

DV-700**Request to Renew
Restraining Order****Instructions**

Use this form to renew *Restraining Order After Hearing* (form DV-130), or a juvenile restraining order (form JV-255 or JV-265) based on domestic violence. For more information about how to renew a restraining order, read form DV-700-INFO, *How Do I Ask the Court to Renew My Restraining Order.*)

Clerk stamps below when form is filed.

**ELECTRONICALLY
FILED**Superior Court of California,
County of San Francisco**07/09/2025**
Clerk of the CourtBY: GABRIEL WRIGHT
Deputy Clerk**1 Your Name:** Laura Owens**1 Address where you can receive court papers**

(This address will be used by the court and by the person in 2 to send you official court dates, orders, and papers. For privacy, you may use another address like a post office box, a Safe at Home address, or another person's address, if you have their permission and can get your mail regularly. If you have a lawyer, give their information.)

Address: [REDACTED]City: Scottsdale Zip: San Francisco State: 85254

Fill in court name and street address:

Superior Court of California, County ofSan Francisco
San Francisco Superior Court
400 McAllister Street
San Francisco, CA 94102

Fill in case number:

Case Number:

FDV-18-813693

1 Your contact information (optional)

(The court could use this information to contact you. If you don't want the person in 2 to have this information, leave it blank or provide a safe phone number or email address. If you have a lawyer, give their information.)

Telephone: [REDACTED] Fax: [REDACTED]Email Address: [REDACTED]**Your lawyer's information (if you have one)**

Name: _____ State Bar No.: _____

Firm Name: _____

2 Name of Restrained Person Michael Marraccini**This is not a Court Order.**

3 Request to Renew

a. When does your current restraining order expire?

(Expiration date: month, day, year): July 09, 2025

b. Has the order been renewed before?

☐ No ☒ Yes (If yes, how many times?) 9

c. How long do you want the restraining order to be renewed for? (check one)

☐ Five years ☒ Permanently ☐ Other (any length more than five years): _____

(Attach a copy of your current restraining order. Your current restraining order would be on form DV-130, DV-730, JV-255, or JV-265, and must have a judge's signature or stamp.)

4 Reason for Renewal

(In this section, explain why you want the judge to renew your restraining order.)

(Check all that apply)

a. ☐ I am afraid or worried that the person in (2) might abuse me in the future because:

(For information about what "abuse" means under the law, go to [form DV-500-INFO](#), *Can a Domestic Violence Restraining Order Help Me?*)

This is not a Court Order.



4 b. ☒ The person in ② has violated the order

(Note: For the judge to grant your request, you do not have to prove to the judge that the person in ② violated the order. But this information can help the judge make a decision, if it applies in your case.)

(1) Date violation happened (give estimate if you don't know the date): Various dates incl. June 10, 2024

Explain what the person in ② did: See attached declaration.

FDV 18-813693

How often has the person in ② violated the order like this?

☐ Just this once ☐ 2-5 times ☐ Weekly ☒ Other: See attached.

Give dates of other violations or estimates of when they happened, if known:

(2) Date other violation happened (give estimate if you don't know the date): _____

Explain what the person in ② did: _____

How often has the person in ② violated the order like this?

☐ Just this once ☐ 2-5 times ☐ Weekly ☐ Other: _____

Give dates of other violations or estimates of when they happened, if known:

c. ☐ Other reason or violation (explain):

See attached declaration.

☒ Check here if you need more space. Attach a sheet of paper and write "Form DV-700, Reason for Renewal" for a title.

This is not a Court Order.



5 ☐ **Lawyer's Fees and Costs**

I ask that the person in ② pay for some or all of my lawyer's fees and costs. (If you ask for fees and costs and the court grants your restraining order, the court must award you fees and costs if the respondent can afford to pay.)

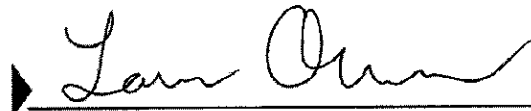
6 **Your Signature**

I declare under penalty of perjury under the laws of the State of California that the information above is true and correct.

Date: 7/8/2025

Laura M. Owens

Type or print your name



Sign your name

7 **Your lawyer's signature (if you have one)**

Date: _____

Lawyer's name



Lawyer's signature

Your Next Steps

- After you complete this form, complete items 1 and 2 of form DV-710, Notice of Hearing to Renew Restraining Order.
- File this form and form DV-710 with the court clerk. You must do this before your restraining order expires.
- Once you get your forms back from the court, have someone "serve" a copy of all forms on the person in ②. The sheriff or marshal can do this for free. See form SER-001, Request for Sheriff to Serve Court Papers. Learn more about service at <https://selfhelp.courts.ca.gov/sheriff-serves-your-request-restraining-order>.
- Learn more about how to prepare for your hearing at <https://selfhelp.courts.ca.gov/DV-restraining-order/renew/court>.

This is not a Court Order.

DV-730**Order to Renew Domestic Violence Restraining Order**

Clerk stamps date here when form is filed.

FILED

San Francisco County Superior Court

SEP 11 2020

CLERK OF THE COURT

BY: [Signature]
Deputy Clerk

Fill in court name and street address:

Superior Court of California, County of
SAN FRANCISCO
SAN FRANCISCO SUPERIOR COURT
400 McAllister Street
San Francisco CA 94102

Fill in case number:

Case Number:

FDV-18-813693

1 Name of Protected Person:Laura Owens

Your lawyer in this case (if you have one):

Name: In Pro Per State Bar No.: _____

Firm Name: _____

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):

Address: 3330 Pierce Street, #305City: San Francisco State: CA Zip: 94123

Telephone: _____ Fax: _____

E-Mail Address: _____

2 Name of Restrained Person:Michael Marraccini

Description of restrained person:

Sex: ☒ M ☐ F Height: 6'4 Weight: 220 Hair Color: brown Eye Color: green
Race: White Age: 33 Date of Birth: 6/2/87
Mailing Address (if known): _____
City: _____ State: _____ Zip: _____
Relationship to protected person: _____**3 Hearing**There was a hearing on (date): 9/11/2020 at (time): 9:00 ☒ a.m. ☐ p.m. Dept. 403 Room: 403

These people were at the hearing:

- a.
- ☒
- The person in ① c.
- ☐
- The lawyer for the person in ① (name): _____
-
- b.
- ☒
- The person in ② d.
- ☐
- The lawyer for the person in ② (name): _____

4 Renewal and ExpirationThe request to renew the attached restraining order, issued on (date): July 9, 2018 is:

- a.
- ☒
- GRANTED. The attached restraining order is renewed and will now be in effect for:
-
- ☒
- 5 years
- ☐
- permanently (the renewed restraining order must be attached to this form.)

The attached order will expire on:

(date): JULY 10, 2025 (time): 12:00 noon ☐ a.m. ☐ p.m. or ☐ midnight

(Child custody, visitation, and support orders may have been modified and may be different from those issued on the attached restraining order).

- b.
- ☐
- DENIED. The attached restraining order expires as stated in that order.

Number of pages attached: 9Date: September 11, 2020[Signature]
Judicial Officer
Hon. Sharon Reardon**This is a Court Order.**

DV-130**Restraining Order After Hearing
(Order of Protection)**☒ Original Order ☐ Amended Order**1 Name of Protected Person:**Laura Owens

Your lawyer in this case (if you have one):

Name: Elisha Jussen-Cooke State Bar No.: 283446Firm Name: Cooperative Restraining Order Clinic

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):

Address: [REDACTED]City: San Francisco State: CA Zip: 94110Telephone: [REDACTED] Fax: [REDACTED]E-Mail Address: [REDACTED]**2 Name of Restrained Person:**Michael Marraccini

Description of restrained person:

Sex: ☒ M ☐ F Height: 6'4 Weight: 220 Hair Color: brown Eye Color: greenRace: White Age: 31 Date of Birth: 6/2/87

Mailing Address (if known):

City: _____ State: _____ Zip: _____

Relationship to protected person: _____

3 Additional Protected PersonsIn addition to the person named in **1**, the following persons are protected by orders as indicated in items **6** and **7** (family or household members):

Full name	Relationship to person in 1	Sex	Age
_____	_____	_____	_____
_____	_____	_____	_____

☐ Check here if there are additional protected persons. List them on an attached sheet of paper and write, "DV-130, Additional Protected Persons," as a title.**4 Expiration Date**

The orders, except as noted below, end on .

(date): July 10, 2020 at (time): 12:00 noon ☐ a.m. ☐ p.m. or ☐ midnight

- If no date is written, the restraining order ends three years after the date of the hearing in item **5** (a).
- If no time is written, the restraining order ends at midnight on the expiration date.
- Note: Custody, visitation, child support, and spousal support orders remain in effect after the restraining order ends. Custody, visitation, and child support orders usually end when the child is 18.
- The court orders are on pages 2, 3, 4, and 5 and attachment pages (if any).

This order complies with VAWA and shall be enforced throughout the United States. See page 5.**This is a Court Order.**

Clerk stamps date here when form is filed.

FILED
San Francisco County Superior Court

JUL - 9 2018

CLERK OF THE COURT

BY: Jade A.
Deputy Clerk

Fill in court name and street address:

Superior Court of California, County of
SAN FRANCISCO
SAN FRANCISCO SUPERIOR COURT
400 McAllister Street

San Francisco CA 94102

Clerk fills in case number when form is filed.

Case Number:

FDV-18-813693

Case Number:

FDV-18-813693

5 Hearings The hearing schedule for July 10, 2018 is taken off calendar by agreement of the parties.

a. The hearing was on (date): 7/10/18 with (name of judicial officer): Hon. Roger Chan

b. These people were at the hearing (check all that apply):

☐ The person in (1) ☐ The lawyer for the person in (1) (name): _____
☐ The person in (2) ☐ The lawyer for the person in (2) (name): _____

c. The people in (1) and (2) must return to Dept. _____ of the court on (date): _____
at (time): _____ ☐ a.m. ☐ p.m. to review (specify issues): _____

To the person in (2):

The court has granted the orders checked below. Item (9) is also an order. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

6 ☒ Personal Conduct Orders

a. The person in (2) must not do the following things to the protected people in (1) and (3):

☒ Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, impersonate (on the Internet, electronically or otherwise), or block movements.

☒ Contact, either directly or indirectly, by any means, including, but not limited to, by telephone, mail, e-mail, or other electronic means.

☒ Take any action, directly or through others, to obtain the addresses or locations of any protected persons.
(If this item is not checked, the court has found good cause not to make this order.)

b. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.

c. ☐ Exceptions: Brief and peaceful contact with the person in (1), and peaceful contact with children in (3), as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

7 ☒ Stay-Away Order

a. The person in (2) must stay at least (specify): 100 yards away from (check all that apply):

☒ The person in (1) ☐ School of person in (1)
☒ Home of person in (1) ☐ The persons in (3)
☒ The job or workplace of person in (1) ☐ The child(ren)'s school or child care
☒ Vehicle of person in (1) ☐ Other (specify): _____

b. ☐ Exceptions: Brief and peaceful contact with the person in (1), and peaceful contact with children in (3), as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

8 ☐ Move-Out Order

The person in (2) must move out immediately from (address): _____

9 No Guns or Other Firearms or Ammunition

a. The person in (2) cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.

This is a Court Order.



Case Number:

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- 9 b. The person in (2) must:
- Sell to, or store with, a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms within his or her immediate possession or control. Do so within 24 hours of being served with this order.
 - Within 48 hours of receiving this order, file with the court a receipt that proves guns have been turned in, sold, or stored. (Form DV-800, *Proof of Firearms Turned In, Sold, or Stored*, may be used for the receipt.) Bring a court filed copy to the hearing.
- c. ☐ The court has received information that the person in (2) owns or possesses a firearm.
- d. ☐ The court has made the necessary findings and applies the firearm relinquishment exemption under Family Code section 6389(h). Under California law, the person in (2) is not required to relinquish this firearm (specify make, model, and serial number of firearm): _____
The firearm must be in his or her physical possession only during scheduled work hours and during travel to and from his or her place of employment. Even if exempt under California law, the person in (2) may be subject to federal prosecution for possessing or controlling a firearm.

10 ☒ Record Unlawful Communications

The person in (1) has the right to record communications made by the person in (2) that violate the judge's orders.

11 ☐ Care of Animals

The person in (1) is given the sole possession, care, and control of the animals listed below. The person in (2) must stay at least _____ yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals: _____

12 ☐ Child Custody and Visitation

Child custody and visitation are ordered on the attached Form DV-140, *Child Custody and Visitation Order* or (specify other form): _____

13 ☐ Child Support

Child support is ordered on the attached Form FL-342, *Child Support Information and Order Attachment* or (specify other form): _____

14 ☐ Property Control

Only the person in (1) can use, control, and possess the following property: _____

15 ☐ Debt Payment

The person in (2) must make these payments until this order ends:

Pay to: _____	For: _____	Amount: \$ _____	Due date: _____
Pay to: _____	For: _____	Amount: \$ _____	Due date: _____
Pay to: _____	For: _____	Amount: \$ _____	Due date: _____

☐ Check here if more payments are ordered. List them on an attached sheet of paper and write "DV-130, Debt Payments" as a title.

16 ☐ Property Restraint

The ☐ person in (1) ☐ person in (2) must not transfer, borrow against, sell, hide, or get rid of or destroy any property, including animals, except in the usual course of business or for necessities of life. In addition, the person must notify the other of any new or big expenses and explain them to the court. (The person in (2) cannot contact the person in (1) if the court has made a "No-Contact" order.)

Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

This is a Court Order.



Case Number:

FDV-18-813693

17 ☐ **Spousal Support**

Spousal support is ordered on the attached Form FL-343, *Spousal, Partner, or Family Support Order Attachment* or (specify other form): _____

18 ☐ **Rights to Mobile Device and Wireless Phone Account**

a. ☐ **Property Control of Mobile Device and Wireless Phone Account**

Only the person in (1) can use, control, and possess the following property:

Mobile device (describe) _____ and account (phone number): _____

Mobile device (describe) _____ and account (phone number): _____

☐ Check here if you need more space. Attach a sheet of paper and write "DV-130 Rights to Mobile Device and Wireless Phone Account" as a title.

b. ☐ **Debt Payment**

The person in (2) must make these payments until this order ends:

Pay to (wireless service provider): _____ Amount: \$ _____ Due date: _____

c. ☐ **Transfer of Wireless Phone Account**

The court has made an order transferring one or more wireless service accounts from the person in (2) to the person in (1). These orders are contained in a separate order (Form DV-900).

19 ☐ **Insurance**

☐ The person in (1) ☐ the person in (2) is ordered NOT to cash, borrow against, cancel, transfer, dispose of, or change the beneficiaries of any insurance or coverage held for the benefit of the parties, or their child(ren), if any, for whom support may be ordered, or both.

20 ☐ **Lawyer's Fees and Costs**

The person in (2) must pay the following lawyer's fees and costs:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

21 ☐ **Payments for Costs and Services**

The person in (2) must pay the following:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

☐ Check here if more payments are ordered. List them on an attached sheet of paper and write "DV-130, Payments for Costs and Services" as a title.

22 ☐ **Batterer Intervention Program**

The person in (2) must go to and pay for a 52-week batterer intervention program and show written proof of completion to the court. This program must be approved by the probation department under Penal Code § 1203.097. The person in (2) must enroll by (date): _____ or if no date is listed, must enroll within 30 days after the order is made. The person in (2) must complete, file and serve Form 805, Proof of Enrollment for Batterer Intervention Program.

23 ☐ **Other Orders**

Other orders (specify): _____

24 ☐ **No Fee to Serve (Notify) Restrained Person**

If the sheriff or marshal serves this order, he or she will do it for free.

This is a Court Order.



Case Number:

FDV-18-813693

25 Service

- a. ☒ The people in (1) and (2) were at the hearing or agreed in writing to this order. No other proof of service is needed.
- b. ☐ The person in (1) was at the hearing on the request for original orders. The person in (2) was not present.
- (1) ☐ Proof of service of Form DV-109 and Form DV-110 (if issued) was presented to the court. The judge's orders in this form are the same as in Form DV-110 except for the end date. The person in (2) must be served. This order can be served by mail.
- (2) ☐ Proof of service of Form DV-109 and Form DV-110 (if issued) was presented to the court. The judge's orders in this form are different from the orders in Form DV-110, or Form DV-110 was not issued. The person in (2) must be personally "served" (given) a copy of this order.
- c. ☐ Proof of service of Form FL-300 to modify the orders in Form DV-130 was presented to the court.
- (1) ☐ The people in (1) and (2) were at the hearing or agreed in writing to this order. No other proof of service is needed.
- (2) ☐ The people in (1) and (2) was not at the hearing and must be personally "served" (given) a copy of this amended order.

26 Criminal Protective Order

- a. ☐ Form CR-160, *Criminal Protective Order—Domestic Violence*, is in effect.
Case Number: _____ County: _____ Expiration Date: _____
- b. ☐ Other Criminal Protective Order in effect (*specify*): _____
Case Number: _____ County: _____ Expiration Date: _____
(List other orders on an attached sheet of paper. Write "DV-130, Other Criminal Protective Orders" as a title.)
- c. ☐ No information has been provided to the judge about a criminal protective order.

27 Attached pages are orders.

- Number of pages attached to this seven-page form: -1-
- All of the attached pages are part of this order.
- Attachments include (*check all that apply*):
☐ DV-140 ☐ DV-145 ☐ DV-150 ☐ FL-342 ☐ FL-343 ☐ DV-900
☒ Other (*specify*): Attachment One (1) - stipulation for 2-year Restraining
Order After Hearing signature page

Date: JUL -9 2018

[Signature]
Judge (or Judicial Officer)
Hon. Roger Chan

Certificate of Compliance With VAWA

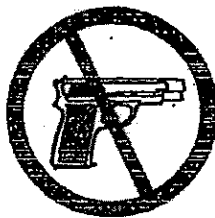
This restraining (protective) order meets all "full faith and credit" requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA) upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

This is a Court Order.



Warnings and Notices to the Restrained Person in 2**If you do not obey this order, you can be arrested and charged with a crime.**

- If you do not obey this order, you can go to jail or prison and/or pay a fine.
- It is a felony to take or hide a child in violation of this order.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.

You cannot have guns, firearms, and/or ammunition.

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, and/or ammunition while the order is in effect. If you do, you can go to jail and pay a \$1,000 fine. Unless the court grants an exemption, you must sell to, or store with, a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms that you have or control. The judge will ask you for proof that you did so. If you do not obey this order, you can be charged with a crime. Federal law says you cannot have guns or ammunition while the order is in effect. Even if exempt under California law, you may be subject to federal prosecution for possessing or controlling a firearm.

Instructions for Law Enforcement**Start Date and End Date of Orders**

The orders *start* on the earlier of the following dates:

- The hearing date in item (5) (a) on page 2, or.
- The date next to the judge's signature on this page.

The orders *end* on the expiration date in item (4) on page 1. If no date is listed, they end three years from the hearing date.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Fam. Code, § 6383.)

Consider the restrained person "served" (notified) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing or was informed of the order by an officer. (Fam. Code, § 6383; Pen. Code, § 836(c)(2).) An officer can obtain information about the contents of the order in the Domestic Violence Restraining Order System (DVROS). (Fam. Code, § 6381(b)-(c).)

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code; § 13710(b).)

This is a Court Order.

Case Number:

FDV-18-813693

Child Custody and Visitation

The custody and visitation orders are on Form DV-140, items ③ and ④. They are sometimes also written on additional pages or referenced in DV-140 or other orders that are not part of the restraining order.

Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, in the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2 and Fam. Code, §§ 6383(h)(2), 6405(b)):

1. **EPO:** If one of the orders is an *Emergency Protective Order* (Form EPO-001) and it is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. **No-Contact Order:** If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence in enforcement over any other restraining or protective order.
3. **Criminal Order:** If none of the orders includes a no-contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. **Family, Juvenile, or Civil Order:** If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

(Clerk will fill out this part.)

—Clerk's Certificate—

Clerk's Certificate
[seal]

I certify that this *Restraining Order After Hearing (Order of Protection)* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.

SHORT TITLE:

Owens v. Marraccini

CASE NUMBER:

FDV-18-813693

ATTACHMENT (Number): One (1)

(This Attachment may be used with any Judicial Council form.)

The parties agree that a Two (2) year Restraining Order After Hearing shall be granted protecting Ms. Laura Owens and restraining Mr. Michael Marraccini.

By signing below, the parties acknowledge that each has read and discussed the terms of this restraining order with his or her respective counsel. Each party understands and accepts the terms of this agreement. Each party warrants that each freely and voluntarily executed this agreement. This agreement may be signed in counterparts. Each counterpart shall be deemed part of the original document. This agreement may also be signed by email and such email signatures shall be valid as originals.

So Agreed.

Dated:

7/6/18

Laura Owens
Laura Owens, Protected Party

Dated:

7/6/2018

Elisha Jussen-Cooke
Elisha Jussen-Cooke, Attorney for
Laura Owens

Dated:

Michael Marraccini, Restrained Party

Dated:

Randy Sue Pollock, Attorney for
Michael Marraccini

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page ____ of ____

(Add pages as required)

SHORT TITLE: Owens v. Marraccini	CASE NUMBER: FDV-18-813693
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ATTACHMENT (Number): One (1)

(This Attachment may be used with any Judicial Council form.)

