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**Subject:** Did I send you this?  
**From:** Nuha Sayegh <chefnuha@gmail.com>  
**To:** Eric Jones <eric@recovery-compass.org>  
**Date Sent:** Sunday, December 7, 2025 10:40:12 AM GMT-08:00  
**Date Received:** Sunday, December 7, 2025 10:40:36 AM GMT-08:00  
**Attachments:** SAYEGH - Attorney's fees.eml,2025 11 19 [Issued] Ct's Minute Order.pdf,2025 11 19 [Issued] Ct's Minute Order.pdf,Opposition to his attorney fees.eml,PROPOSED ORDER ATTORNEY FEES 1.pdf,opposition to attorneys fees 11-7 .pdf,Transcripts from SAYEGH VS. SAYEGH OCTOBER 15, 2025 #25PDRO01260 TRANSCRIPT.eml,sayeghoctober152025.pdf,COPY SAYEGH OCTOBER152025.pdf,2025 11 19 [Issued] Ct's Minute Order.pdf,2025 11 19 [Issued] Ct's Minute Order.pdf,PROPOSED ORDER ATTORNEY FEES 1.pdf,opposition to attorneys fees 11-7 .pdf,sayeghoctober152025.pdf,COPY SAYEGH OCTOBER152025.pdf

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**Subject:** Fwd: FW: SAYEGH - Attorney's fees

**From:** Freddy Sayegh <Freddy@thefoxxfirm.com>

**To:** "Chefnuha@gmail.com" <chefnuha@gmail.com>

**Date Sent:** Wednesday, December 3, 2025 8:16:30 PM GMT-08:00

**Date Received:** Sunday, December 7, 2025 10:40:12 AM GMT-08:00

**Attachments:** 2025 11 19 [Issued] Ct's Minute Order.pdf,image001.jpg,ebbba00d-65b4-4b32-86ae-cfc3c535bab3-2025 11 19 [Issued] Ct's Minute Order.pdf

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Family Division  
Pasadena Dept. - L**

**25PDFL01441**

**Sayegh, Fahed**

**vs**

**Sayegh, Nuha**

**November 19, 2025**

**8:30 AM**

Honorable Joel L. Lofton, Judge

S. Mitchell, Judicial Assistant

Aurora Welter (#14837), Court Reporter

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**NATURE OF PROCEEDINGS:** Hearing Relating/Consolidation of Cases

The following parties are present for the aforementioned proceeding:

Fahed Sayegh, Petitioner  
Nuha Sayegh, Respondent  
Gilbert Quinones, Attorney for Petitioner  
Sara Memari, Attorney for Respondent  
Kirk Kolodji, Former Attorney for Petitioner  
(appearing as to the attorney's fees' request only)

**LACourtConnect appearances by:**

**Nuha Sayegh, Sara Memari, Gilbert Quinones**

The matter is called for hearing under the related case number 25PDRO01246.

The Court finds that there is a related action filed September 9, 2025, in case number 25PDRO01246, assigned to Judge Joel L. Lofton.

Good cause appearing, case numbers 25PDFL01441 and 25PDRO01246 are hereby ordered related and consolidated. Case number 25PDFL01441 is designated the lead case number. All further documents shall be filed in the lead case and bear the case number 25PDFL01441, consolidated with 25PDRO01246.

Case number 25PDRO01246 is ordered transferred to this department forthwith. All hearings and any currently scheduled hearings in case number 25PDRO01246 are to be set for hearing in the Lead case number only.

The Court sets the case for Hearing on January 14, 2026 at 8:30 AM in Department L for progress report of Petitioner's domestic violence counseling.

Notice is waived.

1:55



## Confirmation



We're sending your money now. Kirk Kidoji will get it in a few minutes.

**\$1,000.00**



Kirk Kidoji

Registered as Kirk Kolodji  
(310) 691-9671

Add a Siri shortcut, such as "Pay Kirk," to save time when sending money.



Add to Siri

Done

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Family Division  
Pasadena Dept. - L**

**25PDRO01246**

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**NATURE OF PROCEEDINGS:** Hearing on Remaining Issues in connection with the DVRO issued on 10/15/2025

The following parties are present for the aforementioned proceeding:

Fahed Sayegh, Respondent

Nuha Sayegh, Petitioner

Sara Memari, Attorney for Petitioner

Gilbert Quinones, Attorney for Respondent

Kirk Kolodji, Former Attorney for Petitioner (in Lead case number 25PDFL01441; appearing as to the attorney's fees' request only)

**LACourtConnect appearances by:**

**Nuha Sayegh, Sara Memari, Gilbert Quinones**

The matter is called for hearing.

The Court having reviewed the case file, moving papers and responsive papers along with their supporting declarations, now hears from the parties and Counsel.

The minor children subject to this order are:

Jordan Talib Sayegh

Mia Fayruz Sayegh

The Court finds that there is a related action filed September 16, 2025, in case number 25PDFL01441, assigned to Judge Joel L. Lofton.

Good cause appearing, case numbers 25PDRO01246 and 25PDFL01441 are hereby ordered related and consolidated. Case number 25PDFL01441 is designated the lead case number. All further documents shall be filed in the lead case and bear the case number 25PDFL01441, consolidated with 25PDRO01246.

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Family Division  
Pasadena Dept. - L**

**25PDRO01246**

**Sayegh, Nuha**

**vs**

**Sayegh, Fahed**

**November 19, 2025**

**8:30 AM**

Case 25PDRO01246 is ordered assigned to the Honorable Joel L. Lofton, Judge presiding, and transferred to Pasadena Department L for all further proceedings.

All hearings and any currently scheduled hearings in case number 25PDRO01246 are to be set for hearing in the Lead case number only.

The January 14, 2026 matter shall be reset for hearing on the same date and time under the Lead case number.

The matter is argued.

The parties and counsel are sent to meet and confer to review XSpouse printouts, Income and Expense Declarations and Supplemental Declarations.

The matter is placed on second call and is recalled for hearing at 10:54AM.

The Court is informed that there is no agreement reached.

The matter is further argued.

The Court denies Petitioner's request to have supervised visits ordered for Respondent.

The Court is presented with Proof of Enrollment/Progress Report from the Respondent as to the Domestic Violence program (ADRP Intervention Services, Inc.); 4 out of 52 sessions completed thus far. Said is filed and placed into the case file.

The Court finds the Respondent has rebutted the Family Code Section 3044 (B) presumption in part as to legal custody only.

The Court orders the parties to share joint legal custody of the minor children with Mother/Petitioner having tie-breaking authority as to decision making.

The Court orders that sole physical custody of the minor children shall remain to Mother.

Former Attorney for Petitioner, Kirk Kolodji, requests attorney's fees in the amount of \$13,347.00; the matter is argued.

The Respondent is sworn and testifies; Petitioner is not sworn as the Court takes no testimony from them.

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Family Division  
Pasadena Dept. - L**

**25PDRO01246**

**Sayegh, Nuha**

**vs**

**Sayegh, Fahed**

**November 19, 2025**

**8:30 AM**

The Court reviews the Respondent's Income and Expense Declaration with him and takes testimony from him about items indicated on the document.

Counsel for Petitioner cross examines the Respondent.

Respondent's income is identified at \$8,500.00 per month and zero per month for Petitioner's income.

The Court finds that there is a 45% custodial timeshare to Respondent.

The Court makes its findings pursuant to the Xspouse printout filed this date.

Respondent/Father is ordered to pay to the Petitioner/Mother as and for child support for the minor children, the sum of \$1,978.00 per month, payable one-half on the fifth and one-half on the twentieth day of each month, and continuing until further order of the Court.

Respondent is ordered to pay to the Petitioner spousal support in the sum of \$1,082.00 per month, payable one-half on the fifth and one-half on the twentieth day of each month, and continuing in a like manner until further order of the Court.

Respondent shall pay directly to Petitioner's Former Attorney of Record, Kirk Kolodji, the sum of \$13,347.00 as and for attorney's fees. \$7,500.00 of said amount is to be paid in full within 30 days. The remaining balance of fees is to be paid at the rate of \$162.30 per month, payable on the fifth day of each month, commencing December 5, 2025, and continuing for the next 36 months or earlier if paid in full. If any one payment is 30 days late, the entire remaining balance shall become immediately due and payable in full.

Former Counsel for Petitioner is to prepare the written Order After Hearing, serve it on the opposition for approval as to form and content and submit same to the Court for signature.

Former Counsel for Petitioner is to give notice.

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Family Division  
Pasadena Dept. - L**

**25PDFL01441**

**Sayegh, Fahed**

**vs**

**Sayegh, Nuha**

**November 19, 2025**

**8:30 AM**

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S. Mitchell, Judicial Assistant

Aurora Welter (#14837), Court Reporter

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(appearing as to the attorney's fees' request only)

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Notice is waived.

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**Family Division  
Pasadena Dept. - L**

**25PDRO01246**

**Sayegh, Nuha**

**vs**

**Sayegh, Fahed**

**November 19, 2025**

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Honorable Joel L. Lofton, Judge

S. Mitchell, Judicial Assistant

Aurora Welter (#14837), Court Reporter

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Nuha Sayegh, Petitioner

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Gilbert Quinones, Attorney for Respondent

Kirk Kolodji, Former Attorney for Petitioner (in Lead case number 25PDFL01441; appearing as to the attorney's fees' request only)

**LACourtConnect appearances by:**

**Nuha Sayegh, Sara Memari, Gilbert Quinones**

The matter is called for hearing.

The Court having reviewed the case file, moving papers and responsive papers along with their supporting declarations, now hears from the parties and Counsel.

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Mia Fayruz Sayegh

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**Family Division  
Pasadena Dept. - L**

**25PDRO01246**

**Sayegh, Nuha**

**vs**

**Sayegh, Fahed**

**November 19, 2025**

**8:30 AM**

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**Family Division  
Pasadena Dept. - L**

**25PDRO01246**

**Sayegh, Nuha**

**vs**

**Sayegh, Fahed**

**November 19, 2025**

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The Court finds that there is a 45% custodial timeshare to Respondent.

The Court makes its findings pursuant to the Xspouse printout filed this date.

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Former Counsel for Petitioner is to prepare the written Order After Hearing, serve it on the opposition for approval as to form and content and submit same to the Court for signature.

Former Counsel for Petitioner is to give notice.

---

**Subject:** Fwd: Opposition to his attorney fees

**From:** Freddy Sayegh <Freddy@thefoxxfirm.com>

**To:** "Chefnuha@gmail.com" <chefnuha@gmail.com>

**Date Sent:** Wednesday, December 3, 2025 8:18:17 PM GMT-08:00

**Date Received:** Sunday, December 7, 2025 10:40:12 AM GMT-08:00

**Attachments:** opposition to attorneys fees 11-7 .pdf,PROPOSED ORDER ATTORNEY FEES 1.pdf

1 FAHED FREDDY SAYEGH  
2 407 E. Woodbury Rd.  
3 Altadena, California 91001  
4 Telephone: (310) 877-5033  
5 freddy@thefoxxfirm.com

6 IN PRO PER  
7

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 COUNTY OF LOS ANGELES

10 FAHED SAYEGH

11 Petitioner,

12 v.

13 NUHA SAYEGH,

14 Respondent.

CASE NO: 25PDFL01441  
(r/w 25PDRO01246 (related dv matter)  
(r/w 25PDFL01460 (related dv matter))

**PETITIONER'S OPPOSITION TO  
RESPONDENTS'S REQUEST FOR  
ATTORNEY'S FEES (Fam. Code § 6344);  
MEMORANDUM OF POINTS &  
AUTHORITIES; DECLARATION OF  
FAHED "FREDDY" SAYEGH;  
[PROPOSED] ORDER**

15

16 **I. Introduction**

17 Respondent seeks fees under Family Code § 6344 using a single invoice that mixes DVRO tasks  
18 with dissolution/financial-disclosure work. Section 6344 authorizes only reasonable DVRO-  
19 related fees and requires the court to consider ability to pay. The court should (1) exclude non-  
20 DVRO entries (e.g., dissolution response/UCCJEA, first-appearance fee, FL-150 work and  
21 related e-filings); and (2) reduce the DVRO remainder for duplication/over-staffing of a single  
22 hearing, block-billing, administrative time, and travel billed at full rates. On this record, a steep  
23 reduction is warranted and any award should be tightly capped.

24  
25 Numbers at a glance (from Respondent's invoice and exhibits):

- 26 • Total billed: \$14,473.64  
27 • Minimum non-DVRO carve-outs to exclude now: \$2,237.64 (dissolution Response+UCCJEA;  
28 first-appearance fee; FL-150/paystub tasks; associated e-filings)

**OPPOSITION TO ATTORNEY'S FEES**

- DVRO baseline before reasonableness cuts:  $\approx \$12,236.00$
  - Reasonableness reductions requested: removal of duplicative staffing for the 10/15 hearing; strike/halve travel billed at full rates; strike clerical/admin time; apply a 25–40% haircut to block-billed entries.
  - Proposed cap (post-reductions): not to exceed \$4,000.

## **II. Legal Standard (Lodestar; Reasonableness)**

“The fee setting inquiry in California ordinarily begins with the ‘lodestar,’ i.e., the number of hours reasonably expended multiplied by the reasonable hourly rate.” PLCM Group, Inc. v. Drexler, 22 Cal.4th 1084, 1095 (2000). Courts consider the prevailing market rate and may adjust the lodestar for case-specific factors. See Serrano v. Priest, 20 Cal.3d 25, 48–49 (1977). The issue is the reasonable value of services, not the amount billed. Akins v. Enterprise Rent-A-Car Co., 79 Cal.App.4th 1127, 1134 (2000). See also Iverson v. Spang Indus., Inc., 45 Cal.App.3d 303, 312 (1975) (court assesses complexity, importance, skill, and time actually/necessarily consumed).

Under Family Code § 6344, the court (1) limits fees to DVRO work; (2) considers ability to pay; and (3) awards only reasonable, necessary fees.

### **III. Apportionment: Exclude Non-DVRO Work Now**

Respondent's invoice includes charges that are not compensable under § 6344, including:

1. Dissolution Response & UCCJEA drafting/filing;
  2. First-appearance fee in the dissolution;
  3. Financial disclosure work (FL-150, paystub review/organization); and
  4. Related e-filing/filing-service entries.

Those tasks are governed, if at all, by Family Code §§ 2030–2032 on a proper noticed motion with the required supporting forms (e.g., FL-319/FL-158). The court should exclude at least \$2,237.64 now and deny those items without prejudice to a separate § 2030/2032 request.

#### **IV. Duplicative/Over-Staffing for a Single Hearing**

The 10/15 DVRO hearing was staffed by three timekeepers (lead counsel, associate, and

## **OPPOSITION TO ATTORNEY'S FEES**

1 assistant) with overlapping travel, preparation, and “assist at hearing” entries. Courts routinely  
2 allow one timekeeper for a short, single-issue hearing and cut secondary personnel substantially.

3 The court should:

- 4 • Allow lead counsel’s reasonable appearance time;
- 5 • Disallow the assistant’s hearing time entirely; and
- 6 • Reduce the associate’s same-day time by  $\geq 75\%$  (or allow only a minimal prep slice if  
7 independently necessary).

## 8 **V. Block-Billing and Vague Entries — Percentage Haircut**

9 Block-billing is not per se improper, but where separation between compensable (DVRO) and  
10 non-compensable (dissolution) work is necessary, courts may apply a percentage reduction or  
11 disregard entries that prevent meaningful review. Jaramillo v. County of Orange, 200  
12 Cal.App.4th 811, 830 (2011); Heritage Pacific Financial, LLC v. Monroy, 215 Cal.App.4th 972,  
13 1010 (2013); Bell v. Vista Unified Sch. Dist., 82 Cal.App.4th 672, 689 (2001); Lunada  
14 Biomedical v. Nunez, 230 Cal.App.4th 459, 488 (2014).

15 Examples (from the invoice) include multi-hour blocks such as:

- 16 • “Revise Supplemental DVRO Declaration; prepare Exhibits” — 7.5 h (associate);
- 17 • “Draft chronology of history; preparation for DVRO hearing” — 5.0 h (associate).

18 A 25–40% haircut to those blocks is appropriate.

## 19 **VI. Administrative/Clerical Time and Travel at Full Rates**

20 Entries for e-filings, file updates, calendaring, and court service are clerical and should be struck  
21 or billed at a non-attorney rate. Travel billed at full attorney rates should be reduced by 50% or  
22 disallowed when duplicative with multiple staff traveling to the same appearance.

## 23 **VII. Ability to Pay**

24 Section 6344 requires consideration of the parties’ relative financial circumstances. Petitioner’s  
25 FL-150 and supporting exhibits show constrained cash flow and significant fixed obligations.  
26 That factor supports denying or substantially reducing any fee award (particularly after excluding  
27 non-DVRO work and applying the above reductions).

# **OPPOSITION TO ATTORNEY’S FEES**

1                   **SUPPLEMENTAL CLARIFICATION OF ACCOUNTS AND EVENT EXPENDITURES**

2                   **Counsel's Mischaracterizations of Accounts and Income**

3                   Counsel, through his client, makes demonstrably false assertions and substantial exaggerations  
4                   regarding my finances. The bank statements at issue are business records for The Foxx Law  
5                   Group, PLC, not personal income. That entity is being wound down; it has no active clients, no  
6                   ongoing revenue, and no residual going-concern value. Its website ([www.thefoxxfirm.com](http://www.thefoxxfirm.com)) has  
7                   been taken offline, and its Google and Yelp listings are marked “permanently closed.” The Foxx  
8                   Law Group, PLC continues to show ordinary wind-down expenses—e.g., payroll/contractor  
9                   costs, rent, utilities, insurance, software/subscriptions, bookkeeping/accounting, taxes/filing fees,  
10                  office supplies, postage/courier, and equipment depreciation—until its books and taxes are  
11                  finalized and the entity is closed.

12                  Respondent also knows I have been suspended from the practice of law and cannot rely on  
13                  attorney earnings. She further knows I do not own any Culver City property and do not receive  
14                  rent from such property, and that I do not own the Woodbury location; to the contrary, I pay rent  
15                  there (it was my former law-office space).

16                  **Insurance Reimbursements and Disaster-Response Activity**

17                  Counsel misidentifies several checks as “income” when, in fact, they are insurance  
18                  reimbursements from State Farm totaling \$62,527.73 for documented Eaton Fires losses (January  
19                  7, 2025), including fire and smoke damage remediation, roof and fence repair, pool rust damage,  
20                  spoiled food, and household-item losses. These were reimbursements for expenses I had already  
21                  advanced; they are not earnings or profit distributions. (See Exhibits A1: State Farm claim  
22                  summaries, contractor invoices/receipts, and corresponding bank statements tying each  
23                  reimbursement to the loss.)

24                  **Emergency Operations; 80+ Eaton Fire Events; In-Process Reconciliation**

25                  Respondent erroneously alleges checks issued to a corporation are income. The checks issued  
26                  from Perfected Claims to The Foxx Law Group are to host Eaton Fire Disaster related events.  
27                  Each check were issued on different days for different amounts, these events began in February

**OPPOSITION TO ATTORNEY'S FEES**

1 up until the current day.

2 In the wake of the fires, I helped produce, assisted, or developed from the ground up each of  
3 these events on an emergency basis. We operated as The Foxx Law Group, PLC dba The  
4 Altadena Coalition because there was no time to establish new banking and related  
5 administrative accounts; the legacy firm account served only as a fiscal conduit for program  
6 costs. Following more than 80 public events delivered on an emergency timetable, I had limited  
7 capacity to reconcile every expenditure contemporaneously. A full reconciliation is underway  
8 now. The checks shown in bank records span February through November; the dates shown are  
9 issuance dates of reimbursements or vendor payments and do not represent the entire period of  
10 work or program activity those checks cover. These transactions correspond to event and  
11 recovery program costs, not personal income. I will provide a supplemental reconciliation ledger  
12 mapping each check to its invoice(s), vendor, purpose, and program category upon completion of  
13 reconciliation.

14 **Event & Facilities Cost Detail (Categories for Exhibits) to build Altadena Resource Center**

15 A. Capital Equipment (one-time purchases; inventoried): sound system (powered speakers/PA,  
16 subs, monitors, amps, digital mixers, wired/wireless microphones, DI boxes, stands, cabling,  
17 road/rack cases), lighting/rigging (LED washes/spots, pars, DMX controllers, truss and crank  
18 stands, stage decks/risers, safety hardware), backline/DJ gear, power and distribution  
19 (generators, distro panels, cable ramps, heavy-gauge extensions, UPS), IT/AV (projectors,  
20 screens, cameras for livestream, capture cards, routers/APs, SD media, tripods/gimbals),  
21 storage/maintenance (cases, repair parts, consumables).

22 B. Venue, Rentals & Site Infrastructure: venue rentals (including Altadena Community Center),  
23 tables/chairs, pipe & drape, tents/canopies, staging, fencing/barricades, stanchions, signage  
24 stands, heaters/fans/misters, sandbags/ground cover/cable mats, golf carts/UTVs with fuel and  
25 delivery/pickup charges, temporary office/green room setup.

26 C. Public Safety, Compliance & Insurance: event general liability and additional insureds;  
27 security, overnight watch, bag checks; EMT/medical standby; fire extinguishers/PPE;

28 **OPPOSITION TO ATTORNEY'S FEES**

1 county/city/health/fire/building/sound permits and inspections; occupancy/load plans; ADA  
2 accommodations (ramps/rails, compliant seating, ASL interpreters, assistive listening); police  
3 detail/traffic control as required.

4 D. Staffing, Contractors & Professional Services: event producers, stage managers, audio  
5 engineers, lighting techs, site ops crew; graphic design/web/registration;  
6 photography/videography/livestream; accounting/bookkeeping; payroll service fees; legal/risk  
7 review; permit expeditors; translators/interpreters; outreach ambassadors; volunteer coordination.

8 E. Program Delivery & Outreach: printing (flyers, posters, programs, wayfinding/safety signage,  
9 vinyl banners, QR placards); digital outreach (social ads/boosts, email platforms,  
10 domains/hosting); registration platforms and merchant fees; youth activities materials; speaker  
11 honoraria and travel stipends; food & beverage for attendees/volunteers; community resource  
12 table costs (tent space, linen, utilities, power).

13 F. Operations, Sanitation & Waste: portable restrooms (including ADA units) and hand-washing  
14 stations; janitorial/cleaning; trash/recycling/green-waste hauling; back-of-house supplies (gaff  
15 tape, zip ties, batteries, gloves, first-aid restock, tool rentals).

16 G. Altadena Community Center – Remodel & Compliance Upgrades: electrical (additional  
17 circuits/outlets, panel work, dedicated AV power, emergency/exit lighting), ADA  
18 (ramps/railings, restroom clearances, signage), life-safety (illuminated exit signs, egress  
19 hardware, fire-safety updates), interior improvements (drywall/patch/paint, flooring repairs,  
20 acoustical panels, window films), HVAC service/filters, low-voltage/IT (network drops, cable  
21 management, router/AP mounting, secure equipment closet), permit/inspection fees, contractor  
22 invoices (electrical, carpentry, flooring, signage).

23 H. Transportation & Logistics: truck/van rentals, fuel, mileage, tolls/parking; courier/last-mile  
24 delivery; loading dock fees.

25 I. Ongoing Overhead (during wind-down/project period): rent for Woodbury community  
26 workspace, utilities/internet/insurance, software/subscriptions (Adobe/Office/storage/project  
27 management), bank service charges and payment-processor fees tied to registrations.

## OPPOSITION TO ATTORNEY'S FEES

1           **VIII. Requested Relief**

2 Petitioner respectfully requests that the Court:

- 3     1. Exclude non-DVRO charges now (minimum \$2,237.64 for dissolution/UCCJEA, first-  
4 appearance fee, FL-150/paystub tasks, and related e-filings);  
5     2. On the DVRO remainder ( $\approx$  \$12,236.00), apply reductions for duplication/over-staffing,  
6 block-billing, clerical/admin time, and travel, resulting in a cap not to exceed \$4,000; and  
7     3. Enter the proposed order below.

8           **IX. Supplemental Opposition to Amended Fee Request (Post-Termination / Fee-Collection  
9           Billing)**

10          **Summary.** After being terminated on October 15, Respondent's counsel filed a new fee request  
11 that is largely billing to collect fees (e.g., lis pendens paperwork, §271 notices, fee-motion work,  
12 internal "update file," and mail/e-file charges). Those entries are not DVRO work, are  
13 post-termination, and are not compensable under Family Code § 6344. They must be excluded.

14 Petitioner incorporates the original opposition's apportionment, block-billing reductions,  
15 administrative/clerical carve-outs, and cap request, and supplements as follows:

16          **I. § 6344 Allows Only DVRO-Related Fees — Not Fee-Collection or Dissolution Work**

17          Section 6344 authorizes reasonable DVRO-related fees, considering ability to pay. It does not  
18 authorize: (a) post-termination time; (b) fee-collection work (draft/serve §271 notices,  
19 fee-motion papers, "update file" entries); (c) dissolution/financial tasks (FL-150/I&E, dissolution  
20 discovery, first-appearance fees, lis pendens); or (d) clerical/admin and travel at full rates. The  
21 Court should limit any award to pre-October 15 DVRO time and then apply the reductions  
22 shown in Petitioner's original opposition.

23          **II. Post-Termination Entries (10/17–11/06) Are Fee-Collection or Non-DVRO and Must Be**

24          **Stricken** Respondent's own invoices show that, after October 15, time was spent on collecting  
25 fees and non-DVRO tasks (lis pendens, §271 notice, dissolution discovery/financials, memo re  
26 Borson, admin/e-filing). Examples include entries on: 10/17 (discovery/I&E), 10/20 (deeds  
27 review; draft Notice of Lis Pendens), 10/23 (draft §271 sanctions notice; finalize lis pendens),  
28

**OPPOSITION TO ATTORNEY'S FEES**

1 10/24–10/28 (I&E revisions; admin; emails), 10/31–11/04 (update file/admin), and 11/05–11/06  
2 (amended lis pendens; declaration/memo re Borson, e-file/service). These are categorically  
3 non-DVRO and post-discharge and must be excluded in full.

4 **III. Even Pre-10/15 DVRO Time Requires Reductions Already Briefed** For any pre-10/15  
5 DVRO-related remainder, the Court should apply the cuts shown in Petitioner’s original  
6 opposition: duplicate staffing at the DVRO hearing; block-billing haircuts (25–40%) where  
7 DVRO and non-DVRO work are commingled; clerical/admin tasks struck or billed at  
8 non-attorney rates; and travel at full attorney rate reduced by 50% or more.

9 **IV. Ability to Pay** Petitioner’s FL-150 and declaration (insurance reimbursements; firm  
10 wind-down; no attorney income) demonstrate constrained cash flow, supporting denial or sharp  
11 limitation of any award after the exclusions above.

12 **Requested Relief** Petitioner respectfully requests that the Court: (1) Exclude all entries dated  
13 after October 15 as post-termination and/or fee-collection work (including lis pendens, §271  
14 notices, Borson-related drafting, and associated admin/e-file/postage); (2) Exclude  
15 dissolution/financial-disclosure work (Response/UCCJEA, first-appearance fees, FL-150/I&E,  
16 discovery) and all clerical/admin time and travel at full rates; and (3) On any pre-10/15 DVRO  
17 remainder, apply reductions for duplicate staffing and block-billing (25–40% haircut) and enter a  
18 tight cap (e.g., not to exceed \$4,000).

19

20 **Exhibit Call-Outs (Billing Entries to be Excluded)**

- 21 • 10/17 — dissolution discovery/I&E preparation and revisions; not DVRO.  
22 • 10/20 — deeds review; draft Notice of Lis Pendens; not DVRO.  
23 • 10/23 — draft §271 sanctions notice; finalize lis pendens; fee-collection posture.  
24 • 10/24–10/28 — I&E, admin/“update file,” emails; not DVRO.  
25 • 10/31–11/04 — “update file” entries preparing for 11/19; administrative.  
26 • 11/05–11/06 — amended lis pendens; declaration/memo re Borson; pure fee-collection.

27

28 **OPPOSITION TO ATTORNEY’S FEES**

1           **DECLARATION OF FAHED “FREDDY” SAYEGH IN SUPPORT OF OPPOSITION TO**  
2           **RESPONDENT’S REQUEST FOR ATTORNEY’S FEES (Fam. Code § 6344)**

3           I, Fahed “Freddy” Sayegh, declare:

4           Identity & Competence. I am the Petitioner in this action. I have personal knowledge of the facts  
5           set forth herein and could and would testify competently to them if called as a witness.

6           Law Practice Status / Firm Wind-Down. I was suspended from the practice of law on February  
7           14, 2025. My former entity, The Foxx Law Group, PLC (FLG), is being wound down. FLG has  
8           no active clients, no ongoing revenue, and no going-concern value. The public-facing website  
9           has been taken offline and the Google/Yelp pages state “permanently closed.” FLG continues to  
10          incur ordinary wind-down expenses (rent, utilities, payroll/contractors, insurance,  
11          software/subscriptions, bookkeeping/accounting, filing fees, office supplies, postage/courier, and  
12          equipment depreciation) until its books and taxes are finalized and the entity is closed.

13          Accounts Are Business, Not Personal Income. The bank statements identified by Respondent are  
14          business records of FLG, not my personal income. During the wind-down period and the  
15          emergency response described below, the FLG account functioned solely as a fiscal conduit to  
16          receive reimbursements and pay project expenses when it was not feasible to open new banking  
17          immediately.

19          No Rental Income / Property Ownership. I do not own any property in Culver City and do not  
20          receive rent from any such property. I also do not own the Woodbury location; I pay rent there (it  
21          served as my former law-office/community workspace).

22          Eaton Fires & Emergency Operations. On January 7, 2025, the Eaton Fires struck  
23          Altadena/Pasadena. From that time through the present, I helped produce, assisted, or developed  
24          from the ground up more than 80 public events and community-response programs on an  
25          emergency basis, operating as The Foxx Law Group, PLC dba The Altadena Coalition due to the  
26          urgent need to act before new banking and back-office systems could be established.

27          Insurance Reimbursements (Not Income). Checks counsel labels as “income” are insurance  
28

**OPPOSITION TO ATTORNEY’S FEES**

1 reimbursements from State Farm totaling \$62,527.73 for documented fire/smoke losses from the  
2 Eaton Fires, including remediation, roof and fence repair, pool rust damage, spoiled food, and  
3 household-item losses. I had already advanced these costs; the deposits are reimbursements, not  
4 earnings or profit distributions. True and correct copies of State Farm claim summaries,  
5 contractor invoices/receipts, and corresponding bank statement entries (tying each  
6 reimbursement to the loss) are attached as Exhibits A-1)

7 Event & Facility Expenditures (Program Costs, Not Income). Deposits and disbursements in the  
8 period after the fires correspond to restricted program budgets for community events and  
9 recovery efforts, including: (a) capital equipment (professional sound system, lighting, truss,  
10 staging, AV/IT, storage cases); (b) venue/rentals/site infrastructure (including Altadena  
11 Community Center), tents, staging, fencing, signage stands, cable mats, heaters/fans,  
12 carts/UTVs; (c) public safety/compliance/insurance (GL, security, EMT, permits/inspections,  
13 ADA/ASL); (d) staffing/contractors (producers, engineers/techs, site ops,  
14 graphics/web/registration, photo/video/livestream, accounting, permit expeditors, translators,  
15 outreach); (e) program delivery/outreach (printing/signage, digital ads, email platforms,  
16 domains/hosting, merchant/registration fees, youth materials, speaker honoraria, food &  
17 beverage); (f) operations/sanitation/waste (portable restrooms incl. ADA units, hand-wash  
18 stations, janitorial, trash/recycling/green-waste hauling, back-of-house supplies); (g)  
19 transportation/logistics (truck/van rentals, fuel, mileage, tolls/parking; courier/last-mile, dock  
20 fees); and (h) ongoing overhead during wind-down (Woodbury rent, utilities, internet, insurance;  
21 software/subscriptions; processor/bank fees linked to registrations).

22 Altadena Community Center – Remodel & Code Compliance. To safely host workshops and  
23 town halls, funds were also used for remodel and compliance upgrades at the Altadena  
24 Community Center, including electrical (added circuits/outlets, panel work, dedicated AV power,  
25 emergency/exit lighting), ADA (ramps/railings, restroom clearances, signage), life-safety  
26 (illuminated exit signs, egress hardware, fire-safety updates), interior improvements  
27 (drywall/patch/paint, flooring repairs, acoustical treatment), HVAC servicing/filters, low-

## OPPOSITION TO ATTORNEY'S FEES

1 voltage/IT drops and cable management, and related permit/inspection fees. Contractor/vendor  
2 invoices and matching bank entries are attached in the D-series exhibits below.

3 Reconciliation In Progress. Because these programs were delivered under emergency disaster-  
4 response conditions, there was limited capacity to reconcile every expenditure in real time. We  
5 are actively reconciling now. The checks reflected in bank records span February through  
6 November; the dates shown are issuance dates of reimbursements or vendor payments and do not  
7 represent the full period of work or program activity covered. I will provide a supplemental  
8 reconciliation ledger mapping each check to its underlying invoice(s), vendor, purpose, and  
9 program category upon completion of reconciliation.

10 Business-Records Foundation. The attached exhibits are kept in the ordinary course of business  
11 by me and/or FLG. It is the regular practice to make and maintain such records at or near the  
12 time of the acts or transactions recorded. (Evid. Code § 1271.)

13 Ability to Pay (Context). My FL-150 reflects constrained cash flow and significant fixed  
14 obligations. In light of the wind-down of my practice, lack of attorney income, and the non-  
15 income nature of the deposits referenced above, I respectfully submit that Respondent's fee  
16 request should be confined to DVRO-related work and otherwise substantially reduced.

17  
18 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
19 true and correct.

20 Executed on \_\_\_\_\_ 7<sup>th</sup> of November \_\_\_\_\_, 2025, at San Antonio Texas

21 /Fahed Sayegh/

22 Fahed "Freddy" Sayegh, Declarant

23

24

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28

## OPPOSITION TO ATTORNEY'S FEES

# **EXHIBIT A**

**Sayegh Status Letter (Exact PDF Attached)**  
*Submitted in original PDF format to preserve layout.*

*Providing Insurance and Financial Services  
Home Office, Bloomington, IL*



October 18, 2025

FAHED SAYEGH  
FAHEDA SAYEGH  
1226 SONOMA DR,  
ALTADENA, CA, 91001-3152

State Farm Insurance Companies  
Fire Claims  
PO BOX 106169  
Atlanta, GA 30348-6169  
Fax 844 236 3646

RE: Claim Number: 75-79F4-04C  
Policy Number: 71-BW-U158-3  
Location of Insured  
Property: 1226 SONOMA DR, ALTADENA, CA, 91001-3152  
Date of Loss: January 7, 2025  
Type of Policy: Homeowners Policy HW-2105

Dear Fahed Sayegh and Faheda Sayegh:

Please allow this letter to provide you an update on your loss. I hope you find this information useful as we work together to bring this matter to a conclusion.

## **SUMMARY OF CLAIM STATUS**

### **Coverage A – Dwelling/Coverage A – Other Structures**

Your Coverage A – Dwelling policy limit is \$391,638.00 and Coverage A – Other Structures policy limit is \$39,164.00.

To date, we have provided you a claim payment of \$62,527.73 based on the replacement cost value of the damaged property.

If, before or during the period of repairs, you become aware that the actual cost to repair, rebuild, or replace your damaged property exceeds the cost estimated, please contact us immediately so that we may review any possible additional coverage for your loss.

### **Coverage B – Personal Property**

Your Coverage B – Personal Property policy limit is \$293,728.00.

You have received an advance of \$19,173.60 towards your Coverage B-Personal Property loss.

#### **Coverage C – Loss of Use (Additional Living Expense)**

## **OPPOSITION TO ATTORNEY'S FEES**

1  
2 75-79F4-04C  
3 Page 2  
4 October 18, 2025

5  
6 The most **we** will pay for the sum of all losses combined under **Additional Living Expense**,  
7 **Fair Rental Value**, and **Prohibited Use** is the limit of liability shown in the **Declarations** for  
8 **Coverage C – Loss of Use**.

9 Your Coverage C - Loss of Use limit is \$117,491.00. To date, we have paid \$85,086.15 for  
10 incurred Additional Living Expenses.

11 In order to continue to address this portion of your loss, please forward any incurred Additional  
12 Living Expenses which have not been provided for our review and consideration.

13 Your policy states as follows:

14 **COVERAGE C – LOSS OF USE**

15 The most **we** will pay for the sum of all losses combined under **Additional Living  
Expense**, **Fair Rental Value**, and **Prohibited Use** is the limit of liability shown in the  
16 **Declarations** for **Coverage C – Loss of Use**.

- 17 1. **Additional Living Expense.** When a **loss insured** causes the **residence premises**  
18 to become uninhabitable, **we** will pay the reasonable and necessary increase in cost  
19 incurred by an **insured** to maintain their normal standard of living for up to 24 months.  
**Our** payment is limited to incurred costs for the shortest of:  
a. the time required to repair or replace the premises;  
b. the time required for **your** household to settle elsewhere; or  
c. 24 months.

This period of time is not limited by the expiration of this policy.

In the event a **loss insured** arising from a state of emergency, as defined in Section  
8558 of the Government Code, causes the **residence premises** to become  
uninhabitable, **we** may grant an extension of up to 12 additional months, for a total of  
36 months, if **you**, acting in good faith and with reasonable diligence, encounter a  
delay or delays in the reconstruction process that are the result of circumstances  
beyond **your** control. Circumstances beyond **your** control include, but are not limited  
to:

- a. unavoidable construction permit delays;  
b. lack of necessary construction materials; or  
c. lack of available contractors to perform the necessary work.

**We** will not pay more than the limit of liability shown in the **Declarations** for  
**Coverage C – Loss of Use**. Any normal expenses that are reduced or discontinued  
due to a **loss insured** will be subtracted from any amount owed.

This Company does not intend by this letter to waive any policy defenses in addition to those  
stated above and reserves its right to assert such additional policy defenses at any time.

If you have questions or need further assistance, please contact me at 866-787-8676, ext. 9619.

## OPPOSITION TO ATTORNEY'S FEES

State Farm General Insurance Company

1 Take advantage of our self-service options  
2 Go to [statefarm.com](http://statefarm.com)® to easily review claim status, update communication and claim payment  
3 preferences, and many other insurance services.  
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## OPPOSITION TO ATTORNEY'S FEES

## PROOF OF SERVICE

I am over the age of 18 and not a party to this action. My business address is 409 East Woodbury Road, Altadena, CA 91001. On 11-08-2025, I served the foregoing OPPOSITION TO ATTORNEYS FEES

Attorney for Petitioner  
Kirk A. Kolodji, Esq.  
Kolodji Family Law, PC  
35 N. Lake Ave., Ste. 710, Pasadena, CA 91101  
Tel: (310) 691-9671 • Email: [kirk@kolodjifamilylaw.com](mailto:kirk@kolodjifamilylaw.com)

X By Electronic Service (CRC 2.251). Based on a written agreement to accept service electronically, I caused the document to be served at the email address listed above.

—OR—

By Mail. I deposited the document in the mail at Altadena, California, with postage fully prepaid, addressed as above.

**—OR—**

By Personal Service. I personally delivered the document to the address above.

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

Samara Arkel

## San Antonio Texas

1 FAHED FREDDY SAYEGH  
2 407 E. Woodbury Rd.  
3 Altadena, California 91001  
4 Telephone: (310) 877-5033  
5 freddy@thefoxxfirm.com

6 IN PRO PER  
7

8  
9 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
10 COUNTY OF LOS ANGELES

11 FAHED SAYEGH  
12 Petitioner,

13 v.  
14

15 NUHA SAYEGH,  
16 Respondent.

17 CASE NO: 25PDFL01441  
18 (r/w 25PDRO01260 (related dv matter)  
19 (r/w 25PDFL01460 (related dv matter)

20 [PROPOSED] ORDER

21 Having read and considered Petitioner's Opposition to Respondent's Request for Attorney's Fees  
22 under Family Code section 6344, the supporting declaration and exhibits, and good cause  
23 appearing, IT IS ORDERED:

24 A. Threshold Rulings

- 25  Respondent's request for attorney's fees under Family Code section 6344, including any  
26 amended request, is GRANTED IN PART and DENIED IN PART.  
27  
 Findings (as applicable):  
28 a. The following categories are outside section 6344 because they are not reasonably  
related to obtaining or defending DVRO relief: dissolution/UCCJEA response work;  
first-appearance fees; financial-disclosure tasks (including FL-150, paystub review, and  
dissolution discovery); lis pendens; Family Code section 271 sanctions efforts; Borson-  
related tasks; administrative/clerical; e-filing/service/postage; travel billed at full attorney

1 rate.

2 b. Post-termination entries dated after [October 15, 2025] are fee-collection or non-  
3 DVRO and therefore non-compensable under section 6344.

4 c. Portions of any remaining time are duplicative, block-billed or vague,  
5 administrative/clerical, or travel at full rate, and subject to reduction.

6 d. Ability to pay: Having considered Petitioner's filings (including FL-150), the Court  
7 finds limited ability to pay and adjusts any award accordingly.

8 e. Alternative finding: To the extent any non-DVRO entries might arguably be  
9 compensable, they are alternatively disallowed under reasonableness and apportionment  
10 principles.

11   □ B. Exclusions and Reductions

12   □ Categorical Exclusions. The Court EXCLUDES the following from any section 6344  
13 award:

14 a. All entries dated after [October 15, 2025] as post-termination fee-collection/non-  
15 DVRO (including lis pendens, § 271 notices/efforts, Borson tasks, and associated  
16 admin/e-filing/postage).

17 b. Non-DVRO dissolution/financial-disclosure work (Response/UCCJEA, first-  
18 appearance fees, FL-150/I&E, dissolution discovery, property/lien/lis pendens), and all  
19 administrative/clerical time and postage/e-filing/service costs.

20 c. Travel billed at the attorney's full rate (allowable at [\_\_]% of rate or [flat \$\_\_/hr] if any  
21 is allowed).

22   □ Reasonableness Reductions on DVRO-Related Remainder. On time reasonably related to  
23 DVRO relief, the Court applies:

24 a. Duplicate staffing reduction of [\_\_]% (or line-item disallowance);

25 b. Block-billed or vague entries haircut of [25–40]% = [\_\_]%;

26 c. Administrative/clerical tasks disallowed or reduced to [paralegal \$\_\_/hr];

27 d. Excessive travel reduced to [\_\_]% of billed rate.

- 1       Hourly Rates (if needed). Reasonable DVRO lodestar rates are set as follows: [\$\_\_/hr  
2           attorney], [\$\_\_/hr associate], [\$\_\_/hr paralegal]; any higher claimed rates are reduced to  
3           these figures.
- 4       C. Award, Caps, and Alternatives
- 5       Primary Cap. The total award under section 6344 shall not exceed \$4,000, inclusive of  
6           any costs allowed herein.
- 7       Alternative Caps (at the Court's discretion):  
8           a. Alt-A: Cap at \$[3,000].  
9           b. Alt-B: Cap at \$[5,000], conditioned on (i) removal of all non-DVRO entries and (ii)  
10           documented apportionment within [7] days.  
11           c. Alt-C: No award at this time; see ¶ 9 (continuance/meet-and-confer).
- 12       Costs. Each side bears its own costs not expressly awarded herein.
- 13       D. Procedural / Compliance Directions
- 14       Continuance / Meet-and-Confer Option (if the Court desires further cleanup):  
15           a. Respondent shall file and serve a reconciled billing statement removing excluded  
16           categories and clearly apportioning DVRO vs. non-DVRO within [10 court days].  
17           b. Parties shall meet and confer within [5 court days] thereafter to narrow disputes.  
18           c. A short status/fee hearing on any limited remainder is set for [date/time/Dept]; any  
19           reply limited to [5] pages due [\_\_] court days before.
- 20       2030–2032 Path (without prejudice). Any request for fees outside section 6344 (e.g.,  
21           dissolution or financial issues) shall be brought, if at all, under Family Code sections  
22           2030–2032 with required forms and proper notice.
- 23       Sealing/Redaction (as needed). Parties shall redact PII and may apply to seal any  
24           sensitive billing entries for good cause.
- 25
- 26
- 27
- 28

1        Reservation of Jurisdiction. The Court reserves jurisdiction to adjust the award to  
2                  conform to these findings upon submission of any corrected billing or further order.

3

4 IT IS SO ORDERED. Dated: \_\_\_\_\_, 2025

5 Hon. Joel F. Lofton \_\_\_\_\_

6 JUDGE OF THE SUPERIOR COURT – DEPT L - NORTHEAST

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23 under Family Code section 6344, the supporting declaration and exhibits, and good cause  
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25 A. Threshold Rulings  
26

27  Respondent's request for attorney's fees under Family Code section 6344, including any  
28 amended request, is GRANTED IN PART and DENIED IN PART.

29  Findings (as applicable):  
30

31 a. The following categories are outside section 6344 because they are not reasonably  
32 related to obtaining or defending DVRO relief: dissolution/UCCJEA response work;  
33 first-appearance fees; financial-disclosure tasks (including FL-150, paystub review, and  
34 dissolution discovery); lis pendens; Family Code section 271 sanctions efforts; Borson-  
35 related tasks; administrative/clerical; e-filing/service/postage; travel billed at full attorney  
36 fees; and other legal expenses related to the defense of the DVRO.  
37

1 rate.

2 b. Post-termination entries dated after [October 15, 2025] are fee-collection or non-  
3 DVRO and therefore non-compensable under section 6344.

4 c. Portions of any remaining time are duplicative, block-billed or vague,  
5 administrative/clerical, or travel at full rate, and subject to reduction.

6 d. Ability to pay: Having considered Petitioner's filings (including FL-150), the Court  
7 finds limited ability to pay and adjusts any award accordingly.

8 e. Alternative finding: To the extent any non-DVRO entries might arguably be  
9 compensable, they are alternatively disallowed under reasonableness and apportionment  
10 principles.

11   □ B. Exclusions and Reductions

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16 admin/e-filing/postage).

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18 appearance fees, FL-150/I&E, dissolution discovery, property/lien/lis pendens), and all  
19 administrative/clerical time and postage/e-filing/service costs.

20 c. Travel billed at the attorney's full rate (allowable at [\_\_]% of rate or [flat \$\_\_/hr] if any  
21 is allowed).

22   □ Reasonableness Reductions on DVRO-Related Remainder. On time reasonably related to  
23 DVRO relief, the Court applies:

24 a. Duplicate staffing reduction of [\_\_]% (or line-item disallowance);

25 b. Block-billed or vague entries haircut of [25–40]% = [\_\_]%;

26 c. Administrative/clerical tasks disallowed or reduced to [paralegal \$\_\_/hr];

27 d. Excessive travel reduced to [\_\_]% of billed rate.

- 1       Hourly Rates (if needed). Reasonable DVRO lodestar rates are set as follows: [\$\_\_/hr  
2           attorney], [\$\_\_/hr associate], [\$\_\_/hr paralegal]; any higher claimed rates are reduced to  
3           these figures.
- 4       C. Award, Caps, and Alternatives
- 5       Primary Cap. The total award under section 6344 shall not exceed \$4,000, inclusive of  
6           any costs allowed herein.
- 7       Alternative Caps (at the Court's discretion):  
8           a. Alt-A: Cap at \$[3,000].  
9           b. Alt-B: Cap at \$[5,000], conditioned on (i) removal of all non-DVRO entries and (ii)  
10           documented apportionment within [7] days.  
11           c. Alt-C: No award at this time; see ¶ 9 (continuance/meet-and-confer).
- 12       Costs. Each side bears its own costs not expressly awarded herein.
- 13       D. Procedural / Compliance Directions
- 14       Continuance / Meet-and-Confer Option (if the Court desires further cleanup):  
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16           categories and clearly apportioning DVRO vs. non-DVRO within [10 court days].  
17           b. Parties shall meet and confer within [5 court days] thereafter to narrow disputes.  
18           c. A short status/fee hearing on any limited remainder is set for [date/time/Dept]; any  
19           reply limited to [5] pages due [\_\_] court days before.
- 20       2030–2032 Path (without prejudice). Any request for fees outside section 6344 (e.g.,  
21           dissolution or financial issues) shall be brought, if at all, under Family Code sections  
22           2030–2032 with required forms and proper notice.
- 23       Sealing/Redaction (as needed). Parties shall redact PII and may apply to seal any  
24           sensitive billing entries for good cause.
- 25
- 26
- 27
- 28

1        Reservation of Jurisdiction. The Court reserves jurisdiction to adjust the award to  
2                  conform to these findings upon submission of any corrected billing or further order.  
3

4 IT IS SO ORDERED. Dated: \_\_\_\_\_, 2025

5 Hon. Joel F. Lofton \_\_\_\_\_

6 JUDGE OF THE SUPERIOR COURT – DEPT L - NORTHEAST

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1 FAHED FREDDY SAYEGH  
2 407 E. Woodbury Rd.  
3 Altadena, California 91001  
4 Telephone: (310) 877-5033  
5 freddy@thefoxxfirm.com

6 IN PRO PER  
7

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9  
10 COUNTY OF LOS ANGELES

11 FAHED SAYEGH  
12  
13 Petitioner,

14 v.

15 NUHA SAYEGH,  
16  
17 Respondent.

18 CASE NO: 25PDFL01441  
19 (r/w 25PDRO01246 (related dv matter)  
20 (r/w 25PDFL01460 (related dv matter)

21 **PETITIONER'S OPPOSITION TO  
22 RESPONDENTS'S REQUEST FOR  
23 ATTORNEY'S FEES (Fam. Code § 6344);  
24 MEMORANDUM OF POINTS &  
25 AUTHORITIES; DECLARATION OF  
26 FAHED "FREDDY" SAYEGH;  
27 [PROPOSED] ORDER**

28 **I. Introduction**

19 Respondent seeks fees under Family Code § 6344 using a single invoice that mixes DVRO tasks  
20 with dissolution/financial-disclosure work. Section 6344 authorizes only reasonable DVRO-  
21 related fees and requires the court to consider ability to pay. The court should (1) exclude non-  
22 DVRO entries (e.g., dissolution response/UCCJEA, first-appearance fee, FL-150 work and  
23 related e-filings); and (2) reduce the DVRO remainder for duplication/over-staffing of a single  
24 hearing, block-billing, administrative time, and travel billed at full rates. On this record, a steep  
25 reduction is warranted and any award should be tightly capped.

26 Numbers at a glance (from Respondent's invoice and exhibits):

- 27
- 28 • Total billed: \$14,473.64
  - Minimum non-DVRO carve-outs to exclude now: \$2,237.64 (dissolution Response+UCCJEA;  
first-appearance fee; FL-150/paystub tasks; associated e-filings)

**OPPOSITION TO ATTORNEY'S FEES**

- DVRO baseline before reasonableness cuts:  $\approx \$12,236.00$
  - Reasonableness reductions requested: removal of duplicative staffing for the 10/15 hearing; strike/halve travel billed at full rates; strike clerical/admin time; apply a 25–40% haircut to block-billed entries.
  - Proposed cap (post-reductions): not to exceed \$4,000.

## **II. Legal Standard (Lodestar; Reasonableness)**

“The fee setting inquiry in California ordinarily begins with the ‘lodestar,’ i.e., the number of hours reasonably expended multiplied by the reasonable hourly rate.” PLCM Group, Inc. v. Drexler, 22 Cal.4th 1084, 1095 (2000). Courts consider the prevailing market rate and may adjust the lodestar for case-specific factors. See Serrano v. Priest, 20 Cal.3d 25, 48–49 (1977). The issue is the reasonable value of services, not the amount billed. Akins v. Enterprise Rent-A-Car Co., 79 Cal.App.4th 1127, 1134 (2000). See also Iverson v. Spang Indus., Inc., 45 Cal.App.3d 303, 312 (1975) (court assesses complexity, importance, skill, and time actually/necessarily consumed).

Under Family Code § 6344, the court (1) limits fees to DVRO work; (2) considers ability to pay; and (3) awards only reasonable, necessary fees.

### **III. Apportionment: Exclude Non-DVRO Work Now**

Respondent's invoice includes charges that are not compensable under § 6344, including:

1. Dissolution Response & UCCJEA drafting/filing;
  2. First-appearance fee in the dissolution;
  3. Financial disclosure work (FL-150, paystub review/organization); and
  4. Related e-filing/filing-service entries.

Those tasks are governed, if at all, by Family Code §§ 2030–2032 on a proper noticed motion with the required supporting forms (e.g., FL-319/FL-158). The court should exclude at least \$2,237.64 now and deny those items without prejudice to a separate § 2030/2032 request.

#### **IV. Duplicative/Over-Staffing for a Single Hearing**

The 10/15 DVRO hearing was staffed by three timekeepers (lead counsel, associate, and

## OPPOSITION TO ATTORNEY'S FEES

1 assistant) with overlapping travel, preparation, and “assist at hearing” entries. Courts routinely  
2 allow one timekeeper for a short, single-issue hearing and cut secondary personnel substantially.

3 The court should:

- 4 • Allow lead counsel’s reasonable appearance time;
- 5 • Disallow the assistant’s hearing time entirely; and
- 6 • Reduce the associate’s same-day time by  $\geq 75\%$  (or allow only a minimal prep slice if  
7 independently necessary).

## 8 **V. Block-Billing and Vague Entries — Percentage Haircut**

9 Block-billing is not per se improper, but where separation between compensable (DVRO) and  
10 non-compensable (dissolution) work is necessary, courts may apply a percentage reduction or  
11 disregard entries that prevent meaningful review. Jaramillo v. County of Orange, 200  
12 Cal.App.4th 811, 830 (2011); Heritage Pacific Financial, LLC v. Monroy, 215 Cal.App.4th 972,  
13 1010 (2013); Bell v. Vista Unified Sch. Dist., 82 Cal.App.4th 672, 689 (2001); Lunada  
14 Biomedical v. Nunez, 230 Cal.App.4th 459, 488 (2014).

15 Examples (from the invoice) include multi-hour blocks such as:

- 16 • “Revise Supplemental DVRO Declaration; prepare Exhibits” — 7.5 h (associate);
- 17 • “Draft chronology of history; preparation for DVRO hearing” — 5.0 h (associate).

18 A 25–40% haircut to those blocks is appropriate.

## 19 **VI. Administrative/Clerical Time and Travel at Full Rates**

20 Entries for e-filings, file updates, calendaring, and court service are clerical and should be struck  
21 or billed at a non-attorney rate. Travel billed at full attorney rates should be reduced by 50% or  
22 disallowed when duplicative with multiple staff traveling to the same appearance.

## 24 **VII. Ability to Pay**

25 Section 6344 requires consideration of the parties’ relative financial circumstances. Petitioner’s  
26 FL-150 and supporting exhibits show constrained cash flow and significant fixed obligations.  
27 That factor supports denying or substantially reducing any fee award (particularly after excluding  
28 non-DVRO work and applying the above reductions).

# **OPPOSITION TO ATTORNEY’S FEES**

1                   **SUPPLEMENTAL CLARIFICATION OF ACCOUNTS AND EVENT EXPENDITURES**

2                   **Counsel's Mischaracterizations of Accounts and Income**

3                   Counsel, through his client, makes demonstrably false assertions and substantial exaggerations  
4                   regarding my finances. The bank statements at issue are business records for The Foxx Law  
5                   Group, PLC, not personal income. That entity is being wound down; it has no active clients, no  
6                   ongoing revenue, and no residual going-concern value. Its website ([www.thefoxxfirm.com](http://www.thefoxxfirm.com)) has  
7                   been taken offline, and its Google and Yelp listings are marked “permanently closed.” The Foxx  
8                   Law Group, PLC continues to show ordinary wind-down expenses—e.g., payroll/contractor  
9                   costs, rent, utilities, insurance, software/subscriptions, bookkeeping/accounting, taxes/filing fees,  
10                  office supplies, postage/courier, and equipment depreciation—until its books and taxes are  
11                  finalized and the entity is closed.

12                  Respondent also knows I have been suspended from the practice of law and cannot rely on  
13                  attorney earnings. She further knows I do not own any Culver City property and do not receive  
14                  rent from such property, and that I do not own the Woodbury location; to the contrary, I pay rent  
15                  there (it was my former law-office space).

16                  **Insurance Reimbursements and Disaster-Response Activity**

17                  Counsel misidentifies several checks as “income” when, in fact, they are insurance  
18                  reimbursements from State Farm totaling \$62,527.73 for documented Eaton Fires losses (January  
19                  7, 2025), including fire and smoke damage remediation, roof and fence repair, pool rust damage,  
20                  spoiled food, and household-item losses. These were reimbursements for expenses I had already  
21                  advanced; they are not earnings or profit distributions. (See Exhibits A1: State Farm claim  
22                  summaries, contractor invoices/receipts, and corresponding bank statements tying each  
23                  reimbursement to the loss.)

24                  **Emergency Operations; 80+ Eaton Fire Events; In-Process Reconciliation**

25                  Respondent erroneously alleges checks issued to a corporation are income. The checks issued  
26                  from Perfected Claims to The Foxx Law Group are to host Eaton Fire Disaster related events.  
27                  Each check were issued on different days for different amounts, these events began in February

**OPPOSITION TO ATTORNEY'S FEES**

1 up until the current day.

2 In the wake of the fires, I helped produce, assisted, or developed from the ground up each of  
3 these events on an emergency basis. We operated as The Foxx Law Group, PLC dba The  
4 Altadena Coalition because there was no time to establish new banking and related  
5 administrative accounts; the legacy firm account served only as a fiscal conduit for program  
6 costs. Following more than 80 public events delivered on an emergency timetable, I had limited  
7 capacity to reconcile every expenditure contemporaneously. A full reconciliation is underway  
8 now. The checks shown in bank records span February through November; the dates shown are  
9 issuance dates of reimbursements or vendor payments and do not represent the entire period of  
10 work or program activity those checks cover. These transactions correspond to event and  
11 recovery program costs, not personal income. I will provide a supplemental reconciliation ledger  
12 mapping each check to its invoice(s), vendor, purpose, and program category upon completion of  
13 reconciliation.

14 **Event & Facilities Cost Detail (Categories for Exhibits) to build Altadena Resource Center**

15 A. Capital Equipment (one-time purchases; inventoried): sound system (powered speakers/PA,  
16 subs, monitors, amps, digital mixers, wired/wireless microphones, DI boxes, stands, cabling,  
17 road/rack cases), lighting/rigging (LED washes/spots, pars, DMX controllers, truss and crank  
18 stands, stage decks/risers, safety hardware), backline/DJ gear, power and distribution  
19 (generators, distro panels, cable ramps, heavy-gauge extensions, UPS), IT/AV (projectors,  
20 screens, cameras for livestream, capture cards, routers/APs, SD media, tripods/gimbals),  
21 storage/maintenance (cases, repair parts, consumables).

22 B. Venue, Rentals & Site Infrastructure: venue rentals (including Altadena Community Center),  
23 tables/chairs, pipe & drape, tents/canopies, staging, fencing/barricades, stanchions, signage  
24 stands, heaters/fans/misters, sandbags/ground cover/cable mats, golf carts/UTVs with fuel and  
25 delivery/pickup charges, temporary office/green room setup.

26 C. Public Safety, Compliance & Insurance: event general liability and additional insureds;  
27 security, overnight watch, bag checks; EMT/medical standby; fire extinguishers/PPE;

28 **OPPOSITION TO ATTORNEY'S FEES**

1 county/city/health/fire/building/sound permits and inspections; occupancy/load plans; ADA  
2 accommodations (ramps/rails, compliant seating, ASL interpreters, assistive listening); police  
3 detail/traffic control as required.

4 D. Staffing, Contractors & Professional Services: event producers, stage managers, audio  
5 engineers, lighting techs, site ops crew; graphic design/web/registration;  
6 photography/videography/livestream; accounting/bookkeeping; payroll service fees; legal/risk  
7 review; permit expeditors; translators/interpreters; outreach ambassadors; volunteer coordination.

8 E. Program Delivery & Outreach: printing (flyers, posters, programs, wayfinding/safety signage,  
9 vinyl banners, QR placards); digital outreach (social ads/boosts, email platforms,  
10 domains/hosting); registration platforms and merchant fees; youth activities materials; speaker  
11 honoraria and travel stipends; food & beverage for attendees/volunteers; community resource  
12 table costs (tent space, linen, utilities, power).

13 F. Operations, Sanitation & Waste: portable restrooms (including ADA units) and hand-washing  
14 stations; janitorial/cleaning; trash/recycling/green-waste hauling; back-of-house supplies (gaff  
15 tape, zip ties, batteries, gloves, first-aid restock, tool rentals).

16 G. Altadena Community Center – Remodel & Compliance Upgrades: electrical (additional  
17 circuits/outlets, panel work, dedicated AV power, emergency/exit lighting), ADA  
18 (ramps/railings, restroom clearances, signage), life-safety (illuminated exit signs, egress  
19 hardware, fire-safety updates), interior improvements (drywall/patch/paint, flooring repairs,  
20 acoustical panels, window films), HVAC service/filters, low-voltage/IT (network drops, cable  
21 management, router/AP mounting, secure equipment closet), permit/inspection fees, contractor  
22 invoices (electrical, carpentry, flooring, signage).

23 H. Transportation & Logistics: truck/van rentals, fuel, mileage, tolls/parking; courier/last-mile  
24 delivery; loading dock fees.

25 I. Ongoing Overhead (during wind-down/project period): rent for Woodbury community  
26 workspace, utilities/internet/insurance, software/subscriptions (Adobe/Office/storage/project  
27 management), bank service charges and payment-processor fees tied to registrations.

## OPPOSITION TO ATTORNEY'S FEES

1           **VIII. Requested Relief**

2 Petitioner respectfully requests that the Court:

- 3     1. Exclude non-DVRO charges now (minimum \$2,237.64 for dissolution/UCCJEA, first-  
4 appearance fee, FL-150/paystub tasks, and related e-filings);  
5     2. On the DVRO remainder ( $\approx$  \$12,236.00), apply reductions for duplication/over-staffing,  
6 block-billing, clerical/admin time, and travel, resulting in a cap not to exceed \$4,000; and  
7     3. Enter the proposed order below.

8           **IX. Supplemental Opposition to Amended Fee Request (Post-Termination / Fee-Collection  
9           Billing)**

10          **Summary.** After being terminated on October 15, Respondent's counsel filed a new fee request  
11 that is largely billing to collect fees (e.g., lis pendens paperwork, §271 notices, fee-motion work,  
12 internal "update file," and mail/e-file charges). Those entries are not DVRO work, are  
13 post-termination, and are not compensable under Family Code § 6344. They must be excluded.

14 Petitioner incorporates the original opposition's apportionment, block-billing reductions,  
15 administrative/clerical carve-outs, and cap request, and supplements as follows:

16          **I. § 6344 Allows Only DVRO-Related Fees — Not Fee-Collection or Dissolution Work**

17          Section 6344 authorizes reasonable DVRO-related fees, considering ability to pay. It does not  
18 authorize: (a) post-termination time; (b) fee-collection work (draft/serve §271 notices,  
19 fee-motion papers, "update file" entries); (c) dissolution/financial tasks (FL-150/I&E, dissolution  
20 discovery, first-appearance fees, lis pendens); or (d) clerical/admin and travel at full rates. The  
21 Court should limit any award to pre-October 15 DVRO time and then apply the reductions  
22 shown in Petitioner's original opposition.

23          **II. Post-Termination Entries (10/17–11/06) Are Fee-Collection or Non-DVRO and Must Be**

24          **Stricken** Respondent's own invoices show that, after October 15, time was spent on collecting  
25 fees and non-DVRO tasks (lis pendens, §271 notice, dissolution discovery/financials, memo re  
26 Borson, admin/e-filing). Examples include entries on: 10/17 (discovery/I&E), 10/20 (deeds  
27 review; draft Notice of Lis Pendens), 10/23 (draft §271 sanctions notice; finalize lis pendens),  
28

**OPPOSITION TO ATTORNEY'S FEES**

1 10/24–10/28 (I&E revisions; admin; emails), 10/31–11/04 (update file/admin), and 11/05–11/06  
2 (amended lis pendens; declaration/memo re Borson, e-file/service). These are categorically  
3 non-DVRO and post-discharge and must be excluded in full.

4 **III. Even Pre-10/15 DVRO Time Requires Reductions Already Briefed** For any pre-10/15  
5 DVRO-related remainder, the Court should apply the cuts shown in Petitioner’s original  
6 opposition: duplicate staffing at the DVRO hearing; block-billing haircuts (25–40%) where  
7 DVRO and non-DVRO work are commingled; clerical/admin tasks struck or billed at  
8 non-attorney rates; and travel at full attorney rate reduced by 50% or more.

9 **IV. Ability to Pay** Petitioner’s FL-150 and declaration (insurance reimbursements; firm  
10 wind-down; no attorney income) demonstrate constrained cash flow, supporting denial or sharp  
11 limitation of any award after the exclusions above.

12 **Requested Relief** Petitioner respectfully requests that the Court: (1) Exclude all entries dated  
13 after October 15 as post-termination and/or fee-collection work (including lis pendens, §271  
14 notices, Borson-related drafting, and associated admin/e-file/postage); (2) Exclude  
15 dissolution/financial-disclosure work (Response/UCCJEA, first-appearance fees, FL-150/I&E,  
16 discovery) and all clerical/admin time and travel at full rates; and (3) On any pre-10/15 DVRO  
17 remainder, apply reductions for duplicate staffing and block-billing (25–40% haircut) and enter a  
18 tight cap (e.g., not to exceed \$4,000).

19

20 **Exhibit Call-Outs (Billing Entries to be Excluded)**

- 21 • 10/17 — dissolution discovery/I&E preparation and revisions; not DVRO.  
22 • 10/20 — deeds review; draft Notice of Lis Pendens; not DVRO.  
23 • 10/23 — draft §271 sanctions notice; finalize lis pendens; fee-collection posture.  
24 • 10/24–10/28 — I&E, admin/“update file,” emails; not DVRO.  
25 • 10/31–11/04 — “update file” entries preparing for 11/19; administrative.  
26 • 11/05–11/06 — amended lis pendens; declaration/memo re Borson; pure fee-collection.

27

28 **OPPOSITION TO ATTORNEY’S FEES**

1           **DECLARATION OF FAHED “FREDDY” SAYEGH IN SUPPORT OF OPPOSITION TO**  
2           **RESPONDENT’S REQUEST FOR ATTORNEY’S FEES (Fam. Code § 6344)**

3           I, Fahed “Freddy” Sayegh, declare:

4           Identity & Competence. I am the Petitioner in this action. I have personal knowledge of the facts  
5           set forth herein and could and would testify competently to them if called as a witness.

6           Law Practice Status / Firm Wind-Down. I was suspended from the practice of law on February  
7           14, 2025. My former entity, The Foxx Law Group, PLC (FLG), is being wound down. FLG has  
8           no active clients, no ongoing revenue, and no going-concern value. The public-facing website  
9           has been taken offline and the Google/Yelp pages state “permanently closed.” FLG continues to  
10          incur ordinary wind-down expenses (rent, utilities, payroll/contractors, insurance,  
11          software/subscriptions, bookkeeping/accounting, filing fees, office supplies, postage/courier, and  
12          equipment depreciation) until its books and taxes are finalized and the entity is closed.

13          Accounts Are Business, Not Personal Income. The bank statements identified by Respondent are  
14          business records of FLG, not my personal income. During the wind-down period and the  
15          emergency response described below, the FLG account functioned solely as a fiscal conduit to  
16          receive reimbursements and pay project expenses when it was not feasible to open new banking  
17          immediately.

19          No Rental Income / Property Ownership. I do not own any property in Culver City and do not  
20          receive rent from any such property. I also do not own the Woodbury location; I pay rent there (it  
21          served as my former law-office/community workspace).

22          Eaton Fires & Emergency Operations. On January 7, 2025, the Eaton Fires struck  
23          Altadena/Pasadena. From that time through the present, I helped produce, assisted, or developed  
24          from the ground up more than 80 public events and community-response programs on an  
25          emergency basis, operating as The Foxx Law Group, PLC dba The Altadena Coalition due to the  
26          urgent need to act before new banking and back-office systems could be established.

27          Insurance Reimbursements (Not Income). Checks counsel labels as “income” are insurance  
28

**OPPOSITION TO ATTORNEY’S FEES**

1 reimbursements from State Farm totaling \$62,527.73 for documented fire/smoke losses from the  
2 Eaton Fires, including remediation, roof and fence repair, pool rust damage, spoiled food, and  
3 household-item losses. I had already advanced these costs; the deposits are reimbursements, not  
4 earnings or profit distributions. True and correct copies of State Farm claim summaries,  
5 contractor invoices/receipts, and corresponding bank statement entries (tying each  
6 reimbursement to the loss) are attached as Exhibits A-1)

7 Event & Facility Expenditures (Program Costs, Not Income). Deposits and disbursements in the  
8 period after the fires correspond to restricted program budgets for community events and  
9 recovery efforts, including: (a) capital equipment (professional sound system, lighting, truss,  
10 staging, AV/IT, storage cases); (b) venue/rentals/site infrastructure (including Altadena  
11 Community Center), tents, staging, fencing, signage stands, cable mats, heaters/fans,  
12 carts/UTVs; (c) public safety/compliance/insurance (GL, security, EMT, permits/inspections,  
13 ADA/ASL); (d) staffing/contractors (producers, engineers/techs, site ops,  
14 graphics/web/registration, photo/video/livestream, accounting, permit expeditors, translators,  
15 outreach); (e) program delivery/outreach (printing/signage, digital ads, email platforms,  
16 domains/hosting, merchant/registration fees, youth materials, speaker honoraria, food &  
17 beverage); (f) operations/sanitation/waste (portable restrooms incl. ADA units, hand-wash  
18 stations, janitorial, trash/recycling/green-waste hauling, back-of-house supplies); (g)  
19 transportation/logistics (truck/van rentals, fuel, mileage, tolls/parking; courier/last-mile, dock  
20 fees); and (h) ongoing overhead during wind-down (Woodbury rent, utilities, internet, insurance;  
21 software/subscriptions; processor/bank fees linked to registrations).

22 Altadena Community Center – Remodel & Code Compliance. To safely host workshops and  
23 town halls, funds were also used for remodel and compliance upgrades at the Altadena  
24 Community Center, including electrical (added circuits/outlets, panel work, dedicated AV power,  
25 emergency/exit lighting), ADA (ramps/railings, restroom clearances, signage), life-safety  
26 (illuminated exit signs, egress hardware, fire-safety updates), interior improvements  
27 (drywall/patch/paint, flooring repairs, acoustical treatment), HVAC servicing/filters, low-

## OPPOSITION TO ATTORNEY'S FEES

1 voltage/IT drops and cable management, and related permit/inspection fees. Contractor/vendor  
2 invoices and matching bank entries are attached in the D-series exhibits below.

3 Reconciliation In Progress. Because these programs were delivered under emergency disaster-  
4 response conditions, there was limited capacity to reconcile every expenditure in real time. We  
5 are actively reconciling now. The checks reflected in bank records span February through  
6 November; the dates shown are issuance dates of reimbursements or vendor payments and do not  
7 represent the full period of work or program activity covered. I will provide a supplemental  
8 reconciliation ledger mapping each check to its underlying invoice(s), vendor, purpose, and  
9 program category upon completion of reconciliation.

10 Business-Records Foundation. The attached exhibits are kept in the ordinary course of business  
11 by me and/or FLG. It is the regular practice to make and maintain such records at or near the  
12 time of the acts or transactions recorded. (Evid. Code § 1271.)

13 Ability to Pay (Context). My FL-150 reflects constrained cash flow and significant fixed  
14 obligations. In light of the wind-down of my practice, lack of attorney income, and the non-  
15 income nature of the deposits referenced above, I respectfully submit that Respondent's fee  
16 request should be confined to DVRO-related work and otherwise substantially reduced.

17  
18 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
19 true and correct.

20 Executed on \_\_\_\_\_ 7<sup>th</sup> of November \_\_\_\_\_, 2025, at San Antonio Texas

21 /Fahed Sayegh/

22 Fahed "Freddy" Sayegh, Declarant

23

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## OPPOSITION TO ATTORNEY'S FEES

# **EXHIBIT A**

**Sayegh Status Letter (Exact PDF Attached)**  
*Submitted in original PDF format to preserve layout.*

*Providing Insurance and Financial Services  
Home Office, Bloomington, IL*



October 18, 2025

FAHED SAYEGH  
FAHEDA SAYEGH  
1226 SONOMA DR,  
ALTADENA, CA, 91001-3152

State Farm Insurance Companies  
Fire Claims  
PO BOX 106169  
Atlanta, GA 30348-6169  
Fax 844 236 3646

RE: Claim Number: 75-79F4-04C  
Policy Number: 71-BW-U158-3  
Location of Insured  
Property: 1226 SONOMA DR, ALTADENA, CA, 91001-3152  
Date of Loss: January 7, 2025  
Type of Policy: Homeowners Policy HW-2105

Dear Fahed Sayegh and Faheda Sayegh:

Please allow this letter to provide you an update on your loss. I hope you find this information useful as we work together to bring this matter to a conclusion.

**SUMMARY OF CLAIM STATUS**

### **Coverage A – Dwelling/Coverage A – Other Structures**

Your Coverage A – Dwelling policy limit is \$391,638.00 and Coverage A – Other Structures policy limit is \$39,164.00.

To date, we have provided you a claim payment of \$62,527.73 based on the replacement cost value of the damaged property.

If, before or during the period of repairs, you become aware that the actual cost to repair, rebuild, or replace your damaged property exceeds the cost estimated, please contact us immediately so that we may review any possible additional coverage for your loss.

### **Coverage B – Personal Property**

Your Coverage B – Personal Property policy limit is \$293,728.00.

You have received an advance of \$19,173.60 towards your Coverage B-Personal Property loss.

#### Coverage C – Loss of Use (Additional Living Expense)

## **OPPOSITION TO ATTORNEY'S FEES**

1  
2 75-79F4-04C  
3 Page 2  
4 October 18, 2025

5  
6 The most **we** will pay for the sum of all losses combined under **Additional Living Expense**,  
7 **Fair Rental Value**, and **Prohibited Use** is the limit of liability shown in the **Declarations** for  
8 **Coverage C – Loss of Use**.

9 Your Coverage C - Loss of Use limit is \$117,491.00. To date, we have paid \$85,086.15 for  
10 incurred Additional Living Expenses.

11 In order to continue to address this portion of your loss, please forward any incurred Additional  
12 Living Expenses which have not been provided for our review and consideration.

13 Your policy states as follows:

14 **COVERAGE C – LOSS OF USE**

15 The most **we** will pay for the sum of all losses combined under **Additional Living  
Expense**, **Fair Rental Value**, and **Prohibited Use** is the limit of liability shown in the  
16 **Declarations** for **Coverage C – Loss of Use**.

- 17 1. **Additional Living Expense.** When a **loss insured** causes the **residence premises**  
18 to become uninhabitable, **we** will pay the reasonable and necessary increase in cost  
19 incurred by an **insured** to maintain their normal standard of living for up to 24 months.  
**Our** payment is limited to incurred costs for the shortest of:  
a. the time required to repair or replace the premises;  
b. the time required for **your** household to settle elsewhere; or  
c. 24 months.

This period of time is not limited by the expiration of this policy.

In the event a **loss insured** arising from a state of emergency, as defined in Section  
8558 of the Government Code, causes the **residence premises** to become  
uninhabitable, **we** may grant an extension of up to 12 additional months, for a total of  
36 months, if **you**, acting in good faith and with reasonable diligence, encounter a  
delay or delays in the reconstruction process that are the result of circumstances  
beyond **your** control. Circumstances beyond **your** control include, but are not limited  
to:

- a. unavoidable construction permit delays;  
b. lack of necessary construction materials; or  
c. lack of available contractors to perform the necessary work.

**We** will not pay more than the limit of liability shown in the **Declarations** for  
**Coverage C – Loss of Use**. Any normal expenses that are reduced or discontinued  
due to a **loss insured** will be subtracted from any amount owed.

This Company does not intend by this letter to waive any policy defenses in addition to those  
stated above and reserves its right to assert such additional policy defenses at any time.

If you have questions or need further assistance, please contact me at 866-787-8676, ext. 9619.

## OPPOSITION TO ATTORNEY'S FEES

State Farm General Insurance Company

1 Take advantage of our self-service options  
2 Go to [statefarm.com](http://statefarm.com)® to easily review claim status, update communication and claim payment  
3 preferences, and many other insurance services.  
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## OPPOSITION TO ATTORNEY'S FEES

## **PROOF OF SERVICE**

I am over the age of 18 and not a party to this action. My business address is 409 East Woodbury Road, Altadena, CA 91001. On 11-08-2025, I served the foregoing OPPOSITION TO ATTORNEYS FEES

Attorney for Petitioner  
Kirk A. Kolodji, Esq.  
Kolodji Family Law, PC  
35 N. Lake Ave., Ste. 710, Pasadena, CA 91101  
Tel: (310) 691-9671 • Email: [kirk@kolodjifamilylaw.com](mailto:kirk@kolodjifamilylaw.com)

X By Electronic Service (CRC 2.251). Based on a written agreement to accept service electronically, I caused the document to be served at the email address listed above.

—OR—

By Mail. I deposited the document in the mail at Altadena, California, with postage fully prepaid, addressed as above.

**—OR—**

By Personal Service. I personally delivered the document to the address above.

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

Samara Arkel

San Antonio Texas

---

**Subject:** Fwd: Transcripts from SAYEGH VS. SAYEGH OCTOBER 15, 2025 #25PDRO01260 TRANSCRIPT

**From:** Freddy Sayegh <Freddy@thefoxxfirm.com>

**To:** "Chefnuha@gmail.com" <chefnuha@gmail.com>

**Date Sent:** Wednesday, December 3, 2025 8:18:01 PM GMT-08:00

**Date Received:** Sunday, December 7, 2025 10:40:12 AM GMT-08:00

**Attachments:** sayeghoctober152025.pdf,COPYSALEGHOCTOBER152025.pdf

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4 -000-

5 FAHED SAYEGH, )  
6 PETITIONER, )  
7 VS. ) CASE NO.  
8 NUHA SAYEGH, ) 25PDRO01260  
9 RESPONDENT. )  
10 \_\_\_\_\_ )  
11

12 REPORTER'S TRANSCRIPT OF PROCEEDINGS  
13 OCTOBER 15, 2025  
14

15 APPEARANCES:

16 FOR THE PETITIONER: KIRK A. KOLODJI  
17 ATTORNEY AT LAW  
18

19 FOR THE RESPONDENT: IN PROPRIA PERSONA  
20  
21

22  
23 REPORTED BY: TOSHA TOWNSEND, C.S.R. 9156  
24 OFFICIAL REPORTER  
25  
26

27 ORIGINAL  
28

1  
2                   I N D E X  
3  
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I N D E X

EXHIBITS

PETITIONER'S EXHIBITS	DESCRIPTION	ID	EVD	REFUSED
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(NONE OFFERED)

RESPONDENT'S EXHIBITS	DESCRIPTION	ID	EVD	REFUSED
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2	(DOCUMENT)	31		
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1 CASE: 25PDRO01260  
2 CASE NAME: FAHED SAYEGH VS. NUHA SAYEGH  
3 PASADENA, CA WEDNESDAY, OCTOBER 15, 2025  
4 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE  
5 REPORTER: TOSHA TOWNSEND, CSR #9156  
6 TIME: MORNING SESSION  
7  
8

9 APPEARANCES:

10 THE PETITIONER, FAHED SAYEGH, WAS PRESENT  
11 AND SELF-REPRESENTED; RESPONDENT, NUHA  
12 SAYEGH, WAS PRESENT AND REPRESENTED BY  
13 KIRK A. KOLODJI, ATTORNEY AT LAW.

14

15 THE COURT: ON NUMBER 4, WE HAVE NUHA SAYEGH.

16 OKAY.

17 HAVE A SEAT.

18 I'M NOT GOING TO SWEAR ANYBODY IN. I'M  
19 GOING TO GET INFORMATION TO SEE HOW LONG THE HEARING  
20 WILL BE SO I KNOW WHO TO CALL FIRST.

21 AND NUMBER 4 THIS WAS A D.V.R.O. REQUEST  
22 FOR PREVENTION FILED BY THE PETITIONER ON  
23 SEPTEMBER 9. T.R.O. GRANTED ON SEPTEMBER 10.  
24 MINORS WERE EXCLUDED.

25 I REVIEWED THE RESPONSE FILED BY THE  
26 RESPONDENT ON SEPTEMBER 12TH. BASICALLY SAYING IT'S  
27 ALL MADE UP; THIS IS RETALIATION.

28 I'VE READ THE NARRATIVES WHICH GAVE A

1 CHRONOLOGY. AND THERE WAS A SUPPLEMENTAL  
2 DECLARATION WITH SOME PHOTOGRAPHS ALSO FILED ON  
3 OCTOBER 8TH.

4 AND THEN NO. 5 -- ON NO. 5, THAT'S WHEN  
5 YOU ARE THE RESPONDENT.

6 AND I'VE READ YOUR REQUEST FOR D.V.  
7 PREVENTION ON SEPTEMBER 12TH.

8 SO JUST GIVE ME A TIME ESTIMATE.

9 FIRST, BOTH PARTIES READY TO PROCEED ON  
10 BOTH?

11 MR. KOLODJI: WE ARE, YOUR HONOR.

12 MR. SAYEGH: WE ARE.

13 THE COURT: OKAY.

14 MR. SAYEGH: ON BEHALF OF THE RESPONDENT, SLASH,  
15 PETITIONER.

16 THE COURT: AND WHAT'S THE TIME ESTIMATE?

17 MR. KOLODJI: WELL --

18 THE COURT: HOW MUCH TIME DO YOU NEED TO PRESENT  
19 YOUR EVIDENCE?

20 MR. KOLODJI: I PROBABLY WILL NEED AN HOUR AND A  
21 HALF OR AN HOUR.

22 THE COURT: I'VE READ THE DECLARATION. SO ASSUMING  
23 YOU DON'T HAVE TO REPEAT EVERYTHING IN THE DECLARATION  
24 --

25 MR. KOLODJI: WE CAN DO IT IN AN HOUR.

26 THE COURT: ABOUT AN HOUR.

27 SIR, HOW MUCH TIME DO YOU NEED TO PRESENT?

28 MR. SAYEGH: TWO HOURS.

1           THE COURT: I DON'T NEED TWO HOURS ON THIS. IT'S  
2 JUST YOU AS THE WITNESS.

3           MR. SAYEGH: I HAVE TWO OTHER WITNESSES.

4           THE COURT: WHO ARE THE WITNESS, AND TELL ME WHAT  
5 THE OFFER OF PROOF IS?

6           MR. SAYEGH: ARKEL SAMERA, S-A-M-E-R --

7           THE COURT: -- A.

8           M-E-R-A. AND HER LAST NAME SAMERA?

9           MR. SAYEGH: A-R-K-E-L.

10          THE COURT: AND WHAT WILL MS. ARKEL TELL ME THAT'S  
11 RELEVANT TO THESE TWO -- WELL, THESE TWO REQUESTS?

12          MR. SAYEGH: SURE.

13          NUMBER ONE, SHE WAS THE PERCIPIENT WITNESS  
14 WHEN, MIA SAYEGH WAS SPOKEN TO WITH ME, WHO WAS OUR  
15 MINOR. AND IN THAT CONVERSATION, WE FILED A SEALED  
16 DECLARATION. AND THE CONTEXT OF THAT IS THAT MRS.  
17 SAYEGH HAD COACHED HER INTO LYING ABOUT WITNESSING.  
18 THE AUGUST 26TH EVENT; SHE HAD COACH HER AND HER SON  
19 TO LIE TO D.C.F.S. ABOUT ADDITIONAL ABUSE AND CHILD  
20 ABUSE.

21          THE COURT: SO THE OFFER OF PROOF IS THIS WITNESS  
22 WATCHED OR HAS FIRSTHAND KNOWLEDGE OF THE PETITIONER  
23 COACHING THE MINORS?

24          MR. SAYEGH: NO, YOUR HONOR.

25          SINCE THE MINOR IS NOT HERE, SHE WAS THERE  
26 WHEN THE MINOR CONFESSED TO --

27          THE COURT: THAT'S ALL HEARSAY.

28          MR. SAYEGH: OKAY.

1           THE COURT: IT'S AN OUT-OF-COURT STATEMENT THAT  
2 YOU'RE ASKING THE COURT TO ADMIT FOR THE TRUTH OF THE  
3 MATTER.

4           SO WHAT ELSE?

5           MR. SAYEGH: THE SECOND --

6           THE COURT: JUST SO WE'RE CLEAR, JUST SO WE'RE  
7 CLEAR BECAUSE THERE'S RULES FOR THE HEARINGS. SO  
8 PERCIPIENT WITNESSES -- THESE ARE WITNESSES WHO HEARD,  
9 SAW, CAN COME TO COURT, CAN BE SWORN IN -- "THIS IS WHAT  
10 I HEARD. THIS IS WHAT I SAW." PERCIPIENT WITNESSES.

11           CHARACTER EVIDENCE IS INADMISSIBLE. SO,  
12 FOR EXAMPLE, "THAT PARTY IS A LIAR. THAT PARTY HAS  
13 A CHARACTERISTIC OF DISHONESTY; SO THEY'RE PROBABLY  
14 DISHONEST." SO NO, THAT'S OUT.

15           SOAP PERCIPIENT WITNESSES ARE WITNESSES  
16 THAT ACTUALLY SAW SOMETHING.

17           IS MS. ARKEL A PERCIPIENT WITNESS TO ANY  
18 OF THE ALLEGED ACTS OF ABUSE? ALLEGED AT THE TIME  
19 OF ABUSE SEPTEMBER 8TH, SEPTEMBER 24?

20           SO YES? NO?

21           MR. SAYEGH: YES, YOUR HONOR.

22           THE COURT: TO WHAT?

23           MR. SAYEGH: THE SECOND WOULD BE ALIBI ON THE  
24 AUGUST 26TH DATE BECAUSE SHE WAS WITH ME.

25           AND IF I MAY READDRESS --

26           THE COURT: AN ALIBI MEANING YOU WEREN'T PRESENT  
27 DURING THE ALLEGED ABUSE?

28           MR. SAYEGH: NOT THE ALLEGED ABUSE BUT THE ABSENCE

1 OF MYSELF.

2 THE COURT: I DON'T NEED TO HEAR FROM ARKEL.

3 MR. SAYEGH: MAY I READDRESS THE MINOR?

4 THE COURT: WE'RE GOING TO START WITH THE  
5 WITNESSES, AND THEN IF THERE'S A -- I'LL GIVE YOU A  
6 CHANCE AFTER YOU TESTIFY TO SEE IF I NEED SOMEBODY. BUT  
7 I'M NOT HEARING ANYTHING ABOUT ARKEL.

8 MR. SAYEGH: THIS IS AS FAR AS THE PETITIONER'S  
9 MOVING PAPERS -- AS FAR AS MY D.V.R.O.

10 THEN I WOULD LIKE TO ATTEST HOW THOSE  
11 WITNESSES WOULD BECOME APPLICABLE BECAUSE NEITHER OF  
12 THOSE WITNESSES WITNESSED ANY ABUSE OR ASSAULT.

13 THE COURT: OBVIOUSLY, THE TWO OF YOU ARE GOING TO  
14 TESTIFY BECAUSE YOU'RE THE PARTIES. I'M SAYING IF ANY  
15 OTHER THIRD PARTY IS GOING TO TESTIFY. SO FAR I'M NOT  
16 HEARING ANYTHING TO ALLOW THEM TO TESTIFY.

17 WHO ELSE BESIDES MS. SAMERA.

18 MR. SAYEGH: I HAVE AN EXPERT DECLARATION THAT'S  
19 BEEN SUBMITTED.

20 THE COURT: THAT'S HEARSAY.

21 WHAT OTHER PERSON DO YOU HAVE? DO YOU  
22 HAVE ANOTHER PERSON WHO COULD BE SWORN IN -- SWORN  
23 IN AND THEN, SUBJECT TO CROSS-EXAMINATION? THIS IS  
24 A HEARING. SO WE NEED TO HAVE WITNESSES HERE IN  
25 COURT TO BE SWORN IN, OFFER TESTIMONY, AND SUBJECT  
26 TO CROSS. DECLARATION OUT.

27 MR. SAYEGH: AS FAR AS THOSE TWO WITNESSES, THEY  
28 WILL HAVE FIRSTHAND --

1           THE COURT: WHO'S THE OTHER ONE?

2           MR. SAYEGH: LINDA SAYEGH.

3           THE COURT: ALL RIGHT.

4           LINDA SAYEGH.

5           MR. SAYEGH: YES, YOUR HONOR.

6           THE COURT: WHAT IS SHE GOING TO TELL ME?

7           MR. SAYEGH: PETITIONER'S MOVING D.V.R.O. --

8           THEY'RE GOING TO TESTIFY OF THE ABUSE AND ONGOING ABUSE

9           THAT MRS. SAYEGH HAS INFILCTED ON ME OVER THE YEARS.

10          THAT WILL HELP ESTABLISH THE ELEMENTS OF MY PROTECTIVE

11          ORDER.

12          THE COURT: SO LINDA SAYEGH.

13          AND WHAT IS THE RELATIONSHIP?

14          MR. SAYEGH: SHE IS MY SISTER-IN-LAW.

15          THE COURT: YOUR SISTER-IN-LAW, HER SISTER?

16          MR. SAYEGH: NO.

17          FORMALLY MARRIED TO MY BROTHER.

18          THE COURT: BROTHER'S WIFE?

19          MR. SAYEGH: YES, YOUR HONOR.

20          THE COURT: SO BROTHER'S WIFE WILL TESTIFY THAT SHE

21          WITNESSED NUHA SAYEGH, PETITIONER -- THAT SHE WITNESSED

22          THE PETITIONER ABUSE YOU --

23          MR. SAYEGH: IN AN ONGOING FASHION WHICH INCLUDES

24          MULTIPLE, CONSISTENT HISTORY OF ABUSING ME THROUGH

25          EMACULATION --

26          THE COURT: SOUNDS LIKE CHARACTER EVIDENCE. I'LL

27          WEIGH IT, BUT SOUNDS LIKE CHARACTER EVIDENCE.

28          SO CHARACTER EVIDENCE IS: "THIS PERSON --

1 I'VE SEEN THEM VIOLENT IN PAST EVENTS. I'VE SEEN  
2 DISHONEST PAST --" SO PROBABLY, BECAUSE THEY HAVE A  
3 PROPENSITY OF THAT, THAT'S CALLED CHARACTER  
4 EVIDENCE, 1103 OR 1131 OF THE EVIDENCE CODE. IT  
5 APPLIES EVEN THOUGH YOU DON'T KNOW WHAT IT IS. SO  
6 IT SOUNDS LIKE IT'S PROBABLY JUST AN HOUR, 45  
7 MINUTES EACH. AND AFTER YOU'RE DONE, YOU CAN MAKE  
8 AN OFFER OF PROOF AT THAT POINT FOR LINDA SAYEGH AND  
9 SAMERA ARKEL. SO I HAVE A TIME ESTIMATE UNDER TWO  
10 HOURS FOR THE ENTIRE HEARING.

11 MR. KOLODJI: AND --

12 THE COURT: I JUST NEED TO GET TIME ESTIMATE. WE  
13 HAVE -- WE STILL HAVE --

14 YOU CAN STEP BACK. I'M GOING CALL ANOTHER  
15 MATTER JUST TO GET THE LENGTH OF THE HEARING SO I  
16 KNOW WHICH ONES WILL GO FIRST.

17 (WHEREUPON, THE CASE WAS RECESSED.)

18 THE COURT: SAYEGH AND SAYEGH. WE HAVE MUTUAL  
19 RESTRAINING ORDERS.

20 SO MS. NUHA IS REPRESENTED BY MR. KOLODJI,  
21 AND WE HAVE FAHED REPRESENTING HIMSELF.

22 AT THIS TIME, WE'RE GOING TO ASK THE  
23 PARTIES TO STAND UP, RAISE YOUR RIGHT HAND TO BE  
24 SWORN IN BY THE CLERK.

25 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
26 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
27 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
28 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

1 MR. SAYEGH: I DO.

2 MS. SAYEGH: I DO.

3 THE COURT: BOTH OF YOU PLEASE HAVE A SEAT.

4 THE MATTERS ARE SET HERE TODAY FOR A  
5 HEARING UNDER THE DOMESTIC VIOLENCE PREVENTION ACT.

6 ARE BOTH SIDES READY TO PROCEED?

7 STARTING WITH MR. KOLODJI, ARE YOU TO  
8 PROCEED.

9 MR. KOLODJI: WE ARE, YOUR HONOR.

10 THE COURT: MR. SAYEGH, ARE YOU READY TO PROCEED?

11 MR. SAYEGH: I AM YOUR HONOR.

12 THE COURT: SO YOU HAVE A COMPUTER. ARE YOUR NOTES  
13 ON YOUR COMPUTER? I WANT TO MAKE SURE --

14 MR. SAYEGH: I WILL TAKE NOTES ON HER  
15 CROSS-EXAMINATION THROUGH THE COMPUTER, ONLY.

16 THE COURT: YOU CAN TURN ON THE COMPUTER TO TAKE  
17 YOUR NOTES.

18 BEFORE WE BEGIN, THE COURT WILL MAKE  
19 CERTAIN ADVISEMENTS. THE PARTIES HAVE TWO CHILDREN  
20 JORDAN AND NIA.

21 MR. SAYEGH: YES, YOUR HONOR.

22 THE COURT: OKAY.

23 THE COURT INFORMS THE PARTIES THAT  
24 PURSUANT TO FAMILY CODE 3044 A PRESUMPTION ARISES  
25 AGAINST AWARDED SOLE, JOINT -- SOLE OR JOINT LEGAL  
26 OR SOLE CUSTODY OF A CHILD TO A PARENT FOUND TO HAVE  
27 COMMITTED ABUSE. SO WHAT THIS MEANS IS BOTH OF YOU  
28 HAVE ACCUSED THE OTHER OF VIOLATING THE DOMESTIC

1 VIOLENCE PREVENTION ACT. IF YOU'RE ABLE TO PROVE  
2 YOUR CLAIMS, THAT'S BY A PREPONDERANCE OF THE  
3 EVIDENCE -- IF YOU ARE, THEN THERE IS A PRESUMPTION  
4 THAT THE OTHER PARTY WOULD HAVE SOLE LEGAL, SOLE --  
5 SOLE LEGAL CUSTODY AND SOLE PHYSICAL CUSTODY.

6 NOW, THAT'S A PRESUMPTION. IT CAN BE  
7 REBUTTED. BUT THAT'S A PRESUMPTION THAT ARISES.

8 THE COURT IS GOING TO CONDUCT A SEARCH  
9 PURSUANT TO FAMILY CODE 6306 TO SEE IF EITHER PARTY  
10 HAS ANY RELEVANT CRIMINAL HISTORY.

11 GIVE ME A MOMENT TO DO THAT.

12 I HAVE NO INFORMATION THAT EITHER OF YOU  
13 HAVE ANY CRIMINAL RECORD. I HAVE REVIEWED STARTING  
14 WITH MS. NUHA'S REQUEST FOR D.V.R.O. PREVENTION.

15 MA'AM, I HAVE REVIEWED YOUR REQUEST THAT  
16 YOU FILED ON SEPTEMBER 9TH IN THAT YOU ALLEGED THE  
17 DATE OF ABUSE OF SEPTEMBER 8TH WHERE YOU  
18 CHARACTERIZED ACTIONS OF THE -- I'M NOT GOING TO SAY  
19 RESPONDENT -- OF MR. SAYEGH -- FORCE AND CONTROL  
20 MANIPULATION, GASLIGHTING, FAILURE TO RETURN THE  
21 CHILDREN AFTER A DODGER GAME, HISTORY OF VIOLENCE.  
22 I DIDN'T SEE A NARRATIVE ATTACHED. I DIDN'T SEE --  
23 AT THE END OF IT, YOU JUST TYPE IN YOUR OWN WORDS.

24 IS ALL THE INFORMATION THAT YOU INCLUDED  
25 ON THAT REQUEST FOR D.V. PREVENTION COMPLETE,  
26 THOROUGH, AND ACCURATE?

27 MS. SAYEGH: IT COULD HAVE BEEN, YEAH.

28 THE COURT: YOUR LAWYER KNOWS FAMILY LAW. HE CAN'T

1 HELP YOU WITH THE TESTIMONY. THERE'S THINGS HE CAN AND  
2 CAN'T CONTROL. HE CAN'T CONTROL THE FACTS.

3 MS. SAYEGH: OF COURSE, OF COURSE.

4 THE COURT: SO THAT WAS A QUESTION FOR YOU.

5 THAT'S WHY I DIDN'T SWEAR HIM IN BECAUSE  
6 HE'S NOT GOING TO GIVE ANY TESTIMONY.

7 SO IS EVERYTHING YOU WROTE COMPLETE AND  
8 ACCURATE?

9 MS. SAYEGH: YES.

10 THE COURT: OKAY.

11 AND SIR, I ALSO READ YOUR RESPONSE THAT  
12 YOU FILED ON SEPTEMBER 12TH WHERE YOU BASICALLY SAY  
13 THAT THE PETITIONER MAKES UP FACTS TO USE THE  
14 JUSTICE SYSTEM TO RETALIATE AGAINST YOU.

15 IS THAT CORRECT?

16 MR. SAYEGH: YES, YOUR HONOR.

17 THE COURT: AND YOU WROTE A NARRATIVE THAT STARTED  
18 ON PAGE 9 WHERE YOU BASICALLY GAVE ME A CHRONOLOGY  
19 STATEMENTS OF THE FACTS AMONG THE ACCUSATIONS: YOU  
20 STATE THAT THE PETITIONER SMOKES FENTANYL, THAT SHE HAS  
21 DOCUMENTED SUBSTANCE ABUSE, CRACK, COCAINE.

22 IS ALL THE INFORMATION THAT YOU PUT IN  
23 YOUR NARRATIVE, THAT YOU PUT IN YOUR RESPONSE THAT  
24 YOU FILED ON SEPTEMBER 12TH -- TO ALL OF THAT IS IT  
25 COMPLETE, THOROUGH, AND ACCURATE?

26 MR. SAYEGH: AS FAR AS THAT INITIAL DOCUMENT GOES,  
27 THAT IS CORRECT.

28 THE COURT: SO EVERYTHING THAT YOU WROTE IS

1 TRUTHFUL?

2 MR. SAYEGH: YES, YOUR HONOR.

3 THE COURT: YOU DIDN'T MAKE UP ANYTHING OR  
4 EXAGGERATE ANYTHING.

5 MR. SAYEGH: NO, YOUR HONOR.

6 THE COURT: SAME TO YOU, MA'AM, YOU DIDN'T MAKE UP  
7 ANYTHING OR EXAGGERATE ANYTHING?

8 MS. SAYEGH: NO.

9 THE COURT: ON THE CASE ENDING IN 01260, MA'AM, WHY  
10 DON'T YOU TELL ME --

11 MR. KOLODJI: YOUR HONOR, BEFORE WE DO THAT. WE  
12 CAN ALSO HAVE HER AFFIRM HER STATEMENTS MADE IN THE  
13 OCTOBER 8TH SUPPLEMENTAL DECLARATION?

14 THE COURT: OKAY.

15 MA'AM, I DID RECEIVE A SUPPLEMENTAL  
16 DECLARATION ON OCTOBER 8TH THAT ALSO CONTAINED A  
17 NUMBER OF PHOTOGRAPHS.

18 IS ALL THE INFORMATION THAT YOU STATED IN  
19 THAT --

20 MS. SAYEGH: YES.

21 THE COURT: -- TRUE IS ACCURATE?

22 OKAY.

23 SO MR. KOLODJI, YOU WANT TO WALK  
24 THROUGH -- TYPICALLY, I VOIR DIRE THE PARTIES TO  
25 GIVE A GENERAL IDEA THOSE REPRESENTED BY COUNSEL.

26 USUALLY, IF THERE'S A LAWYER, THEY KNOW  
27 THE CASE BETTER THAN I DO. THEY NOT ONLY READ THE  
28 DECLARATIONS AND LOOK AT THE EXHIBITS BUT THEY TALK

1 TO THE PARTIES AND ARE A BIT MORE FAMILIAR TO THE  
2 CASE. I'M GOING TO ASK THAT YOU USE THE DOCUMENT  
3 PANEL TO SHOW ANYTHING. AND YOU CAN JUST WALK ME  
4 THROUGH --

5 AND HERE'S HOW THIS WORK. I KNOW THERE'S  
6 DUELING D.V.R.O.'S, BUT A PARTY HAS TO SHOW --  
7 THERE'S A STIPULATION THAT THE PARTIES HAVE A  
8 RELATIONSHIP SPECIFIED, FAMILY CODE 6211. THIS IS  
9 YOUR SPOUSE? THIS IS FATHER OF YOUR CHILDREN?

10 MS. SAYEGH: YES.

11 THE COURT: SO THE PARTIES HAVE A RELATIONSHIP  
12 PURSUANT TO FAMILY CODE 6211. THE QUESTION IS WHETHER  
13 THE RESPONDENT COMMITTED ABUSE AS DEFINED BY FAMILY CODE  
14 6203. AND THE BURDEN OF PROOF IS THE PREPONDERANCE OF  
15 THE EVIDENCE.

16 GO AHEAD, COUNSEL.

17

18 NUHA SAYEGH,  
19 THE RESPONDENT, WAS CALLED ON BEHALF OF HERSELF, WAS  
20 SWORN AND TESTIFIED AS FOLLOWS:

21

22 DIRECT EXAMINATION  
23 BY MR. KOLODJI:

24 Q I'D LIKE TO WALK YOU THROUGH WHAT HAPPENED.  
25 DO YOU RECALL WHAT HAPPENED ON AUGUST 26TH  
26 2025?

27 A I DO.

28 Q CAN YOU DESCRIBE TO THE COURT WHAT HAPPENED

1 THAT DAY?

2 A THAT DAY I PICKED UP MY SON. HE HAD HALF DAY  
3 IN SCHOOL FROM LA ROSA ELEMENTARY SCHOOL IN LAS TUNAS --  
4 OR I'M SORRY, IN TEMPLE CITY. AND BECAUSE HE HAD HALF  
5 DAY, I HAD BOOKED HIM AN APPOINTMENT --

6 THE COURT: ONE SECOND.

7 IF THERE ARE ANY WITNESSES -- SO THIS  
8 COURTROOM IS OPEN TO THE PUBLIC. SO PEOPLE ARE FREE  
9 TO STAY IN AND WATCH THE PROCEEDINGS. BUT THAT MAY  
10 PREVENT YOU FROM TESTIFYING. IF YOU ARE A POTENTIAL  
11 WITNESS IN THIS CASE, I'M GOING TO ASK YOU TO STEP  
12 INTO THE HALLWAY. SO IF YOU'RE JUST WAITING ON  
13 ANOTHER CASE OR MEMBER OF THE PUBLIC, A FAMILY  
14 MEMBER -- YOU'RE WELCOME TO STAY AND WATCH THE  
15 PROCEEDINGS. BUT YOU MAY NOT BE ABLE TO TESTIFY.

16 SO TAKE A LOOK AND TALK TO YOUR WITNESSES.  
17 LET THEM UNDERSTAND THAT THEY MAY BE BARRED FROM  
18 TESTIFYING IF THEY'RE WATCHING OTHER WITNESSES  
19 TESTIFY.

20 SO AUGUST 26TH 2025, YOU'RE PICKING UP  
21 YOUR SON FROM SCHOOL.

22 GO AHEAD.

23 THE WITNESS: I PICKED HIM UP FROM SCHOOL. HE HAS  
24 HALF DAYS TUESDAY. I WENT TO GET HIM HIS ANNUAL  
25 CHECKUP. AND BY THAT TIME, WE WERE FINISHED. I PICKED  
26 MY DAUGHTER UP NIA. AND I THOUGHT I WAS GOING HOME BY  
27 THEN, BACK TO TEMPLE CITY. THE HOME THAT WE WERE  
28 DISPLACED. BUT SHE HAD FORGOTTEN TO SOME ITEMS.

1           THE COURT: WHAT WAS DISPLACED?

2           MS. SAYEGH: WE WERE STILL LIKE IN OUR DISPLACEMENT  
3 HOME. I STAYED BEHIND THERE WHILE HE WENT BACK TO THE  
4 RESIDENCE.

5           Q       BY MR. KOLODJI: WHERE'S YOUR DISPLACEMENT  
6 HOME?

7           A       IT'S 5132 ROSEMEAD BOULEVARD.

8           Q       I'M SORRY?

9           A       SO WE WANT, WE GRABBED HER, WE WENT TO THE  
10 HOUSE --

11          THE COURT: WHEN YOU SAY, "WE," WHO DO YOU MEAN?

12          THE WITNESS: MY CHILDREN. AND I WENT BACK TO  
13 ALTADENA TO GRAB SOME BELONGINGS.

14          Q       BY MR. KOLODJI: WHEN YOU SAY YOU WENT TO  
15 ALTADENA -- WHERE WERE YOU GOING?

16          A       WE WERE GOING TO THE HOUSE. WE GOT SOME  
17 COFFEE FIRST. WE GRABBED COFFEE. AND I GRABBED HIM A  
18 CUP OF COFFEE AS WELL. SO WE WENT TO THE HOUSE. WE  
19 GRABBED OUR ITEMS, HUNG OUT FOR MAYBE 30 MINUTES, 40  
20 PINS. I TOLD THE KIDS TO GO OUTSIDE, GO TO THE CAR --  
21 ACTUALLY, WALKED THEM TO THE CAR. AND I SAID, "I FORGOT  
22 TO GO TELL YOUR DAD SOMETHING." AND THAT'S WHEN I WENT  
23 INSIDE, AND WE TALKED ABOUT SOME FINANCES. I HAD TO PAY  
24 FOR THIS OR THAT. "WELL, CAN WE GET A LITTLE BIT MORE  
25 ON THIS END FOR," YOU KNOW -- THIS AND THAT, EVERYDAY  
26 LIFE. AND HE JUST BLEW UP COMPLETELY. HE STARTED  
27 CHARGING AT ME. HE GRABS ME BY MY HAIR. AND THEN HE  
28 THROWS ME DOWN TO THE FLOOR. I WAS ABLE TO GET OUT OF

1 THAT BY TWISTING HIS FINGERS OFF OF MY HAIR. AND I  
2 JUMPED UP AGAIN. AND I STARTED RUNNING TOWARDS THE DOOR  
3 --

4 THE COURT: SO STOP. YOU HAD TO TWIST HIS FINGERS?

5 MS. SAYEGH: YEAH, BECAUSE HE WAS LATCHED ON TO MY  
6 HAIR. I WAS ABLE TO --

7 THE COURT: HOW WAS IT LODGED? INDICATING WITH  
8 YOUR HAND GRABBING HAIR?

9 THE WITNESS: YEAH.

10 THE COURT: SO YOUR TESTIMONY IS THAT HE HAD A  
11 HANDFUL OF YOUR HAIR?

12 MS. SAYEGH: MY TESTIMONY --

13 THE COURT: YOU SAID A PART OF IT?

14 THE WITNESS: YES.

15 THE COURT: AND RESPONDENT GRABBED YOUR HAIR?

16 THE WITNESS: AND THREW ME TO THE FLOOR, DRAGGED ME  
17 A LITTLE BIT, AND THAT'S WHEN I PULLED HIS FINGER TO  
18 RELEASE MYSELF. AND I JUMPED UP AGAIN. I STARTED  
19 RUNNING TOWARDS THE DOOR. HE GOT AHOOLD OF ME, PROBABLY  
20 BY THE BACK OF MY SHIRT, THREW ME AGAINST THE WALL RIGHT  
21 WHERE THE DOORWAY IS -- BETWEEN THE DOORWAY AND THE  
22 WINDOW. AND THAT'S WHEN I FELL TO THE FLOOR. AND THEN  
23 HE STARTED KICKING ME. AND THEN --

24 Q BY MR. KOLODJI: WHERE WAS HE KICKING YOU?

25 A MY BODY, MY BACK, MY RIBS, BY BUTTOCKS.

26 Q ABOUT HOW MANY TIMES DID HE KICK YOU?

27 A ABOUT FIVE, SIX TIMES.

28 Q OKAY.

1           THEN WHAT HAPPENED NEXT?

2       A     AND THEN THAT'S WHEN MY DAUGHTER WALKED IN.  
3     RIGHT WHEN SHE WALKED IN, I'M RIGHT THERE. AND I YELLED  
4     AT HER. AND I YELLED AT HER. I SCREAMED AT HER. AND  
5     THAT'S WHEN I STARTED GETTING UP AND DUSTED MYSELF OFF  
6     AND GOING BACK TO THE CAR. THAT'S WHEN I STARTED. AND  
7     HE SAID, "I'M NOT DONE WITH YOU YET. I'M NOT DONE WITH  
8     YOU YET."

9           I WENT TO THE CAR AND DROVE OFF AND APOLOGIZE  
10   TO MY DAUGHTER AND TOLD HER I'M SORRY. JUST COMPLETELY  
11   LASHED AT HER.

12          THE COURT: YOU LASHED OUT AT YOUR DAUGHTER?

13          THE WITNESS: YES. BECAUSE I DID NOT WANT HER TO  
14     SEE THAT. I TOLD HER TO STAY IN THE CAR.

15          Q     BY MR. KOLODJI: AND AFTER THIS, YOU FILED  
16     YOUR RESTRAINING ORDER?

17          A     NOT RIGHT AFTER, NO.

18          Q     A FEW DAYS LATER, YOU FILED THE RESTRAINING  
19     ORDER?

20          A     UH-HUH.

21          Q     AND AFTER THE RESTRAINING ORDER WAS FILED, DID  
22     YOU EVER RECEIVE ANY CALLS FROM THE RESPONDENT?

23          A     UH-HUH, YES.

24          Q     I WOULD LIKE TO DRAW YOUR ATTENTION TO WHAT'S  
25     MARKED AS EXHIBIT B OF THE SUPPLEMENTAL DECLARATION. IS  
26     THAT A TRUE AND ACCURATE SCREENSHOT OF THE CALL YOU  
27     RECEIVED?

28          A     UH-HUH.

1 Q IS THAT YES?

2 A YES.

3 THE COURT: SO THIS INCIDENT, YOU'RE TESTIFYING  
4 ABOUT HAPPENED ON AUGUST 26TH AND THEN ON SEPTEMBER 21ST  
5 --

6 THE WITNESS: AUGUST 26TH -- EITHER AUGUST 26TH OR  
7 IT WAS -- IT WAS ONE OF THOSE DAYS. HE HAD HALF DAYS.  
8 BOTH OF THEM, AUGUST 26TH, 27TH. I WASN'T SURE EXACTLY  
9 WHAT DAY WHEN I GO BACK.

10 Q BY MR. KOLODJI: WHEN YOU FILLED OUT --

11 A IT WAS AUGUST 20 --

12 WE WENT DOWN TO --

13 THE COURT: SO HERE'S --

14 HOLD ON.

15 SO YOUR TESTIMONY IS THE EVIDENCE. BUT  
16 YOU'RE ABLE TO LOOK AT ALMOST ANYTHING THAT HELPS  
17 REFRESH YOUR RECOLLECTION.

18 Q BY MR. KOLODJI: I'M GOING TO DRAW --

19 THE COURT: I'LL GIVE YOU AN EXAMPLE.

20 LIKE THE POLICE REPORT -- THE POLICE  
21 REPORT IS NOT COMING IN BECAUSE IT'S HEARSAY. IT'S  
22 A RECITATION OF STATEMENTS THAT THE POLICE OFFICERS  
23 -- THAT'S OUT. BUT BOTH PARTIES CAN LOOK AT A  
24 POLICE REPORT IF IT HELPS THEM REMEMBER THE DATE OR  
25 TIME OR WHAT HAVE YOU. SO IF YOU HAVE A POLICE  
26 REPORT, IT'S NOT COMING IN EVIDENCE. BUT YOU CAN  
27 LOOK AT IT IF IT HELPS YOU TO REMEMBER THE DATES  
28 AND -- YOU DO HAVE TO LET HIM KNOW WHAT DOCUMENT

1 YOU'RE LOOKING AT TO REFRESH YOUR MEMORY.

2 Q BY MR. KOLODJI: I'M GOING TO GO TO EXHIBIT A

3 --

4 THE COURT: SO EXHIBIT B IS A PHONE CALL OR TEXT  
5 MESSAGE?

6 THE WITNESS: NO.

7 PHONE CALL, I BELIEVE.

8 THE COURT: OKAY.

9 Q BY MR. KOLODJI: WAS THAT THE ONLY TIME THIS  
10 SUMMER THAT YOU HAD -- THAT HE LAID HANDS ON YOU?

11 A NO.

12 Q CAN YOU DESCRIBE THE INCIDENT THAT OCCURRED  
13 AROUND JUNE 8TH 2025?

14 A THE DAY I WAS LEAVING THE TEMPLE CITY HOUSE TO  
15 GO BACK TO THE ORIGINAL HOME -- IT WAS ANOTHER DISPUTE  
16 ABOUT FINANCES AND DISPUTE ABOUT JUST LIFE IN GENERAL.  
17 AND AS HE WAS LEAVING, HE THE PALMED HIS HAND RIGHT INTO  
18 MY EYE.

19 THE COURT: SO INDICATING YOU TOOK YOUR RIGHT  
20 PALM -- AND THAT YOU INDICATED THAT YOUR RIGHT PALM HIT  
21 YOUR -- INTO YOUR CHEEK INTO YOUR EYE.

22 SO THE RESPONDENT DID THAT?

23 THE WITNESS: UH-HUH.

24 THE COURT: HE TOOK THE PALM OF HIS RIGHT HAND AND  
25 HIT YOU IN YOUR FACE?

26 THE WITNESS: UH-HUH, YES.

27 MR. KOLODJI: DO YOU HAVE A PICTURE OF THAT  
28 INCIDENT?

1           THE WITNESS: UH-HUH.

2           THE COURT: PLUGGED IN YOUR COMPUTER?

3           MR. KOLODJI: YOUR HONOR, I HAVE IT UP ON MY --

4           THE COURT: SO HE'S GOING TO ASK QUESTIONS, AND  
5 YOU'LL HAVE A CHANCE TO ASK QUESTIONS. AND THEN HE  
6 MIGHT ASK YOU QUESTIONS. AND THEN YOU HAVE A RIGHT TO  
7 GIVE YOUR TESTIMONY. SO LET ME SWITCH TO COUNSEL.

8           SO THIS IS EXHIBIT --

9           MR. KOLODJI: I'D LIKE TO DESIGNATE THIS EXHIBIT --  
10 EXHIBIT H.

11          THE COURT: OKAY.

12          Q BY MR. KOLODJI: IS THIS A SCREENSHOT THAT YOU  
13 TOOK FROM YOUR PHONE?

14          A UH-HUH.

15          THE COURT: IS THAT A YES?

16          THE WITNESS: YES.

17          Q BY MR. KOLODJI: AND IS THIS A SCREENSHOT OF  
18 THE INCIDENT THAT YOU JUST DESCRIBED TO THE COURT?

19          A YES.

20          Q AND CAN YOU DESCRIBE --

21                   YOUR HONOR, SHOULD I DESCRIBE WHAT I SEE HERE  
22 OR --

23          THE COURT: HOLD ON. IS THIS A PICTURE OF YOU?

24          THE WITNESS: YES, IT IS.

25          THE COURT: AND I SEE A MARKING UNDER YOUR --

26          THE WITNESS: UNDER MY EYE. I HAD PUT MAKEUP ON TO  
27 SEE IF IT WOULD COVER, AND THAT'S WHY I TOOK THAT  
28 SNAPSHOT.

1 THE COURT: THERE APPEARS TO BE SOME SWELLING UNDER  
2 YOUR LEFT EYE.

3 THE WITNESS: UH-HUH.

4 THE COURT: IS THAT YES?

5 THE WITNESS: YES.

6 THE COURT: HOW DID YOU GET THE SWELLING UNDER YOUR  
7 LEFT EYE?

8           THE WITNESS:    LIKE I SAID, HE WAS LEAVING THE HOUSE  
9       AND HE WENT --

10 THE COURT: HE HIT YOU IN THE FACE AND LEFT THIS  
11 MARK.

12 THE WITNESS: CONTINUING OUT OF THE HOUSE --

13 THE COURT: I DON'T KNOW IF THIS IS --

14 HOW MANY MORE? DO YOU HAVE MORE  
15 PHOTOGRAPHS?

16 MR. KOLODJI: WE CAN REST ON THAT.

17 THE COURT: OKAY.

WELL, SO, SIR, DO YOU HAVE ANY QUESTIONS?

19 MR. SAYEGH: YES, YOUR HONOR.

20 THE COURT: SHE'S GIVEN TESTIMONY OF AUGUST 26TH  
21 INCIDENT AND JUNE 8TH INCIDENT.

22 MR. SAYEGH: SURE.

23 THE COURT: GO AHEAD.

24

25

26 BY MR. SAYEGH:  
27 Q MS. SAYEGH, DO YOU RECALL WHAT TIME YOU PICKED

1           THE COURT: SO GIVE A DATE --

2           MR. SAYEGH: I APOLOGIZE, SORRY.

3           Q       YOUR TESTIMONY WAS THAT ON AUGUST 26TH YOU  
4 PICKED UP YOUR SON FROM SCHOOL EARLY?

5           A       YES.

6           Q       AND DO YOU RECALL WHAT TIME YOU PICKED UP YOUR  
7 SON?

8           A       HE HAD HALF DAY. HE GETS OUT AT 11:00 -- NO.  
9 HE GETS OUT AT LIKE 1:15 GIVE OR TAKE.

10          THE COURT: AND YOU CAN TAKE THE PICTURE DOWN  
11 UNLESS HE'S GOING TO ASK TO USE IT.

12          Q       BY MR. SAYEGH: AND THEN YOU WENT TO GET  
13 COFFEE?

14          A       NO. WE DID NOT GET COFFEE RIGHT AWAY.

15               WE WENT STRAIGHT TO THE DENTIST APPOINTMENT.

16          Q       WHAT TIME WAS THE DENTIST APPOINTMENT?

17          A       THE DENTIST APPOINTMENT --

18               I SHOULD HAVE CALLED THEM AND ASKED THEM WHEN  
19 IT WAS, BUT I DON'T RECALL WHEN --

20          Q       DO YOU KNOW WHEN THE DENTAL APPOINTMENT WAS  
21 COMPLETED?

22          A       I KNOW IT WAS COMPLETED BEFORE NIA WAS PICKED  
23 UP FROM SCHOOL.

24          Q       OKAY.

25               AND WHAT TIME WOULD THAT BE?

26          A       NIA IS PICKED UP AT 3:00 O'CLOCK.

27          Q       3:00 O'CLOCK.

28               AND THEN WHERE DID YOU GO FROM THERE?

1 A TO THE HOUSE.

2 Q AND WHAT TIME DID YOU ARRIVE AT THE HOUSE?

3 A WE GOT COFFEE FIRST AND THEN --

4 Q WHAT TIME DID YOU GET COFFEE?

5 A ABOUT 4:00 O'CLOCK WE ENDED UP AT THE HOUSE --

6 4:00 OR 4:30.

7 Q OKAY.

8 AND WHO WAS THERE WHEN YOU GOT TO THE HOUSE?

9 A YOU WERE.

10 Q I WAS THERE.

11 A UH-HUH.

12 Q AND YOUR TESTIMONY WAS YOU WERE THERE AT THE

13 HOUSE FOR ABOUT A HALF HOUR?

14 A MAYBE 15 MINUTES TO 30 MINUTES.

15 Q SO APPROXIMATELY --

16 A MAYBE.

17 Q -- 5:00 P.M. THIS ASSAULT OCCURRED?

18 A AROUND 4:00 O'CLOCK.

19 Q AROUND 4:00?

20 A IT WAS 4:00 O'CLOCK.

21 Q LET ME COME BACK.

22 YOUR TESTIMONY IS YOU PICKED UP NIA AT 3:05.

23 THAT'S WHAT TIME THE BELL GETS OUT?

24 CORRECT?

25 A RIGHT.

26 Q AND IT TOOK SOMETIME FOR YOU TO GET HER IN THE

27 CAR BY THE TIME THE PICK-UP HAPPENS.

28 RIGHT?

1 A SURE.

2 Q ABOUT 15 MINUTES TO GET HER IN THE CAR?

3 A POSSIBLY.

4 Q AND AT THAT POINT, YOU WENT TO WHICH COFFEE  
5 SPOT?

6 A IT WAS RIGHT ON OUR WAY.

7 I HAD ORDERED IT, QUICK PICK-UP-TO-GO AND --

8 Q SORRY, WHICH COFFEE SPOT?

9 A STARBUCKS.

10 RIGHT ON --

11 THE COURT: THE COURT IS GOING TO EXERCISE ITS  
12 DISCRETION ON EVIDENCE CODE 765 TO MAKE SURE THAT ANY  
13 EXAMINATION IS RAPID, THOROUGH TO GET TO THE TRUTH OF  
14 THE ISSUES.

15 COUNSEL, PUT BACK ON YOUR EXITED H, I  
16 THINK IT IS.

17 SIR, DO YOU RECOGNIZE THIS PERSON IN THIS  
18 PHOTOGRAPH.

19 MR. SAYEGH: YES.

20 THE COURT: SHE HAS BRUISING ON HER LEFT EYE. DO  
21 YOU SEE THAT BRUISE?

22 MR. SAYEGH: YES.

23 THE COURT: SHE JUST TESTIFIED SHE GOT THAT BRUISE  
24 WHEN YOU HIT HER IN THE FACE.

25 MR. SAYEGH: SURE.

26 THE COURT: DO YOU REMEMBER ANY ARGUMENT OR ANY  
27 INCIDENT ON JUNE 8TH 2025?

28 MR. SAYEGH: NO.

1 IF I MAY, YOUR HONOR?

2 THAT IS THE JUNE 8TH. SO I HAVE THE  
3 EVIDENCE FOR THAT. SO MAY I PRESENT THAT?

4 THE COURT: SIR, I'M ASKING YOU ABOUT THIS  
5 PHOTOGRAPH.

6 I HAVE A PHOTOGRAPH OF A PERSON WITH  
7 BRUISING UNDER HER EYE. HER TESTIMONY IS SHE GOT  
8 THE BRUISE BECAUSE YOU HIT HER IN THE FACE. SO IS  
9 IT TRUE OR NOT TRUE THAT YOU HIT HER ON JUNE 8TH  
10 INFILCTING THIS INJURY?

11 MR. SAYEGH: IT IS NOT TRUE, YOUR HONOR. AND MAY I  
12 PRESENT --

13 THE COURT: SO LET ME UNDERSTAND.

14 YOUR TESTIMONY IS IT'S NOT TRUE THAT YOU  
15 DIDN'T HIT HER?

16 MR. SAYEGH: IT'S NOT TRUE EVEN IN THE SAME  
17 VICINITY OF HER. AND I HAVE THE EVIDENCE.

18 THE COURT: YOU WEREN'T IN THE SAME VICINITY?

19 MR. SAYEGH: NOT IN THE SAME CITY.

20 THE COURT: NOT ONLY DID YOU NOT STRIKE HER, YOU  
21 WERE NOT IN THE SAME ROOM, OR SAME CITY.

22 MR. SAYEGH: THAT'S NOT EVEN AN INJURY FROM  
23 ASSAULT. AND I HAVE THE EVIDENCE.

24 THE COURT: SIR, I'M JUST TRYING TO GET YOUR STORY  
25 BECAUSE, WITH THESE HEARINGS, THERE'S A LOT THAT --  
26 THERE'S A LOT OF ORDERS THAT A COURT HAS TO MAKE -- NOT  
27 JUST TO DETERMINE WHETHER OR NOT YOU DID ATTACK HER BUT  
28 WHAT ARE THE ORDERS FOR CUSTODY AND VISITATION.

1           SO I HAVE TO LOOK AT THE CREDIBILITY OF  
2 WITNESS. AND I DON'T JUST TAKE THE CREDIBILITY JUST  
3 FOR THE ISSUE AT HAND WHICH IS WHETHER OR NOT YOU  
4 HIT HER IN THE FACE. I DON'T KNOW IF YOU DID OR NOT  
5 BECAUSE THE HEARING ISN'T OVER. THERE'S SOME  
6 EVIDENCE THAT YOU HIT HER IN THE FACE. BUT I'LL  
7 WAIT UNTIL ALL OF THE EVIDENCE IS.

8           BUT I EVALUATE THE CREDIBILITY OF THE  
9 WITNESS AND APPLY IT BUT NOT ONLY THIS ISSUE BUT  
10 WHEN IT COMES TO CUSTODY VISITATION AND WHAT'S THE  
11 TIMEShare. IT CARES ARE. SO YOU DON'T WANT TO  
12 TAKE A STATEMENT THAT TURNS OUT TO BE  
13 DEMONSTRATIVELY FALSE. I'M JUST GIVING YOU A  
14 WARNING. BECAUSE IF I FIND THAT YOU HAD FALSE  
15 STATEMENTS -- GROSSLY FALSE STATEMENT ON THIS ISSUE,  
16 I'M GOING TO REMEMBER THAT WHEN WE NOW TALK ABOUT  
17 THE NEXT ISSUE WHICH IS CUSTODY AND VISITATION. SO  
18 I'M GOING TO --

19           HOLD ON, SIR.

20           YOU HAVE YOUR EVIDENCE THAT THIS IS NOT A  
21 BRUISE AND YOU WEREN'T IN THE SAME CITY.

22           MR. SAYEGH: BUT I HAVE --

23           THE COURT: WE'LL WAIT TO SEE THAT.

24           MR. SAYEGH: YOUR HONOR.

25           THE COURT: HOLD ON, SIR.

26           (WHEREUPON, THE CASE WAS RECESSED.)

27           THE COURT: NOW, BACK ON THE RECORD WITH SAYEGH.

28           LET'S START WITH. JUNE 8TH -- YOU HAVE

1 SOME EVIDENCE THAT YOU WERE NOT IN THE SAME CITY.

2 MR. SAYEGH: I DO, YOUR HONOR.

3 THE COURT: OKAY.

4 SO GO AHEAD AND SHARE WITH ME THAT  
5 EVIDENCE.

6 MR. SAYEGH: I WOULD LIKE TO START WITH A TEXT  
7 MESSAGE BETWEEN MYSELF AND NUHA SAYEGH.

8 THE COURT: HOLD ON. LET ME SWITCH ON DOCUMENT  
9 HERE. AND JUST LET ME KNOW WHETHER YOU'RE USING YOUR  
10 DOCUMENT CAMERA OR YOUR --

11 OKAY.

12 SO WE ARE ON THE DIRECT OF THE RESPONDENT  
13 AND YOU HAVE AN EXHIBIT.

14 MR. SAYEGH: YES, YOUR HONOR.

15 THE COURT: SO WE HAVE TO NUMBER THE EXHIBITS SO  
16 THERE'S A RECORD.

17 MR. SAYEGH: THIS WILL BE RESPONDENT'S EXHIBIT 1.

18 THE COURT: ALL RIGHT.

19 RESPONDENT'S 1.

20 AND THIS IS A TEXT MESSAGE?

21 MR. SAYEGH: THIS IS A TEXT MESSAGE BETWEEN MYSELF  
22 AND MRS. SAYEGH ON JUNE 8TH, BEGINNING AT 10:24 A.M.

23 THE COURT: OKAY.

24 HOW THE TEXT MESSAGES WORK -- YOUR  
25 STATEMENTS AREN'T ADMISSIBLE. BUT HER STATEMENT CAN  
26 BE UNLESS YOU'RE USING THIS FOR NON --

27 MR. SAYEGH: USING IT FOR IMPEACHMENT, YOUR HONOR.

28 THE COURT: WELL, YOU SAID YOU HAVE TESTIMONY THAT

1 YOU WEREN'T --

2 IMPEACHMENT IS EVIDENCE THAT SOMEBODY  
3 TESTIFIES IN COURT TO SOMETHING. AND IMPEACHMENT IS  
4 A PRIOR INCONSISTENT STATEMENT OR OTHER EVIDENCE  
5 THAT WILL SHOW THAT THE STATEMENT ISN'T RELIABLE OR  
6 ISN'T TRUE.

7 SO YOU MADE AN OFFER OF PROOF THAT NOT  
8 ONLY DID YOU NOT HIT THE PETITIONER IN THE FACE BUT  
9 YOU WEREN'T EVEN THERE.

10 MR. SAYEGH: YES, YOUR HONOR.

11 THE COURT: I'M WAITING FOR THE EVIDENCE TO SHOW  
12 YOU WEREN'T EVEN THERE.

13 MR. SAYEGH: SURE.

14 THE FIRST TEXT I TEXT HER, "WE'RE ALL  
15 GOING TO MY PARENTS TODAY." I TEXTED HER. AND THEN  
16 SHE SHOWS HER HAND SWOLLEN. HER RESPONSE TO ME,  
17 "I'M SUPPOSED TO GO TO WORK TODAY. I CAN'T MOVE MY  
18 HANDS. I CAN'T HOLD THE PHONE, VOICE TALKING."

19 THE COURT: WHAT'S YOUR OFFER -- GIVE ME YOUR OFFER  
20 PROOF OF WHAT EVIDENCE --

21 SO TYPICALLY -- I'LL GIVEN YOU AN EXAMPLE.  
22 IN A CRIMINAL SETTING, THERE'S A SHOOTING, AND THE  
23 DEFENDANT SAYS, "I WASN'T AT THE SHOOTING. I HAVE  
24 WITNESSES WHO WILL TESTIFY I WAS AT ANOTHER PARTY,  
25 DOWN THE STREET. SO I WASN'T THERE."

26 DO YOU HAVE EVIDENCE?

27 MR. SAYEGH: I DO, YOUR HONOR.

28 THE COURT: WHAT'S THAT EVIDENCE?

1 MR. SAYEGH: THE TEXT MESSAGES.

2 THE COURT: ASIDE FROM THE TEXT MESSAGE, DO YOU  
3 HAVE A PERSON WHO WILL TESTIFY?

4 MR. SAYEGH: IF I MAY GIVE A BRIEF OFFER OF PROOF,  
5 YOUR HONOR, PLEASE. JUST BRIEFLY.

6 THE COURT: UH-HUH.

7 MR. SAYEGH: WHAT SHE SAYS SHE WOKE UP WITH HER  
8 RIGHT EYE LIKE THIS. SHE ALSO TEXTED HER MOTHER WHERE  
9 SHE SAID THAT THE PAIN THAT I HAD IN MY EYE PRIOR TO --  
10 SHE ADMITS IT'S FROM A MEDICAL REACTION.

11 THE COURT: SO YOU HAVE A TEXT MESSAGE WITH  
12 STATEMENTS FROM THE PETITIONER TALKING ABOUT HER EYE.

13 MR. SAYEGH: YES.

14 BOTH TO MYSELF AND TO HER MOM.

15 SO THE REASON THE HAND IS --

16 THE COURT: SO JUST SHOW ME THE EXHIBIT FROM THE  
17 PETITIONER ABOUT HER EYE.

18 MR. SAYEGH: SURE.

19 THE COURT: SO WE'LL CALL THIS RESPONDENT'S 2. AND  
20 THIS IS A TEXT --

21 (WHEREUPON, RESPONDENT'S EXHIBIT 2  
22 WAS MARKED FOR IDENTIFICATION.)

23 MR. SAYEGH: THIS IS A TEXT TO ME, YOUR HONOR. THE  
24 PHOTO PREVIOUS TO --

25 THE COURT: WAIT.

26 THIS IS A TEXT TO YOU.

27 AND THERE'S A PHOTO OF THE PETITIONER --  
28 IS THAT THE LETTERS OR WRITINGS ON THE BOTTOM OF THE

1 PHOTOGRAPH? IS THAT WHAT SHE TEXTED?

2 MR. SAYEGH: OH, YEAH, SHE TEXTED ME.

3 TO ADD EVERYTHING, "WOKE UP. MY RIGHT EYE  
4 CAN'T OPEN."

5 THE PREVIOUS SHE SHOWED ME THE SWELLING IN  
6 HER HAND.

7 THE COURT: WHAT WAS THE DATE OF THIS TEXT?

8 MR. SAYEGH: THIS IS JUNE 8TH AT 10:24 A.M.

9 THE COURT: WHERE IS THAT ON THIS --

10 MR. SAYEGH: THESE TEXTS HAVE TO BE KIND OF  
11 CORRELATED.

12 JUNE 8TH, I TEXTED HER IN THE MORNING.

13 WE'RE ALL GOING TO MY PARENTS. SHE SHOWED ME HER  
14 HANDS SWOLE UP FROM THE MEDICINE REACTION, WHICH SHE  
15 WILL SPEAK TO. SO FIRST SHE SHOWS THE HAND, AND  
16 THEN SHE SAYS --

17 THE COURT: SLOW DOWN.

18 MR. SAYEGH: I'M SORRY.

19 THE COURT: SO THIS EXHIBIT 1 AND EXHIBIT 2 ARE THE  
20 SAME CHAIN OF TEXT MESSAGES?

21 MR. SAYEGH: CHAIN, YOUR HONOR.

22 THE COURT: SO EXHIBIT 1 AND THE BLUE IS HER OR THE  
23 BLUE IS --

24 MR. SAYEGH: THE BLUE IS ME.

25 THE COURT: OKAY.

26 "SO WE'RE ALL GOING TO MY PARENTS HOUSE  
27 TODAY," IS WHAT YOU TEXT. AND THEN THIS IS HER  
28 RESPONSE?

1 MR. SAYEGH: YES, YOUR HONOR.

2 THE COURT: A HAND.

3 OKAY.

4 THE NEXT PAGE?

5 MR. SAYEGH: THE NEXT PAGE IS THEN SHE FOLLOWS UP.

6 I RESPOND, "OUCH." SHE FOLLOWS UP AND STATES, "TO ADD  
7 TO EVERYTHING, WOKE UP MY RIGHT EYE CAN'T OPEN."

8 MY RESPONSE TO THAT WAS, "DAMN."

9 THE COURT: OKAY.

10 SO LET ME ASK MR. KOLODJI, IS THERE A  
11 STIPULATION THAT THESE ARE THE ACTUAL TEXTS BETWEEN  
12 THE PARTIES?

13 MR. KOLODJI: YES, YOUR HONOR.

14 THE COURT: OKAY.

15 KEEP GOING.

16 MR. SAYEGH: AND THEN THE THIRD IN THE SAME CHAIN,  
17 YOUR HONOR, WHERE I SAID, "DAMN," SHE SAID, "CALL ME  
18 WHEN YOU'RE ON YOUR WAY HOME. I'VE GOT TO TELL YOU  
19 SOMETHING AT THE WEDDING. NOTHING URGENT SO LITERALLY,  
20 JUST CALL ME."

21 MY RESPONSE IS: "ARE YOU OKAY," REFERRING  
22 TO HER MEDICAL REACTION IN THE SAME TIMEFRAME SHE  
23 TOLD HER MOM THE SAME THING. AND THEN SHE ASKED ME,  
24 "WHAT'S THE WI-FI TO THE HOUSE?" SO I TEXTED HER.  
25 CLEARLY I'M NOT THERE. I'M ACTUALLY AT MY PARENTS  
26 WHERE MY UNCLE CAME TO TOWN. AND THIS CONVERSATION  
27 WILL STILL BE IDENTICAL TO WHAT SHE HAS WITH HER  
28 MOTHER.

1           THE COURT: SO STATEMENTS OF THE PETITIONER YOU CAN  
2 ADMIT, NOT STATEMENTS OF YOU OR STATEMENTS OF YOUR MOM.  
3 BUT IF YOUR MOM IS HERE, SHE CAN TESTIFY.

4           MR. SAYEGH: SURE.

5           SO HERE'S STATEMENTS TO HER MOM.

6           THE COURT: THIS IS STATEMENTS FROM?

7           MR. SAYEGH: FROM NUHA TO HER MOM.

8           "GOOD MORNING. I CAN'T GET MY RIGHT EYE.  
9 DON'T EVEN OPEN. TERRIBLE. REMEMBER YESTERDAY, I  
10 FELT LIKE IT WAS SOMETHING WEIRD GOING ON. THERE'S  
11 A HUGE SACK UNDERNEATH MY EYEBALL."

12           NOW YOU DON'T WANT THE MOM'S RESPONSE?

13           THE COURT: IT'S NOT OFFERED FOR THE TRUTH OF THE  
14 MATTER.

15           MR. SAYEGH: THE MOM RESPONDED, NOT BEING OFFERED  
16 FOR THE TRUTH OF THE MATTER.

17           THE COURT: BUT HER STATEMENTS TO YOUR MOM IS  
18 ADMISSIBLE. THESE ARE HER STATEMENTS.

19           MR. SAYEGH: SO THEN MOM SAYS, "SEND A PICTURE."  
20 MOM JUST -- NOT FOR THE TRUTH OF THE MATTER. "BY THE  
21 WAY, SEYADA IS MAKING LUNCH FOR UNCLE ABAY BECAUSE HE  
22 PEED AND YOUR DAD WENT DOWN," WHICH COINCIDES WITH ME  
23 SAYING, "HEY, COME TO MY DAD --"

24           THE COURT: SO DON'T -- SO HERE'S WHAT -- YOU'RE  
25 NOT DOING THIS ON PURPOSE. DON'T GIVE ME YOUR  
COMMENTARY. JUST GIVE ME THE EVIDENCE. AND THEN AT THE  
27 END, ONCE ALL OF THE EVIDENCE IS IN, THEN YOU GIVE ME  
28 YOUR COMMENTARY. BUT SEPARATE THE COMMENTARY FROM WHAT

1 THE ACTUAL EXHIBIT IS.

2 MR. SAYEGH: SHE SAYS, "I'VE GOT EVERYTHING  
3 CHECKED. THEY COULDN'T FIND ANYTHING. I TOLD YOU,  
4 REMEMBER, I NEED TO GO TO AN EASTERN DOCTOR. I CAN'T  
5 EVEN HOLD MY PHONE WHILE I'M TEXTING."

6 MOM WRITES, "WESTERN MEDICINE, THEY JUST  
7 BANDAID AND SEND YOU HOME. EASTERN -- "

8 OKAY.

9 SO SHE SAYS, "I SENT ME A PICTURE OF MY  
10 HAND. LET ME SHOW YOU." SO THIS IS THE THIRD  
11 PERSON WHO SEES THIS. "I WILL GO. MY WHOLE ARM --  
12 IT SUCKS."

13 SHE ALSO TESTIFIED THAT THE KIDS WERE HOME  
14 WHEN I HIT HER. AND THE KIDS WERE WITH THE MOM AT  
15 THE TIME IN CORONA. AND THIS IS A PHOTO OF THAT.

16 AND THIS IS THE PHOTO SHE TEXTED HER MOM  
17 WHERE SHE SAYS, "SEND ME A PHOTO." AND THE  
18 CONVERSATION IS MAYBE ALLERGIES. "BEST MEDICINE  
19 RIGHT NOW IS TO LAY IN BED ALL DAY."

20 "ARE THE KIDS HAVING PHONE?"

21 SHE SAID THE KIDS WERE THERE WHEN I HIT  
22 HER IN THE EYE --

23 MS. SAYEGH: NO.

24 THE COURT: STOP WITH THE COMMENTARY.

25 MR. SAYEGH: I APOLOGIZE.

26 AND THEN IT'S JUST GOING -- I MEAN IT'S  
27 IMPORTANT FOR CONTEXT. "BEST TO LAY IN BED. PUT  
28 THE CAKE ON."

1 IT'S FRUSTRATING. NOTHING IN HERE  
2 REGARDING BEING ASSAULTED. THIS CORROBORATES THAT

3 --

4 NO COMMENTARY.

5 THE COURT: OKAY.

6 SO, MA'AM, WHEN DO YOU THINK THIS INCIDENT  
7 OCCURRED?

8 MS. SAYEGH: IT HAPPENED THE 6TH OR THE 7TH.

9 THE COURT: WHICH INCIDENT, MA'AM?

10 MS. SAYEGH: THIS IS THE SAME INCIDENT.

11 THE COURT: WELL, IS IT TRUE --

12 PUT BACK ON THE TEXT.

13 THE WITNESS: I WOKE UP.

14 THE COURT: HOLD ON.

15 IT'S EITHER R-1, -2, OR R-3.

16 WHAT ARE THE TEXT MESSAGES -- THE TEXT  
17 MESSAGES TO YOUR MOM.

18 RECEIVE.

19 ALL RIGHT.

20 MA'AM, DID YOU WRITE THIS TEXT?

21 MS. SAYEGH: I DID.

22 THE COURT: TO YOUR MOTHER?

23 MS. SAYEGH: MY MOTHER.

24 THE COURT: AND EXPLAIN WHY YOU WROTE THIS AND WHY  
25 YOU DID IT IN THIS TEXT. SAY THE SAME THING THAT YOU  
26 TESTIFIED TO ME -- YOU GOT IT BECAUSE HE HIT YOU IN THE  
27 FACE?

28 MS. SAYEGH: I DON'T TELL MY MOTHER ANYTHING. I

1 DON'T TELL HER ABOUT MY LIFE. I TRY TO AVOID TELLING  
2 HER ANYTHING ABOUT MY PRIVATE DAILY FUNCTIONS. AND HE  
3 HAD -- THIS HAD HAPPENED MONTHS -- THE 6TH OR THE 7TH.

4 THE KIDS -- I NEVER SAID THE KIDS WERE  
5 WITH ME.

6 THE COURT: I'M JUST ASKING ABOUT THE STATEMENT.  
7 SO YOUR TESTIMONY IS THAT YOU INTENTIONALLY OMITTED OR  
8 MADE UP A STORY ABOUT YOUR EYE BECAUSE YOU DIDN'T WANT  
9 TO TELL YOUR MOM SOMETHING?

10 MS. SAYEGH: NO. NO. NO, I DID NOT.

11 I NEVER MADE THAT UP.

12 MR. KOLODJI: WELL, I WANT TO CLARIFY.

13 HAS YOUR MOTHER EVER DONE ANYTHING TO  
14 ASSIST IN HIDING THE DOMESTIC VIOLENCE IN YOUR  
15 RELATIONSHIP?

16 MS. SAYEGH: NEVER.

17 THE COURT: YOUR MOTHER HAS NEVER?

18 MS. SAYEGH: SHE HID IT. SHE HID EVERYTHING.

19 MR. KOLODJI: THERE WAS -- WASN'T THERE AN INCIDENT  
20 IN THE HOTEL MANY YEARS AGO?

21 A HUNTINGTON, YES.

22 Q AND WHAT HAPPENED AT THAT INCIDENT?

23 MR. SAYEGH: SORRY, WHAT --

24 THE COURT: HOLD ON --

25 THE WITNESS: MY MOTHER -- SHE LIVED IN ARIZONA  
26 BACK THEN. HE HAD CALLED MY MOM. MY DAUGHTER WAS SIX  
27 MONTHS OLD AT THE TIME. HE HAD CALLED MY MOM AFTER A  
28 BEATING -- I MEAN A BEATING OF A LIFETIME. AND SHE

1 DROVE FOUR HOURS STRAIGHT FROM ARIZONA TO THE HOTEL.  
2 AND WHEN I WOKE UP, AND MY MOM WAS LAYING DOWN LIKE AS  
3 IF HE DIDN'T KNOW WHAT TO DO WITH MY BODY.

4 Q HOW LONG DID YOU STAY WITH YOUR MOM AT THE  
5 HOTEL?

6 A ABOUT A WEEK.

7 Q WOULD IT BE TRUE TO SAY THAT YOUR MOM ASSISTED  
8 IN COVERING UP THE DOMESTIC VIOLENCE THAT OCCURRED IN  
9 THE RELATIONSHIP?

10 A YES.

11 Q AND SO THERE'S GOING TO BE A PUBLIC FUNCTION  
12 THAT DAY?

13 A YES.

14 Q WERE YOU READY TO SHOW YOURSELF AND PRESENT  
15 YOURSELF --

16 A NO.

17 Q -- TO THAT PUBLIC FUNCTION?

18 A NO. NO.

19 Q AND DID YOU COME UP WITH EXCUSES FOR WHAT WAS  
20 CAUSING THAT BRUISE TO YOUR EYE?

21 A SURE. YES.

22 MR. SAYEGH: YOUR HONOR, HE'S LEADING.

23 THE COURT: SUSTAINED.

24 THERE ARE OTHER PHOTOGRAPHS IN YOUR  
25 OCTOBER 8, SUPPLEMENTAL. SO LET'S WALK THROUGH  
26 THOSE TO SEE IF --

27 SIR, YOU RECEIVED ON OCTOBER 8TH A  
28 SUPPLEMENTAL.

1 MR. SAYEGH: YES, YOUR HONOR.

2 THE COURT: YOU SAW THE PHOTOGRAPHS THAT WERE

3 LISTED -- THE PHOTOGRAPH OF THE BRUIISING ON HER NECK,

4 BRUIISING ON THE OTHER EYE, BLOODY LIP?

5 MR. KOLODJI: I HAVE THAT.

6 THE COURT: SO WHY DON'T YOU WALK THROUGH.

7 MR. KOLODJI: LET'S GO TO EXHIBIT F.

8 THE COURT: WE'RE BACK ON DIRECT.

9 MR. KOLODJI: I'D LIKE TO --

10 THE COURT: HOLD ON.

11 SO, MA'AM, IS THIS --

12 WHICH EXHIBIT IS THIS?

13 MR. KOLODJI: THIS IS EXHIBIT B.

14 THE COURT: WHAT IS THIS A PICTURE OF?

15 MS. SAYEGH: THAT'S MY LIP, MY UPPER LIP.

16 THE COURT: DO YOU REMEMBER WHEN THIS PICTURE WAS

17 TAKEN?

18 MS. SAYEGH: I WAS GOING THROUGH MY PHONE, AND THIS

19 WAS ON MY PHONE. IT SAID, "2023 OF NOVEMBER."

20 THE COURT: NOVEMBER 2023.

21 MR. KOLODJI: YOUR HONOR, WOULD I BE ABLE TO HAVE

22 MY CLIENT PULL UP HER PHONE?

23 THE COURT: LET ME GO THROUGH THESE PHOTOGRAPHS AND

24 SEE.

25 OKAY.

26 SO THERE'S A PHOTOGRAPH OF YOUR UPPER LIP.

27 IT LOOKS LIKE THERE'S A BRUIISING ON YOUR LIP.

28 THE WITNESS: UH-HUH, YES.

1           THE COURT: SO WHAT HAPPENED TO YOUR LIP?

2           THE WITNESS: THAT WAS -- THIS PHOTO WAS TAKEN  
3        MAYBE TWO DAYS AFTER THE INCIDENT WHEN HE CAME HOME FROM  
4        THE ICE HOUSE AND HE HAD AN ALTERCATION. AT THAT TIME,  
5        I WAS HOME. I WAS NO LONGER IN THAT UGLY LIFE OF THE  
6        REHABS AND ALL THAT. I HAD FULLY --

7           THE COURT: WHAT DO OUT MEAN "UGLY LIFE OF REHAB?"

8           MS. SAYEGH: I HAD AN UGLY -- I SPIRALED DOWN THIS  
9        RABBIT HOLE OF A DISGUSTING LIFE. AND I WASN'T ABLE TO  
10      GET HELP UNLESS AND UNTIL D.C.F.S. CAME INTO MY LIFE AND  
11      SAVED ME.

12          THE COURT: SO YOU WERE SPIRLING DOWN?

13          MS. SAYEGH: YES.

14          IN 2021.

15          THE COURT: IN 2021.

16          AND WAS THIS SPIRLING INVOLVING DRUGS?

17          MS. SAYEGH: UNFORTUNATELY.

18          THE COURT: IS THAT YES?

19          MS. SAYEGH: YES.

20          THE COURT: AND THEN HE D.C.F.S. CAME IN?

21          MS. SAYEGH: UH-HUH.

22          THE COURT: IS THAT YES?

23          MS. SAYEGH: YES.

24          THE COURT: OKAY.

25          AND SO DURING THIS SPIRLING IN 2021, THIS  
26      PICTURE WAS TAKEN 2023?

27          MS. SAYEGH: CORRECT.

28          THE COURT: WHAT HAPPENED TO YOUR LIP?

1 MS. SAYEGH: SO HE CAME HOME BELLIGERENTLY, DRUNK.  
2 AND ALL I ASKED HIM WAS, YOU KNOW, "HEY, WHAT'S GOING  
3 ON?" YOU KNOW 2:30 IN THE MORNING. AND HE DIDN'T EVEN  
4 RESPOND. HE JUST GRABS ME BY THE HAIR AND HEADBUTTS MY  
5 LIP.

6 THE COURT: HE HEADBUTTED YOU?

7 MS. SAYEGH: YES.

8 THE COURT: AND THAT'S WHAT CUT YOUR LIP?

9 MS. SAYEGH: IT WENT INTO MY TOOTH.

10 THE COURT: OKAY.

11 SO HERE'S SOME OTHER PHOTOGRAPHS, MA'AM.

12 DO YOU RECOGNIZE -- IS THIS YOU IN THIS  
13 PHOTOGRAPH?

14 MS. SAYEGH: YES.

15 THOSE ARE THE 2021. THOSE ARE THE ONES  
16 THAT --

17 THE COURT: IS THIS EXHIBIT C?

18 MR. KOLODJI: THIS IS EXHIBIT F, YOUR HONOR.

19 THE COURT: EXHIBIT F.

20 OKAY.

21 EXHIBIT F, THERE ARE THREE PHOTOS. SO  
22 THIS IS A PHOTO OF YOU?

23 MS. SAYEGH: YES.

24 THE COURT: I SEE SOMETHING AROUND YOUR RIGHT EYE.  
25 WHAT HAPPENED?

26 MS. SAYEGH: THIS WAS THE NIGHT -- I THINK THIS IS  
27 A COUPLE OF DAYS -- SO THESE PHOTOS WERE TAKEN  
28 THROUGHOUT THE FULL WEEK AFTERWARDS. BUT THERE WAS AN

1 ALTERCATION THE NIGHT -- ONE NIGHT, IT WAS JANUARY -- IT  
2 WAS IN JANUARY -- BEGINNING OF JANUARY.

3 MR. KOLODJI: YOU SAID IN THE BEGINNING OF JANUARY?

4 MS. SAYEGH: YEAH, IT WAS THE BEGINNING OF JANUARY.

5 SO HE --

6 HOLD ON.

7 THIS WAS A VERY INTERESTING STORY.

8 AM I TELLING IT FROM THE BEGINNING TO END?

9 THE COURT: YOU'RE TELLING ME HOW YOU GOT THE  
10 INJURIES ON YOUR FACE.

11 MS. SAYEGH: OKAY.

12 SO I WENT OUTSIDE TO PUT THE FOOD AWAY.

13 AND AS HE WAS IN THE CHILDREN'S ROOM, THE KIDS WERE  
14 IN PLAYING IN BED. HE STARTS TELLING ME LIKE  
15 DISGUSTING WORDS AND TELLING ME DISGUSTING --  
16 TELLING ME I'M WORTHLESS AND ALL OF THESE THINGS. I  
17 HAD A HEAVY THING OF COOKING. AND I HAVE LIKE A  
18 LITTLE CATERING AREA OF FOOD I TOOK OUTSIDE. I'M AT  
19 THE REFRIGERATOR PUTTING THE POT AWAY. AND I JUST  
20 HAD IT. I REALLY --

21 MR. KOLODJI: CAN YOU TELL COURT WHAT HE WAS SAYING  
22 SPECIFICALLY AS YOU RECALL.

23 MS. SAYEGH: HE WAS TELLING ME THAT I'M STUPID, I'M  
24 A LOSER, I'M WORTHLESS, I'M A PIECE OF -- THE WHOLE  
25 WORDS.

26 AND I WAS REALLY ANGRY. AND I WENT INTO  
27 THE ROOM, THE KIDS' ROOM, THAT HE WAS IN. AND  
28 THERE'S A LITTLE PLASTIC TABLE, AND I KIND OF JUST

1 STORMED IN THE ROOM, AND I FLIPPED THE TABLE. AND  
2 THAT'S WHEN HE JUST LOST IT.

3 MR. KOLODJI: AND CAN YOU DESCRIBE TO THE COURT  
4 WHAT HAPPENED WHEN HE LOST IT?

5 THE WITNESS: YES.

6 HE CHASED ME AROUND THE HOUSE. THIS  
7 WAS -- HE CHASED ME AROUND THE HOUSE. WE WERE  
8 HOPPING AND POPPING. HE THREW ME AGAINST THE WALL,  
9 BUT THIS EYE -- PARTICULAR HAPPENED WHEN I WENT INTO  
10 THE BABY'S ROOM TO GRAB A DIAPER. AND I'M ON -- I  
11 HAD MY HEAD DOWN AT THIS POINT. I KNOW HE'S REALLY  
12 ANGRY. AND HE KEEPS YELLING AT ME AND YELLING AT  
13 ME. AND I LOOKED UP LIKE THIS, AND THAT'S WHEN HE  
14 WENT INTO MY EYE -- PUNCHED ME INTO MY EYE.

