone and*
9 *that she fabricated medical documents (in addition to repeatedly lying under oath). I*
10 *appreciate that your client wants to put an end to this. Due to her past behavior, we*
11 *have legitimate concerns that this will become another situation where she runs to an*
12 *outlet (TedTalk/Medium/etc) to clear her own image with a fabricated story after she*
13 *brought this upon herself by filing her Petition and reaching out to social media. The*
14 *proposed language in the Exhibit A will prevent her from doing this. As you are aware,*
15 *your client has a history of lashing out against anyone who sees the world differently*
16 *than she does (that appears to be most people). Be it the Bar complaints, allegations*
17 *that I was somehow involved in coordinating a sexual assault on her, claiming under*
18 *oath that [REDACTED] hacked into her email accounts and fabricated text messages,*
19 *etc. She even lashed out at Clayton, contacted his family, slandered him impacting*
20 *possible work opportunities, and overtly attempted to harm his reputation, all based*
21 *on the most unhinged effort to preserve a relationship that never was. She can end this*
22 *Title 25 matter by acknowledging she was never pregnant by Clayton.*

23 **12/28/23 (Petitioner):** [REDACTED] is not willing to commit perjury by signing the Affidavit
24 you sent over. The Court will not be able to order her to sign it. She concedes she is
25 not pregnant. There cannot be a finding of non-paternity for a non-existent
26 child. Clayton's only viable claim at this point is for attorney's fees. If he insists on
27 proceeding with a deposition when a motion to dismiss is pending, he's racking up
28 needless fees.

5. **WHEREFORE**, Respondent respectfully requests that this Court enter the
following orders:

A. Deny Petitioner's Motion to Dismiss in its entirety;

B. Issue an Order declaring Respondent was not the father of any children carried

by Petitioner or, in the alternative, that Petitioner was not pregnant due to conduct with



1 Respondent on May 20, 2023;

2 C. Issue an Order compelling Ravgen Inc to produce all records and documents
3 related to the fetal DNA testing in this matter;

4 D. Issue an Order compelling Vital Records to produce all records and documents
5 related to a fetal death certificate under A.R.S. § 36-239 for alleged twin fetuses born to
6 Petitioner;

7 E. Schedule an evidentiary hearing on the issue of Rule 26 sanctions, attorney's
8 fees, and to make factual findings consistent with the above;

9 F. For such other and further relief as the Court deems just and proper under these
10 circumstances.

11 **RESPECTFULLY SUBMITTED** this 3rd day of January, 2024.

12 WOODNICK LAW, PLLC

13 

14 _____
15 Gregg R. Woodnick
16 Isabel Ranney
17 *Attorneys for Respondent*

18 **ORIGINAL** of the foregoing e-filed
19 this 3rd day of January, 2024 with:

20 Clerk of Court
21 Maricopa County Superior Court

22 **COPY** of the foregoing document
23 delivered/emailed this 3rd day of January, 2024, to:

24 The Honorable Julie Mata
25 Maricopa County Superior Court

26 Alexis Lindvall
27 **MODERN LAW**
28 1744 S. Val Vista Drive, Suite 205





1 Mesa, Arizona 85204

[REDACTED]

2 *Attorney for Petitioner*

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4 By: /s/ MB

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VERIFICATION

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I, **CLAYTON ECHARD**, declare under penalty of perjury that I am the Respondent in the above-captioned matter; that I have read the foregoing *Response/Objection to Petitioner's Motion to Dismiss Petition to Establish Paternity, Legal Decision-Making, Parenting Time, and Child Support With Prejudice* and I know of the contents thereof; that the foregoing is true and correct according to the best of my own knowledge, information and belief; and as to those things stated upon information and belief, I believe them to be true.

CE

Clayton Echard / Jan 3, 2024 01:01:53

CLAYTON ECHARD

01/03/2024

Date





EXHIBIT 4

To: Scottsdale Police Department

Report prepared by [REDACTED]

Subject: Threats, intimidation, verbal abuse, endangerment and extortion from Clayton Echard

Date: July 31, 2023

To Whom It May Concern:

Clayton Echard is the father of my unborn twins. When I told him I was pregnant, he started writing erratic, illogical and threatening messages. He has been clear that being a father has not been in his life plan and would get in the way of his dating and professional life. These would be followed by periods of silence and him blocking me, then unblocking me to demand alternative forms of proof of pregnancy beyond the medical report I had provided him from Banner Health Urgent Care confirming it.