The parties agree that a Two (2) year Restraining Order After Hearing shall be granted protecting Ms. Laura Owens and restraining Mr. Michael Marraccini.

By signing below, the parties acknowledge that each has read and discussed the terms of this restraining order with his or her respective counsel. Each party understands and accepts the terms of this agreement. Each party warrants that each freely and voluntarily executed this agreement. This agreement may be signed in counterparts. Each counterpart shall be deemed part of the original document. This agreement may also be signed by email and such email signatures shall be valid as originals.

So Agreed.

Dated: _____

Laura Owens, Protected Party

Dated: _____

Elisha Jussen-Gooke, Attorney for
Laura OwensDated: 7/8/2018*Michael Marraccini*
Michael Marraccini, Restrained PartyDated: 7/8/2018*Randy Sue Pollock*
Randy Sue Pollock, Attorney for
Michael Marraccini

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page _____ of _____

(Add pages as required)

DECLARATION OF LAURA OWENS

1. My name is Laura Owens. If called to testify in court, I could and would testify to the following under penalty of perjury based on my own personal knowledge.

2. I currently reside in Scottsdale, Arizona. I am 35 years old. My date of birth is [REDACTED]

SUMMARY OF ORIGINAL PETITION & FIRST RENEWAL

3. In 2018, I filed a petition for an Order of Protection (OOP) in this Court against my ex-boyfriend, Michael Marraccini, d/o/b [REDACTED], in Case No. FDV-18-813693. Attached as **Exhibit A** is a copy of the declaration I submitted in support of my original petition against Mr. Marraccini explaining the reasons I asked for the original OOP.

4. My initial petition resulted in a two-year stipulated OOP being issued by the Court against Mr. Marraccini on July 9, 2018. A copy of the court's original order is attached hereto as **Exhibit B**.

5. In July 2020, I filed a request in this Court seeking to renew the OOP against Mr. Marraccini. Attached as **Exhibit C** is a copy of the declaration I filed in support of that renewal request explaining the reasons for the request.

6. On September 11, 2020, this Court granted my request to renew the OOP against Mr. Marraccini. A copy of the order, granting a five-year extension of the OOP, is attached hereto as **Exhibit D**. This current order is set to expire on July 10, 2025 at noon.

7. For the reasons explained below, I am now asking the Court to renew the OOP against Mr. Marraccini permanently and to refer him to the United States Attorney's Office for criminal prosecution based on his intentional violation(s) of this Court's order.

SUMMARY OF RECENT VIOLATIONS BY MR. MARRACCINI

8. Since the OOP was renewed in 2020, Mr. Marraccini has violated it in several ways, most of which relate to a different family law case I am involved in here in Arizona called *Owens v. Echard*.

9. Briefly, the *Owens v. Echard* case here in Arizona involved a petition to establish paternity which I filed in the Maricopa County Superior Court against a man named Clayton Echard. Mr. Echard and I were involved in a brief, one-night relationship in May 2023. After that experience, I tested positive for pregnancy which eventually led me to file the paternity case against Mr. Echard.

10. While the paternity petition was pending, I believe I had a miscarriage which was later confirmed by a visit to an OB/GYN facility called MomDoc where I took two pregnancy tests which both came back negative. After receiving this information, I took no further action to pursue the paternity petition against Mr. Echard, which resulted in the court setting the matter for administrative dismissal due to inactivity.

11. Before the case was dismissed, Mr. Echard hired a lawyer who accused me of “faking” the pregnancy. After the lawyer threatened to seek sanctions against me, I hired a lawyer who immediately moved to voluntarily dismiss the paternity action with prejudice, as permitted by Rule 26 of the Arizona Rules of Family Law Procedure.

12. Even though the Arizona rules required the court to allow me to withdraw the paternity petition, the judge refused to allow me to withdraw the petition. The court further set the matter for a two-hour evidentiary hearing which took place on June 10, 2024 in Phoenix.

13. While the paternity case was pending, Mr. Echard's counsel provided a disclosure statement listing Michael Marraccini as a "witness" in the case. The portion of the disclosure statement referring to Mr. Marraccini is shown below.

5. **Michael Maraccini**

c/o Randy Sue Pollock, Attorney at Law

[REDACTED] Oakland, CA 94610

[REDACTED]

[REDACTED]

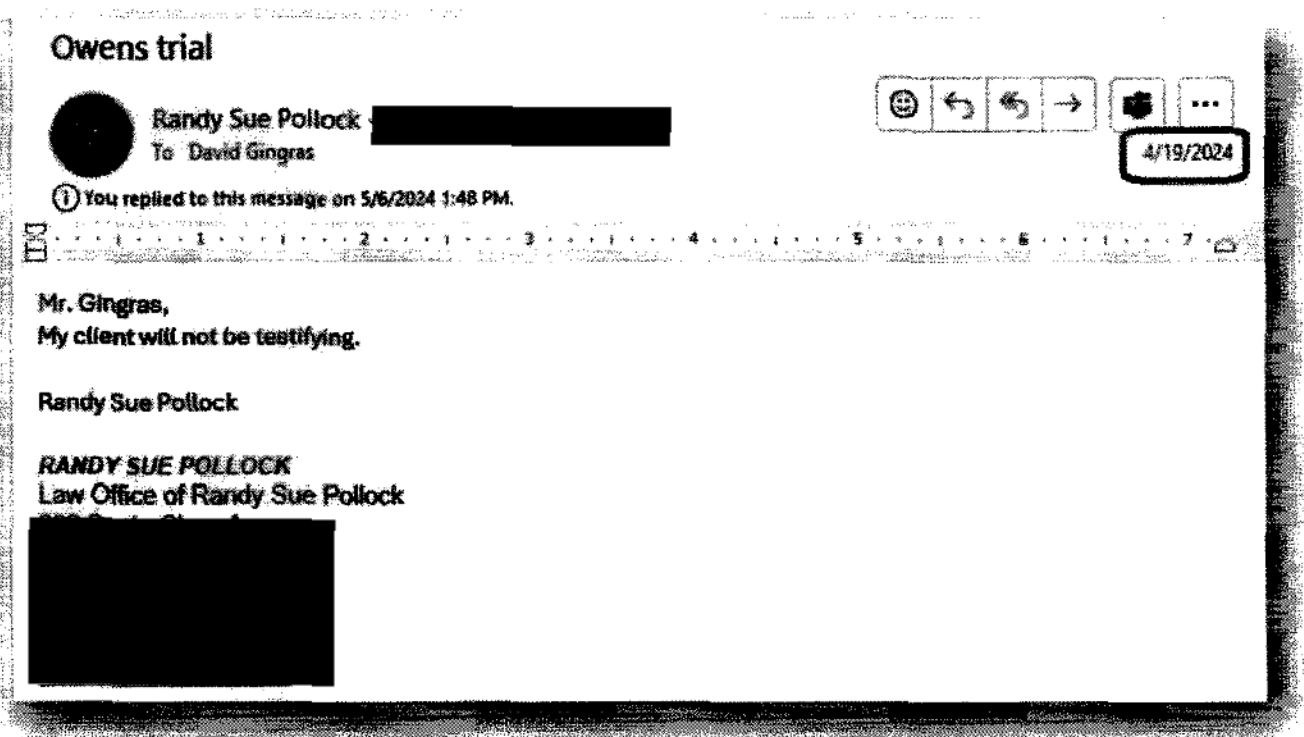
This witness is expected to testify about his prior interactions with Petitioner, her alleged two (2) pregnancies during their relationships, and the subsequent litigation.

14. I found the disclosure of Mr. Marraccini as a witness extremely surprising because at that time, I had not spoken to Mr. Marraccini in several years. To my knowledge, Mr. Marraccini did not know Clayton Echard and did not have any personal knowledge regarding any of the issues involved in my dispute with Mr. Echard. Furthermore, the disclosure statement falsely stated that I had "two (2) pregnancies" with Mr. Marraccini, and it implied there was "subsequent litigation" relating to those pregnancies. This is completely false – the only "litigation" I have had with Mr. Marraccini is this matter which is solely based on his threatening conduct towards me.

15. Because Mr. Echard asked the court to award him sanctions, I was forced to defend that issue. I eventually retained a lawyer in Arizona named David Gingras who first appeared in *Owens v. Echard* in late March 2024.

16. At my request, Mr. Gingras attempted to interview each disclosed witness including Mr. Marraccini. Because the only contact information provided for Mr. Marraccini was a lawyer named Randy Sue Pollock, Mr. Gingras contacted Ms. Pollock to determine what Mr. Marraccini intended to testify about.

17. In response, Ms. Pollock told Mr. Gingras that Mr. Marraccini knew nothing about *Owens v. Echard* and that he did not intend to appear in Arizona as a witness. On April 19, 2024, Ms. Pollock sent Mr. Gingras an email confirming that Mr. Marraccini would not testify at the trial in *Owens v. Echard*.



18. Despite this, just days after Ms. Pollock stated, in writing, that Mr. Marraccini would not appear at trial, on April 24, 2024 Mr. Echard's counsel sent a *new* disclosure statement which again listed Mr. Marraccini as a witness and explained (for the first time)

that he intended to testify about my “believed motivation in fabricating pregnancies to secure relationships.”

5. **Michael Maraccini**

c/o Randy Sue Pollock, Attorney at Law



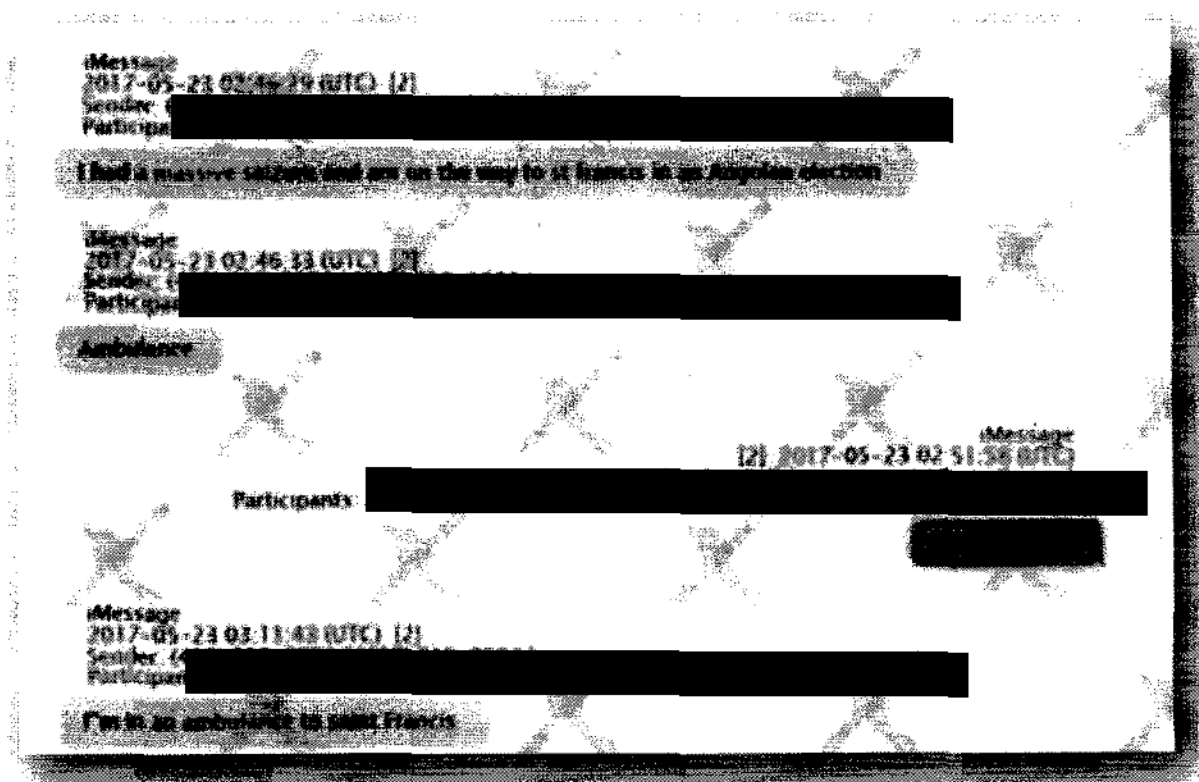
This witness is expected to testify about his prior interactions with Petitioner, his personal knowledge of her alleged two (2) pregnancies during their relationship, Petitioner’s believed motivation in fabricating pregnancies to secure relationships, and the subsequent litigation.

19. After learning Mr. Marraccini’s attorney had falsely told Mr. Gingras that Mr. Marraccini was not going to appear at trial, my attorney filed several pleadings including a motion *in limine* and an emergency motion to strike asking the court to exclude Mr. Marraccini on the basis of improper and untimely disclosure.

20. Just a few days later, in early May 2024, I was horrified to learn Mr. Marraccini publicly released nearly 2,500 pages of private text messages exchanged between us in 2016–17. None of these private messages had anything to do with any of the issues in *Owens v. Echard*, and Mr. Marraccini did not release them in response to a court order, a lawful subpoena or other valid legal request from Mr. Echard’s counsel. These messages included hundreds of pages of private conversations between me and Mr. Marraccini including discussions regarding sexual matters, medical issues, private family matters, and other highly personal and private topics.

21. It is clear to me Mr. Marraccini released these 2,500 pages of private messages for the sole purpose of harassing, humiliating, and terrorizing me. His conduct had exactly the intended effect. Since Mr. Marraccini released these messages, they have been widely shared across the Internet.

22. By sharing our private messages publicly, Mr. Marraccini disclosed personal, private conversations between us which had nothing to do with any issues involved in the *Owens v. Echard* case. As just one example, shown below is a private text message I sent to Mr. Marraccini describing medical problems I was having including an epileptic seizure. Mr. Marraccini publicly released my private medical information for no valid reason, resulting in it being published on the Internet here: https://victimsoflauraowens.com/wp-content/uploads/2024/09/5.22.17_Laura-claims-to-have-had-another-seizure-prescribed-anti-seizure-meds-epilepsy-doctor-referral_185_watermark.png



23. It is difficult to put into words what an extreme and outrageous violation of my personal privacy Mr. Marraccini caused by his conduct. Imagine having 2,500 pages of your personal, private conversations with a romantic partner released on the Internet for the entire world to see. That is what Mr. Marraccini did to me.

24. Mr. Marraccini's harassment, threats and abuse go even further. The day before the June 10, 2024 evidentiary hearing, Mr. Marraccini appeared in a video published on Instagram standing next to Mr. Echard and another male named Greg Gillespie who I dated briefly in Arizona; this post is shown below (Mr. Marraccini is on the far right of this photo).



25. The caption of this post is shown below, and it suggests: “the last thing we want to see is a 5th victim have to experience what we have.” The “we” in this sentence refers to Mr. Gillespie, Mr. Echard, and Mr. Marraccini.



claytonechard ● Please keep us in your thoughts and prayers as we head into tomorrow's court hearing. This has gone on for 10 years too long and the last thing we want to see is a 5th victim have to experience what we have.

3w

26. After it became clear that Mr. Marraccini intended to appear at the hearing in Arizona on June 10, 2024, I asked my attorney to take all possible steps to ensure that if Mr. Marraccini did appear, he complied with the terms of the OOP issued by this Court which remained valid and in effect at that time.

27. At my request, my attorney Mr. Gingras contacted court security to advise them of this Court's OOP and to ask them to provide assistance so that if Mr. Marracini appeared as a witness, he was kept an appropriate distance away from me as this Court had ordered. According to Mr. Gingras, he contacted the Maricopa County Superior Court's head of security, provided a copy of this Court's order, and was told that court security would ensure the OOP was followed, but unfortunately that did not occur.

28. In addition, on May 6, 2024, Mr. Gingras sent an email to Mr. Marraccini's attorney, Randy Sue Pollock, explaining his concerns that it appeared Mr. Marraccini intended to travel to Arizona to violate this Court's OOP. In response, Mr. Gingras told me Ms. Pollock stated that Mr. Marraccini would not agree to an interview or deposition (despite this being required by the rules), and that, according to her, Mr. Marraccini

intended to simply “show up” at the hearing in Arizona despite the fact he had not been served a valid subpoena requiring him to appear in Arizona.

29. On the morning of June 10, 2024, I appeared at the Maricopa County Superior Court for the evidentiary hearing in *Owens v. Echard*. As I waiting outside, Mr. Marraccini came within 300 feet of me, in direct violation of this Court’s OOP. At my request, Mr. Gingras reported the violation to court security, gave them a copy of this Court’s OOP and asked security to enforce this Court’s order.

30. Court security staff informed Mr. Gingras they could not enforce this Court’s order and that the only enforcement option was to contact the Phoenix Police Department, which Mr. Gingras immediately did. A few minutes later, officers from the Phoenix Police Department arrived, and Mr. Gingras again provided them with a copy of this Court’s OOP, he explained that Mr. Marraccini had violated the order, and asked them to enforce it. Mr. Gingras further provided officers with a copy of the relevant part of the federal Violence Against Women Act, 18 U.S.C. § 2265, which provides, in part:

(a) Full faith and credit. Any protection order issued that is consistent with subsection (b) of this section by the court of one State, Indian tribe, or territory (the issuing State, Indian tribe, or territory) shall be accorded full faith and credit by the court of another State, Indian tribe, or territory (the enforcing State, Indian tribe, or territory) and enforced by the court and law enforcement personnel of the other State, Indian tribal government or Territory [territory] as if it were the order of the enforcing State, Indian tribe, or territory.

31. Despite the fact this Court’s OOP was legally required to receive full faith and credit in Arizona, the Phoenix Police Department refused to enforce it.

32. Thereafter, on the morning of June 10, 2024, Mr. Marraccini sat inside the courtroom at the Maricopa County Superior Court approximately 20-25 feet away from me

for a period of approximately two hours. After personally observing Mr. Marraccini violating this Court's order, my attorney asked the judge hearing the case (Hon. Julie Mata) to, once again, enforce this Court's order by excluding Mr. Marraccini from the courtroom. Without any explanation, Judge Mata denied that request, and she allowed Mr. Marraccini to remain less than 300 feet away from me during the entire 2-hour hearing.

33. While I was testifying on the stand, Mr. Marraccini sat in the room approximately 40 feet away from me. He glared angrily at me the entire time. This caused me so much emotional trauma and anxiety that I lost my composure and was unable to complete my testimony without calling for a recess.

34. Mr. Marraccini knew he was committing a federal crime by traveling to Arizona with the intent of violating this Court's order. This Court's OOP expressly informed Mr. Marraccini of that fact as shown on the face of the order here:

Case Number:
FDV-18-813693

Warnings and Notices to the Restrained Person in 2

If you do not obey this order, you can be arrested and charged with a crime.

- If you do not obey this order, you can go to jail or prison and/or pay a fine.
- It is a felony to take or hide a child in violation of this order.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.

You cannot have guns, firearms, and/or ammunition.

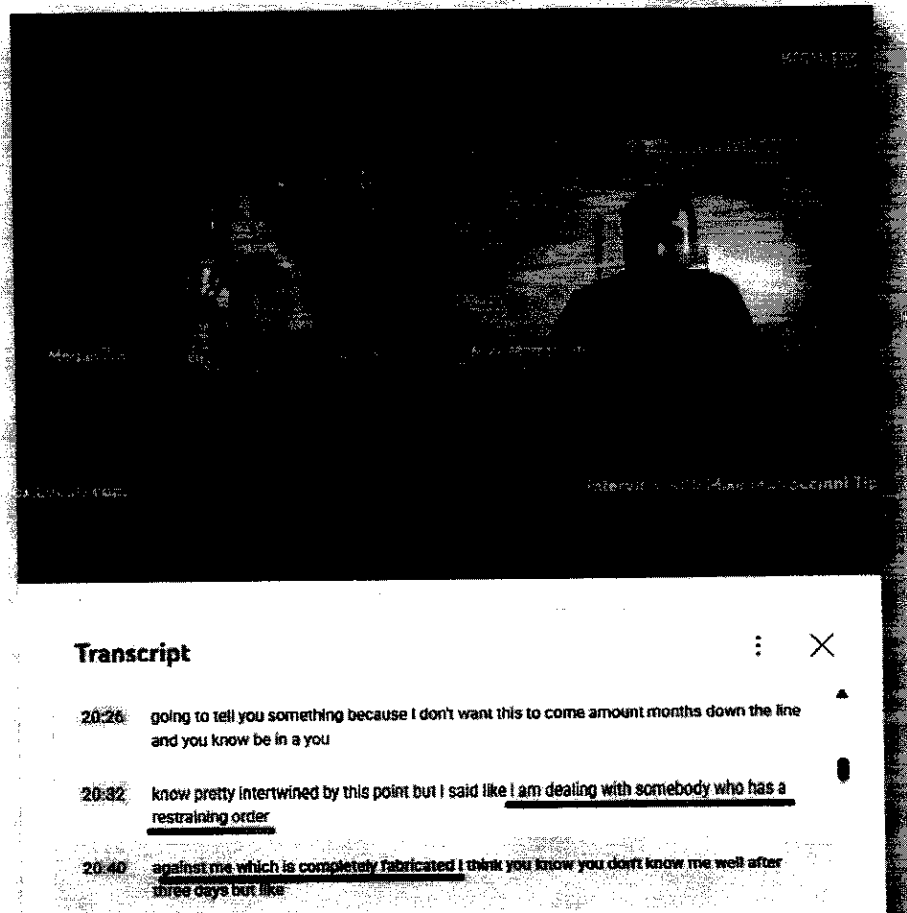
You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get

35. Prior to Mr. Marraccini traveling to Arizona to violate this Court's order, my attorney made extensive efforts to work with Mr. Echard's counsel to ensure that Mr. Marraccini could testify (if properly summoned to do so), while doing so in a manner that did not violate this Court's order. Among other things, Mr. Gingras (who is licensed to

practice law in both Arizona and California) offered to submit a stipulation to this Court to modify the OOP to permit Mr. Marraccini to appear as a witness in the Arizona case. Mr. Gingras explains this issue further in his declaration submitted herewith.