15 THE COURT: YELLING AT YOU AND YOU LOOKED UP TO THE  
16 LEFT?

17 MS. SAYEGH: YEAH.

18 I'M AT THE CABINET. I PULLED OUT THE  
19 DRAWER, PULLED OUT A DIAPER. AND HE'S STILL LIKE  
20 HOVERING OVER ME, SCREAMING AT ME. AND I KIND OF  
21 LIKE THIS -- AS SOON AS I WENT LIKE THIS AND THEN HE  
22 CLOCKED MY EYE.

23 THE COURT: BY "CLOCKED," HE STRUCK YOU IN THE  
24 FACE?

25 MS. SAYEGH: YES.

26 THE COURT: AND THAT'S WHAT GAVE YOU THIS BLACK  
27 EYE?

28 THE WITNESS: UH-HUH.

1           THE COURT: IS THAT YES?

2           MS. SAYEGH: YES.

3           THE COURT: THAT'S THE SAME PHOTO AS --

4           MR. KOLODJI: NO.

5           THIS IS A DIFFERENT TIME.

6           I PUT THE THREE PICTURES INSIDE HER  
7 DECLARATION WHICH I ALSO ATTACHED DUPLICATIVE AS  
8 EXHIBIT F.

9           THE COURT: SO I HAVE EXHIBIT D AN UPPER LIP INJURY  
10 IN 2023. IS THIS A DIFFERENT INJURY.

11          MS. SAYEGH: THIS IS A DIFFERENT --

12          THE COURT: HOLD ON.

13          MR. KOLODJI: WE'RE TALKING ABOUT THE JANUARY 2022  
14 INCIDENT.

15          AND EXHIBIT C IS THE NOVEMBER 2023  
16 INCIDENT.

17          THE COURT: OKAY.

18          IT LOOKS TO BE THE SAME PHOTOGRAPH, MR.  
19 KOLODJI.

20          MR. KOLODJI: YOU'RE RIGHT, YOUR HONOR.

21          THE COURT: ALL RIGHT.

22          HOLD ON A SECOND.

23          AND MA'AM, THIS IS THE SAME PHOTOGRAPH  
24 THAT YOU TESTIFIED TO --

25          MS. SAYEGH: THAT JANUARY.

26          THE COURT: OKAY.

27          -- WITH HIM CHASING YOU AND YOUR PULLING  
28 OUT THE DIAPER FROM THE DIAPER BAG?

1 MS. SAYEGH: UH-HUH?

2 THE COURT: IS THAT YES?

3 THIS IS A CLOSEUP OF THE SAME PHOTOGRAPH?

4 MS. SAYEGH: YES.

5 THE COURT: LOOKS TO BE MARKS AROUND YOUR NECK.

6 MS. SAYEGH: UH-HUH.

7 THE COURT: DON'T SAY, "UH-HUH."

8 MS. SAYEGH: YES.

9 THE COURT: SO TELL ME ABOUT THIS.

10 MS. SAYEGH: THIS ONE HE SLAPS ME REALLY HARD AFTER  
11 HE PULLS MY SWEATER -- DOWN TO THE FLOOR, HE SLAPS ME  
12 REALLY HARD, AND THEN HE STARTS CHOKING ME.

13 THE COURT: AND IS THIS PART OF THE "F" EXHIBITS?

14 MR. KOLODJI: IT IS, YOUR HONOR.

15 THE COURT: ALL RIGHT.

16 THESE ARE PART OF THE "F" EXHIBITS.

17 MR. KOLODJI: IF YOU LOOK AT YOUR PHONE, THESE ARE  
18 ALL THE SAME TIME.

19 MS. SAYEGH: YES.

20 THE COURT: AND THERE'S SWELLING AROUND YOUR NECK.  
21 HOW DID YOU GET THOSE MARKS?

22 MS. SAYEGH: BY HIS HANDS.

23 THE COURT: SO, MR. KOLODJI, I KNOW THAT IN THE --  
24 IN HER DECLARATION SHE ALLEGES GASLIGHTING; SHE ALLEGES  
25 A NUMBER OF DIFFERENT THEORIES OF DOMESTIC VIOLENCE.  
26 LET'S STICK WITH THE EXAMPLES OF ASSAULTS BECAUSE WE  
27 HAVE HE-SAID/SHE-SAID. RIGHT? BUT THEN IF YOU HAVE  
28 PHOTOGRAPHS --

1                   OKAY.

2                   -- WELL, THEN PHOTOGRAPHS, IF THEY'RE  
3 CONSISTENT WITH THE TESTIMONY. BUT WE'RE NOT DONE  
4 WITH THE HEARING, BUT I HAVE THESE PHOTOGRAPHS.

5                   IS THERE ANY OTHER PHOTOGRAPHS?

6                   MR. KOLODJI: YOUR HONOR, THERE WOULD BE ANOTHER  
7 INCIDENT THAT OCCURRED.

8                   LET ME JUST FIND HERE --

9                   THE COURT: I'LL GO BACK ON THE DOCUMENT CAMERA.

10                  MR. KOLODJI: I WANTED TO --

11                  LET ME JUST --

12                  I WANT TO DRAW YOUR ATTENTION TO THE  
13 INCIDENT THAT OCCURRED IN JULY 2001.

14                  THE COURT: SIR, YOU CAN'T TESTIFY. YOU CAN SHOW  
15 HER A PICTURE OR ASK HER WHAT HAPPENED.

16

17                  DIRECT EXAMINATION (RESUMED)

18 BY MR. KOLODJI:

19                  Q       LET ME SHOW YOU.

20                  A       YES.

21                  THIS IS HIS CAR.

22                  THE COURT: SO LET ME PUT ON COUNSEL'S COMPUTER.

23                  OKAY.

24                  WHICH EXHIBIT IS THIS?

25                  MR. KOLODJI: THIS IS MY EXHIBIT I, YOUR HONOR.

26                  THE COURT: EXHIBIT I.

27                  AND SO, MA'AM, WHAT'S EXHIBIT I? WHAT'S  
28 IT SHOWING HERE?

1           THE WITNESS: YES, THIS IS HIS CAR. I'M IN THE  
2 PASSENGER SEAT, AND HE'S IN THE DRIVER'S SEAT. NOW --

3           MR. KOLODJI: WHAT CAUSED THIS?

4           THE WITNESS: HE PUNCHED THE WINDOW ON THIS ONE.

5           MR. KOLODJI: CAN YOU DESCRIBE THAT INCIDENT?

6           THE WITNESS: YES.

7           HE PUNCHED THE WINDOW AFTER HE PUNCHED MY  
8 FACE. AND I MEAN BRUTALLY POUNDING MY FACE AS I WAS  
9 IN THE PASSENGER'S SEAT --

10          THE COURT: I HAVEN'T SEEN THIS PHOTO BEFORE.

11          THE WITNESS: THIS IS THE FIRST TIME I GOT OUT OF  
12 THE CAR, MY NOSE IS BLEEDING.

13          THE COURT: SLOW DOWN.

14          THIS IS NOT EXHIBIT I. THIS IS EXHIBIT 1.

15          MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO MAKE  
16 THESE 4 PICTURES EXHIBIT I. THIS WILL BE EXHIBIT I-2.

17          THE WITNESS: SO --

18          THE COURT: OKAY.

19          SO THIS IS I-2.

20          (WHEREUPON, RESPONDENT'S EXHIBIT I-2  
21          WAS MARKED FOR IDENTIFICATION.)

22          MR. KOLODJI: IT'S CONCERNING THE JULY 2021  
23 INCIDENT.

24          THE COURT: OKAY.

25          ALL RIGHT.

26          MA'AM, SO I-1 IS A PHOTOGRAPH OF THE  
27 WINDSHIELD CRACKED. AND YOUR TESTIMONY IS THAT THE  
28 RESPONDENT PUNCHED THE WINDSHIELD?

1           THE WITNESS: YES.

2           THE COURT: AND I-2 IS A PICTURE OF YOUR FACE AND  
3 IT APPEARS TO HAVE SOME INJURY.

4           MS. SAYEGH: WE WERE ON OUR WAY HOME FROM A LONG  
5 NIGHT. AND I DON'T KNOW -- REMEMBER EXACTLY WHAT LED TO  
6 IT. BUT ALL I KNOW MY FACE WAS -- HIS FIST POUNDS THREE  
7 OR FOUR TIMES INTO MY FACE. MY NOSE IS BLEEDING AS YOU  
8 CAN SEE. AND MY EAR IS BLEEDING AS WELL. I HAD BLOOD  
9 COMING FROM MY EARS.

10          Q       BY MR. KOLODJI: I WOULD LIKE TO SHOW TWO  
11 ADDITIONAL PICTURES ON I-3, DATED JULY 11TH, 2021 AT  
12 9:09 P.M. EXHIBIT I-4, JULY 11TH 2021.

13           DO THESE FOUR EXHIBITS DESCRIBE WHAT HAPPENED  
14 --

15          A       UH-HUH, YES.

16          Q       -- THAT DAY?

17           AND WHERE WERE YOU WHEN HE BASHED YOU IN THE  
18 FACE?

19          A       PASSENGER'S SIDE.

20          Q       WHO ELSE WAS IN THE CAR?

21          A       NOBODY.

22          MR. KOLODJI: NOTHING FURTHER.

23          THE COURT: WE'RE GOING TO GO ANOTHER 15 MINUTES  
24 BEFORE WE TAKE OUR MORNING BREAK.

25           FIRST, LET ME UNDERSTAND. IS IT YOUR  
26 TESTIMONY, SIR, THAT YOU NEVER HIT HER, YOU'VE NEVER  
27 BEEN PHYSICAL WITH HER?

28          MR. SAYEGH: IT IS MY TESTIMONY.

1 AS FAR AS THE JANUARY 22ND EVENT, I'D LIKE  
2 TO EXPLAIN WHAT OCCURRED THERE.

3 THE COURT: JUST ANSWER A SIMPLE QUESTION, SIR.

4 HAVE YOU EVER HIT THE PETITIONER?

5 MS. SAYEGH: WE HAD DISPUTES PRIOR TO THE BIRTH OF  
6 OUR FIRST CHILD WHEN SHE WOULD DRINKING A LOT OF ALCOHOL  
7 AND SHE WOULD BE AGGRESSIVE AND -- BUT NEVER HITTING AS  
8 FAR AS --

9 THE COURT: SO I'M TRYING TO BE CLEAR. YOU CAN  
10 SAY, "NO, I'VE NEVER HIT HER." OR "YES, I HIT HER." OR  
11 "YES, WE'VE HAD MUTUAL COMBAT." I DON'T KNOW WHAT YOUR  
12 TESTIMONY IS, SIR.

13 MR. SAYEGH: PRIOR TO HAVING THE CHILDREN, YES,  
14 THERE'S BEEN MUTUAL ARGUMENTS, MUTUAL FIGHTS.

15 THE COURT: AND YOUR YOUNGEST CHILD WAS BORN IN  
16 2019?

17 MR. SAYEGH: YES, YOUR HONOR.

18 THE COURT: SO YOUR TESTIMONY IS AFTER 2019, YOU'VE  
19 NEVER BEEN PHYSICAL WITH THE RESPONDENT?

20 MR. SAYEGH: NO, YOUR HONOR.

21 THE COURT: AT ALL?

22 MR. SAYEGH: WE HAVE THE 2011 INCIDENT -- I MEAN  
23 2021 I MEAN 2021 -- 2022 WHICH I HAVE TO EXPLAIN IT,  
24 SIR.

25 THE COURT: SO IS IT A "YES" WITH AN EXPLANATION,  
26 OR "NO, I'VE NEVER BEEN PHYSICAL?"

27 MR. SAYEGH: IT IS YES WHEN SHE ASSAULTED ME THAT  
28 DAY.

1           THE COURT: SO YOU'RE SAYING IT'S SELF-DEFENSE?

2           MR. SAYEGH: YES.

3           AND I'LL BE ABLE TO ESTABLISH THAT.

4           THE COURT: SO YOUR TESTIMONY IS THAT YOU MAY HAVE  
5           HIT HER, BUT YOU ONLY HIT HER IN SELF-DEFENSE?

6           MR. SAYEGH: THE ONE TIME ON THE 21ST. THAT'S THE  
7           22ND THAT SHE ALLEGES.

8           THE COURT: SO SINCE YOUR CHILDREN HAVE BEEN BORN,  
9           YOU MAY HAVE HIT HER ONE TIME, BUT THAT WAS IN  
10          SELF-DEFENSE?

11          MR. SAYEGH: YES, YOUR HONOR.

12          THE COURT: IS THAT YOUR TESTIMONY?

13          MR. SAYEGH: YES.

14          THE COURT: AND THE INCIDENT THAT YOU SAID YOU HIT  
15          HER IN SELF-DEFENSE, WAS WHAT?

16          MR. SAYEGH: THAT'S THE ONE WHERE THE NECK -- AND I  
17          WOULD LIKE AN OPPORTUNITY TO EXPLAIN.

18          THE COURT: YOU'LL HAVE AN OPPORTUNITY. I JUST  
19          WANT -- FIRST, I WANT TO SEE WHAT YOUR SIDE OF THE STORY  
20          IS BECAUSE THE ALLEGATIONS IS YOU'VE BEEN BEATING HER UP  
21          FOR YEARS.

22           SO YOU'RE SAYING, "I'VE NOT BEEN BEATING  
23          HER UP FOR YEARS. IF ANYTHING, I HIT HER ONE TIME  
24          IN SELF-DEFENSE BACK IN 2021."

25           DO I HAVE YOUR TESTIMONY CORRECT?

26          MR. SAYEGH: YES.

27          THE COURT: SO THE OTHER PHOTOGRAPHS FROM OTHER --  
28          FROM NOVEMBER 2023 -- THE UPPER LIP -- NO, THAT'S NOT

1 YOU?

2 MR. SAYEGH: MAY I --

3 THE COURT: I'M JUST ASKING YOU A SIMPLE QUESTION.

4 MR. SAYEGH: NO, THAT WAS NOT ME, YOUR HONOR.

5 THE COURT: SO YOU DID NOT HIT HER IN 2023.

6 AND THE WINDSHIELD?

7 MR. SAYEGH: I HAVE NO IDEA, THE WINDSHIELD OR EYE

8 --

9 THE COURT: EITHER YOU REMEMBER BREAKING A  
10 WINDSHIELD WITH YOUR FIST -- IT EITHER IT HAPPENED OR IT  
11 DIDN'T.

12 MR. SAYEGH: ABSOLUTELY NOT.

13 THE COURT: SO YOU NEVER BROKE A WINDSHIELD.

14 MR. SAYEGH: ABSOLUTELY NOT.

15 THE COURT: AND THE MARKS AROUND HER NECK YOU DID  
16 NOT PUT THOSE INJURIES ON HER?

17 MR. SAYEGH: THAT WAS MADE UP.

18 I HAVE TO HAVE MY TIME.

19 THE COURT: WHEN I ASK YOU A SIMPLE QUESTION, "NO,  
20 I DIDN'T HIT HER --"

21 MR. SAYEGH: OKAY.

22 THE COURT: HOW SHE STAGED A PHOTOGRAPH -- THE  
23 QUESTION IS: "DID YOU HIT HER."

24 MR. SAYEGH: NO, YOUR HONOR.

25 BUT THAT DAY -- THAT'S THE DATE, BUT  
26 THAT'S THE --

27 THE COURT: SHE ALSO TESTIFIED THAT YOU ROUTINELY  
28 NAME CALL, YELLING -- IS ANY OF THAT TRUE?

1 MR. SAYEGH: NO. NOT ROUTINELY. NOT AT ALL.

2 AND I HAVE A LONG SERIES OF --

3 THE COURT: SO BEFORE YOU BEGIN, SHE'S TESTIFIED  
4 THAT SHE WAS SPIRLING, THAT SHE'S HAD ISSUES WITH DRUGS.  
5 SO IT'S NOT ALL SELF-INTERESTING WHICH MAKES IT A LITTLE  
6 MORAL CREDIBLE.

7 YOUR TESTIMONY IS YOU'VE DONE ANYTHING  
8 WRONG -- MAYBE YOU'VE HIT HER ONE TIME, BUT THAT WAS  
9 IN SELF-DEFENSE, BUT YOU NEVER NAME CALLED --

10 MR. SAYEGH: THAT'S NOT MY TESTIMONY.

11 THE COURT: GO AHEAD, SIR.

12 YOU CAN PRESENT YOUR EVIDENCE, SIR. I  
13 UNDERSTAND YOUR POSITION.

14 MR. SAYEGH: IF I MAY, YOUR HONOR.

15 THE COURT: GO AHEAD.

16 MR. SAYEGH: LET'S GO --

17 THE COURT: REMEMBER, WE'RE TAKING A BREAK AT  
18 10:30.

19 THE WITNESS: THIS DOCUMENT HERE.

20 THE COURT: SO THIS IS EXHIBIT -- EXHIBIT B.

21 THE WITNESS: THIS DOCUMENT HERE IS A LIP  
22 INJECTION.

23 THE COURT: SO, SIR, YOU NEED TO HAVE EVIDENCE.  
24 YOU CAN'T JUST SHOW A PHOTOGRAPH AND TELL ME IT'S A LIP  
25 INJECTION.

26 THE WITNESS: SO I PROVIDED AN EXPERT WITNESS TO  
27 THIS ISSUE AND WE'VE PRESENTED THEY'VE REVIEWED THIS,  
28 AND PREPARED DECLARATION, AND PRESENTED A D.C. --

1           THE COURT: IF YOU HAVE A WITNESS HERE IN COURT  
2 WHOSE A MEDICAL PROFESSIONAL TO TESTIFY TO --

3           THE WITNESS: MAY I PRESENT THESE PHOTOS NOT FOR  
4 THE TRUTH OF THE MATTER, SIMPLY DEMONSTRATIVELY --

5           THE COURT: SIR, YOU'RE NOT ABLE TO SHOW A  
6 PHOTOGRAPH AND SAY THIS WAS STAGED. YOU HAVE TO HAVE  
7 PERSONAL INFORMATION. LIKE, IF YOU SAW HER PUT ON  
8 MAKEUP, IF YOU SAW HER DISGUIISING, TESTIFY TO THAT. BUT  
9 YOUR COMMENTARY IS NOT EVIDENCE. YOUR COMMENTS WILL BE  
10 AT THE END AFTER THE EVIDENCE IS CLOSED.

11           SO GIVE ME YOUR EVIDENCE, SIR, YOUR  
12 TESTIMONY.

13           THE WITNESS: SURE.

14           I HAVE TEXT MESSAGES BETWEEN HER AND HER  
15 SISTER REGARDING LIP INJECTIONS.

16           THE COURT: OKAY.

17           YOU WANT TO MARK THIS AS AN EXHIBIT?

18           MR. SAYEGH: YES.

19           R-2. THIS IS A CONVERSATION WITH SISTER  
20 AND HERSELF.

21           (WHEREUPON, RESPONDENT'S EXHIBIT R-4  
22 WAS MARKED FOR IDENTIFICATION.)

23           THE COURT: SHE'S IN THE GRAY?

24           THE WITNESS: WOMEN ARE --

25           THE COURT: SIR, I DON'T WANT TO HEAR --

26           THE WITNESS: OH, OKAY.

27           THE COURT: JUST SHOW ME THE EXHIBIT, AND TELL ME  
28 WHAT IT SAYS.

1           THE WITNESS: THIS IS A CONVERSATION BETWEEN HER  
2 AND HER SISTER REGARDING HER FILLERS. SHE WENT TO L.A.  
3 BEAUTY SKIN CENTER. THE PHOTOS THAT SHE SHOWED OF THE  
4 LIP AND THE COURT TOOK A LOOK AT IT -- THERE'S AN  
5 INJECTION SITE. THIS PHOTO WAS TAKEN THREE HOURS LATER,  
6 AND IT HAD BLED. THERE'S AN INJECTION SITE. THE LIPS  
7 ARE PUFFED OUT.

8           THE COURT: SIR, THIS IS YOUR -- YOU'RE TRYING TO  
9 GIVE COMMENTARY AND TESTIMONY BUT YOU CAN'T DO THAT.

10           SO THIS IS AN EXHIBIT OF THE PETITIONER'S  
11 TEXT MESSAGES. AND IN THAT TEXT MESSAGE, THE  
12 PETITIONER STATES THIS IS R-2, L.A. BEAUTY SKIN  
13 CENTER. "I NEVER DID LASER. TRY IT. THEY KNOW HOW  
14 TO RAISE THE BROW. WOMEN ARE TAKING IT BACK NOW TO  
15 HAVE A BIGGER FOREHEAD."

16           SO THAT'S HER TEXT MESSAGE?

17           THE WITNESS: YES.

18           THE COURT: WHAT ELSE DO YOU HAVE?

19           THE WITNESS: AS FAR AS --

20           THE COURT: I DON'T WANT YOUR COMMENTARY SIR.

21           FIRST, GET ALL THE EVIDENCE IN, AND THEN  
22 YOU CAN GIVE ALL OF YOUR ARGUMENT.

23           THE WITNESS: I WOULD LIKE TO PRESENT EVIDENCE AS  
24 TO WHERE I WAS ON THE DATE OF THIS INCIDENT THAT SHE  
25 ALLEGES THAT I CAME HOME AND WHAT HAD OCCURRED THAT DAY.

26           THE COURT: OKAY.

27           AND THAT WAS AUGUST 26TH.

28           THE WITNESS: YES, YOUR HONOR.

1           THE COURT: OKAY.

2           THE WITNESS: THIS IS THE NOVEMBER 4TH DATE.

3           WHAT DO YOU WANT TO MARK THIS EXITED AS.

4           R-3, THESE ARE TEXT MESSAGES BETWEEN  
5 MYSELF, AND NUHA.

6           THE COURT: HERS WILL COME IN, YOURS WILL NOT --  
7 FOR THE TRUTH --

8           IS THE GRAY HER?

9           THE WITNESS: YES, YOUR HONOR.

10          THE COURT: "GOOD MORNING. HOW IS IT GOING?"  
11          AND THIS IS A TEXT MESSAGE FROM  
12 NOVEMBER 4, 2023. AND WHAT IS THIS RELEVANT TO  
13 SHOW?

14          THE WITNESS: THIS IS SHOWING HER AND I  
15 COMMUNICATING THAT MORNING --

16          THE COURT: OKAY.

17          THE WITNESS: OF THE INCIDENT -- SHE --  
18           WELL, THROUGH THE TEXT, SHE'S AT WORK.

19          THE COURT: NO THE TEXT SAID, "GOOD MORNING."

20          THE WITNESS: "GOOD MORNING. HOW'S IT GOING?  
21 HELLO, GOOD MORNING. HOW'S IT GOING? I HAVE THE KIDS  
22 OVER HERE FOR BREAKFAST."

23           SHE RESPONDS, "HOW DID SHE DO? WHERE WAS  
24 THE TOURNAMENT?" SECOND PLACE -- SHE RESPOND,  
25 "DAMN, I WISH I WERE THERE. I DIDN'T I THINK IT  
26 WOULD BE THAT BIG. I'M SO PROUD OF HER."

27           THIS IS JUST GOING THROUGH -- "I'M SO  
28 PROUD OF HER." THE TEXT MESSAGES THROUGHOUT THAT

1 MORNING, THE DATE.

2 SHE WAS AT WORK. "HELD OUT WHY. WHY WERE  
3 YOU GUYS THERE SO LONG?" SHE'S CLOCKING IN AND OUT  
4 AND THAT SHE WOULD BE HOME, WHICH SHE WOULD BE HOME  
5 AT 10:00 P.M. THAT DAY.

6 AND THIS IS THE FOLLOWING DAY REGARDING  
7 RITE AID.

8 THE COURT: THIS IS R-4. THIS NOW A TEXT MESSAGE  
9 FROM --

10 THE WITNESS: IF I MAY GO BACK TO HER LIP.

11 THE COURT: YES.

12 GOING BACK TO THE PHOTO, EXHIBIT F.

13 MR. SAYEGH: MAY I INQUIRE?

14 THE COURT: YES.

15 MR. SAYEGH: MS. SAYEGH, IN YOUR DECLARATION YOU  
16 STATED THAT YOU HAD BLED -- YOU WERE BLEEDING.

17 MS. SAYEGH: YES.

18 MR. SAYEGH: FROM YOUR LIP?

19 MS. SAYEGH: UH-HUH.

20 MR. SAYEGH: AND THIS PHOTO THAT YOU TOOK THAT WAS  
21 TAKEN, IN YOUR DECLARATION, AN HOUR AND A HALF AFTER THE  
22 ALLEGED ASSAULT?

23 MS. SAYEGH: NO.

24 I TOOK THIS PHOTO ABOUT TWO DAYS AFTER THE  
25 ALLEGED -- ABOUT TWO DAYS MAYBE, GIVEN OR TAKE.

26 MR. SAYEGH: YOUR TIME STAMP ON YOUR PHOTO --

27 MS. SAYEGH: YEAH, I --

28 THE COURT: WAIT FOR HIM TO FINISH.

1 MR. SAYEGH: -- SAID 2:56 A.M.

2 THE WITNESS: I'VE WOKEN UP PROBABLY FROM THE PAIN,  
3 WOKE UP AND THEN TOOK A PICTURE. IT HAPPENED MAYBE TWO  
4 DAYS.

5 MR. SAYEGH: DO YOU HAVE THE TIME STAMP FROM YOUR  
6 PHOTO?

7 MS. SAYEGH: SURE.

8 MR. KOLODJI: YOUR HONOR, I -- THE PETITIONER'S  
9 PHONE --

10 MR. SAYEGH: AND THE TIME STAMP SAYS 2:59 A.M.?

11 MS. SAYEGH: YES.

12 MR. SAYEGH: AND THAT'S ON THE 4TH?

13 MS. SAYEGH: YES.

14 THIS IS A COUPLE OF DAYS AFTER.

15 MR. SAYEGH: SO DID YOU SAY THE ASSAULT HAPPENED ON  
16 THE 4TH?

17 MS. SAYEGH: YES.

18 I -- I THOUGHT THE ASSAULT HAPPENED ON THE  
19 4TH. IT WAS 2023. IT WAS A LONG TIME AGO. SO IT  
20 HAD HAPPENED A COUPLE OF DAYS BEFORE. AND I WAS IN  
21 PAIN. I REMEMBER NOW. I HAVE VERY BAD MEMORY  
22 OTHERWISE.

23 THE COURT: IT'S 10:30, WE'RE GOING TO TAKE OUR  
24 HOUR MORNING RECESS TO LET'S SAY 10:50. YOU'LL HAVE  
25 ENOUGH TIME TO STRETCH YOUR LEGS. WHEN YOU COME BACK,  
26 RESPONDENT WILL WRAP UP. YOU HAVE 20, 30 MINUTES TO  
27 PRESENT WHATEVER OTHER EVIDENCE YOU HAVE.

28 SO WE HAVE TO LOCK THE DOORS SO THE STAFF

1 CAN ALSO USE THE RESTROOM. SO YU CAN LEAVE YOUR  
2 MATERIALS, TAKE YOUR VALUABLES LIKE YOUR COMPUTER.  
3 THERE'S NOBODY GOING TO BE HERE TO GUARD YOUR STUFF.  
4 SO TAKE YOUR CELLPHONES YOUR COMPUTERS. YOU CAN  
5 LEAVE YOUR PAPERS.

6 (WHEREUPON, A RECESS WAS TAKEN.)

7 THE COURT: BACK ON THE RECORD ON THE RESTRAINING  
8 ORDER. EVERYBODY IS --

9 DO YOU HAVE ANY OTHER WITNESSES?

10 MR. SAYEGH: YES, I DO.

11 THE COURT: WHO IS A WITNESS?

12 MR. SAYEGH: SAMERA ARKEL.

13 THE COURT: AND AGAIN, TELL ME WHAT IS THE OFFER  
14 OF. PROOF? SHE'LL TESTIFY TO WHAT?

15 MR. SAYEGH: SHE'S GOING TO TESTIFY THAT SHE  
16 ADMITTED THAT AFTER SHE GOT SOBER THAT SHE HAD  
17 EMBELLISHED HER INJURIES WITH MAKEUP ON THE 27TH. SHE'S  
18 GOING TO ADMIT THAT NUHA TOLD HER THOSE WERE LIP FILLERS  
19 AND THAT SHE WILL TESTIFY THAT SHE WAS WITH ME ON THE  
20 DATE WHERE SHE HAD HER MEDICAL INFECTION.

21 THE COURT: OKAY.

22 ALL RIGHT.

23 LET ME HEAR FROM HER.

24 GOOD MORNING, MA'AM. ARE YOU MS. ARKEL?

25 THE WITNESS: YES.

26 THE COURT: WHY DON'T YOU COME UP HERE TO THE  
27 WITNESS STAND. WALK ON UP. AND ONCE YOU GET THERE,  
28 REMAIN STANDING, RAISE YOUR RIGHT HAND, AND FACE THE

1 J.A.

2 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
3 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
4 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
5 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

6 THE WITNESS: I DO.

7 THE COURT: PULL UP A CHAIR.

8 TELL ME WHAT IS YOURS FIRST ANDS LAST.  
9 NAME?

10 THE WITNESS: MY IN NAME IS SAMERA ARKEL,  
11 S-A-M-E-R-A, ARKEL, A-R-K-E-L.

12 THE COURT: GOOD MORNING TO YOU.

13 DO YOU RECOGNIZE THE PARTIES SITTING AT  
14 COUNSEL'S TABLE?

15 THE WITNESS: YES.

16 THAT'S MY BROTHER AND SISTER-IN-LAW.

17 THE COURT: OH, FAHED IS YOUR BROTHER?

18 THE WITNESS: YES.

19 THE COURT: HAVE YOU HAD AN OPPORTUNITY -- OR HAVE  
20 YOU HAD ANY INSTANCES WHERE YOU'VE SPOKEN TO NUHA?

21 THE WITNESS: NUHA.

22 THE COURT: HAS SHE EVER SPOKEN TO YOU ABOUT ANY  
23 INJURIES OR ANY DOMESTIC VIOLENCE BETWEEN THE PARTIES?

24 THE WITNESS: NEVER.

25 THE COURT: SHE'S NEVER SPOKEN ABOUT ANY VIOLENCE?

26 THE WITNESS: NO.

27 THE COURT: HAS SHE EVER TOLD YOU THAT SHE EVER  
28 SUFFERED ANY INJURY OR GOT INTO ANY FIGHT OR ALTERCATION

1 WITH YOUR BOTHER?

2 THE WITNESS: NO.

3 THE COURT: HAS SHE EVER TOLD YOU THAT SHE'S EVER  
4 EXAGGERATED OR MADE UP CLAIMS ABOUT DOMESTIC VIOLENCE  
5 BETWEEN HER AND HER BROTHER?

6 THE WITNESS: AT ONE TIME WHEN SHE FILED A REPORT  
7 ON HIM THAT HE HIT HER, AND WE TALKED ABOUT IT. SHE  
8 SAID IT WAS AN ACCIDENT; THAT THEY WERE ARGUING. SHE  
9 WAS NOT IN GOOD HEALTH. SHE WAS ANGRY. SHE THREW A  
10 TABLE. AND HE BLOCKED. AND A SWEATER HIT HER ON THE  
11 EYE.

12 THE COURT: DO YOU HAVE -- DO YOU REMEMBER  
13 APPROXIMATELY WHAT INCIDENT OR WHAT YEAR SHE WAS  
14 TESTIFYING OR TELLING YOU ABOUT?

15 THE WITNESS: GOSH.

16 THE COURT: IF I SAY 2021 DOES THAT SOUND --

17 THE WITNESS: I'LL BE HONEST WITH YOU, BETWEEN  
18 COVID AND THE FIRES -- BECAUSE I LOST MY HOUSE IN THE  
19 FIRE -- I DON'T EVEN KNOW THE TIMEFRAME. MAYBE THE  
20 21ST. IT COULD BE.

21 THAT LONG AGO?

22 THE COURT: I'M ASKING YOU, MA'AM. IF YOU DON'T  
23 REMEMBER, THAT'S FINE.

24 THE WITNESS: YEAH.

25 THE COURT: SO YOU HAVE A MEMORY OF AT LEAST ONE  
26 TIME THE PETITIONER TELLING YOU THAT SHE MADE A REPORT  
27 AGAINST YOUR BROTHER, BUT IT WAS ACTUALLY AN ACCIDENT?

28 THE WITNESS: YES. CORRECT.

1           THE COURT: ANY OTHER INCIDENTS?

2           THE WITNESS: AND THEN SHE ALSO -- SHE ALSO TOLD HE  
3 ME THAT SHE HAD PUT MAKEUP ON TO MAKE IT LOOK WORSE  
4 BECAUSE WE HAD TALKED TO HER -- BECAUSE WE WERE CLOSE --  
5 AND THAT SHE WAS SORRY THAT SHE DID THAT, BUT SHE GOT  
6 REALLY SCARED.

7           THE COURT: WHAT EXACTLY DID SHE SAY TO --

8           THE WITNESS: SHE --

9           THE COURT: WHEN --

10          THE WITNESS: UH-HUH.

11          THE COURT: GO AHEAD.

12          THE WITNESS: SHE SAID THAT SHE CALLED MY OTHER  
13 COUSIN WHO LOST HER KIDS THROUGH A CUSTODY BATTLE AND  
14 THAT SHE WASN'T ABLE TO SEE THE KIDS BECAUSE, I GUESS,  
15 SHE WAS ON SUBSTANCE ABUSE. AND SHE SAID THE WAY YOU'VE  
16 GOT TO DO THIS IS YOU'VE GOT TO DO IT LIKE THIS. AND  
17 YOU NEED TO CALL THE POLICE ON HIM FIRST. AND IF YOU  
18 CALL FIRST, IF YOU DO, THIS WILL YOU IN YOUR CASE WITH  
19 THE KIDS.

20          THE COURT: OKAY.

21           SHE HAD HER OWN CASE WITH D.C.F.S.?

22          THE WITNESS: YES.

23          THE COURT: AND SHE WAS DEALING WITH HER OWN DRUG  
24 USE, THE DRUG ISSUES?

25          THE WITNESS: YES.

26          THE COURT: ANYTHING ELSE?

27          THE WITNESS: ABUSE-WISE SHE ALWAYS HAD HER OWN  
28 PERSONALITY WHEN SHE WAS UNDER THE INFLUENCE. BUT AS

1           THEM FIGHTING OR ABUSE, THINGS LIKE THAT -- NO.

2           THE COURT: AND HAVE YOU EVER SEEN YOUR BROTHER USE  
3 ANY SUBSTANCES?

4           THE WITNESS: NO.

5           THE COURT: NEVER SEEN HIM ANGRY?

6           THE WITNESS: NO.

7           THE COURT: NEVER SEEN HIM CURSING?

8           THE WITNESS: I WORKED WITH HIM FIVE YEARS. EVERY  
9 SINGLE DAY ACTUALLY A VERY NICE GUY.

10          THE COURT: I DON'T HAVE ANY OTHER QUESTIONS.

11          MR. KOLODJI: SURE.

12          THE COURT: WHAT'S THE OFFER ON THIS?

13          MR. KOLODJI: I WAS GOING TO ASK HER ABOUT THE --  
14 WHEN HE WAS ARRESTED IN JANUARY --

15          THE COURT: OKAY.

16           GO AHEAD.

17          MR. KOLODJI: 2023.

18          THE COURT: GO AHEAD.

19          MR. KOLODJI: DID THE FAMILY RALLY AROUND YOUR  
20 BROTHER WHEN HE WAS ARRESTED IN JANUARY OF 2023?

21          THE WITNESS: WHAT WAS JANUARY -- WHAT ARREST WAS  
22 THAT ONE?

23          MR. KOLODJI: WELL, LET ME JUST CLARIFY. YOU  
24 TESTIFIED THAT SHE FILED -- OR A REPORT WAS FILED ON  
25 HIM.

26           DO YOU REMEMBER WHEN THAT HAPPENED?

27          THE WITNESS: LIKE THE DATES, THE TIMES, AND THE  
28 YEARS?

1           THE COURT: WE HAVE RESPONDENT'S SISTER TESTIFY  
2 THAT PETITIONER, WHO SHE WAS CLOSE TO, MADE STATEMENTS  
3 ABOUT HOW YOU'RE GOING DO THINGS WITH D.C.F.S. -- WHICH  
4 IS EMBELLISHING INJURIES, I.

5           DON'T KNOW WHAT ELSE -- WHAT'S YOUR BASIS  
6 OF THE CROSS TO SHOW WHAT?

7           MR. KOLODJI: I WAS GOING TO ASK HER ABOUT -- WELL,  
8 SHE TESTIFIED THAT THE FAMILY RALLIED TOGETHER WHEN HE  
9 WAS FACING A CRIMINAL -- HE FACED CRIMINAL CHARGES DUE  
10 TO DOMESTIC ABUSE.

11           CORRECT?

12           THE COURT: ARE YOU AWARE THAT YOUR BROTHER WAS  
13 FACING CRIMINAL CHARGES?

14           THE WITNESS: I KNOW THAT WHEN SHE CALLED THE  
15 POLICE ON HIM, SHE GOT ARRESTED.

16           THAT?

17           MR. KOLODJI: YES.

18           DO YOU REMEMBER WHEN THAT WAS?

19           THE WITNESS: THE DATES -- I'M SORRY, I DIDN'T  
20 STUDY FOR THIS. NO.

21           THE COURT: SURE.

22           AND DID HE LOSE HIS BAR LICENSE AS A  
23 RESULT OF THAT?

24           THE WITNESS: NO.

25           MR. KOLODJI: HE CURRENTLY HAS A BAR LICENSE?

26           THE WITNESS: AS OF RIGHT NOW, NO. HIS BAR LICENSE  
27 IS SUSPENDED.

28           MR. KOLODJI: YOU WORK AT HIS FIRM?

1 THE WITNESS: NO.

2 I'M JUST HIS SISTER.

3 MR. KOLODJI: YOU SAID YOU WORK WITH HIM EVERY DAY?

4 THE WITNESS: WE WORK IN THE SAME BUILDING.

5 MR. KOLODJI: SO YOU HAVE A SEPARATE OFFICE THERE?

6 THE WITNESS: CORRECT.

7 AND WE WORK TOGETHER ON OTHER PROJECTS,  
8 BUT I DON'T WORK WITH HIM IN THE LAW FIRM.

9 MR. KOLODJI: OKAY.

10 I'M AT NOT SURE IF SHE HAS MUCH TESTIMONY.

11 THE COURT: YES.

12 BAR LICENSE IS NOT RELEVANT TO THIS  
13 PROCEEDING. UNLESS IT'S SOMETHING INVOLVING MORAL  
14 TURPITUDE. THERE'S NO EVIDENCE BEFORE THE COURT.

15 MR. KOLODJI: NOTHING FURTHER, YOUR HONOR.

16 THE COURT: DID SHE GIVEN THE TESTIMONY YOU  
17 ANTICIPATED?

18 ANYTHING ELSE?

19 MR. SAYEGH: YES.

20 THIS PHOTO HERE -- WHICH I BELIEVE IS  
21 MARKED AS R-3.

22 THE COURT: NO.

23 IT'S ALREADY BEEN MARKED AS EXHIBIT F.

24 MR. SAYEGH: SORRY.

25       ///

26       ///

27       ///

28       ///

1 SAMERA ARKEL,  
2  
3 A WITNESS, CALLED ON BEHALF OF THE RESPONDENT, WAS  
4 SWORN AND TESTIFIED AS FOLLOWS:  
5  
6 DIRECT EXAMINATION  
7 BY MR. SAYEGH:  
8  
9 Q MS. ARKEL, DO YOU RECOGNIZE THE PERSON IN THIS  
10 PHOTO?  
11 A YES.  
12  
13 IT'S NUHA.  
14 Q OKAY.  
15  
16 AND DO YOU RECOGNIZE ANYTHING UNUSUAL IN THIS  
17 PHOTO?  
18 A HER LIPS ARE FULL.  
19 Q AND WERE YOU THERE AT THE TIME THAT SHE GOT  
20 HER LIP -- WHEN YOU SAY, "WAS FULL," WHY DO YOU SAY IT  
21 WAS FULL?  
22 A WELL, TO ME -- I KNOW THOSE WERE -- WHEN SHE  
23 GOT HER LIP INJECTIONS. SO SHE ALWAYS SENDS ME STUFF ON  
24 Groupon.  
25  
26 THE COURT: WHAT IS YOUR BACKGROUND, TRAINING?  
27 WHAT DO YOU FOR A LIVING?  
28 MR. SAYEGH: OBJECTION.  
29  
30 THE WITNESS: RIGHT NOW I RUN A VENUE SPACE.  
31  
32 THE COURT: OKAY.  
33  
34 SO SHE'S NOT GOING TO BE ABLE TO GIVE  
35 TESTIMONY ABOUT THIS LIP UNLESS SHE WAS PRESENT WHEN  
36 THE PHOTO WAS TAKEN --  
37  
38 MR. SAYEGH: CAN T --

1           THE COURT:  SHE'S NOT GOING TO BE ABLE TO GIVE  
2 TESTIMONY --

3           MR. KOLODJI:  MOTION TO STRIKE --

4           MR. SAYEGH:  CAN I ASK ONE FOLLOW-UP?

5           Q        DID SHE TELL YOU SHE GOT LIP INJECTIONS?

6           A        YES, SHE IT.

7           Q        WHAT DID SHE TELL YOU, IF ANYTHING, ABOUT THIS  
8 PHOTOGRAPH?

9           A        SHE TOLD ME SHE GOT OF LIP INJECTIONS.  SHE  
10 TOLD ME ABOUT THE Groupon.  I TOLD YOU -- "WHY?  YOU  
11 HAVE BEAUTIFUL LIPS.  WHY ARE YOU GOING TO GET THEM?"  
12 SHE SAID --

13          THE COURT:  UNDERSTAND MY QUESTION.  DID SHE SAY  
14 ANYTHING WHEN SHE HAD THIS --

15          THE WITNESS:  YES, SHE ASKED --

16          THE COURT:  WAIT UNTIL MY QUESTION IS DONE.

17          THE WITNESS:  I'M SORRY.

18          THE COURT:  WHEN HER LIP LOOKED LIKE THIS, DID IT  
19 SHE TELL YOU ANYTHING ABOUT HOW THE LIP BECAME OR HOW  
20 THE LIP LOOKED LIKE THIS, WHAT HAPPENED WITH THE LIP?

21          THE WITNESS:  SHE ASKED ME IS IT NORMAL FOR HER TO  
22 BRUISE WHEN SHE DOES THAT BECAUSE SHE KNOWS THAT I GET  
23 BOTOX.

24          THE COURT:  MA'AM, YOU CAN STEP DOWN.

25           THANK YOU.

26           YOU CAN STEP DOWN.

27           NOW YOU'RE ON YOUR DIRECT.

28          MR. SAYEGH:  WE WERE STILL FINISHING --

1 THE COURT: WHATEVER YOU WANT, SIR. YOU HAVE 15,  
2 20 MINUTES TO SHOW WHATEVER YOU WANT -- WHETHER THAT'S  
3 YOUR TESTIMONY, WHETHER THAT'S CROSS, WHETHER THAT'S  
4 ADDITIONAL EVIDENCE.

5 MR. SAYEGH: NOT FROM HER.

6 THE COURT: MA'AM, YOU CAN STEP DOWN, YOU'RE DONE.

8 NUHA SAYEGH,  
9 CALLED ON BEHALF OF THE RESPONDENT, WAS SWORN AND  
10 TESTIFIED AS FOLLOWS:

11  
12 DIRECT EXAMINATION

13 BY MR. SAYEGH:

14 Q WHEN THE COURT BROKE, WE WERE DISCUSSING THE  
15 NOVEMBER 4TH INCIDENT. IN YOUR DECLARATION, YOU STATED  
16 THAT THE HEADBUTT CAUSED BLEEDING AND EXTREME SWELLING.

17 IS THAT TRUE?

18 A YES.

19 Q AND THAT YOU STATED IN THE PHOTO IS IDENTIFIED  
20 AT 2:59 A.M.

21 CORRECT?

22 A ON THE DECLARATION, YES.

23 I RECEIVED -- I PUT -- THAT WAS FROM 2:30. I  
24 REMEMBER I WOKE UP AT 2:30 WITH THROBBING PAIN. THAT'S  
25 WHEN THAT HAPPENED -- TWO DAYS BEFORE THAT HAPPENED.

26 Q SO YOUR TESTIMONY WAS ON NOVEMBER 4TH 2023,  
27 THIS OCCURRED. AND AT 3:00 A.M., YOU TOOK THE PHOTO THE  
28 SAME DAY. IS THAT YOUR DECLARATION?

1 A YEAH.

2 I MISCOUNTED THE DAYS, I'M SORRY.

3 Q OKAY.

4 YOU ALSO TESTIFIED THAT -- OR IN YOUR  
5 DECLARATION THAT I HAD PULLED BOTH SIDES OF YOUR HAIR.

6 CORRECT?

7 A UH-HUH.

8 Q NOW IN THESE PHOTOS, YOUR HAIR ISN'T PULLED.

9 CORRECT?

10 A NO.

11 THEY'RE NOT.

12 Q AND IN THIS PHOTO HERE, THERE'S NO BLEEDING  
13 FROM ONE HOUR PRIOR?

14 A IT WAS TWO DAYS BEFORE.

15 THE COURT: THE QUESTION IS IN THE PHOTOGRAPH IS  
16 THERE BLEEDING. DOES THE PHOTOGRAPH SHOW BLEEDING?

17 THE WITNESS: NO.

18 THE COURT: NEXT QUESTION.

19 Q BY MR. SAYEGH: DO YOU RECALL GIVING A  
20 STATEMENT TO LAW ENFORCEMENT REGARDING THE JANUARY 2121  
21 EVENT? AND DO YOU RECALL MAKING A STATEMENT TO BOTH THE  
22 DISTRICT ATTORNEY AND THE DETECTIVE?

23 A I DON'T REMEMBER TOO MUCH OF THAT.

24 THE COURT: HER STATEMENTS CAN BE USED. SO EVEN  
25 THOUGH THE POLICE REPORT IS SHE MADE A STATEMENT -- BUT  
26 THE PROBLEM THAT I HAVE IS IS YOU CAN SHOW HER THE  
27 REPORT TO REFRESH HER MEMORY. BUT I WOULD NEED TO HAVE  
28 THE ACTUAL DEPUTY COME IN AND TELL ME THAT SHE MADE THE

1 STATEMENT.

2 DOES THAT MAKE SENSE?

3 WELL, YOU'RE AN ATTORNEY; SO YOU  
4 UNDERSTAND THAT.

5 MR. SAYEGH: IT'S IMPEACHMENT. SHE'S SAYING THAT I  
6 DID SOMETHING --

7 THE COURT: NO COMMENTARY. I'M JUST SAYING HOW YOU  
8 CAN USE THE POLICE REPORT. YOU CAN USE IT TO REFRESH  
9 YOUR MEMORY, BUT UNLESS YOU HAVE THE ACTUAL DEPUTIES TO  
10 COME IN AND SAY --

11 MR. SAYEGH: OKAY.

12 THE COURT: YOU CAN PUT IT ON THE SCREEN TO SEE IF  
13 IT REFRESHES HER MEMORY.

14 MA'AM, DO YOU REMEMBER SPEAKING TO LAW  
15 ENFORCEMENT ABOUT JANUARY 21ST 2021 INCIDENT?

16 MA'AM?

17 THE WITNESS: THE 21?

18 THE COURT: RIGHT.

19 THE WITNESS: I DO I RECALL A LITTLE BIT. LITTLE  
20 BIT.

21 THE COURT: SIR, YOU CAN HIGHLIGHT THE STATEMENTS  
22 TO SEE IF IT REFRESHES HER MEMORY.

23 MR. SAYEGH: SURE.

24 THE COURT: AND THIS IS RESPONDENT'S --

25 MR. SAYEGH: RESPONDENT'S 4.

26 THE COURT: AND THIS IS THE POLICE REPORT?

27 MR. SAYEGH: IF I HAVE MAY WITH AN OFFER OF PROOF.

28 THE COURT: TELL ME WHAT THE DOCUMENT IS.

1 MR. SAYEGH: THE DOCUMENT IS AN EMAIL THAT I  
2 RECEIVED FROM THE DEPUTY DISTRICT ATTORNEY PRIOR TO --  
3 THE COURT: EMAIL FROM A D.A. THAT'S GOOD ENOUGH.  
4 THAT DESCRIBES WHAT IT IS. THAT'S RESPONDENT'S 4. SO  
5 IT'S NOT GOING TO BE ENTERED INTO EVIDENCE, BUT IT CAN  
6 BE USED TO REFRESH HER MEMORY.

7 (WHEREUPON, RESPONDENT'S EXHIBIT 4  
8 WAS MARKED FOR IDENTIFICATION.)

9 Q BY MR. SAYEGH: DO YOU RECALL TELLING THE  
10 DEPUTY D.A. THAT ON THAT EVENING YOU HAD POOR MEMORY AND  
11 YOU WERE NOT FEELING WELL AT THE TIME OF THE NECK  
12 INJURIES? DO YOU RECALL TELLING THE D.A. THAT?

13 A I DON'T RECALL THAT.

14 Q DO YOU RECALL TELLING THE D.A. AT THAT TIME  
15 YOU'RE POSTPARTUM AND SELF-MEDICATE?

16 A I DON'T RECALL THAT.

17 Q DO YOU RECALL TELLING THE D.A. THAT YOU WERE  
18 ARGUING WITH ME BECAUSE I SAID YOU WERE A BAD MOTHER?

19 A I REMEMBER THAT.

THE COURT: YOU DO REMEMBER THAT?

21 THE WITNESS: I DO REMEMBER THAT.

22 Q BY MR. SAYEGH: DO YOU REMEMBER SAYING THAT  
23 YOU STRUCK ME ON THE CHEST WITH A SWEATER THAT HAD A  
24 METAL ZIPPER?

25 A I WAS JUST REMEMBERING THAT NOW.

26 | THE COURT: HOLD ON. HOLD ON.

DO YOU REMEMBER TELLING THE DEPUTY THAT  
YOU HIT HIM WITH A SWEATER WITH A METAL ZIPPER?

1           THE WITNESS: YEAH.

2           I REMEMBER A SWEATERED SHIRT WITH A  
3 ZIPPER.

4           Q       BY MR. SAYEGH: DO YOU REMEMBER STATING TO THE  
5 D.A. AND THE DEPUTY THAT YOU TRIED TO BLOCK -- THAT I  
6 TRIED TO BLOCK HER AND THAT IS WHEN I HIT YOU IN THE  
7 EYE?

8           A       SAY THAT ONE MORE TIME.

9           Q       YOU TOLD THE DEPUTY THAT I TRIED TO BLOCK YOU  
10 AND THAT IS WHEN I HIT YOU IN YOUR EYE?

11          A       NO.

12          Q       YOU DON'T RECALL SAYING THAT?

13          A       I DON'T RECALL SAYING THAT BEFORE.

14          Q       AND THAT YOU TOLD HER IT WAS AN ACCIDENT?

15          A       NOW, WAS THIS THE DAY OF, DAY AFTER, OR THE  
16 DAY --

17          Q       THIS IS A RECORDED CONVERSATION ON 6/23/23  
18 WITH THE DEPUTY --

19          A       THE REASON WHY --

20          Q       -- DETECTIVE LOHMAN AND DEPUTY DISTRICT  
21 ATTORNEY ANN KUMAN?

22          A       SO THIS IS A COUPLE OF DAYS AFTER THE  
23 INCIDENT. CORRECT?

24          Q       THIS IS ON 6/23/23 AFTER YOU GOT OUT OF THE  
25 REHAB AND SOBERED UP?

26          A       OH, AFTER WHEN WE ALL AGREED THAT WE WERE  
27 GOING TO PUT MAKEUP ON AND SAY THAT I PUT MAKEUP ON MY  
28 FACE SO EVERYTHING WOULD GO AWAY.

1           THE COURT: SO, MA'AM, HE'S ASKING QUESTIONS NOW.  
2 SO JUST ANSWER HIS QUESTIONS. SO THIS WAS 6/23/23.

3           SO, SIR, WHEN YOU SAID THIS WAS AN  
4 ACCIDENT, CAN YOU REPHRASE SO I KNOW WHAT YOU MEAN  
5 WAS AN ACCIDENT?

6           MR. SAYEGH: SURE.

7           Q       YOU TOLD -- YOU SAID THAT I TRIED TO BLOCK YOU  
8 AND WHEN I DID TRY TO BLOCK YOU, I HIT THE LEFT SIDE OF  
9 YOUR EYE AND THAT IT WAS ABSENT?

10          A       THIS WAS AFTER REHAB, AFTER MY WHOLE -- AFTER  
11 EVERYTHING. THAT'S THE STORY THAT WE HAD TO GO WITH,  
12 YES. I DON'T REMEMBER SAYING THAT, THOUGH.

13          Q       AND DO YOU THINK THE DETECTIVE OR THE D.A.  
14 WERE LYING --

15          THE COURT: SIR, THEY'RE NOT HERE TO TESTIFY.

16          Q       BY MR. SAYEGH: OKAY.

17          YOU TESTIFIED -- WELL, YOU SAID TO THEM AND  
18 RECALL, THAT A RELATIVE GOT IN YOUR HEAD AND SAID THAT  
19 YOU WERE GOING -- THAT I WAS GOING TO TAKE AWAY THE  
20 KIDS.

21          IS THAT TRUE?

22          A       I DON'T REMEMBER. I DON'T RECALL.

23          Q       GOING TO THAT EVENING, DO YOU REMEMBER  
24 SPEAKING TO CAMILLIA?

25          A       I DO RECALL SPEAKING TO CAMILLIA.

26          Q       DO YOU RECALL HER TELLING YOU THAT YOU'RE  
27 GOING TO HAVE TO PUT A CASE ON ME AND IN ORDER TO DO SO,  
28 YOU'RE GOING TO HAVE TO EMBELLISH THE INJURIES WITH

1 MAKEUP?

2 A NO.

3 Q AND THE RELATIVE TOLD YOU TO BUILD A CASE OR  
4 REPORT AGAINST ME. THIS IS WHAT YOU TOLD THE D.A. AND  
5 THE DETECTIVE.

6 IS THAT TRUE?

7 A THEY -- MONTHS AFTER EVERYTHING, I DON'T  
8 RECALL EVERYTHING I TOLD. ALL I KNOW I WAS TOLD TO SAY  
9 A DIFFERENT STORY THAT HAD HAPPENED FROM THAT DAY.

10 Q OKAY.

11 YOU TOLD --

12 OKAY.

13 YOU SAID TO THE D.A. AND THE DETECTIVE, "LIFE  
14 HASN'T BEEN THE SAME SINCE THIS HAPPENED." YOU TOLD  
15 THEM THAT I AM NOT ABUSIVE.

16 IS THAT TRUE OR NOT?

17 A I DON'T RECALL, BUT I SAID WHATEVER YOU GUYS  
18 TOLD ME TO SAY.

19 Q YOU SAID I NEVER ONCE HIT YOU AND PEOPLE WOULD  
20 KNOW BY NOW IF I DID.

21 DID YOU TELL THEM THAT?

22 A I DON'T RECALL.

23 Q YOU SAID TO THEM YOU ARE NOW IN A REALLY GOOD  
24 PLACE AND HAVE NEVER FELT BETTER AND FEEL SAFE.

25 DID YOU TELL THEM THAT?

26 A I DON'T RECALL.

27 Q OKAY.

28 DID YOU TELL THEM AS -- THAT YOU HAVE DONE SIX

1 MONTHS OF REHAB AND SOBER LIVING?

2 A I PROBABLY DID.

3 Q AND THE KIDS LIVE WITH ME NOW; YOU'RE ALLOWED  
4 TO PICK THEM UP AND DO OVERNIGHTS --

5 OKAY.

6 HERE WE GO.

7 AFTER THEY HAD WRAPPED UP AND SAID OUR  
8 GOODBYES, YOU MENTIONED THAT YOU USED MAKEUP AT THE  
9 TIME. DID YOU TELL THEM THAT?

10 A I TOLD THEM WHAT YOU AND MY MOTHER TOLD ME TO  
11 SAY AFTER I GOT OUT OF REHAB, AFTER I GOT --

12 Q SO --

13 THE COURT: LET HER FINISH THE QUESTION.

14 THE WITNESS: SO EVERYONE CAN CALM DOWN.

15 THE COURT: SO YOUR TESTIMONY IS YOU MADE THESE  
16 STATEMENTS. BUT YOU YOUR TESTIMONY IS YOU MADE THESE  
17 STATEMENTS BECAUSE THE RESPONDENT AND YOUR MOTHER TOLD  
18 YOU TO MAKE THESE STATEMENTS? DO YOU I HAVE THIS RIGHT?

19 THE WITNESS: YES.

20 THE COURT: OKAY.

21 YOUR MOTHER IS NOT HERE. IS SHE IN THE  
22 AUDIENCE?

23 THE WITNESS: NO.

24 MY MOTHER --

25 THE COURT: OKAY.

26 THAT'S ENOUGH.

27 Q BY MR. SAYEGH: GOING TO THE PHOTOS --

28 MR. KOLODJI: SHOULD I DO FOLLOW-UP QUESTIONS

1 REGARDING THE --

2 THE COURT: WELL, FIRST, BECAUSE I DIRECTED, I WANT  
3 TO GET TO WHAT I THINK IS THE MOST RELEVANT PORTIONS  
4 WHICH ARE THE PHOTOGRAPHS. I WANT TO GIVE THE  
5 RESPONDENT AN OPPORTUNITY TO PRESENT HIS EVIDENCE. SO  
6 HE'S STILL ON HIS PORTION.

7 Q BY MR. SAYEGH: GOING BACK TO THE 21ST, ISN'T  
8 IT TRUE THAT I HAVE WALKED OUTSIDE AND SAW YOU SMOKING  
9 FENTANYL IN THE BACKYARD?

10 A YES OR NO?

11 A NO.

12 Q AND THIS IS WHY I TOLD YOU THAT -- I PUT YOU  
13 IN THREE REHABS AND NOW I'M GOING TO TAKE THE KIDS. YES  
14 OR NO?

15 A NO.

16 Q ISN'T IT TRUE YOU HAD FAILED A REHAB DRUG TEST  
17 FOR FENTANYL, CRACK COCAINE, AND FENTANYL SIX MONTHS  
18 PRIOR TO THIS DATE?

19 A I ABSOLUTELY SAY YES, I DID. NOT CRACK  
20 COCAINE, SMOKING FENTANYL -- NONE OF THAT.

21 Q SO THE TESTS THAT CAME BACK POSITIVE FROM THE  
22 REHAB, YOU'RE SAYING THAT THAT'S NOT TRUE?

23 A IT WASN'T REHAB. IT WAS A DETOX CENTER THAT I  
24 HAD ADMITTED MYSELF INTO --

25 Q THE COURT: ONE AT A TIME.

26 Q SIR, SHE'S ADMITTED TO HAVING A DRUG  
27 ISSUE. WELL, SIR, SHE ADMITTED BEFORE YOU EVEN  
28 ASKED THE QUESTION. SO I DON'T NEED OTHER EVIDENCE

1 THAT SHE HAD A DRUG PROBLEM OR SHE TESTED POSITIVE  
2 FOR DRUGS BACK IN 2021.

3 Q BY MR. SAYEGH: ISN'T IT TRUE I SAID, "YOU'RE  
4 A BAD MOTHER," THAT DAY, "AND I'M GOING TO TAKE THE  
5 KIDS." AND THAT'S WHY I SAID YOU ARE A BAD MOTHER?

6 A I DON'T RECALL.

7 BUT POSSIBLY.

8 Q OKAY.

9 AND THEN WHEN I SAID, "I'M GOING TAKE THE  
10 KIDS," YOU SWANG THE SWEATER THAT HAD A ZIPPER AND CUT  
11 ME ON MY CHEST?

12 A I DON'T RECALL CUTTING YOU ON THE CHEST.

13 I REMEMBER JUST A LITTLE ZIPPER.

14 Q ISN'T IT TRUE YOU WERE HIGHLY INTOXICATED THAT  
15 EVENING?

16 A I DON'T RECALL.

17 Q ISN'T IT ALSO TRUE THAT I WENT INTO THE  
18 BEDROOM OF THE KIDS, I WAS ON ONE KNEE PACKING THE KIDS,  
19 AND YOU PICKED UP THE PLASTIC TABLE AND LIFTED IT UP AT  
20 ME?

21 A I FLIPPED IT WHEN I CAME IN.

22 Q YOU LIFTED IT UP AT ME. YES OR NO?

23 A I DON'T KNOW.

24 Q AND I GOT UP TO BLOCK THE TABLE?

25 A POSSIBLY.

26 Q AND THAT'S WHEN I STRUCK YOU IN THE EYE?

27 A I DON'T RECALL.

28 Q AND AT THAT POINT, YOU WENT INTO THE BEDROOM

1 AND CALLED CAMILLIA. AND THE NEXT MORNING, 24 HOURS  
2 LATER, THE COPS SHOWED UP.

3 CORRECT?

4 A CORRECT.

5 Q AND THEN AT THE TIME, THEY HAD BROUGHT AN  
6 E.M.T. TO CHECK YOU, AND YOU REFUSED TO ALLOW THEM TO  
7 GET NEXT TO YOU -- THE MEDICAL STAFF?

8 ISN'T THAT TRUE?

9 A I DON'T RECALL.

10 Q ISN'T IT ALSO TRUE THAT THE PHOTOS THAT YOU  
11 PRESENTED WERE NOT FROM LAW ENFORCE. THEY WERE ACTUALLY  
12 FROM YOUR CELLPHONE?

13 A I DON'T RECALL.

14 Q AND ISN'T IT ALSO TRUE IN YOUR DECLARATION  
15 THERE'S MULTIPLE PHOTOS -- AND YOU CAN SEE -- I'M  
16 PULLING THAT UP RIGHT NOW. IN THE PHOTOS, YOU WILL SEE  
17 AT THE BOTTOM MULTIPLE PHOTOS WILL SHOW --

18 LET ME USE THIS REAL QUICK.

19 MR. KOLODJI: SURE.

20 Q BY MR. SAYEGH: THIS HERE IN YOUR PHONE --  
21 THESE PHOTOS HERE ARE MULTIPLES WHERE YOU ARE PRACTICING  
22 DIFFERENT MAKEUP DESIGNS AND TAKING DIFFERENT PHOTO  
23 SHOTS.

24 ISN'T BE THAT TRUE?

25 A NO.

26 Q NOW, I'M GOING GO TO YOUR PHOTOS OF THAT  
27 EVENING.

28 ISN'T THIS TRUE, THESE ARE ACTUALLY SWEAT

1 MARKS BECAUSE THIS PHOTO WAS TAKEN ABOUT AN HOUR  
2 AFTERWARDS?

3 A AN HOUR AFTERWARDS --

4 THE COURT: THE QUESTION IS ARE THESE SWEAT MARKS  
5 THAT LOOKS LIKE BRUISING AROUND THE RIGHT -- EYE HE'S  
6 ASKING IF THEY'RE SWEAT MARKS.

7 THE WITNESS: NO.

8 THE COURT: OKAY.

9 Q BY MR. SAYEGH: THIS HERE IS ALSO MAKEUP --

10 THE COURT: SIR --

11 Q BY MR. SAYEGH: I'M ASKING ISN'T IT TRUE THIS  
12 IS A CONCEALER MAKEUP THAT YOU USED TO HELP EMBELLISH  
13 THESE INJURIES?

14 A NO.

15 Q THIS IS A PHOTO OF THAT SAME DAY?

16 A I DON'T KNOW.

17 Q ANY SWELLING THAT WOULD CAUSE SUCH A BLACK  
18 EYE?

19 A IT LOOKS LIKE A --

20 THE COURT: DID YOU USE CONCEALER OR ANY OTHER  
21 MAKEUP TO ENHANCE OR EMBELLISH THE INJURIES?

22 THE WITNESS: NO, I DID NOT.

23 Q BY MR. SAYEGH: DID YOU TELL POLICE OFFICERS  
24 THAT YOU DID?

25 A YES, I DID.

26 Q AND IN THIS PHOTO HERE, WHICH IS ALSO THE SAME  
27 EYE --

28 IF THE COURT WOULD SEE IT ACTUALLY IN PERSON,

1 IT'S A DIFFERENT SHADE.

2 OKAY.

3 THE COURT: I DON'T KNOW WHAT YOU MEAN IT'S A  
4 DIFFERENT SHADE. YOU CAN SHOW ME AN EXHIBIT AND MAKE  
5 THE ARGUMENT WHEN ALL THE EVIDENCE IS IN.

6 MR. KOLODJI: I'M GOING TO OBJECT TO THIS  
7 DEMONSTRATIVE.

8 THE COURT: WELL, DEMONSTRATIVE -- WHAT WERE YOU  
9 TRYING TO SHOW? I MEAN IT'S NOT --

10 MR. SAYEGH: SURE.

11 I WANTED THE COURT TO SEE BECAUSE I  
12 PRESENTED AN EXPERT WHO'S A MAKEUP SPECIALIST.

13 THE COURT: IS THAT PERSON HERE?

14 MR. SAYEGH: NO.

15 THE COURT: SO YOU HAVE --

16 MR. SAYEGH: I HAVE DEMONSTRATIVE EVIDENCE OF WHAT  
17 REAL BLACK EYES OR WHAT --

18 THE COURT: STOP.

19 THAT'S OUT.

20 Q BY MR. SAYEGH: NOW, MS. SAYEGH, GOING TO THIS  
21 PHOTO -- OKAY -- ISN'T IT TRUE THAT THIS IS 100 PERCENT  
22 MAKEUP?

23 A NO.

24 Q NO.

25 AND HOW LONG AFTER THIS ALLEGED -- HOW LONG  
26 AFTER DID YOU TAKE THIS PHOTOGRAPH?

27 A I DON'T RECALL.

28 Q THE POLICE OFFICER DID NOT MAKE THIS

1 PHOTOGRAPH. CORRECT?

2 A I DON'T RECALL. I DON'T KNOW.

3 Q YOU DON'T RECALL HOW LONG AFTER?

4 A I'M SORRY, I DON'T.

5 I WISH I DID.

6 Q DO YOU HAVE THE THUMB MARK SIDE WHERE THE  
7 INJURY WOULD HAVE OCCURRED -- THE PRESSURE FROM THE  
8 THUMB MARKS.

9 DO YOU RECALL GOING TO YOUR SISTER'S  
10 BACHELORETTE PARTY ON SEPTEMBER 21ST OF THAT SAME YEAR?  
11 DO YOU RECALL TWO DAYS LATER GOING TO A BACHELORETTE  
12 PARTY IN PALM SPRINGS?

13 A TWO DAYS LATER OF THAT INCIDENT?

14 Q TWO DAYS AFTER THIS INCIDENT, DO YOU RECALL  
15 GOING TO A -- HAVING A BACHELORETTE PARTY AT PALM  
16 SPRINGS -- AT THE PALM SPRINGS HOTEL?

17 THE COURT: OFFER OF PROOF?

18 MR. SAYEGH: THE OFFER OF PROOF THERE'S GOING TO BE  
19 PHOTOGRAPHS SHOWING ABSOLUTELY NO INJURIES THAT EXIST.  
20 THIS IS --

21 THE COURT: HOLD ON.

22 THE DATE THIS BACHELORETTE PARTY IS WHEN?

23 MR. SAYEGH: THE 21ST OF JANUARY.

24 THE COURT: JANUARY 21ST OF WHAT YEAR?

25 MR. SAYEGH: 2021.

26 THE COURT: 2021.

27 OKAY.

28 DID YOU GO TO A BACHELORETTE PARTY OR ANY

1       TYPE OF PARTY ON JANUARY 21ST, 2021?

2           THE WITNESS: I DON'T RECALL.

3           THE COURT: THERE'S EVIDENCE BEFORE THE COURT SHE  
4 HAD DRUG ISSUES IN 2021, '22. SHE WAS IN REHAB.

5           SO ANYTHING ELSE? YOU HAVE ABOUT FIVE  
6 MORE MINUTES.

7           MR. SAYEGH: YEAH, WHAT I HAVE --

8           THE COURT: SIR, WERE YOU AT THIS PARTY? CAN YOU  
9 LAY THE FOUNDATION?

10          MR. SAYEGH: NO, BECAUSE --

11          THE COURT: SO THE ANSWER IS NO. PUT THE PHOTO ON  
12 THE OVERHEAD AND SEE IF SHE CAN LAY THE FOUNDATION.

13           THE FIRST QUESTION IS DO YOU RECOGNIZE  
14 THIS PHOTOGRAPH? IS THIS YOU? IT LOOKS LIKE YOU.

15          THE WITNESS: IT LOOKS LIKE ME.

16          THE COURT: DO YOU KNOW WHEN THIS PHOTOGRAPH WAS  
17 TAKEN?

18          THE WITNESS: NO, I DON'T.

19          Q      BY MR. SAYEGH: DO YOU RECOGNIZE THIS PHOTO?

20          A      YES.

21          Q      WHEN WAS THIS?

22          A      THAT'S THE BACHELORETTE PARTY, MY SISTER'S  
23 LUNCH.

24          Q      YOUR SISTER'S BACHELORETTE PARTY?

25          A      IT WAS ONE OF THE TIMES WE WENT TO LUNCH.

26          Q      THIS IS THE SAME PHOTO, JUST A DIFFERENT  
27 ANGLE?

28          A      UH-HUH.

1 Q TRUE OR NO?

2 A YES.

3 Q THIS IS A CLOSEUP OF THAT PHOTO?

4 A OKAY.

5 Q AND THIS IS TWO DAYS AFTER THESE INJURIES?

6 A TWO DAYS?

7 Q TWO DAYS.

8 THAT'S EXACTLY WHEN THE BACHELORETTE PARTY WAS  
9 JANUARY 21ST -- BACHELORETTE PARTY?

10 THE COURT: THE QUESTION IS?

11 Q BY MR. SAYEGH: IS THIS A PHOTOGRAPH OF YOU AT  
12 THE BACHELORETTE PARTY?

13 A IT WASN'T TWO DAYS AFTER THAT.

14 THE COURT: SO THE QUESTION IS IS THE PHOTOGRAPH OF  
15 YOU AFTER THE --

16 THE WITNESS: YES, IT WAS.

17 THE COURT: NEXT QUESTION.

18 Q BY MR. SAYEGH: AND THIS HERE IS ANOTHER  
19 VERSION OF THIS AT THE BACHELORETTE PARTY, DOCUMENTED IN  
20 PALM SPRINGS, TWO DAYS LATER?

21 A IT WASN'T TWO DAYS LATER. IT WAS LIKE A  
22 MONTH -- TWO MONTHS AFTER.

23 THE COURT: SO SHE'S CORRECT YOU CAN'T GIVE YOUR  
24 COMMENTARY AND TESTIFY. BUT THAT'S A PICTURE OF YOU AT  
25 THE PARTY?

26 THE WITNESS: YES.

27 THE COURT: OKAY.

28 ANYTHING ELSE. SIR?

1 Q BY MR. SAYEGH: SO IT'S YOUR TESTIMONY NOW  
2 THAT HE DIDN'T HAVE A BACHELORETTE PARTY ON JANUARY 21  
3 OF 2022, THAT YOU WERE AT THERE?

4 A YEAH, I WAS THERE.

5 Q DO YOU SEE ANY OF THOSE INJURIES THAT YOU HAD  
6 JUST TWO DAYS LATER -- BEFORE?

7 THE COURT: SO HER ANSWER IS IT WASN'T TWO DAYS  
8 BEFORE.

9 BUT DO YOU SEE ANY INJURIES --

10 THE WITNESS: NO, I DON'T.

11 THE COURT: DO YOU SEE ANY OF THE INJURIES THAT YOU  
12 TESTIFIED.

13 THE WITNESS: NO.

14 MR. SAYEGH: MAY I GO BACK TO THIS --

15 THE COURT: YOU HAVE TWO MINUTES.

16 MR. SAYEGH: AND THAT WILL INCLUDE MY DIRECT?

17 THE COURT: IT'S CUMULATIVE. WHAT ELSE? WHAT ELSE  
18 DO YOU HAVE?

19 MR. SAYEGH: I HAVE A LOT ON MY DIRECT IF I MAY.

20 THE COURT: OF YOUR TESTIMONY? YOU DON'T HAVE A  
21 LOT, SIR. WHAT DO YOU HAVE? I UNDERSTAND YOUR POSITION  
22 IS YOU'VE NEVER HIT HER EXCEPT ONE TIME EXCELLENTLY WHEN  
23 FLIPPED THE TABLE; THAT MAYBE YOU CALLED HER A BAD  
24 MOTHER ONCE WHEN SHE WAS IN REHAB; THAT YOU HAVE NO  
25 RECOLLECTION OF THE WINDSHIELD; THAT YOU WEREN'T EVEN IN  
26 THE SAME ROOM WHEN SHE TESTIFIED THAT YOU KICKED HER AND  
27 GAVE HER A BLACK EYE. I HAVE YOUR TESTIMONY. WHAT  
28 ELSE? I HAVE YOUR SISTER GIVE TESTIMONY --

1 MR. SAYEGH: I HAVE --

2 THE COURT: HOLD ON, SIR.

3 I HAVE YOUR SISTER GIVE TESTIMONY H THAT  
4 SHE HEARD THE PETITIONER MENTIONING EMBELLISHING  
5 INJURIES TO GIVE A REPORT TO D.C.F.S. I HAVE  
6 TESTIMONY THAT SHE HAD DRUG ISSUES. I HAVE THAT  
7 TESTIMONY.

8 DO YOU HAVE SOMETHING NEW? WHAT ELSE DO  
9 YOU HAVE THAT'S NEW?

10 MR. SAYEGH: I HAVE MY THAT --

11 SHE TOLD MY CHILDREN TO LIE.

12 THE COURT: WHAT EVIDENCE DO YOU HAVE OF THAT?

13 MR. SAYEGH: THAT THE KID MADE ON THEIR OWN.

14 THE COURT: HEARSAY.

15 WHAT ELSE DO YOU HAVE?

16 MR. SAYEGH: I HAVE DOCUMENTATION THAT SHE LIED  
17 ABOUT HAVING CANCER, TO ME, OVER THE LAST YEAR IN ORDER  
18 TO EXTORT AND EXTRACT FUNDS AND THINGS.

19 THE COURT: SO YOU HAVE CHARACTER EVIDENCE THAT SHE  
20 WAS DISHONEST IN THE PAST.

21 MR. SAYEGH: WHAT OCCURRED --

22 THE COURT: WHAT ELSE DO YOU HAVE, SIR?

23 MR. SAYEGH: I HAVE --

24 OKAY.

25 SHE CALLS THE POLICE ON SEPTEMBER 8TH.

26 OKAY?

27 SHE SAID THAT I KIDNAPPED THE KIDS. THAT  
28 MORNING SHE HAD SENT OUT THIS --

1           THE COURT: WE'LL GET TO THE CUSTODY VISITATION  
2 PORTION. WE'RE GOING TO GET TO THE CUSTODY AND  
3 VISITATION PORTION. WE'RE NOW ON THE ABUSE PORTION.

4           I HAVE HER TESTIMONY. I HAVE YOUR  
5 TESTIMONY. I HAVE PHOTOGRAPHS OF DEPICTED INJURIES.  
6 I HAVE YOUR TESTIMONY EXPLAINING -- OR YOUR VERSION  
7 OF HOW I SHOULD VIEW THESE EXHIBITS.

8           ANYTHING ELSE REGARDING THE ABUSE, AND  
9 THEN WE'LL GET TO CUSTODY AND VISITATION.

10          MR. SAYEGH: THE IMPORTANCE IS SHE'S LIED.

11          THE COURT: I'LL MAKE A DECISION AS TO WHO IS LYING  
12 AND WHO'S NOT.

13          MR. SAYEGH: NO.

14          THE IMPORTANT THING IS SHE'S CALLED THE  
15 POLICE MULTIPLE TIMES, AND IT'S FALSE.

16          THE COURT: ANYTHING ELSE ABOUT THE ALLEGED ABUSE?  
17 THAT, SIR, IS WHAT I NEED TO MAKE A DECISION ON.

18          NOW I THINK I HAVE THE EVIDENCE I NEED  
19 FROM THE PETITIONER AND FROM YOU ON THESE ALLEGED  
20 INCIDENTS OF ABUSE.

21          MR. SAYEGH: YOUR HONOR, ON AUGUST 26TH, I HAVE  
22 LOTS OF DOCUMENTATION I ESTABLISHING EXACTLY WHERE I  
23 WAS. AND IT WAS MATHEMATICALLY IMPOSSIBLE FOR ME TO BE  
24 THERE.

25          THE COURT: WHAT ABOUT JUNE 8TH?

26          MR. SAYEGH: WHAT'S THAT?

27          THE COURT: JUNE 8TH?

28          WHAT ABOUT NOVEMBER 2023.

1 MR. SAYEGH: SO ON JUNE 8TH, SHE HAD THE EYE --

2 THE COURT: AND THE PHOTOGRAPHS FROM 2021.

3 MR. SAYEGH: SURE.

4 ON JUNE 8TH, SHE TEXTED ME THAT SHE HAD  
5 THIS MEDICAL ISSUE -- AND IT WAS NOT REAL -- ON THE  
6 LIP. SHE SAID IT WAS A MEDICAL ISSUE. ON THE LIP,  
7 SHE SAYS THAT SHE WAS BLEEDING. JUST AN HOUR AGO --  
8 AND YOU COULD TELL IT'S A PERFECT SYMMETRICAL LIPS  
9 THAT DON'T EXIST.

10 THE COURT: YOU HAVE OTHER EVIDENCE SHOWING YOU  
11 WEREN'T THERE AUGUST 26TH --

12 MR. SAYEGH: AND --

13 THE COURT: SIR SLOW DOWN.

14 AND THAT EVIDENCE IS THE TEXT MESSAGES  
15 THAT I'VE ALREADY SEEN.

16 MR. SAYEGH: NO.

17 I HAVE PHYSICAL DOCUMENTATION. I HAVE  
18 WHERE I'M AT. I'M ON TV THAT DAY. I HAVE AN ENTIRE  
19 DOCUMENTATION. I CAN JUST GO REALLY QUICK.

20 THE COURT: GO THROUGH THAT, AND THAT WILL WRAP IT  
21 UP.

22 THAT WOULD BE EVIDENCE THAT YOU WERE NOT  
23 HOME ON AUGUST 26TH WHEN YOU GOT INTO A FIGHT WITH  
24 HER AT THE HOUSE.

25 CORRECT?

26 MR. SAYEGH: YES.

27 THE COURT: WHAT ELSE OF EVIDENCE DO YOU HAVE --

28 MR. SAYEGH: MIA'S SCHOOL ATTENDANCE WHERE ON

1 AUGUST 26TH, SHE WAS AT SCHOOL. AND THAT'S WHY I WAS  
2 TRYING TO ASK MRS. SAYEGH AT WHAT TIME SHE GOT TO THE  
3 HOME.

4 OKAY?

5 AND WE ALSO HAVE IS MYSELF --

6 AND SO IF I CAN JUST FIND OUT WHAT TIME  
7 SHE GOT --

8 THE COURT: SIR --

9 MR. SAYEGH: HERE IS --

10 THE COURT: YOU TOLD ME YOU TO HAVE EVIDENCE TO  
11 SHOW YOU WERE NOT IN THE VICINITY.

12 MR. SAYEGH: HERE'S AN ARCO RECEIPT AND ANOTHER  
13 HOME DEPOT RECEIPT FROM AUGUST 26TH. HERE I AM AT  
14 GROCERY OUTLET PURCHASING THE GROCERIES FOR THE TOWN  
15 HALL THAT I DO EVERY TUESDAY. HERE IS A DECLARATION  
16 FROM THE HOUSEKEEPER WHO SAYS --

17 THE COURT: THAT'S OUT. DECLARATION IS OUT.

18 MR. SAYEGH: HERE IS THE REBUILDING WORKSHOP THAT I  
19 DO ON A LIVE STREAM AT A LAW FIRM AUGUST 26TH. THIS IS  
20 THE TIME IT IS AT. THIS IS ME ON THE LIVE STREAM  
21 HANDLING THE WORKSHOP. THAT WORKSHOP REQUIRES ME TO BE  
22 AT THE LAW FIRM SET UP ALL THE CHAIRS, SET UP ALL THE  
23 FOOD, AND CONDUCT -- I HAVE MULTIPLE CONTRACTORS AND  
24 THINGS OF THAT NATURE. I HAVE -- WAS NOT AT THE HOME IN  
25 ALTADENA ON THE 26TH.

26 THE COURT: ANYTHING ELSE, SIR? YOU HAVE THESE  
27 EXHIBITS. YOU HAVE EXHIBITS SHOWING YOU MADE PURCHASES  
28 AT CERTAIN STORES. THIS IS YOUR EVIDENCE THAT YOU WERE

1 NOT HOME AT ALL DURING --

2 MR. SAYEGH: YEAH. I WAS ON A LIVE STREAM.

3 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

4 MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO POINT OUT  
5 WHAT HE JUST SHOWED US, THE LIVE STREAM AT 5:52 P.M.

6 THE COURT: SIR, IT'S NOT EVIDENCE --

7 MR. KOLODJI: THE INCIDENT ALLEGEDLY OCCURRED --

8 THE COURT: IT WAS NOT EVIDENCE THAT HE WASN'T HOME  
9 AT ALL DURING AUGUST 26 OTHER THAN HIS TESTIMONY.

10 MR. SAYEGH: BUT I --

11 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

12 MR. KOLODJI: YES, YOUR HONOR.

13 I JUST WANT TO DRAW THE COURT'S ATTENTION  
14 TO THE SECOND PAGE OF HIS EXHIBIT 1 AND HAVE MY  
15 CLIENT, IN HER SUPPLEMENTAL DECLARATION, EXPRESS  
16 WHAT THE DETECTIVE SAID OCCURRED THAT DAY AND THE  
17 D.A. EXPRESSED -- PUT IN THAT EMAIL --

18 THE COURT: THAT'S NOT EVIDENCE. THOSE -- THE D.A.  
19 AND POLICE OFFICERS -- THEY DID NOT COME TO COURT TO  
20 TESTIFY. THE ONLY THING IN EVIDENCE IS HER -- OR HER  
21 ANSWERS.

22 MR. KOLODJI: WHAT I'M JUST POINTING OUT, YOUR  
23 HONOR, IN THE SUPPLEMENTAL DECLARATION HER RECOLLECTION  
24 OF WHAT ACTUALLY OCCURRED LINES UP WITH WHAT DEPUTY  
25 REYES WROTE HERE -- WAS PRESENTED AS BEING WHAT DEPUTY  
26 REYES TOLD THE D.A. THAT THE --

27 THE COURT: THAT'S HEARSAY. ALL OF THAT IS OUT.

28 MR. KOLODJI: I JUST WANTED TO --

1           THE COURT:  NOTHING THAT THE D.A. WROTE, NOTHING  
2 THAT THE POLICE OFFICERS WROTE IS ACTUALLY IN EVIDENCE.

3           OKAY.

4           SUBMITTED BOTH SIDES.

5           I HAVE -- JUST SO WE HAVE A RECORD -- ALL  
6 OF THE EXHIBITS THAT HAVE BEEN SHOWN BY THE PARTIES  
7 ON BOTH SIDES WILL BE ADMITTED EXCEPT I THINK THERE  
8 WAS R-4 -- EXCEPT THE EMAILS FROM THE D.A.'S OFFICE.  
9 BUT ALL THE OTHER TEXT MESSAGES AND PHOTOGRAPHS ARE  
10 GOING TO BE ADMITTED.

11           THE ISSUE IS WHETHER OR NOT THE PETITIONER  
12 HAS SHOWN THAT BY PREPONDERANCE OF THE EVIDENCE THAT  
13 IT IS MORE LIKELY THAN NOT THAT THE RESPONDENT  
14 INFILCTED THOSE INJURIES ON HER FACE.  AND  
15 BASICALLY, THIS COMES DOWN TO CREDIBILITY.

16           I FIND THE PETITIONER CREDIBLE, I FIND THE  
17 RESPONDENT'S SISTER CREDIBLE.  I DON'T FIND THE  
18 RESPONDENT CREDIBLE.  THE PETITIONER -- SHE GIVES  
19 DETAILS OF THE EVENTS.  THE PETITIONER EVEN GIVES  
20 STATEMENTS, NOT EVEN UNDER CROSS THAT HER  
21 CREDIBILITY -- SHE GIVES STATEMENTS THAT SHE WAS  
22 DEALING WITH DRUGS; SHE GIVES STATEMENTS THAT  
23 D.C.F.S. HAD TO COME INSIDE OR INTERVENE TO TAKE  
24 CARE OF KIDS.  SO SHE DOESN'T JUST GIVE SELF-SERVING  
25 TESTIMONY.  AND HER TESTIMONY ON THE INCIDENTS ARE  
26 VERY SPECIFIC AND VERY DETAILED.

27           THE RESPONDENT ON THE OTHER HAND, DOES NOT  
28 GIVE DETAILS; AND THERE'S NO TESTIMONY THAT THE

1 RESPONDENT GIVES WHICH INCULPATES HIM AT ALL. IF I  
2 WERE TO BELIEVE THE RESPONDENT, HE HAS NEVER LAID A  
3 HAND ON THE PETITIONER EXCEPT MAYBE ONCE ON  
4 ACCIDENT. I DON'T THINK THAT'S LIKELY TRUE. IF I  
5 BELIEVE THE RESPONDENT, HE'S NEVER LOST HIS TEMPER.  
6 HE MAY HAVE CALLED THE PETITIONER BAD MOTHER ONCE  
7 BECAUSE SHE'S DEALING WITH DRUGS. I DON'T THINK  
8 THAT'S LIKELY TRUE. I WASN'T THERE. I DON'T KNOW  
9 BEYOND A REASONABLE DOUBT WHAT'S HAPPENED BETWEEN  
10 THE PARTIES. BUT YOU THE BURDEN IN THIS CASE IS  
11 WHAT'S MORE LIKELY TRUE THAN NOT TRUE.

12 SO I HAVE THE PETITIONER GIVING TESTIMONY.  
13 I HAVE THE RESPONDENT GIVING TESTIMONY. I HAVE  
14 EVIDENCE THAT THE PETITIONER WAS USING DRUGS TO SUCH  
15 AN EXTENT THAT SHE HAD TO GO UNDER REHAB. SO HER  
16 CREDIBILITY -- THERE MAY BE ISSUES WITH HER  
17 CREDIBILITY. BUT I DON'T JUST HAVE THE TESTIMONY.  
18 I HAVE PHOTOGRAPHS THAT DEPICT INJURIES. WHAT'S  
19 MORE LIKELY TRUE THAT THOSE INJURIES ARE CONSISTENT  
20 WITH PETITIONER'S TESTIMONY.

21 THE RESPONDENT WILL HAVE YOU TO BELIEVE  
22 THAT'S CONCEALER MAKEUP; THAT'S A LIP INJECTION;  
23 THAT -- I WOULD HAVE TO HAVE A LEAP TO BELIEVE THAT.  
24 I THINK MORE LIKELY TRUE THAN NOT TRUE IS WHAT THE  
25 PETITIONER SAID BECAUSE IT'S CONSISTENT WITH THE  
26 PETITIONER.

27 THERE'S A PHOTOGRAPH OF A BROKEN  
28 WINDSHIELD. THE PETITIONER GIVES DETAILS ABOUT THE

1 BROKEN WINDSHIELD. THE RESPONDENT BRUSHES OVER IT.  
2 HE DOESN'T SAY, "IT'S NOT MY CAR. HE DOESN'T SAY,  
3 "IT DIDN'T HAPPEN, JUST BRUSHES OVER IT.

4 SO FOR CREDIBILITY, THE PETITIONER -- I  
5 BELIEVE THE RESPONDENT'S SISTER. I BELIEVE  
6 RESPONDENT'S SISTER SHE'S MADE UP OR SHE'S  
7 EMBELLISHED -- PROBABLY TRUE, PROBABLY LIKELY WHEN  
8 SHE'S TALKING TO D.C.F.S. BUT SHE'S EMBELLISHING AN  
9 INJURY THAT THE RESPONDENT GAVE HER; THAT RESPONDENT  
10 INFLECTED AN INJURY, AND MAYBE SHE WENT ON TO  
11 D.C.F.S. TO MAKE IT MORE PRONOUNCED. BUT I DON'T  
12 BELIEVE THAT THE PETITIONER JUST TOOK A FACE WITH NO  
13 INJURY AT ALL AND CREATED PICTURES OF INJURIES.

14 SO I FIND THAT THE PETITIONER HAS  
15 ESTABLISHED BY THE PREPONDERANCE OF THE EVIDENCE  
16 MORE LIKELY TRUE THAN NOT TRUE, THAT THE RESPONDENT  
17 HAS BEEN PHYSICALLY ABUSIVE. BUT THERE'S EVIDENCE  
18 THAT PETITIONER HAS SUFFERED OR HAS HAD DRUG ISSUES.

19 SO NOW WE GET TO CUSTODY AND VISITATION.  
20 I DON'T KNOW WHAT THE CURRENT SITUATION IS WITH THE  
21 MINORS. I DON'T KNOW WHAT CURRENT ARRANGEMENT IS  
22 WITH THE MINORS, WHERE THE MINOR IS STAYING. I  
23 DON'T KNOW THAT THE PETITIONER IS STILL DEALING WITH  
24 THOSE DRUG ISSUES.

25 SO LET ME HEAR FROM THE RESPONDENT. WHAT  
26 HAS BEEN THE CURRENT ARRANGEMENT -- OR WHAT IS THE  
27 CURRENT ARRANGEMENT WITH THE CHILDREN? YOU STATED  
28 IN YOUR DECLARATION YOU HADN'T SEEN THE CHILDREN.

1 I'M HOPING I READ THIS WRONG -- THAT YOU HADN'T SEEN  
2 THEM SINCE JANUARY 8TH.

3 MR. SAYEGH: NO, NOT JANUARY 8TH. SEPTEMBER.

4 BUT I WAS ABLE TO TRACK THE CHILD DOWN  
5 ONCE AT ELLIOT.

6 THE COURT: WHEN WAS THE LAST TIME YOU SEEN YOUR  
7 CHILDREN?

8 MR. SAYEGH: I SAW THE CHILD ONCE.

9 THE COURT: WHEN YOU SAY, "THE CHILD," THERE'S TWO.

10 MR. SAYEGH: SO I FOUND MIA -- I'VE BEEN ABOUT A  
11 MONTH TRYING TO TRACK THE KIDS DOWN. SHE HAD REMOVED  
12 THEM OUT OF THE SCHOOL. I FOUND HER --

13 THE COURT: SIR, SIMPLE QUESTION. WHEN WAS THE  
14 LAST TIME YOU SEEN YOUR CHILDREN?

15 MR. SAYEGH: I HAVEN'T SEEN THEM IN TWO WEEKS. AND  
16 THEN PRIOR TO THAT, A MONTH. SO I'VE ONLY IN SEEN THEM  
17 ONE TIME WHEN I FOUND THEM ONCE THIS ENTIRE TIME.

18 THE COURT: OKAY.

19 MR. SAYEGH: AND SHE BLOCKED THE PHONES TO CALL.

20 THE COURT: SIR, I GOT THAT. THAT WAS IN YOUR  
21 DECLARATION.

22 SO YOU HAVEN'T SEEN YOUR CHILDREN. YOU  
23 SAW THEM TWO WEEKS AGO AND BEFORE THAT YOU HADN'T  
24 SEEN THEM FOR OVER A MONTH?

25 MR. SAYEGH: YEAH.

26 AND I --

27 THE COURT: SO THAT TAKES US TO SEPTEMBER.

28 FROM JANUARY TO SEPTEMBER -- WHAT WAS THE

1 ARRANGEMENTS WITH YOU AND THE CHILDREN?

2 MR. SAYEGH: WE -- FIRST MIA AND NUHA LIVED  
3 TOGETHER. AND THEN, BECAUSE WE'RE DISPLACED FROM THE  
4 FIRES -- I WENT BACK INTO ALTADENA ABOUT FOUR MONTHS AGO  
5 TO GET A BAG TOGETHER. AND SHE REMAINED DOWN THERE IN  
6 TEMPLE CITY.

7 I HAD THE KIDS FRIDAY, SATURDAY, SUNDAY.

8 I DROPPED THEM OFF ON SCHOOL MONDAY. SHE WOULD PICK  
9 THEM UP OF AFTER SCHOOL ON MONDAY UNTIL CLASS ENDED  
10 ON FRIDAY.

11 THE COURT: SO YOU WOULD HAVE WHICH WEEKENDS?

12 MR. SAYEGH: EVERY WEEKEND.

13 THE COURT: SO YOU WOULD HAVE FROM JANUARY TO  
14 SEPTEMBER. THE ARRANGEMENTS WERE THAT YOU WOULD HAVE  
15 THE CHILDREN EVERY WEEKEND FROM FRIDAY AFTER SCHOOL?

16 MR. SAYEGH: YES.

17 THE COURT: FRIDAY NIGHT, SATURDAY, SUNDAY, AND  
18 THEN DROP THEM OFF MONDAY AT SCHOOL?

19 MR. SAYEGH: YES.

20 THE COURT: HOW LONG HAD THAT ARRANGEMENT BEEN IN  
21 PLACE?

22 MR. SAYEGH: SEVEN MONTHS, EIGHT MONTHS.

23 THE COURT: MA'AM, DO YOU AGREE THAT WAS THE  
24 ARRANGEMENT BETWEEN THE PARTIES.

25 MS. SAYEGH: NOT EXACTLY.

26 I WOULD GET THEM MOST OF THE TIME MONDAY  
27 THROUGH FRIDAY. THERE WOULD BE WEEKENDS MAYBE ONCE  
28 A MONTH THAT HE WOULD DROP THEM OFF ON SCHOOL

1 MONDAY. AND THIS ONLY HAPPENED ONLY FOR MAYBE A  
2 MONTH, TWO MONTHS -- YEAH, GIVE OR TAKE. MONTH OR  
3 TWO MONTHS.

4 THE COURT: SO YOU'RE SAYING THAT.

5 MS. SAYEGH: FOR THE WHOLE MONTH, WE TRIED IT OUT.  
6 SEE WHAT HAPPENS. THE SECOND MONTH I ENROLLED THEM TO  
7 PASADENA UNIFIED BECAUSE MY DAUGHTER WANTED TO --

8 THE COURT: I'M NOT ASKING ABOUT THAT. I'M ASKING  
9 ABOUT HOW OFTEN THEY SAW THE RESPONDENT?

10 MS. SAYEGH: ON THE WEEKENDS AND THROUGH THE  
11 WEEKDAYS. HE WOULD POP UP AND HANG OUT LIKE REGULAR  
12 PEOPLE.

13 MR. KOLODJI: YOUR HONOR, JUST TO CLARIFY.  
14 RESPONSE -- THE REQUEST FOR DISSOLUTION MARRIAGE  
15 FILED -- WE INDICATED THE SEPARATION WAS JUNE 8TH 2025.

16 THE COURT: UH-HUH.

17 MR. KOLODJI: WHICH IS I BELIEVE WE ARE -- WHEN  
18 THIS DIVIDING LINE OCCURRED IN TERMS OF THIS SHARED  
19 ARRANGEMENT --

20 THE COURT: YOU SAID THERE'S EVIDENCE YOU WERE  
21 DEALING WITH ABUSE. SO WHAT IS YOUR CURRENT SOBRIETY?

22 MS. SAYEGH: ABOUT THREE OR FOUR YEARS, NOW.

23 THE COURT: I'M GOING TO ASK THE RESPONDENT THE  
24 SAME QUESTION. WHAT TYPE OF CUSTODY ARRANGEMENT ARE YOU  
25 ASKING FOR, AND WHY IS THAT IN THE BEST INTEREST OF  
26 JORDAN AND MIA.

27 YOU'RE ASKING FOR WHAT TYPE OF VISITATION?

28 MS. SAYEGH: I'M BEEN A STAY-AT-HOME MOM MOST OF --

1 SINCE I CAN REMEMBER UNTIL NOW. AND I HAVE QUICK LITTLE  
2 GIGS. I'M A CHEF. AND I NOW WORK AT RECOVERY COMPASS  
3 WHICH IS --

4 THE COURT: HOW OFTEN SHOULD THE MINORS -- AND I'M  
5 GOING TO AS RESPONDENT. WHAT TYPE VISITATION ARE YOU  
6 ASKING FOR WITH KIDS WITH RESPONDENT?

7 I'M GOING TO ASK YOU THE SAME QUESTION IN  
8 A MOMENT SIR.

9 MS. SAYEGH: I'LL GIVE HIM --

10 THE COURT: NOT "WHAT I'LL GIVE YOU." YOU CAN TELL  
11 ME WHAT YOU SUGGEST.

12 MS. SAYEGH: I MEAN I WANT THE FATHER TO BE IN THE  
13 KIDS' LIVES AS MUCH AS POSSIBLE. BUT I DO TAKE CARE OF  
14 THEM FULLY. I NURTURE THEM.

15 THE COURT: SO YOU'RE ASKING FOR EVERY WEEKEND WITH  
16 THE DAD? WHAT ARE YOU ASKING FOR?

17 DON'T LOOK AT YOUR LAWYER. LOOK AT ME.

18 MS. SAYEGH: BECAUSE THE KIDS LOVE THEIR DAD, YOU  
19 KNOW.

20 THE COURT: OKAY.

21 SIR, WHAT ARE YOU ASKING FOR IN TERMS OF  
22 VISITATION?

23 MR. SAYEGH: I'LL PICK THEM UP FROM SCHOOL ON  
24 FRIDAYS. I'LL PICK THEM UP FROM SCHOOL, AND I'LL COME  
25 DROP THEM OFF AT SCHOOL ON MONDAY.

26 THE COURT: EVERY WEEK?

27 DOES THAT WORK FOR YOU, MA'AM? YOU CAN GO  
28 --

1 MS. SAYEGH: THERE WILL BE WEEKENDS THAT I WOULD  
2 LIKE TO HAVE --

3 THE COURT: IT'S UNUSUAL FOR ME TO GIVE ALL THE  
4 WEEKENDS TO ONE PARENT.

5 MR. SAYEGH: IF SHE WANTS ONE, SHE ABSOLUTELY CAN.  
6 MORE THAN HAPPY. IF SHE HAS SOMETHING TO DO,  
7 ABSOLUTELY. WE ALWAYS HAD THAT TYPE OF RELATIONSHIP.  
8 IF SHE NEEDS ME TO TAKE THE KIDS DURING THE WEEK --  
9 WHATEVER THE CASE MAY BE. I DON'T FORESEE THAT BEING AN  
10 ISSUE.

11 THE COURT: GO AHEAD, MA'AM.

12 MS. SAYEGH: NO.

13 THAT'S --

14 THE COURT: OKAY.

15 ANYTHING -- SO YOU'VE TESTIFIED YOU'RE  
16 DEALING WITH SOBRIETY. ANYTHING I SHOULD KNOW ABOUT  
17 THE RESPONDENT OTHER THAN WHAT'S TESTIFIED ABOUT THE  
18 ABUSE BETWEEN THE TWO OF, ABOUT HIS RELATIONSHIP  
19 WITH THE CHILDREN, YOU BELIEVE THE CHILDREN ARE SAFE  
20 WITH THEM?

21 MS. SAYEGH: YES.

22 THE COURT: HOW FAR DO YOU LIVE AWAY --

23 MR. SAYEGH: I LIVE IN ALTADENA. I DON'T KNOW  
24 WHERE SHE LIVES.

25 THE COURT: WHAT CITY?

26 MR. SAYEGH: TEMPLE CITY.

27 THE COURT: WHENEVER THERE'S ONE PARENT WHO'S  
28 LIVING WITH THE CHILDREN AND THE OTHER PARENT HAS

1 WEEKENDS, TYPICALLY WHAT I DO WHEN BOTH PARENTS -- IT'S  
2 GOOD FOR THE MINORS TO HAVE THOSE PARENTS INVOLVED TO  
3 HAVE MIDWEEK VISITS -- LIKE EVERY TUESDAY, TAKE THEM  
4 OUT, TAKE THEM TO DINNER. IS THAT SOMETHING YOU'D BE  
5 INTERESTED IN?

6 MR. SAYEGH: ABSOLUTELY.

7 THE COURT: WHAT DAY OF THE WEEK WOULD YOU BE  
8 ASKING FOR? ONE OR TWO? AND I'LL TALK TO THE  
9 PETITIONER. AT LEAST ONE DAY A WEEK BECAUSE YOU'RE ONLY  
10 SEEING THEM ON THE WEEKENDS.

11 MR. SAYEGH: WEDNESDAY ARE PRETTY GOOD BECAUSE WE  
12 LIKE TO HAVE -- MONDAYS ARE GREAT TOO BECAUSE THEY'RE  
13 HALF DAY. WHATEVER SHE'S HAPPIER WITH.

14 MR. KOLODJI: YOUR HONOR, IF WE'RE GOING TO DO  
15 MIDWEEKS, MAYBE WE SHOULD DO ALTERNATING WEEKEND  
16 SCHEDULE.

17 THE COURT: LET'S FIRST START WITH -- I'M LISTENING  
18 TO THE PARTIES. AND THE PARTIES ARE FINE WITH THIS?

19 MR. SAYEGH: I WOULD LIKE MONDAYS BECAUSE THEY HAVE  
20 HALF-OFF DAYS.

21 THE COURT: MONDAYS FINE WITH YOU?

22 MS. SAYEGH: EVERY MONDAY?

23 THE COURT: MONDAY IS FINE, BUT WHEN YOU HAVE THEM  
24 ON THE WEEKEND SOMETIMES --

25 MR. SAYEGH: I'LL TAKE A WEDNESDAY THEN.

26 THE COURT: THIS WILL BE EVERY WEDNESDAY YOU'LL  
27 PICK UP THE KIDS FROM SCHOOL -- TALK ABOUT WHERE THE  
28 LOCATION WILL BE. AND THE KIDS ARE 6 AND 13. SO YOU'VE

1 GOT TO DROP THEM OFF SAY 6:00 OR 7:00 P.M.

2 WHAT'S IS OKAY WITH YOU?

3 MR. SAYEGH: THAT'S FINE.

4 8:00 P.M.?

5 THE COURT: NO. NO. THEY CAN'T DO 8:00 BECAUSE  
6 THEY HAVE TO GO BACK.

7 WHAT TIME DO THEY GET OUT OF SCHOOL?

8 MR. SAYEGH: THEY GET OUT AT 3:30.

9 THE COURT: SO 3:30 TO WE'LL SAY 6:00. THAT'S TWO  
10 AND A HALF HOURS TO TAKE THEM TO SHAKEY'S, TAKE THEM TO  
11 THE PARK, TAKE THEM TO YOUR HOUSE, TAKE THEM WHEREVER.  
12 SO WE'LL SAY 6:30. SO THAT'S THREE HOURS. THAT'S EVERY  
13 WEDNESDAY DAD PICK-UP FROM SCHOOL.

14 AND WHERE'S THE DROP-OFF? IS IT GOING TO  
15 BE THE POLICE STATION, OR IS IT GOING TO BE  
16 RESIDENCE? WHERE ARE YOU ASKING THE DROP-OFF TO BE?

17 MS. SAYEGH: WHICHEVER RESIDENCE WE END UP STAYING  
18 AT.

19 THE COURT: DOES THAT WORK FOR YOU, SIR?

20 MR. SAYEGH: YES.

21 THE COURT: I'LL PUT IN WEEKENDS WITH DAD BUT THE  
22 MOTHER COULD HAVE ONE WEEKEND PER MONTH. AND TELL THE  
23 DAD A WEEK IN ADVANCE THAT THAT WEEKEND THAT YOU'RE  
24 GOING TO KEEP THE KIDS.

25 DOES THAT MAKE SENSE?

26 MS. SAYEGH: YES.

27 THE COURT: AND THAT ALSO WORKS FOR YOU?

28 MR. SAYEGH: YES.

1           THE COURT: CAN YOU DO THE HOLIDAY SCHEDULE?  
2 PARTIES CAN MEET AND CONFER ABOUT THE HOLIDAY SCHEDULE?  
3           MS. SAYEGH: I DON'T KNOW.  
4           THE COURT: TELL ME A LITTLE BIT MORE ABOUT YOUR  
5 SOBRIETY. YOU SAID THREE YEARS SOBER. DO YOU HAVE A  
6 RESPONSOR? DO YOU HAVE --  
7           MS. SAYEGH: I DO. I HAVE EVERYTHING, YEAH.  
8           THEY JUST DRUG TESTED ME TOO.  
9           THE COURT: YOU'RE STILL GETTING TESTED?  
10          MS. SAYEGH: NO.  
11          D.C.F.S. ENDED UP CLOSING THIS CASE. AND  
12 SHE DRUG TESTED ME. OF COURSE, NOTHING.  
13          THE COURT: BUT THERE'S NO ISSUES WITH DAD, NO DRUG  
14 --  
15          MR. SAYEGH: I BELIEVE SHE'S CURRENTLY SOBER.  
16          THE COURT: AND YOU'RE EMPLOYED, SIR? YOU HAVE A  
17 JOB?  
18          MS. SAYEGH: I AM KIND OF -- BECAUSE OF MY  
19 SUSPENSION, I'M KIND OF DOING MARKETING FOR A LAW FIRM  
20 CURRENTLY.  
21          THE COURT: NO DRUGS, NO ISSUES WITH YOU AND DRUGS?  
22          MR. SAYEGH: NO, YOUR HONOR.  
23          I JUST TOOK A DRUG TEST.  
24          THE COURT: SO FOR THOSE FACTORS, IT SEEMS LIKE THE  
25 3044 WOULD BE REBUTTED BECAUSE EVEN THOUGH I BELIEVE  
26 YOUR CLIENT HAS DEMONSTRATED BY THE EVIDENCE THAT THE  
27 RESPONDENT HAS ANGER ISSUES, WHEN HE GETS VIOLENT HE  
28 INFILCTS INJURIES AGAINST PETITIONER -- I DON'T SEE

1 EVIDENCE OF HIM BEING A DANGER WITH THE CHILDREN. HE --  
2 YOUR CLIENT HAS A HISTORY OF DRUGS. AND I'M GLAD THAT  
3 SHE'S SOBER. BUT IT SEEMS LIKE THE FATHER SHOULD HAVE  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY OF THE MINORS  
5 BASED ON THOSE FACTS.

6 MR. KOLODJI: YOUR HONOR, WE WOULD REQUEST JOINT --  
7 SOLE LEGAL CUSTODY IN THIS CASE. BECAUSE I THINK THAT  
8 IT HASN'T BEEN ENOUGH TIME TO REBUT 3044. HE LITERALLY  
9 DID THESE INCIDENTS --

10 THE COURT: YOU'RE SAYING UNDER 3044(B) -- AND I  
11 WOULD HAVE TO MAKE A FINDING UNDER 3044(B) THAT YOU  
12 REBUTTED WHICH BASICALLY GIVES A LIST OF THINGS TO DO OR  
13 THINGS FOR THE COURT TO CONSIDER LIKE ENROLLING IN A  
14 DOMESTIC VIOLENCE PROGRAM, LIKE COMPLETING AN ANGER  
15 MANAGEMENT PROGRAM. SO I UNDERSTAND WHAT COUNSEL IS  
16 SAYING IS THAT IT'S A LITTLE BIT TOO SOON. BUT IT  
17 APPEARS THAT THAT'S THE ROAD THAT I SEE THIS GOING ON AS  
18 LONG AS THERE'S NO MORE ABUSE THAT YOU WOULD REBUT THE  
19 PRESUMPTION SO THE GOAL WOULD BE JOINT PHYSICAL JOINT  
20 LEGAL. BUT I AGREE, COUNSEL, WE'RE NOT THERE YET.

21 AND I WOULD REQUEST THAT YOU ENROLL AND  
22 COMPLETE A 52-WEEK ANGER MANAGEMENT PROGRAM, D.V.C.  
23 PROGRAM. ONCE YOU ENROLL IN THAT PROGRAM AND YOU  
24 TAKE FOUR TO FIVE CLASSES, AND YOU SHOW THAT PROOF  
25 AND THERE'S NO OTHER INCIDENTS I THINK THAT WOULD  
26 REBUT THE 3044.

27 WHAT WE'LL DO, SIR, I'M GOING TO ISSUE A  
28 RESTRAINING ORDER FOR THREE YEARS. THAT'S GOING TO

1 EXPIRE OCTOBER 15TH 2028, AT MIDNIGHT. I'M NOT  
2 GOING TO INCLUDE THE MINORS AS PROTECTED PARTIES.

3           I AM GOING TO ORDER THAT YOU NOT HARASS,  
4 ATTACK, STRIKE, THREATEN, ASSAULT, HIT, FOLLOW,  
5 STALK, MOLEST, DESTROY THE PERSONAL PROPERTY,  
6 SURVEILLANCE, IMPERSONATE, BLOCK THE MOVEMENTS,  
7 ANNOY BY PHONE OR ANY ELECTRONIC MEANS, DISTURB THE  
8 PEACE OF THE PETITIONER. YOU'RE TO HAVE NO CONTACT  
9 WITH THE PETITIONER EXCEPT BRIEF AND PEACEFUL  
10 CONTACT TO COMMUNICATE ABOUT YOUR CHILDREN OR HAVE  
11 CONTACT WITH HER FOR COURT ORDERED VISITS AND  
12 CONTACTS.

13           SO THE ONLY TIME YOU'RE COMMUNICATING WITH  
14 THE PETITIONER WILL BE THROUGH O.F.W.

15           HAVE THE PARTIES ALREADY ENROLLED IN OUR  
16 FAMILY WIZARD?

17           I'M GOING TO ORDER THAT THE PARTIES ENROLL  
18 IN OUR FAMILY WIZARD AND COMMUNICATE ONLY FOR THE  
19 KIDS. ONLY FOR THE KIDS. OTHERWISE YOU'RE TO STAY  
20 100 YARDS AWAY FROM HER, HER HOUSE, HER JOB, AND HER  
21 CAR. SHE MAY RECORD ANY COMMUNICATIONS MADE BY YOU  
22 THAT VIOLATE THIS ORDER.

23           I'M GOING TO ORDER THAT YOU ENROLL AND  
24 COMPLETE THE 52-WEEK BATTERER'S INTERVENTION  
25 PROGRAM.

26           AND SIR, WHAT I'M GOING TO DO IS I'M GOING  
27 TO BRING YOU BACK IN THREE MONTHS. AND HERE'S THE  
28 PURPOSE OF THAT. IF YOU HAVE ENROLLED IN AND

1 COMPLETED AT LEAST FIVE CLASSES AND THERE'S NO OTHER  
2 INCIDENTS, THEN I'LL LIKELY MAKE A FINDING THAT YOU  
3 HAVE REBUTTED THE PRESUMPTION IN 3044 AND GIVEN  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY. SO ENROLL  
5 IN THE PROGRAM. IF NO INCIDENTS, JOINT LEGAL/JOINT  
6 PHYSICAL.

7 MR. SAYEGH: WHAT WAS THE RETURN DATE?

8 THE COURT: LET'S PICK THAT NOW.

9 MR. KOLODJI: AND YOUR HONOR, WE WOULD ALSO -- WE  
10 REQUESTED CHILD SUPPORT, SPOUSAL SUPPORT, AND ALSO  
11 ATTORNEY'S FEES. I'VE FILED ATTORNEY'S FEES ON THE  
12 SEPARATE MOTION. SHE FILED AN INCOME AND EXPENSE  
13 DECLARATION WITH THIS COURT INDICATING THEIR RENT IS  
14 5600 AND INDICATES 5500 SO SHE NEEDS --

15 THE COURT: I HAVE TO SEE HIS FL 150.

16 MR. KOLODJI: YOUR HONOR, WHAT I DO HAVE IS  
17 ATTACHED TO THE SUPPLEMENTAL DECLARATION HE --

18 THE COURT: SO FIRST LET ME GET THE RETURN DATE,  
19 AND THEN WE'LL TALK ABOUT THAT.

20 WHAT ABOUT JANUARY 7TH?

21 DOES THAT WORK FOR EVERYBODY'S CALENDAR?

22 YOU SAID THE JANUARY 14. 52-WEEK PROGRAM,  
23 COMPLETE AT LEAST FOUR CLASSES. IF YOU DO THAT AND  
24 NO INCIDENCES, IT WILL BE JOINT LEGAL AND JOINT  
25 PHYSICAL.

26 IN TERMS OF SUPPORT -- SO WHENEVER THERE'S  
27 A REQUEST FOR SUPPORT, I NEED TO HAVE THE FINANCIALS  
28 OF THE PARTIES, I HAVE THE PETITIONER'S FL 150. I

1 DON'T HAVE THE RESPONDENT'S. I CAN'T MAKE AN ORDER  
2 WITHOUT HIS DECLARATION. I CAN BRING HIM BACK  
3 EARLIER BUT --

4 SIR, THE REQUEST GOES BACK RETROACTIVELY  
5 TO THE DATE OF THE REQUEST; SO AS SOON AS THERE'S A  
6 DISPARITY OF INCOME --

7 ARE THESE PROVISIONS FOR PREVAILING ON A  
8 D.V.R.O.? GUIDELINE SUPPORT?

9 MR. KOLODJI: THE ATTORNEY'S FEES REQUEST IS ON THE  
10 WAY TO -- IT HAS TO BE FILED SEPARATELY, YOUR HONOR.

11 AS MY EXHIBIT G, I ATTACHED INFORMATION --  
12 AND I CAN PULL UP OUT EMAIL -- THAT RESPONDENT'S --  
13 AS PROOF OF INCOME FOR HIS -- FOR HER LEASE. AND IF  
14 YOU ADD UP THE MONEY THAT HE GOT OVER THESE FOUR  
15 MONTHS, IT COMES OUT TO \$48,000, A MONTH. I GUESS  
16 \$100,000 --

17 THE COURT: I NEED HIS FL 150. I'M NOT GOING TO  
18 RELY ON THAT. THAT MIGHT BE SUPPLEMENTAL TO RELY ON,  
19 BUT I NEED YOU TO HAVE A CHANCE TO FILE YOUR FL 150 --

20 MR. SAYEGH: I HAVE COUNSEL FOR THE DISSOLUTION.

21 WE'LL MEET AND CONFER.

22 MR. KOLODJI: BETWEEN NOW AND JANUARY, HE AT LEAST  
23 CAN TAKE -- AS PART OF OUR REQUEST THAT HE PAY THE  
24 RENT -- SO IF HE CAN AT LEAST PAY THE RENT AND THE CAR  
25 PAYMENT.

26 THE COURT: WHAT IS THE RENT AND CAR PAYMENT?

27 MR. SAYEGH: HE PAYS THE CAR PAYMENT. RENT WAS  
28 5500. I HAVE THE INVOICE RIGHT HERE.

1           THE COURT: I'M NOT GOING TO MAKE THAT ORDER. YOU  
2 CAN COME BACK BEFORE JANUARY AND I CAN HAVE THE  
3 RESPONDENT FILE HIS FL 150. AND WE CAN COME BACK IN A  
4 MONTH. SO I'M NOT GOING TO MAKE AN ORDER FOR HIM TO PAY  
5 5500 OR ANY OTHER AMOUNT. YOU CAN MEET AND CONFER.

6           MR. SAYEGH: I'LL CONTINUE PAYING HEALTH INSURANCE.  
7 I'LL CONTINUE PAYING HER CAR INSURANCE. I'LL CONTINUE  
8 PAYING HER CAR PAYMENT. AND I'LL CONTINUE PAYING HER  
9 CELLPHONE.

10          THE COURT: DOES THAT WORK UNTIL JANUARY?

11          MS. SAYEGH: NOT UNTIL JANUARY.

12          THE COURT: SO WE'LL COME BACK -- SO I WON'T HAVE  
13 YOU WAIT UNTIL JANUARY. WHAT I'LL DO IS FOR THAT  
14 PORTION, SIR, YOU'RE GOING TO BE ORDERED TO FILE AND  
15 SERVE AN FL 150. THAT'S AN INCOME AND EXPENSE  
16 DECLARATION. THAT'S THE FINANCIAL DOCUMENT I NEED FROM  
17 YOU BEFORE I'M ABLE TO MAKE ANY AWARD EITHER FOR  
18 ATTORNEY'S FEES OR FOR SUPPORTS -- WHETHER IT'S CHILD OR  
19 SPOUSAL SUPPORT. I CAN BRING THE PARTIES BACK FOR THAT  
20 ON NOVEMBER 19TH OR ON NO 26TH.

21          MR. SAYEGH: I'LL TAKE THE 25TH.

22          THE COURT: 2 6. 2 6.

23          MR. SAYEGH: 2 6. I'LL TAKE THE 26TH.

24          MR. KOLODJI: I HAD THE SAME THOUGHT ESSENTIALLY IN  
25 OUR MOVING PAPERS ASKED FOR POSSESSION OF THE HOUSE,  
26 WHICH SOLVES THIS PROBLEM AND I JUST WANT TO INQUIRE OF  
27 MY CLIENT --

28          THE COURT: WE'RE NOT GOING TO SOLVE IT NOW.

1 SO NOVEMBER 19TH FOR THE REMAINING ISSUES  
2 REQUESTED BY THE PETITION. SO I'LL SEE THE PARTIES  
3 ON 11/19 AT 8:30. AND THAT'S FOR THE ISSUE OF  
4 PROPERTY CONTROL AND SUPPORT AND ATTORNEY'S FEES.  
5 THE RESPONDENT IS ORDERED TO FILE AND SERVE AN FL  
6 150 FOR THAT DATE.

7 ALL RIGHT.

8 I'M SEE EVERYONE ON NOVEMBER 19TH.

9 SIR, WAIT IN THE HALLWAY. YOU'LL BE  
10 SERVED WITH THE RESTRAINING ORDER.

11 (WHEREUPON, THE ABOVE PROCEEDINGS CONCLUDED.)

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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4  
5 FAHED SAYEGH, )  
6 PETITIONER, )  
7 VS. ) RPT'S CERT.  
8 NUHA SAYEGH, ) CASE NO.  
9 RESPONDENT. ) 25PDRO01260  
10 \_\_\_\_\_ )  
11

12 I HEREBY CERTIFY THAT ON THE 15TH DAY OF  
13 OCTOBER, 2025, I, TOSHA TOWNSEND, CSR #9156,  
14 OFFICIAL REPORTER OF THE ABOVE ENTITLED COURT, WAS  
15 ASSIGNED AS SHORTHAND REPORTER TO REPORT THE  
16 TESTIMONY AND PROCEEDINGS CONTAINED IN THE  
17 TRANSCRIPT HEREIN; AND DID ACT AS SUCH REPORTER;  
18 THAT THE FOREGOING IS A TRUE AND CORRECT  
19 TRANSCRIPTION OF MY SAID NOTES, AND A FULL, TRUE AND  
20 CORRECT STATEMENT OF SAID TESTIMONY AND PROCEEDINGS.

21  
22 *Tosha Townsend*  
23 \_\_\_\_\_  
TOSHA TOWNSEND, CSR. #9156  
OFFICIAL REPORTER  
24  
25  
26  
27  
28

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4 -000-

5 FAHED SAYEGH, )  
6 PETITIONER, )  
7 VS. ) CASE NO.  
8 NUHA SAYEGH, ) 25PDRO01260  
9 RESPONDENT. )  
10 \_\_\_\_\_ )

11  
12 REPORTER'S TRANSCRIPT OF PROCEEDINGS  
13 OCTOBER 15, 2025  
14

15 APPEARANCES:

16 FOR THE PETITIONER: KIRK A. KOLODJI  
17 ATTORNEY AT LAW  
18

19 FOR THE RESPONDENT: IN PROPRIA PERSONA  
20  
21

22  
23 REPORTED BY: TOSHA TOWNSEND, C.S.R. 9156  
24 OFFICIAL REPORTER  
25

26 COPY  
27  
28

1  
2                   I N D E X  
3  
4

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I N D E X

EXHIBITS

PETITIONER'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

(NONE OFFERED)

RESPONDENT'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

2	(DOCUMENT)	31		
I-2	(DOCUMENT)	47		
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4	(DOCUMENT)	70		

1 CASE: 25PDRO01260  
2 CASE NAME: FAHED SAYEGH VS. NUHA SAYEGH  
3 PASADENA, CA WEDNESDAY, OCTOBER 15, 2025  
4 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE  
5 REPORTER: TOSHA TOWNSEND, CSR #9156  
6 TIME: MORNING SESSION  
7  
8

9 APPEARANCES:

10 THE PETITIONER, FAHED SAYEGH, WAS PRESENT  
11 AND SELF-REPRESENTED; RESPONDENT, NUHA  
12 SAYEGH, WAS PRESENT AND REPRESENTED BY  
13 KIRK A. KOLODJI, ATTORNEY AT LAW.

14

15 THE COURT: ON NUMBER 4, WE HAVE NUHA SAYEGH.

16 OKAY.

17 HAVE A SEAT.

18 I'M NOT GOING TO SWEAR ANYBODY IN. I'M  
19 GOING TO GET INFORMATION TO SEE HOW LONG THE HEARING  
20 WILL BE SO I KNOW WHO TO CALL FIRST.

21 AND NUMBER 4 THIS WAS A D.V.R.O. REQUEST  
22 FOR PREVENTION FILED BY THE PETITIONER ON  
23 SEPTEMBER 9. T.R.O. GRANTED ON SEPTEMBER 10.  
24 MINORS WERE EXCLUDED.

25 I REVIEWED THE RESPONSE FILED BY THE  
26 RESPONDENT ON SEPTEMBER 12TH. BASICALLY SAYING IT'S  
27 ALL MADE UP; THIS IS RETALIATION.

28 I'VE READ THE NARRATIVES WHICH GAVE A

1 CHRONOLOGY. AND THERE WAS A SUPPLEMENTAL  
2 DECLARATION WITH SOME PHOTOGRAPHS ALSO FILED ON  
3 OCTOBER 8TH.

4 AND THEN NO. 5 -- ON NO. 5, THAT'S WHEN  
5 YOU ARE THE RESPONDENT.

6 AND I'VE READ YOUR REQUEST FOR D.V.  
7 PREVENTION ON SEPTEMBER 12TH.

8 SO JUST GIVE ME A TIME ESTIMATE.

9 FIRST, BOTH PARTIES READY TO PROCEED ON  
10 BOTH?

11 MR. KOLODJI: WE ARE, YOUR HONOR.

12 MR. SAYEGH: WE ARE.

13 THE COURT: OKAY.

14 MR. SAYEGH: ON BEHALF OF THE RESPONDENT, SLASH,  
15 PETITIONER.

16 THE COURT: AND WHAT'S THE TIME ESTIMATE?

17 MR. KOLODJI: WELL --

18 THE COURT: HOW MUCH TIME DO YOU NEED TO PRESENT  
19 YOUR EVIDENCE?

20 MR. KOLODJI: I PROBABLY WILL NEED AN HOUR AND A  
21 HALF OR AN HOUR.

22 THE COURT: I'VE READ THE DECLARATION. SO ASSUMING  
23 YOU DON'T HAVE TO REPEAT EVERYTHING IN THE DECLARATION  
24 --

25 MR. KOLODJI: WE CAN DO IT IN AN HOUR.

26 THE COURT: ABOUT AN HOUR.

27 SIR, HOW MUCH TIME DO YOU NEED TO PRESENT?

28 MR. SAYEGH: TWO HOURS.

1           THE COURT: I DON'T NEED TWO HOURS ON THIS. IT'S  
2 JUST YOU AS THE WITNESS.

3           MR. SAYEGH: I HAVE TWO OTHER WITNESSES.

4           THE COURT: WHO ARE THE WITNESS, AND TELL ME WHAT  
5 THE OFFER OF PROOF IS?

6           MR. SAYEGH: ARKEL SAMERA, S-A-M-E-R --

7           THE COURT: -- A.

8           M-E-R-A. AND HER LAST NAME SAMERA?

9           MR. SAYEGH: A-R-K-E-L.

10          THE COURT: AND WHAT WILL MS. ARKEL TELL ME THAT'S  
11 RELEVANT TO THESE TWO -- WELL, THESE TWO REQUESTS?

12          MR. SAYEGH: SURE.

13          NUMBER ONE, SHE WAS THE PERCIPIENT WITNESS  
14 WHEN, MIA SAYEGH WAS SPOKEN TO WITH ME, WHO WAS OUR  
15 MINOR. AND IN THAT CONVERSATION, WE FILED A SEALED  
16 DECLARATION. AND THE CONTEXT OF THAT IS THAT MRS.  
17 SAYEGH HAD COACHED HER INTO LYING ABOUT WITNESSING.  
18 THE AUGUST 26TH EVENT; SHE HAD COACH HER AND HER SON  
19 TO LIE TO D.C.F.S. ABOUT ADDITIONAL ABUSE AND CHILD  
20 ABUSE.

21          THE COURT: SO THE OFFER OF PROOF IS THIS WITNESS  
22 WATCHED OR HAS FIRSTHAND KNOWLEDGE OF THE PETITIONER  
23 COACHING THE MINORS?

24          MR. SAYEGH: NO, YOUR HONOR.

25          SINCE THE MINOR IS NOT HERE, SHE WAS THERE  
26 WHEN THE MINOR CONFESSED TO --

27          THE COURT: THAT'S ALL HEARSAY.

28          MR. SAYEGH: OKAY.

1           THE COURT: IT'S AN OUT-OF-COURT STATEMENT THAT  
2 YOU'RE ASKING THE COURT TO ADMIT FOR THE TRUTH OF THE  
3 MATTER.

4           SO WHAT ELSE?

5           MR. SAYEGH: THE SECOND --

6           THE COURT: JUST SO WE'RE CLEAR, JUST SO WE'RE  
7 CLEAR BECAUSE THERE'S RULES FOR THE HEARINGS. SO  
8 PERCIPIENT WITNESSES -- THESE ARE WITNESSES WHO HEARD,  
9 SAW, CAN COME TO COURT, CAN BE SWORN IN -- "THIS IS WHAT  
10 I HEARD. THIS IS WHAT I SAW." PERCIPIENT WITNESSES.

11           CHARACTER EVIDENCE IS INADMISSIBLE. SO,  
12 FOR EXAMPLE, "THAT PARTY IS A LIAR. THAT PARTY HAS  
13 A CHARACTERISTIC OF DISHONESTY; SO THEY'RE PROBABLY  
14 DISHONEST." SO NO, THAT'S OUT.

15           SOAP PERCIPIENT WITNESSES ARE WITNESSES  
16 THAT ACTUALLY SAW SOMETHING.

17           IS MS. ARKEL A PERCIPIENT WITNESS TO ANY  
18 OF THE ALLEGED ACTS OF ABUSE? ALLEGED AT THE TIME  
19 OF ABUSE SEPTEMBER 8TH, SEPTEMBER 24?

20           SO YES? NO?

21           MR. SAYEGH: YES, YOUR HONOR.

22           THE COURT: TO WHAT?

23           MR. SAYEGH: THE SECOND WOULD BE ALIBI ON THE  
24 AUGUST 26TH DATE BECAUSE SHE WAS WITH ME.

25           AND IF I MAY READDRESS --

26           THE COURT: AN ALIBI MEANING YOU WEREN'T PRESENT  
27 DURING THE ALLEGED ABUSE?

28           MR. SAYEGH: NOT THE ALLEGED ABUSE BUT THE ABSENCE

1 OF MYSELF.

2 THE COURT: I DON'T NEED TO HEAR FROM ARKEL.

3 MR. SAYEGH: MAY I READDRESS THE MINOR?

4 THE COURT: WE'RE GOING TO START WITH THE  
5 WITNESSES, AND THEN IF THERE'S A -- I'LL GIVE YOU A  
6 CHANCE AFTER YOU TESTIFY TO SEE IF I NEED SOMEBODY. BUT  
7 I'M NOT HEARING ANYTHING ABOUT ARKEL.

8 MR. SAYEGH: THIS IS AS FAR AS THE PETITIONER'S  
9 MOVING PAPERS -- AS FAR AS MY D.V.R.O.

10 THEN I WOULD LIKE TO ATTEST HOW THOSE  
11 WITNESSES WOULD BECOME APPLICABLE BECAUSE NEITHER OF  
12 THOSE WITNESSES WITNESSED ANY ABUSE OR ASSAULT.

13 THE COURT: OBVIOUSLY, THE TWO OF YOU ARE GOING TO  
14 TESTIFY BECAUSE YOU'RE THE PARTIES. I'M SAYING IF ANY  
15 OTHER THIRD PARTY IS GOING TO TESTIFY. SO FAR I'M NOT  
16 HEARING ANYTHING TO ALLOW THEM TO TESTIFY.

17 WHO ELSE BESIDES MS. SAMERA.

18 MR. SAYEGH: I HAVE AN EXPERT DECLARATION THAT'S  
19 BEEN SUBMITTED.

20 THE COURT: THAT'S HEARSAY.

21 WHAT OTHER PERSON DO YOU HAVE? DO YOU  
22 HAVE ANOTHER PERSON WHO COULD BE SWORN IN -- SWORN  
23 IN AND THEN, SUBJECT TO CROSS-EXAMINATION? THIS IS  
24 A HEARING. SO WE NEED TO HAVE WITNESSES HERE IN  
25 COURT TO BE SWORN IN, OFFER TESTIMONY, AND SUBJECT  
26 TO CROSS. DECLARATION OUT.

27 MR. SAYEGH: AS FAR AS THOSE TWO WITNESSES, THEY  
28 WILL HAVE FIRSTHAND --

1           THE COURT: WHO'S THE OTHER ONE?

2           MR. SAYEGH: LINDA SAYEGH.

3           THE COURT: ALL RIGHT.

4           LINDA SAYEGH.

5           MR. SAYEGH: YES, YOUR HONOR.

6           THE COURT: WHAT IS SHE GOING TO TELL ME?

7           MR. SAYEGH: PETITIONER'S MOVING D.V.R.O. --

8           THEY'RE GOING TO TESTIFY OF THE ABUSE AND ONGOING ABUSE

9           THAT MRS. SAYEGH HAS INFILCTED ON ME OVER THE YEARS.

10          THAT WILL HELP ESTABLISH THE ELEMENTS OF MY PROTECTIVE  
11 ORDER.

12          THE COURT: SO LINDA SAYEGH.

13           AND WHAT IS THE RELATIONSHIP?

14          MR. SAYEGH: SHE IS MY SISTER-IN-LAW.

15          THE COURT: YOUR SISTER-IN-LAW, HER SISTER?

16          MR. SAYEGH: NO.

17           FORMALLY MARRIED TO MY BROTHER.

18          THE COURT: BROTHER'S WIFE?

19          MR. SAYEGH: YES, YOUR HONOR.

20          THE COURT: SO BROTHER'S WIFE WILL TESTIFY THAT SHE  
21 WITNESSED NUHA SAYEGH, PETITIONER -- THAT SHE WITNESSED  
22 THE PETITIONER ABUSE YOU --

23          MR. SAYEGH: IN AN ONGOING FASHION WHICH INCLUDES  
24 MULTIPLE, CONSISTENT HISTORY OF ABUSING ME THROUGH  
25 EMACULATION --

26          THE COURT: SOUNDS LIKE CHARACTER EVIDENCE. I'LL  
27 WEIGH IT, BUT SOUNDS LIKE CHARACTER EVIDENCE.

28           SO CHARACTER EVIDENCE IS: "THIS PERSON --

1 I'VE SEEN THEM VIOLENT IN PAST EVENTS. I'VE SEEN  
2 DISHONEST PAST --" SO PROBABLY, BECAUSE THEY HAVE A  
3 PROPENSITY OF THAT, THAT'S CALLED CHARACTER  
4 EVIDENCE, 1103 OR 1131 OF THE EVIDENCE CODE. IT  
5 APPLIES EVEN THOUGH YOU DON'T KNOW WHAT IT IS. SO  
6 IT SOUNDS LIKE IT'S PROBABLY JUST AN HOUR, 45  
7 MINUTES EACH. AND AFTER YOU'RE DONE, YOU CAN MAKE  
8 AN OFFER OF PROOF AT THAT POINT FOR LINDA SAYEGH AND  
9 SAMERA ARKEL. SO I HAVE A TIME ESTIMATE UNDER TWO  
10 HOURS FOR THE ENTIRE HEARING.

11 MR. KOLODJI: AND --

12 THE COURT: I JUST NEED TO GET TIME ESTIMATE. WE  
13 HAVE -- WE STILL HAVE --

14 YOU CAN STEP BACK. I'M GOING CALL ANOTHER  
15 MATTER JUST TO GET THE LENGTH OF THE HEARING SO I  
16 KNOW WHICH ONES WILL GO FIRST.

17 (WHEREUPON, THE CASE WAS RECESSED.)

18 THE COURT: SAYEGH AND SAYEGH. WE HAVE MUTUAL  
19 RESTRAINING ORDERS.

20 SO MS. NUHA IS REPRESENTED BY MR. KOLODJI,  
21 AND WE HAVE FAHED REPRESENTING HIMSELF.

22 AT THIS TIME, WE'RE GOING TO ASK THE  
23 PARTIES TO STAND UP, RAISE YOUR RIGHT HAND TO BE  
24 SWORN IN BY THE CLERK.

25 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
26 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
27 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
28 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

1 MR. SAYEGH: I DO.

2 MS. SAYEGH: I DO.

3 THE COURT: BOTH OF YOU PLEASE HAVE A SEAT.

4 THE MATTERS ARE SET HERE TODAY FOR A  
5 HEARING UNDER THE DOMESTIC VIOLENCE PREVENTION ACT.

6 ARE BOTH SIDES READY TO PROCEED?

7 STARTING WITH MR. KOLODJI, ARE YOU TO  
8 PROCEED.

9 MR. KOLODJI: WE ARE, YOUR HONOR.

10 THE COURT: MR. SAYEGH, ARE YOU READY TO PROCEED?

11 MR. SAYEGH: I AM YOUR HONOR.

12 THE COURT: SO YOU HAVE A COMPUTER. ARE YOUR NOTES  
13 ON YOUR COMPUTER? I WANT TO MAKE SURE --

14 MR. SAYEGH: I WILL TAKE NOTES ON HER  
15 CROSS-EXAMINATION THROUGH THE COMPUTER, ONLY.

16 THE COURT: YOU CAN TURN ON THE COMPUTER TO TAKE  
17 YOUR NOTES.

18 BEFORE WE BEGIN, THE COURT WILL MAKE  
19 CERTAIN ADVISEMENTS. THE PARTIES HAVE TWO CHILDREN  
20 JORDAN AND NIA.

21 MR. SAYEGH: YES, YOUR HONOR.

22 THE COURT: OKAY.

23 THE COURT INFORMS THE PARTIES THAT  
24 PURSUANT TO FAMILY CODE 3044 A PRESUMPTION ARISES  
25 AGAINST AWARDED SOLE, JOINT -- SOLE OR JOINT LEGAL  
26 OR SOLE CUSTODY OF A CHILD TO A PARENT FOUND TO HAVE  
27 COMMITTED ABUSE. SO WHAT THIS MEANS IS BOTH OF YOU  
28 HAVE ACCUSED THE OTHER OF VIOLATING THE DOMESTIC

1 VIOLENCE PREVENTION ACT. IF YOU'RE ABLE TO PROVE  
2 YOUR CLAIMS, THAT'S BY A PREPONDERANCE OF THE  
3 EVIDENCE -- IF YOU ARE, THEN THERE IS A PRESUMPTION  
4 THAT THE OTHER PARTY WOULD HAVE SOLE LEGAL, SOLE --  
5 SOLE LEGAL CUSTODY AND SOLE PHYSICAL CUSTODY.

6 NOW, THAT'S A PRESUMPTION. IT CAN BE  
7 REBUTTED. BUT THAT'S A PRESUMPTION THAT ARISES.

8 THE COURT IS GOING TO CONDUCT A SEARCH  
9 PURSUANT TO FAMILY CODE 6306 TO SEE IF EITHER PARTY  
10 HAS ANY RELEVANT CRIMINAL HISTORY.

11 GIVE ME A MOMENT TO DO THAT.

12 I HAVE NO INFORMATION THAT EITHER OF YOU  
13 HAVE ANY CRIMINAL RECORD. I HAVE REVIEWED STARTING  
14 WITH MS. NUHA'S REQUEST FOR D.V.R.O. PREVENTION.

15 MA'AM, I HAVE REVIEWED YOUR REQUEST THAT  
16 YOU FILED ON SEPTEMBER 9TH IN THAT YOU ALLEGED THE  
17 DATE OF ABUSE OF SEPTEMBER 8TH WHERE YOU  
18 CHARACTERIZED ACTIONS OF THE -- I'M NOT GOING TO SAY  
19 RESPONDENT -- OF MR. SAYEGH -- FORCE AND CONTROL  
20 MANIPULATION, GASLIGHTING, FAILURE TO RETURN THE  
21 CHILDREN AFTER A DODGER GAME, HISTORY OF VIOLENCE.  
22 I DIDN'T SEE A NARRATIVE ATTACHED. I DIDN'T SEE --  
23 AT THE END OF IT, YOU JUST TYPE IN YOUR OWN WORDS.

24 IS ALL THE INFORMATION THAT YOU INCLUDED  
25 ON THAT REQUEST FOR D.V. PREVENTION COMPLETE,  
26 THOROUGH, AND ACCURATE?

27 MS. SAYEGH: IT COULD HAVE BEEN, YEAH.

28 THE COURT: YOUR LAWYER KNOWS FAMILY LAW. HE CAN'T

1 HELP YOU WITH THE TESTIMONY. THERE'S THINGS HE CAN AND  
2 CAN'T CONTROL. HE CAN'T CONTROL THE FACTS.

3 MS. SAYEGH: OF COURSE, OF COURSE.

4 THE COURT: SO THAT WAS A QUESTION FOR YOU.

5 THAT'S WHY I DIDN'T SWEAR HIM IN BECAUSE  
6 HE'S NOT GOING TO GIVE ANY TESTIMONY.

7 SO IS EVERYTHING YOU WROTE COMPLETE AND  
8 ACCURATE?

9 MS. SAYEGH: YES.

10 THE COURT: OKAY.

11 AND SIR, I ALSO READ YOUR RESPONSE THAT  
12 YOU FILED ON SEPTEMBER 12TH WHERE YOU BASICALLY SAY  
13 THAT THE PETITIONER MAKES UP FACTS TO USE THE  
14 JUSTICE SYSTEM TO RETALIATE AGAINST YOU.

15 IS THAT CORRECT?

16 MR. SAYEGH: YES, YOUR HONOR.

17 THE COURT: AND YOU WROTE A NARRATIVE THAT STARTED  
18 ON PAGE 9 WHERE YOU BASICALLY GAVE ME A CHRONOLOGY  
19 STATEMENTS OF THE FACTS AMONG THE ACCUSATIONS: YOU  
20 STATE THAT THE PETITIONER SMOKES FENTANYL, THAT SHE HAS  
21 DOCUMENTED SUBSTANCE ABUSE, CRACK, COCAINE.

22 IS ALL THE INFORMATION THAT YOU PUT IN  
23 YOUR NARRATIVE, THAT YOU PUT IN YOUR RESPONSE THAT  
24 YOU FILED ON SEPTEMBER 12TH -- TO ALL OF THAT IS IT  
25 COMPLETE, THOROUGH, AND ACCURATE?

26 MR. SAYEGH: AS FAR AS THAT INITIAL DOCUMENT GOES,  
27 THAT IS CORRECT.

28 THE COURT: SO EVERYTHING THAT YOU WROTE IS

1 TRUTHFUL?

2 MR. SAYEGH: YES, YOUR HONOR.

3 THE COURT: YOU DIDN'T MAKE UP ANYTHING OR  
4 EXAGGERATE ANYTHING.

5 MR. SAYEGH: NO, YOUR HONOR.

6 THE COURT: SAME TO YOU, MA'AM, YOU DIDN'T MAKE UP  
7 ANYTHING OR EXAGGERATE ANYTHING?

8 MS. SAYEGH: NO.

9 THE COURT: ON THE CASE ENDING IN 01260, MA'AM, WHY  
10 DON'T YOU TELL ME --

11 MR. KOLODJI: YOUR HONOR, BEFORE WE DO THAT. WE  
12 CAN ALSO HAVE HER AFFIRM HER STATEMENTS MADE IN THE  
13 OCTOBER 8TH SUPPLEMENTAL DECLARATION?

14 THE COURT: OKAY.

15 MA'AM, I DID RECEIVE A SUPPLEMENTAL  
16 DECLARATION ON OCTOBER 8TH THAT ALSO CONTAINED A  
17 NUMBER OF PHOTOGRAPHS.

18 IS ALL THE INFORMATION THAT YOU STATED IN  
19 THAT --

20 MS. SAYEGH: YES.

21 THE COURT: -- TRUE IS ACCURATE?

22 OKAY.

23 SO MR. KOLODJI, YOU WANT TO WALK  
24 THROUGH -- TYPICALLY, I VOIR DIRE THE PARTIES TO  
25 GIVE A GENERAL IDEA THOSE REPRESENTED BY COUNSEL.

26 USUALLY, IF THERE'S A LAWYER, THEY KNOW  
27 THE CASE BETTER THAN I DO. THEY NOT ONLY READ THE  
28 DECLARATIONS AND LOOK AT THE EXHIBITS BUT THEY TALK

1 TO THE PARTIES AND ARE A BIT MORE FAMILIAR TO THE  
2 CASE. I'M GOING TO ASK THAT YOU USE THE DOCUMENT  
3 PANEL TO SHOW ANYTHING. AND YOU CAN JUST WALK ME  
4 THROUGH --

5 AND HERE'S HOW THIS WORK. I KNOW THERE'S  
6 DUELING D.V.R.O.'S, BUT A PARTY HAS TO SHOW --  
7 THERE'S A STIPULATION THAT THE PARTIES HAVE A  
8 RELATIONSHIP SPECIFIED, FAMILY CODE 6211. THIS IS  
9 YOUR SPOUSE? THIS IS FATHER OF YOUR CHILDREN?

10 MS. SAYEGH: YES.

11 THE COURT: SO THE PARTIES HAVE A RELATIONSHIP  
12 PURSUANT TO FAMILY CODE 6211. THE QUESTION IS WHETHER  
13 THE RESPONDENT COMMITTED ABUSE AS DEFINED BY FAMILY CODE  
14 6203. AND THE BURDEN OF PROOF IS THE PREPONDERANCE OF  
15 THE EVIDENCE.

16 GO AHEAD, COUNSEL.

17

18 NUHA SAYEGH,  
19 THE RESPONDENT, WAS CALLED ON BEHALF OF HERSELF, WAS  
20 SWORN AND TESTIFIED AS FOLLOWS:

21

22 DIRECT EXAMINATION  
23 BY MR. KOLODJI:

24 Q I'D LIKE TO WALK YOU THROUGH WHAT HAPPENED.  
25 DO YOU RECALL WHAT HAPPENED ON AUGUST 26TH  
26 2025?

27 A I DO.

28 Q CAN YOU DESCRIBE TO THE COURT WHAT HAPPENED

1 THAT DAY?

2 A THAT DAY I PICKED UP MY SON. HE HAD HALF DAY  
3 IN SCHOOL FROM LA ROSA ELEMENTARY SCHOOL IN LAS TUNAS --  
4 OR I'M SORRY, IN TEMPLE CITY. AND BECAUSE HE HAD HALF  
5 DAY, I HAD BOOKED HIM AN APPOINTMENT --

6 THE COURT: ONE SECOND.

7 IF THERE ARE ANY WITNESSES -- SO THIS  
8 COURTROOM IS OPEN TO THE PUBLIC. SO PEOPLE ARE FREE  
9 TO STAY IN AND WATCH THE PROCEEDINGS. BUT THAT MAY  
10 PREVENT YOU FROM TESTIFYING. IF YOU ARE A POTENTIAL  
11 WITNESS IN THIS CASE, I'M GOING TO ASK YOU TO STEP  
12 INTO THE HALLWAY. SO IF YOU'RE JUST WAITING ON  
13 ANOTHER CASE OR MEMBER OF THE PUBLIC, A FAMILY  
14 MEMBER -- YOU'RE WELCOME TO STAY AND WATCH THE  
15 PROCEEDINGS. BUT YOU MAY NOT BE ABLE TO TESTIFY.

16 SO TAKE A LOOK AND TALK TO YOUR WITNESSES.  
17 LET THEM UNDERSTAND THAT THEY MAY BE BARRED FROM  
18 TESTIFYING IF THEY'RE WATCHING OTHER WITNESSES  
19 TESTIFY.

20 SO AUGUST 26TH 2025, YOU'RE PICKING UP  
21 YOUR SON FROM SCHOOL.

22 GO AHEAD.

23 THE WITNESS: I PICKED HIM UP FROM SCHOOL. HE HAS  
24 HALF DAYS TUESDAY. I WENT TO GET HIM HIS ANNUAL  
25 CHECKUP. AND BY THAT TIME, WE WERE FINISHED. I PICKED  
26 MY DAUGHTER UP NIA. AND I THOUGHT I WAS GOING HOME BY  
27 THEN, BACK TO TEMPLE CITY. THE HOME THAT WE WERE  
28 DISPLACED. BUT SHE HAD FORGOTTEN TO SOME ITEMS.

1           THE COURT: WHAT WAS DISPLACED?

2           MS. SAYEGH: WE WERE STILL LIKE IN OUR DISPLACEMENT  
3 HOME. I STAYED BEHIND THERE WHILE HE WENT BACK TO THE  
4 RESIDENCE.

5           Q       BY MR. KOLODJI: WHERE'S YOUR DISPLACEMENT  
6 HOME?

7           A       IT'S 5132 ROSEMEAD BOULEVARD.

8           Q       I'M SORRY?

9           A       SO WE WANT, WE GRABBED HER, WE WENT TO THE  
10 HOUSE --

11          THE COURT: WHEN YOU SAY, "WE," WHO DO YOU MEAN?

12          THE WITNESS: MY CHILDREN. AND I WENT BACK TO  
13 ALTADENA TO GRAB SOME BELONGINGS.

14          Q       BY MR. KOLODJI: WHEN YOU SAY YOU WENT TO  
15 ALTADENA -- WHERE WERE YOU GOING?

16          A       WE WERE GOING TO THE HOUSE. WE GOT SOME  
17 COFFEE FIRST. WE GRABBED COFFEE. AND I GRABBED HIM A  
18 CUP OF COFFEE AS WELL. SO WE WENT TO THE HOUSE. WE  
19 GRABBED OUR ITEMS, HUNG OUT FOR MAYBE 30 MINUTES, 40  
20 PINS. I TOLD THE KIDS TO GO OUTSIDE, GO TO THE CAR --  
21 ACTUALLY, WALKED THEM TO THE CAR. AND I SAID, "I FORGOT  
22 TO GO TELL YOUR DAD SOMETHING." AND THAT'S WHEN I WENT  
23 INSIDE, AND WE TALKED ABOUT SOME FINANCES. I HAD TO PAY  
24 FOR THIS OR THAT. "WELL, CAN WE GET A LITTLE BIT MORE  
25 ON THIS END FOR," YOU KNOW -- THIS AND THAT, EVERYDAY  
26 LIFE. AND HE JUST BLEW UP COMPLETELY. HE STARTED  
27 CHARGING AT ME. HE GRABS ME BY MY HAIR. AND THEN HE  
28 THROWS ME DOWN TO THE FLOOR. I WAS ABLE TO GET OUT OF

1 THAT BY TWISTING HIS FINGERS OFF OF MY HAIR. AND I  
2 JUMPED UP AGAIN. AND I STARTED RUNNING TOWARDS THE DOOR  
3 --

4 THE COURT: SO STOP. YOU HAD TO TWIST HIS FINGERS?

5 MS. SAYEGH: YEAH, BECAUSE HE WAS LATCHED ON TO MY  
6 HAIR. I WAS ABLE TO --

7 THE COURT: HOW WAS IT LODGED? INDICATING WITH  
8 YOUR HAND GRABBING HAIR?

9 THE WITNESS: YEAH.

10 THE COURT: SO YOUR TESTIMONY IS THAT HE HAD A  
11 HANDFUL OF YOUR HAIR?

12 MS. SAYEGH: MY TESTIMONY --

13 THE COURT: YOU SAID A PART OF IT?

14 THE WITNESS: YES.

15 THE COURT: AND RESPONDENT GRABBED YOUR HAIR?

16 THE WITNESS: AND THREW ME TO THE FLOOR, DRAGGED ME  
17 A LITTLE BIT, AND THAT'S WHEN I PULLED HIS FINGER TO  
18 RELEASE MYSELF. AND I JUMPED UP AGAIN. I STARTED  
19 RUNNING TOWARDS THE DOOR. HE GOT AHOOLD OF ME, PROBABLY  
20 BY THE BACK OF MY SHIRT, THREW ME AGAINST THE WALL RIGHT  
21 WHERE THE DOORWAY IS -- BETWEEN THE DOORWAY AND THE  
22 WINDOW. AND THAT'S WHEN I FELL TO THE FLOOR. AND THEN  
23 HE STARTED KICKING ME. AND THEN --

24 Q BY MR. KOLODJI: WHERE WAS HE KICKING YOU?

25 A MY BODY, MY BACK, MY RIBS, BY BUTTOCKS.

26 Q ABOUT HOW MANY TIMES DID HE KICK YOU?

27 A ABOUT FIVE, SIX TIMES.

28 Q OKAY.

1           THEN WHAT HAPPENED NEXT?

2       A     AND THEN THAT'S WHEN MY DAUGHTER WALKED IN.  
3     RIGHT WHEN SHE WALKED IN, I'M RIGHT THERE. AND I YELLED  
4     AT HER. AND I YELLED AT HER. I SCREAMED AT HER. AND  
5     THAT'S WHEN I STARTED GETTING UP AND DUSTED MYSELF OFF  
6     AND GOING BACK TO THE CAR. THAT'S WHEN I STARTED. AND  
7     HE SAID, "I'M NOT DONE WITH YOU YET. I'M NOT DONE WITH  
8     YOU YET."

9           I WENT TO THE CAR AND DROVE OFF AND APOLOGIZE  
10   TO MY DAUGHTER AND TOLD HER I'M SORRY. JUST COMPLETELY  
11   LASHED AT HER.

12       THE COURT: YOU LASHED OUT AT YOUR DAUGHTER?

13       THE WITNESS: YES. BECAUSE I DID NOT WANT HER TO  
14   SEE THAT. I TOLD HER TO STAY IN THE CAR.

15       Q     BY MR. KOLODJI: AND AFTER THIS, YOU FILED  
16   YOUR RESTRAINING ORDER?

17       A     NOT RIGHT AFTER, NO.

18       Q     A FEW DAYS LATER, YOU FILED THE RESTRAINING  
19   ORDER?

20       A     UH-HUH.

21       Q     AND AFTER THE RESTRAINING ORDER WAS FILED, DID  
22   YOU EVER RECEIVE ANY CALLS FROM THE RESPONDENT?

23       A     UH-HUH, YES.

24       Q     I WOULD LIKE TO DRAW YOUR ATTENTION TO WHAT'S  
25   MARKED AS EXHIBIT B OF THE SUPPLEMENTAL DECLARATION. IS  
26   THAT A TRUE AND ACCURATE SCREENSHOT OF THE CALL YOU  
27   RECEIVED?

28       A     UH-HUH.

1 Q IS THAT YES?

2 A YES.

3 THE COURT: SO THIS INCIDENT, YOU'RE TESTIFYING  
4 ABOUT HAPPENED ON AUGUST 26TH AND THEN ON SEPTEMBER 21ST  
5 --

6 THE WITNESS: AUGUST 26TH -- EITHER AUGUST 26TH OR  
7 IT WAS -- IT WAS ONE OF THOSE DAYS. HE HAD HALF DAYS.  
8 BOTH OF THEM, AUGUST 26TH, 27TH. I WASN'T SURE EXACTLY  
9 WHAT DAY WHEN I GO BACK.