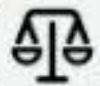
Clayton has said he would file legal charges (criminal fraud) against me for stating that he is the father of my unborn twins. Extortion is a crime under ARS 13-1804. He alleges I am being untruthful; however, I have even done a test in front of him that he purchased himself. It was positive. In addition, he has been provided with medical test results, recorded phone calls with doctor's offices confirming the viability of the pregnancy, and screenshots of my patient portals. I also agreed to take a prenatal paternity test through a lab he found called Ravgen, but he has now gone MIA and will not allow me to schedule the test, which would prove to him once and for all that the twins are his. Finally, I told him that I would sign a HIPAA release to allow him to speak to any and all of my medical providers regarding the validity of the pregnancy.

I have included written correspondence with Clayton to date that clearly demonstrate his potentially violent, threatening and intimidating behavior. I have invited him to attend a doctor's appointment on August 7th at Scottsdale Perinatal Associates with Dr. Makhoul for a consultation and ultrasound. His paranoia extends to the level that he believes I will have hired someone to pretend to be a doctor and who will confirm the pregnancy. He simply refuses to believe that I am pregnant, despite seeing a test with his own eyes, and that he is the father, despite my willingness to take a paternity test.

Clayton also demanded contact information for my abusive ex, whose attempts to kill me I did a TEDx talk about, and which Clayton linked to in the message for his request. I have a CLETS restraining order against the man he wanted to speak to, and engaging him in communication would put me in a vulnerable position. Endangerment is a crime under ARS 13-1201.

I am very concerned about my safety and I don't know what actions Clayton will take because he is so volatile, controlling, demeaning and hateful. I have asked him on many occasions to reassure me that he will not hurt me or our unborn babies, and he will not respond to that simple question. I told him I would file a police report if he didn't. I have proof that Clayton has read





From JusticeForClayton community on **Reddit**

those messages, which I am attaching. Crimes of intimidation and threats, by word or conduct, are listed as a criminal offense under ARS 13-3601.

A domestic violence offense against a pregnant person is a felony offense under ARS 13-3601. For all of the reasons above, I am concerned that Clayton will cause physical harm/injury to me. Please enter all attached documents and recordings into evidence and include them with this report.

Thank you,





From JusticeForClayton community on **Reddit**

10:39 AM

Re: Interaction with Your Daughter
To: Clayton Echard

Hi Clayton,

Have you heard from _____ today? She was supposed to be at the barn for an early appointment with one of the horses, but the vet called me to say she didn't show up for it. I checked my email and saw that I missed one she sent very early this morning after I went to bed. The content is private, but given the circumstances, I think it's important that you read it:

Mom, you've always said one of the best and worst things about me is that I look to what's ten steps ahead than enjoy what's right in front of me. The future has always given me hope and been something I look forward to, but that's not the case anymore. You know that initially, I only saw the pregnancy as holding me back in life, but with your help, I began to see it as something unexpected, but not unwanted. I thought that Clayton would come around to see it in that same light, but he hasn't, so as I try to picture what my life will look like next February and beyond, I feel a sense of panic. _____ has emphasized how she feels like she couldn't raise _____ without _____ help, so how can I manage to raise two without Clayton's? I have pushed and pushed him to give me some sort of answer as to whether or not he will do joint custody or provide child support, but he won't get back to me. I thought that if we did paternity testing, he would step up to the plate so we could organize what the future would look like, but now, he doesn't even want to get back to me to schedule it. It's not like I am trying to hide anything from him or that I am refusing a test, so I don't understand why he is treating me like I am trying to trap him. I am terrified that I won't know what role, if any, he will play until they are born and that is making me dread the next eighteen years.

I have asked Clayton to "explore things" with me for a week or two so many times that the phrase has become cliché. It embarrassed me to ask him from day one, but it didn't feel right to never even give things a try considering the situation we found ourselves in. He doesn't know me well enough to know that I didn't seek him out and that he isn't a standout compared to my exes. He's not a billionaire like Garrett, not a famous singer like Dean [Lewis], and not an Olympian like Jeremy [Bloom], and if I ever told him, he'd never believe that I didn't seek them out, nor that I was the one to end it with each of them. He doesn't get that I wouldn't care if he were a garbageman as long as he was the father; that's what I care about. He doesn't care to know that I wasn't born with a silver spoon in my mouth just because of who dad is, nor that I had to start the horse business at sixteen to try to help the family make up for his gambling losses. Instead of asking me to hear more about what happened with Mike, he wants to ask him, as if he even has a side. He won't give me the time of day to explain what Andrew did to me and why the FBI's involvement meant I literally couldn't be with anyone until him and why the babies couldn't be anyone else's.