36. In addition to violating this Court's order on June 10, 2024, Mr. Marraccini has also engaged in a course of conduct which has harassed me by posting extensively about me on social media. Mr. Marraccini accused me of lying to this Court about the facts supporting the OOP issued by the Court (which Mr. Marraccini initially stipulated to).

37. For example, in June 2024, Mr. Marraccini appeared in a 2 ½ hour YouTube video interview with a "blogger" named Megan Fox. In this video (which remains online here: <https://www.youtube.com/watch?v=nhdseYCE9WU>) Mr. Marraccini talked about me extensively, even claiming that the OOP issued by this Court was "completely fabricated".



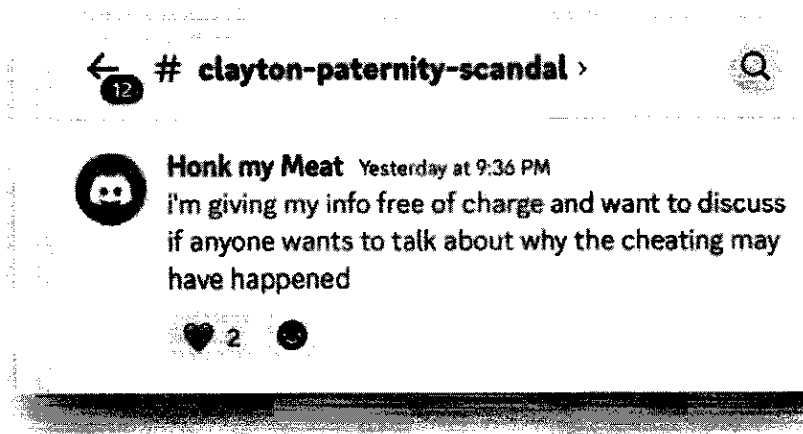
Transcript

- 20:26 going to tell you something because I don't want this to come amount months down the line and you know be in a you
- 20:32 know pretty intertwined by this point but I said like I am dealing with somebody who has a restraining order
- 20:40 against me which is completely fabricated I think you know you don't know me well after three days but like

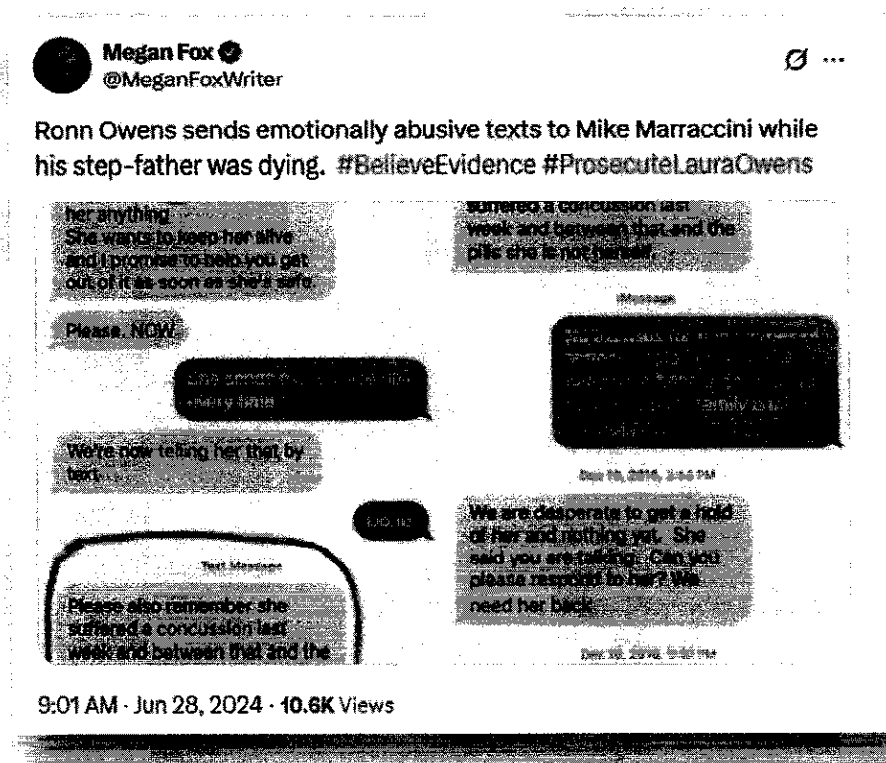
38. In addition to making false public statements accusing me of lying to this Court, Mr. Marracini has also repeatedly posted private photos of me online, under the pseudonym "Honk my Meat". Below is an example of a photo of me that Mr. Marraccini posted under that pseudonym. I know Mr. Marraccini posted this photo because he is the one who took the image during a vacation we took to Iceland while we were dating.



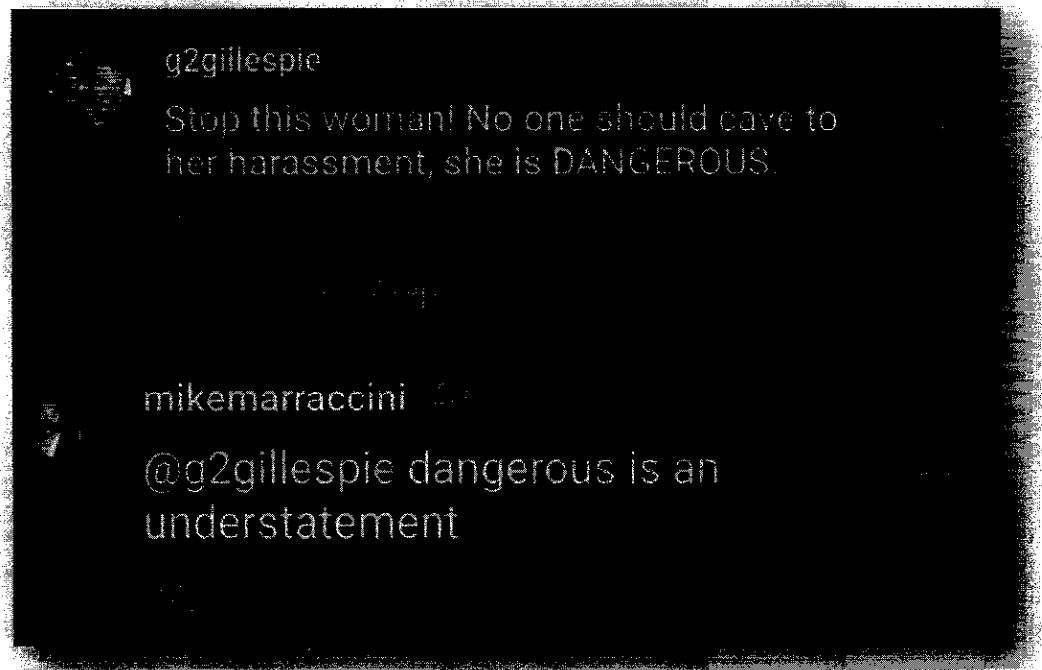
39. Mr. Marraccini has also published multiple other photos of me, my family, and even my pets using the Honk my Meat pseudonym. Using that same account, Mr. Marraccini has posted statements on social media offering to “*discuss ... why the cheating may have happened*” which I understood was a reference to infidelity that occurred with a member of my family during the time Mr. Marraccini and I were dating.



40. Mr. Marraccini also shared private text messages he exchanged with my father which he gave to Megan Fox, who referred to them as “emotionally abusive”.



41. Mr. Marracini has also posted statements on social media referring to me as: "dangerous is an understatement".



42. Taken together, Mr. Marraccini's actions have been absolutely terrifying to me. First, he unquestionably committed a federal crime, in violation of 18 U.S.C. § 2262, by traveling to Arizona for the intended purpose of violating this Court's OOP. This law provides, in part:

§ 2262. Interstate violation of protection order

(a) Offenses.

(1) Travel or conduct of offender. A person who travels in interstate or foreign commerce ... with the intent to engage in conduct that violates the portion of a protection order that prohibits or provides protection against violence, threats, or harassment against, contact or communication with, or physical proximity to, another person or the pet, service animal, emotional support animal, or horse of that person, or that would violate such a portion of a protection order in the jurisdiction in which the order was issued, and subsequently engages in such conduct, shall be punished as provided in subsection (b).

43. When Mr. Marraccini traveled from California to Arizona on June 10, 2024, he did so knowing that this Court had issued a valid, lawful order prohibiting him from engaging in precisely that conduct. Mr. Marraccini never asked this Court to modify the OOP, and his attorney even rejected my lawyer's offer to jointly request permission from this Court to allow Mr. Marraccini to travel to Arizona. Furthermore, prior to traveling to Arizona, Mr. Marraccini never asked the Arizona court to modify this Court's order (although it is my understanding the Arizona court had no authority to ignore or change this court's order, although that is exactly what happened).

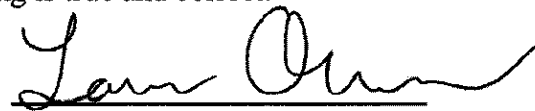
44. Mr. Marraccini's actions, particularly with respect to his decision to publicly release 2,500 pages of private, personal text messages between us has been absolutely devastating to me. His conduct has caused me severe emotional distress and has made me feel like my personal privacy is forever lost.

45. For these reasons, I am asking this Court to renew the OOP issued in this case, and to make that renewal permanent.

46. I am further requesting that this Court find that Mr. Marraccini violated this Court's order, and that he engaged in interstate travel with the intent of violating the Court's order. I further ask the Court to refer Mr. Marraccini to the United States Attorney's Office in San Francisco for investigation and, if appropriate, criminal prosecution based on his violation of 18 U.S.C. § 2262 and/or any other law.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United State of America that the foregoing is true and correct.

Executed on July 9, 2025.


Laura Owens

INDEX OF EXHIBITS	
Exhibit	Description
A	Laura Owens Declaration In Support Of Original OOP
B	Original DVRO Issued July 9, 2018
C	Laura Owens Declaration In Support Of Renewed OOP
D	Order to Renew DVRO Issued September 11, 2020

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Exhibit A

1 Declaration of Laura Owens

2 I, Laura Owens, declare as follows:

3 1. I make all of the statements herein of my own personal knowledge, except as to those
4 matters stated on information and belief, and as to those matters, I believe them to be true, and if called
5 as a witness, could and would testify competently thereto.

6 HISTORY OF RELATIONSHIP

7 2. Mr. Marraccini and I were romantically involved from March 2016 until late Fall 2017.
8 Contrary to what he alleges in his declaration filed on January 22, 2018, we did not stop dating in March
9 2017.

10 3. I met Mr. Marraccini in March 2016 through The League, a dating app for professionals
11 that matches people together based on their LinkedIn and Facebook profiles. His profile said that he was
12 in "Real Estate Development" and that he went to California Polytechnic Institute. (See Exhibit 1,
13 screenshots of Mr. Marraccini's profile from The League taken April 26, 2016 and May 10, 2017). He
14 asked me out to dinner and I accepted.

15 4. Initially, Mr. Marraccini was very charming. In the early months of our relationship, we
16 saw each other often and seemed to have a lot in common. Mr. Marraccini showed interest in my career
17 (I am the CEO of Quartet Farms, a company that buys and sells show horses). He talked about his own
18 career ambitions and said he was a real estate developer and that he had his real estate license. He also
19 frequently talked about his many job offers at big developments firms. I wanted to be with someone who
20 was career oriented like I am and thought we were a good match. We talked about my love for animals
21 and animal welfare, which he also claimed to care deeply about. He also often talked about his alleged
22 relationships with celebrities. He liked that my father Ronn Owens is a famous local talk show host and
23 was excited at the prospect of meeting celebrities.

24 5. In or around late May or early June 2016, I was asleep when I was suddenly struck in the
25 face by Mr. Marraccini. I don't know exactly how he hit me; I think either his elbow or fist hit me near
26 my eye. I can't say for sure, but I believe he may have been asleep and involuntarily hit me somehow.
27 I had a black eye for a day or two after this. (One of his friends told me that one of his ex-girlfriends
28 also woke up with a black eye because Mr. Marraccini "accidentally" hit her while he was asleep).

1 Declaration of Laura Owens

2 6. In June 2016, Mr. Marraccini and I were out for a walk. While we were walking along
3 the water, he grabbed me by my jacket and pushed me towards the water, acting like he was going to
4 throw me in. (I had previously told Mr. Marraccini that I don't know how to swim). Later during the
5 walk, we were passing by a shrub when Mr. Marraccini used one of his hands to shove me into it. He
6 did these things as "jokes," but they felt somewhat aggressive.

7 7. In June 2016, I found out that I was pregnant and felt very conflicted about whether to
8 have the baby or terminate the pregnancy. I was diagnosed with polycystic ovary syndrome in 2010 or
9 2011, which can cause infertility. I was afraid I might never be able to get pregnant again, but also did
10 not necessarily feel ready to have a baby. I told Mr. Marraccini about the pregnancy and shared my
11 feelings about terminating versus having the baby. Initially he was supportive about giving me some
12 time to think about the decision, but said he thought it would be best if I had an abortion.

13 8. A day or two after I told him, Mr. Marraccini called me while on a trip with his friends
14 and said that he decided an abortion was the best option for us. When he came back from his trip, he
15 told me that if I had the baby, he would never want to meet the baby or be part of his or her life and that
16 he would hate me for going through with the pregnancy. He said that if I had the abortion, it would
17 prove to him that I was the type of girl he wanted to be with and would show him how much I valued
18 our relationship. He said he wanted a future together and could see us having kids down the road, but
19 that he wasn't ready to be a father yet. He promised to be there and support me after the abortion.

20 9. One night in late June 2016, Mr. Marraccini and I had dinner with my parents and were
21 discussing my pregnancy (they knew I was pregnant already). Even though I had not made up my mind
22 yet, Mr. Marraccini told my parents that "we" decided to do the responsible thing and have an abortion.

23 10. Mr. Marraccini pressured to make an appointment at Planned Parenthood for the abortion.
24 When I didn't do it fast enough, he scheduled it for me. Because I wanted to be with him and thought
25 we could have a future together, and since I didn't want to bring a child into the world without a father,
26 I decided to go through with the abortion. In July 2016, I terminated my pregnancy.

27 11. In the days following my abortion, I felt sad and started to feel immense guilt. I felt
28 selfish for choosing my relationship with Mr. Marraccini over the baby. I grieved for the child that

1 Declaration of Laura Owens

2 would never be and started to feel depressed. On several occasions, when I tried to talk with Mr.
3 Marraccini about how I felt, he got angry and lost control of his temper. He'd scream at me, and his face
4 would turn bright red. He'd ball his hands into fists and pump them at his side while pacing around.
5 I was afraid of this side of him, which I hadn't seen before.

6 12. About one week after the abortion, Mr. Marraccini got mad when I told him I felt guilty
7 about the abortion. He screamed at me. He said I needed to get over it and that he didn't want to stay
8 with me for long if I couldn't. I felt betrayed since he promised to be there for me throughout the healing
9 process. When I told him this, his response was, "I would have said anything to get you to abort."

10 13. Between July and November 2016, things between Mr. Marraccini and I were rocky. I
11 continued to struggle with feelings of sadness due to the abortion. I would frequently try to talk to him
12 about this, but whenever I brought it up, he just got mad and yelled at me. He'd say that I should be over
13 it. He'd tell me that he wanted someone more cheery, like his ex-girlfriends were. He would regularly
14 demean me. For example, he constantly told me I was "worthless" and "ugly" and said that nobody
15 would want to be with me because of my depression. He criticized my performance and said that he was
16 "just stating the facts" by telling me I was bad at my job. He started calling me "crazy" and telling me
17 that I was mentally ill. He'd tell me that I was bipolar and needed to be medicated. I had never been
18 depressed before having an abortion.

19 14. It was also during this time- between July and November 2016- that I was spending a lot
20 of money on Mr. Marraccini. In the beginning of our relationship, he would pick up the check when we
21 went out for dinner or we would split it. After a month or so, he stopped doing this and would allow the
22 bill to sit on the table until I paid it. By late Summer 2016, it became implied that I would pay for
23 everything. Then, starting in or around October 2016, Mr. Marraccini wanted to go out to fancy dinners
24 several times a week, which I paid for. In November 2016, he started calling me his "sugar momma."
25 In 2017, after he lost his job, he started asking me to pay for his rent (which I did on a couple of
26 occasions). He also asked me to take him on multiple vacations and buy him a \$10,000 watch, which
27 I did. I felt like he was taking advantage of me, but I loved him, so I did what I could to make him
28 happy.

1 Declaration of Laura Owens

2 15. I really wanted our relationship to work, but I felt like Mr. Marraccini did not like me and
3 didn't want to be with me. When I would ask him if he wanted to break up, he said that he did not and
4 would tell me he really cared about me and thought we could work through our issues. This happened
5 multiple times throughout our relationship. I felt like he wanted to continue dating me for the money
6 and connections that my father's local fame provided, but that he didn't care about me.

7 16. In November 2016, Mr. Marraccini and I went to a Tony Robbins conference (which he
8 asked me to pay for). He said the conference would help our relationship by helping me to get over the
9 abortion. He was struggling at work and told me this conference would help give him more direction
10 to find out what he really wanted to do, which he said would make him a better partner. During the
11 conference, Mr. Marraccini emotionally and verbally abused me, often in front of other people. For
12 example, journaling and sharing within a group was an important part of the of conference. Every time
13 I shared with the group what I had written, Mr. Marraccini laughed at me, made fun of me, and put me
14 down in front of everyone else. I was in tears throughout the conference because of his beratement.
15 Once when I was crying, one of the people who worked for the Tony Robbins Corporation approached
16 me and asked if I was okay. They told me they had overheard Mr. Marraccini putting me down and
17 asked if I wanted to break up with him publicly on stage. I felt ashamed and said no.

18 17. After the conference, in late November or early December 2016, Mr. Marraccini and I
19 took a break. He told me that it was unnatural for me not to be over the abortion and that he didn't want
20 to be with someone who was depressed. He told me he would only be with me if I was medicated.

21 18. During this time, I sought treatment for the depression that Mr. Marraccini insisted I
22 suffered from. A couple of weeks later, he asked me to dinner at my favorite restaurant, and we started
23 seeing each other again.

24 19. On December 9, 2016, I felt suicidal and reached out to my parents for help. I was
25 overwhelmed and felt bad about the abortion and Mr. Marraccini's hatred towards me. My parents
26 contacted Mr. Marraccini and pleaded with him to be supportive and intervene. I did not want to talk
27 with him and ignored his calls for several hours. My parents called the police and had them come check
28 on me. The police took me to the ER, where I was given IV fluids. I spoke with a psychologist and was

1 Declaration of Laura Owens

2 released later that night after I had calmed down and no longer felt like I was a risk to myself. (Contrary
3 to Mr. Marraccini's allegation in his declaration, I was never treated in an "inpatient facility.") My
4 psychiatrist adjusted my medication after this.

5 20. On December 30, 2016, Mr. Marraccini and I flew to Iceland. We had been planning this
6 trip since early November and decided on Iceland since Mr. Marraccini wanted to go there. He said the
7 trip would help our relationship. He told me everything he wanted to do in Iceland, and I planned and
8 paid for it. (The trip cost at least \$15,000, and I emptied my childhood savings account to pay for it).

9 21. During the flight from San Francisco to Reykjavik, Iceland, Mr. Marraccini berated me
10 nonstop for hours. He criticized me for nearly everything I said or did. If I turned my head to look at
11 him when he said something, he'd criticize me for turning too quickly, telling me that my reflexes were
12 "unnaturally fast" and that there was something wrong with me. He criticized my career and told me
13 I was bad at my job and was worthless. He told me I was "ugly" and that nobody else would ever want
14 to date me. When I would try to kiss him and cheer him up, he'd tell me I was "gross" and a bad kisser.
15 He said I was bad in bed. Then he said he wanted to have a threesome since sex with me was so boring.
16 He suggested a threesome with my sister or with a black man. He said it would turn him on to watch
17 someone else have sex with me. I told him no and that I felt uncomfortable. He seemed to enjoy putting
18 me down. His criticisms went on for hours, and I cried on and off throughout the entire flight.