10 Q BY MR. KOLODJI: WHEN YOU FILLED OUT --

11 A IT WAS AUGUST 20 --

12 WE WENT DOWN TO --

13 THE COURT: SO HERE'S --

14 HOLD ON.

15 SO YOUR TESTIMONY IS THE EVIDENCE. BUT  
16 YOU'RE ABLE TO LOOK AT ALMOST ANYTHING THAT HELPS  
17 REFRESH YOUR RECOLLECTION.

18 Q BY MR. KOLODJI: I'M GOING TO DRAW --

19 THE COURT: I'LL GIVE YOU AN EXAMPLE.

20 LIKE THE POLICE REPORT -- THE POLICE  
21 REPORT IS NOT COMING IN BECAUSE IT'S HEARSAY. IT'S  
22 A RECITATION OF STATEMENTS THAT THE POLICE OFFICERS  
23 -- THAT'S OUT. BUT BOTH PARTIES CAN LOOK AT A  
24 POLICE REPORT IF IT HELPS THEM REMEMBER THE DATE OR  
25 TIME OR WHAT HAVE YOU. SO IF YOU HAVE A POLICE  
26 REPORT, IT'S NOT COMING IN EVIDENCE. BUT YOU CAN  
27 LOOK AT IT IF IT HELPS YOU TO REMEMBER THE DATES  
28 AND -- YOU DO HAVE TO LET HIM KNOW WHAT DOCUMENT

1 YOU'RE LOOKING AT TO REFRESH YOUR MEMORY.

2 Q BY MR. KOLODJI: I'M GOING TO GO TO EXHIBIT A

3 --

4 THE COURT: SO EXHIBIT B IS A PHONE CALL OR TEXT  
5 MESSAGE?

6 THE WITNESS: NO.

7 PHONE CALL, I BELIEVE.

8 THE COURT: OKAY.

9 Q BY MR. KOLODJI: WAS THAT THE ONLY TIME THIS  
10 SUMMER THAT YOU HAD -- THAT HE LAID HANDS ON YOU?

11 A NO.

12 Q CAN YOU DESCRIBE THE INCIDENT THAT OCCURRED  
13 AROUND JUNE 8TH 2025?

14 A THE DAY I WAS LEAVING THE TEMPLE CITY HOUSE TO  
15 GO BACK TO THE ORIGINAL HOME -- IT WAS ANOTHER DISPUTE  
16 ABOUT FINANCES AND DISPUTE ABOUT JUST LIFE IN GENERAL.  
17 AND AS HE WAS LEAVING, HE THE PALMED HIS HAND RIGHT INTO  
18 MY EYE.

19 THE COURT: SO INDICATING YOU TOOK YOUR RIGHT  
20 PALM -- AND THAT YOU INDICATED THAT YOUR RIGHT PALM HIT  
21 YOUR -- INTO YOUR CHEEK INTO YOUR EYE.

22 SO THE RESPONDENT DID THAT?

23 THE WITNESS: UH-HUH.

24 THE COURT: HE TOOK THE PALM OF HIS RIGHT HAND AND  
25 HIT YOU IN YOUR FACE?

26 THE WITNESS: UH-HUH, YES.

27 MR. KOLODJI: DO YOU HAVE A PICTURE OF THAT  
28 INCIDENT?

1           THE WITNESS: UH-HUH.

2           THE COURT: PLUGGED IN YOUR COMPUTER?

3           MR. KOLODJI: YOUR HONOR, I HAVE IT UP ON MY --

4           THE COURT: SO HE'S GOING TO ASK QUESTIONS, AND  
5 YOU'LL HAVE A CHANCE TO ASK QUESTIONS. AND THEN HE  
6 MIGHT ASK YOU QUESTIONS. AND THEN YOU HAVE A RIGHT TO  
7 GIVE YOUR TESTIMONY. SO LET ME SWITCH TO COUNSEL.

8           SO THIS IS EXHIBIT --

9           MR. KOLODJI: I'D LIKE TO DESIGNATE THIS EXHIBIT --  
10 EXHIBIT H.

11          THE COURT: OKAY.

12          Q BY MR. KOLODJI: IS THIS A SCREENSHOT THAT YOU  
13 TOOK FROM YOUR PHONE?

14          A UH-HUH.

15          THE COURT: IS THAT A YES?

16          THE WITNESS: YES.

17          Q BY MR. KOLODJI: AND IS THIS A SCREENSHOT OF  
18 THE INCIDENT THAT YOU JUST DESCRIBED TO THE COURT?

19          A YES.

20          Q AND CAN YOU DESCRIBE --

21           YOUR HONOR, SHOULD I DESCRIBE WHAT I SEE HERE  
22 OR --

23          THE COURT: HOLD ON. IS THIS A PICTURE OF YOU?

24          THE WITNESS: YES, IT IS.

25          THE COURT: AND I SEE A MARKING UNDER YOUR --

26          THE WITNESS: UNDER MY EYE. I HAD PUT MAKEUP ON TO  
27 SEE IF IT WOULD COVER, AND THAT'S WHY I TOOK THAT  
28 SNAPSHOT.

1 THE COURT: THERE APPEARS TO BE SOME SWELLING UNDER  
2 YOUR LEFT EYE.

3 THE WITNESS: UH-HUH.

4 THE COURT: IS THAT YES?

5 THE WITNESS: YES.

6 THE COURT: HOW DID YOU GET THE SWELLING UNDER YOUR  
7 LEFT EYE?

8           THE WITNESS:  LIKE I SAID, HE WAS LEAVING THE HOUSE  
9 AND HE WENT --

10 THE COURT: HE HIT YOU IN THE FACE AND LEFT THIS  
11 MARK.

12 THE WITNESS: CONTINUING OUT OF THE HOUSE --

13 THE COURT: I DON'T KNOW IF THIS IS --

14 HOW MANY MORE? DO YOU HAVE MORE  
15 PHOTOGRAPHS?

16 MR. KOLODJI: WE CAN REST ON THAT.

17 THE COURT: OKAY.

18 WELL, SO, SIR, DO YOU HAVE ANY QUESTIONS?

19 MR. SAYEGH: YES, YOUR HONOR.

20 THE COURT: SHE'S GIVEN TESTIMONY OF AUGUST 26TH  
21 INCIDENT AND JUNE 8TH INCIDENT.

22 MR. SAYEGH: SURE.

23 THE COURT: GO AHEAD.

24

26 BY MR. SAYEGH:

27 Q MS. SAYEGH, DO YOU RECALL WHAT TIME YOU PICKED  
28 UP YOUR MINOR, JORDAN SAYEGH, FROM SCHOOL?

1           THE COURT: SO GIVE A DATE --

2           MR. SAYEGH: I APOLOGIZE, SORRY.

3           Q       YOUR TESTIMONY WAS THAT ON AUGUST 26TH YOU  
4 PICKED UP YOUR SON FROM SCHOOL EARLY?

5           A       YES.

6           Q       AND DO YOU RECALL WHAT TIME YOU PICKED UP YOUR  
7 SON?

8           A       HE HAD HALF DAY. HE GETS OUT AT 11:00 -- NO.  
9 HE GETS OUT AT LIKE 1:15 GIVE OR TAKE.

10          THE COURT: AND YOU CAN TAKE THE PICTURE DOWN  
11 UNLESS HE'S GOING TO ASK TO USE IT.

12          Q       BY MR. SAYEGH: AND THEN YOU WENT TO GET  
13 COFFEE?

14          A       NO. WE DID NOT GET COFFEE RIGHT AWAY.

15               WE WENT STRAIGHT TO THE DENTIST APPOINTMENT.

16          Q       WHAT TIME WAS THE DENTIST APPOINTMENT?

17          A       THE DENTIST APPOINTMENT --

18               I SHOULD HAVE CALLED THEM AND ASKED THEM WHEN  
19 IT WAS, BUT I DON'T RECALL WHEN --

20          Q       DO YOU KNOW WHEN THE DENTAL APPOINTMENT WAS  
21 COMPLETED?

22          A       I KNOW IT WAS COMPLETED BEFORE NIA WAS PICKED  
23 UP FROM SCHOOL.

24          Q       OKAY.

25               AND WHAT TIME WOULD THAT BE?

26          A       NIA IS PICKED UP AT 3:00 O'CLOCK.

27          Q       3:00 O'CLOCK.

28               AND THEN WHERE DID YOU GO FROM THERE?

1 A TO THE HOUSE.

2 Q AND WHAT TIME DID YOU ARRIVE AT THE HOUSE?

3 A WE GOT COFFEE FIRST AND THEN --

4 Q WHAT TIME DID YOU GET COFFEE?

5 A ABOUT 4:00 O'CLOCK WE ENDED UP AT THE HOUSE --

6 4:00 OR 4:30.

7 Q OKAY.

8 AND WHO WAS THERE WHEN YOU GOT TO THE HOUSE?

9 A YOU WERE.

10 Q I WAS THERE.

11 A UH-HUH.

12 Q AND YOUR TESTIMONY WAS YOU WERE THERE AT THE

13 HOUSE FOR ABOUT A HALF HOUR?

14 A MAYBE 15 MINUTES TO 30 MINUTES.

15 Q SO APPROXIMATELY --

16 A MAYBE.

17 Q -- 5:00 P.M. THIS ASSAULT OCCURRED?

18 A AROUND 4:00 O'CLOCK.

19 Q AROUND 4:00?

20 A IT WAS 4:00 O'CLOCK.

21 Q LET ME COME BACK.

22 YOUR TESTIMONY IS YOU PICKED UP NIA AT 3:05.

23 THAT'S WHAT TIME THE BELL GETS OUT?

24 CORRECT?

25 A RIGHT.

26 Q AND IT TOOK SOMETIME FOR YOU TO GET HER IN THE

27 CAR BY THE TIME THE PICK-UP HAPPENS.

28 RIGHT?

1 A SURE.

2 Q ABOUT 15 MINUTES TO GET HER IN THE CAR?

3 A POSSIBLY.

4 Q AND AT THAT POINT, YOU WENT TO WHICH COFFEE  
5 SPOT?

6 A IT WAS RIGHT ON OUR WAY.

7 I HAD ORDERED IT, QUICK PICK-UP-TO-GO AND --

8 Q SORRY, WHICH COFFEE SPOT?

9 A STARBUCKS.

10 RIGHT ON --

11 THE COURT: THE COURT IS GOING TO EXERCISE ITS  
12 DISCRETION ON EVIDENCE CODE 765 TO MAKE SURE THAT ANY  
13 EXAMINATION IS RAPID, THOROUGH TO GET TO THE TRUTH OF  
14 THE ISSUES.

15 COUNSEL, PUT BACK ON YOUR EXITED H, I  
16 THINK IT IS.

17 SIR, DO YOU RECOGNIZE THIS PERSON IN THIS  
18 PHOTOGRAPH.

19 MR. SAYEGH: YES.

20 THE COURT: SHE HAS BRUISING ON HER LEFT EYE. DO  
21 YOU SEE THAT BRUISE?

22 MR. SAYEGH: YES.

23 THE COURT: SHE JUST TESTIFIED SHE GOT THAT BRUISE  
24 WHEN YOU HIT HER IN THE FACE.

25 MR. SAYEGH: SURE.

26 THE COURT: DO YOU REMEMBER ANY ARGUMENT OR ANY  
27 INCIDENT ON JUNE 8TH 2025?

28 MR. SAYEGH: NO.

1 IF I MAY, YOUR HONOR?

2 THAT IS THE JUNE 8TH. SO I HAVE THE  
3 EVIDENCE FOR THAT. SO MAY I PRESENT THAT?

4 THE COURT: SIR, I'M ASKING YOU ABOUT THIS  
5 PHOTOGRAPH.

6 I HAVE A PHOTOGRAPH OF A PERSON WITH  
7 BRUISING UNDER HER EYE. HER TESTIMONY IS SHE GOT  
8 THE BRUISE BECAUSE YOU HIT HER IN THE FACE. SO IS  
9 IT TRUE OR NOT TRUE THAT YOU HIT HER ON JUNE 8TH  
10 INFILCTING THIS INJURY?

11 MR. SAYEGH: IT IS NOT TRUE, YOUR HONOR. AND MAY I  
12 PRESENT --

13 THE COURT: SO LET ME UNDERSTAND.

14 YOUR TESTIMONY IS IT'S NOT TRUE THAT YOU  
15 DIDN'T HIT HER?

16 MR. SAYEGH: IT'S NOT TRUE EVEN IN THE SAME  
17 VICINITY OF HER. AND I HAVE THE EVIDENCE.

18 THE COURT: YOU WEREN'T IN THE SAME VICINITY?

19 MR. SAYEGH: NOT IN THE SAME CITY.

20 THE COURT: NOT ONLY DID YOU NOT STRIKE HER, YOU  
21 WERE NOT IN THE SAME ROOM, OR SAME CITY.

22 MR. SAYEGH: THAT'S NOT EVEN AN INJURY FROM  
23 ASSAULT. AND I HAVE THE EVIDENCE.

24 THE COURT: SIR, I'M JUST TRYING TO GET YOUR STORY  
25 BECAUSE, WITH THESE HEARINGS, THERE'S A LOT THAT --  
26 THERE'S A LOT OF ORDERS THAT A COURT HAS TO MAKE -- NOT  
27 JUST TO DETERMINE WHETHER OR NOT YOU DID ATTACK HER BUT  
28 WHAT ARE THE ORDERS FOR CUSTODY AND VISITATION.

1           SO I HAVE TO LOOK AT THE CREDIBILITY OF  
2 WITNESS. AND I DON'T JUST TAKE THE CREDIBILITY JUST  
3 FOR THE ISSUE AT HAND WHICH IS WHETHER OR NOT YOU  
4 HIT HER IN THE FACE. I DON'T KNOW IF YOU DID OR NOT  
5 BECAUSE THE HEARING ISN'T OVER. THERE'S SOME  
6 EVIDENCE THAT YOU HIT HER IN THE FACE. BUT I'LL  
7 WAIT UNTIL ALL OF THE EVIDENCE IS.

8           BUT I EVALUATE THE CREDIBILITY OF THE  
9 WITNESS AND APPLY IT BUT NOT ONLY THIS ISSUE BUT  
10 WHEN IT COMES TO CUSTODY VISITATION AND WHAT'S THE  
11 TIMESHARE. IT CARIES ARE. SO YOU DON'T WANT TO  
12 TAKE A STATEMENT THAT TURNS OUT TO BE  
13 DEMONSTRATIVELY FALSE. I'M JUST GIVING YOU A  
14 WARNING. BECAUSE IF I FIND THAT YOU HAD FALSE  
15 STATEMENTS -- GROSSLY FALSE STATEMENT ON THIS ISSUE,  
16 I'M GOING TO REMEMBER THAT WHEN WE NOW TALK ABOUT  
17 THE NEXT ISSUE WHICH IS CUSTODY AND VISITATION. SO  
18 I'M GOING TO --

19           HOLD ON, SIR.

20           YOU HAVE YOUR EVIDENCE THAT THIS IS NOT A  
21 BRUISE AND YOU WEREN'T IN THE SAME CITY.

22           MR. SAYEGH: BUT I HAVE --

23           THE COURT: WE'LL WAIT TO SEE THAT.

24           MR. SAYEGH: YOUR HONOR.

25           THE COURT: HOLD ON, SIR.

26           (WHEREUPON, THE CASE WAS RECESSED.)

27           THE COURT: NOW, BACK ON THE RECORD WITH SAYEGH.

28           LET'S START WITH. JUNE 8TH -- YOU HAVE

1 SOME EVIDENCE THAT YOU WERE NOT IN THE SAME CITY.

2 MR. SAYEGH: I DO, YOUR HONOR.

3 THE COURT: OKAY.

4 SO GO AHEAD AND SHARE WITH ME THAT  
5 EVIDENCE.

6 MR. SAYEGH: I WOULD LIKE TO START WITH A TEXT  
7 MESSAGE BETWEEN MYSELF AND NUHA SAYEGH.

8 THE COURT: HOLD ON. LET ME SWITCH ON DOCUMENT  
9 HERE. AND JUST LET ME KNOW WHETHER YOU'RE USING YOUR  
10 DOCUMENT CAMERA OR YOUR --

11 OKAY.

12 SO WE ARE ON THE DIRECT OF THE RESPONDENT  
13 AND YOU HAVE AN EXHIBIT.

14 MR. SAYEGH: YES, YOUR HONOR.

15 THE COURT: SO WE HAVE TO NUMBER THE EXHIBITS SO  
16 THERE'S A RECORD.

17 MR. SAYEGH: THIS WILL BE RESPONDENT'S EXHIBIT 1.

18 THE COURT: ALL RIGHT.

19 RESPONDENT'S 1.

20 AND THIS IS A TEXT MESSAGE?

21 MR. SAYEGH: THIS IS A TEXT MESSAGE BETWEEN MYSELF  
22 AND MRS. SAYEGH ON JUNE 8TH, BEGINNING AT 10:24 A.M.

23 THE COURT: OKAY.

24 HOW THE TEXT MESSAGES WORK -- YOUR  
25 STATEMENTS AREN'T ADMISSIBLE. BUT HER STATEMENT CAN  
26 BE UNLESS YOU'RE USING THIS FOR NON --

27 MR. SAYEGH: USING IT FOR IMPEACHMENT, YOUR HONOR.

28 THE COURT: WELL, YOU SAID YOU HAVE TESTIMONY THAT

1 YOU WEREN'T --

2 IMPEACHMENT IS EVIDENCE THAT SOMEBODY  
3 TESTIFIES IN COURT TO SOMETHING. AND IMPEACHMENT IS  
4 A PRIOR INCONSISTENT STATEMENT OR OTHER EVIDENCE  
5 THAT WILL SHOW THAT THE STATEMENT ISN'T RELIABLE OR  
6 ISN'T TRUE.

7 SO YOU MADE AN OFFER OF PROOF THAT NOT  
8 ONLY DID YOU NOT HIT THE PETITIONER IN THE FACE BUT  
9 YOU WEREN'T EVEN THERE.

10 MR. SAYEGH: YES, YOUR HONOR.

11 THE COURT: I'M WAITING FOR THE EVIDENCE TO SHOW  
12 YOU WEREN'T EVEN THERE.

13 MR. SAYEGH: SURE.

14 THE FIRST TEXT I TEXT HER, "WE'RE ALL  
15 GOING TO MY PARENTS TODAY." I TEXTED HER. AND THEN  
16 SHE SHOWS HER HAND SWOLLEN. HER RESPONSE TO ME,  
17 "I'M SUPPOSED TO GO TO WORK TODAY. I CAN'T MOVE MY  
18 HANDS. I CAN'T HOLD THE PHONE, VOICE TALKING."

19 THE COURT: WHAT'S YOUR OFFER -- GIVE ME YOUR OFFER  
20 PROOF OF WHAT EVIDENCE --

21 SO TYPICALLY -- I'LL GIVEN YOU AN EXAMPLE.  
22 IN A CRIMINAL SETTING, THERE'S A SHOOTING, AND THE  
23 DEFENDANT SAYS, "I WASN'T AT THE SHOOTING. I HAVE  
24 WITNESSES WHO WILL TESTIFY I WAS AT ANOTHER PARTY,  
25 DOWN THE STREET. SO I WASN'T THERE."

26 DO YOU HAVE EVIDENCE?

27 MR. SAYEGH: I DO, YOUR HONOR.

28 THE COURT: WHAT'S THAT EVIDENCE?

1 MR. SAYEGH: THE TEXT MESSAGES.

2 THE COURT: ASIDE FROM THE TEXT MESSAGE, DO YOU  
3 HAVE A PERSON WHO WILL TESTIFY?

4 MR. SAYEGH: IF I MAY GIVE A BRIEF OFFER OF PROOF,  
5 YOUR HONOR, PLEASE. JUST BRIEFLY.

6 THE COURT: UH-HUH.

7 MR. SAYEGH: WHAT SHE SAYS SHE WOKE UP WITH HER  
8 RIGHT EYE LIKE THIS. SHE ALSO TEXTED HER MOTHER WHERE  
9 SHE SAID THAT THE PAIN THAT I HAD IN MY EYE PRIOR TO --  
10 SHE ADMITS IT'S FROM A MEDICAL REACTION.

11 THE COURT: SO YOU HAVE A TEXT MESSAGE WITH  
12 STATEMENTS FROM THE PETITIONER TALKING ABOUT HER EYE.

13 MR. SAYEGH: YES.

14 BOTH TO MYSELF AND TO HER MOM.

15 SO THE REASON THE HAND IS --

16 THE COURT: SO JUST SHOW ME THE EXHIBIT FROM THE  
17 PETITIONER ABOUT HER EYE.

18 MR. SAYEGH: SURE.

19 THE COURT: SO WE'LL CALL THIS RESPONDENT'S 2. AND  
20 THIS IS A TEXT --

21 (WHEREUPON, RESPONDENT'S EXHIBIT 2  
22 WAS MARKED FOR IDENTIFICATION.)

23 MR. SAYEGH: THIS IS A TEXT TO ME, YOUR HONOR. THE  
24 PHOTO PREVIOUS TO --

25 THE COURT: WAIT.

26 THIS IS A TEXT TO YOU.

27 AND THERE'S A PHOTO OF THE PETITIONER --  
28 IS THAT THE LETTERS OR WRITINGS ON THE BOTTOM OF THE

1 PHOTOGRAPH? IS THAT WHAT SHE TEXTED?

2 MR. SAYEGH: OH, YEAH, SHE TEXTED ME.

3 TO ADD EVERYTHING, "WOKE UP. MY RIGHT EYE  
4 CAN'T OPEN."

5 THE PREVIOUS SHE SHOWED ME THE SWELLING IN  
6 HER HAND.

7 THE COURT: WHAT WAS THE DATE OF THIS TEXT?

8 MR. SAYEGH: THIS IS JUNE 8TH AT 10:24 A.M.

9 THE COURT: WHERE IS THAT ON THIS --

10 MR. SAYEGH: THESE TEXTS HAVE TO BE KIND OF  
11 CORRELATED.

12 JUNE 8TH, I TEXTED HER IN THE MORNING.

13 WE'RE ALL GOING TO MY PARENTS. SHE SHOWED ME HER  
14 HANDS SWOLE UP FROM THE MEDICINE REACTION, WHICH SHE  
15 WILL SPEAK TO. SO FIRST SHE SHOWS THE HAND, AND  
16 THEN SHE SAYS --

17 THE COURT: SLOW DOWN.

18 MR. SAYEGH: I'M SORRY.

19 THE COURT: SO THIS EXHIBIT 1 AND EXHIBIT 2 ARE THE  
20 SAME CHAIN OF TEXT MESSAGES?

21 MR. SAYEGH: CHAIN, YOUR HONOR.

22 THE COURT: SO EXHIBIT 1 AND THE BLUE IS HER OR THE  
23 BLUE IS --

24 MR. SAYEGH: THE BLUE IS ME.

25 THE COURT: OKAY.

26 "SO WE'RE ALL GOING TO MY PARENTS HOUSE  
27 TODAY," IS WHAT YOU TEXT. AND THEN THIS IS HER  
28 RESPONSE?

1 MR. SAYEGH: YES, YOUR HONOR.

2 THE COURT: A HAND.

3 OKAY.

4 THE NEXT PAGE?

5 MR. SAYEGH: THE NEXT PAGE IS THEN SHE FOLLOWS UP.

6 I RESPOND, "OUCH." SHE FOLLOWS UP AND STATES, "TO ADD  
7 TO EVERYTHING, WOKE UP MY RIGHT EYE CAN'T OPEN."

8 MY RESPONSE TO THAT WAS, "DAMN."

9 THE COURT: OKAY.

10 SO LET ME ASK MR. KOLODJI, IS THERE A  
11 STIPULATION THAT THESE ARE THE ACTUAL TEXTS BETWEEN  
12 THE PARTIES?

13 MR. KOLODJI: YES, YOUR HONOR.

14 THE COURT: OKAY.

15 KEEP GOING.

16 MR. SAYEGH: AND THEN THE THIRD IN THE SAME CHAIN,  
17 YOUR HONOR, WHERE I SAID, "DAMN," SHE SAID, "CALL ME  
18 WHEN YOU'RE ON YOUR WAY HOME. I'VE GOT TO TELL YOU  
19 SOMETHING AT THE WEDDING. NOTHING URGENT SO LITERALLY,  
20 JUST CALL ME."

21 MY RESPONSE IS: "ARE YOU OKAY," REFERRING  
22 TO HER MEDICAL REACTION IN THE SAME TIMEFRAME SHE  
23 TOLD HER MOM THE SAME THING. AND THEN SHE ASKED ME,  
24 "WHAT'S THE WI-FI TO THE HOUSE?" SO I TEXTED HER.  
25 CLEARLY I'M NOT THERE. I'M ACTUALLY AT MY PARENTS  
26 WHERE MY UNCLE CAME TO TOWN. AND THIS CONVERSATION  
27 WILL STILL BE IDENTICAL TO WHAT SHE HAS WITH HER  
28 MOTHER.

1           THE COURT: SO STATEMENTS OF THE PETITIONER YOU CAN  
2 ADMIT, NOT STATEMENTS OF YOU OR STATEMENTS OF YOUR MOM.  
3 BUT IF YOUR MOM IS HERE, SHE CAN TESTIFY.

4           MR. SAYEGH: SURE.

5           SO HERE'S STATEMENTS TO HER MOM.

6           THE COURT: THIS IS STATEMENTS FROM?

7           MR. SAYEGH: FROM NUHA TO HER MOM.

8           "GOOD MORNING. I CAN'T GET MY RIGHT EYE.  
9 DON'T EVEN OPEN. TERRIBLE. REMEMBER YESTERDAY, I  
10 FELT LIKE IT WAS SOMETHING WEIRD GOING ON. THERE'S  
11 A HUGE SACK UNDERNEATH MY EYEBALL."

12           NOW YOU DON'T WANT THE MOM'S RESPONSE?

13           THE COURT: IT'S NOT OFFERED FOR THE TRUTH OF THE  
14 MATTER.

15           MR. SAYEGH: THE MOM RESPONDED, NOT BEING OFFERED  
16 FOR THE TRUTH OF THE MATTER.

17           THE COURT: BUT HER STATEMENTS TO YOUR MOM IS  
18 ADMISSIBLE. THESE ARE HER STATEMENTS.

19           MR. SAYEGH: SO THEN MOM SAYS, "SEND A PICTURE."  
20 MOM JUST -- NOT FOR THE TRUTH OF THE MATTER. "BY THE  
21 WAY, SEYADA IS MAKING LUNCH FOR UNCLE ABAY BECAUSE HE  
22 PEED AND YOUR DAD WENT DOWN," WHICH COINCIDES WITH ME  
23 SAYING, "HEY, COME TO MY DAD --"

24           THE COURT: SO DON'T -- SO HERE'S WHAT -- YOU'RE  
25 NOT DOING THIS ON PURPOSE. DON'T GIVE ME YOUR  
COMMENTARY. JUST GIVE ME THE EVIDENCE. AND THEN AT THE  
27 END, ONCE ALL OF THE EVIDENCE IS IN, THEN YOU GIVE ME  
28 YOUR COMMENTARY. BUT SEPARATE THE COMMENTARY FROM WHAT

1 THE ACTUAL EXHIBIT IS.

2 MR. SAYEGH: SHE SAYS, "I'VE GOT EVERYTHING  
3 CHECKED. THEY COULDN'T FIND ANYTHING. I TOLD YOU,  
4 REMEMBER, I NEED TO GO TO AN EASTERN DOCTOR. I CAN'T  
5 EVEN HOLD MY PHONE WHILE I'M TEXTING."

6 MOM WRITES, "WESTERN MEDICINE, THEY JUST  
7 BANDAID AND SEND YOU HOME. EASTERN -- "

8 OKAY.

9 SO SHE SAYS, "I SENT ME A PICTURE OF MY  
10 HAND. LET ME SHOW YOU." SO THIS IS THE THIRD  
11 PERSON WHO SEES THIS. "I WILL GO. MY WHOLE ARM --  
12 IT SUCKS."

13 SHE ALSO TESTIFIED THAT THE KIDS WERE HOME  
14 WHEN I HIT HER. AND THE KIDS WERE WITH THE MOM AT  
15 THE TIME IN CORONA. AND THIS IS A PHOTO OF THAT.

16 AND THIS IS THE PHOTO SHE TEXTED HER MOM  
17 WHERE SHE SAYS, "SEND ME A PHOTO." AND THE  
18 CONVERSATION IS MAYBE ALLERGIES. "BEST MEDICINE  
19 RIGHT NOW IS TO LAY IN BED ALL DAY."

20 "ARE THE KIDS HAVING PHONE?"

21 SHE SAID THE KIDS WERE THERE WHEN I HIT  
22 HER IN THE EYE --

23 MS. SAYEGH: NO.

24 THE COURT: STOP WITH THE COMMENTARY.

25 MR. SAYEGH: I APOLOGIZE.

26 AND THEN IT'S JUST GOING -- I MEAN IT'S  
27 IMPORTANT FOR CONTEXT. "BEST TO LAY IN BED. PUT  
28 THE CAKE ON."

1 IT'S FRUSTRATING. NOTHING IN HERE  
2 REGARDING BEING ASSAULTED. THIS CORROBORATES THAT

3 --

4 NO COMMENTARY.

5 THE COURT: OKAY.

6 SO, MA'AM, WHEN DO YOU THINK THIS INCIDENT  
7 OCCURRED?

8 MS. SAYEGH: IT HAPPENED THE 6TH OR THE 7TH.

9 THE COURT: WHICH INCIDENT, MA'AM?

10 MS. SAYEGH: THIS IS THE SAME INCIDENT.

11 THE COURT: WELL, IS IT TRUE --

12 PUT BACK ON THE TEXT.

13 THE WITNESS: I WOKE UP.

14 THE COURT: HOLD ON.

15 IT'S EITHER R-1, -2, OR R-3.

16 WHAT ARE THE TEXT MESSAGES -- THE TEXT  
17 MESSAGES TO YOUR MOM.

18 RECEIVE.

19 ALL RIGHT.

20 MA'AM, DID YOU WRITE THIS TEXT?

21 MS. SAYEGH: I DID.

22 THE COURT: TO YOUR MOTHER?

23 MS. SAYEGH: MY MOTHER.

24 THE COURT: AND EXPLAIN WHY YOU WROTE THIS AND WHY  
25 YOU DID IT IN THIS TEXT. SAY THE SAME THING THAT YOU  
26 TESTIFIED TO ME -- YOU GOT IT BECAUSE HE HIT YOU IN THE  
27 FACE?

28 MS. SAYEGH: I DON'T TELL MY MOTHER ANYTHING. I

1 DON'T TELL HER ABOUT MY LIFE. I TRY TO AVOID TELLING  
2 HER ANYTHING ABOUT MY PRIVATE DAILY FUNCTIONS. AND HE  
3 HAD -- THIS HAD HAPPENED MONTHS -- THE 6TH OR THE 7TH.

4 THE KIDS -- I NEVER SAID THE KIDS WERE  
5 WITH ME.

6 THE COURT: I'M JUST ASKING ABOUT THE STATEMENT.  
7 SO YOUR TESTIMONY IS THAT YOU INTENTIONALLY OMITTED OR  
8 MADE UP A STORY ABOUT YOUR EYE BECAUSE YOU DIDN'T WANT  
9 TO TELL YOUR MOM SOMETHING?

10 MS. SAYEGH: NO. NO. NO, I DID NOT.

11 I NEVER MADE THAT UP.

12 MR. KOLODJI: WELL, I WANT TO CLARIFY.

13 HAS YOUR MOTHER EVER DONE ANYTHING TO  
14 ASSIST IN HIDING THE DOMESTIC VIOLENCE IN YOUR  
15 RELATIONSHIP?

16 MS. SAYEGH: NEVER.

17 THE COURT: YOUR MOTHER HAS NEVER?

18 MS. SAYEGH: SHE HID IT. SHE HID EVERYTHING.

19 MR. KOLODJI: THERE WAS -- WASN'T THERE AN INCIDENT  
20 IN THE HOTEL MANY YEARS AGO?

21 A HUNTINGTON, YES.

22 Q AND WHAT HAPPENED AT THAT INCIDENT?

23 MR. SAYEGH: SORRY, WHAT --

24 THE COURT: HOLD ON --

25 THE WITNESS: MY MOTHER -- SHE LIVED IN ARIZONA  
26 BACK THEN. HE HAD CALLED MY MOM. MY DAUGHTER WAS SIX  
27 MONTHS OLD AT THE TIME. HE HAD CALLED MY MOM AFTER A  
28 BEATING -- I MEAN A BEATING OF A LIFETIME. AND SHE

1 DROVE FOUR HOURS STRAIGHT FROM ARIZONA TO THE HOTEL.  
2 AND WHEN I WOKE UP, AND MY MOM WAS LAYING DOWN LIKE AS  
3 IF HE DIDN'T KNOW WHAT TO DO WITH MY BODY.

4 Q HOW LONG DID YOU STAY WITH YOUR MOM AT THE  
5 HOTEL?

6 A ABOUT A WEEK.

7 Q WOULD IT BE TRUE TO SAY THAT YOUR MOM ASSISTED  
8 IN COVERING UP THE DOMESTIC VIOLENCE THAT OCCURRED IN  
9 THE RELATIONSHIP?

10 A YES.

11 Q AND SO THERE'S GOING TO BE A PUBLIC FUNCTION  
12 THAT DAY?

13 A YES.

14 Q WERE YOU READY TO SHOW YOURSELF AND PRESENT  
15 YOURSELF --

16 A NO.

17 Q -- TO THAT PUBLIC FUNCTION?

18 A NO. NO.

19 Q AND DID YOU COME UP WITH EXCUSES FOR WHAT WAS  
20 CAUSING THAT BRUISE TO YOUR EYE?

21 A SURE. YES.

22 MR. SAYEGH: YOUR HONOR, HE'S LEADING.

23 THE COURT: SUSTAINED.

24 THERE ARE OTHER PHOTOGRAPHS IN YOUR  
25 OCTOBER 8, SUPPLEMENTAL. SO LET'S WALK THROUGH  
26 THOSE TO SEE IF --

27 SIR, YOU RECEIVED ON OCTOBER 8TH A  
28 SUPPLEMENTAL.

1           MR. SAYEGH: YES, YOUR HONOR.

2           THE COURT: YOU SAW THE PHOTOGRAPHS THAT WERE

3 LISTED -- THE PHOTOGRAPH OF THE BRUIISING ON HER NECK,

4 BRUIISING ON THE OTHER EYE, BLOODY LIP?

5           MR. KOLODJI: I HAVE THAT.

6           THE COURT: SO WHY DON'T YOU WALK THROUGH.

7           MR. KOLODJI: LET'S GO TO EXHIBIT F.

8           THE COURT: WE'RE BACK ON DIRECT.

9           MR. KOLODJI: I'D LIKE TO --

10          THE COURT: HOLD ON.

11          SO, MA'AM, IS THIS --

12          WHICH EXHIBIT IS THIS?

13          MR. KOLODJI: THIS IS EXHIBIT B.

14          THE COURT: WHAT IS THIS A PICTURE OF?

15          MS. SAYEGH: THAT'S MY LIP, MY UPPER LIP.

16          THE COURT: DO YOU REMEMBER WHEN THIS PICTURE WAS

17 TAKEN?

18          MS. SAYEGH: I WAS GOING THROUGH MY PHONE, AND THIS

19 WAS ON MY PHONE. IT SAID, "2023 OF NOVEMBER."

20          THE COURT: NOVEMBER 2023.

21          MR. KOLODJI: YOUR HONOR, WOULD I BE ABLE TO HAVE

22 MY CLIENT PULL UP HER PHONE?

23          THE COURT: LET ME GO THROUGH THESE PHOTOGRAPHS AND

24 SEE.

25          OKAY.

26          SO THERE'S A PHOTOGRAPH OF YOUR UPPER LIP.

27 IT LOOKS LIKE THERE'S A BRUIISING ON YOUR LIP.

28          THE WITNESS: UH-HUH, YES.

1           THE COURT: SO WHAT HAPPENED TO YOUR LIP?

2           THE WITNESS: THAT WAS -- THIS PHOTO WAS TAKEN  
3        MAYBE TWO DAYS AFTER THE INCIDENT WHEN HE CAME HOME FROM  
4        THE ICE HOUSE AND HE HAD AN ALTERCATION. AT THAT TIME,  
5        I WAS HOME. I WAS NO LONGER IN THAT UGLY LIFE OF THE  
6        REHABS AND ALL THAT. I HAD FULLY --

7           THE COURT: WHAT DO OUT MEAN "UGLY LIFE OF REHAB?"

8           MS. SAYEGH: I HAD AN UGLY -- I SPIRALED DOWN THIS  
9        RABBIT HOLE OF A DISGUSTING LIFE. AND I WASN'T ABLE TO  
10      GET HELP UNLESS AND UNTIL D.C.F.S. CAME INTO MY LIFE AND  
11      SAVED ME.

12          THE COURT: SO YOU WERE SPIRLING DOWN?

13          MS. SAYEGH: YES.

14          IN 2021.

15          THE COURT: IN 2021.

16          AND WAS THIS SPIRLING INVOLVING DRUGS?

17          MS. SAYEGH: UNFORTUNATELY.

18          THE COURT: IS THAT YES?

19          MS. SAYEGH: YES.

20          THE COURT: AND THEN HE D.C.F.S. CAME IN?

21          MS. SAYEGH: UH-HUH.

22          THE COURT: IS THAT YES?

23          MS. SAYEGH: YES.

24          THE COURT: OKAY.

25          AND SO DURING THIS SPIRLING IN 2021, THIS  
26      PICTURE WAS TAKEN 2023?

27          MS. SAYEGH: CORRECT.

28          THE COURT: WHAT HAPPENED TO YOUR LIP?

1 MS. SAYEGH: SO HE CAME HOME BELLIGERENTLY, DRUNK.  
2 AND ALL I ASKED HIM WAS, YOU KNOW, "HEY, WHAT'S GOING  
3 ON?" YOU KNOW 2:30 IN THE MORNING. AND HE DIDN'T EVEN  
4 RESPOND. HE JUST GRABS ME BY THE HAIR AND HEADBUTTS MY  
5 LIP.

6 THE COURT: HE HEADBUTTED YOU?

7 MS. SAYEGH: YES.

8 THE COURT: AND THAT'S WHAT CUT YOUR LIP?

9 MS. SAYEGH: IT WENT INTO MY TOOTH.

10 THE COURT: OKAY.

11 SO HERE'S SOME OTHER PHOTOGRAPHS, MA'AM.

12 DO YOU RECOGNIZE -- IS THIS YOU IN THIS  
13 PHOTOGRAPH?

14 MS. SAYEGH: YES.

15 THOSE ARE THE 2021. THOSE ARE THE ONES  
16 THAT --

17 THE COURT: IS THIS EXHIBIT C?

18 MR. KOLODJI: THIS IS EXHIBIT F, YOUR HONOR.

19 THE COURT: EXHIBIT F.

20 OKAY.

21 EXHIBIT F, THERE ARE THREE PHOTOS. SO  
22 THIS IS A PHOTO OF YOU?

23 MS. SAYEGH: YES.

24 THE COURT: I SEE SOMETHING AROUND YOUR RIGHT EYE.  
25 WHAT HAPPENED?

26 MS. SAYEGH: THIS WAS THE NIGHT -- I THINK THIS IS  
27 A COUPLE OF DAYS -- SO THESE PHOTOS WERE TAKEN  
28 THROUGHOUT THE FULL WEEK AFTERWARDS. BUT THERE WAS AN

1 ALTERCATION THE NIGHT -- ONE NIGHT, IT WAS JANUARY -- IT  
2 WAS IN JANUARY -- BEGINNING OF JANUARY.

3 MR. KOLODJI: YOU SAID IN THE BEGINNING OF JANUARY?

4 MS. SAYEGH: YEAH, IT WAS THE BEGINNING OF JANUARY.

5 SO HE --

6 HOLD ON.

7 THIS WAS A VERY INTERESTING STORY.

8 AM I TELLING IT FROM THE BEGINNING TO END?

9 THE COURT: YOU'RE TELLING ME HOW YOU GOT THE  
10 INJURIES ON YOUR FACE.

11 MS. SAYEGH: OKAY.

12 SO I WENT OUTSIDE TO PUT THE FOOD AWAY.

13 AND AS HE WAS IN THE CHILDREN'S ROOM, THE KIDS WERE  
14 IN PLAYING IN BED. HE STARTS TELLING ME LIKE  
15 DISGUSTING WORDS AND TELLING ME DISGUSTING --  
16 TELLING ME I'M WORTHLESS AND ALL OF THESE THINGS. I  
17 HAD A HEAVY THING OF COOKING. AND I HAVE LIKE A  
18 LITTLE CATERING AREA OF FOOD I TOOK OUTSIDE. I'M AT  
19 THE REFRIGERATOR PUTTING THE POT AWAY. AND I JUST  
20 HAD IT. I REALLY --

21 MR. KOLODJI: CAN YOU TELL COURT WHAT HE WAS SAYING  
22 SPECIFICALLY AS YOU RECALL.

23 MS. SAYEGH: HE WAS TELLING ME THAT I'M STUPID, I'M  
24 A LOSER, I'M WORTHLESS, I'M A PIECE OF -- THE WHOLE  
25 WORDS.

26 AND I WAS REALLY ANGRY. AND I WENT INTO  
27 THE ROOM, THE KIDS' ROOM, THAT HE WAS IN. AND  
28 THERE'S A LITTLE PLASTIC TABLE, AND I KIND OF JUST

1 STORMED IN THE ROOM, AND I FLIPPED THE TABLE. AND  
2 THAT'S WHEN HE JUST LOST IT.

3 MR. KOLODJI: AND CAN YOU DESCRIBE TO THE COURT  
4 WHAT HAPPENED WHEN HE LOST IT?

5 THE WITNESS: YES.

6 HE CHASED ME AROUND THE HOUSE. THIS  
7 WAS -- HE CHASED ME AROUND THE HOUSE. WE WERE  
8 HOPPING AND POPPING. HE THREW ME AGAINST THE WALL,  
9 BUT THIS EYE -- PARTICULAR HAPPENED WHEN I WENT INTO  
10 THE BABY'S ROOM TO GRAB A DIAPER. AND I'M ON -- I  
11 HAD MY HEAD DOWN AT THIS POINT. I KNOW HE'S REALLY  
12 ANGRY. AND HE KEEPS YELLING AT ME AND YELLING AT  
13 ME. AND I LOOKED UP LIKE THIS, AND THAT'S WHEN HE  
14 WENT INTO MY EYE -- PUNCHED ME INTO MY EYE.

15 THE COURT: YELLING AT YOU AND YOU LOOKED UP TO THE  
16 LEFT?

17 MS. SAYEGH: YEAH.

18 I'M AT THE CABINET. I PULLED OUT THE  
19 DRAWER, PULLED OUT A DIAPER. AND HE'S STILL LIKE  
20 HOVERING OVER ME, SCREAMING AT ME. AND I KIND OF  
21 LIKE THIS -- AS SOON AS I WENT LIKE THIS AND THEN HE  
22 CLOCKED MY EYE.

23 THE COURT: BY "CLOCKED," HE STRUCK YOU IN THE  
24 FACE?

25 MS. SAYEGH: YES.

26 THE COURT: AND THAT'S WHAT GAVE YOU THIS BLACK  
27 EYE?

28 THE WITNESS: UH-HUH.

1           THE COURT: IS THAT YES?

2           MS. SAYEGH: YES.

3           THE COURT: THAT'S THE SAME PHOTO AS --

4           MR. KOLODJI: NO.

5           THIS IS A DIFFERENT TIME.

6           I PUT THE THREE PICTURES INSIDE HER  
7 DECLARATION WHICH I ALSO ATTACHED DUPLICATIVE AS  
8 EXHIBIT F.

9           THE COURT: SO I HAVE EXHIBIT D AN UPPER LIP INJURY  
10 IN 2023. IS THIS A DIFFERENT INJURY.

11          MS. SAYEGH: THIS IS A DIFFERENT --

12          THE COURT: HOLD ON.

13          MR. KOLODJI: WE'RE TALKING ABOUT THE JANUARY 2022  
14 INCIDENT.

15          AND EXHIBIT C IS THE NOVEMBER 2023  
16 INCIDENT.

17          THE COURT: OKAY.

18          IT LOOKS TO BE THE SAME PHOTOGRAPH, MR.  
19 KOLODJI.

20          MR. KOLODJI: YOU'RE RIGHT, YOUR HONOR.

21          THE COURT: ALL RIGHT.

22          HOLD ON A SECOND.

23          AND MA'AM, THIS IS THE SAME PHOTOGRAPH  
24 THAT YOU TESTIFIED TO --

25          MS. SAYEGH: THAT JANUARY.

26          THE COURT: OKAY.

27          -- WITH HIM CHASING YOU AND YOUR PULLING  
28 OUT THE DIAPER FROM THE DIAPER BAG?

1 MS. SAYEGH: UH-HUH?

2 THE COURT: IS THAT YES?

3 THIS IS A CLOSEUP OF THE SAME PHOTOGRAPH?

4 MS. SAYEGH: YES.

5 THE COURT: LOOKS TO BE MARKS AROUND YOUR NECK.

6 MS. SAYEGH: UH-HUH.

7 THE COURT: DON'T SAY, "UH-HUH."

8 MS. SAYEGH: YES.

9 THE COURT: SO TELL ME ABOUT THIS.

10 MS. SAYEGH: THIS ONE HE SLAPS ME REALLY HARD AFTER  
11 HE PULLS MY SWEATER -- DOWN TO THE FLOOR, HE SLAPS ME  
12 REALLY HARD, AND THEN HE STARTS CHOKING ME.

13 THE COURT: AND IS THIS PART OF THE "F" EXHIBITS?

14 MR. KOLODJI: IT IS, YOUR HONOR.

15 THE COURT: ALL RIGHT.

16 THESE ARE PART OF THE "F" EXHIBITS.

17 MR. KOLODJI: IF YOU LOOK AT YOUR PHONE, THESE ARE  
18 ALL THE SAME TIME.

19 MS. SAYEGH: YES.

20 THE COURT: AND THERE'S SWELLING AROUND YOUR NECK.  
21 HOW DID YOU GET THOSE MARKS?

22 MS. SAYEGH: BY HIS HANDS.

23 THE COURT: SO, MR. KOLODJI, I KNOW THAT IN THE --  
24 IN HER DECLARATION SHE ALLEGES GASLIGHTING; SHE ALLEGES  
25 A NUMBER OF DIFFERENT THEORIES OF DOMESTIC VIOLENCE.  
26 LET'S STICK WITH THE EXAMPLES OF ASSAULTS BECAUSE WE  
27 HAVE HE-SAID/SHE-SAID. RIGHT? BUT THEN IF YOU HAVE  
28 PHOTOGRAPHS --

1                   OKAY.

2                   -- WELL, THEN PHOTOGRAPHS, IF THEY'RE  
3 CONSISTENT WITH THE TESTIMONY. BUT WE'RE NOT DONE  
4 WITH THE HEARING, BUT I HAVE THESE PHOTOGRAPHS.

5                   IS THERE ANY OTHER PHOTOGRAPHS?

6                   MR. KOLODJI: YOUR HONOR, THERE WOULD BE ANOTHER  
7 INCIDENT THAT OCCURRED.

8                   LET ME JUST FIND HERE --

9                   THE COURT: I'LL GO BACK ON THE DOCUMENT CAMERA.

10                  MR. KOLODJI: I WANTED TO --

11                  LET ME JUST --

12                  I WANT TO DRAW YOUR ATTENTION TO THE  
13 INCIDENT THAT OCCURRED IN JULY 2001.

14                  THE COURT: SIR, YOU CAN'T TESTIFY. YOU CAN SHOW  
15 HER A PICTURE OR ASK HER WHAT HAPPENED.

16

17                  DIRECT EXAMINATION (RESUMED)

18 BY MR. KOLODJI:

19                  Q       LET ME SHOW YOU.

20                  A       YES.

21                  THIS IS HIS CAR.

22                  THE COURT: SO LET ME PUT ON COUNSEL'S COMPUTER.

23                  OKAY.

24                  WHICH EXHIBIT IS THIS?

25                  MR. KOLODJI: THIS IS MY EXHIBIT I, YOUR HONOR.

26                  THE COURT: EXHIBIT I.

27                  AND SO, MA'AM, WHAT'S EXHIBIT I? WHAT'S  
28 IT SHOWING HERE?

1           THE WITNESS: YES, THIS IS HIS CAR. I'M IN THE  
2 PASSENGER SEAT, AND HE'S IN THE DRIVER'S SEAT. NOW --

3           MR. KOLODJI: WHAT CAUSED THIS?

4           THE WITNESS: HE PUNCHED THE WINDOW ON THIS ONE.

5           MR. KOLODJI: CAN YOU DESCRIBE THAT INCIDENT?

6           THE WITNESS: YES.

7                 HE PUNCHED THE WINDOW AFTER HE PUNCHED MY  
8 FACE. AND I MEAN BRUTALLY POUNDING MY FACE AS I WAS  
9 IN THE PASSENGER'S SEAT --

10          THE COURT: I HAVEN'T SEEN THIS PHOTO BEFORE.

11          THE WITNESS: THIS IS THE FIRST TIME I GOT OUT OF  
12 THE CAR, MY NOSE IS BLEEDING.

13          THE COURT: SLOW DOWN.

14                 THIS IS NOT EXHIBIT I. THIS IS EXHIBIT 1.

15          MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO MAKE  
16 THESE 4 PICTURES EXHIBIT I. THIS WILL BE EXHIBIT I-2.

17          THE WITNESS: SO --

18          THE COURT: OKAY.

19                 SO THIS IS I-2.

20                 (WHEREUPON, RESPONDENT'S EXHIBIT I-2  
21 WAS MARKED FOR IDENTIFICATION.)

22          MR. KOLODJI: IT'S CONCERNING THE JULY 2021  
23 INCIDENT.

24          THE COURT: OKAY.

25                 ALL RIGHT.

26                 MA'AM, SO I-1 IS A PHOTOGRAPH OF THE  
27 WINDSHIELD CRACKED. AND YOUR TESTIMONY IS THAT THE  
28 RESPONDENT PUNCHED THE WINDSHIELD?

1           THE WITNESS: YES.

2           THE COURT: AND I-2 IS A PICTURE OF YOUR FACE AND  
3 IT APPEARS TO HAVE SOME INJURY.

4           MS. SAYEGH: WE WERE ON OUR WAY HOME FROM A LONG  
5 NIGHT. AND I DON'T KNOW -- REMEMBER EXACTLY WHAT LED TO  
6 IT. BUT ALL I KNOW MY FACE WAS -- HIS FIST POUNDS THREE  
7 OR FOUR TIMES INTO MY FACE. MY NOSE IS BLEEDING AS YOU  
8 CAN SEE. AND MY EAR IS BLEEDING AS WELL. I HAD BLOOD  
9 COMING FROM MY EARS.

10          Q       BY MR. KOLODJI: I WOULD LIKE TO SHOW TWO  
11 ADDITIONAL PICTURES ON I-3, DATED JULY 11TH, 2021 AT  
12 9:09 P.M. EXHIBIT I-4, JULY 11TH 2021.

13           DO THESE FOUR EXHIBITS DESCRIBE WHAT HAPPENED  
14 --

15          A       UH-HUH, YES.

16          Q       -- THAT DAY?

17           AND WHERE WERE YOU WHEN HE BASHED YOU IN THE  
18 FACE?

19          A       PASSENGER'S SIDE.

20          Q       WHO ELSE WAS IN THE CAR?

21          A       NOBODY.

22          MR. KOLODJI: NOTHING FURTHER.

23          THE COURT: WE'RE GOING TO GO ANOTHER 15 MINUTES  
24 BEFORE WE TAKE OUR MORNING BREAK.

25           FIRST, LET ME UNDERSTAND. IS IT YOUR  
26 TESTIMONY, SIR, THAT YOU NEVER HIT HER, YOU'VE NEVER  
27 BEEN PHYSICAL WITH HER?

28          MR. SAYEGH: IT IS MY TESTIMONY.

1           AS FAR AS THE JANUARY 22ND EVENT, I'D LIKE  
2 TO EXPLAIN WHAT OCCURRED THERE.

3           THE COURT: JUST ANSWER A SIMPLE QUESTION, SIR.

4           HAVE YOU EVER HIT THE PETITIONER?

5           MS. SAYEGH: WE HAD DISPUTES PRIOR TO THE BIRTH OF  
6 OUR FIRST CHILD WHEN SHE WOULD DRINKING A LOT OF ALCOHOL  
7 AND SHE WOULD BE AGGRESSIVE AND -- BUT NEVER HITTING AS  
8 FAR AS --

9           THE COURT: SO I'M TRYING TO BE CLEAR. YOU CAN  
10 SAY, "NO, I'VE NEVER HIT HER." OR "YES, I HIT HER." OR  
11 "YES, WE'VE HAD MUTUAL COMBAT." I DON'T KNOW WHAT YOUR  
12 TESTIMONY IS, SIR.

13          MR. SAYEGH: PRIOR TO HAVING THE CHILDREN, YES,  
14 THERE'S BEEN MUTUAL ARGUMENTS, MUTUAL FIGHTS.

15          THE COURT: AND YOUR YOUNGEST CHILD WAS BORN IN  
16 2019?

17          MR. SAYEGH: YES, YOUR HONOR.

18          THE COURT: SO YOUR TESTIMONY IS AFTER 2019, YOU'VE  
19 NEVER BEEN PHYSICAL WITH THE RESPONDENT?

20          MR. SAYEGH: NO, YOUR HONOR.

21          THE COURT: AT ALL?

22          MR. SAYEGH: WE HAVE THE 2011 INCIDENT -- I MEAN  
23 2021 I MEAN 2021 -- 2022 WHICH I HAVE TO EXPLAIN IT,  
24 SIR.

25          THE COURT: SO IS IT A "YES" WITH AN EXPLANATION,  
26 OR "NO, I'VE NEVER BEEN PHYSICAL?"

27          MR. SAYEGH: IT IS YES WHEN SHE ASSAULTED ME THAT  
28 DAY.

1           THE COURT: SO YOU'RE SAYING IT'S SELF-DEFENSE?

2           MR. SAYEGH: YES.

3           AND I'LL BE ABLE TO ESTABLISH THAT.

4           THE COURT: SO YOUR TESTIMONY IS THAT YOU MAY HAVE  
5           HIT HER, BUT YOU ONLY HIT HER IN SELF-DEFENSE?

6           MR. SAYEGH: THE ONE TIME ON THE 21ST. THAT'S THE  
7           22ND THAT SHE ALLEGES.

8           THE COURT: SO SINCE YOUR CHILDREN HAVE BEEN BORN,  
9           YOU MAY HAVE HIT HER ONE TIME, BUT THAT WAS IN  
10          SELF-DEFENSE?

11          MR. SAYEGH: YES, YOUR HONOR.

12          THE COURT: IS THAT YOUR TESTIMONY?

13          MR. SAYEGH: YES.

14          THE COURT: AND THE INCIDENT THAT YOU SAID YOU HIT  
15          HER IN SELF-DEFENSE, WAS WHAT?

16          MR. SAYEGH: THAT'S THE ONE WHERE THE NECK -- AND I  
17          WOULD LIKE AN OPPORTUNITY TO EXPLAIN.

18          THE COURT: YOU'LL HAVE AN OPPORTUNITY. I JUST  
19          WANT -- FIRST, I WANT TO SEE WHAT YOUR SIDE OF THE STORY  
20          IS BECAUSE THE ALLEGATIONS IS YOU'VE BEEN BEATING HER UP  
21          FOR YEARS.

22           SO YOU'RE SAYING, "I'VE NOT BEEN BEATING  
23          HER UP FOR YEARS. IF ANYTHING, I HIT HER ONE TIME  
24          IN SELF-DEFENSE BACK IN 2021."

25           DO I HAVE YOUR TESTIMONY CORRECT?

26          MR. SAYEGH: YES.

27          THE COURT: SO THE OTHER PHOTOGRAPHS FROM OTHER --  
28          FROM NOVEMBER 2023 -- THE UPPER LIP -- NO, THAT'S NOT

1 YOU?

2 MR. SAYEGH: MAY I --

3 THE COURT: I'M JUST ASKING YOU A SIMPLE QUESTION.

4 MR. SAYEGH: NO, THAT WAS NOT ME, YOUR HONOR.

5 THE COURT: SO YOU DID NOT HIT HER IN 2023.

6 AND THE WINDSHIELD?

7 MR. SAYEGH: I HAVE NO IDEA, THE WINDSHIELD OR EYE

8 --

9 THE COURT: EITHER YOU REMEMBER BREAKING A  
10 WINDSHIELD WITH YOUR FIST -- IT EITHER IT HAPPENED OR IT  
11 DIDN'T.

12 MR. SAYEGH: ABSOLUTELY NOT.

13 THE COURT: SO YOU NEVER BROKE A WINDSHIELD.

14 MR. SAYEGH: ABSOLUTELY NOT.

15 THE COURT: AND THE MARKS AROUND HER NECK YOU DID  
16 NOT PUT THOSE INJURIES ON HER?

17 MR. SAYEGH: THAT WAS MADE UP.

18 I HAVE TO HAVE MY TIME.

19 THE COURT: WHEN I ASK YOU A SIMPLE QUESTION, "NO,  
20 I DIDN'T HIT HER --"

21 MR. SAYEGH: OKAY.

22 THE COURT: HOW SHE STAGED A PHOTOGRAPH -- THE  
23 QUESTION IS: "DID YOU HIT HER."

24 MR. SAYEGH: NO, YOUR HONOR.

25 BUT THAT DAY -- THAT'S THE DATE, BUT  
26 THAT'S THE --

27 THE COURT: SHE ALSO TESTIFIED THAT YOU ROUTINELY  
28 NAME CALL, YELLING -- IS ANY OF THAT TRUE?

1 MR. SAYEGH: NO. NOT ROUTINELY. NOT AT ALL.

2 AND I HAVE A LONG SERIES OF --

3 THE COURT: SO BEFORE YOU BEGIN, SHE'S TESTIFIED  
4 THAT SHE WAS SPIRLING, THAT SHE'S HAD ISSUES WITH DRUGS.  
5 SO IT'S NOT ALL SELF-INTERESTING WHICH MAKES IT A LITTLE  
6 MORAL CREDIBLE.

7 YOUR TESTIMONY IS YOU'VE DONE ANYTHING  
8 WRONG -- MAYBE YOU'VE HIT HER ONE TIME, BUT THAT WAS  
9 IN SELF-DEFENSE, BUT YOU NEVER NAME CALLED --

10 MR. SAYEGH: THAT'S NOT MY TESTIMONY.

11 THE COURT: GO AHEAD, SIR.

12 YOU CAN PRESENT YOUR EVIDENCE, SIR. I  
13 UNDERSTAND YOUR POSITION.

14 MR. SAYEGH: IF I MAY, YOUR HONOR.

15 THE COURT: GO AHEAD.

16 MR. SAYEGH: LET'S GO --

17 THE COURT: REMEMBER, WE'RE TAKING A BREAK AT  
18 10:30.

19 THE WITNESS: THIS DOCUMENT HERE.

20 THE COURT: SO THIS IS EXHIBIT -- EXHIBIT B.

21 THE WITNESS: THIS DOCUMENT HERE IS A LIP  
22 INJECTION.

23 THE COURT: SO, SIR, YOU NEED TO HAVE EVIDENCE.  
24 YOU CAN'T JUST SHOW A PHOTOGRAPH AND TELL ME IT'S A LIP  
25 INJECTION.

26 THE WITNESS: SO I PROVIDED AN EXPERT WITNESS TO  
27 THIS ISSUE AND WE'VE PRESENTED THEY'VE REVIEWED THIS,  
28 AND PREPARED DECLARATION, AND PRESENTED A D.C. --

1           THE COURT: IF YOU HAVE A WITNESS HERE IN COURT  
2 WHOSE A MEDICAL PROFESSIONAL TO TESTIFY TO --

3           THE WITNESS: MAY I PRESENT THESE PHOTOS NOT FOR  
4 THE TRUTH OF THE MATTER, SIMPLY DEMONSTRATIVELY --

5           THE COURT: SIR, YOU'RE NOT ABLE TO SHOW A  
6 PHOTOGRAPH AND SAY THIS WAS STAGED. YOU HAVE TO HAVE  
7 PERSONAL INFORMATION. LIKE, IF YOU SAW HER PUT ON  
8 MAKEUP, IF YOU SAW HER DISGUIISING, TESTIFY TO THAT. BUT  
9 YOUR COMMENTARY IS NOT EVIDENCE. YOUR COMMENTS WILL BE  
10 AT THE END AFTER THE EVIDENCE IS CLOSED.

11           SO GIVE ME YOUR EVIDENCE, SIR, YOUR  
12 TESTIMONY.

13           THE WITNESS: SURE.

14           I HAVE TEXT MESSAGES BETWEEN HER AND HER  
15 SISTER REGARDING LIP INJECTIONS.

16           THE COURT: OKAY.

17           YOU WANT TO MARK THIS AS AN EXHIBIT?

18           MR. SAYEGH: YES.

19           R-2. THIS IS A CONVERSATION WITH SISTER  
20 AND HERSELF.

21           (WHEREUPON, RESPONDENT'S EXHIBIT R-4  
22 WAS MARKED FOR IDENTIFICATION.)

23           THE COURT: SHE'S IN THE GRAY?

24           THE WITNESS: WOMEN ARE --

25           THE COURT: SIR, I DON'T WANT TO HEAR --

26           THE WITNESS: OH, OKAY.

27           THE COURT: JUST SHOW ME THE EXHIBIT, AND TELL ME  
28 WHAT IT SAYS.

1           THE WITNESS: THIS IS A CONVERSATION BETWEEN HER  
2 AND HER SISTER REGARDING HER FILLERS. SHE WENT TO L.A.  
3 BEAUTY SKIN CENTER. THE PHOTOS THAT SHE SHOWED OF THE  
4 LIP AND THE COURT TOOK A LOOK AT IT -- THERE'S AN  
5 INJECTION SITE. THIS PHOTO WAS TAKEN THREE HOURS LATER,  
6 AND IT HAD BLED. THERE'S AN INJECTION SITE. THE LIPS  
7 ARE PUFFED OUT.

8           THE COURT: SIR, THIS IS YOUR -- YOU'RE TRYING TO  
9 GIVE COMMENTARY AND TESTIMONY BUT YOU CAN'T DO THAT.

10           SO THIS IS AN EXHIBIT OF THE PETITIONER'S  
11 TEXT MESSAGES. AND IN THAT TEXT MESSAGE, THE  
12 PETITIONER STATES THIS IS R-2, L.A. BEAUTY SKIN  
13 CENTER. "I NEVER DID LASER. TRY IT. THEY KNOW HOW  
14 TO RAISE THE BROW. WOMEN ARE TAKING IT BACK NOW TO  
15 HAVE A BIGGER FOREHEAD."

16           SO THAT'S HER TEXT MESSAGE?

17           THE WITNESS: YES.

18           THE COURT: WHAT ELSE DO YOU HAVE?

19           THE WITNESS: AS FAR AS --

20           THE COURT: I DON'T WANT YOUR COMMENTARY SIR.

21           FIRST, GET ALL THE EVIDENCE IN, AND THEN  
22 YOU CAN GIVE ALL OF YOUR ARGUMENT.

23           THE WITNESS: I WOULD LIKE TO PRESENT EVIDENCE AS  
24 TO WHERE I WAS ON THE DATE OF THIS INCIDENT THAT SHE  
25 ALLEGES THAT I CAME HOME AND WHAT HAD OCCURRED THAT DAY.

26           THE COURT: OKAY.

27           AND THAT WAS AUGUST 26TH.

28           THE WITNESS: YES, YOUR HONOR.

1           THE COURT: OKAY.

2           THE WITNESS: THIS IS THE NOVEMBER 4TH DATE.

3           WHAT DO YOU WANT TO MARK THIS EXITED AS.

4           R-3, THESE ARE TEXT MESSAGES BETWEEN  
5 MYSELF, AND NUHA.

6           THE COURT: HERS WILL COME IN, YOURS WILL NOT --  
7 FOR THE TRUTH --

8           IS THE GRAY HER?

9           THE WITNESS: YES, YOUR HONOR.

10          THE COURT: "GOOD MORNING. HOW IS IT GOING?"  
11          AND THIS IS A TEXT MESSAGE FROM  
12 NOVEMBER 4, 2023. AND WHAT IS THIS RELEVANT TO  
13 SHOW?

14          THE WITNESS: THIS IS SHOWING HER AND I  
15 COMMUNICATING THAT MORNING --

16          THE COURT: OKAY.

17          THE WITNESS: OF THE INCIDENT -- SHE --  
18           WELL, THROUGH THE TEXT, SHE'S AT WORK.

19          THE COURT: NO THE TEXT SAID, "GOOD MORNING."

20          THE WITNESS: "GOOD MORNING. HOW'S IT GOING?  
21 HELLO, GOOD MORNING. HOW'S IT GOING? I HAVE THE KIDS  
22 OVER HERE FOR BREAKFAST."

23           SHE RESPONDS, "HOW DID SHE DO? WHERE WAS  
24 THE TOURNAMENT?" SECOND PLACE -- SHE RESPOND,  
25 "DAMN, I WISH I WERE THERE. I DIDN'T I THINK IT  
26 WOULD BE THAT BIG. I'M SO PROUD OF HER."

27           THIS IS JUST GOING THROUGH -- "I'M SO  
28 PROUD OF HER." THE TEXT MESSAGES THROUGHOUT THAT

1 MORNING, THE DATE.

2 SHE WAS AT WORK. "HELD OUT WHY. WHY WERE  
3 YOU GUYS THERE SO LONG?" SHE'S CLOCKING IN AND OUT  
4 AND THAT SHE WOULD BE HOME, WHICH SHE WOULD BE HOME  
5 AT 10:00 P.M. THAT DAY.

6 AND THIS IS THE FOLLOWING DAY REGARDING  
7 RITE AID.

8 THE COURT: THIS IS R-4. THIS NOW A TEXT MESSAGE  
9 FROM --

10 THE WITNESS: IF I MAY GO BACK TO HER LIP.

11 THE COURT: YES.

12 GOING BACK TO THE PHOTO, EXHIBIT F.

13 MR. SAYEGH: MAY I INQUIRE?

14 THE COURT: YES.

15 MR. SAYEGH: MS. SAYEGH, IN YOUR DECLARATION YOU  
16 STATED THAT YOU HAD BLED -- YOU WERE BLEEDING.

17 MS. SAYEGH: YES.

18 MR. SAYEGH: FROM YOUR LIP?

19 MS. SAYEGH: UH-HUH.

20 MR. SAYEGH: AND THIS PHOTO THAT YOU TOOK THAT WAS  
21 TAKEN, IN YOUR DECLARATION, AN HOUR AND A HALF AFTER THE  
22 ALLEGED ASSAULT?

23 MS. SAYEGH: NO.

24 I TOOK THIS PHOTO ABOUT TWO DAYS AFTER THE  
25 ALLEGED -- ABOUT TWO DAYS MAYBE, GIVEN OR TAKE.

26 MR. SAYEGH: YOUR TIME STAMP ON YOUR PHOTO --

27 MS. SAYEGH: YEAH, I --

28 THE COURT: WAIT FOR HIM TO FINISH.

1 MR. SAYEGH: -- SAID 2:56 A.M.

2 THE WITNESS: I'VE WOKEN UP PROBABLY FROM THE PAIN,  
3 WOKE UP AND THEN TOOK A PICTURE. IT HAPPENED MAYBE TWO  
4 DAYS.

5 MR. SAYEGH: DO YOU HAVE THE TIME STAMP FROM YOUR  
6 PHOTO?

7 MS. SAYEGH: SURE.

8 MR. KOLODJI: YOUR HONOR, I -- THE PETITIONER'S  
9 PHONE --

10 MR. SAYEGH: AND THE TIME STAMP SAYS 2:59 A.M.?

11 MS. SAYEGH: YES.

12 MR. SAYEGH: AND THAT'S ON THE 4TH?

13 MS. SAYEGH: YES.

14 THIS IS A COUPLE OF DAYS AFTER.

15 MR. SAYEGH: SO DID YOU SAY THE ASSAULT HAPPENED ON  
16 THE 4TH?

17 MS. SAYEGH: YES.

18 I -- I THOUGHT THE ASSAULT HAPPENED ON THE  
19 4TH. IT WAS 2023. IT WAS A LONG TIME AGO. SO IT  
20 HAD HAPPENED A COUPLE OF DAYS BEFORE. AND I WAS IN  
21 PAIN. I REMEMBER NOW. I HAVE VERY BAD MEMORY  
22 OTHERWISE.

23 THE COURT: IT'S 10:30, WE'RE GOING TO TAKE OUR  
24 HOUR MORNING RECESS TO LET'S SAY 10:50. YOU'LL HAVE  
25 ENOUGH TIME TO STRETCH YOUR LEGS. WHEN YOU COME BACK,  
26 RESPONDENT WILL WRAP UP. YOU HAVE 20, 30 MINUTES TO  
27 PRESENT WHATEVER OTHER EVIDENCE YOU HAVE.

28 SO WE HAVE TO LOCK THE DOORS SO THE STAFF

1 CAN ALSO USE THE RESTROOM. SO YU CAN LEAVE YOUR  
2 MATERIALS, TAKE YOUR VALUABLES LIKE YOUR COMPUTER.  
3 THERE'S NOBODY GOING TO BE HERE TO GUARD YOUR STUFF.  
4 SO TAKE YOUR CELLPHONES YOUR COMPUTERS. YOU CAN  
5 LEAVE YOUR PAPERS.

6 (WHEREUPON, A RECESS WAS TAKEN.)

7 THE COURT: BACK ON THE RECORD ON THE RESTRAINING  
8 ORDER. EVERYBODY IS --

9 DO YOU HAVE ANY OTHER WITNESSES?

10 MR. SAYEGH: YES, I DO.

11 THE COURT: WHO IS A WITNESS?

12 MR. SAYEGH: SAMERA ARKEL.

13 THE COURT: AND AGAIN, TELL ME WHAT IS THE OFFER  
14 OF. PROOF? SHE'LL TESTIFY TO WHAT?

15 MR. SAYEGH: SHE'S GOING TO TESTIFY THAT SHE  
16 ADMITTED THAT AFTER SHE GOT SOBER THAT SHE HAD  
17 EMBELLISHED HER INJURIES WITH MAKEUP ON THE 27TH. SHE'S  
18 GOING TO ADMIT THAT NUHA TOLD HER THOSE WERE LIP FILLERS  
19 AND THAT SHE WILL TESTIFY THAT SHE WAS WITH ME ON THE  
20 DATE WHERE SHE HAD HER MEDICAL INFECTION.

21 THE COURT: OKAY.

22 ALL RIGHT.

23 LET ME HEAR FROM HER.

24 GOOD MORNING, MA'AM. ARE YOU MS. ARKEL?

25 THE WITNESS: YES.

26 THE COURT: WHY DON'T YOU COME UP HERE TO THE  
27 WITNESS STAND. WALK ON UP. AND ONCE YOU GET THERE,  
28 REMAIN STANDING, RAISE YOUR RIGHT HAND, AND FACE THE

1 J.A.

2 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
3 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
4 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
5 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

6 THE WITNESS: I DO.

7 THE COURT: PULL UP A CHAIR.

8 TELL ME WHAT IS YOURS FIRST ANDS LAST.  
9 NAME?

10 THE WITNESS: MY IN NAME IS SAMERA ARKEL,  
11 S-A-M-E-R-A, ARKEL, A-R-K-E-L.

12 THE COURT: GOOD MORNING TO YOU.

13 DO YOU RECOGNIZE THE PARTIES SITTING AT  
14 COUNSEL'S TABLE?

15 THE WITNESS: YES.

16 THAT'S MY BROTHER AND SISTER-IN-LAW.

17 THE COURT: OH, FAHED IS YOUR BROTHER?

18 THE WITNESS: YES.

19 THE COURT: HAVE YOU HAD AN OPPORTUNITY -- OR HAVE  
20 YOU HAD ANY INSTANCES WHERE YOU'VE SPOKEN TO NUHA?

21 THE WITNESS: NUHA.

22 THE COURT: HAS SHE EVER SPOKEN TO YOU ABOUT ANY  
23 INJURIES OR ANY DOMESTIC VIOLENCE BETWEEN THE PARTIES?

24 THE WITNESS: NEVER.

25 THE COURT: SHE'S NEVER SPOKEN ABOUT ANY VIOLENCE?

26 THE WITNESS: NO.

27 THE COURT: HAS SHE EVER TOLD YOU THAT SHE EVER  
28 SUFFERED ANY INJURY OR GOT INTO ANY FIGHT OR ALTERCATION

1 WITH YOUR BOTHER?

2 THE WITNESS: NO.

3 THE COURT: HAS SHE EVER TOLD YOU THAT SHE'S EVER  
4 EXAGGERATED OR MADE UP CLAIMS ABOUT DOMESTIC VIOLENCE  
5 BETWEEN HER AND HER BROTHER?

6 THE WITNESS: AT ONE TIME WHEN SHE FILED A REPORT  
7 ON HIM THAT HE HIT HER, AND WE TALKED ABOUT IT. SHE  
8 SAID IT WAS AN ACCIDENT; THAT THEY WERE ARGUING. SHE  
9 WAS NOT IN GOOD HEALTH. SHE WAS ANGRY. SHE THREW A  
10 TABLE. AND HE BLOCKED. AND A SWEATER HIT HER ON THE  
11 EYE.

12 THE COURT: DO YOU HAVE -- DO YOU REMEMBER  
13 APPROXIMATELY WHAT INCIDENT OR WHAT YEAR SHE WAS  
14 TESTIFYING OR TELLING YOU ABOUT?

15 THE WITNESS: GOSH.

16 THE COURT: IF I SAY 2021 DOES THAT SOUND --

17 THE WITNESS: I'LL BE HONEST WITH YOU, BETWEEN  
18 COVID AND THE FIRES -- BECAUSE I LOST MY HOUSE IN THE  
19 FIRE -- I DON'T EVEN KNOW THE TIMEFRAME. MAYBE THE  
20 21ST. IT COULD BE.

21 THAT LONG AGO?

22 THE COURT: I'M ASKING YOU, MA'AM. IF YOU DON'T  
23 REMEMBER, THAT'S FINE.

24 THE WITNESS: YEAH.

25 THE COURT: SO YOU HAVE A MEMORY OF AT LEAST ONE  
26 TIME THE PETITIONER TELLING YOU THAT SHE MADE A REPORT  
27 AGAINST YOUR BROTHER, BUT IT WAS ACTUALLY AN ACCIDENT?

28 THE WITNESS: YES. CORRECT.

1           THE COURT: ANY OTHER INCIDENTS?

2           THE WITNESS: AND THEN SHE ALSO -- SHE ALSO TOLD HE  
3 ME THAT SHE HAD PUT MAKEUP ON TO MAKE IT LOOK WORSE  
4 BECAUSE WE HAD TALKED TO HER -- BECAUSE WE WERE CLOSE --  
5 AND THAT SHE WAS SORRY THAT SHE DID THAT, BUT SHE GOT  
6 REALLY SCARED.

7           THE COURT: WHAT EXACTLY DID SHE SAY TO --

8           THE WITNESS: SHE --

9           THE COURT: WHEN --

10          THE WITNESS: UH-HUH.

11          THE COURT: GO AHEAD.

12          THE WITNESS: SHE SAID THAT SHE CALLED MY OTHER  
13 COUSIN WHO LOST HER KIDS THROUGH A CUSTODY BATTLE AND  
14 THAT SHE WASN'T ABLE TO SEE THE KIDS BECAUSE, I GUESS,  
15 SHE WAS ON SUBSTANCE ABUSE. AND SHE SAID THE WAY YOU'VE  
16 GOT TO DO THIS IS YOU'VE GOT TO DO IT LIKE THIS. AND  
17 YOU NEED TO CALL THE POLICE ON HIM FIRST. AND IF YOU  
18 CALL FIRST, IF YOU DO, THIS WILL YOU IN YOUR CASE WITH  
19 THE KIDS.

20          THE COURT: OKAY.

21           SHE HAD HER OWN CASE WITH D.C.F.S.?

22          THE WITNESS: YES.

23          THE COURT: AND SHE WAS DEALING WITH HER OWN DRUG  
24 USE, THE DRUG ISSUES?

25          THE WITNESS: YES.

26          THE COURT: ANYTHING ELSE?

27          THE WITNESS: ABUSE-WISE SHE ALWAYS HAD HER OWN  
28 PERSONALITY WHEN SHE WAS UNDER THE INFLUENCE. BUT AS

1           THEM FIGHTING OR ABUSE, THINGS LIKE THAT -- NO.

2           THE COURT: AND HAVE YOU EVER SEEN YOUR BROTHER USE  
3 ANY SUBSTANCES?

4           THE WITNESS: NO.

5           THE COURT: NEVER SEEN HIM ANGRY?

6           THE WITNESS: NO.

7           THE COURT: NEVER SEEN HIM CURSING?

8           THE WITNESS: I WORKED WITH HIM FIVE YEARS. EVERY  
9 SINGLE DAY ACTUALLY A VERY NICE GUY.

10          THE COURT: I DON'T HAVE ANY OTHER QUESTIONS.

11          MR. KOLODJI: SURE.

12          THE COURT: WHAT'S THE OFFER ON THIS?

13          MR. KOLODJI: I WAS GOING TO ASK HER ABOUT THE --  
14 WHEN HE WAS ARRESTED IN JANUARY --

15          THE COURT: OKAY.

16           GO AHEAD.

17          MR. KOLODJI: 2023.

18          THE COURT: GO AHEAD.

19          MR. KOLODJI: DID THE FAMILY RALLY AROUND YOUR  
20 BROTHER WHEN HE WAS ARRESTED IN JANUARY OF 2023?

21          THE WITNESS: WHAT WAS JANUARY -- WHAT ARREST WAS  
22 THAT ONE?

23          MR. KOLODJI: WELL, LET ME JUST CLARIFY. YOU  
24 TESTIFIED THAT SHE FILED -- OR A REPORT WAS FILED ON  
25 HIM.

26           DO YOU REMEMBER WHEN THAT HAPPENED?

27          THE WITNESS: LIKE THE DATES, THE TIMES, AND THE  
28 YEARS?

1           THE COURT: WE HAVE RESPONDENT'S SISTER TESTIFY  
2 THAT PETITIONER, WHO SHE WAS CLOSE TO, MADE STATEMENTS  
3 ABOUT HOW YOU'RE GOING DO THINGS WITH D.C.F.S. -- WHICH  
4 IS EMBELLISHING INJURIES, I.

5           DON'T KNOW WHAT ELSE -- WHAT'S YOUR BASIS  
6 OF THE CROSS TO SHOW WHAT?

7           MR. KOLODJI: I WAS GOING TO ASK HER ABOUT -- WELL,  
8 SHE TESTIFIED THAT THE FAMILY RALLIED TOGETHER WHEN HE  
9 WAS FACING A CRIMINAL -- HE FACED CRIMINAL CHARGES DUE  
10 TO DOMESTIC ABUSE.

11           CORRECT?

12           THE COURT: ARE YOU AWARE THAT YOUR BROTHER WAS  
13 FACING CRIMINAL CHARGES?

14           THE WITNESS: I KNOW THAT WHEN SHE CALLED THE  
15 POLICE ON HIM, SHE GOT ARRESTED.

16           THAT?

17           MR. KOLODJI: YES.

18           DO YOU REMEMBER WHEN THAT WAS?

19           THE WITNESS: THE DATES -- I'M SORRY, I DIDN'T  
20 STUDY FOR THIS. NO.

21           THE COURT: SURE.

22           AND DID HE LOSE HIS BAR LICENSE AS A  
23 RESULT OF THAT?

24           THE WITNESS: NO.

25           MR. KOLODJI: HE CURRENTLY HAS A BAR LICENSE?

26           THE WITNESS: AS OF RIGHT NOW, NO. HIS BAR LICENSE  
27 IS SUSPENDED.

28           MR. KOLODJI: YOU WORK AT HIS FIRM?

1 THE WITNESS: NO.

2 I'M JUST HIS SISTER.

3 MR. KOLODJI: YOU SAID YOU WORK WITH HIM EVERY DAY?

4 THE WITNESS: WE WORK IN THE SAME BUILDING.

5 MR. KOLODJI: SO YOU HAVE A SEPARATE OFFICE THERE?

6 THE WITNESS: CORRECT.

7 AND WE WORK TOGETHER ON OTHER PROJECTS,  
8 BUT I DON'T WORK WITH HIM IN THE LAW FIRM.

9 MR. KOLODJI: OKAY.

10 I'M AT NOT SURE IF SHE HAS MUCH TESTIMONY.

11 THE COURT: YES.

12 BAR LICENSE IS NOT RELEVANT TO THIS  
13 PROCEEDING. UNLESS IT'S SOMETHING INVOLVING MORAL  
14 TURPITUDE. THERE'S NO EVIDENCE BEFORE THE COURT.

15 MR. KOLODJI: NOTHING FURTHER, YOUR HONOR.

16 THE COURT: DID SHE GIVEN THE TESTIMONY YOU  
17 ANTICIPATED?

18 ANYTHING ELSE?

19 MR. SAYEGH: YES.

20 THIS PHOTO HERE -- WHICH I BELIEVE IS  
21 MARKED AS R-3.

22 THE COURT: NO.

23 IT'S ALREADY BEEN MARKED AS EXHIBIT F.

24 MR. SAYEGH: SORRY.

25       ///

26       ///

27       ///

28       ///

1 SAMERA ARKEL,  
2 A WITNESS, CALLED ON BEHALF OF THE RESPONDENT, WAS  
3 SWORN AND TESTIFIED AS FOLLOWS:

DIRECT EXAMINATION

5 BY MR. SAYEGH:

6 Q MS. ARKEL, DO YOU RECOGNIZE THE PERSON IN THIS  
7 PHOTO?

8 A YES.

9 IT'S NUHA.

10 Q OKAY.

11 AND DO YOU RECOGNIZE ANYTHING UNUSUAL IN THIS  
12 PHOTO?

13 A HER LIPS ARE FULL.

14 Q AND WERE YOU THERE AT THE TIME THAT SHE GOT  
15 HER LIP -- WHEN YOU SAY, "WAS FULL," WHY DO YOU SAY IT  
16 WAS FULL?

17 A WELL, TO ME -- I KNOW THOSE WERE -- WHEN SHE  
18 GOT HER LIP INJECTIONS. SO SHE ALWAYS SENDS ME STUFF ON  
19 Groupon.

20 THE COURT: WHAT IS YOUR BACKGROUND, TRAINING?  
21 WHAT DO YOU FOR A LIVING?

22 MR. SAYEGH: OBJECTION.

23 THE WITNESS: RIGHT NOW I RUN A VENUE SPACE.

THE COURT: OKAY.

25 SO SHE'S NOT GOING TO BE ABLE TO GIVE  
26 TESTIMONY ABOUT THIS LIP UNLESS SHE WAS PRESENT WHEN  
27 THE PHOTO WAS TAKEN --

28 MR. SAYEGH: CAN I --

1           THE COURT:  SHE'S NOT GOING TO BE ABLE TO GIVE  
2 TESTIMONY --

3           MR. KOLODJI:  MOTION TO STRIKE --

4           MR. SAYEGH:  CAN I ASK ONE FOLLOW-UP?

5           Q        DID SHE TELL YOU SHE GOT LIP INJECTIONS?

6           A        YES, SHE IT.

7           Q        WHAT DID SHE TELL YOU, IF ANYTHING, ABOUT THIS  
8 PHOTOGRAPH?

9           A        SHE TOLD ME SHE GOT OF LIP INJECTIONS.  SHE  
10 TOLD ME ABOUT THE Groupon.  I TOLD YOU -- "WHY?  YOU  
11 HAVE BEAUTIFUL LIPS.  WHY ARE YOU GOING TO GET THEM?"  
12 SHE SAID --

13          THE COURT:  UNDERSTAND MY QUESTION.  DID SHE SAY  
14 ANYTHING WHEN SHE HAD THIS --

15          THE WITNESS:  YES, SHE ASKED --

16          THE COURT:  WAIT UNTIL MY QUESTION IS DONE.

17          THE WITNESS:  I'M SORRY.

18          THE COURT:  WHEN HER LIP LOOKED LIKE THIS, DID IT  
19 SHE TELL YOU ANYTHING ABOUT HOW THE LIP BECAME OR HOW  
20 THE LIP LOOKED LIKE THIS, WHAT HAPPENED WITH THE LIP?

21          THE WITNESS:  SHE ASKED ME IS IT NORMAL FOR HER TO  
22 BRUISE WHEN SHE DOES THAT BECAUSE SHE KNOWS THAT I GET  
23 BOTOX.

24          THE COURT:  MA'AM, YOU CAN STEP DOWN.

25           THANK YOU.

26           YOU CAN STEP DOWN.

27           NOW YOU'RE ON YOUR DIRECT.

28          MR. SAYEGH:  WE WERE STILL FINISHING --

1 THE COURT: WHATEVER YOU WANT, SIR. YOU HAVE 15,  
2 20 MINUTES TO SHOW WHATEVER YOU WANT -- WHETHER THAT'S  
3 YOUR TESTIMONY, WHETHER THAT'S CROSS, WHETHER THAT'S  
4 ADDITIONAL EVIDENCE.

5 MR. SAYEGH: NOT FROM HER.

6 THE COURT: MA'AM, YOU CAN STEP DOWN, YOU'RE DONE.

NUHA SAYEGH,

9 CALLED ON BEHALF OF THE RESPONDENT, WAS SWORN AND  
10 TESTIFIED AS FOLLOWS:

11  
12 DIRECT EXAMINATION

13 BY MR. SAYEGH:

14 Q WHEN THE COURT BROKE, WE WERE DISCUSSING THE  
15 NOVEMBER 4TH INCIDENT. IN YOUR DECLARATION, YOU STATED  
16 THAT THE HEADBUTT CAUSED BLEEDING AND EXTREME SWELLING.

17 IS THAT TRUE?

18 A YES.

19 Q AND THAT YOU STATED IN THE PHOTO IS IDENTIFIED  
20 AT 2:59 A.M.

21 CORRECT?

22 A ON THE DECLARATION, YES.

23 I RECEIVED -- I PUT -- THAT WAS FROM 2:30. I  
24 REMEMBER I WOKE UP AT 2:30 WITH THROBBING PAIN. THAT'S  
25 WHEN THAT HAPPENED -- TWO DAYS BEFORE THAT HAPPENED.

26 Q SO YOUR TESTIMONY WAS ON NOVEMBER 4TH 2023,  
27 THIS OCCURRED. AND AT 3:00 A.M., YOU TOOK THE PHOTO THE  
28 SAME DAY. IS THAT YOUR DECLARATION?

1 A YEAH.

2 I MISCOUNTED THE DAYS, I'M SORRY.

3 Q OKAY.

4 YOU ALSO TESTIFIED THAT -- OR IN YOUR  
5 DECLARATION THAT I HAD PULLED BOTH SIDES OF YOUR HAIR.

6 CORRECT?

7 A UH-HUH.

8 Q NOW IN THESE PHOTOS, YOUR HAIR ISN'T PULLED.

9 CORRECT?

10 A NO.

11 THEY'RE NOT.

12 Q AND IN THIS PHOTO HERE, THERE'S NO BLEEDING  
13 FROM ONE HOUR PRIOR?

14 A IT WAS TWO DAYS BEFORE.

15 THE COURT: THE QUESTION IS IN THE PHOTOGRAPH IS  
16 THERE BLEEDING. DOES THE PHOTOGRAPH SHOW BLEEDING?

17 THE WITNESS: NO.

18 THE COURT: NEXT QUESTION.

19 Q BY MR. SAYEGH: DO YOU RECALL GIVING A  
20 STATEMENT TO LAW ENFORCEMENT REGARDING THE JANUARY 2121  
21 EVENT? AND DO YOU RECALL MAKING A STATEMENT TO BOTH THE  
22 DISTRICT ATTORNEY AND THE DETECTIVE?

23 A I DON'T REMEMBER TOO MUCH OF THAT.

24 THE COURT: HER STATEMENTS CAN BE USED. SO EVEN  
25 THOUGH THE POLICE REPORT IS SHE MADE A STATEMENT -- BUT  
26 THE PROBLEM THAT I HAVE IS IS YOU CAN SHOW HER THE  
27 REPORT TO REFRESH HER MEMORY. BUT I WOULD NEED TO HAVE  
28 THE ACTUAL DEPUTY COME IN AND TELL ME THAT SHE MADE THE

1 STATEMENT.

2 DOES THAT MAKE SENSE?

3 WELL, YOU'RE AN ATTORNEY; SO YOU  
4 UNDERSTAND THAT.

5 MR. SAYEGH: IT'S IMPEACHMENT. SHE'S SAYING THAT I  
6 DID SOMETHING --

7 THE COURT: NO COMMENTARY. I'M JUST SAYING HOW YOU  
8 CAN USE THE POLICE REPORT. YOU CAN USE IT TO REFRESH  
9 YOUR MEMORY, BUT UNLESS YOU HAVE THE ACTUAL DEPUTIES TO  
10 COME IN AND SAY --

11 MR. SAYEGH: OKAY.

12 THE COURT: YOU CAN PUT IT ON THE SCREEN TO SEE IF  
13 IT REFRESHES HER MEMORY.

14 MA'AM, DO YOU REMEMBER SPEAKING TO LAW  
15 ENFORCEMENT ABOUT JANUARY 21ST 2021 INCIDENT?

16 MA'AM?

17 THE WITNESS: THE 21?

18 THE COURT: RIGHT.

19 THE WITNESS: I DO I RECALL A LITTLE BIT. LITTLE  
20 BIT.

21 THE COURT: SIR, YOU CAN HIGHLIGHT THE STATEMENTS  
22 TO SEE IF IT REFRESHES HER MEMORY.

23 MR. SAYEGH: SURE.

24 THE COURT: AND THIS IS RESPONDENT'S --

25 MR. SAYEGH: RESPONDENT'S 4.

26 THE COURT: AND THIS IS THE POLICE REPORT?

27 MR. SAYEGH: IF I HAVE MAY WITH AN OFFER OF PROOF.

28 THE COURT: TELL ME WHAT THE DOCUMENT IS.

1 MR. SAYEGH: THE DOCUMENT IS AN EMAIL THAT I  
2 RECEIVED FROM THE DEPUTY DISTRICT ATTORNEY PRIOR TO --  
3 THE COURT: EMAIL FROM A D.A. THAT'S GOOD ENOUGH.  
4 THAT DESCRIBES WHAT IT IS. THAT'S RESPONDENT'S 4. SO  
5 IT'S NOT GOING TO BE ENTERED INTO EVIDENCE, BUT IT CAN  
6 BE USED TO REFRESH HER MEMORY.

7 (WHEREUPON, RESPONDENT'S EXHIBIT 4  
8 WAS MARKED FOR IDENTIFICATION.)

9 Q BY MR. SAYEGH: DO YOU RECALL TELLING THE  
10 DEPUTY D.A. THAT ON THAT EVENING YOU HAD POOR MEMORY AND  
11 YOU WERE NOT FEELING WELL AT THE TIME OF THE NECK  
12 INJURIES? DO YOU RECALL TELLING THE D.A. THAT?

13 A I DON'T RECALL THAT.

14 Q DO YOU RECALL TELLING THE D.A. AT THAT TIME  
15 YOU'RE POSTPARTUM AND SELF-MEDICATE?

16 A I DON'T RECALL THAT.

17 Q DO YOU RECALL TELLING THE D.A. THAT YOU WERE  
18 ARGUING WITH ME BECAUSE I SAID YOU WERE A BAD MOTHER?

19 A I REMEMBER THAT.

THE COURT: YOU DO REMEMBER THAT?

21 THE WITNESS: I DO REMEMBER THAT.

22 Q BY MR. SAYEGH: DO YOU REMEMBER SAYING THAT  
23 YOU STRUCK ME ON THE CHEST WITH A SWEATER THAT HAD A  
24 METAL ZIPPER?

25 A I WAS JUST REMEMBERING THAT NOW.

26 THE COURT: HOLD ON. HOLD ON.

27 DO YOU REMEMBER TELLING THE DEPUTY THAT  
28 YOU HIT HIM WITH A SWEATER WITH A METAL ZIPPER?

1           THE WITNESS: YEAH.

2           I REMEMBER A SWEATERED SHIRT WITH A  
3 ZIPPER.

4           Q       BY MR. SAYEGH: DO YOU REMEMBER STATING TO THE  
5 D.A. AND THE DEPUTY THAT YOU TRIED TO BLOCK -- THAT I  
6 TRIED TO BLOCK HER AND THAT IS WHEN I HIT YOU IN THE  
7 EYE?

8           A       SAY THAT ONE MORE TIME.

9           Q       YOU TOLD THE DEPUTY THAT I TRIED TO BLOCK YOU  
10 AND THAT IS WHEN I HIT YOU IN YOUR EYE?

11          A       NO.

12          Q       YOU DON'T RECALL SAYING THAT?

13          A       I DON'T RECALL SAYING THAT BEFORE.

14          Q       AND THAT YOU TOLD HER IT WAS AN ACCIDENT?

15          A       NOW, WAS THIS THE DAY OF, DAY AFTER, OR THE  
16 DAY --

17          Q       THIS IS A RECORDED CONVERSATION ON 6/23/23  
18 WITH THE DEPUTY --

19          A       THE REASON WHY --

20          Q       -- DETECTIVE LOHMAN AND DEPUTY DISTRICT  
21 ATTORNEY ANN KUMAN?

22          A       SO THIS IS A COUPLE OF DAYS AFTER THE  
23 INCIDENT. CORRECT?

24          Q       THIS IS ON 6/23/23 AFTER YOU GOT OUT OF THE  
25 REHAB AND SOBERED UP?

26          A       OH, AFTER WHEN WE ALL AGREED THAT WE WERE  
27 GOING TO PUT MAKEUP ON AND SAY THAT I PUT MAKEUP ON MY  
28 FACE SO EVERYTHING WOULD GO AWAY.

1           THE COURT: SO, MA'AM, HE'S ASKING QUESTIONS NOW.  
2 SO JUST ANSWER HIS QUESTIONS. SO THIS WAS 6/23/23.

3           SO, SIR, WHEN YOU SAID THIS WAS AN  
4 ACCIDENT, CAN YOU REPHRASE SO I KNOW WHAT YOU MEAN  
5 WAS AN ACCIDENT?

6           MR. SAYEGH: SURE.

7           Q       YOU TOLD -- YOU SAID THAT I TRIED TO BLOCK YOU  
8 AND WHEN I DID TRY TO BLOCK YOU, I HIT THE LEFT SIDE OF  
9 YOUR EYE AND THAT IT WAS ABSENT?

10          A       THIS WAS AFTER REHAB, AFTER MY WHOLE -- AFTER  
11 EVERYTHING. THAT'S THE STORY THAT WE HAD TO GO WITH,  
12 YES. I DON'T REMEMBER SAYING THAT, THOUGH.

13          Q       AND DO YOU THINK THE DETECTIVE OR THE D.A.  
14 WERE LYING --

15          THE COURT: SIR, THEY'RE NOT HERE TO TESTIFY.

16          Q       BY MR. SAYEGH: OKAY.

17          YOU TESTIFIED -- WELL, YOU SAID TO THEM AND  
18 RECALL, THAT A RELATIVE GOT IN YOUR HEAD AND SAID THAT  
19 YOU WERE GOING -- THAT I WAS GOING TO TAKE AWAY THE  
20 KIDS.

21          IS THAT TRUE?

22          A       I DON'T REMEMBER. I DON'T RECALL.

23          Q       GOING TO THAT EVENING, DO YOU REMEMBER  
24 SPEAKING TO CAMILLIA?

25          A       I DO RECALL SPEAKING TO CAMILLIA.

26          Q       DO YOU RECALL HER TELLING YOU THAT YOU'RE  
27 GOING TO HAVE TO PUT A CASE ON ME AND IN ORDER TO DO SO,  
28 YOU'RE GOING TO HAVE TO EMBELLISH THE INJURIES WITH

1 MAKEUP?

2 A NO.

3 Q AND THE RELATIVE TOLD YOU TO BUILD A CASE OR  
4 REPORT AGAINST ME. THIS IS WHAT YOU TOLD THE D.A. AND  
5 THE DETECTIVE.

6 IS THAT TRUE?

7 A THEY -- MONTHS AFTER EVERYTHING, I DON'T  
8 RECALL EVERYTHING I TOLD. ALL I KNOW I WAS TOLD TO SAY  
9 A DIFFERENT STORY THAT HAD HAPPENED FROM THAT DAY.

10 Q OKAY.

11 YOU TOLD --

12 OKAY.

13 YOU SAID TO THE D.A. AND THE DETECTIVE, "LIFE  
14 HASN'T BEEN THE SAME SINCE THIS HAPPENED." YOU TOLD  
15 THEM THAT I AM NOT ABUSIVE.

16 IS THAT TRUE OR NOT?

17 A I DON'T RECALL, BUT I SAID WHATEVER YOU GUYS  
18 TOLD ME TO SAY.

19 Q YOU SAID I NEVER ONCE HIT YOU AND PEOPLE WOULD  
20 KNOW BY NOW IF I DID.

21 DID YOU TELL THEM THAT?

22 A I DON'T RECALL.

23 Q YOU SAID TO THEM YOU ARE NOW IN A REALLY GOOD  
24 PLACE AND HAVE NEVER FELT BETTER AND FEEL SAFE.

25 DID YOU TELL THEM THAT?

26 A I DON'T RECALL.

27 Q OKAY.

28 DID YOU TELL THEM AS -- THAT YOU HAVE DONE SIX

1 MONTHS OF REHAB AND SOBER LIVING?

2 A I PROBABLY DID.

3 Q AND THE KIDS LIVE WITH ME NOW; YOU'RE ALLOWED  
4 TO PICK THEM UP AND DO OVERNIGHTS --

5 OKAY.

6 HERE WE GO.

7 AFTER THEY HAD WRAPPED UP AND SAID OUR  
8 GOODBYES, YOU MENTIONED THAT YOU USED MAKEUP AT THE  
9 TIME. DID YOU TELL THEM THAT?

10 A I TOLD THEM WHAT YOU AND MY MOTHER TOLD ME TO  
11 SAY AFTER I GOT OUT OF REHAB, AFTER I GOT --

12 Q SO --

13 THE COURT: LET HER FINISH THE QUESTION.

14 THE WITNESS: SO EVERYONE CAN CALM DOWN.

15 THE COURT: SO YOUR TESTIMONY IS YOU MADE THESE  
16 STATEMENTS. BUT YOU YOUR TESTIMONY IS YOU MADE THESE  
17 STATEMENTS BECAUSE THE RESPONDENT AND YOUR MOTHER TOLD  
18 YOU TO MAKE THESE STATEMENTS? DO YOU I HAVE THIS RIGHT?

19 THE WITNESS: YES.

20 THE COURT: OKAY.

21 YOUR MOTHER IS NOT HERE. IS SHE IN THE  
22 AUDIENCE?

23 THE WITNESS: NO.

24 MY MOTHER --

25 THE COURT: OKAY.

26 THAT'S ENOUGH.

27 Q BY MR. SAYEGH: GOING TO THE PHOTOS --

28 MR. KOLODJI: SHOULD I DO FOLLOW-UP QUESTIONS

1 REGARDING THE --

2 THE COURT: WELL, FIRST, BECAUSE I DIRECTED, I WANT  
3 TO GET TO WHAT I THINK IS THE MOST RELEVANT PORTIONS  
4 WHICH ARE THE PHOTOGRAPHS. I WANT TO GIVE THE  
5 RESPONDENT AN OPPORTUNITY TO PRESENT HIS EVIDENCE. SO  
6 HE'S STILL ON HIS PORTION.

7 Q BY MR. SAYEGH: GOING BACK TO THE 21ST, ISN'T  
8 IT TRUE THAT I HAVE WALKED OUTSIDE AND SAW YOU SMOKING  
9 FENTANYL IN THE BACKYARD?

10 A YES OR NO?

11 A NO.

12 Q AND THIS IS WHY I TOLD YOU THAT -- I PUT YOU  
13 IN THREE REHABS AND NOW I'M GOING TO TAKE THE KIDS. YES  
14 OR NO?

15 A NO.

16 Q ISN'T IT TRUE YOU HAD FAILED A REHAB DRUG TEST  
17 FOR FENTANYL, CRACK COCAINE, AND FENTANYL SIX MONTHS  
18 PRIOR TO THIS DATE?

19 A I ABSOLUTELY SAY YES, I DID. NOT CRACK  
20 COCAINE, SMOKING FENTANYL -- NONE OF THAT.

21 Q SO THE TESTS THAT CAME BACK POSITIVE FROM THE  
22 REHAB, YOU'RE SAYING THAT THAT'S NOT TRUE?

23 A IT WASN'T REHAB. IT WAS A DETOX CENTER THAT I  
24 HAD ADMITTED MYSELF INTO --

25 Q THE COURT: ONE AT A TIME.

26 Q SIR, SHE'S ADMITTED TO HAVING A DRUG  
27 ISSUE. WELL, SIR, SHE ADMITTED BEFORE YOU EVEN  
28 ASKED THE QUESTION. SO I DON'T NEED OTHER EVIDENCE

1 THAT SHE HAD A DRUG PROBLEM OR SHE TESTED POSITIVE  
2 FOR DRUGS BACK IN 2021.

3 Q BY MR. SAYEGH: ISN'T IT TRUE I SAID, "YOU'RE  
4 A BAD MOTHER," THAT DAY, "AND I'M GOING TO TAKE THE  
5 KIDS." AND THAT'S WHY I SAID YOU ARE A BAD MOTHER?

6 A I DON'T RECALL.

7 BUT POSSIBLY.

8 Q OKAY.

9 AND THEN WHEN I SAID, "I'M GOING TAKE THE  
10 KIDS," YOU SWANG THE SWEATER THAT HAD A ZIPPER AND CUT  
11 ME ON MY CHEST?

12 A I DON'T RECALL CUTTING YOU ON THE CHEST.

13 I REMEMBER JUST A LITTLE ZIPPER.

14 Q ISN'T IT TRUE YOU WERE HIGHLY INTOXICATED THAT  
15 EVENING?

16 A I DON'T RECALL.

17 Q ISN'T IT ALSO TRUE THAT I WENT INTO THE  
18 BEDROOM OF THE KIDS, I WAS ON ONE KNEE PACKING THE KIDS,  
19 AND YOU PICKED UP THE PLASTIC TABLE AND LIFTED IT UP AT  
20 ME?

21 A I FLIPPED IT WHEN I CAME IN.

22 Q YOU LIFTED IT UP AT ME. YES OR NO?

23 A I DON'T KNOW.

24 Q AND I GOT UP TO BLOCK THE TABLE?

25 A POSSIBLY.

26 Q AND THAT'S WHEN I STRUCK YOU IN THE EYE?

27 A I DON'T RECALL.

28 Q AND AT THAT POINT, YOU WENT INTO THE BEDROOM

1 AND CALLED CAMILLIA. AND THE NEXT MORNING, 24 HOURS  
2 LATER, THE COPS SHOWED UP.

3 CORRECT?

4 A CORRECT.

5 Q AND THEN AT THE TIME, THEY HAD BROUGHT AN  
6 E.M.T. TO CHECK YOU, AND YOU REFUSED TO ALLOW THEM TO  
7 GET NEXT TO YOU -- THE MEDICAL STAFF?

8 ISN'T THAT TRUE?

9 A I DON'T RECALL.

10 Q ISN'T IT ALSO TRUE THAT THE PHOTOS THAT YOU  
11 PRESENTED WERE NOT FROM LAW ENFORCE. THEY WERE ACTUALLY  
12 FROM YOUR CELLPHONE?

13 A I DON'T RECALL.

14 Q AND ISN'T IT ALSO TRUE IN YOUR DECLARATION  
15 THERE'S MULTIPLE PHOTOS -- AND YOU CAN SEE -- I'M  
16 PULLING THAT UP RIGHT NOW. IN THE PHOTOS, YOU WILL SEE  
17 AT THE BOTTOM MULTIPLE PHOTOS WILL SHOW --

18 LET ME USE THIS REAL QUICK.

19 MR. KOLODJI: SURE.

20 Q BY MR. SAYEGH: THIS HERE IN YOUR PHONE --  
21 THESE PHOTOS HERE ARE MULTIPLES WHERE YOU ARE PRACTICING  
22 DIFFERENT MAKEUP DESIGNS AND TAKING DIFFERENT PHOTO  
23 SHOTS.

24 ISN'T BE THAT TRUE?

25 A NO.

26 Q NOW, I'M GOING GO TO YOUR PHOTOS OF THAT  
27 EVENING.

28 ISN'T THIS TRUE, THESE ARE ACTUALLY SWEAT

1 MARKS BECAUSE THIS PHOTO WAS TAKEN ABOUT AN HOUR  
2 AFTERWARDS?

3 A AN HOUR AFTERWARDS --

4 THE COURT: THE QUESTION IS ARE THESE SWEAT MARKS  
5 THAT LOOKS LIKE BRUISING AROUND THE RIGHT -- EYE HE'S  
6 ASKING IF THEY'RE SWEAT MARKS.

7 THE WITNESS: NO.

8 THE COURT: OKAY.

9 Q BY MR. SAYEGH: THIS HERE IS ALSO MAKEUP --

10 THE COURT: SIR --

11 Q BY MR. SAYEGH: I'M ASKING ISN'T IT TRUE THIS  
12 IS A CONCEALER MAKEUP THAT YOU USED TO HELP EMBELLISH  
13 THESE INJURIES?

14 A NO.

15 Q THIS IS A PHOTO OF THAT SAME DAY?

16 A I DON'T KNOW.

17 Q ANY SWELLING THAT WOULD CAUSE SUCH A BLACK  
18 EYE?

19 A IT LOOKS LIKE A --

20 THE COURT: DID YOU USE CONCEALER OR ANY OTHER  
21 MAKEUP TO ENHANCE OR EMBELLISH THE INJURIES?

22 THE WITNESS: NO, I DID NOT.

23 Q BY MR. SAYEGH: DID YOU TELL POLICE OFFICERS  
24 THAT YOU DID?

25 A YES, I DID.

26 Q AND IN THIS PHOTO HERE, WHICH IS ALSO THE SAME  
27 EYE --

28 IF THE COURT WOULD SEE IT ACTUALLY IN PERSON,

1 IT'S A DIFFERENT SHADE.

2 OKAY.

3 THE COURT: I DON'T KNOW WHAT YOU MEAN IT'S A  
4 DIFFERENT SHADE. YOU CAN SHOW ME AN EXHIBIT AND MAKE  
5 THE ARGUMENT WHEN ALL THE EVIDENCE IS IN.

6 MR. KOLODJI: I'M GOING TO OBJECT TO THIS  
7 DEMONSTRATIVE.

8 THE COURT: WELL, DEMONSTRATIVE -- WHAT WERE YOU  
9 TRYING TO SHOW? I MEAN IT'S NOT --

10 MR. SAYEGH: SURE.

11 I WANTED THE COURT TO SEE BECAUSE I  
12 PRESENTED AN EXPERT WHO'S A MAKEUP SPECIALIST.

13 THE COURT: IS THAT PERSON HERE?

14 MR. SAYEGH: NO.

15 THE COURT: SO YOU HAVE --

16 MR. SAYEGH: I HAVE DEMONSTRATIVE EVIDENCE OF WHAT  
17 REAL BLACK EYES OR WHAT --

18 THE COURT: STOP.

19 THAT'S OUT.

20 Q BY MR. SAYEGH: NOW, MS. SAYEGH, GOING TO THIS  
21 PHOTO -- OKAY -- ISN'T IT TRUE THAT THIS IS 100 PERCENT  
22 MAKEUP?

23 A NO.

24 Q NO.

25 AND HOW LONG AFTER THIS ALLEGED -- HOW LONG  
26 AFTER DID YOU TAKE THIS PHOTOGRAPH?

27 A I DON'T RECALL.

28 Q THE POLICE OFFICER DID NOT MAKE THIS

1 PHOTOGRAPH. CORRECT?

2 A I DON'T RECALL. I DON'T KNOW.

3 Q YOU DON'T RECALL HOW LONG AFTER?

4 A I'M SORRY, I DON'T.

5 I WISH I DID.

6 Q DO YOU HAVE THE THUMB MARK SIDE WHERE THE  
7 INJURY WOULD HAVE OCCURRED -- THE PRESSURE FROM THE  
8 THUMB MARKS.

9 DO YOU RECALL GOING TO YOUR SISTER'S  
10 BACHELORETTE PARTY ON SEPTEMBER 21ST OF THAT SAME YEAR?  
11 DO YOU RECALL TWO DAYS LATER GOING TO A BACHELORETTE  
12 PARTY IN PALM SPRINGS?

13 A TWO DAYS LATER OF THAT INCIDENT?

14 Q TWO DAYS AFTER THIS INCIDENT, DO YOU RECALL  
15 GOING TO A -- HAVING A BACHELORETTE PARTY AT PALM  
16 SPRINGS -- AT THE PALM SPRINGS HOTEL?

17 THE COURT: OFFER OF PROOF?

18 MR. SAYEGH: THE OFFER OF PROOF THERE'S GOING TO BE  
19 PHOTOGRAPHS SHOWING ABSOLUTELY NO INJURIES THAT EXIST.  
20 THIS IS --

21 THE COURT: HOLD ON.

22 THE DATE THIS BACHELORETTE PARTY IS WHEN?

23 MR. SAYEGH: THE 21ST OF JANUARY.

24 THE COURT: JANUARY 21ST OF WHAT YEAR?

25 MR. SAYEGH: 2021.

26 THE COURT: 2021.

27 OKAY.

28 DID YOU GO TO A BACHELORETTE PARTY OR ANY

1       TYPE OF PARTY ON JANUARY 21ST, 2021?

2           THE WITNESS: I DON'T RECALL.

3           THE COURT: THERE'S EVIDENCE BEFORE THE COURT SHE  
4 HAD DRUG ISSUES IN 2021, '22. SHE WAS IN REHAB.

5           SO ANYTHING ELSE? YOU HAVE ABOUT FIVE  
6 MORE MINUTES.

7           MR. SAYEGH: YEAH, WHAT I HAVE --

8           THE COURT: SIR, WERE YOU AT THIS PARTY? CAN YOU  
9 LAY THE FOUNDATION?

10          MR. SAYEGH: NO, BECAUSE --

11          THE COURT: SO THE ANSWER IS NO. PUT THE PHOTO ON  
12 THE OVERHEAD AND SEE IF SHE CAN LAY THE FOUNDATION.

13           THE FIRST QUESTION IS DO YOU RECOGNIZE  
14 THIS PHOTOGRAPH? IS THIS YOU? IT LOOKS LIKE YOU.

15          THE WITNESS: IT LOOKS LIKE ME.

16          THE COURT: DO YOU KNOW WHEN THIS PHOTOGRAPH WAS  
17 TAKEN?

18          THE WITNESS: NO, I DON'T.

19          Q      BY MR. SAYEGH: DO YOU RECOGNIZE THIS PHOTO?

20          A      YES.

21          Q      WHEN WAS THIS?

22          A      THAT'S THE BACHELORETTE PARTY, MY SISTER'S  
23 LUNCH.

24          Q      YOUR SISTER'S BACHELORETTE PARTY?

25          A      IT WAS ONE OF THE TIMES WE WENT TO LUNCH.

26          Q      THIS IS THE SAME PHOTO, JUST A DIFFERENT  
27 ANGLE?

28          A      UH-HUH.

1 Q TRUE OR NO?

2 A YES.

3 Q THIS IS A CLOSEUP OF THAT PHOTO?

4 A OKAY.

5 Q AND THIS IS TWO DAYS AFTER THESE INJURIES?

6 A TWO DAYS?

7 Q TWO DAYS.

8 THAT'S EXACTLY WHEN THE BACHELORETTE PARTY WAS  
9 JANUARY 21ST -- BACHELORETTE PARTY?

10 THE COURT: THE QUESTION IS?

11 Q BY MR. SAYEGH: IS THIS A PHOTOGRAPH OF YOU AT  
12 THE BACHELORETTE PARTY?

13 A IT WASN'T TWO DAYS AFTER THAT.

14 THE COURT: SO THE QUESTION IS IS THE PHOTOGRAPH OF  
15 YOU AFTER THE --

16 THE WITNESS: YES, IT WAS.

17 THE COURT: NEXT QUESTION.

18 Q BY MR. SAYEGH: AND THIS HERE IS ANOTHER  
19 VERSION OF THIS AT THE BACHELORETTE PARTY, DOCUMENTED IN  
20 PALM SPRINGS, TWO DAYS LATER?

21 A IT WASN'T TWO DAYS LATER. IT WAS LIKE A  
22 MONTH -- TWO MONTHS AFTER.

23 THE COURT: SO SHE'S CORRECT YOU CAN'T GIVE YOUR  
24 COMMENTARY AND TESTIFY. BUT THAT'S A PICTURE OF YOU AT  
25 THE PARTY?

26 THE WITNESS: YES.

27 THE COURT: OKAY.

28 ANYTHING ELSE. SIR?

1 Q BY MR. SAYEGH: SO IT'S YOUR TESTIMONY NOW  
2 THAT HE DIDN'T HAVE A BACHELORETTE PARTY ON JANUARY 21  
3 OF 2022, THAT YOU WERE AT THERE?

4 A YEAH, I WAS THERE.

5 Q DO YOU SEE ANY OF THOSE INJURIES THAT YOU HAD  
6 JUST TWO DAYS LATER -- BEFORE?

7 THE COURT: SO HER ANSWER IS IT WASN'T TWO DAYS  
8 BEFORE.

9 BUT DO YOU SEE ANY INJURIES --

10 THE WITNESS: NO, I DON'T.

11 THE COURT: DO YOU SEE ANY OF THE INJURIES THAT YOU  
12 TESTIFIED.

13 THE WITNESS: NO.

14 MR. SAYEGH: MAY I GO BACK TO THIS --

15 THE COURT: YOU HAVE TWO MINUTES.

16 MR. SAYEGH: AND THAT WILL INCLUDE MY DIRECT?

17 THE COURT: IT'S CUMULATIVE. WHAT ELSE? WHAT ELSE  
18 DO YOU HAVE?

19 MR. SAYEGH: I HAVE A LOT ON MY DIRECT IF I MAY.

20 THE COURT: OF YOUR TESTIMONY? YOU DON'T HAVE A  
21 LOT, SIR. WHAT DO YOU HAVE? I UNDERSTAND YOUR POSITION  
22 IS YOU'VE NEVER HIT HER EXCEPT ONE TIME EXCELLENTLY WHEN  
23 FLIPPED THE TABLE; THAT MAYBE YOU CALLED HER A BAD  
24 MOTHER ONCE WHEN SHE WAS IN REHAB; THAT YOU HAVE NO  
25 RECOLLECTION OF THE WINDSHIELD; THAT YOU WEREN'T EVEN IN  
26 THE SAME ROOM WHEN SHE TESTIFIED THAT YOU KICKED HER AND  
27 GAVE HER A BLACK EYE. I HAVE YOUR TESTIMONY. WHAT  
28 ELSE? I HAVE YOUR SISTER GIVE TESTIMONY --

1 MR. SAYEGH: I HAVE --

2 THE COURT: HOLD ON, SIR.

3 I HAVE YOUR SISTER GIVE TESTIMONY H THAT  
4 SHE HEARD THE PETITIONER MENTIONING EMBELLISHING  
5 INJURIES TO GIVE A REPORT TO D.C.F.S. I HAVE  
6 TESTIMONY THAT SHE HAD DRUG ISSUES. I HAVE THAT  
7 TESTIMONY.

8 DO YOU HAVE SOMETHING NEW? WHAT ELSE DO  
9 YOU HAVE THAT'S NEW?

10 MR. SAYEGH: I HAVE MY THAT --

11 SHE TOLD MY CHILDREN TO LIE.

12 THE COURT: WHAT EVIDENCE DO YOU HAVE OF THAT?

13 MR. SAYEGH: THAT THE KID MADE ON THEIR OWN.

14 THE COURT: HEARSAY.

15 WHAT ELSE DO YOU HAVE?

16 MR. SAYEGH: I HAVE DOCUMENTATION THAT SHE LIED  
17 ABOUT HAVING CANCER, TO ME, OVER THE LAST YEAR IN ORDER  
18 TO EXTORT AND EXTRACT FUNDS AND THINGS.

19 THE COURT: SO YOU HAVE CHARACTER EVIDENCE THAT SHE  
20 WAS DISHONEST IN THE PAST.

21 MR. SAYEGH: WHAT OCCURRED --

22 THE COURT: WHAT ELSE DO YOU HAVE, SIR?

23 MR. SAYEGH: I HAVE --

24 OKAY.

25 SHE CALLS THE POLICE ON SEPTEMBER 8TH.

26 OKAY?

27 SHE SAID THAT I KIDNAPPED THE KIDS. THAT  
28 MORNING SHE HAD SENT OUT THIS --

1           THE COURT: WE'LL GET TO THE CUSTODY VISITATION  
2 PORTION. WE'RE GOING TO GET TO THE CUSTODY AND  
3 VISITATION PORTION. WE'RE NOW ON THE ABUSE PORTION.

4           I HAVE HER TESTIMONY. I HAVE YOUR  
5 TESTIMONY. I HAVE PHOTOGRAPHS OF DEPICTED INJURIES.  
6 I HAVE YOUR TESTIMONY EXPLAINING -- OR YOUR VERSION  
7 OF HOW I SHOULD VIEW THESE EXHIBITS.

8           ANYTHING ELSE REGARDING THE ABUSE, AND  
9 THEN WE'LL GET TO CUSTODY AND VISITATION.

10          MR. SAYEGH: THE IMPORTANCE IS SHE'S LIED.

11          THE COURT: I'LL MAKE A DECISION AS TO WHO IS LYING  
12 AND WHO'S NOT.

13          MR. SAYEGH: NO.

14          THE IMPORTANT THING IS SHE'S CALLED THE  
15 POLICE MULTIPLE TIMES, AND IT'S FALSE.

16          THE COURT: ANYTHING ELSE ABOUT THE ALLEGED ABUSE?  
17 THAT, SIR, IS WHAT I NEED TO MAKE A DECISION ON.

18          NOW I THINK I HAVE THE EVIDENCE I NEED  
19 FROM THE PETITIONER AND FROM YOU ON THESE ALLEGED  
20 INCIDENTS OF ABUSE.

21          MR. SAYEGH: YOUR HONOR, ON AUGUST 26TH, I HAVE  
22 LOTS OF DOCUMENTATION I ESTABLISHING EXACTLY WHERE I  
23 WAS. AND IT WAS MATHEMATICALLY IMPOSSIBLE FOR ME TO BE  
24 THERE.

25          THE COURT: WHAT ABOUT JUNE 8TH?

26          MR. SAYEGH: WHAT'S THAT?

27          THE COURT: JUNE 8TH?

28          WHAT ABOUT NOVEMBER 2023.

1 MR. SAYEGH: SO ON JUNE 8TH, SHE HAD THE EYE --

2 THE COURT: AND THE PHOTOGRAPHS FROM 2021.

3 MR. SAYEGH: SURE.

4 ON JUNE 8TH, SHE TEXTED ME THAT SHE HAD  
5 THIS MEDICAL ISSUE -- AND IT WAS NOT REAL -- ON THE  
6 LIP. SHE SAID IT WAS A MEDICAL ISSUE. ON THE LIP,  
7 SHE SAYS THAT SHE WAS BLEEDING. JUST AN HOUR AGO --  
8 AND YOU COULD TELL IT'S A PERFECT SYMMETRICAL LIPS  
9 THAT DON'T EXIST.

10 THE COURT: YOU HAVE OTHER EVIDENCE SHOWING YOU  
11 WEREN'T THERE AUGUST 26TH --

12 MR. SAYEGH: AND --

13 THE COURT: SIR SLOW DOWN.

14 AND THAT EVIDENCE IS THE TEXT MESSAGES  
15 THAT I'VE ALREADY SEEN.

16 MR. SAYEGH: NO.

17 I HAVE PHYSICAL DOCUMENTATION. I HAVE  
18 WHERE I'M AT. I'M ON TV THAT DAY. I HAVE AN ENTIRE  
19 DOCUMENTATION. I CAN JUST GO REALLY QUICK.

20 THE COURT: GO THROUGH THAT, AND THAT WILL WRAP IT  
21 UP.

22 THAT WOULD BE EVIDENCE THAT YOU WERE NOT  
23 HOME ON AUGUST 26TH WHEN YOU GOT INTO A FIGHT WITH  
24 HER AT THE HOUSE.

25 CORRECT?

26 MR. SAYEGH: YES.

27 THE COURT: WHAT ELSE OF EVIDENCE DO YOU HAVE --

28 MR. SAYEGH: MIA'S SCHOOL ATTENDANCE WHERE ON

1 AUGUST 26TH, SHE WAS AT SCHOOL. AND THAT'S WHY I WAS  
2 TRYING TO ASK MRS. SAYEGH AT WHAT TIME SHE GOT TO THE  
3 HOME.

4 OKAY?

5 AND WE ALSO HAVE IS MYSELF --

6 AND SO IF I CAN JUST FIND OUT WHAT TIME  
7 SHE GOT --

8 THE COURT: SIR --

9 MR. SAYEGH: HERE IS --

10 THE COURT: YOU TOLD ME YOU TO HAVE EVIDENCE TO  
11 SHOW YOU WERE NOT IN THE VICINITY.

12 MR. SAYEGH: HERE'S AN ARCO RECEIPT AND ANOTHER  
13 HOME DEPOT RECEIPT FROM AUGUST 26TH. HERE I AM AT  
14 GROCERY OUTLET PURCHASING THE GROCERIES FOR THE TOWN  
15 HALL THAT I DO EVERY TUESDAY. HERE IS A DECLARATION  
16 FROM THE HOUSEKEEPER WHO SAYS --

17 THE COURT: THAT'S OUT. DECLARATION IS OUT.

18 MR. SAYEGH: HERE IS THE REBUILDING WORKSHOP THAT I  
19 DO ON A LIVE STREAM AT A LAW FIRM AUGUST 26TH. THIS IS  
20 THE TIME IT IS AT. THIS IS ME ON THE LIVE STREAM  
21 HANDLING THE WORKSHOP. THAT WORKSHOP REQUIRES ME TO BE  
22 AT THE LAW FIRM SET UP ALL THE CHAIRS, SET UP ALL THE  
23 FOOD, AND CONDUCT -- I HAVE MULTIPLE CONTRACTORS AND  
24 THINGS OF THAT NATURE. I HAVE -- WAS NOT AT THE HOME IN  
25 ALTADENA ON THE 26TH.

26 THE COURT: ANYTHING ELSE, SIR? YOU HAVE THESE  
27 EXHIBITS. YOU HAVE EXHIBITS SHOWING YOU MADE PURCHASES  
28 AT CERTAIN STORES. THIS IS YOUR EVIDENCE THAT YOU WERE

1 NOT HOME AT ALL DURING --

2 MR. SAYEGH: YEAH. I WAS ON A LIVE STREAM.

3 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

4 MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO POINT OUT  
5 WHAT HE JUST SHOWED US, THE LIVE STREAM AT 5:52 P.M.

6 THE COURT: SIR, IT'S NOT EVIDENCE --

7 MR. KOLODJI: THE INCIDENT ALLEGEDLY OCCURRED --

8 THE COURT: IT WAS NOT EVIDENCE THAT HE WASN'T HOME  
9 AT ALL DURING AUGUST 26 OTHER THAN HIS TESTIMONY.

10 MR. SAYEGH: BUT I --

11 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

12 MR. KOLODJI: YES, YOUR HONOR.

13 I JUST WANT TO DRAW THE COURT'S ATTENTION  
14 TO THE SECOND PAGE OF HIS EXHIBIT 1 AND HAVE MY  
15 CLIENT, IN HER SUPPLEMENTAL DECLARATION, EXPRESS  
16 WHAT THE DETECTIVE SAID OCCURRED THAT DAY AND THE  
17 D.A. EXPRESSED -- PUT IN THAT EMAIL --

18 THE COURT: THAT'S NOT EVIDENCE. THOSE -- THE D.A.  
19 AND POLICE OFFICERS -- THEY DID NOT COME TO COURT TO  
20 TESTIFY. THE ONLY THING IN EVIDENCE IS HER -- OR HER  
21 ANSWERS.

22 MR. KOLODJI: WHAT I'M JUST POINTING OUT, YOUR  
23 HONOR, IN THE SUPPLEMENTAL DECLARATION HER RECOLLECTION  
24 OF WHAT ACTUALLY OCCURRED LINES UP WITH WHAT DEPUTY  
25 REYES WROTE HERE -- WAS PRESENTED AS BEING WHAT DEPUTY  
26 REYES TOLD THE D.A. THAT THE --

27 THE COURT: THAT'S HEARSAY. ALL OF THAT IS OUT.

28 MR. KOLODJI: I JUST WANTED TO --

1           THE COURT: NOTHING THAT THE D.A. WROTE, NOTHING  
2 THAT THE POLICE OFFICERS WROTE IS ACTUALLY IN EVIDENCE.

3           OKAY.

4           SUBMITTED BOTH SIDES.

5           I HAVE -- JUST SO WE HAVE A RECORD -- ALL  
6 OF THE EXHIBITS THAT HAVE BEEN SHOWN BY THE PARTIES  
7 ON BOTH SIDES WILL BE ADMITTED EXCEPT I THINK THERE  
8 WAS R-4 -- EXCEPT THE EMAILS FROM THE D.A.'S OFFICE.  
9 BUT ALL THE OTHER TEXT MESSAGES AND PHOTOGRAPHS ARE  
10 GOING TO BE ADMITTED.

11           THE ISSUE IS WHETHER OR NOT THE PETITIONER  
12 HAS SHOWN THAT BY PREPONDERANCE OF THE EVIDENCE THAT  
13 IT IS MORE LIKELY THAN NOT THAT THE RESPONDENT  
14 INFILCTED THOSE INJURIES ON HER FACE. AND  
15 BASICALLY, THIS COMES DOWN TO CREDIBILITY.

16           I FIND THE PETITIONER CREDIBLE, I FIND THE  
17 RESPONDENT'S SISTER CREDIBLE. I DON'T FIND THE  
18 RESPONDENT CREDIBLE. THE PETITIONER -- SHE GIVES  
19 DETAILS OF THE EVENTS. THE PETITIONER EVEN GIVES  
20 STATEMENTS, NOT EVEN UNDER CROSS THAT HER  
21 CREDIBILITY -- SHE GIVES STATEMENTS THAT SHE WAS  
22 DEALING WITH DRUGS; SHE GIVES STATEMENTS THAT  
23 D.C.F.S. HAD TO COME INSIDE OR INTERVENE TO TAKE  
24 CARE OF KIDS. SO SHE DOESN'T JUST GIVE SELF-SERVING  
25 TESTIMONY. AND HER TESTIMONY ON THE INCIDENTS ARE  
26 VERY SPECIFIC AND VERY DETAILED.

27           THE RESPONDENT ON THE OTHER HAND, DOES NOT  
28 GIVE DETAILS; AND THERE'S NO TESTIMONY THAT THE

1 RESPONDENT GIVES WHICH INCULPATES HIM AT ALL. IF I  
2 WERE TO BELIEVE THE RESPONDENT, HE HAS NEVER LAID A  
3 HAND ON THE PETITIONER EXCEPT MAYBE ONCE ON  
4 ACCIDENT. I DON'T THINK THAT'S LIKELY TRUE. IF I  
5 BELIEVE THE RESPONDENT, HE'S NEVER LOST HIS TEMPER.  
6 HE MAY HAVE CALLED THE PETITIONER BAD MOTHER ONCE  
7 BECAUSE SHE'S DEALING WITH DRUGS. I DON'T THINK  
8 THAT'S LIKELY TRUE. I WASN'T THERE. I DON'T KNOW  
9 BEYOND A REASONABLE DOUBT WHAT'S HAPPENED BETWEEN  
10 THE PARTIES. BUT YOU THE BURDEN IN THIS CASE IS  
11 WHAT'S MORE LIKELY TRUE THAN NOT TRUE.

12 SO I HAVE THE PETITIONER GIVING TESTIMONY.  
13 I HAVE THE RESPONDENT GIVING TESTIMONY. I HAVE  
14 EVIDENCE THAT THE PETITIONER WAS USING DRUGS TO SUCH  
15 AN EXTENT THAT SHE HAD TO GO UNDER REHAB. SO HER  
16 CREDIBILITY -- THERE MAY BE ISSUES WITH HER  
17 CREDIBILITY. BUT I DON'T JUST HAVE THE TESTIMONY.  
18 I HAVE PHOTOGRAPHS THAT DEPICT INJURIES. WHAT'S  
19 MORE LIKELY TRUE THAT THOSE INJURIES ARE CONSISTENT  
20 WITH PETITIONER'S TESTIMONY.

21 THE RESPONDENT WILL HAVE YOU TO BELIEVE  
22 THAT'S CONCEALER MAKEUP; THAT'S A LIP INJECTION;  
23 THAT -- I WOULD HAVE TO HAVE A LEAP TO BELIEVE THAT.  
24 I THINK MORE LIKELY TRUE THAN NOT TRUE IS WHAT THE  
25 PETITIONER SAID BECAUSE IT'S CONSISTENT WITH THE  
26 PETITIONER.

27 THERE'S A PHOTOGRAPH OF A BROKEN  
28 WINDSHIELD. THE PETITIONER GIVES DETAILS ABOUT THE

1 BROKEN WINDSHIELD. THE RESPONDENT BRUSHES OVER IT.  
2 HE DOESN'T SAY, "IT'S NOT MY CAR. HE DOESN'T SAY,  
3 "IT DIDN'T HAPPEN, JUST BRUSHES OVER IT.

4 SO FOR CREDIBILITY, THE PETITIONER -- I  
5 BELIEVE THE RESPONDENT'S SISTER. I BELIEVE  
6 RESPONDENT'S SISTER SHE'S MADE UP OR SHE'S  
7 EMBELLISHED -- PROBABLY TRUE, PROBABLY LIKELY WHEN  
8 SHE'S TALKING TO D.C.F.S. BUT SHE'S EMBELLISHING AN  
9 INJURY THAT THE RESPONDENT GAVE HER; THAT RESPONDENT  
10 INFLECTED AN INJURY, AND MAYBE SHE WENT ON TO  
11 D.C.F.S. TO MAKE IT MORE PRONOUNCED. BUT I DON'T  
12 BELIEVE THAT THE PETITIONER JUST TOOK A FACE WITH NO  
13 INJURY AT ALL AND CREATED PICTURES OF INJURIES.

14 SO I FIND THAT THE PETITIONER HAS  
15 ESTABLISHED BY THE PREPONDERANCE OF THE EVIDENCE  
16 MORE LIKELY TRUE THAN NOT TRUE, THAT THE RESPONDENT  
17 HAS BEEN PHYSICALLY ABUSIVE. BUT THERE'S EVIDENCE  
18 THAT PETITIONER HAS SUFFERED OR HAS HAD DRUG ISSUES.

19 SO NOW WE GET TO CUSTODY AND VISITATION.  
20 I DON'T KNOW WHAT THE CURRENT SITUATION IS WITH THE  
21 MINORS. I DON'T KNOW WHAT CURRENT ARRANGEMENT IS  
22 WITH THE MINORS, WHERE THE MINOR IS STAYING. I  
23 DON'T KNOW THAT THE PETITIONER IS STILL DEALING WITH  
24 THOSE DRUG ISSUES.

25 SO LET ME HEAR FROM THE RESPONDENT. WHAT  
26 HAS BEEN THE CURRENT ARRANGEMENT -- OR WHAT IS THE  
27 CURRENT ARRANGEMENT WITH THE CHILDREN? YOU STATED  
28 IN YOUR DECLARATION YOU HADN'T SEEN THE CHILDREN.

1 I'M HOPING I READ THIS WRONG -- THAT YOU HADN'T SEEN  
2 THEM SINCE JANUARY 8TH.

3 MR. SAYEGH: NO, NOT JANUARY 8TH. SEPTEMBER.

4 BUT I WAS ABLE TO TRACK THE CHILD DOWN  
5 ONCE AT ELLIOT.

6 THE COURT: WHEN WAS THE LAST TIME YOU SEEN YOUR  
7 CHILDREN?

8 MR. SAYEGH: I SAW THE CHILD ONCE.

9 THE COURT: WHEN YOU SAY, "THE CHILD," THERE'S TWO.

10 MR. SAYEGH: SO I FOUND MIA -- I'VE BEEN ABOUT A  
11 MONTH TRYING TO TRACK THE KIDS DOWN. SHE HAD REMOVED  
12 THEM OUT OF THE SCHOOL. I FOUND HER --

13 THE COURT: SIR, SIMPLE QUESTION. WHEN WAS THE  
14 LAST TIME YOU SEEN YOUR CHILDREN?

15 MR. SAYEGH: I HAVEN'T SEEN THEM IN TWO WEEKS. AND  
16 THEN PRIOR TO THAT, A MONTH. SO I'VE ONLY IN SEEN THEM  
17 ONE TIME WHEN I FOUND THEM ONCE THIS ENTIRE TIME.

18 THE COURT: OKAY.

19 MR. SAYEGH: AND SHE BLOCKED THE PHONES TO CALL.

20 THE COURT: SIR, I GOT THAT. THAT WAS IN YOUR  
21 DECLARATION.

22 SO YOU HAVEN'T SEEN YOUR CHILDREN. YOU  
23 SAW THEM TWO WEEKS AGO AND BEFORE THAT YOU HADN'T  
24 SEEN THEM FOR OVER A MONTH?

25 MR. SAYEGH: YEAH.

26 AND I --

27 THE COURT: SO THAT TAKES US TO SEPTEMBER.

28 FROM JANUARY TO SEPTEMBER -- WHAT WAS THE

1 ARRANGEMENTS WITH YOU AND THE CHILDREN?

2 MR. SAYEGH: WE -- FIRST MIA AND NUHA LIVED  
3 TOGETHER. AND THEN, BECAUSE WE'RE DISPLACED FROM THE  
4 FIRES -- I WENT BACK INTO ALTADENA ABOUT FOUR MONTHS AGO  
5 TO GET A BAG TOGETHER. AND SHE REMAINED DOWN THERE IN  
6 TEMPLE CITY.

7 I HAD THE KIDS FRIDAY, SATURDAY, SUNDAY.

8 I DROPPED THEM OFF ON SCHOOL MONDAY. SHE WOULD PICK  
9 THEM UP OF AFTER SCHOOL ON MONDAY UNTIL CLASS ENDED  
10 ON FRIDAY.

11 THE COURT: SO YOU WOULD HAVE WHICH WEEKENDS?

12 MR. SAYEGH: EVERY WEEKEND.

13 THE COURT: SO YOU WOULD HAVE FROM JANUARY TO  
14 SEPTEMBER. THE ARRANGEMENTS WERE THAT YOU WOULD HAVE  
15 THE CHILDREN EVERY WEEKEND FROM FRIDAY AFTER SCHOOL?

16 MR. SAYEGH: YES.

17 THE COURT: FRIDAY NIGHT, SATURDAY, SUNDAY, AND  
18 THEN DROP THEM OFF MONDAY AT SCHOOL?

19 MR. SAYEGH: YES.

20 THE COURT: HOW LONG HAD THAT ARRANGEMENT BEEN IN  
21 PLACE?

22 MR. SAYEGH: SEVEN MONTHS, EIGHT MONTHS.

23 THE COURT: MA'AM, DO YOU AGREE THAT WAS THE  
24 ARRANGEMENT BETWEEN THE PARTIES.

25 MS. SAYEGH: NOT EXACTLY.

26 I WOULD GET THEM MOST OF THE TIME MONDAY  
27 THROUGH FRIDAY. THERE WOULD BE WEEKENDS MAYBE ONCE  
28 A MONTH THAT HE WOULD DROP THEM OFF ON SCHOOL

1 MONDAY. AND THIS ONLY HAPPENED ONLY FOR MAYBE A  
2 MONTH, TWO MONTHS -- YEAH, GIVE OR TAKE. MONTH OR  
3 TWO MONTHS.

4 THE COURT: SO YOU'RE SAYING THAT.

5 MS. SAYEGH: FOR THE WHOLE MONTH, WE TRIED IT OUT.  
6 SEE WHAT HAPPENS. THE SECOND MONTH I ENROLLED THEM TO  
7 PASADENA UNIFIED BECAUSE MY DAUGHTER WANTED TO --

8 THE COURT: I'M NOT ASKING ABOUT THAT. I'M ASKING  
9 ABOUT HOW OFTEN THEY SAW THE RESPONDENT?

10 MS. SAYEGH: ON THE WEEKENDS AND THROUGH THE  
11 WEEKDAYS. HE WOULD POP UP AND HANG OUT LIKE REGULAR  
12 PEOPLE.

13 MR. KOLODJI: YOUR HONOR, JUST TO CLARIFY.  
14 RESPONSE -- THE REQUEST FOR DISSOLUTION MARRIAGE  
15 FILED -- WE INDICATED THE SEPARATION WAS JUNE 8TH 2025.

16 THE COURT: UH-HUH.

17 MR. KOLODJI: WHICH IS I BELIEVE WE ARE -- WHEN  
18 THIS DIVIDING LINE OCCURRED IN TERMS OF THIS SHARED  
19 ARRANGEMENT --

20 THE COURT: YOU SAID THERE'S EVIDENCE YOU WERE  
21 DEALING WITH ABUSE. SO WHAT IS YOUR CURRENT SOBRIETY?

22 MS. SAYEGH: ABOUT THREE OR FOUR YEARS, NOW.

23 THE COURT: I'M GOING TO ASK THE RESPONDENT THE  
24 SAME QUESTION. WHAT TYPE OF CUSTODY ARRANGEMENT ARE YOU  
25 ASKING FOR, AND WHY IS THAT IN THE BEST INTEREST OF  
26 JORDAN AND MIA.

27 YOU'RE ASKING FOR WHAT TYPE OF VISITATION?

28 MS. SAYEGH: I'M BEEN A STAY-AT-HOME MOM MOST OF --

1 SINCE I CAN REMEMBER UNTIL NOW. AND I HAVE QUICK LITTLE  
2 GIGS. I'M A CHEF. AND I NOW WORK AT RECOVERY COMPASS  
3 WHICH IS --

4 THE COURT: HOW OFTEN SHOULD THE MINORS -- AND I'M  
5 GOING TO AS RESPONDENT. WHAT TYPE VISITATION ARE YOU  
6 ASKING FOR WITH KIDS WITH RESPONDENT?

7 I'M GOING TO ASK YOU THE SAME QUESTION IN  
8 A MOMENT SIR.

9 MS. SAYEGH: I'LL GIVE HIM --

10 THE COURT: NOT "WHAT I'LL GIVE YOU." YOU CAN TELL  
11 ME WHAT YOU SUGGEST.

12 MS. SAYEGH: I MEAN I WANT THE FATHER TO BE IN THE  
13 KIDS' LIVES AS MUCH AS POSSIBLE. BUT I DO TAKE CARE OF  
14 THEM FULLY. I NURTURE THEM.

15 THE COURT: SO YOU'RE ASKING FOR EVERY WEEKEND WITH  
16 THE DAD? WHAT ARE YOU ASKING FOR?

17 DON'T LOOK AT YOUR LAWYER. LOOK AT ME.

18 MS. SAYEGH: BECAUSE THE KIDS LOVE THEIR DAD, YOU  
19 KNOW.

20 THE COURT: OKAY.

21 SIR, WHAT ARE YOU ASKING FOR IN TERMS OF  
22 VISITATION?

23 MR. SAYEGH: I'LL PICK THEM UP FROM SCHOOL ON  
24 FRIDAYS. I'LL PICK THEM UP FROM SCHOOL, AND I'LL COME  
25 DROP THEM OFF AT SCHOOL ON MONDAY.

26 THE COURT: EVERY WEEK?

27 DOES THAT WORK FOR YOU, MA'AM? YOU CAN GO  
28 --

1 MS. SAYEGH: THERE WILL BE WEEKENDS THAT I WOULD  
2 LIKE TO HAVE --

3 THE COURT: IT'S UNUSUAL FOR ME TO GIVE ALL THE  
4 WEEKENDS TO ONE PARENT.

5 MR. SAYEGH: IF SHE WANTS ONE, SHE ABSOLUTELY CAN.  
6 MORE THAN HAPPY. IF SHE HAS SOMETHING TO DO,  
7 ABSOLUTELY. WE ALWAYS HAD THAT TYPE OF RELATIONSHIP.  
8 IF SHE NEEDS ME TO TAKE THE KIDS DURING THE WEEK --  
9 WHATEVER THE CASE MAY BE. I DON'T FORESEE THAT BEING AN  
10 ISSUE.

11 THE COURT: GO AHEAD, MA'AM.

12 MS. SAYEGH: NO.

13 THAT'S --

14 THE COURT: OKAY.

15 ANYTHING -- SO YOU'VE TESTIFIED YOU'RE  
16 DEALING WITH SOBRIETY. ANYTHING I SHOULD KNOW ABOUT  
17 THE RESPONDENT OTHER THAN WHAT'S TESTIFIED ABOUT THE  
18 ABUSE BETWEEN THE TWO OF, ABOUT HIS RELATIONSHIP  
19 WITH THE CHILDREN, YOU BELIEVE THE CHILDREN ARE SAFE  
20 WITH THEM?

21 MS. SAYEGH: YES.

22 THE COURT: HOW FAR DO YOU LIVE AWAY --

23 MR. SAYEGH: I LIVE IN ALTADENA. I DON'T KNOW  
24 WHERE SHE LIVES.

25 THE COURT: WHAT CITY?

26 MR. SAYEGH: TEMPLE CITY.

27 THE COURT: WHENEVER THERE'S ONE PARENT WHO'S  
28 LIVING WITH THE CHILDREN AND THE OTHER PARENT HAS

1 WEEKENDS, TYPICALLY WHAT I DO WHEN BOTH PARENTS -- IT'S  
2 GOOD FOR THE MINORS TO HAVE THOSE PARENTS INVOLVED TO  
3 HAVE MIDWEEK VISITS -- LIKE EVERY TUESDAY, TAKE THEM  
4 OUT, TAKE THEM TO DINNER. IS THAT SOMETHING YOU'D BE  
5 INTERESTED IN?

6 MR. SAYEGH: ABSOLUTELY.

7 THE COURT: WHAT DAY OF THE WEEK WOULD YOU BE  
8 ASKING FOR? ONE OR TWO? AND I'LL TALK TO THE  
9 PETITIONER. AT LEAST ONE DAY A WEEK BECAUSE YOU'RE ONLY  
10 SEEING THEM ON THE WEEKENDS.

11 MR. SAYEGH: WEDNESDAY ARE PRETTY GOOD BECAUSE WE  
12 LIKE TO HAVE -- MONDAYS ARE GREAT TOO BECAUSE THEY'RE  
13 HALF DAY. WHATEVER SHE'S HAPPIER WITH.

14 MR. KOLODJI: YOUR HONOR, IF WE'RE GOING TO DO  
15 MIDWEEKS, MAYBE WE SHOULD DO ALTERNATING WEEKEND  
16 SCHEDULE.

17 THE COURT: LET'S FIRST START WITH -- I'M LISTENING  
18 TO THE PARTIES. AND THE PARTIES ARE FINE WITH THIS?

19 MR. SAYEGH: I WOULD LIKE MONDAYS BECAUSE THEY HAVE  
20 HALF-OFF DAYS.

21 THE COURT: MONDAYS FINE WITH YOU?

22 MS. SAYEGH: EVERY MONDAY?

23 THE COURT: MONDAY IS FINE, BUT WHEN YOU HAVE THEM  
24 ON THE WEEKEND SOMETIMES --

25 MR. SAYEGH: I'LL TAKE A WEDNESDAY THEN.

26 THE COURT: THIS WILL BE EVERY WEDNESDAY YOU'LL  
27 PICK UP THE KIDS FROM SCHOOL -- TALK ABOUT WHERE THE  
28 LOCATION WILL BE. AND THE KIDS ARE 6 AND 13. SO YOU'VE

1 GOT TO DROP THEM OFF SAY 6:00 OR 7:00 P.M.

2 WHAT'S IS OKAY WITH YOU?

3 MR. SAYEGH: THAT'S FINE.

4 8:00 P.M.?

5 THE COURT: NO. NO. THEY CAN'T DO 8:00 BECAUSE  
6 THEY HAVE TO GO BACK.

7 WHAT TIME DO THEY GET OUT OF SCHOOL?

8 MR. SAYEGH: THEY GET OUT AT 3:30.

9 THE COURT: SO 3:30 TO WE'LL SAY 6:00. THAT'S TWO  
10 AND A HALF HOURS TO TAKE THEM TO SHAKEY'S, TAKE THEM TO  
11 THE PARK, TAKE THEM TO YOUR HOUSE, TAKE THEM WHEREVER.  
12 SO WE'LL SAY 6:30. SO THAT'S THREE HOURS. THAT'S EVERY  
13 WEDNESDAY DAD PICK-UP FROM SCHOOL.

14 AND WHERE'S THE DROP-OFF? IS IT GOING TO  
15 BE THE POLICE STATION, OR IS IT GOING TO BE  
16 RESIDENCE? WHERE ARE YOU ASKING THE DROP-OFF TO BE?

17 MS. SAYEGH: WHICHEVER RESIDENCE WE END UP STAYING  
18 AT.

19 THE COURT: DOES THAT WORK FOR YOU, SIR?

20 MR. SAYEGH: YES.

21 THE COURT: I'LL PUT IN WEEKENDS WITH DAD BUT THE  
22 MOTHER COULD HAVE ONE WEEKEND PER MONTH. AND TELL THE  
23 DAD A WEEK IN ADVANCE THAT THAT WEEKEND THAT YOU'RE  
24 GOING TO KEEP THE KIDS.

25 DOES THAT MAKE SENSE?

26 MS. SAYEGH: YES.

27 THE COURT: AND THAT ALSO WORKS FOR YOU?

28 MR. SAYEGH: YES.

1           THE COURT: CAN YOU DO THE HOLIDAY SCHEDULE?  
2 PARTIES CAN MEET AND CONFER ABOUT THE HOLIDAY SCHEDULE?  
3           MS. SAYEGH: I DON'T KNOW.  
4           THE COURT: TELL ME A LITTLE BIT MORE ABOUT YOUR  
5 SOBRIETY. YOU SAID THREE YEARS SOBER. DO YOU HAVE A  
6 RESPONSOR? DO YOU HAVE --  
7           MS. SAYEGH: I DO. I HAVE EVERYTHING, YEAH.  
8           THEY JUST DRUG TESTED ME TOO.  
9           THE COURT: YOU'RE STILL GETTING TESTED?  
10          MS. SAYEGH: NO.  
11          D.C.F.S. ENDED UP CLOSING THIS CASE. AND  
12 SHE DRUG TESTED ME. OF COURSE, NOTHING.  
13          THE COURT: BUT THERE'S NO ISSUES WITH DAD, NO DRUG  
14 --  
15          MR. SAYEGH: I BELIEVE SHE'S CURRENTLY SOBER.  
16          THE COURT: AND YOU'RE EMPLOYED, SIR? YOU HAVE A  
17 JOB?  
18          MS. SAYEGH: I AM KIND OF -- BECAUSE OF MY  
19 SUSPENSION, I'M KIND OF DOING MARKETING FOR A LAW FIRM  
20 CURRENTLY.  
21          THE COURT: NO DRUGS, NO ISSUES WITH YOU AND DRUGS?  
22          MR. SAYEGH: NO, YOUR HONOR.  
23          I JUST TOOK A DRUG TEST.  
24          THE COURT: SO FOR THOSE FACTORS, IT SEEMS LIKE THE  
25 3044 WOULD BE REBUTTED BECAUSE EVEN THOUGH I BELIEVE  
26 YOUR CLIENT HAS DEMONSTRATED BY THE EVIDENCE THAT THE  
27 RESPONDENT HAS ANGER ISSUES, WHEN HE GETS VIOLENT HE  
28 INFILCTS INJURIES AGAINST PETITIONER -- I DON'T SEE

1 EVIDENCE OF HIM BEING A DANGER WITH THE CHILDREN. HE --  
2 YOUR CLIENT HAS A HISTORY OF DRUGS. AND I'M GLAD THAT  
3 SHE'S SOBER. BUT IT SEEMS LIKE THE FATHER SHOULD HAVE  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY OF THE MINORS  
5 BASED ON THOSE FACTS.

6 MR. KOLODJI: YOUR HONOR, WE WOULD REQUEST JOINT --  
7 SOLE LEGAL CUSTODY IN THIS CASE. BECAUSE I THINK THAT  
8 IT HASN'T BEEN ENOUGH TIME TO REBUT 3044. HE LITERALLY  
9 DID THESE INCIDENTS --

10 THE COURT: YOU'RE SAYING UNDER 3044(B) -- AND I  
11 WOULD HAVE TO MAKE A FINDING UNDER 3044(B) THAT YOU  
12 REBUTTED WHICH BASICALLY GIVES A LIST OF THINGS TO DO OR  
13 THINGS FOR THE COURT TO CONSIDER LIKE ENROLLING IN A  
14 DOMESTIC VIOLENCE PROGRAM, LIKE COMPLETING AN ANGER  
15 MANAGEMENT PROGRAM. SO I UNDERSTAND WHAT COUNSEL IS  
16 SAYING IS THAT IT'S A LITTLE BIT TOO SOON. BUT IT  
17 APPEARS THAT THAT'S THE ROAD THAT I SEE THIS GOING ON AS  
18 LONG AS THERE'S NO MORE ABUSE THAT YOU WOULD REBUT THE  
19 PRESUMPTION SO THE GOAL WOULD BE JOINT PHYSICAL JOINT  
20 LEGAL. BUT I AGREE, COUNSEL, WE'RE NOT THERE YET.

21 AND I WOULD REQUEST THAT YOU ENROLL AND  
22 COMPLETE A 52-WEEK ANGER MANAGEMENT PROGRAM, D.V.C.  
23 PROGRAM. ONCE YOU ENROLL IN THAT PROGRAM AND YOU  
24 TAKE FOUR TO FIVE CLASSES, AND YOU SHOW THAT PROOF  
25 AND THERE'S NO OTHER INCIDENTS I THINK THAT WOULD  
26 REBUT THE 3044.

27 WHAT WE'LL DO, SIR, I'M GOING TO ISSUE A  
28 RESTRAINING ORDER FOR THREE YEARS. THAT'S GOING TO

1 EXPIRE OCTOBER 15TH 2028, AT MIDNIGHT. I'M NOT  
2 GOING TO INCLUDE THE MINORS AS PROTECTED PARTIES.

3 I AM GOING TO ORDER THAT YOU NOT HARASS,  
4 ATTACK, STRIKE, THREATEN, ASSAULT, HIT, FOLLOW,  
5 STALK, MOLEST, DESTROY THE PERSONAL PROPERTY,  
6 SURVEILLANCE, IMPERSONATE, BLOCK THE MOVEMENTS,  
7 ANNOY BY PHONE OR ANY ELECTRONIC MEANS, DISTURB THE  
8 PEACE OF THE PETITIONER. YOU'RE TO HAVE NO CONTACT  
9 WITH THE PETITIONER EXCEPT BRIEF AND PEACEFUL  
10 CONTACT TO COMMUNICATE ABOUT YOUR CHILDREN OR HAVE  
11 CONTACT WITH HER FOR COURT ORDERED VISITS AND  
12 CONTACTS.

13 SO THE ONLY TIME YOU'RE COMMUNICATING WITH  
14 THE PETITIONER WILL BE THROUGH O.F.W.

15 HAVE THE PARTIES ALREADY ENROLLED IN OUR  
16 FAMILY WIZARD?

17 I'M GOING TO ORDER THAT THE PARTIES ENROLL  
18 IN OUR FAMILY WIZARD AND COMMUNICATE ONLY FOR THE  
19 KIDS. ONLY FOR THE KIDS. OTHERWISE YOU'RE TO STAY  
20 100 YARDS AWAY FROM HER, HER HOUSE, HER JOB, AND HER  
21 CAR. SHE MAY RECORD ANY COMMUNICATIONS MADE BY YOU  
22 THAT VIOLATE THIS ORDER.