Clayton thinks I am an ugly girl who isn't worth his time, and I know that the babies will mean I won't be worth anyone else's. Who wants to date a single mom of twins whose dad probably won't even take them for a weekend here and there? I will spend years trying to explain to them why their dad couldn't try for a week to make things work with their mom when I will never understand it myself. I will spend their whole lives trying to explain to them why their dad wants nothing to do with them and I know they will feel guilty about that and have issues forever because of it.

I have given Clayton "outs". I have offered to have an abortion so many times because I don't want to interrupt his life. I know you've told me not to, and your reasoning isn't wrong, but I have told him so many times that I would go to the press if I didn't get in communication with him to game plan the future. I have meant it each time, but chickened out every single time because I know the impact that would have on him. I hate myself for threatening him with this, but I am desperate to know what next year and beyond holds and he refuses to give me clarity. I haven't wanted to tell you, but I have told him the two times I have felt borderline suicidal, which includes right now. He used the first time against me in his response to the court, saying that I had mental issues, and I'm sure he'd say that again, even though my reasoning is because of how unsure of the future I feel because of him. I have told him I would take back the complaint I submitted to the real estate board, even though I know it was justified, if he will just communicate with me. He'd rather get fired or lose his license than have to talk to me. He'd rather have the press know about the pregnancy than speak to me. Do you know how that feels?

You had dad when you had me and _____ had _____ when she had _____. I am having two and I have no one. I've reached out to his family and they haven't gotten back to me, and they probably think I'm nuts too, even though again, all I want is to know what the future holds. Clayton won't even respect the court and that he is required to communicate with me.

Who wants to feel like they are so worthless that they have to beg a man to give them a week of their time when they are pregnant with his children? Even with begging, he won't do it. Trust me, I wouldn't be desperate to date him if we weren't in this situation -- he has treated me like shit. But if he got to know me and I got to know him, maybe things would be different. If they weren't, then the possibility of us being together would no longer be an issue and we could focus on being the best co-parents that we could be! Doesn't Clayton realize that we could have eliminated the possibility of this months ago if he'd just given it a week? Or maybe he would have surprised himself and he actually would have liked me. You know that I am loyal and that I could have made him better, but he won't give me the chance to. That will never happen, and the eternal optimist in me has slowly become a pessimist.

I've come to realize that Clayton will always view me and the pregnancy as being the worst things to happen to him. Me having the twins would be his downfall. He supposedly has a mission to help those with mental health, and although he has proven that he doesn't care about mine, I would hate to be the reason that other people don't benefit from whatever message he has to spread. Despite the fact that I know he thinks I don't care about him, he's the father of my kids, and I do; I would hate it if we mean that he doesn't find the happiness he is looking for. Clearly, he can't picture a future with the twins in it, and I can't live in the present not knowing what the future with the twins holds (if that makes any sense). The anxiety I feel of not knowing what role he would play in their lives, if any, is crippling, because that would obviously impact any time I would have for my own hopes and dreams in the future. As a last ditch attempt to save both of us from this, I even offered him a late term abortion (now), but he didn't respond. Now, I just give up.

I emailed him shortly before I wrote this, saw he read the email, and didn't respond, so I know he doesn't care. His life would be better without me and the twins in it, and if he has the ability to feel any guilt for what he has done to us, I hope he does. If something happens to me, please find the nerve I didn't and share this with the world so they know I didn't suffer from **any major mental health issues**, but rather that I did everything I could to get Clayton to tell me what he saw the future with our kids looking like and that he refused to tell me. **At the end of the day, it really is his fault.**

I have called her several times and checked her house, but she's not there. My texts are getting delivered, but she isn't responding to me or her sister. I even called the police, who said you need to wait a much longer time before filing a missing person's report. Can you please text her? I think you would be the only one who would get her to answer if she is reachable and we are panicking. Regardless, please email me to let me know you received this.