19 22. About 6 hours into the flight, Mr. Marraccini went to the bathroom. I stayed in my seat
20 and was crying. A passenger in the row in front of me slipped me a note (a true and correct photocopy
21 of which is attached hereto as Exhibit 2, which said:

22 Dear Girlfriend,

23 I know the Lord had me over hear your conversation to let you know
24 you are a very beautiful young woman that should have a man that makes
25 you cry w/ wonderful laughter not bullying you. You are being verbally
26 abused, and he will never love you like you deserve. I'm very concerned
27 about you & I'm praying for you. Run from him & get help & protection.
28 He doesn't care what you think or say or do. He is a very sick man &

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2 will make you sick if you stay with him. Please take this to heart & get
3 help fast.

4 Karen @
5 [REDACTED]

6 23. I was shocked when I read the note. For the first time, I started to realize that Mr.
7 Marraccini was emotionally abusive, which is not something I wanted to acknowledge. After reading
8 it, I quickly put the note in my backpack to make sure he didn't see it. I was scared that he would lose
9 his temper and make a scene if he found out about it. I also did not want him to know who gave it me
10 in fear that he would lash out at her. For the rest of the flight, I tried to avoid talking to him since I
11 didn't want him to get mad.

12 PHYSICAL ABUSE

13 24. In the middle of the first or second night of our Iceland trip, I was sound asleep when Mr.
14 Marraccini woke me up by screaming at me. He was in a rage, the likes of which I had never before
15 seen. He was furious at me for sending a photo of us in Iceland to a friend of mine via Snapchat (which
16 got back to him via another friend). I didn't think I had done anything wrong and couldn't understand
17 why he was so mad, but he just kept screaming at me. He said he didn't want people to know he went
18 to Iceland with me since he told everyone he was going alone. He told me he was embarrassed to be
19 seen with me (throughout the trip he didn't want me in any of his social media posts or photos). Then
20 he told me that if I went along with what he wanted and was "good" on the trip, that maybe he would
21 post photos of us together and tell people he was with me. He insulted me and put me down, repeatedly
22 calling me a "fucking psychopath" and "crazy." As he was screaming at me, I pulled out the note from
23 the Wow Airlines passenger. I told him he treated me so badly that even a total stranger was concerned
24 for my wellbeing, but he didn't seem to care and just brushed it off. I had never seen him so enraged
25 and was afraid he would snap and hurt me. I felt like he wasn't even treating me like a human being.
26 I cried myself to sleep that night.

27 25. When I woke up the next day, on or around January 1, 2017, Mr. Marraccini was in a
28 totally different mood. He said he wanted to have a good trip and start things off differently. He started

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2 to kiss me. While we were making out, he used both of his hands to shove me into the headboard,
3 causing my head to slam into it. (He had never been rough with me like this before.) Then he started
4 to have sex with me. As he was having sex with me, he put his right hand around my neck and strangled
5 me. I was having trouble breathing and started gasping for air. When I did this, he asked me if I liked
6 it. It was hard to talk, but I managed to say "no." He strangled me until he climaxed. Then he got off
7 of me. I felt shocked and deeply confused. My neck and throat were sore. I remember lying in bed and
8 staring at the wall for a long time trying to wrap my head around what he had just done to me. Mr.
9 Marraccini just went back to sleep.

10 26. Later that day, Mr. Marraccini wanted to have sex again. I wanted him to be affectionate
11 and loving towards me and didn't think he would hurt me again since it had never happened before.
12 While we were having sex, he told me to pick a number. I said "40." Then he used his open hand to
13 slap my butt really hard. I said "ouch!" and told him that hurt. Then he slapped my butt again. I told
14 him to stop, but he kept going. He slapped me 40 times in a row and counted down from 40 each time
15 he did this. He told me that the harder he hit me, the more it turned him on. After we finished having
16 sex, my butt was stinging and was bright red. I felt ashamed that I had allowed somebody to do that to
17 me. The next day, we talked about him slapping me. I told him I didn't like it and that he hurt me.

18 27. Throughout the rest of the trip, Mr. Marraccini wanted to have sex daily. Every time we
19 had sex, he strangled me and hit my butt with his bare hand repeatedly. This happened between 12 and
20 15 times. My butt was bruised and sore from him hitting me. I asked him to stop slapping me every
21 time, but he just laughed. Given his temper, and since he is so much bigger than me, I felt like there was
22 little I could do to fight back. There was also part of me that deeply wanted to be with Mr. Marraccini
23 and wanted him to be attracted to me and affectionate, so I tried to put up with it. When he continued
24 to strangle me during sex, I told him he was hurting me and asked him why he did it. He said he wanted
25 to be in complete control since it turned him on. He told me, "I own you." I told him I didn't like it and
26 wasn't okay with it and asked him to stop. He apologized and promised not to strangle or slap me again.

27 28. Throughout our trip, Mr. Marraccini continued to put me down and did things that felt
28 like they were intended to hurt and manipulate me. For example, I am an animal lover (especially

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2 horses, which I ride for a living), and Mr. Marraccini has known this since we started dating. When we
3 first got together, he also claimed to love animals. During our trip, he ordered horse while we were out
4 to dinner. I was appalled and had the waiter cancel the order. On another occasion, he got mad and
5 made fun of me because I refused to eat whale or puffin. He said I was boring and that if I didn't eat
6 whale or puffin, he didn't want to be with me since it "proved" I wasn't open to trying new things.

7 29. We came back from Iceland on or around January 9, 2017.

8 30. On January 10, 2017, Mr. Marraccini lost his job. Things got worse after this. He told
9 me he was depressed and lost all motivation. He was constantly angry. I felt like he resented me
10 because I have a successful career that I'm passionate about. It also seemed like he wanted to isolate
11 me from my family. He said things like, "Your mom doesn't love you. You need to realize that."

12 31. I had hoped the abuse would stop once we came home, but it didn't. Mr. Marraccini
13 became even *more* aggressive after he lost his job. Every time we had sex, he strangled me. This
14 happened 4-5 times per week and at least 100 times total. He also frequently smacked my bare butt with
15 his open hand, sometimes more than 50 times in a row. Sometimes he would tell me to take an Ambien
16 (a sleeping pill, which I had been recently prescribed) before sex so that it would be easier for him to
17 have his way with me. Sex with Mr. Marraccini felt like abuse, not loving and intimate. I often cried
18 while he had sex with me. After he would finish having sex with me, I would tell him that he hurt me
19 and ask him to stop strangling me. Sometimes he apologized and said that he "just lost control." He'd
20 swear he was going to work on himself and promised to stop. Other times, he'd brush it off and act like
21 I enjoyed it (even though I repeatedly told him I did not). On numerous occasions, he told me the control
22 was a turn-on for him and that he needed it since sex with me was "too boring" or "too vanilla."

23 32. In mid-February 2017, while we were having sex, Mr. Marraccini was on top of
24 me. He put his left hand on my arm to hold me down. He squeezed so hard that I had a bruise
25 for several days, which I took photos of a day or two later. (See Exhibit 3, photos of my bruised
26 arm taken on February 18, 2017). Then he used his right hand to strangle me. I could barely
27 breathe. When I started gasping for air, he shoved two fingers down my throat, which caused
28 me to gag. When I did this, he said, "Good girl. Good girl." I felt panicked and didn't

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2 understand what he was doing. I was crying. I kept thinking that I didn't want to do anything
3 to upset him as he did this, since I didn't want to push him over the edge. After he stopped
4 having sex with me, I asked him why he put his fingers down my throat and told him I didn't like
5 it. He brushed it off and ignored me.

6 33. On another occasion in February 2017, Mr. Marraccini strangled me during sex
7 so hard that it left red marks on my neck. I sent pictures of the marks to my sister, but did not
8 save these photos because I was afraid he would find them (I deleted many pictures and texts for
9 this reason). There were two other occasions when I had marks on my neck where he strangled
10 me (I cannot remember exactly when it was, but believe it was in May and July 2017).

11 34. Sometime in February 2017, I noticed tiny red spots around my eyes after Mr.
12 Marraccini strangled me (which I now know is called petechial hemorrhage). This became
13 common, and I took photos on a couple of occasions. (See Exhibit 4, photo of redness around
14 right eye and cheek taken in March 2017 and Exhibit 5, photo of redness around my eyes and
15 cheeks taken in May 2017). Sometimes my eyes were also bloodshot, and I had dark circles
16 around my eye sockets. At one point, my mom confronted me about the red spots and asked how
17 I got them. I told her Mr. Marraccini was strangling me during sex and that I believed the tiny
18 spots were a result of the strangulation.

19 35. On or around Valentine's Day weekend in February 2017, we took a trip to Napa
20 Valley. I had recently gotten a dog from a shelter who had been attacked and had a shaved head
21 and stitches. The whole time, Mr. Marraccini complained about how ugly the dog was. He said
22 he wanted to "punt" the dog. He told me I was cruel for keeping the dog alive because it was
23 old and blind and ugly and that I should have let it die in the shelter. At one point, the dog had
24 an accident in the hotel room. Mr. Marraccini got mad at me and screamed at me for having a
25 dog that wasn't potty trained. During this trip, Mr. Marraccini strangled me during sex several
26 times.

27 36. Sometime in February 2017, Mr. Marraccini asked me to take (and pay for) a trip to
28 Dubai with him. He said it was a good time because he wasn't employed. He told me the trip would

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2 be good for us and would help restore our relationship. He hadn't told me that he loved me yet, but said
3 he had a "feeling" he would be ready to say it in Dubai (he often said he was "almost" ready to say "I
4 love you."). I wanted good things for us and for him to be happy, so I agreed. He berated and verbally
5 abused me throughout the Dubai trip in March 2017. He took me to a watch store and asked me to buy
6 him a \$10,000 watch and be his "sugar mamma." When we had sex, he strangled and/or slapped me
7 every time. I felt abused and taken advantage of and withdrew from him emotionally during this trip.

8 37. In or around late March 2017, I was with Mr. Marraccini at my house when he started
9 having sex with me on the couch. He was on top of me. He grabbed a pillow and put it over my face.
10 He held it down with his right hand and was thrusting it into my face. I was wriggling under him and
11 trying to get him off of me. I tried to scream, but could barely make a sound with the pillow smothering
12 my face. It was hard to breathe, and I remember thinking to myself, "Is he going to kill me?" I felt like
13 he was treating me like a cadaver and that I was just a body he was abusing and having sex with. When
14 he climaxed, he told me this was the best sex we've ever had. He told me he liked controlling my access
15 to air and that he wanted to control every aspect of my life. I felt completely demoralized.

16 38. Sometime in March 2017, I sought treatment for anxiety related to Mr. Marraccini's
17 abuse of me. I was unable to sleep and was having nightmares and night sweats.

18 39. In May 2017, Mr. Marraccini, his mother and his sister went into my apartment without
19 my permission while I was not home. I had given Mr. Marraccini a key while I was traveling in April
20 2017 and believe he made a copy without my permission. I found out about his going there with his
21 mother and sister when his mom mentioned to me that Mr. Marraccini had taken them into my house.

22 40. On or around June 9, 2017, Mr. Marraccini and I were in Carmel when he tried to lock
23 me in a sauna at a spa. Also during this trip, while we were walking together at dusk, he used one hand
24 to push me off of the sidewalk and into a bush. I caught myself before falling. When I asked him why
25 he pushed me, he just laughed and said he was having fun.

26 41. In or around June 2017, Mr. Marraccini was having sex with me. He stopped having sex
27 with me and then demanded I give him oral sex. He grabbed my head and thrust his penis into my
28 mouth. He held the back of my head so I couldn't move it and thrust his penis so far down my throat

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2 that I threw up (this happened several times during our relationship).

3 42. In or around June 2017, Mr. Marraccini suffocated me with a pillow again during sex.
4 We were on the couch. I could barely breathe. I tried to scream, but nothing came out. I thought he was
5 going to kill me. I remember feeling responsible for what he was doing to me and so sad that things had
6 gotten to this point. I had gone from being a confident, independent woman and now I was being
7 suffocated. I remember thinking it didn't matter if he killed me since I had lost all self-respect anyway.
8 At some point I lost consciousness completely. When I came to, I was on the bed with the pillow over
9 me. His hand was pressing the pillow into my face, and my head was shoved against the wall sideways.
10 This was the most violent he had ever been towards me. Then he grabbed me and turned me around so
11 that I was on my stomach. I couldn't even lift my head up since I was so weak. Then he told me, "Get
12 on your knees." I was in a total daze. I did what he said since I was afraid of what he would do if I
13 didn't. He ejaculated in my mouth. I have never been so demeaned in my entire life. I didn't say a word
14 to him after this. I felt completely broken as a human being and hated myself for being with someone
15 who did this to me. I went to the bathroom. When I came back, Mr. Marraccini was asleep. In
16 November 2017, I brought this incident up to Mr. Marraccini after we had broken up. I asked him what
17 type of man needs to suffocate and strangle a woman in order to get himself off. He told me that it was
18 my fault because I "brought that out" in him.

19 43. I withdrew from the relationship after this. I was afraid of him and started spending less
20 time with him. I traveled a lot from July to October 2017 and had hoped that by pulling back, there
21 would be a natural end to our relationship. When I tried to talk with him about us not seeing each other
22 anymore, he'd tell me that he would work on being better.

23 STALKING

24 44. By October 2017, I was only spending time with Mr. Marraccini sporadically and was
25 deliberately trying to see less of him. I began canceling our plans since I didn't want to be around him.
26 When I did this, he started showing up at places within a two-block radius of my apartment that he
27 knows I frequent. He also started coming to my house unannounced even when I told him not to or was
28 ignoring his calls or texts.

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2 45. In October or November 2017, my insomnia worsened. I was waking up in the middle
3 of the night in a sweat from nightmares about him trying to strangle and kill me. I was (and continue
4 to be) constantly afraid of seeing him. When traditional antidepressants stopped working, my doctor
5 prescribed Ketamine therapy, which was administered directly by my doctor to treat my PTSD and
6 depression (and not prescribed as a "horse tranquilizer," contrary to Mr. Marraccini's allegation in his
7 declaration).

8 46. One Wednesday night in October 2017, I was with my family at Maybeck's restaurant--
9 less than two blocks away from my apartment. My family and I regularly have dinner at Maybeck's on
10 Wednesdays, which Mr. Marraccini knew (he had come to Wednesday dinner at Maybeck's a couple
11 of times and had criticized the restaurant and said it was terrible). Mr. Marraccini and his sister walked
12 into Maybeck's and sat down three tables over. He stared at us. This made me very uncomfortable.

13 47. Sometime in November 2017, Mr. Marraccini asked if he could come over. I told him
14 no. It was late, and I was in bed already. Five to ten minutes later, he showed up at my house and
15 knocked at my front door. I stayed in bed and ignored him. He banged on the door and yelled my name
16 and said he knew I was home because he could hear the TV. I was worried my neighbors would get
17 upset with the loud banging and yelling, so I opened the door. I asked him why he came since I told him
18 not to. He said he was "in the neighborhood." Then he started trying to have sex with me. I was too
19 afraid of him to stop him. While we were having sex, he asked me, "How does it make you feel to know
20 I'm sleeping with a tall blond girl. She's the complete opposite of you, physically." I told him I didn't
21 care. Then he said, "Doesn't that make you jealous? I like to see you jealous. It's a turn-on." Then he
22 held me down using his left hand and strangled me. This was the last time we had sex.

23 48. I tried to avoid engaging with Mr. Marraccini and hoped he would just leave me alone.
24 He continued to contact me and asked to see me. I was polite and cordial to him since I was afraid of
25 what he would do to me if I wasn't.

26 49. On or around November 28, 2017, Mr. Marraccini sent me a text message saying that he
27 saw me and my family at Mamanoko. (See Exhibit 6, text messages between me and Mr. Marraccini
28 dated 11/28/2017). I sent him a text message to ask him where he was at the restaurant. (*Id.*) He

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2 responded, "I was at the bar in the corner. I saw you all when you were walking out and we were just
3 being served. What did you think of it?" It made me very uneasy that he "happened" to be at the same
4 restaurant I was at (which was within 2 blocks of my apartment), and that he saw me there and said
5 nothing at the time.

6 50. I was afraid to walk down my street alone because I felt like he was stalking me. Starting
7 in December 2017, I had my parents or friends pick me up or drop me off at my front door or would take
8 Uber or Lyft everywhere, even to go a couple of blocks. Even though he does not live in my
9 neighborhood and had told me he was moving to Sacramento, I saw him at least 10 times within a
10 2-block radius of my apartment between December 2017 and the end of January 2018.

11 51. In December 2017, I posted on Instagram that I was going to dinner at Mamanoko. An
12 hour or so later, Mr. Marraccini showed up at there while I was having dinner with my mother. He
13 walked inside and came directly to our table. He was with a tall, blond woman, whom he introduced
14 as "Callie." He lingered at the table for a minute or so before sitting down at the table next to us,
15 although there were plenty of open tables elsewhere. This made my mother and me so uncomfortable
16 that we left.

17 52. After meeting Callie, I started thinking about how terrible I would feel if Mr. Marraccini
18 hurt her and I did nothing to warn her of his capacity for violence. I wished I had known how abusive
19 Mr. Marraccini was before I fell for him, and I considered telling her about my experiences.

20 53. The next day, Mr. Marraccini contacted me and asked to make me dinner. I said no. He
21 got upset that I turned him down and we got into an argument. I confronted him about his lies and the
22 physical abuse. He did not deny choking or smothering me with a pillow.

23 54. One Thursday in mid- or late December 2017, my parents were crossing the street to meet
24 me at Amici's in the Marina - a restaurant that I regularly go to with them and had been to several times
25 with Mr. Marraccini. He tried to stop my parents as they were walking, but they didn't engage with him.
26 While we were eating, he walked by the restaurant window three times and stared at us.

27 55. A few days after this, I was at Amici's again. Mr. Marraccini walked by the restaurant
28 and peered inside the restaurant as he passed. He made eye contact with me. About 10 minutes later,

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2 he walked by and stared at me a second time.

3 56. I have been going to Barry's Bootcamp (a gym) around the corner from my house daily
4 since before we started dating. Throughout our relationship, he made fun of me for going. Then, in
5 December 2017, Mr. Marraccini joined that gym, even though he does not live in the neighborhood.

6 57. On January 5, 2018, I was at Mamanoko with my friend Joan O'Neill. We were sitting
7 by the window having dinner when I saw Mr. Marraccini walking towards the restaurant with a blond
8 woman. They stopped directly in front of our table outside the restaurant window and Mr. Marraccini
9 stared at us. I was afraid to look at him and tried to avoid eye contact. They walked away, but he came
10 back a few minutes later by himself and stood directly outside the window by our table. He stared inside
11 at us and tried to get our attention. We ignored him. A minute or so later, he entered the restaurant and
12 stood at the hostess stand, which was directly in front of me. He stared at me. I was so uncomfortable
13 and afraid that I looked down to avoid eye contact with him. Then he walked towards the back of the
14 restaurant and continued to stare at us for another 10 minutes or so. I felt like he was trying to intimidate
15 me. I was too afraid to leave the restaurant while he was there, in case he tried to follow me home.

16 58. On January 6, 2018, I decided to contact Callie Supsinskas via Facebook Messenger (the
17 woman Mr. Marraccini had introduced me to). (See Exhibit 7, Facebook Messenger message sent
18 January 6, 2018). I sent her a message telling her that "I would have given anything for someone to
19 reach out to me before I got deeply involved with him." (*Id.*) I told her about the red flags that I should
20 have paid closer attention to, such as Mr. Marraccini's lies about his career and prior romantic
21 endeavors. (*Id.*) I wrote that "he became physically abusive about six months into our relationship and
22 I simply don't want someone else to be hurt by him." (*Id.*) I told her about and attached a picture of the
23 note from the Wow Airlines passenger. (*Id.*) I also wrote, "Regardless of if you do anything with the
24 information I shared with you, I would beg you not to share it with Mike or bring up my name as he truly
25 scares me at this point." (*Id.*)

26 59. On January 7, 2018, I had dinner with my parents at Mamanoko. As we finished they
27 asked, "Don't you want us to take you home in case you see Mike?" I said no since they were parked
28 in a different direction and it would take me less time to just walk home. As I was walking home, I saw

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2 Mr. Marraccini and his sister. They were less than 1½ blocks away from my house. They were standing
3 by the sidewalk staring at me. I was looking down at my phone and tried to pretend like I didn't see
4 them. Mr. Marraccini yelled at me, "Are you kidding me?!" Then his sister called me a psychopath.
5 They screamed at me for sending the Facebook Message to Ms. Supsinskas. When I pulled my phone
6 out to call my parents, his sister said, "Don't you DARE get your phone." They were standing in front
7 of me, which prevented me from walking past them. A couple was coming out of a nearby restaurant.
8 As they were walking past, I told Mr. Marraccini to stay away from me and that I was going to seek a
9 restraining order. I was terrified and hysterical. I called my parents to tell them what had happened.
10 Then I asked my friend Joan to come over since I was afraid Mr. Marraccini and his sister would come
11 to my house.