23 I'M GOING TO ORDER THAT YOU ENROLL AND  
24 COMPLETE THE 52-WEEK BATTERER'S INTERVENTION  
25 PROGRAM.

26 AND SIR, WHAT I'M GOING TO DO IS I'M GOING  
27 TO BRING YOU BACK IN THREE MONTHS. AND HERE'S THE  
28 PURPOSE OF THAT. IF YOU HAVE ENROLLED IN AND

1 COMPLETED AT LEAST FIVE CLASSES AND THERE'S NO OTHER  
2 INCIDENTS, THEN I'LL LIKELY MAKE A FINDING THAT YOU  
3 HAVE REBUTTED THE PRESUMPTION IN 3044 AND GIVEN  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY. SO ENROLL  
5 IN THE PROGRAM. IF NO INCIDENTS, JOINT LEGAL/JOINT  
6 PHYSICAL.

7 MR. SAYEGH: WHAT WAS THE RETURN DATE?

8 THE COURT: LET'S PICK THAT NOW.

9 MR. KOLODJI: AND YOUR HONOR, WE WOULD ALSO -- WE  
10 REQUESTED CHILD SUPPORT, SPOUSAL SUPPORT, AND ALSO  
11 ATTORNEY'S FEES. I'VE FILED ATTORNEY'S FEES ON THE  
12 SEPARATE MOTION. SHE FILED AN INCOME AND EXPENSE  
13 DECLARATION WITH THIS COURT INDICATING THEIR RENT IS  
14 5600 AND INDICATES 5500 SO SHE NEEDS --

15 THE COURT: I HAVE TO SEE HIS FL 150.

16 MR. KOLODJI: YOUR HONOR, WHAT I DO HAVE IS  
17 ATTACHED TO THE SUPPLEMENTAL DECLARATION HE --

18 THE COURT: SO FIRST LET ME GET THE RETURN DATE,  
19 AND THEN WE'LL TALK ABOUT THAT.

20 WHAT ABOUT JANUARY 7TH?

21 DOES THAT WORK FOR EVERYBODY'S CALENDAR?

22 YOU SAID THE JANUARY 14. 52-WEEK PROGRAM,  
23 COMPLETE AT LEAST FOUR CLASSES. IF YOU DO THAT AND  
24 NO INCIDENCES, IT WILL BE JOINT LEGAL AND JOINT  
25 PHYSICAL.

26 IN TERMS OF SUPPORT -- SO WHENEVER THERE'S  
27 A REQUEST FOR SUPPORT, I NEED TO HAVE THE FINANCIALS  
28 OF THE PARTIES, I HAVE THE PETITIONER'S FL 150. I

1 DON'T HAVE THE RESPONDENT'S. I CAN'T MAKE AN ORDER  
2 WITHOUT HIS DECLARATION. I CAN BRING HIM BACK  
3 EARLIER BUT --

4 SIR, THE REQUEST GOES BACK RETROACTIVELY  
5 TO THE DATE OF THE REQUEST; SO AS SOON AS THERE'S A  
6 DISPARITY OF INCOME --

7 ARE THESE PROVISIONS FOR PREVAILING ON A  
8 D.V.R.O.? GUIDELINE SUPPORT?

9 MR. KOLODJI: THE ATTORNEY'S FEES REQUEST IS ON THE  
10 WAY TO -- IT HAS TO BE FILED SEPARATELY, YOUR HONOR.

11 AS MY EXHIBIT G, I ATTACHED INFORMATION --  
12 AND I CAN PULL UP OUT EMAIL -- THAT RESPONDENT'S --  
13 AS PROOF OF INCOME FOR HIS -- FOR HER LEASE. AND IF  
14 YOU ADD UP THE MONEY THAT HE GOT OVER THESE FOUR  
15 MONTHS, IT COMES OUT TO \$48,000, A MONTH. I GUESS  
16 \$100,000 --

17 THE COURT: I NEED HIS FL 150. I'M NOT GOING TO  
18 RELY ON THAT. THAT MIGHT BE SUPPLEMENTAL TO RELY ON,  
19 BUT I NEED YOU TO HAVE A CHANCE TO FILE YOUR FL 150 --

20 MR. SAYEGH: I HAVE COUNSEL FOR THE DISSOLUTION.

21 WE'LL MEET AND CONFER.

22 MR. KOLODJI: BETWEEN NOW AND JANUARY, HE AT LEAST  
23 CAN TAKE -- AS PART OF OUR REQUEST THAT HE PAY THE  
24 RENT -- SO IF HE CAN AT LEAST PAY THE RENT AND THE CAR  
25 PAYMENT.

26 THE COURT: WHAT IS THE RENT AND CAR PAYMENT?

27 MR. SAYEGH: HE PAYS THE CAR PAYMENT. RENT WAS  
28 5500. I HAVE THE INVOICE RIGHT HERE.

1           THE COURT: I'M NOT GOING TO MAKE THAT ORDER. YOU  
2 CAN COME BACK BEFORE JANUARY AND I CAN HAVE THE  
3 RESPONDENT FILE HIS FL 150. AND WE CAN COME BACK IN A  
4 MONTH. SO I'M NOT GOING TO MAKE AN ORDER FOR HIM TO PAY  
5 5500 OR ANY OTHER AMOUNT. YOU CAN MEET AND CONFER.

6           MR. SAYEGH: I'LL CONTINUE PAYING HEALTH INSURANCE.  
7 I'LL CONTINUE PAYING HER CAR INSURANCE. I'LL CONTINUE  
8 PAYING HER CAR PAYMENT. AND I'LL CONTINUE PAYING HER  
9 CELLPHONE.

10          THE COURT: DOES THAT WORK UNTIL JANUARY?

11          MS. SAYEGH: NOT UNTIL JANUARY.

12          THE COURT: SO WE'LL COME BACK -- SO I WON'T HAVE  
13 YOU WAIT UNTIL JANUARY. WHAT I'LL DO IS FOR THAT  
14 PORTION, SIR, YOU'RE GOING TO BE ORDERED TO FILE AND  
15 SERVE AN FL 150. THAT'S AN INCOME AND EXPENSE  
16 DECLARATION. THAT'S THE FINANCIAL DOCUMENT I NEED FROM  
17 YOU BEFORE I'M ABLE TO MAKE ANY AWARD EITHER FOR  
18 ATTORNEY'S FEES OR FOR SUPPORTS -- WHETHER IT'S CHILD OR  
19 SPOUSAL SUPPORT. I CAN BRING THE PARTIES BACK FOR THAT  
20 ON NOVEMBER 19TH OR ON NO 26TH.

21          MR. SAYEGH: I'LL TAKE THE 25TH.

22          THE COURT: 2 6. 2 6.

23          MR. SAYEGH: 2 6. I'LL TAKE THE 26TH.

24          MR. KOLODJI: I HAD THE SAME THOUGHT ESSENTIALLY IN  
25 OUR MOVING PAPERS ASKED FOR POSSESSION OF THE HOUSE,  
26 WHICH SOLVES THIS PROBLEM AND I JUST WANT TO INQUIRE OF  
27 MY CLIENT --

28          THE COURT: WE'RE NOT GOING TO SOLVE IT NOW.

1 SO NOVEMBER 19TH FOR THE REMAINING ISSUES  
2 REQUESTED BY THE PETITION. SO I'LL SEE THE PARTIES  
3 ON 11/19 AT 8:30. AND THAT'S FOR THE ISSUE OF  
4 PROPERTY CONTROL AND SUPPORT AND ATTORNEY'S FEES.  
5 THE RESPONDENT IS ORDERED TO FILE AND SERVE AN FL  
6 150 FOR THAT DATE.

7 ALL RIGHT.

8 I'M SEE EVERYONE ON NOVEMBER 19TH.

9 SIR, WAIT IN THE HALLWAY. YOU'LL BE  
10 SERVED WITH THE RESTRAINING ORDER.

11 (WHEREUPON, THE ABOVE PROCEEDINGS CONCLUDED.)

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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4  
5 FAHED SAYEGH, )  
6 )  
7 PETITIONER, )  
8 VS. ) RPT'S CERT.  
9 ) CASE NO.  
NUHA SAYEGH, ) 25PDRO01260  
RESPONDENT. )  
10 \_\_\_\_\_ )  
11

12 I HEREBY CERTIFY THAT ON THE 15TH DAY OF  
13 OCTOBER, 2025, I, TOSHA TOWNSEND, CSR #9156,  
14 OFFICIAL REPORTER OF THE ABOVE ENTITLED COURT, WAS  
15 ASSIGNED AS SHORTHAND REPORTER TO REPORT THE  
16 TESTIMONY AND PROCEEDINGS CONTAINED IN THE  
17 TRANSCRIPT HEREIN; AND DID ACT AS SUCH REPORTER;  
18 THAT THE FOREGOING IS A TRUE AND CORRECT  
19 TRANSCRIPTION OF MY SAID NOTES, AND A FULL, TRUE AND  
20 CORRECT STATEMENT OF SAID TESTIMONY AND PROCEEDINGS.

21  
22 *Tosha Townsend*  
23 

---

TOSHA TOWNSEND, CSR. #9156  
OFFICIAL REPORTER  
24  
25  
26  
27  
28

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4 -000-

5 FAHED SAYEGH, )  
6 PETITIONER, )  
7 VS. ) CASE NO.  
8 NUHA SAYEGH, ) 25PDRO01260  
9 RESPONDENT. )  
10 \_\_\_\_\_ )  
11

12 REPORTER'S TRANSCRIPT OF PROCEEDINGS  
13 OCTOBER 15, 2025  
14

15 APPEARANCES:

16 FOR THE PETITIONER: KIRK A. KOLODJI  
17 ATTORNEY AT LAW  
18

19 FOR THE RESPONDENT: IN PROPRIA PERSONA  
20  
21

22  
23 REPORTED BY: TOSHA TOWNSEND, C.S.R. 9156  
24 OFFICIAL REPORTER  
25  
26

27 ORIGINAL  
28

1  
2                   I N D E X  
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## 5                   INDEX OF WITNESSES

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I N D E X

EXHIBITS

PETITIONER'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

(NONE OFFERED)

RESPONDENT'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

2	(DOCUMENT)	31		
I-2	(DOCUMENT)	47		
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4	(DOCUMENT)	70		

1 CASE: 25PDRO01260  
2 CASE NAME: FAHED SAYEGH VS. NUHA SAYEGH  
3 PASADENA, CA WEDNESDAY, OCTOBER 15, 2025  
4 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE  
5 REPORTER: TOSHA TOWNSEND, CSR #9156  
6 TIME: MORNING SESSION  
7  
8

9 APPEARANCES:

10 THE PETITIONER, FAHED SAYEGH, WAS PRESENT  
11 AND SELF-REPRESENTED; RESPONDENT, NUHA  
12 SAYEGH, WAS PRESENT AND REPRESENTED BY  
13 KIRK A. KOLODJI, ATTORNEY AT LAW.

14

15 THE COURT: ON NUMBER 4, WE HAVE NUHA SAYEGH.

16 OKAY.

17 HAVE A SEAT.

18 I'M NOT GOING TO SWEAR ANYBODY IN. I'M  
19 GOING TO GET INFORMATION TO SEE HOW LONG THE HEARING  
20 WILL BE SO I KNOW WHO TO CALL FIRST.

21 AND NUMBER 4 THIS WAS A D.V.R.O. REQUEST  
22 FOR PREVENTION FILED BY THE PETITIONER ON  
23 SEPTEMBER 9. T.R.O. GRANTED ON SEPTEMBER 10.  
24 MINORS WERE EXCLUDED.

25 I REVIEWED THE RESPONSE FILED BY THE  
26 RESPONDENT ON SEPTEMBER 12TH. BASICALLY SAYING IT'S  
27 ALL MADE UP; THIS IS RETALIATION.

28 I'VE READ THE NARRATIVES WHICH GAVE A

1 CHRONOLOGY. AND THERE WAS A SUPPLEMENTAL  
2 DECLARATION WITH SOME PHOTOGRAPHS ALSO FILED ON  
3 OCTOBER 8TH.

4 AND THEN NO. 5 -- ON NO. 5, THAT'S WHEN  
5 YOU ARE THE RESPONDENT.

6 AND I'VE READ YOUR REQUEST FOR D.V.  
7 PREVENTION ON SEPTEMBER 12TH.

8 SO JUST GIVE ME A TIME ESTIMATE.

9 FIRST, BOTH PARTIES READY TO PROCEED ON  
10 BOTH?

11 MR. KOLODJI: WE ARE, YOUR HONOR.

12 MR. SAYEGH: WE ARE.

13 THE COURT: OKAY.

14 MR. SAYEGH: ON BEHALF OF THE RESPONDENT, SLASH,  
15 PETITIONER.

16 THE COURT: AND WHAT'S THE TIME ESTIMATE?

17 MR. KOLODJI: WELL --

18 THE COURT: HOW MUCH TIME DO YOU NEED TO PRESENT  
19 YOUR EVIDENCE?

20 MR. KOLODJI: I PROBABLY WILL NEED AN HOUR AND A  
21 HALF OR AN HOUR.

22 THE COURT: I'VE READ THE DECLARATION. SO ASSUMING  
23 YOU DON'T HAVE TO REPEAT EVERYTHING IN THE DECLARATION  
24 --

25 MR. KOLODJI: WE CAN DO IT IN AN HOUR.

26 THE COURT: ABOUT AN HOUR.

27 SIR, HOW MUCH TIME DO YOU NEED TO PRESENT?

28 MR. SAYEGH: TWO HOURS.

1           THE COURT: I DON'T NEED TWO HOURS ON THIS. IT'S  
2 JUST YOU AS THE WITNESS.

3           MR. SAYEGH: I HAVE TWO OTHER WITNESSES.

4           THE COURT: WHO ARE THE WITNESS, AND TELL ME WHAT  
5 THE OFFER OF PROOF IS?

6           MR. SAYEGH: ARKEL SAMERA, S-A-M-E-R --

7           THE COURT: -- A.

8           M-E-R-A. AND HER LAST NAME SAMERA?

9           MR. SAYEGH: A-R-K-E-L.

10          THE COURT: AND WHAT WILL MS. ARKEL TELL ME THAT'S  
11 RELEVANT TO THESE TWO -- WELL, THESE TWO REQUESTS?

12          MR. SAYEGH: SURE.

13          NUMBER ONE, SHE WAS THE PERCIPIENT WITNESS  
14 WHEN, MIA SAYEGH WAS SPOKEN TO WITH ME, WHO WAS OUR  
15 MINOR. AND IN THAT CONVERSATION, WE FILED A SEALED  
16 DECLARATION. AND THE CONTEXT OF THAT IS THAT MRS.  
17 SAYEGH HAD COACHED HER INTO LYING ABOUT WITNESSING.  
18 THE AUGUST 26TH EVENT; SHE HAD COACH HER AND HER SON  
19 TO LIE TO D.C.F.S. ABOUT ADDITIONAL ABUSE AND CHILD  
20 ABUSE.

21          THE COURT: SO THE OFFER OF PROOF IS THIS WITNESS  
22 WATCHED OR HAS FIRSTHAND KNOWLEDGE OF THE PETITIONER  
23 COACHING THE MINORS?

24          MR. SAYEGH: NO, YOUR HONOR.

25          SINCE THE MINOR IS NOT HERE, SHE WAS THERE  
26 WHEN THE MINOR CONFESSED TO --

27          THE COURT: THAT'S ALL HEARSAY.

28          MR. SAYEGH: OKAY.

1           THE COURT: IT'S AN OUT-OF-COURT STATEMENT THAT  
2 YOU'RE ASKING THE COURT TO ADMIT FOR THE TRUTH OF THE  
3 MATTER.

4           SO WHAT ELSE?

5           MR. SAYEGH: THE SECOND --

6           THE COURT: JUST SO WE'RE CLEAR, JUST SO WE'RE  
7 CLEAR BECAUSE THERE'S RULES FOR THE HEARINGS. SO  
8 PERCIPIENT WITNESSES -- THESE ARE WITNESSES WHO HEARD,  
9 SAW, CAN COME TO COURT, CAN BE SWORN IN -- "THIS IS WHAT  
10 I HEARD. THIS IS WHAT I SAW." PERCIPIENT WITNESSES.

11           CHARACTER EVIDENCE IS INADMISSIBLE. SO,  
12 FOR EXAMPLE, "THAT PARTY IS A LIAR. THAT PARTY HAS  
13 A CHARACTERISTIC OF DISHONESTY; SO THEY'RE PROBABLY  
14 DISHONEST." SO NO, THAT'S OUT.

15           SOAP PERCIPIENT WITNESSES ARE WITNESSES  
16 THAT ACTUALLY SAW SOMETHING.

17           IS MS. ARKEL A PERCIPIENT WITNESS TO ANY  
18 OF THE ALLEGED ACTS OF ABUSE? ALLEGED AT THE TIME  
19 OF ABUSE SEPTEMBER 8TH, SEPTEMBER 24?

20           SO YES? NO?

21           MR. SAYEGH: YES, YOUR HONOR.

22           THE COURT: TO WHAT?

23           MR. SAYEGH: THE SECOND WOULD BE ALIBI ON THE  
24 AUGUST 26TH DATE BECAUSE SHE WAS WITH ME.

25           AND IF I MAY READDRESS --

26           THE COURT: AN ALIBI MEANING YOU WEREN'T PRESENT  
27 DURING THE ALLEGED ABUSE?

28           MR. SAYEGH: NOT THE ALLEGED ABUSE BUT THE ABSENCE

1 OF MYSELF.

2 THE COURT: I DON'T NEED TO HEAR FROM ARKEL.

3 MR. SAYEGH: MAY I READDRESS THE MINOR?

4 THE COURT: WE'RE GOING TO START WITH THE  
5 WITNESSES, AND THEN IF THERE'S A -- I'LL GIVE YOU A  
6 CHANCE AFTER YOU TESTIFY TO SEE IF I NEED SOMEBODY. BUT  
7 I'M NOT HEARING ANYTHING ABOUT ARKEL.

8 MR. SAYEGH: THIS IS AS FAR AS THE PETITIONER'S  
9 MOVING PAPERS -- AS FAR AS MY D.V.R.O.

10 THEN I WOULD LIKE TO ATTEST HOW THOSE  
11 WITNESSES WOULD BECOME APPLICABLE BECAUSE NEITHER OF  
12 THOSE WITNESSES WITNESSED ANY ABUSE OR ASSAULT.

13 THE COURT: OBVIOUSLY, THE TWO OF YOU ARE GOING TO  
14 TESTIFY BECAUSE YOU'RE THE PARTIES. I'M SAYING IF ANY  
15 OTHER THIRD PARTY IS GOING TO TESTIFY. SO FAR I'M NOT  
16 HEARING ANYTHING TO ALLOW THEM TO TESTIFY.

17 WHO ELSE BESIDES MS. SAMERA.

18 MR. SAYEGH: I HAVE AN EXPERT DECLARATION THAT'S  
19 BEEN SUBMITTED.

20 THE COURT: THAT'S HEARSAY.

21 WHAT OTHER PERSON DO YOU HAVE? DO YOU  
22 HAVE ANOTHER PERSON WHO COULD BE SWORN IN -- SWORN  
23 IN AND THEN, SUBJECT TO CROSS-EXAMINATION? THIS IS  
24 A HEARING. SO WE NEED TO HAVE WITNESSES HERE IN  
25 COURT TO BE SWORN IN, OFFER TESTIMONY, AND SUBJECT  
26 TO CROSS. DECLARATION OUT.

27 MR. SAYEGH: AS FAR AS THOSE TWO WITNESSES, THEY  
28 WILL HAVE FIRSTHAND --

1           THE COURT: WHO'S THE OTHER ONE?

2           MR. SAYEGH: LINDA SAYEGH.

3           THE COURT: ALL RIGHT.

4           LINDA SAYEGH.

5           MR. SAYEGH: YES, YOUR HONOR.

6           THE COURT: WHAT IS SHE GOING TO TELL ME?

7           MR. SAYEGH: PETITIONER'S MOVING D.V.R.O. --

8           THEY'RE GOING TO TESTIFY OF THE ABUSE AND ONGOING ABUSE

9           THAT MRS. SAYEGH HAS INFILCTED ON ME OVER THE YEARS.

10          THAT WILL HELP ESTABLISH THE ELEMENTS OF MY PROTECTIVE  
11 ORDER.

12          THE COURT: SO LINDA SAYEGH.

13           AND WHAT IS THE RELATIONSHIP?

14          MR. SAYEGH: SHE IS MY SISTER-IN-LAW.

15          THE COURT: YOUR SISTER-IN-LAW, HER SISTER?

16          MR. SAYEGH: NO.

17           FORMALLY MARRIED TO MY BROTHER.

18          THE COURT: BROTHER'S WIFE?

19          MR. SAYEGH: YES, YOUR HONOR.

20          THE COURT: SO BROTHER'S WIFE WILL TESTIFY THAT SHE  
21 WITNESSED NUHA SAYEGH, PETITIONER -- THAT SHE WITNESSED  
22 THE PETITIONER ABUSE YOU --

23          MR. SAYEGH: IN AN ONGOING FASHION WHICH INCLUDES  
24 MULTIPLE, CONSISTENT HISTORY OF ABUSING ME THROUGH  
25 EMACULATION --

26          THE COURT: SOUNDS LIKE CHARACTER EVIDENCE. I'LL  
27 WEIGH IT, BUT SOUNDS LIKE CHARACTER EVIDENCE.

28           SO CHARACTER EVIDENCE IS: "THIS PERSON --

1 I'VE SEEN THEM VIOLENT IN PAST EVENTS. I'VE SEEN  
2 DISHONEST PAST --" SO PROBABLY, BECAUSE THEY HAVE A  
3 PROPENSITY OF THAT, THAT'S CALLED CHARACTER  
4 EVIDENCE, 1103 OR 1131 OF THE EVIDENCE CODE. IT  
5 APPLIES EVEN THOUGH YOU DON'T KNOW WHAT IT IS. SO  
6 IT SOUNDS LIKE IT'S PROBABLY JUST AN HOUR, 45  
7 MINUTES EACH. AND AFTER YOU'RE DONE, YOU CAN MAKE  
8 AN OFFER OF PROOF AT THAT POINT FOR LINDA SAYEGH AND  
9 SAMERA ARKEL. SO I HAVE A TIME ESTIMATE UNDER TWO  
10 HOURS FOR THE ENTIRE HEARING.

11 MR. KOLODJI: AND --

12 THE COURT: I JUST NEED TO GET TIME ESTIMATE. WE  
13 HAVE -- WE STILL HAVE --

14 YOU CAN STEP BACK. I'M GOING CALL ANOTHER  
15 MATTER JUST TO GET THE LENGTH OF THE HEARING SO I  
16 KNOW WHICH ONES WILL GO FIRST.

17 (WHEREUPON, THE CASE WAS RECESSED.)

18 THE COURT: SAYEGH AND SAYEGH. WE HAVE MUTUAL  
19 RESTRAINING ORDERS.

20 SO MS. NUHA IS REPRESENTED BY MR. KOLODJI,  
21 AND WE HAVE FAHED REPRESENTING HIMSELF.

22 AT THIS TIME, WE'RE GOING TO ASK THE  
23 PARTIES TO STAND UP, RAISE YOUR RIGHT HAND TO BE  
24 SWORN IN BY THE CLERK.

25 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
26 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
27 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
28 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

1 MR. SAYEGH: I DO.

2 MS. SAYEGH: I DO.

3 THE COURT: BOTH OF YOU PLEASE HAVE A SEAT.

4 THE MATTERS ARE SET HERE TODAY FOR A  
5 HEARING UNDER THE DOMESTIC VIOLENCE PREVENTION ACT.

6 ARE BOTH SIDES READY TO PROCEED?

7 STARTING WITH MR. KOLODJI, ARE YOU TO  
8 PROCEED.

9 MR. KOLODJI: WE ARE, YOUR HONOR.

10 THE COURT: MR. SAYEGH, ARE YOU READY TO PROCEED?

11 MR. SAYEGH: I AM YOUR HONOR.

12 THE COURT: SO YOU HAVE A COMPUTER. ARE YOUR NOTES  
13 ON YOUR COMPUTER? I WANT TO MAKE SURE --

14 MR. SAYEGH: I WILL TAKE NOTES ON HER  
15 CROSS-EXAMINATION THROUGH THE COMPUTER, ONLY.

16 THE COURT: YOU CAN TURN ON THE COMPUTER TO TAKE  
17 YOUR NOTES.

18 BEFORE WE BEGIN, THE COURT WILL MAKE  
19 CERTAIN ADVISEMENTS. THE PARTIES HAVE TWO CHILDREN  
20 JORDAN AND NIA.

21 MR. SAYEGH: YES, YOUR HONOR.

22 THE COURT: OKAY.

23 THE COURT INFORMS THE PARTIES THAT  
24 PURSUANT TO FAMILY CODE 3044 A PRESUMPTION ARISES  
25 AGAINST AWARDED SOLE, JOINT -- SOLE OR JOINT LEGAL  
26 OR SOLE CUSTODY OF A CHILD TO A PARENT FOUND TO HAVE  
27 COMMITTED ABUSE. SO WHAT THIS MEANS IS BOTH OF YOU  
28 HAVE ACCUSED THE OTHER OF VIOLATING THE DOMESTIC

1 VIOLENCE PREVENTION ACT. IF YOU'RE ABLE TO PROVE  
2 YOUR CLAIMS, THAT'S BY A PREPONDERANCE OF THE  
3 EVIDENCE -- IF YOU ARE, THEN THERE IS A PRESUMPTION  
4 THAT THE OTHER PARTY WOULD HAVE SOLE LEGAL, SOLE --  
5 SOLE LEGAL CUSTODY AND SOLE PHYSICAL CUSTODY.

6 NOW, THAT'S A PRESUMPTION. IT CAN BE  
7 REBUTTED. BUT THAT'S A PRESUMPTION THAT ARISES.

8 THE COURT IS GOING TO CONDUCT A SEARCH  
9 PURSUANT TO FAMILY CODE 6306 TO SEE IF EITHER PARTY  
10 HAS ANY RELEVANT CRIMINAL HISTORY.

11 GIVE ME A MOMENT TO DO THAT.

12 I HAVE NO INFORMATION THAT EITHER OF YOU  
13 HAVE ANY CRIMINAL RECORD. I HAVE REVIEWED STARTING  
14 WITH MS. NUHA'S REQUEST FOR D.V.R.O. PREVENTION.

15 MA'AM, I HAVE REVIEWED YOUR REQUEST THAT  
16 YOU FILED ON SEPTEMBER 9TH IN THAT YOU ALLEGED THE  
17 DATE OF ABUSE OF SEPTEMBER 8TH WHERE YOU  
18 CHARACTERIZED ACTIONS OF THE -- I'M NOT GOING TO SAY  
19 RESPONDENT -- OF MR. SAYEGH -- FORCE AND CONTROL  
20 MANIPULATION, GASLIGHTING, FAILURE TO RETURN THE  
21 CHILDREN AFTER A DODGER GAME, HISTORY OF VIOLENCE.  
22 I DIDN'T SEE A NARRATIVE ATTACHED. I DIDN'T SEE --  
23 AT THE END OF IT, YOU JUST TYPE IN YOUR OWN WORDS.

24 IS ALL THE INFORMATION THAT YOU INCLUDED  
25 ON THAT REQUEST FOR D.V. PREVENTION COMPLETE,  
26 THOROUGH, AND ACCURATE?

27 MS. SAYEGH: IT COULD HAVE BEEN, YEAH.

28 THE COURT: YOUR LAWYER KNOWS FAMILY LAW. HE CAN'T

1       HELP YOU WITH THE TESTIMONY. THERE'S THINGS HE CAN AND  
2       CAN'T CONTROL. HE CAN'T CONTROL THE FACTS.

3           MS. SAYEGH: OF COURSE, OF COURSE.

4           THE COURT: SO THAT WAS A QUESTION FOR YOU.

5           THAT'S WHY I DIDN'T SWEAR HIM IN BECAUSE  
6       HE'S NOT GOING TO GIVE ANY TESTIMONY.

7           SO IS EVERYTHING YOU WROTE COMPLETE AND  
8       ACCURATE?

9           MS. SAYEGH: YES.

10          THE COURT: OKAY.

11           AND SIR, I ALSO READ YOUR RESPONSE THAT  
12       YOU FILED ON SEPTEMBER 12TH WHERE YOU BASICALLY SAY  
13       THAT THE PETITIONER MAKES UP FACTS TO USE THE  
14       JUSTICE SYSTEM TO RETALIATE AGAINST YOU.

15           IS THAT CORRECT?

16          MR. SAYEGH: YES, YOUR HONOR.

17          THE COURT: AND YOU WROTE A NARRATIVE THAT STARTED  
18       ON PAGE 9 WHERE YOU BASICALLY GAVE ME A CHRONOLOGY  
19       STATEMENTS OF THE FACTS AMONG THE ACCUSATIONS: YOU  
20       STATE THAT THE PETITIONER SMOKES FENTANYL, THAT SHE HAS  
21       DOCUMENTED SUBSTANCE ABUSE, CRACK, COCAINE.

22           IS ALL THE INFORMATION THAT YOU PUT IN  
23       YOUR NARRATIVE, THAT YOU PUT IN YOUR RESPONSE THAT  
24       YOU FILED ON SEPTEMBER 12TH -- TO ALL OF THAT IS IT  
25       COMPLETE, THOROUGH, AND ACCURATE?

26          MR. SAYEGH: AS FAR AS THAT INITIAL DOCUMENT GOES,  
27       THAT IS CORRECT.

28          THE COURT: SO EVERYTHING THAT YOU WROTE IS

1 TRUTHFUL?

2 MR. SAYEGH: YES, YOUR HONOR.

3 THE COURT: YOU DIDN'T MAKE UP ANYTHING OR  
4 EXAGGERATE ANYTHING.

5 MR. SAYEGH: NO, YOUR HONOR.

6 THE COURT: SAME TO YOU, MA'AM, YOU DIDN'T MAKE UP  
7 ANYTHING OR EXAGGERATE ANYTHING?

8 MS. SAYEGH: NO.

9 THE COURT: ON THE CASE ENDING IN 01260, MA'AM, WHY  
10 DON'T YOU TELL ME --

11 MR. KOLODJI: YOUR HONOR, BEFORE WE DO THAT. WE  
12 CAN ALSO HAVE HER AFFIRM HER STATEMENTS MADE IN THE  
13 OCTOBER 8TH SUPPLEMENTAL DECLARATION?

14 THE COURT: OKAY.

15 MA'AM, I DID RECEIVE A SUPPLEMENTAL  
16 DECLARATION ON OCTOBER 8TH THAT ALSO CONTAINED A  
17 NUMBER OF PHOTOGRAPHS.

18 IS ALL THE INFORMATION THAT YOU STATED IN  
19 THAT --

20 MS. SAYEGH: YES.

21 THE COURT: -- TRUE IS ACCURATE?

22 OKAY.

23 SO MR. KOLODJI, YOU WANT TO WALK  
24 THROUGH -- TYPICALLY, I VOIR DIRE THE PARTIES TO  
25 GIVE A GENERAL IDEA THOSE REPRESENTED BY COUNSEL.

26 USUALLY, IF THERE'S A LAWYER, THEY KNOW  
27 THE CASE BETTER THAN I DO. THEY NOT ONLY READ THE  
28 DECLARATIONS AND LOOK AT THE EXHIBITS BUT THEY TALK

1 TO THE PARTIES AND ARE A BIT MORE FAMILIAR TO THE  
2 CASE. I'M GOING TO ASK THAT YOU USE THE DOCUMENT  
3 PANEL TO SHOW ANYTHING. AND YOU CAN JUST WALK ME  
4 THROUGH --

5 AND HERE'S HOW THIS WORK. I KNOW THERE'S  
6 DUELING D.V.R.O.'S, BUT A PARTY HAS TO SHOW --  
7 THERE'S A STIPULATION THAT THE PARTIES HAVE A  
8 RELATIONSHIP SPECIFIED, FAMILY CODE 6211. THIS IS  
9 YOUR SPOUSE? THIS IS FATHER OF YOUR CHILDREN?

10 MS. SAYEGH: YES.

11 THE COURT: SO THE PARTIES HAVE A RELATIONSHIP  
12 PURSUANT TO FAMILY CODE 6211. THE QUESTION IS WHETHER  
13 THE RESPONDENT COMMITTED ABUSE AS DEFINED BY FAMILY CODE  
14 6203. AND THE BURDEN OF PROOF IS THE PREPONDERANCE OF  
15 THE EVIDENCE.

16 GO AHEAD, COUNSEL.

17

18 NUHA SAYEGH,  
19 THE RESPONDENT, WAS CALLED ON BEHALF OF HERSELF, WAS  
20 SWORN AND TESTIFIED AS FOLLOWS:

21

22 DIRECT EXAMINATION  
23 BY MR. KOLODJI:

24 Q I'D LIKE TO WALK YOU THROUGH WHAT HAPPENED.  
25 DO YOU RECALL WHAT HAPPENED ON AUGUST 26TH  
26 2025?

27 A I DO.

28 Q CAN YOU DESCRIBE TO THE COURT WHAT HAPPENED

1 THAT DAY?

2 A THAT DAY I PICKED UP MY SON. HE HAD HALF DAY  
3 IN SCHOOL FROM LA ROSA ELEMENTARY SCHOOL IN LAS TUNAS --  
4 OR I'M SORRY, IN TEMPLE CITY. AND BECAUSE HE HAD HALF  
5 DAY, I HAD BOOKED HIM AN APPOINTMENT --

6 THE COURT: ONE SECOND.

7 IF THERE ARE ANY WITNESSES -- SO THIS  
8 COURTROOM IS OPEN TO THE PUBLIC. SO PEOPLE ARE FREE  
9 TO STAY IN AND WATCH THE PROCEEDINGS. BUT THAT MAY  
10 PREVENT YOU FROM TESTIFYING. IF YOU ARE A POTENTIAL  
11 WITNESS IN THIS CASE, I'M GOING TO ASK YOU TO STEP  
12 INTO THE HALLWAY. SO IF YOU'RE JUST WAITING ON  
13 ANOTHER CASE OR MEMBER OF THE PUBLIC, A FAMILY  
14 MEMBER -- YOU'RE WELCOME TO STAY AND WATCH THE  
15 PROCEEDINGS. BUT YOU MAY NOT BE ABLE TO TESTIFY.

16 SO TAKE A LOOK AND TALK TO YOUR WITNESSES.  
17 LET THEM UNDERSTAND THAT THEY MAY BE BARRED FROM  
18 TESTIFYING IF THEY'RE WATCHING OTHER WITNESSES  
19 TESTIFY.

20 SO AUGUST 26TH 2025, YOU'RE PICKING UP  
21 YOUR SON FROM SCHOOL.

22 GO AHEAD.

23 THE WITNESS: I PICKED HIM UP FROM SCHOOL. HE HAS  
24 HALF DAYS TUESDAY. I WENT TO GET HIM HIS ANNUAL  
25 CHECKUP. AND BY THAT TIME, WE WERE FINISHED. I PICKED  
26 MY DAUGHTER UP NIA. AND I THOUGHT I WAS GOING HOME BY  
27 THEN, BACK TO TEMPLE CITY. THE HOME THAT WE WERE  
28 DISPLACED. BUT SHE HAD FORGOTTEN TO SOME ITEMS.

1           THE COURT: WHAT WAS DISPLACED?

2           MS. SAYEGH: WE WERE STILL LIKE IN OUR DISPLACEMENT  
3 HOME. I STAYED BEHIND THERE WHILE HE WENT BACK TO THE  
4 RESIDENCE.

5           Q       BY MR. KOLODJI: WHERE'S YOUR DISPLACEMENT  
6 HOME?

7           A       IT'S 5132 ROSEMEAD BOULEVARD.

8           Q       I'M SORRY?

9           A       SO WE WANT, WE GRABBED HER, WE WENT TO THE  
10 HOUSE --

11          THE COURT: WHEN YOU SAY, "WE," WHO DO YOU MEAN?

12          THE WITNESS: MY CHILDREN. AND I WENT BACK TO  
13 ALTADENA TO GRAB SOME BELONGINGS.

14          Q       BY MR. KOLODJI: WHEN YOU SAY YOU WENT TO  
15 ALTADENA -- WHERE WERE YOU GOING?

16          A       WE WERE GOING TO THE HOUSE. WE GOT SOME  
17 COFFEE FIRST. WE GRABBED COFFEE. AND I GRABBED HIM A  
18 CUP OF COFFEE AS WELL. SO WE WENT TO THE HOUSE. WE  
19 GRABBED OUR ITEMS, HUNG OUT FOR MAYBE 30 MINUTES, 40  
20 PINS. I TOLD THE KIDS TO GO OUTSIDE, GO TO THE CAR --  
21 ACTUALLY, WALKED THEM TO THE CAR. AND I SAID, "I FORGOT  
22 TO GO TELL YOUR DAD SOMETHING." AND THAT'S WHEN I WENT  
23 INSIDE, AND WE TALKED ABOUT SOME FINANCES. I HAD TO PAY  
24 FOR THIS OR THAT. "WELL, CAN WE GET A LITTLE BIT MORE  
25 ON THIS END FOR," YOU KNOW -- THIS AND THAT, EVERYDAY  
26 LIFE. AND HE JUST BLEW UP COMPLETELY. HE STARTED  
27 CHARGING AT ME. HE GRABS ME BY MY HAIR. AND THEN HE  
28 THROWS ME DOWN TO THE FLOOR. I WAS ABLE TO GET OUT OF

1 THAT BY TWISTING HIS FINGERS OFF OF MY HAIR. AND I  
2 JUMPED UP AGAIN. AND I STARTED RUNNING TOWARDS THE DOOR  
3 --

4 THE COURT: SO STOP. YOU HAD TO TWIST HIS FINGERS?

5 MS. SAYEGH: YEAH, BECAUSE HE WAS LATCHED ON TO MY  
6 HAIR. I WAS ABLE TO --

7 THE COURT: HOW WAS IT LODGED? INDICATING WITH  
8 YOUR HAND GRABBING HAIR?

9 THE WITNESS: YEAH.

10 THE COURT: SO YOUR TESTIMONY IS THAT HE HAD A  
11 HANDFUL OF YOUR HAIR?

12 MS. SAYEGH: MY TESTIMONY --

13 THE COURT: YOU SAID A PART OF IT?

14 THE WITNESS: YES.

15 THE COURT: AND RESPONDENT GRABBED YOUR HAIR?

16 THE WITNESS: AND THREW ME TO THE FLOOR, DRAGGED ME  
17 A LITTLE BIT, AND THAT'S WHEN I PULLED HIS FINGER TO  
18 RELEASE MYSELF. AND I JUMPED UP AGAIN. I STARTED  
19 RUNNING TOWARDS THE DOOR. HE GOT AHOOLD OF ME, PROBABLY  
20 BY THE BACK OF MY SHIRT, THREW ME AGAINST THE WALL RIGHT  
21 WHERE THE DOORWAY IS -- BETWEEN THE DOORWAY AND THE  
22 WINDOW. AND THAT'S WHEN I FELL TO THE FLOOR. AND THEN  
23 HE STARTED KICKING ME. AND THEN --

24 Q BY MR. KOLODJI: WHERE WAS HE KICKING YOU?

25 A MY BODY, MY BACK, MY RIBS, BY BUTTOCKS.

26 Q ABOUT HOW MANY TIMES DID HE KICK YOU?

27 A ABOUT FIVE, SIX TIMES.

28 Q OKAY.

1           THEN WHAT HAPPENED NEXT?

2       A     AND THEN THAT'S WHEN MY DAUGHTER WALKED IN.  
3     RIGHT WHEN SHE WALKED IN, I'M RIGHT THERE. AND I YELLED  
4     AT HER. AND I YELLED AT HER. I SCREAMED AT HER. AND  
5     THAT'S WHEN I STARTED GETTING UP AND DUSTED MYSELF OFF  
6     AND GOING BACK TO THE CAR. THAT'S WHEN I STARTED. AND  
7     HE SAID, "I'M NOT DONE WITH YOU YET. I'M NOT DONE WITH  
8     YOU YET."

9           I WENT TO THE CAR AND DROVE OFF AND APOLOGIZE  
10   TO MY DAUGHTER AND TOLD HER I'M SORRY. JUST COMPLETELY  
11   LASHED AT HER.

12          THE COURT: YOU LASHED OUT AT YOUR DAUGHTER?

13          THE WITNESS: YES. BECAUSE I DID NOT WANT HER TO  
14   SEE THAT. I TOLD HER TO STAY IN THE CAR.

15          Q     BY MR. KOLODJI: AND AFTER THIS, YOU FILED  
16   YOUR RESTRAINING ORDER?

17          A     NOT RIGHT AFTER, NO.

18          Q     A FEW DAYS LATER, YOU FILED THE RESTRAINING  
19   ORDER?

20          A     UH-HUH.

21          Q     AND AFTER THE RESTRAINING ORDER WAS FILED, DID  
22   YOU EVER RECEIVE ANY CALLS FROM THE RESPONDENT?

23          A     UH-HUH, YES.

24          Q     I WOULD LIKE TO DRAW YOUR ATTENTION TO WHAT'S  
25   MARKED AS EXHIBIT B OF THE SUPPLEMENTAL DECLARATION. IS  
26   THAT A TRUE AND ACCURATE SCREENSHOT OF THE CALL YOU  
27   RECEIVED?

28          A     UH-HUH.

1 Q IS THAT YES?

2 A YES.

3 THE COURT: SO THIS INCIDENT, YOU'RE TESTIFYING  
4 ABOUT HAPPENED ON AUGUST 26TH AND THEN ON SEPTEMBER 21ST  
5 --

6 THE WITNESS: AUGUST 26TH -- EITHER AUGUST 26TH OR  
7 IT WAS -- IT WAS ONE OF THOSE DAYS. HE HAD HALF DAYS.  
8 BOTH OF THEM, AUGUST 26TH, 27TH. I WASN'T SURE EXACTLY  
9 WHAT DAY WHEN I GO BACK.

10 Q BY MR. KOLODJI: WHEN YOU FILLED OUT --

11 A IT WAS AUGUST 20 --

12 WE WENT DOWN TO --

13 THE COURT: SO HERE'S --

14 HOLD ON.

15 SO YOUR TESTIMONY IS THE EVIDENCE. BUT  
16 YOU'RE ABLE TO LOOK AT ALMOST ANYTHING THAT HELPS  
17 REFRESH YOUR RECOLLECTION.

18 Q BY MR. KOLODJI: I'M GOING TO DRAW --

19 THE COURT: I'LL GIVE YOU AN EXAMPLE.

20 LIKE THE POLICE REPORT -- THE POLICE  
21 REPORT IS NOT COMING IN BECAUSE IT'S HEARSAY. IT'S  
22 A RECITATION OF STATEMENTS THAT THE POLICE OFFICERS  
23 -- THAT'S OUT. BUT BOTH PARTIES CAN LOOK AT A  
24 POLICE REPORT IF IT HELPS THEM REMEMBER THE DATE OR  
25 TIME OR WHAT HAVE YOU. SO IF YOU HAVE A POLICE  
26 REPORT, IT'S NOT COMING IN EVIDENCE. BUT YOU CAN  
27 LOOK AT IT IF IT HELPS YOU TO REMEMBER THE DATES  
28 AND -- YOU DO HAVE TO LET HIM KNOW WHAT DOCUMENT

1 YOU'RE LOOKING AT TO REFRESH YOUR MEMORY.

2 Q BY MR. KOLODJI: I'M GOING TO GO TO EXHIBIT A

3 --

4 THE COURT: SO EXHIBIT B IS A PHONE CALL OR TEXT  
5 MESSAGE?

6 THE WITNESS: NO.

7 PHONE CALL, I BELIEVE.

8 THE COURT: OKAY.

9 Q BY MR. KOLODJI: WAS THAT THE ONLY TIME THIS  
10 SUMMER THAT YOU HAD -- THAT HE LAID HANDS ON YOU?

11 A NO.

12 Q CAN YOU DESCRIBE THE INCIDENT THAT OCCURRED  
13 AROUND JUNE 8TH 2025?

14 A THE DAY I WAS LEAVING THE TEMPLE CITY HOUSE TO  
15 GO BACK TO THE ORIGINAL HOME -- IT WAS ANOTHER DISPUTE  
16 ABOUT FINANCES AND DISPUTE ABOUT JUST LIFE IN GENERAL.  
17 AND AS HE WAS LEAVING, HE THE PALMED HIS HAND RIGHT INTO  
18 MY EYE.

19 THE COURT: SO INDICATING YOU TOOK YOUR RIGHT  
20 PALM -- AND THAT YOU INDICATED THAT YOUR RIGHT PALM HIT  
21 YOUR -- INTO YOUR CHEEK INTO YOUR EYE.

22 SO THE RESPONDENT DID THAT?

23 THE WITNESS: UH-HUH.

24 THE COURT: HE TOOK THE PALM OF HIS RIGHT HAND AND  
25 HIT YOU IN YOUR FACE?

26 THE WITNESS: UH-HUH, YES.

27 MR. KOLODJI: DO YOU HAVE A PICTURE OF THAT  
28 INCIDENT?

1           THE WITNESS: UH-HUH.

2           THE COURT: PLUGGED IN YOUR COMPUTER?

3           MR. KOLODJI: YOUR HONOR, I HAVE IT UP ON MY --

4           THE COURT: SO HE'S GOING TO ASK QUESTIONS, AND  
5 YOU'LL HAVE A CHANCE TO ASK QUESTIONS. AND THEN HE  
6 MIGHT ASK YOU QUESTIONS. AND THEN YOU HAVE A RIGHT TO  
7 GIVE YOUR TESTIMONY. SO LET ME SWITCH TO COUNSEL.

8           SO THIS IS EXHIBIT --

9           MR. KOLODJI: I'D LIKE TO DESIGNATE THIS EXHIBIT --  
10 EXHIBIT H.

11          THE COURT: OKAY.

12          Q BY MR. KOLODJI: IS THIS A SCREENSHOT THAT YOU  
13 TOOK FROM YOUR PHONE?

14          A UH-HUH.

15          THE COURT: IS THAT A YES?

16          THE WITNESS: YES.

17          Q BY MR. KOLODJI: AND IS THIS A SCREENSHOT OF  
18 THE INCIDENT THAT YOU JUST DESCRIBED TO THE COURT?

19          A YES.

20          Q AND CAN YOU DESCRIBE --

21                   YOUR HONOR, SHOULD I DESCRIBE WHAT I SEE HERE  
22 OR --

23          THE COURT: HOLD ON. IS THIS A PICTURE OF YOU?

24          THE WITNESS: YES, IT IS.

25          THE COURT: AND I SEE A MARKING UNDER YOUR --

26          THE WITNESS: UNDER MY EYE. I HAD PUT MAKEUP ON TO  
27 SEE IF IT WOULD COVER, AND THAT'S WHY I TOOK THAT  
28 SNAPSHOT.

1 THE COURT: THERE APPEARS TO BE SOME SWELLING UNDER  
2 YOUR LEFT EYE.

3 THE WITNESS: UH-HUH.

4 THE COURT: IS THAT YES?

5 THE WITNESS: YES.

6 THE COURT: HOW DID YOU GET THE SWELLING UNDER YOUR  
7 LEFT EYE?

8 THE WITNESS: LIKE I SAID, HE WAS LEAVING THE HOUSE  
9 AND HE WENT --

10 THE COURT: HE HIT YOU IN THE FACE AND LEFT THIS  
11 MARK.

12 THE WITNESS: CONTINUING OUT OF THE HOUSE --

13 THE COURT: I DON'T KNOW IF THIS IS --

14 HOW MANY MORE? DO YOU HAVE MORE  
15 PHOTOGRAPHS?

16 MR. KOLODJI: WE CAN REST ON THAT.

17 THE COURT: OKAY.

WELL, SO, SIR, DO YOU HAVE ANY QUESTIONS?

19 MR. SAYEGH: YES, YOUR HONOR.

20 THE COURT: SHE'S GIVEN TESTIMONY OF AUGUST 26TH  
21 INCIDENT AND JUNE 8TH INCIDENT.

22 MR. SAYEGH: SURE.

23 THE COURT: GO AHEAD.

24

26 BY MR. SAYEGH:

27 Q MS. SAYEGH, DO YOU RECALL WHAT TIME YOU PICKED  
28 UP YOUR MINOR, JORDAN SAYEGH, FROM SCHOOL?

1           THE COURT: SO GIVE A DATE --

2           MR. SAYEGH: I APOLOGIZE, SORRY.

3           Q       YOUR TESTIMONY WAS THAT ON AUGUST 26TH YOU  
4 PICKED UP YOUR SON FROM SCHOOL EARLY?

5           A       YES.

6           Q       AND DO YOU RECALL WHAT TIME YOU PICKED UP YOUR  
7 SON?

8           A       HE HAD HALF DAY. HE GETS OUT AT 11:00 -- NO.  
9 HE GETS OUT AT LIKE 1:15 GIVE OR TAKE.

10          THE COURT: AND YOU CAN TAKE THE PICTURE DOWN  
11 UNLESS HE'S GOING TO ASK TO USE IT.

12          Q       BY MR. SAYEGH: AND THEN YOU WENT TO GET  
13 COFFEE?

14          A       NO. WE DID NOT GET COFFEE RIGHT AWAY.

15               WE WENT STRAIGHT TO THE DENTIST APPOINTMENT.

16          Q       WHAT TIME WAS THE DENTIST APPOINTMENT?

17          A       THE DENTIST APPOINTMENT --

18               I SHOULD HAVE CALLED THEM AND ASKED THEM WHEN  
19 IT WAS, BUT I DON'T RECALL WHEN --

20          Q       DO YOU KNOW WHEN THE DENTAL APPOINTMENT WAS  
21 COMPLETED?

22          A       I KNOW IT WAS COMPLETED BEFORE NIA WAS PICKED  
23 UP FROM SCHOOL.

24          Q       OKAY.

25               AND WHAT TIME WOULD THAT BE?

26          A       NIA IS PICKED UP AT 3:00 O'CLOCK.

27          Q       3:00 O'CLOCK.

28               AND THEN WHERE DID YOU GO FROM THERE?

1 A TO THE HOUSE.

2 Q AND WHAT TIME DID YOU ARRIVE AT THE HOUSE?

3 A WE GOT COFFEE FIRST AND THEN --

4 Q WHAT TIME DID YOU GET COFFEE?

5 A ABOUT 4:00 O'CLOCK WE ENDED UP AT THE HOUSE --

6 4:00 OR 4:30.

7 Q OKAY.

8 AND WHO WAS THERE WHEN YOU GOT TO THE HOUSE?

9 A YOU WERE.

10 Q I WAS THERE.

11 A UH-HUH.

12 Q AND YOUR TESTIMONY WAS YOU WERE THERE AT THE

13 HOUSE FOR ABOUT A HALF HOUR?

14 A MAYBE 15 MINUTES TO 30 MINUTES.

15 Q SO APPROXIMATELY --

16 A MAYBE.

17 Q -- 5:00 P.M. THIS ASSAULT OCCURRED?

18 A AROUND 4:00 O'CLOCK.

19 Q AROUND 4:00?

20 A IT WAS 4:00 O'CLOCK.

21 Q LET ME COME BACK.

22 YOUR TESTIMONY IS YOU PICKED UP NIA AT 3:05.

23 THAT'S WHAT TIME THE BELL GETS OUT?

24 CORRECT?

25 A RIGHT.

26 Q AND IT TOOK SOMETIME FOR YOU TO GET HER IN THE

27 CAR BY THE TIME THE PICK-UP HAPPENS.

28 RIGHT?

1 A SURE.

2 Q ABOUT 15 MINUTES TO GET HER IN THE CAR?

3 A POSSIBLY.

4 Q AND AT THAT POINT, YOU WENT TO WHICH COFFEE  
5 SPOT?

6 A IT WAS RIGHT ON OUR WAY.

7 I HAD ORDERED IT, QUICK PICK-UP-TO-GO AND --

8 Q SORRY, WHICH COFFEE SPOT?

9 A STARBUCKS.

10 RIGHT ON --

11 THE COURT: THE COURT IS GOING TO EXERCISE ITS  
12 DISCRETION ON EVIDENCE CODE 765 TO MAKE SURE THAT ANY  
13 EXAMINATION IS RAPID, THOROUGH TO GET TO THE TRUTH OF  
14 THE ISSUES.

15 COUNSEL, PUT BACK ON YOUR EXITED H, I  
16 THINK IT IS.

17 SIR, DO YOU RECOGNIZE THIS PERSON IN THIS  
18 PHOTOGRAPH.

19 MR. SAYEGH: YES.

20 THE COURT: SHE HAS BRUISING ON HER LEFT EYE. DO  
21 YOU SEE THAT BRUISE?

22 MR. SAYEGH: YES.

23 THE COURT: SHE JUST TESTIFIED SHE GOT THAT BRUISE  
24 WHEN YOU HIT HER IN THE FACE.

25 MR. SAYEGH: SURE.

26 THE COURT: DO YOU REMEMBER ANY ARGUMENT OR ANY  
27 INCIDENT ON JUNE 8TH 2025?

28 MR. SAYEGH: NO.

1 IF I MAY, YOUR HONOR?

2 THAT IS THE JUNE 8TH. SO I HAVE THE  
3 EVIDENCE FOR THAT. SO MAY I PRESENT THAT?

4 THE COURT: SIR, I'M ASKING YOU ABOUT THIS  
5 PHOTOGRAPH.

6 I HAVE A PHOTOGRAPH OF A PERSON WITH  
7 BRUISING UNDER HER EYE. HER TESTIMONY IS SHE GOT  
8 THE BRUISE BECAUSE YOU HIT HER IN THE FACE. SO IS  
9 IT TRUE OR NOT TRUE THAT YOU HIT HER ON JUNE 8TH  
10 INFILCTING THIS INJURY?

11 MR. SAYEGH: IT IS NOT TRUE, YOUR HONOR. AND MAY I  
12 PRESENT --

13 THE COURT: SO LET ME UNDERSTAND.

14 YOUR TESTIMONY IS IT'S NOT TRUE THAT YOU  
15 DIDN'T HIT HER?

16 MR. SAYEGH: IT'S NOT TRUE EVEN IN THE SAME  
17 VICINITY OF HER. AND I HAVE THE EVIDENCE.

18 THE COURT: YOU WEREN'T IN THE SAME VICINITY?

19 MR. SAYEGH: NOT IN THE SAME CITY.

20 THE COURT: NOT ONLY DID YOU NOT STRIKE HER, YOU  
21 WERE NOT IN THE SAME ROOM, OR SAME CITY.

22 MR. SAYEGH: THAT'S NOT EVEN AN INJURY FROM  
23 ASSAULT. AND I HAVE THE EVIDENCE.

24 THE COURT: SIR, I'M JUST TRYING TO GET YOUR STORY  
25 BECAUSE, WITH THESE HEARINGS, THERE'S A LOT THAT --  
26 THERE'S A LOT OF ORDERS THAT A COURT HAS TO MAKE -- NOT  
27 JUST TO DETERMINE WHETHER OR NOT YOU DID ATTACK HER BUT  
28 WHAT ARE THE ORDERS FOR CUSTODY AND VISITATION.

1           SO I HAVE TO LOOK AT THE CREDIBILITY OF  
2 WITNESS. AND I DON'T JUST TAKE THE CREDIBILITY JUST  
3 FOR THE ISSUE AT HAND WHICH IS WHETHER OR NOT YOU  
4 HIT HER IN THE FACE. I DON'T KNOW IF YOU DID OR NOT  
5 BECAUSE THE HEARING ISN'T OVER. THERE'S SOME  
6 EVIDENCE THAT YOU HIT HER IN THE FACE. BUT I'LL  
7 WAIT UNTIL ALL OF THE EVIDENCE IS.

8           BUT I EVALUATE THE CREDIBILITY OF THE  
9 WITNESS AND APPLY IT BUT NOT ONLY THIS ISSUE BUT  
10 WHEN IT COMES TO CUSTODY VISITATION AND WHAT'S THE  
11 TIMESHARE. IT CARES ARE. SO YOU DON'T WANT TO  
12 TAKE A STATEMENT THAT TURNS OUT TO BE  
13 DEMONSTRATIVELY FALSE. I'M JUST GIVING YOU A  
14 WARNING. BECAUSE IF I FIND THAT YOU HAD FALSE  
15 STATEMENTS -- GROSSLY FALSE STATEMENT ON THIS ISSUE,  
16 I'M GOING TO REMEMBER THAT WHEN WE NOW TALK ABOUT  
17 THE NEXT ISSUE WHICH IS CUSTODY AND VISITATION. SO  
18 I'M GOING TO --

19           HOLD ON, SIR.

20           YOU HAVE YOUR EVIDENCE THAT THIS IS NOT A  
21 BRUISE AND YOU WEREN'T IN THE SAME CITY.

22           MR. SAYEGH: BUT I HAVE --

23           THE COURT: WE'LL WAIT TO SEE THAT.

24           MR. SAYEGH: YOUR HONOR.

25           THE COURT: HOLD ON, SIR.

26           (WHEREUPON, THE CASE WAS RECESSED.)

27           THE COURT: NOW, BACK ON THE RECORD WITH SAYEGH.

28           LET'S START WITH. JUNE 8TH -- YOU HAVE

1 SOME EVIDENCE THAT YOU WERE NOT IN THE SAME CITY.

2 MR. SAYEGH: I DO, YOUR HONOR.

3 THE COURT: OKAY.

4 SO GO AHEAD AND SHARE WITH ME THAT  
5 EVIDENCE.

6 MR. SAYEGH: I WOULD LIKE TO START WITH A TEXT  
7 MESSAGE BETWEEN MYSELF AND NUHA SAYEGH.

8 THE COURT: HOLD ON. LET ME SWITCH ON DOCUMENT  
9 HERE. AND JUST LET ME KNOW WHETHER YOU'RE USING YOUR  
10 DOCUMENT CAMERA OR YOUR --

11 OKAY.

12 SO WE ARE ON THE DIRECT OF THE RESPONDENT  
13 AND YOU HAVE AN EXHIBIT.

14 MR. SAYEGH: YES, YOUR HONOR.

15 THE COURT: SO WE HAVE TO NUMBER THE EXHIBITS SO  
16 THERE'S A RECORD.

17 MR. SAYEGH: THIS WILL BE RESPONDENT'S EXHIBIT 1.

18 THE COURT: ALL RIGHT.

19 RESPONDENT'S 1.

20 AND THIS IS A TEXT MESSAGE?

21 MR. SAYEGH: THIS IS A TEXT MESSAGE BETWEEN MYSELF  
22 AND MRS. SAYEGH ON JUNE 8TH, BEGINNING AT 10:24 A.M.

23 THE COURT: OKAY.

24 HOW THE TEXT MESSAGES WORK -- YOUR  
25 STATEMENTS AREN'T ADMISSIBLE. BUT HER STATEMENT CAN  
26 BE UNLESS YOU'RE USING THIS FOR NON --

27 MR. SAYEGH: USING IT FOR IMPEACHMENT, YOUR HONOR.

28 THE COURT: WELL, YOU SAID YOU HAVE TESTIMONY THAT

1 YOU WEREN'T --

2 IMPEACHMENT IS EVIDENCE THAT SOMEBODY  
3 TESTIFIES IN COURT TO SOMETHING. AND IMPEACHMENT IS  
4 A PRIOR INCONSISTENT STATEMENT OR OTHER EVIDENCE  
5 THAT WILL SHOW THAT THE STATEMENT ISN'T RELIABLE OR  
6 ISN'T TRUE.

7 SO YOU MADE AN OFFER OF PROOF THAT NOT  
8 ONLY DID YOU NOT HIT THE PETITIONER IN THE FACE BUT  
9 YOU WEREN'T EVEN THERE.

10 MR. SAYEGH: YES, YOUR HONOR.

11 THE COURT: I'M WAITING FOR THE EVIDENCE TO SHOW  
12 YOU WEREN'T EVEN THERE.

13 MR. SAYEGH: SURE.

14 THE FIRST TEXT I TEXT HER, "WE'RE ALL  
15 GOING TO MY PARENTS TODAY." I TEXTED HER. AND THEN  
16 SHE SHOWS HER HAND SWOLLEN. HER RESPONSE TO ME,  
17 "I'M SUPPOSED TO GO TO WORK TODAY. I CAN'T MOVE MY  
18 HANDS. I CAN'T HOLD THE PHONE, VOICE TALKING."

19 THE COURT: WHAT'S YOUR OFFER -- GIVE ME YOUR OFFER  
20 PROOF OF WHAT EVIDENCE --

21 SO TYPICALLY -- I'LL GIVEN YOU AN EXAMPLE.  
22 IN A CRIMINAL SETTING, THERE'S A SHOOTING, AND THE  
23 DEFENDANT SAYS, "I WASN'T AT THE SHOOTING. I HAVE  
24 WITNESSES WHO WILL TESTIFY I WAS AT ANOTHER PARTY,  
25 DOWN THE STREET. SO I WASN'T THERE."

26 DO YOU HAVE EVIDENCE?

27 MR. SAYEGH: I DO, YOUR HONOR.

28 THE COURT: WHAT'S THAT EVIDENCE?

1 MR. SAYEGH: THE TEXT MESSAGES.

2 THE COURT: ASIDE FROM THE TEXT MESSAGE, DO YOU  
3 HAVE A PERSON WHO WILL TESTIFY?

4 MR. SAYEGH: IF I MAY GIVE A BRIEF OFFER OF PROOF,  
5 YOUR HONOR, PLEASE. JUST BRIEFLY.

6 THE COURT: UH-HUH.

7 MR. SAYEGH: WHAT SHE SAYS SHE WOKE UP WITH HER  
8 RIGHT EYE LIKE THIS. SHE ALSO TEXTED HER MOTHER WHERE  
9 SHE SAID THAT THE PAIN THAT I HAD IN MY EYE PRIOR TO --  
10 SHE ADMITS IT'S FROM A MEDICAL REACTION.

11 THE COURT: SO YOU HAVE A TEXT MESSAGE WITH  
12 STATEMENTS FROM THE PETITIONER TALKING ABOUT HER EYE.

13 MR. SAYEGH: YES.

14 BOTH TO MYSELF AND TO HER MOM.

15 SO THE REASON THE HAND IS --

16 THE COURT: SO JUST SHOW ME THE EXHIBIT FROM THE  
17 PETITIONER ABOUT HER EYE.

18 MR. SAYEGH: SURE.

19 THE COURT: SO WE'LL CALL THIS RESPONDENT'S 2. AND  
20 THIS IS A TEXT --

21 (WHEREUPON, RESPONDENT'S EXHIBIT 2  
22 WAS MARKED FOR IDENTIFICATION.)

23 MR. SAYEGH: THIS IS A TEXT TO ME, YOUR HONOR. THE  
24 PHOTO PREVIOUS TO --

25 THE COURT: WAIT.

26 THIS IS A TEXT TO YOU.

27 AND THERE'S A PHOTO OF THE PETITIONER --  
28 IS THAT THE LETTERS OR WRITINGS ON THE BOTTOM OF THE

1 PHOTOGRAPH? IS THAT WHAT SHE TEXTED?

2 MR. SAYEGH: OH, YEAH, SHE TEXTED ME.

3 TO ADD EVERYTHING, "WOKE UP. MY RIGHT EYE  
4 CAN'T OPEN."

5 THE PREVIOUS SHE SHOWED ME THE SWELLING IN  
6 HER HAND.

7 THE COURT: WHAT WAS THE DATE OF THIS TEXT?

8 MR. SAYEGH: THIS IS JUNE 8TH AT 10:24 A.M.

9 THE COURT: WHERE IS THAT ON THIS --

10 MR. SAYEGH: THESE TEXTS HAVE TO BE KIND OF  
11 CORRELATED.

12 JUNE 8TH, I TEXTED HER IN THE MORNING.

13 WE'RE ALL GOING TO MY PARENTS. SHE SHOWED ME HER  
14 HANDS SWOLE UP FROM THE MEDICINE REACTION, WHICH SHE  
15 WILL SPEAK TO. SO FIRST SHE SHOWS THE HAND, AND  
16 THEN SHE SAYS --

17 THE COURT: SLOW DOWN.

18 MR. SAYEGH: I'M SORRY.

19 THE COURT: SO THIS EXHIBIT 1 AND EXHIBIT 2 ARE THE  
20 SAME CHAIN OF TEXT MESSAGES?

21 MR. SAYEGH: CHAIN, YOUR HONOR.

22 THE COURT: SO EXHIBIT 1 AND THE BLUE IS HER OR THE  
23 BLUE IS --

24 MR. SAYEGH: THE BLUE IS ME.

25 THE COURT: OKAY.

26 "SO WE'RE ALL GOING TO MY PARENTS HOUSE  
27 TODAY," IS WHAT YOU TEXT. AND THEN THIS IS HER  
28 RESPONSE?

1 MR. SAYEGH: YES, YOUR HONOR.

2 THE COURT: A HAND.

3 OKAY.

4 THE NEXT PAGE?

5 MR. SAYEGH: THE NEXT PAGE IS THEN SHE FOLLOWS UP.

6 I RESPOND, "OUCH." SHE FOLLOWS UP AND STATES, "TO ADD  
7 TO EVERYTHING, WOKE UP MY RIGHT EYE CAN'T OPEN."

8 MY RESPONSE TO THAT WAS, "DAMN."

9 THE COURT: OKAY.

10 SO LET ME ASK MR. KOLODJI, IS THERE A  
11 STIPULATION THAT THESE ARE THE ACTUAL TEXTS BETWEEN  
12 THE PARTIES?

13 MR. KOLODJI: YES, YOUR HONOR.

14 THE COURT: OKAY.

15 KEEP GOING.

16 MR. SAYEGH: AND THEN THE THIRD IN THE SAME CHAIN,  
17 YOUR HONOR, WHERE I SAID, "DAMN," SHE SAID, "CALL ME  
18 WHEN YOU'RE ON YOUR WAY HOME. I'VE GOT TO TELL YOU  
19 SOMETHING AT THE WEDDING. NOTHING URGENT SO LITERALLY,  
20 JUST CALL ME."

21 MY RESPONSE IS: "ARE YOU OKAY," REFERRING  
22 TO HER MEDICAL REACTION IN THE SAME TIMEFRAME SHE  
23 TOLD HER MOM THE SAME THING. AND THEN SHE ASKED ME,  
24 "WHAT'S THE WI-FI TO THE HOUSE?" SO I TEXTED HER.  
25 CLEARLY I'M NOT THERE. I'M ACTUALLY AT MY PARENTS  
26 WHERE MY UNCLE CAME TO TOWN. AND THIS CONVERSATION  
27 WILL STILL BE IDENTICAL TO WHAT SHE HAS WITH HER  
28 MOTHER.

1           THE COURT: SO STATEMENTS OF THE PETITIONER YOU CAN  
2 ADMIT, NOT STATEMENTS OF YOU OR STATEMENTS OF YOUR MOM.  
3 BUT IF YOUR MOM IS HERE, SHE CAN TESTIFY.

4           MR. SAYEGH: SURE.

5           SO HERE'S STATEMENTS TO HER MOM.

6           THE COURT: THIS IS STATEMENTS FROM?

7           MR. SAYEGH: FROM NUHA TO HER MOM.

8           "GOOD MORNING. I CAN'T GET MY RIGHT EYE.  
9 DON'T EVEN OPEN. TERRIBLE. REMEMBER YESTERDAY, I  
10 FELT LIKE IT WAS SOMETHING WEIRD GOING ON. THERE'S  
11 A HUGE SACK UNDERNEATH MY EYEBALL."

12           NOW YOU DON'T WANT THE MOM'S RESPONSE?

13           THE COURT: IT'S NOT OFFERED FOR THE TRUTH OF THE  
14 MATTER.

15           MR. SAYEGH: THE MOM RESPONDED, NOT BEING OFFERED  
16 FOR THE TRUTH OF THE MATTER.

17           THE COURT: BUT HER STATEMENTS TO YOUR MOM IS  
18 ADMISSIBLE. THESE ARE HER STATEMENTS.

19           MR. SAYEGH: SO THEN MOM SAYS, "SEND A PICTURE."  
20 MOM JUST -- NOT FOR THE TRUTH OF THE MATTER. "BY THE  
21 WAY, SEYADA IS MAKING LUNCH FOR UNCLE ABAY BECAUSE HE  
22 PEED AND YOUR DAD WENT DOWN," WHICH COINCIDES WITH ME  
23 SAYING, "HEY, COME TO MY DAD --"

24           THE COURT: SO DON'T -- SO HERE'S WHAT -- YOU'RE  
25 NOT DOING THIS ON PURPOSE. DON'T GIVE ME YOUR  
COMMENTARY. JUST GIVE ME THE EVIDENCE. AND THEN AT THE  
27 END, ONCE ALL OF THE EVIDENCE IS IN, THEN YOU GIVE ME  
28 YOUR COMMENTARY. BUT SEPARATE THE COMMENTARY FROM WHAT

1 THE ACTUAL EXHIBIT IS.

2 MR. SAYEGH: SHE SAYS, "I'VE GOT EVERYTHING  
3 CHECKED. THEY COULDN'T FIND ANYTHING. I TOLD YOU,  
4 REMEMBER, I NEED TO GO TO AN EASTERN DOCTOR. I CAN'T  
5 EVEN HOLD MY PHONE WHILE I'M TEXTING."

6 MOM WRITES, "WESTERN MEDICINE, THEY JUST  
7 BANDAID AND SEND YOU HOME. EASTERN -- "

8 OKAY.

9 SO SHE SAYS, "I SENT ME A PICTURE OF MY  
10 HAND. LET ME SHOW YOU." SO THIS IS THE THIRD  
11 PERSON WHO SEES THIS. "I WILL GO. MY WHOLE ARM --  
12 IT SUCKS."

13 SHE ALSO TESTIFIED THAT THE KIDS WERE HOME  
14 WHEN I HIT HER. AND THE KIDS WERE WITH THE MOM AT  
15 THE TIME IN CORONA. AND THIS IS A PHOTO OF THAT.

16 AND THIS IS THE PHOTO SHE TEXTED HER MOM  
17 WHERE SHE SAYS, "SEND ME A PHOTO." AND THE  
18 CONVERSATION IS MAYBE ALLERGIES. "BEST MEDICINE  
19 RIGHT NOW IS TO LAY IN BED ALL DAY."

20 "ARE THE KIDS HAVING PHONE?"

21 SHE SAID THE KIDS WERE THERE WHEN I HIT  
22 HER IN THE EYE --

23 MS. SAYEGH: NO.

24 THE COURT: STOP WITH THE COMMENTARY.

25 MR. SAYEGH: I APOLOGIZE.

26 AND THEN IT'S JUST GOING -- I MEAN IT'S  
27 IMPORTANT FOR CONTEXT. "BEST TO LAY IN BED. PUT  
28 THE CAKE ON."

1 IT'S FRUSTRATING. NOTHING IN HERE  
2 REGARDING BEING ASSAULTED. THIS CORROBORATES THAT

3 --

4 NO COMMENTARY.

5 THE COURT: OKAY.

6 SO, MA'AM, WHEN DO YOU THINK THIS INCIDENT  
7 OCCURRED?

8 MS. SAYEGH: IT HAPPENED THE 6TH OR THE 7TH.

9 THE COURT: WHICH INCIDENT, MA'AM?

10 MS. SAYEGH: THIS IS THE SAME INCIDENT.

11 THE COURT: WELL, IS IT TRUE --

12 PUT BACK ON THE TEXT.

13 THE WITNESS: I WOKE UP.

14 THE COURT: HOLD ON.

15 IT'S EITHER R-1, -2, OR R-3.

16 WHAT ARE THE TEXT MESSAGES -- THE TEXT  
17 MESSAGES TO YOUR MOM.

18 RECEIVE.

19 ALL RIGHT.

20 MA'AM, DID YOU WRITE THIS TEXT?

21 MS. SAYEGH: I DID.

22 THE COURT: TO YOUR MOTHER?

23 MS. SAYEGH: MY MOTHER.

24 THE COURT: AND EXPLAIN WHY YOU WROTE THIS AND WHY  
25 YOU DID IT IN THIS TEXT. SAY THE SAME THING THAT YOU  
26 TESTIFIED TO ME -- YOU GOT IT BECAUSE HE HIT YOU IN THE  
27 FACE?

28 MS. SAYEGH: I DON'T TELL MY MOTHER ANYTHING. I

1 DON'T TELL HER ABOUT MY LIFE. I TRY TO AVOID TELLING  
2 HER ANYTHING ABOUT MY PRIVATE DAILY FUNCTIONS. AND HE  
3 HAD -- THIS HAD HAPPENED MONTHS -- THE 6TH OR THE 7TH.

4 THE KIDS -- I NEVER SAID THE KIDS WERE  
5 WITH ME.

6 THE COURT: I'M JUST ASKING ABOUT THE STATEMENT.  
7 SO YOUR TESTIMONY IS THAT YOU INTENTIONALLY OMITTED OR  
8 MADE UP A STORY ABOUT YOUR EYE BECAUSE YOU DIDN'T WANT  
9 TO TELL YOUR MOM SOMETHING?

10 MS. SAYEGH: NO. NO. NO, I DID NOT.

11 I NEVER MADE THAT UP.

12 MR. KOLODJI: WELL, I WANT TO CLARIFY.

13 HAS YOUR MOTHER EVER DONE ANYTHING TO  
14 ASSIST IN HIDING THE DOMESTIC VIOLENCE IN YOUR  
15 RELATIONSHIP?

16 MS. SAYEGH: NEVER.

17 THE COURT: YOUR MOTHER HAS NEVER?

18 MS. SAYEGH: SHE HID IT. SHE HID EVERYTHING.

19 MR. KOLODJI: THERE WAS -- WASN'T THERE AN INCIDENT  
20 IN THE HOTEL MANY YEARS AGO?

21 A HUNTINGTON, YES.

22 Q AND WHAT HAPPENED AT THAT INCIDENT?

23 MR. SAYEGH: SORRY, WHAT --

24 THE COURT: HOLD ON --

25 THE WITNESS: MY MOTHER -- SHE LIVED IN ARIZONA  
26 BACK THEN. HE HAD CALLED MY MOM. MY DAUGHTER WAS SIX  
27 MONTHS OLD AT THE TIME. HE HAD CALLED MY MOM AFTER A  
28 BEATING -- I MEAN A BEATING OF A LIFETIME. AND SHE

1 DROVE FOUR HOURS STRAIGHT FROM ARIZONA TO THE HOTEL.  
2 AND WHEN I WOKE UP, AND MY MOM WAS LAYING DOWN LIKE AS  
3 IF HE DIDN'T KNOW WHAT TO DO WITH MY BODY.

4 Q HOW LONG DID YOU STAY WITH YOUR MOM AT THE  
5 HOTEL?

6 A ABOUT A WEEK.

7 Q WOULD IT BE TRUE TO SAY THAT YOUR MOM ASSISTED  
8 IN COVERING UP THE DOMESTIC VIOLENCE THAT OCCURRED IN  
9 THE RELATIONSHIP?

10 A YES.

11 Q AND SO THERE'S GOING TO BE A PUBLIC FUNCTION  
12 THAT DAY?

13 A YES.

14 Q WERE YOU READY TO SHOW YOURSELF AND PRESENT  
15 YOURSELF --

16 A NO.

17 Q -- TO THAT PUBLIC FUNCTION?

18 A NO. NO.

19 Q AND DID YOU COME UP WITH EXCUSES FOR WHAT WAS  
20 CAUSING THAT BRUISE TO YOUR EYE?

21 A SURE. YES.

22 MR. SAYEGH: YOUR HONOR, HE'S LEADING.

23 THE COURT: SUSTAINED.

24 THERE ARE OTHER PHOTOGRAPHS IN YOUR  
25 OCTOBER 8, SUPPLEMENTAL. SO LET'S WALK THROUGH  
26 THOSE TO SEE IF --

27 SIR, YOU RECEIVED ON OCTOBER 8TH A  
28 SUPPLEMENTAL.

1           MR. SAYEGH: YES, YOUR HONOR.

2           THE COURT: YOU SAW THE PHOTOGRAPHS THAT WERE

3 LISTED -- THE PHOTOGRAPH OF THE BRUIISING ON HER NECK,

4 BRUIISING ON THE OTHER EYE, BLOODY LIP?

5           MR. KOLODJI: I HAVE THAT.

6           THE COURT: SO WHY DON'T YOU WALK THROUGH.

7           MR. KOLODJI: LET'S GO TO EXHIBIT F.

8           THE COURT: WE'RE BACK ON DIRECT.

9           MR. KOLODJI: I'D LIKE TO --

10          THE COURT: HOLD ON.

11          SO, MA'AM, IS THIS --

12          WHICH EXHIBIT IS THIS?

13          MR. KOLODJI: THIS IS EXHIBIT B.

14          THE COURT: WHAT IS THIS A PICTURE OF?

15          MS. SAYEGH: THAT'S MY LIP, MY UPPER LIP.

16          THE COURT: DO YOU REMEMBER WHEN THIS PICTURE WAS

17 TAKEN?

18          MS. SAYEGH: I WAS GOING THROUGH MY PHONE, AND THIS

19 WAS ON MY PHONE. IT SAID, "2023 OF NOVEMBER."

20          THE COURT: NOVEMBER 2023.

21          MR. KOLODJI: YOUR HONOR, WOULD I BE ABLE TO HAVE

22 MY CLIENT PULL UP HER PHONE?

23          THE COURT: LET ME GO THROUGH THESE PHOTOGRAPHS AND

24 SEE.

25          OKAY.

26          SO THERE'S A PHOTOGRAPH OF YOUR UPPER LIP.

27 IT LOOKS LIKE THERE'S A BRUIISING ON YOUR LIP.

28          THE WITNESS: UH-HUH, YES.

1           THE COURT: SO WHAT HAPPENED TO YOUR LIP?

2           THE WITNESS: THAT WAS -- THIS PHOTO WAS TAKEN  
3        MAYBE TWO DAYS AFTER THE INCIDENT WHEN HE CAME HOME FROM  
4        THE ICE HOUSE AND HE HAD AN ALTERCATION. AT THAT TIME,  
5        I WAS HOME. I WAS NO LONGER IN THAT UGLY LIFE OF THE  
6        REHABS AND ALL THAT. I HAD FULLY --

7           THE COURT: WHAT DO OUT MEAN "UGLY LIFE OF REHAB?"

8           MS. SAYEGH: I HAD AN UGLY -- I SPIRALED DOWN THIS  
9        RABBIT HOLE OF A DISGUSTING LIFE. AND I WASN'T ABLE TO  
10      GET HELP UNLESS AND UNTIL D.C.F.S. CAME INTO MY LIFE AND  
11      SAVED ME.

12          THE COURT: SO YOU WERE SPIRLING DOWN?

13          MS. SAYEGH: YES.

14          IN 2021.

15          THE COURT: IN 2021.

16          AND WAS THIS SPIRLING INVOLVING DRUGS?

17          MS. SAYEGH: UNFORTUNATELY.

18          THE COURT: IS THAT YES?

19          MS. SAYEGH: YES.

20          THE COURT: AND THEN HE D.C.F.S. CAME IN?

21          MS. SAYEGH: UH-HUH.

22          THE COURT: IS THAT YES?

23          MS. SAYEGH: YES.

24          THE COURT: OKAY.

25          AND SO DURING THIS SPIRLING IN 2021, THIS  
26      PICTURE WAS TAKEN 2023?

27          MS. SAYEGH: CORRECT.

28          THE COURT: WHAT HAPPENED TO YOUR LIP?

1 MS. SAYEGH: SO HE CAME HOME BELLIGERENTLY, DRUNK.  
2 AND ALL I ASKED HIM WAS, YOU KNOW, "HEY, WHAT'S GOING  
3 ON?" YOU KNOW 2:30 IN THE MORNING. AND HE DIDN'T EVEN  
4 RESPOND. HE JUST GRABS ME BY THE HAIR AND HEADBUTTS MY  
5 LIP.

6 THE COURT: HE HEADBUTTED YOU?

7 MS. SAYEGH: YES.

8 THE COURT: AND THAT'S WHAT CUT YOUR LIP?

9 MS. SAYEGH: IT WENT INTO MY TOOTH.

10 THE COURT: OKAY.

11 SO HERE'S SOME OTHER PHOTOGRAPHS, MA'AM.

12 DO YOU RECOGNIZE -- IS THIS YOU IN THIS  
13 PHOTOGRAPH?

14 MS. SAYEGH: YES.

15 THOSE ARE THE 2021. THOSE ARE THE ONES  
16 THAT --

17 THE COURT: IS THIS EXHIBIT C?

18 MR. KOLODJI: THIS IS EXHIBIT F, YOUR HONOR.

19 THE COURT: EXHIBIT F.

20 OKAY.

21 EXHIBIT F, THERE ARE THREE PHOTOS. SO  
22 THIS IS A PHOTO OF YOU?

23 MS. SAYEGH: YES.

24 THE COURT: I SEE SOMETHING AROUND YOUR RIGHT EYE.  
25 WHAT HAPPENED?

26 MS. SAYEGH: THIS WAS THE NIGHT -- I THINK THIS IS  
27 A COUPLE OF DAYS -- SO THESE PHOTOS WERE TAKEN  
28 THROUGHOUT THE FULL WEEK AFTERWARDS. BUT THERE WAS AN

1 ALTERCATION THE NIGHT -- ONE NIGHT, IT WAS JANUARY -- IT  
2 WAS IN JANUARY -- BEGINNING OF JANUARY.

3 MR. KOLODJI: YOU SAID IN THE BEGINNING OF JANUARY?

4 MS. SAYEGH: YEAH, IT WAS THE BEGINNING OF JANUARY.

5 SO HE --

6 HOLD ON.

7 THIS WAS A VERY INTERESTING STORY.

8 AM I TELLING IT FROM THE BEGINNING TO END?

9 THE COURT: YOU'RE TELLING ME HOW YOU GOT THE  
10 INJURIES ON YOUR FACE.

11 MS. SAYEGH: OKAY.

12 SO I WENT OUTSIDE TO PUT THE FOOD AWAY.

13 AND AS HE WAS IN THE CHILDREN'S ROOM, THE KIDS WERE  
14 IN PLAYING IN BED. HE STARTS TELLING ME LIKE  
15 DISGUSTING WORDS AND TELLING ME DISGUSTING --  
16 TELLING ME I'M WORTHLESS AND ALL OF THESE THINGS. I  
17 HAD A HEAVY THING OF COOKING. AND I HAVE LIKE A  
18 LITTLE CATERING AREA OF FOOD I TOOK OUTSIDE. I'M AT  
19 THE REFRIGERATOR PUTTING THE POT AWAY. AND I JUST  
20 HAD IT. I REALLY --

21 MR. KOLODJI: CAN YOU TELL COURT WHAT HE WAS SAYING  
22 SPECIFICALLY AS YOU RECALL.

23 MS. SAYEGH: HE WAS TELLING ME THAT I'M STUPID, I'M  
24 A LOSER, I'M WORTHLESS, I'M A PIECE OF -- THE WHOLE  
25 WORDS.

26 AND I WAS REALLY ANGRY. AND I WENT INTO  
27 THE ROOM, THE KIDS' ROOM, THAT HE WAS IN. AND  
28 THERE'S A LITTLE PLASTIC TABLE, AND I KIND OF JUST

1 STORMED IN THE ROOM, AND I FLIPPED THE TABLE. AND  
2 THAT'S WHEN HE JUST LOST IT.

3 MR. KOLODJI: AND CAN YOU DESCRIBE TO THE COURT  
4 WHAT HAPPENED WHEN HE LOST IT?

5 THE WITNESS: YES.

6 HE CHASED ME AROUND THE HOUSE. THIS  
7 WAS -- HE CHASED ME AROUND THE HOUSE. WE WERE  
8 HOPPING AND POPPING. HE THREW ME AGAINST THE WALL,  
9 BUT THIS EYE -- PARTICULAR HAPPENED WHEN I WENT INTO  
10 THE BABY'S ROOM TO GRAB A DIAPER. AND I'M ON -- I  
11 HAD MY HEAD DOWN AT THIS POINT. I KNOW HE'S REALLY  
12 ANGRY. AND HE KEEPS YELLING AT ME AND YELLING AT  
13 ME. AND I LOOKED UP LIKE THIS, AND THAT'S WHEN HE  
14 WENT INTO MY EYE -- PUNCHED ME INTO MY EYE.

15 THE COURT: YELLING AT YOU AND YOU LOOKED UP TO THE  
16 LEFT?

17 MS. SAYEGH: YEAH.

18 I'M AT THE CABINET. I PULLED OUT THE  
19 DRAWER, PULLED OUT A DIAPER. AND HE'S STILL LIKE  
20 HOVERING OVER ME, SCREAMING AT ME. AND I KIND OF  
21 LIKE THIS -- AS SOON AS I WENT LIKE THIS AND THEN HE  
22 CLOCKED MY EYE.

23 THE COURT: BY "CLOCKED," HE STRUCK YOU IN THE  
24 FACE?

25 MS. SAYEGH: YES.

26 THE COURT: AND THAT'S WHAT GAVE YOU THIS BLACK  
27 EYE?

28 THE WITNESS: UH-HUH.

1           THE COURT: IS THAT YES?

2           MS. SAYEGH: YES.

3           THE COURT: THAT'S THE SAME PHOTO AS --

4           MR. KOLODJI: NO.

5           THIS IS A DIFFERENT TIME.

6           I PUT THE THREE PICTURES INSIDE HER  
7 DECLARATION WHICH I ALSO ATTACHED DUPLICATIVE AS  
8 EXHIBIT F.

9           THE COURT: SO I HAVE EXHIBIT D AN UPPER LIP INJURY  
10 IN 2023. IS THIS A DIFFERENT INJURY.

11          MS. SAYEGH: THIS IS A DIFFERENT --

12          THE COURT: HOLD ON.

13          MR. KOLODJI: WE'RE TALKING ABOUT THE JANUARY 2022  
14 INCIDENT.

15          AND EXHIBIT C IS THE NOVEMBER 2023  
16 INCIDENT.

17          THE COURT: OKAY.

18          IT LOOKS TO BE THE SAME PHOTOGRAPH, MR.  
19 KOLODJI.

20          MR. KOLODJI: YOU'RE RIGHT, YOUR HONOR.

21          THE COURT: ALL RIGHT.

22          HOLD ON A SECOND.

23          AND MA'AM, THIS IS THE SAME PHOTOGRAPH  
24 THAT YOU TESTIFIED TO --

25          MS. SAYEGH: THAT JANUARY.

26          THE COURT: OKAY.

27          -- WITH HIM CHASING YOU AND YOUR PULLING  
28 OUT THE DIAPER FROM THE DIAPER BAG?

1 MS. SAYEGH: UH-HUH?

2 THE COURT: IS THAT YES?

3 THIS IS A CLOSEUP OF THE SAME PHOTOGRAPH?

4 MS. SAYEGH: YES.

5 THE COURT: LOOKS TO BE MARKS AROUND YOUR NECK.

6 MS. SAYEGH: UH-HUH.

7 THE COURT: DON'T SAY, "UH-HUH."

8 MS. SAYEGH: YES.

9 THE COURT: SO TELL ME ABOUT THIS.

10 MS. SAYEGH: THIS ONE HE SLAPS ME REALLY HARD AFTER  
11 HE PULLS MY SWEATER -- DOWN TO THE FLOOR, HE SLAPS ME  
12 REALLY HARD, AND THEN HE STARTS CHOKING ME.

13 THE COURT: AND IS THIS PART OF THE "F" EXHIBITS?

14 MR. KOLODJI: IT IS, YOUR HONOR.

15 THE COURT: ALL RIGHT.

16 THESE ARE PART OF THE "F" EXHIBITS.

17 MR. KOLODJI: IF YOU LOOK AT YOUR PHONE, THESE ARE  
18 ALL THE SAME TIME.

19 MS. SAYEGH: YES.

20 THE COURT: AND THERE'S SWELLING AROUND YOUR NECK.  
21 HOW DID YOU GET THOSE MARKS?

22 MS. SAYEGH: BY HIS HANDS.

23 THE COURT: SO, MR. KOLODJI, I KNOW THAT IN THE --  
24 IN HER DECLARATION SHE ALLEGES GASLIGHTING; SHE ALLEGES  
25 A NUMBER OF DIFFERENT THEORIES OF DOMESTIC VIOLENCE.  
26 LET'S STICK WITH THE EXAMPLES OF ASSAULTS BECAUSE WE  
27 HAVE HE-SAID/SHE-SAID. RIGHT? BUT THEN IF YOU HAVE  
28 PHOTOGRAPHS --

1           OKAY.

2           -- WELL, THEN PHOTOGRAPHS, IF THEY'RE  
3 CONSISTENT WITH THE TESTIMONY. BUT WE'RE NOT DONE  
4 WITH THE HEARING, BUT I HAVE THESE PHOTOGRAPHS.

5           IS THERE ANY OTHER PHOTOGRAPHS?

6           MR. KOLODJI: YOUR HONOR, THERE WOULD BE ANOTHER  
7 INCIDENT THAT OCCURRED.

8           LET ME JUST FIND HERE --

9           THE COURT: I'LL GO BACK ON THE DOCUMENT CAMERA.

10          MR. KOLODJI: I WANTED TO --

11          LET ME JUST --

12          I WANT TO DRAW YOUR ATTENTION TO THE  
13 INCIDENT THAT OCCURRED IN JULY 2001.

14          THE COURT: SIR, YOU CAN'T TESTIFY. YOU CAN SHOW  
15 HER A PICTURE OR ASK HER WHAT HAPPENED.

16

17           DIRECT EXAMINATION (RESUMED)

18 BY MR. KOLODJI:

19          Q       LET ME SHOW YOU.

20          A       YES.

21          THIS IS HIS CAR.

22          THE COURT: SO LET ME PUT ON COUNSEL'S COMPUTER.

23          OKAY.

24          WHICH EXHIBIT IS THIS?

25          MR. KOLODJI: THIS IS MY EXHIBIT I, YOUR HONOR.

26          THE COURT: EXHIBIT I.

27          AND SO, MA'AM, WHAT'S EXHIBIT I? WHAT'S  
28 IT SHOWING HERE?

1           THE WITNESS: YES, THIS IS HIS CAR. I'M IN THE  
2 PASSENGER SEAT, AND HE'S IN THE DRIVER'S SEAT. NOW --

3           MR. KOLODJI: WHAT CAUSED THIS?

4           THE WITNESS: HE PUNCHED THE WINDOW ON THIS ONE.

5           MR. KOLODJI: CAN YOU DESCRIBE THAT INCIDENT?

6           THE WITNESS: YES.

7           HE PUNCHED THE WINDOW AFTER HE PUNCHED MY  
8 FACE. AND I MEAN BRUTALLY POUNDING MY FACE AS I WAS  
9 IN THE PASSENGER'S SEAT --

10          THE COURT: I HAVEN'T SEEN THIS PHOTO BEFORE.

11          THE WITNESS: THIS IS THE FIRST TIME I GOT OUT OF  
12 THE CAR, MY NOSE IS BLEEDING.

13          THE COURT: SLOW DOWN.

14          THIS IS NOT EXHIBIT I. THIS IS EXHIBIT 1.

15          MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO MAKE  
16 THESE 4 PICTURES EXHIBIT I. THIS WILL BE EXHIBIT I-2.

17          THE WITNESS: SO --

18          THE COURT: OKAY.

19          SO THIS IS I-2.

20          (WHEREUPON, RESPONDENT'S EXHIBIT I-2  
21          WAS MARKED FOR IDENTIFICATION.)

22          MR. KOLODJI: IT'S CONCERNING THE JULY 2021  
23 INCIDENT.

24          THE COURT: OKAY.

25          ALL RIGHT.

26          MA'AM, SO I-1 IS A PHOTOGRAPH OF THE  
27 WINDSHIELD CRACKED. AND YOUR TESTIMONY IS THAT THE  
28 RESPONDENT PUNCHED THE WINDSHIELD?

1           THE WITNESS: YES.

2           THE COURT: AND I-2 IS A PICTURE OF YOUR FACE AND  
3 IT APPEARS TO HAVE SOME INJURY.

4           MS. SAYEGH: WE WERE ON OUR WAY HOME FROM A LONG  
5 NIGHT. AND I DON'T KNOW -- REMEMBER EXACTLY WHAT LED TO  
6 IT. BUT ALL I KNOW MY FACE WAS -- HIS FIST POUNDS THREE  
7 OR FOUR TIMES INTO MY FACE. MY NOSE IS BLEEDING AS YOU  
8 CAN SEE. AND MY EAR IS BLEEDING AS WELL. I HAD BLOOD  
9 COMING FROM MY EARS.

10          Q       BY MR. KOLODJI: I WOULD LIKE TO SHOW TWO  
11 ADDITIONAL PICTURES ON I-3, DATED JULY 11TH, 2021 AT  
12 9:09 P.M. EXHIBIT I-4, JULY 11TH 2021.

13           DO THESE FOUR EXHIBITS DESCRIBE WHAT HAPPENED  
14 --

15          A       UH-HUH, YES.

16          Q       -- THAT DAY?

17           AND WHERE WERE YOU WHEN HE BASHED YOU IN THE  
18 FACE?

19          A       PASSENGER'S SIDE.

20          Q       WHO ELSE WAS IN THE CAR?

21          A       NOBODY.

22          MR. KOLODJI: NOTHING FURTHER.

23          THE COURT: WE'RE GOING TO GO ANOTHER 15 MINUTES  
24 BEFORE WE TAKE OUR MORNING BREAK.

25           FIRST, LET ME UNDERSTAND. IS IT YOUR  
26 TESTIMONY, SIR, THAT YOU NEVER HIT HER, YOU'VE NEVER  
27 BEEN PHYSICAL WITH HER?

28          MR. SAYEGH: IT IS MY TESTIMONY.

1 AS FAR AS THE JANUARY 22ND EVENT, I'D LIKE  
2 TO EXPLAIN WHAT OCCURRED THERE.

3 THE COURT: JUST ANSWER A SIMPLE QUESTION, SIR.

4 HAVE YOU EVER HIT THE PETITIONER?

5 MS. SAYEGH: WE HAD DISPUTES PRIOR TO THE BIRTH OF  
6 OUR FIRST CHILD WHEN SHE WOULD DRINKING A LOT OF ALCOHOL  
7 AND SHE WOULD BE AGGRESSIVE AND -- BUT NEVER HITTING AS  
8 FAR AS --

9 THE COURT: SO I'M TRYING TO BE CLEAR. YOU CAN  
10 SAY, "NO, I'VE NEVER HIT HER." OR "YES, I HIT HER." OR  
11 "YES, WE'VE HAD MUTUAL COMBAT." I DON'T KNOW WHAT YOUR  
12 TESTIMONY IS, SIR.

13 MR. SAYEGH: PRIOR TO HAVING THE CHILDREN, YES,  
14 THERE'S BEEN MUTUAL ARGUMENTS, MUTUAL FIGHTS.

15 THE COURT: AND YOUR YOUNGEST CHILD WAS BORN IN  
16 2019?

17 MR. SAYEGH: YES, YOUR HONOR.

18 THE COURT: SO YOUR TESTIMONY IS AFTER 2019, YOU'VE  
19 NEVER BEEN PHYSICAL WITH THE RESPONDENT?

20 MR. SAYEGH: NO, YOUR HONOR.

21 THE COURT: AT ALL?

22 MR. SAYEGH: WE HAVE THE 2011 INCIDENT -- I MEAN  
23 2021 I MEAN 2021 -- 2022 WHICH I HAVE TO EXPLAIN IT,  
24 SIR.

25 THE COURT: SO IS IT A "YES" WITH AN EXPLANATION,  
26 OR "NO, I'VE NEVER BEEN PHYSICAL?"

27 MR. SAYEGH: IT IS YES WHEN SHE ASSAULTED ME THAT  
28 DAY.

1           THE COURT: SO YOU'RE SAYING IT'S SELF-DEFENSE?

2           MR. SAYEGH: YES.

3           AND I'LL BE ABLE TO ESTABLISH THAT.

4           THE COURT: SO YOUR TESTIMONY IS THAT YOU MAY HAVE  
5           HIT HER, BUT YOU ONLY HIT HER IN SELF-DEFENSE?

6           MR. SAYEGH: THE ONE TIME ON THE 21ST. THAT'S THE  
7           22ND THAT SHE ALLEGES.

8           THE COURT: SO SINCE YOUR CHILDREN HAVE BEEN BORN,  
9           YOU MAY HAVE HIT HER ONE TIME, BUT THAT WAS IN  
10          SELF-DEFENSE?

11          MR. SAYEGH: YES, YOUR HONOR.

12          THE COURT: IS THAT YOUR TESTIMONY?

13          MR. SAYEGH: YES.

14          THE COURT: AND THE INCIDENT THAT YOU SAID YOU HIT  
15          HER IN SELF-DEFENSE, WAS WHAT?

16          MR. SAYEGH: THAT'S THE ONE WHERE THE NECK -- AND I  
17          WOULD LIKE AN OPPORTUNITY TO EXPLAIN.

18          THE COURT: YOU'LL HAVE AN OPPORTUNITY. I JUST  
19          WANT -- FIRST, I WANT TO SEE WHAT YOUR SIDE OF THE STORY  
20          IS BECAUSE THE ALLEGATIONS IS YOU'VE BEEN BEATING HER UP  
21          FOR YEARS.

22           SO YOU'RE SAYING, "I'VE NOT BEEN BEATING  
23          HER UP FOR YEARS. IF ANYTHING, I HIT HER ONE TIME  
24          IN SELF-DEFENSE BACK IN 2021."

25           DO I HAVE YOUR TESTIMONY CORRECT?

26          MR. SAYEGH: YES.

27          THE COURT: SO THE OTHER PHOTOGRAPHS FROM OTHER --  
28          FROM NOVEMBER 2023 -- THE UPPER LIP -- NO, THAT'S NOT

1 YOU?

2 MR. SAYEGH: MAY I --

3 THE COURT: I'M JUST ASKING YOU A SIMPLE QUESTION.

4 MR. SAYEGH: NO, THAT WAS NOT ME, YOUR HONOR.

5 THE COURT: SO YOU DID NOT HIT HER IN 2023.

6 AND THE WINDSHIELD?

7 MR. SAYEGH: I HAVE NO IDEA, THE WINDSHIELD OR EYE

8 --

9 THE COURT: EITHER YOU REMEMBER BREAKING A  
10 WINDSHIELD WITH YOUR FIST -- IT EITHER IT HAPPENED OR IT  
11 DIDN'T.

12 MR. SAYEGH: ABSOLUTELY NOT.

13 THE COURT: SO YOU NEVER BROKE A WINDSHIELD.

14 MR. SAYEGH: ABSOLUTELY NOT.

15 THE COURT: AND THE MARKS AROUND HER NECK YOU DID  
16 NOT PUT THOSE INJURIES ON HER?

17 MR. SAYEGH: THAT WAS MADE UP.

18 I HAVE TO HAVE MY TIME.

19 THE COURT: WHEN I ASK YOU A SIMPLE QUESTION, "NO,  
20 I DIDN'T HIT HER --"

21 MR. SAYEGH: OKAY.

22 THE COURT: HOW SHE STAGED A PHOTOGRAPH -- THE  
23 QUESTION IS: "DID YOU HIT HER."

24 MR. SAYEGH: NO, YOUR HONOR.

25 BUT THAT DAY -- THAT'S THE DATE, BUT  
26 THAT'S THE --

27 THE COURT: SHE ALSO TESTIFIED THAT YOU ROUTINELY  
28 NAME CALL, YELLING -- IS ANY OF THAT TRUE?

1 MR. SAYEGH: NO. NOT ROUTINELY. NOT AT ALL.

2 AND I HAVE A LONG SERIES OF --

3 THE COURT: SO BEFORE YOU BEGIN, SHE'S TESTIFIED  
4 THAT SHE WAS SPIRLING, THAT SHE'S HAD ISSUES WITH DRUGS.  
5 SO IT'S NOT ALL SELF-INTERESTING WHICH MAKES IT A LITTLE  
6 MORAL CREDIBLE.

7 YOUR TESTIMONY IS YOU'VE DONE ANYTHING  
8 WRONG -- MAYBE YOU'VE HIT HER ONE TIME, BUT THAT WAS  
9 IN SELF-DEFENSE, BUT YOU NEVER NAME CALLED --

10 MR. SAYEGH: THAT'S NOT MY TESTIMONY.

11 THE COURT: GO AHEAD, SIR.

12 YOU CAN PRESENT YOUR EVIDENCE, SIR. I  
13 UNDERSTAND YOUR POSITION.

14 MR. SAYEGH: IF I MAY, YOUR HONOR.

15 THE COURT: GO AHEAD.

16 MR. SAYEGH: LET'S GO --

17 THE COURT: REMEMBER, WE'RE TAKING A BREAK AT  
18 10:30.

19 THE WITNESS: THIS DOCUMENT HERE.

20 THE COURT: SO THIS IS EXHIBIT -- EXHIBIT B.

21 THE WITNESS: THIS DOCUMENT HERE IS A LIP  
22 INJECTION.

23 THE COURT: SO, SIR, YOU NEED TO HAVE EVIDENCE.  
24 YOU CAN'T JUST SHOW A PHOTOGRAPH AND TELL ME IT'S A LIP  
25 INJECTION.

26 THE WITNESS: SO I PROVIDED AN EXPERT WITNESS TO  
27 THIS ISSUE AND WE'VE PRESENTED THEY'VE REVIEWED THIS,  
28 AND PREPARED DECLARATION, AND PRESENTED A D.C. --

1           THE COURT: IF YOU HAVE A WITNESS HERE IN COURT  
2 WHOSE A MEDICAL PROFESSIONAL TO TESTIFY TO --

3           THE WITNESS: MAY I PRESENT THESE PHOTOS NOT FOR  
4 THE TRUTH OF THE MATTER, SIMPLY DEMONSTRATIVELY --

5           THE COURT: SIR, YOU'RE NOT ABLE TO SHOW A  
6 PHOTOGRAPH AND SAY THIS WAS STAGED. YOU HAVE TO HAVE  
7 PERSONAL INFORMATION. LIKE, IF YOU SAW HER PUT ON  
8 MAKEUP, IF YOU SAW HER DISGUIISING, TESTIFY TO THAT. BUT  
9 YOUR COMMENTARY IS NOT EVIDENCE. YOUR COMMENTS WILL BE  
10 AT THE END AFTER THE EVIDENCE IS CLOSED.

11           SO GIVE ME YOUR EVIDENCE, SIR, YOUR  
12 TESTIMONY.

13           THE WITNESS: SURE.

14           I HAVE TEXT MESSAGES BETWEEN HER AND HER  
15 SISTER REGARDING LIP INJECTIONS.

16           THE COURT: OKAY.

17           YOU WANT TO MARK THIS AS AN EXHIBIT?

18           MR. SAYEGH: YES.

19           R-2. THIS IS A CONVERSATION WITH SISTER  
20 AND HERSELF.

21           (WHEREUPON, RESPONDENT'S EXHIBIT R-4  
22 WAS MARKED FOR IDENTIFICATION.)

23           THE COURT: SHE'S IN THE GRAY?

24           THE WITNESS: WOMEN ARE --

25           THE COURT: SIR, I DON'T WANT TO HEAR --

26           THE WITNESS: OH, OKAY.

27           THE COURT: JUST SHOW ME THE EXHIBIT, AND TELL ME  
28 WHAT IT SAYS.

1           THE WITNESS: THIS IS A CONVERSATION BETWEEN HER  
2 AND HER SISTER REGARDING HER FILLERS. SHE WENT TO L.A.  
3 BEAUTY SKIN CENTER. THE PHOTOS THAT SHE SHOWED OF THE  
4 LIP AND THE COURT TOOK A LOOK AT IT -- THERE'S AN  
5 INJECTION SITE. THIS PHOTO WAS TAKEN THREE HOURS LATER,  
6 AND IT HAD BLED. THERE'S AN INJECTION SITE. THE LIPS  
7 ARE PUFFED OUT.

8           THE COURT: SIR, THIS IS YOUR -- YOU'RE TRYING TO  
9 GIVE COMMENTARY AND TESTIMONY BUT YOU CAN'T DO THAT.

10           SO THIS IS AN EXHIBIT OF THE PETITIONER'S  
11 TEXT MESSAGES. AND IN THAT TEXT MESSAGE, THE  
12 PETITIONER STATES THIS IS R-2, L.A. BEAUTY SKIN  
13 CENTER. "I NEVER DID LASER. TRY IT. THEY KNOW HOW  
14 TO RAISE THE BROW. WOMEN ARE TAKING IT BACK NOW TO  
15 HAVE A BIGGER FOREHEAD."

16           SO THAT'S HER TEXT MESSAGE?

17           THE WITNESS: YES.

18           THE COURT: WHAT ELSE DO YOU HAVE?

19           THE WITNESS: AS FAR AS --

20           THE COURT: I DON'T WANT YOUR COMMENTARY SIR.

21           FIRST, GET ALL THE EVIDENCE IN, AND THEN  
22 YOU CAN GIVE ALL OF YOUR ARGUMENT.

23           THE WITNESS: I WOULD LIKE TO PRESENT EVIDENCE AS  
24 TO WHERE I WAS ON THE DATE OF THIS INCIDENT THAT SHE  
25 ALLEGES THAT I CAME HOME AND WHAT HAD OCCURRED THAT DAY.

26           THE COURT: OKAY.

27           AND THAT WAS AUGUST 26TH.

28           THE WITNESS: YES, YOUR HONOR.

1           THE COURT: OKAY.

2           THE WITNESS: THIS IS THE NOVEMBER 4TH DATE.

3           WHAT DO YOU WANT TO MARK THIS EXITED AS.

4           R-3, THESE ARE TEXT MESSAGES BETWEEN  
5 MYSELF, AND NUHA.

6           THE COURT: HERS WILL COME IN, YOURS WILL NOT --  
7 FOR THE TRUTH --

8           IS THE GRAY HER?

9           THE WITNESS: YES, YOUR HONOR.

10          THE COURT: "GOOD MORNING. HOW IS IT GOING?"  
11          AND THIS IS A TEXT MESSAGE FROM  
12 NOVEMBER 4, 2023. AND WHAT IS THIS RELEVANT TO  
13 SHOW?

14          THE WITNESS: THIS IS SHOWING HER AND I  
15 COMMUNICATING THAT MORNING --

16          THE COURT: OKAY.

17          THE WITNESS: OF THE INCIDENT -- SHE --  
18           WELL, THROUGH THE TEXT, SHE'S AT WORK.

19          THE COURT: NO THE TEXT SAID, "GOOD MORNING."

20          THE WITNESS: "GOOD MORNING. HOW'S IT GOING?  
21 HELLO, GOOD MORNING. HOW'S IT GOING? I HAVE THE KIDS  
22 OVER HERE FOR BREAKFAST."

23           SHE RESPONDS, "HOW DID SHE DO? WHERE WAS  
24 THE TOURNAMENT?" SECOND PLACE -- SHE RESPOND,  
25 "DAMN, I WISH I WERE THERE. I DIDN'T I THINK IT  
26 WOULD BE THAT BIG. I'M SO PROUD OF HER."

27           THIS IS JUST GOING THROUGH -- "I'M SO  
28 PROUD OF HER." THE TEXT MESSAGES THROUGHOUT THAT

1 MORNING, THE DATE.

2 SHE WAS AT WORK. "HELD OUT WHY. WHY WERE  
3 YOU GUYS THERE SO LONG?" SHE'S CLOCKING IN AND OUT  
4 AND THAT SHE WOULD BE HOME, WHICH SHE WOULD BE HOME  
5 AT 10:00 P.M. THAT DAY.

6 AND THIS IS THE FOLLOWING DAY REGARDING  
7 RITE AID.

8 THE COURT: THIS IS R-4. THIS NOW A TEXT MESSAGE  
9 FROM --

10 THE WITNESS: IF I MAY GO BACK TO HER LIP.

11 THE COURT: YES.

12 GOING BACK TO THE PHOTO, EXHIBIT F.

13 MR. SAYEGH: MAY I INQUIRE?

14 THE COURT: YES.

15 MR. SAYEGH: MS. SAYEGH, IN YOUR DECLARATION YOU  
16 STATED THAT YOU HAD BLED -- YOU WERE BLEEDING.

17 MS. SAYEGH: YES.

18 MR. SAYEGH: FROM YOUR LIP?

19 MS. SAYEGH: UH-HUH.

20 MR. SAYEGH: AND THIS PHOTO THAT YOU TOOK THAT WAS  
21 TAKEN, IN YOUR DECLARATION, AN HOUR AND A HALF AFTER THE  
22 ALLEGED ASSAULT?

23 MS. SAYEGH: NO.

24 I TOOK THIS PHOTO ABOUT TWO DAYS AFTER THE  
25 ALLEGED -- ABOUT TWO DAYS MAYBE, GIVEN OR TAKE.

26 MR. SAYEGH: YOUR TIME STAMP ON YOUR PHOTO --

27 MS. SAYEGH: YEAH, I --

28 THE COURT: WAIT FOR HIM TO FINISH.

1 MR. SAYEGH: -- SAID 2:56 A.M.

2 THE WITNESS: I'VE WOKEN UP PROBABLY FROM THE PAIN,  
3 WOKE UP AND THEN TOOK A PICTURE. IT HAPPENED MAYBE TWO  
4 DAYS.

5 MR. SAYEGH: DO YOU HAVE THE TIME STAMP FROM YOUR  
6 PHOTO?

7 MS. SAYEGH: SURE.

8 MR. KOLODJI: YOUR HONOR, I -- THE PETITIONER'S  
9 PHONE --

10 MR. SAYEGH: AND THE TIME STAMP SAYS 2:59 A.M.?

11 MS. SAYEGH: YES.

12 MR. SAYEGH: AND THAT'S ON THE 4TH?

13 MS. SAYEGH: YES.

14 THIS IS A COUPLE OF DAYS AFTER.

15 MR. SAYEGH: SO DID YOU SAY THE ASSAULT HAPPENED ON  
16 THE 4TH?

17 MS. SAYEGH: YES.

18 I -- I THOUGHT THE ASSAULT HAPPENED ON THE  
19 4TH. IT WAS 2023. IT WAS A LONG TIME AGO. SO IT  
20 HAD HAPPENED A COUPLE OF DAYS BEFORE. AND I WAS IN  
21 PAIN. I REMEMBER NOW. I HAVE VERY BAD MEMORY  
22 OTHERWISE.

23 THE COURT: IT'S 10:30, WE'RE GOING TO TAKE OUR  
24 HOUR MORNING RECESS TO LET'S SAY 10:50. YOU'LL HAVE  
25 ENOUGH TIME TO STRETCH YOUR LEGS. WHEN YOU COME BACK,  
26 RESPONDENT WILL WRAP UP. YOU HAVE 20, 30 MINUTES TO  
27 PRESENT WHATEVER OTHER EVIDENCE YOU HAVE.

28 SO WE HAVE TO LOCK THE DOORS SO THE STAFF

1 CAN ALSO USE THE RESTROOM. SO YU CAN LEAVE YOUR  
2 MATERIALS, TAKE YOUR VALUABLES LIKE YOUR COMPUTER.  
3 THERE'S NOBODY GOING TO BE HERE TO GUARD YOUR STUFF.  
4 SO TAKE YOUR CELLPHONES YOUR COMPUTERS. YOU CAN  
5 LEAVE YOUR PAPERS.

6 (WHEREUPON, A RECESS WAS TAKEN.)

7 THE COURT: BACK ON THE RECORD ON THE RESTRAINING  
8 ORDER. EVERYBODY IS --

9 DO YOU HAVE ANY OTHER WITNESSES?

10 MR. SAYEGH: YES, I DO.

11 THE COURT: WHO IS A WITNESS?

12 MR. SAYEGH: SAMERA ARKEL.

13 THE COURT: AND AGAIN, TELL ME WHAT IS THE OFFER  
14 OF. PROOF? SHE'LL TESTIFY TO WHAT?

15 MR. SAYEGH: SHE'S GOING TO TESTIFY THAT SHE  
16 ADMITTED THAT AFTER SHE GOT SOBER THAT SHE HAD  
17 EMBELLISHED HER INJURIES WITH MAKEUP ON THE 27TH. SHE'S  
18 GOING TO ADMIT THAT NUHA TOLD HER THOSE WERE LIP FILLERS  
19 AND THAT SHE WILL TESTIFY THAT SHE WAS WITH ME ON THE  
20 DATE WHERE SHE HAD HER MEDICAL INFECTION.

21 THE COURT: OKAY.

22 ALL RIGHT.

23 LET ME HEAR FROM HER.

24 GOOD MORNING, MA'AM. ARE YOU MS. ARKEL?

25 THE WITNESS: YES.

26 THE COURT: WHY DON'T YOU COME UP HERE TO THE  
27 WITNESS STAND. WALK ON UP. AND ONCE YOU GET THERE,  
28 REMAIN STANDING, RAISE YOUR RIGHT HAND, AND FACE THE

1 J.A.

2 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
3 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
4 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
5 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

6 THE WITNESS: I DO.

7 THE COURT: PULL UP A CHAIR.

8 TELL ME WHAT IS YOURS FIRST ANDS LAST.  
9 NAME?

10 THE WITNESS: MY IN NAME IS SAMERA ARKEL,  
11 S-A-M-E-R-A, ARKEL, A-R-K-E-L.

12 THE COURT: GOOD MORNING TO YOU.

13 DO YOU RECOGNIZE THE PARTIES SITTING AT  
14 COUNSEL'S TABLE?

15 THE WITNESS: YES.

16 THAT'S MY BROTHER AND SISTER-IN-LAW.

17 THE COURT: OH, FAHED IS YOUR BROTHER?

18 THE WITNESS: YES.

19 THE COURT: HAVE YOU HAD AN OPPORTUNITY -- OR HAVE  
20 YOU HAD ANY INSTANCES WHERE YOU'VE SPOKEN TO NUHA?

21 THE WITNESS: NUHA.

22 THE COURT: HAS SHE EVER SPOKEN TO YOU ABOUT ANY  
23 INJURIES OR ANY DOMESTIC VIOLENCE BETWEEN THE PARTIES?

24 THE WITNESS: NEVER.

25 THE COURT: SHE'S NEVER SPOKEN ABOUT ANY VIOLENCE?

26 THE WITNESS: NO.

27 THE COURT: HAS SHE EVER TOLD YOU THAT SHE EVER  
28 SUFFERED ANY INJURY OR GOT INTO ANY FIGHT OR ALTERCATION

1 WITH YOUR BOTHER?

2 THE WITNESS: NO.

3 THE COURT: HAS SHE EVER TOLD YOU THAT SHE'S EVER  
4 EXAGGERATED OR MADE UP CLAIMS ABOUT DOMESTIC VIOLENCE  
5 BETWEEN HER AND HER BROTHER?

6 THE WITNESS: AT ONE TIME WHEN SHE FILED A REPORT  
7 ON HIM THAT HE HIT HER, AND WE TALKED ABOUT IT. SHE  
8 SAID IT WAS AN ACCIDENT; THAT THEY WERE ARGUING. SHE  
9 WAS NOT IN GOOD HEALTH. SHE WAS ANGRY. SHE THREW A  
10 TABLE. AND HE BLOCKED. AND A SWEATER HIT HER ON THE  
11 EYE.

12 THE COURT: DO YOU HAVE -- DO YOU REMEMBER  
13 APPROXIMATELY WHAT INCIDENT OR WHAT YEAR SHE WAS  
14 TESTIFYING OR TELLING YOU ABOUT?

15 THE WITNESS: GOSH.

16 THE COURT: IF I SAY 2021 DOES THAT SOUND --

17 THE WITNESS: I'LL BE HONEST WITH YOU, BETWEEN  
18 COVID AND THE FIRES -- BECAUSE I LOST MY HOUSE IN THE  
19 FIRE -- I DON'T EVEN KNOW THE TIMEFRAME. MAYBE THE  
20 21ST. IT COULD BE.

21 THAT LONG AGO?

22 THE COURT: I'M ASKING YOU, MA'AM. IF YOU DON'T  
23 REMEMBER, THAT'S FINE.

24 THE WITNESS: YEAH.

25 THE COURT: SO YOU HAVE A MEMORY OF AT LEAST ONE  
26 TIME THE PETITIONER TELLING YOU THAT SHE MADE A REPORT  
27 AGAINST YOUR BROTHER, BUT IT WAS ACTUALLY AN ACCIDENT?

28 THE WITNESS: YES. CORRECT.

1           THE COURT: ANY OTHER INCIDENTS?

2           THE WITNESS: AND THEN SHE ALSO -- SHE ALSO TOLD HE  
3 ME THAT SHE HAD PUT MAKEUP ON TO MAKE IT LOOK WORSE  
4 BECAUSE WE HAD TALKED TO HER -- BECAUSE WE WERE CLOSE --  
5 AND THAT SHE WAS SORRY THAT SHE DID THAT, BUT SHE GOT  
6 REALLY SCARED.

7           THE COURT: WHAT EXACTLY DID SHE SAY TO --

8           THE WITNESS: SHE --

9           THE COURT: WHEN --

10          THE WITNESS: UH-HUH.

11          THE COURT: GO AHEAD.

12          THE WITNESS: SHE SAID THAT SHE CALLED MY OTHER  
13 COUSIN WHO LOST HER KIDS THROUGH A CUSTODY BATTLE AND  
14 THAT SHE WASN'T ABLE TO SEE THE KIDS BECAUSE, I GUESS,  
15 SHE WAS ON SUBSTANCE ABUSE. AND SHE SAID THE WAY YOU'VE  
16 GOT TO DO THIS IS YOU'VE GOT TO DO IT LIKE THIS. AND  
17 YOU NEED TO CALL THE POLICE ON HIM FIRST. AND IF YOU  
18 CALL FIRST, IF YOU DO, THIS WILL YOU IN YOUR CASE WITH  
19 THE KIDS.

20          THE COURT: OKAY.

21           SHE HAD HER OWN CASE WITH D.C.F.S.?

22          THE WITNESS: YES.

23          THE COURT: AND SHE WAS DEALING WITH HER OWN DRUG  
24 USE, THE DRUG ISSUES?

25          THE WITNESS: YES.

26          THE COURT: ANYTHING ELSE?

27          THE WITNESS: ABUSE-WISE SHE ALWAYS HAD HER OWN  
28 PERSONALITY WHEN SHE WAS UNDER THE INFLUENCE. BUT AS

1           THEM FIGHTING OR ABUSE, THINGS LIKE THAT -- NO.

2           THE COURT: AND HAVE YOU EVER SEEN YOUR BROTHER USE  
3 ANY SUBSTANCES?

4           THE WITNESS: NO.

5           THE COURT: NEVER SEEN HIM ANGRY?

6           THE WITNESS: NO.

7           THE COURT: NEVER SEEN HIM CURSING?

8           THE WITNESS: I WORKED WITH HIM FIVE YEARS. EVERY  
9 SINGLE DAY ACTUALLY A VERY NICE GUY.

10          THE COURT: I DON'T HAVE ANY OTHER QUESTIONS.

11          MR. KOLODJI: SURE.

12          THE COURT: WHAT'S THE OFFER ON THIS?

13          MR. KOLODJI: I WAS GOING TO ASK HER ABOUT THE --  
14 WHEN HE WAS ARRESTED IN JANUARY --

15          THE COURT: OKAY.

16           GO AHEAD.

17          MR. KOLODJI: 2023.

18          THE COURT: GO AHEAD.

19          MR. KOLODJI: DID THE FAMILY RALLY AROUND YOUR  
20 BROTHER WHEN HE WAS ARRESTED IN JANUARY OF 2023?

21          THE WITNESS: WHAT WAS JANUARY -- WHAT ARREST WAS  
22 THAT ONE?

23          MR. KOLODJI: WELL, LET ME JUST CLARIFY. YOU  
24 TESTIFIED THAT SHE FILED -- OR A REPORT WAS FILED ON  
25 HIM.

26           DO YOU REMEMBER WHEN THAT HAPPENED?

27          THE WITNESS: LIKE THE DATES, THE TIMES, AND THE  
28 YEARS?

1           THE COURT: WE HAVE RESPONDENT'S SISTER TESTIFY  
2 THAT PETITIONER, WHO SHE WAS CLOSE TO, MADE STATEMENTS  
3 ABOUT HOW YOU'RE GOING DO THINGS WITH D.C.F.S. -- WHICH  
4 IS EMBELLISHING INJURIES, I.

5           DON'T KNOW WHAT ELSE -- WHAT'S YOUR BASIS  
6 OF THE CROSS TO SHOW WHAT?

7           MR. KOLODJI: I WAS GOING TO ASK HER ABOUT -- WELL,  
8 SHE TESTIFIED THAT THE FAMILY RALLIED TOGETHER WHEN HE  
9 WAS FACING A CRIMINAL -- HE FACED CRIMINAL CHARGES DUE  
10 TO DOMESTIC ABUSE.

11           CORRECT?

12           THE COURT: ARE YOU AWARE THAT YOUR BROTHER WAS  
13 FACING CRIMINAL CHARGES?

14           THE WITNESS: I KNOW THAT WHEN SHE CALLED THE  
15 POLICE ON HIM, SHE GOT ARRESTED.

16           THAT?

17           MR. KOLODJI: YES.

18           DO YOU REMEMBER WHEN THAT WAS?

19           THE WITNESS: THE DATES -- I'M SORRY, I DIDN'T  
20 STUDY FOR THIS. NO.

21           THE COURT: SURE.

22           AND DID HE LOSE HIS BAR LICENSE AS A  
23 RESULT OF THAT?

24           THE WITNESS: NO.

25           MR. KOLODJI: HE CURRENTLY HAS A BAR LICENSE?

26           THE WITNESS: AS OF RIGHT NOW, NO. HIS BAR LICENSE  
27 IS SUSPENDED.

28           MR. KOLODJI: YOU WORK AT HIS FIRM?

1 THE WITNESS: NO.

2 I'M JUST HIS SISTER.

3 MR. KOLODJI: YOU SAID YOU WORK WITH HIM EVERY DAY?

4 THE WITNESS: WE WORK IN THE SAME BUILDING.

5 MR. KOLODJI: SO YOU HAVE A SEPARATE OFFICE THERE?

6 THE WITNESS: CORRECT.

7 AND WE WORK TOGETHER ON OTHER PROJECTS,  
8 BUT I DON'T WORK WITH HIM IN THE LAW FIRM.

9 MR. KOLODJI: OKAY.

10 I'M AT NOT SURE IF SHE HAS MUCH TESTIMONY.

11 THE COURT: YES.

12 BAR LICENSE IS NOT RELEVANT TO THIS  
13 PROCEEDING. UNLESS IT'S SOMETHING INVOLVING MORAL  
14 TURPITUDE. THERE'S NO EVIDENCE BEFORE THE COURT.

15 MR. KOLODJI: NOTHING FURTHER, YOUR HONOR.

16 THE COURT: DID SHE GIVEN THE TESTIMONY YOU  
17 ANTICIPATED?

18 ANYTHING ELSE?

19 MR. SAYEGH: YES.

20 THIS PHOTO HERE -- WHICH I BELIEVE IS  
21 MARKED AS R-3.

22 THE COURT: NO.

23 IT'S ALREADY BEEN MARKED AS EXHIBIT F.

24 MR. SAYEGH: SORRY.

25       ///

26       ///

27       ///

28       ///

1 SAMERA ARKEL,  
2 A WITNESS, CALLED ON BEHALF OF THE RESPONDENT, WAS  
3 SWORN AND TESTIFIED AS FOLLOWS:

DIRECT EXAMINATION

5 BY MR. SAYEGH:

6 Q MS. ARKEL, DO YOU RECOGNIZE THE PERSON IN THIS  
7 PHOTO?

8 A YES.

9 IT'S NUHA.

10 Q OKAY.

11 AND DO YOU RECOGNIZE ANYTHING UNUSUAL IN THIS  
12 PHOTO?

13 A HER LIPS ARE FULL.

14 Q AND WERE YOU THERE AT THE TIME THAT SHE GOT  
15 HER LIP -- WHEN YOU SAY, "WAS FULL," WHY DO YOU SAY IT  
16 WAS FULL?

17 A WELL, TO ME -- I KNOW THOSE WERE -- WHEN SHE  
18 GOT HER LIP INJECTIONS. SO SHE ALWAYS SENDS ME STUFF ON  
19 Groupon.

20 THE COURT: WHAT IS YOUR BACKGROUND, TRAINING?  
21 WHAT DO YOU FOR A LIVING?

22 MR. SAYEGH: OBJECTION.

THE WITNESS: RIGHT NOW I RUN A VENUE SPACE.

24 THE COURT: OKAY.

25 SO SHE'S NOT GOING TO BE ABLE TO GIVE  
26 TESTIMONY ABOUT THIS LIP UNLESS SHE WAS PRESENT WHEN  
27 THE PHOTO WAS TAKEN --

28 MR. SAYEGH: CAN I --

1           THE COURT:  SHE'S NOT GOING TO BE ABLE TO GIVE  
2 TESTIMONY --

3           MR. KOLODJI:  MOTION TO STRIKE --

4           MR. SAYEGH:  CAN I ASK ONE FOLLOW-UP?

5           Q        DID SHE TELL YOU SHE GOT LIP INJECTIONS?

6           A        YES, SHE IT.

7           Q        WHAT DID SHE TELL YOU, IF ANYTHING, ABOUT THIS  
8 PHOTOGRAPH?

9           A        SHE TOLD ME SHE GOT OF LIP INJECTIONS.  SHE  
10 TOLD ME ABOUT THE Groupon.  I TOLD YOU -- "WHY?  YOU  
11 HAVE BEAUTIFUL LIPS.  WHY ARE YOU GOING TO GET THEM?"  
12 SHE SAID --

13          THE COURT:  UNDERSTAND MY QUESTION.  DID SHE SAY  
14 ANYTHING WHEN SHE HAD THIS --

15          THE WITNESS:  YES, SHE ASKED --

16          THE COURT:  WAIT UNTIL MY QUESTION IS DONE.

17          THE WITNESS:  I'M SORRY.

18          THE COURT:  WHEN HER LIP LOOKED LIKE THIS, DID IT  
19 SHE TELL YOU ANYTHING ABOUT HOW THE LIP BECAME OR HOW  
20 THE LIP LOOKED LIKE THIS, WHAT HAPPENED WITH THE LIP?

21          THE WITNESS:  SHE ASKED ME IS IT NORMAL FOR HER TO  
22 BRUISE WHEN SHE DOES THAT BECAUSE SHE KNOWS THAT I GET  
23 BOTOX.

24          THE COURT:  MA'AM, YOU CAN STEP DOWN.

25           THANK YOU.

26           YOU CAN STEP DOWN.

27           NOW YOU'RE ON YOUR DIRECT.

28          MR. SAYEGH:  WE WERE STILL FINISHING --

1 THE COURT: WHATEVER YOU WANT, SIR. YOU HAVE 15,  
2 20 MINUTES TO SHOW WHATEVER YOU WANT -- WHETHER THAT'S  
3 YOUR TESTIMONY, WHETHER THAT'S CROSS, WHETHER THAT'S  
4 ADDITIONAL EVIDENCE.

5 MR. SAYEGH: NOT FROM HER.

6 THE COURT: MA'AM, YOU CAN STEP DOWN, YOU'RE DONE.

8 NUHA SAYEGH,  
9 CALLED ON BEHALF OF THE RESPONDENT, WAS SWORN AND  
10 TESTIFIED AS FOLLOWS:

11  
12 DIRECT EXAMINATION

13 BY MR. SAYEGH:

14 Q WHEN THE COURT BROKE, WE WERE DISCUSSING THE  
15 NOVEMBER 4TH INCIDENT. IN YOUR DECLARATION, YOU STATED  
16 THAT THE HEADBUTT CAUSED BLEEDING AND EXTREME SWELLING.

17 IS THAT TRUE?

18 A YES.

19 Q AND THAT YOU STATED IN THE PHOTO IS IDENTIFIED  
20 AT 2:59 A.M.

21 | CORRECT?

22 A ON THE DECLARATION, YES.

23 I RECEIVED -- I PUT -- THAT WAS FROM 2:30. I  
24 REMEMBER I WOKE UP AT 2:30 WITH THROBBING PAIN. THAT'S  
25 WHEN THAT HAPPENED -- TWO DAYS BEFORE THAT HAPPENED.

26 Q SO YOUR TESTIMONY WAS ON NOVEMBER 4TH 2023,  
27 THIS OCCURRED. AND AT 3:00 A.M., YOU TOOK THE PHOTO THE  
28 SAME DAY. IS THAT YOUR DECLARATION?

1 A YEAH.

2 I MISCOUNTED THE DAYS, I'M SORRY.

3 Q OKAY.

4 YOU ALSO TESTIFIED THAT -- OR IN YOUR  
5 DECLARATION THAT I HAD PULLED BOTH SIDES OF YOUR HAIR.

6 CORRECT?

7 A UH-HUH.

8 Q NOW IN THESE PHOTOS, YOUR HAIR ISN'T PULLED.

9 CORRECT?

10 A NO.

11 THEY'RE NOT.

12 Q AND IN THIS PHOTO HERE, THERE'S NO BLEEDING  
13 FROM ONE HOUR PRIOR?

14 A IT WAS TWO DAYS BEFORE.

15 THE COURT: THE QUESTION IS IN THE PHOTOGRAPH IS  
16 THERE BLEEDING. DOES THE PHOTOGRAPH SHOW BLEEDING?

17 THE WITNESS: NO.

18 THE COURT: NEXT QUESTION.

19 Q BY MR. SAYEGH: DO YOU RECALL GIVING A  
20 STATEMENT TO LAW ENFORCEMENT REGARDING THE JANUARY 2121  
21 EVENT? AND DO YOU RECALL MAKING A STATEMENT TO BOTH THE  
22 DISTRICT ATTORNEY AND THE DETECTIVE?

23 A I DON'T REMEMBER TOO MUCH OF THAT.

24 THE COURT: HER STATEMENTS CAN BE USED. SO EVEN  
25 THOUGH THE POLICE REPORT IS SHE MADE A STATEMENT -- BUT  
26 THE PROBLEM THAT I HAVE IS IS YOU CAN SHOW HER THE  
27 REPORT TO REFRESH HER MEMORY. BUT I WOULD NEED TO HAVE  
28 THE ACTUAL DEPUTY COME IN AND TELL ME THAT SHE MADE THE

1 STATEMENT.

2 DOES THAT MAKE SENSE?

3 WELL, YOU'RE AN ATTORNEY; SO YOU  
4 UNDERSTAND THAT.

5 MR. SAYEGH: IT'S IMPEACHMENT. SHE'S SAYING THAT I  
6 DID SOMETHING --

7 THE COURT: NO COMMENTARY. I'M JUST SAYING HOW YOU  
8 CAN USE THE POLICE REPORT. YOU CAN USE IT TO REFRESH  
9 YOUR MEMORY, BUT UNLESS YOU HAVE THE ACTUAL DEPUTIES TO  
10 COME IN AND SAY --

11 MR. SAYEGH: OKAY.

12 THE COURT: YOU CAN PUT IT ON THE SCREEN TO SEE IF  
13 IT REFRESHES HER MEMORY.

14 MA'AM, DO YOU REMEMBER SPEAKING TO LAW  
15 ENFORCEMENT ABOUT JANUARY 21ST 2021 INCIDENT?

16 MA'AM?

17 THE WITNESS: THE 21?

18 THE COURT: RIGHT.

19 THE WITNESS: I DO I RECALL A LITTLE BIT. LITTLE  
20 BIT.

21 THE COURT: SIR, YOU CAN HIGHLIGHT THE STATEMENTS  
22 TO SEE IF IT REFRESHES HER MEMORY.

23 MR. SAYEGH: SURE.

24 THE COURT: AND THIS IS RESPONDENT'S --

25 MR. SAYEGH: RESPONDENT'S 4.

26 THE COURT: AND THIS IS THE POLICE REPORT?

27 MR. SAYEGH: IF I HAVE MAY WITH AN OFFER OF PROOF.

28 THE COURT: TELL ME WHAT THE DOCUMENT IS.

1 MR. SAYEGH: THE DOCUMENT IS AN EMAIL THAT I  
2 RECEIVED FROM THE DEPUTY DISTRICT ATTORNEY PRIOR TO --  
3 THE COURT: EMAIL FROM A D.A. THAT'S GOOD ENOUGH.  
4 THAT DESCRIBES WHAT IT IS. THAT'S RESPONDENT'S 4. SO  
5 IT'S NOT GOING TO BE ENTERED INTO EVIDENCE, BUT IT CAN  
6 BE USED TO REFRESH HER MEMORY.

7 (WHEREUPON, RESPONDENT'S EXHIBIT 4  
8 WAS MARKED FOR IDENTIFICATION.)

9 Q BY MR. SAYEGH: DO YOU RECALL TELLING THE  
10 DEPUTY D.A. THAT ON THAT EVENING YOU HAD POOR MEMORY AND  
11 YOU WERE NOT FEELING WELL AT THE TIME OF THE NECK  
12 INJURIES? DO YOU RECALL TELLING THE D.A. THAT?

13 A I DON'T RECALL THAT.

14 Q DO YOU RECALL TELLING THE D.A. AT THAT TIME  
15 YOU'RE POSTPARTUM AND SELF-MEDICATE?

16 A I DON'T RECALL THAT.

17 Q DO YOU RECALL TELLING THE D.A. THAT YOU WERE  
18 ARGUING WITH ME BECAUSE I SAID YOU WERE A BAD MOTHER?

19 A I REMEMBER THAT.

THE COURT: YOU DO REMEMBER THAT?

21 THE WITNESS: I DO REMEMBER THAT.

22 Q BY MR. SAYEGH: DO YOU REMEMBER SAYING THAT  
23 YOU STRUCK ME ON THE CHEST WITH A SWEATER THAT HAD A  
24 METAL ZIPPER?

25 A I WAS JUST REMEMBERING THAT NOW.

26 | THE COURT: HOLD ON. HOLD ON.

27 DO YOU REMEMBER TELLING THE DEPUTY THAT  
28 YOU HIT HIM WITH A SWEATER WITH A METAL ZIPPER?

1           THE WITNESS:  YEAH.

2           I REMEMBER A SWEATERED SHIRT WITH A  
3 ZIPPER.

4           Q       BY MR. SAYEGH:  DO YOU REMEMBER STATING TO THE  
5 D.A. AND THE DEPUTY THAT YOU TRIED TO BLOCK -- THAT I  
6 TRIED TO BLOCK HER AND THAT IS WHEN I HIT YOU IN THE  
7 EYE?

8           A       SAY THAT ONE MORE TIME.

9           Q       YOU TOLD THE DEPUTY THAT I TRIED TO BLOCK YOU  
10 AND THAT IS WHEN I HIT YOU IN YOUR EYE?

11          A       NO.

12          Q       YOU DON'T RECALL SAYING THAT?

13          A       I DON'T RECALL SAYING THAT BEFORE.

14          Q       AND THAT YOU TOLD HER IT WAS AN ACCIDENT?

15          A       NOW, WAS THIS THE DAY OF, DAY AFTER, OR THE  
16 DAY --

17          Q       THIS IS A RECORDED CONVERSATION ON 6/23/23  
18 WITH THE DEPUTY --

19          A       THE REASON WHY --

20          Q       -- DETECTIVE LOHMAN AND DEPUTY DISTRICT  
21 ATTORNEY ANN KUMAN?

22          A       SO THIS IS A COUPLE OF DAYS AFTER THE  
23 INCIDENT.  CORRECT?

24          Q       THIS IS ON 6/23/23 AFTER YOU GOT OUT OF THE  
25 REHAB AND SOBERED UP?

26          A       OH, AFTER WHEN WE ALL AGREED THAT WE WERE  
27 GOING TO PUT MAKEUP ON AND SAY THAT I PUT MAKEUP ON MY  
28 FACE SO EVERYTHING WOULD GO AWAY.

1           THE COURT: SO, MA'AM, HE'S ASKING QUESTIONS NOW.  
2 SO JUST ANSWER HIS QUESTIONS. SO THIS WAS 6/23/23.

3           SO, SIR, WHEN YOU SAID THIS WAS AN  
4 ACCIDENT, CAN YOU REPHRASE SO I KNOW WHAT YOU MEAN  
5 WAS AN ACCIDENT?

6           MR. SAYEGH: SURE.

7           Q       YOU TOLD -- YOU SAID THAT I TRIED TO BLOCK YOU  
8 AND WHEN I DID TRY TO BLOCK YOU, I HIT THE LEFT SIDE OF  
9 YOUR EYE AND THAT IT WAS ABSENT?

10          A       THIS WAS AFTER REHAB, AFTER MY WHOLE -- AFTER  
11 EVERYTHING. THAT'S THE STORY THAT WE HAD TO GO WITH,  
12 YES. I DON'T REMEMBER SAYING THAT, THOUGH.

13          Q       AND DO YOU THINK THE DETECTIVE OR THE D.A.  
14 WERE LYING --

15          THE COURT: SIR, THEY'RE NOT HERE TO TESTIFY.

16          Q       BY MR. SAYEGH: OKAY.

17          YOU TESTIFIED -- WELL, YOU SAID TO THEM AND  
18 RECALL, THAT A RELATIVE GOT IN YOUR HEAD AND SAID THAT  
19 YOU WERE GOING -- THAT I WAS GOING TO TAKE AWAY THE  
20 KIDS.

21          IS THAT TRUE?

22          A       I DON'T REMEMBER. I DON'T RECALL.

23          Q       GOING TO THAT EVENING, DO YOU REMEMBER  
24 SPEAKING TO CAMILLIA?

25          A       I DO RECALL SPEAKING TO CAMILLIA.

26          Q       DO YOU RECALL HER TELLING YOU THAT YOU'RE  
27 GOING TO HAVE TO PUT A CASE ON ME AND IN ORDER TO DO SO,  
28 YOU'RE GOING TO HAVE TO EMBELLISH THE INJURIES WITH

1 MAKEUP?

2 A NO.

3 Q AND THE RELATIVE TOLD YOU TO BUILD A CASE OR  
4 REPORT AGAINST ME. THIS IS WHAT YOU TOLD THE D.A. AND  
5 THE DETECTIVE.

6 IS THAT TRUE?

7 A THEY -- MONTHS AFTER EVERYTHING, I DON'T  
8 RECALL EVERYTHING I TOLD. ALL I KNOW I WAS TOLD TO SAY  
9 A DIFFERENT STORY THAT HAD HAPPENED FROM THAT DAY.

10 Q OKAY.

11 YOU TOLD --

12 OKAY.

13 YOU SAID TO THE D.A. AND THE DETECTIVE, "LIFE  
14 HASN'T BEEN THE SAME SINCE THIS HAPPENED." YOU TOLD  
15 THEM THAT I AM NOT ABUSIVE.

16 IS THAT TRUE OR NOT?

17 A I DON'T RECALL, BUT I SAID WHATEVER YOU GUYS  
18 TOLD ME TO SAY.

19 Q YOU SAID I NEVER ONCE HIT YOU AND PEOPLE WOULD  
20 KNOW BY NOW IF I DID.

21 DID YOU TELL THEM THAT?

22 A I DON'T RECALL.

23 Q YOU SAID TO THEM YOU ARE NOW IN A REALLY GOOD  
24 PLACE AND HAVE NEVER FELT BETTER AND FEEL SAFE.

25 DID YOU TELL THEM THAT?

26 A I DON'T RECALL.

27 Q OKAY.

28 DID YOU TELL THEM AS -- THAT YOU HAVE DONE SIX

1 MONTHS OF REHAB AND SOBER LIVING?

2 A I PROBABLY DID.

3 Q AND THE KIDS LIVE WITH ME NOW; YOU'RE ALLOWED  
4 TO PICK THEM UP AND DO OVERNIGHTS --

5 OKAY.

6 HERE WE GO.

7 AFTER THEY HAD WRAPPED UP AND SAID OUR  
8 GOODBYES, YOU MENTIONED THAT YOU USED MAKEUP AT THE  
9 TIME. DID YOU TELL THEM THAT?

10 A I TOLD THEM WHAT YOU AND MY MOTHER TOLD ME TO  
11 SAY AFTER I GOT OUT OF REHAB, AFTER I GOT --

12 Q SO --

13 THE COURT: LET HER FINISH THE QUESTION.

14 THE WITNESS: SO EVERYONE CAN CALM DOWN.

15 THE COURT: SO YOUR TESTIMONY IS YOU MADE THESE  
16 STATEMENTS. BUT YOU YOUR TESTIMONY IS YOU MADE THESE  
17 STATEMENTS BECAUSE THE RESPONDENT AND YOUR MOTHER TOLD  
18 YOU TO MAKE THESE STATEMENTS? DO YOU I HAVE THIS RIGHT?

19 THE WITNESS: YES.

20 THE COURT: OKAY.

21 YOUR MOTHER IS NOT HERE. IS SHE IN THE  
22 AUDIENCE?

23 THE WITNESS: NO.

24 MY MOTHER --

25 THE COURT: OKAY.

26 THAT'S ENOUGH.

27 Q BY MR. SAYEGH: GOING TO THE PHOTOS --

28 MR. KOLODJI: SHOULD I DO FOLLOW-UP QUESTIONS

1 REGARDING THE --

2 THE COURT: WELL, FIRST, BECAUSE I DIRECTED, I WANT  
3 TO GET TO WHAT I THINK IS THE MOST RELEVANT PORTIONS  
4 WHICH ARE THE PHOTOGRAPHS. I WANT TO GIVE THE  
5 RESPONDENT AN OPPORTUNITY TO PRESENT HIS EVIDENCE. SO  
6 HE'S STILL ON HIS PORTION.

7 Q BY MR. SAYEGH: GOING BACK TO THE 21ST, ISN'T  
8 IT TRUE THAT I HAVE WALKED OUTSIDE AND SAW YOU SMOKING  
9 FENTANYL IN THE BACKYARD?

10 A YES OR NO?

11 A NO.

12 Q AND THIS IS WHY I TOLD YOU THAT -- I PUT YOU  
13 IN THREE REHABS AND NOW I'M GOING TO TAKE THE KIDS. YES  
14 OR NO?

15 A NO.

16 Q ISN'T IT TRUE YOU HAD FAILED A REHAB DRUG TEST  
17 FOR FENTANYL, CRACK COCAINE, AND FENTANYL SIX MONTHS  
18 PRIOR TO THIS DATE?

19 A I ABSOLUTELY SAY YES, I DID. NOT CRACK  
20 COCAINE, SMOKING FENTANYL -- NONE OF THAT.

21 Q SO THE TESTS THAT CAME BACK POSITIVE FROM THE  
22 REHAB, YOU'RE SAYING THAT THAT'S NOT TRUE?

23 A IT WASN'T REHAB. IT WAS A DETOX CENTER THAT I  
24 HAD ADMITTED MYSELF INTO --

25 Q THE COURT: ONE AT A TIME.

26 Q SIR, SHE'S ADMITTED TO HAVING A DRUG  
27 ISSUE. WELL, SIR, SHE ADMITTED BEFORE YOU EVEN  
28 ASKED THE QUESTION. SO I DON'T NEED OTHER EVIDENCE

1 THAT SHE HAD A DRUG PROBLEM OR SHE TESTED POSITIVE  
2 FOR DRUGS BACK IN 2021.

3 Q BY MR. SAYEGH: ISN'T IT TRUE I SAID, "YOU'RE  
4 A BAD MOTHER," THAT DAY, "AND I'M GOING TO TAKE THE  
5 KIDS." AND THAT'S WHY I SAID YOU ARE A BAD MOTHER?

6 A I DON'T RECALL.

7 BUT POSSIBLY.

8 Q OKAY.

9 AND THEN WHEN I SAID, "I'M GOING TAKE THE  
10 KIDS," YOU SWANG THE SWEATER THAT HAD A ZIPPER AND CUT  
11 ME ON MY CHEST?

12 A I DON'T RECALL CUTTING YOU ON THE CHEST.

13 I REMEMBER JUST A LITTLE ZIPPER.

14 Q ISN'T IT TRUE YOU WERE HIGHLY INTOXICATED THAT  
15 EVENING?

16 A I DON'T RECALL.

17 Q ISN'T IT ALSO TRUE THAT I WENT INTO THE  
18 BEDROOM OF THE KIDS, I WAS ON ONE KNEE PACKING THE KIDS,  
19 AND YOU PICKED UP THE PLASTIC TABLE AND LIFTED IT UP AT  
20 ME?

21 A I FLIPPED IT WHEN I CAME IN.

22 Q YOU LIFTED IT UP AT ME. YES OR NO?

23 A I DON'T KNOW.

24 Q AND I GOT UP TO BLOCK THE TABLE?

25 A POSSIBLY.

26 Q AND THAT'S WHEN I STRUCK YOU IN THE EYE?

27 A I DON'T RECALL.

28 Q AND AT THAT POINT, YOU WENT INTO THE BEDROOM

1 AND CALLED CAMILLIA. AND THE NEXT MORNING, 24 HOURS  
2 LATER, THE COPS SHOWED UP.

3 CORRECT?

4 A CORRECT.

5 Q AND THEN AT THE TIME, THEY HAD BROUGHT AN  
6 E.M.T. TO CHECK YOU, AND YOU REFUSED TO ALLOW THEM TO  
7 GET NEXT TO YOU -- THE MEDICAL STAFF?

8 ISN'T THAT TRUE?

9 A I DON'T RECALL.

10 Q ISN'T IT ALSO TRUE THAT THE PHOTOS THAT YOU  
11 PRESENTED WERE NOT FROM LAW ENFORCE. THEY WERE ACTUALLY  
12 FROM YOUR CELLPHONE?

13 A I DON'T RECALL.

14 Q AND ISN'T IT ALSO TRUE IN YOUR DECLARATION  
15 THERE'S MULTIPLE PHOTOS -- AND YOU CAN SEE -- I'M  
16 PULLING THAT UP RIGHT NOW. IN THE PHOTOS, YOU WILL SEE  
17 AT THE BOTTOM MULTIPLE PHOTOS WILL SHOW --

18 LET ME USE THIS REAL QUICK.

19 MR. KOLODJI: SURE.

20 Q BY MR. SAYEGH: THIS HERE IN YOUR PHONE --  
21 THESE PHOTOS HERE ARE MULTIPLES WHERE YOU ARE PRACTICING  
22 DIFFERENT MAKEUP DESIGNS AND TAKING DIFFERENT PHOTO  
23 SHOTS.

24 ISN'T BE THAT TRUE?

25 A NO.

26 Q NOW, I'M GOING GO TO YOUR PHOTOS OF THAT  
27 EVENING.

28 ISN'T THIS TRUE, THESE ARE ACTUALLY SWEAT

1 MARKS BECAUSE THIS PHOTO WAS TAKEN ABOUT AN HOUR  
2 AFTERWARDS?

3 A AN HOUR AFTERWARDS --

4 THE COURT: THE QUESTION IS ARE THESE SWEAT MARKS  
5 THAT LOOKS LIKE BRUISING AROUND THE RIGHT -- EYE HE'S  
6 ASKING IF THEY'RE SWEAT MARKS.

7 THE WITNESS: NO.

8 THE COURT: OKAY.

9 Q BY MR. SAYEGH: THIS HERE IS ALSO MAKEUP --

10 THE COURT: SIR --

11 Q BY MR. SAYEGH: I'M ASKING ISN'T IT TRUE THIS  
12 IS A CONCEALER MAKEUP THAT YOU USED TO HELP EMBELLISH  
13 THESE INJURIES?

14 A NO.

15 Q THIS IS A PHOTO OF THAT SAME DAY?

16 A I DON'T KNOW.

17 Q ANY SWELLING THAT WOULD CAUSE SUCH A BLACK  
18 EYE?

19 A IT LOOKS LIKE A --

20 THE COURT: DID YOU USE CONCEALER OR ANY OTHER  
21 MAKEUP TO ENHANCE OR EMBELLISH THE INJURIES?

22 THE WITNESS: NO, I DID NOT.

23 Q BY MR. SAYEGH: DID YOU TELL POLICE OFFICERS  
24 THAT YOU DID?

25 A YES, I DID.

26 Q AND IN THIS PHOTO HERE, WHICH IS ALSO THE SAME  
27 EYE --

28 IF THE COURT WOULD SEE IT ACTUALLY IN PERSON,

1 IT'S A DIFFERENT SHADE.

2 OKAY.

3 THE COURT: I DON'T KNOW WHAT YOU MEAN IT'S A  
4 DIFFERENT SHADE. YOU CAN SHOW ME AN EXHIBIT AND MAKE  
5 THE ARGUMENT WHEN ALL THE EVIDENCE IS IN.

6 MR. KOLODJI: I'M GOING TO OBJECT TO THIS  
7 DEMONSTRATIVE.

8 THE COURT: WELL, DEMONSTRATIVE -- WHAT WERE YOU  
9 TRYING TO SHOW? I MEAN IT'S NOT --

10 MR. SAYEGH: SURE.

11 I WANTED THE COURT TO SEE BECAUSE I  
12 PRESENTED AN EXPERT WHO'S A MAKEUP SPECIALIST.

13 THE COURT: IS THAT PERSON HERE?

14 MR. SAYEGH: NO.

15 THE COURT: SO YOU HAVE --

16 MR. SAYEGH: I HAVE DEMONSTRATIVE EVIDENCE OF WHAT  
17 REAL BLACK EYES OR WHAT --

18 THE COURT: STOP.

19 THAT'S OUT.

20 Q BY MR. SAYEGH: NOW, MS. SAYEGH, GOING TO THIS  
21 PHOTO -- OKAY -- ISN'T IT TRUE THAT THIS IS 100 PERCENT  
22 MAKEUP?

23 A NO.

24 Q NO.

25 AND HOW LONG AFTER THIS ALLEGED -- HOW LONG  
26 AFTER DID YOU TAKE THIS PHOTOGRAPH?

27 A I DON'T RECALL.

28 Q THE POLICE OFFICER DID NOT MAKE THIS

1 PHOTOGRAPH. CORRECT?

2 A I DON'T RECALL. I DON'T KNOW.

3 Q YOU DON'T RECALL HOW LONG AFTER?

4 A I'M SORRY, I DON'T.

5 I WISH I DID.

6 Q DO YOU HAVE THE THUMB MARK SIDE WHERE THE  
7 INJURY WOULD HAVE OCCURRED -- THE PRESSURE FROM THE  
8 THUMB MARKS.

9 DO YOU RECALL GOING TO YOUR SISTER'S  
10 BACHELORETTE PARTY ON SEPTEMBER 21ST OF THAT SAME YEAR?  
11 DO YOU RECALL TWO DAYS LATER GOING TO A BACHELORETTE  
12 PARTY IN PALM SPRINGS?

13 A TWO DAYS LATER OF THAT INCIDENT?

14 Q TWO DAYS AFTER THIS INCIDENT, DO YOU RECALL  
15 GOING TO A -- HAVING A BACHELORETTE PARTY AT PALM  
16 SPRINGS -- AT THE PALM SPRINGS HOTEL?

17 THE COURT: OFFER OF PROOF?

18 MR. SAYEGH: THE OFFER OF PROOF THERE'S GOING TO BE  
19 PHOTOGRAPHS SHOWING ABSOLUTELY NO INJURIES THAT EXIST.  
20 THIS IS --

21 THE COURT: HOLD ON.

22 THE DATE THIS BACHELORETTE PARTY IS WHEN?

23 MR. SAYEGH: THE 21ST OF JANUARY.

24 THE COURT: JANUARY 21ST OF WHAT YEAR?

25 MR. SAYEGH: 2021.

26 THE COURT: 2021.

27 OKAY.

28 DID YOU GO TO A BACHELORETTE PARTY OR ANY

1       TYPE OF PARTY ON JANUARY 21ST, 2021?

2           THE WITNESS: I DON'T RECALL.

3           THE COURT: THERE'S EVIDENCE BEFORE THE COURT SHE  
4 HAD DRUG ISSUES IN 2021, '22. SHE WAS IN REHAB.

5           SO ANYTHING ELSE? YOU HAVE ABOUT FIVE  
6 MORE MINUTES.

7           MR. SAYEGH: YEAH, WHAT I HAVE --

8           THE COURT: SIR, WERE YOU AT THIS PARTY? CAN YOU  
9 LAY THE FOUNDATION?

10          MR. SAYEGH: NO, BECAUSE --

11          THE COURT: SO THE ANSWER IS NO. PUT THE PHOTO ON  
12 THE OVERHEAD AND SEE IF SHE CAN LAY THE FOUNDATION.

13           THE FIRST QUESTION IS DO YOU RECOGNIZE  
14 THIS PHOTOGRAPH? IS THIS YOU? IT LOOKS LIKE YOU.

15          THE WITNESS: IT LOOKS LIKE ME.

16          THE COURT: DO YOU KNOW WHEN THIS PHOTOGRAPH WAS  
17 TAKEN?

18          THE WITNESS: NO, I DON'T.

19          Q      BY MR. SAYEGH: DO YOU RECOGNIZE THIS PHOTO?

20          A      YES.

21          Q      WHEN WAS THIS?

22          A      THAT'S THE BACHELORETTE PARTY, MY SISTER'S  
23 LUNCH.

24          Q      YOUR SISTER'S BACHELORETTE PARTY?

25          A      IT WAS ONE OF THE TIMES WE WENT TO LUNCH.

26          Q      THIS IS THE SAME PHOTO, JUST A DIFFERENT  
27 ANGLE?

28          A      UH-HUH.

1 Q TRUE OR NO?

2 A YES.

3 Q THIS IS A CLOSEUP OF THAT PHOTO?

4 A OKAY.

5 Q AND THIS IS TWO DAYS AFTER THESE INJURIES?

6 A TWO DAYS?

7 Q TWO DAYS.

8 THAT'S EXACTLY WHEN THE BACHELORETTE PARTY WAS  
9 JANUARY 21ST -- BACHELORETTE PARTY?

10 THE COURT: THE QUESTION IS?

11 Q BY MR. SAYEGH: IS THIS A PHOTOGRAPH OF YOU AT  
12 THE BACHELORETTE PARTY?

13 A IT WASN'T TWO DAYS AFTER THAT.

14 THE COURT: SO THE QUESTION IS IS THE PHOTOGRAPH OF  
15 YOU AFTER THE --

16 THE WITNESS: YES, IT WAS.

17 THE COURT: NEXT QUESTION.

18 Q BY MR. SAYEGH: AND THIS HERE IS ANOTHER  
19 VERSION OF THIS AT THE BACHELORETTE PARTY, DOCUMENTED IN  
20 PALM SPRINGS, TWO DAYS LATER?