Thank you,





EXHIBIT "5"

36/47

From: Alexis Lindvall ·
Sent: Thursday, December 28, 2023 12:57 PM
To: Isabel Ranney ·
Cc: Gregg Woodnick <[REDACTED]> ; Tiffany Benz · ; Sarah Saxon

Subject: Re: [REDACTED]/Echard

Isabel,

By now you have probably seen the motions that we filed earlier today. Is your client willing to postpone the deposition until we have a ruling on the dismissal? If not, I will be filing an expedited Motion to Quash the deposition sometime tomorrow. Even if it is not quashed, I am not available on 1/12 at 9:00 a.m. I have a hearing in a dependency matter scheduled for 10:45 a.m. (I am assuming you plan to depose my client for a while).

[REDACTED] is not willing to commit perjury by signing the Affidavit you sent over. The Court will not be able to order her to sign it. She concedes she is not pregnant. There cannot be a finding of non-paternity for a non-existent child. Clayton's only viable claim at this point is for attorney's fees. If he insists on proceeding with a deposition when a motion to dismiss is pending, he's racking up needless fees.

Please let me know whether you will agree to postpone the deposition as soon as possible. If I don't hear from you or if you don't agree, I will proceed with filing the Motion to Quash.

Thank you,

Lexi Lindvall, Esq.
Attorney | **Modern Law**

Mesa | Peoria | Scottsdale
www.mymodernlaw.com

Modern law is a paperless office and hard copies of documents will not be mailed unless requested. 🦋

This email contains confidential, legal information. If you realize this email was not intended for you, please ignore the content, immediately notify me that you received it, then delete it. Otherwise bad legal stuff could happen.

Please be advised, this communication does not constitute an agreement pursuant to Rule 69, Arizona Rules of Family Law Procedure. Any statement concerning settlement is made pursuant to Rule 408, Arizona Rules of Evidence, and shall be considered protected from use in any future litigation.





On Thu, Dec 28, 2023 at 12:56 PM Isabel Ranney

wrote:

Lexi,

Please see the attached Notice of Deposition for your client at our office on **January 12, 2024 at 9:00 a.m.** If this time does not work for you, we are also available on January 17th at 9:00 a.m. or 1 p.m. I am more than happy to reschedule it to better accommodate your schedule, but our preference is sooner rather than later.

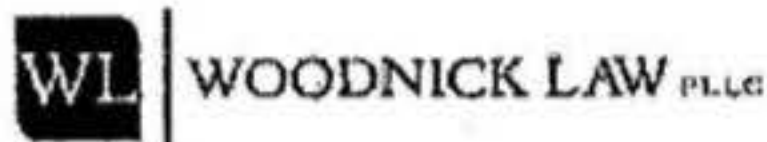
You will also find attached Exhibit A, consistent with Rule 57(b)(2), *Arizona Rules of Family Law Procedure*. This was initially sent to your client weeks ago, so she is well aware of her Rule 49 disclosure obligations as well as her duty to produce the documents requested. If you need me to send along a blank HIPAA release for your client to sign, I am happy to do so (one was included in our December 12th email to her).

Thank you,

Isabel Ranney

ISABEL RANNEY

Attorney



1747 E. Morten Ave., #205

Phoenix, Arizona 85020

Phone:

Fax: 602-396-5850

www.woodnicklaw.com

Email:





From JusticeForClayton community on **Reddit**

From: Isabel Ranney

Sent: Wednesday, December 27, 2023 3:58 PM

To: Alexis Lindvall

Cc: Gregg Woodnick

iffany Benz

: Sarah Saxon

Subject: [REDACTED]/Echard

Lexi,

I am glad you are involved in this case, and I am happy that [REDACTED] found another attorney. As you are aware, there has been a parade of counsel with the collateral (and malignant) litigation here, but I am confident that this chapter could end with your help. As we discussed, I am attaching the draft Stipulation with an Affidavit for [REDACTED] to sign confirming that she was never pregnant by Clayton.

[REDACTED] behavior has been in the realm of abominable. It is publicly known that my office represented Mr. [REDACTED] who dealt with nearly *identical* allegations (yes, [REDACTED] attempted to secure that relationship with a similar fake twin pregnancy).