12 60. In the middle of the night, around 1:00 a.m., I got a call from the San Francisco Police
13 Department. They told me that Mr. Marraccini had emailed them a copy of the message I had sent to
14 Ms. Supsinskas and asked if I knew why. I said no and told them that he and his sister had accosted me
15 on the street. They questioned me about the domestic violence I alleged in the message and asked if they
16 could come and take a report. When the police arrived, I explained the circumstances surrounding the
17 message I sent to Ms. Supsinskas and the history of physical abuse and the stalking.

18 61. The next day, I was afraid to leave my house. I didn't know what to do, so I contacted
19 the Sherriff and asked for help figuring out how to get a restraining order. I also spoke with someone
20 from the District Attorney's Office that day. They asked if I wanted to file criminal charges, but I said
21 no.

22 62. On January 9, 2018, I filed a Request for a Domestic Violence Restraining Order. On
23 January 10, the Court granted me a Temporary Restraining Order.

24 63. Since then, Mr. Marraccini has violated the Temporary Restraining Order and has
25 continued to show up at places he knows I frequent within a block or two of my apartment.

26 64. For example, on January 28, 2016, Mr. Marraccini posted on Instagram that he
27 was at Delarosa, which is across the street from my house.

28 65. He also went to Barry's Bootcamp (less than 300 yards from my house) on at least

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2 two separate occasions since the TRO has been in place.

3 66. Also, or around March 22, 2018, I was heading to dinner with my mother at
4 Mamanoko again. We parked on the street and were walking towards the restaurant. I saw Mr.
5 Marraccini standing out front of Mamanoko looking up and down the street. We turned around
6 and walked away.

7 WHY I WANT A RESTRAINING ORDER

8 67. I genuinely think that Mr. Marraccini wants to kill me. Given that he has strangled and
9 choked me, I know that he is capable of inflicting lethal violence. There is a deep hatred that he exudes
10 towards me, and I am afraid for my life. He has said to me in the past that if I ended up dead, he knew
11 he would be blamed. His hair-trigger temper horrifies me. I am afraid that if I encounter him alone, he
12 will lose control and harm me. I do not want to live in constant fear of him and hope that a restraining
13 order will send a message to Mr. Marraccini to stay away from me. I want to move on with my life.

14 [ORIGINAL SIGNATURE ON JUDICIAL COUNCIL FORM]
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Exhibit B

DV-130**Restraining Order After Hearing
(Order of Protection)**☒ Original Order ☐ Amended Order**1 Name of Protected Person:**Laura Owens

Your lawyer in this case (if you have one):

Name: Elisha Jussen-Cooke State Bar No.: 283446Firm Name: Cooperative Restraining Order Clinic

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):

Address: [REDACTED]City: San Francisco State: CA Zip: 94110Telephone: [REDACTED] Fax: [REDACTED]E-Mail Address: [REDACTED]**2 Name of Restrained Person:**Michael Marraccini

Description of restrained person:

Sex: ☒ M ☐ F Height: 6'4 Weight: 220 Hair Color: brown Eye Color: greenRace: White Age: 31 Date of Birth: 6/2/87

Mailing Address (if known):

City: _____ State: _____ Zip: _____

Relationship to protected person: _____

3 Additional Protected Persons

In addition to the person named in (1), the following persons are protected by orders as indicated in items (6) and (7) (family or household members):

Full name

Relationship to person in (1)

Sex

Age

☐ Check here if there are additional protected persons. List them on an attached sheet of paper and write, "DV-130, Additional Protected Persons," as a title.**4 Expiration Date**

The orders, except as noted below, end on

(date): July 10, 2020 at (time): 12:00 noon ☐ a.m. ☐ p.m. or ☐ midnight

- If no date is written, the restraining order ends three years after the date of the hearing in item (5) (a).
- If no time is written, the restraining order ends at midnight on the expiration date.
- Note: Custody, visitation, child support, and spousal support orders remain in effect after the restraining order ends. Custody, visitation, and child support orders usually end when the child is 18.
- The court orders are on pages 2, 3, 4, and 5 and attachment pages (if any).

This order complies with VAWA and shall be enforced throughout the United States. See page 5.**This is a Court Order.**

Restraining Order After Hearing (CLETS—OAH)
(Order of Protection)
(Domestic Violence Prevention)

Clerk stamps date here when form is filed.

FILED

San Francisco County Superior Court

JUL -9 2018

CLERK OF THE COURT

BY: Jade R.
Deputy Clerk

Fill in court name and street address:

Superior Court of California, County of
 SAN FRANCISCO
 SAN FRANCISCO SUPERIOR COURT
 400 McAllister Street

San Francisco CA 94102

Clerk fills in case number when form is filed.

Case Number:

FDV-18-813693

Case Number:

FDV-18-813693

- ⑤ **Hearings** The hearing schedule for July 10, 2018 is taken off calendar by agreement of the parties.

- a. The hearing was on (date): 7/10/18 with (name of judicial officer): Hon. Roger Chan
- b. These people were at the hearing (check all that apply):
- ☐ The person in ① ☐ The lawyer for the person in ① (name): _____
- ☐ The person in ② ☐ The lawyer for the person in ② (name): _____
- c. The people in ① and ② must return to Dept. _____ of the court on (date): _____ at (time): _____ ☐ a.m. ☐ p.m. to review (specify issues): _____

To the person in ②

The court has granted the orders checked below. Item ⑨ is also an order. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

⑥ ☒ **Personal Conduct Orders**

- a. The person in ② must not do the following things to the protected people in ① and ③:
- ☒ Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, impersonate (on the Internet, electronically or otherwise), or block movements.
- ☒ Contact, either directly or indirectly, by any means, including, but not limited to, by telephone, mail, e-mail, or other electronic means.
- ☒ Take any action, directly or through others, to obtain the addresses or locations of any protected persons. (If this item is not checked, the court has found good cause not to make this order.)
- b. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.
- c. ☐ Exceptions: Brief and peaceful contact with the person in ①, and peaceful contact with children in ③, as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

⑦ ☒ **Stay-Away Order**

- a. The person in ② must stay at least (specify): 100 yards away from (check all that apply):
- ☒ The person in ① ☐ School of person in ①
- ☒ Home of person in ① ☐ The persons in ③
- ☒ The job or workplace of person in ① ☐ The child(ren)'s school or child care
- ☒ Vehicle of person in ① ☐ Other (specify): _____
- b. ☐ Exceptions: Brief and peaceful contact with the person in ①, and peaceful contact with children in ③, as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

⑧ ☐ **Move-Out Order**

The person in ② must move out immediately from (address): _____

⑨ **No Guns or Other Firearms or Ammunition**

- a. The person in ② cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.

This is a Court Order

Case Number:

FDV-18-813693

- 9 b. The person in (2) must:
- Sell to, or store with, a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms within his or her immediate possession or control. Do so within 24 hours of being served with this order.
 - Within 48 hours of receiving this order, file with the court a receipt that proves guns have been turned in, sold, or stored. (Form DV-800, *Proof of Firearms Turned In, Sold, or Stored*, may be used for the receipt.) Bring a court filed copy to the hearing.
- c. ☐ The court has received information that the person in (2) owns or possesses a firearm.
- d. ☐ The court has made the necessary findings and applies the firearm relinquishment exemption under Family Code section 6389(h). Under California law, the person in (2) is not required to relinquish this firearm (specify make, model, and serial number of firearm): _____
The firearm must be in his or her physical possession only during scheduled work hours and during travel to and from his or her place of employment. Even if exempt under California law, the person in (2) may be subject to federal prosecution for possessing or controlling a firearm.

10 ☒ **Record Unlawful Communications**

The person in (1) has the right to record communications made by the person in (2) that violate the judge's orders.

11 ☐ **Care of Animals**

The person in (1) is given the sole possession, care, and control of the animals listed below. The person in (2) must stay at least _____ yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals: _____

12 ☐ **Child Custody and Visitation**

Child custody and visitation are ordered on the attached Form DV-140, *Child Custody and Visitation Order* or (specify other form): _____

13 ☐ **Child Support**

Child support is ordered on the attached Form FL-342, *Child Support Information and Order Attachment* or (specify other form): _____

14 ☐ **Property Control**

Only the person in (1) can use, control, and possess the following property: _____

15 ☐ **Debt Payment**

The person in (2) must make these payments until this order ends:

Pay to: _____	For: _____	Amount: \$ _____	Due date: _____
Pay to: _____	For: _____	Amount: \$ _____	Due date: _____
Pay to: _____	For: _____	Amount: \$ _____	Due date: _____

☐ Check here if more payments are ordered. List them on an attached sheet of paper and write "DV-130, Debt Payments" as a title.

16 ☐ **Property Restraint**

The ☐ person in (1) ☐ person in (2) must not transfer, borrow against, sell, hide, or get rid of or destroy any property, including animals, except in the usual course of business or for necessities of life. In addition, the person must notify the other of any new or big expenses and explain them to the court. (The person in (2) cannot contact the person in (1) if the court has made a "No-Contact" order.)
Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

This is a Court Order.



Case Number:

FDV-18-813693

(17) ☐ Spousal Support

Spousal support is ordered on the attached Form FL-343, *Spousal, Partner, or Family Support Order Attachment or (specify other form):* _____

(18) ☐ Rights to Mobile Device and Wireless Phone Account

a. ☐ Property Control of Mobile Device and Wireless Phone Account

Only the person in (1) can use, control, and possess the following property:

Mobile device (describe) _____ and account (phone number): _____

Mobile device (describe) _____ and account (phone number): _____

☐ Check here if you need more space. Attach a sheet of paper and write "DV-130 Rights to Mobile Device and Wireless Phone Account" as a title.

b. ☐ Debt Payment

The person in (2) must make these payments until this order ends:

Pay to (wireless service provider): _____ Amount: \$ _____ Due date: _____

c. ☐ Transfer of Wireless Phone Account

The court has made an order transferring one or more wireless service accounts from the person in (2) to the person in (1). These orders are contained in a separate order (Form DV-900).

(19) ☐ Insurance

☐ The person in (1) ☐ the person in (2) is ordered NOT to cash, borrow against, cancel, transfer, dispose of, or change the beneficiaries of any insurance or coverage held for the benefit of the parties, or their child(ren), if any, for whom support may be ordered, or both.

(20) ☐ Lawyer's Fees and Costs

The person in (2) must pay the following lawyer's fees and costs:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

(21) ☐ Payments for Costs and Services

The person in (2) must pay the following:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

☐ Check here if more payments are ordered. List them on an attached sheet of paper and write "DV-130, Payments for Costs and Services" as a title.

(22) ☐ Batterer Intervention Program

The person in (2) must go to and pay for a 52-week batterer intervention program and show written proof of completion to the court. This program must be approved by the probation department under Penal Code § 1203.097. The person in (2) must enroll by (date): _____ or if no date is listed, must enroll within 30 days after the order is made. The person in (2) must complete, file and serve Form 805, Proof of Enrollment for Batterer Intervention Program.

(23) ☐ Other Orders

Other orders (specify): _____

(24) ☐ No Fee to Serve (Notify) Restrained Person

If the sheriff or marshal serves this order, he or she will do it for free.

This is a Court Order.



Case Number:

FDV-18-813693

25 Service

- a. ☒ The people in (1) and (2) were at the hearing or agreed in writing to this order. No other proof of service is needed.
- b. ☐ The person in (1) was at the hearing on the request for original orders. The person in (2) was not present.
- (1) ☐ Proof of service of Form DV-109 and Form DV-110 (if issued) was presented to the court. The judge's orders in this form are the same as in Form DV-110 except for the end date. The person in (2) must be served. This order can be served by mail.
- (2) ☐ Proof of service of Form DV-109 and Form DV-110 (if issued) was presented to the court. The judge's orders in this form are different from the orders in Form DV-110, or Form DV-110 was not issued. The person in (2) must be personally "served" (given) a copy of this order.
- c. ☐ Proof of service of Form FL-300 to modify the orders in Form DV-130 was presented to the court.
- (1) ☐ The people in (1) and (2) were at the hearing or agreed in writing to this order. No other proof of service is needed.
- (2) ☐ The people in (1) and (2) was not at the hearing and must be personally "served" (given) a copy of this amended order.

26 Criminal Protective Order

- a. ☐ Form CR-160, *Criminal Protective Order—Domestic Violence*, is in effect.
Case Number: _____ County: _____ Expiration Date: _____
- b. ☐ Other Criminal Protective Order in effect (specify): _____
Case Number: _____ County: _____ Expiration Date: _____
(List other orders on an attached sheet of paper. Write "DV-130, Other Criminal Protective Orders" as a title.)
- c. ☐ No information has been provided to the judge about a criminal protective order.

27 Attached pages are orders.

- Number of pages attached to this seven-page form: -1-
- All of the attached pages are part of this order.
- Attachments include (check all that apply):

☐ DV-140 ☐ DV-145 ☐ DV-150 ☐ FL-342 ☐ FL-343 ☐ DV-900

☒ Other (specify): Attachment One (1) - stipulation for 2-year Restraining

Order After Hearing signature page

JUL - 9 2018

Date: _____

[Signature]
Judge (or Judicial Officer)

Hon. Roger Chan

Certificate of Compliance With VAWA

This restraining (protective) order meets all "full faith and credit" requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA) upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

This is a Court Order.



Warnings and Notices to the Restrained Person in 2

If you do not obey this order, you can be arrested and charged with a crime.

- If you do not obey this order, you can go to jail or prison and/or pay a fine.
- It is a felony to take or hide a child in violation of this order.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.

You cannot have guns, firearms, and/or ammunition.



You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, and/or ammunition while the order is in effect. If you do, you can go to jail and pay a \$1,000 fine. Unless the court grants an exemption, you must sell to, or store with, a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms that you have or control. The judge will ask you for proof that you did so. If you do not obey this order, you can be charged with a crime. Federal law says you cannot have guns or ammunition while the order is in effect. Even if exempt under California law, you may be subject to federal prosecution for possessing or controlling a firearm.

Instructions for Law Enforcement**Start Date and End Date of Orders**

The orders *start* on the earlier of the following dates:

- The hearing date in item (5) (a) on page 2, or
- The date next to the judge's signature on this page.

The orders *end* on the expiration date in item (4) on page 1. If no date is listed, they end three years from the hearing date.

Arrest Required if Order is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Fam. Code, § 6383.)

Consider the restrained person "served" (notified) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing or was informed of the order by an officer. (Fam. Code, § 6383; Pen. Code, § 836(c)(2).) An officer can obtain information about the contents of the order in the Domestic Violence Restraining Order System (DVROS). (Fam. Code, § 6381(b)-(c).)

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

This is a Court Order.

Case Number:

FDV-18-813693

Child Custody and Visitation

The custody and visitation orders are on Form DV-140, items ③ and ④. They are sometimes also written on additional pages or referenced in DV-140 or other orders that are not part of the restraining order.

Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, in the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2 and Fam. Code, §§ 6383(h)(2), 6405(b)):

1. **EPO:** If one of the orders is an *Emergency Protective Order* (Form EPO-001) and it is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. **No-Contact Order:** If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence in enforcement over any other restraining or protective order.
3. **Criminal Order:** If none of the orders includes a no-contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. **Family, Juvenile, or Civil Order:** If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

(Clerk will fill out this part.)

—Clerk's Certificate—

Clerk's Certificate
[seal]

I certify that this *Restraining Order After Hearing (Order of Protection)* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.

SHORT TITLE: Owens v. Marraccini	CASE NUMBER: FDV-18-813693
-------------------------------------	-------------------------------

ATTACHMENT (Number): One (1)

(This Attachment may be used with any Judicial Council form.)

The parties agree that a Two (2) year Restraining Order After Hearing shall be granted protecting Ms. Laura Owens and restraining Mr. Michael Marraccini.

By signing below, the parties acknowledge that each has read and discussed the terms of this restraining order with his or her respective counsel. Each party understands and accepts the terms of this agreement. Each party warrants that each freely and voluntarily executed this agreement. This agreement may be signed in counterparts. Each counterpart shall be deemed part of the original document. This agreement may also be signed by email and such email signatures shall be valid as originals.

So Agreed.

Dated: 7/6/18

Laura Owens
Laura Owens, Protected Party

Dated: 7/6/2018

Elisha Jussen-Cooke
Elisha Jussen-Cooke, Attorney for
Laura Owens

Dated: _____

Michael Marraccini, Restrained Party

Dated: _____

Randy Sue Pollock, Attorney for
Michael Marraccini

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page _____ of _____

(Add pages as required)

SHORT TITLE: Owens v. Marraccini	CASE NUMBER: FDV-18-813693
-------------------------------------	-------------------------------

ATTACHMENT (Number): One (1)

(This Attachment may be used with any Judicial Council form.)

The parties agree that a Two (2) year Restraining Order After Hearing shall be granted protecting Ms. Laura Owens and restraining Mr. Michael Marraccini.

By signing below, the parties acknowledge that each has read and discussed the terms of this restraining order with his or her respective counsel. Each party understands and accepts the terms of this agreement. Each party warrants that each freely and voluntarily executed this agreement. This agreement may be signed in counterparts. Each counterpart shall be deemed part of the original document. This agreement may also be signed by email and such email signatures shall be valid as originals.

So Agreed.

Dated: _____

Laura Owens, Protected Party

Dated: _____

Elisha Jussen-Cooke, Attorney for
Laura OwensDated: 7/8/2018Michael Marraccini
Michael Marraccini, Restrained PartyDated: 7/8/2018Randy Sue Pollock
Randy Sue Pollock, Attorney for
Michael Marraccini

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page _____ of _____

(Add pages as required)

Form Approved for Optional Use
Judicial Council of California
MC-025 (Rev. July 1, 2009)

ATTACHMENT
to Judicial Council Form

www.courtinfo.ca.gov

Exhibit C

1 Declaration of Laura Owens for Renewal of Restraining Order

2 I, Laura Owens, declare as follows:

3 1. I make all of the statements herein of my own personal knowledge, except as to those
4 matters stated on information and belief, and as to those matters, I believe them to be true, and if called
5 as a witness, could and would testify competently thereto.

6 REQUEST TO PERMANENTLY RENEW 2018 RESTRAINING ORDER AFTER HEARING

7 2. In 2018, Mr. Marraccini and I stipulated to the court's issuance of a 2-year CLETS
8 Restraining Order After Hearing, which expires at noon on July 10, 2020. Based on Mr. Marraccini's
9 violations of that order and my ongoing fear (due both to his violations and to the severe violence that
10 led to the restraining order), I am requesting a permanent renewal of that order.

11 BRIEF SUMMARY OF INCIDENTS LEADING TO 2018 RESTRAINING ORDER AFTER HEARING

12 3. As I detailed for the court in my March 29, 2018 supplemental declaration in support of
13 my restraining order request, Mr. Marraccini was brutally violent to me during our relationship. In
14 addition to his frequent verbal berating of me (so severe that a complete stranger slipped me a note when
15 Mr. Marraccini went to the bathroom during our December 30, 2016 international flight to Iceland,
16 telling me to run from Mr. Marraccini and get help and protection; she later submitted a declaration and
17 agreed to testify at the hearing in support of my restraining order request), he slapped me and strangled
18 me during sex on multiple occasions (despite my telling him not to do so and him promising never to
19 do it again) and smothered me into unconsciousness.

20 4. As detailed in my March 29, 2018 declaration, on one occasion in mid-February 2017,
21 Mr. Marraccini held me down so hard while he had sex with me that I was bruised for several days, and
22 then strangled me; when I gasped for air, he shoved two of his fingers down my throat and called me a
23 "good girl" when I gagged. I attached photographs to my March 29, 2018 declaration showing the court
24 the petechial hemorrhaging around my bloodshot eyes which became common due to him strangling me.
25 When he smothered me with a pillow while having sex with me around late March 2017, I thought I was
26 going to die, and he told me it was the best sex he had ever had and that he liked controlling my access
27 to air. Several times during our relationship, he demanded oral sex and held the back of my head so that
28 I couldn't move it, while thrusting his penis so far down my throat that I threw up. Around June 2017,

1 Declaration of Laura Owens for Renewal of Restraining Order

2 I lost consciousness when he smothered me with a pillow while having sex with me; when I came to,
3 he flipped me onto my stomach and then demanded that I get on my knees, and he ejaculated into my
4 mouth. He later told me that what he had done was my fault because I "brought that out" in him. I felt
5 completely broken as a human being and hated myself for being with someone who did this to me.