21 A IT WASN'T TWO DAYS LATER. IT WAS LIKE A  
22 MONTH -- TWO MONTHS AFTER.

23 THE COURT: SO SHE'S CORRECT YOU CAN'T GIVE YOUR  
24 COMMENTARY AND TESTIFY. BUT THAT'S A PICTURE OF YOU AT  
25 THE PARTY?

26 THE WITNESS: YES.

27 THE COURT: OKAY.

28 ANYTHING ELSE. SIR?

1 Q BY MR. SAYEGH: SO IT'S YOUR TESTIMONY NOW  
2 THAT HE DIDN'T HAVE A BACHELORETTE PARTY ON JANUARY 21  
3 OF 2022, THAT YOU WERE AT THERE?

4 A YEAH, I WAS THERE.

5 Q DO YOU SEE ANY OF THOSE INJURIES THAT YOU HAD  
6 JUST TWO DAYS LATER -- BEFORE?

7 THE COURT: SO HER ANSWER IS IT WASN'T TWO DAYS  
8 BEFORE.

9 BUT DO YOU SEE ANY INJURIES --

10 THE WITNESS: NO, I DON'T.

11 THE COURT: DO YOU SEE ANY OF THE INJURIES THAT YOU  
12 TESTIFIED.

13 THE WITNESS: NO.

14 MR. SAYEGH: MAY I GO BACK TO THIS --

15 THE COURT: YOU HAVE TWO MINUTES.

16 MR. SAYEGH: AND THAT WILL INCLUDE MY DIRECT?

17 THE COURT: IT'S CUMULATIVE. WHAT ELSE? WHAT ELSE  
18 DO YOU HAVE?

19 MR. SAYEGH: I HAVE A LOT ON MY DIRECT IF I MAY.

20 THE COURT: OF YOUR TESTIMONY? YOU DON'T HAVE A  
21 LOT, SIR. WHAT DO YOU HAVE? I UNDERSTAND YOUR POSITION  
22 IS YOU'VE NEVER HIT HER EXCEPT ONE TIME EXCELLENTLY WHEN  
23 FLIPPED THE TABLE; THAT MAYBE YOU CALLED HER A BAD  
24 MOTHER ONCE WHEN SHE WAS IN REHAB; THAT YOU HAVE NO  
25 RECOLLECTION OF THE WINDSHIELD; THAT YOU WEREN'T EVEN IN  
26 THE SAME ROOM WHEN SHE TESTIFIED THAT YOU KICKED HER AND  
27 GAVE HER A BLACK EYE. I HAVE YOUR TESTIMONY. WHAT  
28 ELSE? I HAVE YOUR SISTER GIVE TESTIMONY --

1 MR. SAYEGH: I HAVE --

2 THE COURT: HOLD ON, SIR.

3 I HAVE YOUR SISTER GIVE TESTIMONY H THAT  
4 SHE HEARD THE PETITIONER MENTIONING EMBELLISHING  
5 INJURIES TO GIVE A REPORT TO D.C.F.S. I HAVE  
6 TESTIMONY THAT SHE HAD DRUG ISSUES. I HAVE THAT  
7 TESTIMONY.

8 DO YOU HAVE SOMETHING NEW? WHAT ELSE DO  
9 YOU HAVE THAT'S NEW?

10 MR. SAYEGH: I HAVE MY THAT --

11 SHE TOLD MY CHILDREN TO LIE.

12 THE COURT: WHAT EVIDENCE DO YOU HAVE OF THAT?

13 MR. SAYEGH: THAT THE KID MADE ON THEIR OWN.

14 THE COURT: HEARSAY.

15 WHAT ELSE DO YOU HAVE?

16 MR. SAYEGH: I HAVE DOCUMENTATION THAT SHE LIED  
17 ABOUT HAVING CANCER, TO ME, OVER THE LAST YEAR IN ORDER  
18 TO EXTORT AND EXTRACT FUNDS AND THINGS.

19 THE COURT: SO YOU HAVE CHARACTER EVIDENCE THAT SHE  
20 WAS DISHONEST IN THE PAST.

21 MR. SAYEGH: WHAT OCCURRED --

22 THE COURT: WHAT ELSE DO YOU HAVE, SIR?

23 MR. SAYEGH: I HAVE --

24 OKAY.

25 SHE CALLS THE POLICE ON SEPTEMBER 8TH.

26 OKAY?

27 SHE SAID THAT I KIDNAPPED THE KIDS. THAT  
28 MORNING SHE HAD SENT OUT THIS --

1           THE COURT: WE'LL GET TO THE CUSTODY VISITATION  
2 PORTION. WE'RE GOING TO GET TO THE CUSTODY AND  
3 VISITATION PORTION. WE'RE NOW ON THE ABUSE PORTION.

4           I HAVE HER TESTIMONY. I HAVE YOUR  
5 TESTIMONY. I HAVE PHOTOGRAPHS OF DEPICTED INJURIES.  
6 I HAVE YOUR TESTIMONY EXPLAINING -- OR YOUR VERSION  
7 OF HOW I SHOULD VIEW THESE EXHIBITS.

8           ANYTHING ELSE REGARDING THE ABUSE, AND  
9 THEN WE'LL GET TO CUSTODY AND VISITATION.

10          MR. SAYEGH: THE IMPORTANCE IS SHE'S LIED.

11          THE COURT: I'LL MAKE A DECISION AS TO WHO IS LYING  
12 AND WHO'S NOT.

13          MR. SAYEGH: NO.

14          THE IMPORTANT THING IS SHE'S CALLED THE  
15 POLICE MULTIPLE TIMES, AND IT'S FALSE.

16          THE COURT: ANYTHING ELSE ABOUT THE ALLEGED ABUSE?  
17 THAT, SIR, IS WHAT I NEED TO MAKE A DECISION ON.

18          NOW I THINK I HAVE THE EVIDENCE I NEED  
19 FROM THE PETITIONER AND FROM YOU ON THESE ALLEGED  
20 INCIDENTS OF ABUSE.

21          MR. SAYEGH: YOUR HONOR, ON AUGUST 26TH, I HAVE  
22 LOTS OF DOCUMENTATION I ESTABLISHING EXACTLY WHERE I  
23 WAS. AND IT WAS MATHEMATICALLY IMPOSSIBLE FOR ME TO BE  
24 THERE.

25          THE COURT: WHAT ABOUT JUNE 8TH?

26          MR. SAYEGH: WHAT'S THAT?

27          THE COURT: JUNE 8TH?

28          WHAT ABOUT NOVEMBER 2023.

1 MR. SAYEGH: SO ON JUNE 8TH, SHE HAD THE EYE --

2 THE COURT: AND THE PHOTOGRAPHS FROM 2021.

3 MR. SAYEGH: SURE.

4 ON JUNE 8TH, SHE TEXTED ME THAT SHE HAD  
5 THIS MEDICAL ISSUE -- AND IT WAS NOT REAL -- ON THE  
6 LIP. SHE SAID IT WAS A MEDICAL ISSUE. ON THE LIP,  
7 SHE SAYS THAT SHE WAS BLEEDING. JUST AN HOUR AGO --  
8 AND YOU COULD TELL IT'S A PERFECT SYMMETRICAL LIPS  
9 THAT DON'T EXIST.

10 THE COURT: YOU HAVE OTHER EVIDENCE SHOWING YOU  
11 WEREN'T THERE AUGUST 26TH --

12 MR. SAYEGH: AND --

13 THE COURT: SIR SLOW DOWN.

14 AND THAT EVIDENCE IS THE TEXT MESSAGES  
15 THAT I'VE ALREADY SEEN.

16 MR. SAYEGH: NO.

17 I HAVE PHYSICAL DOCUMENTATION. I HAVE  
18 WHERE I'M AT. I'M ON TV THAT DAY. I HAVE AN ENTIRE  
19 DOCUMENTATION. I CAN JUST GO REALLY QUICK.

20 THE COURT: GO THROUGH THAT, AND THAT WILL WRAP IT  
21 UP.

22 THAT WOULD BE EVIDENCE THAT YOU WERE NOT  
23 HOME ON AUGUST 26TH WHEN YOU GOT INTO A FIGHT WITH  
24 HER AT THE HOUSE.

25 CORRECT?

26 MR. SAYEGH: YES.

27 THE COURT: WHAT ELSE OF EVIDENCE DO YOU HAVE --

28 MR. SAYEGH: MIA'S SCHOOL ATTENDANCE WHERE ON

1 AUGUST 26TH, SHE WAS AT SCHOOL. AND THAT'S WHY I WAS  
2 TRYING TO ASK MRS. SAYEGH AT WHAT TIME SHE GOT TO THE  
3 HOME.

4 OKAY?

5 AND WE ALSO HAVE IS MYSELF --

6 AND SO IF I CAN JUST FIND OUT WHAT TIME  
7 SHE GOT --

8 THE COURT: SIR --

9 MR. SAYEGH: HERE IS --

10 THE COURT: YOU TOLD ME YOU TO HAVE EVIDENCE TO  
11 SHOW YOU WERE NOT IN THE VICINITY.

12 MR. SAYEGH: HERE'S AN ARCO RECEIPT AND ANOTHER  
13 HOME DEPOT RECEIPT FROM AUGUST 26TH. HERE I AM AT  
14 GROCERY OUTLET PURCHASING THE GROCERIES FOR THE TOWN  
15 HALL THAT I DO EVERY TUESDAY. HERE IS A DECLARATION  
16 FROM THE HOUSEKEEPER WHO SAYS --

17 THE COURT: THAT'S OUT. DECLARATION IS OUT.

18 MR. SAYEGH: HERE IS THE REBUILDING WORKSHOP THAT I  
19 DO ON A LIVE STREAM AT A LAW FIRM AUGUST 26TH. THIS IS  
20 THE TIME IT IS AT. THIS IS ME ON THE LIVE STREAM  
21 HANDLING THE WORKSHOP. THAT WORKSHOP REQUIRES ME TO BE  
22 AT THE LAW FIRM SET UP ALL THE CHAIRS, SET UP ALL THE  
23 FOOD, AND CONDUCT -- I HAVE MULTIPLE CONTRACTORS AND  
24 THINGS OF THAT NATURE. I HAVE -- WAS NOT AT THE HOME IN  
25 ALTADENA ON THE 26TH.

26 THE COURT: ANYTHING ELSE, SIR? YOU HAVE THESE  
27 EXHIBITS. YOU HAVE EXHIBITS SHOWING YOU MADE PURCHASES  
28 AT CERTAIN STORES. THIS IS YOUR EVIDENCE THAT YOU WERE

1 NOT HOME AT ALL DURING --

2 MR. SAYEGH: YEAH. I WAS ON A LIVE STREAM.

3 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

4 MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO POINT OUT  
5 WHAT HE JUST SHOWED US, THE LIVE STREAM AT 5:52 P.M.

6 THE COURT: SIR, IT'S NOT EVIDENCE --

7 MR. KOLODJI: THE INCIDENT ALLEGEDLY OCCURRED --

8 THE COURT: IT WAS NOT EVIDENCE THAT HE WASN'T HOME  
9 AT ALL DURING AUGUST 26 OTHER THAN HIS TESTIMONY.

10 MR. SAYEGH: BUT I --

11 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

12 MR. KOLODJI: YES, YOUR HONOR.

13 I JUST WANT TO DRAW THE COURT'S ATTENTION  
14 TO THE SECOND PAGE OF HIS EXHIBIT 1 AND HAVE MY  
15 CLIENT, IN HER SUPPLEMENTAL DECLARATION, EXPRESS  
16 WHAT THE DETECTIVE SAID OCCURRED THAT DAY AND THE  
17 D.A. EXPRESSED -- PUT IN THAT EMAIL --

18 THE COURT: THAT'S NOT EVIDENCE. THOSE -- THE D.A.  
19 AND POLICE OFFICERS -- THEY DID NOT COME TO COURT TO  
20 TESTIFY. THE ONLY THING IN EVIDENCE IS HER -- OR HER  
21 ANSWERS.

22 MR. KOLODJI: WHAT I'M JUST POINTING OUT, YOUR  
23 HONOR, IN THE SUPPLEMENTAL DECLARATION HER RECOLLECTION  
24 OF WHAT ACTUALLY OCCURRED LINES UP WITH WHAT DEPUTY  
25 REYES WROTE HERE -- WAS PRESENTED AS BEING WHAT DEPUTY  
26 REYES TOLD THE D.A. THAT THE --

27 THE COURT: THAT'S HEARSAY. ALL OF THAT IS OUT.

28 MR. KOLODJI: I JUST WANTED TO --

1           THE COURT:  NOTHING THAT THE D.A. WROTE, NOTHING  
2 THAT THE POLICE OFFICERS WROTE IS ACTUALLY IN EVIDENCE.

3           OKAY.

4           SUBMITTED BOTH SIDES.

5           I HAVE -- JUST SO WE HAVE A RECORD -- ALL  
6 OF THE EXHIBITS THAT HAVE BEEN SHOWN BY THE PARTIES  
7 ON BOTH SIDES WILL BE ADMITTED EXCEPT I THINK THERE  
8 WAS R-4 -- EXCEPT THE EMAILS FROM THE D.A.'S OFFICE.  
9 BUT ALL THE OTHER TEXT MESSAGES AND PHOTOGRAPHS ARE  
10 GOING TO BE ADMITTED.

11           THE ISSUE IS WHETHER OR NOT THE PETITIONER  
12 HAS SHOWN THAT BY PREPONDERANCE OF THE EVIDENCE THAT  
13 IT IS MORE LIKELY THAN NOT THAT THE RESPONDENT  
14 INFILCTED THOSE INJURIES ON HER FACE.  AND  
15 BASICALLY, THIS COMES DOWN TO CREDIBILITY.

16           I FIND THE PETITIONER CREDIBLE, I FIND THE  
17 RESPONDENT'S SISTER CREDIBLE.  I DON'T FIND THE  
18 RESPONDENT CREDIBLE.  THE PETITIONER -- SHE GIVES  
19 DETAILS OF THE EVENTS.  THE PETITIONER EVEN GIVES  
20 STATEMENTS, NOT EVEN UNDER CROSS THAT HER  
21 CREDIBILITY -- SHE GIVES STATEMENTS THAT SHE WAS  
22 DEALING WITH DRUGS; SHE GIVES STATEMENTS THAT  
23 D.C.F.S. HAD TO COME INSIDE OR INTERVENE TO TAKE  
24 CARE OF KIDS.  SO SHE DOESN'T JUST GIVE SELF-SERVING  
25 TESTIMONY.  AND HER TESTIMONY ON THE INCIDENTS ARE  
26 VERY SPECIFIC AND VERY DETAILED.

27           THE RESPONDENT ON THE OTHER HAND, DOES NOT  
28 GIVE DETAILS; AND THERE'S NO TESTIMONY THAT THE

1 RESPONDENT GIVES WHICH INCULPATES HIM AT ALL. IF I  
2 WERE TO BELIEVE THE RESPONDENT, HE HAS NEVER LAID A  
3 HAND ON THE PETITIONER EXCEPT MAYBE ONCE ON  
4 ACCIDENT. I DON'T THINK THAT'S LIKELY TRUE. IF I  
5 BELIEVE THE RESPONDENT, HE'S NEVER LOST HIS TEMPER.  
6 HE MAY HAVE CALLED THE PETITIONER BAD MOTHER ONCE  
7 BECAUSE SHE'S DEALING WITH DRUGS. I DON'T THINK  
8 THAT'S LIKELY TRUE. I WASN'T THERE. I DON'T KNOW  
9 BEYOND A REASONABLE DOUBT WHAT'S HAPPENED BETWEEN  
10 THE PARTIES. BUT YOU THE BURDEN IN THIS CASE IS  
11 WHAT'S MORE LIKELY TRUE THAN NOT TRUE.

12 SO I HAVE THE PETITIONER GIVING TESTIMONY.  
13 I HAVE THE RESPONDENT GIVING TESTIMONY. I HAVE  
14 EVIDENCE THAT THE PETITIONER WAS USING DRUGS TO SUCH  
15 AN EXTENT THAT SHE HAD TO GO UNDER REHAB. SO HER  
16 CREDIBILITY -- THERE MAY BE ISSUES WITH HER  
17 CREDIBILITY. BUT I DON'T JUST HAVE THE TESTIMONY.  
18 I HAVE PHOTOGRAPHS THAT DEPICT INJURIES. WHAT'S  
19 MORE LIKELY TRUE THAT THOSE INJURIES ARE CONSISTENT  
20 WITH PETITIONER'S TESTIMONY.

21 THE RESPONDENT WILL HAVE YOU TO BELIEVE  
22 THAT'S CONCEALER MAKEUP; THAT'S A LIP INJECTION;  
23 THAT -- I WOULD HAVE TO HAVE A LEAP TO BELIEVE THAT.  
24 I THINK MORE LIKELY TRUE THAN NOT TRUE IS WHAT THE  
25 PETITIONER SAID BECAUSE IT'S CONSISTENT WITH THE  
26 PETITIONER.

27 THERE'S A PHOTOGRAPH OF A BROKEN  
28 WINDSHIELD. THE PETITIONER GIVES DETAILS ABOUT THE

1 BROKEN WINDSHIELD. THE RESPONDENT BRUSHES OVER IT.  
2 HE DOESN'T SAY, "IT'S NOT MY CAR. HE DOESN'T SAY,  
3 "IT DIDN'T HAPPEN, JUST BRUSHES OVER IT.

4 SO FOR CREDIBILITY, THE PETITIONER -- I  
5 BELIEVE THE RESPONDENT'S SISTER. I BELIEVE  
6 RESPONDENT'S SISTER SHE'S MADE UP OR SHE'S  
7 EMBELLISHED -- PROBABLY TRUE, PROBABLY LIKELY WHEN  
8 SHE'S TALKING TO D.C.F.S. BUT SHE'S EMBELLISHING AN  
9 INJURY THAT THE RESPONDENT GAVE HER; THAT RESPONDENT  
10 INFLECTED AN INJURY, AND MAYBE SHE WENT ON TO  
11 D.C.F.S. TO MAKE IT MORE PRONOUNCED. BUT I DON'T  
12 BELIEVE THAT THE PETITIONER JUST TOOK A FACE WITH NO  
13 INJURY AT ALL AND CREATED PICTURES OF INJURIES.

14 SO I FIND THAT THE PETITIONER HAS  
15 ESTABLISHED BY THE PREPONDERANCE OF THE EVIDENCE  
16 MORE LIKELY TRUE THAN NOT TRUE, THAT THE RESPONDENT  
17 HAS BEEN PHYSICALLY ABUSIVE. BUT THERE'S EVIDENCE  
18 THAT PETITIONER HAS SUFFERED OR HAS HAD DRUG ISSUES.

19 SO NOW WE GET TO CUSTODY AND VISITATION.  
20 I DON'T KNOW WHAT THE CURRENT SITUATION IS WITH THE  
21 MINORS. I DON'T KNOW WHAT CURRENT ARRANGEMENT IS  
22 WITH THE MINORS, WHERE THE MINOR IS STAYING. I  
23 DON'T KNOW THAT THE PETITIONER IS STILL DEALING WITH  
24 THOSE DRUG ISSUES.

25 SO LET ME HEAR FROM THE RESPONDENT. WHAT  
26 HAS BEEN THE CURRENT ARRANGEMENT -- OR WHAT IS THE  
27 CURRENT ARRANGEMENT WITH THE CHILDREN? YOU STATED  
28 IN YOUR DECLARATION YOU HADN'T SEEN THE CHILDREN.

1 I'M HOPING I READ THIS WRONG -- THAT YOU HADN'T SEEN  
2 THEM SINCE JANUARY 8TH.

3 MR. SAYEGH: NO, NOT JANUARY 8TH. SEPTEMBER.

4 BUT I WAS ABLE TO TRACK THE CHILD DOWN  
5 ONCE AT ELLIOT.

6 THE COURT: WHEN WAS THE LAST TIME YOU SEEN YOUR  
7 CHILDREN?

8 MR. SAYEGH: I SAW THE CHILD ONCE.

9 THE COURT: WHEN YOU SAY, "THE CHILD," THERE'S TWO.

10 MR. SAYEGH: SO I FOUND MIA -- I'VE BEEN ABOUT A  
11 MONTH TRYING TO TRACK THE KIDS DOWN. SHE HAD REMOVED  
12 THEM OUT OF THE SCHOOL. I FOUND HER --

13 THE COURT: SIR, SIMPLE QUESTION. WHEN WAS THE  
14 LAST TIME YOU SEEN YOUR CHILDREN?

15 MR. SAYEGH: I HAVEN'T SEEN THEM IN TWO WEEKS. AND  
16 THEN PRIOR TO THAT, A MONTH. SO I'VE ONLY IN SEEN THEM  
17 ONE TIME WHEN I FOUND THEM ONCE THIS ENTIRE TIME.

18 THE COURT: OKAY.

19 MR. SAYEGH: AND SHE BLOCKED THE PHONES TO CALL.

20 THE COURT: SIR, I GOT THAT. THAT WAS IN YOUR  
21 DECLARATION.

22 SO YOU HAVEN'T SEEN YOUR CHILDREN. YOU  
23 SAW THEM TWO WEEKS AGO AND BEFORE THAT YOU HADN'T  
24 SEEN THEM FOR OVER A MONTH?

25 MR. SAYEGH: YEAH.

26 AND I --

27 THE COURT: SO THAT TAKES US TO SEPTEMBER.

28 FROM JANUARY TO SEPTEMBER -- WHAT WAS THE

1 ARRANGEMENTS WITH YOU AND THE CHILDREN?

2 MR. SAYEGH: WE -- FIRST MIA AND NUHA LIVED  
3 TOGETHER. AND THEN, BECAUSE WE'RE DISPLACED FROM THE  
4 FIRES -- I WENT BACK INTO ALTADENA ABOUT FOUR MONTHS AGO  
5 TO GET A BAG TOGETHER. AND SHE REMAINED DOWN THERE IN  
6 TEMPLE CITY.

7 I HAD THE KIDS FRIDAY, SATURDAY, SUNDAY.

8 I DROPPED THEM OFF ON SCHOOL MONDAY. SHE WOULD PICK  
9 THEM UP OF AFTER SCHOOL ON MONDAY UNTIL CLASS ENDED  
10 ON FRIDAY.

11 THE COURT: SO YOU WOULD HAVE WHICH WEEKENDS?

12 MR. SAYEGH: EVERY WEEKEND.

13 THE COURT: SO YOU WOULD HAVE FROM JANUARY TO  
14 SEPTEMBER. THE ARRANGEMENTS WERE THAT YOU WOULD HAVE  
15 THE CHILDREN EVERY WEEKEND FROM FRIDAY AFTER SCHOOL?

16 MR. SAYEGH: YES.

17 THE COURT: FRIDAY NIGHT, SATURDAY, SUNDAY, AND  
18 THEN DROP THEM OFF MONDAY AT SCHOOL?

19 MR. SAYEGH: YES.

20 THE COURT: HOW LONG HAD THAT ARRANGEMENT BEEN IN  
21 PLACE?

22 MR. SAYEGH: SEVEN MONTHS, EIGHT MONTHS.

23 THE COURT: MA'AM, DO YOU AGREE THAT WAS THE  
24 ARRANGEMENT BETWEEN THE PARTIES.

25 MS. SAYEGH: NOT EXACTLY.

26 I WOULD GET THEM MOST OF THE TIME MONDAY  
27 THROUGH FRIDAY. THERE WOULD BE WEEKENDS MAYBE ONCE  
28 A MONTH THAT HE WOULD DROP THEM OFF ON SCHOOL

1 MONDAY. AND THIS ONLY HAPPENED ONLY FOR MAYBE A  
2 MONTH, TWO MONTHS -- YEAH, GIVE OR TAKE. MONTH OR  
3 TWO MONTHS.

4 THE COURT: SO YOU'RE SAYING THAT.

5 MS. SAYEGH: FOR THE WHOLE MONTH, WE TRIED IT OUT.  
6 SEE WHAT HAPPENS. THE SECOND MONTH I ENROLLED THEM TO  
7 PASADENA UNIFIED BECAUSE MY DAUGHTER WANTED TO --

8 THE COURT: I'M NOT ASKING ABOUT THAT. I'M ASKING  
9 ABOUT HOW OFTEN THEY SAW THE RESPONDENT?

10 MS. SAYEGH: ON THE WEEKENDS AND THROUGH THE  
11 WEEKDAYS. HE WOULD POP UP AND HANG OUT LIKE REGULAR  
12 PEOPLE.

13 MR. KOLODJI: YOUR HONOR, JUST TO CLARIFY.  
14 RESPONSE -- THE REQUEST FOR DISSOLUTION MARRIAGE  
15 FILED -- WE INDICATED THE SEPARATION WAS JUNE 8TH 2025.

16 THE COURT: UH-HUH.

17 MR. KOLODJI: WHICH IS I BELIEVE WE ARE -- WHEN  
18 THIS DIVIDING LINE OCCURRED IN TERMS OF THIS SHARED  
19 ARRANGEMENT --

20 THE COURT: YOU SAID THERE'S EVIDENCE YOU WERE  
21 DEALING WITH ABUSE. SO WHAT IS YOUR CURRENT SOBRIETY?

22 MS. SAYEGH: ABOUT THREE OR FOUR YEARS, NOW.

23 THE COURT: I'M GOING TO ASK THE RESPONDENT THE  
24 SAME QUESTION. WHAT TYPE OF CUSTODY ARRANGEMENT ARE YOU  
25 ASKING FOR, AND WHY IS THAT IN THE BEST INTEREST OF  
26 JORDAN AND MIA.

27 YOU'RE ASKING FOR WHAT TYPE OF VISITATION?

28 MS. SAYEGH: I'M BEEN A STAY-AT-HOME MOM MOST OF --

1 SINCE I CAN REMEMBER UNTIL NOW. AND I HAVE QUICK LITTLE  
2 GIGS. I'M A CHEF. AND I NOW WORK AT RECOVERY COMPASS  
3 WHICH IS --

4 THE COURT: HOW OFTEN SHOULD THE MINORS -- AND I'M  
5 GOING TO AS RESPONDENT. WHAT TYPE VISITATION ARE YOU  
6 ASKING FOR WITH KIDS WITH RESPONDENT?

7 I'M GOING TO ASK YOU THE SAME QUESTION IN  
8 A MOMENT SIR.

9 MS. SAYEGH: I'LL GIVE HIM --

10 THE COURT: NOT "WHAT I'LL GIVE YOU." YOU CAN TELL  
11 ME WHAT YOU SUGGEST.

12 MS. SAYEGH: I MEAN I WANT THE FATHER TO BE IN THE  
13 KIDS' LIVES AS MUCH AS POSSIBLE. BUT I DO TAKE CARE OF  
14 THEM FULLY. I NURTURE THEM.

15 THE COURT: SO YOU'RE ASKING FOR EVERY WEEKEND WITH  
16 THE DAD? WHAT ARE YOU ASKING FOR?

17 DON'T LOOK AT YOUR LAWYER. LOOK AT ME.

18 MS. SAYEGH: BECAUSE THE KIDS LOVE THEIR DAD, YOU  
19 KNOW.

20 THE COURT: OKAY.

21 SIR, WHAT ARE YOU ASKING FOR IN TERMS OF  
22 VISITATION?

23 MR. SAYEGH: I'LL PICK THEM UP FROM SCHOOL ON  
24 FRIDAYS. I'LL PICK THEM UP FROM SCHOOL, AND I'LL COME  
25 DROP THEM OFF AT SCHOOL ON MONDAY.

26 THE COURT: EVERY WEEK?

27 DOES THAT WORK FOR YOU, MA'AM? YOU CAN GO  
28 --

1 MS. SAYEGH: THERE WILL BE WEEKENDS THAT I WOULD  
2 LIKE TO HAVE --

3 THE COURT: IT'S UNUSUAL FOR ME TO GIVE ALL THE  
4 WEEKENDS TO ONE PARENT.

5 MR. SAYEGH: IF SHE WANTS ONE, SHE ABSOLUTELY CAN.  
6 MORE THAN HAPPY. IF SHE HAS SOMETHING TO DO,  
7 ABSOLUTELY. WE ALWAYS HAD THAT TYPE OF RELATIONSHIP.  
8 IF SHE NEEDS ME TO TAKE THE KIDS DURING THE WEEK --  
9 WHATEVER THE CASE MAY BE. I DON'T FORESEE THAT BEING AN  
10 ISSUE.

11 THE COURT: GO AHEAD, MA'AM.

12 MS. SAYEGH: NO.

13 THAT'S --

14 THE COURT: OKAY.

15 ANYTHING -- SO YOU'VE TESTIFIED YOU'RE  
16 DEALING WITH SOBRIETY. ANYTHING I SHOULD KNOW ABOUT  
17 THE RESPONDENT OTHER THAN WHAT'S TESTIFIED ABOUT THE  
18 ABUSE BETWEEN THE TWO OF, ABOUT HIS RELATIONSHIP  
19 WITH THE CHILDREN, YOU BELIEVE THE CHILDREN ARE SAFE  
20 WITH THEM?

21 MS. SAYEGH: YES.

22 THE COURT: HOW FAR DO YOU LIVE AWAY --

23 MR. SAYEGH: I LIVE IN ALTADENA. I DON'T KNOW  
24 WHERE SHE LIVES.

25 THE COURT: WHAT CITY?

26 MR. SAYEGH: TEMPLE CITY.

27 THE COURT: WHENEVER THERE'S ONE PARENT WHO'S  
28 LIVING WITH THE CHILDREN AND THE OTHER PARENT HAS

1 WEEKENDS, TYPICALLY WHAT I DO WHEN BOTH PARENTS -- IT'S  
2 GOOD FOR THE MINORS TO HAVE THOSE PARENTS INVOLVED TO  
3 HAVE MIDWEEK VISITS -- LIKE EVERY TUESDAY, TAKE THEM  
4 OUT, TAKE THEM TO DINNER. IS THAT SOMETHING YOU'D BE  
5 INTERESTED IN?

6 MR. SAYEGH: ABSOLUTELY.

7 THE COURT: WHAT DAY OF THE WEEK WOULD YOU BE  
8 ASKING FOR? ONE OR TWO? AND I'LL TALK TO THE  
9 PETITIONER. AT LEAST ONE DAY A WEEK BECAUSE YOU'RE ONLY  
10 SEEING THEM ON THE WEEKENDS.

11 MR. SAYEGH: WEDNESDAY ARE PRETTY GOOD BECAUSE WE  
12 LIKE TO HAVE -- MONDAYS ARE GREAT TOO BECAUSE THEY'RE  
13 HALF DAY. WHATEVER SHE'S HAPPIER WITH.

14 MR. KOLODJI: YOUR HONOR, IF WE'RE GOING TO DO  
15 MIDWEEKS, MAYBE WE SHOULD DO ALTERNATING WEEKEND  
16 SCHEDULE.

17 THE COURT: LET'S FIRST START WITH -- I'M LISTENING  
18 TO THE PARTIES. AND THE PARTIES ARE FINE WITH THIS?

19 MR. SAYEGH: I WOULD LIKE MONDAYS BECAUSE THEY HAVE  
20 HALF-OFF DAYS.

21 THE COURT: MONDAYS FINE WITH YOU?

22 MS. SAYEGH: EVERY MONDAY?

23 THE COURT: MONDAY IS FINE, BUT WHEN YOU HAVE THEM  
24 ON THE WEEKEND SOMETIMES --

25 MR. SAYEGH: I'LL TAKE A WEDNESDAY THEN.

26 THE COURT: THIS WILL BE EVERY WEDNESDAY YOU'LL  
27 PICK UP THE KIDS FROM SCHOOL -- TALK ABOUT WHERE THE  
28 LOCATION WILL BE. AND THE KIDS ARE 6 AND 13. SO YOU'VE

1 GOT TO DROP THEM OFF SAY 6:00 OR 7:00 P.M.

2 WHAT'S IS OKAY WITH YOU?

3 MR. SAYEGH: THAT'S FINE.

4 8:00 P.M.?

5 THE COURT: NO. NO. THEY CAN'T DO 8:00 BECAUSE  
6 THEY HAVE TO GO BACK.

7 WHAT TIME DO THEY GET OUT OF SCHOOL?

8 MR. SAYEGH: THEY GET OUT AT 3:30.

9 THE COURT: SO 3:30 TO WE'LL SAY 6:00. THAT'S TWO  
10 AND A HALF HOURS TO TAKE THEM TO SHAKEY'S, TAKE THEM TO  
11 THE PARK, TAKE THEM TO YOUR HOUSE, TAKE THEM WHEREVER.  
12 SO WE'LL SAY 6:30. SO THAT'S THREE HOURS. THAT'S EVERY  
13 WEDNESDAY DAD PICK-UP FROM SCHOOL.

14 AND WHERE'S THE DROP-OFF? IS IT GOING TO  
15 BE THE POLICE STATION, OR IS IT GOING TO BE  
16 RESIDENCE? WHERE ARE YOU ASKING THE DROP-OFF TO BE?

17 MS. SAYEGH: WHICHEVER RESIDENCE WE END UP STAYING  
18 AT.

19 THE COURT: DOES THAT WORK FOR YOU, SIR?

20 MR. SAYEGH: YES.

21 THE COURT: I'LL PUT IN WEEKENDS WITH DAD BUT THE  
22 MOTHER COULD HAVE ONE WEEKEND PER MONTH. AND TELL THE  
23 DAD A WEEK IN ADVANCE THAT THAT WEEKEND THAT YOU'RE  
24 GOING TO KEEP THE KIDS.

25 DOES THAT MAKE SENSE?

26 MS. SAYEGH: YES.

27 THE COURT: AND THAT ALSO WORKS FOR YOU?

28 MR. SAYEGH: YES.

1           THE COURT: CAN YOU DO THE HOLIDAY SCHEDULE?  
2 PARTIES CAN MEET AND CONFER ABOUT THE HOLIDAY SCHEDULE?  
3           MS. SAYEGH: I DON'T KNOW.  
4           THE COURT: TELL ME A LITTLE BIT MORE ABOUT YOUR  
5 SOBRIETY. YOU SAID THREE YEARS SOBER. DO YOU HAVE A  
6 RESPONSOR? DO YOU HAVE --  
7           MS. SAYEGH: I DO. I HAVE EVERYTHING, YEAH.  
8           THEY JUST DRUG TESTED ME TOO.  
9           THE COURT: YOU'RE STILL GETTING TESTED?  
10          MS. SAYEGH: NO.  
11          D.C.F.S. ENDED UP CLOSING THIS CASE. AND  
12 SHE DRUG TESTED ME. OF COURSE, NOTHING.  
13          THE COURT: BUT THERE'S NO ISSUES WITH DAD, NO DRUG  
14 --  
15          MR. SAYEGH: I BELIEVE SHE'S CURRENTLY SOBER.  
16          THE COURT: AND YOU'RE EMPLOYED, SIR? YOU HAVE A  
17 JOB?  
18          MS. SAYEGH: I AM KIND OF -- BECAUSE OF MY  
19 SUSPENSION, I'M KIND OF DOING MARKETING FOR A LAW FIRM  
20 CURRENTLY.  
21          THE COURT: NO DRUGS, NO ISSUES WITH YOU AND DRUGS?  
22          MR. SAYEGH: NO, YOUR HONOR.  
23          I JUST TOOK A DRUG TEST.  
24          THE COURT: SO FOR THOSE FACTORS, IT SEEMS LIKE THE  
25 3044 WOULD BE REBUTTED BECAUSE EVEN THOUGH I BELIEVE  
26 YOUR CLIENT HAS DEMONSTRATED BY THE EVIDENCE THAT THE  
27 RESPONDENT HAS ANGER ISSUES, WHEN HE GETS VIOLENT HE  
28 INFILCTS INJURIES AGAINST PETITIONER -- I DON'T SEE

1 EVIDENCE OF HIM BEING A DANGER WITH THE CHILDREN. HE --  
2 YOUR CLIENT HAS A HISTORY OF DRUGS. AND I'M GLAD THAT  
3 SHE'S SOBER. BUT IT SEEMS LIKE THE FATHER SHOULD HAVE  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY OF THE MINORS  
5 BASED ON THOSE FACTS.

6 MR. KOLODJI: YOUR HONOR, WE WOULD REQUEST JOINT --  
7 SOLE LEGAL CUSTODY IN THIS CASE. BECAUSE I THINK THAT  
8 IT HASN'T BEEN ENOUGH TIME TO REBUT 3044. HE LITERALLY  
9 DID THESE INCIDENTS --

10 THE COURT: YOU'RE SAYING UNDER 3044(B) -- AND I  
11 WOULD HAVE TO MAKE A FINDING UNDER 3044(B) THAT YOU  
12 REBUTTED WHICH BASICALLY GIVES A LIST OF THINGS TO DO OR  
13 THINGS FOR THE COURT TO CONSIDER LIKE ENROLLING IN A  
14 DOMESTIC VIOLENCE PROGRAM, LIKE COMPLETING AN ANGER  
15 MANAGEMENT PROGRAM. SO I UNDERSTAND WHAT COUNSEL IS  
16 SAYING IS THAT IT'S A LITTLE BIT TOO SOON. BUT IT  
17 APPEARS THAT THAT'S THE ROAD THAT I SEE THIS GOING ON AS  
18 LONG AS THERE'S NO MORE ABUSE THAT YOU WOULD REBUT THE  
19 PRESUMPTION SO THE GOAL WOULD BE JOINT PHYSICAL JOINT  
20 LEGAL. BUT I AGREE, COUNSEL, WE'RE NOT THERE YET.

21 AND I WOULD REQUEST THAT YOU ENROLL AND  
22 COMPLETE A 52-WEEK ANGER MANAGEMENT PROGRAM, D.V.C.  
23 PROGRAM. ONCE YOU ENROLL IN THAT PROGRAM AND YOU  
24 TAKE FOUR TO FIVE CLASSES, AND YOU SHOW THAT PROOF  
25 AND THERE'S NO OTHER INCIDENTS I THINK THAT WOULD  
26 REBUT THE 3044.

27 WHAT WE'LL DO, SIR, I'M GOING TO ISSUE A  
28 RESTRAINING ORDER FOR THREE YEARS. THAT'S GOING TO

1 EXPIRE OCTOBER 15TH 2028, AT MIDNIGHT. I'M NOT  
2 GOING TO INCLUDE THE MINORS AS PROTECTED PARTIES.

3           I AM GOING TO ORDER THAT YOU NOT HARASS,  
4 ATTACK, STRIKE, THREATEN, ASSAULT, HIT, FOLLOW,  
5 STALK, MOLEST, DESTROY THE PERSONAL PROPERTY,  
6 SURVEILLANCE, IMPERSONATE, BLOCK THE MOVEMENTS,  
7 ANNOY BY PHONE OR ANY ELECTRONIC MEANS, DISTURB THE  
8 PEACE OF THE PETITIONER. YOU'RE TO HAVE NO CONTACT  
9 WITH THE PETITIONER EXCEPT BRIEF AND PEACEFUL  
10 CONTACT TO COMMUNICATE ABOUT YOUR CHILDREN OR HAVE  
11 CONTACT WITH HER FOR COURT ORDERED VISITS AND  
12 CONTACTS.

13           SO THE ONLY TIME YOU'RE COMMUNICATING WITH  
14 THE PETITIONER WILL BE THROUGH O.F.W.

15           HAVE THE PARTIES ALREADY ENROLLED IN OUR  
16 FAMILY WIZARD?

17           I'M GOING TO ORDER THAT THE PARTIES ENROLL  
18 IN OUR FAMILY WIZARD AND COMMUNICATE ONLY FOR THE  
19 KIDS. ONLY FOR THE KIDS. OTHERWISE YOU'RE TO STAY  
20 100 YARDS AWAY FROM HER, HER HOUSE, HER JOB, AND HER  
21 CAR. SHE MAY RECORD ANY COMMUNICATIONS MADE BY YOU  
22 THAT VIOLATE THIS ORDER.

23           I'M GOING TO ORDER THAT YOU ENROLL AND  
24 COMPLETE THE 52-WEEK BATTERER'S INTERVENTION  
25 PROGRAM.

26           AND SIR, WHAT I'M GOING TO DO IS I'M GOING  
27 TO BRING YOU BACK IN THREE MONTHS. AND HERE'S THE  
28 PURPOSE OF THAT. IF YOU HAVE ENROLLED IN AND

1 COMPLETED AT LEAST FIVE CLASSES AND THERE'S NO OTHER  
2 INCIDENTS, THEN I'LL LIKELY MAKE A FINDING THAT YOU  
3 HAVE REBUTTED THE PRESUMPTION IN 3044 AND GIVEN  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY. SO ENROLL  
5 IN THE PROGRAM. IF NO INCIDENTS, JOINT LEGAL/JOINT  
6 PHYSICAL.

7 MR. SAYEGH: WHAT WAS THE RETURN DATE?

8 THE COURT: LET'S PICK THAT NOW.

9 MR. KOLODJI: AND YOUR HONOR, WE WOULD ALSO -- WE  
10 REQUESTED CHILD SUPPORT, SPOUSAL SUPPORT, AND ALSO  
11 ATTORNEY'S FEES. I'VE FILED ATTORNEY'S FEES ON THE  
12 SEPARATE MOTION. SHE FILED AN INCOME AND EXPENSE  
13 DECLARATION WITH THIS COURT INDICATING THEIR RENT IS  
14 5600 AND INDICATES 5500 SO SHE NEEDS --

15 THE COURT: I HAVE TO SEE HIS FL 150.

16 MR. KOLODJI: YOUR HONOR, WHAT I DO HAVE IS  
17 ATTACHED TO THE SUPPLEMENTAL DECLARATION HE --

18 THE COURT: SO FIRST LET ME GET THE RETURN DATE,  
19 AND THEN WE'LL TALK ABOUT THAT.

20 WHAT ABOUT JANUARY 7TH?

21 DOES THAT WORK FOR EVERYBODY'S CALENDAR?

22 YOU SAID THE JANUARY 14. 52-WEEK PROGRAM,  
23 COMPLETE AT LEAST FOUR CLASSES. IF YOU DO THAT AND  
24 NO INCIDENCES, IT WILL BE JOINT LEGAL AND JOINT  
25 PHYSICAL.

26 IN TERMS OF SUPPORT -- SO WHENEVER THERE'S  
27 A REQUEST FOR SUPPORT, I NEED TO HAVE THE FINANCIALS  
28 OF THE PARTIES, I HAVE THE PETITIONER'S FL 150. I

1 DON'T HAVE THE RESPONDENT'S. I CAN'T MAKE AN ORDER  
2 WITHOUT HIS DECLARATION. I CAN BRING HIM BACK  
3 EARLIER BUT --

4 SIR, THE REQUEST GOES BACK RETROACTIVELY  
5 TO THE DATE OF THE REQUEST; SO AS SOON AS THERE'S A  
6 DISPARITY OF INCOME --

7 ARE THESE PROVISIONS FOR PREVAILING ON A  
8 D.V.R.O.? GUIDELINE SUPPORT?

9 MR. KOLODJI: THE ATTORNEY'S FEES REQUEST IS ON THE  
10 WAY TO -- IT HAS TO BE FILED SEPARATELY, YOUR HONOR.

11 AS MY EXHIBIT G, I ATTACHED INFORMATION --  
12 AND I CAN PULL UP OUT EMAIL -- THAT RESPONDENT'S --  
13 AS PROOF OF INCOME FOR HIS -- FOR HER LEASE. AND IF  
14 YOU ADD UP THE MONEY THAT HE GOT OVER THESE FOUR  
15 MONTHS, IT COMES OUT TO \$48,000, A MONTH. I GUESS  
16 \$100,000 --

17 THE COURT: I NEED HIS FL 150. I'M NOT GOING TO  
18 RELY ON THAT. THAT MIGHT BE SUPPLEMENTAL TO RELY ON,  
19 BUT I NEED YOU TO HAVE A CHANCE TO FILE YOUR FL 150 --

20 MR. SAYEGH: I HAVE COUNSEL FOR THE DISSOLUTION.

21 WE'LL MEET AND CONFER.

22 MR. KOLODJI: BETWEEN NOW AND JANUARY, HE AT LEAST  
23 CAN TAKE -- AS PART OF OUR REQUEST THAT HE PAY THE  
24 RENT -- SO IF HE CAN AT LEAST PAY THE RENT AND THE CAR  
25 PAYMENT.

26 THE COURT: WHAT IS THE RENT AND CAR PAYMENT?

27 MR. SAYEGH: HE PAYS THE CAR PAYMENT. RENT WAS  
28 5500. I HAVE THE INVOICE RIGHT HERE.

1           THE COURT: I'M NOT GOING TO MAKE THAT ORDER. YOU  
2 CAN COME BACK BEFORE JANUARY AND I CAN HAVE THE  
3 RESPONDENT FILE HIS FL 150. AND WE CAN COME BACK IN A  
4 MONTH. SO I'M NOT GOING TO MAKE AN ORDER FOR HIM TO PAY  
5 5500 OR ANY OTHER AMOUNT. YOU CAN MEET AND CONFER.

6           MR. SAYEGH: I'LL CONTINUE PAYING HEALTH INSURANCE.  
7 I'LL CONTINUE PAYING HER CAR INSURANCE. I'LL CONTINUE  
8 PAYING HER CAR PAYMENT. AND I'LL CONTINUE PAYING HER  
9 CELLPHONE.

10          THE COURT: DOES THAT WORK UNTIL JANUARY?

11          MS. SAYEGH: NOT UNTIL JANUARY.

12          THE COURT: SO WE'LL COME BACK -- SO I WON'T HAVE  
13 YOU WAIT UNTIL JANUARY. WHAT I'LL DO IS FOR THAT  
14 PORTION, SIR, YOU'RE GOING TO BE ORDERED TO FILE AND  
15 SERVE AN FL 150. THAT'S AN INCOME AND EXPENSE  
16 DECLARATION. THAT'S THE FINANCIAL DOCUMENT I NEED FROM  
17 YOU BEFORE I'M ABLE TO MAKE ANY AWARD EITHER FOR  
18 ATTORNEY'S FEES OR FOR SUPPORTS -- WHETHER IT'S CHILD OR  
19 SPOUSAL SUPPORT. I CAN BRING THE PARTIES BACK FOR THAT  
20 ON NOVEMBER 19TH OR ON NO 26TH.

21          MR. SAYEGH: I'LL TAKE THE 25TH.

22          THE COURT: 2 6. 2 6.

23          MR. SAYEGH: 2 6. I'LL TAKE THE 26TH.

24          MR. KOLODJI: I HAD THE SAME THOUGHT ESSENTIALLY IN  
25 OUR MOVING PAPERS ASKED FOR POSSESSION OF THE HOUSE,  
26 WHICH SOLVES THIS PROBLEM AND I JUST WANT TO INQUIRE OF  
27 MY CLIENT --

28          THE COURT: WE'RE NOT GOING TO SOLVE IT NOW.

1 SO NOVEMBER 19TH FOR THE REMAINING ISSUES  
2 REQUESTED BY THE PETITION. SO I'LL SEE THE PARTIES  
3 ON 11/19 AT 8:30. AND THAT'S FOR THE ISSUE OF  
4 PROPERTY CONTROL AND SUPPORT AND ATTORNEY'S FEES.  
5 THE RESPONDENT IS ORDERED TO FILE AND SERVE AN FL  
6 150 FOR THAT DATE.

7 ALL RIGHT.

8 I'M SEE EVERYONE ON NOVEMBER 19TH.

9 SIR, WAIT IN THE HALLWAY. YOU'LL BE  
10 SERVED WITH THE RESTRAINING ORDER.

11 (WHEREUPON, THE ABOVE PROCEEDINGS CONCLUDED.)

12  
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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4  
5 FAHED SAYEGH, )  
6 PETITIONER, )  
7 VS. ) RPT'S CERT.  
8 NUHA SAYEGH, ) CASE NO.  
9 RESPONDENT. ) 25PDRO01260  
10 \_\_\_\_\_ )  
11

12 I HEREBY CERTIFY THAT ON THE 15TH DAY OF  
13 OCTOBER, 2025, I, TOSHA TOWNSEND, CSR #9156,  
14 OFFICIAL REPORTER OF THE ABOVE ENTITLED COURT, WAS  
15 ASSIGNED AS SHORTHAND REPORTER TO REPORT THE  
16 TESTIMONY AND PROCEEDINGS CONTAINED IN THE  
17 TRANSCRIPT HEREIN; AND DID ACT AS SUCH REPORTER;  
18 THAT THE FOREGOING IS A TRUE AND CORRECT  
19 TRANSCRIPTION OF MY SAID NOTES, AND A FULL, TRUE AND  
20 CORRECT STATEMENT OF SAID TESTIMONY AND PROCEEDINGS.

21  
22 *Tosha Townsend*  
23 \_\_\_\_\_  
TOSHA TOWNSEND, CSR. #9156  
OFFICIAL REPORTER  
24  
25  
26  
27  
28

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4 -000-

5 FAHED SAYEGH, )  
6 PETITIONER, )  
7 VS. ) CASE NO.  
8 NUHA SAYEGH, ) 25PDRO01260  
9 RESPONDENT. )  
10 \_\_\_\_\_ )

11  
12 REPORTER'S TRANSCRIPT OF PROCEEDINGS  
13 OCTOBER 15, 2025  
14

15 APPEARANCES:

16 FOR THE PETITIONER: KIRK A. KOLODJI  
17 ATTORNEY AT LAW  
18

19 FOR THE RESPONDENT: IN PROPRIA PERSONA  
20  
21

22  
23 REPORTED BY: TOSHA TOWNSEND, C.S.R. 9156  
24 OFFICIAL REPORTER  
25

26 COPY  
27  
28

1  
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I N D E X

EXHIBITS

PETITIONER'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

(NONE OFFERED)

RESPONDENT'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

2	(DOCUMENT)	31		
I-2	(DOCUMENT)	47		
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1 CASE: 25PDRO01260  
2 CASE NAME: FAHED SAYEGH VS. NUHA SAYEGH  
3 PASADENA, CA WEDNESDAY, OCTOBER 15, 2025  
4 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE  
5 REPORTER: TOSHA TOWNSEND, CSR #9156  
6 TIME: MORNING SESSION  
7  
8

9 APPEARANCES:

10 THE PETITIONER, FAHED SAYEGH, WAS PRESENT  
11 AND SELF-REPRESENTED; RESPONDENT, NUHA  
12 SAYEGH, WAS PRESENT AND REPRESENTED BY  
13 KIRK A. KOLODJI, ATTORNEY AT LAW.

14

15 THE COURT: ON NUMBER 4, WE HAVE NUHA SAYEGH.

16 OKAY.

17 HAVE A SEAT.

18 I'M NOT GOING TO SWEAR ANYBODY IN. I'M  
19 GOING TO GET INFORMATION TO SEE HOW LONG THE HEARING  
20 WILL BE SO I KNOW WHO TO CALL FIRST.

21 AND NUMBER 4 THIS WAS A D.V.R.O. REQUEST  
22 FOR PREVENTION FILED BY THE PETITIONER ON  
23 SEPTEMBER 9. T.R.O. GRANTED ON SEPTEMBER 10.  
24 MINORS WERE EXCLUDED.

25 I REVIEWED THE RESPONSE FILED BY THE  
26 RESPONDENT ON SEPTEMBER 12TH. BASICALLY SAYING IT'S  
27 ALL MADE UP; THIS IS RETALIATION.

28 I'VE READ THE NARRATIVES WHICH GAVE A

1 CHRONOLOGY. AND THERE WAS A SUPPLEMENTAL  
2 DECLARATION WITH SOME PHOTOGRAPHS ALSO FILED ON  
3 OCTOBER 8TH.

4 AND THEN NO. 5 -- ON NO. 5, THAT'S WHEN  
5 YOU ARE THE RESPONDENT.

6 AND I'VE READ YOUR REQUEST FOR D.V.  
7 PREVENTION ON SEPTEMBER 12TH.

8 SO JUST GIVE ME A TIME ESTIMATE.

9 FIRST, BOTH PARTIES READY TO PROCEED ON  
10 BOTH?

11 MR. KOLODJI: WE ARE, YOUR HONOR.

12 MR. SAYEGH: WE ARE.

13 THE COURT: OKAY.

14 MR. SAYEGH: ON BEHALF OF THE RESPONDENT, SLASH,  
15 PETITIONER.

16 THE COURT: AND WHAT'S THE TIME ESTIMATE?

17 MR. KOLODJI: WELL --

18 THE COURT: HOW MUCH TIME DO YOU NEED TO PRESENT  
19 YOUR EVIDENCE?

20 MR. KOLODJI: I PROBABLY WILL NEED AN HOUR AND A  
21 HALF OR AN HOUR.

22 THE COURT: I'VE READ THE DECLARATION. SO ASSUMING  
23 YOU DON'T HAVE TO REPEAT EVERYTHING IN THE DECLARATION  
24 --

25 MR. KOLODJI: WE CAN DO IT IN AN HOUR.

26 THE COURT: ABOUT AN HOUR.

27 SIR, HOW MUCH TIME DO YOU NEED TO PRESENT?

28 MR. SAYEGH: TWO HOURS.

1           THE COURT: I DON'T NEED TWO HOURS ON THIS. IT'S  
2 JUST YOU AS THE WITNESS.

3           MR. SAYEGH: I HAVE TWO OTHER WITNESSES.

4           THE COURT: WHO ARE THE WITNESS, AND TELL ME WHAT  
5 THE OFFER OF PROOF IS?

6           MR. SAYEGH: ARKEL SAMERA, S-A-M-E-R --

7           THE COURT: -- A.

8           M-E-R-A. AND HER LAST NAME SAMERA?

9           MR. SAYEGH: A-R-K-E-L.

10          THE COURT: AND WHAT WILL MS. ARKEL TELL ME THAT'S  
11 RELEVANT TO THESE TWO -- WELL, THESE TWO REQUESTS?

12          MR. SAYEGH: SURE.

13          NUMBER ONE, SHE WAS THE PERCIPIENT WITNESS  
14 WHEN, MIA SAYEGH WAS SPOKEN TO WITH ME, WHO WAS OUR  
15 MINOR. AND IN THAT CONVERSATION, WE FILED A SEALED  
16 DECLARATION. AND THE CONTEXT OF THAT IS THAT MRS.  
17 SAYEGH HAD COACHED HER INTO LYING ABOUT WITNESSING.  
18 THE AUGUST 26TH EVENT; SHE HAD COACH HER AND HER SON  
19 TO LIE TO D.C.F.S. ABOUT ADDITIONAL ABUSE AND CHILD  
20 ABUSE.

21          THE COURT: SO THE OFFER OF PROOF IS THIS WITNESS  
22 WATCHED OR HAS FIRSTHAND KNOWLEDGE OF THE PETITIONER  
23 COACHING THE MINORS?

24          MR. SAYEGH: NO, YOUR HONOR.

25          SINCE THE MINOR IS NOT HERE, SHE WAS THERE  
26 WHEN THE MINOR CONFESSED TO --

27          THE COURT: THAT'S ALL HEARSAY.

28          MR. SAYEGH: OKAY.

1           THE COURT: IT'S AN OUT-OF-COURT STATEMENT THAT  
2 YOU'RE ASKING THE COURT TO ADMIT FOR THE TRUTH OF THE  
3 MATTER.

4           SO WHAT ELSE?

5           MR. SAYEGH: THE SECOND --

6           THE COURT: JUST SO WE'RE CLEAR, JUST SO WE'RE  
7 CLEAR BECAUSE THERE'S RULES FOR THE HEARINGS. SO  
8 PERCIPIENT WITNESSES -- THESE ARE WITNESSES WHO HEARD,  
9 SAW, CAN COME TO COURT, CAN BE SWORN IN -- "THIS IS WHAT  
10 I HEARD. THIS IS WHAT I SAW." PERCIPIENT WITNESSES.

11           CHARACTER EVIDENCE IS INADMISSIBLE. SO,  
12 FOR EXAMPLE, "THAT PARTY IS A LIAR. THAT PARTY HAS  
13 A CHARACTERISTIC OF DISHONESTY; SO THEY'RE PROBABLY  
14 DISHONEST." SO NO, THAT'S OUT.

15           SOAP PERCIPIENT WITNESSES ARE WITNESSES  
16 THAT ACTUALLY SAW SOMETHING.

17           IS MS. ARKEL A PERCIPIENT WITNESS TO ANY  
18 OF THE ALLEGED ACTS OF ABUSE? ALLEGED AT THE TIME  
19 OF ABUSE SEPTEMBER 8TH, SEPTEMBER 24?

20           SO YES? NO?

21           MR. SAYEGH: YES, YOUR HONOR.

22           THE COURT: TO WHAT?

23           MR. SAYEGH: THE SECOND WOULD BE ALIBI ON THE  
24 AUGUST 26TH DATE BECAUSE SHE WAS WITH ME.

25           AND IF I MAY READDRESS --

26           THE COURT: AN ALIBI MEANING YOU WEREN'T PRESENT  
27 DURING THE ALLEGED ABUSE?

28           MR. SAYEGH: NOT THE ALLEGED ABUSE BUT THE ABSENCE

1 OF MYSELF.

2 THE COURT: I DON'T NEED TO HEAR FROM ARKEL.

3 MR. SAYEGH: MAY I READDRESS THE MINOR?

4 THE COURT: WE'RE GOING TO START WITH THE  
5 WITNESSES, AND THEN IF THERE'S A -- I'LL GIVE YOU A  
6 CHANCE AFTER YOU TESTIFY TO SEE IF I NEED SOMEBODY. BUT  
7 I'M NOT HEARING ANYTHING ABOUT ARKEL.

8 MR. SAYEGH: THIS IS AS FAR AS THE PETITIONER'S  
9 MOVING PAPERS -- AS FAR AS MY D.V.R.O.

10 THEN I WOULD LIKE TO ATTEST HOW THOSE  
11 WITNESSES WOULD BECOME APPLICABLE BECAUSE NEITHER OF  
12 THOSE WITNESSES WITNESSED ANY ABUSE OR ASSAULT.

13 THE COURT: OBVIOUSLY, THE TWO OF YOU ARE GOING TO  
14 TESTIFY BECAUSE YOU'RE THE PARTIES. I'M SAYING IF ANY  
15 OTHER THIRD PARTY IS GOING TO TESTIFY. SO FAR I'M NOT  
16 HEARING ANYTHING TO ALLOW THEM TO TESTIFY.

17 WHO ELSE BESIDES MS. SAMERA.

18 MR. SAYEGH: I HAVE AN EXPERT DECLARATION THAT'S  
19 BEEN SUBMITTED.

20 THE COURT: THAT'S HEARSAY.

21 WHAT OTHER PERSON DO YOU HAVE? DO YOU  
22 HAVE ANOTHER PERSON WHO COULD BE SWORN IN -- SWORN  
23 IN AND THEN, SUBJECT TO CROSS-EXAMINATION? THIS IS  
24 A HEARING. SO WE NEED TO HAVE WITNESSES HERE IN  
25 COURT TO BE SWORN IN, OFFER TESTIMONY, AND SUBJECT  
26 TO CROSS. DECLARATION OUT.

27 MR. SAYEGH: AS FAR AS THOSE TWO WITNESSES, THEY  
28 WILL HAVE FIRSTHAND --

1           THE COURT: WHO'S THE OTHER ONE?

2           MR. SAYEGH: LINDA SAYEGH.

3           THE COURT: ALL RIGHT.

4           LINDA SAYEGH.

5           MR. SAYEGH: YES, YOUR HONOR.

6           THE COURT: WHAT IS SHE GOING TO TELL ME?

7           MR. SAYEGH: PETITIONER'S MOVING D.V.R.O. --

8           THEY'RE GOING TO TESTIFY OF THE ABUSE AND ONGOING ABUSE

9           THAT MRS. SAYEGH HAS INFILCTED ON ME OVER THE YEARS.

10          THAT WILL HELP ESTABLISH THE ELEMENTS OF MY PROTECTIVE  
11 ORDER.

12          THE COURT: SO LINDA SAYEGH.

13           AND WHAT IS THE RELATIONSHIP?

14          MR. SAYEGH: SHE IS MY SISTER-IN-LAW.

15          THE COURT: YOUR SISTER-IN-LAW, HER SISTER?

16          MR. SAYEGH: NO.

17           FORMALLY MARRIED TO MY BROTHER.

18          THE COURT: BROTHER'S WIFE?

19          MR. SAYEGH: YES, YOUR HONOR.

20          THE COURT: SO BROTHER'S WIFE WILL TESTIFY THAT SHE  
21 WITNESSED NUHA SAYEGH, PETITIONER -- THAT SHE WITNESSED  
22 THE PETITIONER ABUSE YOU --

23          MR. SAYEGH: IN AN ONGOING FASHION WHICH INCLUDES  
24 MULTIPLE, CONSISTENT HISTORY OF ABUSING ME THROUGH  
25 EMACULATION --

26          THE COURT: SOUNDS LIKE CHARACTER EVIDENCE. I'LL  
27 WEIGH IT, BUT SOUNDS LIKE CHARACTER EVIDENCE.

28           SO CHARACTER EVIDENCE IS: "THIS PERSON --

1 I'VE SEEN THEM VIOLENT IN PAST EVENTS. I'VE SEEN  
2 DISHONEST PAST --" SO PROBABLY, BECAUSE THEY HAVE A  
3 PROPENSITY OF THAT, THAT'S CALLED CHARACTER  
4 EVIDENCE, 1103 OR 1131 OF THE EVIDENCE CODE. IT  
5 APPLIES EVEN THOUGH YOU DON'T KNOW WHAT IT IS. SO  
6 IT SOUNDS LIKE IT'S PROBABLY JUST AN HOUR, 45  
7 MINUTES EACH. AND AFTER YOU'RE DONE, YOU CAN MAKE  
8 AN OFFER OF PROOF AT THAT POINT FOR LINDA SAYEGH AND  
9 SAMERA ARKEL. SO I HAVE A TIME ESTIMATE UNDER TWO  
10 HOURS FOR THE ENTIRE HEARING.

11 MR. KOLODJI: AND --

12 THE COURT: I JUST NEED TO GET TIME ESTIMATE. WE  
13 HAVE -- WE STILL HAVE --

14 YOU CAN STEP BACK. I'M GOING CALL ANOTHER  
15 MATTER JUST TO GET THE LENGTH OF THE HEARING SO I  
16 KNOW WHICH ONES WILL GO FIRST.

17 (WHEREUPON, THE CASE WAS RECESSED.)

18 THE COURT: SAYEGH AND SAYEGH. WE HAVE MUTUAL  
19 RESTRAINING ORDERS.

20 SO MS. NUHA IS REPRESENTED BY MR. KOLODJI,  
21 AND WE HAVE FAHED REPRESENTING HIMSELF.

22 AT THIS TIME, WE'RE GOING TO ASK THE  
23 PARTIES TO STAND UP, RAISE YOUR RIGHT HAND TO BE  
24 SWORN IN BY THE CLERK.

25 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
26 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
27 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
28 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

1 MR. SAYEGH: I DO.

2 MS. SAYEGH: I DO.

3 THE COURT: BOTH OF YOU PLEASE HAVE A SEAT.

4 THE MATTERS ARE SET HERE TODAY FOR A  
5 HEARING UNDER THE DOMESTIC VIOLENCE PREVENTION ACT.

6 ARE BOTH SIDES READY TO PROCEED?

7 STARTING WITH MR. KOLODJI, ARE YOU TO  
8 PROCEED.

9 MR. KOLODJI: WE ARE, YOUR HONOR.

10 THE COURT: MR. SAYEGH, ARE YOU READY TO PROCEED?

11 MR. SAYEGH: I AM YOUR HONOR.

12 THE COURT: SO YOU HAVE A COMPUTER. ARE YOUR NOTES  
13 ON YOUR COMPUTER? I WANT TO MAKE SURE --

14 MR. SAYEGH: I WILL TAKE NOTES ON HER  
15 CROSS-EXAMINATION THROUGH THE COMPUTER, ONLY.

16 THE COURT: YOU CAN TURN ON THE COMPUTER TO TAKE  
17 YOUR NOTES.

18 BEFORE WE BEGIN, THE COURT WILL MAKE  
19 CERTAIN ADVISEMENTS. THE PARTIES HAVE TWO CHILDREN  
20 JORDAN AND NIA.

21 MR. SAYEGH: YES, YOUR HONOR.

22 THE COURT: OKAY.

23 THE COURT INFORMS THE PARTIES THAT  
24 PURSUANT TO FAMILY CODE 3044 A PRESUMPTION ARISES  
25 AGAINST AWARDED SOLE, JOINT -- SOLE OR JOINT LEGAL  
26 OR SOLE CUSTODY OF A CHILD TO A PARENT FOUND TO HAVE  
27 COMMITTED ABUSE. SO WHAT THIS MEANS IS BOTH OF YOU  
28 HAVE ACCUSED THE OTHER OF VIOLATING THE DOMESTIC

1 VIOLENCE PREVENTION ACT. IF YOU'RE ABLE TO PROVE  
2 YOUR CLAIMS, THAT'S BY A PREPONDERANCE OF THE  
3 EVIDENCE -- IF YOU ARE, THEN THERE IS A PRESUMPTION  
4 THAT THE OTHER PARTY WOULD HAVE SOLE LEGAL, SOLE --  
5 SOLE LEGAL CUSTODY AND SOLE PHYSICAL CUSTODY.

6 NOW, THAT'S A PRESUMPTION. IT CAN BE  
7 REBUTTED. BUT THAT'S A PRESUMPTION THAT ARISES.

8 THE COURT IS GOING TO CONDUCT A SEARCH  
9 PURSUANT TO FAMILY CODE 6306 TO SEE IF EITHER PARTY  
10 HAS ANY RELEVANT CRIMINAL HISTORY.

11 GIVE ME A MOMENT TO DO THAT.

12 I HAVE NO INFORMATION THAT EITHER OF YOU  
13 HAVE ANY CRIMINAL RECORD. I HAVE REVIEWED STARTING  
14 WITH MS. NUHA'S REQUEST FOR D.V.R.O. PREVENTION.

15 MA'AM, I HAVE REVIEWED YOUR REQUEST THAT  
16 YOU FILED ON SEPTEMBER 9TH IN THAT YOU ALLEGED THE  
17 DATE OF ABUSE OF SEPTEMBER 8TH WHERE YOU  
18 CHARACTERIZED ACTIONS OF THE -- I'M NOT GOING TO SAY  
19 RESPONDENT -- OF MR. SAYEGH -- FORCE AND CONTROL  
20 MANIPULATION, GASLIGHTING, FAILURE TO RETURN THE  
21 CHILDREN AFTER A DODGER GAME, HISTORY OF VIOLENCE.  
22 I DIDN'T SEE A NARRATIVE ATTACHED. I DIDN'T SEE --  
23 AT THE END OF IT, YOU JUST TYPE IN YOUR OWN WORDS.

24 IS ALL THE INFORMATION THAT YOU INCLUDED  
25 ON THAT REQUEST FOR D.V. PREVENTION COMPLETE,  
26 THOROUGH, AND ACCURATE?

27 MS. SAYEGH: IT COULD HAVE BEEN, YEAH.

28 THE COURT: YOUR LAWYER KNOWS FAMILY LAW. HE CAN'T

1 HELP YOU WITH THE TESTIMONY. THERE'S THINGS HE CAN AND  
2 CAN'T CONTROL. HE CAN'T CONTROL THE FACTS.

3 MS. SAYEGH: OF COURSE, OF COURSE.

4 THE COURT: SO THAT WAS A QUESTION FOR YOU.

5 THAT'S WHY I DIDN'T SWEAR HIM IN BECAUSE  
6 HE'S NOT GOING TO GIVE ANY TESTIMONY.

7 SO IS EVERYTHING YOU WROTE COMPLETE AND  
8 ACCURATE?

9 MS. SAYEGH: YES.

10 THE COURT: OKAY.

11 AND SIR, I ALSO READ YOUR RESPONSE THAT  
12 YOU FILED ON SEPTEMBER 12TH WHERE YOU BASICALLY SAY  
13 THAT THE PETITIONER MAKES UP FACTS TO USE THE  
14 JUSTICE SYSTEM TO RETALIATE AGAINST YOU.

15 IS THAT CORRECT?

16 MR. SAYEGH: YES, YOUR HONOR.

17 THE COURT: AND YOU WROTE A NARRATIVE THAT STARTED  
18 ON PAGE 9 WHERE YOU BASICALLY GAVE ME A CHRONOLOGY  
19 STATEMENTS OF THE FACTS AMONG THE ACCUSATIONS: YOU  
20 STATE THAT THE PETITIONER SMOKES FENTANYL, THAT SHE HAS  
21 DOCUMENTED SUBSTANCE ABUSE, CRACK, COCAINE.

22 IS ALL THE INFORMATION THAT YOU PUT IN  
23 YOUR NARRATIVE, THAT YOU PUT IN YOUR RESPONSE THAT  
24 YOU FILED ON SEPTEMBER 12TH -- TO ALL OF THAT IS IT  
25 COMPLETE, THOROUGH, AND ACCURATE?

26 MR. SAYEGH: AS FAR AS THAT INITIAL DOCUMENT GOES,  
27 THAT IS CORRECT.

28 THE COURT: SO EVERYTHING THAT YOU WROTE IS

1 TRUTHFUL?

2 MR. SAYEGH: YES, YOUR HONOR.

3 THE COURT: YOU DIDN'T MAKE UP ANYTHING OR  
4 EXAGGERATE ANYTHING.

5 MR. SAYEGH: NO, YOUR HONOR.

6 THE COURT: SAME TO YOU, MA'AM, YOU DIDN'T MAKE UP  
7 ANYTHING OR EXAGGERATE ANYTHING?

8 MS. SAYEGH: NO.

9 THE COURT: ON THE CASE ENDING IN 01260, MA'AM, WHY  
10 DON'T YOU TELL ME --

11 MR. KOLODJI: YOUR HONOR, BEFORE WE DO THAT. WE  
12 CAN ALSO HAVE HER AFFIRM HER STATEMENTS MADE IN THE  
13 OCTOBER 8TH SUPPLEMENTAL DECLARATION?

14 THE COURT: OKAY.

15 MA'AM, I DID RECEIVE A SUPPLEMENTAL  
16 DECLARATION ON OCTOBER 8TH THAT ALSO CONTAINED A  
17 NUMBER OF PHOTOGRAPHS.

18 IS ALL THE INFORMATION THAT YOU STATED IN  
19 THAT --

20 MS. SAYEGH: YES.

21 THE COURT: -- TRUE IS ACCURATE?

22 OKAY.

23 SO MR. KOLODJI, YOU WANT TO WALK  
24 THROUGH -- TYPICALLY, I VOIR DIRE THE PARTIES TO  
25 GIVE A GENERAL IDEA THOSE REPRESENTED BY COUNSEL.

26 USUALLY, IF THERE'S A LAWYER, THEY KNOW  
27 THE CASE BETTER THAN I DO. THEY NOT ONLY READ THE  
28 DECLARATIONS AND LOOK AT THE EXHIBITS BUT THEY TALK

1 TO THE PARTIES AND ARE A BIT MORE FAMILIAR TO THE  
2 CASE. I'M GOING TO ASK THAT YOU USE THE DOCUMENT  
3 PANEL TO SHOW ANYTHING. AND YOU CAN JUST WALK ME  
4 THROUGH --

5 AND HERE'S HOW THIS WORK. I KNOW THERE'S  
6 DUELING D.V.R.O.'S, BUT A PARTY HAS TO SHOW --  
7 THERE'S A STIPULATION THAT THE PARTIES HAVE A  
8 RELATIONSHIP SPECIFIED, FAMILY CODE 6211. THIS IS  
9 YOUR SPOUSE? THIS IS FATHER OF YOUR CHILDREN?

10 MS. SAYEGH: YES.

11 THE COURT: SO THE PARTIES HAVE A RELATIONSHIP  
12 PURSUANT TO FAMILY CODE 6211. THE QUESTION IS WHETHER  
13 THE RESPONDENT COMMITTED ABUSE AS DEFINED BY FAMILY CODE  
14 6203. AND THE BURDEN OF PROOF IS THE PREPONDERANCE OF  
15 THE EVIDENCE.

16 GO AHEAD, COUNSEL.

17

18 NUHA SAYEGH,  
19 THE RESPONDENT, WAS CALLED ON BEHALF OF HERSELF, WAS  
20 SWORN AND TESTIFIED AS FOLLOWS:

21

22 DIRECT EXAMINATION  
23 BY MR. KOLODJI:

24 Q I'D LIKE TO WALK YOU THROUGH WHAT HAPPENED.  
25 DO YOU RECALL WHAT HAPPENED ON AUGUST 26TH  
26 2025?

27 A I DO.

28 Q CAN YOU DESCRIBE TO THE COURT WHAT HAPPENED

1 THAT DAY?

2 A THAT DAY I PICKED UP MY SON. HE HAD HALF DAY  
3 IN SCHOOL FROM LA ROSA ELEMENTARY SCHOOL IN LAS TUNAS --  
4 OR I'M SORRY, IN TEMPLE CITY. AND BECAUSE HE HAD HALF  
5 DAY, I HAD BOOKED HIM AN APPOINTMENT --

6 THE COURT: ONE SECOND.

7 IF THERE ARE ANY WITNESSES -- SO THIS  
8 COURTROOM IS OPEN TO THE PUBLIC. SO PEOPLE ARE FREE  
9 TO STAY IN AND WATCH THE PROCEEDINGS. BUT THAT MAY  
10 PREVENT YOU FROM TESTIFYING. IF YOU ARE A POTENTIAL  
11 WITNESS IN THIS CASE, I'M GOING TO ASK YOU TO STEP  
12 INTO THE HALLWAY. SO IF YOU'RE JUST WAITING ON  
13 ANOTHER CASE OR MEMBER OF THE PUBLIC, A FAMILY  
14 MEMBER -- YOU'RE WELCOME TO STAY AND WATCH THE  
15 PROCEEDINGS. BUT YOU MAY NOT BE ABLE TO TESTIFY.

16 SO TAKE A LOOK AND TALK TO YOUR WITNESSES.  
17 LET THEM UNDERSTAND THAT THEY MAY BE BARRED FROM  
18 TESTIFYING IF THEY'RE WATCHING OTHER WITNESSES  
19 TESTIFY.

20 SO AUGUST 26TH 2025, YOU'RE PICKING UP  
21 YOUR SON FROM SCHOOL.

22 GO AHEAD.

23 THE WITNESS: I PICKED HIM UP FROM SCHOOL. HE HAS  
24 HALF DAYS TUESDAY. I WENT TO GET HIM HIS ANNUAL  
25 CHECKUP. AND BY THAT TIME, WE WERE FINISHED. I PICKED  
26 MY DAUGHTER UP NIA. AND I THOUGHT I WAS GOING HOME BY  
27 THEN, BACK TO TEMPLE CITY. THE HOME THAT WE WERE  
28 DISPLACED. BUT SHE HAD FORGOTTEN TO SOME ITEMS.

1           THE COURT: WHAT WAS DISPLACED?

2           MS. SAYEGH: WE WERE STILL LIKE IN OUR DISPLACEMENT  
3 HOME. I STAYED BEHIND THERE WHILE HE WENT BACK TO THE  
4 RESIDENCE.

5           Q       BY MR. KOLODJI: WHERE'S YOUR DISPLACEMENT  
6 HOME?

7           A       IT'S 5132 ROSEMEAD BOULEVARD.

8           Q       I'M SORRY?

9           A       SO WE WANT, WE GRABBED HER, WE WENT TO THE  
10 HOUSE --

11          THE COURT: WHEN YOU SAY, "WE," WHO DO YOU MEAN?

12          THE WITNESS: MY CHILDREN. AND I WENT BACK TO  
13 ALTADENA TO GRAB SOME BELONGINGS.

14          Q       BY MR. KOLODJI: WHEN YOU SAY YOU WENT TO  
15 ALTADENA -- WHERE WERE YOU GOING?

16          A       WE WERE GOING TO THE HOUSE. WE GOT SOME  
17 COFFEE FIRST. WE GRABBED COFFEE. AND I GRABBED HIM A  
18 CUP OF COFFEE AS WELL. SO WE WENT TO THE HOUSE. WE  
19 GRABBED OUR ITEMS, HUNG OUT FOR MAYBE 30 MINUTES, 40  
20 PINS. I TOLD THE KIDS TO GO OUTSIDE, GO TO THE CAR --  
21 ACTUALLY, WALKED THEM TO THE CAR. AND I SAID, "I FORGOT  
22 TO GO TELL YOUR DAD SOMETHING." AND THAT'S WHEN I WENT  
23 INSIDE, AND WE TALKED ABOUT SOME FINANCES. I HAD TO PAY  
24 FOR THIS OR THAT. "WELL, CAN WE GET A LITTLE BIT MORE  
25 ON THIS END FOR," YOU KNOW -- THIS AND THAT, EVERYDAY  
26 LIFE. AND HE JUST BLEW UP COMPLETELY. HE STARTED  
27 CHARGING AT ME. HE GRABS ME BY MY HAIR. AND THEN HE  
28 THROWS ME DOWN TO THE FLOOR. I WAS ABLE TO GET OUT OF

1 THAT BY TWISTING HIS FINGERS OFF OF MY HAIR. AND I  
2 JUMPED UP AGAIN. AND I STARTED RUNNING TOWARDS THE DOOR  
3 --

4 THE COURT: SO STOP. YOU HAD TO TWIST HIS FINGERS?

5 MS. SAYEGH: YEAH, BECAUSE HE WAS LATCHED ON TO MY  
6 HAIR. I WAS ABLE TO --

7 THE COURT: HOW WAS IT LODGED? INDICATING WITH  
8 YOUR HAND GRABBING HAIR?

9 THE WITNESS: YEAH.

10 THE COURT: SO YOUR TESTIMONY IS THAT HE HAD A  
11 HANDFUL OF YOUR HAIR?

12 MS. SAYEGH: MY TESTIMONY --

13 THE COURT: YOU SAID A PART OF IT?

14 THE WITNESS: YES.

15 THE COURT: AND RESPONDENT GRABBED YOUR HAIR?

16 THE WITNESS: AND THREW ME TO THE FLOOR, DRAGGED ME  
17 A LITTLE BIT, AND THAT'S WHEN I PULLED HIS FINGER TO  
18 RELEASE MYSELF. AND I JUMPED UP AGAIN. I STARTED  
19 RUNNING TOWARDS THE DOOR. HE GOT AHOOLD OF ME, PROBABLY  
20 BY THE BACK OF MY SHIRT, THREW ME AGAINST THE WALL RIGHT  
21 WHERE THE DOORWAY IS -- BETWEEN THE DOORWAY AND THE  
22 WINDOW. AND THAT'S WHEN I FELL TO THE FLOOR. AND THEN  
23 HE STARTED KICKING ME. AND THEN --

24 Q BY MR. KOLODJI: WHERE WAS HE KICKING YOU?

25 A MY BODY, MY BACK, MY RIBS, BY BUTTOCKS.

26 Q ABOUT HOW MANY TIMES DID HE KICK YOU?

27 A ABOUT FIVE, SIX TIMES.

28 Q OKAY.

1           THEN WHAT HAPPENED NEXT?

2       A     AND THEN THAT'S WHEN MY DAUGHTER WALKED IN.  
3     RIGHT WHEN SHE WALKED IN, I'M RIGHT THERE. AND I YELLED  
4     AT HER. AND I YELLED AT HER. I SCREAMED AT HER. AND  
5     THAT'S WHEN I STARTED GETTING UP AND DUSTED MYSELF OFF  
6     AND GOING BACK TO THE CAR. THAT'S WHEN I STARTED. AND  
7     HE SAID, "I'M NOT DONE WITH YOU YET. I'M NOT DONE WITH  
8     YOU YET."

9           I WENT TO THE CAR AND DROVE OFF AND APOLOGIZE  
10   TO MY DAUGHTER AND TOLD HER I'M SORRY. JUST COMPLETELY  
11   LASHED AT HER.

12          THE COURT: YOU LASHED OUT AT YOUR DAUGHTER?

13          THE WITNESS: YES. BECAUSE I DID NOT WANT HER TO  
14   SEE THAT. I TOLD HER TO STAY IN THE CAR.

15          Q     BY MR. KOLODJI: AND AFTER THIS, YOU FILED  
16   YOUR RESTRAINING ORDER?

17          A     NOT RIGHT AFTER, NO.

18          Q     A FEW DAYS LATER, YOU FILED THE RESTRAINING  
19   ORDER?

20          A     UH-HUH.

21          Q     AND AFTER THE RESTRAINING ORDER WAS FILED, DID  
22   YOU EVER RECEIVE ANY CALLS FROM THE RESPONDENT?

23          A     UH-HUH, YES.

24          Q     I WOULD LIKE TO DRAW YOUR ATTENTION TO WHAT'S  
25   MARKED AS EXHIBIT B OF THE SUPPLEMENTAL DECLARATION. IS  
26   THAT A TRUE AND ACCURATE SCREENSHOT OF THE CALL YOU  
27   RECEIVED?

28          A     UH-HUH.

1 Q IS THAT YES?

2 A YES.

3 THE COURT: SO THIS INCIDENT, YOU'RE TESTIFYING  
4 ABOUT HAPPENED ON AUGUST 26TH AND THEN ON SEPTEMBER 21ST  
5 --

6 THE WITNESS: AUGUST 26TH -- EITHER AUGUST 26TH OR  
7 IT WAS -- IT WAS ONE OF THOSE DAYS. HE HAD HALF DAYS.  
8 BOTH OF THEM, AUGUST 26TH, 27TH. I WASN'T SURE EXACTLY  
9 WHAT DAY WHEN I GO BACK.

10 Q BY MR. KOLODJI: WHEN YOU FILLED OUT --

11 A IT WAS AUGUST 20 --

12 WE WENT DOWN TO --

13 THE COURT: SO HERE'S --

14 HOLD ON.

15 SO YOUR TESTIMONY IS THE EVIDENCE. BUT  
16 YOU'RE ABLE TO LOOK AT ALMOST ANYTHING THAT HELPS  
17 REFRESH YOUR RECOLLECTION.

18 Q BY MR. KOLODJI: I'M GOING TO DRAW --

19 THE COURT: I'LL GIVE YOU AN EXAMPLE.

20 LIKE THE POLICE REPORT -- THE POLICE  
21 REPORT IS NOT COMING IN BECAUSE IT'S HEARSAY. IT'S  
22 A RECITATION OF STATEMENTS THAT THE POLICE OFFICERS  
23 -- THAT'S OUT. BUT BOTH PARTIES CAN LOOK AT A  
24 POLICE REPORT IF IT HELPS THEM REMEMBER THE DATE OR  
25 TIME OR WHAT HAVE YOU. SO IF YOU HAVE A POLICE  
26 REPORT, IT'S NOT COMING IN EVIDENCE. BUT YOU CAN  
27 LOOK AT IT IF IT HELPS YOU TO REMEMBER THE DATES  
28 AND -- YOU DO HAVE TO LET HIM KNOW WHAT DOCUMENT

1 YOU'RE LOOKING AT TO REFRESH YOUR MEMORY.

2 Q BY MR. KOLODJI: I'M GOING TO GO TO EXHIBIT A

3 --

4 THE COURT: SO EXHIBIT B IS A PHONE CALL OR TEXT  
5 MESSAGE?

6 THE WITNESS: NO.

7 PHONE CALL, I BELIEVE.

8 THE COURT: OKAY.

9 Q BY MR. KOLODJI: WAS THAT THE ONLY TIME THIS  
10 SUMMER THAT YOU HAD -- THAT HE LAID HANDS ON YOU?

11 A NO.

12 Q CAN YOU DESCRIBE THE INCIDENT THAT OCCURRED  
13 AROUND JUNE 8TH 2025?

14 A THE DAY I WAS LEAVING THE TEMPLE CITY HOUSE TO  
15 GO BACK TO THE ORIGINAL HOME -- IT WAS ANOTHER DISPUTE  
16 ABOUT FINANCES AND DISPUTE ABOUT JUST LIFE IN GENERAL.  
17 AND AS HE WAS LEAVING, HE THE PALMED HIS HAND RIGHT INTO  
18 MY EYE.

19 THE COURT: SO INDICATING YOU TOOK YOUR RIGHT  
20 PALM -- AND THAT YOU INDICATED THAT YOUR RIGHT PALM HIT  
21 YOUR -- INTO YOUR CHEEK INTO YOUR EYE.

22 SO THE RESPONDENT DID THAT?

23 THE WITNESS: UH-HUH.

24 THE COURT: HE TOOK THE PALM OF HIS RIGHT HAND AND  
25 HIT YOU IN YOUR FACE?

26 THE WITNESS: UH-HUH, YES.

27 MR. KOLODJI: DO YOU HAVE A PICTURE OF THAT  
28 INCIDENT?

1           THE WITNESS: UH-HUH.

2           THE COURT: PLUGGED IN YOUR COMPUTER?

3           MR. KOLODJI: YOUR HONOR, I HAVE IT UP ON MY --

4           THE COURT: SO HE'S GOING TO ASK QUESTIONS, AND  
5 YOU'LL HAVE A CHANCE TO ASK QUESTIONS. AND THEN HE  
6 MIGHT ASK YOU QUESTIONS. AND THEN YOU HAVE A RIGHT TO  
7 GIVE YOUR TESTIMONY. SO LET ME SWITCH TO COUNSEL.

8           SO THIS IS EXHIBIT --

9           MR. KOLODJI: I'D LIKE TO DESIGNATE THIS EXHIBIT --  
10 EXHIBIT H.

11          THE COURT: OKAY.

12          Q BY MR. KOLODJI: IS THIS A SCREENSHOT THAT YOU  
13 TOOK FROM YOUR PHONE?

14          A UH-HUH.

15          THE COURT: IS THAT A YES?

16          THE WITNESS: YES.

17          Q BY MR. KOLODJI: AND IS THIS A SCREENSHOT OF  
18 THE INCIDENT THAT YOU JUST DESCRIBED TO THE COURT?

19          A YES.

20          Q AND CAN YOU DESCRIBE --

21                   YOUR HONOR, SHOULD I DESCRIBE WHAT I SEE HERE  
22 OR --

23          THE COURT: HOLD ON. IS THIS A PICTURE OF YOU?

24          THE WITNESS: YES, IT IS.

25          THE COURT: AND I SEE A MARKING UNDER YOUR --

26          THE WITNESS: UNDER MY EYE. I HAD PUT MAKEUP ON TO  
27 SEE IF IT WOULD COVER, AND THAT'S WHY I TOOK THAT  
28 SNAPSHOT.

1 THE COURT: THERE APPEARS TO BE SOME SWELLING UNDER  
2 YOUR LEFT EYE.

3 THE WITNESS: UH-HUH.

4 THE COURT: IS THAT YES?

5 THE WITNESS: YES.

6 THE COURT: HOW DID YOU GET THE SWELLING UNDER YOUR  
7 LEFT EYE?

8 THE WITNESS: LIKE I SAID, HE WAS LEAVING THE HOUSE  
9 AND HE WENT --

10 THE COURT: HE HIT YOU IN THE FACE AND LEFT THIS  
11 MARK.

12 THE WITNESS: CONTINUING OUT OF THE HOUSE --

13 THE COURT: I DON'T KNOW IF THIS IS --

14 HOW MANY MORE? DO YOU HAVE MORE  
15 PHOTOGRAPHS?

16 | MR. KOLODJI: WE CAN REST ON THAT.

17 THE COURT: OKAY.

18 WELL, SO, SIR, DO YOU HAVE ANY QUESTIONS?

19 MR. SAYEGH: YES, YOUR HONOR.

20 THE COURT: SHE'S GIVEN TESTIMONY OF AUGUST 26TH  
21 INCIDENT AND JUNE 8TH INCIDENT.

22 MR. SAYEGH: SURE.

23 THE COURT: GO AHEAD.

24

26 BY MR. SAYEGH:

27 Q MS. SAYEGH, DO YOU RECALL WHAT TIME YOU PICKED  
28 UP YOUR MINOR, JORDAN SAYEGH, FROM SCHOOL?

1           THE COURT: SO GIVE A DATE --

2           MR. SAYEGH: I APOLOGIZE, SORRY.

3           Q       YOUR TESTIMONY WAS THAT ON AUGUST 26TH YOU  
4 PICKED UP YOUR SON FROM SCHOOL EARLY?

5           A       YES.

6           Q       AND DO YOU RECALL WHAT TIME YOU PICKED UP YOUR  
7 SON?

8           A       HE HAD HALF DAY. HE GETS OUT AT 11:00 -- NO.  
9 HE GETS OUT AT LIKE 1:15 GIVE OR TAKE.

10          THE COURT: AND YOU CAN TAKE THE PICTURE DOWN  
11 UNLESS HE'S GOING TO ASK TO USE IT.

12          Q       BY MR. SAYEGH: AND THEN YOU WENT TO GET  
13 COFFEE?

14          A       NO. WE DID NOT GET COFFEE RIGHT AWAY.

15               WE WENT STRAIGHT TO THE DENTIST APPOINTMENT.

16          Q       WHAT TIME WAS THE DENTIST APPOINTMENT?

17          A       THE DENTIST APPOINTMENT --

18               I SHOULD HAVE CALLED THEM AND ASKED THEM WHEN  
19 IT WAS, BUT I DON'T RECALL WHEN --

20          Q       DO YOU KNOW WHEN THE DENTAL APPOINTMENT WAS  
21 COMPLETED?

22          A       I KNOW IT WAS COMPLETED BEFORE NIA WAS PICKED  
23 UP FROM SCHOOL.

24          Q       OKAY.

25               AND WHAT TIME WOULD THAT BE?

26          A       NIA IS PICKED UP AT 3:00 O'CLOCK.

27          Q       3:00 O'CLOCK.

28               AND THEN WHERE DID YOU GO FROM THERE?

1 A TO THE HOUSE.

2 Q AND WHAT TIME DID YOU ARRIVE AT THE HOUSE?

3 A WE GOT COFFEE FIRST AND THEN --

4 Q WHAT TIME DID YOU GET COFFEE?

5 A ABOUT 4:00 O'CLOCK WE ENDED UP AT THE HOUSE --

6 4:00 OR 4:30.

7 Q OKAY.

8 AND WHO WAS THERE WHEN YOU GOT TO THE HOUSE?

9 A YOU WERE.

10 Q I WAS THERE.

11 A UH-HUH.

12 Q AND YOUR TESTIMONY WAS YOU WERE THERE AT THE

13 HOUSE FOR ABOUT A HALF HOUR?

14 A MAYBE 15 MINUTES TO 30 MINUTES.

15 Q SO APPROXIMATELY --

16 A MAYBE.

17 Q -- 5:00 P.M. THIS ASSAULT OCCURRED?

18 A AROUND 4:00 O'CLOCK.

19 Q AROUND 4:00?

20 A IT WAS 4:00 O'CLOCK.

21 Q LET ME COME BACK.

22 YOUR TESTIMONY IS YOU PICKED UP NIA AT 3:05.

23 THAT'S WHAT TIME THE BELL GETS OUT?

24 CORRECT?

25 A RIGHT.

26 Q AND IT TOOK SOMETIME FOR YOU TO GET HER IN THE

27 CAR BY THE TIME THE PICK-UP HAPPENS.

28 RIGHT?

1 A SURE.

2 Q ABOUT 15 MINUTES TO GET HER IN THE CAR?

3 A POSSIBLY.

4 Q AND AT THAT POINT, YOU WENT TO WHICH COFFEE  
5 SPOT?

6 A IT WAS RIGHT ON OUR WAY.

7 I HAD ORDERED IT, QUICK PICK-UP-TO-GO AND --

8 Q SORRY, WHICH COFFEE SPOT?

9 A STARBUCKS.

10 RIGHT ON --

11 THE COURT: THE COURT IS GOING TO EXERCISE ITS  
12 DISCRETION ON EVIDENCE CODE 765 TO MAKE SURE THAT ANY  
13 EXAMINATION IS RAPID, THOROUGH TO GET TO THE TRUTH OF  
14 THE ISSUES.

15 COUNSEL, PUT BACK ON YOUR EXITED H, I  
16 THINK IT IS.

17 SIR, DO YOU RECOGNIZE THIS PERSON IN THIS  
18 PHOTOGRAPH.

19 MR. SAYEGH: YES.

20 THE COURT: SHE HAS BRUISING ON HER LEFT EYE. DO  
21 YOU SEE THAT BRUISE?

22 MR. SAYEGH: YES.

23 THE COURT: SHE JUST TESTIFIED SHE GOT THAT BRUISE  
24 WHEN YOU HIT HER IN THE FACE.

25 MR. SAYEGH: SURE.

26 THE COURT: DO YOU REMEMBER ANY ARGUMENT OR ANY  
27 INCIDENT ON JUNE 8TH 2025?

28 MR. SAYEGH: NO.

1 IF I MAY, YOUR HONOR?

2 THAT IS THE JUNE 8TH. SO I HAVE THE  
3 EVIDENCE FOR THAT. SO MAY I PRESENT THAT?

4 THE COURT: SIR, I'M ASKING YOU ABOUT THIS  
5 PHOTOGRAPH.

6 I HAVE A PHOTOGRAPH OF A PERSON WITH  
7 BRUISING UNDER HER EYE. HER TESTIMONY IS SHE GOT  
8 THE BRUISE BECAUSE YOU HIT HER IN THE FACE. SO IS  
9 IT TRUE OR NOT TRUE THAT YOU HIT HER ON JUNE 8TH  
10 INFILCTING THIS INJURY?

11 MR. SAYEGH: IT IS NOT TRUE, YOUR HONOR. AND MAY I  
12 PRESENT --

13 THE COURT: SO LET ME UNDERSTAND.

14 YOUR TESTIMONY IS IT'S NOT TRUE THAT YOU  
15 DIDN'T HIT HER?

16 MR. SAYEGH: IT'S NOT TRUE EVEN IN THE SAME  
17 VICINITY OF HER. AND I HAVE THE EVIDENCE.

18 THE COURT: YOU WEREN'T IN THE SAME VICINITY?

19 MR. SAYEGH: NOT IN THE SAME CITY.

20 THE COURT: NOT ONLY DID YOU NOT STRIKE HER, YOU  
21 WERE NOT IN THE SAME ROOM, OR SAME CITY.

22 MR. SAYEGH: THAT'S NOT EVEN AN INJURY FROM  
23 ASSAULT. AND I HAVE THE EVIDENCE.

24 THE COURT: SIR, I'M JUST TRYING TO GET YOUR STORY  
25 BECAUSE, WITH THESE HEARINGS, THERE'S A LOT THAT --  
26 THERE'S A LOT OF ORDERS THAT A COURT HAS TO MAKE -- NOT  
27 JUST TO DETERMINE WHETHER OR NOT YOU DID ATTACK HER BUT  
28 WHAT ARE THE ORDERS FOR CUSTODY AND VISITATION.

1           SO I HAVE TO LOOK AT THE CREDIBILITY OF  
2 WITNESS. AND I DON'T JUST TAKE THE CREDIBILITY JUST  
3 FOR THE ISSUE AT HAND WHICH IS WHETHER OR NOT YOU  
4 HIT HER IN THE FACE. I DON'T KNOW IF YOU DID OR NOT  
5 BECAUSE THE HEARING ISN'T OVER. THERE'S SOME  
6 EVIDENCE THAT YOU HIT HER IN THE FACE. BUT I'LL  
7 WAIT UNTIL ALL OF THE EVIDENCE IS.

8           BUT I EVALUATE THE CREDIBILITY OF THE  
9 WITNESS AND APPLY IT BUT NOT ONLY THIS ISSUE BUT  
10 WHEN IT COMES TO CUSTODY VISITATION AND WHAT'S THE  
11 TIMESHARE. IT CARES ARE. SO YOU DON'T WANT TO  
12 TAKE A STATEMENT THAT TURNS OUT TO BE  
13 DEMONSTRATIVELY FALSE. I'M JUST GIVING YOU A  
14 WARNING. BECAUSE IF I FIND THAT YOU HAD FALSE  
15 STATEMENTS -- GROSSLY FALSE STATEMENT ON THIS ISSUE,  
16 I'M GOING TO REMEMBER THAT WHEN WE NOW TALK ABOUT  
17 THE NEXT ISSUE WHICH IS CUSTODY AND VISITATION. SO  
18 I'M GOING TO --

19           HOLD ON, SIR.

20           YOU HAVE YOUR EVIDENCE THAT THIS IS NOT A  
21 BRUISE AND YOU WEREN'T IN THE SAME CITY.

22           MR. SAYEGH: BUT I HAVE --

23           THE COURT: WE'LL WAIT TO SEE THAT.

24           MR. SAYEGH: YOUR HONOR.

25           THE COURT: HOLD ON, SIR.

26           (WHEREUPON, THE CASE WAS RECESSED.)

27           THE COURT: NOW, BACK ON THE RECORD WITH SAYEGH.

28           LET'S START WITH. JUNE 8TH -- YOU HAVE

1 SOME EVIDENCE THAT YOU WERE NOT IN THE SAME CITY.

2 MR. SAYEGH: I DO, YOUR HONOR.

3 THE COURT: OKAY.

4 SO GO AHEAD AND SHARE WITH ME THAT  
5 EVIDENCE.

6 MR. SAYEGH: I WOULD LIKE TO START WITH A TEXT  
7 MESSAGE BETWEEN MYSELF AND NUHA SAYEGH.

8 THE COURT: HOLD ON. LET ME SWITCH ON DOCUMENT  
9 HERE. AND JUST LET ME KNOW WHETHER YOU'RE USING YOUR  
10 DOCUMENT CAMERA OR YOUR --

11 OKAY.

12 SO WE ARE ON THE DIRECT OF THE RESPONDENT  
13 AND YOU HAVE AN EXHIBIT.

14 MR. SAYEGH: YES, YOUR HONOR.

15 THE COURT: SO WE HAVE TO NUMBER THE EXHIBITS SO  
16 THERE'S A RECORD.

17 MR. SAYEGH: THIS WILL BE RESPONDENT'S EXHIBIT 1.

18 THE COURT: ALL RIGHT.

19 RESPONDENT'S 1.

20 AND THIS IS A TEXT MESSAGE?

21 MR. SAYEGH: THIS IS A TEXT MESSAGE BETWEEN MYSELF  
22 AND MRS. SAYEGH ON JUNE 8TH, BEGINNING AT 10:24 A.M.

23 THE COURT: OKAY.

24 HOW THE TEXT MESSAGES WORK -- YOUR  
25 STATEMENTS AREN'T ADMISSIBLE. BUT HER STATEMENT CAN  
26 BE UNLESS YOU'RE USING THIS FOR NON --

27 MR. SAYEGH: USING IT FOR IMPEACHMENT, YOUR HONOR.

28 THE COURT: WELL, YOU SAID YOU HAVE TESTIMONY THAT

1 YOU WEREN'T --

2 IMPEACHMENT IS EVIDENCE THAT SOMEBODY  
3 TESTIFIES IN COURT TO SOMETHING. AND IMPEACHMENT IS  
4 A PRIOR INCONSISTENT STATEMENT OR OTHER EVIDENCE  
5 THAT WILL SHOW THAT THE STATEMENT ISN'T RELIABLE OR  
6 ISN'T TRUE.

7 SO YOU MADE AN OFFER OF PROOF THAT NOT  
8 ONLY DID YOU NOT HIT THE PETITIONER IN THE FACE BUT  
9 YOU WEREN'T EVEN THERE.

10 MR. SAYEGH: YES, YOUR HONOR.

11 THE COURT: I'M WAITING FOR THE EVIDENCE TO SHOW  
12 YOU WEREN'T EVEN THERE.

13 MR. SAYEGH: SURE.

14 THE FIRST TEXT I TEXT HER, "WE'RE ALL  
15 GOING TO MY PARENTS TODAY." I TEXTED HER. AND THEN  
16 SHE SHOWS HER HAND SWOLLEN. HER RESPONSE TO ME,  
17 "I'M SUPPOSED TO GO TO WORK TODAY. I CAN'T MOVE MY  
18 HANDS. I CAN'T HOLD THE PHONE, VOICE TALKING."

19 THE COURT: WHAT'S YOUR OFFER -- GIVE ME YOUR OFFER  
20 PROOF OF WHAT EVIDENCE --

21 SO TYPICALLY -- I'LL GIVEN YOU AN EXAMPLE.  
22 IN A CRIMINAL SETTING, THERE'S A SHOOTING, AND THE  
23 DEFENDANT SAYS, "I WASN'T AT THE SHOOTING. I HAVE  
24 WITNESSES WHO WILL TESTIFY I WAS AT ANOTHER PARTY,  
25 DOWN THE STREET. SO I WASN'T THERE."

26 DO YOU HAVE EVIDENCE?

27 MR. SAYEGH: I DO, YOUR HONOR.

28 THE COURT: WHAT'S THAT EVIDENCE?

1 MR. SAYEGH: THE TEXT MESSAGES.

2 THE COURT: ASIDE FROM THE TEXT MESSAGE, DO YOU  
3 HAVE A PERSON WHO WILL TESTIFY?

4 MR. SAYEGH: IF I MAY GIVE A BRIEF OFFER OF PROOF,  
5 YOUR HONOR, PLEASE. JUST BRIEFLY.

6 THE COURT: UH-HUH.

7 MR. SAYEGH: WHAT SHE SAYS SHE WOKE UP WITH HER  
8 RIGHT EYE LIKE THIS. SHE ALSO TEXTED HER MOTHER WHERE  
9 SHE SAID THAT THE PAIN THAT I HAD IN MY EYE PRIOR TO --  
10 SHE ADMITS IT'S FROM A MEDICAL REACTION.

11 THE COURT: SO YOU HAVE A TEXT MESSAGE WITH  
12 STATEMENTS FROM THE PETITIONER TALKING ABOUT HER EYE.

13 MR. SAYEGH: YES.

14 BOTH TO MYSELF AND TO HER MOM.

15 SO THE REASON THE HAND IS --

16 THE COURT: SO JUST SHOW ME THE EXHIBIT FROM THE  
17 PETITIONER ABOUT HER EYE.

18 MR. SAYEGH: SURE.

19 THE COURT: SO WE'LL CALL THIS RESPONDENT'S 2. AND  
20 THIS IS A TEXT --

21 (WHEREUPON, RESPONDENT'S EXHIBIT 2  
22 WAS MARKED FOR IDENTIFICATION.)

23 MR. SAYEGH: THIS IS A TEXT TO ME, YOUR HONOR. THE  
24 PHOTO PREVIOUS TO --

25 THE COURT: WAIT.

26 THIS IS A TEXT TO YOU.

27 AND THERE'S A PHOTO OF THE PETITIONER --  
28 IS THAT THE LETTERS OR WRITINGS ON THE BOTTOM OF THE

1 PHOTOGRAPH? IS THAT WHAT SHE TEXTED?

2 MR. SAYEGH: OH, YEAH, SHE TEXTED ME.

3 TO ADD EVERYTHING, "WOKE UP. MY RIGHT EYE  
4 CAN'T OPEN."

5 THE PREVIOUS SHE SHOWED ME THE SWELLING IN  
6 HER HAND.

7 THE COURT: WHAT WAS THE DATE OF THIS TEXT?

8 MR. SAYEGH: THIS IS JUNE 8TH AT 10:24 A.M.

9 THE COURT: WHERE IS THAT ON THIS --

10 MR. SAYEGH: THESE TEXTS HAVE TO BE KIND OF  
11 CORRELATED.

12 JUNE 8TH, I TEXTED HER IN THE MORNING.

13 WE'RE ALL GOING TO MY PARENTS. SHE SHOWED ME HER  
14 HANDS SWOLE UP FROM THE MEDICINE REACTION, WHICH SHE  
15 WILL SPEAK TO. SO FIRST SHE SHOWS THE HAND, AND  
16 THEN SHE SAYS --

17 THE COURT: SLOW DOWN.

18 MR. SAYEGH: I'M SORRY.

19 THE COURT: SO THIS EXHIBIT 1 AND EXHIBIT 2 ARE THE  
20 SAME CHAIN OF TEXT MESSAGES?

21 MR. SAYEGH: CHAIN, YOUR HONOR.

22 THE COURT: SO EXHIBIT 1 AND THE BLUE IS HER OR THE  
23 BLUE IS --

24 MR. SAYEGH: THE BLUE IS ME.

25 THE COURT: OKAY.

26 "SO WE'RE ALL GOING TO MY PARENTS HOUSE  
27 TODAY," IS WHAT YOU TEXT. AND THEN THIS IS HER  
28 RESPONSE?

1 MR. SAYEGH: YES, YOUR HONOR.

2 THE COURT: A HAND.

3 OKAY.

4 THE NEXT PAGE?

5 MR. SAYEGH: THE NEXT PAGE IS THEN SHE FOLLOWS UP.

6 I RESPOND, "OUCH." SHE FOLLOWS UP AND STATES, "TO ADD  
7 TO EVERYTHING, WOKE UP MY RIGHT EYE CAN'T OPEN."

8 MY RESPONSE TO THAT WAS, "DAMN."

9 THE COURT: OKAY.

10 SO LET ME ASK MR. KOLODJI, IS THERE A  
11 STIPULATION THAT THESE ARE THE ACTUAL TEXTS BETWEEN  
12 THE PARTIES?

13 MR. KOLODJI: YES, YOUR HONOR.

14 THE COURT: OKAY.

15 KEEP GOING.

16 MR. SAYEGH: AND THEN THE THIRD IN THE SAME CHAIN,  
17 YOUR HONOR, WHERE I SAID, "DAMN," SHE SAID, "CALL ME  
18 WHEN YOU'RE ON YOUR WAY HOME. I'VE GOT TO TELL YOU  
19 SOMETHING AT THE WEDDING. NOTHING URGENT SO LITERALLY,  
20 JUST CALL ME."

21 MY RESPONSE IS: "ARE YOU OKAY," REFERRING  
22 TO HER MEDICAL REACTION IN THE SAME TIMEFRAME SHE  
23 TOLD HER MOM THE SAME THING. AND THEN SHE ASKED ME,  
24 "WHAT'S THE WI-FI TO THE HOUSE?" SO I TEXTED HER.  
25 CLEARLY I'M NOT THERE. I'M ACTUALLY AT MY PARENTS  
26 WHERE MY UNCLE CAME TO TOWN. AND THIS CONVERSATION  
27 WILL STILL BE IDENTICAL TO WHAT SHE HAS WITH HER  
28 MOTHER.

1           THE COURT: SO STATEMENTS OF THE PETITIONER YOU CAN  
2 ADMIT, NOT STATEMENTS OF YOU OR STATEMENTS OF YOUR MOM.  
3 BUT IF YOUR MOM IS HERE, SHE CAN TESTIFY.

4           MR. SAYEGH: SURE.

5           SO HERE'S STATEMENTS TO HER MOM.

6           THE COURT: THIS IS STATEMENTS FROM?

7           MR. SAYEGH: FROM NUHA TO HER MOM.

8           "GOOD MORNING. I CAN'T GET MY RIGHT EYE.  
9 DON'T EVEN OPEN. TERRIBLE. REMEMBER YESTERDAY, I  
10 FELT LIKE IT WAS SOMETHING WEIRD GOING ON. THERE'S  
11 A HUGE SACK UNDERNEATH MY EYEBALL."

12           NOW YOU DON'T WANT THE MOM'S RESPONSE?

13           THE COURT: IT'S NOT OFFERED FOR THE TRUTH OF THE  
14 MATTER.

15           MR. SAYEGH: THE MOM RESPONDED, NOT BEING OFFERED  
16 FOR THE TRUTH OF THE MATTER.

17           THE COURT: BUT HER STATEMENTS TO YOUR MOM IS  
18 ADMISSIBLE. THESE ARE HER STATEMENTS.

19           MR. SAYEGH: SO THEN MOM SAYS, "SEND A PICTURE."  
20 MOM JUST -- NOT FOR THE TRUTH OF THE MATTER. "BY THE  
21 WAY, SEYADA IS MAKING LUNCH FOR UNCLE ABAY BECAUSE HE  
22 PEED AND YOUR DAD WENT DOWN," WHICH COINCIDES WITH ME  
23 SAYING, "HEY, COME TO MY DAD --"

24           THE COURT: SO DON'T -- SO HERE'S WHAT -- YOU'RE  
25 NOT DOING THIS ON PURPOSE. DON'T GIVE ME YOUR  
COMMENTARY. JUST GIVE ME THE EVIDENCE. AND THEN AT THE  
27 END, ONCE ALL OF THE EVIDENCE IS IN, THEN YOU GIVE ME  
28 YOUR COMMENTARY. BUT SEPARATE THE COMMENTARY FROM WHAT

1 THE ACTUAL EXHIBIT IS.

2 MR. SAYEGH: SHE SAYS, "I'VE GOT EVERYTHING  
3 CHECKED. THEY COULDN'T FIND ANYTHING. I TOLD YOU,  
4 REMEMBER, I NEED TO GO TO AN EASTERN DOCTOR. I CAN'T  
5 EVEN HOLD MY PHONE WHILE I'M TEXTING."

6 MOM WRITES, "WESTERN MEDICINE, THEY JUST  
7 BANDAID AND SEND YOU HOME. EASTERN -- "

8 OKAY.

9 SO SHE SAYS, "I SENT ME A PICTURE OF MY  
10 HAND. LET ME SHOW YOU." SO THIS IS THE THIRD  
11 PERSON WHO SEES THIS. "I WILL GO. MY WHOLE ARM --  
12 IT SUCKS."

13 SHE ALSO TESTIFIED THAT THE KIDS WERE HOME  
14 WHEN I HIT HER. AND THE KIDS WERE WITH THE MOM AT  
15 THE TIME IN CORONA. AND THIS IS A PHOTO OF THAT.

16 AND THIS IS THE PHOTO SHE TEXTED HER MOM  
17 WHERE SHE SAYS, "SEND ME A PHOTO." AND THE  
18 CONVERSATION IS MAYBE ALLERGIES. "BEST MEDICINE  
19 RIGHT NOW IS TO LAY IN BED ALL DAY."

20 "ARE THE KIDS HAVING PHONE?"

21 SHE SAID THE KIDS WERE THERE WHEN I HIT  
22 HER IN THE EYE --

23 MS. SAYEGH: NO.

24 THE COURT: STOP WITH THE COMMENTARY.

25 MR. SAYEGH: I APOLOGIZE.

26 AND THEN IT'S JUST GOING -- I MEAN IT'S  
27 IMPORTANT FOR CONTEXT. "BEST TO LAY IN BED. PUT  
28 THE CAKE ON."

1 IT'S FRUSTRATING. NOTHING IN HERE  
2 REGARDING BEING ASSAULTED. THIS CORROBORATES THAT

3 --

4 NO COMMENTARY.

5 THE COURT: OKAY.

6 SO, MA'AM, WHEN DO YOU THINK THIS INCIDENT  
7 OCCURRED?

8 MS. SAYEGH: IT HAPPENED THE 6TH OR THE 7TH.

9 THE COURT: WHICH INCIDENT, MA'AM?

10 MS. SAYEGH: THIS IS THE SAME INCIDENT.

11 THE COURT: WELL, IS IT TRUE --

12 PUT BACK ON THE TEXT.

13 THE WITNESS: I WOKE UP.

14 THE COURT: HOLD ON.

15 IT'S EITHER R-1, -2, OR R-3.

16 WHAT ARE THE TEXT MESSAGES -- THE TEXT  
17 MESSAGES TO YOUR MOM.

18 RECEIVE.

19 ALL RIGHT.

20 MA'AM, DID YOU WRITE THIS TEXT?

21 MS. SAYEGH: I DID.

22 THE COURT: TO YOUR MOTHER?

23 MS. SAYEGH: MY MOTHER.

24 THE COURT: AND EXPLAIN WHY YOU WROTE THIS AND WHY  
25 YOU DID IT IN THIS TEXT. SAY THE SAME THING THAT YOU  
26 TESTIFIED TO ME -- YOU GOT IT BECAUSE HE HIT YOU IN THE  
27 FACE?

28 MS. SAYEGH: I DON'T TELL MY MOTHER ANYTHING. I

1 DON'T TELL HER ABOUT MY LIFE. I TRY TO AVOID TELLING  
2 HER ANYTHING ABOUT MY PRIVATE DAILY FUNCTIONS. AND HE  
3 HAD -- THIS HAD HAPPENED MONTHS -- THE 6TH OR THE 7TH.

4 THE KIDS -- I NEVER SAID THE KIDS WERE  
5 WITH ME.

6 THE COURT: I'M JUST ASKING ABOUT THE STATEMENT.  
7 SO YOUR TESTIMONY IS THAT YOU INTENTIONALLY OMITTED OR  
8 MADE UP A STORY ABOUT YOUR EYE BECAUSE YOU DIDN'T WANT  
9 TO TELL YOUR MOM SOMETHING?

10 MS. SAYEGH: NO. NO. NO, I DID NOT.

11 I NEVER MADE THAT UP.

12 MR. KOLODJI: WELL, I WANT TO CLARIFY.

13 HAS YOUR MOTHER EVER DONE ANYTHING TO  
14 ASSIST IN HIDING THE DOMESTIC VIOLENCE IN YOUR  
15 RELATIONSHIP?

16 MS. SAYEGH: NEVER.

17 THE COURT: YOUR MOTHER HAS NEVER?

18 MS. SAYEGH: SHE HID IT. SHE HID EVERYTHING.

19 MR. KOLODJI: THERE WAS -- WASN'T THERE AN INCIDENT  
20 IN THE HOTEL MANY YEARS AGO?

21 A HUNTINGTON, YES.

22 Q AND WHAT HAPPENED AT THAT INCIDENT?

23 MR. SAYEGH: SORRY, WHAT --

24 THE COURT: HOLD ON --

25 THE WITNESS: MY MOTHER -- SHE LIVED IN ARIZONA  
26 BACK THEN. HE HAD CALLED MY MOM. MY DAUGHTER WAS SIX  
27 MONTHS OLD AT THE TIME. HE HAD CALLED MY MOM AFTER A  
28 BEATING -- I MEAN A BEATING OF A LIFETIME. AND SHE

1 DROVE FOUR HOURS STRAIGHT FROM ARIZONA TO THE HOTEL.  
2 AND WHEN I WOKE UP, AND MY MOM WAS LAYING DOWN LIKE AS  
3 IF HE DIDN'T KNOW WHAT TO DO WITH MY BODY.

4 Q HOW LONG DID YOU STAY WITH YOUR MOM AT THE  
5 HOTEL?

6 A ABOUT A WEEK.

7 Q WOULD IT BE TRUE TO SAY THAT YOUR MOM ASSISTED  
8 IN COVERING UP THE DOMESTIC VIOLENCE THAT OCCURRED IN  
9 THE RELATIONSHIP?

10 A YES.

11 Q AND SO THERE'S GOING TO BE A PUBLIC FUNCTION  
12 THAT DAY?

13 A YES.

14 Q WERE YOU READY TO SHOW YOURSELF AND PRESENT  
15 YOURSELF --

16 A NO.

17 Q -- TO THAT PUBLIC FUNCTION?

18 A NO. NO.

19 Q AND DID YOU COME UP WITH EXCUSES FOR WHAT WAS  
20 CAUSING THAT BRUISE TO YOUR EYE?

21 A SURE. YES.

22 MR. SAYEGH: YOUR HONOR, HE'S LEADING.

23 THE COURT: SUSTAINED.

24 THERE ARE OTHER PHOTOGRAPHS IN YOUR  
25 OCTOBER 8, SUPPLEMENTAL. SO LET'S WALK THROUGH  
26 THOSE TO SEE IF --

27 SIR, YOU RECEIVED ON OCTOBER 8TH A  
28 SUPPLEMENTAL.

1 MR. SAYEGH: YES, YOUR HONOR.

2 THE COURT: YOU SAW THE PHOTOGRAPHS THAT WERE  
3 LISTED -- THE PHOTOGRAPH OF THE BRUIISING ON HER NECK,  
4 BRUIISING ON THE OTHER EYE, BLOODY LIP?

5 MR. KOLODJI: I HAVE THAT.

6 THE COURT: SO WHY DON'T YOU WALK THROUGH.

7 MR. KOLODJI: LET'S GO TO EXHIBIT F.

8 THE COURT: WE'RE BACK ON DIRECT.

9 MR. KOLODJI: I'D LIKE TO --

10 THE COURT: HOLD ON.

11 SO, MA'AM, IS THIS --

12 WHICH EXHIBIT IS THIS?

13 MR. KOLODJI: THIS IS EXHIBIT B.

14 THE COURT: WHAT IS THIS A PICTURE OF?

15 MS. SAYEGH: THAT'S MY LIP, MY UPPER LIP.

16 THE COURT: DO YOU REMEMBER WHEN THIS PICTURE WAS  
17 TAKEN?

18 MS. SAYEGH: I WAS GOING THROUGH MY PHONE, AND THIS  
19 WAS ON MY PHONE. IT SAID, "2023 OF NOVEMBER."

20 THE COURT: NOVEMBER 2023.

21 MR. KOLODJI: YOUR HONOR, WOULD I BE ABLE TO HAVE  
22 MY CLIENT PULL UP HER PHONE?

23 THE COURT: LET ME GO THROUGH THESE PHOTOGRAPHS AND  
24 SEE.

25 OKAY.

26 SO THERE'S A PHOTOGRAPH OF YOUR UPPER LIP.  
27 IT LOOKS LIKE THERE'S A BRUIISING ON YOUR LIP.

28 THE WITNESS: UH-HUH, YES.

1           THE COURT: SO WHAT HAPPENED TO YOUR LIP?

2           THE WITNESS: THAT WAS -- THIS PHOTO WAS TAKEN  
3        MAYBE TWO DAYS AFTER THE INCIDENT WHEN HE CAME HOME FROM  
4        THE ICE HOUSE AND HE HAD AN ALTERCATION. AT THAT TIME,  
5        I WAS HOME. I WAS NO LONGER IN THAT UGLY LIFE OF THE  
6        REHABS AND ALL THAT. I HAD FULLY --

7           THE COURT: WHAT DO OUT MEAN "UGLY LIFE OF REHAB?"

8           MS. SAYEGH: I HAD AN UGLY -- I SPIRALED DOWN THIS  
9        RABBIT HOLE OF A DISGUSTING LIFE. AND I WASN'T ABLE TO  
10      GET HELP UNLESS AND UNTIL D.C.F.S. CAME INTO MY LIFE AND  
11      SAVED ME.

12          THE COURT: SO YOU WERE SPIRLING DOWN?

13          MS. SAYEGH: YES.

14          IN 2021.

15          THE COURT: IN 2021.

16          AND WAS THIS SPIRLING INVOLVING DRUGS?

17          MS. SAYEGH: UNFORTUNATELY.

18          THE COURT: IS THAT YES?

19          MS. SAYEGH: YES.

20          THE COURT: AND THEN HE D.C.F.S. CAME IN?

21          MS. SAYEGH: UH-HUH.

22          THE COURT: IS THAT YES?

23          MS. SAYEGH: YES.

24          THE COURT: OKAY.

25          AND SO DURING THIS SPIRLING IN 2021, THIS  
26      PICTURE WAS TAKEN 2023?

27          MS. SAYEGH: CORRECT.

28          THE COURT: WHAT HAPPENED TO YOUR LIP?

1 MS. SAYEGH: SO HE CAME HOME BELLIGERENTLY, DRUNK.  
2 AND ALL I ASKED HIM WAS, YOU KNOW, "HEY, WHAT'S GOING  
3 ON?" YOU KNOW 2:30 IN THE MORNING. AND HE DIDN'T EVEN  
4 RESPOND. HE JUST GRABS ME BY THE HAIR AND HEADBUTTS MY  
5 LIP.

6 THE COURT: HE HEADBUTTED YOU?

7 MS. SAYEGH: YES.

8 THE COURT: AND THAT'S WHAT CUT YOUR LIP?

9 MS. SAYEGH: IT WENT INTO MY TOOTH.

10 THE COURT: OKAY.

11 SO HERE'S SOME OTHER PHOTOGRAPHS, MA'AM.

12 DO YOU RECOGNIZE -- IS THIS YOU IN THIS  
13 PHOTOGRAPH?

14 MS. SAYEGH: YES.

15 THOSE ARE THE 2021. THOSE ARE THE ONES  
16 THAT --

17 THE COURT: IS THIS EXHIBIT C?

18 MR. KOLODJI: THIS IS EXHIBIT F, YOUR HONOR.

19 THE COURT: EXHIBIT F.

20 OKAY.

21 EXHIBIT F, THERE ARE THREE PHOTOS. SO  
22 THIS IS A PHOTO OF YOU?

23 MS. SAYEGH: YES.

24 THE COURT: I SEE SOMETHING AROUND YOUR RIGHT EYE.  
25 WHAT HAPPENED?

26 MS. SAYEGH: THIS WAS THE NIGHT -- I THINK THIS IS  
27 A COUPLE OF DAYS -- SO THESE PHOTOS WERE TAKEN  
28 THROUGHOUT THE FULL WEEK AFTERWARDS. BUT THERE WAS AN

1 ALTERCATION THE NIGHT -- ONE NIGHT, IT WAS JANUARY -- IT  
2 WAS IN JANUARY -- BEGINNING OF JANUARY.

3 MR. KOLODJI: YOU SAID IN THE BEGINNING OF JANUARY?

4 MS. SAYEGH: YEAH, IT WAS THE BEGINNING OF JANUARY.

5 SO HE --

6 HOLD ON.

7 THIS WAS A VERY INTERESTING STORY.

8 AM I TELLING IT FROM THE BEGINNING TO END?

9 THE COURT: YOU'RE TELLING ME HOW YOU GOT THE  
10 INJURIES ON YOUR FACE.

11 MS. SAYEGH: OKAY.

12 SO I WENT OUTSIDE TO PUT THE FOOD AWAY.

13 AND AS HE WAS IN THE CHILDREN'S ROOM, THE KIDS WERE  
14 IN PLAYING IN BED. HE STARTS TELLING ME LIKE  
15 DISGUSTING WORDS AND TELLING ME DISGUSTING --  
16 TELLING ME I'M WORTHLESS AND ALL OF THESE THINGS. I  
17 HAD A HEAVY THING OF COOKING. AND I HAVE LIKE A  
18 LITTLE CATERING AREA OF FOOD I TOOK OUTSIDE. I'M AT  
19 THE REFRIGERATOR PUTTING THE POT AWAY. AND I JUST  
20 HAD IT. I REALLY --

21 MR. KOLODJI: CAN YOU TELL COURT WHAT HE WAS SAYING  
22 SPECIFICALLY AS YOU RECALL.

23 MS. SAYEGH: HE WAS TELLING ME THAT I'M STUPID, I'M  
24 A LOSER, I'M WORTHLESS, I'M A PIECE OF -- THE WHOLE  
25 WORDS.

26 AND I WAS REALLY ANGRY. AND I WENT INTO  
27 THE ROOM, THE KIDS' ROOM, THAT HE WAS IN. AND  
28 THERE'S A LITTLE PLASTIC TABLE, AND I KIND OF JUST

1 STORMED IN THE ROOM, AND I FLIPPED THE TABLE. AND  
2 THAT'S WHEN HE JUST LOST IT.

3 MR. KOLODJI: AND CAN YOU DESCRIBE TO THE COURT  
4 WHAT HAPPENED WHEN HE LOST IT?

5 THE WITNESS: YES.

6 HE CHASED ME AROUND THE HOUSE. THIS  
7 WAS -- HE CHASED ME AROUND THE HOUSE. WE WERE  
8 HOPPING AND POPPING. HE THREW ME AGAINST THE WALL,  
9 BUT THIS EYE -- PARTICULAR HAPPENED WHEN I WENT INTO  
10 THE BABY'S ROOM TO GRAB A DIAPER. AND I'M ON -- I  
11 HAD MY HEAD DOWN AT THIS POINT. I KNOW HE'S REALLY  
12 ANGRY. AND HE KEEPS YELLING AT ME AND YELLING AT  
13 ME. AND I LOOKED UP LIKE THIS, AND THAT'S WHEN HE  
14 WENT INTO MY EYE -- PUNCHED ME INTO MY EYE.

15 THE COURT: YELLING AT YOU AND YOU LOOKED UP TO THE  
16 LEFT?

17 MS. SAYEGH: YEAH.

18 I'M AT THE CABINET. I PULLED OUT THE  
19 DRAWER, PULLED OUT A DIAPER. AND HE'S STILL LIKE  
20 HOVERING OVER ME, SCREAMING AT ME. AND I KIND OF  
21 LIKE THIS -- AS SOON AS I WENT LIKE THIS AND THEN HE  
22 CLOCKED MY EYE.

23 THE COURT: BY "CLOCKED," HE STRUCK YOU IN THE  
24 FACE?

25 MS. SAYEGH: YES.

26 THE COURT: AND THAT'S WHAT GAVE YOU THIS BLACK  
27 EYE?

28 THE WITNESS: UH-HUH.

1           THE COURT: IS THAT YES?

2           MS. SAYEGH: YES.

3           THE COURT: THAT'S THE SAME PHOTO AS --

4           MR. KOLODJI: NO.

5           THIS IS A DIFFERENT TIME.

6           I PUT THE THREE PICTURES INSIDE HER  
7 DECLARATION WHICH I ALSO ATTACHED DUPLICATIVE AS  
8 EXHIBIT F.

9           THE COURT: SO I HAVE EXHIBIT D AN UPPER LIP INJURY  
10 IN 2023. IS THIS A DIFFERENT INJURY.

11          MS. SAYEGH: THIS IS A DIFFERENT --

12          THE COURT: HOLD ON.

13          MR. KOLODJI: WE'RE TALKING ABOUT THE JANUARY 2022  
14 INCIDENT.

15          AND EXHIBIT C IS THE NOVEMBER 2023  
16 INCIDENT.

17          THE COURT: OKAY.

18          IT LOOKS TO BE THE SAME PHOTOGRAPH, MR.  
19 KOLODJI.

20          MR. KOLODJI: YOU'RE RIGHT, YOUR HONOR.

21          THE COURT: ALL RIGHT.

22          HOLD ON A SECOND.

23          AND MA'AM, THIS IS THE SAME PHOTOGRAPH  
24 THAT YOU TESTIFIED TO --

25          MS. SAYEGH: THAT JANUARY.

26          THE COURT: OKAY.

27          -- WITH HIM CHASING YOU AND YOUR PULLING  
28 OUT THE DIAPER FROM THE DIAPER BAG?

1 MS. SAYEGH: UH-HUH?

2 THE COURT: IS THAT YES?

3 THIS IS A CLOSEUP OF THE SAME PHOTOGRAPH?

4 MS. SAYEGH: YES.

5 THE COURT: LOOKS TO BE MARKS AROUND YOUR NECK.

6 MS. SAYEGH: UH-HUH.

7 THE COURT: DON'T SAY, "UH-HUH."

8 MS. SAYEGH: YES.

9 THE COURT: SO TELL ME ABOUT THIS.

10 MS. SAYEGH: THIS ONE HE SLAPS ME REALLY HARD AFTER  
11 HE PULLS MY SWEATER -- DOWN TO THE FLOOR, HE SLAPS ME  
12 REALLY HARD, AND THEN HE STARTS CHOKING ME.

13 THE COURT: AND IS THIS PART OF THE "F" EXHIBITS?

14 MR. KOLODJI: IT IS, YOUR HONOR.

15 THE COURT: ALL RIGHT.

16 THESE ARE PART OF THE "F" EXHIBITS.

17 MR. KOLODJI: IF YOU LOOK AT YOUR PHONE, THESE ARE  
18 ALL THE SAME TIME.

19 MS. SAYEGH: YES.

20 THE COURT: AND THERE'S SWELLING AROUND YOUR NECK.  
21 HOW DID YOU GET THOSE MARKS?

22 MS. SAYEGH: BY HIS HANDS.

23 THE COURT: SO, MR. KOLODJI, I KNOW THAT IN THE --  
24 IN HER DECLARATION SHE ALLEGES GASLIGHTING; SHE ALLEGES  
25 A NUMBER OF DIFFERENT THEORIES OF DOMESTIC VIOLENCE.  
26 LET'S STICK WITH THE EXAMPLES OF ASSAULTS BECAUSE WE  
27 HAVE HE-SAID/SHE-SAID. RIGHT? BUT THEN IF YOU HAVE  
28 PHOTOGRAPHS --

1                   OKAY.

2                   -- WELL, THEN PHOTOGRAPHS, IF THEY'RE  
3 CONSISTENT WITH THE TESTIMONY. BUT WE'RE NOT DONE  
4 WITH THE HEARING, BUT I HAVE THESE PHOTOGRAPHS.

5                   IS THERE ANY OTHER PHOTOGRAPHS?

6                   MR. KOLODJI: YOUR HONOR, THERE WOULD BE ANOTHER  
7 INCIDENT THAT OCCURRED.

8                   LET ME JUST FIND HERE --

9                   THE COURT: I'LL GO BACK ON THE DOCUMENT CAMERA.

10                  MR. KOLODJI: I WANTED TO --

11                  LET ME JUST --

12                  I WANT TO DRAW YOUR ATTENTION TO THE  
13 INCIDENT THAT OCCURRED IN JULY 2001.

14                  THE COURT: SIR, YOU CAN'T TESTIFY. YOU CAN SHOW  
15 HER A PICTURE OR ASK HER WHAT HAPPENED.

16

17                  DIRECT EXAMINATION (RESUMED)

18 BY MR. KOLODJI:

19                  Q       LET ME SHOW YOU.

20                  A       YES.

21                  THIS IS HIS CAR.

22                  THE COURT: SO LET ME PUT ON COUNSEL'S COMPUTER.

23                  OKAY.

24                  WHICH EXHIBIT IS THIS?

25                  MR. KOLODJI: THIS IS MY EXHIBIT I, YOUR HONOR.

26                  THE COURT: EXHIBIT I.

27                  AND SO, MA'AM, WHAT'S EXHIBIT I? WHAT'S  
28 IT SHOWING HERE?

1           THE WITNESS: YES, THIS IS HIS CAR. I'M IN THE  
2 PASSENGER SEAT, AND HE'S IN THE DRIVER'S SEAT. NOW --

3           MR. KOLODJI: WHAT CAUSED THIS?

4           THE WITNESS: HE PUNCHED THE WINDOW ON THIS ONE.

5           MR. KOLODJI: CAN YOU DESCRIBE THAT INCIDENT?

6           THE WITNESS: YES.

7                 HE PUNCHED THE WINDOW AFTER HE PUNCHED MY  
8 FACE. AND I MEAN BRUTALLY POUNDING MY FACE AS I WAS  
9 IN THE PASSENGER'S SEAT --

10          THE COURT: I HAVEN'T SEEN THIS PHOTO BEFORE.

11          THE WITNESS: THIS IS THE FIRST TIME I GOT OUT OF  
12 THE CAR, MY NOSE IS BLEEDING.

13          THE COURT: SLOW DOWN.

14                 THIS IS NOT EXHIBIT I. THIS IS EXHIBIT 1.

15          MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO MAKE  
16 THESE 4 PICTURES EXHIBIT I. THIS WILL BE EXHIBIT I-2.

17          THE WITNESS: SO --

18          THE COURT: OKAY.

19                 SO THIS IS I-2.

20                 (WHEREUPON, RESPONDENT'S EXHIBIT I-2  
21                 WAS MARKED FOR IDENTIFICATION.)

22          MR. KOLODJI: IT'S CONCERNING THE JULY 2021  
23 INCIDENT.

24          THE COURT: OKAY.

25                 ALL RIGHT.

26                 MA'AM, SO I-1 IS A PHOTOGRAPH OF THE  
27 WINDSHIELD CRACKED. AND YOUR TESTIMONY IS THAT THE  
28 RESPONDENT PUNCHED THE WINDSHIELD?

1           THE WITNESS: YES.

2           THE COURT: AND I-2 IS A PICTURE OF YOUR FACE AND  
3 IT APPEARS TO HAVE SOME INJURY.

4           MS. SAYEGH: WE WERE ON OUR WAY HOME FROM A LONG  
5 NIGHT. AND I DON'T KNOW -- REMEMBER EXACTLY WHAT LED TO  
6 IT. BUT ALL I KNOW MY FACE WAS -- HIS FIST POUNDS THREE  
7 OR FOUR TIMES INTO MY FACE. MY NOSE IS BLEEDING AS YOU  
8 CAN SEE. AND MY EAR IS BLEEDING AS WELL. I HAD BLOOD  
9 COMING FROM MY EARS.

10          Q       BY MR. KOLODJI: I WOULD LIKE TO SHOW TWO  
11 ADDITIONAL PICTURES ON I-3, DATED JULY 11TH, 2021 AT  
12 9:09 P.M. EXHIBIT I-4, JULY 11TH 2021.

13           DO THESE FOUR EXHIBITS DESCRIBE WHAT HAPPENED  
14 --

15          A       UH-HUH, YES.

16          Q       -- THAT DAY?

17           AND WHERE WERE YOU WHEN HE BASHED YOU IN THE  
18 FACE?

19          A       PASSENGER'S SIDE.

20          Q       WHO ELSE WAS IN THE CAR?

21          A       NOBODY.

22          MR. KOLODJI: NOTHING FURTHER.

23          THE COURT: WE'RE GOING TO GO ANOTHER 15 MINUTES  
24 BEFORE WE TAKE OUR MORNING BREAK.

25           FIRST, LET ME UNDERSTAND. IS IT YOUR  
26 TESTIMONY, SIR, THAT YOU NEVER HIT HER, YOU'VE NEVER  
27 BEEN PHYSICAL WITH HER?

28          MR. SAYEGH: IT IS MY TESTIMONY.

1 AS FAR AS THE JANUARY 22ND EVENT, I'D LIKE  
2 TO EXPLAIN WHAT OCCURRED THERE.

3 THE COURT: JUST ANSWER A SIMPLE QUESTION, SIR.

4 HAVE YOU EVER HIT THE PETITIONER?

5 MS. SAYEGH: WE HAD DISPUTES PRIOR TO THE BIRTH OF  
6 OUR FIRST CHILD WHEN SHE WOULD DRINKING A LOT OF ALCOHOL  
7 AND SHE WOULD BE AGGRESSIVE AND -- BUT NEVER HITTING AS  
8 FAR AS --

9 THE COURT: SO I'M TRYING TO BE CLEAR. YOU CAN  
10 SAY, "NO, I'VE NEVER HIT HER." OR "YES, I HIT HER." OR  
11 "YES, WE'VE HAD MUTUAL COMBAT." I DON'T KNOW WHAT YOUR  
12 TESTIMONY IS, SIR.

13 MR. SAYEGH: PRIOR TO HAVING THE CHILDREN, YES,  
14 THERE'S BEEN MUTUAL ARGUMENTS, MUTUAL FIGHTS.

15 THE COURT: AND YOUR YOUNGEST CHILD WAS BORN IN  
16 2019?

17 MR. SAYEGH: YES, YOUR HONOR.

18 THE COURT: SO YOUR TESTIMONY IS AFTER 2019, YOU'VE  
19 NEVER BEEN PHYSICAL WITH THE RESPONDENT?

20 MR. SAYEGH: NO, YOUR HONOR.

21 THE COURT: AT ALL?

22 MR. SAYEGH: WE HAVE THE 2011 INCIDENT -- I MEAN  
23 2021 I MEAN 2021 -- 2022 WHICH I HAVE TO EXPLAIN IT,  
24 SIR.

25 THE COURT: SO IS IT A "YES" WITH AN EXPLANATION,  
26 OR "NO, I'VE NEVER BEEN PHYSICAL?"

27 MR. SAYEGH: IT IS YES WHEN SHE ASSAULTED ME THAT  
28 DAY.

1           THE COURT: SO YOU'RE SAYING IT'S SELF-DEFENSE?

2           MR. SAYEGH: YES.

3           AND I'LL BE ABLE TO ESTABLISH THAT.

4           THE COURT: SO YOUR TESTIMONY IS THAT YOU MAY HAVE  
5           HIT HER, BUT YOU ONLY HIT HER IN SELF-DEFENSE?

6           MR. SAYEGH: THE ONE TIME ON THE 21ST. THAT'S THE  
7           22ND THAT SHE ALLEGES.

8           THE COURT: SO SINCE YOUR CHILDREN HAVE BEEN BORN,  
9           YOU MAY HAVE HIT HER ONE TIME, BUT THAT WAS IN  
10          SELF-DEFENSE?

11          MR. SAYEGH: YES, YOUR HONOR.

12          THE COURT: IS THAT YOUR TESTIMONY?

13          MR. SAYEGH: YES.

14          THE COURT: AND THE INCIDENT THAT YOU SAID YOU HIT  
15          HER IN SELF-DEFENSE, WAS WHAT?

16          MR. SAYEGH: THAT'S THE ONE WHERE THE NECK -- AND I  
17          WOULD LIKE AN OPPORTUNITY TO EXPLAIN.

18          THE COURT: YOU'LL HAVE AN OPPORTUNITY. I JUST  
19          WANT -- FIRST, I WANT TO SEE WHAT YOUR SIDE OF THE STORY  
20          IS BECAUSE THE ALLEGATIONS IS YOU'VE BEEN BEATING HER UP  
21          FOR YEARS.

22           SO YOU'RE SAYING, "I'VE NOT BEEN BEATING  
23          HER UP FOR YEARS. IF ANYTHING, I HIT HER ONE TIME  
24          IN SELF-DEFENSE BACK IN 2021."

25           DO I HAVE YOUR TESTIMONY CORRECT?

26          MR. SAYEGH: YES.

27          THE COURT: SO THE OTHER PHOTOGRAPHS FROM OTHER --  
28          FROM NOVEMBER 2023 -- THE UPPER LIP -- NO, THAT'S NOT

1 YOU?

2 MR. SAYEGH: MAY I --

3 THE COURT: I'M JUST ASKING YOU A SIMPLE QUESTION.

4 MR. SAYEGH: NO, THAT WAS NOT ME, YOUR HONOR.

5 THE COURT: SO YOU DID NOT HIT HER IN 2023.

6 AND THE WINDSHIELD?

7 MR. SAYEGH: I HAVE NO IDEA, THE WINDSHIELD OR EYE

8 --

9 THE COURT: EITHER YOU REMEMBER BREAKING A  
10 WINDSHIELD WITH YOUR FIST -- IT EITHER IT HAPPENED OR IT  
11 DIDN'T.

12 MR. SAYEGH: ABSOLUTELY NOT.

13 THE COURT: SO YOU NEVER BROKE A WINDSHIELD.

14 MR. SAYEGH: ABSOLUTELY NOT.

15 THE COURT: AND THE MARKS AROUND HER NECK YOU DID  
16 NOT PUT THOSE INJURIES ON HER?

17 MR. SAYEGH: THAT WAS MADE UP.

18 I HAVE TO HAVE MY TIME.

19 THE COURT: WHEN I ASK YOU A SIMPLE QUESTION, "NO,  
20 I DIDN'T HIT HER --"

21 MR. SAYEGH: OKAY.

22 THE COURT: HOW SHE STAGED A PHOTOGRAPH -- THE  
23 QUESTION IS: "DID YOU HIT HER."

24 MR. SAYEGH: NO, YOUR HONOR.

25 BUT THAT DAY -- THAT'S THE DATE, BUT  
26 THAT'S THE --

27 THE COURT: SHE ALSO TESTIFIED THAT YOU ROUTINELY  
28 NAME CALL, YELLING -- IS ANY OF THAT TRUE?

1 MR. SAYEGH: NO. NOT ROUTINELY. NOT AT ALL.

2 AND I HAVE A LONG SERIES OF --

3 THE COURT: SO BEFORE YOU BEGIN, SHE'S TESTIFIED  
4 THAT SHE WAS SPIRLING, THAT SHE'S HAD ISSUES WITH DRUGS.  
5 SO IT'S NOT ALL SELF-INTERESTING WHICH MAKES IT A LITTLE  
6 MORAL CREDIBLE.

7 YOUR TESTIMONY IS YOU'VE DONE ANYTHING  
8 WRONG -- MAYBE YOU'VE HIT HER ONE TIME, BUT THAT WAS  
9 IN SELF-DEFENSE, BUT YOU NEVER NAME CALLED --

10 MR. SAYEGH: THAT'S NOT MY TESTIMONY.

11 THE COURT: GO AHEAD, SIR.

12 YOU CAN PRESENT YOUR EVIDENCE, SIR. I  
13 UNDERSTAND YOUR POSITION.

14 MR. SAYEGH: IF I MAY, YOUR HONOR.

15 THE COURT: GO AHEAD.

16 MR. SAYEGH: LET'S GO --

17 THE COURT: REMEMBER, WE'RE TAKING A BREAK AT  
18 10:30.

19 THE WITNESS: THIS DOCUMENT HERE.

20 THE COURT: SO THIS IS EXHIBIT -- EXHIBIT B.

21 THE WITNESS: THIS DOCUMENT HERE IS A LIP  
22 INJECTION.

23 THE COURT: SO, SIR, YOU NEED TO HAVE EVIDENCE.  
24 YOU CAN'T JUST SHOW A PHOTOGRAPH AND TELL ME IT'S A LIP  
25 INJECTION.

26 THE WITNESS: SO I PROVIDED AN EXPERT WITNESS TO  
27 THIS ISSUE AND WE'VE PRESENTED THEY'VE REVIEWED THIS,  
28 AND PREPARED DECLARATION, AND PRESENTED A D.C. --

1           THE COURT: IF YOU HAVE A WITNESS HERE IN COURT  
2 WHOSE A MEDICAL PROFESSIONAL TO TESTIFY TO --

3           THE WITNESS: MAY I PRESENT THESE PHOTOS NOT FOR  
4 THE TRUTH OF THE MATTER, SIMPLY DEMONSTRATIVELY --

5           THE COURT: SIR, YOU'RE NOT ABLE TO SHOW A  
6 PHOTOGRAPH AND SAY THIS WAS STAGED. YOU HAVE TO HAVE  
7 PERSONAL INFORMATION. LIKE, IF YOU SAW HER PUT ON  
8 MAKEUP, IF YOU SAW HER DISGUIISING, TESTIFY TO THAT. BUT  
9 YOUR COMMENTARY IS NOT EVIDENCE. YOUR COMMENTS WILL BE  
10 AT THE END AFTER THE EVIDENCE IS CLOSED.

11           SO GIVE ME YOUR EVIDENCE, SIR, YOUR  
12 TESTIMONY.

13           THE WITNESS: SURE.

14           I HAVE TEXT MESSAGES BETWEEN HER AND HER  
15 SISTER REGARDING LIP INJECTIONS.

16           THE COURT: OKAY.

17           YOU WANT TO MARK THIS AS AN EXHIBIT?

18           MR. SAYEGH: YES.

19           R-2. THIS IS A CONVERSATION WITH SISTER  
20 AND HERSELF.

21           (WHEREUPON, RESPONDENT'S EXHIBIT R-4  
22 WAS MARKED FOR IDENTIFICATION.)

23           THE COURT: SHE'S IN THE GRAY?

24           THE WITNESS: WOMEN ARE --

25           THE COURT: SIR, I DON'T WANT TO HEAR --

26           THE WITNESS: OH, OKAY.

27           THE COURT: JUST SHOW ME THE EXHIBIT, AND TELL ME  
28 WHAT IT SAYS.

1           THE WITNESS: THIS IS A CONVERSATION BETWEEN HER  
2 AND HER SISTER REGARDING HER FILLERS. SHE WENT TO L.A.  
3 BEAUTY SKIN CENTER. THE PHOTOS THAT SHE SHOWED OF THE  
4 LIP AND THE COURT TOOK A LOOK AT IT -- THERE'S AN  
5 INJECTION SITE. THIS PHOTO WAS TAKEN THREE HOURS LATER,  
6 AND IT HAD BLED. THERE'S AN INJECTION SITE. THE LIPS  
7 ARE PUFFED OUT.

8           THE COURT: SIR, THIS IS YOUR -- YOU'RE TRYING TO  
9 GIVE COMMENTARY AND TESTIMONY BUT YOU CAN'T DO THAT.

10           SO THIS IS AN EXHIBIT OF THE PETITIONER'S  
11 TEXT MESSAGES. AND IN THAT TEXT MESSAGE, THE  
12 PETITIONER STATES THIS IS R-2, L.A. BEAUTY SKIN  
13 CENTER. "I NEVER DID LASER. TRY IT. THEY KNOW HOW  
14 TO RAISE THE BROW. WOMEN ARE TAKING IT BACK NOW TO  
15 HAVE A BIGGER FOREHEAD."

16           SO THAT'S HER TEXT MESSAGE?

17           THE WITNESS: YES.

18           THE COURT: WHAT ELSE DO YOU HAVE?

19           THE WITNESS: AS FAR AS --

20           THE COURT: I DON'T WANT YOUR COMMENTARY SIR.

21           FIRST, GET ALL THE EVIDENCE IN, AND THEN  
22 YOU CAN GIVE ALL OF YOUR ARGUMENT.

23           THE WITNESS: I WOULD LIKE TO PRESENT EVIDENCE AS  
24 TO WHERE I WAS ON THE DATE OF THIS INCIDENT THAT SHE  
25 ALLEGES THAT I CAME HOME AND WHAT HAD OCCURRED THAT DAY.

26           THE COURT: OKAY.

27           AND THAT WAS AUGUST 26TH.

28           THE WITNESS: YES, YOUR HONOR.

1           THE COURT: OKAY.

2           THE WITNESS: THIS IS THE NOVEMBER 4TH DATE.

3           WHAT DO YOU WANT TO MARK THIS EXITED AS.

4           R-3, THESE ARE TEXT MESSAGES BETWEEN  
5 MYSELF, AND NUHA.

6           THE COURT: HERS WILL COME IN, YOURS WILL NOT --  
7 FOR THE TRUTH --

8           IS THE GRAY HER?

9           THE WITNESS: YES, YOUR HONOR.

10          THE COURT: "GOOD MORNING. HOW IS IT GOING?"  
11          AND THIS IS A TEXT MESSAGE FROM  
12 NOVEMBER 4, 2023. AND WHAT IS THIS RELEVANT TO  
13 SHOW?

14          THE WITNESS: THIS IS SHOWING HER AND I  
15 COMMUNICATING THAT MORNING --

16          THE COURT: OKAY.

17          THE WITNESS: OF THE INCIDENT -- SHE --  
18           WELL, THROUGH THE TEXT, SHE'S AT WORK.

19          THE COURT: NO THE TEXT SAID, "GOOD MORNING."

20          THE WITNESS: "GOOD MORNING. HOW'S IT GOING?  
21 HELLO, GOOD MORNING. HOW'S IT GOING? I HAVE THE KIDS  
22 OVER HERE FOR BREAKFAST."

23           SHE RESPONDS, "HOW DID SHE DO? WHERE WAS  
24 THE TOURNAMENT?" SECOND PLACE -- SHE RESPOND,  
25 "DAMN, I WISH I WERE THERE. I DIDN'T I THINK IT  
26 WOULD BE THAT BIG. I'M SO PROUD OF HER."

27           THIS IS JUST GOING THROUGH -- "I'M SO  
28 PROUD OF HER." THE TEXT MESSAGES THROUGHOUT THAT

1 MORNING, THE DATE.

2 SHE WAS AT WORK. "HELD OUT WHY. WHY WERE  
3 YOU GUYS THERE SO LONG?" SHE'S CLOCKING IN AND OUT  
4 AND THAT SHE WOULD BE HOME, WHICH SHE WOULD BE HOME  
5 AT 10:00 P.M. THAT DAY.

6 AND THIS IS THE FOLLOWING DAY REGARDING  
7 RITE AID.

8 THE COURT: THIS IS R-4. THIS NOW A TEXT MESSAGE  
9 FROM --

10 THE WITNESS: IF I MAY GO BACK TO HER LIP.

11 THE COURT: YES.

12 GOING BACK TO THE PHOTO, EXHIBIT F.

13 MR. SAYEGH: MAY I INQUIRE?

14 THE COURT: YES.

15 MR. SAYEGH: MS. SAYEGH, IN YOUR DECLARATION YOU  
16 STATED THAT YOU HAD BLED -- YOU WERE BLEEDING.

17 MS. SAYEGH: YES.

18 MR. SAYEGH: FROM YOUR LIP?

19 MS. SAYEGH: UH-HUH.

20 MR. SAYEGH: AND THIS PHOTO THAT YOU TOOK THAT WAS  
21 TAKEN, IN YOUR DECLARATION, AN HOUR AND A HALF AFTER THE  
22 ALLEGED ASSAULT?

23 MS. SAYEGH: NO.

24 I TOOK THIS PHOTO ABOUT TWO DAYS AFTER THE  
25 ALLEGED -- ABOUT TWO DAYS MAYBE, GIVEN OR TAKE.

26 MR. SAYEGH: YOUR TIME STAMP ON YOUR PHOTO --

27 MS. SAYEGH: YEAH, I --

28 THE COURT: WAIT FOR HIM TO FINISH.

1 MR. SAYEGH: -- SAID 2:56 A.M.

2 THE WITNESS: I'VE WOKEN UP PROBABLY FROM THE PAIN,  
3 WOKE UP AND THEN TOOK A PICTURE. IT HAPPENED MAYBE TWO  
4 DAYS.

5 MR. SAYEGH: DO YOU HAVE THE TIME STAMP FROM YOUR  
6 PHOTO?

7 MS. SAYEGH: SURE.

8 MR. KOLODJI: YOUR HONOR, I -- THE PETITIONER'S  
9 PHONE --

10 MR. SAYEGH: AND THE TIME STAMP SAYS 2:59 A.M.?

11 MS. SAYEGH: YES.

12 MR. SAYEGH: AND THAT'S ON THE 4TH?

13 MS. SAYEGH: YES.

14 THIS IS A COUPLE OF DAYS AFTER.

15 MR. SAYEGH: SO DID YOU SAY THE ASSAULT HAPPENED ON  
16 THE 4TH?

17 MS. SAYEGH: YES.

18 I -- I THOUGHT THE ASSAULT HAPPENED ON THE  
19 4TH. IT WAS 2023. IT WAS A LONG TIME AGO. SO IT  
20 HAD HAPPENED A COUPLE OF DAYS BEFORE. AND I WAS IN  
21 PAIN. I REMEMBER NOW. I HAVE VERY BAD MEMORY  
22 OTHERWISE.

23 THE COURT: IT'S 10:30, WE'RE GOING TO TAKE OUR  
24 HOUR MORNING RECESS TO LET'S SAY 10:50. YOU'LL HAVE  
25 ENOUGH TIME TO STRETCH YOUR LEGS. WHEN YOU COME BACK,  
26 RESPONDENT WILL WRAP UP. YOU HAVE 20, 30 MINUTES TO  
27 PRESENT WHATEVER OTHER EVIDENCE YOU HAVE.

28 SO WE HAVE TO LOCK THE DOORS SO THE STAFF

1 CAN ALSO USE THE RESTROOM. SO YU CAN LEAVE YOUR  
2 MATERIALS, TAKE YOUR VALUABLES LIKE YOUR COMPUTER.  
3 THERE'S NOBODY GOING TO BE HERE TO GUARD YOUR STUFF.  
4 SO TAKE YOUR CELLPHONES YOUR COMPUTERS. YOU CAN  
5 LEAVE YOUR PAPERS.