What we are not going to have here is a situation where [REDACTED] attempts to spin this into her saying she was bullied into a "miscarriage" (which appears to be her plan, given her December 8th Medium article and recent Facebook videos [available online]). Your client has used her public social media platform before (her January TedTalk, the Medium article, her Reddit and public Facebook posts). While Clayton cannot stop [REDACTED] from fabricating nonsense for another TedTalk, Clayton can insist that this Title 25 court make appropriate findings and address attorney's fees based on a malignant filing.

To be clear, you client has already, under oath (it is public in video), claimed that she was 24 weeks pregnant (in addition to the verified Petition she signed, Medium.com article she wrote, and press releases to the *Sun*, *Daily Mail*, and whomever else she reached out to). Frankly, we do not believe she was EVER pregnant, and certainly not by





Clayton. We also do not believe she had a miscarriage (impossible to have without a pregnancy). Additionally, though your client may claim that she *was* pregnant at some point (or whatever she is claiming), she did state under oath in **November** that she was being seen by various pregnancy specialists (Dr. Makhoul, Dr. Higley, Dr. Jones, and Tamara Lister, NP).

At an evidentiary hearing, we would demand documentation that would show (or not show) that she informed these doctors that she had miscarried (or otherwise lost the pregnancy) in her second or third trimester. And, of course, medical records with verifiable medical documentation to support the same as a miscarriage at 24 weeks would require comprehensive medical attention, if not full hospitalization. (See <https://www.mayoclinic.org/diseases-conditions/pregnancy-loss-miscarriage/diagnosis-treatment/drc-20354304>; [D&C Procedure After a Miscarriage: Risks & Complications \(americanpregnancy.org\)](#)). Arizona law also requires a fetal death certificate to be filed within 7 days of fetal death where the fetus is past twenty (20) weeks or 350 grams in weight. A.R.S. 36-239.

To be clear, a letter from a care provider that states she had a miscarriage will not suffice – we will request all medical records from every provider she testified to being seen by under oath in the Injunction hearing in November. Recall, there is a history here of providing correspondence that the authors deny having written. We will not accept an arts and crafts project from your client, as Clayton is entitled to all of the relevant records from the source.

This resolves, now or in court, with [REDACTED] admitting she was never pregnant by Clayton. Her exposure at the evidentiary hearing (which we will insist on) is testimony and evidence before the Court that she was never pregnant by anyone and that she fabricated medical documents (in addition to repeatedly lying under oath).

I appreciate that your client wants to put an end to this. Due to her past behavior, we have legitimate concerns that this will become another situation where she runs to an outlet (TedTalk/Medium/etc) to clear her own image with a fabricated story *after she brought this upon herself* by filing her Petition and reaching out to social media. The proposed language in the Exhibit A will prevent her from doing this. As you are aware, your client has a history of lashing out against anyone who sees the world differently than she does (that appears to be most people). Be it the Bar complaints, allegations that I was somehow involved in coordinating a sexual assault on her, claiming under oath that Mr. [REDACTED] hacked into her email accounts and fabricated text messages, etc.

She even lashed out at Clayton, contacted his family, slandered him impacting possible work opportunities, and overtly attempted to harm his reputation, all based on the most unhinged effort to preserve a relationship that never was. She can end this Title 25 matter by acknowledging **she was never pregnant by Clayton**. If she has any desire to hang onto this myth that babies can arise from non-intercourse, then she is going to have to file her Motion to Dismiss with Judge Mata and we will respond demanding our evidentiary hearing and pursuing this for attorney's fees and a finding of non-paternity.

I do not know what motivated [REDACTED] here. Be it serious mental health issues or a con gone rogue to persuade men into staying in relationships with her, what we do know is that it was never predicated on evolutionary biology or the





science of reproduction. If she wants to move on from this family court matter in Maricopa County Superior Court, she needs to fully acknowledge that she was never pregnant by Clayton.

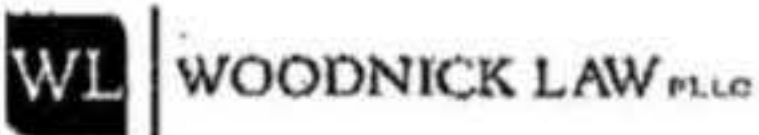
No, Clayton will not agree that this be under seal or to limit his own ability to address the reputational damage caused by your client's behavior.

Dictated

Gregg Woodnick

ISABEL RANNEY

Attorney



1747 E. Morten Ave., #205

Phoenix, Arizona 85020

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Email:

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