6 5. After that June 2017 incident, I started avoiding Mr. Marraccini and spending less time
7 with him, hoping that would lead to a natural end to our relationship. Instead, he began stalking me.
8 He began showing up at places he knew I frequented. He started coming to my house unannounced,
9 even when I specifically told him not to, or when I ignored his calls or texts. I detailed these incidents
10 in my March 29, 2018 declaration as well, including the night in November 2017 when he asked if he
11 could come over and showed up anyway after I told him no. He banged on my door and yelled my name
12 until I let him in, because I was worried he would upset my neighbors. He then began having sex with
13 me, and I was too afraid of him to stop him. While having sex with me, he told me about another
14 woman he was sleeping with. When I told him I didn't care, he told me it would be a turn-on for him
15 to make me jealous, and he then held me down with his left hand and strangled me with his right hand.
16 This was the last time he had sex with me. He continued to stalk me. On or around November 28, 2017,
17 he texted me that he had been at a bar in the corner of a restaurant watching me and my family have
18 dinner there. Even though he did not live in my neighborhood and told me he was moving to
19 Sacramento, I saw him at least 10 times within a 2-block radius of my apartment between December
20 2017 and the end of January 2018, which I detailed in my March 29, 2018 declaration.

21 6. I had been going to Barry's Bootcamp gym around the corner of my house daily since
22 before I started dating Mr. Marraccini. Throughout our relationship, he made fun of me for going. In
23 December 2017, Mr. Marraccini joined that gym, even though he did not live in my neighborhood.

24 7. I finally filed a request for a restraining order after an incident on January 8, 2018, while
25 I was walking home from having dinner and encountered Mr. Marraccini and his sister less than 1½
26 blocks from my home. They stood in front of me (which prevented me from walking past them) and
27 screamed at me; when I pulled out my phone to call my parents, his sister yelled at me, "Don't you
28 DARE get your phone!"

1 Declaration of Laura Owens for Renewal of Restraining Order

2 8. Mr. Marraccini violated the Temporary Restraining Order, which I detailed in my
3 March 29, 2018 declaration. For example, on January 28, he posted on Instagram that he was at
4 Delarosa, across the street from my house. He also went to Barry's Bootcamp around the corner from
5 my house on at least two separate occasions while the TRO was in effect.

6 9. In July 2018, Mr. Marraccini and I stipulated to the court's issuance of a 2-year CLETS
7 Restraining Order After Hearing.

8 INCIDENTS SINCE 2018 RESTRAINING ORDER AFTER HEARING

9 10. One of the restraining order terms to which Mr. Marraccini agreed was the standard 100-
10 yard stay away order, prohibiting him from coming within 100 yards of me, my home, my workplace,
11 and my vehicle. I understood that part of the reason he was willing to agree to this restraint was because
12 he was moving to San Carlos in San Mateo County on August 1, 2018. It gave me more peace of mind
13 to know that he would be living more than 25 miles away from me. I was reassured by his move and
14 by the restraining order that he would not be in my neighborhood and would not be anywhere near my
15 home.

16 11. On July 16, 2018, less than one week after issuance of the Restraining Order After
17 Hearing, my parents told me that they had seen Mr. Marraccini in my neighborhood. Through my
18 lawyer, I communicated with Mr. Marraccini's lawyer that Mr. Marraccini was violating our agreement
19 and the Order. On information and belief, his attorney said that Mr. Marraccini had been buying a bed
20 nearby.

21 12. On three different occasions in 2018, after the Restraining Order was in place, our mutual
22 friend Joan told me that she saw Mr. Marraccini around my neighborhood.

23 13. Two of my friends from the Barry's Bootcamp gym, who knew about Mr. Marraccini and
24 knew I had a restraining order in place, told me that on two separate occasions in late summer or early
25 fall of 2018, Mr. Marraccini had come to the Barry's Bootcamp gym (the same one Mr. Marraccini knew
26 I went to daily before and during our relationship). They expressed concern for me and surprise at
27 having seen him there.

28 14. One day around the beginning of April 2019, some friends from the same Barry's

1 Declaration of Laura Owens for Renewal of Restraining Order

2 Bootcamp gym (where I have taken over 980 classes) told me that Mr. Marraccini had again come into
3 the gym. They said he didn't work out, but just came and got a shake at the "fuel bar" (refreshment
4 counter). Someone sent me a screenshot of Mr. Marraccini's instagram post from April 5, 2019,
5 showing he was outside my gym, a copy of which I am attaching to this declaration. The gym is
6 approximately 300 yards from my home, around the corner from me. While I realize this is farther than
7 100 yards away from my home, I can think of no reason for Mr. Marraccini to be at the particular gym
8 around the corner from my house – that he knows I go to so regularly – other than to be near me and my
9 home. He represented that he was moving more than 25 miles from my home, he made fun of me
10 throughout our relationship for going to that gym, and he did not even work out when he went into the
11 gym on that day in April 2019.

12 15. One day during the summer of 2019, my mom told me that she saw Mr. Marraccini at a
13 restaurant about one block from my house.

14 16. Another time in late 2019, my mom told me that she saw him getting into his car a couple
15 blocks from my house while she was driving to pick me up.

16 17. In mid-January 2020, I saw Mr. Marraccini at the restaurant Delarosa, which is across
17 the street from my home, well within 100 yards from my home. When I saw him near my home, I
18 panicked. I felt paralyzed and I didn't know where to run or what to do. I was afraid of whether he
19 would approach me, harm me, or make a scene. I was flooded with horrible memories, and I felt back
20 to square one, fearing for my life.

21 18. One day in early May 2020 (while both San Mateo and San Francisco Counties were
22 under strict Shelter in Place orders due to Covid 19), I was walking to the pharmacy on Chestnut Street
23 near my home when I saw Mr. Marraccini right across the street from my house, standing in line for take
24 out at Delarosa. He was wearing the green Patagonia jacket I gave him, and he is very tall and has a
25 distinctive look, so I was certain it was him. I was with my mom (whom he knows), and I saw him turn
26 towards us and I believe he saw us. When I saw him, I was very scared. I began to have a panic attack.
27 I said to my mom, "That is Mike, he is not supposed to be here." I understood that Mr. Marraccini lives
28 in another county, so I was shocked to see him right outside my house for any reason, but especially

1 Declaration of Laura Owens for Renewal of Restraining Order

2 when shelter in place orders were in effect. When I came out of the pharmacy, I saw that he had walked
3 across my street and was walking with another man directly in front of my apartment. I yelled out his
4 name, to let him know that I knew he was violating the order. He did not turn around, and he kept
5 walking. I was terrified that he was not taking the order seriously. I felt threatened and unsafe.

6 19. Mr. Marraccini's brutal and repeated violence against me during our relationship, and
7 then his stalking of me when I tried to get out of the relationship, have caused me severe psychological
8 distress. I have been diagnosed with PTSD, anxiety and depression.

9 20. Since he did all of these things to me, I struggle to have any intimate relationship.

10 21. I sleep on my couch to avoid being in my bed where he hurt me.

11 22. I stopped going to my favorite restaurants, out of fear that he might come there.

12 23. I have frequent flashbacks of his hands around my neck, not being able to breathe or
13 scream, and him violently raping me.

14 24. Every time I leave my apartment, I look over my shoulder, expecting he will grab me or
15 push me or strangle me.

16 25. I never go anywhere alone at night. I have friends or family walk me all the way inside
17 my building, in case he is there waiting, like he was before.

18 26. I carry pepper spray (I really never want to have to use it).

19 27. I have a psychiatric service dog, and I live in fear each and every day.

20 28. I can't even imagine what Mr. Marraccini would do to me if he caught me alone.

21 29. I see a therapist regularly. I take medication for PTSD and depression. I have undergone
22 extreme, cutting edge treatments for PTSD. In the last two years, I have spent approximately \$75,000
23 of my own money on therapy, specialists, and treatment to try to heal from what Mr. Marraccini did to
24 me, so I can move on. My doctors have told me that the treatment has not worked sufficiently to address
25 my PTSD.

26 I REQUEST THE COURT ISSUE A PERMANENT RENEWAL OF THE RESTRAINING ORDER

27 30. Without a restraining order, I would never feel safe again.

28 31. I live with fear of Mr. Marraccini every day of my life. He may not look like the kind of

1 Declaration of Laura Owens for Renewal of Restraining Order

2 person who would do dangerous, lethal things, but he repeatedly strangled and suffocated me to within
3 seconds of my final breath. I have suffered from depression, anxiety, and PTSD, and even after
4 significant treatment, I am terrified every day because of what he did to me. I have spent two years
5 trying to recover, but that has not been enough and I am not healed. He has not stayed away from me,
6 and I don't think he will ever leave me alone completely. The thought of not having any protection from
7 him, the thought that he might be *allowed* to come near me, is terrifying. I can't live with that kind of
8 fear. I know the restraining order has angered him, and I am scared he harbors even more resentment
9 towards me. I don't want to have anything to do with him ever again.

10 [ORIGINAL SIGNATURE ON JUDICIAL COUNCIL FORM]
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Exhibit D

DV-730**Order to Renew Domestic Violence Restraining Order**

Clerk stamps date here when form is filed.

1 Name of Protected Person:Laura Owens

Your lawyer in this case (if you have one):

Name: In Pro Per

State Bar No.: _____

Firm Name: _____

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):

Address: _____

City: San Francisco State: CA Zip: 94123

Telephone: _____ Fax: _____

E-Mail Address: _____

FILED

San Francisco County Superior Court

SEP 11 2020

CLERK OF THE COURT

By: [Signature]
Deputy Clerk

Fill in court name and street address:

Superior Court of California, County of

SAN FRANCISCO

SAN FRANCISCO SUPERIOR COURT

400 McAllister Street

San Francisco CA 94102

2 Name of Restrained Person:Michael Marraccini

Description of restrained person:

Fill in case number:

Case Number:

FDV-18-813693

Sex: ☒ M ☐ F Height: 6'4 Weight: 220 Hair Color: brown Eye Color: greenRace: White Age: 33 Date of Birth: 6/2/87

Mailing Address (if known): _____

City: _____ State: _____ Zip: _____

Relationship to protected person: _____

3 HearingThere was a hearing on (date): 9/11/2020 at (time): 9:00 ☒ a.m. ☐ p.m. Dept. 403 Room: 403

These people were at the hearing:

a. ☒ The person in ① c. ☐ The lawyer for the person in ① (name): _____b. ☒ The person in ② d. ☐ The lawyer for the person in ② (name): _____**4 Renewal and Expiration**The request to renew the attached restraining order, issued on (date): July 9, 2018 is:a. ☒ GRANTED. The attached restraining order is renewed and will now be in effect for:☒ 5 years ☐ permanently (the renewed restraining order must be attached to this form.)

The attached order will expire on:

(date): July 10, 2025 (time): 12:00 noon ☐ a.m. ☐ p.m. or ☐ midnight

(Child custody, visitation, and support orders may have been modified and may be different from those issued on the attached restraining order).

b. ☐ DENIED. The attached restraining order expires as stated in that order.Number of pages attached: 4Date: September 11, 2020[Signature]
Judicial Officer
Hon. Sharon Reardon**This is a Court Order.**

DV-130**Restraining Order After Hearing
(Order of Protection)**☒ Original Order ☐ Amended Order**1 Name of Protected Person:**Laura Owens

Your lawyer in this case (if you have one):

Name: Elisha Jussen-Cooke State Bar No.: 283446Firm Name: Cooperative Restraining Order Clinic

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail.):

Address: [REDACTED]City: San Francisco State: CA Zip: 94110Telephone: [REDACTED]E-Mail Address: [REDACTED]**2 Name of Restrained Person:**Michael Marraccini

Description of restrained person:

Sex: ☒ M ☐ F Height: 6'4 Weight: 220 Hair Color: brown Eye Color: greenRace: White Age: 31 Date of Birth: 6/2/87

Mailing Address (if known):

City: _____ State: _____ Zip: _____

Relationship to protected person: _____

3 ☐ Additional Protected PersonsIn addition to the person named in **1**, the following persons are protected by orders as indicated in items **6** and **7** (family or household members):

Full name	Relationship to person in 1	Sex	Age
_____	_____	_____	_____
_____	_____	_____	_____

☐ Check here if there are additional protected persons. List them on an attached sheet of paper and write, "DV-130, Additional Protected Persons," as a title.**4 Expiration Date**

The orders, except as noted below, end on

(date): July 10, 2020 at (time): 12:00 noon ☐ a.m. ☐ p.m. or ☐ midnight

- If no date is written, the restraining order ends three years after the date of the hearing in item **5(a)**.
- If no time is written, the restraining order ends at midnight on the expiration date.
- Note: Custody, visitation, child support, and spousal support orders remain in effect after the restraining order ends. Custody, visitation, and child support orders usually end when the child is 18.
- The court orders are on pages 2, 3, 4, and 5 and attachment pages (if any).

This order complies with VAWA and shall be enforced throughout the United States. See page 5.**This is a Court Order.**

Clerk stamps date here when form is filed.

FILED

San Francisco County Superior Court

JUL -9 2018

CLERK OF THE COURT

BY: [Signature]
Deputy Clerk

Fill in court name and street address:

Superior Court of California, County of

SAN FRANCISCO

SAN FRANCISCO SUPERIOR COURT

400 McAllister Street

San Francisco CA 94102

Clerk fills in case number when form is filed.

Case Number:

FDV-18-813693

Case Number:

FDV-18-813693

5 Hearings The hearing schedule for July 10, 2018 is taken off calendar by agreement of the parties.

- a. The hearing was on (date): 7/10/18 with (name of judicial officer): Hon. Roger Chan
- b. These people were at the hearing (check all that apply):
- ☐ The person in (1) ☐ The lawyer for the person in (1) (name): _____
- ☐ The person in (2) ☐ The lawyer for the person in (2) (name): _____
- c. The people in (1) and (2) must return to Dept. _____ of the court on (date): _____ at (time): _____ ☐ a.m. ☐ p.m. to review (specify issues): _____

To the person in (2):

The court has granted the orders checked below. Item (9) is also an order. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

6 ☒ Personal Conduct Orders

- a. The person in (2) must not do the following things to the protected people in (1) and (3):
- ☒ Harass, attack, strike, threaten, assault (sexually or otherwise), hit, follow, stalk, molest, destroy personal property, disturb the peace, keep under surveillance, impersonate (on the Internet, electronically or otherwise), or block movements.
- ☒ Contact, either directly or indirectly, by any means, including, but not limited to, by telephone, mail, e-mail, or other electronic means.
- ☒ Take any action, directly or through others, to obtain the addresses or locations of any protected persons. (If this item is not checked, the court has found good cause not to make this order.)
- b. Peaceful written contact through a lawyer or process server or another person for service of legal papers related to a court case is allowed and does not violate this order.
- c. ☐ Exceptions: Brief and peaceful contact with the person in (1), and peaceful contact with children in (3), as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

7 ☒ Stay-Away Order

- a. The person in (2) must stay at least (specify): 100 yards away from (check all that apply):
- ☒ The person in (1) ☐ School of person in (1)
- ☒ Home of person in (1) ☐ The persons in (3)
- ☒ The job or workplace of person in (1) ☐ The child(ren)'s school or child care
- ☒ Vehicle of person in (1) ☐ Other (specify): _____
- b. ☐ Exceptions: Brief and peaceful contact with the person in (1), and peaceful contact with children in (3), as required for court-ordered visitation of children, is allowed unless a criminal protective order says otherwise.

8 ☐ Move-Out Order

The person in (2) must move out immediately from (address): _____

9 No Guns or Other Firearms or Ammunition

- a. The person in (2) cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.

This is a Court Order

Revised July 1, 2018

Restraining Order After Hearing (CLETS—OAH)
(Order of Protection)
(Domestic Violence Prevention)

DV-130, Page 2 of 7



Owens0149

Case Number:

FDV-18-813693

- 9 b. The person in (2) must:
- Sell to, or store with, a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms within his or her immediate possession or control. Do so within 24 hours of being served with this order.
 - Within 48 hours of receiving this order, file with the court a receipt that proves guns have been turned in, sold, or stored. (Form DV-800, *Proof of Firearms Turned In, Sold, or Stored*, may be used for the receipt.) Bring a court filed copy to the hearing.
- c. ☐ The court has received information that the person in (2) owns or possesses a firearm.
- d. ☐ The court has made the necessary findings and applies the firearm relinquishment exemption under Family Code section 6389(h). Under California law, the person in (2) is not required to relinquish this firearm (specify make, model, and serial number of firearm): _____
The firearm must be in his or her physical possession only during scheduled work hours and during travel to and from his or her place of employment. Even if exempt under California law, the person in (2) may be subject to federal prosecution for possessing or controlling a firearm.
- 10 ☒ Record Unlawful Communications
The person in (1) has the right to record communications made by the person in (2) that violate the judge's orders.
- 11 ☐ Care of Animals
The person in (1) is given the sole possession, care, and control of the animals listed below. The person in (2) must stay at least _____ yards away from and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of the following animals: _____
- 12 ☐ Child Custody and Visitation
Child custody and visitation are ordered on the attached Form DV-140, *Child Custody and Visitation Order* or (specify other form): _____
- 13 ☐ Child Support
Child support is ordered on the attached Form FL-342, *Child Support Information and Order Attachment* or (specify other form): _____
- 14 ☐ Property Control
Only the person in (1) can use, control, and possess the following property: _____
- 15 ☐ Debt Payment
The person in (2) must make these payments until this order ends:
- | | | | |
|---------------|------------|------------------|-----------------|
| Pay to: _____ | For: _____ | Amount: \$ _____ | Due date: _____ |
| Pay to: _____ | For: _____ | Amount: \$ _____ | Due date: _____ |
| Pay to: _____ | For: _____ | Amount: \$ _____ | Due date: _____ |
- ☐ Check here if more payments are ordered. List them on an attached sheet of paper and write "DV-130, Debt Payments" as a title.
- 16 ☐ Property Restraint
The ☐ person in (1) ☐ person in (2) must not transfer, borrow against, sell, hide, or get rid of or destroy any property, including animals, except in the usual course of business or for necessities of life. In addition, the person must notify the other of any new or big expenses and explain them to the court. (The person in (2) cannot contact the person in (1) if the court has made a "No-Contact" order.)
Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order.

This is a Court Order.

Revised July 1, 2016

Restraining Order After Hearing (CLETS-OAH)
(Order of Protection)
(Domestic Violence Prevention)

DV-130, Page 3 of 7



Owens0150

Case Number:

FDV-18-813693

(17) ☐ Spousal Support

Spousal support is ordered on the attached Form RL-343, *Spousal, Partner, or Family Support Order Attachment* or (specify other form): _____

(18) ☐ Rights to Mobile Device and Wireless Phone Account

a. ☐ Property Control of Mobile Device and Wireless Phone Account

Only the person in (1) can use, control, and possess the following property:

Mobile device (describe) _____ and account (phone number): _____

Mobile device (describe) _____ and account (phone number): _____

☐ Check here if you need more space. Attach a sheet of paper and write "DV-130 Rights to Mobile Device and Wireless Phone Account" as a title.

b. ☐ Debt Payment

The person in (2) must make these payments until this order ends:

Pay to (wireless service provider): _____ Amount: \$ _____ Due date: _____

c. ☐ Transfer of Wireless Phone Account

The court has made an order transferring one or more wireless service accounts from the person in (2) to the person in (1). These orders are contained in a separate order (Form DV-900).

(19) ☐ Insurance

☐ The person in (1) ☐ the person in (2) is ordered NOT to cash, borrow against, cancel, transfer, dispose of, or change the beneficiaries of any insurance or coverage held for the benefit of the parties, or their child(ren), if any, for whom support may be ordered, or both.

(20) ☐ Lawyer's Fees and Costs

The person in (2) must pay the following lawyer's fees and costs:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

(21) ☐ Payments for Costs and Services

The person in (2) must pay the following:

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

☐ Check here if more payments are ordered. List them on an attached sheet of paper and write "DV-130, Payments for Costs and Services" as a title.

(22) ☐ Batterer Intervention Program

The person in (2) must go to and pay for a 52-week batterer intervention program and show written proof of completion to the court. This program must be approved by the probation department under Penal Code § 1203.097. The person in (2) must enroll by (date): _____ or if no date is listed, must enroll within 30 days after the order is made. The person in (2) must complete, file and serve Form 805, Proof of Enrollment for Batterer Intervention Program.

(23) ☐ Other Orders

Other orders (specify): _____

(24) No Fee to Serve (Notify) Restrained Person

If the sheriff or marshal serves this order, he or she will do it for free.

This is a Court Order.

Revised July 1, 2018

Restraining Order After Hearing (CLETS—OAH)
(Order of Protection)
(Domestic Violence Prevention)

DV-130, Page 4 of 7



Owens0151

Case Number:

FDV-18-813693

(25) Service

- a. ☒ The people in (1) and (2) were at the hearing or agreed in writing to this order. No other proof of service is needed.
- b. ☐ The person in (1) was at the hearing on the request for original orders. The person in (2) was not present.
- (1) ☐ Proof of service of Form DV-109 and Form DV-110 (if issued) was presented to the court. The judge's orders in this form are the same as in Form DV-110 except for the end date. The person in (2) must be served. This order can be served by mail.
- (2) ☐ Proof of service of Form DV-109 and Form DV-110 (if issued) was presented to the court. The judge's orders in this form are different from the orders in Form DV-110, or Form DV-110 was not issued. The person in (2) must be personally "served" (given) a copy of this order.
- c. ☐ Proof of service of Form FL-300 to modify the orders in Form DV-130 was presented to the court.
- (1) ☐ The people in (1) and (2) were at the hearing or agreed in writing to this order. No other proof of service is needed.
- (2) ☐ The people in (1) and (2) was not at the hearing and must be personally "served" (given) a copy of this amended order.