6 (WHEREUPON, A RECESS WAS TAKEN.)

7 THE COURT: BACK ON THE RECORD ON THE RESTRAINING  
8 ORDER. EVERYBODY IS --

9 DO YOU HAVE ANY OTHER WITNESSES?

10 MR. SAYEGH: YES, I DO.

11 THE COURT: WHO IS A WITNESS?

12 MR. SAYEGH: SAMERA ARKEL.

13 THE COURT: AND AGAIN, TELL ME WHAT IS THE OFFER  
14 OF. PROOF? SHE'LL TESTIFY TO WHAT?

15 MR. SAYEGH: SHE'S GOING TO TESTIFY THAT SHE  
16 ADMITTED THAT AFTER SHE GOT SOBER THAT SHE HAD  
17 EMBELLISHED HER INJURIES WITH MAKEUP ON THE 27TH. SHE'S  
18 GOING TO ADMIT THAT NUHA TOLD HER THOSE WERE LIP FILLERS  
19 AND THAT SHE WILL TESTIFY THAT SHE WAS WITH ME ON THE  
20 DATE WHERE SHE HAD HER MEDICAL INFECTION.

21 THE COURT: OKAY.

22 ALL RIGHT.

23 LET ME HEAR FROM HER.

24 GOOD MORNING, MA'AM. ARE YOU MS. ARKEL?

25 THE WITNESS: YES.

26 THE COURT: WHY DON'T YOU COME UP HERE TO THE  
27 WITNESS STAND. WALK ON UP. AND ONCE YOU GET THERE,  
28 REMAIN STANDING, RAISE YOUR RIGHT HAND, AND FACE THE

1 J.A.

2 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
3 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
4 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
5 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

6 THE WITNESS: I DO.

7 THE COURT: PULL UP A CHAIR.

8 TELL ME WHAT IS YOURS FIRST ANDS LAST.  
9 NAME?

10 THE WITNESS: MY IN NAME IS SAMERA ARKEL,  
11 S-A-M-E-R-A, ARKEL, A-R-K-E-L.

12 THE COURT: GOOD MORNING TO YOU.

13 DO YOU RECOGNIZE THE PARTIES SITTING AT  
14 COUNSEL'S TABLE?

15 THE WITNESS: YES.

16 THAT'S MY BROTHER AND SISTER-IN-LAW.

17 THE COURT: OH, FAHED IS YOUR BROTHER?

18 THE WITNESS: YES.

19 THE COURT: HAVE YOU HAD AN OPPORTUNITY -- OR HAVE  
20 YOU HAD ANY INSTANCES WHERE YOU'VE SPOKEN TO NUHA?

21 THE WITNESS: NUHA.

22 THE COURT: HAS SHE EVER SPOKEN TO YOU ABOUT ANY  
23 INJURIES OR ANY DOMESTIC VIOLENCE BETWEEN THE PARTIES?

24 THE WITNESS: NEVER.

25 THE COURT: SHE'S NEVER SPOKEN ABOUT ANY VIOLENCE?

26 THE WITNESS: NO.

27 THE COURT: HAS SHE EVER TOLD YOU THAT SHE EVER  
28 SUFFERED ANY INJURY OR GOT INTO ANY FIGHT OR ALTERCATION

1 WITH YOUR BOTHER?

2 THE WITNESS: NO.

3 THE COURT: HAS SHE EVER TOLD YOU THAT SHE'S EVER  
4 EXAGGERATED OR MADE UP CLAIMS ABOUT DOMESTIC VIOLENCE  
5 BETWEEN HER AND HER BROTHER?

6 THE WITNESS: AT ONE TIME WHEN SHE FILED A REPORT  
7 ON HIM THAT HE HIT HER, AND WE TALKED ABOUT IT. SHE  
8 SAID IT WAS AN ACCIDENT; THAT THEY WERE ARGUING. SHE  
9 WAS NOT IN GOOD HEALTH. SHE WAS ANGRY. SHE THREW A  
10 TABLE. AND HE BLOCKED. AND A SWEATER HIT HER ON THE  
11 EYE.

12 THE COURT: DO YOU HAVE -- DO YOU REMEMBER  
13 APPROXIMATELY WHAT INCIDENT OR WHAT YEAR SHE WAS  
14 TESTIFYING OR TELLING YOU ABOUT?

15 THE WITNESS: GOSH.

16 THE COURT: IF I SAY 2021 DOES THAT SOUND --

17 THE WITNESS: I'LL BE HONEST WITH YOU, BETWEEN  
18 COVID AND THE FIRES -- BECAUSE I LOST MY HOUSE IN THE  
19 FIRE -- I DON'T EVEN KNOW THE TIMEFRAME. MAYBE THE  
20 21ST. IT COULD BE.

21 THAT LONG AGO?

22 THE COURT: I'M ASKING YOU, MA'AM. IF YOU DON'T  
23 REMEMBER, THAT'S FINE.

24 THE WITNESS: YEAH.

25 THE COURT: SO YOU HAVE A MEMORY OF AT LEAST ONE  
26 TIME THE PETITIONER TELLING YOU THAT SHE MADE A REPORT  
27 AGAINST YOUR BROTHER, BUT IT WAS ACTUALLY AN ACCIDENT?

28 THE WITNESS: YES. CORRECT.

1           THE COURT: ANY OTHER INCIDENTS?

2           THE WITNESS: AND THEN SHE ALSO -- SHE ALSO TOLD HE  
3 ME THAT SHE HAD PUT MAKEUP ON TO MAKE IT LOOK WORSE  
4 BECAUSE WE HAD TALKED TO HER -- BECAUSE WE WERE CLOSE --  
5 AND THAT SHE WAS SORRY THAT SHE DID THAT, BUT SHE GOT  
6 REALLY SCARED.

7           THE COURT: WHAT EXACTLY DID SHE SAY TO --

8           THE WITNESS: SHE --

9           THE COURT: WHEN --

10          THE WITNESS: UH-HUH.

11          THE COURT: GO AHEAD.

12          THE WITNESS: SHE SAID THAT SHE CALLED MY OTHER  
13 COUSIN WHO LOST HER KIDS THROUGH A CUSTODY BATTLE AND  
14 THAT SHE WASN'T ABLE TO SEE THE KIDS BECAUSE, I GUESS,  
15 SHE WAS ON SUBSTANCE ABUSE. AND SHE SAID THE WAY YOU'VE  
16 GOT TO DO THIS IS YOU'VE GOT TO DO IT LIKE THIS. AND  
17 YOU NEED TO CALL THE POLICE ON HIM FIRST. AND IF YOU  
18 CALL FIRST, IF YOU DO, THIS WILL YOU IN YOUR CASE WITH  
19 THE KIDS.

20          THE COURT: OKAY.

21           SHE HAD HER OWN CASE WITH D.C.F.S.?

22          THE WITNESS: YES.

23          THE COURT: AND SHE WAS DEALING WITH HER OWN DRUG  
24 USE, THE DRUG ISSUES?

25          THE WITNESS: YES.

26          THE COURT: ANYTHING ELSE?

27          THE WITNESS: ABUSE-WISE SHE ALWAYS HAD HER OWN  
28 PERSONALITY WHEN SHE WAS UNDER THE INFLUENCE. BUT AS

1           THEM FIGHTING OR ABUSE, THINGS LIKE THAT -- NO.

2           THE COURT: AND HAVE YOU EVER SEEN YOUR BROTHER USE  
3 ANY SUBSTANCES?

4           THE WITNESS: NO.

5           THE COURT: NEVER SEEN HIM ANGRY?

6           THE WITNESS: NO.

7           THE COURT: NEVER SEEN HIM CURSING?

8           THE WITNESS: I WORKED WITH HIM FIVE YEARS. EVERY  
9 SINGLE DAY ACTUALLY A VERY NICE GUY.

10          THE COURT: I DON'T HAVE ANY OTHER QUESTIONS.

11          MR. KOLODJI: SURE.

12          THE COURT: WHAT'S THE OFFER ON THIS?

13          MR. KOLODJI: I WAS GOING TO ASK HER ABOUT THE --  
14 WHEN HE WAS ARRESTED IN JANUARY --

15          THE COURT: OKAY.

16           GO AHEAD.

17          MR. KOLODJI: 2023.

18          THE COURT: GO AHEAD.

19          MR. KOLODJI: DID THE FAMILY RALLY AROUND YOUR  
20 BROTHER WHEN HE WAS ARRESTED IN JANUARY OF 2023?

21          THE WITNESS: WHAT WAS JANUARY -- WHAT ARREST WAS  
22 THAT ONE?

23          MR. KOLODJI: WELL, LET ME JUST CLARIFY. YOU  
24 TESTIFIED THAT SHE FILED -- OR A REPORT WAS FILED ON  
25 HIM.

26           DO YOU REMEMBER WHEN THAT HAPPENED?

27          THE WITNESS: LIKE THE DATES, THE TIMES, AND THE  
28 YEARS?

1           THE COURT: WE HAVE RESPONDENT'S SISTER TESTIFY  
2 THAT PETITIONER, WHO SHE WAS CLOSE TO, MADE STATEMENTS  
3 ABOUT HOW YOU'RE GOING DO THINGS WITH D.C.F.S. -- WHICH  
4 IS EMBELLISHING INJURIES, I.

5           DON'T KNOW WHAT ELSE -- WHAT'S YOUR BASIS  
6 OF THE CROSS TO SHOW WHAT?

7           MR. KOLODJI: I WAS GOING TO ASK HER ABOUT -- WELL,  
8 SHE TESTIFIED THAT THE FAMILY RALLIED TOGETHER WHEN HE  
9 WAS FACING A CRIMINAL -- HE FACED CRIMINAL CHARGES DUE  
10 TO DOMESTIC ABUSE.

11           CORRECT?

12           THE COURT: ARE YOU AWARE THAT YOUR BROTHER WAS  
13 FACING CRIMINAL CHARGES?

14           THE WITNESS: I KNOW THAT WHEN SHE CALLED THE  
15 POLICE ON HIM, SHE GOT ARRESTED.

16           THAT?

17           MR. KOLODJI: YES.

18           DO YOU REMEMBER WHEN THAT WAS?

19           THE WITNESS: THE DATES -- I'M SORRY, I DIDN'T  
20 STUDY FOR THIS. NO.

21           THE COURT: SURE.

22           AND DID HE LOSE HIS BAR LICENSE AS A  
23 RESULT OF THAT?

24           THE WITNESS: NO.

25           MR. KOLODJI: HE CURRENTLY HAS A BAR LICENSE?

26           THE WITNESS: AS OF RIGHT NOW, NO. HIS BAR LICENSE  
27 IS SUSPENDED.

28           MR. KOLODJI: YOU WORK AT HIS FIRM?

1 THE WITNESS: NO.

2 I'M JUST HIS SISTER.

3 MR. KOLODJI: YOU SAID YOU WORK WITH HIM EVERY DAY?

4 THE WITNESS: WE WORK IN THE SAME BUILDING.

5 MR. KOLODJI: SO YOU HAVE A SEPARATE OFFICE THERE?

6 THE WITNESS: CORRECT.

7 AND WE WORK TOGETHER ON OTHER PROJECTS,  
8 BUT I DON'T WORK WITH HIM IN THE LAW FIRM.

9 MR. KOLODJI: OKAY.

10 I'M AT NOT SURE IF SHE HAS MUCH TESTIMONY.

11 THE COURT: YES.

12 BAR LICENSE IS NOT RELEVANT TO THIS  
13 PROCEEDING. UNLESS IT'S SOMETHING INVOLVING MORAL  
14 TURPITUDE. THERE'S NO EVIDENCE BEFORE THE COURT.

15 MR. KOLODJI: NOTHING FURTHER, YOUR HONOR.

16 THE COURT: DID SHE GIVEN THE TESTIMONY YOU  
17 ANTICIPATED?

18 ANYTHING ELSE?

19 MR. SAYEGH: YES.

20 THIS PHOTO HERE -- WHICH I BELIEVE IS  
21 MARKED AS R-3.

22 THE COURT: NO.

23 IT'S ALREADY BEEN MARKED AS EXHIBIT F.

24 MR. SAYEGH: SORRY.

25       ///

26       ///

27       ///

28       ///

1 SAMERA ARKEL,  
2  
3 A WITNESS, CALLED ON BEHALF OF THE RESPONDENT, WAS  
4 SWORN AND TESTIFIED AS FOLLOWS:  
5  
6 DIRECT EXAMINATION  
7 BY MR. SAYEGH:  
8  
9 Q MS. ARKEL, DO YOU RECOGNIZE THE PERSON IN THIS  
10 PHOTO?  
11 A YES.  
12  
13 IT'S NUHA.  
14 Q OKAY.  
15  
16 AND DO YOU RECOGNIZE ANYTHING UNUSUAL IN THIS  
17 PHOTO?  
18 A HER LIPS ARE FULL.  
19 Q AND WERE YOU THERE AT THE TIME THAT SHE GOT  
20 HER LIP -- WHEN YOU SAY, "WAS FULL," WHY DO YOU SAY IT  
21 WAS FULL?  
22 A WELL, TO ME -- I KNOW THOSE WERE -- WHEN SHE  
23 GOT HER LIP INJECTIONS. SO SHE ALWAYS SENDS ME STUFF ON  
24 Groupon.  
25  
26 THE COURT: WHAT IS YOUR BACKGROUND, TRAINING?  
27 WHAT DO YOU FOR A LIVING?  
28 MR. SAYEGH: OBJECTION.  
29  
30 THE WITNESS: RIGHT NOW I RUN A VENUE SPACE.  
31  
32 THE COURT: OKAY.  
33  
34 SO SHE'S NOT GOING TO BE ABLE TO GIVE  
35 TESTIMONY ABOUT THIS LIP UNLESS SHE WAS PRESENT WHEN  
36 THE PHOTO WAS TAKEN --  
37  
38 MR. SAYEGH: CAN T --

1           THE COURT:  SHE'S NOT GOING TO BE ABLE TO GIVE  
2 TESTIMONY --

3           MR. KOLODJI:  MOTION TO STRIKE --

4           MR. SAYEGH:  CAN I ASK ONE FOLLOW-UP?

5           Q        DID SHE TELL YOU SHE GOT LIP INJECTIONS?

6           A        YES, SHE IT.

7           Q        WHAT DID SHE TELL YOU, IF ANYTHING, ABOUT THIS  
8 PHOTOGRAPH?

9           A        SHE TOLD ME SHE GOT OF LIP INJECTIONS.  SHE  
10 TOLD ME ABOUT THE Groupon.  I TOLD YOU -- "WHY?  YOU  
11 HAVE BEAUTIFUL LIPS.  WHY ARE YOU GOING TO GET THEM?"  
12 SHE SAID --

13          THE COURT:  UNDERSTAND MY QUESTION.  DID SHE SAY  
14 ANYTHING WHEN SHE HAD THIS --

15          THE WITNESS:  YES, SHE ASKED --

16          THE COURT:  WAIT UNTIL MY QUESTION IS DONE.

17          THE WITNESS:  I'M SORRY.

18          THE COURT:  WHEN HER LIP LOOKED LIKE THIS, DID IT  
19 SHE TELL YOU ANYTHING ABOUT HOW THE LIP BECAME OR HOW  
20 THE LIP LOOKED LIKE THIS, WHAT HAPPENED WITH THE LIP?

21          THE WITNESS:  SHE ASKED ME IS IT NORMAL FOR HER TO  
22 BRUISE WHEN SHE DOES THAT BECAUSE SHE KNOWS THAT I GET  
23 BOTOX.

24          THE COURT:  MA'AM, YOU CAN STEP DOWN.

25           THANK YOU.

26           YOU CAN STEP DOWN.

27           NOW YOU'RE ON YOUR DIRECT.

28          MR. SAYEGH:  WE WERE STILL FINISHING --

1 THE COURT: WHATEVER YOU WANT, SIR. YOU HAVE 15,  
2 20 MINUTES TO SHOW WHATEVER YOU WANT -- WHETHER THAT'S  
3 YOUR TESTIMONY, WHETHER THAT'S CROSS, WHETHER THAT'S  
4 ADDITIONAL EVIDENCE.

5 MR. SAYEGH: NOT FROM HER.

6 THE COURT: MA'AM, YOU CAN STEP DOWN, YOU'RE DONE.

8 NUHA SAYEGH,  
9 CALLED ON BEHALF OF THE RESPONDENT, WAS SWORN AND  
10 TESTIFIED AS FOLLOWS:

11  
12 DIRECT EXAMINATION

13 BY MR. SAYEGH:  
14 Q WHEN THE COUF  
15 NOVEMBER 4TH INCIDENT.  
16 THAT THE HEADBUTT CAUSED  
17 IS THAT TRUE?

18 A YES.  
19 Q AND THAT YOU STATED IN THE PHOTO IS IDENTIFIED  
20 AT 2:59 A.M.

21 CORRECT?  
22 A ON THE DECLARATION, YES.

23 I RECEIVED -- I PUT -- THAT WAS FROM 2:30. I  
24 REMEMBER I WOKE UP AT 2:30 WITH THROBBING PAIN. THAT'S  
25 WHEN THAT HAPPENED -- TWO DAYS BEFORE THAT HAPPENED.

26 Q SO YOUR TESTIMONY WAS ON NOVEMBER 4TH 2023,  
27 THIS OCCURRED. AND AT 3:00 A.M., YOU TOOK THE PHOTO THE  
28 SAME DAY. IS THAT YOUR DECLARATION?

1 A YEAH.

2 I MISCOUNTED THE DAYS, I'M SORRY.

3 Q OKAY.

4 YOU ALSO TESTIFIED THAT -- OR IN YOUR  
5 DECLARATION THAT I HAD PULLED BOTH SIDES OF YOUR HAIR.

6 CORRECT?

7 A UH-HUH.

8 Q NOW IN THESE PHOTOS, YOUR HAIR ISN'T PULLED.

9 CORRECT?

10 A NO.

11 THEY'RE NOT.

12 Q AND IN THIS PHOTO HERE, THERE'S NO BLEEDING  
13 FROM ONE HOUR PRIOR?

14 A IT WAS TWO DAYS BEFORE.

15 THE COURT: THE QUESTION IS IN THE PHOTOGRAPH IS  
16 THERE BLEEDING. DOES THE PHOTOGRAPH SHOW BLEEDING?

17 THE WITNESS: NO.

18 THE COURT: NEXT QUESTION.

19 Q BY MR. SAYEGH: DO YOU RECALL GIVING A  
20 STATEMENT TO LAW ENFORCEMENT REGARDING THE JANUARY 2121  
21 EVENT? AND DO YOU RECALL MAKING A STATEMENT TO BOTH THE  
22 DISTRICT ATTORNEY AND THE DETECTIVE?

23 A I DON'T REMEMBER TOO MUCH OF THAT.

24 THE COURT: HER STATEMENTS CAN BE USED. SO EVEN  
25 THOUGH THE POLICE REPORT IS SHE MADE A STATEMENT -- BUT  
26 THE PROBLEM THAT I HAVE IS IS YOU CAN SHOW HER THE  
27 REPORT TO REFRESH HER MEMORY. BUT I WOULD NEED TO HAVE  
28 THE ACTUAL DEPUTY COME IN AND TELL ME THAT SHE MADE THE

1 STATEMENT.

2 DOES THAT MAKE SENSE?

3 WELL, YOU'RE AN ATTORNEY; SO YOU  
4 UNDERSTAND THAT.

5 MR. SAYEGH: IT'S IMPEACHMENT. SHE'S SAYING THAT I  
6 DID SOMETHING --

7 THE COURT: NO COMMENTARY. I'M JUST SAYING HOW YOU  
8 CAN USE THE POLICE REPORT. YOU CAN USE IT TO REFRESH  
9 YOUR MEMORY, BUT UNLESS YOU HAVE THE ACTUAL DEPUTIES TO  
10 COME IN AND SAY --

11 MR. SAYEGH: OKAY.

12 THE COURT: YOU CAN PUT IT ON THE SCREEN TO SEE IF  
13 IT REFRESHES HER MEMORY.

14 MA'AM, DO YOU REMEMBER SPEAKING TO LAW  
15 ENFORCEMENT ABOUT JANUARY 21ST 2021 INCIDENT?

16 MA'AM?

17 THE WITNESS: THE 21?

18 THE COURT: RIGHT.

19 THE WITNESS: I DO I RECALL A LITTLE BIT. LITTLE  
20 BIT.

21 THE COURT: SIR, YOU CAN HIGHLIGHT THE STATEMENTS  
22 TO SEE IF IT REFRESHES HER MEMORY.

23 MR. SAYEGH: SURE.

24 THE COURT: AND THIS IS RESPONDENT'S --

25 MR. SAYEGH: RESPONDENT'S 4.

26 THE COURT: AND THIS IS THE POLICE REPORT?

27 MR. SAYEGH: IF I HAVE MAY WITH AN OFFER OF PROOF.

28 THE COURT: TELL ME WHAT THE DOCUMENT IS.

1 MR. SAYEGH: THE DOCUMENT IS AN EMAIL THAT I  
2 RECEIVED FROM THE DEPUTY DISTRICT ATTORNEY PRIOR TO --  
3 THE COURT: EMAIL FROM A D.A. THAT'S GOOD ENOUGH.  
4 THAT DESCRIBES WHAT IT IS. THAT'S RESPONDENT'S 4. SO  
5 IT'S NOT GOING TO BE ENTERED INTO EVIDENCE, BUT IT CAN  
6 BE USED TO REFRESH HER MEMORY.

7 (WHEREUPON, RESPONDENT'S EXHIBIT 4  
8 WAS MARKED FOR IDENTIFICATION.)

9 Q BY MR. SAYEGH: DO YOU RECALL TELLING THE  
10 DEPUTY D.A. THAT ON THAT EVENING YOU HAD POOR MEMORY AND  
11 YOU WERE NOT FEELING WELL AT THE TIME OF THE NECK  
12 INJURIES? DO YOU RECALL TELLING THE D.A. THAT?

13 A I DON'T RECALL THAT.

14 Q DO YOU RECALL TELLING THE D.A. AT THAT TIME  
15 YOU'RE POSTPARTUM AND SELF-MEDICATE?

16 A I DON'T RECALL THAT.

17 Q DO YOU RECALL TELLING THE D.A. THAT YOU WERE  
18 ARGUING WITH ME BECAUSE I SAID YOU WERE A BAD MOTHER?

19 A I REMEMBER THAT.

THE COURT: YOU DO REMEMBER THAT?

21 THE WITNESS: I DO REMEMBER THAT.

22 Q BY MR. SAYEGH: DO YOU REMEMBER SAYING THAT  
23 YOU STRUCK ME ON THE CHEST WITH A SWEATER THAT HAD A  
24 METAL ZIPPER?

25 A I WAS JUST REMEMBERING THAT NOW.

26 | THE COURT: HOLD ON. HOLD ON.

27 DO YOU REMEMBER TELLING THE DEPUTY THAT  
28 YOU HIT HIM WITH A SWEATER WITH A METAL ZIPPER?

1           THE WITNESS:  YEAH.

2           I REMEMBER A SWEATERED SHIRT WITH A  
3 ZIPPER.

4           Q       BY MR. SAYEGH:  DO YOU REMEMBER STATING TO THE  
5 D.A. AND THE DEPUTY THAT YOU TRIED TO BLOCK -- THAT I  
6 TRIED TO BLOCK HER AND THAT IS WHEN I HIT YOU IN THE  
7 EYE?

8           A       SAY THAT ONE MORE TIME.

9           Q       YOU TOLD THE DEPUTY THAT I TRIED TO BLOCK YOU  
10 AND THAT IS WHEN I HIT YOU IN YOUR EYE?

11          A       NO.

12          Q       YOU DON'T RECALL SAYING THAT?

13          A       I DON'T RECALL SAYING THAT BEFORE.

14          Q       AND THAT YOU TOLD HER IT WAS AN ACCIDENT?

15          A       NOW, WAS THIS THE DAY OF, DAY AFTER, OR THE  
16 DAY --

17          Q       THIS IS A RECORDED CONVERSATION ON 6/23/23  
18 WITH THE DEPUTY --

19          A       THE REASON WHY --

20          Q       -- DETECTIVE LOHMAN AND DEPUTY DISTRICT  
21 ATTORNEY ANN KUMAN?

22          A       SO THIS IS A COUPLE OF DAYS AFTER THE  
23 INCIDENT.  CORRECT?

24          Q       THIS IS ON 6/23/23 AFTER YOU GOT OUT OF THE  
25 REHAB AND SOBERED UP?

26          A       OH, AFTER WHEN WE ALL AGREED THAT WE WERE  
27 GOING TO PUT MAKEUP ON AND SAY THAT I PUT MAKEUP ON MY  
28 FACE SO EVERYTHING WOULD GO AWAY.

1           THE COURT: SO, MA'AM, HE'S ASKING QUESTIONS NOW.  
2 SO JUST ANSWER HIS QUESTIONS. SO THIS WAS 6/23/23.

3           SO, SIR, WHEN YOU SAID THIS WAS AN  
4 ACCIDENT, CAN YOU REPHRASE SO I KNOW WHAT YOU MEAN  
5 WAS AN ACCIDENT?

6           MR. SAYEGH: SURE.

7           Q       YOU TOLD -- YOU SAID THAT I TRIED TO BLOCK YOU  
8 AND WHEN I DID TRY TO BLOCK YOU, I HIT THE LEFT SIDE OF  
9 YOUR EYE AND THAT IT WAS ABSENT?

10          A       THIS WAS AFTER REHAB, AFTER MY WHOLE -- AFTER  
11 EVERYTHING. THAT'S THE STORY THAT WE HAD TO GO WITH,  
12 YES. I DON'T REMEMBER SAYING THAT, THOUGH.

13          Q       AND DO YOU THINK THE DETECTIVE OR THE D.A.  
14 WERE LYING --

15          THE COURT: SIR, THEY'RE NOT HERE TO TESTIFY.

16          Q       BY MR. SAYEGH: OKAY.

17          YOU TESTIFIED -- WELL, YOU SAID TO THEM AND  
18 RECALL, THAT A RELATIVE GOT IN YOUR HEAD AND SAID THAT  
19 YOU WERE GOING -- THAT I WAS GOING TO TAKE AWAY THE  
20 KIDS.

21          IS THAT TRUE?

22          A       I DON'T REMEMBER. I DON'T RECALL.

23          Q       GOING TO THAT EVENING, DO YOU REMEMBER  
24 SPEAKING TO CAMILLIA?

25          A       I DO RECALL SPEAKING TO CAMILLIA.

26          Q       DO YOU RECALL HER TELLING YOU THAT YOU'RE  
27 GOING TO HAVE TO PUT A CASE ON ME AND IN ORDER TO DO SO,  
28 YOU'RE GOING TO HAVE TO EMBELLISH THE INJURIES WITH

1 MAKEUP?

2 A NO.

3 Q AND THE RELATIVE TOLD YOU TO BUILD A CASE OR  
4 REPORT AGAINST ME. THIS IS WHAT YOU TOLD THE D.A. AND  
5 THE DETECTIVE.

6 IS THAT TRUE?

7 A THEY -- MONTHS AFTER EVERYTHING, I DON'T  
8 RECALL EVERYTHING I TOLD. ALL I KNOW I WAS TOLD TO SAY  
9 A DIFFERENT STORY THAT HAD HAPPENED FROM THAT DAY.

10 Q OKAY.

11 YOU TOLD --

12 OKAY.

13 YOU SAID TO THE D.A. AND THE DETECTIVE, "LIFE  
14 HASN'T BEEN THE SAME SINCE THIS HAPPENED." YOU TOLD  
15 THEM THAT I AM NOT ABUSIVE.

16 IS THAT TRUE OR NOT?

17 A I DON'T RECALL, BUT I SAID WHATEVER YOU GUYS  
18 TOLD ME TO SAY.

19 Q YOU SAID I NEVER ONCE HIT YOU AND PEOPLE WOULD  
20 KNOW BY NOW IF I DID.

21 DID YOU TELL THEM THAT?

22 A I DON'T RECALL.

23 Q YOU SAID TO THEM YOU ARE NOW IN A REALLY GOOD  
24 PLACE AND HAVE NEVER FELT BETTER AND FEEL SAFE.

25 DID YOU TELL THEM THAT?

26 A I DON'T RECALL.

27 Q OKAY.

28 DID YOU TELL THEM AS -- THAT YOU HAVE DONE SIX

1 MONTHS OF REHAB AND SOBER LIVING?

2 A I PROBABLY DID.

3 Q AND THE KIDS LIVE WITH ME NOW; YOU'RE ALLOWED  
4 TO PICK THEM UP AND DO OVERNIGHTS --

5 OKAY.

6 HERE WE GO.

7 AFTER THEY HAD WRAPPED UP AND SAID OUR  
8 GOODBYES, YOU MENTIONED THAT YOU USED MAKEUP AT THE  
9 TIME. DID YOU TELL THEM THAT?

10 A I TOLD THEM WHAT YOU AND MY MOTHER TOLD ME TO  
11 SAY AFTER I GOT OUT OF REHAB, AFTER I GOT --

12 Q SO --

13 THE COURT: LET HER FINISH THE QUESTION.

14 THE WITNESS: SO EVERYONE CAN CALM DOWN.

15 THE COURT: SO YOUR TESTIMONY IS YOU MADE THESE  
16 STATEMENTS. BUT YOU YOUR TESTIMONY IS YOU MADE THESE  
17 STATEMENTS BECAUSE THE RESPONDENT AND YOUR MOTHER TOLD  
18 YOU TO MAKE THESE STATEMENTS? DO YOU I HAVE THIS RIGHT?

19 THE WITNESS: YES.

20 THE COURT: OKAY.

21 YOUR MOTHER IS NOT HERE. IS SHE IN THE  
22 AUDIENCE?

23 THE WITNESS: NO.

24 MY MOTHER --

25 THE COURT: OKAY.

26 THAT'S ENOUGH.

27 Q BY MR. SAYEGH: GOING TO THE PHOTOS --

28 MR. KOLODJI: SHOULD I DO FOLLOW-UP QUESTIONS

1 REGARDING THE --

2 THE COURT: WELL, FIRST, BECAUSE I DIRECTED, I WANT  
3 TO GET TO WHAT I THINK IS THE MOST RELEVANT PORTIONS  
4 WHICH ARE THE PHOTOGRAPHS. I WANT TO GIVE THE  
5 RESPONDENT AN OPPORTUNITY TO PRESENT HIS EVIDENCE. SO  
6 HE'S STILL ON HIS PORTION.

7 Q BY MR. SAYEGH: GOING BACK TO THE 21ST, ISN'T  
8 IT TRUE THAT I HAVE WALKED OUTSIDE AND SAW YOU SMOKING  
9 FENTANYL IN THE BACKYARD?

10 A YES OR NO?

11 A NO.

12 Q AND THIS IS WHY I TOLD YOU THAT -- I PUT YOU  
13 IN THREE REHABS AND NOW I'M GOING TO TAKE THE KIDS. YES  
14 OR NO?

15 A NO.

16 Q ISN'T IT TRUE YOU HAD FAILED A REHAB DRUG TEST  
17 FOR FENTANYL, CRACK COCAINE, AND FENTANYL SIX MONTHS  
18 PRIOR TO THIS DATE?

19 A I ABSOLUTELY SAY YES, I DID. NOT CRACK  
20 COCAINE, SMOKING FENTANYL -- NONE OF THAT.

21 Q SO THE TESTS THAT CAME BACK POSITIVE FROM THE  
22 REHAB, YOU'RE SAYING THAT THAT'S NOT TRUE?

23 A IT WASN'T REHAB. IT WAS A DETOX CENTER THAT I  
24 HAD ADMITTED MYSELF INTO --

25 Q THE COURT: ONE AT A TIME.

26 Q SIR, SHE'S ADMITTED TO HAVING A DRUG  
27 ISSUE. WELL, SIR, SHE ADMITTED BEFORE YOU EVEN  
28 ASKED THE QUESTION. SO I DON'T NEED OTHER EVIDENCE

1 THAT SHE HAD A DRUG PROBLEM OR SHE TESTED POSITIVE  
2 FOR DRUGS BACK IN 2021.

3 Q BY MR. SAYEGH: ISN'T IT TRUE I SAID, "YOU'RE  
4 A BAD MOTHER," THAT DAY, "AND I'M GOING TO TAKE THE  
5 KIDS." AND THAT'S WHY I SAID YOU ARE A BAD MOTHER?

6 A I DON'T RECALL.

7 BUT POSSIBLY.

8 Q OKAY.

9 AND THEN WHEN I SAID, "I'M GOING TAKE THE  
10 KIDS," YOU SWANG THE SWEATER THAT HAD A ZIPPER AND CUT  
11 ME ON MY CHEST?

12 A I DON'T RECALL CUTTING YOU ON THE CHEST.

13 I REMEMBER JUST A LITTLE ZIPPER.

14 Q ISN'T IT TRUE YOU WERE HIGHLY INTOXICATED THAT  
15 EVENING?

16 A I DON'T RECALL.

17 Q ISN'T IT ALSO TRUE THAT I WENT INTO THE  
18 BEDROOM OF THE KIDS, I WAS ON ONE KNEE PACKING THE KIDS,  
19 AND YOU PICKED UP THE PLASTIC TABLE AND LIFTED IT UP AT  
20 ME?

21 A I FLIPPED IT WHEN I CAME IN.

22 Q YOU LIFTED IT UP AT ME. YES OR NO?

23 A I DON'T KNOW.

24 Q AND I GOT UP TO BLOCK THE TABLE?

25 A POSSIBLY.

26 Q AND THAT'S WHEN I STRUCK YOU IN THE EYE?

27 A I DON'T RECALL.

28 Q AND AT THAT POINT, YOU WENT INTO THE BEDROOM

1 AND CALLED CAMILLIA. AND THE NEXT MORNING, 24 HOURS  
2 LATER, THE COPS SHOWED UP.

3 CORRECT?

4 A CORRECT.

5 Q AND THEN AT THE TIME, THEY HAD BROUGHT AN  
6 E.M.T. TO CHECK YOU, AND YOU REFUSED TO ALLOW THEM TO  
7 GET NEXT TO YOU -- THE MEDICAL STAFF?

8 ISN'T THAT TRUE?

9 A I DON'T RECALL.

10 Q ISN'T IT ALSO TRUE THAT THE PHOTOS THAT YOU  
11 PRESENTED WERE NOT FROM LAW ENFORCE. THEY WERE ACTUALLY  
12 FROM YOUR CELLPHONE?

13 A I DON'T RECALL.

14 Q AND ISN'T IT ALSO TRUE IN YOUR DECLARATION  
15 THERE'S MULTIPLE PHOTOS -- AND YOU CAN SEE -- I'M  
16 PULLING THAT UP RIGHT NOW. IN THE PHOTOS, YOU WILL SEE  
17 AT THE BOTTOM MULTIPLE PHOTOS WILL SHOW --

18 LET ME USE THIS REAL QUICK.

19 MR. KOLODJI: SURE.

20 Q BY MR. SAYEGH: THIS HERE IN YOUR PHONE --  
21 THESE PHOTOS HERE ARE MULTIPLES WHERE YOU ARE PRACTICING  
22 DIFFERENT MAKEUP DESIGNS AND TAKING DIFFERENT PHOTO  
23 SHOTS.

24 ISN'T BE THAT TRUE?

25 A NO.

26 Q NOW, I'M GOING GO TO YOUR PHOTOS OF THAT  
27 EVENING.

28 ISN'T THIS TRUE, THESE ARE ACTUALLY SWEAT

1 MARKS BECAUSE THIS PHOTO WAS TAKEN ABOUT AN HOUR  
2 AFTERWARDS?

3 A AN HOUR AFTERWARDS --

4 THE COURT: THE QUESTION IS ARE THESE SWEAT MARKS  
5 THAT LOOKS LIKE BRUISING AROUND THE RIGHT -- EYE HE'S  
6 ASKING IF THEY'RE SWEAT MARKS.

7 THE WITNESS: NO.

8 THE COURT: OKAY.

9 Q BY MR. SAYEGH: THIS HERE IS ALSO MAKEUP --

10 THE COURT: SIR --

11 Q BY MR. SAYEGH: I'M ASKING ISN'T IT TRUE THIS  
12 IS A CONCEALER MAKEUP THAT YOU USED TO HELP EMBELLISH  
13 THESE INJURIES?

14 A NO.

15 Q THIS IS A PHOTO OF THAT SAME DAY?

16 A I DON'T KNOW.

17 Q ANY SWELLING THAT WOULD CAUSE SUCH A BLACK  
18 EYE?

19 A IT LOOKS LIKE A --

20 THE COURT: DID YOU USE CONCEALER OR ANY OTHER  
21 MAKEUP TO ENHANCE OR EMBELLISH THE INJURIES?

22 THE WITNESS: NO, I DID NOT.

23 Q BY MR. SAYEGH: DID YOU TELL POLICE OFFICERS  
24 THAT YOU DID?

25 A YES, I DID.

26 Q AND IN THIS PHOTO HERE, WHICH IS ALSO THE SAME  
27 EYE --

28 IF THE COURT WOULD SEE IT ACTUALLY IN PERSON,

1 IT'S A DIFFERENT SHADE.

2 OKAY.

3 THE COURT: I DON'T KNOW WHAT YOU MEAN IT'S A  
4 DIFFERENT SHADE. YOU CAN SHOW ME AN EXHIBIT AND MAKE  
5 THE ARGUMENT WHEN ALL THE EVIDENCE IS IN.

6 MR. KOLODJI: I'M GOING TO OBJECT TO THIS  
7 DEMONSTRATIVE.

8 THE COURT: WELL, DEMONSTRATIVE -- WHAT WERE YOU  
9 TRYING TO SHOW? I MEAN IT'S NOT --

10 MR. SAYEGH: SURE.

11 I WANTED THE COURT TO SEE BECAUSE I  
12 PRESENTED AN EXPERT WHO'S A MAKEUP SPECIALIST.

13 THE COURT: IS THAT PERSON HERE?

14 MR. SAYEGH: NO.

15 THE COURT: SO YOU HAVE --

16 MR. SAYEGH: I HAVE DEMONSTRATIVE EVIDENCE OF WHAT  
17 REAL BLACK EYES OR WHAT --

18 THE COURT: STOP.

19 THAT'S OUT.

20 Q BY MR. SAYEGH: NOW, MS. SAYEGH, GOING TO THIS  
21 PHOTO -- OKAY -- ISN'T IT TRUE THAT THIS IS 100 PERCENT  
22 MAKEUP?

23 A NO.

24 Q NO.

25 AND HOW LONG AFTER THIS ALLEGED -- HOW LONG  
26 AFTER DID YOU TAKE THIS PHOTOGRAPH?

27 A I DON'T RECALL.

28 Q THE POLICE OFFICER DID NOT MAKE THIS

1 PHOTOGRAPH. CORRECT?

2 A I DON'T RECALL. I DON'T KNOW.

3 Q YOU DON'T RECALL HOW LONG AFTER?

4 A I'M SORRY, I DON'T.

5 I WISH I DID.

6 Q DO YOU HAVE THE THUMB MARK SIDE WHERE THE  
7 INJURY WOULD HAVE OCCURRED -- THE PRESSURE FROM THE  
8 THUMB MARKS.

9 DO YOU RECALL GOING TO YOUR SISTER'S  
10 BACHELORETTE PARTY ON SEPTEMBER 21ST OF THAT SAME YEAR?  
11 DO YOU RECALL TWO DAYS LATER GOING TO A BACHELORETTE  
12 PARTY IN PALM SPRINGS?

13 A TWO DAYS LATER OF THAT INCIDENT?

14 Q TWO DAYS AFTER THIS INCIDENT, DO YOU RECALL  
15 GOING TO A -- HAVING A BACHELORETTE PARTY AT PALM  
16 SPRINGS -- AT THE PALM SPRINGS HOTEL?

17 THE COURT: OFFER OF PROOF?

18 MR. SAYEGH: THE OFFER OF PROOF THERE'S GOING TO BE  
19 PHOTOGRAPHS SHOWING ABSOLUTELY NO INJURIES THAT EXIST.  
20 THIS IS --

21 THE COURT: HOLD ON.

22 THE DATE THIS BACHELORETTE PARTY IS WHEN?

23 MR. SAYEGH: THE 21ST OF JANUARY.

24 THE COURT: JANUARY 21ST OF WHAT YEAR?

25 MR. SAYEGH: 2021.

26 THE COURT: 2021.

27 OKAY.

28 DID YOU GO TO A BACHELORETTE PARTY OR ANY

1       TYPE OF PARTY ON JANUARY 21ST, 2021?

2           THE WITNESS: I DON'T RECALL.

3           THE COURT: THERE'S EVIDENCE BEFORE THE COURT SHE  
4 HAD DRUG ISSUES IN 2021, '22. SHE WAS IN REHAB.

5           SO ANYTHING ELSE? YOU HAVE ABOUT FIVE  
6 MORE MINUTES.

7           MR. SAYEGH: YEAH, WHAT I HAVE --

8           THE COURT: SIR, WERE YOU AT THIS PARTY? CAN YOU  
9 LAY THE FOUNDATION?

10          MR. SAYEGH: NO, BECAUSE --

11          THE COURT: SO THE ANSWER IS NO. PUT THE PHOTO ON  
12 THE OVERHEAD AND SEE IF SHE CAN LAY THE FOUNDATION.

13           THE FIRST QUESTION IS DO YOU RECOGNIZE  
14 THIS PHOTOGRAPH? IS THIS YOU? IT LOOKS LIKE YOU.

15          THE WITNESS: IT LOOKS LIKE ME.

16          THE COURT: DO YOU KNOW WHEN THIS PHOTOGRAPH WAS  
17 TAKEN?

18          THE WITNESS: NO, I DON'T.

19          Q      BY MR. SAYEGH: DO YOU RECOGNIZE THIS PHOTO?

20          A      YES.

21          Q      WHEN WAS THIS?

22          A      THAT'S THE BACHELORETTE PARTY, MY SISTER'S  
23 LUNCH.

24          Q      YOUR SISTER'S BACHELORETTE PARTY?

25          A      IT WAS ONE OF THE TIMES WE WENT TO LUNCH.

26          Q      THIS IS THE SAME PHOTO, JUST A DIFFERENT  
27 ANGLE?

28          A      UH-HUH.

1 Q TRUE OR NO?

2 A YES.

3 Q THIS IS A CLOSEUP OF THAT PHOTO?

4 A OKAY.

5 Q AND THIS IS TWO DAYS AFTER THESE INJURIES?

6 A TWO DAYS?

7 Q TWO DAYS.

8 THAT'S EXACTLY WHEN THE BACHELORETTE PARTY WAS  
9 JANUARY 21ST -- BACHELORETTE PARTY?

10 THE COURT: THE QUESTION IS?

11 Q BY MR. SAYEGH: IS THIS A PHOTOGRAPH OF YOU AT  
12 THE BACHELORETTE PARTY?

13 A IT WASN'T TWO DAYS AFTER THAT.

14 THE COURT: SO THE QUESTION IS IS THE PHOTOGRAPH OF  
15 YOU AFTER THE --

16 THE WITNESS: YES, IT WAS.

17 THE COURT: NEXT QUESTION.

18 Q BY MR. SAYEGH: AND THIS HERE IS ANOTHER  
19 VERSION OF THIS AT THE BACHELORETTE PARTY, DOCUMENTED IN  
20 PALM SPRINGS, TWO DAYS LATER?

21 A IT WASN'T TWO DAYS LATER. IT WAS LIKE A  
22 MONTH -- TWO MONTHS AFTER.

23 THE COURT: SO SHE'S CORRECT YOU CAN'T GIVE YOUR  
24 COMMENTARY AND TESTIFY. BUT THAT'S A PICTURE OF YOU AT  
25 THE PARTY?

26 THE WITNESS: YES.

27 THE COURT: OKAY.

28 ANYTHING ELSE. SIR?

1 Q BY MR. SAYEGH: SO IT'S YOUR TESTIMONY NOW  
2 THAT HE DIDN'T HAVE A BACHELORETTE PARTY ON JANUARY 21  
3 OF 2022, THAT YOU WERE AT THERE?

4 A YEAH, I WAS THERE.

5 Q DO YOU SEE ANY OF THOSE INJURIES THAT YOU HAD  
6 JUST TWO DAYS LATER -- BEFORE?

7 THE COURT: SO HER ANSWER IS IT WASN'T TWO DAYS  
8 BEFORE.

9 BUT DO YOU SEE ANY INJURIES --

10 THE WITNESS: NO, I DON'T.

11 THE COURT: DO YOU SEE ANY OF THE INJURIES THAT YOU  
12 TESTIFIED.

13 THE WITNESS: NO.

14 MR. SAYEGH: MAY I GO BACK TO THIS --

15 THE COURT: YOU HAVE TWO MINUTES.

16 MR. SAYEGH: AND THAT WILL INCLUDE MY DIRECT?

17 THE COURT: IT'S CUMULATIVE. WHAT ELSE? WHAT ELSE  
18 DO YOU HAVE?

19 MR. SAYEGH: I HAVE A LOT ON MY DIRECT IF I MAY.

20 THE COURT: OF YOUR TESTIMONY? YOU DON'T HAVE A  
21 LOT, SIR. WHAT DO YOU HAVE? I UNDERSTAND YOUR POSITION  
22 IS YOU'VE NEVER HIT HER EXCEPT ONE TIME EXCELLENTLY WHEN  
23 FLIPPED THE TABLE; THAT MAYBE YOU CALLED HER A BAD  
24 MOTHER ONCE WHEN SHE WAS IN REHAB; THAT YOU HAVE NO  
25 RECOLLECTION OF THE WINDSHIELD; THAT YOU WEREN'T EVEN IN  
26 THE SAME ROOM WHEN SHE TESTIFIED THAT YOU KICKED HER AND  
27 GAVE HER A BLACK EYE. I HAVE YOUR TESTIMONY. WHAT  
28 ELSE? I HAVE YOUR SISTER GIVE TESTIMONY --

1 MR. SAYEGH: I HAVE --

2 THE COURT: HOLD ON, SIR.

3 I HAVE YOUR SISTER GIVE TESTIMONY H THAT  
4 SHE HEARD THE PETITIONER MENTIONING EMBELLISHING  
5 INJURIES TO GIVE A REPORT TO D.C.F.S. I HAVE  
6 TESTIMONY THAT SHE HAD DRUG ISSUES. I HAVE THAT  
7 TESTIMONY.

8 DO YOU HAVE SOMETHING NEW? WHAT ELSE DO  
9 YOU HAVE THAT'S NEW?

10 MR. SAYEGH: I HAVE MY THAT --

11 SHE TOLD MY CHILDREN TO LIE.

12 THE COURT: WHAT EVIDENCE DO YOU HAVE OF THAT?

13 MR. SAYEGH: THAT THE KID MADE ON THEIR OWN.

14 THE COURT: HEARSAY.

15 WHAT ELSE DO YOU HAVE?

16 MR. SAYEGH: I HAVE DOCUMENTATION THAT SHE LIED  
17 ABOUT HAVING CANCER, TO ME, OVER THE LAST YEAR IN ORDER  
18 TO EXTORT AND EXTRACT FUNDS AND THINGS.

19 THE COURT: SO YOU HAVE CHARACTER EVIDENCE THAT SHE  
20 WAS DISHONEST IN THE PAST.

21 MR. SAYEGH: WHAT OCCURRED --

22 THE COURT: WHAT ELSE DO YOU HAVE, SIR?

23 MR. SAYEGH: I HAVE --

24 OKAY.

25 SHE CALLS THE POLICE ON SEPTEMBER 8TH.

26 OKAY?

27 SHE SAID THAT I KIDNAPPED THE KIDS. THAT  
28 MORNING SHE HAD SENT OUT THIS --

1           THE COURT: WE'LL GET TO THE CUSTODY VISITATION  
2 PORTION. WE'RE GOING TO GET TO THE CUSTODY AND  
3 VISITATION PORTION. WE'RE NOW ON THE ABUSE PORTION.

4           I HAVE HER TESTIMONY. I HAVE YOUR  
5 TESTIMONY. I HAVE PHOTOGRAPHS OF DEPICTED INJURIES.  
6 I HAVE YOUR TESTIMONY EXPLAINING -- OR YOUR VERSION  
7 OF HOW I SHOULD VIEW THESE EXHIBITS.

8           ANYTHING ELSE REGARDING THE ABUSE, AND  
9 THEN WE'LL GET TO CUSTODY AND VISITATION.

10          MR. SAYEGH: THE IMPORTANCE IS SHE'S LIED.

11          THE COURT: I'LL MAKE A DECISION AS TO WHO IS LYING  
12 AND WHO'S NOT.

13          MR. SAYEGH: NO.

14          THE IMPORTANT THING IS SHE'S CALLED THE  
15 POLICE MULTIPLE TIMES, AND IT'S FALSE.

16          THE COURT: ANYTHING ELSE ABOUT THE ALLEGED ABUSE?  
17 THAT, SIR, IS WHAT I NEED TO MAKE A DECISION ON.

18          NOW I THINK I HAVE THE EVIDENCE I NEED  
19 FROM THE PETITIONER AND FROM YOU ON THESE ALLEGED  
20 INCIDENTS OF ABUSE.

21          MR. SAYEGH: YOUR HONOR, ON AUGUST 26TH, I HAVE  
22 LOTS OF DOCUMENTATION I ESTABLISHING EXACTLY WHERE I  
23 WAS. AND IT WAS MATHEMATICALLY IMPOSSIBLE FOR ME TO BE  
24 THERE.

25          THE COURT: WHAT ABOUT JUNE 8TH?

26          MR. SAYEGH: WHAT'S THAT?

27          THE COURT: JUNE 8TH?

28          WHAT ABOUT NOVEMBER 2023.

1 MR. SAYEGH: SO ON JUNE 8TH, SHE HAD THE EYE --

2 THE COURT: AND THE PHOTOGRAPHS FROM 2021.

3 MR. SAYEGH: SURE.

4 ON JUNE 8TH, SHE TEXTED ME THAT SHE HAD  
5 THIS MEDICAL ISSUE -- AND IT WAS NOT REAL -- ON THE  
6 LIP. SHE SAID IT WAS A MEDICAL ISSUE. ON THE LIP,  
7 SHE SAYS THAT SHE WAS BLEEDING. JUST AN HOUR AGO --  
8 AND YOU COULD TELL IT'S A PERFECT SYMMETRICAL LIPS  
9 THAT DON'T EXIST.

10 THE COURT: YOU HAVE OTHER EVIDENCE SHOWING YOU  
11 WEREN'T THERE AUGUST 26TH --

12 MR. SAYEGH: AND --

13 THE COURT: SIR SLOW DOWN.

14 AND THAT EVIDENCE IS THE TEXT MESSAGES  
15 THAT I'VE ALREADY SEEN.

16 MR. SAYEGH: NO.

17 I HAVE PHYSICAL DOCUMENTATION. I HAVE  
18 WHERE I'M AT. I'M ON TV THAT DAY. I HAVE AN ENTIRE  
19 DOCUMENTATION. I CAN JUST GO REALLY QUICK.

20 THE COURT: GO THROUGH THAT, AND THAT WILL WRAP IT  
21 UP.

22 THAT WOULD BE EVIDENCE THAT YOU WERE NOT  
23 HOME ON AUGUST 26TH WHEN YOU GOT INTO A FIGHT WITH  
24 HER AT THE HOUSE.

25 CORRECT?

26 MR. SAYEGH: YES.

27 THE COURT: WHAT ELSE OF EVIDENCE DO YOU HAVE --

28 MR. SAYEGH: MIA'S SCHOOL ATTENDANCE WHERE ON

1 AUGUST 26TH, SHE WAS AT SCHOOL. AND THAT'S WHY I WAS  
2 TRYING TO ASK MRS. SAYEGH AT WHAT TIME SHE GOT TO THE  
3 HOME.

4 OKAY?

5 AND WE ALSO HAVE IS MYSELF --

6 AND SO IF I CAN JUST FIND OUT WHAT TIME  
7 SHE GOT --

8 THE COURT: SIR --

9 MR. SAYEGH: HERE IS --

10 THE COURT: YOU TOLD ME YOU TO HAVE EVIDENCE TO  
11 SHOW YOU WERE NOT IN THE VICINITY.

12 MR. SAYEGH: HERE'S AN ARCO RECEIPT AND ANOTHER  
13 HOME DEPOT RECEIPT FROM AUGUST 26TH. HERE I AM AT  
14 GROCERY OUTLET PURCHASING THE GROCERIES FOR THE TOWN  
15 HALL THAT I DO EVERY TUESDAY. HERE IS A DECLARATION  
16 FROM THE HOUSEKEEPER WHO SAYS --

17 THE COURT: THAT'S OUT. DECLARATION IS OUT.

18 MR. SAYEGH: HERE IS THE REBUILDING WORKSHOP THAT I  
19 DO ON A LIVE STREAM AT A LAW FIRM AUGUST 26TH. THIS IS  
20 THE TIME IT IS AT. THIS IS ME ON THE LIVE STREAM  
21 HANDLING THE WORKSHOP. THAT WORKSHOP REQUIRES ME TO BE  
22 AT THE LAW FIRM SET UP ALL THE CHAIRS, SET UP ALL THE  
23 FOOD, AND CONDUCT -- I HAVE MULTIPLE CONTRACTORS AND  
24 THINGS OF THAT NATURE. I HAVE -- WAS NOT AT THE HOME IN  
25 ALTADENA ON THE 26TH.

26 THE COURT: ANYTHING ELSE, SIR? YOU HAVE THESE  
27 EXHIBITS. YOU HAVE EXHIBITS SHOWING YOU MADE PURCHASES  
28 AT CERTAIN STORES. THIS IS YOUR EVIDENCE THAT YOU WERE

1 NOT HOME AT ALL DURING --

2 MR. SAYEGH: YEAH. I WAS ON A LIVE STREAM.

3 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

4 MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO POINT OUT  
5 WHAT HE JUST SHOWED US, THE LIVE STREAM AT 5:52 P.M.

6 THE COURT: SIR, IT'S NOT EVIDENCE --

7 MR. KOLODJI: THE INCIDENT ALLEGEDLY OCCURRED --

8 THE COURT: IT WAS NOT EVIDENCE THAT HE WASN'T HOME  
9 AT ALL DURING AUGUST 26 OTHER THAN HIS TESTIMONY.

10 MR. SAYEGH: BUT I --

11 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

12 MR. KOLODJI: YES, YOUR HONOR.

13 I JUST WANT TO DRAW THE COURT'S ATTENTION  
14 TO THE SECOND PAGE OF HIS EXHIBIT 1 AND HAVE MY  
15 CLIENT, IN HER SUPPLEMENTAL DECLARATION, EXPRESS  
16 WHAT THE DETECTIVE SAID OCCURRED THAT DAY AND THE  
17 D.A. EXPRESSED -- PUT IN THAT EMAIL --

18 THE COURT: THAT'S NOT EVIDENCE. THOSE -- THE D.A.  
19 AND POLICE OFFICERS -- THEY DID NOT COME TO COURT TO  
20 TESTIFY. THE ONLY THING IN EVIDENCE IS HER -- OR HER  
21 ANSWERS.

22 MR. KOLODJI: WHAT I'M JUST POINTING OUT, YOUR  
23 HONOR, IN THE SUPPLEMENTAL DECLARATION HER RECOLLECTION  
24 OF WHAT ACTUALLY OCCURRED LINES UP WITH WHAT DEPUTY  
25 REYES WROTE HERE -- WAS PRESENTED AS BEING WHAT DEPUTY  
26 REYES TOLD THE D.A. THAT THE --

27 THE COURT: THAT'S HEARSAY. ALL OF THAT IS OUT.

28 MR. KOLODJI: I JUST WANTED TO --

1           THE COURT:  NOTHING THAT THE D.A. WROTE, NOTHING  
2 THAT THE POLICE OFFICERS WROTE IS ACTUALLY IN EVIDENCE.

3           OKAY.

4           SUBMITTED BOTH SIDES.

5           I HAVE -- JUST SO WE HAVE A RECORD -- ALL  
6 OF THE EXHIBITS THAT HAVE BEEN SHOWN BY THE PARTIES  
7 ON BOTH SIDES WILL BE ADMITTED EXCEPT I THINK THERE  
8 WAS R-4 -- EXCEPT THE EMAILS FROM THE D.A.'S OFFICE.  
9 BUT ALL THE OTHER TEXT MESSAGES AND PHOTOGRAPHS ARE  
10 GOING TO BE ADMITTED.

11           THE ISSUE IS WHETHER OR NOT THE PETITIONER  
12 HAS SHOWN THAT BY PREPONDERANCE OF THE EVIDENCE THAT  
13 IT IS MORE LIKELY THAN NOT THAT THE RESPONDENT  
14 INFILCTED THOSE INJURIES ON HER FACE.  AND  
15 BASICALLY, THIS COMES DOWN TO CREDIBILITY.

16           I FIND THE PETITIONER CREDIBLE, I FIND THE  
17 RESPONDENT'S SISTER CREDIBLE.  I DON'T FIND THE  
18 RESPONDENT CREDIBLE.  THE PETITIONER -- SHE GIVES  
19 DETAILS OF THE EVENTS.  THE PETITIONER EVEN GIVES  
20 STATEMENTS, NOT EVEN UNDER CROSS THAT HER  
21 CREDIBILITY -- SHE GIVES STATEMENTS THAT SHE WAS  
22 DEALING WITH DRUGS; SHE GIVES STATEMENTS THAT  
23 D.C.F.S. HAD TO COME INSIDE OR INTERVENE TO TAKE  
24 CARE OF KIDS.  SO SHE DOESN'T JUST GIVE SELF-SERVING  
25 TESTIMONY.  AND HER TESTIMONY ON THE INCIDENTS ARE  
26 VERY SPECIFIC AND VERY DETAILED.

27           THE RESPONDENT ON THE OTHER HAND, DOES NOT  
28 GIVE DETAILS; AND THERE'S NO TESTIMONY THAT THE

1 RESPONDENT GIVES WHICH INculpates HIM AT ALL. IF I  
2 WERE TO BELIEVE THE RESPONDENT, HE HAS NEVER LAID A  
3 HAND ON THE PETITIONER EXCEPT MAYBE ONCE ON  
4 ACCIDENT. I DON'T THINK THAT'S LIKELY TRUE. IF I  
5 BELIEVE THE RESPONDENT, HE'S NEVER LOST HIS TEMPER.  
6 HE MAY HAVE CALLED THE PETITIONER BAD MOTHER ONCE  
7 BECAUSE SHE'S DEALING WITH DRUGS. I DON'T THINK  
8 THAT'S LIKELY TRUE. I WASN'T THERE. I DON'T KNOW  
9 BEYOND A REASONABLE DOUBT WHAT'S HAPPENED BETWEEN  
10 THE PARTIES. BUT YOU THE BURDEN IN THIS CASE IS  
11 WHAT'S MORE LIKELY TRUE THAN NOT TRUE.

12 SO I HAVE THE PETITIONER GIVING TESTIMONY.  
13 I HAVE THE RESPONDENT GIVING TESTIMONY. I HAVE  
14 EVIDENCE THAT THE PETITIONER WAS USING DRUGS TO SUCH  
15 AN EXTENT THAT SHE HAD TO GO UNDER REHAB. SO HER  
16 CREDIBILITY -- THERE MAY BE ISSUES WITH HER  
17 CREDIBILITY. BUT I DON'T JUST HAVE THE TESTIMONY.  
18 I HAVE PHOTOGRAPHS THAT DEPICT INJURIES. WHAT'S  
19 MORE LIKELY TRUE THAT THOSE INJURIES ARE CONSISTENT  
20 WITH PETITIONER'S TESTIMONY.

21 THE RESPONDENT WILL HAVE YOU TO BELIEVE  
22 THAT'S CONCEALER MAKEUP; THAT'S A LIP INJECTION;  
23 THAT -- I WOULD HAVE TO HAVE A LEAP TO BELIEVE THAT.  
24 I THINK MORE LIKELY TRUE THAN NOT TRUE IS WHAT THE  
25 PETITIONER SAID BECAUSE IT'S CONSISTENT WITH THE  
26 PETITIONER.

27 THERE'S A PHOTOGRAPH OF A BROKEN  
28 WINDSHIELD. THE PETITIONER GIVES DETAILS ABOUT THE

1 BROKEN WINDSHIELD. THE RESPONDENT BRUSHES OVER IT.  
2 HE DOESN'T SAY, "IT'S NOT MY CAR. HE DOESN'T SAY,  
3 "IT DIDN'T HAPPEN, JUST BRUSHES OVER IT.

4 SO FOR CREDIBILITY, THE PETITIONER -- I  
5 BELIEVE THE RESPONDENT'S SISTER. I BELIEVE  
6 RESPONDENT'S SISTER SHE'S MADE UP OR SHE'S  
7 EMBELLISHED -- PROBABLY TRUE, PROBABLY LIKELY WHEN  
8 SHE'S TALKING TO D.C.F.S. BUT SHE'S EMBELLISHING AN  
9 INJURY THAT THE RESPONDENT GAVE HER; THAT RESPONDENT  
10 INFLECTED AN INJURY, AND MAYBE SHE WENT ON TO  
11 D.C.F.S. TO MAKE IT MORE PRONOUNCED. BUT I DON'T  
12 BELIEVE THAT THE PETITIONER JUST TOOK A FACE WITH NO  
13 INJURY AT ALL AND CREATED PICTURES OF INJURIES.

14 SO I FIND THAT THE PETITIONER HAS  
15 ESTABLISHED BY THE PREPONDERANCE OF THE EVIDENCE  
16 MORE LIKELY TRUE THAN NOT TRUE, THAT THE RESPONDENT  
17 HAS BEEN PHYSICALLY ABUSIVE. BUT THERE'S EVIDENCE  
18 THAT PETITIONER HAS SUFFERED OR HAS HAD DRUG ISSUES.

19 SO NOW WE GET TO CUSTODY AND VISITATION.  
20 I DON'T KNOW WHAT THE CURRENT SITUATION IS WITH THE  
21 MINORS. I DON'T KNOW WHAT CURRENT ARRANGEMENT IS  
22 WITH THE MINORS, WHERE THE MINOR IS STAYING. I  
23 DON'T KNOW THAT THE PETITIONER IS STILL DEALING WITH  
24 THOSE DRUG ISSUES.

25 SO LET ME HEAR FROM THE RESPONDENT. WHAT  
26 HAS BEEN THE CURRENT ARRANGEMENT -- OR WHAT IS THE  
27 CURRENT ARRANGEMENT WITH THE CHILDREN? YOU STATED  
28 IN YOUR DECLARATION YOU HADN'T SEEN THE CHILDREN.

1 I'M HOPING I READ THIS WRONG -- THAT YOU HADN'T SEEN  
2 THEM SINCE JANUARY 8TH.

3 MR. SAYEGH: NO, NOT JANUARY 8TH. SEPTEMBER.

4 BUT I WAS ABLE TO TRACK THE CHILD DOWN  
5 ONCE AT ELLIOT.

6 THE COURT: WHEN WAS THE LAST TIME YOU SEEN YOUR  
7 CHILDREN?

8 MR. SAYEGH: I SAW THE CHILD ONCE.

9 THE COURT: WHEN YOU SAY, "THE CHILD," THERE'S TWO.

10 MR. SAYEGH: SO I FOUND MIA -- I'VE BEEN ABOUT A  
11 MONTH TRYING TO TRACK THE KIDS DOWN. SHE HAD REMOVED  
12 THEM OUT OF THE SCHOOL. I FOUND HER --

13 THE COURT: SIR, SIMPLE QUESTION. WHEN WAS THE  
14 LAST TIME YOU SEEN YOUR CHILDREN?

15 MR. SAYEGH: I HAVEN'T SEEN THEM IN TWO WEEKS. AND  
16 THEN PRIOR TO THAT, A MONTH. SO I'VE ONLY IN SEEN THEM  
17 ONE TIME WHEN I FOUND THEM ONCE THIS ENTIRE TIME.

18 THE COURT: OKAY.

19 MR. SAYEGH: AND SHE BLOCKED THE PHONES TO CALL.

20 THE COURT: SIR, I GOT THAT. THAT WAS IN YOUR  
21 DECLARATION.

22 SO YOU HAVEN'T SEEN YOUR CHILDREN. YOU  
23 SAW THEM TWO WEEKS AGO AND BEFORE THAT YOU HADN'T  
24 SEEN THEM FOR OVER A MONTH?

25 MR. SAYEGH: YEAH.

26 AND I --

27 THE COURT: SO THAT TAKES US TO SEPTEMBER.

28 FROM JANUARY TO SEPTEMBER -- WHAT WAS THE

1 ARRANGEMENTS WITH YOU AND THE CHILDREN?

2 MR. SAYEGH: WE -- FIRST MIA AND NUHA LIVED  
3 TOGETHER. AND THEN, BECAUSE WE'RE DISPLACED FROM THE  
4 FIRES -- I WENT BACK INTO ALTADENA ABOUT FOUR MONTHS AGO  
5 TO GET A BAG TOGETHER. AND SHE REMAINED DOWN THERE IN  
6 TEMPLE CITY.

7 I HAD THE KIDS FRIDAY, SATURDAY, SUNDAY.

8 I DROPPED THEM OFF ON SCHOOL MONDAY. SHE WOULD PICK  
9 THEM UP OF AFTER SCHOOL ON MONDAY UNTIL CLASS ENDED  
10 ON FRIDAY.

11 THE COURT: SO YOU WOULD HAVE WHICH WEEKENDS?

12 MR. SAYEGH: EVERY WEEKEND.

13 THE COURT: SO YOU WOULD HAVE FROM JANUARY TO  
14 SEPTEMBER. THE ARRANGEMENTS WERE THAT YOU WOULD HAVE  
15 THE CHILDREN EVERY WEEKEND FROM FRIDAY AFTER SCHOOL?

16 MR. SAYEGH: YES.

17 THE COURT: FRIDAY NIGHT, SATURDAY, SUNDAY, AND  
18 THEN DROP THEM OFF MONDAY AT SCHOOL?

19 MR. SAYEGH: YES.

20 THE COURT: HOW LONG HAD THAT ARRANGEMENT BEEN IN  
21 PLACE?

22 MR. SAYEGH: SEVEN MONTHS, EIGHT MONTHS.

23 THE COURT: MA'AM, DO YOU AGREE THAT WAS THE  
24 ARRANGEMENT BETWEEN THE PARTIES.

25 MS. SAYEGH: NOT EXACTLY.

26 I WOULD GET THEM MOST OF THE TIME MONDAY  
27 THROUGH FRIDAY. THERE WOULD BE WEEKENDS MAYBE ONCE  
28 A MONTH THAT HE WOULD DROP THEM OFF ON SCHOOL

1 MONDAY. AND THIS ONLY HAPPENED ONLY FOR MAYBE A  
2 MONTH, TWO MONTHS -- YEAH, GIVE OR TAKE. MONTH OR  
3 TWO MONTHS.

4 THE COURT: SO YOU'RE SAYING THAT.

5 MS. SAYEGH: FOR THE WHOLE MONTH, WE TRIED IT OUT.  
6 SEE WHAT HAPPENS. THE SECOND MONTH I ENROLLED THEM TO  
7 PASADENA UNIFIED BECAUSE MY DAUGHTER WANTED TO --

8 THE COURT: I'M NOT ASKING ABOUT THAT. I'M ASKING  
9 ABOUT HOW OFTEN THEY SAW THE RESPONDENT?

10 MS. SAYEGH: ON THE WEEKENDS AND THROUGH THE  
11 WEEKDAYS. HE WOULD POP UP AND HANG OUT LIKE REGULAR  
12 PEOPLE.

13 MR. KOLODJI: YOUR HONOR, JUST TO CLARIFY.  
14 RESPONSE -- THE REQUEST FOR DISSOLUTION MARRIAGE  
15 FILED -- WE INDICATED THE SEPARATION WAS JUNE 8TH 2025.

16 THE COURT: UH-HUH.

17 MR. KOLODJI: WHICH IS I BELIEVE WE ARE -- WHEN  
18 THIS DIVIDING LINE OCCURRED IN TERMS OF THIS SHARED  
19 ARRANGEMENT --

20 THE COURT: YOU SAID THERE'S EVIDENCE YOU WERE  
21 DEALING WITH ABUSE. SO WHAT IS YOUR CURRENT SOBRIETY?

22 MS. SAYEGH: ABOUT THREE OR FOUR YEARS, NOW.

23 THE COURT: I'M GOING TO ASK THE RESPONDENT THE  
24 SAME QUESTION. WHAT TYPE OF CUSTODY ARRANGEMENT ARE YOU  
25 ASKING FOR, AND WHY IS THAT IN THE BEST INTEREST OF  
26 JORDAN AND MIA.

27 YOU'RE ASKING FOR WHAT TYPE OF VISITATION?

28 MS. SAYEGH: I'M BEEN A STAY-AT-HOME MOM MOST OF --

1 SINCE I CAN REMEMBER UNTIL NOW. AND I HAVE QUICK LITTLE  
2 GIGS. I'M A CHEF. AND I NOW WORK AT RECOVERY COMPASS  
3 WHICH IS --

4 THE COURT: HOW OFTEN SHOULD THE MINORS -- AND I'M  
5 GOING TO AS RESPONDENT. WHAT TYPE VISITATION ARE YOU  
6 ASKING FOR WITH KIDS WITH RESPONDENT?

7 I'M GOING TO ASK YOU THE SAME QUESTION IN  
8 A MOMENT SIR.

9 MS. SAYEGH: I'LL GIVE HIM --

10 THE COURT: NOT "WHAT I'LL GIVE YOU." YOU CAN TELL  
11 ME WHAT YOU SUGGEST.

12 MS. SAYEGH: I MEAN I WANT THE FATHER TO BE IN THE  
13 KIDS' LIVES AS MUCH AS POSSIBLE. BUT I DO TAKE CARE OF  
14 THEM FULLY. I NURTURE THEM.

15 THE COURT: SO YOU'RE ASKING FOR EVERY WEEKEND WITH  
16 THE DAD? WHAT ARE YOU ASKING FOR?

17 DON'T LOOK AT YOUR LAWYER. LOOK AT ME.

18 MS. SAYEGH: BECAUSE THE KIDS LOVE THEIR DAD, YOU  
19 KNOW.

20 THE COURT: OKAY.

21 SIR, WHAT ARE YOU ASKING FOR IN TERMS OF  
22 VISITATION?

23 MR. SAYEGH: I'LL PICK THEM UP FROM SCHOOL ON  
24 FRIDAYS. I'LL PICK THEM UP FROM SCHOOL, AND I'LL COME  
25 DROP THEM OFF AT SCHOOL ON MONDAY.

26 THE COURT: EVERY WEEK?

27 DOES THAT WORK FOR YOU, MA'AM? YOU CAN GO  
28 --

1 MS. SAYEGH: THERE WILL BE WEEKENDS THAT I WOULD  
2 LIKE TO HAVE --

3 THE COURT: IT'S UNUSUAL FOR ME TO GIVE ALL THE  
4 WEEKENDS TO ONE PARENT.

5 MR. SAYEGH: IF SHE WANTS ONE, SHE ABSOLUTELY CAN.  
6 MORE THAN HAPPY. IF SHE HAS SOMETHING TO DO,  
7 ABSOLUTELY. WE ALWAYS HAD THAT TYPE OF RELATIONSHIP.  
8 IF SHE NEEDS ME TO TAKE THE KIDS DURING THE WEEK --  
9 WHATEVER THE CASE MAY BE. I DON'T FORESEE THAT BEING AN  
10 ISSUE.

11 THE COURT: GO AHEAD, MA'AM.

12 MS. SAYEGH: NO.

13 THAT'S --

14 THE COURT: OKAY.

15 ANYTHING -- SO YOU'VE TESTIFIED YOU'RE  
16 DEALING WITH SOBRIETY. ANYTHING I SHOULD KNOW ABOUT  
17 THE RESPONDENT OTHER THAN WHAT'S TESTIFIED ABOUT THE  
18 ABUSE BETWEEN THE TWO OF, ABOUT HIS RELATIONSHIP  
19 WITH THE CHILDREN, YOU BELIEVE THE CHILDREN ARE SAFE  
20 WITH THEM?

21 MS. SAYEGH: YES.

22 THE COURT: HOW FAR DO YOU LIVE AWAY --

23 MR. SAYEGH: I LIVE IN ALTADENA. I DON'T KNOW  
24 WHERE SHE LIVES.

25 THE COURT: WHAT CITY?

26 MR. SAYEGH: TEMPLE CITY.

27 THE COURT: WHENEVER THERE'S ONE PARENT WHO'S  
28 LIVING WITH THE CHILDREN AND THE OTHER PARENT HAS

1 WEEKENDS, TYPICALLY WHAT I DO WHEN BOTH PARENTS -- IT'S  
2 GOOD FOR THE MINORS TO HAVE THOSE PARENTS INVOLVED TO  
3 HAVE MIDWEEK VISITS -- LIKE EVERY TUESDAY, TAKE THEM  
4 OUT, TAKE THEM TO DINNER. IS THAT SOMETHING YOU'D BE  
5 INTERESTED IN?

6 MR. SAYEGH: ABSOLUTELY.

7 THE COURT: WHAT DAY OF THE WEEK WOULD YOU BE  
8 ASKING FOR? ONE OR TWO? AND I'LL TALK TO THE  
9 PETITIONER. AT LEAST ONE DAY A WEEK BECAUSE YOU'RE ONLY  
10 SEEING THEM ON THE WEEKENDS.

11 MR. SAYEGH: WEDNESDAY ARE PRETTY GOOD BECAUSE WE  
12 LIKE TO HAVE -- MONDAYS ARE GREAT TOO BECAUSE THEY'RE  
13 HALF DAY. WHATEVER SHE'S HAPPIER WITH.

14 MR. KOLODJI: YOUR HONOR, IF WE'RE GOING TO DO  
15 MIDWEEKS, MAYBE WE SHOULD DO ALTERNATING WEEKEND  
16 SCHEDULE.

17 THE COURT: LET'S FIRST START WITH -- I'M LISTENING  
18 TO THE PARTIES. AND THE PARTIES ARE FINE WITH THIS?

19 MR. SAYEGH: I WOULD LIKE MONDAYS BECAUSE THEY HAVE  
20 HALF-OFF DAYS.

21 THE COURT: MONDAYS FINE WITH YOU?

22 MS. SAYEGH: EVERY MONDAY?

23 THE COURT: MONDAY IS FINE, BUT WHEN YOU HAVE THEM  
24 ON THE WEEKEND SOMETIMES --

25 MR. SAYEGH: I'LL TAKE A WEDNESDAY THEN.

26 THE COURT: THIS WILL BE EVERY WEDNESDAY YOU'LL  
27 PICK UP THE KIDS FROM SCHOOL -- TALK ABOUT WHERE THE  
28 LOCATION WILL BE. AND THE KIDS ARE 6 AND 13. SO YOU'VE

1 GOT TO DROP THEM OFF SAY 6:00 OR 7:00 P.M.

2 WHAT'S IS OKAY WITH YOU?

3 MR. SAYEGH: THAT'S FINE.

4 8:00 P.M.?

5 THE COURT: NO. NO. THEY CAN'T DO 8:00 BECAUSE  
6 THEY HAVE TO GO BACK.

7 WHAT TIME DO THEY GET OUT OF SCHOOL?

8 MR. SAYEGH: THEY GET OUT AT 3:30.

9 THE COURT: SO 3:30 TO WE'LL SAY 6:00. THAT'S TWO  
10 AND A HALF HOURS TO TAKE THEM TO SHAKEY'S, TAKE THEM TO  
11 THE PARK, TAKE THEM TO YOUR HOUSE, TAKE THEM WHEREVER.  
12 SO WE'LL SAY 6:30. SO THAT'S THREE HOURS. THAT'S EVERY  
13 WEDNESDAY DAD PICK-UP FROM SCHOOL.

14 AND WHERE'S THE DROP-OFF? IS IT GOING TO  
15 BE THE POLICE STATION, OR IS IT GOING TO BE  
16 RESIDENCE? WHERE ARE YOU ASKING THE DROP-OFF TO BE?

17 MS. SAYEGH: WHICHEVER RESIDENCE WE END UP STAYING  
18 AT.

19 THE COURT: DOES THAT WORK FOR YOU, SIR?

20 MR. SAYEGH: YES.

21 THE COURT: I'LL PUT IN WEEKENDS WITH DAD BUT THE  
22 MOTHER COULD HAVE ONE WEEKEND PER MONTH. AND TELL THE  
23 DAD A WEEK IN ADVANCE THAT THAT WEEKEND THAT YOU'RE  
24 GOING TO KEEP THE KIDS.

25 DOES THAT MAKE SENSE?

26 MS. SAYEGH: YES.

27 THE COURT: AND THAT ALSO WORKS FOR YOU?

28 MR. SAYEGH: YES.

1           THE COURT: CAN YOU DO THE HOLIDAY SCHEDULE?  
2 PARTIES CAN MEET AND CONFER ABOUT THE HOLIDAY SCHEDULE?

3           MS. SAYEGH: I DON'T KNOW.

4           THE COURT: TELL ME A LITTLE BIT MORE ABOUT YOUR  
5 SOBRIETY. YOU SAID THREE YEARS SOBER. DO YOU HAVE A  
6 RESPONSOR? DO YOU HAVE --

7           MS. SAYEGH: I DO. I HAVE EVERYTHING, YEAH.

8                 THEY JUST DRUG TESTED ME TOO.

9           THE COURT: YOU'RE STILL GETTING TESTED?

10          MS. SAYEGH: NO.

11                 D.C.F.S. ENDED UP CLOSING THIS CASE. AND  
12 SHE DRUG TESTED ME. OF COURSE, NOTHING.

13           THE COURT: BUT THERE'S NO ISSUES WITH DAD, NO DRUG  
14 --

15          MR. SAYEGH: I BELIEVE SHE'S CURRENTLY SOBER.

16          THE COURT: AND YOU'RE EMPLOYED, SIR? YOU HAVE A  
17 JOB?

18          MS. SAYEGH: I AM KIND OF -- BECAUSE OF MY  
19 SUSPENSION, I'M KIND OF DOING MARKETING FOR A LAW FIRM  
20 CURRENTLY.

21          THE COURT: NO DRUGS, NO ISSUES WITH YOU AND DRUGS?

22          MR. SAYEGH: NO, YOUR HONOR.

23                 I JUST TOOK A DRUG TEST.

24          THE COURT: SO FOR THOSE FACTORS, IT SEEMS LIKE THE  
25 3044 WOULD BE REBUTTED BECAUSE EVEN THOUGH I BELIEVE  
26 YOUR CLIENT HAS DEMONSTRATED BY THE EVIDENCE THAT THE  
27 RESPONDENT HAS ANGER ISSUES, WHEN HE GETS VIOLENT HE  
28 INFILCTS INJURIES AGAINST PETITIONER -- I DON'T SEE

1 EVIDENCE OF HIM BEING A DANGER WITH THE CHILDREN. HE --  
2 YOUR CLIENT HAS A HISTORY OF DRUGS. AND I'M GLAD THAT  
3 SHE'S SOBER. BUT IT SEEMS LIKE THE FATHER SHOULD HAVE  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY OF THE MINORS  
5 BASED ON THOSE FACTS.

6 MR. KOLODJI: YOUR HONOR, WE WOULD REQUEST JOINT --  
7 SOLE LEGAL CUSTODY IN THIS CASE. BECAUSE I THINK THAT  
8 IT HASN'T BEEN ENOUGH TIME TO REBUT 3044. HE LITERALLY  
9 DID THESE INCIDENTS --

10 THE COURT: YOU'RE SAYING UNDER 3044(B) -- AND I  
11 WOULD HAVE TO MAKE A FINDING UNDER 3044(B) THAT YOU  
12 REBUTTED WHICH BASICALLY GIVES A LIST OF THINGS TO DO OR  
13 THINGS FOR THE COURT TO CONSIDER LIKE ENROLLING IN A  
14 DOMESTIC VIOLENCE PROGRAM, LIKE COMPLETING AN ANGER  
15 MANAGEMENT PROGRAM. SO I UNDERSTAND WHAT COUNSEL IS  
16 SAYING IS THAT IT'S A LITTLE BIT TOO SOON. BUT IT  
17 APPEARS THAT THAT'S THE ROAD THAT I SEE THIS GOING ON AS  
18 LONG AS THERE'S NO MORE ABUSE THAT YOU WOULD REBUT THE  
19 PRESUMPTION SO THE GOAL WOULD BE JOINT PHYSICAL JOINT  
20 LEGAL. BUT I AGREE, COUNSEL, WE'RE NOT THERE YET.

21 AND I WOULD REQUEST THAT YOU ENROLL AND  
22 COMPLETE A 52-WEEK ANGER MANAGEMENT PROGRAM, D.V.C.  
23 PROGRAM. ONCE YOU ENROLL IN THAT PROGRAM AND YOU  
24 TAKE FOUR TO FIVE CLASSES, AND YOU SHOW THAT PROOF  
25 AND THERE'S NO OTHER INCIDENTS I THINK THAT WOULD  
26 REBUT THE 3044.

27 WHAT WE'LL DO, SIR, I'M GOING TO ISSUE A  
28 RESTRAINING ORDER FOR THREE YEARS. THAT'S GOING TO

1 EXPIRE OCTOBER 15TH 2028, AT MIDNIGHT. I'M NOT  
2 GOING TO INCLUDE THE MINORS AS PROTECTED PARTIES.

3           I AM GOING TO ORDER THAT YOU NOT HARASS,  
4 ATTACK, STRIKE, THREATEN, ASSAULT, HIT, FOLLOW,  
5 STALK, MOLEST, DESTROY THE PERSONAL PROPERTY,  
6 SURVEILLANCE, IMPERSONATE, BLOCK THE MOVEMENTS,  
7 ANNOY BY PHONE OR ANY ELECTRONIC MEANS, DISTURB THE  
8 PEACE OF THE PETITIONER. YOU'RE TO HAVE NO CONTACT  
9 WITH THE PETITIONER EXCEPT BRIEF AND PEACEFUL  
10 CONTACT TO COMMUNICATE ABOUT YOUR CHILDREN OR HAVE  
11 CONTACT WITH HER FOR COURT ORDERED VISITS AND  
12 CONTACTS.

13           SO THE ONLY TIME YOU'RE COMMUNICATING WITH  
14 THE PETITIONER WILL BE THROUGH O.F.W.

15           HAVE THE PARTIES ALREADY ENROLLED IN OUR  
16 FAMILY WIZARD?

17           I'M GOING TO ORDER THAT THE PARTIES ENROLL  
18 IN OUR FAMILY WIZARD AND COMMUNICATE ONLY FOR THE  
19 KIDS. ONLY FOR THE KIDS. OTHERWISE YOU'RE TO STAY  
20 100 YARDS AWAY FROM HER, HER HOUSE, HER JOB, AND HER  
21 CAR. SHE MAY RECORD ANY COMMUNICATIONS MADE BY YOU  
22 THAT VIOLATE THIS ORDER.

23           I'M GOING TO ORDER THAT YOU ENROLL AND  
24 COMPLETE THE 52-WEEK BATTERER'S INTERVENTION  
25 PROGRAM.

26           AND SIR, WHAT I'M GOING TO DO IS I'M GOING  
27 TO BRING YOU BACK IN THREE MONTHS. AND HERE'S THE  
28 PURPOSE OF THAT. IF YOU HAVE ENROLLED IN AND

1 COMPLETED AT LEAST FIVE CLASSES AND THERE'S NO OTHER  
2 INCIDENTS, THEN I'LL LIKELY MAKE A FINDING THAT YOU  
3 HAVE REBUTTED THE PRESUMPTION IN 3044 AND GIVEN  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY. SO ENROLL  
5 IN THE PROGRAM. IF NO INCIDENTS, JOINT LEGAL/JOINT  
6 PHYSICAL.

7 MR. SAYEGH: WHAT WAS THE RETURN DATE?

8 THE COURT: LET'S PICK THAT NOW.

9 MR. KOLODJI: AND YOUR HONOR, WE WOULD ALSO -- WE  
10 REQUESTED CHILD SUPPORT, SPOUSAL SUPPORT, AND ALSO  
11 ATTORNEY'S FEES. I'VE FILED ATTORNEY'S FEES ON THE  
12 SEPARATE MOTION. SHE FILED AN INCOME AND EXPENSE  
13 DECLARATION WITH THIS COURT INDICATING THEIR RENT IS  
14 5600 AND INDICATES 5500 SO SHE NEEDS --

15 THE COURT: I HAVE TO SEE HIS FL 150.

16 MR. KOLODJI: YOUR HONOR, WHAT I DO HAVE IS  
17 ATTACHED TO THE SUPPLEMENTAL DECLARATION HE --

18 THE COURT: SO FIRST LET ME GET THE RETURN DATE,  
19 AND THEN WE'LL TALK ABOUT THAT.

20 WHAT ABOUT JANUARY 7TH?

21 DOES THAT WORK FOR EVERYBODY'S CALENDAR?

22 YOU SAID THE JANUARY 14. 52-WEEK PROGRAM,  
23 COMPLETE AT LEAST FOUR CLASSES. IF YOU DO THAT AND  
24 NO INCIDENCES, IT WILL BE JOINT LEGAL AND JOINT  
25 PHYSICAL.

26 IN TERMS OF SUPPORT -- SO WHENEVER THERE'S  
27 A REQUEST FOR SUPPORT, I NEED TO HAVE THE FINANCIALS  
28 OF THE PARTIES, I HAVE THE PETITIONER'S FL 150. I

1 DON'T HAVE THE RESPONDENT'S. I CAN'T MAKE AN ORDER  
2 WITHOUT HIS DECLARATION. I CAN BRING HIM BACK  
3 EARLIER BUT --

4 SIR, THE REQUEST GOES BACK RETROACTIVELY  
5 TO THE DATE OF THE REQUEST; SO AS SOON AS THERE'S A  
6 DISPARITY OF INCOME --

7 ARE THESE PROVISIONS FOR PREVAILING ON A  
8 D.V.R.O.? GUIDELINE SUPPORT?

9 MR. KOLODJI: THE ATTORNEY'S FEES REQUEST IS ON THE  
10 WAY TO -- IT HAS TO BE FILED SEPARATELY, YOUR HONOR.

11 AS MY EXHIBIT G, I ATTACHED INFORMATION --  
12 AND I CAN PULL UP OUT EMAIL -- THAT RESPONDENT'S --  
13 AS PROOF OF INCOME FOR HIS -- FOR HER LEASE. AND IF  
14 YOU ADD UP THE MONEY THAT HE GOT OVER THESE FOUR  
15 MONTHS, IT COMES OUT TO \$48,000, A MONTH. I GUESS  
16 \$100,000 --

17 THE COURT: I NEED HIS FL 150. I'M NOT GOING TO  
18 RELY ON THAT. THAT MIGHT BE SUPPLEMENTAL TO RELY ON,  
19 BUT I NEED YOU TO HAVE A CHANCE TO FILE YOUR FL 150 --

20 MR. SAYEGH: I HAVE COUNSEL FOR THE DISSOLUTION.

21 WE'LL MEET AND CONFER.

22 MR. KOLODJI: BETWEEN NOW AND JANUARY, HE AT LEAST  
23 CAN TAKE -- AS PART OF OUR REQUEST THAT HE PAY THE  
24 RENT -- SO IF HE CAN AT LEAST PAY THE RENT AND THE CAR  
25 PAYMENT.

26 THE COURT: WHAT IS THE RENT AND CAR PAYMENT?

27 MR. SAYEGH: HE PAYS THE CAR PAYMENT. RENT WAS  
28 5500. I HAVE THE INVOICE RIGHT HERE.

1           THE COURT: I'M NOT GOING TO MAKE THAT ORDER. YOU  
2 CAN COME BACK BEFORE JANUARY AND I CAN HAVE THE  
3 RESPONDENT FILE HIS FL 150. AND WE CAN COME BACK IN A  
4 MONTH. SO I'M NOT GOING TO MAKE AN ORDER FOR HIM TO PAY  
5 5500 OR ANY OTHER AMOUNT. YOU CAN MEET AND CONFER.

6           MR. SAYEGH: I'LL CONTINUE PAYING HEALTH INSURANCE.  
7 I'LL CONTINUE PAYING HER CAR INSURANCE. I'LL CONTINUE  
8 PAYING HER CAR PAYMENT. AND I'LL CONTINUE PAYING HER  
9 CELLPHONE.

10          THE COURT: DOES THAT WORK UNTIL JANUARY?

11          MS. SAYEGH: NOT UNTIL JANUARY.

12          THE COURT: SO WE'LL COME BACK -- SO I WON'T HAVE  
13 YOU WAIT UNTIL JANUARY. WHAT I'LL DO IS FOR THAT  
14 PORTION, SIR, YOU'RE GOING TO BE ORDERED TO FILE AND  
15 SERVE AN FL 150. THAT'S AN INCOME AND EXPENSE  
16 DECLARATION. THAT'S THE FINANCIAL DOCUMENT I NEED FROM  
17 YOU BEFORE I'M ABLE TO MAKE ANY AWARD EITHER FOR  
18 ATTORNEY'S FEES OR FOR SUPPORTS -- WHETHER IT'S CHILD OR  
19 SPOUSAL SUPPORT. I CAN BRING THE PARTIES BACK FOR THAT  
20 ON NOVEMBER 19TH OR ON NO 26TH.

21          MR. SAYEGH: I'LL TAKE THE 25TH.

22          THE COURT: 2 6. 2 6.

23          MR. SAYEGH: 2 6. I'LL TAKE THE 26TH.

24          MR. KOLODJI: I HAD THE SAME THOUGHT ESSENTIALLY IN  
25 OUR MOVING PAPERS ASKED FOR POSSESSION OF THE HOUSE,  
26 WHICH SOLVES THIS PROBLEM AND I JUST WANT TO INQUIRE OF  
27 MY CLIENT --

28          THE COURT: WE'RE NOT GOING TO SOLVE IT NOW.

1 SO NOVEMBER 19TH FOR THE REMAINING ISSUES  
2 REQUESTED BY THE PETITION. SO I'LL SEE THE PARTIES  
3 ON 11/19 AT 8:30. AND THAT'S FOR THE ISSUE OF  
4 PROPERTY CONTROL AND SUPPORT AND ATTORNEY'S FEES.  
5 THE RESPONDENT IS ORDERED TO FILE AND SERVE AN FL  
6 150 FOR THAT DATE.

7 ALL RIGHT.

8 I'M SEE EVERYONE ON NOVEMBER 19TH.

9 SIR, WAIT IN THE HALLWAY. YOU'LL BE  
10 SERVED WITH THE RESTRAINING ORDER.

11 (WHEREUPON, THE ABOVE PROCEEDINGS CONCLUDED.)

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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4  
5 FAHED SAYEGH, )  
6 )  
7 PETITIONER, )  
8 VS. ) RPT'S CERT.  
9 ) CASE NO.  
NUHA SAYEGH, ) 25PDRO01260  
RESPONDENT. )  
10 \_\_\_\_\_ )  
11

12 I HEREBY CERTIFY THAT ON THE 15TH DAY OF  
13 OCTOBER, 2025, I, TOSHA TOWNSEND, CSR #9156,  
14 OFFICIAL REPORTER OF THE ABOVE ENTITLED COURT, WAS  
15 ASSIGNED AS SHORTHAND REPORTER TO REPORT THE  
16 TESTIMONY AND PROCEEDINGS CONTAINED IN THE  
17 TRANSCRIPT HEREIN; AND DID ACT AS SUCH REPORTER;  
18 THAT THE FOREGOING IS A TRUE AND CORRECT  
19 TRANSCRIPTION OF MY SAID NOTES, AND A FULL, TRUE AND  
20 CORRECT STATEMENT OF SAID TESTIMONY AND PROCEEDINGS.

21  
22 *Tosha Townsend*  
23 

---

TOSHA TOWNSEND, CSR. #9156  
OFFICIAL REPORTER  
24  
25  
26  
27  
28

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Family Division  
Pasadena Dept. - L**

**25PDFL01441**

**Sayegh, Fahed**

**vs**

**Sayegh, Nuha**

**November 19, 2025**

**8:30 AM**

Honorable Joel L. Lofton, Judge

S. Mitchell, Judicial Assistant

Aurora Welter (#14837), Court Reporter

---

**NATURE OF PROCEEDINGS:** Hearing Relating/Consolidation of Cases

The following parties are present for the aforementioned proceeding:

Fahed Sayegh, Petitioner  
Nuha Sayegh, Respondent  
Gilbert Quinones, Attorney for Petitioner  
Sara Memari, Attorney for Respondent  
Kirk Kolodji, Former Attorney for Petitioner  
(appearing as to the attorney's fees' request only)

**LACourtConnect appearances by:**

**Nuha Sayegh, Sara Memari, Gilbert Quinones**

The matter is called for hearing under the related case number 25PDRO01246.

The Court finds that there is a related action filed September 9, 2025, in case number 25PDRO01246, assigned to Judge Joel L. Lofton.

Good cause appearing, case numbers 25PDFL01441 and 25PDRO01246 are hereby ordered related and consolidated. Case number 25PDFL01441 is designated the lead case number. All further documents shall be filed in the lead case and bear the case number 25PDFL01441, consolidated with 25PDRO01246.

Case number 25PDRO01246 is ordered transferred to this department forthwith. All hearings and any currently scheduled hearings in case number 25PDRO01246 are to be set for hearing in the Lead case number only.

The Court sets the case for Hearing on January 14, 2026 at 8:30 AM in Department L for progress report of Petitioner's domestic violence counseling.

Notice is waived.

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Family Division  
Pasadena Dept. - L**

**25PDRO01246**

**Sayegh, Nuha**

**vs**

**Sayegh, Fahed**

**November 19, 2025**

**8:30 AM**

Honorable Joel L. Lofton, Judge

S. Mitchell, Judicial Assistant

Aurora Welter (#14837), Court Reporter

---

**NATURE OF PROCEEDINGS:** Hearing on Remaining Issues in connection with the DVRO issued on 10/15/2025

The following parties are present for the aforementioned proceeding:

Fahed Sayegh, Respondent  
Nuha Sayegh, Petitioner  
Sara Memari, Attorney for Petitioner  
Gilbert Quinones, Attorney for Respondent  
Kirk Kolodji, Former Attorney for Petitioner (in Lead case number 25PDFL01441; appearing as to the attorney's fees' request only)

**LACourtConnect appearances by:**

**Nuha Sayegh, Sara Memari, Gilbert Quinones**

The matter is called for hearing.

The Court having reviewed the case file, moving papers and responsive papers along with their supporting declarations, now hears from the parties and Counsel.

The minor children subject to this order are:

Jordan Talib Sayegh  
Mia Fayruz Sayegh

The Court finds that there is a related action filed September 16, 2025, in case number 25PDFL01441, assigned to Judge Joel L. Lofton.

Good cause appearing, case numbers 25PDRO01246 and 25PDFL01441 are hereby ordered related and consolidated. Case number 25PDFL01441 is designated the lead case number. All further documents shall be filed in the lead case and bear the case number 25PDFL01441, consolidated with 25PDRO01246.

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Family Division  
Pasadena Dept. - L**

**25PDRO01246**

**Sayegh, Nuha**

**vs**

**Sayegh, Fahed**

**November 19, 2025**

**8:30 AM**

Case 25PDRO01246 is ordered assigned to the Honorable Joel L. Lofton, Judge presiding, and transferred to Pasadena Department L for all further proceedings.

All hearings and any currently scheduled hearings in case number 25PDRO01246 are to be set for hearing in the Lead case number only.

The January 14, 2026 matter shall be reset for hearing on the same date and time under the Lead case number.

The matter is argued.

The parties and counsel are sent to meet and confer to review XSpouse printouts, Income and Expense Declarations and Supplemental Declarations.

The matter is placed on second call and is recalled for hearing at 10:54AM.

The Court is informed that there is no agreement reached.

The matter is further argued.

The Court denies Petitioner's request to have supervised visits ordered for Respondent.

The Court is presented with Proof of Enrollment/Progress Report from the Respondent as to the Domestic Violence program (ADRP Intervention Services, Inc.); 4 out of 52 sessions completed thus far. Said is filed and placed into the case file.

The Court finds the Respondent has rebutted the Family Code Section 3044 (B) presumption in part as to legal custody only.

The Court orders the parties to share joint legal custody of the minor children with Mother/Petitioner having tie-breaking authority as to decision making.

The Court orders that sole physical custody of the minor children shall remain to Mother.

Former Attorney for Petitioner, Kirk Kolodji, requests attorney's fees in the amount of \$13,347.00; the matter is argued.

The Respondent is sworn and testifies; Petitioner is not sworn as the Court takes no testimony from them.

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Family Division  
Pasadena Dept. - L**

**25PDRO01246**

**Sayegh, Nuha**

**vs**

**Sayegh, Fahed**

**November 19, 2025**

**8:30 AM**

The Court reviews the Respondent's Income and Expense Declaration with him and takes testimony from him about items indicated on the document.

Counsel for Petitioner cross examines the Respondent.

Respondent's income is identified at \$8,500.00 per month and zero per month for Petitioner's income.

The Court finds that there is a 45% custodial timeshare to Respondent.

The Court makes its findings pursuant to the Xspouse printout filed this date.

Respondent/Father is ordered to pay to the Petitioner/Mother as and for child support for the minor children, the sum of \$1,978.00 per month, payable one-half on the fifth and one-half on the twentieth day of each month, and continuing until further order of the Court.

Respondent is ordered to pay to the Petitioner spousal support in the sum of \$1,082.00 per month, payable one-half on the fifth and one-half on the twentieth day of each month, and continuing in a like manner until further order of the Court.

Respondent shall pay directly to Petitioner's Former Attorney of Record, Kirk Kolodji, the sum of \$13,347.00 as and for attorney's fees. \$7,500.00 of said amount is to be paid in full within 30 days. The remaining balance of fees is to be paid at the rate of \$162.30 per month, payable on the fifth day of each month, commencing December 5, 2025, and continuing for the next 36 months or earlier if paid in full. If any one payment is 30 days late, the entire remaining balance shall become immediately due and payable in full.

Former Counsel for Petitioner is to prepare the written Order After Hearing, serve it on the opposition for approval as to form and content and submit same to the Court for signature.

Former Counsel for Petitioner is to give notice.

1 FAHED FREDDY SAYEGH  
2 407 E. Woodbury Rd.  
3 Altadena, California 91001  
4 Telephone: (310) 877-5033  
5 freddy@thefoxxfirm.com

6 IN PRO PER  
7

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9  
10 COUNTY OF LOS ANGELES

11 FAHED SAYEGH  
12  
13 Petitioner,

v.

14  
15 NUHA SAYEGH,  
16  
17 Respondent.

CASE NO: 25PDFL01441  
(r/w 25PDRO01260 (related dv matter)  
(r/w 25PDFL01460 (related dv matter))

**[PROPOSED] ORDER**

18  
19 Having read and considered Petitioner's Opposition to Respondent's Request for Attorney's Fees  
20 under Family Code section 6344, the supporting declaration and exhibits, and good cause  
21 appearing, IT IS ORDERED:

22 A. Threshold Rulings

23      Respondent's request for attorney's fees under Family Code section 6344, including any  
24         amended request, is GRANTED IN PART and DENIED IN PART.

25      Findings (as applicable):

26         a. The following categories are outside section 6344 because they are not reasonably  
27             related to obtaining or defending DVRO relief: dissolution/UCCJEA response work;  
28             first-appearance fees; financial-disclosure tasks (including FL-150, paystub review, and  
           dissolution discovery); lis pendens; Family Code section 271 sanctions efforts; Borson-  
           related tasks; administrative/clerical; e-filing/service/postage; travel billed at full attorney

1 rate.

2 b. Post-termination entries dated after [October 15, 2025] are fee-collection or non-  
3 DVRO and therefore non-compensable under section 6344.

4 c. Portions of any remaining time are duplicative, block-billed or vague,  
5 administrative/clerical, or travel at full rate, and subject to reduction.

6 d. Ability to pay: Having considered Petitioner's filings (including FL-150), the Court  
7 finds limited ability to pay and adjusts any award accordingly.

8 e. Alternative finding: To the extent any non-DVRO entries might arguably be  
9 compensable, they are alternatively disallowed under reasonableness and apportionment  
10 principles.

11   □ B. Exclusions and Reductions

12   □ Categorical Exclusions. The Court EXCLUDES the following from any section 6344  
13 award:

14 a. All entries dated after [October 15, 2025] as post-termination fee-collection/non-  
15 DVRO (including lis pendens, § 271 notices/efforts, Borson tasks, and associated  
16 admin/e-filing/postage).

17 b. Non-DVRO dissolution/financial-disclosure work (Response/UCCJEA, first-  
18 appearance fees, FL-150/I&E, dissolution discovery, property/lien/lis pendens), and all  
19 administrative/clerical time and postage/e-filing/service costs.

20 c. Travel billed at the attorney's full rate (allowable at [\_\_]% of rate or [flat \$\_\_/hr] if any  
21 is allowed).

22   □ Reasonableness Reductions on DVRO-Related Remainder. On time reasonably related to  
23 DVRO relief, the Court applies:

24 a. Duplicate staffing reduction of [\_\_]% (or line-item disallowance);

25 b. Block-billed or vague entries haircut of [25–40]% = [\_\_]%;

26 c. Administrative/clerical tasks disallowed or reduced to [paralegal \$\_\_/hr];

27 d. Excessive travel reduced to [\_\_]% of billed rate.

- 1       Hourly Rates (if needed). Reasonable DVRO lodestar rates are set as follows: [\$\_\_/hr  
2           attorney], [\$\_\_/hr associate], [\$\_\_/hr paralegal]; any higher claimed rates are reduced to  
3           these figures.
- 4       C. Award, Caps, and Alternatives
- 5       Primary Cap. The total award under section 6344 shall not exceed \$4,000, inclusive of  
6           any costs allowed herein.
- 7       Alternative Caps (at the Court's discretion):  
8           a. Alt-A: Cap at \$[3,000].  
9           b. Alt-B: Cap at \$[5,000], conditioned on (i) removal of all non-DVRO entries and (ii)  
10           documented apportionment within [7] days.  
11           c. Alt-C: No award at this time; see ¶ 9 (continuance/meet-and-confer).
- 12       Costs. Each side bears its own costs not expressly awarded herein.
- 13       D. Procedural / Compliance Directions
- 14       Continuance / Meet-and-Confer Option (if the Court desires further cleanup):  
15           a. Respondent shall file and serve a reconciled billing statement removing excluded  
16           categories and clearly apportioning DVRO vs. non-DVRO within [10 court days].  
17           b. Parties shall meet and confer within [5 court days] thereafter to narrow disputes.  
18           c. A short status/fee hearing on any limited remainder is set for [date/time/Dept]; any  
19           reply limited to [5] pages due [\_\_] court days before.
- 20       2030–2032 Path (without prejudice). Any request for fees outside section 6344 (e.g.,  
21           dissolution or financial issues) shall be brought, if at all, under Family Code sections  
22           2030–2032 with required forms and proper notice.
- 23       Sealing/Redaction (as needed). Parties shall redact PII and may apply to seal any  
24           sensitive billing entries for good cause.
- 25
- 26
- 27
- 28

1       □ Reservation of Jurisdiction. The Court reserves jurisdiction to adjust the award to  
2       conform to these findings upon submission of any corrected billing or further order.

3

4 IT IS SO ORDERED. Dated: \_\_\_\_\_, 2025

5 Hon. Joel F. Lofton \_\_\_\_\_

6 JUDGE OF THE SUPERIOR COURT – DEPT L - NORTHEAST

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1 FAHED FREDDY SAYEGH  
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3 Altadena, California 91001  
4 Telephone: (310) 877-5033  
5 freddy@thefoxxfirm.com

6 IN PRO PER  
7

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 COUNTY OF LOS ANGELES

10 FAHED SAYEGH

11 Petitioner,

12 v.

13 NUHA SAYEGH,

14 Respondent.

CASE NO: 25PDFL01441  
(r/w 25PDRO01246 (related dv matter)  
(r/w 25PDFL01460 (related dv matter))

**PETITIONER'S OPPOSITION TO  
RESPONDENTS'S REQUEST FOR  
ATTORNEY'S FEES (Fam. Code § 6344);  
MEMORANDUM OF POINTS &  
AUTHORITIES; DECLARATION OF  
FAHED "FREDDY" SAYEGH;  
[PROPOSED] ORDER**

15

16 **I. Introduction**

17 Respondent seeks fees under Family Code § 6344 using a single invoice that mixes DVRO tasks  
18 with dissolution/financial-disclosure work. Section 6344 authorizes only reasonable DVRO-  
19 related fees and requires the court to consider ability to pay. The court should (1) exclude non-  
20 DVRO entries (e.g., dissolution response/UCCJEA, first-appearance fee, FL-150 work and  
21 related e-filings); and (2) reduce the DVRO remainder for duplication/over-staffing of a single  
22 hearing, block-billing, administrative time, and travel billed at full rates. On this record, a steep  
23 reduction is warranted and any award should be tightly capped.

24  
25 Numbers at a glance (from Respondent's invoice and exhibits):

- 26 • Total billed: \$14,473.64  
27 • Minimum non-DVRO carve-outs to exclude now: \$2,237.64 (dissolution Response+UCCJEA;  
28 first-appearance fee; FL-150/paystub tasks; associated e-filings)

**OPPOSITION TO ATTORNEY'S FEES**

- DVRO baseline before reasonableness cuts:  $\approx \$12,236.00$
  - Reasonableness reductions requested: removal of duplicative staffing for the 10/15 hearing; strike/halve travel billed at full rates; strike clerical/admin time; apply a 25–40% haircut to block-billed entries.
  - Proposed cap (post-reductions): not to exceed \$4,000.

## **II. Legal Standard (Lodestar; Reasonableness)**

“The fee setting inquiry in California ordinarily begins with the ‘lodestar,’ i.e., the number of hours reasonably expended multiplied by the reasonable hourly rate.” PLCM Group, Inc. v. Drexler, 22 Cal.4th 1084, 1095 (2000). Courts consider the prevailing market rate and may adjust the lodestar for case-specific factors. See Serrano v. Priest, 20 Cal.3d 25, 48–49 (1977). The issue is the reasonable value of services, not the amount billed. Akins v. Enterprise Rent-A-Car Co., 79 Cal.App.4th 1127, 1134 (2000). See also Iverson v. Spang Indus., Inc., 45 Cal.App.3d 303, 312 (1975) (court assesses complexity, importance, skill, and time actually/necessarily consumed).

Under Family Code § 6344, the court (1) limits fees to DVRO work; (2) considers ability to pay; and (3) awards only reasonable, necessary fees.

### **III. Apportionment: Exclude Non-DVRO Work Now**

Respondent's invoice includes charges that are not compensable under § 6344, including:

1. Dissolution Response & UCCJEA drafting/filing;
  2. First-appearance fee in the dissolution;
  3. Financial disclosure work (FL-150, paystub review/organization); and
  4. Related e-filing/filing-service entries.

Those tasks are governed, if at all, by Family Code §§ 2030–2032 on a proper noticed motion with the required supporting forms (e.g., FL-319/FL-158). The court should exclude at least \$2,237.64 now and deny those items without prejudice to a separate § 2030/2032 request.

#### **IV. Duplicative/Over-Staffing for a Single Hearing**

The 10/15 DVRO hearing was staffed by three timekeepers (lead counsel, associate, and

## **OPPOSITION TO ATTORNEY'S FEES**

1 assistant) with overlapping travel, preparation, and “assist at hearing” entries. Courts routinely  
2 allow one timekeeper for a short, single-issue hearing and cut secondary personnel substantially.

3 The court should:

- 4 • Allow lead counsel’s reasonable appearance time;
- 5 • Disallow the assistant’s hearing time entirely; and
- 6 • Reduce the associate’s same-day time by  $\geq 75\%$  (or allow only a minimal prep slice if  
7 independently necessary).

## 8 **V. Block-Billing and Vague Entries — Percentage Haircut**

9 Block-billing is not per se improper, but where separation between compensable (DVRO) and  
10 non-compensable (dissolution) work is necessary, courts may apply a percentage reduction or  
11 disregard entries that prevent meaningful review. Jaramillo v. County of Orange, 200  
12 Cal.App.4th 811, 830 (2011); Heritage Pacific Financial, LLC v. Monroy, 215 Cal.App.4th 972,  
13 1010 (2013); Bell v. Vista Unified Sch. Dist., 82 Cal.App.4th 672, 689 (2001); Lunada  
14 Biomedical v. Nunez, 230 Cal.App.4th 459, 488 (2014).

15 Examples (from the invoice) include multi-hour blocks such as:

- 16 • “Revise Supplemental DVRO Declaration; prepare Exhibits” — 7.5 h (associate);
- 17 • “Draft chronology of history; preparation for DVRO hearing” — 5.0 h (associate).

18 A 25–40% haircut to those blocks is appropriate.

## 19 **VI. Administrative/Clerical Time and Travel at Full Rates**

20 Entries for e-filings, file updates, calendaring, and court service are clerical and should be struck  
21 or billed at a non-attorney rate. Travel billed at full attorney rates should be reduced by 50% or  
22 disallowed when duplicative with multiple staff traveling to the same appearance.

## 23 **VII. Ability to Pay**

24 Section 6344 requires consideration of the parties’ relative financial circumstances. Petitioner’s  
25 FL-150 and supporting exhibits show constrained cash flow and significant fixed obligations.  
26 That factor supports denying or substantially reducing any fee award (particularly after excluding  
27 non-DVRO work and applying the above reductions).

# **OPPOSITION TO ATTORNEY’S FEES**

1                   **SUPPLEMENTAL CLARIFICATION OF ACCOUNTS AND EVENT EXPENDITURES**

2                   **Counsel's Mischaracterizations of Accounts and Income**

3                   Counsel, through his client, makes demonstrably false assertions and substantial exaggerations  
4                   regarding my finances. The bank statements at issue are business records for The Foxx Law  
5                   Group, PLC, not personal income. That entity is being wound down; it has no active clients, no  
6                   ongoing revenue, and no residual going-concern value. Its website ([www.thefoxxfirm.com](http://www.thefoxxfirm.com)) has  
7                   been taken offline, and its Google and Yelp listings are marked “permanently closed.” The Foxx  
8                   Law Group, PLC continues to show ordinary wind-down expenses—e.g., payroll/contractor  
9                   costs, rent, utilities, insurance, software/subscriptions, bookkeeping/accounting, taxes/filing fees,  
10                  office supplies, postage/courier, and equipment depreciation—until its books and taxes are  
11                  finalized and the entity is closed.

12                  Respondent also knows I have been suspended from the practice of law and cannot rely on  
13                  attorney earnings. She further knows I do not own any Culver City property and do not receive  
14                  rent from such property, and that I do not own the Woodbury location; to the contrary, I pay rent  
15                  there (it was my former law-office space).

16                  **Insurance Reimbursements and Disaster-Response Activity**

17                  Counsel misidentifies several checks as “income” when, in fact, they are insurance  
18                  reimbursements from State Farm totaling \$62,527.73 for documented Eaton Fires losses (January  
19                  7, 2025), including fire and smoke damage remediation, roof and fence repair, pool rust damage,  
20                  spoiled food, and household-item losses. These were reimbursements for expenses I had already  
21                  advanced; they are not earnings or profit distributions. (See Exhibits A1: State Farm claim  
22                  summaries, contractor invoices/receipts, and corresponding bank statements tying each  
23                  reimbursement to the loss.)

24                  **Emergency Operations; 80+ Eaton Fire Events; In-Process Reconciliation**

25                  Respondent erroneously alleges checks issued to a corporation are income. The checks issued  
26                  from Perfected Claims to The Foxx Law Group are to host Eaton Fire Disaster related events.  
27                  Each check were issued on different days for different amounts, these events began in February

**OPPOSITION TO ATTORNEY'S FEES**

1 up until the current day.

2 In the wake of the fires, I helped produce, assisted, or developed from the ground up each of  
3 these events on an emergency basis. We operated as The Foxx Law Group, PLC dba The  
4 Altadena Coalition because there was no time to establish new banking and related  
5 administrative accounts; the legacy firm account served only as a fiscal conduit for program  
6 costs. Following more than 80 public events delivered on an emergency timetable, I had limited  
7 capacity to reconcile every expenditure contemporaneously. A full reconciliation is underway  
8 now. The checks shown in bank records span February through November; the dates shown are  
9 issuance dates of reimbursements or vendor payments and do not represent the entire period of  
10 work or program activity those checks cover. These transactions correspond to event and  
11 recovery program costs, not personal income. I will provide a supplemental reconciliation ledger  
12 mapping each check to its invoice(s), vendor, purpose, and program category upon completion of  
13 reconciliation.

14 **Event & Facilities Cost Detail (Categories for Exhibits) to build Altadena Resource Center**

15 A. Capital Equipment (one-time purchases; inventoried): sound system (powered speakers/PA,  
16 subs, monitors, amps, digital mixers, wired/wireless microphones, DI boxes, stands, cabling,  
17 road/rack cases), lighting/rigging (LED washes/spots, pars, DMX controllers, truss and crank  
18 stands, stage decks/risers, safety hardware), backline/DJ gear, power and distribution  
19 (generators, distro panels, cable ramps, heavy-gauge extensions, UPS), IT/AV (projectors,  
20 screens, cameras for livestream, capture cards, routers/APs, SD media, tripods/gimbals),  
21 storage/maintenance (cases, repair parts, consumables).

22 B. Venue, Rentals & Site Infrastructure: venue rentals (including Altadena Community Center),  
23 tables/chairs, pipe & drape, tents/canopies, staging, fencing/barricades, stanchions, signage  
24 stands, heaters/fans/misters, sandbags/ground cover/cable mats, golf carts/UTVs with fuel and  
25 delivery/pickup charges, temporary office/green room setup.

26 C. Public Safety, Compliance & Insurance: event general liability and additional insureds;  
27 security, overnight watch, bag checks; EMT/medical standby; fire extinguishers/PPE;

28 **OPPOSITION TO ATTORNEY'S FEES**

1 county/city/health/fire/building/sound permits and inspections; occupancy/load plans; ADA  
2 accommodations (ramps/rails, compliant seating, ASL interpreters, assistive listening); police  
3 detail/traffic control as required.

4 D. Staffing, Contractors & Professional Services: event producers, stage managers, audio  
5 engineers, lighting techs, site ops crew; graphic design/web/registration;  
6 photography/videography/livestream; accounting/bookkeeping; payroll service fees; legal/risk  
7 review; permit expeditors; translators/interpreters; outreach ambassadors; volunteer coordination.

8 E. Program Delivery & Outreach: printing (flyers, posters, programs, wayfinding/safety signage,  
9 vinyl banners, QR placards); digital outreach (social ads/boosts, email platforms,  
10 domains/hosting); registration platforms and merchant fees; youth activities materials; speaker  
11 honoraria and travel stipends; food & beverage for attendees/volunteers; community resource  
12 table costs (tent space, linen, utilities, power).

13 F. Operations, Sanitation & Waste: portable restrooms (including ADA units) and hand-washing  
14 stations; janitorial/cleaning; trash/recycling/green-waste hauling; back-of-house supplies (gaff  
15 tape, zip ties, batteries, gloves, first-aid restock, tool rentals).

16 G. Altadena Community Center – Remodel & Compliance Upgrades: electrical (additional  
17 circuits/outlets, panel work, dedicated AV power, emergency/exit lighting), ADA  
18 (ramps/railings, restroom clearances, signage), life-safety (illuminated exit signs, egress  
19 hardware, fire-safety updates), interior improvements (drywall/patch/paint, flooring repairs,  
20 acoustical panels, window films), HVAC service/filters, low-voltage/IT (network drops, cable  
21 management, router/AP mounting, secure equipment closet), permit/inspection fees, contractor  
22 invoices (electrical, carpentry, flooring, signage).

23 H. Transportation & Logistics: truck/van rentals, fuel, mileage, tolls/parking; courier/last-mile  
24 delivery; loading dock fees.

25 I. Ongoing Overhead (during wind-down/project period): rent for Woodbury community  
26 workspace, utilities/internet/insurance, software/subscriptions (Adobe/Office/storage/project  
27 management), bank service charges and payment-processor fees tied to registrations.

## OPPOSITION TO ATTORNEY'S FEES

1           **VIII. Requested Relief**

2 Petitioner respectfully requests that the Court:

- 3     1. Exclude non-DVRO charges now (minimum \$2,237.64 for dissolution/UCCJEA, first-  
4 appearance fee, FL-150/paystub tasks, and related e-filings);  
5     2. On the DVRO remainder ( $\approx$  \$12,236.00), apply reductions for duplication/over-staffing,  
6 block-billing, clerical/admin time, and travel, resulting in a cap not to exceed \$4,000; and  
7     3. Enter the proposed order below.

8           **IX. Supplemental Opposition to Amended Fee Request (Post-Termination / Fee-Collection  
9           Billing)**

10          **Summary.** After being terminated on October 15, Respondent's counsel filed a new fee request  
11 that is largely billing to collect fees (e.g., lis pendens paperwork, §271 notices, fee-motion work,  
12 internal "update file," and mail/e-file charges). Those entries are not DVRO work, are  
13 post-termination, and are not compensable under Family Code § 6344. They must be excluded.

14 Petitioner incorporates the original opposition's apportionment, block-billing reductions,  
15 administrative/clerical carve-outs, and cap request, and supplements as follows:

16          **I. § 6344 Allows Only DVRO-Related Fees — Not Fee-Collection or Dissolution Work**

17          Section 6344 authorizes reasonable DVRO-related fees, considering ability to pay. It does not  
18 authorize: (a) post-termination time; (b) fee-collection work (draft/serve §271 notices,  
19 fee-motion papers, "update file" entries); (c) dissolution/financial tasks (FL-150/I&E, dissolution  
20 discovery, first-appearance fees, lis pendens); or (d) clerical/admin and travel at full rates. The  
21 Court should limit any award to pre-October 15 DVRO time and then apply the reductions  
22 shown in Petitioner's original opposition.

23          **II. Post-Termination Entries (10/17–11/06) Are Fee-Collection or Non-DVRO and Must Be**

24          **Stricken** Respondent's own invoices show that, after October 15, time was spent on collecting  
25 fees and non-DVRO tasks (lis pendens, §271 notice, dissolution discovery/financials, memo re  
26 Borson, admin/e-filing). Examples include entries on: 10/17 (discovery/I&E), 10/20 (deeds  
27 review; draft Notice of Lis Pendens), 10/23 (draft §271 sanctions notice; finalize lis pendens),  
28

**OPPOSITION TO ATTORNEY'S FEES**

1 10/24–10/28 (I&E revisions; admin; emails), 10/31–11/04 (update file/admin), and 11/05–11/06  
2 (amended lis pendens; declaration/memo re Borson, e-file/service). These are categorically  
3 non-DVRO and post-discharge and must be excluded in full.

4 **III. Even Pre-10/15 DVRO Time Requires Reductions Already Briefed** For any pre-10/15  
5 DVRO-related remainder, the Court should apply the cuts shown in Petitioner’s original  
6 opposition: duplicate staffing at the DVRO hearing; block-billing haircuts (25–40%) where  
7 DVRO and non-DVRO work are commingled; clerical/admin tasks struck or billed at  
8 non-attorney rates; and travel at full attorney rate reduced by 50% or more.

9 **IV. Ability to Pay** Petitioner’s FL-150 and declaration (insurance reimbursements; firm  
10 wind-down; no attorney income) demonstrate constrained cash flow, supporting denial or sharp  
11 limitation of any award after the exclusions above.

12 **Requested Relief** Petitioner respectfully requests that the Court: (1) Exclude all entries dated  
13 after October 15 as post-termination and/or fee-collection work (including lis pendens, §271  
14 notices, Borson-related drafting, and associated admin/e-file/postage); (2) Exclude  
15 dissolution/financial-disclosure work (Response/UCCJEA, first-appearance fees, FL-150/I&E,  
16 discovery) and all clerical/admin time and travel at full rates; and (3) On any pre-10/15 DVRO  
17 remainder, apply reductions for duplicate staffing and block-billing (25–40% haircut) and enter a  
18 tight cap (e.g., not to exceed \$4,000).

19

20 **Exhibit Call-Outs (Billing Entries to be Excluded)**

- 21 • 10/17 — dissolution discovery/I&E preparation and revisions; not DVRO.  
22 • 10/20 — deeds review; draft Notice of Lis Pendens; not DVRO.  
23 • 10/23 — draft §271 sanctions notice; finalize lis pendens; fee-collection posture.  
24 • 10/24–10/28 — I&E, admin/“update file,” emails; not DVRO.  
25 • 10/31–11/04 — “update file” entries preparing for 11/19; administrative.  
26 • 11/05–11/06 — amended lis pendens; declaration/memo re Borson; pure fee-collection.

27

28 **OPPOSITION TO ATTORNEY’S FEES**

1           **DECLARATION OF FAHED “FREDDY” SAYEGH IN SUPPORT OF OPPOSITION TO**  
2           **RESPONDENT’S REQUEST FOR ATTORNEY’S FEES (Fam. Code § 6344)**

3           I, Fahed “Freddy” Sayegh, declare:

4           Identity & Competence. I am the Petitioner in this action. I have personal knowledge of the facts  
5           set forth herein and could and would testify competently to them if called as a witness.

6           Law Practice Status / Firm Wind-Down. I was suspended from the practice of law on February  
7           14, 2025. My former entity, The Foxx Law Group, PLC (FLG), is being wound down. FLG has  
8           no active clients, no ongoing revenue, and no going-concern value. The public-facing website  
9           has been taken offline and the Google/Yelp pages state “permanently closed.” FLG continues to  
10          incur ordinary wind-down expenses (rent, utilities, payroll/contractors, insurance,  
11          software/subscriptions, bookkeeping/accounting, filing fees, office supplies, postage/courier, and  
12          equipment depreciation) until its books and taxes are finalized and the entity is closed.

13          Accounts Are Business, Not Personal Income. The bank statements identified by Respondent are  
14          business records of FLG, not my personal income. During the wind-down period and the  
15          emergency response described below, the FLG account functioned solely as a fiscal conduit to  
16          receive reimbursements and pay project expenses when it was not feasible to open new banking  
17          immediately.

19          No Rental Income / Property Ownership. I do not own any property in Culver City and do not  
20          receive rent from any such property. I also do not own the Woodbury location; I pay rent there (it  
21          served as my former law-office/community workspace).

22          Eaton Fires & Emergency Operations. On January 7, 2025, the Eaton Fires struck  
23          Altadena/Pasadena. From that time through the present, I helped produce, assisted, or developed  
24          from the ground up more than 80 public events and community-response programs on an  
25          emergency basis, operating as The Foxx Law Group, PLC dba The Altadena Coalition due to the  
26          urgent need to act before new banking and back-office systems could be established.

27          Insurance Reimbursements (Not Income). Checks counsel labels as “income” are insurance  
28

**OPPOSITION TO ATTORNEY’S FEES**

1 reimbursements from State Farm totaling \$62,527.73 for documented fire/smoke losses from the  
2 Eaton Fires, including remediation, roof and fence repair, pool rust damage, spoiled food, and  
3 household-item losses. I had already advanced these costs; the deposits are reimbursements, not  
4 earnings or profit distributions. True and correct copies of State Farm claim summaries,  
5 contractor invoices/receipts, and corresponding bank statement entries (tying each  
6 reimbursement to the loss) are attached as Exhibits A-1)

7 Event & Facility Expenditures (Program Costs, Not Income). Deposits and disbursements in the  
8 period after the fires correspond to restricted program budgets for community events and  
9 recovery efforts, including: (a) capital equipment (professional sound system, lighting, truss,  
10 staging, AV/IT, storage cases); (b) venue/rentals/site infrastructure (including Altadena  
11 Community Center), tents, staging, fencing, signage stands, cable mats, heaters/fans,  
12 carts/UTVs; (c) public safety/compliance/insurance (GL, security, EMT, permits/inspections,  
13 ADA/ASL); (d) staffing/contractors (producers, engineers/techs, site ops,  
14 graphics/web/registration, photo/video/livestream, accounting, permit expeditors, translators,  
15 outreach); (e) program delivery/outreach (printing/signage, digital ads, email platforms,  
16 domains/hosting, merchant/registration fees, youth materials, speaker honoraria, food &  
17 beverage); (f) operations/sanitation/waste (portable restrooms incl. ADA units, hand-wash  
18 stations, janitorial, trash/recycling/green-waste hauling, back-of-house supplies); (g)  
19 transportation/logistics (truck/van rentals, fuel, mileage, tolls/parking; courier/last-mile, dock  
20 fees); and (h) ongoing overhead during wind-down (Woodbury rent, utilities, internet, insurance;  
21 software/subscriptions; processor/bank fees linked to registrations).

22 Altadena Community Center – Remodel & Code Compliance. To safely host workshops and  
23 town halls, funds were also used for remodel and compliance upgrades at the Altadena  
24 Community Center, including electrical (added circuits/outlets, panel work, dedicated AV power,  
25 emergency/exit lighting), ADA (ramps/railings, restroom clearances, signage), life-safety  
26 (illuminated exit signs, egress hardware, fire-safety updates), interior improvements  
27 (drywall/patch/paint, flooring repairs, acoustical treatment), HVAC servicing/filters, low-

## OPPOSITION TO ATTORNEY'S FEES

1 voltage/IT drops and cable management, and related permit/inspection fees. Contractor/vendor  
2 invoices and matching bank entries are attached in the D-series exhibits below.

3 Reconciliation In Progress. Because these programs were delivered under emergency disaster-  
4 response conditions, there was limited capacity to reconcile every expenditure in real time. We  
5 are actively reconciling now. The checks reflected in bank records span February through  
6 November; the dates shown are issuance dates of reimbursements or vendor payments and do not  
7 represent the full period of work or program activity covered. I will provide a supplemental  
8 reconciliation ledger mapping each check to its underlying invoice(s), vendor, purpose, and  
9 program category upon completion of reconciliation.

10 Business-Records Foundation. The attached exhibits are kept in the ordinary course of business  
11 by me and/or FLG. It is the regular practice to make and maintain such records at or near the  
12 time of the acts or transactions recorded. (Evid. Code § 1271.)

13 Ability to Pay (Context). My FL-150 reflects constrained cash flow and significant fixed  
14 obligations. In light of the wind-down of my practice, lack of attorney income, and the non-  
15 income nature of the deposits referenced above, I respectfully submit that Respondent's fee  
16 request should be confined to DVRO-related work and otherwise substantially reduced.

17  
18 I declare under penalty of perjury under the laws of the State of California that the foregoing is  
19 true and correct.

20 Executed on \_\_\_\_\_ 7<sup>th</sup> of November \_\_\_\_\_, 2025, at San Antonio Texas

21 /Fahed Sayegh/

22 Fahed "Freddy" Sayegh, Declarant

23

24

25

26

27

28

## OPPOSITION TO ATTORNEY'S FEES

# **EXHIBIT A**

**Sayegh Status Letter (Exact PDF Attached)**  
*Submitted in original PDF format to preserve layout.*

*Providing Insurance and Financial Services  
Home Office, Bloomington, IL*



October 18, 2025

FAHED SAYEGH  
FAHEDA SAYEGH  
1226 SONOMA DR,  
ALTADENA, CA, 91001-3152

State Farm Insurance Companies  
Fire Claims  
PO BOX 106169  
Atlanta, GA 30348-6169  
Fax 844 236 3646

RE: Claim Number: 75-79F4-04C  
Policy Number: 71-BW-U158-3  
Location of Insured  
Property: 1226 SONOMA DR, ALTADENA, CA, 91001-3152  
Date of Loss: January 7, 2025  
Type of Policy: Homeowners Policy HW-2105

Dear Fahed Sayegh and Faheda Sayegh:

Please allow this letter to provide you an update on your loss. I hope you find this information useful as we work together to bring this matter to a conclusion.

## **SUMMARY OF CLAIM STATUS**

### **Coverage A – Dwelling/Coverage A – Other Structures**

Your Coverage A – Dwelling policy limit is \$391,638.00 and Coverage A – Other Structures policy limit is \$39,164.00.

To date, we have provided you a claim payment of \$62,527.73 based on the replacement cost value of the damaged property.

If, before or during the period of repairs, you become aware that the actual cost to repair, rebuild, or replace your damaged property exceeds the cost estimated, please contact us immediately so that we may review any possible additional coverage for your loss.

### **Coverage B – Personal Property**

Your Coverage B – Personal Property policy limit is \$293,728.00.

You have received an advance of \$19,173.60 towards your Coverage B-Personal Property loss.

#### **Coverage C – Loss of Use (Additional Living Expense)**

1  
2 75-79F4-04C  
3 Page 2  
4 October 18, 2025

5  
6 The most **we** will pay for the sum of all losses combined under **Additional Living Expense**,  
7 **Fair Rental Value**, and **Prohibited Use** is the limit of liability shown in the **Declarations** for  
8 **Coverage C – Loss of Use**.

9 Your Coverage C - Loss of Use limit is \$117,491.00. To date, we have paid \$85,086.15 for  
10 incurred Additional Living Expenses.

11 In order to continue to address this portion of your loss, please forward any incurred Additional  
12 Living Expenses which have not been provided for our review and consideration.

13 Your policy states as follows:

14 **COVERAGE C – LOSS OF USE**

15 The most **we** will pay for the sum of all losses combined under **Additional Living  
Expense**, **Fair Rental Value**, and **Prohibited Use** is the limit of liability shown in the  
16 **Declarations** for **Coverage C – Loss of Use**.

- 17 1. **Additional Living Expense.** When a **loss insured** causes the **residence premises**  
18 to become uninhabitable, **we** will pay the reasonable and necessary increase in cost  
19 incurred by an **insured** to maintain their normal standard of living for up to 24 months.  
**Our** payment is limited to incurred costs for the shortest of:  
a. the time required to repair or replace the premises;  
b. the time required for **your** household to settle elsewhere; or  
c. 24 months.

This period of time is not limited by the expiration of this policy.

In the event a **loss insured** arising from a state of emergency, as defined in Section  
8558 of the Government Code, causes the **residence premises** to become  
uninhabitable, **we** may grant an extension of up to 12 additional months, for a total of  
36 months, if **you**, acting in good faith and with reasonable diligence, encounter a  
delay or delays in the reconstruction process that are the result of circumstances  
beyond **your** control. Circumstances beyond **your** control include, but are not limited  
to:

- a. unavoidable construction permit delays;  
b. lack of necessary construction materials; or  
c. lack of available contractors to perform the necessary work.

**We** will not pay more than the limit of liability shown in the **Declarations** for  
**Coverage C – Loss of Use**. Any normal expenses that are reduced or discontinued  
due to a **loss insured** will be subtracted from any amount owed.

This Company does not intend by this letter to waive any policy defenses in addition to those  
stated above and reserves its right to assert such additional policy defenses at any time.

If you have questions or need further assistance, please contact me at 866-787-8676, ext. 9619.

## OPPOSITION TO ATTORNEY'S FEES

State Farm General Insurance Company

1 Take advantage of our self-service options  
2 Go to [statefarm.com](http://statefarm.com)® to easily review claim status, update communication and claim payment  
3 preferences, and many other insurance services.  
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## OPPOSITION TO ATTORNEY'S FEES

## PROOF OF SERVICE

I am over the age of 18 and not a party to this action. My business address is 409 East Woodbury Road, Altadena, CA 91001. On 11-08-2025, I served the foregoing OPPOSITION TO ATTORNEYS FEES

Attorney for Petitioner  
Kirk A. Kolodji, Esq.  
Kolodji Family Law, PC  
35 N. Lake Ave., Ste. 710, Pasadena, CA 91101  
Tel: (310) 691-9671 • Email: [kirk@kolodjifamilylaw.com](mailto:kirk@kolodjifamilylaw.com)

X By Electronic Service (CRC 2.251). Based on a written agreement to accept service electronically, I caused the document to be served at the email address listed above.

—OR—

By Mail. I deposited the document in the mail at Altadena, California, with postage fully prepaid, addressed as above.

**—OR—**

By Personal Service. I personally delivered the document to the address above.

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

## *Samera Årkes*

San Antonio Texas

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4 -000-

5 FAHED SAYEGH, )  
6 PETITIONER, )  
7 VS. ) CASE NO.  
8 NUHA SAYEGH, ) 25PDRO01260  
9 RESPONDENT. )  
10 \_\_\_\_\_ )  
11

12 REPORTER'S TRANSCRIPT OF PROCEEDINGS  
13 OCTOBER 15, 2025  
14

15 APPEARANCES:

16 FOR THE PETITIONER: KIRK A. KOLODJI  
17 ATTORNEY AT LAW  
18

19 FOR THE RESPONDENT: IN PROPRIA PERSONA  
20  
21

22  
23 REPORTED BY: TOSHA TOWNSEND, C.S.R. 9156  
24 OFFICIAL REPORTER  
25  
26

27 ORIGINAL  
28

1  
2                   I N D E X  
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I N D E X

EXHIBITS

PETITIONER'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

(NONE OFFERED)

RESPONDENT'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

2	(DOCUMENT)	31		
I-2	(DOCUMENT)	47		
R-4	(DOCUMENT)	54		
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1 CASE: 25PDRO01260  
2 CASE NAME: FAHED SAYEGH VS. NUHA SAYEGH  
3 PASADENA, CA WEDNESDAY, OCTOBER 15, 2025  
4 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE  
5 REPORTER: TOSHA TOWNSEND, CSR #9156  
6 TIME: MORNING SESSION  
7  
8

9 APPEARANCES:

10 THE PETITIONER, FAHED SAYEGH, WAS PRESENT  
11 AND SELF-REPRESENTED; RESPONDENT, NUHA  
12 SAYEGH, WAS PRESENT AND REPRESENTED BY  
13 KIRK A. KOLODJI, ATTORNEY AT LAW.

14

15 THE COURT: ON NUMBER 4, WE HAVE NUHA SAYEGH.

16 OKAY.

17 HAVE A SEAT.

18 I'M NOT GOING TO SWEAR ANYBODY IN. I'M  
19 GOING TO GET INFORMATION TO SEE HOW LONG THE HEARING  
20 WILL BE SO I KNOW WHO TO CALL FIRST.

21 AND NUMBER 4 THIS WAS A D.V.R.O. REQUEST  
22 FOR PREVENTION FILED BY THE PETITIONER ON  
23 SEPTEMBER 9. T.R.O. GRANTED ON SEPTEMBER 10.  
24 MINORS WERE EXCLUDED.

25 I REVIEWED THE RESPONSE FILED BY THE  
26 RESPONDENT ON SEPTEMBER 12TH. BASICALLY SAYING IT'S  
27 ALL MADE UP; THIS IS RETALIATION.

28 I'VE READ THE NARRATIVES WHICH GAVE A

1 CHRONOLOGY. AND THERE WAS A SUPPLEMENTAL  
2 DECLARATION WITH SOME PHOTOGRAPHS ALSO FILED ON  
3 OCTOBER 8TH.

4 AND THEN NO. 5 -- ON NO. 5, THAT'S WHEN  
5 YOU ARE THE RESPONDENT.

6 AND I'VE READ YOUR REQUEST FOR D.V.  
7 PREVENTION ON SEPTEMBER 12TH.

8 SO JUST GIVE ME A TIME ESTIMATE.

9 FIRST, BOTH PARTIES READY TO PROCEED ON  
10 BOTH?

11 MR. KOLODJI: WE ARE, YOUR HONOR.

12 MR. SAYEGH: WE ARE.

13 THE COURT: OKAY.

14 MR. SAYEGH: ON BEHALF OF THE RESPONDENT, SLASH,  
15 PETITIONER.

16 THE COURT: AND WHAT'S THE TIME ESTIMATE?

17 MR. KOLODJI: WELL --

18 THE COURT: HOW MUCH TIME DO YOU NEED TO PRESENT  
19 YOUR EVIDENCE?

20 MR. KOLODJI: I PROBABLY WILL NEED AN HOUR AND A  
21 HALF OR AN HOUR.

22 THE COURT: I'VE READ THE DECLARATION. SO ASSUMING  
23 YOU DON'T HAVE TO REPEAT EVERYTHING IN THE DECLARATION  
24 --

25 MR. KOLODJI: WE CAN DO IT IN AN HOUR.

26 THE COURT: ABOUT AN HOUR.

27 SIR, HOW MUCH TIME DO YOU NEED TO PRESENT?

28 MR. SAYEGH: TWO HOURS.

1           THE COURT: I DON'T NEED TWO HOURS ON THIS. IT'S  
2 JUST YOU AS THE WITNESS.

3           MR. SAYEGH: I HAVE TWO OTHER WITNESSES.

4           THE COURT: WHO ARE THE WITNESS, AND TELL ME WHAT  
5 THE OFFER OF PROOF IS?

6           MR. SAYEGH: ARKEL SAMERA, S-A-M-E-R --

7           THE COURT: -- A.

8           M-E-R-A. AND HER LAST NAME SAMERA?

9           MR. SAYEGH: A-R-K-E-L.

10          THE COURT: AND WHAT WILL MS. ARKEL TELL ME THAT'S  
11 RELEVANT TO THESE TWO -- WELL, THESE TWO REQUESTS?

12          MR. SAYEGH: SURE.

13          NUMBER ONE, SHE WAS THE PERCIPIENT WITNESS  
14 WHEN, MIA SAYEGH WAS SPOKEN TO WITH ME, WHO WAS OUR  
15 MINOR. AND IN THAT CONVERSATION, WE FILED A SEALED  
16 DECLARATION. AND THE CONTEXT OF THAT IS THAT MRS.  
17 SAYEGH HAD COACHED HER INTO LYING ABOUT WITNESSING.  
18 THE AUGUST 26TH EVENT; SHE HAD COACH HER AND HER SON  
19 TO LIE TO D.C.F.S. ABOUT ADDITIONAL ABUSE AND CHILD  
20 ABUSE.

21          THE COURT: SO THE OFFER OF PROOF IS THIS WITNESS  
22 WATCHED OR HAS FIRSTHAND KNOWLEDGE OF THE PETITIONER  
23 COACHING THE MINORS?

24          MR. SAYEGH: NO, YOUR HONOR.

25          SINCE THE MINOR IS NOT HERE, SHE WAS THERE  
26 WHEN THE MINOR CONFESSED TO --

27          THE COURT: THAT'S ALL HEARSAY.

28          MR. SAYEGH: OKAY.

1           THE COURT: IT'S AN OUT-OF-COURT STATEMENT THAT  
2 YOU'RE ASKING THE COURT TO ADMIT FOR THE TRUTH OF THE  
3 MATTER.

4           SO WHAT ELSE?

5           MR. SAYEGH: THE SECOND --

6           THE COURT: JUST SO WE'RE CLEAR, JUST SO WE'RE  
7 CLEAR BECAUSE THERE'S RULES FOR THE HEARINGS. SO  
8 PERCIPIENT WITNESSES -- THESE ARE WITNESSES WHO HEARD,  
9 SAW, CAN COME TO COURT, CAN BE SWORN IN -- "THIS IS WHAT  
10 I HEARD. THIS IS WHAT I SAW." PERCIPIENT WITNESSES.

11           CHARACTER EVIDENCE IS INADMISSIBLE. SO,  
12 FOR EXAMPLE, "THAT PARTY IS A LIAR. THAT PARTY HAS  
13 A CHARACTERISTIC OF DISHONESTY; SO THEY'RE PROBABLY  
14 DISHONEST." SO NO, THAT'S OUT.

15           SOAP PERCIPIENT WITNESSES ARE WITNESSES  
16 THAT ACTUALLY SAW SOMETHING.

17           IS MS. ARKEL A PERCIPIENT WITNESS TO ANY  
18 OF THE ALLEGED ACTS OF ABUSE? ALLEGED AT THE TIME  
19 OF ABUSE SEPTEMBER 8TH, SEPTEMBER 24?

20           SO YES? NO?

21           MR. SAYEGH: YES, YOUR HONOR.

22           THE COURT: TO WHAT?

23           MR. SAYEGH: THE SECOND WOULD BE ALIBI ON THE  
24 AUGUST 26TH DATE BECAUSE SHE WAS WITH ME.

25           AND IF I MAY READDRESS --

26           THE COURT: AN ALIBI MEANING YOU WEREN'T PRESENT  
27 DURING THE ALLEGED ABUSE?

28           MR. SAYEGH: NOT THE ALLEGED ABUSE BUT THE ABSENCE

1 OF MYSELF.

2 THE COURT: I DON'T NEED TO HEAR FROM ARKEL.

3 MR. SAYEGH: MAY I READDRESS THE MINOR?

4 THE COURT: WE'RE GOING TO START WITH THE  
5 WITNESSES, AND THEN IF THERE'S A -- I'LL GIVE YOU A  
6 CHANCE AFTER YOU TESTIFY TO SEE IF I NEED SOMEBODY. BUT  
7 I'M NOT HEARING ANYTHING ABOUT ARKEL.

8 MR. SAYEGH: THIS IS AS FAR AS THE PETITIONER'S  
9 MOVING PAPERS -- AS FAR AS MY D.V.R.O.

10 THEN I WOULD LIKE TO ATTEST HOW THOSE  
11 WITNESSES WOULD BECOME APPLICABLE BECAUSE NEITHER OF  
12 THOSE WITNESSES WITNESSED ANY ABUSE OR ASSAULT.

13 THE COURT: OBVIOUSLY, THE TWO OF YOU ARE GOING TO  
14 TESTIFY BECAUSE YOU'RE THE PARTIES. I'M SAYING IF ANY  
15 OTHER THIRD PARTY IS GOING TO TESTIFY. SO FAR I'M NOT  
16 HEARING ANYTHING TO ALLOW THEM TO TESTIFY.

17 WHO ELSE BESIDES MS. SAMERA.

18 MR. SAYEGH: I HAVE AN EXPERT DECLARATION THAT'S  
19 BEEN SUBMITTED.

20 THE COURT: THAT'S HEARSAY.

21 WHAT OTHER PERSON DO YOU HAVE? DO YOU  
22 HAVE ANOTHER PERSON WHO COULD BE SWORN IN -- SWORN  
23 IN AND THEN, SUBJECT TO CROSS-EXAMINATION? THIS IS  
24 A HEARING. SO WE NEED TO HAVE WITNESSES HERE IN  
25 COURT TO BE SWORN IN, OFFER TESTIMONY, AND SUBJECT  
26 TO CROSS. DECLARATION OUT.

27 MR. SAYEGH: AS FAR AS THOSE TWO WITNESSES, THEY  
28 WILL HAVE FIRSTHAND --

1           THE COURT: WHO'S THE OTHER ONE?

2           MR. SAYEGH: LINDA SAYEGH.

3           THE COURT: ALL RIGHT.

4           LINDA SAYEGH.

5           MR. SAYEGH: YES, YOUR HONOR.

6           THE COURT: WHAT IS SHE GOING TO TELL ME?

7           MR. SAYEGH: PETITIONER'S MOVING D.V.R.O. --

8           THEY'RE GOING TO TESTIFY OF THE ABUSE AND ONGOING ABUSE

9           THAT MRS. SAYEGH HAS INFILCTED ON ME OVER THE YEARS.

10          THAT WILL HELP ESTABLISH THE ELEMENTS OF MY PROTECTIVE

11          ORDER.

12          THE COURT: SO LINDA SAYEGH.

13          AND WHAT IS THE RELATIONSHIP?

14          MR. SAYEGH: SHE IS MY SISTER-IN-LAW.

15          THE COURT: YOUR SISTER-IN-LAW, HER SISTER?

16          MR. SAYEGH: NO.

17          FORMALLY MARRIED TO MY BROTHER.

18          THE COURT: BROTHER'S WIFE?

19          MR. SAYEGH: YES, YOUR HONOR.

20          THE COURT: SO BROTHER'S WIFE WILL TESTIFY THAT SHE

21          WITNESSED NUHA SAYEGH, PETITIONER -- THAT SHE WITNESSED

22          THE PETITIONER ABUSE YOU --

23          MR. SAYEGH: IN AN ONGOING FASHION WHICH INCLUDES

24          MULTIPLE, CONSISTENT HISTORY OF ABUSING ME THROUGH

25          EMACULATION --

26          THE COURT: SOUNDS LIKE CHARACTER EVIDENCE. I'LL

27          WEIGH IT, BUT SOUNDS LIKE CHARACTER EVIDENCE.

28          SO CHARACTER EVIDENCE IS: "THIS PERSON --

1 I'VE SEEN THEM VIOLENT IN PAST EVENTS. I'VE SEEN  
2 DISHONEST PAST --" SO PROBABLY, BECAUSE THEY HAVE A  
3 PROPENSITY OF THAT, THAT'S CALLED CHARACTER  
4 EVIDENCE, 1103 OR 1131 OF THE EVIDENCE CODE. IT  
5 APPLIES EVEN THOUGH YOU DON'T KNOW WHAT IT IS. SO  
6 IT SOUNDS LIKE IT'S PROBABLY JUST AN HOUR, 45  
7 MINUTES EACH. AND AFTER YOU'RE DONE, YOU CAN MAKE  
8 AN OFFER OF PROOF AT THAT POINT FOR LINDA SAYEGH AND  
9 SAMERA ARKEL. SO I HAVE A TIME ESTIMATE UNDER TWO  
10 HOURS FOR THE ENTIRE HEARING.

11 MR. KOLODJI: AND --

12 THE COURT: I JUST NEED TO GET TIME ESTIMATE. WE  
13 HAVE -- WE STILL HAVE --

14 YOU CAN STEP BACK. I'M GOING CALL ANOTHER  
15 MATTER JUST TO GET THE LENGTH OF THE HEARING SO I  
16 KNOW WHICH ONES WILL GO FIRST.

17 (WHEREUPON, THE CASE WAS RECESSED.)

18 THE COURT: SAYEGH AND SAYEGH. WE HAVE MUTUAL  
19 RESTRAINING ORDERS.

20 SO MS. NUHA IS REPRESENTED BY MR. KOLODJI,  
21 AND WE HAVE FAHED REPRESENTING HIMSELF.

22 AT THIS TIME, WE'RE GOING TO ASK THE  
23 PARTIES TO STAND UP, RAISE YOUR RIGHT HAND TO BE  
24 SWORN IN BY THE CLERK.

25 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
26 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
27 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
28 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

1 MR. SAYEGH: I DO.

2 MS. SAYEGH: I DO.

3 THE COURT: BOTH OF YOU PLEASE HAVE A SEAT.

4 THE MATTERS ARE SET HERE TODAY FOR A  
5 HEARING UNDER THE DOMESTIC VIOLENCE PREVENTION ACT.

6 ARE BOTH SIDES READY TO PROCEED?

7 STARTING WITH MR. KOLODJI, ARE YOU TO  
8 PROCEED.

9 MR. KOLODJI: WE ARE, YOUR HONOR.

10 THE COURT: MR. SAYEGH, ARE YOU READY TO PROCEED?

11 MR. SAYEGH: I AM YOUR HONOR.

12 THE COURT: SO YOU HAVE A COMPUTER. ARE YOUR NOTES  
13 ON YOUR COMPUTER? I WANT TO MAKE SURE --

14 MR. SAYEGH: I WILL TAKE NOTES ON HER  
15 CROSS-EXAMINATION THROUGH THE COMPUTER, ONLY.

16 THE COURT: YOU CAN TURN ON THE COMPUTER TO TAKE  
17 YOUR NOTES.

18 BEFORE WE BEGIN, THE COURT WILL MAKE  
19 CERTAIN ADVISEMENTS. THE PARTIES HAVE TWO CHILDREN  
20 JORDAN AND NIA.

21 MR. SAYEGH: YES, YOUR HONOR.

22 THE COURT: OKAY.

23 THE COURT INFORMS THE PARTIES THAT  
24 PURSUANT TO FAMILY CODE 3044 A PRESUMPTION ARISES  
25 AGAINST AWARDED SOLE, JOINT -- SOLE OR JOINT LEGAL  
26 OR SOLE CUSTODY OF A CHILD TO A PARENT FOUND TO HAVE  
27 COMMITTED ABUSE. SO WHAT THIS MEANS IS BOTH OF YOU  
28 HAVE ACCUSED THE OTHER OF VIOLATING THE DOMESTIC

1 VIOLENCE PREVENTION ACT. IF YOU'RE ABLE TO PROVE  
2 YOUR CLAIMS, THAT'S BY A PREPONDERANCE OF THE  
3 EVIDENCE -- IF YOU ARE, THEN THERE IS A PRESUMPTION  
4 THAT THE OTHER PARTY WOULD HAVE SOLE LEGAL, SOLE --  
5 SOLE LEGAL CUSTODY AND SOLE PHYSICAL CUSTODY.

6 NOW, THAT'S A PRESUMPTION. IT CAN BE  
7 REBUTTED. BUT THAT'S A PRESUMPTION THAT ARISES.

8 THE COURT IS GOING TO CONDUCT A SEARCH  
9 PURSUANT TO FAMILY CODE 6306 TO SEE IF EITHER PARTY  
10 HAS ANY RELEVANT CRIMINAL HISTORY.

11 GIVE ME A MOMENT TO DO THAT.

12 I HAVE NO INFORMATION THAT EITHER OF YOU  
13 HAVE ANY CRIMINAL RECORD. I HAVE REVIEWED STARTING  
14 WITH MS. NUHA'S REQUEST FOR D.V.R.O. PREVENTION.

15 MA'AM, I HAVE REVIEWED YOUR REQUEST THAT  
16 YOU FILED ON SEPTEMBER 9TH IN THAT YOU ALLEGED THE  
17 DATE OF ABUSE OF SEPTEMBER 8TH WHERE YOU  
18 CHARACTERIZED ACTIONS OF THE -- I'M NOT GOING TO SAY  
19 RESPONDENT -- OF MR. SAYEGH -- FORCE AND CONTROL  
20 MANIPULATION, GASLIGHTING, FAILURE TO RETURN THE  
21 CHILDREN AFTER A DODGER GAME, HISTORY OF VIOLENCE.  
22 I DIDN'T SEE A NARRATIVE ATTACHED. I DIDN'T SEE --  
23 AT THE END OF IT, YOU JUST TYPE IN YOUR OWN WORDS.

24 IS ALL THE INFORMATION THAT YOU INCLUDED  
25 ON THAT REQUEST FOR D.V. PREVENTION COMPLETE,  
26 THOROUGH, AND ACCURATE?

27 MS. SAYEGH: IT COULD HAVE BEEN, YEAH.

28 THE COURT: YOUR LAWYER KNOWS FAMILY LAW. HE CAN'T

1       HELP YOU WITH THE TESTIMONY. THERE'S THINGS HE CAN AND  
2       CAN'T CONTROL. HE CAN'T CONTROL THE FACTS.

3           MS. SAYEGH: OF COURSE, OF COURSE.

4           THE COURT: SO THAT WAS A QUESTION FOR YOU.

5           THAT'S WHY I DIDN'T SWEAR HIM IN BECAUSE  
6       HE'S NOT GOING TO GIVE ANY TESTIMONY.

7           SO IS EVERYTHING YOU WROTE COMPLETE AND  
8       ACCURATE?

9           MS. SAYEGH: YES.

10          THE COURT: OKAY.

11           AND SIR, I ALSO READ YOUR RESPONSE THAT  
12       YOU FILED ON SEPTEMBER 12TH WHERE YOU BASICALLY SAY  
13       THAT THE PETITIONER MAKES UP FACTS TO USE THE  
14       JUSTICE SYSTEM TO RETALIATE AGAINST YOU.

15           IS THAT CORRECT?

16          MR. SAYEGH: YES, YOUR HONOR.

17          THE COURT: AND YOU WROTE A NARRATIVE THAT STARTED  
18       ON PAGE 9 WHERE YOU BASICALLY GAVE ME A CHRONOLOGY  
19       STATEMENTS OF THE FACTS AMONG THE ACCUSATIONS: YOU  
20       STATE THAT THE PETITIONER SMOKES FENTANYL, THAT SHE HAS  
21       DOCUMENTED SUBSTANCE ABUSE, CRACK, COCAINE.

22           IS ALL THE INFORMATION THAT YOU PUT IN  
23       YOUR NARRATIVE, THAT YOU PUT IN YOUR RESPONSE THAT  
24       YOU FILED ON SEPTEMBER 12TH -- TO ALL OF THAT IS IT  
25       COMPLETE, THOROUGH, AND ACCURATE?

26          MR. SAYEGH: AS FAR AS THAT INITIAL DOCUMENT GOES,  
27       THAT IS CORRECT.

28          THE COURT: SO EVERYTHING THAT YOU WROTE IS

1 TRUTHFUL?

2 MR. SAYEGH: YES, YOUR HONOR.

3 THE COURT: YOU DIDN'T MAKE UP ANYTHING OR  
4 EXAGGERATE ANYTHING.

5 MR. SAYEGH: NO, YOUR HONOR.

6 THE COURT: SAME TO YOU, MA'AM, YOU DIDN'T MAKE UP  
7 ANYTHING OR EXAGGERATE ANYTHING?

8 MS. SAYEGH: NO.

9 THE COURT: ON THE CASE ENDING IN 01260, MA'AM, WHY  
10 DON'T YOU TELL ME --

11 MR. KOLODJI: YOUR HONOR, BEFORE WE DO THAT. WE  
12 CAN ALSO HAVE HER AFFIRM HER STATEMENTS MADE IN THE  
13 OCTOBER 8TH SUPPLEMENTAL DECLARATION?

14 THE COURT: OKAY.

15 MA'AM, I DID RECEIVE A SUPPLEMENTAL  
16 DECLARATION ON OCTOBER 8TH THAT ALSO CONTAINED A  
17 NUMBER OF PHOTOGRAPHS.

18 IS ALL THE INFORMATION THAT YOU STATED IN  
19 THAT --

20 MS. SAYEGH: YES.

21 THE COURT: -- TRUE IS ACCURATE?

22 OKAY.

23 SO MR. KOLODJI, YOU WANT TO WALK  
24 THROUGH -- TYPICALLY, I VOIR DIRE THE PARTIES TO  
25 GIVE A GENERAL IDEA THOSE REPRESENTED BY COUNSEL.

26 USUALLY, IF THERE'S A LAWYER, THEY KNOW  
27 THE CASE BETTER THAN I DO. THEY NOT ONLY READ THE  
28 DECLARATIONS AND LOOK AT THE EXHIBITS BUT THEY TALK

1 TO THE PARTIES AND ARE A BIT MORE FAMILIAR TO THE  
2 CASE. I'M GOING TO ASK THAT YOU USE THE DOCUMENT  
3 PANEL TO SHOW ANYTHING. AND YOU CAN JUST WALK ME  
4 THROUGH --

5 AND HERE'S HOW THIS WORK. I KNOW THERE'S  
6 DUELING D.V.R.O.'S, BUT A PARTY HAS TO SHOW --  
7 THERE'S A STIPULATION THAT THE PARTIES HAVE A  
8 RELATIONSHIP SPECIFIED, FAMILY CODE 6211. THIS IS  
9 YOUR SPOUSE? THIS IS FATHER OF YOUR CHILDREN?

10 MS. SAYEGH: YES.

11 THE COURT: SO THE PARTIES HAVE A RELATIONSHIP  
12 PURSUANT TO FAMILY CODE 6211. THE QUESTION IS WHETHER  
13 THE RESPONDENT COMMITTED ABUSE AS DEFINED BY FAMILY CODE  
14 6203. AND THE BURDEN OF PROOF IS THE PREPONDERANCE OF  
15 THE EVIDENCE.

16 GO AHEAD, COUNSEL.

17

18 NUHA SAYEGH,  
19 THE RESPONDENT, WAS CALLED ON BEHALF OF HERSELF, WAS  
20 SWORN AND TESTIFIED AS FOLLOWS:

21

22 DIRECT EXAMINATION  
23 BY MR. KOLODJI:

24 Q I'D LIKE TO WALK YOU THROUGH WHAT HAPPENED.  
25 DO YOU RECALL WHAT HAPPENED ON AUGUST 26TH  
26 2025?

27 A I DO.

28 Q CAN YOU DESCRIBE TO THE COURT WHAT HAPPENED

1 THAT DAY?

2 A THAT DAY I PICKED UP MY SON. HE HAD HALF DAY  
3 IN SCHOOL FROM LA ROSA ELEMENTARY SCHOOL IN LAS TUNAS --  
4 OR I'M SORRY, IN TEMPLE CITY. AND BECAUSE HE HAD HALF  
5 DAY, I HAD BOOKED HIM AN APPOINTMENT --

6 THE COURT: ONE SECOND.

7 IF THERE ARE ANY WITNESSES -- SO THIS  
8 COURTROOM IS OPEN TO THE PUBLIC. SO PEOPLE ARE FREE  
9 TO STAY IN AND WATCH THE PROCEEDINGS. BUT THAT MAY  
10 PREVENT YOU FROM TESTIFYING. IF YOU ARE A POTENTIAL  
11 WITNESS IN THIS CASE, I'M GOING TO ASK YOU TO STEP  
12 INTO THE HALLWAY. SO IF YOU'RE JUST WAITING ON  
13 ANOTHER CASE OR MEMBER OF THE PUBLIC, A FAMILY  
14 MEMBER -- YOU'RE WELCOME TO STAY AND WATCH THE  
15 PROCEEDINGS. BUT YOU MAY NOT BE ABLE TO TESTIFY.

16 SO TAKE A LOOK AND TALK TO YOUR WITNESSES.  
17 LET THEM UNDERSTAND THAT THEY MAY BE BARRED FROM  
18 TESTIFYING IF THEY'RE WATCHING OTHER WITNESSES  
19 TESTIFY.

20 SO AUGUST 26TH 2025, YOU'RE PICKING UP  
21 YOUR SON FROM SCHOOL.

22 GO AHEAD.

23 THE WITNESS: I PICKED HIM UP FROM SCHOOL. HE HAS  
24 HALF DAYS TUESDAY. I WENT TO GET HIM HIS ANNUAL  
25 CHECKUP. AND BY THAT TIME, WE WERE FINISHED. I PICKED  
26 MY DAUGHTER UP NIA. AND I THOUGHT I WAS GOING HOME BY  
27 THEN, BACK TO TEMPLE CITY. THE HOME THAT WE WERE  
28 DISPLACED. BUT SHE HAD FORGOTTEN TO SOME ITEMS.

1           THE COURT: WHAT WAS DISPLACED?

2           MS. SAYEGH: WE WERE STILL LIKE IN OUR DISPLACEMENT  
3 HOME. I STAYED BEHIND THERE WHILE HE WENT BACK TO THE  
4 RESIDENCE.

5           Q       BY MR. KOLODJI: WHERE'S YOUR DISPLACEMENT  
6 HOME?

7           A       IT'S 5132 ROSEMEAD BOULEVARD.

8           Q       I'M SORRY?

9           A       SO WE WANT, WE GRABBED HER, WE WENT TO THE  
10 HOUSE --

11          THE COURT: WHEN YOU SAY, "WE," WHO DO YOU MEAN?

12          THE WITNESS: MY CHILDREN. AND I WENT BACK TO  
13 ALTADENA TO GRAB SOME BELONGINGS.

14          Q       BY MR. KOLODJI: WHEN YOU SAY YOU WENT TO  
15 ALTADENA -- WHERE WERE YOU GOING?

16          A       WE WERE GOING TO THE HOUSE. WE GOT SOME  
17 COFFEE FIRST. WE GRABBED COFFEE. AND I GRABBED HIM A  
18 CUP OF COFFEE AS WELL. SO WE WENT TO THE HOUSE. WE  
19 GRABBED OUR ITEMS, HUNG OUT FOR MAYBE 30 MINUTES, 40  
20 PINS. I TOLD THE KIDS TO GO OUTSIDE, GO TO THE CAR --  
21 ACTUALLY, WALKED THEM TO THE CAR. AND I SAID, "I FORGOT  
22 TO GO TELL YOUR DAD SOMETHING." AND THAT'S WHEN I WENT  
23 INSIDE, AND WE TALKED ABOUT SOME FINANCES. I HAD TO PAY  
24 FOR THIS OR THAT. "WELL, CAN WE GET A LITTLE BIT MORE  
25 ON THIS END FOR," YOU KNOW -- THIS AND THAT, EVERYDAY  
26 LIFE. AND HE JUST BLEW UP COMPLETELY. HE STARTED  
27 CHARGING AT ME. HE GRABS ME BY MY HAIR. AND THEN HE  
28 THROWS ME DOWN TO THE FLOOR. I WAS ABLE TO GET OUT OF

1 THAT BY TWISTING HIS FINGERS OFF OF MY HAIR. AND I  
2 JUMPED UP AGAIN. AND I STARTED RUNNING TOWARDS THE DOOR  
3 --

4 THE COURT: SO STOP. YOU HAD TO TWIST HIS FINGERS?

5 MS. SAYEGH: YEAH, BECAUSE HE WAS LATCHED ON TO MY  
6 HAIR. I WAS ABLE TO --

7 THE COURT: HOW WAS IT LODGED? INDICATING WITH  
8 YOUR HAND GRABBING HAIR?

9 THE WITNESS: YEAH.

10 THE COURT: SO YOUR TESTIMONY IS THAT HE HAD A  
11 HANDFUL OF YOUR HAIR?

12 MS. SAYEGH: MY TESTIMONY --

13 THE COURT: YOU SAID A PART OF IT?

14 THE WITNESS: YES.

15 THE COURT: AND RESPONDENT GRABBED YOUR HAIR?

16 THE WITNESS: AND THREW ME TO THE FLOOR, DRAGGED ME  
17 A LITTLE BIT, AND THAT'S WHEN I PULLED HIS FINGER TO  
18 RELEASE MYSELF. AND I JUMPED UP AGAIN. I STARTED  
19 RUNNING TOWARDS THE DOOR. HE GOT AHOOLD OF ME, PROBABLY  
20 BY THE BACK OF MY SHIRT, THREW ME AGAINST THE WALL RIGHT  
21 WHERE THE DOORWAY IS -- BETWEEN THE DOORWAY AND THE  
22 WINDOW. AND THAT'S WHEN I FELL TO THE FLOOR. AND THEN  
23 HE STARTED KICKING ME. AND THEN --

24 Q BY MR. KOLODJI: WHERE WAS HE KICKING YOU?

25 A MY BODY, MY BACK, MY RIBS, BY BUTTOCKS.

26 Q ABOUT HOW MANY TIMES DID HE KICK YOU?

27 A ABOUT FIVE, SIX TIMES.

28 Q OKAY.

1           THEN WHAT HAPPENED NEXT?

2       A     AND THEN THAT'S WHEN MY DAUGHTER WALKED IN.  
3     RIGHT WHEN SHE WALKED IN, I'M RIGHT THERE. AND I YELLED  
4     AT HER. AND I YELLED AT HER. I SCREAMED AT HER. AND  
5     THAT'S WHEN I STARTED GETTING UP AND DUSTED MYSELF OFF  
6     AND GOING BACK TO THE CAR. THAT'S WHEN I STARTED. AND  
7     HE SAID, "I'M NOT DONE WITH YOU YET. I'M NOT DONE WITH  
8     YOU YET."

9           I WENT TO THE CAR AND DROVE OFF AND APOLOGIZE  
10   TO MY DAUGHTER AND TOLD HER I'M SORRY. JUST COMPLETELY  
11   LASHED AT HER.

12          THE COURT: YOU LASHED OUT AT YOUR DAUGHTER?

13          THE WITNESS: YES. BECAUSE I DID NOT WANT HER TO  
14   SEE THAT. I TOLD HER TO STAY IN THE CAR.

15          Q     BY MR. KOLODJI: AND AFTER THIS, YOU FILED  
16   YOUR RESTRAINING ORDER?

17          A     NOT RIGHT AFTER, NO.

18          Q     A FEW DAYS LATER, YOU FILED THE RESTRAINING  
19   ORDER?

20          A     UH-HUH.

21          Q     AND AFTER THE RESTRAINING ORDER WAS FILED, DID  
22   YOU EVER RECEIVE ANY CALLS FROM THE RESPONDENT?

23          A     UH-HUH, YES.

24          Q     I WOULD LIKE TO DRAW YOUR ATTENTION TO WHAT'S  
25   MARKED AS EXHIBIT B OF THE SUPPLEMENTAL DECLARATION. IS  
26   THAT A TRUE AND ACCURATE SCREENSHOT OF THE CALL YOU  
27   RECEIVED?

28          A     UH-HUH.

1 Q IS THAT YES?

2 A YES.

3 THE COURT: SO THIS INCIDENT, YOU'RE TESTIFYING  
4 ABOUT HAPPENED ON AUGUST 26TH AND THEN ON SEPTEMBER 21ST  
5 --

6 THE WITNESS: AUGUST 26TH -- EITHER AUGUST 26TH OR  
7 IT WAS -- IT WAS ONE OF THOSE DAYS. HE HAD HALF DAYS.  
8 BOTH OF THEM, AUGUST 26TH, 27TH. I WASN'T SURE EXACTLY  
9 WHAT DAY WHEN I GO BACK.

10 Q BY MR. KOLODJI: WHEN YOU FILLED OUT --

11 A IT WAS AUGUST 20 --

12 WE WENT DOWN TO --

13 THE COURT: SO HERE'S --

14 HOLD ON.

15 SO YOUR TESTIMONY IS THE EVIDENCE. BUT  
16 YOU'RE ABLE TO LOOK AT ALMOST ANYTHING THAT HELPS  
17 REFRESH YOUR RECOLLECTION.

18 Q BY MR. KOLODJI: I'M GOING TO DRAW --

19 THE COURT: I'LL GIVE YOU AN EXAMPLE.

20 LIKE THE POLICE REPORT -- THE POLICE  
21 REPORT IS NOT COMING IN BECAUSE IT'S HEARSAY. IT'S  
22 A RECITATION OF STATEMENTS THAT THE POLICE OFFICERS  
23 -- THAT'S OUT. BUT BOTH PARTIES CAN LOOK AT A  
24 POLICE REPORT IF IT HELPS THEM REMEMBER THE DATE OR  
25 TIME OR WHAT HAVE YOU. SO IF YOU HAVE A POLICE  
26 REPORT, IT'S NOT COMING IN EVIDENCE. BUT YOU CAN  
27 LOOK AT IT IF IT HELPS YOU TO REMEMBER THE DATES  
28 AND -- YOU DO HAVE TO LET HIM KNOW WHAT DOCUMENT

1 YOU'RE LOOKING AT TO REFRESH YOUR MEMORY.

2 Q BY MR. KOLODJI: I'M GOING TO GO TO EXHIBIT A

3 --

4 THE COURT: SO EXHIBIT B IS A PHONE CALL OR TEXT  
5 MESSAGE?

6 THE WITNESS: NO.

7 PHONE CALL, I BELIEVE.

8 THE COURT: OKAY.

9 Q BY MR. KOLODJI: WAS THAT THE ONLY TIME THIS  
10 SUMMER THAT YOU HAD -- THAT HE LAID HANDS ON YOU?

11 A NO.

12 Q CAN YOU DESCRIBE THE INCIDENT THAT OCCURRED  
13 AROUND JUNE 8TH 2025?

14 A THE DAY I WAS LEAVING THE TEMPLE CITY HOUSE TO  
15 GO BACK TO THE ORIGINAL HOME -- IT WAS ANOTHER DISPUTE  
16 ABOUT FINANCES AND DISPUTE ABOUT JUST LIFE IN GENERAL.  
17 AND AS HE WAS LEAVING, HE THE PALMED HIS HAND RIGHT INTO  
18 MY EYE.

19 THE COURT: SO INDICATING YOU TOOK YOUR RIGHT  
20 PALM -- AND THAT YOU INDICATED THAT YOUR RIGHT PALM HIT  
21 YOUR -- INTO YOUR CHEEK INTO YOUR EYE.

22 SO THE RESPONDENT DID THAT?

23 THE WITNESS: UH-HUH.

24 THE COURT: HE TOOK THE PALM OF HIS RIGHT HAND AND  
25 HIT YOU IN YOUR FACE?

26 THE WITNESS: UH-HUH, YES.

27 MR. KOLODJI: DO YOU HAVE A PICTURE OF THAT  
28 INCIDENT?

1           THE WITNESS: UH-HUH.

2           THE COURT: PLUGGED IN YOUR COMPUTER?

3           MR. KOLODJI: YOUR HONOR, I HAVE IT UP ON MY --

4           THE COURT: SO HE'S GOING TO ASK QUESTIONS, AND  
5 YOU'LL HAVE A CHANCE TO ASK QUESTIONS. AND THEN HE  
6 MIGHT ASK YOU QUESTIONS. AND THEN YOU HAVE A RIGHT TO  
7 GIVE YOUR TESTIMONY. SO LET ME SWITCH TO COUNSEL.

8           SO THIS IS EXHIBIT --

9           MR. KOLODJI: I'D LIKE TO DESIGNATE THIS EXHIBIT --  
10 EXHIBIT H.

11          THE COURT: OKAY.

12          Q BY MR. KOLODJI: IS THIS A SCREENSHOT THAT YOU  
13 TOOK FROM YOUR PHONE?

14          A UH-HUH.

15          THE COURT: IS THAT A YES?

16          THE WITNESS: YES.

17          Q BY MR. KOLODJI: AND IS THIS A SCREENSHOT OF  
18 THE INCIDENT THAT YOU JUST DESCRIBED TO THE COURT?

19          A YES.

20          Q AND CAN YOU DESCRIBE --

21                   YOUR HONOR, SHOULD I DESCRIBE WHAT I SEE HERE  
22 OR --

23          THE COURT: HOLD ON. IS THIS A PICTURE OF YOU?

24          THE WITNESS: YES, IT IS.

25          THE COURT: AND I SEE A MARKING UNDER YOUR --

26          THE WITNESS: UNDER MY EYE. I HAD PUT MAKEUP ON TO  
27 SEE IF IT WOULD COVER, AND THAT'S WHY I TOOK THAT  
28 SNAPSHOT.

1 THE COURT: THERE APPEARS TO BE SOME SWELLING UNDER  
2 YOUR LEFT EYE.

3 THE WITNESS: UH-HUH.

4 THE COURT: IS THAT YES?

5 THE WITNESS: YES.

6 THE COURT: HOW DID YOU GET THE SWELLING UNDER YOUR  
7 LEFT EYE?

8           THE WITNESS:  LIKE I SAID, HE WAS LEAVING THE HOUSE  
9 AND HE WENT --

10 THE COURT: HE HIT YOU IN THE FACE AND LEFT THIS  
11 MARK.

12 THE WITNESS: CONTINUING OUT OF THE HOUSE --

13 THE COURT: I DON'T KNOW IF THIS IS --

14 HOW MANY MORE? DO YOU HAVE MORE  
15 PHOTOGRAPHS?

16 MR. KOLODJI: WE CAN REST ON THAT.

17 THE COURT: OKAY.

18 WELL, SO, SIR, DO YOU HAVE ANY QUESTIONS?

19 MR. SAYEGH: YES, YOUR HONOR.

20 THE COURT: SHE'S GIVEN TESTIMONY OF AUGUST 26TH  
21 INCIDENT AND JUNE 8TH INCIDENT.

22 MR. SAYEGH: SURE.

23 THE COURT: GO AHEAD.

24

26 BY MR. SAYEGH:

27 Q MS. SAYEGH, DO YOU RECALL WHAT TIME YOU PICKED  
28 UP YOUR MINOR, JORDAN SAYEGH, FROM SCHOOL?

1           THE COURT: SO GIVE A DATE --

2           MR. SAYEGH: I APOLOGIZE, SORRY.

3           Q       YOUR TESTIMONY WAS THAT ON AUGUST 26TH YOU  
4 PICKED UP YOUR SON FROM SCHOOL EARLY?

5           A       YES.

6           Q       AND DO YOU RECALL WHAT TIME YOU PICKED UP YOUR  
7 SON?

8           A       HE HAD HALF DAY. HE GETS OUT AT 11:00 -- NO.  
9 HE GETS OUT AT LIKE 1:15 GIVE OR TAKE.

10          THE COURT: AND YOU CAN TAKE THE PICTURE DOWN  
11 UNLESS HE'S GOING TO ASK TO USE IT.

12          Q       BY MR. SAYEGH: AND THEN YOU WENT TO GET  
13 COFFEE?

14          A       NO. WE DID NOT GET COFFEE RIGHT AWAY.

15               WE WENT STRAIGHT TO THE DENTIST APPOINTMENT.

16          Q       WHAT TIME WAS THE DENTIST APPOINTMENT?

17          A       THE DENTIST APPOINTMENT --

18               I SHOULD HAVE CALLED THEM AND ASKED THEM WHEN  
19 IT WAS, BUT I DON'T RECALL WHEN --

20          Q       DO YOU KNOW WHEN THE DENTAL APPOINTMENT WAS  
21 COMPLETED?

22          A       I KNOW IT WAS COMPLETED BEFORE NIA WAS PICKED  
23 UP FROM SCHOOL.

24          Q       OKAY.

25               AND WHAT TIME WOULD THAT BE?

26          A       NIA IS PICKED UP AT 3:00 O'CLOCK.

27          Q       3:00 O'CLOCK.

28               AND THEN WHERE DID YOU GO FROM THERE?

1 A TO THE HOUSE.

2 Q AND WHAT TIME DID YOU ARRIVE AT THE HOUSE?

3 A WE GOT COFFEE FIRST AND THEN --

4 Q WHAT TIME DID YOU GET COFFEE?

5 A ABOUT 4:00 O'CLOCK WE ENDED UP AT THE HOUSE --

6 4:00 OR 4:30.

7 Q OKAY.

8 AND WHO WAS THERE WHEN YOU GOT TO THE HOUSE?

9 A YOU WERE.

10 Q I WAS THERE.

11 A UH-HUH.

12 Q AND YOUR TESTIMONY WAS YOU WERE THERE AT THE

13 HOUSE FOR ABOUT A HALF HOUR?

14 A MAYBE 15 MINUTES TO 30 MINUTES.

15 Q SO APPROXIMATELY --

16 A MAYBE.

17 Q -- 5:00 P.M. THIS ASSAULT OCCURRED?

18 A AROUND 4:00 O'CLOCK.

19 Q AROUND 4:00?

20 A IT WAS 4:00 O'CLOCK.

21 Q LET ME COME BACK.

22 YOUR TESTIMONY IS YOU PICKED UP NIA AT 3:05.

23 THAT'S WHAT TIME THE BELL GETS OUT?

24 CORRECT?

25 A RIGHT.

26 Q AND IT TOOK SOMETIME FOR YOU TO GET HER IN THE

27 CAR BY THE TIME THE PICK-UP HAPPENS.

28 RIGHT?

1 A SURE.

2 Q ABOUT 15 MINUTES TO GET HER IN THE CAR?

3 A POSSIBLY.

4 Q AND AT THAT POINT, YOU WENT TO WHICH COFFEE  
5 SPOT?

6 A IT WAS RIGHT ON OUR WAY.

7 I HAD ORDERED IT, QUICK PICK-UP-TO-GO AND --

8 Q SORRY, WHICH COFFEE SPOT?

9 A STARBUCKS.

10 RIGHT ON --

11 THE COURT: THE COURT IS GOING TO EXERCISE ITS  
12 DISCRETION ON EVIDENCE CODE 765 TO MAKE SURE THAT ANY  
13 EXAMINATION IS RAPID, THOROUGH TO GET TO THE TRUTH OF  
14 THE ISSUES.

15 COUNSEL, PUT BACK ON YOUR EXITED H, I  
16 THINK IT IS.

17 SIR, DO YOU RECOGNIZE THIS PERSON IN THIS  
18 PHOTOGRAPH.

19 MR. SAYEGH: YES.

20 THE COURT: SHE HAS BRUISING ON HER LEFT EYE. DO  
21 YOU SEE THAT BRUISE?

22 MR. SAYEGH: YES.

23 THE COURT: SHE JUST TESTIFIED SHE GOT THAT BRUISE  
24 WHEN YOU HIT HER IN THE FACE.

25 MR. SAYEGH: SURE.

26 THE COURT: DO YOU REMEMBER ANY ARGUMENT OR ANY  
27 INCIDENT ON JUNE 8TH 2025?

28 MR. SAYEGH: NO.

1 IF I MAY, YOUR HONOR?

2 THAT IS THE JUNE 8TH. SO I HAVE THE  
3 EVIDENCE FOR THAT. SO MAY I PRESENT THAT?

4 THE COURT: SIR, I'M ASKING YOU ABOUT THIS  
5 PHOTOGRAPH.

6 I HAVE A PHOTOGRAPH OF A PERSON WITH  
7 BRUISING UNDER HER EYE. HER TESTIMONY IS SHE GOT  
8 THE BRUISE BECAUSE YOU HIT HER IN THE FACE. SO IS  
9 IT TRUE OR NOT TRUE THAT YOU HIT HER ON JUNE 8TH  
10 INFILCTING THIS INJURY?

11 MR. SAYEGH: IT IS NOT TRUE, YOUR HONOR. AND MAY I  
12 PRESENT --

13 THE COURT: SO LET ME UNDERSTAND.

14 YOUR TESTIMONY IS IT'S NOT TRUE THAT YOU  
15 DIDN'T HIT HER?

16 MR. SAYEGH: IT'S NOT TRUE EVEN IN THE SAME  
17 VICINITY OF HER. AND I HAVE THE EVIDENCE.

18 THE COURT: YOU WEREN'T IN THE SAME VICINITY?

19 MR. SAYEGH: NOT IN THE SAME CITY.

20 THE COURT: NOT ONLY DID YOU NOT STRIKE HER, YOU  
21 WERE NOT IN THE SAME ROOM, OR SAME CITY.

22 MR. SAYEGH: THAT'S NOT EVEN AN INJURY FROM  
23 ASSAULT. AND I HAVE THE EVIDENCE.

24 THE COURT: SIR, I'M JUST TRYING TO GET YOUR STORY  
25 BECAUSE, WITH THESE HEARINGS, THERE'S A LOT THAT --  
26 THERE'S A LOT OF ORDERS THAT A COURT HAS TO MAKE -- NOT  
27 JUST TO DETERMINE WHETHER OR NOT YOU DID ATTACK HER BUT  
28 WHAT ARE THE ORDERS FOR CUSTODY AND VISITATION.

1           SO I HAVE TO LOOK AT THE CREDIBILITY OF  
2 WITNESS. AND I DON'T JUST TAKE THE CREDIBILITY JUST  
3 FOR THE ISSUE AT HAND WHICH IS WHETHER OR NOT YOU  
4 HIT HER IN THE FACE. I DON'T KNOW IF YOU DID OR NOT  
5 BECAUSE THE HEARING ISN'T OVER. THERE'S SOME  
6 EVIDENCE THAT YOU HIT HER IN THE FACE. BUT I'LL  
7 WAIT UNTIL ALL OF THE EVIDENCE IS.

8           BUT I EVALUATE THE CREDIBILITY OF THE  
9 WITNESS AND APPLY IT BUT NOT ONLY THIS ISSUE BUT  
10 WHEN IT COMES TO CUSTODY VISITATION AND WHAT'S THE  
11 TIMESHARE. IT CARES ARE. SO YOU DON'T WANT TO  
12 TAKE A STATEMENT THAT TURNS OUT TO BE  
13 DEMONSTRATIVELY FALSE. I'M JUST GIVING YOU A  
14 WARNING. BECAUSE IF I FIND THAT YOU HAD FALSE  
15 STATEMENTS -- GROSSLY FALSE STATEMENT ON THIS ISSUE,  
16 I'M GOING TO REMEMBER THAT WHEN WE NOW TALK ABOUT  
17 THE NEXT ISSUE WHICH IS CUSTODY AND VISITATION. SO  
18 I'M GOING TO --

19           HOLD ON, SIR.

20           YOU HAVE YOUR EVIDENCE THAT THIS IS NOT A  
21 BRUISE AND YOU WEREN'T IN THE SAME CITY.

22           MR. SAYEGH: BUT I HAVE --

23           THE COURT: WE'LL WAIT TO SEE THAT.

24           MR. SAYEGH: YOUR HONOR.

25           THE COURT: HOLD ON, SIR.

26           (WHEREUPON, THE CASE WAS RECESSED.)

27           THE COURT: NOW, BACK ON THE RECORD WITH SAYEGH.

28           LET'S START WITH. JUNE 8TH -- YOU HAVE

1 SOME EVIDENCE THAT YOU WERE NOT IN THE SAME CITY.

2 MR. SAYEGH: I DO, YOUR HONOR.

3 THE COURT: OKAY.

4 SO GO AHEAD AND SHARE WITH ME THAT  
5 EVIDENCE.

6 MR. SAYEGH: I WOULD LIKE TO START WITH A TEXT  
7 MESSAGE BETWEEN MYSELF AND NUHA SAYEGH.

8 THE COURT: HOLD ON. LET ME SWITCH ON DOCUMENT  
9 HERE. AND JUST LET ME KNOW WHETHER YOU'RE USING YOUR  
10 DOCUMENT CAMERA OR YOUR --

11 OKAY.

12 SO WE ARE ON THE DIRECT OF THE RESPONDENT  
13 AND YOU HAVE AN EXHIBIT.

14 MR. SAYEGH: YES, YOUR HONOR.

15 THE COURT: SO WE HAVE TO NUMBER THE EXHIBITS SO  
16 THERE'S A RECORD.

17 MR. SAYEGH: THIS WILL BE RESPONDENT'S EXHIBIT 1.

18 THE COURT: ALL RIGHT.

19 RESPONDENT'S 1.

20 AND THIS IS A TEXT MESSAGE?

21 MR. SAYEGH: THIS IS A TEXT MESSAGE BETWEEN MYSELF  
22 AND MRS. SAYEGH ON JUNE 8TH, BEGINNING AT 10:24 A.M.

23 THE COURT: OKAY.

24 HOW THE TEXT MESSAGES WORK -- YOUR  
25 STATEMENTS AREN'T ADMISSIBLE. BUT HER STATEMENT CAN  
26 BE UNLESS YOU'RE USING THIS FOR NON --

27 MR. SAYEGH: USING IT FOR IMPEACHMENT, YOUR HONOR.

28 THE COURT: WELL, YOU SAID YOU HAVE TESTIMONY THAT

1 YOU WEREN'T --

2 IMPEACHMENT IS EVIDENCE THAT SOMEBODY  
3 TESTIFIES IN COURT TO SOMETHING. AND IMPEACHMENT IS  
4 A PRIOR INCONSISTENT STATEMENT OR OTHER EVIDENCE  
5 THAT WILL SHOW THAT THE STATEMENT ISN'T RELIABLE OR  
6 ISN'T TRUE.

7 SO YOU MADE AN OFFER OF PROOF THAT NOT  
8 ONLY DID YOU NOT HIT THE PETITIONER IN THE FACE BUT  
9 YOU WEREN'T EVEN THERE.

10 MR. SAYEGH: YES, YOUR HONOR.

11 THE COURT: I'M WAITING FOR THE EVIDENCE TO SHOW  
12 YOU WEREN'T EVEN THERE.

13 MR. SAYEGH: SURE.

14 THE FIRST TEXT I TEXT HER, "WE'RE ALL  
15 GOING TO MY PARENTS TODAY." I TEXTED HER. AND THEN  
16 SHE SHOWS HER HAND SWOLLEN. HER RESPONSE TO ME,  
17 "I'M SUPPOSED TO GO TO WORK TODAY. I CAN'T MOVE MY  
18 HANDS. I CAN'T HOLD THE PHONE, VOICE TALKING."

19 THE COURT: WHAT'S YOUR OFFER -- GIVE ME YOUR OFFER  
20 PROOF OF WHAT EVIDENCE --

21 SO TYPICALLY -- I'LL GIVEN YOU AN EXAMPLE.  
22 IN A CRIMINAL SETTING, THERE'S A SHOOTING, AND THE  
23 DEFENDANT SAYS, "I WASN'T AT THE SHOOTING. I HAVE  
24 WITNESSES WHO WILL TESTIFY I WAS AT ANOTHER PARTY,  
25 DOWN THE STREET. SO I WASN'T THERE."

26 DO YOU HAVE EVIDENCE?

27 MR. SAYEGH: I DO, YOUR HONOR.

28 THE COURT: WHAT'S THAT EVIDENCE?

1 MR. SAYEGH: THE TEXT MESSAGES.

2 THE COURT: ASIDE FROM THE TEXT MESSAGE, DO YOU  
3 HAVE A PERSON WHO WILL TESTIFY?

4 MR. SAYEGH: IF I MAY GIVE A BRIEF OFFER OF PROOF,  
5 YOUR HONOR, PLEASE. JUST BRIEFLY.

6 THE COURT: UH-HUH.

7 MR. SAYEGH: WHAT SHE SAYS SHE WOKE UP WITH HER  
8 RIGHT EYE LIKE THIS. SHE ALSO TEXTED HER MOTHER WHERE  
9 SHE SAID THAT THE PAIN THAT I HAD IN MY EYE PRIOR TO --  
10 SHE ADMITS IT'S FROM A MEDICAL REACTION.

11 THE COURT: SO YOU HAVE A TEXT MESSAGE WITH  
12 STATEMENTS FROM THE PETITIONER TALKING ABOUT HER EYE.

13 MR. SAYEGH: YES.

14 BOTH TO MYSELF AND TO HER MOM.

15 SO THE REASON THE HAND IS --

16 THE COURT: SO JUST SHOW ME THE EXHIBIT FROM THE  
17 PETITIONER ABOUT HER EYE.

18 MR. SAYEGH: SURE.

19 THE COURT: SO WE'LL CALL THIS RESPONDENT'S 2. AND  
20 THIS IS A TEXT --

21 (WHEREUPON, RESPONDENT'S EXHIBIT 2  
22 WAS MARKED FOR IDENTIFICATION.)

23 MR. SAYEGH: THIS IS A TEXT TO ME, YOUR HONOR. THE  
24 PHOTO PREVIOUS TO --

25 THE COURT: WAIT.

26 THIS IS A TEXT TO YOU.

27 AND THERE'S A PHOTO OF THE PETITIONER --  
28 IS THAT THE LETTERS OR WRITINGS ON THE BOTTOM OF THE

1 PHOTOGRAPH? IS THAT WHAT SHE TEXTED?

2 MR. SAYEGH: OH, YEAH, SHE TEXTED ME.

3 TO ADD EVERYTHING, "WOKE UP. MY RIGHT EYE  
4 CAN'T OPEN."

5 THE PREVIOUS SHE SHOWED ME THE SWELLING IN  
6 HER HAND.

7 THE COURT: WHAT WAS THE DATE OF THIS TEXT?

8 MR. SAYEGH: THIS IS JUNE 8TH AT 10:24 A.M.

9 THE COURT: WHERE IS THAT ON THIS --

10 MR. SAYEGH: THESE TEXTS HAVE TO BE KIND OF  
11 CORRELATED.

12 JUNE 8TH, I TEXTED HER IN THE MORNING.

13 WE'RE ALL GOING TO MY PARENTS. SHE SHOWED ME HER  
14 HANDS SWOLE UP FROM THE MEDICINE REACTION, WHICH SHE  
15 WILL SPEAK TO. SO FIRST SHE SHOWS THE HAND, AND  
16 THEN SHE SAYS --

17 THE COURT: SLOW DOWN.

18 MR. SAYEGH: I'M SORRY.

19 THE COURT: SO THIS EXHIBIT 1 AND EXHIBIT 2 ARE THE  
20 SAME CHAIN OF TEXT MESSAGES?

21 MR. SAYEGH: CHAIN, YOUR HONOR.

22 THE COURT: SO EXHIBIT 1 AND THE BLUE IS HER OR THE  
23 BLUE IS --

24 MR. SAYEGH: THE BLUE IS ME.

25 THE COURT: OKAY.

26 "SO WE'RE ALL GOING TO MY PARENTS HOUSE  
27 TODAY," IS WHAT YOU TEXT. AND THEN THIS IS HER  
28 RESPONSE?

1           MR. SAYEGH: YES, YOUR HONOR.

2           THE COURT: A HAND.

3           OKAY.

4           THE NEXT PAGE?

5           MR. SAYEGH: THE NEXT PAGE IS THEN SHE FOLLOWS UP.

6           I RESPOND, "OUCH." SHE FOLLOWS UP AND STATES, "TO ADD  
7           TO EVERYTHING, WOKE UP MY RIGHT EYE CAN'T OPEN."

8           MY RESPONSE TO THAT WAS, "DAMN."

9           THE COURT: OKAY.

10          SO LET ME ASK MR. KOLODJI, IS THERE A  
11          STIPULATION THAT THESE ARE THE ACTUAL TEXTS BETWEEN  
12          THE PARTIES?

13          MR. KOLODJI: YES, YOUR HONOR.

14          THE COURT: OKAY.

15          KEEP GOING.

16          MR. SAYEGH: AND THEN THE THIRD IN THE SAME CHAIN,  
17          YOUR HONOR, WHERE I SAID, "DAMN," SHE SAID, "CALL ME  
18          WHEN YOU'RE ON YOUR WAY HOME. I'VE GOT TO TELL YOU  
19          SOMETHING AT THE WEDDING. NOTHING URGENT SO LITERALLY,  
20          JUST CALL ME."

21          MY RESPONSE IS: "ARE YOU OKAY," REFERRING  
22          TO HER MEDICAL REACTION IN THE SAME TIMEFRAME SHE  
23          TOLD HER MOM THE SAME THING. AND THEN SHE ASKED ME,  
24          "What's the Wi-Fi to the house?" SO I TEXTED HER.  
25          CLEARLY I'M NOT THERE. I'M ACTUALLY AT MY PARENTS  
26          WHERE MY UNCLE CAME TO TOWN. AND THIS CONVERSATION  
27          WILL STILL BE IDENTICAL TO WHAT SHE HAS WITH HER  
28          MOTHER.

1           THE COURT: SO STATEMENTS OF THE PETITIONER YOU CAN  
2 ADMIT, NOT STATEMENTS OF YOU OR STATEMENTS OF YOUR MOM.  
3 BUT IF YOUR MOM IS HERE, SHE CAN TESTIFY.

4           MR. SAYEGH: SURE.

5           SO HERE'S STATEMENTS TO HER MOM.

6           THE COURT: THIS IS STATEMENTS FROM?

7           MR. SAYEGH: FROM NUHA TO HER MOM.

8           "GOOD MORNING. I CAN'T GET MY RIGHT EYE.  
9 DON'T EVEN OPEN. TERRIBLE. REMEMBER YESTERDAY, I  
10 FELT LIKE IT WAS SOMETHING WEIRD GOING ON. THERE'S  
11 A HUGE SACK UNDERNEATH MY EYEBALL."

12           NOW YOU DON'T WANT THE MOM'S RESPONSE?

13           THE COURT: IT'S NOT OFFERED FOR THE TRUTH OF THE  
14 MATTER.

15           MR. SAYEGH: THE MOM RESPONDED, NOT BEING OFFERED  
16 FOR THE TRUTH OF THE MATTER.

17           THE COURT: BUT HER STATEMENTS TO YOUR MOM IS  
18 ADMISSIBLE. THESE ARE HER STATEMENTS.

19           MR. SAYEGH: SO THEN MOM SAYS, "SEND A PICTURE."  
20 MOM JUST -- NOT FOR THE TRUTH OF THE MATTER. "BY THE  
21 WAY, SEYADA IS MAKING LUNCH FOR UNCLE ABAY BECAUSE HE  
22 PEED AND YOUR DAD WENT DOWN," WHICH COINCIDES WITH ME  
23 SAYING, "HEY, COME TO MY DAD --"

24           THE COURT: SO DON'T -- SO HERE'S WHAT -- YOU'RE  
25 NOT DOING THIS ON PURPOSE. DON'T GIVE ME YOUR  
COMMENTARY. JUST GIVE ME THE EVIDENCE. AND THEN AT THE  
27 END, ONCE ALL OF THE EVIDENCE IS IN, THEN YOU GIVE ME  
28 YOUR COMMENTARY. BUT SEPARATE THE COMMENTARY FROM WHAT

1 THE ACTUAL EXHIBIT IS.

2 MR. SAYEGH: SHE SAYS, "I'VE GOT EVERYTHING  
3 CHECKED. THEY COULDN'T FIND ANYTHING. I TOLD YOU,  
4 REMEMBER, I NEED TO GO TO AN EASTERN DOCTOR. I CAN'T  
5 EVEN HOLD MY PHONE WHILE I'M TEXTING."

6 MOM WRITES, "WESTERN MEDICINE, THEY JUST  
7 BANDAID AND SEND YOU HOME. EASTERN -- "

8 OKAY.

9 SO SHE SAYS, "I SENT ME A PICTURE OF MY  
10 HAND. LET ME SHOW YOU." SO THIS IS THE THIRD  
11 PERSON WHO SEES THIS. "I WILL GO. MY WHOLE ARM --  
12 IT SUCKS."

13 SHE ALSO TESTIFIED THAT THE KIDS WERE HOME  
14 WHEN I HIT HER. AND THE KIDS WERE WITH THE MOM AT  
15 THE TIME IN CORONA. AND THIS IS A PHOTO OF THAT.

16 AND THIS IS THE PHOTO SHE TEXTED HER MOM  
17 WHERE SHE SAYS, "SEND ME A PHOTO." AND THE  
18 CONVERSATION IS MAYBE ALLERGIES. "BEST MEDICINE  
19 RIGHT NOW IS TO LAY IN BED ALL DAY."

20 "ARE THE KIDS HAVING PHONE?"

21 SHE SAID THE KIDS WERE THERE WHEN I HIT  
22 HER IN THE EYE --

23 MS. SAYEGH: NO.

24 THE COURT: STOP WITH THE COMMENTARY.

25 MR. SAYEGH: I APOLOGIZE.

26 AND THEN IT'S JUST GOING -- I MEAN IT'S  
27 IMPORTANT FOR CONTEXT. "BEST TO LAY IN BED. PUT  
28 THE CAKE ON."

1 IT'S FRUSTRATING. NOTHING IN HERE  
2 REGARDING BEING ASSAULTED. THIS CORROBORATES THAT

3 --

4 NO COMMENTARY.

5 THE COURT: OKAY.

6 SO, MA'AM, WHEN DO YOU THINK THIS INCIDENT  
7 OCCURRED?

8 MS. SAYEGH: IT HAPPENED THE 6TH OR THE 7TH.

9 THE COURT: WHICH INCIDENT, MA'AM?

10 MS. SAYEGH: THIS IS THE SAME INCIDENT.

11 THE COURT: WELL, IS IT TRUE --

12 PUT BACK ON THE TEXT.

13 THE WITNESS: I WOKE UP.

14 THE COURT: HOLD ON.

15 IT'S EITHER R-1, -2, OR R-3.

16 WHAT ARE THE TEXT MESSAGES -- THE TEXT  
17 MESSAGES TO YOUR MOM.

18 RECEIVE.

19 ALL RIGHT.

20 MA'AM, DID YOU WRITE THIS TEXT?

21 MS. SAYEGH: I DID.

22 THE COURT: TO YOUR MOTHER?

23 MS. SAYEGH: MY MOTHER.

24 THE COURT: AND EXPLAIN WHY YOU WROTE THIS AND WHY  
25 YOU DID IT IN THIS TEXT. SAY THE SAME THING THAT YOU  
26 TESTIFIED TO ME -- YOU GOT IT BECAUSE HE HIT YOU IN THE  
27 FACE?

28 MS. SAYEGH: I DON'T TELL MY MOTHER ANYTHING. I

1 DON'T TELL HER ABOUT MY LIFE. I TRY TO AVOID TELLING  
2 HER ANYTHING ABOUT MY PRIVATE DAILY FUNCTIONS. AND HE  
3 HAD -- THIS HAD HAPPENED MONTHS -- THE 6TH OR THE 7TH.

4 THE KIDS -- I NEVER SAID THE KIDS WERE  
5 WITH ME.

6 THE COURT: I'M JUST ASKING ABOUT THE STATEMENT.  
7 SO YOUR TESTIMONY IS THAT YOU INTENTIONALLY OMITTED OR  
8 MADE UP A STORY ABOUT YOUR EYE BECAUSE YOU DIDN'T WANT  
9 TO TELL YOUR MOM SOMETHING?

10 MS. SAYEGH: NO. NO. NO, I DID NOT.

11 I NEVER MADE THAT UP.

12 MR. KOLODJI: WELL, I WANT TO CLARIFY.

13 HAS YOUR MOTHER EVER DONE ANYTHING TO  
14 ASSIST IN HIDING THE DOMESTIC VIOLENCE IN YOUR  
15 RELATIONSHIP?

16 MS. SAYEGH: NEVER.

17 THE COURT: YOUR MOTHER HAS NEVER?

18 MS. SAYEGH: SHE HID IT. SHE HID EVERYTHING.

19 MR. KOLODJI: THERE WAS -- WASN'T THERE AN INCIDENT  
20 IN THE HOTEL MANY YEARS AGO?

21 A HUNTINGTON, YES.

22 Q AND WHAT HAPPENED AT THAT INCIDENT?

23 MR. SAYEGH: SORRY, WHAT --

24 THE COURT: HOLD ON --

25 THE WITNESS: MY MOTHER -- SHE LIVED IN ARIZONA  
26 BACK THEN. HE HAD CALLED MY MOM. MY DAUGHTER WAS SIX  
27 MONTHS OLD AT THE TIME. HE HAD CALLED MY MOM AFTER A  
28 BEATING -- I MEAN A BEATING OF A LIFETIME. AND SHE

1 DROVE FOUR HOURS STRAIGHT FROM ARIZONA TO THE HOTEL.  
2 AND WHEN I WOKE UP, AND MY MOM WAS LAYING DOWN LIKE AS  
3 IF HE DIDN'T KNOW WHAT TO DO WITH MY BODY.

4 Q HOW LONG DID YOU STAY WITH YOUR MOM AT THE  
5 HOTEL?

6 A ABOUT A WEEK.

7 Q WOULD IT BE TRUE TO SAY THAT YOUR MOM ASSISTED  
8 IN COVERING UP THE DOMESTIC VIOLENCE THAT OCCURRED IN  
9 THE RELATIONSHIP?

10 A YES.

11 Q AND SO THERE'S GOING TO BE A PUBLIC FUNCTION  
12 THAT DAY?

13 A YES.

14 Q WERE YOU READY TO SHOW YOURSELF AND PRESENT  
15 YOURSELF --

16 A NO.

17 Q -- TO THAT PUBLIC FUNCTION?

18 A NO. NO.

19 Q AND DID YOU COME UP WITH EXCUSES FOR WHAT WAS  
20 CAUSING THAT BRUISE TO YOUR EYE?

21 A SURE. YES.

22 MR. SAYEGH: YOUR HONOR, HE'S LEADING.

23 THE COURT: SUSTAINED.

24 THERE ARE OTHER PHOTOGRAPHS IN YOUR  
25 OCTOBER 8, SUPPLEMENTAL. SO LET'S WALK THROUGH  
26 THOSE TO SEE IF --

27 SIR, YOU RECEIVED ON OCTOBER 8TH A  
28 SUPPLEMENTAL.

1           MR. SAYEGH: YES, YOUR HONOR.

2           THE COURT: YOU SAW THE PHOTOGRAPHS THAT WERE

3 LISTED -- THE PHOTOGRAPH OF THE BRUIISING ON HER NECK,

4 BRUIISING ON THE OTHER EYE, BLOODY LIP?

5           MR. KOLODJI: I HAVE THAT.

6           THE COURT: SO WHY DON'T YOU WALK THROUGH.

7           MR. KOLODJI: LET'S GO TO EXHIBIT F.

8           THE COURT: WE'RE BACK ON DIRECT.

9           MR. KOLODJI: I'D LIKE TO --

10          THE COURT: HOLD ON.

11          SO, MA'AM, IS THIS --

12          WHICH EXHIBIT IS THIS?

13          MR. KOLODJI: THIS IS EXHIBIT B.

14          THE COURT: WHAT IS THIS A PICTURE OF?

15          MS. SAYEGH: THAT'S MY LIP, MY UPPER LIP.

16          THE COURT: DO YOU REMEMBER WHEN THIS PICTURE WAS

17 TAKEN?

18          MS. SAYEGH: I WAS GOING THROUGH MY PHONE, AND THIS

19 WAS ON MY PHONE. IT SAID, "2023 OF NOVEMBER."

20          THE COURT: NOVEMBER 2023.

21          MR. KOLODJI: YOUR HONOR, WOULD I BE ABLE TO HAVE

22 MY CLIENT PULL UP HER PHONE?

23          THE COURT: LET ME GO THROUGH THESE PHOTOGRAPHS AND

24 SEE.

25          OKAY.

26          SO THERE'S A PHOTOGRAPH OF YOUR UPPER LIP.

27 IT LOOKS LIKE THERE'S A BRUIISING ON YOUR LIP.

28          THE WITNESS: UH-HUH, YES.

1           THE COURT: SO WHAT HAPPENED TO YOUR LIP?

2           THE WITNESS: THAT WAS -- THIS PHOTO WAS TAKEN  
3        MAYBE TWO DAYS AFTER THE INCIDENT WHEN HE CAME HOME FROM  
4        THE ICE HOUSE AND HE HAD AN ALTERCATION. AT THAT TIME,  
5        I WAS HOME. I WAS NO LONGER IN THAT UGLY LIFE OF THE  
6        REHABS AND ALL THAT. I HAD FULLY --

7           THE COURT: WHAT DO OUT MEAN "UGLY LIFE OF REHAB?"

8           MS. SAYEGH: I HAD AN UGLY -- I SPIRALED DOWN THIS  
9        RABBIT HOLE OF A DISGUSTING LIFE. AND I WASN'T ABLE TO  
10      GET HELP UNLESS AND UNTIL D.C.F.S. CAME INTO MY LIFE AND  
11      SAVED ME.

12          THE COURT: SO YOU WERE SPIRLING DOWN?

13          MS. SAYEGH: YES.

14          IN 2021.

15          THE COURT: IN 2021.

16          AND WAS THIS SPIRLING INVOLVING DRUGS?

17          MS. SAYEGH: UNFORTUNATELY.

18          THE COURT: IS THAT YES?

19          MS. SAYEGH: YES.

20          THE COURT: AND THEN HE D.C.F.S. CAME IN?

21          MS. SAYEGH: UH-HUH.

22          THE COURT: IS THAT YES?

23          MS. SAYEGH: YES.

24          THE COURT: OKAY.

25          AND SO DURING THIS SPIRLING IN 2021, THIS  
26      PICTURE WAS TAKEN 2023?

27          MS. SAYEGH: CORRECT.

28          THE COURT: WHAT HAPPENED TO YOUR LIP?

1 MS. SAYEGH: SO HE CAME HOME BELLIGERENTLY, DRUNK.  
2 AND ALL I ASKED HIM WAS, YOU KNOW, "HEY, WHAT'S GOING  
3 ON?" YOU KNOW 2:30 IN THE MORNING. AND HE DIDN'T EVEN  
4 RESPOND. HE JUST GRABS ME BY THE HAIR AND HEADBUTTS MY  
5 LIP.

6 THE COURT: HE HEADBUTTED YOU?

7 MS. SAYEGH: YES.

8 THE COURT: AND THAT'S WHAT CUT YOUR LIP?

9 MS. SAYEGH: IT WENT INTO MY TOOTH.

10 THE COURT: OKAY.

11 SO HERE'S SOME OTHER PHOTOGRAPHS, MA'AM.

12 DO YOU RECOGNIZE -- IS THIS YOU IN THIS  
13 PHOTOGRAPH?

14 MS. SAYEGH: YES.

15 THOSE ARE THE 2021. THOSE ARE THE ONES  
16 THAT --

17 THE COURT: IS THIS EXHIBIT C?

18 MR. KOLODJI: THIS IS EXHIBIT F, YOUR HONOR.

19 THE COURT: EXHIBIT F.

20 OKAY.

21 EXHIBIT F, THERE ARE THREE PHOTOS. SO  
22 THIS IS A PHOTO OF YOU?

23 MS. SAYEGH: YES.

24 THE COURT: I SEE SOMETHING AROUND YOUR RIGHT EYE.  
25 WHAT HAPPENED?

26 MS. SAYEGH: THIS WAS THE NIGHT -- I THINK THIS IS  
27 A COUPLE OF DAYS -- SO THESE PHOTOS WERE TAKEN  
28 THROUGHOUT THE FULL WEEK AFTERWARDS. BUT THERE WAS AN

1 ALTERCATION THE NIGHT -- ONE NIGHT, IT WAS JANUARY -- IT  
2 WAS IN JANUARY -- BEGINNING OF JANUARY.

3 MR. KOLODJI: YOU SAID IN THE BEGINNING OF JANUARY?

4 MS. SAYEGH: YEAH, IT WAS THE BEGINNING OF JANUARY.

5 SO HE --

6 HOLD ON.

7 THIS WAS A VERY INTERESTING STORY.

8 AM I TELLING IT FROM THE BEGINNING TO END?

9 THE COURT: YOU'RE TELLING ME HOW YOU GOT THE  
10 INJURIES ON YOUR FACE.

11 MS. SAYEGH: OKAY.

12 SO I WENT OUTSIDE TO PUT THE FOOD AWAY.

13 AND AS HE WAS IN THE CHILDREN'S ROOM, THE KIDS WERE  
14 IN PLAYING IN BED. HE STARTS TELLING ME LIKE  
15 DISGUSTING WORDS AND TELLING ME DISGUSTING --  
16 TELLING ME I'M WORTHLESS AND ALL OF THESE THINGS. I  
17 HAD A HEAVY THING OF COOKING. AND I HAVE LIKE A  
18 LITTLE CATERING AREA OF FOOD I TOOK OUTSIDE. I'M AT  
19 THE REFRIGERATOR PUTTING THE POT AWAY. AND I JUST  
20 HAD IT. I REALLY --

21 MR. KOLODJI: CAN YOU TELL COURT WHAT HE WAS SAYING  
22 SPECIFICALLY AS YOU RECALL.

23 MS. SAYEGH: HE WAS TELLING ME THAT I'M STUPID, I'M  
24 A LOSER, I'M WORTHLESS, I'M A PIECE OF -- THE WHOLE  
25 WORDS.

26 AND I WAS REALLY ANGRY. AND I WENT INTO  
27 THE ROOM, THE KIDS' ROOM, THAT HE WAS IN. AND  
28 THERE'S A LITTLE PLASTIC TABLE, AND I KIND OF JUST

1 STORMED IN THE ROOM, AND I FLIPPED THE TABLE. AND  
2 THAT'S WHEN HE JUST LOST IT.

3 MR. KOLODJI: AND CAN YOU DESCRIBE TO THE COURT  
4 WHAT HAPPENED WHEN HE LOST IT?

5 THE WITNESS: YES.

6 HE CHASED ME AROUND THE HOUSE. THIS  
7 WAS -- HE CHASED ME AROUND THE HOUSE. WE WERE  
8 HOPPING AND POPPING. HE THREW ME AGAINST THE WALL,  
9 BUT THIS EYE -- PARTICULAR HAPPENED WHEN I WENT INTO  
10 THE BABY'S ROOM TO GRAB A DIAPER. AND I'M ON -- I  
11 HAD MY HEAD DOWN AT THIS POINT. I KNOW HE'S REALLY  
12 ANGRY. AND HE KEEPS YELLING AT ME AND YELLING AT  
13 ME. AND I LOOKED UP LIKE THIS, AND THAT'S WHEN HE  
14 WENT INTO MY EYE -- PUNCHED ME INTO MY EYE.

15 THE COURT: YELLING AT YOU AND YOU LOOKED UP TO THE  
16 LEFT?

17 MS. SAYEGH: YEAH.

18 I'M AT THE CABINET. I PULLED OUT THE  
19 DRAWER, PULLED OUT A DIAPER. AND HE'S STILL LIKE  
20 HOVERING OVER ME, SCREAMING AT ME. AND I KIND OF  
21 LIKE THIS -- AS SOON AS I WENT LIKE THIS AND THEN HE  
22 CLOCKED MY EYE.

23 THE COURT: BY "CLOCKED," HE STRUCK YOU IN THE  
24 FACE?

25 MS. SAYEGH: YES.

26 THE COURT: AND THAT'S WHAT GAVE YOU THIS BLACK  
27 EYE?

28 THE WITNESS: UH-HUH.

1           THE COURT: IS THAT YES?

2           MS. SAYEGH: YES.

3           THE COURT: THAT'S THE SAME PHOTO AS --

4           MR. KOLODJI: NO.

5           THIS IS A DIFFERENT TIME.

6           I PUT THE THREE PICTURES INSIDE HER  
7 DECLARATION WHICH I ALSO ATTACHED DUPLICATIVE AS  
8 EXHIBIT F.

9           THE COURT: SO I HAVE EXHIBIT D AN UPPER LIP INJURY  
10 IN 2023. IS THIS A DIFFERENT INJURY.

11          MS. SAYEGH: THIS IS A DIFFERENT --

12          THE COURT: HOLD ON.

13          MR. KOLODJI: WE'RE TALKING ABOUT THE JANUARY 2022  
14 INCIDENT.

15          AND EXHIBIT C IS THE NOVEMBER 2023  
16 INCIDENT.

17          THE COURT: OKAY.

18          IT LOOKS TO BE THE SAME PHOTOGRAPH, MR.  
19 KOLODJI.

20          MR. KOLODJI: YOU'RE RIGHT, YOUR HONOR.

21          THE COURT: ALL RIGHT.

22          HOLD ON A SECOND.

23          AND MA'AM, THIS IS THE SAME PHOTOGRAPH  
24 THAT YOU TESTIFIED TO --

25          MS. SAYEGH: THAT JANUARY.

26          THE COURT: OKAY.

27          -- WITH HIM CHASING YOU AND YOUR PULLING  
28 OUT THE DIAPER FROM THE DIAPER BAG?

1 MS. SAYEGH: UH-HUH?

2 THE COURT: IS THAT YES?

3 THIS IS A CLOSEUP OF THE SAME PHOTOGRAPH?

4 MS. SAYEGH: YES.

5 THE COURT: LOOKS TO BE MARKS AROUND YOUR NECK.

6 MS. SAYEGH: UH-HUH.

7 THE COURT: DON'T SAY, "UH-HUH."

8 MS. SAYEGH: YES.

9 THE COURT: SO TELL ME ABOUT THIS.

10 MS. SAYEGH: THIS ONE HE SLAPS ME REALLY HARD AFTER  
11 HE PULLS MY SWEATER -- DOWN TO THE FLOOR, HE SLAPS ME  
12 REALLY HARD, AND THEN HE STARTS CHOKING ME.

13 THE COURT: AND IS THIS PART OF THE "F" EXHIBITS?

14 MR. KOLODJI: IT IS, YOUR HONOR.

15 THE COURT: ALL RIGHT.

16 THESE ARE PART OF THE "F" EXHIBITS.

17 MR. KOLODJI: IF YOU LOOK AT YOUR PHONE, THESE ARE  
18 ALL THE SAME TIME.

19 MS. SAYEGH: YES.

20 THE COURT: AND THERE'S SWELLING AROUND YOUR NECK.  
21 HOW DID YOU GET THOSE MARKS?

22 MS. SAYEGH: BY HIS HANDS.

23 THE COURT: SO, MR. KOLODJI, I KNOW THAT IN THE --  
24 IN HER DECLARATION SHE ALLEGES GASLIGHTING; SHE ALLEGES  
25 A NUMBER OF DIFFERENT THEORIES OF DOMESTIC VIOLENCE.  
26 LET'S STICK WITH THE EXAMPLES OF ASSAULTS BECAUSE WE  
27 HAVE HE-SAID/SHE-SAID. RIGHT? BUT THEN IF YOU HAVE  
28 PHOTOGRAPHS --

1                   OKAY.

2                   -- WELL, THEN PHOTOGRAPHS, IF THEY'RE  
3 CONSISTENT WITH THE TESTIMONY. BUT WE'RE NOT DONE  
4 WITH THE HEARING, BUT I HAVE THESE PHOTOGRAPHS.

5                   IS THERE ANY OTHER PHOTOGRAPHS?

6                   MR. KOLODJI: YOUR HONOR, THERE WOULD BE ANOTHER  
7 INCIDENT THAT OCCURRED.

8                   LET ME JUST FIND HERE --

9                   THE COURT: I'LL GO BACK ON THE DOCUMENT CAMERA.

10                  MR. KOLODJI: I WANTED TO --

11                  LET ME JUST --

12                  I WANT TO DRAW YOUR ATTENTION TO THE  
13 INCIDENT THAT OCCURRED IN JULY 2001.

14                  THE COURT: SIR, YOU CAN'T TESTIFY. YOU CAN SHOW  
15 HER A PICTURE OR ASK HER WHAT HAPPENED.

16

17                  DIRECT EXAMINATION (RESUMED)

18 BY MR. KOLODJI:

19                  Q       LET ME SHOW YOU.

20                  A       YES.

21                  THIS IS HIS CAR.

22                  THE COURT: SO LET ME PUT ON COUNSEL'S COMPUTER.

23                  OKAY.

24                  WHICH EXHIBIT IS THIS?

25                  MR. KOLODJI: THIS IS MY EXHIBIT I, YOUR HONOR.

26                  THE COURT: EXHIBIT I.

27                  AND SO, MA'AM, WHAT'S EXHIBIT I? WHAT'S  
28 IT SHOWING HERE?

1           THE WITNESS: YES, THIS IS HIS CAR. I'M IN THE  
2 PASSENGER SEAT, AND HE'S IN THE DRIVER'S SEAT. NOW --

3           MR. KOLODJI: WHAT CAUSED THIS?

4           THE WITNESS: HE PUNCHED THE WINDOW ON THIS ONE.

5           MR. KOLODJI: CAN YOU DESCRIBE THAT INCIDENT?

6           THE WITNESS: YES.

7                 HE PUNCHED THE WINDOW AFTER HE PUNCHED MY  
8 FACE. AND I MEAN BRUTALLY POUNDING MY FACE AS I WAS  
9 IN THE PASSENGER'S SEAT --

10          THE COURT: I HAVEN'T SEEN THIS PHOTO BEFORE.

11          THE WITNESS: THIS IS THE FIRST TIME I GOT OUT OF  
12 THE CAR, MY NOSE IS BLEEDING.

13          THE COURT: SLOW DOWN.

14                 THIS IS NOT EXHIBIT I. THIS IS EXHIBIT 1.

15          MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO MAKE  
16 THESE 4 PICTURES EXHIBIT I. THIS WILL BE EXHIBIT I-2.

17          THE WITNESS: SO --

18          THE COURT: OKAY.

19                 SO THIS IS I-2.

20                 (WHEREUPON, RESPONDENT'S EXHIBIT I-2  
21                 WAS MARKED FOR IDENTIFICATION.)

22          MR. KOLODJI: IT'S CONCERNING THE JULY 2021  
23 INCIDENT.

24          THE COURT: OKAY.

25                 ALL RIGHT.

26                 MA'AM, SO I-1 IS A PHOTOGRAPH OF THE  
27 WINDSHIELD CRACKED. AND YOUR TESTIMONY IS THAT THE  
28 RESPONDENT PUNCHED THE WINDSHIELD?

1           THE WITNESS: YES.

2           THE COURT: AND I-2 IS A PICTURE OF YOUR FACE AND  
3 IT APPEARS TO HAVE SOME INJURY.

4           MS. SAYEGH: WE WERE ON OUR WAY HOME FROM A LONG  
5 NIGHT. AND I DON'T KNOW -- REMEMBER EXACTLY WHAT LED TO  
6 IT. BUT ALL I KNOW MY FACE WAS -- HIS FIST POUNDS THREE  
7 OR FOUR TIMES INTO MY FACE. MY NOSE IS BLEEDING AS YOU  
8 CAN SEE. AND MY EAR IS BLEEDING AS WELL. I HAD BLOOD  
9 COMING FROM MY EARS.

10          Q       BY MR. KOLODJI: I WOULD LIKE TO SHOW TWO  
11 ADDITIONAL PICTURES ON I-3, DATED JULY 11TH, 2021 AT  
12 9:09 P.M. EXHIBIT I-4, JULY 11TH 2021.

13           DO THESE FOUR EXHIBITS DESCRIBE WHAT HAPPENED  
14 --

15          A       UH-HUH, YES.

16          Q       -- THAT DAY?

17           AND WHERE WERE YOU WHEN HE BASHED YOU IN THE  
18 FACE?

19          A       PASSENGER'S SIDE.

20          Q       WHO ELSE WAS IN THE CAR?

21          A       NOBODY.

22          MR. KOLODJI: NOTHING FURTHER.

23          THE COURT: WE'RE GOING TO GO ANOTHER 15 MINUTES  
24 BEFORE WE TAKE OUR MORNING BREAK.

25           FIRST, LET ME UNDERSTAND. IS IT YOUR  
26 TESTIMONY, SIR, THAT YOU NEVER HIT HER, YOU'VE NEVER  
27 BEEN PHYSICAL WITH HER?

28          MR. SAYEGH: IT IS MY TESTIMONY.

1 AS FAR AS THE JANUARY 22ND EVENT, I'D LIKE  
2 TO EXPLAIN WHAT OCCURRED THERE.

3 THE COURT: JUST ANSWER A SIMPLE QUESTION, SIR.

4 HAVE YOU EVER HIT THE PETITIONER?

5 MS. SAYEGH: WE HAD DISPUTES PRIOR TO THE BIRTH OF  
6 OUR FIRST CHILD WHEN SHE WOULD DRINKING A LOT OF ALCOHOL  
7 AND SHE WOULD BE AGGRESSIVE AND -- BUT NEVER HITTING AS  
8 FAR AS --

9 THE COURT: SO I'M TRYING TO BE CLEAR. YOU CAN  
10 SAY, "NO, I'VE NEVER HIT HER." OR "YES, I HIT HER." OR  
11 "YES, WE'VE HAD MUTUAL COMBAT." I DON'T KNOW WHAT YOUR  
12 TESTIMONY IS, SIR.

13 MR. SAYEGH: PRIOR TO HAVING THE CHILDREN, YES,  
14 THERE'S BEEN MUTUAL ARGUMENTS, MUTUAL FIGHTS.

15 THE COURT: AND YOUR YOUNGEST CHILD WAS BORN IN  
16 2019?

17 MR. SAYEGH: YES, YOUR HONOR.

18 THE COURT: SO YOUR TESTIMONY IS AFTER 2019, YOU'VE  
19 NEVER BEEN PHYSICAL WITH THE RESPONDENT?

20 MR. SAYEGH: NO, YOUR HONOR.

21 THE COURT: AT ALL?

22 MR. SAYEGH: WE HAVE THE 2011 INCIDENT -- I MEAN  
23 2021 I MEAN 2021 -- 2022 WHICH I HAVE TO EXPLAIN IT,  
24 SIR.

25 THE COURT: SO IS IT A "YES" WITH AN EXPLANATION,  
26 OR "NO, I'VE NEVER BEEN PHYSICAL?"

27 MR. SAYEGH: IT IS YES WHEN SHE ASSAULTED ME THAT  
28 DAY.

1           THE COURT: SO YOU'RE SAYING IT'S SELF-DEFENSE?

2           MR. SAYEGH: YES.

3           AND I'LL BE ABLE TO ESTABLISH THAT.

4           THE COURT: SO YOUR TESTIMONY IS THAT YOU MAY HAVE  
5           HIT HER, BUT YOU ONLY HIT HER IN SELF-DEFENSE?

6           MR. SAYEGH: THE ONE TIME ON THE 21ST. THAT'S THE  
7           22ND THAT SHE ALLEGES.

8           THE COURT: SO SINCE YOUR CHILDREN HAVE BEEN BORN,  
9           YOU MAY HAVE HIT HER ONE TIME, BUT THAT WAS IN  
10          SELF-DEFENSE?

11          MR. SAYEGH: YES, YOUR HONOR.

12          THE COURT: IS THAT YOUR TESTIMONY?

13          MR. SAYEGH: YES.

14          THE COURT: AND THE INCIDENT THAT YOU SAID YOU HIT  
15          HER IN SELF-DEFENSE, WAS WHAT?

16          MR. SAYEGH: THAT'S THE ONE WHERE THE NECK -- AND I  
17          WOULD LIKE AN OPPORTUNITY TO EXPLAIN.

18          THE COURT: YOU'LL HAVE AN OPPORTUNITY. I JUST  
19          WANT -- FIRST, I WANT TO SEE WHAT YOUR SIDE OF THE STORY  
20          IS BECAUSE THE ALLEGATIONS IS YOU'VE BEEN BEATING HER UP  
21          FOR YEARS.

22           SO YOU'RE SAYING, "I'VE NOT BEEN BEATING  
23          HER UP FOR YEARS. IF ANYTHING, I HIT HER ONE TIME  
24          IN SELF-DEFENSE BACK IN 2021."

25           DO I HAVE YOUR TESTIMONY CORRECT?

26          MR. SAYEGH: YES.

27          THE COURT: SO THE OTHER PHOTOGRAPHS FROM OTHER --  
28          FROM NOVEMBER 2023 -- THE UPPER LIP -- NO, THAT'S NOT

1 YOU?

2 MR. SAYEGH: MAY I --

3 THE COURT: I'M JUST ASKING YOU A SIMPLE QUESTION.

4 MR. SAYEGH: NO, THAT WAS NOT ME, YOUR HONOR.

5 THE COURT: SO YOU DID NOT HIT HER IN 2023.

6 AND THE WINDSHIELD?

7 MR. SAYEGH: I HAVE NO IDEA, THE WINDSHIELD OR EYE

8 --

9 THE COURT: EITHER YOU REMEMBER BREAKING A  
10 WINDSHIELD WITH YOUR FIST -- IT EITHER IT HAPPENED OR IT  
11 DIDN'T.

12 MR. SAYEGH: ABSOLUTELY NOT.

13 THE COURT: SO YOU NEVER BROKE A WINDSHIELD.

14 MR. SAYEGH: ABSOLUTELY NOT.

15 THE COURT: AND THE MARKS AROUND HER NECK YOU DID  
16 NOT PUT THOSE INJURIES ON HER?

17 MR. SAYEGH: THAT WAS MADE UP.

18 I HAVE TO HAVE MY TIME.

19 THE COURT: WHEN I ASK YOU A SIMPLE QUESTION, "NO,  
20 I DIDN'T HIT HER --"

21 MR. SAYEGH: OKAY.

22 THE COURT: HOW SHE STAGED A PHOTOGRAPH -- THE  
23 QUESTION IS: "DID YOU HIT HER."

24 MR. SAYEGH: NO, YOUR HONOR.

25 BUT THAT DAY -- THAT'S THE DATE, BUT  
26 THAT'S THE --

27 THE COURT: SHE ALSO TESTIFIED THAT YOU ROUTINELY  
28 NAME CALL, YELLING -- IS ANY OF THAT TRUE?

1 MR. SAYEGH: NO. NOT ROUTINELY. NOT AT ALL.

2 AND I HAVE A LONG SERIES OF --

3 THE COURT: SO BEFORE YOU BEGIN, SHE'S TESTIFIED  
4 THAT SHE WAS SPIRLING, THAT SHE'S HAD ISSUES WITH DRUGS.  
5 SO IT'S NOT ALL SELF-INTERESTING WHICH MAKES IT A LITTLE  
6 MORAL CREDIBLE.

7 YOUR TESTIMONY IS YOU'VE DONE ANYTHING  
8 WRONG -- MAYBE YOU'VE HIT HER ONE TIME, BUT THAT WAS  
9 IN SELF-DEFENSE, BUT YOU NEVER NAME CALLED --

10 MR. SAYEGH: THAT'S NOT MY TESTIMONY.

11 THE COURT: GO AHEAD, SIR.

12 YOU CAN PRESENT YOUR EVIDENCE, SIR. I  
13 UNDERSTAND YOUR POSITION.

14 MR. SAYEGH: IF I MAY, YOUR HONOR.

15 THE COURT: GO AHEAD.

16 MR. SAYEGH: LET'S GO --

17 THE COURT: REMEMBER, WE'RE TAKING A BREAK AT  
18 10:30.

19 THE WITNESS: THIS DOCUMENT HERE.

20 THE COURT: SO THIS IS EXHIBIT -- EXHIBIT B.

21 THE WITNESS: THIS DOCUMENT HERE IS A LIP  
22 INJECTION.

23 THE COURT: SO, SIR, YOU NEED TO HAVE EVIDENCE.  
24 YOU CAN'T JUST SHOW A PHOTOGRAPH AND TELL ME IT'S A LIP  
25 INJECTION.

26 THE WITNESS: SO I PROVIDED AN EXPERT WITNESS TO  
27 THIS ISSUE AND WE'VE PRESENTED THEY'VE REVIEWED THIS,  
28 AND PREPARED DECLARATION, AND PRESENTED A D.C. --

1           THE COURT: IF YOU HAVE A WITNESS HERE IN COURT  
2 WHOSE A MEDICAL PROFESSIONAL TO TESTIFY TO --

3           THE WITNESS: MAY I PRESENT THESE PHOTOS NOT FOR  
4 THE TRUTH OF THE MATTER, SIMPLY DEMONSTRATIVELY --

5           THE COURT: SIR, YOU'RE NOT ABLE TO SHOW A  
6 PHOTOGRAPH AND SAY THIS WAS STAGED. YOU HAVE TO HAVE  
7 PERSONAL INFORMATION. LIKE, IF YOU SAW HER PUT ON  
8 MAKEUP, IF YOU SAW HER DISGUIISING, TESTIFY TO THAT. BUT  
9 YOUR COMMENTARY IS NOT EVIDENCE. YOUR COMMENTS WILL BE  
10 AT THE END AFTER THE EVIDENCE IS CLOSED.

11           SO GIVE ME YOUR EVIDENCE, SIR, YOUR  
12 TESTIMONY.

13           THE WITNESS: SURE.

14           I HAVE TEXT MESSAGES BETWEEN HER AND HER  
15 SISTER REGARDING LIP INJECTIONS.

16           THE COURT: OKAY.

17           YOU WANT TO MARK THIS AS AN EXHIBIT?

18           MR. SAYEGH: YES.

19           R-2. THIS IS A CONVERSATION WITH SISTER  
20 AND HERSELF.

21           (WHEREUPON, RESPONDENT'S EXHIBIT R-4  
22 WAS MARKED FOR IDENTIFICATION.)

23           THE COURT: SHE'S IN THE GRAY?

24           THE WITNESS: WOMEN ARE --

25           THE COURT: SIR, I DON'T WANT TO HEAR --

26           THE WITNESS: OH, OKAY.

27           THE COURT: JUST SHOW ME THE EXHIBIT, AND TELL ME  
28 WHAT IT SAYS.

1           THE WITNESS: THIS IS A CONVERSATION BETWEEN HER  
2 AND HER SISTER REGARDING HER FILLERS. SHE WENT TO L.A.  
3 BEAUTY SKIN CENTER. THE PHOTOS THAT SHE SHOWED OF THE  
4 LIP AND THE COURT TOOK A LOOK AT IT -- THERE'S AN  
5 INJECTION SITE. THIS PHOTO WAS TAKEN THREE HOURS LATER,  
6 AND IT HAD BLED. THERE'S AN INJECTION SITE. THE LIPS  
7 ARE PUFFED OUT.

8           THE COURT: SIR, THIS IS YOUR -- YOU'RE TRYING TO  
9 GIVE COMMENTARY AND TESTIMONY BUT YOU CAN'T DO THAT.

10           SO THIS IS AN EXHIBIT OF THE PETITIONER'S  
11 TEXT MESSAGES. AND IN THAT TEXT MESSAGE, THE  
12 PETITIONER STATES THIS IS R-2, L.A. BEAUTY SKIN  
13 CENTER. "I NEVER DID LASER. TRY IT. THEY KNOW HOW  
14 TO RAISE THE BROW. WOMEN ARE TAKING IT BACK NOW TO  
15 HAVE A BIGGER FOREHEAD."

16           SO THAT'S HER TEXT MESSAGE?

17           THE WITNESS: YES.

18           THE COURT: WHAT ELSE DO YOU HAVE?

19           THE WITNESS: AS FAR AS --

20           THE COURT: I DON'T WANT YOUR COMMENTARY SIR.

21           FIRST, GET ALL THE EVIDENCE IN, AND THEN  
22 YOU CAN GIVE ALL OF YOUR ARGUMENT.

23           THE WITNESS: I WOULD LIKE TO PRESENT EVIDENCE AS  
24 TO WHERE I WAS ON THE DATE OF THIS INCIDENT THAT SHE  
25 ALLEGES THAT I CAME HOME AND WHAT HAD OCCURRED THAT DAY.

26           THE COURT: OKAY.

27           AND THAT WAS AUGUST 26TH.

28           THE WITNESS: YES, YOUR HONOR.

1 THE COURT: OKAY.

2 THE WITNESS: THIS IS THE NOVEMBER 4TH DATE.

3 WHAT DO YOU WANT TO MARK THIS EXITED AS.

4 R-3, THESE ARE TEXT MESSAGES BETWEEN  
5 MYSELF, AND NUHA.

6 THE COURT: HERS WILL COME IN, YOURS WILL NOT --  
7 FOR THE TRUTH --

8 IS THE GRAY HER?

9 THE WITNESS: YES, YOUR HONOR.

10 THE COURT: "GOOD MORNING. HOW IS IT GOING?"  
11 AND THIS IS A TEXT MESSAGE FROM  
12 NOVEMBER 4, 2023. AND WHAT IS THIS RELEVANT TO  
13 SHOW?

14 THE WITNESS: THIS IS SHOWING HER AND I  
15 COMMUNICATING THAT MORNING --

16 THE COURT: OKAY.

17 THE WITNESS: OF THE INCIDENT -- SHE --  
18 WELL, THROUGH THE TEXT, SHE'S AT WORK.

19 THE COURT: NO THE TEXT SAID, "GOOD MORNING."

20 THE WITNESS: "GOOD MORNING. HOW'S IT GOING?  
21 HELLO, GOOD MORNING. HOW'S IT GOING? I HAVE THE KIDS  
22 OVER HERE FOR BREAKFAST."

23 SHE RESPONDS, "HOW DID SHE DO? WHERE WAS  
24 THE TOURNAMENT?" SECOND PLACE -- SHE RESPOND,  
25 "DAMN, I WISH I WERE THERE. I DIDN'T I THINK IT  
26 WOULD BE THAT BIG. I'M SO PROUD OF HER."

27 THIS IS JUST GOING THROUGH -- "I'M SO  
28 PROUD OF HER." THE TEXT MESSAGES THROUGHOUT THAT

1 MORNING, THE DATE.

2 SHE WAS AT WORK. "HELD OUT WHY. WHY WERE  
3 YOU GUYS THERE SO LONG?" SHE'S CLOCKING IN AND OUT  
4 AND THAT SHE WOULD BE HOME, WHICH SHE WOULD BE HOME  
5 AT 10:00 P.M. THAT DAY.

6 AND THIS IS THE FOLLOWING DAY REGARDING  
7 RITE AID.

8 THE COURT: THIS IS R-4. THIS NOW A TEXT MESSAGE  
9 FROM --

10 THE WITNESS: IF I MAY GO BACK TO HER LIP.

11 THE COURT: YES.

12 GOING BACK TO THE PHOTO, EXHIBIT F.

13 MR. SAYEGH: MAY I INQUIRE?

14 THE COURT: YES.

15 MR. SAYEGH: MS. SAYEGH, IN YOUR DECLARATION YOU  
16 STATED THAT YOU HAD BLED -- YOU WERE BLEEDING.

17 MS. SAYEGH: YES.

18 MR. SAYEGH: FROM YOUR LIP?

19 MS. SAYEGH: UH-HUH.

20 MR. SAYEGH: AND THIS PHOTO THAT YOU TOOK THAT WAS  
21 TAKEN, IN YOUR DECLARATION, AN HOUR AND A HALF AFTER THE  
22 ALLEGED ASSAULT?

23 MS. SAYEGH: NO.

24 I TOOK THIS PHOTO ABOUT TWO DAYS AFTER THE  
25 ALLEGED -- ABOUT TWO DAYS MAYBE, GIVEN OR TAKE.

26 MR. SAYEGH: YOUR TIME STAMP ON YOUR PHOTO --

27 MS. SAYEGH: YEAH, I --

28 THE COURT: WAIT FOR HIM TO FINISH.

1 MR. SAYEGH: -- SAID 2:56 A.M.

2 THE WITNESS: I'VE WOKEN UP PROBABLY FROM THE PAIN,  
3 WOKE UP AND THEN TOOK A PICTURE. IT HAPPENED MAYBE TWO  
4 DAYS.

5 MR. SAYEGH: DO YOU HAVE THE TIME STAMP FROM YOUR  
6 PHOTO?

7 MS. SAYEGH: SURE.

8 MR. KOLODJI: YOUR HONOR, I -- THE PETITIONER'S  
9 PHONE --

10 MR. SAYEGH: AND THE TIME STAMP SAYS 2:59 A.M.?

11 MS. SAYEGH: YES.

12 MR. SAYEGH: AND THAT'S ON THE 4TH?

13 MS. SAYEGH: YES.

14 THIS IS A COUPLE OF DAYS AFTER.

15 MR. SAYEGH: SO DID YOU SAY THE ASSAULT HAPPENED ON  
16 THE 4TH?

17 MS. SAYEGH: YES.

18 I -- I THOUGHT THE ASSAULT HAPPENED ON THE  
19 4TH. IT WAS 2023. IT WAS A LONG TIME AGO. SO IT  
20 HAD HAPPENED A COUPLE OF DAYS BEFORE. AND I WAS IN  
21 PAIN. I REMEMBER NOW. I HAVE VERY BAD MEMORY  
22 OTHERWISE.

23 THE COURT: IT'S 10:30, WE'RE GOING TO TAKE OUR  
24 HOUR MORNING RECESS TO LET'S SAY 10:50. YOU'LL HAVE  
25 ENOUGH TIME TO STRETCH YOUR LEGS. WHEN YOU COME BACK,  
26 RESPONDENT WILL WRAP UP. YOU HAVE 20, 30 MINUTES TO  
27 PRESENT WHATEVER OTHER EVIDENCE YOU HAVE.

28 SO WE HAVE TO LOCK THE DOORS SO THE STAFF

1 CAN ALSO USE THE RESTROOM. SO YU CAN LEAVE YOUR  
2 MATERIALS, TAKE YOUR VALUABLES LIKE YOUR COMPUTER.  
3 THERE'S NOBODY GOING TO BE HERE TO GUARD YOUR STUFF.  
4 SO TAKE YOUR CELLPHONES YOUR COMPUTERS. YOU CAN  
5 LEAVE YOUR PAPERS.

6 (WHEREUPON, A RECESS WAS TAKEN.)

7 THE COURT: BACK ON THE RECORD ON THE RESTRAINING  
8 ORDER. EVERYBODY IS --

9 DO YOU HAVE ANY OTHER WITNESSES?

10 MR. SAYEGH: YES, I DO.

11 THE COURT: WHO IS A WITNESS?

12 MR. SAYEGH: SAMERA ARKEL.

13 THE COURT: AND AGAIN, TELL ME WHAT IS THE OFFER  
14 OF. PROOF? SHE'LL TESTIFY TO WHAT?

15 MR. SAYEGH: SHE'S GOING TO TESTIFY THAT SHE  
16 ADMITTED THAT AFTER SHE GOT SOBER THAT SHE HAD  
17 EMBELLISHED HER INJURIES WITH MAKEUP ON THE 27TH. SHE'S  
18 GOING TO ADMIT THAT NUHA TOLD HER THOSE WERE LIP FILLERS  
19 AND THAT SHE WILL TESTIFY THAT SHE WAS WITH ME ON THE  
20 DATE WHERE SHE HAD HER MEDICAL INFECTION.

21 THE COURT: OKAY.

22 ALL RIGHT.

23 LET ME HEAR FROM HER.

24 GOOD MORNING, MA'AM. ARE YOU MS. ARKEL?

25 THE WITNESS: YES.

26 THE COURT: WHY DON'T YOU COME UP HERE TO THE  
27 WITNESS STAND. WALK ON UP. AND ONCE YOU GET THERE,  
28 REMAIN STANDING, RAISE YOUR RIGHT HAND, AND FACE THE

1 J.A.

2 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
3 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
4 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
5 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

6 THE WITNESS: I DO.

7 THE COURT: PULL UP A CHAIR.

8 TELL ME WHAT IS YOURS FIRST ANDS LAST.  
9 NAME?

10 THE WITNESS: MY IN NAME IS SAMERA ARKEL,  
11 S-A-M-E-R-A, ARKEL, A-R-K-E-L.

12 THE COURT: GOOD MORNING TO YOU.

13 DO YOU RECOGNIZE THE PARTIES SITTING AT  
14 COUNSEL'S TABLE?

15 THE WITNESS: YES.

16 THAT'S MY BROTHER AND SISTER-IN-LAW.

17 THE COURT: OH, FAHED IS YOUR BROTHER?

18 THE WITNESS: YES.

19 THE COURT: HAVE YOU HAD AN OPPORTUNITY -- OR HAVE  
20 YOU HAD ANY INSTANCES WHERE YOU'VE SPOKEN TO NUHA?

21 THE WITNESS: NUHA.

22 THE COURT: HAS SHE EVER SPOKEN TO YOU ABOUT ANY  
23 INJURIES OR ANY DOMESTIC VIOLENCE BETWEEN THE PARTIES?

24 THE WITNESS: NEVER.

25 THE COURT: SHE'S NEVER SPOKEN ABOUT ANY VIOLENCE?

26 THE WITNESS: NO.

27 THE COURT: HAS SHE EVER TOLD YOU THAT SHE EVER  
28 SUFFERED ANY INJURY OR GOT INTO ANY FIGHT OR ALTERCATION

1 WITH YOUR BOTHER?

2 THE WITNESS: NO.

3 THE COURT: HAS SHE EVER TOLD YOU THAT SHE'S EVER  
4 EXAGGERATED OR MADE UP CLAIMS ABOUT DOMESTIC VIOLENCE  
5 BETWEEN HER AND HER BROTHER?

6 THE WITNESS: AT ONE TIME WHEN SHE FILED A REPORT  
7 ON HIM THAT HE HIT HER, AND WE TALKED ABOUT IT. SHE  
8 SAID IT WAS AN ACCIDENT; THAT THEY WERE ARGUING. SHE  
9 WAS NOT IN GOOD HEALTH. SHE WAS ANGRY. SHE THREW A  
10 TABLE. AND HE BLOCKED. AND A SWEATER HIT HER ON THE  
11 EYE.

12 THE COURT: DO YOU HAVE -- DO YOU REMEMBER  
13 APPROXIMATELY WHAT INCIDENT OR WHAT YEAR SHE WAS  
14 TESTIFYING OR TELLING YOU ABOUT?

15 THE WITNESS: GOSH.

16 THE COURT: IF I SAY 2021 DOES THAT SOUND --

17 THE WITNESS: I'LL BE HONEST WITH YOU, BETWEEN  
18 COVID AND THE FIRES -- BECAUSE I LOST MY HOUSE IN THE  
19 FIRE -- I DON'T EVEN KNOW THE TIMEFRAME. MAYBE THE  
20 21ST. IT COULD BE.

21 THAT LONG AGO?

22 THE COURT: I'M ASKING YOU, MA'AM. IF YOU DON'T  
23 REMEMBER, THAT'S FINE.

24 THE WITNESS: YEAH.

25 THE COURT: SO YOU HAVE A MEMORY OF AT LEAST ONE  
26 TIME THE PETITIONER TELLING YOU THAT SHE MADE A REPORT  
27 AGAINST YOUR BROTHER, BUT IT WAS ACTUALLY AN ACCIDENT?

28 THE WITNESS: YES. CORRECT.

1           THE COURT: ANY OTHER INCIDENTS?

2           THE WITNESS: AND THEN SHE ALSO -- SHE ALSO TOLD HE  
3 ME THAT SHE HAD PUT MAKEUP ON TO MAKE IT LOOK WORSE  
4 BECAUSE WE HAD TALKED TO HER -- BECAUSE WE WERE CLOSE --  
5 AND THAT SHE WAS SORRY THAT SHE DID THAT, BUT SHE GOT  
6 REALLY SCARED.

7           THE COURT: WHAT EXACTLY DID SHE SAY TO --

8           THE WITNESS: SHE --

9           THE COURT: WHEN --

10          THE WITNESS: UH-HUH.

11          THE COURT: GO AHEAD.

12          THE WITNESS: SHE SAID THAT SHE CALLED MY OTHER  
13 COUSIN WHO LOST HER KIDS THROUGH A CUSTODY BATTLE AND  
14 THAT SHE WASN'T ABLE TO SEE THE KIDS BECAUSE, I GUESS,  
15 SHE WAS ON SUBSTANCE ABUSE. AND SHE SAID THE WAY YOU'VE  
16 GOT TO DO THIS IS YOU'VE GOT TO DO IT LIKE THIS. AND  
17 YOU NEED TO CALL THE POLICE ON HIM FIRST. AND IF YOU  
18 CALL FIRST, IF YOU DO, THIS WILL YOU IN YOUR CASE WITH  
19 THE KIDS.

20          THE COURT: OKAY.

21           SHE HAD HER OWN CASE WITH D.C.F.S.?

22          THE WITNESS: YES.

23          THE COURT: AND SHE WAS DEALING WITH HER OWN DRUG  
24 USE, THE DRUG ISSUES?

25          THE WITNESS: YES.

26          THE COURT: ANYTHING ELSE?

27          THE WITNESS: ABUSE-WISE SHE ALWAYS HAD HER OWN  
28 PERSONALITY WHEN SHE WAS UNDER THE INFLUENCE. BUT AS

1           THEM FIGHTING OR ABUSE, THINGS LIKE THAT -- NO.

2           THE COURT: AND HAVE YOU EVER SEEN YOUR BROTHER USE  
3 ANY SUBSTANCES?

4           THE WITNESS: NO.

5           THE COURT: NEVER SEEN HIM ANGRY?

6           THE WITNESS: NO.

7           THE COURT: NEVER SEEN HIM CURSING?

8           THE WITNESS: I WORKED WITH HIM FIVE YEARS. EVERY  
9 SINGLE DAY ACTUALLY A VERY NICE GUY.

10          THE COURT: I DON'T HAVE ANY OTHER QUESTIONS.

11          MR. KOLODJI: SURE.

12          THE COURT: WHAT'S THE OFFER ON THIS?

13          MR. KOLODJI: I WAS GOING TO ASK HER ABOUT THE --  
14 WHEN HE WAS ARRESTED IN JANUARY --

15          THE COURT: OKAY.

16           GO AHEAD.

17          MR. KOLODJI: 2023.

18          THE COURT: GO AHEAD.

19          MR. KOLODJI: DID THE FAMILY RALLY AROUND YOUR  
20 BROTHER WHEN HE WAS ARRESTED IN JANUARY OF 2023?

21          THE WITNESS: WHAT WAS JANUARY -- WHAT ARREST WAS  
22 THAT ONE?

23          MR. KOLODJI: WELL, LET ME JUST CLARIFY. YOU  
24 TESTIFIED THAT SHE FILED -- OR A REPORT WAS FILED ON  
25 HIM.

26           DO YOU REMEMBER WHEN THAT HAPPENED?

27          THE WITNESS: LIKE THE DATES, THE TIMES, AND THE  
28 YEARS?

1           THE COURT: WE HAVE RESPONDENT'S SISTER TESTIFY  
2 THAT PETITIONER, WHO SHE WAS CLOSE TO, MADE STATEMENTS  
3 ABOUT HOW YOU'RE GOING DO THINGS WITH D.C.F.S. -- WHICH  
4 IS EMBELLISHING INJURIES, I.

5           DON'T KNOW WHAT ELSE -- WHAT'S YOUR BASIS  
6 OF THE CROSS TO SHOW WHAT?

7           MR. KOLODJI: I WAS GOING TO ASK HER ABOUT -- WELL,  
8 SHE TESTIFIED THAT THE FAMILY RALLIED TOGETHER WHEN HE  
9 WAS FACING A CRIMINAL -- HE FACED CRIMINAL CHARGES DUE  
10 TO DOMESTIC ABUSE.

11           CORRECT?

12           THE COURT: ARE YOU AWARE THAT YOUR BROTHER WAS  
13 FACING CRIMINAL CHARGES?

14           THE WITNESS: I KNOW THAT WHEN SHE CALLED THE  
15 POLICE ON HIM, SHE GOT ARRESTED.

16           THAT?

17           MR. KOLODJI: YES.

18           DO YOU REMEMBER WHEN THAT WAS?

19           THE WITNESS: THE DATES -- I'M SORRY, I DIDN'T  
20 STUDY FOR THIS. NO.

21           THE COURT: SURE.

22           AND DID HE LOSE HIS BAR LICENSE AS A  
23 RESULT OF THAT?

24           THE WITNESS: NO.

25           MR. KOLODJI: HE CURRENTLY HAS A BAR LICENSE?

26           THE WITNESS: AS OF RIGHT NOW, NO. HIS BAR LICENSE  
27 IS SUSPENDED.

28           MR. KOLODJI: YOU WORK AT HIS FIRM?

1 THE WITNESS: NO.

2 I'M JUST HIS SISTER.

3 MR. KOLODJI: YOU SAID YOU WORK WITH HIM EVERY DAY?

4 THE WITNESS: WE WORK IN THE SAME BUILDING.

5 MR. KOLODJI: SO YOU HAVE A SEPARATE OFFICE THERE?

6 THE WITNESS: CORRECT.

7 AND WE WORK TOGETHER ON OTHER PROJECTS,  
8 BUT I DON'T WORK WITH HIM IN THE LAW FIRM.

9 MR. KOLODJI: OKAY.

10 I'M AT NOT SURE IF SHE HAS MUCH TESTIMONY.

11 THE COURT: YES.

12 BAR LICENSE IS NOT RELEVANT TO THIS  
13 PROCEEDING. UNLESS IT'S SOMETHING INVOLVING MORAL  
14 TURPITUDE. THERE'S NO EVIDENCE BEFORE THE COURT.

15 MR. KOLODJI: NOTHING FURTHER, YOUR HONOR.

16 THE COURT: DID SHE GIVEN THE TESTIMONY YOU  
17 ANTICIPATED?

18 ANYTHING ELSE?

19 MR. SAYEGH: YES.

20 THIS PHOTO HERE -- WHICH I BELIEVE IS  
21 MARKED AS R-3.

22 THE COURT: NO.

23 IT'S ALREADY BEEN MARKED AS EXHIBIT F.

24 MR. SAYEGH: SORRY.

25       ///

26       ///

27       ///

28       ///

1 SAMERA ARKEL,  
2 A WITNESS, CALLED ON BEHALF OF THE RESPONDENT, WAS  
3 SWORN AND TESTIFIED AS FOLLOWS:

DIRECT EXAMINATION

5 BY MR. SAYEGH:

6 Q MS. ARKEL, DO YOU RECOGNIZE THE PERSON IN THIS  
7 PHOTO?

8 A YES.

9 IT'S NUHA.

10 Q OKAY.

11 AND DO YOU RECOGNIZE ANYTHING UNUSUAL IN THIS  
12 PHOTO?

13 A HER LIPS ARE FULL.

14 Q AND WERE YOU THERE AT THE TIME THAT SHE GOT  
15 HER LIP -- WHEN YOU SAY, "WAS FULL," WHY DO YOU SAY IT  
16 WAS FULL?

17 A WELL, TO ME -- I KNOW THOSE WERE -- WHEN SHE  
18 GOT HER LIP INJECTIONS. SO SHE ALWAYS SENDS ME STUFF ON  
19 Groupon.

20 THE COURT: WHAT IS YOUR BACKGROUND, TRAINING?  
21 WHAT DO YOU FOR A LIVING?

22 MR. SAYEGH: OBJECTION.

23 THE WITNESS: RIGHT NOW I RUN A VENUE SPACE.

THE COURT: OKAY.

25 SO SHE'S NOT GOING TO BE ABLE TO GIVE  
26 TESTIMONY ABOUT THIS LIP UNLESS SHE WAS PRESENT WHEN  
27 THE PHOTO WAS TAKEN --

28 MB. SAYEGH: CAN T --

1           THE COURT:  SHE'S NOT GOING TO BE ABLE TO GIVE  
2 TESTIMONY --

3           MR. KOLODJI:  MOTION TO STRIKE --

4           MR. SAYEGH:  CAN I ASK ONE FOLLOW-UP?

5           Q        DID SHE TELL YOU SHE GOT LIP INJECTIONS?

6           A        YES, SHE IT.

7           Q        WHAT DID SHE TELL YOU, IF ANYTHING, ABOUT THIS  
8 PHOTOGRAPH?

9           A        SHE TOLD ME SHE GOT OF LIP INJECTIONS.  SHE  
10 TOLD ME ABOUT THE Groupon.  I TOLD YOU -- "WHY?  YOU  
11 HAVE BEAUTIFUL LIPS.  WHY ARE YOU GOING TO GET THEM?"  
12 SHE SAID --

13          THE COURT:  UNDERSTAND MY QUESTION.  DID SHE SAY  
14 ANYTHING WHEN SHE HAD THIS --

15          THE WITNESS:  YES, SHE ASKED --

16          THE COURT:  WAIT UNTIL MY QUESTION IS DONE.

17          THE WITNESS:  I'M SORRY.

18          THE COURT:  WHEN HER LIP LOOKED LIKE THIS, DID IT  
19 SHE TELL YOU ANYTHING ABOUT HOW THE LIP BECAME OR HOW  
20 THE LIP LOOKED LIKE THIS, WHAT HAPPENED WITH THE LIP?

21          THE WITNESS:  SHE ASKED ME IS IT NORMAL FOR HER TO  
22 BRUISE WHEN SHE DOES THAT BECAUSE SHE KNOWS THAT I GET  
23 BOTOX.

24          THE COURT:  MA'AM, YOU CAN STEP DOWN.

25           THANK YOU.

26           YOU CAN STEP DOWN.

27           NOW YOU'RE ON YOUR DIRECT.

28          MR. SAYEGH:  WE WERE STILL FINISHING --

1 THE COURT: WHATEVER YOU WANT, SIR. YOU HAVE 15,  
2 20 MINUTES TO SHOW WHATEVER YOU WANT -- WHETHER THAT'S  
3 YOUR TESTIMONY, WHETHER THAT'S CROSS, WHETHER THAT'S  
4 ADDITIONAL EVIDENCE.

5 MR. SAYEGH: NOT FROM HER.

6 THE COURT: MA'AM, YOU CAN STEP DOWN, YOU'RE DONE.

8 NUHA SAYEGH,  
9 CALLED ON BEHALF OF THE RESPONDENT, WAS SWORN AND  
10 TESTIFIED AS FOLLOWS:

11  
12 DIRECT EXAMINATION

13 BY MR. SAYEGH:

14 Q WHEN THE COURT BROKE, WE WERE DISCUSSING THE  
15 NOVEMBER 4TH INCIDENT. IN YOUR DECLARATION, YOU STATED  
16 THAT THE HEADBUTT CAUSED BLEEDING AND EXTREME SWELLING.

17 IS THAT TRUE?

18 A YES.

19 Q AND THAT YOU STATED IN THE PHOTO IS IDENTIFIED  
20 AT 2:59 A.M.

21 | CORRECT?

22 A ON THE DECLARATION, YES.

23 I RECEIVED -- I PUT -- THAT WAS FROM 2:30. I  
24 REMEMBER I WOKE UP AT 2:30 WITH THROBBING PAIN. THAT'S  
25 WHEN THAT HAPPENED -- TWO DAYS BEFORE THAT HAPPENED.

26 Q SO YOUR TESTIMONY WAS ON NOVEMBER 4TH 2023,  
27 THIS OCCURRED. AND AT 3:00 A.M., YOU TOOK THE PHOTO THE  
28 SAME DAY. IS THAT YOUR DECLARATION?

1 A YEAH.

2 I MISCOUNTED THE DAYS, I'M SORRY.

3 Q OKAY.

4 YOU ALSO TESTIFIED THAT -- OR IN YOUR  
5 DECLARATION THAT I HAD PULLED BOTH SIDES OF YOUR HAIR.

6 CORRECT?

7 A UH-HUH.

8 Q NOW IN THESE PHOTOS, YOUR HAIR ISN'T PULLED.

9 CORRECT?

10 A NO.

11 THEY'RE NOT.

12 Q AND IN THIS PHOTO HERE, THERE'S NO BLEEDING  
13 FROM ONE HOUR PRIOR?

14 A IT WAS TWO DAYS BEFORE.

15 THE COURT: THE QUESTION IS IN THE PHOTOGRAPH IS  
16 THERE BLEEDING. DOES THE PHOTOGRAPH SHOW BLEEDING?

17 THE WITNESS: NO.

18 THE COURT: NEXT QUESTION.

19 Q BY MR. SAYEGH: DO YOU RECALL GIVING A  
20 STATEMENT TO LAW ENFORCEMENT REGARDING THE JANUARY 2121  
21 EVENT? AND DO YOU RECALL MAKING A STATEMENT TO BOTH THE  
22 DISTRICT ATTORNEY AND THE DETECTIVE?

23 A I DON'T REMEMBER TOO MUCH OF THAT.

24 THE COURT: HER STATEMENTS CAN BE USED. SO EVEN  
25 THOUGH THE POLICE REPORT IS SHE MADE A STATEMENT -- BUT  
26 THE PROBLEM THAT I HAVE IS IS YOU CAN SHOW HER THE  
27 REPORT TO REFRESH HER MEMORY. BUT I WOULD NEED TO HAVE  
28 THE ACTUAL DEPUTY COME IN AND TELL ME THAT SHE MADE THE

1 STATEMENT.

2 DOES THAT MAKE SENSE?

3 WELL, YOU'RE AN ATTORNEY; SO YOU  
4 UNDERSTAND THAT.

5 MR. SAYEGH: IT'S IMPEACHMENT. SHE'S SAYING THAT I  
6 DID SOMETHING --

7 THE COURT: NO COMMENTARY. I'M JUST SAYING HOW YOU  
8 CAN USE THE POLICE REPORT. YOU CAN USE IT TO REFRESH  
9 YOUR MEMORY, BUT UNLESS YOU HAVE THE ACTUAL DEPUTIES TO  
10 COME IN AND SAY --

11 MR. SAYEGH: OKAY.

12 THE COURT: YOU CAN PUT IT ON THE SCREEN TO SEE IF  
13 IT REFRESHES HER MEMORY.

14 MA'AM, DO YOU REMEMBER SPEAKING TO LAW  
15 ENFORCEMENT ABOUT JANUARY 21ST 2021 INCIDENT?

16 MA'AM?

17 THE WITNESS: THE 21?

18 THE COURT: RIGHT.

19 THE WITNESS: I DO I RECALL A LITTLE BIT. LITTLE  
20 BIT.

21 THE COURT: SIR, YOU CAN HIGHLIGHT THE STATEMENTS  
22 TO SEE IF IT REFRESHES HER MEMORY.

23 MR. SAYEGH: SURE.

24 THE COURT: AND THIS IS RESPONDENT'S --

25 MR. SAYEGH: RESPONDENT'S 4.

26 THE COURT: AND THIS IS THE POLICE REPORT?

27 MR. SAYEGH: IF I HAVE MAY WITH AN OFFER OF PROOF.

28 THE COURT: TELL ME WHAT THE DOCUMENT IS.

1 MR. SAYEGH: THE DOCUMENT IS AN EMAIL THAT I  
2 RECEIVED FROM THE DEPUTY DISTRICT ATTORNEY PRIOR TO --  
3 THE COURT: EMAIL FROM A D.A. THAT'S GOOD ENOUGH.  
4 THAT DESCRIBES WHAT IT IS. THAT'S RESPONDENT'S 4. SO  
5 IT'S NOT GOING TO BE ENTERED INTO EVIDENCE, BUT IT CAN  
6 BE USED TO REFRESH HER MEMORY.

7 (WHEREUPON, RESPONDENT'S EXHIBIT 4  
8 WAS MARKED FOR IDENTIFICATION.)

9 Q BY MR. SAYEGH: DO YOU RECALL TELLING THE  
10 DEPUTY D.A. THAT ON THAT EVENING YOU HAD POOR MEMORY AND  
11 YOU WERE NOT FEELING WELL AT THE TIME OF THE NECK  
12 INJURIES? DO YOU RECALL TELLING THE D.A. THAT?

13 A I DON'T RECALL THAT.

14 Q DO YOU RECALL TELLING THE D.A. AT THAT TIME  
15 YOU'RE POSTPARTUM AND SELF-MEDICATE?

16 A I DON'T RECALL THAT.

17 Q DO YOU RECALL TELLING THE D.A. THAT YOU WERE  
18 ARGUING WITH ME BECAUSE I SAID YOU WERE A BAD MOTHER?

19 A I REMEMBER THAT.

THE COURT: YOU DO REMEMBER THAT?

21 THE WITNESS: I DO REMEMBER THAT.

22 Q BY MR. SAYEGH: DO YOU REMEMBER SAYING THAT  
23 YOU STRUCK ME ON THE CHEST WITH A SWEATER THAT HAD A  
24 METAL ZIPPER?

25 A I WAS JUST REMEMBERING THAT NOW.

26 THE COURT: HOLD ON. HOLD ON.

27 DO YOU REMEMBER TELLING THE DEPUTY THAT  
28 YOU HIT HIM WITH A SWEATER WITH A METAL ZIPPER?

1           THE WITNESS:  YEAH.

2           I REMEMBER A SWEATERED SHIRT WITH A  
3 ZIPPER.

4           Q       BY MR. SAYEGH:  DO YOU REMEMBER STATING TO THE  
5 D.A. AND THE DEPUTY THAT YOU TRIED TO BLOCK -- THAT I  
6 TRIED TO BLOCK HER AND THAT IS WHEN I HIT YOU IN THE  
7 EYE?

8           A       SAY THAT ONE MORE TIME.

9           Q       YOU TOLD THE DEPUTY THAT I TRIED TO BLOCK YOU  
10 AND THAT IS WHEN I HIT YOU IN YOUR EYE?

11          A       NO.

12          Q       YOU DON'T RECALL SAYING THAT?

13          A       I DON'T RECALL SAYING THAT BEFORE.

14          Q       AND THAT YOU TOLD HER IT WAS AN ACCIDENT?

15          A       NOW, WAS THIS THE DAY OF, DAY AFTER, OR THE  
16 DAY --

17          Q       THIS IS A RECORDED CONVERSATION ON 6/23/23  
18 WITH THE DEPUTY --

19          A       THE REASON WHY --

20          Q       -- DETECTIVE LOHMAN AND DEPUTY DISTRICT  
21 ATTORNEY ANN KUMAN?

22          A       SO THIS IS A COUPLE OF DAYS AFTER THE  
23 INCIDENT.  CORRECT?

24          Q       THIS IS ON 6/23/23 AFTER YOU GOT OUT OF THE  
25 REHAB AND SOBERED UP?

26          A       OH, AFTER WHEN WE ALL AGREED THAT WE WERE  
27 GOING TO PUT MAKEUP ON AND SAY THAT I PUT MAKEUP ON MY  
28 FACE SO EVERYTHING WOULD GO AWAY.

1           THE COURT: SO, MA'AM, HE'S ASKING QUESTIONS NOW.  
2 SO JUST ANSWER HIS QUESTIONS. SO THIS WAS 6/23/23.

3           SO, SIR, WHEN YOU SAID THIS WAS AN  
4 ACCIDENT, CAN YOU REPHRASE SO I KNOW WHAT YOU MEAN  
5 WAS AN ACCIDENT?

6           MR. SAYEGH: SURE.

7           Q       YOU TOLD -- YOU SAID THAT I TRIED TO BLOCK YOU  
8 AND WHEN I DID TRY TO BLOCK YOU, I HIT THE LEFT SIDE OF  
9 YOUR EYE AND THAT IT WAS ABSENT?

10          A       THIS WAS AFTER REHAB, AFTER MY WHOLE -- AFTER  
11 EVERYTHING. THAT'S THE STORY THAT WE HAD TO GO WITH,  
12 YES. I DON'T REMEMBER SAYING THAT, THOUGH.

13          Q       AND DO YOU THINK THE DETECTIVE OR THE D.A.  
14 WERE LYING --

15          THE COURT: SIR, THEY'RE NOT HERE TO TESTIFY.

16          Q       BY MR. SAYEGH: OKAY.

17          YOU TESTIFIED -- WELL, YOU SAID TO THEM AND  
18 RECALL, THAT A RELATIVE GOT IN YOUR HEAD AND SAID THAT  
19 YOU WERE GOING -- THAT I WAS GOING TO TAKE AWAY THE  
20 KIDS.

21          IS THAT TRUE?

22          A       I DON'T REMEMBER. I DON'T RECALL.

23          Q       GOING TO THAT EVENING, DO YOU REMEMBER  
24 SPEAKING TO CAMILLIA?

25          A       I DO RECALL SPEAKING TO CAMILLIA.

26          Q       DO YOU RECALL HER TELLING YOU THAT YOU'RE  
27 GOING TO HAVE TO PUT A CASE ON ME AND IN ORDER TO DO SO,  
28 YOU'RE GOING TO HAVE TO EMBELLISH THE INJURIES WITH

1 MAKEUP?

2 A NO.

3 Q AND THE RELATIVE TOLD YOU TO BUILD A CASE OR  
4 REPORT AGAINST ME. THIS IS WHAT YOU TOLD THE D.A. AND  
5 THE DETECTIVE.

6 IS THAT TRUE?

7 A THEY -- MONTHS AFTER EVERYTHING, I DON'T  
8 RECALL EVERYTHING I TOLD. ALL I KNOW I WAS TOLD TO SAY  
9 A DIFFERENT STORY THAT HAD HAPPENED FROM THAT DAY.

10 Q OKAY.

11 YOU TOLD --

12 OKAY.

13 YOU SAID TO THE D.A. AND THE DETECTIVE, "LIFE  
14 HASN'T BEEN THE SAME SINCE THIS HAPPENED." YOU TOLD  
15 THEM THAT I AM NOT ABUSIVE.

16 IS THAT TRUE OR NOT?

17 A I DON'T RECALL, BUT I SAID WHATEVER YOU GUYS  
18 TOLD ME TO SAY.

19 Q YOU SAID I NEVER ONCE HIT YOU AND PEOPLE WOULD  
20 KNOW BY NOW IF I DID.

21 DID YOU TELL THEM THAT?

22 A I DON'T RECALL.

23 Q YOU SAID TO THEM YOU ARE NOW IN A REALLY GOOD  
24 PLACE AND HAVE NEVER FELT BETTER AND FEEL SAFE.

25 DID YOU TELL THEM THAT?

26 A I DON'T RECALL.

27 Q OKAY.

28 DID YOU TELL THEM AS -- THAT YOU HAVE DONE SIX

1 MONTHS OF REHAB AND SOBER LIVING?

2 A I PROBABLY DID.

3 Q AND THE KIDS LIVE WITH ME NOW; YOU'RE ALLOWED  
4 TO PICK THEM UP AND DO OVERNIGHTS --

5 OKAY.

6 HERE WE GO.

7 AFTER THEY HAD WRAPPED UP AND SAID OUR  
8 GOODBYES, YOU MENTIONED THAT YOU USED MAKEUP AT THE  
9 TIME. DID YOU TELL THEM THAT?

10 A I TOLD THEM WHAT YOU AND MY MOTHER TOLD ME TO  
11 SAY AFTER I GOT OUT OF REHAB, AFTER I GOT --

12 Q SO --

13 THE COURT: LET HER FINISH THE QUESTION.

14 THE WITNESS: SO EVERYONE CAN CALM DOWN.

15 THE COURT: SO YOUR TESTIMONY IS YOU MADE THESE  
16 STATEMENTS. BUT YOU YOUR TESTIMONY IS YOU MADE THESE  
17 STATEMENTS BECAUSE THE RESPONDENT AND YOUR MOTHER TOLD  
18 YOU TO MAKE THESE STATEMENTS? DO YOU I HAVE THIS RIGHT?

19 THE WITNESS: YES.

20 THE COURT: OKAY.

21 YOUR MOTHER IS NOT HERE. IS SHE IN THE  
22 AUDIENCE?

23 THE WITNESS: NO.

24 MY MOTHER --

25 THE COURT: OKAY.

26 THAT'S ENOUGH.

27 Q BY MR. SAYEGH: GOING TO THE PHOTOS --

28 MR. KOLODJI: SHOULD I DO FOLLOW-UP QUESTIONS

1 REGARDING THE --

2 THE COURT: WELL, FIRST, BECAUSE I DIRECTED, I WANT  
3 TO GET TO WHAT I THINK IS THE MOST RELEVANT PORTIONS  
4 WHICH ARE THE PHOTOGRAPHS. I WANT TO GIVE THE  
5 RESPONDENT AN OPPORTUNITY TO PRESENT HIS EVIDENCE. SO  
6 HE'S STILL ON HIS PORTION.

7 Q BY MR. SAYEGH: GOING BACK TO THE 21ST, ISN'T  
8 IT TRUE THAT I HAVE WALKED OUTSIDE AND SAW YOU SMOKING  
9 FENTANYL IN THE BACKYARD?

10 A YES OR NO?

11 A NO.

12 Q AND THIS IS WHY I TOLD YOU THAT -- I PUT YOU  
13 IN THREE REHABS AND NOW I'M GOING TO TAKE THE KIDS. YES  
14 OR NO?

15 A NO.

16 Q ISN'T IT TRUE YOU HAD FAILED A REHAB DRUG TEST  
17 FOR FENTANYL, CRACK COCAINE, AND FENTANYL SIX MONTHS  
18 PRIOR TO THIS DATE?

19 A I ABSOLUTELY SAY YES, I DID. NOT CRACK  
20 COCAINE, SMOKING FENTANYL -- NONE OF THAT.

21 Q SO THE TESTS THAT CAME BACK POSITIVE FROM THE  
22 REHAB, YOU'RE SAYING THAT THAT'S NOT TRUE?

23 A IT WASN'T REHAB. IT WAS A DETOX CENTER THAT I  
24 HAD ADMITTED MYSELF INTO --

25 Q THE COURT: ONE AT A TIME.

26 Q SIR, SHE'S ADMITTED TO HAVING A DRUG  
27 ISSUE. WELL, SIR, SHE ADMITTED BEFORE YOU EVEN  
28 ASKED THE QUESTION. SO I DON'T NEED OTHER EVIDENCE

1 THAT SHE HAD A DRUG PROBLEM OR SHE TESTED POSITIVE  
2 FOR DRUGS BACK IN 2021.

3 Q BY MR. SAYEGH: ISN'T IT TRUE I SAID, "YOU'RE  
4 A BAD MOTHER," THAT DAY, "AND I'M GOING TO TAKE THE  
5 KIDS." AND THAT'S WHY I SAID YOU ARE A BAD MOTHER?

6 A I DON'T RECALL.

7 BUT POSSIBLY.

8 Q OKAY.

9 AND THEN WHEN I SAID, "I'M GOING TAKE THE  
10 KIDS," YOU SWANG THE SWEATER THAT HAD A ZIPPER AND CUT  
11 ME ON MY CHEST?

12 A I DON'T RECALL CUTTING YOU ON THE CHEST.

13 I REMEMBER JUST A LITTLE ZIPPER.

14 Q ISN'T IT TRUE YOU WERE HIGHLY INTOXICATED THAT  
15 EVENING?

16 A I DON'T RECALL.

17 Q ISN'T IT ALSO TRUE THAT I WENT INTO THE  
18 BEDROOM OF THE KIDS, I WAS ON ONE KNEE PACKING THE KIDS,  
19 AND YOU PICKED UP THE PLASTIC TABLE AND LIFTED IT UP AT  
20 ME?

21 A I FLIPPED IT WHEN I CAME IN.

22 Q YOU LIFTED IT UP AT ME. YES OR NO?

23 A I DON'T KNOW.

24 Q AND I GOT UP TO BLOCK THE TABLE?

25 A POSSIBLY.

26 Q AND THAT'S WHEN I STRUCK YOU IN THE EYE?

27 A I DON'T RECALL.

28 Q AND AT THAT POINT, YOU WENT INTO THE BEDROOM

1 AND CALLED CAMILLIA. AND THE NEXT MORNING, 24 HOURS  
2 LATER, THE COPS SHOWED UP.

3 CORRECT?

4 A CORRECT.

5 Q AND THEN AT THE TIME, THEY HAD BROUGHT AN  
6 E.M.T. TO CHECK YOU, AND YOU REFUSED TO ALLOW THEM TO  
7 GET NEXT TO YOU -- THE MEDICAL STAFF?

8 ISN'T THAT TRUE?

9 A I DON'T RECALL.

10 Q ISN'T IT ALSO TRUE THAT THE PHOTOS THAT YOU  
11 PRESENTED WERE NOT FROM LAW ENFORCE. THEY WERE ACTUALLY  
12 FROM YOUR CELLPHONE?

13 A I DON'T RECALL.

14 Q AND ISN'T IT ALSO TRUE IN YOUR DECLARATION  
15 THERE'S MULTIPLE PHOTOS -- AND YOU CAN SEE -- I'M  
16 PULLING THAT UP RIGHT NOW. IN THE PHOTOS, YOU WILL SEE  
17 AT THE BOTTOM MULTIPLE PHOTOS WILL SHOW --

18 LET ME USE THIS REAL QUICK.

19 MR. KOLODJI: SURE.

20 Q BY MR. SAYEGH: THIS HERE IN YOUR PHONE --  
21 THESE PHOTOS HERE ARE MULTIPLES WHERE YOU ARE PRACTICING  
22 DIFFERENT MAKEUP DESIGNS AND TAKING DIFFERENT PHOTO  
23 SHOTS.

24 ISN'T BE THAT TRUE?

25 A NO.

26 Q NOW, I'M GOING GO TO YOUR PHOTOS OF THAT  
27 EVENING.

28 ISN'T THIS TRUE, THESE ARE ACTUALLY SWEAT

1 MARKS BECAUSE THIS PHOTO WAS TAKEN ABOUT AN HOUR  
2 AFTERWARDS?

3 A AN HOUR AFTERWARDS --

4 THE COURT: THE QUESTION IS ARE THESE SWEAT MARKS  
5 THAT LOOKS LIKE BRUISING AROUND THE RIGHT -- EYE HE'S  
6 ASKING IF THEY'RE SWEAT MARKS.

7 THE WITNESS: NO.

8 THE COURT: OKAY.

9 Q BY MR. SAYEGH: THIS HERE IS ALSO MAKEUP --

10 THE COURT: SIR --

11 Q BY MR. SAYEGH: I'M ASKING ISN'T IT TRUE THIS  
12 IS A CONCEALER MAKEUP THAT YOU USED TO HELP EMBELLISH  
13 THESE INJURIES?

14 A NO.

15 Q THIS IS A PHOTO OF THAT SAME DAY?

16 A I DON'T KNOW.

17 Q ANY SWELLING THAT WOULD CAUSE SUCH A BLACK  
18 EYE?

19 A IT LOOKS LIKE A --

20 THE COURT: DID YOU USE CONCEALER OR ANY OTHER  
21 MAKEUP TO ENHANCE OR EMBELLISH THE INJURIES?

22 THE WITNESS: NO, I DID NOT.

23 Q BY MR. SAYEGH: DID YOU TELL POLICE OFFICERS  
24 THAT YOU DID?

25 A YES, I DID.

26 Q AND IN THIS PHOTO HERE, WHICH IS ALSO THE SAME  
27 EYE --

28 IF THE COURT WOULD SEE IT ACTUALLY IN PERSON,

1 IT'S A DIFFERENT SHADE.

2 OKAY.

3 THE COURT: I DON'T KNOW WHAT YOU MEAN IT'S A  
4 DIFFERENT SHADE. YOU CAN SHOW ME AN EXHIBIT AND MAKE  
5 THE ARGUMENT WHEN ALL THE EVIDENCE IS IN.

6 MR. KOLODJI: I'M GOING TO OBJECT TO THIS  
7 DEMONSTRATIVE.

8 THE COURT: WELL, DEMONSTRATIVE -- WHAT WERE YOU  
9 TRYING TO SHOW? I MEAN IT'S NOT --

10 MR. SAYEGH: SURE.

11 I WANTED THE COURT TO SEE BECAUSE I  
12 PRESENTED AN EXPERT WHO'S A MAKEUP SPECIALIST.

13 THE COURT: IS THAT PERSON HERE?

14 MR. SAYEGH: NO.

15 THE COURT: SO YOU HAVE --

16 MR. SAYEGH: I HAVE DEMONSTRATIVE EVIDENCE OF WHAT  
17 REAL BLACK EYES OR WHAT --

18 THE COURT: STOP.

19 THAT'S OUT.

20 Q BY MR. SAYEGH: NOW, MS. SAYEGH, GOING TO THIS  
21 PHOTO -- OKAY -- ISN'T IT TRUE THAT THIS IS 100 PERCENT  
22 MAKEUP?

23 A NO.

24 Q NO.

25 AND HOW LONG AFTER THIS ALLEGED -- HOW LONG  
26 AFTER DID YOU TAKE THIS PHOTOGRAPH?

27 A I DON'T RECALL.

28 Q THE POLICE OFFICER DID NOT MAKE THIS

1 PHOTOGRAPH. CORRECT?

2 A I DON'T RECALL. I DON'T KNOW.

3 Q YOU DON'T RECALL HOW LONG AFTER?

4 A I'M SORRY, I DON'T.

5 I WISH I DID.

6 Q DO YOU HAVE THE THUMB MARK SIDE WHERE THE  
7 INJURY WOULD HAVE OCCURRED -- THE PRESSURE FROM THE  
8 THUMB MARKS.

9 DO YOU RECALL GOING TO YOUR SISTER'S  
10 BACHELORETTE PARTY ON SEPTEMBER 21ST OF THAT SAME YEAR?  
11 DO YOU RECALL TWO DAYS LATER GOING TO A BACHELORETTE  
12 PARTY IN PALM SPRINGS?

13 A TWO DAYS LATER OF THAT INCIDENT?

14 Q TWO DAYS AFTER THIS INCIDENT, DO YOU RECALL  
15 GOING TO A -- HAVING A BACHELORETTE PARTY AT PALM  
16 SPRINGS -- AT THE PALM SPRINGS HOTEL?

17 THE COURT: OFFER OF PROOF?

18 MR. SAYEGH: THE OFFER OF PROOF THERE'S GOING TO BE  
19 PHOTOGRAPHS SHOWING ABSOLUTELY NO INJURIES THAT EXIST.  
20 THIS IS --

21 THE COURT: HOLD ON.

22 THE DATE THIS BACHELORETTE PARTY IS WHEN?

23 MR. SAYEGH: THE 21ST OF JANUARY.

24 THE COURT: JANUARY 21ST OF WHAT YEAR?

25 MR. SAYEGH: 2021.

26 THE COURT: 2021.

27 OKAY.

28 DID YOU GO TO A BACHELORETTE PARTY OR ANY

1       TYPE OF PARTY ON JANUARY 21ST, 2021?

2           THE WITNESS: I DON'T RECALL.

3           THE COURT: THERE'S EVIDENCE BEFORE THE COURT SHE  
4 HAD DRUG ISSUES IN 2021, '22. SHE WAS IN REHAB.

5           SO ANYTHING ELSE? YOU HAVE ABOUT FIVE  
6 MORE MINUTES.

7           MR. SAYEGH: YEAH, WHAT I HAVE --

8           THE COURT: SIR, WERE YOU AT THIS PARTY? CAN YOU  
9 LAY THE FOUNDATION?

10          MR. SAYEGH: NO, BECAUSE --

11          THE COURT: SO THE ANSWER IS NO. PUT THE PHOTO ON  
12 THE OVERHEAD AND SEE IF SHE CAN LAY THE FOUNDATION.

13           THE FIRST QUESTION IS DO YOU RECOGNIZE  
14 THIS PHOTOGRAPH? IS THIS YOU? IT LOOKS LIKE YOU.

15          THE WITNESS: IT LOOKS LIKE ME.

16          THE COURT: DO YOU KNOW WHEN THIS PHOTOGRAPH WAS  
17 TAKEN?

18          THE WITNESS: NO, I DON'T.

19          Q      BY MR. SAYEGH: DO YOU RECOGNIZE THIS PHOTO?

20          A      YES.

21          Q      WHEN WAS THIS?

22          A      THAT'S THE BACHELORETTE PARTY, MY SISTER'S  
23 LUNCH.

24          Q      YOUR SISTER'S BACHELORETTE PARTY?

25          A      IT WAS ONE OF THE TIMES WE WENT TO LUNCH.

26          Q      THIS IS THE SAME PHOTO, JUST A DIFFERENT  
27 ANGLE?

28          A      UH-HUH.

1 Q TRUE OR NO?

2 A YES.

3 Q THIS IS A CLOSEUP OF THAT PHOTO?

4 A OKAY.

5 Q AND THIS IS TWO DAYS AFTER THESE INJURIES?

6 A TWO DAYS?

7 Q TWO DAYS.

8 THAT'S EXACTLY WHEN THE BACHELORETTE PARTY WAS  
9 JANUARY 21ST -- BACHELORETTE PARTY?

10 THE COURT: THE QUESTION IS?

11 Q BY MR. SAYEGH: IS THIS A PHOTOGRAPH OF YOU AT  
12 THE BACHELORETTE PARTY?

13 A IT WASN'T TWO DAYS AFTER THAT.

14 THE COURT: SO THE QUESTION IS IS THE PHOTOGRAPH OF  
15 YOU AFTER THE --

16 THE WITNESS: YES, IT WAS.

17 THE COURT: NEXT QUESTION.

18 Q BY MR. SAYEGH: AND THIS HERE IS ANOTHER  
19 VERSION OF THIS AT THE BACHELORETTE PARTY, DOCUMENTED IN  
20 PALM SPRINGS, TWO DAYS LATER?

21 A IT WASN'T TWO DAYS LATER. IT WAS LIKE A  
22 MONTH -- TWO MONTHS AFTER.

23 THE COURT: SO SHE'S CORRECT YOU CAN'T GIVE YOUR  
24 COMMENTARY AND TESTIFY. BUT THAT'S A PICTURE OF YOU AT  
25 THE PARTY?

26 THE WITNESS: YES.

27 THE COURT: OKAY.

28 ANYTHING ELSE. SIR?

1 Q BY MR. SAYEGH: SO IT'S YOUR TESTIMONY NOW  
2 THAT HE DIDN'T HAVE A BACHELORETTE PARTY ON JANUARY 21  
3 OF 2022, THAT YOU WERE AT THERE?

4 A YEAH, I WAS THERE.

5 Q DO YOU SEE ANY OF THOSE INJURIES THAT YOU HAD  
6 JUST TWO DAYS LATER -- BEFORE?

7 THE COURT: SO HER ANSWER IS IT WASN'T TWO DAYS  
8 BEFORE.

9 BUT DO YOU SEE ANY INJURIES --

10 THE WITNESS: NO, I DON'T.

11 THE COURT: DO YOU SEE ANY OF THE INJURIES THAT YOU  
12 TESTIFIED.

13 THE WITNESS: NO.

14 MR. SAYEGH: MAY I GO BACK TO THIS --

15 THE COURT: YOU HAVE TWO MINUTES.

16 MR. SAYEGH: AND THAT WILL INCLUDE MY DIRECT?

17 THE COURT: IT'S CUMULATIVE. WHAT ELSE? WHAT ELSE  
18 DO YOU HAVE?

19 MR. SAYEGH: I HAVE A LOT ON MY DIRECT IF I MAY.

20 THE COURT: OF YOUR TESTIMONY? YOU DON'T HAVE A  
21 LOT, SIR. WHAT DO YOU HAVE? I UNDERSTAND YOUR POSITION  
22 IS YOU'VE NEVER HIT HER EXCEPT ONE TIME EXCELLENTLY WHEN  
23 FLIPPED THE TABLE; THAT MAYBE YOU CALLED HER A BAD  
24 MOTHER ONCE WHEN SHE WAS IN REHAB; THAT YOU HAVE NO  
25 RECOLLECTION OF THE WINDSHIELD; THAT YOU WEREN'T EVEN IN  
26 THE SAME ROOM WHEN SHE TESTIFIED THAT YOU KICKED HER AND  
27 GAVE HER A BLACK EYE. I HAVE YOUR TESTIMONY. WHAT  
28 ELSE? I HAVE YOUR SISTER GIVE TESTIMONY --

1 MR. SAYEGH: I HAVE --

2 THE COURT: HOLD ON, SIR.

3 I HAVE YOUR SISTER GIVE TESTIMONY H THAT  
4 SHE HEARD THE PETITIONER MENTIONING EMBELLISHING  
5 INJURIES TO GIVE A REPORT TO D.C.F.S. I HAVE  
6 TESTIMONY THAT SHE HAD DRUG ISSUES. I HAVE THAT  
7 TESTIMONY.

8 DO YOU HAVE SOMETHING NEW? WHAT ELSE DO  
9 YOU HAVE THAT'S NEW?

10 MR. SAYEGH: I HAVE MY THAT --

11 SHE TOLD MY CHILDREN TO LIE.

12 THE COURT: WHAT EVIDENCE DO YOU HAVE OF THAT?

13 MR. SAYEGH: THAT THE KID MADE ON THEIR OWN.

14 THE COURT: HEARSAY.

15 WHAT ELSE DO YOU HAVE?

16 MR. SAYEGH: I HAVE DOCUMENTATION THAT SHE LIED  
17 ABOUT HAVING CANCER, TO ME, OVER THE LAST YEAR IN ORDER  
18 TO EXTORT AND EXTRACT FUNDS AND THINGS.

19 THE COURT: SO YOU HAVE CHARACTER EVIDENCE THAT SHE  
20 WAS DISHONEST IN THE PAST.

21 MR. SAYEGH: WHAT OCCURRED --

22 THE COURT: WHAT ELSE DO YOU HAVE, SIR?

23 MR. SAYEGH: I HAVE --

24 OKAY.

25 SHE CALLS THE POLICE ON SEPTEMBER 8TH.

26 OKAY?

27 SHE SAID THAT I KIDNAPPED THE KIDS. THAT  
28 MORNING SHE HAD SENT OUT THIS --

1           THE COURT: WE'LL GET TO THE CUSTODY VISITATION  
2 PORTION. WE'RE GOING TO GET TO THE CUSTODY AND  
3 VISITATION PORTION. WE'RE NOW ON THE ABUSE PORTION.

4           I HAVE HER TESTIMONY. I HAVE YOUR  
5 TESTIMONY. I HAVE PHOTOGRAPHS OF DEPICTED INJURIES.  
6 I HAVE YOUR TESTIMONY EXPLAINING -- OR YOUR VERSION  
7 OF HOW I SHOULD VIEW THESE EXHIBITS.

8           ANYTHING ELSE REGARDING THE ABUSE, AND  
9 THEN WE'LL GET TO CUSTODY AND VISITATION.

10          MR. SAYEGH: THE IMPORTANCE IS SHE'S LIED.

11          THE COURT: I'LL MAKE A DECISION AS TO WHO IS LYING  
12 AND WHO'S NOT.

13          MR. SAYEGH: NO.

14          THE IMPORTANT THING IS SHE'S CALLED THE  
15 POLICE MULTIPLE TIMES, AND IT'S FALSE.

16          THE COURT: ANYTHING ELSE ABOUT THE ALLEGED ABUSE?  
17 THAT, SIR, IS WHAT I NEED TO MAKE A DECISION ON.

18          NOW I THINK I HAVE THE EVIDENCE I NEED  
19 FROM THE PETITIONER AND FROM YOU ON THESE ALLEGED  
20 INCIDENTS OF ABUSE.

21          MR. SAYEGH: YOUR HONOR, ON AUGUST 26TH, I HAVE  
22 LOTS OF DOCUMENTATION I ESTABLISHING EXACTLY WHERE I  
23 WAS. AND IT WAS MATHEMATICALLY IMPOSSIBLE FOR ME TO BE  
24 THERE.

25          THE COURT: WHAT ABOUT JUNE 8TH?

26          MR. SAYEGH: WHAT'S THAT?

27          THE COURT: JUNE 8TH?

28          WHAT ABOUT NOVEMBER 2023.

1 MR. SAYEGH: SO ON JUNE 8TH, SHE HAD THE EYE --

2 THE COURT: AND THE PHOTOGRAPHS FROM 2021.

3 MR. SAYEGH: SURE.

4 ON JUNE 8TH, SHE TEXTED ME THAT SHE HAD  
5 THIS MEDICAL ISSUE -- AND IT WAS NOT REAL -- ON THE  
6 LIP. SHE SAID IT WAS A MEDICAL ISSUE. ON THE LIP,  
7 SHE SAYS THAT SHE WAS BLEEDING. JUST AN HOUR AGO --  
8 AND YOU COULD TELL IT'S A PERFECT SYMMETRICAL LIPS  
9 THAT DON'T EXIST.

10 THE COURT: YOU HAVE OTHER EVIDENCE SHOWING YOU  
11 WEREN'T THERE AUGUST 26TH --

12 MR. SAYEGH: AND --

13 THE COURT: SIR SLOW DOWN.

14 AND THAT EVIDENCE IS THE TEXT MESSAGES  
15 THAT I'VE ALREADY SEEN.

16 MR. SAYEGH: NO.

17 I HAVE PHYSICAL DOCUMENTATION. I HAVE  
18 WHERE I'M AT. I'M ON TV THAT DAY. I HAVE AN ENTIRE  
19 DOCUMENTATION. I CAN JUST GO REALLY QUICK.

20 THE COURT: GO THROUGH THAT, AND THAT WILL WRAP IT  
21 UP.

22 THAT WOULD BE EVIDENCE THAT YOU WERE NOT  
23 HOME ON AUGUST 26TH WHEN YOU GOT INTO A FIGHT WITH  
24 HER AT THE HOUSE.

25 CORRECT?

26 MR. SAYEGH: YES.

27 THE COURT: WHAT ELSE OF EVIDENCE DO YOU HAVE --

28 MR. SAYEGH: MIA'S SCHOOL ATTENDANCE WHERE ON

1 AUGUST 26TH, SHE WAS AT SCHOOL. AND THAT'S WHY I WAS  
2 TRYING TO ASK MRS. SAYEGH AT WHAT TIME SHE GOT TO THE  
3 HOME.

4 OKAY?

5 AND WE ALSO HAVE IS MYSELF --

6 AND SO IF I CAN JUST FIND OUT WHAT TIME  
7 SHE GOT --

8 THE COURT: SIR --

9 MR. SAYEGH: HERE IS --

10 THE COURT: YOU TOLD ME YOU TO HAVE EVIDENCE TO  
11 SHOW YOU WERE NOT IN THE VICINITY.

12 MR. SAYEGH: HERE'S AN ARCO RECEIPT AND ANOTHER  
13 HOME DEPOT RECEIPT FROM AUGUST 26TH. HERE I AM AT  
14 GROCERY OUTLET PURCHASING THE GROCERIES FOR THE TOWN  
15 HALL THAT I DO EVERY TUESDAY. HERE IS A DECLARATION  
16 FROM THE HOUSEKEEPER WHO SAYS --

17 THE COURT: THAT'S OUT. DECLARATION IS OUT.

18 MR. SAYEGH: HERE IS THE REBUILDING WORKSHOP THAT I  
19 DO ON A LIVE STREAM AT A LAW FIRM AUGUST 26TH. THIS IS  
20 THE TIME IT IS AT. THIS IS ME ON THE LIVE STREAM  
21 HANDLING THE WORKSHOP. THAT WORKSHOP REQUIRES ME TO BE  
22 AT THE LAW FIRM SET UP ALL THE CHAIRS, SET UP ALL THE  
23 FOOD, AND CONDUCT -- I HAVE MULTIPLE CONTRACTORS AND  
24 THINGS OF THAT NATURE. I HAVE -- WAS NOT AT THE HOME IN  
25 ALTADENA ON THE 26TH.

26 THE COURT: ANYTHING ELSE, SIR? YOU HAVE THESE  
27 EXHIBITS. YOU HAVE EXHIBITS SHOWING YOU MADE PURCHASES  
28 AT CERTAIN STORES. THIS IS YOUR EVIDENCE THAT YOU WERE

1 NOT HOME AT ALL DURING --

2 MR. SAYEGH: YEAH. I WAS ON A LIVE STREAM.

3 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

4 MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO POINT OUT  
5 WHAT HE JUST SHOWED US, THE LIVE STREAM AT 5:52 P.M.

6 THE COURT: SIR, IT'S NOT EVIDENCE --

7 MR. KOLODJI: THE INCIDENT ALLEGEDLY OCCURRED --

8 THE COURT: IT WAS NOT EVIDENCE THAT HE WASN'T HOME  
9 AT ALL DURING AUGUST 26 OTHER THAN HIS TESTIMONY.

10 MR. SAYEGH: BUT I --

11 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

12 MR. KOLODJI: YES, YOUR HONOR.

13 I JUST WANT TO DRAW THE COURT'S ATTENTION  
14 TO THE SECOND PAGE OF HIS EXHIBIT 1 AND HAVE MY  
15 CLIENT, IN HER SUPPLEMENTAL DECLARATION, EXPRESS  
16 WHAT THE DETECTIVE SAID OCCURRED THAT DAY AND THE  
17 D.A. EXPRESSED -- PUT IN THAT EMAIL --

18 THE COURT: THAT'S NOT EVIDENCE. THOSE -- THE D.A.  
19 AND POLICE OFFICERS -- THEY DID NOT COME TO COURT TO  
20 TESTIFY. THE ONLY THING IN EVIDENCE IS HER -- OR HER  
21 ANSWERS.

22 MR. KOLODJI: WHAT I'M JUST POINTING OUT, YOUR  
23 HONOR, IN THE SUPPLEMENTAL DECLARATION HER RECOLLECTION  
24 OF WHAT ACTUALLY OCCURRED LINES UP WITH WHAT DEPUTY  
25 REYES WROTE HERE -- WAS PRESENTED AS BEING WHAT DEPUTY  
26 REYES TOLD THE D.A. THAT THE --

27 THE COURT: THAT'S HEARSAY. ALL OF THAT IS OUT.

28 MR. KOLODJI: I JUST WANTED TO --

1           THE COURT:  NOTHING THAT THE D.A. WROTE, NOTHING  
2 THAT THE POLICE OFFICERS WROTE IS ACTUALLY IN EVIDENCE.

3           OKAY.

4           SUBMITTED BOTH SIDES.

5           I HAVE -- JUST SO WE HAVE A RECORD -- ALL  
6 OF THE EXHIBITS THAT HAVE BEEN SHOWN BY THE PARTIES  
7 ON BOTH SIDES WILL BE ADMITTED EXCEPT I THINK THERE  
8 WAS R-4 -- EXCEPT THE EMAILS FROM THE D.A.'S OFFICE.  
9 BUT ALL THE OTHER TEXT MESSAGES AND PHOTOGRAPHS ARE  
10 GOING TO BE ADMITTED.

11           THE ISSUE IS WHETHER OR NOT THE PETITIONER  
12 HAS SHOWN THAT BY PREPONDERANCE OF THE EVIDENCE THAT  
13 IT IS MORE LIKELY THAN NOT THAT THE RESPONDENT  
14 INFILCTED THOSE INJURIES ON HER FACE.  AND  
15 BASICALLY, THIS COMES DOWN TO CREDIBILITY.

16           I FIND THE PETITIONER CREDIBLE, I FIND THE  
17 RESPONDENT'S SISTER CREDIBLE.  I DON'T FIND THE  
18 RESPONDENT CREDIBLE.  THE PETITIONER -- SHE GIVES  
19 DETAILS OF THE EVENTS.  THE PETITIONER EVEN GIVES  
20 STATEMENTS, NOT EVEN UNDER CROSS THAT HER  
21 CREDIBILITY -- SHE GIVES STATEMENTS THAT SHE WAS  
22 DEALING WITH DRUGS; SHE GIVES STATEMENTS THAT  
23 D.C.F.S. HAD TO COME INSIDE OR INTERVENE TO TAKE  
24 CARE OF KIDS.  SO SHE DOESN'T JUST GIVE SELF-SERVING  
25 TESTIMONY.  AND HER TESTIMONY ON THE INCIDENTS ARE  
26 VERY SPECIFIC AND VERY DETAILED.

27           THE RESPONDENT ON THE OTHER HAND, DOES NOT  
28 GIVE DETAILS; AND THERE'S NO TESTIMONY THAT THE

1 RESPONDENT GIVES WHICH INCULPATES HIM AT ALL. IF I  
2 WERE TO BELIEVE THE RESPONDENT, HE HAS NEVER LAID A  
3 HAND ON THE PETITIONER EXCEPT MAYBE ONCE ON  
4 ACCIDENT. I DON'T THINK THAT'S LIKELY TRUE. IF I  
5 BELIEVE THE RESPONDENT, HE'S NEVER LOST HIS TEMPER.  
6 HE MAY HAVE CALLED THE PETITIONER BAD MOTHER ONCE  
7 BECAUSE SHE'S DEALING WITH DRUGS. I DON'T THINK  
8 THAT'S LIKELY TRUE. I WASN'T THERE. I DON'T KNOW  
9 BEYOND A REASONABLE DOUBT WHAT'S HAPPENED BETWEEN  
10 THE PARTIES. BUT YOU THE BURDEN IN THIS CASE IS  
11 WHAT'S MORE LIKELY TRUE THAN NOT TRUE.

12 SO I HAVE THE PETITIONER GIVING TESTIMONY.  
13 I HAVE THE RESPONDENT GIVING TESTIMONY. I HAVE  
14 EVIDENCE THAT THE PETITIONER WAS USING DRUGS TO SUCH  
15 AN EXTENT THAT SHE HAD TO GO UNDER REHAB. SO HER  
16 CREDIBILITY -- THERE MAY BE ISSUES WITH HER  
17 CREDIBILITY. BUT I DON'T JUST HAVE THE TESTIMONY.  
18 I HAVE PHOTOGRAPHS THAT DEPICT INJURIES. WHAT'S  
19 MORE LIKELY TRUE THAT THOSE INJURIES ARE CONSISTENT  
20 WITH PETITIONER'S TESTIMONY.

21 THE RESPONDENT WILL HAVE YOU TO BELIEVE  
22 THAT'S CONCEALER MAKEUP; THAT'S A LIP INJECTION;  
23 THAT -- I WOULD HAVE TO HAVE A LEAP TO BELIEVE THAT.  
24 I THINK MORE LIKELY TRUE THAN NOT TRUE IS WHAT THE  
25 PETITIONER SAID BECAUSE IT'S CONSISTENT WITH THE  
26 PETITIONER.

27 THERE'S A PHOTOGRAPH OF A BROKEN  
28 WINDSHIELD. THE PETITIONER GIVES DETAILS ABOUT THE

1 BROKEN WINDSHIELD. THE RESPONDENT BRUSHES OVER IT.  
2 HE DOESN'T SAY, "IT'S NOT MY CAR. HE DOESN'T SAY,  
3 "IT DIDN'T HAPPEN, JUST BRUSHES OVER IT.

4 SO FOR CREDIBILITY, THE PETITIONER -- I  
5 BELIEVE THE RESPONDENT'S SISTER. I BELIEVE  
6 RESPONDENT'S SISTER SHE'S MADE UP OR SHE'S  
7 EMBELLISHED -- PROBABLY TRUE, PROBABLY LIKELY WHEN  
8 SHE'S TALKING TO D.C.F.S. BUT SHE'S EMBELLISHING AN  
9 INJURY THAT THE RESPONDENT GAVE HER; THAT RESPONDENT  
10 INFLECTED AN INJURY, AND MAYBE SHE WENT ON TO  
11 D.C.F.S. TO MAKE IT MORE PRONOUNCED. BUT I DON'T  
12 BELIEVE THAT THE PETITIONER JUST TOOK A FACE WITH NO  
13 INJURY AT ALL AND CREATED PICTURES OF INJURIES.

14 SO I FIND THAT THE PETITIONER HAS  
15 ESTABLISHED BY THE PREPONDERANCE OF THE EVIDENCE  
16 MORE LIKELY TRUE THAN NOT TRUE, THAT THE RESPONDENT  
17 HAS BEEN PHYSICALLY ABUSIVE. BUT THERE'S EVIDENCE  
18 THAT PETITIONER HAS SUFFERED OR HAS HAD DRUG ISSUES.

19 SO NOW WE GET TO CUSTODY AND VISITATION.  
20 I DON'T KNOW WHAT THE CURRENT SITUATION IS WITH THE  
21 MINORS. I DON'T KNOW WHAT CURRENT ARRANGEMENT IS  
22 WITH THE MINORS, WHERE THE MINOR IS STAYING. I  
23 DON'T KNOW THAT THE PETITIONER IS STILL DEALING WITH  
24 THOSE DRUG ISSUES.

25 SO LET ME HEAR FROM THE RESPONDENT. WHAT  
26 HAS BEEN THE CURRENT ARRANGEMENT -- OR WHAT IS THE  
27 CURRENT ARRANGEMENT WITH THE CHILDREN? YOU STATED  
28 IN YOUR DECLARATION YOU HADN'T SEEN THE CHILDREN.

1 I'M HOPING I READ THIS WRONG -- THAT YOU HADN'T SEEN  
2 THEM SINCE JANUARY 8TH.

3 MR. SAYEGH: NO, NOT JANUARY 8TH. SEPTEMBER.

4 BUT I WAS ABLE TO TRACK THE CHILD DOWN  
5 ONCE AT ELLIOT.

6 THE COURT: WHEN WAS THE LAST TIME YOU SEEN YOUR  
7 CHILDREN?

8 MR. SAYEGH: I SAW THE CHILD ONCE.

9 THE COURT: WHEN YOU SAY, "THE CHILD," THERE'S TWO.

10 MR. SAYEGH: SO I FOUND MIA -- I'VE BEEN ABOUT A  
11 MONTH TRYING TO TRACK THE KIDS DOWN. SHE HAD REMOVED  
12 THEM OUT OF THE SCHOOL. I FOUND HER --

13 THE COURT: SIR, SIMPLE QUESTION. WHEN WAS THE  
14 LAST TIME YOU SEEN YOUR CHILDREN?

15 MR. SAYEGH: I HAVEN'T SEEN THEM IN TWO WEEKS. AND  
16 THEN PRIOR TO THAT, A MONTH. SO I'VE ONLY IN SEEN THEM  
17 ONE TIME WHEN I FOUND THEM ONCE THIS ENTIRE TIME.

18 THE COURT: OKAY.

19 MR. SAYEGH: AND SHE BLOCKED THE PHONES TO CALL.

20 THE COURT: SIR, I GOT THAT. THAT WAS IN YOUR  
21 DECLARATION.

22 SO YOU HAVEN'T SEEN YOUR CHILDREN. YOU  
23 SAW THEM TWO WEEKS AGO AND BEFORE THAT YOU HADN'T  
24 SEEN THEM FOR OVER A MONTH?

25 MR. SAYEGH: YEAH.

26 AND I --

27 THE COURT: SO THAT TAKES US TO SEPTEMBER.

28 FROM JANUARY TO SEPTEMBER -- WHAT WAS THE

1 ARRANGEMENTS WITH YOU AND THE CHILDREN?

2 MR. SAYEGH: WE -- FIRST MIA AND NUHA LIVED  
3 TOGETHER. AND THEN, BECAUSE WE'RE DISPLACED FROM THE  
4 FIRES -- I WENT BACK INTO ALTADENA ABOUT FOUR MONTHS AGO  
5 TO GET A BAG TOGETHER. AND SHE REMAINED DOWN THERE IN  
6 TEMPLE CITY.

7 I HAD THE KIDS FRIDAY, SATURDAY, SUNDAY.

8 I DROPPED THEM OFF ON SCHOOL MONDAY. SHE WOULD PICK  
9 THEM UP OF AFTER SCHOOL ON MONDAY UNTIL CLASS ENDED  
10 ON FRIDAY.

11 THE COURT: SO YOU WOULD HAVE WHICH WEEKENDS?

12 MR. SAYEGH: EVERY WEEKEND.

13 THE COURT: SO YOU WOULD HAVE FROM JANUARY TO  
14 SEPTEMBER. THE ARRANGEMENTS WERE THAT YOU WOULD HAVE  
15 THE CHILDREN EVERY WEEKEND FROM FRIDAY AFTER SCHOOL?

16 MR. SAYEGH: YES.

17 THE COURT: FRIDAY NIGHT, SATURDAY, SUNDAY, AND  
18 THEN DROP THEM OFF MONDAY AT SCHOOL?

19 MR. SAYEGH: YES.

20 THE COURT: HOW LONG HAD THAT ARRANGEMENT BEEN IN  
21 PLACE?

22 MR. SAYEGH: SEVEN MONTHS, EIGHT MONTHS.

23 THE COURT: MA'AM, DO YOU AGREE THAT WAS THE  
24 ARRANGEMENT BETWEEN THE PARTIES.

25 MS. SAYEGH: NOT EXACTLY.

26 I WOULD GET THEM MOST OF THE TIME MONDAY  
27 THROUGH FRIDAY. THERE WOULD BE WEEKENDS MAYBE ONCE  
28 A MONTH THAT HE WOULD DROP THEM OFF ON SCHOOL

1 MONDAY. AND THIS ONLY HAPPENED ONLY FOR MAYBE A  
2 MONTH, TWO MONTHS -- YEAH, GIVE OR TAKE. MONTH OR  
3 TWO MONTHS.

4 THE COURT: SO YOU'RE SAYING THAT.

5 MS. SAYEGH: FOR THE WHOLE MONTH, WE TRIED IT OUT.  
6 SEE WHAT HAPPENS. THE SECOND MONTH I ENROLLED THEM TO  
7 PASADENA UNIFIED BECAUSE MY DAUGHTER WANTED TO --

8 THE COURT: I'M NOT ASKING ABOUT THAT. I'M ASKING  
9 ABOUT HOW OFTEN THEY SAW THE RESPONDENT?

10 MS. SAYEGH: ON THE WEEKENDS AND THROUGH THE  
11 WEEKDAYS. HE WOULD POP UP AND HANG OUT LIKE REGULAR  
12 PEOPLE.

13 MR. KOLODJI: YOUR HONOR, JUST TO CLARIFY.  
14 RESPONSE -- THE REQUEST FOR DISSOLUTION MARRIAGE  
15 FILED -- WE INDICATED THE SEPARATION WAS JUNE 8TH 2025.

16 THE COURT: UH-HUH.

17 MR. KOLODJI: WHICH IS I BELIEVE WE ARE -- WHEN  
18 THIS DIVIDING LINE OCCURRED IN TERMS OF THIS SHARED  
19 ARRANGEMENT --

20 THE COURT: YOU SAID THERE'S EVIDENCE YOU WERE  
21 DEALING WITH ABUSE. SO WHAT IS YOUR CURRENT SOBRIETY?

22 MS. SAYEGH: ABOUT THREE OR FOUR YEARS, NOW.

23 THE COURT: I'M GOING TO ASK THE RESPONDENT THE  
24 SAME QUESTION. WHAT TYPE OF CUSTODY ARRANGEMENT ARE YOU  
25 ASKING FOR, AND WHY IS THAT IN THE BEST INTEREST OF  
26 JORDAN AND MIA.

27 YOU'RE ASKING FOR WHAT TYPE OF VISITATION?

28 MS. SAYEGH: I'M BEEN A STAY-AT-HOME MOM MOST OF --

1 SINCE I CAN REMEMBER UNTIL NOW. AND I HAVE QUICK LITTLE  
2 GIGS. I'M A CHEF. AND I NOW WORK AT RECOVERY COMPASS  
3 WHICH IS --

4 THE COURT: HOW OFTEN SHOULD THE MINORS -- AND I'M  
5 GOING TO AS RESPONDENT. WHAT TYPE VISITATION ARE YOU  
6 ASKING FOR WITH KIDS WITH RESPONDENT?

7 I'M GOING TO ASK YOU THE SAME QUESTION IN  
8 A MOMENT SIR.

9 MS. SAYEGH: I'LL GIVE HIM --

10 THE COURT: NOT "WHAT I'LL GIVE YOU." YOU CAN TELL  
11 ME WHAT YOU SUGGEST.

12 MS. SAYEGH: I MEAN I WANT THE FATHER TO BE IN THE  
13 KIDS' LIVES AS MUCH AS POSSIBLE. BUT I DO TAKE CARE OF  
14 THEM FULLY. I NURTURE THEM.

15 THE COURT: SO YOU'RE ASKING FOR EVERY WEEKEND WITH  
16 THE DAD? WHAT ARE YOU ASKING FOR?

17 DON'T LOOK AT YOUR LAWYER. LOOK AT ME.

18 MS. SAYEGH: BECAUSE THE KIDS LOVE THEIR DAD, YOU  
19 KNOW.

20 THE COURT: OKAY.

21 SIR, WHAT ARE YOU ASKING FOR IN TERMS OF  
22 VISITATION?

23 MR. SAYEGH: I'LL PICK THEM UP FROM SCHOOL ON  
24 FRIDAYS. I'LL PICK THEM UP FROM SCHOOL, AND I'LL COME  
25 DROP THEM OFF AT SCHOOL ON MONDAY.