(26) ☐ Criminal Protective Order

- a. ☐ Form CR-160, *Criminal Protective Order—Domestic Violence*, is in effect.
Case Number: _____ County: _____ Expiration Date: _____
- b. ☐ Other Criminal Protective Order in effect (*specify*): _____
Case Number: _____ County: _____ Expiration Date: _____
(List other orders on an attached sheet of paper. Write "DV-130, Other Criminal Protective Orders" as a title.)
- c. ☐ No information has been provided to the judge about a criminal protective order.

(27) ☒ Attached pages are orders.

- Number of pages attached to this seven-page form: -1-
- All of the attached pages are part of this order.
- Attachments include (*check all that apply*):
☐ DV-140 ☐ DV-145 ☐ DV-150 ☐ FL-342 ☐ FL-343 ☐ DV-900
☒ Other (*specify*): Attachment One (1) - stipulation for 2-year Restraining

Order After Hearing signature page

JUL - 9 2018

Date: _____


 Judge (or Judicial Officer)
 Hon. Roger Chan

Certificate of Compliance With VAWA

This restraining (protective) order meets all "full faith and credit" requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994) (VAWA) upon notice of the restrained person. This court has jurisdiction over the parties and the subject matter; the restrained person has been or will be afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in each jurisdiction throughout the 50 states of the United States, the District of Columbia, all tribal lands, and all U.S. territories, commonwealths, and possessions and shall be enforced as if it were an order of that jurisdiction.

This is a Court Order.

Revised July 1, 2016

Restraining Order After Hearing (CLETS—OAH)
 (Order of Protection)
 (Domestic Violence Prevention)

DV-130, Page 5 of 7



Owens0152

Case Number:

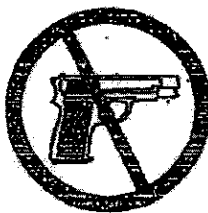
FDV-18-813693

Warnings and Notices to the Restrained Person in 2

If you do not obey this order, you can be arrested and charged with a crime.

- If you do not obey this order, you can go to jail or prison and/or pay a fine.
- It is a felony to take or hide a child in violation of this order.
- If you travel to another state or to tribal lands or make the protected person do so, with the intention of disobeying this order, you can be charged with a federal crime.

You cannot have guns, firearms, and/or ammunition.



You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, and/or ammunition while the order is in effect. If you do, you can go to jail and pay a \$1,000 fine. Unless the court grants an exemption, you must sell to, or store with, a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms that you have or control. The judge will ask you for proof that you did so. If you do not obey this order, you can be charged with a crime. Federal law says you cannot have guns or ammunition while the order is in effect. Even if exempt under California law, you may be subject to federal prosecution for possessing or controlling a firearm.

Instructions for Law Enforcement

Start Date and End Date of Orders

The orders *start* on the earlier of the following dates:

- The hearing date in item (5) (a) on page 2, or
- The date next to the judge's signature on this page.

The orders *end* on the expiration date in item (4) on page 1. If no date is listed, they end three years from the hearing date.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6.

Notice/Proof of Service

Law enforcement must first determine if the restrained person had notice of the orders. If notice cannot be verified, the restrained person must be advised of the terms of the orders. If the restrained person then fails to obey the orders, the officer must enforce them. (Fam. Code, § 6383.)

Consider the restrained person "served" (notified) if:

- The officer sees a copy of the *Proof of Service* or confirms that the *Proof of Service* is on file; or
- The restrained person was at the restraining order hearing or was informed of the order by an officer. (Fam. Code, § 6383; Pen. Code, § 836(c)(2).) An officer can obtain information about the contents of the order in the Domestic Violence Restraining Order System (DVROS). (Fam. Code, § 6381(b)-(c).)

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, the orders remain in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The orders can be changed only by another court order. (Pen. Code, § 13710(b).)

This is a Court Order.

Case Number:

FDV-18-813693

Child Custody and Visitation

The custody and visitation orders are on Form DV-140, items ③ and ④. They are sometimes also written on additional pages or referenced in DV-140 or other orders that are not part of the restraining order.

Enforcing the Restraining Order in California

Any law enforcement officer in California who receives, sees, or verifies the orders on a paper copy, in the California Law Enforcement Telecommunications System (CLETS), or in an NCIC Protection Order File must enforce the orders.

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued protecting the protected person from the restrained person, the orders must be enforced in the following priority (see Pen. Code, § 136.2 and Fam. Code, §§ 6383(h)(2), 6405(b)):

1. **EPO:** If one of the orders is an *Emergency Protective Order* (Form EPO-001) and it is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. **No-Contact Order:** If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence in enforcement over any other restraining or protective order.
3. **Criminal Order:** If none of the orders includes a no-contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. **Family, Juvenile, or Civil Order:** If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.

(Clerk will fill out this part.)

—Clerk's Certificate—

Clerk's Certificate
[seal]

I certify that this *Restraining Order After Hearing (Order of Protection)* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy

This is a Court Order.

SHORT TITLE: Owens v. Marraccini	CASE NUMBER: FDV-18-813693
-------------------------------------	-------------------------------

ATTACHMENT (Number): One (1)

(This Attachment may be used with any Judicial Council form.)

The parties agree that a Two (2) year Restraining Order After Hearing shall be granted protecting Ms. Laura Owens and restraining Mr. Michael Marraccini.

By signing below, the parties acknowledge that each has read and discussed the terms of this restraining order with his or her respective counsel. Each party understands and accepts the terms of this agreement. Each party warrants that each freely and voluntarily executed this agreement. This agreement may be signed in counterparts. Each counterpart shall be deemed part of the original document. This agreement may also be signed by email and such email signatures shall be valid as originals.

So Agreed.

Dated: 7/6/18

Laura Owens
Laura Owens, Protected Party

Dated: 7/6/2018

Elisha Jussen-Cooke
Elisha Jussen-Cooke, Attorney for
Laura Owens

Dated: _____

Michael Marraccini, Restrained Party

Dated: _____

Randy Sue Pollock, Attorney for
Michael Marraccini

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page ____ of ____

(Add pages as required)

SHORT TITLE: Owens v. Marraccini	CASE NUMBER: FDV-18-813693
-------------------------------------	-------------------------------

ATTACHMENT (Number): One (1)

(This Attachment may be used with any Judicial Council form.)

The parties agree that a Two (2) year Restraining Order After Hearing shall be granted protecting Ms. Laura Owens and restraining Mr. Michael Marraccini.

By signing below, the parties acknowledge that each has read and discussed the terms of this restraining order with his or her respective counsel. Each party understands and accepts the terms of this agreement. Each party warrants that each freely and voluntarily executed this agreement. This agreement may be signed in counterparts. Each counterpart shall be deemed part of the original document. This agreement may also be signed by email and such email signatures shall be valid as originals.

So Agreed.

Dated: _____

Laura Owens, Protected Party

Dated: _____

Elisha Jussen-Goetz, Attorney for
Laura Owens

Dated: _____

7/8/2018

Michael Marraccini, Restrained Party

Dated: _____

7/8/2018

Randy Sue Pollock, Attorney for
Michael Marraccini

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page _____ of _____

(Add pages as required)

DECLARATION OF DAVID GINGRAS

1. My name is David S. Gingras. I am a United States citizen, a resident of the State of Arizona, am over the age of 18 years, and if called to testify in court or other proceeding I could and would give the following testimony which is based upon my own personal knowledge.

2. I am an attorney licensed to practice law in the States of California (since 2002) and Arizona (since 2004). I graduated from the University of San Francisco School of Law in May 2000 where I was a member of the USF Law Review for two years.

3. I am an active member in good standing with the State Bars of Arizona and California and I am admitted to practice and in good standing with the United States Court of Appeals for the Sixth, Ninth and Tenth Circuits, the United States District Court for the District of Arizona and the United States District Courts for the Northern, Central, and Eastern Districts of California.

4. I previously represented a woman named Laura Owens in a case filed in the Maricopa County Superior Court here in Phoenix, entitled *Owens v. Echard*, Case No. FC2023-052114. The online docket for this case is available here: <https://www.superiorcourt.maricopa.gov/docket/FamilyCourtCases/caseInfo.asp?caseNumber=FC2023-052114>

5. *Owens v. Echard* was a paternity case Laura filed on August 1, 2023. In her petition, Laura claimed she became pregnant after a one-night sexual encounter with a man named Clayton Echard. When Laura filed the case on August 1, 2023, she was *pro se* – I did not represent her in any capacity. Respondent Clayton Echard was also *pro se*.

6. Laura claimed while the paternity case was pending, she either had a miscarriage or otherwise learned she was not pregnant. After learning that information, Laura filed nothing further in the case, and court administration set the case for dismissal due to inactivity. During that time, Mr. Echard was *pro se*; he was not represented by counsel.

7. Shortly before the case was administratively dismissed, Mr. Echard hired counsel who appeared in the case around mid-December 2023. In his initial pleadings, Mr. Echard's lawyer accused Ms. Owens of "fabricating" her pregnancy. As a result, Mr. Echard's counsel threatened to seek sanctions against Laura for violating Rule 26 of the Arizona Rules of Family Law Procedure (which is substantially identical to Rule 11 of the Federal Rules of Civil Procedure; i.e., it prohibits groundless pleadings and allows sanctions for violations, subject to a safe harbor period in which an alleged violation may be cured; the rule also precludes an award of sanctions if a violation is timely cured within the safe harbor period).

8. Although I did not represent Ms. Owens at the time, my review of the docket reflects that after Mr. Echard's counsel threatened to seek sanctions, Laura retained a different attorney who immediately sought to invoke the safe harbor of Rule 26 by moving to dismiss Laura's paternity petition with prejudice. That motion (filed December 28, 2023) is available through the Arizona Court of Appeals' website here: <https://www.appeals2.az.gov/APL2NewDocs1/COA/1061/3954079.PDF>

9. Despite Laura moving to dismiss her petition with prejudice, just days later on January 3, 2024, Mr. Echard's counsel filed a Motion for Sanctions Pursuant to Rule 26 of the Arizona Rules of Family Law Procedure. That motion is available online here: <https://www.appeals2.az.gov/APL2NewDocs1/COA/1061/3954087.PDF>

10. The court later denied Laura's request to dismiss her petition, and the Court set an evidentiary hearing on Mr. Echard's Motion for Sanctions for June 10, 2024.

11. I was retained to represent Laura on March 25, 2024, and I appeared that same day. <https://www.appeals2.az.gov/APL2NewDocs1/COA/1061/3954122.PDF>

12. After I appeared in the case, I learned that Mr. Echard disclosed several witnesses including a man named Michael Marraccini. According to Rule 49 of the Arizona Rules of Family Law Procedure, all parties in family court are required to disclose certain information to the other party, including the following: "(i) **Disclosure of Witnesses.** Each party must disclose the names, addresses, and telephone numbers of any witness whom the disclosing party expects to call at trial, along with a statement fairly describing the substance of each witness's expected testimony." (emphasis added)

13. The Arizona Supreme Court has interpreted this disclosure requirement to require specific disclosure of the substance of a witness' testimony, not generalized non-substantive references such as saying a witness will testify to "all matters". See *Bryan v. Riddel*, 178 Ariz. 472, 477, 875 P.2d 131, 136 (1994) (finding disclosure statement did not contain sufficient detail to comply with the rule where it simply stated witnesses would testify about "all matters referred to in deposition" or "all matters in the complaint of which the witness has knowledge."); *Jimenez v. Wal-Mart Stores, Inc.*, 206 Ariz. 424, 426 (App. Div. 2 2003) (holding adequate disclosure "should fairly expose the facts and issues to be litigated, as well as the witnesses and exhibits to be relied upon.")

14. Based on my review of the disclosures provided by Mr. Echard, it was clear his disclosures failed to meet the specificity requirements of Rule 49, because Mr. Echard disclosed literally nothing more than a single sentence suggesting Mr. Marraccini intended

to testify regarding "his prior interactions with [Laura]." This told me nothing about the substance of Mr. Marraccini's expected testimony. The relevant portion of Mr. Echard's initial disclosure regarding Mr. Marraccini is shown below.

5. **Michael Maraccini**
c/o Randy Sue Pollock, Attorney at Law



This witness is expected to testify about his prior interactions with Petitioner, her alleged two (2) pregnancies during their relationships, and the subsequent litigation.

15. Because Mr. Echard failed to comply with the disclosure requirements of Rule 49, I could have simply asked the Court to exclude Mr. Marraccini as a witness on that basis alone. *See Bryan v. Riddell*, 178 Ariz. 472, 477, 875 P.2d 131, 136 (1994) (explaining consequence of insufficient disclosure is the court shall exclude any evidence not properly disclosed).

16. However, because I wanted to know what Mr. Marraccini had to say, I picked up the phone and called the lawyer listed as his contact person (a woman named Randy Sue Pollock). During that call, Ms. Pollock told me she had never heard of *Owens v. Echard* and that to her knowledge, Mr. Marraccini would not be appearing as a witness at trial.

17. I thanked Ms. Pollock for providing this information, and I asked her to send me an email confirming what she had told me.

18. On April 19, 2024, I received an email from Ms. Pollock, shown below, in which she told me that Mr. Marraccini "will not be testifying" in *Owens v. Echard*.

Owens trial



Randy Sue Pollock
To: David Gingras



You replied to this message on 5/6/2024 1:48 PM.



Mr. Gingras,
My client will not be testifying.

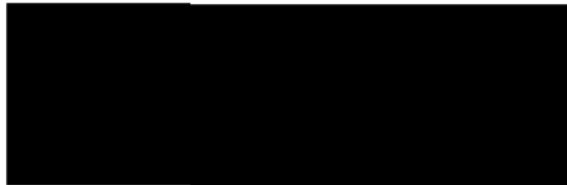
Randy Sue Pollock

RANDY SUE POLLOCK
Law Office of Randy Sue Pollock
286 Santa Clara Avenue
Oakland, CA 94610
T 510-763-8967
F 510-380-6551
C 510-703-3370
www.rspollocklaw.com

19. Despite this, just a few days later, I received a new disclosure statement from Mr. Echard which, once again, continued to list Mr. Marraccini as a witness and provided an extremely small amount of additional information, stating that he intended to testify as to "[Laura's] believed motivation in fabricating pregnancies to secure relationships."

5. **Michael Maraccini**

c/o Randy Sue Pollock, Attorney at Law



This witness is expected to testify about his prior interactions with Petitioner, his personal knowledge of her alleged two (2) pregnancies during their relationship, Petitioner's believed motivation in fabricating pregnancies to secure relationships, and the subsequent litigation.

20. This new disclosure was directly contrary to what Ms. Pollock had told me just days earlier. Based on this, I became extremely concerned, so I again contacted Ms. Pollock by phone on May 6, 2024, to seek clarification.

21. During the phone call, Ms. Pollock was extremely angry, defensive, and agitated. I found this extremely odd because my single prior conversation with her was exceptionally brief and cordial.

22. During the call, I told her that IF Mr. Marraccini intended to appear as a witness, that was fine with me. I explained I had no concerns with Mr. Marraccini testifying as long as he complied with the disclosure requirements of Rule 49 by providing a specific summary of his expected testimony. I also informed Ms. Pollock that Ms. Owens had a valid, existing restraining order from this Court which required Mr. Marraccini to remain at least 100 yards away from her at all times, and to otherwise not have any contact with her without prior permission from this Court. I told Ms. Pollock several times that I had no objection whatsoever to Mr. Marraccini testifying in Arizona *provided* he did so in a manner that complied with Arizona's rules and did not violate this Court's order.

23. As to the issue of disclosure, during the phone call, I asked Ms. Pollock whether Mr. Marraccini would agree to either an informal interview (by phone), or a deposition assuming he would not agree to an interview. In response, Ms. Pollock specifically told me: "No, we are not willing to cooperate with you."

24. I responded by telling Ms. Pollock that compliance with Arizona's rules was not optional, and that if Mr. Marraccini would not agree to be interviewed or deposed (in violation of Arizona's disclosure rules), then I would object to his participation at trial (as the rules expressly allow).

25. In response, Ms. Pollock told me that under no circumstances would Mr. Marraccini agree to comply with Arizona's procedural rules applicable to witness testimony, but instead he was planning to simply "show up" in Arizona as a non-subpoenaed spectator.

26. I found Ms. Pollock's remarks extremely disturbing because, among other things, Mr. Marraccini's threat to travel from California to Arizona for the purpose of violating this Court's order would appear to constitute a *prima facie* federal crime in violation of 18 U.S.C. § 2262.

27. To ensure there was no confusion about my position on these issues, immediately after speaking with Ms. Pollock by phone, I sent her an email on May 6, 2024; a true and correct copy of this email is attached hereto as **Exhibit A**. In this email, I documented my conversation with Ms. Pollock including each of the above points. I also attached copies of the original and renewed Domestic Violence Restraining Orders entered against Mr. Marraccini by this Court.

28. In addition to repeating my position (i.e., that Mr. Marraccini was obligated to comply with the disclosure requirements of Arizona law, if he wanted to testify as a witness at trial), I also explained the following points:

Also, and just to be clear – I am not, under any circumstances, suggesting Mr. Marraccini should not participate in the trial if he has relevant information. All I am saying is that if he WANTS to testify, he needs to do so in a manner that complies with the rules and the law. This is mandatory to ensure basic fairness to ALL sides.

Finally, please note that it is a felony under Arizona law for any person to unlawfully withhold testimony, to evade legal process to appear, and/or to fail to appear when legally summoned. For avoidance of any doubt, nothing in this email should be construed as an attempt to cause Mr. Marraccini not to appear. On the contrary, I would very much like him to appear, provided he does so in

a manner that complies with the rules (including the rule that requires the prompt disclosure of the substance of his testimony, and the rule which entitles me to interview him prior to trial).

29. Ms. Pollock never replied to this email and I had no further communications with her.

30. However, the following day, on May 7, 2024, I received an expert disclosure from Mr. Echard's counsel which included a report from a computer expert named Jon A. Berryhill; a true and correct copy of this expert disclosure is attached hereto as Exhibit B.



7 May 2024

Gregg Woodnick
WOODNICK LAW, PLLC

Ref: BCF1237 (Michael Marraccini)

Dear Gregg,

Attached is my report of findings in this case.

Let me know if you have questions.

A handwritten signature in black ink, appearing to read "Jon A. Berryhill".

Jon A. Berryhill
President & COO
Berryhill Computer Forensics, Inc

31. The sole subject of the Berryhill report was a laptop allegedly provided to him by Mr. Marraccini. According to Mr. Berryhill, this laptop contained nearly 2,500 pages of private text messages exchanged between Mr. Marraccini and Ms. Owens while they were dating in 2016–17.

32. When I saw the Berryhill report, I was astonished because it represented such a blatant and intentional violation of the Family Law Disclosure Rules. Bearing in mind that *Owens v. Echard* was filed on August 1, 2023, the Rules required Mr. Echard to promptly disclose all evidence he intended to use at trial. Rule 49 specifically required Mr. Echard to make his initial disclosures within 40 days after his initial response to the petition (which would mean by September 2023). Any supplemental disclosures were required to be made “in a timely manner” which the rule defines as: “in no event more than 30 days after the information is discovered by, or revealed to, the disclosing party.”

33. Here, rather than complying with his disclosure obligations, it was obvious Mr. Echard and Mr. Marraccini conspired to withhold and conceal evidence from Ms. Owens and myself until literally three days before the close of discovery (the court had previously scheduled the close of discovery as May 10, 2024).

34. Immediately after receiving some similar disclosures relating to Mr. Marraccini (which were sent a few days before the full Berryhill report), I filed an emergency request to Strike Mr. Echard’s pleading and a request for an immediate telephonic scheduling conference to discuss Mr. Echard’s violation of the disclosure rules as the related to Mr. Marraccini. <https://www.appeals2.az.gov/APL2NewDocs1/COA/1061/3954142.PDF>

35. Unfortunately, despite seeking emergency relief, the trial court waited several weeks before denying my emergency request without explanation on May 21, 2024.

36. Once it became clear that Mr. Marraccini intended to violate this Court's order by traveling to Arizona to appear at the hearing on June 10, 2024 without lawful grounds for doing so, Laura told me she did not believe she could participate in the case unless we did everything possible to ensure Mr. Marraccini complied with this Court's order.

37. To comply with Laura's request, shortly before the June 10th hearing, I contacted the Maricopa County Superior Court's security department to advise them of the situation and to seek their assistance. I was told by the head of security (Officer Sean Gibbs) that he understood the situation and that court security would be happy to ensure compliance with any valid court orders. Officer Gibbs asked me to provide him with a copy of this Court's restraining order against Mr. Marraccini, which I immediately did.

38. On the morning of June 10, 2024, Laura told me that she saw Mr. Marraccini violate this Court's order by coming less than 100 yards away from her in the parking lot outside the courthouse. Laura told me that if Mr. Marraccini was allowed to violate this Court's order and harass/threaten her in any way, she did not believe she could participate in the hearing set for 9 AM that morning.

39. At Laura's request, I contacted court security to explain the situation and to ask them to enforce this Court's order. Court security told me they did not believe they had authority to enforce an out-of-state court order, and that the only option for help was to contact the Phoenix Police Department, which I immediately did.

40. Officers from the Phoenix Police Department arrived within a few minutes. At that time, I provided them with a copy of this Court's order, and I explained that Mr. Marraccini had violated it by coming within 100 yards of Ms. Owens. I then asked them to enforce the order as required by federal law.

41. The responding officers told me they would defer any enforcement to the decision of the trial judge, Hon. Julie Mata. After some delay, the officers informed me that Judge Mata had instructed them not to enforce this Court's order. The officers declined to offer any further explanation.

42. Shortly before the evidentiary hearing began, I again raised this same issue with Judge Mata and I told her that my view was under federal law, specifically 18 U.S.C. § 2265, she was required to give full faith and credit to this Court's order by enforcing it as-written. Unfortunately, Judge Mata denied that request without any explanation.

43. Thereafter, Judge Mata allowed Mr. Marraccini to sit in the small courtroom approximately 20 feet away from Laura.

44. Mr. Marraccini did not, in fact, testify as a witness, and Mr. Echard's counsel never obtained a valid California subpoena requiring Mr. Marraccini to travel to Arizona for this appearance.

45. Similarly, Mr. Berryhill never testified as a witness, and his expert report was never admitted in evidence. Despite this, I am informed that the full 2,500 pages of text messages appended to Mr. Berryhill's report were later leaked onto the Internet by either Mr. Marraccini, Mr. Echard, or someone else working with them.

46. When Laura took the witness stand, she was forced to look at Mr. Marraccini sitting approximately 30-40 feet in front of her for the entire duration of her testimony.

47. During questioning and cross examination, Laura became so upset that she lost her composure and was unable to continue. As a result, I called for a recess, which was granted.

48. During the recess, Laura, her mother, and our medical expert (a retired doctor) assembled in a side room. Laura was shaking almost uncontrollably and she told me that she did not believe it was possible for her to continue testifying with Mr. Marraccini sitting there glaring at her. After extensive efforts from myself and our medical expert, we were eventually able to calm Laura down enough that she was able to complete her testimony, but it was clear to me that the traumatic nature of the situation directly affected Laura's testimony and demeanor in court.

49. Based on my personal observations of Laura and discussions with her on June 10, 2024, I have no doubt that Mr. Marraccini's actions that day were extremely upsetting to her. I believe Laura is particularly concerned that Mr. Marraccini knowingly and intentionally violated this Court's order by traveling to Arizona for the purpose of harassing her and despite knowing, in advance, that doing so constituted a serious federal crime.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United State of America that the foregoing is true and correct.

Executed on July 8, 2025.



David S. Gingras

INDEX OF EXHIBITS		
Exhibit	Description	Date
A	Email to Randy Sue Pollock	May 6, 2024
B	Berryhill Report	May 7, 2024

Exhibit A

David Gingras

From: David Gingras
Sent: Monday, May 6, 2024 1:48 PM
To: Randy Sue Pollock
Subject: RE: Owens trial
Attachments: Granted RO renewal against Mike 202.pdf; 2018.1.10_THE_TEMPORARY_RO.pdf

Ms. Pollock,

I am writing to document our discussion just now and to explain my position. Per the email below, we spoke about your client Mike Marraccini about two weeks ago. At that time, I told you I just wanted to speak with Mike and hear his side of the story. I also explained that IF Mike was going to be a witness in the Arizona paternity matter, I could (and would) be willing to subpoena him for a deposition, if he was unwilling to have a simple phone conversation.

In response to that discussion, you sent me the email below stating that Mr. Marraccini was NOT going to testify at the trial in June.

Since then, counsel for Mr. Echard has indicated Mr. Marraccini WILL be testifying in person at trial in June. This is, of course, inconsistent with what you said below.

To clarify the situation, I called you again today to ask if it was possible for me to speak with Mr. Marraccini. Your response was (to paraphrase): "No, we are not willing to cooperate with you."

In light of that response I want to make two things clear:

- 1.) If Mr. Marraccini intends to testify at trial, then I have an absolute right to know this, and I have a right to interview him. That interview can be done informally in a phone call, or it can be done formally in a deposition. Either way, refusing to cooperate is NOT an available option IF Mr. Marraccini wants to participate as a trial witness.
- 2.) On the phone, you suggested Mr. Marraccini may just "show up" at trial rather than participating as a subpoenaed witness (i.e., he would simply choose to be there, either as a spectator, or as a non-subpoenaed witness).

If that is his plan, I need to be clear about our position – if Mr. Marraccini shows up as *either* a spectator or as a non-subpoenaed witness, Laura will ask the Phoenix Police to have Mr. Marraccini immediately arrested for violating the restraining order issued against him (copies attached).

In short, I agree Mr. Marraccini CAN testify at trial without fear of arrest, *provided* he complies with the rules of procedure. That means, among other things, I have the right to interview him and take his deposition if necessary.

If Mr. Marraccini does not want to comply with the procedural rules, that's 100% OKAY. I am more than happy if he wants to stay home (assuming he hasn't been lawfully summoned). But if he comes within 100 yards of Laura without being compelled to appear by valid subpoena, then he will risk arrest and prosecution for violating the restraining order.

NOTE – Rule ER 3.4(f) of the Arizona Rules of Professional Conduct provides a lawyer shall not: "request a person other than a client to refrain from voluntarily giving relevant information to another party...."

Based on this rule, I *assume* Mr. Woodnick has not instructed you or Mr. Marraccini to refrain from speaking to me. If that has occurred, it would be a *per se* violation of the ethical rules.

Also, and just to be clear – I am not, under any circumstances, suggesting Mr. Marraccini should *not* participate in the trial if he has relevant information. All I am saying is that if he *WANTS* to testify, he needs to do so in a manner that complies with the rules and the law. This is mandatory to ensure basic fairness to *ALL* sides.

Finally, please note that it is a felony under Arizona law for any person to unlawfully withhold testimony, to evade legal process to appear, and/or to fail to appear when legally summoned. For avoidance of any doubt, nothing in this email should be construed as an attempt to cause Mr. Marraccini *not* to appear. On the contrary, I would very much like him to appear, provided he does so in a manner that complies with the rules (including the rule that requires the prompt disclosure of the substance of his testimony, and the rule which entitles me to interview him prior to trial).

If you have any questions, please let me know.

DV-730

Order to Renew Domestic Violence Restraining Order

① Name of Protected Person:

Laura Owens

Your lawyer in this case (if you have one):

Name: In Pro Per

State Bar No.: _____

Firm Name: _____

Address (If you have a lawyer for this case, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, give a different mailing address instead. You do not have to give your telephone, fax, or e-mail):

Address: _____

City: _____

Telephone: _____

E-Mail: _____

Clerk stamps date here with

FIL

San Francisco Court

SEP 11 2

CLERK OF THE

By: [Signature]

Fill in court name and street

Superior Court of Calif

SAN FRANCISCO

SAN FRANCISCO SU

400 McAllister

San Francisco C

② Name of Restrained Person:

Michael Marraccini

Description of restrained person:

Fill in case number:

Case Number:

FDV-18-813693

Sex: ☒ M ☐ F Height: 5'4 Weight: 220 Hair Color: brown Eye Color: _____

Race: White Age: 33 Date of Birth: _____

Mailing Address (if known): _____

City: _____ State: _____ Zip: _____

Relationship to protected person: _____

③ Hearing

There was a hearing on (date): 9/11/2020 at (time): 9:00 ☒ a.m. ☐ p.m. Dept. 40

These people were at the hearing:

a. ☒ The person in ① c. ☐ The lawyer for the person in ① (name): _____

b. ☒ The person in ② d. ☐ The lawyer for the person in ② (name): _____

④ Renewal and Expiration

The request to renew the attached restraining order, issued on (date): July 9, 2018

a. ☒ GRANTED. The attached restraining order is renewed and will now be in effect for:

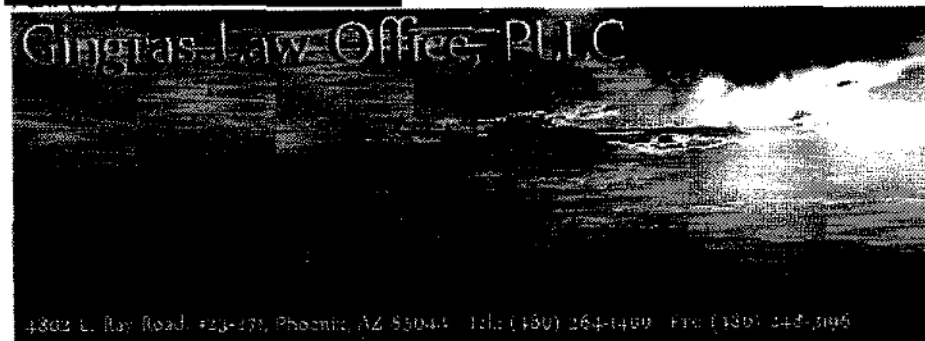
☒ 5 years ☐ permanently (the renewed restraining order must be attached to this)

The attached order will expire on:

(date): July 10, 2025

(time): 12:00 noon ☐ a.m. ☐ p.m. or 1

David Gingras, Esq.
Gingras Law Office, PLLC



From: Randy Sue Pollock [REDACTED]
Sent: Friday, April 19, 2024 7:15 PM
To: David Gingras [REDACTED]
Subject: Owens trial

Mr. Gingras,
My client will not be testifying.

Randy Sue Pollock

RANDY SUE POLLOCK
Law Office of Randy Sue Pollock

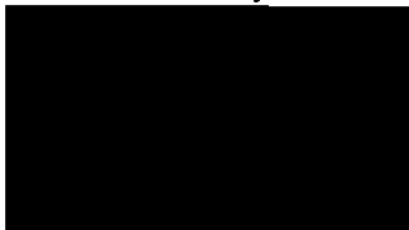


Exhibit B

7 May 2024

Gregg Woodnick
WOODNICK LAW, PLLC



Ref: BCF1237 (Michael Marraccini)

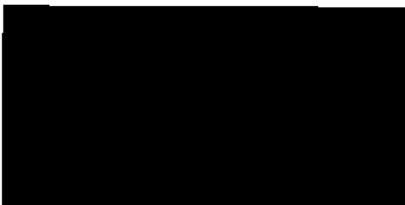
Dear Gregg,

Attached is my report of findings in this case.

Let me know if you have questions.

A handwritten signature in black ink, appearing to read "Jon A. Berryhill".

Jon A. Berryhill
President & COO
Berryhill Computer Forensics, Inc



Background

I, Jon A. Berryhill, declare:

I am President and COO of Berryhill Computer Forensics Inc., a firm which specializes in the collection, preservation, analysis and presentation of digital evidence, including computer hard drives, flash media, smart phones and other digital data. Our methods are court proven and ensure the integrity of the evidence and the chain of custody. The facts set forth in this declaration are based on my personal knowledge, and if called as a witness, I could and would testify thereto.

I hold a Bachelor of Science degree from Lamar University in Engineering Computer Science and a Master of Science degree from the American Public University System with a concentration in Digital Forensics. I received training in computer evidence handling, analysis and special investigations in the Air Force Special Investigations Academy, and I have been working in the field of computer forensic investigations for more than twenty-nine years. I have led computer forensic investigations for law firms, major corporations and small businesses, as well as for the United States Air Force (USAF). As a Major in the USAF, I was a Special Agent in the Air Force Office of Special Investigations, investigating crimes such as central systems fraud, homicide, theft, child pornography, and counterintelligence. I have also worked extensively with the California Department of Justice Advanced Training Center, serving as an instructor, curriculum developer, and teaching certified computer crime investigations courses. I have testified 55 times as an expert in computer forensics in the Superior Courts of the State of California, other state courts, United States District Courts, and in military courts in both civil and criminal cases. Additionally, I have provided 33 expert depositions.

Since being in private practice, I have conducted examinations of computer hard drives and other devices containing private and confidential information in more than 1230 cases in which I was entrusted with individual's personal data, corporate internal data and communications, financial data, privileged attorney-client information, trade secret information, patent and pending patent applications and confidential research and development information. These cases have included a broad spectrum of issues and parties, ranging from individuals involved in personal and financial disputes to multi-million-dollar corporate litigation.

My experience in conducting computer forensic analysis has included the analysis of more than 3490 computer hard drives and more than 6900 floppy disks, tapes, CD-ROMs, smart phones and other digital media. Since being in private practice, I have provided computer forensic analysis and support to many local, state and federal law enforcement agencies in their criminal and civil investigations. These have included the California Employment Development Department, California Office of Real Estate Appraisers, California Department of Insurance, California Highway Patrol, California Attorney General's Office, Federal Bureau of Investigation, Bureau of Alcohol Tobacco and Firearms, Immigration and Naturalization Service Investigations Division, Palo Alto Police Department, San Mateo County Sheriff's Office, Half Moon Bay Police Department, the Santa Barbara Police Department and many state and federal public defender offices.

Background

This office was contacted by Michael Marraccini who requested that his personal computer be processed as evidence pertaining to ongoing litigation for which he is a witness. Specifically, he requested text messages and related attachments to/from Laura Owens using the phone number 415-810-0604 be extracted, documented and analyzed for any evidence of tampering.

Evidence

On 4 May 2024, the computer designated evidence item BCF1237, an Apple MacBook Air model A1466, s/n C02LR8RK5V8 was hand delivered by Michael Marraccini to the BCF office.

The computer was released to Michael Marraccini on 6 May 2024 with the recommendation that it remain out of service and securely stored until the conclusion of any pending or potential litigation.

Analysis and Process

Full forensic image copy was created using Cellebrite Digital Collector version 3.7. A full acquisition log is maintained in the BCF files. The forensic image copy will be maintained in BCF records for a minimum of one year unless the client specifically requests otherwise.

It was noted during the forensic imaging process that the computer's internal clock read 3-9-2017 16:22 PST when actual date was 5-4-2024 15:34 PST. This is an indicator that the computer has not been in regular service for some time. The Apple OSX has default settings to keep the internal clock and calendar updated when the machine is connected to the Internet.

Findings

All text messages and associated attachments from/to Laura Owens (415-810-0604) were tagged and produced in a standard Cellebrite Inspector report. The report was produced as a single 2,489 page PDF document with links to the associated attachments. The report is identified with the date/time marker 2024-05-04 21-35-57. This report and attachment file structure was provided to Mr. Marraccini and Mr. Woodnick via a Dropbox link. Note that all times referenced in the report are in UTC. For the items of interest in the August-September 2016 time frame, to convert to PST, subtract 7 hours from UTC.

I have examined the file structure and continuity of the text message streams and associated attachments found on this computer. I find no evidence of tempering or alterations that would question the authenticity of the messages included in my report.

I was asked to address the allegation that Mr. Marraccini fabricated evidence in the matter. In reviewing the material one of the items of interest is a photo of a paper report from Planned Parenthood referencing Laura Owens' visit on 8/10/2016. This photo was attached to a text

message from 415-810-0604 on 8-12-2016 13:07:28 PST to Mr. Marraccini (see page 653 of 2489 of the BCF Cellebrite PDF report). The internal metadata of this photo shows it was taken 8-10-2016 with an iPhone 6. The location tracking (GPS) was turned off for this photo. Analysis of other photos found on the evidence computer show photos that I believe were taken by Mr. Marraccini around the same date. Those photos were taken with an iPhone 6s. This is one of many examples that refute any allegations of fabrication. Similarly, there are creation dates on the screen shots (PNG files) from around the August-September 2016 time frame that show the screen shots were captured prior to when they were attached to their various text messages. If requested I can extract all the metadata for all the associated pictures and screen shots.

I have confirmed with Mr. Marraccini by an examination of several photos that he confirmed he took with his phone in the months both before and after August 2016, that his phone at that time was an iPhone 6s.

As a further examples of the continuity and authentication of the presented evidence, I have extracted the metadata associated with the seven text message attachments listed below. The items listed show the page number from the provided PDF report, attachment file name and the date/time of the text message. Each of these are messages from 415-810-0604 (Laura Owens) to Mr. Marraccini. In each case the internal metadata for the attached image shows it was created just minutes before each text message was sent. I have also examined a sampling of other attachments to text messages on other dates from Laura to Mr. Marraccini. In no case did I find any evidence that contradicts this narrative.

670 – IMG_7692.png	8-13-2016 03:50 UTC
671 – IMG_7694.png	8-18-2016 04:18 UTC
671 – IMG_7695.png	8-18-2016 04:18 UTC
673 – IMG_7698.png	8-18-2016 04:26 UTC
675 – IMG_3477.png	8-18-2016 04:28 UTC
679 – IMG_7704.png	8-18-2016 04:35 UTC
682 – FullSizeRender-1.jpg	8-18-2016 14:15 UTC

I have found no evidence of tampering in any material related to this case (or otherwise) and believe the text messages as shown in the Cellebrite PDF report accurately depict the text communications between Mr. Marraccini and Laura Owens on the dates and times indicated.

DV-710**Notice of Hearing to
Renew Restraining Order**

Instruction: The protected person must complete ① and ② only.
The court will complete the rest of this form.

① **Protected Person (name):**
Laura Owens

② **Restrained Person (full name):**
Michael Marraccini

Address of restrained person:

City: [REDACTED] State: CA Zip: [REDACTED]

Clerk stamps date here when form is filed.

FILED

Superior Court of California
County of San Francisco

JUL 10 2025

CLERK OF THE COURT

By: [Signature] Deputy Clerk

Fill in court name and street address:

Superior Court of California, County of
San Francisco
400 McAllister Street
San Francisco, CA 94102

③ **Court Hearing**

The judge has set a court hearing (court date) for the request to renew restraining order.

Fill in case number:

Case Number:

EDC-18-813693 DV-18-813693

The Restraining Order After Hearing (Order of Protection) stays in effect until the expiration date on that order or the end of the hearing below, whichever is later.



Date: 8/1/2025
Dept.: 405A

Time: 9:00am
Room: 403

Name and address of court, if different from above:

④ **To the person in ②:**

- You **must** continue to obey the current restraining order until the expiration date on the current order or the hearing date, whichever is later.
- At the hearing: The judge can renew the current restraining order for at least five years or make it permanent. You can tell the judge why you agree or disagree with the request to renew the orders.
- If you do not attend the hearing, the judge can still renew the restraining order. If the judge renews the order you should receive a copy of the order at the address listed in ②. If your address is incorrect or not listed, contact the court.
- If the restraining order is renewed, you **must** obey the orders even if you do not attend the hearing. If you did not attend the hearing and want to know if the judge renewed the order, contact the court.
- If you want to respond in writing to the request to renew the restraining order, fill out form DV-720, *Response to Request to Renew Restraining Order*. File the original with the court, and have someone 18 or over—**not you**—mail a copy of it to the person in ① before the hearing. Also file form DV-250, *Proof of Service by Mail*, with the court before the hearing, and bring a copy to the court hearing.

This is a Court Order.



5 To the Person in 1

a. You must have the person in 2 personally served with a copy of all the forms listed below in 5b by
(date of deadline): 7/25/2025

b. Forms to serve:

- DV-700, *Request to Renew Restraining Order* (file stamped);
- DV-710, *Notice of Hearing to Renew Restraining Order* (this form);
- DV-720, *Response to Request to Renew Restraining Order* (blank copy); and
- The current *Restraining Order After Hearing (Order of Protection)* that you want to renew (form DV-130, JV-255 or JV-265).

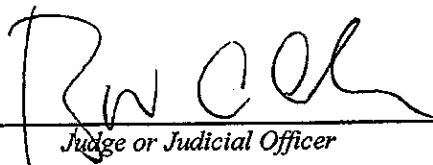
("Service" means someone 18 or over—not you or anyone else protected by the restraining order—must personally give the court forms to the person in 2. After the person has been served, file form DV-200, *Proof of Personal Service*, with the court clerk, and bring a copy to the court hearing. For help with service, read form DV-200-INFO, *What Is "Proof of Personal Service"?*)

6 No Fee to Serve (Notify) Restrained Person

The sheriff or marshal will serve this order for free. If you want the sheriff to serve your papers, (1) complete form SER-001, *Request for Sheriff to Serve Court Papers*, and (2) give form SER-001 and a copy of this order to the sheriff.

Judge's Signature

Date: 7/10/25



Judge or Judicial Officer

JUDGE ROGER C. CHAN

**Request for Accommodations**

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courts.ca.gov/forms for *Disability Accommodation Request* (form MC-410). (Civil Code section 54.8.)

(Clerk will fill out this part.)

Instructions to Clerk: The court must enter this order into CLETS or send this order to law enforcement to enter into CLETS. This must be done within one business day from the day the order is made.

—Clerk's Certificate—

Clerk's Certificate
[seal]

I certify that this *Notice of Hearing to Renew Restraining Order* is a true and correct copy of the original on file in the court.

Date: _____ Clerk, by _____, Deputy