26 THE COURT: EVERY WEEK?

27 DOES THAT WORK FOR YOU, MA'AM? YOU CAN GO  
28 --

1 MS. SAYEGH: THERE WILL BE WEEKENDS THAT I WOULD  
2 LIKE TO HAVE --

3 THE COURT: IT'S UNUSUAL FOR ME TO GIVE ALL THE  
4 WEEKENDS TO ONE PARENT.

5 MR. SAYEGH: IF SHE WANTS ONE, SHE ABSOLUTELY CAN.  
6 MORE THAN HAPPY. IF SHE HAS SOMETHING TO DO,  
7 ABSOLUTELY. WE ALWAYS HAD THAT TYPE OF RELATIONSHIP.  
8 IF SHE NEEDS ME TO TAKE THE KIDS DURING THE WEEK --  
9 WHATEVER THE CASE MAY BE. I DON'T FORESEE THAT BEING AN  
10 ISSUE.

11 THE COURT: GO AHEAD, MA'AM.

12 MS. SAYEGH: NO.

13 THAT'S --

14 THE COURT: OKAY.

15 ANYTHING -- SO YOU'VE TESTIFIED YOU'RE  
16 DEALING WITH SOBRIETY. ANYTHING I SHOULD KNOW ABOUT  
17 THE RESPONDENT OTHER THAN WHAT'S TESTIFIED ABOUT THE  
18 ABUSE BETWEEN THE TWO OF, ABOUT HIS RELATIONSHIP  
19 WITH THE CHILDREN, YOU BELIEVE THE CHILDREN ARE SAFE  
20 WITH THEM?

21 MS. SAYEGH: YES.

22 THE COURT: HOW FAR DO YOU LIVE AWAY --

23 MR. SAYEGH: I LIVE IN ALTADENA. I DON'T KNOW  
24 WHERE SHE LIVES.

25 THE COURT: WHAT CITY?

26 MR. SAYEGH: TEMPLE CITY.

27 THE COURT: WHENEVER THERE'S ONE PARENT WHO'S  
28 LIVING WITH THE CHILDREN AND THE OTHER PARENT HAS

1 WEEKENDS, TYPICALLY WHAT I DO WHEN BOTH PARENTS -- IT'S  
2 GOOD FOR THE MINORS TO HAVE THOSE PARENTS INVOLVED TO  
3 HAVE MIDWEEK VISITS -- LIKE EVERY TUESDAY, TAKE THEM  
4 OUT, TAKE THEM TO DINNER. IS THAT SOMETHING YOU'D BE  
5 INTERESTED IN?

6 MR. SAYEGH: ABSOLUTELY.

7 THE COURT: WHAT DAY OF THE WEEK WOULD YOU BE  
8 ASKING FOR? ONE OR TWO? AND I'LL TALK TO THE  
9 PETITIONER. AT LEAST ONE DAY A WEEK BECAUSE YOU'RE ONLY  
10 SEEING THEM ON THE WEEKENDS.

11 MR. SAYEGH: WEDNESDAY ARE PRETTY GOOD BECAUSE WE  
12 LIKE TO HAVE -- MONDAYS ARE GREAT TOO BECAUSE THEY'RE  
13 HALF DAY. WHATEVER SHE'S HAPPIER WITH.

14 MR. KOLODJI: YOUR HONOR, IF WE'RE GOING TO DO  
15 MIDWEEKS, MAYBE WE SHOULD DO ALTERNATING WEEKEND  
16 SCHEDULE.

17 THE COURT: LET'S FIRST START WITH -- I'M LISTENING  
18 TO THE PARTIES. AND THE PARTIES ARE FINE WITH THIS?

19 MR. SAYEGH: I WOULD LIKE MONDAYS BECAUSE THEY HAVE  
20 HALF-OFF DAYS.

21 THE COURT: MONDAYS FINE WITH YOU?

22 MS. SAYEGH: EVERY MONDAY?

23 THE COURT: MONDAY IS FINE, BUT WHEN YOU HAVE THEM  
24 ON THE WEEKEND SOMETIMES --

25 MR. SAYEGH: I'LL TAKE A WEDNESDAY THEN.

26 THE COURT: THIS WILL BE EVERY WEDNESDAY YOU'LL  
27 PICK UP THE KIDS FROM SCHOOL -- TALK ABOUT WHERE THE  
28 LOCATION WILL BE. AND THE KIDS ARE 6 AND 13. SO YOU'VE

1 GOT TO DROP THEM OFF SAY 6:00 OR 7:00 P.M.

2 WHAT'S IS OKAY WITH YOU?

3 MR. SAYEGH: THAT'S FINE.

4 8:00 P.M.?

5 THE COURT: NO. NO. THEY CAN'T DO 8:00 BECAUSE  
6 THEY HAVE TO GO BACK.

7 WHAT TIME DO THEY GET OUT OF SCHOOL?

8 MR. SAYEGH: THEY GET OUT AT 3:30.

9 THE COURT: SO 3:30 TO WE'LL SAY 6:00. THAT'S TWO  
10 AND A HALF HOURS TO TAKE THEM TO SHAKEY'S, TAKE THEM TO  
11 THE PARK, TAKE THEM TO YOUR HOUSE, TAKE THEM WHEREVER.  
12 SO WE'LL SAY 6:30. SO THAT'S THREE HOURS. THAT'S EVERY  
13 WEDNESDAY DAD PICK-UP FROM SCHOOL.

14 AND WHERE'S THE DROP-OFF? IS IT GOING TO  
15 BE THE POLICE STATION, OR IS IT GOING TO BE  
16 RESIDENCE? WHERE ARE YOU ASKING THE DROP-OFF TO BE?

17 MS. SAYEGH: WHICHEVER RESIDENCE WE END UP STAYING  
18 AT.

19 THE COURT: DOES THAT WORK FOR YOU, SIR?

20 MR. SAYEGH: YES.

21 THE COURT: I'LL PUT IN WEEKENDS WITH DAD BUT THE  
22 MOTHER COULD HAVE ONE WEEKEND PER MONTH. AND TELL THE  
23 DAD A WEEK IN ADVANCE THAT THAT WEEKEND THAT YOU'RE  
24 GOING TO KEEP THE KIDS.

25 DOES THAT MAKE SENSE?

26 MS. SAYEGH: YES.

27 THE COURT: AND THAT ALSO WORKS FOR YOU?

28 MR. SAYEGH: YES.

1           THE COURT: CAN YOU DO THE HOLIDAY SCHEDULE?  
2 PARTIES CAN MEET AND CONFER ABOUT THE HOLIDAY SCHEDULE?

3           MS. SAYEGH: I DON'T KNOW.

4           THE COURT: TELL ME A LITTLE BIT MORE ABOUT YOUR  
5 SOBRIETY. YOU SAID THREE YEARS SOBER. DO YOU HAVE A  
6 RESPONSOR? DO YOU HAVE --

7           MS. SAYEGH: I DO. I HAVE EVERYTHING, YEAH.

8                 THEY JUST DRUG TESTED ME TOO.

9           THE COURT: YOU'RE STILL GETTING TESTED?

10          MS. SAYEGH: NO.

11                 D.C.F.S. ENDED UP CLOSING THIS CASE. AND  
12 SHE DRUG TESTED ME. OF COURSE, NOTHING.

13           THE COURT: BUT THERE'S NO ISSUES WITH DAD, NO DRUG  
14 --

15          MR. SAYEGH: I BELIEVE SHE'S CURRENTLY SOBER.

16          THE COURT: AND YOU'RE EMPLOYED, SIR? YOU HAVE A  
17 JOB?

18          MS. SAYEGH: I AM KIND OF -- BECAUSE OF MY  
19 SUSPENSION, I'M KIND OF DOING MARKETING FOR A LAW FIRM  
20 CURRENTLY.

21          THE COURT: NO DRUGS, NO ISSUES WITH YOU AND DRUGS?

22          MR. SAYEGH: NO, YOUR HONOR.

23                 I JUST TOOK A DRUG TEST.

24          THE COURT: SO FOR THOSE FACTORS, IT SEEMS LIKE THE  
25 3044 WOULD BE REBUTTED BECAUSE EVEN THOUGH I BELIEVE  
26 YOUR CLIENT HAS DEMONSTRATED BY THE EVIDENCE THAT THE  
27 RESPONDENT HAS ANGER ISSUES, WHEN HE GETS VIOLENT HE  
28 INFILCTS INJURIES AGAINST PETITIONER -- I DON'T SEE

1 EVIDENCE OF HIM BEING A DANGER WITH THE CHILDREN. HE --  
2 YOUR CLIENT HAS A HISTORY OF DRUGS. AND I'M GLAD THAT  
3 SHE'S SOBER. BUT IT SEEMS LIKE THE FATHER SHOULD HAVE  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY OF THE MINORS  
5 BASED ON THOSE FACTS.

6 MR. KOLODJI: YOUR HONOR, WE WOULD REQUEST JOINT --  
7 SOLE LEGAL CUSTODY IN THIS CASE. BECAUSE I THINK THAT  
8 IT HASN'T BEEN ENOUGH TIME TO REBUT 3044. HE LITERALLY  
9 DID THESE INCIDENTS --

10 THE COURT: YOU'RE SAYING UNDER 3044(B) -- AND I  
11 WOULD HAVE TO MAKE A FINDING UNDER 3044(B) THAT YOU  
12 REBUTTED WHICH BASICALLY GIVES A LIST OF THINGS TO DO OR  
13 THINGS FOR THE COURT TO CONSIDER LIKE ENROLLING IN A  
14 DOMESTIC VIOLENCE PROGRAM, LIKE COMPLETING AN ANGER  
15 MANAGEMENT PROGRAM. SO I UNDERSTAND WHAT COUNSEL IS  
16 SAYING IS THAT IT'S A LITTLE BIT TOO SOON. BUT IT  
17 APPEARS THAT THAT'S THE ROAD THAT I SEE THIS GOING ON AS  
18 LONG AS THERE'S NO MORE ABUSE THAT YOU WOULD REBUT THE  
19 PRESUMPTION SO THE GOAL WOULD BE JOINT PHYSICAL JOINT  
20 LEGAL. BUT I AGREE, COUNSEL, WE'RE NOT THERE YET.

21 AND I WOULD REQUEST THAT YOU ENROLL AND  
22 COMPLETE A 52-WEEK ANGER MANAGEMENT PROGRAM, D.V.C.  
23 PROGRAM. ONCE YOU ENROLL IN THAT PROGRAM AND YOU  
24 TAKE FOUR TO FIVE CLASSES, AND YOU SHOW THAT PROOF  
25 AND THERE'S NO OTHER INCIDENTS I THINK THAT WOULD  
26 REBUT THE 3044.

27 WHAT WE'LL DO, SIR, I'M GOING TO ISSUE A  
28 RESTRAINING ORDER FOR THREE YEARS. THAT'S GOING TO

1 EXPIRE OCTOBER 15TH 2028, AT MIDNIGHT. I'M NOT  
2 GOING TO INCLUDE THE MINORS AS PROTECTED PARTIES.

3           I AM GOING TO ORDER THAT YOU NOT HARASS,  
4 ATTACK, STRIKE, THREATEN, ASSAULT, HIT, FOLLOW,  
5 STALK, MOLEST, DESTROY THE PERSONAL PROPERTY,  
6 SURVEILLANCE, IMPERSONATE, BLOCK THE MOVEMENTS,  
7 ANNOY BY PHONE OR ANY ELECTRONIC MEANS, DISTURB THE  
8 PEACE OF THE PETITIONER. YOU'RE TO HAVE NO CONTACT  
9 WITH THE PETITIONER EXCEPT BRIEF AND PEACEFUL  
10 CONTACT TO COMMUNICATE ABOUT YOUR CHILDREN OR HAVE  
11 CONTACT WITH HER FOR COURT ORDERED VISITS AND  
12 CONTACTS.

13           SO THE ONLY TIME YOU'RE COMMUNICATING WITH  
14 THE PETITIONER WILL BE THROUGH O.F.W.

15           HAVE THE PARTIES ALREADY ENROLLED IN OUR  
16 FAMILY WIZARD?

17           I'M GOING TO ORDER THAT THE PARTIES ENROLL  
18 IN OUR FAMILY WIZARD AND COMMUNICATE ONLY FOR THE  
19 KIDS. ONLY FOR THE KIDS. OTHERWISE YOU'RE TO STAY  
20 100 YARDS AWAY FROM HER, HER HOUSE, HER JOB, AND HER  
21 CAR. SHE MAY RECORD ANY COMMUNICATIONS MADE BY YOU  
22 THAT VIOLATE THIS ORDER.

23           I'M GOING TO ORDER THAT YOU ENROLL AND  
24 COMPLETE THE 52-WEEK BATTERER'S INTERVENTION  
25 PROGRAM.

26           AND SIR, WHAT I'M GOING TO DO IS I'M GOING  
27 TO BRING YOU BACK IN THREE MONTHS. AND HERE'S THE  
28 PURPOSE OF THAT. IF YOU HAVE ENROLLED IN AND

1 COMPLETED AT LEAST FIVE CLASSES AND THERE'S NO OTHER  
2 INCIDENTS, THEN I'LL LIKELY MAKE A FINDING THAT YOU  
3 HAVE REBUTTED THE PRESUMPTION IN 3044 AND GIVEN  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY. SO ENROLL  
5 IN THE PROGRAM. IF NO INCIDENTS, JOINT LEGAL/JOINT  
6 PHYSICAL.

7 MR. SAYEGH: WHAT WAS THE RETURN DATE?

8 THE COURT: LET'S PICK THAT NOW.

9 MR. KOLODJI: AND YOUR HONOR, WE WOULD ALSO -- WE  
10 REQUESTED CHILD SUPPORT, SPOUSAL SUPPORT, AND ALSO  
11 ATTORNEY'S FEES. I'VE FILED ATTORNEY'S FEES ON THE  
12 SEPARATE MOTION. SHE FILED AN INCOME AND EXPENSE  
13 DECLARATION WITH THIS COURT INDICATING THEIR RENT IS  
14 5600 AND INDICATES 5500 SO SHE NEEDS --

15 THE COURT: I HAVE TO SEE HIS FL 150.

16 MR. KOLODJI: YOUR HONOR, WHAT I DO HAVE IS  
17 ATTACHED TO THE SUPPLEMENTAL DECLARATION HE --

18 THE COURT: SO FIRST LET ME GET THE RETURN DATE,  
19 AND THEN WE'LL TALK ABOUT THAT.

20 WHAT ABOUT JANUARY 7TH?

21 DOES THAT WORK FOR EVERYBODY'S CALENDAR?

22 YOU SAID THE JANUARY 14. 52-WEEK PROGRAM,  
23 COMPLETE AT LEAST FOUR CLASSES. IF YOU DO THAT AND  
24 NO INCIDENCES, IT WILL BE JOINT LEGAL AND JOINT  
25 PHYSICAL.

26 IN TERMS OF SUPPORT -- SO WHENEVER THERE'S  
27 A REQUEST FOR SUPPORT, I NEED TO HAVE THE FINANCIALS  
28 OF THE PARTIES, I HAVE THE PETITIONER'S FL 150. I

1 DON'T HAVE THE RESPONDENT'S. I CAN'T MAKE AN ORDER  
2 WITHOUT HIS DECLARATION. I CAN BRING HIM BACK  
3 EARLIER BUT --

4 SIR, THE REQUEST GOES BACK RETROACTIVELY  
5 TO THE DATE OF THE REQUEST; SO AS SOON AS THERE'S A  
6 DISPARITY OF INCOME --

7 ARE THESE PROVISIONS FOR PREVAILING ON A  
8 D.V.R.O.? GUIDELINE SUPPORT?

9 MR. KOLODJI: THE ATTORNEY'S FEES REQUEST IS ON THE  
10 WAY TO -- IT HAS TO BE FILED SEPARATELY, YOUR HONOR.

11 AS MY EXHIBIT G, I ATTACHED INFORMATION --  
12 AND I CAN PULL UP OUT EMAIL -- THAT RESPONDENT'S --  
13 AS PROOF OF INCOME FOR HIS -- FOR HER LEASE. AND IF  
14 YOU ADD UP THE MONEY THAT HE GOT OVER THESE FOUR  
15 MONTHS, IT COMES OUT TO \$48,000, A MONTH. I GUESS  
16 \$100,000 --

17 THE COURT: I NEED HIS FL 150. I'M NOT GOING TO  
18 RELY ON THAT. THAT MIGHT BE SUPPLEMENTAL TO RELY ON,  
19 BUT I NEED YOU TO HAVE A CHANCE TO FILE YOUR FL 150 --

20 MR. SAYEGH: I HAVE COUNSEL FOR THE DISSOLUTION.

21 WE'LL MEET AND CONFER.

22 MR. KOLODJI: BETWEEN NOW AND JANUARY, HE AT LEAST  
23 CAN TAKE -- AS PART OF OUR REQUEST THAT HE PAY THE  
24 RENT -- SO IF HE CAN AT LEAST PAY THE RENT AND THE CAR  
25 PAYMENT.

26 THE COURT: WHAT IS THE RENT AND CAR PAYMENT?

27 MR. SAYEGH: HE PAYS THE CAR PAYMENT. RENT WAS  
28 5500. I HAVE THE INVOICE RIGHT HERE.

1           THE COURT: I'M NOT GOING TO MAKE THAT ORDER. YOU  
2 CAN COME BACK BEFORE JANUARY AND I CAN HAVE THE  
3 RESPONDENT FILE HIS FL 150. AND WE CAN COME BACK IN A  
4 MONTH. SO I'M NOT GOING TO MAKE AN ORDER FOR HIM TO PAY  
5 5500 OR ANY OTHER AMOUNT. YOU CAN MEET AND CONFER.

6           MR. SAYEGH: I'LL CONTINUE PAYING HEALTH INSURANCE.  
7 I'LL CONTINUE PAYING HER CAR INSURANCE. I'LL CONTINUE  
8 PAYING HER CAR PAYMENT. AND I'LL CONTINUE PAYING HER  
9 CELLPHONE.

10          THE COURT: DOES THAT WORK UNTIL JANUARY?

11          MS. SAYEGH: NOT UNTIL JANUARY.

12          THE COURT: SO WE'LL COME BACK -- SO I WON'T HAVE  
13 YOU WAIT UNTIL JANUARY. WHAT I'LL DO IS FOR THAT  
14 PORTION, SIR, YOU'RE GOING TO BE ORDERED TO FILE AND  
15 SERVE AN FL 150. THAT'S AN INCOME AND EXPENSE  
16 DECLARATION. THAT'S THE FINANCIAL DOCUMENT I NEED FROM  
17 YOU BEFORE I'M ABLE TO MAKE ANY AWARD EITHER FOR  
18 ATTORNEY'S FEES OR FOR SUPPORTS -- WHETHER IT'S CHILD OR  
19 SPOUSAL SUPPORT. I CAN BRING THE PARTIES BACK FOR THAT  
20 ON NOVEMBER 19TH OR ON NO 26TH.

21          MR. SAYEGH: I'LL TAKE THE 25TH.

22          THE COURT: 2 6. 2 6.

23          MR. SAYEGH: 2 6. I'LL TAKE THE 26TH.

24          MR. KOLODJI: I HAD THE SAME THOUGHT ESSENTIALLY IN  
25 OUR MOVING PAPERS ASKED FOR POSSESSION OF THE HOUSE,  
26 WHICH SOLVES THIS PROBLEM AND I JUST WANT TO INQUIRE OF  
27 MY CLIENT --

28          THE COURT: WE'RE NOT GOING TO SOLVE IT NOW.

1 SO NOVEMBER 19TH FOR THE REMAINING ISSUES  
2 REQUESTED BY THE PETITION. SO I'LL SEE THE PARTIES  
3 ON 11/19 AT 8:30. AND THAT'S FOR THE ISSUE OF  
4 PROPERTY CONTROL AND SUPPORT AND ATTORNEY'S FEES.  
5 THE RESPONDENT IS ORDERED TO FILE AND SERVE AN FL  
6 150 FOR THAT DATE.

7 ALL RIGHT.

8 I'M SEE EVERYONE ON NOVEMBER 19TH.

9 SIR, WAIT IN THE HALLWAY. YOU'LL BE  
10 SERVED WITH THE RESTRAINING ORDER.

11 (WHEREUPON, THE ABOVE PROCEEDINGS CONCLUDED.)

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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4  
5 FAHED SAYEGH, )  
6 PETITIONER, )  
7 VS. ) RPT'S CERT.  
8 NUHA SAYEGH, ) CASE NO.  
9 RESPONDENT. ) 25PDRO01260  
10 \_\_\_\_\_ )  
11

12 I HEREBY CERTIFY THAT ON THE 15TH DAY OF  
13 OCTOBER, 2025, I, TOSHA TOWNSEND, CSR #9156,  
14 OFFICIAL REPORTER OF THE ABOVE ENTITLED COURT, WAS  
15 ASSIGNED AS SHORTHAND REPORTER TO REPORT THE  
16 TESTIMONY AND PROCEEDINGS CONTAINED IN THE  
17 TRANSCRIPT HEREIN; AND DID ACT AS SUCH REPORTER;  
18 THAT THE FOREGOING IS A TRUE AND CORRECT  
19 TRANSCRIPTION OF MY SAID NOTES, AND A FULL, TRUE AND  
20 CORRECT STATEMENT OF SAID TESTIMONY AND PROCEEDINGS.

21  
22 *Tosha Townsend*  
23 

---

TOSHA TOWNSEND, CSR. #9156  
OFFICIAL REPORTER  
24  
25  
26  
27  
28

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4 -000-

5 FAHED SAYEGH, )  
6 PETITIONER, )  
7 VS. ) CASE NO.  
8 NUHA SAYEGH, ) 25PDRO01260  
9 RESPONDENT. )  
10 \_\_\_\_\_ )

11  
12 REPORTER'S TRANSCRIPT OF PROCEEDINGS  
13 OCTOBER 15, 2025  
14

15 APPEARANCES:

16 FOR THE PETITIONER: KIRK A. KOLODJI  
17 ATTORNEY AT LAW  
18

19 FOR THE RESPONDENT: IN PROPRIA PERSONA  
20  
21

22  
23 REPORTED BY: TOSHA TOWNSEND, C.S.R. 9156  
24 OFFICIAL REPORTER  
25

26 COPY  
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1  
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I N D E X

EXHIBITS

PETITIONER'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

(NONE OFFERED)

RESPONDENT'S				
EXHIBITS	DESCRIPTION	ID	EVD	REFUSED

2	(DOCUMENT)	31		
I-2	(DOCUMENT)	47		
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1 CASE: 25PDRO01260  
2 CASE NAME: FAHED SAYEGH VS. NUHA SAYEGH  
3 PASADENA, CA WEDNESDAY, OCTOBER 15, 2025  
4 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE  
5 REPORTER: TOSHA TOWNSEND, CSR #9156  
6 TIME: MORNING SESSION  
7  
8

9 APPEARANCES:

10 THE PETITIONER, FAHED SAYEGH, WAS PRESENT  
11 AND SELF-REPRESENTED; RESPONDENT, NUHA  
12 SAYEGH, WAS PRESENT AND REPRESENTED BY  
13 KIRK A. KOLODJI, ATTORNEY AT LAW.

14

15 THE COURT: ON NUMBER 4, WE HAVE NUHA SAYEGH.

16 OKAY.

17 HAVE A SEAT.

18 I'M NOT GOING TO SWEAR ANYBODY IN. I'M  
19 GOING TO GET INFORMATION TO SEE HOW LONG THE HEARING  
20 WILL BE SO I KNOW WHO TO CALL FIRST.

21 AND NUMBER 4 THIS WAS A D.V.R.O. REQUEST  
22 FOR PREVENTION FILED BY THE PETITIONER ON  
23 SEPTEMBER 9. T.R.O. GRANTED ON SEPTEMBER 10.  
24 MINORS WERE EXCLUDED.

25 I REVIEWED THE RESPONSE FILED BY THE  
26 RESPONDENT ON SEPTEMBER 12TH. BASICALLY SAYING IT'S  
27 ALL MADE UP; THIS IS RETALIATION.

28 I'VE READ THE NARRATIVES WHICH GAVE A

1 CHRONOLOGY. AND THERE WAS A SUPPLEMENTAL  
2 DECLARATION WITH SOME PHOTOGRAPHS ALSO FILED ON  
3 OCTOBER 8TH.

4 AND THEN NO. 5 -- ON NO. 5, THAT'S WHEN  
5 YOU ARE THE RESPONDENT.

6 AND I'VE READ YOUR REQUEST FOR D.V.  
7 PREVENTION ON SEPTEMBER 12TH.

8 SO JUST GIVE ME A TIME ESTIMATE.

9 FIRST, BOTH PARTIES READY TO PROCEED ON  
10 BOTH?

11 MR. KOLODJI: WE ARE, YOUR HONOR.

12 MR. SAYEGH: WE ARE.

13 THE COURT: OKAY.

14 MR. SAYEGH: ON BEHALF OF THE RESPONDENT, SLASH,  
15 PETITIONER.

16 THE COURT: AND WHAT'S THE TIME ESTIMATE?

17 MR. KOLODJI: WELL --

18 THE COURT: HOW MUCH TIME DO YOU NEED TO PRESENT  
19 YOUR EVIDENCE?

20 MR. KOLODJI: I PROBABLY WILL NEED AN HOUR AND A  
21 HALF OR AN HOUR.

22 THE COURT: I'VE READ THE DECLARATION. SO ASSUMING  
23 YOU DON'T HAVE TO REPEAT EVERYTHING IN THE DECLARATION  
24 --

25 MR. KOLODJI: WE CAN DO IT IN AN HOUR.

26 THE COURT: ABOUT AN HOUR.

27 SIR, HOW MUCH TIME DO YOU NEED TO PRESENT?

28 MR. SAYEGH: TWO HOURS.

1           THE COURT: I DON'T NEED TWO HOURS ON THIS. IT'S  
2 JUST YOU AS THE WITNESS.

3           MR. SAYEGH: I HAVE TWO OTHER WITNESSES.

4           THE COURT: WHO ARE THE WITNESS, AND TELL ME WHAT  
5 THE OFFER OF PROOF IS?

6           MR. SAYEGH: ARKEL SAMERA, S-A-M-E-R --

7           THE COURT: -- A.

8           M-E-R-A. AND HER LAST NAME SAMERA?

9           MR. SAYEGH: A-R-K-E-L.

10          THE COURT: AND WHAT WILL MS. ARKEL TELL ME THAT'S  
11 RELEVANT TO THESE TWO -- WELL, THESE TWO REQUESTS?

12          MR. SAYEGH: SURE.

13          NUMBER ONE, SHE WAS THE PERCIPIENT WITNESS  
14 WHEN, MIA SAYEGH WAS SPOKEN TO WITH ME, WHO WAS OUR  
15 MINOR. AND IN THAT CONVERSATION, WE FILED A SEALED  
16 DECLARATION. AND THE CONTEXT OF THAT IS THAT MRS.  
17 SAYEGH HAD COACHED HER INTO LYING ABOUT WITNESSING.  
18 THE AUGUST 26TH EVENT; SHE HAD COACH HER AND HER SON  
19 TO LIE TO D.C.F.S. ABOUT ADDITIONAL ABUSE AND CHILD  
20 ABUSE.

21          THE COURT: SO THE OFFER OF PROOF IS THIS WITNESS  
22 WATCHED OR HAS FIRSTHAND KNOWLEDGE OF THE PETITIONER  
23 COACHING THE MINORS?

24          MR. SAYEGH: NO, YOUR HONOR.

25          SINCE THE MINOR IS NOT HERE, SHE WAS THERE  
26 WHEN THE MINOR CONFESSED TO --

27          THE COURT: THAT'S ALL HEARSAY.

28          MR. SAYEGH: OKAY.

1           THE COURT: IT'S AN OUT-OF-COURT STATEMENT THAT  
2 YOU'RE ASKING THE COURT TO ADMIT FOR THE TRUTH OF THE  
3 MATTER.

4           SO WHAT ELSE?

5           MR. SAYEGH: THE SECOND --

6           THE COURT: JUST SO WE'RE CLEAR, JUST SO WE'RE  
7 CLEAR BECAUSE THERE'S RULES FOR THE HEARINGS. SO  
8 PERCIPIENT WITNESSES -- THESE ARE WITNESSES WHO HEARD,  
9 SAW, CAN COME TO COURT, CAN BE SWORN IN -- "THIS IS WHAT  
10 I HEARD. THIS IS WHAT I SAW." PERCIPIENT WITNESSES.

11           CHARACTER EVIDENCE IS INADMISSIBLE. SO,  
12 FOR EXAMPLE, "THAT PARTY IS A LIAR. THAT PARTY HAS  
13 A CHARACTERISTIC OF DISHONESTY; SO THEY'RE PROBABLY  
14 DISHONEST." SO NO, THAT'S OUT.

15           SOAP PERCIPIENT WITNESSES ARE WITNESSES  
16 THAT ACTUALLY SAW SOMETHING.

17           IS MS. ARKEL A PERCIPIENT WITNESS TO ANY  
18 OF THE ALLEGED ACTS OF ABUSE? ALLEGED AT THE TIME  
19 OF ABUSE SEPTEMBER 8TH, SEPTEMBER 24?

20           SO YES? NO?

21           MR. SAYEGH: YES, YOUR HONOR.

22           THE COURT: TO WHAT?

23           MR. SAYEGH: THE SECOND WOULD BE ALIBI ON THE  
24 AUGUST 26TH DATE BECAUSE SHE WAS WITH ME.

25           AND IF I MAY READDRESS --

26           THE COURT: AN ALIBI MEANING YOU WEREN'T PRESENT  
27 DURING THE ALLEGED ABUSE?

28           MR. SAYEGH: NOT THE ALLEGED ABUSE BUT THE ABSENCE

1 OF MYSELF.

2 THE COURT: I DON'T NEED TO HEAR FROM ARKEL.

3 MR. SAYEGH: MAY I READDRESS THE MINOR?

4 THE COURT: WE'RE GOING TO START WITH THE  
5 WITNESSES, AND THEN IF THERE'S A -- I'LL GIVE YOU A  
6 CHANCE AFTER YOU TESTIFY TO SEE IF I NEED SOMEBODY. BUT  
7 I'M NOT HEARING ANYTHING ABOUT ARKEL.

8 MR. SAYEGH: THIS IS AS FAR AS THE PETITIONER'S  
9 MOVING PAPERS -- AS FAR AS MY D.V.R.O.

10 THEN I WOULD LIKE TO ATTEST HOW THOSE  
11 WITNESSES WOULD BECOME APPLICABLE BECAUSE NEITHER OF  
12 THOSE WITNESSES WITNESSED ANY ABUSE OR ASSAULT.

13 THE COURT: OBVIOUSLY, THE TWO OF YOU ARE GOING TO  
14 TESTIFY BECAUSE YOU'RE THE PARTIES. I'M SAYING IF ANY  
15 OTHER THIRD PARTY IS GOING TO TESTIFY. SO FAR I'M NOT  
16 HEARING ANYTHING TO ALLOW THEM TO TESTIFY.

17 WHO ELSE BESIDES MS. SAMERA.

18 MR. SAYEGH: I HAVE AN EXPERT DECLARATION THAT'S  
19 BEEN SUBMITTED.

20 THE COURT: THAT'S HEARSAY.

21 WHAT OTHER PERSON DO YOU HAVE? DO YOU  
22 HAVE ANOTHER PERSON WHO COULD BE SWORN IN -- SWORN  
23 IN AND THEN, SUBJECT TO CROSS-EXAMINATION? THIS IS  
24 A HEARING. SO WE NEED TO HAVE WITNESSES HERE IN  
25 COURT TO BE SWORN IN, OFFER TESTIMONY, AND SUBJECT  
26 TO CROSS. DECLARATION OUT.

27 MR. SAYEGH: AS FAR AS THOSE TWO WITNESSES, THEY  
28 WILL HAVE FIRSTHAND --

1           THE COURT: WHO'S THE OTHER ONE?

2           MR. SAYEGH: LINDA SAYEGH.

3           THE COURT: ALL RIGHT.

4           LINDA SAYEGH.

5           MR. SAYEGH: YES, YOUR HONOR.

6           THE COURT: WHAT IS SHE GOING TO TELL ME?

7           MR. SAYEGH: PETITIONER'S MOVING D.V.R.O. --

8           THEY'RE GOING TO TESTIFY OF THE ABUSE AND ONGOING ABUSE

9           THAT MRS. SAYEGH HAS INFILCTED ON ME OVER THE YEARS.

10          THAT WILL HELP ESTABLISH THE ELEMENTS OF MY PROTECTIVE  
11 ORDER.

12          THE COURT: SO LINDA SAYEGH.

13           AND WHAT IS THE RELATIONSHIP?

14          MR. SAYEGH: SHE IS MY SISTER-IN-LAW.

15          THE COURT: YOUR SISTER-IN-LAW, HER SISTER?

16          MR. SAYEGH: NO.

17           FORMALLY MARRIED TO MY BROTHER.

18          THE COURT: BROTHER'S WIFE?

19          MR. SAYEGH: YES, YOUR HONOR.

20          THE COURT: SO BROTHER'S WIFE WILL TESTIFY THAT SHE  
21 WITNESSED NUHA SAYEGH, PETITIONER -- THAT SHE WITNESSED  
22 THE PETITIONER ABUSE YOU --

23          MR. SAYEGH: IN AN ONGOING FASHION WHICH INCLUDES  
24 MULTIPLE, CONSISTENT HISTORY OF ABUSING ME THROUGH  
25 EMACULATION --

26          THE COURT: SOUNDS LIKE CHARACTER EVIDENCE. I'LL  
27 WEIGH IT, BUT SOUNDS LIKE CHARACTER EVIDENCE.

28           SO CHARACTER EVIDENCE IS: "THIS PERSON --

1 I'VE SEEN THEM VIOLENT IN PAST EVENTS. I'VE SEEN  
2 DISHONEST PAST --" SO PROBABLY, BECAUSE THEY HAVE A  
3 PROPENSITY OF THAT, THAT'S CALLED CHARACTER  
4 EVIDENCE, 1103 OR 1131 OF THE EVIDENCE CODE. IT  
5 APPLIES EVEN THOUGH YOU DON'T KNOW WHAT IT IS. SO  
6 IT SOUNDS LIKE IT'S PROBABLY JUST AN HOUR, 45  
7 MINUTES EACH. AND AFTER YOU'RE DONE, YOU CAN MAKE  
8 AN OFFER OF PROOF AT THAT POINT FOR LINDA SAYEGH AND  
9 SAMERA ARKEL. SO I HAVE A TIME ESTIMATE UNDER TWO  
10 HOURS FOR THE ENTIRE HEARING.

11 MR. KOLODJI: AND --

12 THE COURT: I JUST NEED TO GET TIME ESTIMATE. WE  
13 HAVE -- WE STILL HAVE --

14 YOU CAN STEP BACK. I'M GOING CALL ANOTHER  
15 MATTER JUST TO GET THE LENGTH OF THE HEARING SO I  
16 KNOW WHICH ONES WILL GO FIRST.

17 (WHEREUPON, THE CASE WAS RECESSED.)

18 THE COURT: SAYEGH AND SAYEGH. WE HAVE MUTUAL  
19 RESTRAINING ORDERS.

20 SO MS. NUHA IS REPRESENTED BY MR. KOLODJI,  
21 AND WE HAVE FAHED REPRESENTING HIMSELF.

22 AT THIS TIME, WE'RE GOING TO ASK THE  
23 PARTIES TO STAND UP, RAISE YOUR RIGHT HAND TO BE  
24 SWORN IN BY THE CLERK.

25 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
26 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
27 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
28 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

1 MR. SAYEGH: I DO.

2 MS. SAYEGH: I DO.

3 THE COURT: BOTH OF YOU PLEASE HAVE A SEAT.

4 THE MATTERS ARE SET HERE TODAY FOR A  
5 HEARING UNDER THE DOMESTIC VIOLENCE PREVENTION ACT.

6 ARE BOTH SIDES READY TO PROCEED?

7 STARTING WITH MR. KOLODJI, ARE YOU TO  
8 PROCEED.

9 MR. KOLODJI: WE ARE, YOUR HONOR.

10 THE COURT: MR. SAYEGH, ARE YOU READY TO PROCEED?

11 MR. SAYEGH: I AM YOUR HONOR.

12 THE COURT: SO YOU HAVE A COMPUTER. ARE YOUR NOTES  
13 ON YOUR COMPUTER? I WANT TO MAKE SURE --

14 MR. SAYEGH: I WILL TAKE NOTES ON HER  
15 CROSS-EXAMINATION THROUGH THE COMPUTER, ONLY.

16 THE COURT: YOU CAN TURN ON THE COMPUTER TO TAKE  
17 YOUR NOTES.

18 BEFORE WE BEGIN, THE COURT WILL MAKE  
19 CERTAIN ADVISEMENTS. THE PARTIES HAVE TWO CHILDREN  
20 JORDAN AND NIA.

21 MR. SAYEGH: YES, YOUR HONOR.

22 THE COURT: OKAY.

23 THE COURT INFORMS THE PARTIES THAT  
24 PURSUANT TO FAMILY CODE 3044 A PRESUMPTION ARISES  
25 AGAINST AWARDED SOLE, JOINT -- SOLE OR JOINT LEGAL  
26 OR SOLE CUSTODY OF A CHILD TO A PARENT FOUND TO HAVE  
27 COMMITTED ABUSE. SO WHAT THIS MEANS IS BOTH OF YOU  
28 HAVE ACCUSED THE OTHER OF VIOLATING THE DOMESTIC

1 VIOLENCE PREVENTION ACT. IF YOU'RE ABLE TO PROVE  
2 YOUR CLAIMS, THAT'S BY A PREPONDERANCE OF THE  
3 EVIDENCE -- IF YOU ARE, THEN THERE IS A PRESUMPTION  
4 THAT THE OTHER PARTY WOULD HAVE SOLE LEGAL, SOLE --  
5 SOLE LEGAL CUSTODY AND SOLE PHYSICAL CUSTODY.

6 NOW, THAT'S A PRESUMPTION. IT CAN BE  
7 REBUTTED. BUT THAT'S A PRESUMPTION THAT ARISES.

8 THE COURT IS GOING TO CONDUCT A SEARCH  
9 PURSUANT TO FAMILY CODE 6306 TO SEE IF EITHER PARTY  
10 HAS ANY RELEVANT CRIMINAL HISTORY.

11 GIVE ME A MOMENT TO DO THAT.

12 I HAVE NO INFORMATION THAT EITHER OF YOU  
13 HAVE ANY CRIMINAL RECORD. I HAVE REVIEWED STARTING  
14 WITH MS. NUHA'S REQUEST FOR D.V.R.O. PREVENTION.

15 MA'AM, I HAVE REVIEWED YOUR REQUEST THAT  
16 YOU FILED ON SEPTEMBER 9TH IN THAT YOU ALLEGED THE  
17 DATE OF ABUSE OF SEPTEMBER 8TH WHERE YOU  
18 CHARACTERIZED ACTIONS OF THE -- I'M NOT GOING TO SAY  
19 RESPONDENT -- OF MR. SAYEGH -- FORCE AND CONTROL  
20 MANIPULATION, GASLIGHTING, FAILURE TO RETURN THE  
21 CHILDREN AFTER A DODGER GAME, HISTORY OF VIOLENCE.  
22 I DIDN'T SEE A NARRATIVE ATTACHED. I DIDN'T SEE --  
23 AT THE END OF IT, YOU JUST TYPE IN YOUR OWN WORDS.

24 IS ALL THE INFORMATION THAT YOU INCLUDED  
25 ON THAT REQUEST FOR D.V. PREVENTION COMPLETE,  
26 THOROUGH, AND ACCURATE?

27 MS. SAYEGH: IT COULD HAVE BEEN, YEAH.

28 THE COURT: YOUR LAWYER KNOWS FAMILY LAW. HE CAN'T

1 HELP YOU WITH THE TESTIMONY. THERE'S THINGS HE CAN AND  
2 CAN'T CONTROL. HE CAN'T CONTROL THE FACTS.

3 MS. SAYEGH: OF COURSE, OF COURSE.

4 THE COURT: SO THAT WAS A QUESTION FOR YOU.

5 THAT'S WHY I DIDN'T SWEAR HIM IN BECAUSE  
6 HE'S NOT GOING TO GIVE ANY TESTIMONY.

7 SO IS EVERYTHING YOU WROTE COMPLETE AND  
8 ACCURATE?

9 MS. SAYEGH: YES.

10 THE COURT: OKAY.

11 AND SIR, I ALSO READ YOUR RESPONSE THAT  
12 YOU FILED ON SEPTEMBER 12TH WHERE YOU BASICALLY SAY  
13 THAT THE PETITIONER MAKES UP FACTS TO USE THE  
14 JUSTICE SYSTEM TO RETALIATE AGAINST YOU.

15 IS THAT CORRECT?

16 MR. SAYEGH: YES, YOUR HONOR.

17 THE COURT: AND YOU WROTE A NARRATIVE THAT STARTED  
18 ON PAGE 9 WHERE YOU BASICALLY GAVE ME A CHRONOLOGY  
19 STATEMENTS OF THE FACTS AMONG THE ACCUSATIONS: YOU  
20 STATE THAT THE PETITIONER SMOKES FENTANYL, THAT SHE HAS  
21 DOCUMENTED SUBSTANCE ABUSE, CRACK, COCAINE.

22 IS ALL THE INFORMATION THAT YOU PUT IN  
23 YOUR NARRATIVE, THAT YOU PUT IN YOUR RESPONSE THAT  
24 YOU FILED ON SEPTEMBER 12TH -- TO ALL OF THAT IS IT  
25 COMPLETE, THOROUGH, AND ACCURATE?

26 MR. SAYEGH: AS FAR AS THAT INITIAL DOCUMENT GOES,  
27 THAT IS CORRECT.

28 THE COURT: SO EVERYTHING THAT YOU WROTE IS

1 TRUTHFUL?

2 MR. SAYEGH: YES, YOUR HONOR.

3 THE COURT: YOU DIDN'T MAKE UP ANYTHING OR  
4 EXAGGERATE ANYTHING.

5 MR. SAYEGH: NO, YOUR HONOR.

6 THE COURT: SAME TO YOU, MA'AM, YOU DIDN'T MAKE UP  
7 ANYTHING OR EXAGGERATE ANYTHING?

8 MS. SAYEGH: NO.

9 THE COURT: ON THE CASE ENDING IN 01260, MA'AM, WHY  
10 DON'T YOU TELL ME --

11 MR. KOLODJI: YOUR HONOR, BEFORE WE DO THAT. WE  
12 CAN ALSO HAVE HER AFFIRM HER STATEMENTS MADE IN THE  
13 OCTOBER 8TH SUPPLEMENTAL DECLARATION?

14 THE COURT: OKAY.

15 MA'AM, I DID RECEIVE A SUPPLEMENTAL  
16 DECLARATION ON OCTOBER 8TH THAT ALSO CONTAINED A  
17 NUMBER OF PHOTOGRAPHS.

18 IS ALL THE INFORMATION THAT YOU STATED IN  
19 THAT --

20 MS. SAYEGH: YES.

21 THE COURT: -- TRUE IS ACCURATE?

22 OKAY.

23 SO MR. KOLODJI, YOU WANT TO WALK  
24 THROUGH -- TYPICALLY, I VOIR DIRE THE PARTIES TO  
25 GIVE A GENERAL IDEA THOSE REPRESENTED BY COUNSEL.

26 USUALLY, IF THERE'S A LAWYER, THEY KNOW  
27 THE CASE BETTER THAN I DO. THEY NOT ONLY READ THE  
28 DECLARATIONS AND LOOK AT THE EXHIBITS BUT THEY TALK

1 TO THE PARTIES AND ARE A BIT MORE FAMILIAR TO THE  
2 CASE. I'M GOING TO ASK THAT YOU USE THE DOCUMENT  
3 PANEL TO SHOW ANYTHING. AND YOU CAN JUST WALK ME  
4 THROUGH --

5 AND HERE'S HOW THIS WORK. I KNOW THERE'S  
6 DUELING D.V.R.O.'S, BUT A PARTY HAS TO SHOW --  
7 THERE'S A STIPULATION THAT THE PARTIES HAVE A  
8 RELATIONSHIP SPECIFIED, FAMILY CODE 6211. THIS IS  
9 YOUR SPOUSE? THIS IS FATHER OF YOUR CHILDREN?

10 MS. SAYEGH: YES.

11 THE COURT: SO THE PARTIES HAVE A RELATIONSHIP  
12 PURSUANT TO FAMILY CODE 6211. THE QUESTION IS WHETHER  
13 THE RESPONDENT COMMITTED ABUSE AS DEFINED BY FAMILY CODE  
14 6203. AND THE BURDEN OF PROOF IS THE PREPONDERANCE OF  
15 THE EVIDENCE.

16 GO AHEAD, COUNSEL.

17

18 NUHA SAYEGH,  
19 THE RESPONDENT, WAS CALLED ON BEHALF OF HERSELF, WAS  
20 SWORN AND TESTIFIED AS FOLLOWS:

21

22 DIRECT EXAMINATION  
23 BY MR. KOLODJI:

24 Q I'D LIKE TO WALK YOU THROUGH WHAT HAPPENED.  
25 DO YOU RECALL WHAT HAPPENED ON AUGUST 26TH  
26 2025?

27 A I DO.

28 Q CAN YOU DESCRIBE TO THE COURT WHAT HAPPENED

1 THAT DAY?

2 A THAT DAY I PICKED UP MY SON. HE HAD HALF DAY  
3 IN SCHOOL FROM LA ROSA ELEMENTARY SCHOOL IN LAS TUNAS --  
4 OR I'M SORRY, IN TEMPLE CITY. AND BECAUSE HE HAD HALF  
5 DAY, I HAD BOOKED HIM AN APPOINTMENT --

6 THE COURT: ONE SECOND.

7 IF THERE ARE ANY WITNESSES -- SO THIS  
8 COURTROOM IS OPEN TO THE PUBLIC. SO PEOPLE ARE FREE  
9 TO STAY IN AND WATCH THE PROCEEDINGS. BUT THAT MAY  
10 PREVENT YOU FROM TESTIFYING. IF YOU ARE A POTENTIAL  
11 WITNESS IN THIS CASE, I'M GOING TO ASK YOU TO STEP  
12 INTO THE HALLWAY. SO IF YOU'RE JUST WAITING ON  
13 ANOTHER CASE OR MEMBER OF THE PUBLIC, A FAMILY  
14 MEMBER -- YOU'RE WELCOME TO STAY AND WATCH THE  
15 PROCEEDINGS. BUT YOU MAY NOT BE ABLE TO TESTIFY.

16 SO TAKE A LOOK AND TALK TO YOUR WITNESSES.  
17 LET THEM UNDERSTAND THAT THEY MAY BE BARRED FROM  
18 TESTIFYING IF THEY'RE WATCHING OTHER WITNESSES  
19 TESTIFY.

20 SO AUGUST 26TH 2025, YOU'RE PICKING UP  
21 YOUR SON FROM SCHOOL.

22 GO AHEAD.

23 THE WITNESS: I PICKED HIM UP FROM SCHOOL. HE HAS  
24 HALF DAYS TUESDAY. I WENT TO GET HIM HIS ANNUAL  
25 CHECKUP. AND BY THAT TIME, WE WERE FINISHED. I PICKED  
26 MY DAUGHTER UP NIA. AND I THOUGHT I WAS GOING HOME BY  
27 THEN, BACK TO TEMPLE CITY. THE HOME THAT WE WERE  
28 DISPLACED. BUT SHE HAD FORGOTTEN TO SOME ITEMS.

1           THE COURT: WHAT WAS DISPLACED?

2           MS. SAYEGH: WE WERE STILL LIKE IN OUR DISPLACEMENT  
3 HOME. I STAYED BEHIND THERE WHILE HE WENT BACK TO THE  
4 RESIDENCE.

5           Q       BY MR. KOLODJI: WHERE'S YOUR DISPLACEMENT  
6 HOME?

7           A       IT'S 5132 ROSEMEAD BOULEVARD.

8           Q       I'M SORRY?

9           A       SO WE WANT, WE GRABBED HER, WE WENT TO THE  
10 HOUSE --

11          THE COURT: WHEN YOU SAY, "WE," WHO DO YOU MEAN?

12          THE WITNESS: MY CHILDREN. AND I WENT BACK TO  
13 ALTADENA TO GRAB SOME BELONGINGS.

14          Q       BY MR. KOLODJI: WHEN YOU SAY YOU WENT TO  
15 ALTADENA -- WHERE WERE YOU GOING?

16          A       WE WERE GOING TO THE HOUSE. WE GOT SOME  
17 COFFEE FIRST. WE GRABBED COFFEE. AND I GRABBED HIM A  
18 CUP OF COFFEE AS WELL. SO WE WENT TO THE HOUSE. WE  
19 GRABBED OUR ITEMS, HUNG OUT FOR MAYBE 30 MINUTES, 40  
20 PINS. I TOLD THE KIDS TO GO OUTSIDE, GO TO THE CAR --  
21 ACTUALLY, WALKED THEM TO THE CAR. AND I SAID, "I FORGOT  
22 TO GO TELL YOUR DAD SOMETHING." AND THAT'S WHEN I WENT  
23 INSIDE, AND WE TALKED ABOUT SOME FINANCES. I HAD TO PAY  
24 FOR THIS OR THAT. "WELL, CAN WE GET A LITTLE BIT MORE  
25 ON THIS END FOR," YOU KNOW -- THIS AND THAT, EVERYDAY  
26 LIFE. AND HE JUST BLEW UP COMPLETELY. HE STARTED  
27 CHARGING AT ME. HE GRABS ME BY MY HAIR. AND THEN HE  
28 THROWS ME DOWN TO THE FLOOR. I WAS ABLE TO GET OUT OF

1 THAT BY TWISTING HIS FINGERS OFF OF MY HAIR. AND I  
2 JUMPED UP AGAIN. AND I STARTED RUNNING TOWARDS THE DOOR  
3 --

4 THE COURT: SO STOP. YOU HAD TO TWIST HIS FINGERS?

5 MS. SAYEGH: YEAH, BECAUSE HE WAS LATCHED ON TO MY  
6 HAIR. I WAS ABLE TO --

7 THE COURT: HOW WAS IT LODGED? INDICATING WITH  
8 YOUR HAND GRABBING HAIR?

9 THE WITNESS: YEAH.

10 THE COURT: SO YOUR TESTIMONY IS THAT HE HAD A  
11 HANDFUL OF YOUR HAIR?

12 MS. SAYEGH: MY TESTIMONY --

13 THE COURT: YOU SAID A PART OF IT?

14 THE WITNESS: YES.

15 THE COURT: AND RESPONDENT GRABBED YOUR HAIR?

16 THE WITNESS: AND THREW ME TO THE FLOOR, DRAGGED ME  
17 A LITTLE BIT, AND THAT'S WHEN I PULLED HIS FINGER TO  
18 RELEASE MYSELF. AND I JUMPED UP AGAIN. I STARTED  
19 RUNNING TOWARDS THE DOOR. HE GOT AHOOLD OF ME, PROBABLY  
20 BY THE BACK OF MY SHIRT, THREW ME AGAINST THE WALL RIGHT  
21 WHERE THE DOORWAY IS -- BETWEEN THE DOORWAY AND THE  
22 WINDOW. AND THAT'S WHEN I FELL TO THE FLOOR. AND THEN  
23 HE STARTED KICKING ME. AND THEN --

24 Q BY MR. KOLODJI: WHERE WAS HE KICKING YOU?

25 A MY BODY, MY BACK, MY RIBS, BY BUTTOCKS.

26 Q ABOUT HOW MANY TIMES DID HE KICK YOU?

27 A ABOUT FIVE, SIX TIMES.

28 Q OKAY.

1           THEN WHAT HAPPENED NEXT?

2       A     AND THEN THAT'S WHEN MY DAUGHTER WALKED IN.  
3     RIGHT WHEN SHE WALKED IN, I'M RIGHT THERE. AND I YELLED  
4     AT HER. AND I YELLED AT HER. I SCREAMED AT HER. AND  
5     THAT'S WHEN I STARTED GETTING UP AND DUSTED MYSELF OFF  
6     AND GOING BACK TO THE CAR. THAT'S WHEN I STARTED. AND  
7     HE SAID, "I'M NOT DONE WITH YOU YET. I'M NOT DONE WITH  
8     YOU YET."

9           I WENT TO THE CAR AND DROVE OFF AND APOLOGIZE  
10   TO MY DAUGHTER AND TOLD HER I'M SORRY. JUST COMPLETELY  
11   LASHED AT HER.

12       THE COURT: YOU LASHED OUT AT YOUR DAUGHTER?

13       THE WITNESS: YES. BECAUSE I DID NOT WANT HER TO  
14   SEE THAT. I TOLD HER TO STAY IN THE CAR.

15       Q     BY MR. KOLODJI: AND AFTER THIS, YOU FILED  
16   YOUR RESTRAINING ORDER?

17       A     NOT RIGHT AFTER, NO.

18       Q     A FEW DAYS LATER, YOU FILED THE RESTRAINING  
19   ORDER?

20       A     UH-HUH.

21       Q     AND AFTER THE RESTRAINING ORDER WAS FILED, DID  
22   YOU EVER RECEIVE ANY CALLS FROM THE RESPONDENT?

23       A     UH-HUH, YES.

24       Q     I WOULD LIKE TO DRAW YOUR ATTENTION TO WHAT'S  
25   MARKED AS EXHIBIT B OF THE SUPPLEMENTAL DECLARATION. IS  
26   THAT A TRUE AND ACCURATE SCREENSHOT OF THE CALL YOU  
27   RECEIVED?

28       A     UH-HUH.

1 Q IS THAT YES?

2 A YES.

3 THE COURT: SO THIS INCIDENT, YOU'RE TESTIFYING  
4 ABOUT HAPPENED ON AUGUST 26TH AND THEN ON SEPTEMBER 21ST  
5 --

6 THE WITNESS: AUGUST 26TH -- EITHER AUGUST 26TH OR  
7 IT WAS -- IT WAS ONE OF THOSE DAYS. HE HAD HALF DAYS.  
8 BOTH OF THEM, AUGUST 26TH, 27TH. I WASN'T SURE EXACTLY  
9 WHAT DAY WHEN I GO BACK.

10 Q BY MR. KOLODJI: WHEN YOU FILLED OUT --

11 A IT WAS AUGUST 20 --

12 WE WENT DOWN TO --

13 THE COURT: SO HERE'S --

14 HOLD ON.

15 SO YOUR TESTIMONY IS THE EVIDENCE. BUT  
16 YOU'RE ABLE TO LOOK AT ALMOST ANYTHING THAT HELPS  
17 REFRESH YOUR RECOLLECTION.

18 Q BY MR. KOLODJI: I'M GOING TO DRAW --

19 THE COURT: I'LL GIVE YOU AN EXAMPLE.

20 LIKE THE POLICE REPORT -- THE POLICE  
21 REPORT IS NOT COMING IN BECAUSE IT'S HEARSAY. IT'S  
22 A RECITATION OF STATEMENTS THAT THE POLICE OFFICERS  
23 -- THAT'S OUT. BUT BOTH PARTIES CAN LOOK AT A  
24 POLICE REPORT IF IT HELPS THEM REMEMBER THE DATE OR  
25 TIME OR WHAT HAVE YOU. SO IF YOU HAVE A POLICE  
26 REPORT, IT'S NOT COMING IN EVIDENCE. BUT YOU CAN  
27 LOOK AT IT IF IT HELPS YOU TO REMEMBER THE DATES  
28 AND -- YOU DO HAVE TO LET HIM KNOW WHAT DOCUMENT

1 YOU'RE LOOKING AT TO REFRESH YOUR MEMORY.

2 Q BY MR. KOLODJI: I'M GOING TO GO TO EXHIBIT A

3 --

4 THE COURT: SO EXHIBIT B IS A PHONE CALL OR TEXT  
5 MESSAGE?

6 THE WITNESS: NO.

7 PHONE CALL, I BELIEVE.

8 THE COURT: OKAY.

9 Q BY MR. KOLODJI: WAS THAT THE ONLY TIME THIS  
10 SUMMER THAT YOU HAD -- THAT HE LAID HANDS ON YOU?

11 A NO.

12 Q CAN YOU DESCRIBE THE INCIDENT THAT OCCURRED  
13 AROUND JUNE 8TH 2025?

14 A THE DAY I WAS LEAVING THE TEMPLE CITY HOUSE TO  
15 GO BACK TO THE ORIGINAL HOME -- IT WAS ANOTHER DISPUTE  
16 ABOUT FINANCES AND DISPUTE ABOUT JUST LIFE IN GENERAL.  
17 AND AS HE WAS LEAVING, HE THE PALMED HIS HAND RIGHT INTO  
18 MY EYE.

19 THE COURT: SO INDICATING YOU TOOK YOUR RIGHT  
20 PALM -- AND THAT YOU INDICATED THAT YOUR RIGHT PALM HIT  
21 YOUR -- INTO YOUR CHEEK INTO YOUR EYE.

22 SO THE RESPONDENT DID THAT?

23 THE WITNESS: UH-HUH.

24 THE COURT: HE TOOK THE PALM OF HIS RIGHT HAND AND  
25 HIT YOU IN YOUR FACE?

26 THE WITNESS: UH-HUH, YES.

27 MR. KOLODJI: DO YOU HAVE A PICTURE OF THAT  
28 INCIDENT?

1           THE WITNESS: UH-HUH.

2           THE COURT: PLUGGED IN YOUR COMPUTER?

3           MR. KOLODJI: YOUR HONOR, I HAVE IT UP ON MY --

4           THE COURT: SO HE'S GOING TO ASK QUESTIONS, AND  
5 YOU'LL HAVE A CHANCE TO ASK QUESTIONS. AND THEN HE  
6 MIGHT ASK YOU QUESTIONS. AND THEN YOU HAVE A RIGHT TO  
7 GIVE YOUR TESTIMONY. SO LET ME SWITCH TO COUNSEL.

8           SO THIS IS EXHIBIT --

9           MR. KOLODJI: I'D LIKE TO DESIGNATE THIS EXHIBIT --  
10 EXHIBIT H.

11          THE COURT: OKAY.

12          Q BY MR. KOLODJI: IS THIS A SCREENSHOT THAT YOU  
13 TOOK FROM YOUR PHONE?

14          A UH-HUH.

15          THE COURT: IS THAT A YES?

16          THE WITNESS: YES.

17          Q BY MR. KOLODJI: AND IS THIS A SCREENSHOT OF  
18 THE INCIDENT THAT YOU JUST DESCRIBED TO THE COURT?

19          A YES.

20          Q AND CAN YOU DESCRIBE --

21           YOUR HONOR, SHOULD I DESCRIBE WHAT I SEE HERE  
22 OR --

23          THE COURT: HOLD ON. IS THIS A PICTURE OF YOU?

24          THE WITNESS: YES, IT IS.

25          THE COURT: AND I SEE A MARKING UNDER YOUR --

26          THE WITNESS: UNDER MY EYE. I HAD PUT MAKEUP ON TO  
27 SEE IF IT WOULD COVER, AND THAT'S WHY I TOOK THAT  
28 SNAPSHOT.

1           THE COURT: THERE APPEARS TO BE SOME SWELLING UNDER  
2 YOUR LEFT EYE.

3           THE WITNESS: UH-HUH.

4           THE COURT: IS THAT YES?

5           THE WITNESS: YES.

6           THE COURT: HOW DID YOU GET THE SWELLING UNDER YOUR  
7 LEFT EYE?

8           THE WITNESS: LIKE I SAID, HE WAS LEAVING THE HOUSE  
9 AND HE WENT --

10          THE COURT: HE HIT YOU IN THE FACE AND LEFT THIS  
11 MARK.

12          THE WITNESS: CONTINUING OUT OF THE HOUSE --

13          THE COURT: I DON'T KNOW IF THIS IS --

14           HOW MANY MORE? DO YOU HAVE MORE  
15 PHOTOGRAPHS?

16          MR. KOLODJI: WE CAN REST ON THAT.

17          THE COURT: OKAY.

18           WELL, SO, SIR, DO YOU HAVE ANY QUESTIONS?

19          MR. SAYEGH: YES, YOUR HONOR.

20          THE COURT: SHE'S GIVEN TESTIMONY OF AUGUST 26TH  
21 INCIDENT AND JUNE 8TH INCIDENT.

22          MR. SAYEGH: SURE.

23          THE COURT: GO AHEAD.

24

25                   CROSS-EXAMINATION

26          BY MR. SAYEGH:

27          Q        MS. SAYEGH, DO YOU RECALL WHAT TIME YOU PICKED  
28 UP YOUR MINOR, JORDAN SAYEGH, FROM SCHOOL?

1           THE COURT: SO GIVE A DATE --

2           MR. SAYEGH: I APOLOGIZE, SORRY.

3           Q       YOUR TESTIMONY WAS THAT ON AUGUST 26TH YOU  
4 PICKED UP YOUR SON FROM SCHOOL EARLY?

5           A       YES.

6           Q       AND DO YOU RECALL WHAT TIME YOU PICKED UP YOUR  
7 SON?

8           A       HE HAD HALF DAY. HE GETS OUT AT 11:00 -- NO.  
9 HE GETS OUT AT LIKE 1:15 GIVE OR TAKE.

10          THE COURT: AND YOU CAN TAKE THE PICTURE DOWN  
11 UNLESS HE'S GOING TO ASK TO USE IT.

12          Q       BY MR. SAYEGH: AND THEN YOU WENT TO GET  
13 COFFEE?

14          A       NO. WE DID NOT GET COFFEE RIGHT AWAY.

15               WE WENT STRAIGHT TO THE DENTIST APPOINTMENT.

16          Q       WHAT TIME WAS THE DENTIST APPOINTMENT?

17          A       THE DENTIST APPOINTMENT --

18               I SHOULD HAVE CALLED THEM AND ASKED THEM WHEN  
19 IT WAS, BUT I DON'T RECALL WHEN --

20          Q       DO YOU KNOW WHEN THE DENTAL APPOINTMENT WAS  
21 COMPLETED?

22          A       I KNOW IT WAS COMPLETED BEFORE NIA WAS PICKED  
23 UP FROM SCHOOL.

24          Q       OKAY.

25               AND WHAT TIME WOULD THAT BE?

26          A       NIA IS PICKED UP AT 3:00 O'CLOCK.

27          Q       3:00 O'CLOCK.

28               AND THEN WHERE DID YOU GO FROM THERE?

1 A TO THE HOUSE.

2 Q AND WHAT TIME DID YOU ARRIVE AT THE HOUSE?

3 A WE GOT COFFEE FIRST AND THEN --

4 Q WHAT TIME DID YOU GET COFFEE?

5 A ABOUT 4:00 O'CLOCK WE ENDED UP AT THE HOUSE --

6 4:00 OR 4:30.

7 Q OKAY.

8 AND WHO WAS THERE WHEN YOU GOT TO THE HOUSE?

9 A YOU WERE.

10 Q I WAS THERE.

11 A UH-HUH.

12 Q AND YOUR TESTIMONY WAS YOU WERE THERE AT THE

13 HOUSE FOR ABOUT A HALF HOUR?

14 A MAYBE 15 MINUTES TO 30 MINUTES.

15 Q SO APPROXIMATELY --

16 A MAYBE.

17 Q -- 5:00 P.M. THIS ASSAULT OCCURRED?

18 A AROUND 4:00 O'CLOCK.

19 Q AROUND 4:00?

20 A IT WAS 4:00 O'CLOCK.

21 Q LET ME COME BACK.

22 YOUR TESTIMONY IS YOU PICKED UP NIA AT 3:05.

23 THAT'S WHAT TIME THE BELL GETS OUT?

24 CORRECT?

25 A RIGHT.

26 Q AND IT TOOK SOMETIME FOR YOU TO GET HER IN THE

27 CAR BY THE TIME THE PICK-UP HAPPENS.

28 RIGHT?

1 A SURE.

2 Q ABOUT 15 MINUTES TO GET HER IN THE CAR?

3 A POSSIBLY.

4 Q AND AT THAT POINT, YOU WENT TO WHICH COFFEE  
5 SPOT?

6 A IT WAS RIGHT ON OUR WAY.

7 I HAD ORDERED IT, QUICK PICK-UP-TO-GO AND --

8 Q SORRY, WHICH COFFEE SPOT?

9 A STARBUCKS.

10 RIGHT ON --

11 THE COURT: THE COURT IS GOING TO EXERCISE ITS  
12 DISCRETION ON EVIDENCE CODE 765 TO MAKE SURE THAT ANY  
13 EXAMINATION IS RAPID, THOROUGH TO GET TO THE TRUTH OF  
14 THE ISSUES.

15 COUNSEL, PUT BACK ON YOUR EXITED H, I  
16 THINK IT IS.

17 SIR, DO YOU RECOGNIZE THIS PERSON IN THIS  
18 PHOTOGRAPH.

19 MR. SAYEGH: YES.

20 THE COURT: SHE HAS BRUISING ON HER LEFT EYE. DO  
21 YOU SEE THAT BRUISE?

22 MR. SAYEGH: YES.

23 THE COURT: SHE JUST TESTIFIED SHE GOT THAT BRUISE  
24 WHEN YOU HIT HER IN THE FACE.

25 MR. SAYEGH: SURE.

26 THE COURT: DO YOU REMEMBER ANY ARGUMENT OR ANY  
27 INCIDENT ON JUNE 8TH 2025?

28 MR. SAYEGH: NO.

1 IF I MAY, YOUR HONOR?

2 THAT IS THE JUNE 8TH. SO I HAVE THE  
3 EVIDENCE FOR THAT. SO MAY I PRESENT THAT?

4 THE COURT: SIR, I'M ASKING YOU ABOUT THIS  
5 PHOTOGRAPH.

6 I HAVE A PHOTOGRAPH OF A PERSON WITH  
7 BRUISING UNDER HER EYE. HER TESTIMONY IS SHE GOT  
8 THE BRUISE BECAUSE YOU HIT HER IN THE FACE. SO IS  
9 IT TRUE OR NOT TRUE THAT YOU HIT HER ON JUNE 8TH  
10 INFILCTING THIS INJURY?

11 MR. SAYEGH: IT IS NOT TRUE, YOUR HONOR. AND MAY I  
12 PRESENT --

13 THE COURT: SO LET ME UNDERSTAND.

14 YOUR TESTIMONY IS IT'S NOT TRUE THAT YOU  
15 DIDN'T HIT HER?

16 MR. SAYEGH: IT'S NOT TRUE EVEN IN THE SAME  
17 VICINITY OF HER. AND I HAVE THE EVIDENCE.

18 THE COURT: YOU WEREN'T IN THE SAME VICINITY?

19 MR. SAYEGH: NOT IN THE SAME CITY.

20 THE COURT: NOT ONLY DID YOU NOT STRIKE HER, YOU  
21 WERE NOT IN THE SAME ROOM, OR SAME CITY.

22 MR. SAYEGH: THAT'S NOT EVEN AN INJURY FROM  
23 ASSAULT. AND I HAVE THE EVIDENCE.

24 THE COURT: SIR, I'M JUST TRYING TO GET YOUR STORY  
25 BECAUSE, WITH THESE HEARINGS, THERE'S A LOT THAT --  
26 THERE'S A LOT OF ORDERS THAT A COURT HAS TO MAKE -- NOT  
27 JUST TO DETERMINE WHETHER OR NOT YOU DID ATTACK HER BUT  
28 WHAT ARE THE ORDERS FOR CUSTODY AND VISITATION.

1           SO I HAVE TO LOOK AT THE CREDIBILITY OF  
2 WITNESS. AND I DON'T JUST TAKE THE CREDIBILITY JUST  
3 FOR THE ISSUE AT HAND WHICH IS WHETHER OR NOT YOU  
4 HIT HER IN THE FACE. I DON'T KNOW IF YOU DID OR NOT  
5 BECAUSE THE HEARING ISN'T OVER. THERE'S SOME  
6 EVIDENCE THAT YOU HIT HER IN THE FACE. BUT I'LL  
7 WAIT UNTIL ALL OF THE EVIDENCE IS.

8           BUT I EVALUATE THE CREDIBILITY OF THE  
9 WITNESS AND APPLY IT BUT NOT ONLY THIS ISSUE BUT  
10 WHEN IT COMES TO CUSTODY VISITATION AND WHAT'S THE  
11 TIMESHARE. IT CARES ARE. SO YOU DON'T WANT TO  
12 TAKE A STATEMENT THAT TURNS OUT TO BE  
13 DEMONSTRATIVELY FALSE. I'M JUST GIVING YOU A  
14 WARNING. BECAUSE IF I FIND THAT YOU HAD FALSE  
15 STATEMENTS -- GROSSLY FALSE STATEMENT ON THIS ISSUE,  
16 I'M GOING TO REMEMBER THAT WHEN WE NOW TALK ABOUT  
17 THE NEXT ISSUE WHICH IS CUSTODY AND VISITATION. SO  
18 I'M GOING TO --

19           HOLD ON, SIR.

20           YOU HAVE YOUR EVIDENCE THAT THIS IS NOT A  
21 BRUISE AND YOU WEREN'T IN THE SAME CITY.

22           MR. SAYEGH: BUT I HAVE --

23           THE COURT: WE'LL WAIT TO SEE THAT.

24           MR. SAYEGH: YOUR HONOR.

25           THE COURT: HOLD ON, SIR.

26           (WHEREUPON, THE CASE WAS RECESSED.)

27           THE COURT: NOW, BACK ON THE RECORD WITH SAYEGH.

28           LET'S START WITH. JUNE 8TH -- YOU HAVE

1 SOME EVIDENCE THAT YOU WERE NOT IN THE SAME CITY.

2 MR. SAYEGH: I DO, YOUR HONOR.

3 THE COURT: OKAY.

4 SO GO AHEAD AND SHARE WITH ME THAT  
5 EVIDENCE.

6 MR. SAYEGH: I WOULD LIKE TO START WITH A TEXT  
7 MESSAGE BETWEEN MYSELF AND NUHA SAYEGH.

8 THE COURT: HOLD ON. LET ME SWITCH ON DOCUMENT  
9 HERE. AND JUST LET ME KNOW WHETHER YOU'RE USING YOUR  
10 DOCUMENT CAMERA OR YOUR --

11 OKAY.

12 SO WE ARE ON THE DIRECT OF THE RESPONDENT  
13 AND YOU HAVE AN EXHIBIT.

14 MR. SAYEGH: YES, YOUR HONOR.

15 THE COURT: SO WE HAVE TO NUMBER THE EXHIBITS SO  
16 THERE'S A RECORD.

17 MR. SAYEGH: THIS WILL BE RESPONDENT'S EXHIBIT 1.

18 THE COURT: ALL RIGHT.

19 RESPONDENT'S 1.

20 AND THIS IS A TEXT MESSAGE?

21 MR. SAYEGH: THIS IS A TEXT MESSAGE BETWEEN MYSELF  
22 AND MRS. SAYEGH ON JUNE 8TH, BEGINNING AT 10:24 A.M.

23 THE COURT: OKAY.

24 HOW THE TEXT MESSAGES WORK -- YOUR  
25 STATEMENTS AREN'T ADMISSIBLE. BUT HER STATEMENT CAN  
26 BE UNLESS YOU'RE USING THIS FOR NON --

27 MR. SAYEGH: USING IT FOR IMPEACHMENT, YOUR HONOR.

28 THE COURT: WELL, YOU SAID YOU HAVE TESTIMONY THAT

1 YOU WEREN'T --

2 IMPEACHMENT IS EVIDENCE THAT SOMEBODY  
3 TESTIFIES IN COURT TO SOMETHING. AND IMPEACHMENT IS  
4 A PRIOR INCONSISTENT STATEMENT OR OTHER EVIDENCE  
5 THAT WILL SHOW THAT THE STATEMENT ISN'T RELIABLE OR  
6 ISN'T TRUE.

7 SO YOU MADE AN OFFER OF PROOF THAT NOT  
8 ONLY DID YOU NOT HIT THE PETITIONER IN THE FACE BUT  
9 YOU WEREN'T EVEN THERE.

10 MR. SAYEGH: YES, YOUR HONOR.

11 THE COURT: I'M WAITING FOR THE EVIDENCE TO SHOW  
12 YOU WEREN'T EVEN THERE.

13 MR. SAYEGH: SURE.

14 THE FIRST TEXT I TEXT HER, "WE'RE ALL  
15 GOING TO MY PARENTS TODAY." I TEXTED HER. AND THEN  
16 SHE SHOWS HER HAND SWOLLEN. HER RESPONSE TO ME,  
17 "I'M SUPPOSED TO GO TO WORK TODAY. I CAN'T MOVE MY  
18 HANDS. I CAN'T HOLD THE PHONE, VOICE TALKING."

19 THE COURT: WHAT'S YOUR OFFER -- GIVE ME YOUR OFFER  
20 PROOF OF WHAT EVIDENCE --

21 SO TYPICALLY -- I'LL GIVEN YOU AN EXAMPLE.  
22 IN A CRIMINAL SETTING, THERE'S A SHOOTING, AND THE  
23 DEFENDANT SAYS, "I WASN'T AT THE SHOOTING. I HAVE  
24 WITNESSES WHO WILL TESTIFY I WAS AT ANOTHER PARTY,  
25 DOWN THE STREET. SO I WASN'T THERE."

26 DO YOU HAVE EVIDENCE?

27 MR. SAYEGH: I DO, YOUR HONOR.

28 THE COURT: WHAT'S THAT EVIDENCE?

1 MR. SAYEGH: THE TEXT MESSAGES.

2 THE COURT: ASIDE FROM THE TEXT MESSAGE, DO YOU  
3 HAVE A PERSON WHO WILL TESTIFY?

4 MR. SAYEGH: IF I MAY GIVE A BRIEF OFFER OF PROOF,  
5 YOUR HONOR, PLEASE. JUST BRIEFLY.

6 THE COURT: UH-HUH.

7 MR. SAYEGH: WHAT SHE SAYS SHE WOKE UP WITH HER  
8 RIGHT EYE LIKE THIS. SHE ALSO TEXTED HER MOTHER WHERE  
9 SHE SAID THAT THE PAIN THAT I HAD IN MY EYE PRIOR TO --  
10 SHE ADMITS IT'S FROM A MEDICAL REACTION.

11 THE COURT: SO YOU HAVE A TEXT MESSAGE WITH  
12 STATEMENTS FROM THE PETITIONER TALKING ABOUT HER EYE.

13 MR. SAYEGH: YES.

14 BOTH TO MYSELF AND TO HER MOM.

15 SO THE REASON THE HAND IS --

16 THE COURT: SO JUST SHOW ME THE EXHIBIT FROM THE  
17 PETITIONER ABOUT HER EYE.

18 MR. SAYEGH: SURE.

19 THE COURT: SO WE'LL CALL THIS RESPONDENT'S 2. AND  
20 THIS IS A TEXT --

21 (WHEREUPON, RESPONDENT'S EXHIBIT 2  
22 WAS MARKED FOR IDENTIFICATION.)

23 MR. SAYEGH: THIS IS A TEXT TO ME, YOUR HONOR. THE  
24 PHOTO PREVIOUS TO --

25 THE COURT: WAIT.

26 THIS IS A TEXT TO YOU.

27 AND THERE'S A PHOTO OF THE PETITIONER --  
28 IS THAT THE LETTERS OR WRITINGS ON THE BOTTOM OF THE

1 PHOTOGRAPH? IS THAT WHAT SHE TEXTED?

2 MR. SAYEGH: OH, YEAH, SHE TEXTED ME.

3 TO ADD EVERYTHING, "WOKE UP. MY RIGHT EYE  
4 CAN'T OPEN."

5 THE PREVIOUS SHE SHOWED ME THE SWELLING IN  
6 HER HAND.

7 THE COURT: WHAT WAS THE DATE OF THIS TEXT?

8 MR. SAYEGH: THIS IS JUNE 8TH AT 10:24 A.M.

9 THE COURT: WHERE IS THAT ON THIS --

10 MR. SAYEGH: THESE TEXTS HAVE TO BE KIND OF  
11 CORRELATED.

12 JUNE 8TH, I TEXTED HER IN THE MORNING.

13 WE'RE ALL GOING TO MY PARENTS. SHE SHOWED ME HER  
14 HANDS SWOLE UP FROM THE MEDICINE REACTION, WHICH SHE  
15 WILL SPEAK TO. SO FIRST SHE SHOWS THE HAND, AND  
16 THEN SHE SAYS --

17 THE COURT: SLOW DOWN.

18 MR. SAYEGH: I'M SORRY.

19 THE COURT: SO THIS EXHIBIT 1 AND EXHIBIT 2 ARE THE  
20 SAME CHAIN OF TEXT MESSAGES?

21 MR. SAYEGH: CHAIN, YOUR HONOR.

22 THE COURT: SO EXHIBIT 1 AND THE BLUE IS HER OR THE  
23 BLUE IS --

24 MR. SAYEGH: THE BLUE IS ME.

25 THE COURT: OKAY.

26 "SO WE'RE ALL GOING TO MY PARENTS HOUSE  
27 TODAY," IS WHAT YOU TEXT. AND THEN THIS IS HER  
28 RESPONSE?

1           MR. SAYEGH: YES, YOUR HONOR.

2           THE COURT: A HAND.

3           OKAY.

4           THE NEXT PAGE?

5           MR. SAYEGH: THE NEXT PAGE IS THEN SHE FOLLOWS UP.

6           I RESPOND, "OUCH." SHE FOLLOWS UP AND STATES, "TO ADD  
7           TO EVERYTHING, WOKE UP MY RIGHT EYE CAN'T OPEN."

8           MY RESPONSE TO THAT WAS, "DAMN."

9           THE COURT: OKAY.

10          SO LET ME ASK MR. KOLODJI, IS THERE A  
11          STIPULATION THAT THESE ARE THE ACTUAL TEXTS BETWEEN  
12          THE PARTIES?

13          MR. KOLODJI: YES, YOUR HONOR.

14          THE COURT: OKAY.

15          KEEP GOING.

16          MR. SAYEGH: AND THEN THE THIRD IN THE SAME CHAIN,  
17          YOUR HONOR, WHERE I SAID, "DAMN," SHE SAID, "CALL ME  
18          WHEN YOU'RE ON YOUR WAY HOME. I'VE GOT TO TELL YOU  
19          SOMETHING AT THE WEDDING. NOTHING URGENT SO LITERALLY,  
20          JUST CALL ME."

21          MY RESPONSE IS: "ARE YOU OKAY," REFERRING  
22          TO HER MEDICAL REACTION IN THE SAME TIMEFRAME SHE  
23          TOLD HER MOM THE SAME THING. AND THEN SHE ASKED ME,  
24          "What's the Wi-Fi to the house?" SO I TEXTED HER.  
25          CLEARLY I'M NOT THERE. I'M ACTUALLY AT MY PARENTS  
26          WHERE MY UNCLE CAME TO TOWN. AND THIS CONVERSATION  
27          WILL STILL BE IDENTICAL TO WHAT SHE HAS WITH HER  
28          MOTHER.

1           THE COURT: SO STATEMENTS OF THE PETITIONER YOU CAN  
2 ADMIT, NOT STATEMENTS OF YOU OR STATEMENTS OF YOUR MOM.  
3 BUT IF YOUR MOM IS HERE, SHE CAN TESTIFY.

4           MR. SAYEGH: SURE.

5           SO HERE'S STATEMENTS TO HER MOM.

6           THE COURT: THIS IS STATEMENTS FROM?

7           MR. SAYEGH: FROM NUHA TO HER MOM.

8           "GOOD MORNING. I CAN'T GET MY RIGHT EYE.  
9 DON'T EVEN OPEN. TERRIBLE. REMEMBER YESTERDAY, I  
10 FELT LIKE IT WAS SOMETHING WEIRD GOING ON. THERE'S  
11 A HUGE SACK UNDERNEATH MY EYEBALL."

12           NOW YOU DON'T WANT THE MOM'S RESPONSE?

13           THE COURT: IT'S NOT OFFERED FOR THE TRUTH OF THE  
14 MATTER.

15           MR. SAYEGH: THE MOM RESPONDED, NOT BEING OFFERED  
16 FOR THE TRUTH OF THE MATTER.

17           THE COURT: BUT HER STATEMENTS TO YOUR MOM IS  
18 ADMISSIBLE. THESE ARE HER STATEMENTS.

19           MR. SAYEGH: SO THEN MOM SAYS, "SEND A PICTURE."  
20 MOM JUST -- NOT FOR THE TRUTH OF THE MATTER. "BY THE  
21 WAY, SEYADA IS MAKING LUNCH FOR UNCLE ABAY BECAUSE HE  
22 PEED AND YOUR DAD WENT DOWN," WHICH COINCIDES WITH ME  
23 SAYING, "HEY, COME TO MY DAD --"

24           THE COURT: SO DON'T -- SO HERE'S WHAT -- YOU'RE  
25 NOT DOING THIS ON PURPOSE. DON'T GIVE ME YOUR  
COMMENTARY. JUST GIVE ME THE EVIDENCE. AND THEN AT THE  
27 END, ONCE ALL OF THE EVIDENCE IS IN, THEN YOU GIVE ME  
28 YOUR COMMENTARY. BUT SEPARATE THE COMMENTARY FROM WHAT

1 THE ACTUAL EXHIBIT IS.

2 MR. SAYEGH: SHE SAYS, "I'VE GOT EVERYTHING  
3 CHECKED. THEY COULDN'T FIND ANYTHING. I TOLD YOU,  
4 REMEMBER, I NEED TO GO TO AN EASTERN DOCTOR. I CAN'T  
5 EVEN HOLD MY PHONE WHILE I'M TEXTING."

6 MOM WRITES, "WESTERN MEDICINE, THEY JUST  
7 BANDAID AND SEND YOU HOME. EASTERN -- "

8 OKAY.

9 SO SHE SAYS, "I SENT ME A PICTURE OF MY  
10 HAND. LET ME SHOW YOU." SO THIS IS THE THIRD  
11 PERSON WHO SEES THIS. "I WILL GO. MY WHOLE ARM --  
12 IT SUCKS."

13 SHE ALSO TESTIFIED THAT THE KIDS WERE HOME  
14 WHEN I HIT HER. AND THE KIDS WERE WITH THE MOM AT  
15 THE TIME IN CORONA. AND THIS IS A PHOTO OF THAT.

16 AND THIS IS THE PHOTO SHE TEXTED HER MOM  
17 WHERE SHE SAYS, "SEND ME A PHOTO." AND THE  
18 CONVERSATION IS MAYBE ALLERGIES. "BEST MEDICINE  
19 RIGHT NOW IS TO LAY IN BED ALL DAY."

20 "ARE THE KIDS HAVING PHONE?"

21 SHE SAID THE KIDS WERE THERE WHEN I HIT  
22 HER IN THE EYE --

23 MS. SAYEGH: NO.

24 THE COURT: STOP WITH THE COMMENTARY.

25 MR. SAYEGH: I APOLOGIZE.

26 AND THEN IT'S JUST GOING -- I MEAN IT'S  
27 IMPORTANT FOR CONTEXT. "BEST TO LAY IN BED. PUT  
28 THE CAKE ON."

1 IT'S FRUSTRATING. NOTHING IN HERE  
2 REGARDING BEING ASSAULTED. THIS CORROBORATES THAT

3 --

4 NO COMMENTARY.

5 THE COURT: OKAY.

6 SO, MA'AM, WHEN DO YOU THINK THIS INCIDENT  
7 OCCURRED?

8 MS. SAYEGH: IT HAPPENED THE 6TH OR THE 7TH.

9 THE COURT: WHICH INCIDENT, MA'AM?

10 MS. SAYEGH: THIS IS THE SAME INCIDENT.

11 THE COURT: WELL, IS IT TRUE --

12 PUT BACK ON THE TEXT.

13 THE WITNESS: I WOKE UP.

14 THE COURT: HOLD ON.

15 IT'S EITHER R-1, -2, OR R-3.

16 WHAT ARE THE TEXT MESSAGES -- THE TEXT  
17 MESSAGES TO YOUR MOM.

18 RECEIVE.

19 ALL RIGHT.

20 MA'AM, DID YOU WRITE THIS TEXT?

21 MS. SAYEGH: I DID.

22 THE COURT: TO YOUR MOTHER?

23 MS. SAYEGH: MY MOTHER.

24 THE COURT: AND EXPLAIN WHY YOU WROTE THIS AND WHY  
25 YOU DID IT IN THIS TEXT. SAY THE SAME THING THAT YOU  
26 TESTIFIED TO ME -- YOU GOT IT BECAUSE HE HIT YOU IN THE  
27 FACE?

28 MS. SAYEGH: I DON'T TELL MY MOTHER ANYTHING. I

1 DON'T TELL HER ABOUT MY LIFE. I TRY TO AVOID TELLING  
2 HER ANYTHING ABOUT MY PRIVATE DAILY FUNCTIONS. AND HE  
3 HAD -- THIS HAD HAPPENED MONTHS -- THE 6TH OR THE 7TH.

4 THE KIDS -- I NEVER SAID THE KIDS WERE  
5 WITH ME.

6 THE COURT: I'M JUST ASKING ABOUT THE STATEMENT.  
7 SO YOUR TESTIMONY IS THAT YOU INTENTIONALLY OMITTED OR  
8 MADE UP A STORY ABOUT YOUR EYE BECAUSE YOU DIDN'T WANT  
9 TO TELL YOUR MOM SOMETHING?

10 MS. SAYEGH: NO. NO. NO, I DID NOT.

11 I NEVER MADE THAT UP.

12 MR. KOLODJI: WELL, I WANT TO CLARIFY.

13 HAS YOUR MOTHER EVER DONE ANYTHING TO  
14 ASSIST IN HIDING THE DOMESTIC VIOLENCE IN YOUR  
15 RELATIONSHIP?

16 MS. SAYEGH: NEVER.

17 THE COURT: YOUR MOTHER HAS NEVER?

18 MS. SAYEGH: SHE HID IT. SHE HID EVERYTHING.

19 MR. KOLODJI: THERE WAS -- WASN'T THERE AN INCIDENT  
20 IN THE HOTEL MANY YEARS AGO?

21 A HUNTINGTON, YES.

22 Q AND WHAT HAPPENED AT THAT INCIDENT?

23 MR. SAYEGH: SORRY, WHAT --

24 THE COURT: HOLD ON --

25 THE WITNESS: MY MOTHER -- SHE LIVED IN ARIZONA  
26 BACK THEN. HE HAD CALLED MY MOM. MY DAUGHTER WAS SIX  
27 MONTHS OLD AT THE TIME. HE HAD CALLED MY MOM AFTER A  
28 BEATING -- I MEAN A BEATING OF A LIFETIME. AND SHE

1 DROVE FOUR HOURS STRAIGHT FROM ARIZONA TO THE HOTEL.  
2 AND WHEN I WOKE UP, AND MY MOM WAS LAYING DOWN LIKE AS  
3 IF HE DIDN'T KNOW WHAT TO DO WITH MY BODY.

4 Q HOW LONG DID YOU STAY WITH YOUR MOM AT THE  
5 HOTEL?

6 A ABOUT A WEEK.

7 Q WOULD IT BE TRUE TO SAY THAT YOUR MOM ASSISTED  
8 IN COVERING UP THE DOMESTIC VIOLENCE THAT OCCURRED IN  
9 THE RELATIONSHIP?

10 A YES.

11 Q AND SO THERE'S GOING TO BE A PUBLIC FUNCTION  
12 THAT DAY?

13 A YES.

14 Q WERE YOU READY TO SHOW YOURSELF AND PRESENT  
15 YOURSELF --

16 A NO.

17 Q -- TO THAT PUBLIC FUNCTION?

18 A NO. NO.

19 Q AND DID YOU COME UP WITH EXCUSES FOR WHAT WAS  
20 CAUSING THAT BRUISE TO YOUR EYE?

21 A SURE. YES.

22 MR. SAYEGH: YOUR HONOR, HE'S LEADING.

23 THE COURT: SUSTAINED.

24 THERE ARE OTHER PHOTOGRAPHS IN YOUR  
25 OCTOBER 8, SUPPLEMENTAL. SO LET'S WALK THROUGH  
26 THOSE TO SEE IF --

27 SIR, YOU RECEIVED ON OCTOBER 8TH A  
28 SUPPLEMENTAL.

1           MR. SAYEGH: YES, YOUR HONOR.

2           THE COURT: YOU SAW THE PHOTOGRAPHS THAT WERE

3 LISTED -- THE PHOTOGRAPH OF THE BRUIISING ON HER NECK,

4 BRUIISING ON THE OTHER EYE, BLOODY LIP?

5           MR. KOLODJI: I HAVE THAT.

6           THE COURT: SO WHY DON'T YOU WALK THROUGH.

7           MR. KOLODJI: LET'S GO TO EXHIBIT F.

8           THE COURT: WE'RE BACK ON DIRECT.

9           MR. KOLODJI: I'D LIKE TO --

10          THE COURT: HOLD ON.

11           SO, MA'AM, IS THIS --

12           WHICH EXHIBIT IS THIS?

13          MR. KOLODJI: THIS IS EXHIBIT B.

14          THE COURT: WHAT IS THIS A PICTURE OF?

15          MS. SAYEGH: THAT'S MY LIP, MY UPPER LIP.

16          THE COURT: DO YOU REMEMBER WHEN THIS PICTURE WAS

17 TAKEN?

18          MS. SAYEGH: I WAS GOING THROUGH MY PHONE, AND THIS

19 WAS ON MY PHONE. IT SAID, "2023 OF NOVEMBER."

20          THE COURT: NOVEMBER 2023.

21          MR. KOLODJI: YOUR HONOR, WOULD I BE ABLE TO HAVE

22 MY CLIENT PULL UP HER PHONE?

23          THE COURT: LET ME GO THROUGH THESE PHOTOGRAPHS AND

24 SEE.

25           OKAY.

26           SO THERE'S A PHOTOGRAPH OF YOUR UPPER LIP.

27 IT LOOKS LIKE THERE'S A BRUIISING ON YOUR LIP.

28          THE WITNESS: UH-HUH, YES.

1           THE COURT: SO WHAT HAPPENED TO YOUR LIP?

2           THE WITNESS: THAT WAS -- THIS PHOTO WAS TAKEN  
3        MAYBE TWO DAYS AFTER THE INCIDENT WHEN HE CAME HOME FROM  
4        THE ICE HOUSE AND HE HAD AN ALTERCATION. AT THAT TIME,  
5        I WAS HOME. I WAS NO LONGER IN THAT UGLY LIFE OF THE  
6        REHABS AND ALL THAT. I HAD FULLY --

7           THE COURT: WHAT DO OUT MEAN "UGLY LIFE OF REHAB?"

8           MS. SAYEGH: I HAD AN UGLY -- I SPIRALED DOWN THIS  
9        RABBIT HOLE OF A DISGUSTING LIFE. AND I WASN'T ABLE TO  
10      GET HELP UNLESS AND UNTIL D.C.F.S. CAME INTO MY LIFE AND  
11      SAVED ME.

12          THE COURT: SO YOU WERE SPIRLING DOWN?

13          MS. SAYEGH: YES.

14          IN 2021.

15          THE COURT: IN 2021.

16          AND WAS THIS SPIRLING INVOLVING DRUGS?

17          MS. SAYEGH: UNFORTUNATELY.

18          THE COURT: IS THAT YES?

19          MS. SAYEGH: YES.

20          THE COURT: AND THEN HE D.C.F.S. CAME IN?

21          MS. SAYEGH: UH-HUH.

22          THE COURT: IS THAT YES?

23          MS. SAYEGH: YES.

24          THE COURT: OKAY.

25          AND SO DURING THIS SPIRLING IN 2021, THIS  
26      PICTURE WAS TAKEN 2023?

27          MS. SAYEGH: CORRECT.

28          THE COURT: WHAT HAPPENED TO YOUR LIP?

1 MS. SAYEGH: SO HE CAME HOME BELLIGERENTLY, DRUNK.  
2 AND ALL I ASKED HIM WAS, YOU KNOW, "HEY, WHAT'S GOING  
3 ON?" YOU KNOW 2:30 IN THE MORNING. AND HE DIDN'T EVEN  
4 RESPOND. HE JUST GRABS ME BY THE HAIR AND HEADBUTTS MY  
5 LIP.

6 THE COURT: HE HEADBUTTED YOU?

7 MS. SAYEGH: YES.

8 THE COURT: AND THAT'S WHAT CUT YOUR LIP?

9 MS. SAYEGH: IT WENT INTO MY TOOTH.

10 THE COURT: OKAY.

11 SO HERE'S SOME OTHER PHOTOGRAPHS, MA'AM.

12 DO YOU RECOGNIZE -- IS THIS YOU IN THIS  
13 PHOTOGRAPH?

14 MS. SAYEGH: YES.

15 THOSE ARE THE 2021. THOSE ARE THE ONES  
16 THAT --

17 THE COURT: IS THIS EXHIBIT C?

18 MR. KOLODJI: THIS IS EXHIBIT F, YOUR HONOR.

19 THE COURT: EXHIBIT F.

20 OKAY.

21 EXHIBIT F, THERE ARE THREE PHOTOS. SO  
22 THIS IS A PHOTO OF YOU?

23 MS. SAYEGH: YES.

24 THE COURT: I SEE SOMETHING AROUND YOUR RIGHT EYE.  
25 WHAT HAPPENED?

26 MS. SAYEGH: THIS WAS THE NIGHT -- I THINK THIS IS  
27 A COUPLE OF DAYS -- SO THESE PHOTOS WERE TAKEN  
28 THROUGHOUT THE FULL WEEK AFTERWARDS. BUT THERE WAS AN

1 ALTERCATION THE NIGHT -- ONE NIGHT, IT WAS JANUARY -- IT  
2 WAS IN JANUARY -- BEGINNING OF JANUARY.

3 MR. KOLODJI: YOU SAID IN THE BEGINNING OF JANUARY?

4 MS. SAYEGH: YEAH, IT WAS THE BEGINNING OF JANUARY.

5 SO HE --

6 HOLD ON.

7 THIS WAS A VERY INTERESTING STORY.

8 AM I TELLING IT FROM THE BEGINNING TO END?

9 THE COURT: YOU'RE TELLING ME HOW YOU GOT THE  
10 INJURIES ON YOUR FACE.

11 MS. SAYEGH: OKAY.

12 SO I WENT OUTSIDE TO PUT THE FOOD AWAY.

13 AND AS HE WAS IN THE CHILDREN'S ROOM, THE KIDS WERE  
14 IN PLAYING IN BED. HE STARTS TELLING ME LIKE  
15 DISGUSTING WORDS AND TELLING ME DISGUSTING --  
16 TELLING ME I'M WORTHLESS AND ALL OF THESE THINGS. I  
17 HAD A HEAVY THING OF COOKING. AND I HAVE LIKE A  
18 LITTLE CATERING AREA OF FOOD I TOOK OUTSIDE. I'M AT  
19 THE REFRIGERATOR PUTTING THE POT AWAY. AND I JUST  
20 HAD IT. I REALLY --

21 MR. KOLODJI: CAN YOU TELL COURT WHAT HE WAS SAYING  
22 SPECIFICALLY AS YOU RECALL.

23 MS. SAYEGH: HE WAS TELLING ME THAT I'M STUPID, I'M  
24 A LOSER, I'M WORTHLESS, I'M A PIECE OF -- THE WHOLE  
25 WORDS.

26 AND I WAS REALLY ANGRY. AND I WENT INTO  
27 THE ROOM, THE KIDS' ROOM, THAT HE WAS IN. AND  
28 THERE'S A LITTLE PLASTIC TABLE, AND I KIND OF JUST

1 STORMED IN THE ROOM, AND I FLIPPED THE TABLE. AND  
2 THAT'S WHEN HE JUST LOST IT.

3 MR. KOLODJI: AND CAN YOU DESCRIBE TO THE COURT  
4 WHAT HAPPENED WHEN HE LOST IT?

5 THE WITNESS: YES.

6 HE CHASED ME AROUND THE HOUSE. THIS  
7 WAS -- HE CHASED ME AROUND THE HOUSE. WE WERE  
8 HOPPING AND POPPING. HE THREW ME AGAINST THE WALL,  
9 BUT THIS EYE -- PARTICULAR HAPPENED WHEN I WENT INTO  
10 THE BABY'S ROOM TO GRAB A DIAPER. AND I'M ON -- I  
11 HAD MY HEAD DOWN AT THIS POINT. I KNOW HE'S REALLY  
12 ANGRY. AND HE KEEPS YELLING AT ME AND YELLING AT  
13 ME. AND I LOOKED UP LIKE THIS, AND THAT'S WHEN HE  
14 WENT INTO MY EYE -- PUNCHED ME INTO MY EYE.

15 THE COURT: YELLING AT YOU AND YOU LOOKED UP TO THE  
16 LEFT?

17 MS. SAYEGH: YEAH.

18 I'M AT THE CABINET. I PULLED OUT THE  
19 DRAWER, PULLED OUT A DIAPER. AND HE'S STILL LIKE  
20 HOVERING OVER ME, SCREAMING AT ME. AND I KIND OF  
21 LIKE THIS -- AS SOON AS I WENT LIKE THIS AND THEN HE  
22 CLOCKED MY EYE.

23 THE COURT: BY "CLOCKED," HE STRUCK YOU IN THE  
24 FACE?

25 MS. SAYEGH: YES.

26 THE COURT: AND THAT'S WHAT GAVE YOU THIS BLACK  
27 EYE?

28 THE WITNESS: UH-HUH.

1           THE COURT: IS THAT YES?

2           MS. SAYEGH: YES.

3           THE COURT: THAT'S THE SAME PHOTO AS --

4           MR. KOLODJI: NO.

5           THIS IS A DIFFERENT TIME.

6           I PUT THE THREE PICTURES INSIDE HER  
7 DECLARATION WHICH I ALSO ATTACHED DUPLICATIVE AS  
8 EXHIBIT F.

9           THE COURT: SO I HAVE EXHIBIT D AN UPPER LIP INJURY  
10 IN 2023. IS THIS A DIFFERENT INJURY.

11          MS. SAYEGH: THIS IS A DIFFERENT --

12          THE COURT: HOLD ON.

13          MR. KOLODJI: WE'RE TALKING ABOUT THE JANUARY 2022  
14 INCIDENT.

15          AND EXHIBIT C IS THE NOVEMBER 2023  
16 INCIDENT.

17          THE COURT: OKAY.

18          IT LOOKS TO BE THE SAME PHOTOGRAPH, MR.  
19 KOLODJI.

20          MR. KOLODJI: YOU'RE RIGHT, YOUR HONOR.

21          THE COURT: ALL RIGHT.

22          HOLD ON A SECOND.

23          AND MA'AM, THIS IS THE SAME PHOTOGRAPH  
24 THAT YOU TESTIFIED TO --

25          MS. SAYEGH: THAT JANUARY.

26          THE COURT: OKAY.

27          -- WITH HIM CHASING YOU AND YOUR PULLING  
28 OUT THE DIAPER FROM THE DIAPER BAG?

1 MS. SAYEGH: UH-HUH?

2 THE COURT: IS THAT YES?

3 THIS IS A CLOSEUP OF THE SAME PHOTOGRAPH?

4 MS. SAYEGH: YES.

5 THE COURT: LOOKS TO BE MARKS AROUND YOUR NECK.

6 MS. SAYEGH: UH-HUH.

7 THE COURT: DON'T SAY, "UH-HUH."

8 MS. SAYEGH: YES.

9 THE COURT: SO TELL ME ABOUT THIS.

10 MS. SAYEGH: THIS ONE HE SLAPS ME REALLY HARD AFTER  
11 HE PULLS MY SWEATER -- DOWN TO THE FLOOR, HE SLAPS ME  
12 REALLY HARD, AND THEN HE STARTS CHOKING ME.

13 THE COURT: AND IS THIS PART OF THE "F" EXHIBITS?

14 MR. KOLODJI: IT IS, YOUR HONOR.

15 THE COURT: ALL RIGHT.

16 THESE ARE PART OF THE "F" EXHIBITS.

17 MR. KOLODJI: IF YOU LOOK AT YOUR PHONE, THESE ARE  
18 ALL THE SAME TIME.

19 MS. SAYEGH: YES.

20 THE COURT: AND THERE'S SWELLING AROUND YOUR NECK.  
21 HOW DID YOU GET THOSE MARKS?

22 MS. SAYEGH: BY HIS HANDS.

23 THE COURT: SO, MR. KOLODJI, I KNOW THAT IN THE --  
24 IN HER DECLARATION SHE ALLEGES GASLIGHTING; SHE ALLEGES  
25 A NUMBER OF DIFFERENT THEORIES OF DOMESTIC VIOLENCE.  
26 LET'S STICK WITH THE EXAMPLES OF ASSAULTS BECAUSE WE  
27 HAVE HE-SAID/SHE-SAID. RIGHT? BUT THEN IF YOU HAVE  
28 PHOTOGRAPHS --

1           OKAY.

2           -- WELL, THEN PHOTOGRAPHS, IF THEY'RE  
3 CONSISTENT WITH THE TESTIMONY. BUT WE'RE NOT DONE  
4 WITH THE HEARING, BUT I HAVE THESE PHOTOGRAPHS.

5           IS THERE ANY OTHER PHOTOGRAPHS?

6           MR. KOLODJI: YOUR HONOR, THERE WOULD BE ANOTHER  
7 INCIDENT THAT OCCURRED.

8           LET ME JUST FIND HERE --

9           THE COURT: I'LL GO BACK ON THE DOCUMENT CAMERA.

10          MR. KOLODJI: I WANTED TO --

11          LET ME JUST --

12          I WANT TO DRAW YOUR ATTENTION TO THE  
13 INCIDENT THAT OCCURRED IN JULY 2001.

14          THE COURT: SIR, YOU CAN'T TESTIFY. YOU CAN SHOW  
15 HER A PICTURE OR ASK HER WHAT HAPPENED.

16

17           DIRECT EXAMINATION (RESUMED)

18 BY MR. KOLODJI:

19          Q       LET ME SHOW YOU.

20          A       YES.

21          THIS IS HIS CAR.

22          THE COURT: SO LET ME PUT ON COUNSEL'S COMPUTER.

23          OKAY.

24          WHICH EXHIBIT IS THIS?

25          MR. KOLODJI: THIS IS MY EXHIBIT I, YOUR HONOR.

26          THE COURT: EXHIBIT I.

27          AND SO, MA'AM, WHAT'S EXHIBIT I? WHAT'S  
28 IT SHOWING HERE?

1           THE WITNESS: YES, THIS IS HIS CAR. I'M IN THE  
2 PASSENGER SEAT, AND HE'S IN THE DRIVER'S SEAT. NOW --

3           MR. KOLODJI: WHAT CAUSED THIS?

4           THE WITNESS: HE PUNCHED THE WINDOW ON THIS ONE.

5           MR. KOLODJI: CAN YOU DESCRIBE THAT INCIDENT?

6           THE WITNESS: YES.

7                 HE PUNCHED THE WINDOW AFTER HE PUNCHED MY  
8 FACE. AND I MEAN BRUTALLY POUNDING MY FACE AS I WAS  
9 IN THE PASSENGER'S SEAT --

10          THE COURT: I HAVEN'T SEEN THIS PHOTO BEFORE.

11          THE WITNESS: THIS IS THE FIRST TIME I GOT OUT OF  
12 THE CAR, MY NOSE IS BLEEDING.

13          THE COURT: SLOW DOWN.

14                 THIS IS NOT EXHIBIT I. THIS IS EXHIBIT 1.

15          MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO MAKE  
16 THESE 4 PICTURES EXHIBIT I. THIS WILL BE EXHIBIT I-2.

17          THE WITNESS: SO --

18          THE COURT: OKAY.

19                 SO THIS IS I-2.

20                 (WHEREUPON, RESPONDENT'S EXHIBIT I-2  
21 WAS MARKED FOR IDENTIFICATION.)

22          MR. KOLODJI: IT'S CONCERNING THE JULY 2021  
23 INCIDENT.

24          THE COURT: OKAY.

25                 ALL RIGHT.

26                 MA'AM, SO I-1 IS A PHOTOGRAPH OF THE  
27 WINDSHIELD CRACKED. AND YOUR TESTIMONY IS THAT THE  
28 RESPONDENT PUNCHED THE WINDSHIELD?

1           THE WITNESS: YES.

2           THE COURT: AND I-2 IS A PICTURE OF YOUR FACE AND  
3 IT APPEARS TO HAVE SOME INJURY.

4           MS. SAYEGH: WE WERE ON OUR WAY HOME FROM A LONG  
5 NIGHT. AND I DON'T KNOW -- REMEMBER EXACTLY WHAT LED TO  
6 IT. BUT ALL I KNOW MY FACE WAS -- HIS FIST POUNDS THREE  
7 OR FOUR TIMES INTO MY FACE. MY NOSE IS BLEEDING AS YOU  
8 CAN SEE. AND MY EAR IS BLEEDING AS WELL. I HAD BLOOD  
9 COMING FROM MY EARS.

10          Q       BY MR. KOLODJI: I WOULD LIKE TO SHOW TWO  
11 ADDITIONAL PICTURES ON I-3, DATED JULY 11TH, 2021 AT  
12 9:09 P.M. EXHIBIT I-4, JULY 11TH 2021.

13           DO THESE FOUR EXHIBITS DESCRIBE WHAT HAPPENED  
14 --

15          A       UH-HUH, YES.

16          Q       -- THAT DAY?

17           AND WHERE WERE YOU WHEN HE BASHED YOU IN THE  
18 FACE?

19          A       PASSENGER'S SIDE.

20          Q       WHO ELSE WAS IN THE CAR?

21          A       NOBODY.

22          MR. KOLODJI: NOTHING FURTHER.

23          THE COURT: WE'RE GOING TO GO ANOTHER 15 MINUTES  
24 BEFORE WE TAKE OUR MORNING BREAK.

25           FIRST, LET ME UNDERSTAND. IS IT YOUR  
26 TESTIMONY, SIR, THAT YOU NEVER HIT HER, YOU'VE NEVER  
27 BEEN PHYSICAL WITH HER?

28          MR. SAYEGH: IT IS MY TESTIMONY.

1 AS FAR AS THE JANUARY 22ND EVENT, I'D LIKE  
2 TO EXPLAIN WHAT OCCURRED THERE.

3 THE COURT: JUST ANSWER A SIMPLE QUESTION, SIR.

4 HAVE YOU EVER HIT THE PETITIONER?

5 MS. SAYEGH: WE HAD DISPUTES PRIOR TO THE BIRTH OF  
6 OUR FIRST CHILD WHEN SHE WOULD DRINKING A LOT OF ALCOHOL  
7 AND SHE WOULD BE AGGRESSIVE AND -- BUT NEVER HITTING AS  
8 FAR AS --

9 THE COURT: SO I'M TRYING TO BE CLEAR. YOU CAN  
10 SAY, "NO, I'VE NEVER HIT HER." OR "YES, I HIT HER." OR  
11 "YES, WE'VE HAD MUTUAL COMBAT." I DON'T KNOW WHAT YOUR  
12 TESTIMONY IS, SIR.

13 MR. SAYEGH: PRIOR TO HAVING THE CHILDREN, YES,  
14 THERE'S BEEN MUTUAL ARGUMENTS, MUTUAL FIGHTS.

15 THE COURT: AND YOUR YOUNGEST CHILD WAS BORN IN  
16 2019?

17 MR. SAYEGH: YES, YOUR HONOR.

18 THE COURT: SO YOUR TESTIMONY IS AFTER 2019, YOU'VE  
19 NEVER BEEN PHYSICAL WITH THE RESPONDENT?

20 MR. SAYEGH: NO, YOUR HONOR.

21 THE COURT: AT ALL?

22 MR. SAYEGH: WE HAVE THE 2011 INCIDENT -- I MEAN  
23 2021 I MEAN 2021 -- 2022 WHICH I HAVE TO EXPLAIN IT,  
24 SIR.

25 THE COURT: SO IS IT A "YES" WITH AN EXPLANATION,  
26 OR "NO, I'VE NEVER BEEN PHYSICAL?"

27 MR. SAYEGH: IT IS YES WHEN SHE ASSAULTED ME THAT  
28 DAY.

1           THE COURT: SO YOU'RE SAYING IT'S SELF-DEFENSE?

2           MR. SAYEGH: YES.

3           AND I'LL BE ABLE TO ESTABLISH THAT.

4           THE COURT: SO YOUR TESTIMONY IS THAT YOU MAY HAVE  
5           HIT HER, BUT YOU ONLY HIT HER IN SELF-DEFENSE?

6           MR. SAYEGH: THE ONE TIME ON THE 21ST. THAT'S THE  
7           22ND THAT SHE ALLEGES.

8           THE COURT: SO SINCE YOUR CHILDREN HAVE BEEN BORN,  
9           YOU MAY HAVE HIT HER ONE TIME, BUT THAT WAS IN  
10          SELF-DEFENSE?

11          MR. SAYEGH: YES, YOUR HONOR.

12          THE COURT: IS THAT YOUR TESTIMONY?

13          MR. SAYEGH: YES.

14          THE COURT: AND THE INCIDENT THAT YOU SAID YOU HIT  
15          HER IN SELF-DEFENSE, WAS WHAT?

16          MR. SAYEGH: THAT'S THE ONE WHERE THE NECK -- AND I  
17          WOULD LIKE AN OPPORTUNITY TO EXPLAIN.

18          THE COURT: YOU'LL HAVE AN OPPORTUNITY. I JUST  
19          WANT -- FIRST, I WANT TO SEE WHAT YOUR SIDE OF THE STORY  
20          IS BECAUSE THE ALLEGATIONS IS YOU'VE BEEN BEATING HER UP  
21          FOR YEARS.

22           SO YOU'RE SAYING, "I'VE NOT BEEN BEATING  
23          HER UP FOR YEARS. IF ANYTHING, I HIT HER ONE TIME  
24          IN SELF-DEFENSE BACK IN 2021."

25           DO I HAVE YOUR TESTIMONY CORRECT?

26          MR. SAYEGH: YES.

27          THE COURT: SO THE OTHER PHOTOGRAPHS FROM OTHER --  
28          FROM NOVEMBER 2023 -- THE UPPER LIP -- NO, THAT'S NOT

1 YOU?

2 MR. SAYEGH: MAY I --

3 THE COURT: I'M JUST ASKING YOU A SIMPLE QUESTION.

4 MR. SAYEGH: NO, THAT WAS NOT ME, YOUR HONOR.

5 THE COURT: SO YOU DID NOT HIT HER IN 2023.

6 AND THE WINDSHIELD?

7 MR. SAYEGH: I HAVE NO IDEA, THE WINDSHIELD OR EYE

8 --

9 THE COURT: EITHER YOU REMEMBER BREAKING A  
10 WINDSHIELD WITH YOUR FIST -- IT EITHER IT HAPPENED OR IT  
11 DIDN'T.

12 MR. SAYEGH: ABSOLUTELY NOT.

13 THE COURT: SO YOU NEVER BROKE A WINDSHIELD.

14 MR. SAYEGH: ABSOLUTELY NOT.

15 THE COURT: AND THE MARKS AROUND HER NECK YOU DID  
16 NOT PUT THOSE INJURIES ON HER?

17 MR. SAYEGH: THAT WAS MADE UP.

18 I HAVE TO HAVE MY TIME.

19 THE COURT: WHEN I ASK YOU A SIMPLE QUESTION, "NO,  
20 I DIDN'T HIT HER --"

21 MR. SAYEGH: OKAY.

22 THE COURT: HOW SHE STAGED A PHOTOGRAPH -- THE  
23 QUESTION IS: "DID YOU HIT HER."

24 MR. SAYEGH: NO, YOUR HONOR.

25 BUT THAT DAY -- THAT'S THE DATE, BUT  
26 THAT'S THE --

27 THE COURT: SHE ALSO TESTIFIED THAT YOU ROUTINELY  
28 NAME CALL, YELLING -- IS ANY OF THAT TRUE?

1 MR. SAYEGH: NO. NOT ROUTINELY. NOT AT ALL.

2 AND I HAVE A LONG SERIES OF --

3 THE COURT: SO BEFORE YOU BEGIN, SHE'S TESTIFIED  
4 THAT SHE WAS SPIRLING, THAT SHE'S HAD ISSUES WITH DRUGS.  
5 SO IT'S NOT ALL SELF-INTERESTING WHICH MAKES IT A LITTLE  
6 MORAL CREDIBLE.

7 YOUR TESTIMONY IS YOU'VE DONE ANYTHING  
8 WRONG -- MAYBE YOU'VE HIT HER ONE TIME, BUT THAT WAS  
9 IN SELF-DEFENSE, BUT YOU NEVER NAME CALLED --

10 MR. SAYEGH: THAT'S NOT MY TESTIMONY.

11 THE COURT: GO AHEAD, SIR.

12 YOU CAN PRESENT YOUR EVIDENCE, SIR. I  
13 UNDERSTAND YOUR POSITION.

14 MR. SAYEGH: IF I MAY, YOUR HONOR.

15 THE COURT: GO AHEAD.

16 MR. SAYEGH: LET'S GO --

17 THE COURT: REMEMBER, WE'RE TAKING A BREAK AT  
18 10:30.

19 THE WITNESS: THIS DOCUMENT HERE.

20 THE COURT: SO THIS IS EXHIBIT -- EXHIBIT B.

21 THE WITNESS: THIS DOCUMENT HERE IS A LIP  
22 INJECTION.

23 THE COURT: SO, SIR, YOU NEED TO HAVE EVIDENCE.  
24 YOU CAN'T JUST SHOW A PHOTOGRAPH AND TELL ME IT'S A LIP  
25 INJECTION.

26 THE WITNESS: SO I PROVIDED AN EXPERT WITNESS TO  
27 THIS ISSUE AND WE'VE PRESENTED THEY'VE REVIEWED THIS,  
28 AND PREPARED DECLARATION, AND PRESENTED A D.C. --

1           THE COURT: IF YOU HAVE A WITNESS HERE IN COURT  
2 WHOSE A MEDICAL PROFESSIONAL TO TESTIFY TO --

3           THE WITNESS: MAY I PRESENT THESE PHOTOS NOT FOR  
4 THE TRUTH OF THE MATTER, SIMPLY DEMONSTRATIVELY --

5           THE COURT: SIR, YOU'RE NOT ABLE TO SHOW A  
6 PHOTOGRAPH AND SAY THIS WAS STAGED. YOU HAVE TO HAVE  
7 PERSONAL INFORMATION. LIKE, IF YOU SAW HER PUT ON  
8 MAKEUP, IF YOU SAW HER DISGUIISING, TESTIFY TO THAT. BUT  
9 YOUR COMMENTARY IS NOT EVIDENCE. YOUR COMMENTS WILL BE  
10 AT THE END AFTER THE EVIDENCE IS CLOSED.

11           SO GIVE ME YOUR EVIDENCE, SIR, YOUR  
12 TESTIMONY.

13           THE WITNESS: SURE.

14           I HAVE TEXT MESSAGES BETWEEN HER AND HER  
15 SISTER REGARDING LIP INJECTIONS.

16           THE COURT: OKAY.

17           YOU WANT TO MARK THIS AS AN EXHIBIT?

18           MR. SAYEGH: YES.

19           R-2. THIS IS A CONVERSATION WITH SISTER  
20 AND HERSELF.

21           (WHEREUPON, RESPONDENT'S EXHIBIT R-4  
22 WAS MARKED FOR IDENTIFICATION.)

23           THE COURT: SHE'S IN THE GRAY?

24           THE WITNESS: WOMEN ARE --

25           THE COURT: SIR, I DON'T WANT TO HEAR --

26           THE WITNESS: OH, OKAY.

27           THE COURT: JUST SHOW ME THE EXHIBIT, AND TELL ME  
28 WHAT IT SAYS.

1           THE WITNESS: THIS IS A CONVERSATION BETWEEN HER  
2 AND HER SISTER REGARDING HER FILLERS. SHE WENT TO L.A.  
3 BEAUTY SKIN CENTER. THE PHOTOS THAT SHE SHOWED OF THE  
4 LIP AND THE COURT TOOK A LOOK AT IT -- THERE'S AN  
5 INJECTION SITE. THIS PHOTO WAS TAKEN THREE HOURS LATER,  
6 AND IT HAD BLED. THERE'S AN INJECTION SITE. THE LIPS  
7 ARE PUFFED OUT.

8           THE COURT: SIR, THIS IS YOUR -- YOU'RE TRYING TO  
9 GIVE COMMENTARY AND TESTIMONY BUT YOU CAN'T DO THAT.

10           SO THIS IS AN EXHIBIT OF THE PETITIONER'S  
11 TEXT MESSAGES. AND IN THAT TEXT MESSAGE, THE  
12 PETITIONER STATES THIS IS R-2, L.A. BEAUTY SKIN  
13 CENTER. "I NEVER DID LASER. TRY IT. THEY KNOW HOW  
14 TO RAISE THE BROW. WOMEN ARE TAKING IT BACK NOW TO  
15 HAVE A BIGGER FOREHEAD."

16           SO THAT'S HER TEXT MESSAGE?

17           THE WITNESS: YES.

18           THE COURT: WHAT ELSE DO YOU HAVE?

19           THE WITNESS: AS FAR AS --

20           THE COURT: I DON'T WANT YOUR COMMENTARY SIR.

21           FIRST, GET ALL THE EVIDENCE IN, AND THEN  
22 YOU CAN GIVE ALL OF YOUR ARGUMENT.

23           THE WITNESS: I WOULD LIKE TO PRESENT EVIDENCE AS  
24 TO WHERE I WAS ON THE DATE OF THIS INCIDENT THAT SHE  
25 ALLEGES THAT I CAME HOME AND WHAT HAD OCCURRED THAT DAY.

26           THE COURT: OKAY.

27           AND THAT WAS AUGUST 26TH.

28           THE WITNESS: YES, YOUR HONOR.

1 THE COURT: OKAY.

2 THE WITNESS: THIS IS THE NOVEMBER 4TH DATE.

3 WHAT DO YOU WANT TO MARK THIS EXITED AS.

4 R-3, THESE ARE TEXT MESSAGES BETWEEN  
5 MYSELF, AND NUHA.

6 THE COURT: HERS WILL COME IN, YOURS WILL NOT --  
7 FOR THE TRUTH --

8 IS THE GRAY HER?

9 THE WITNESS: YES, YOUR HONOR.

10 THE COURT: "GOOD MORNING. HOW IS IT GOING?"  
11 AND THIS IS A TEXT MESSAGE FROM  
12 NOVEMBER 4, 2023. AND WHAT IS THIS RELEVANT TO  
13 SHOW?

14 THE WITNESS: THIS IS SHOWING HER AND I  
15 COMMUNICATING THAT MORNING --

16 THE COURT: OKAY.

17 THE WITNESS: OF THE INCIDENT -- SHE --

18 WELL, THROUGH THE TEXT, SHE'S AT WORK.

19 THE COURT: NO THE TEXT SAID, "GOOD MORNING."

20 THE WITNESS: "GOOD MORNING. HOW'S IT GOING?  
21 HELLO, GOOD MORNING. HOW'S IT GOING? I HAVE THE KIDS  
22 OVER HERE FOR BREAKFAST."

23 SHE RESPONDS, "HOW DID SHE DO? WHERE WAS  
24 THE TOURNAMENT?" SECOND PLACE -- SHE RESPOND,  
25 "DAMN, I WISH I WERE THERE. I DIDN'T I THINK IT  
26 WOULD BE THAT BIG. I'M SO PROUD OF HER."

27 THIS IS JUST GOING THROUGH -- "I'M SO  
28 PROUD OF HER." THE TEXT MESSAGES THROUGHOUT THAT

1 MORNING, THE DATE.

2 SHE WAS AT WORK. "HELD OUT WHY. WHY WERE  
3 YOU GUYS THERE SO LONG?" SHE'S CLOCKING IN AND OUT  
4 AND THAT SHE WOULD BE HOME, WHICH SHE WOULD BE HOME  
5 AT 10:00 P.M. THAT DAY.

6 AND THIS IS THE FOLLOWING DAY REGARDING  
7 RITE AID.

8 THE COURT: THIS IS R-4. THIS NOW A TEXT MESSAGE  
9 FROM --

10 THE WITNESS: IF I MAY GO BACK TO HER LIP.

11 THE COURT: YES.

12 GOING BACK TO THE PHOTO, EXHIBIT F.

13 MR. SAYEGH: MAY I INQUIRE?

14 THE COURT: YES.

15 MR. SAYEGH: MS. SAYEGH, IN YOUR DECLARATION YOU  
16 STATED THAT YOU HAD BLED -- YOU WERE BLEEDING.

17 MS. SAYEGH: YES.

18 MR. SAYEGH: FROM YOUR LIP?

19 MS. SAYEGH: UH-HUH.

20 MR. SAYEGH: AND THIS PHOTO THAT YOU TOOK THAT WAS  
21 TAKEN, IN YOUR DECLARATION, AN HOUR AND A HALF AFTER THE  
22 ALLEGED ASSAULT?

23 MS. SAYEGH: NO.

24 I TOOK THIS PHOTO ABOUT TWO DAYS AFTER THE  
25 ALLEGED -- ABOUT TWO DAYS MAYBE, GIVEN OR TAKE.

26 MR. SAYEGH: YOUR TIME STAMP ON YOUR PHOTO --

27 MS. SAYEGH: YEAH, I --

28 THE COURT: WAIT FOR HIM TO FINISH.

1 MR. SAYEGH: -- SAID 2:56 A.M.

2 THE WITNESS: I'VE WOKEN UP PROBABLY FROM THE PAIN,  
3 WOKE UP AND THEN TOOK A PICTURE. IT HAPPENED MAYBE TWO  
4 DAYS.

5 MR. SAYEGH: DO YOU HAVE THE TIME STAMP FROM YOUR  
6 PHOTO?

7 MS. SAYEGH: SURE.

8 MR. KOLODJI: YOUR HONOR, I -- THE PETITIONER'S  
9 PHONE --

10 MR. SAYEGH: AND THE TIME STAMP SAYS 2:59 A.M.?

11 MS. SAYEGH: YES.

12 MR. SAYEGH: AND THAT'S ON THE 4TH?

13 MS. SAYEGH: YES.

14 THIS IS A COUPLE OF DAYS AFTER.

15 MR. SAYEGH: SO DID YOU SAY THE ASSAULT HAPPENED ON  
16 THE 4TH?

17 MS. SAYEGH: YES.

18 I -- I THOUGHT THE ASSAULT HAPPENED ON THE  
19 4TH. IT WAS 2023. IT WAS A LONG TIME AGO. SO IT  
20 HAD HAPPENED A COUPLE OF DAYS BEFORE. AND I WAS IN  
21 PAIN. I REMEMBER NOW. I HAVE VERY BAD MEMORY  
22 OTHERWISE.

23 THE COURT: IT'S 10:30, WE'RE GOING TO TAKE OUR  
24 HOUR MORNING RECESS TO LET'S SAY 10:50. YOU'LL HAVE  
25 ENOUGH TIME TO STRETCH YOUR LEGS. WHEN YOU COME BACK,  
26 RESPONDENT WILL WRAP UP. YOU HAVE 20, 30 MINUTES TO  
27 PRESENT WHATEVER OTHER EVIDENCE YOU HAVE.

28 SO WE HAVE TO LOCK THE DOORS SO THE STAFF

1 CAN ALSO USE THE RESTROOM. SO YU CAN LEAVE YOUR  
2 MATERIALS, TAKE YOUR VALUABLES LIKE YOUR COMPUTER.  
3 THERE'S NOBODY GOING TO BE HERE TO GUARD YOUR STUFF.  
4 SO TAKE YOUR CELLPHONES YOUR COMPUTERS. YOU CAN  
5 LEAVE YOUR PAPERS.

6 (WHEREUPON, A RECESS WAS TAKEN.)

7 THE COURT: BACK ON THE RECORD ON THE RESTRAINING  
8 ORDER. EVERYBODY IS --

9 DO YOU HAVE ANY OTHER WITNESSES?

10 MR. SAYEGH: YES, I DO.

11 THE COURT: WHO IS A WITNESS?

12 MR. SAYEGH: SAMERA ARKEL.

13 THE COURT: AND AGAIN, TELL ME WHAT IS THE OFFER  
14 OF. PROOF? SHE'LL TESTIFY TO WHAT?

15 MR. SAYEGH: SHE'S GOING TO TESTIFY THAT SHE  
16 ADMITTED THAT AFTER SHE GOT SOBER THAT SHE HAD  
17 EMBELLISHED HER INJURIES WITH MAKEUP ON THE 27TH. SHE'S  
18 GOING TO ADMIT THAT NUHA TOLD HER THOSE WERE LIP FILLERS  
19 AND THAT SHE WILL TESTIFY THAT SHE WAS WITH ME ON THE  
20 DATE WHERE SHE HAD HER MEDICAL INFECTION.

21 THE COURT: OKAY.

22 ALL RIGHT.

23 LET ME HEAR FROM HER.

24 GOOD MORNING, MA'AM. ARE YOU MS. ARKEL?

25 THE WITNESS: YES.

26 THE COURT: WHY DON'T YOU COME UP HERE TO THE  
27 WITNESS STAND. WALK ON UP. AND ONCE YOU GET THERE,  
28 REMAIN STANDING, RAISE YOUR RIGHT HAND, AND FACE THE

1 J.A.

2 THE CLERK: YOU DO SOLEMNLY STATE THAT THE  
3 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW PENDING  
4 BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE TRUTH,  
5 AND NOTHING BUT THE TRUTH, SO HELP YOU GOD?

6 THE WITNESS: I DO.

7 THE COURT: PULL UP A CHAIR.

8 TELL ME WHAT IS YOURS FIRST ANDS LAST.  
9 NAME?

10 THE WITNESS: MY IN NAME IS SAMERA ARKEL,  
11 S-A-M-E-R-A, ARKEL, A-R-K-E-L.

12 THE COURT: GOOD MORNING TO YOU.

13 DO YOU RECOGNIZE THE PARTIES SITTING AT  
14 COUNSEL'S TABLE?

15 THE WITNESS: YES.

16 THAT'S MY BROTHER AND SISTER-IN-LAW.

17 THE COURT: OH, FAHED IS YOUR BROTHER?

18 THE WITNESS: YES.

19 THE COURT: HAVE YOU HAD AN OPPORTUNITY -- OR HAVE  
20 YOU HAD ANY INSTANCES WHERE YOU'VE SPOKEN TO NUHA?

21 THE WITNESS: NUHA.

22 THE COURT: HAS SHE EVER SPOKEN TO YOU ABOUT ANY  
23 INJURIES OR ANY DOMESTIC VIOLENCE BETWEEN THE PARTIES?

24 THE WITNESS: NEVER.

25 THE COURT: SHE'S NEVER SPOKEN ABOUT ANY VIOLENCE?

26 THE WITNESS: NO.

27 THE COURT: HAS SHE EVER TOLD YOU THAT SHE EVER  
28 SUFFERED ANY INJURY OR GOT INTO ANY FIGHT OR ALTERCATION

1 WITH YOUR BOTHER?

2 THE WITNESS: NO.

3 THE COURT: HAS SHE EVER TOLD YOU THAT SHE'S EVER  
4 EXAGGERATED OR MADE UP CLAIMS ABOUT DOMESTIC VIOLENCE  
5 BETWEEN HER AND HER BROTHER?

6 THE WITNESS: AT ONE TIME WHEN SHE FILED A REPORT  
7 ON HIM THAT HE HIT HER, AND WE TALKED ABOUT IT. SHE  
8 SAID IT WAS AN ACCIDENT; THAT THEY WERE ARGUING. SHE  
9 WAS NOT IN GOOD HEALTH. SHE WAS ANGRY. SHE THREW A  
10 TABLE. AND HE BLOCKED. AND A SWEATER HIT HER ON THE  
11 EYE.

12 THE COURT: DO YOU HAVE -- DO YOU REMEMBER  
13 APPROXIMATELY WHAT INCIDENT OR WHAT YEAR SHE WAS  
14 TESTIFYING OR TELLING YOU ABOUT?

15 THE WITNESS: GOSH.

16 THE COURT: IF I SAY 2021 DOES THAT SOUND --

17 THE WITNESS: I'LL BE HONEST WITH YOU, BETWEEN  
18 COVID AND THE FIRES -- BECAUSE I LOST MY HOUSE IN THE  
19 FIRE -- I DON'T EVEN KNOW THE TIMEFRAME. MAYBE THE  
20 21ST. IT COULD BE.

21 THAT LONG AGO?

22 THE COURT: I'M ASKING YOU, MA'AM. IF YOU DON'T  
23 REMEMBER, THAT'S FINE.

24 THE WITNESS: YEAH.

25 THE COURT: SO YOU HAVE A MEMORY OF AT LEAST ONE  
26 TIME THE PETITIONER TELLING YOU THAT SHE MADE A REPORT  
27 AGAINST YOUR BROTHER, BUT IT WAS ACTUALLY AN ACCIDENT?

28 THE WITNESS: YES. CORRECT.

1           THE COURT: ANY OTHER INCIDENTS?

2           THE WITNESS: AND THEN SHE ALSO -- SHE ALSO TOLD HE  
3 ME THAT SHE HAD PUT MAKEUP ON TO MAKE IT LOOK WORSE  
4 BECAUSE WE HAD TALKED TO HER -- BECAUSE WE WERE CLOSE --  
5 AND THAT SHE WAS SORRY THAT SHE DID THAT, BUT SHE GOT  
6 REALLY SCARED.

7           THE COURT: WHAT EXACTLY DID SHE SAY TO --

8           THE WITNESS: SHE --

9           THE COURT: WHEN --

10          THE WITNESS: UH-HUH.

11          THE COURT: GO AHEAD.

12          THE WITNESS: SHE SAID THAT SHE CALLED MY OTHER  
13 COUSIN WHO LOST HER KIDS THROUGH A CUSTODY BATTLE AND  
14 THAT SHE WASN'T ABLE TO SEE THE KIDS BECAUSE, I GUESS,  
15 SHE WAS ON SUBSTANCE ABUSE. AND SHE SAID THE WAY YOU'VE  
16 GOT TO DO THIS IS YOU'VE GOT TO DO IT LIKE THIS. AND  
17 YOU NEED TO CALL THE POLICE ON HIM FIRST. AND IF YOU  
18 CALL FIRST, IF YOU DO, THIS WILL YOU IN YOUR CASE WITH  
19 THE KIDS.

20          THE COURT: OKAY.

21           SHE HAD HER OWN CASE WITH D.C.F.S.?

22          THE WITNESS: YES.

23          THE COURT: AND SHE WAS DEALING WITH HER OWN DRUG  
24 USE, THE DRUG ISSUES?

25          THE WITNESS: YES.

26          THE COURT: ANYTHING ELSE?

27          THE WITNESS: ABUSE-WISE SHE ALWAYS HAD HER OWN  
28 PERSONALITY WHEN SHE WAS UNDER THE INFLUENCE. BUT AS

1           THEM FIGHTING OR ABUSE, THINGS LIKE THAT -- NO.

2           THE COURT: AND HAVE YOU EVER SEEN YOUR BROTHER USE  
3 ANY SUBSTANCES?

4           THE WITNESS: NO.

5           THE COURT: NEVER SEEN HIM ANGRY?

6           THE WITNESS: NO.

7           THE COURT: NEVER SEEN HIM CURSING?

8           THE WITNESS: I WORKED WITH HIM FIVE YEARS. EVERY  
9 SINGLE DAY ACTUALLY A VERY NICE GUY.

10          THE COURT: I DON'T HAVE ANY OTHER QUESTIONS.

11          MR. KOLODJI: SURE.

12          THE COURT: WHAT'S THE OFFER ON THIS?

13          MR. KOLODJI: I WAS GOING TO ASK HER ABOUT THE --  
14 WHEN HE WAS ARRESTED IN JANUARY --

15          THE COURT: OKAY.

16           GO AHEAD.

17          MR. KOLODJI: 2023.

18          THE COURT: GO AHEAD.

19          MR. KOLODJI: DID THE FAMILY RALLY AROUND YOUR  
20 BROTHER WHEN HE WAS ARRESTED IN JANUARY OF 2023?

21          THE WITNESS: WHAT WAS JANUARY -- WHAT ARREST WAS  
22 THAT ONE?

23          MR. KOLODJI: WELL, LET ME JUST CLARIFY. YOU  
24 TESTIFIED THAT SHE FILED -- OR A REPORT WAS FILED ON  
25 HIM.

26           DO YOU REMEMBER WHEN THAT HAPPENED?

27          THE WITNESS: LIKE THE DATES, THE TIMES, AND THE  
28 YEARS?

1           THE COURT: WE HAVE RESPONDENT'S SISTER TESTIFY  
2 THAT PETITIONER, WHO SHE WAS CLOSE TO, MADE STATEMENTS  
3 ABOUT HOW YOU'RE GOING DO THINGS WITH D.C.F.S. -- WHICH  
4 IS EMBELLISHING INJURIES, I.

5           DON'T KNOW WHAT ELSE -- WHAT'S YOUR BASIS  
6 OF THE CROSS TO SHOW WHAT?

7           MR. KOLODJI: I WAS GOING TO ASK HER ABOUT -- WELL,  
8 SHE TESTIFIED THAT THE FAMILY RALLIED TOGETHER WHEN HE  
9 WAS FACING A CRIMINAL -- HE FACED CRIMINAL CHARGES DUE  
10 TO DOMESTIC ABUSE.

11           CORRECT?

12           THE COURT: ARE YOU AWARE THAT YOUR BROTHER WAS  
13 FACING CRIMINAL CHARGES?

14           THE WITNESS: I KNOW THAT WHEN SHE CALLED THE  
15 POLICE ON HIM, SHE GOT ARRESTED.

16           THAT?

17           MR. KOLODJI: YES.

18           DO YOU REMEMBER WHEN THAT WAS?

19           THE WITNESS: THE DATES -- I'M SORRY, I DIDN'T  
20 STUDY FOR THIS. NO.

21           THE COURT: SURE.

22           AND DID HE LOSE HIS BAR LICENSE AS A  
23 RESULT OF THAT?

24           THE WITNESS: NO.

25           MR. KOLODJI: HE CURRENTLY HAS A BAR LICENSE?

26           THE WITNESS: AS OF RIGHT NOW, NO. HIS BAR LICENSE  
27 IS SUSPENDED.

28           MR. KOLODJI: YOU WORK AT HIS FIRM?

1 THE WITNESS: NO.

2 I'M JUST HIS SISTER.

3 MR. KOLODJI: YOU SAID YOU WORK WITH HIM EVERY DAY?

4 THE WITNESS: WE WORK IN THE SAME BUILDING.

5 MR. KOLODJI: SO YOU HAVE A SEPARATE OFFICE THERE?

6 THE WITNESS: CORRECT.

7 AND WE WORK TOGETHER ON OTHER PROJECTS,  
8 BUT I DON'T WORK WITH HIM IN THE LAW FIRM.

9 MR. KOLODJI: OKAY.

10 I'M AT NOT SURE IF SHE HAS MUCH TESTIMONY.

11 THE COURT: YES.

12 BAR LICENSE IS NOT RELEVANT TO THIS  
13 PROCEEDING. UNLESS IT'S SOMETHING INVOLVING MORAL  
14 TURPITUDE. THERE'S NO EVIDENCE BEFORE THE COURT.

15 MR. KOLODJI: NOTHING FURTHER, YOUR HONOR.

16 THE COURT: DID SHE GIVEN THE TESTIMONY YOU  
17 ANTICIPATED?

18 ANYTHING ELSE?

19 MR. SAYEGH: YES.

20 THIS PHOTO HERE -- WHICH I BELIEVE IS  
21 MARKED AS R-3.

22 THE COURT: NO.

23 IT'S ALREADY BEEN MARKED AS EXHIBIT F.

24 MR. SAYEGH: SORRY.

25       ///

26       ///

27       ///

28       ///

1 SAMERA ARKEL,  
2 A WITNESS, CALLED ON BEHALF OF THE RESPONDENT, WAS  
3 SWORN AND TESTIFIED AS FOLLOWS:  
4 DIRECT EXAMINATION  
5 BY MR. SAYEGH:  
6 Q MS. ARKEL, DO YOU RECOGNIZE THE PERSON IN THIS  
7 PHOTO?  
8 A YES.  
9 IT'S NUHA.  
10 Q OKAY.  
11 AND DO YOU RECOGNIZE ANYTHING UNUSUAL IN THIS  
12 PHOTO?  
13 A HER LIPS ARE FULL.  
14 Q AND WERE YOU THERE AT THE TIME THAT SHE GOT  
15 HER LIP -- WHEN YOU SAY, "WAS FULL," WHY DO YOU SAY IT  
16 WAS FULL?  
17 A WELL, TO ME -- I KNOW THOSE WERE -- WHEN SHE  
18 GOT HER LIP INJECTIONS. SO SHE ALWAYS SENDS ME STUFF ON  
19 Groupon.  
20 THE COURT: WHAT IS YOUR BACKGROUND, TRAINING?  
21 WHAT DO YOU FOR A LIVING?  
22 MR. SAYEGH: OBJECTION.  
23 THE WITNESS: RIGHT NOW I RUN A VENUE SPACE.  
24 THE COURT: OKAY.  
25 SO SHE'S NOT GOING TO BE ABLE TO GIVE  
26 TESTIMONY ABOUT THIS LIP UNLESS SHE WAS PRESENT WHEN  
27 THE PHOTO WAS TAKEN --  
28 MR. SAYEGH: CAN I --

1           THE COURT: SHE'S NOT GOING TO BE ABLE TO GIVE  
2 TESTIMONY --

3           MR. KOLODJI: MOTION TO STRIKE --

4           MR. SAYEGH: CAN I ASK ONE FOLLOW-UP?

5           Q        DID SHE TELL YOU SHE GOT LIP INJECTIONS?

6           A        YES, SHE IT.

7           Q        WHAT DID SHE TELL YOU, IF ANYTHING, ABOUT THIS  
8 PHOTOGRAPH?

9           A        SHE TOLD ME SHE GOT OF LIP INJECTIONS. SHE  
10 TOLD ME ABOUT THE Groupon. I TOLD YOU -- "WHY? YOU  
11 HAVE BEAUTIFUL LIPS. WHY ARE YOU GOING TO GET THEM?"  
12 SHE SAID --

13          THE COURT: UNDERSTAND MY QUESTION. DID SHE SAY  
14 ANYTHING WHEN SHE HAD THIS --

15          THE WITNESS: YES, SHE ASKED --

16          THE COURT: WAIT UNTIL MY QUESTION IS DONE.

17          THE WITNESS: I'M SORRY.

18          THE COURT: WHEN HER LIP LOOKED LIKE THIS, DID IT  
19 SHE TELL YOU ANYTHING ABOUT HOW THE LIP BECAME OR HOW  
20 THE LIP LOOKED LIKE THIS, WHAT HAPPENED WITH THE LIP?

21          THE WITNESS: SHE ASKED ME IS IT NORMAL FOR HER TO  
22 BRUISE WHEN SHE DOES THAT BECAUSE SHE KNOWS THAT I GET  
23 BOTOX.

24          THE COURT: MA'AM, YOU CAN STEP DOWN.

25           THANK YOU.

26           YOU CAN STEP DOWN.

27           NOW YOU'RE ON YOUR DIRECT.

28          MR. SAYEGH: WE WERE STILL FINISHING --

1 THE COURT: WHATEVER YOU WANT, SIR. YOU HAVE 15,  
2 20 MINUTES TO SHOW WHATEVER YOU WANT -- WHETHER THAT'S  
3 YOUR TESTIMONY, WHETHER THAT'S CROSS, WHETHER THAT'S  
4 ADDITIONAL EVIDENCE.

5 MR. SAYEGH: NOT FROM HER.

6 THE COURT: MA'AM, YOU CAN STEP DOWN, YOU'RE DONE.

8 NUHA SAYEGH,  
9 CALLED ON BEHALF OF THE RESPONDENT, WAS SWORN AND  
10 TESTIFIED AS FOLLOWS:

11  
12 DIRECT EXAMINATION

13 BY MR. SAYEGH:

14 Q WHEN THE COURT BROKE, WE WERE DISCUSSING THE  
15 NOVEMBER 4TH INCIDENT. IN YOUR DECLARATION, YOU STATED  
16 THAT THE HEADBUTT CAUSED BLEEDING AND EXTREME SWELLING.

17 IS THAT TRUE?

18 A YES.

19 Q AND THAT YOU STATED IN THE PHOTO IS IDENTIFIED  
20 AT 2:59 A.M.

21 CORRECT?

22 A ON THE DECLARATION, YES.

23 I RECEIVED -- I PUT -- THAT WAS FROM 2:30. I  
24 REMEMBER I WOKE UP AT 2:30 WITH THROBBING PAIN. THAT'S  
25 WHEN THAT HAPPENED -- TWO DAYS BEFORE THAT HAPPENED.

26 Q SO YOUR TESTIMONY WAS ON NOVEMBER 4TH 2023,  
27 THIS OCCURRED. AND AT 3:00 A.M., YOU TOOK THE PHOTO THE  
28 SAME DAY. IS THAT YOUR DECLARATION?

1 A YEAH.

2 I MISCOUNTED THE DAYS, I'M SORRY.

3 Q OKAY.

4 YOU ALSO TESTIFIED THAT -- OR IN YOUR  
5 DECLARATION THAT I HAD PULLED BOTH SIDES OF YOUR HAIR.

6 CORRECT?

7 A UH-HUH.

8 Q NOW IN THESE PHOTOS, YOUR HAIR ISN'T PULLED.

9 CORRECT?

10 A NO.

11 THEY'RE NOT.

12 Q AND IN THIS PHOTO HERE, THERE'S NO BLEEDING  
13 FROM ONE HOUR PRIOR?

14 A IT WAS TWO DAYS BEFORE.

15 THE COURT: THE QUESTION IS IN THE PHOTOGRAPH IS  
16 THERE BLEEDING. DOES THE PHOTOGRAPH SHOW BLEEDING?

17 THE WITNESS: NO.

18 THE COURT: NEXT QUESTION.

19 Q BY MR. SAYEGH: DO YOU RECALL GIVING A  
20 STATEMENT TO LAW ENFORCEMENT REGARDING THE JANUARY 2121  
21 EVENT? AND DO YOU RECALL MAKING A STATEMENT TO BOTH THE  
22 DISTRICT ATTORNEY AND THE DETECTIVE?

23 A I DON'T REMEMBER TOO MUCH OF THAT.

24 THE COURT: HER STATEMENTS CAN BE USED. SO EVEN  
25 THOUGH THE POLICE REPORT IS SHE MADE A STATEMENT -- BUT  
26 THE PROBLEM THAT I HAVE IS IS YOU CAN SHOW HER THE  
27 REPORT TO REFRESH HER MEMORY. BUT I WOULD NEED TO HAVE  
28 THE ACTUAL DEPUTY COME IN AND TELL ME THAT SHE MADE THE

1 STATEMENT.

2 DOES THAT MAKE SENSE?

3 WELL, YOU'RE AN ATTORNEY; SO YOU  
4 UNDERSTAND THAT.

5 MR. SAYEGH: IT'S IMPEACHMENT. SHE'S SAYING THAT I  
6 DID SOMETHING --

7 THE COURT: NO COMMENTARY. I'M JUST SAYING HOW YOU  
8 CAN USE THE POLICE REPORT. YOU CAN USE IT TO REFRESH  
9 YOUR MEMORY, BUT UNLESS YOU HAVE THE ACTUAL DEPUTIES TO  
10 COME IN AND SAY --

11 MR. SAYEGH: OKAY.

12 THE COURT: YOU CAN PUT IT ON THE SCREEN TO SEE IF  
13 IT REFRESHES HER MEMORY.

14 MA'AM, DO YOU REMEMBER SPEAKING TO LAW  
15 ENFORCEMENT ABOUT JANUARY 21ST 2021 INCIDENT?

16 MA'AM?

17 THE WITNESS: THE 21?

18 THE COURT: RIGHT.

19 THE WITNESS: I DO I RECALL A LITTLE BIT. LITTLE  
20 BIT.

21 THE COURT: SIR, YOU CAN HIGHLIGHT THE STATEMENTS  
22 TO SEE IF IT REFRESHES HER MEMORY.

23 MR. SAYEGH: SURE.

24 THE COURT: AND THIS IS RESPONDENT'S --

25 MR. SAYEGH: RESPONDENT'S 4.

26 THE COURT: AND THIS IS THE POLICE REPORT?

27 MR. SAYEGH: IF I HAVE MAY WITH AN OFFER OF PROOF.

28 THE COURT: TELL ME WHAT THE DOCUMENT IS.

1 MR. SAYEGH: THE DOCUMENT IS AN EMAIL THAT I  
2 RECEIVED FROM THE DEPUTY DISTRICT ATTORNEY PRIOR TO --  
3 THE COURT: EMAIL FROM A D.A. THAT'S GOOD ENOUGH.  
4 THAT DESCRIBES WHAT IT IS. THAT'S RESPONDENT'S 4. SO  
5 IT'S NOT GOING TO BE ENTERED INTO EVIDENCE, BUT IT CAN  
6 BE USED TO REFRESH HER MEMORY.

7 (WHEREUPON, RESPONDENT'S EXHIBIT 4  
8 WAS MARKED FOR IDENTIFICATION.)

9 Q BY MR. SAYEGH: DO YOU RECALL TELLING THE  
10 DEPUTY D.A. THAT ON THAT EVENING YOU HAD POOR MEMORY AND  
11 YOU WERE NOT FEELING WELL AT THE TIME OF THE NECK  
12 INJURIES? DO YOU RECALL TELLING THE D.A. THAT?

13 A I DON'T RECALL THAT.

14 Q DO YOU RECALL TELLING THE D.A. AT THAT TIME  
15 YOU'RE POSTPARTUM AND SELF-MEDICATE?

16 A I DON'T RECALL THAT.

17 Q DO YOU RECALL TELLING THE D.A. THAT YOU WERE  
18 ARGUING WITH ME BECAUSE I SAID YOU WERE A BAD MOTHER?

19 A I REMEMBER THAT.

20 THE COURT: YOU DO REMEMBER THAT?

21 THE WITNESS: I DO REMEMBER THAT.

22 Q BY MR. SAYEGH: DO YOU REMEMBER SAYING THAT  
23 YOU STRUCK ME ON THE CHEST WITH A SWEATER THAT HAD A  
24 METAL ZIPPER?

25 A I WAS JUST REMEMBERING THAT NOW.

26 THE COURT: HOLD ON. HOLD ON.

27 DO YOU REMEMBER TELLING THE DEPUTY THAT  
28 YOU HIT HIM WITH A SWEATER WITH A METAL ZIPPER?

1           THE WITNESS:  YEAH.

2           I REMEMBER A SWEATERED SHIRT WITH A  
3 ZIPPER.

4           Q       BY MR. SAYEGH:  DO YOU REMEMBER STATING TO THE  
5 D.A. AND THE DEPUTY THAT YOU TRIED TO BLOCK -- THAT I  
6 TRIED TO BLOCK HER AND THAT IS WHEN I HIT YOU IN THE  
7 EYE?

8           A       SAY THAT ONE MORE TIME.

9           Q       YOU TOLD THE DEPUTY THAT I TRIED TO BLOCK YOU  
10 AND THAT IS WHEN I HIT YOU IN YOUR EYE?

11          A       NO.

12          Q       YOU DON'T RECALL SAYING THAT?

13          A       I DON'T RECALL SAYING THAT BEFORE.

14          Q       AND THAT YOU TOLD HER IT WAS AN ACCIDENT?

15          A       NOW, WAS THIS THE DAY OF, DAY AFTER, OR THE  
16 DAY --

17          Q       THIS IS A RECORDED CONVERSATION ON 6/23/23  
18 WITH THE DEPUTY --

19          A       THE REASON WHY --

20          Q       -- DETECTIVE LOHMAN AND DEPUTY DISTRICT  
21 ATTORNEY ANN KUMAN?

22          A       SO THIS IS A COUPLE OF DAYS AFTER THE  
23 INCIDENT.  CORRECT?

24          Q       THIS IS ON 6/23/23 AFTER YOU GOT OUT OF THE  
25 REHAB AND SOBERED UP?

26          A       OH, AFTER WHEN WE ALL AGREED THAT WE WERE  
27 GOING TO PUT MAKEUP ON AND SAY THAT I PUT MAKEUP ON MY  
28 FACE SO EVERYTHING WOULD GO AWAY.

1           THE COURT: SO, MA'AM, HE'S ASKING QUESTIONS NOW.  
2 SO JUST ANSWER HIS QUESTIONS. SO THIS WAS 6/23/23.

3           SO, SIR, WHEN YOU SAID THIS WAS AN  
4 ACCIDENT, CAN YOU REPHRASE SO I KNOW WHAT YOU MEAN  
5 WAS AN ACCIDENT?

6           MR. SAYEGH: SURE.

7           Q       YOU TOLD -- YOU SAID THAT I TRIED TO BLOCK YOU  
8 AND WHEN I DID TRY TO BLOCK YOU, I HIT THE LEFT SIDE OF  
9 YOUR EYE AND THAT IT WAS ABSENT?

10          A       THIS WAS AFTER REHAB, AFTER MY WHOLE -- AFTER  
11 EVERYTHING. THAT'S THE STORY THAT WE HAD TO GO WITH,  
12 YES. I DON'T REMEMBER SAYING THAT, THOUGH.

13          Q       AND DO YOU THINK THE DETECTIVE OR THE D.A.  
14 WERE LYING --

15          THE COURT: SIR, THEY'RE NOT HERE TO TESTIFY.

16          Q       BY MR. SAYEGH: OKAY.

17          YOU TESTIFIED -- WELL, YOU SAID TO THEM AND  
18 RECALL, THAT A RELATIVE GOT IN YOUR HEAD AND SAID THAT  
19 YOU WERE GOING -- THAT I WAS GOING TO TAKE AWAY THE  
20 KIDS.

21          IS THAT TRUE?

22          A       I DON'T REMEMBER. I DON'T RECALL.

23          Q       GOING TO THAT EVENING, DO YOU REMEMBER  
24 SPEAKING TO CAMILLIA?

25          A       I DO RECALL SPEAKING TO CAMILLIA.

26          Q       DO YOU RECALL HER TELLING YOU THAT YOU'RE  
27 GOING TO HAVE TO PUT A CASE ON ME AND IN ORDER TO DO SO,  
28 YOU'RE GOING TO HAVE TO EMBELLISH THE INJURIES WITH

1 MAKEUP?

2 A NO.

3 Q AND THE RELATIVE TOLD YOU TO BUILD A CASE OR  
4 REPORT AGAINST ME. THIS IS WHAT YOU TOLD THE D.A. AND  
5 THE DETECTIVE.

6 IS THAT TRUE?

7 A THEY -- MONTHS AFTER EVERYTHING, I DON'T  
8 RECALL EVERYTHING I TOLD. ALL I KNOW I WAS TOLD TO SAY  
9 A DIFFERENT STORY THAT HAD HAPPENED FROM THAT DAY.

10 Q OKAY.

11 YOU TOLD --

12 OKAY.

13 YOU SAID TO THE D.A. AND THE DETECTIVE, "LIFE  
14 HASN'T BEEN THE SAME SINCE THIS HAPPENED." YOU TOLD  
15 THEM THAT I AM NOT ABUSIVE.

16 IS THAT TRUE OR NOT?

17 A I DON'T RECALL, BUT I SAID WHATEVER YOU GUYS  
18 TOLD ME TO SAY.

19 Q YOU SAID I NEVER ONCE HIT YOU AND PEOPLE WOULD  
20 KNOW BY NOW IF I DID.

21 DID YOU TELL THEM THAT?

22 A I DON'T RECALL.

23 Q YOU SAID TO THEM YOU ARE NOW IN A REALLY GOOD  
24 PLACE AND HAVE NEVER FELT BETTER AND FEEL SAFE.

25 DID YOU TELL THEM THAT?

26 A I DON'T RECALL.

27 Q OKAY.

28 DID YOU TELL THEM AS -- THAT YOU HAVE DONE SIX

1 MONTHS OF REHAB AND SOBER LIVING?

2 A I PROBABLY DID.

3 Q AND THE KIDS LIVE WITH ME NOW; YOU'RE ALLOWED  
4 TO PICK THEM UP AND DO OVERNIGHTS --

5 OKAY.

6 HERE WE GO.

7 AFTER THEY HAD WRAPPED UP AND SAID OUR  
8 GOODBYES, YOU MENTIONED THAT YOU USED MAKEUP AT THE  
9 TIME. DID YOU TELL THEM THAT?

10 A I TOLD THEM WHAT YOU AND MY MOTHER TOLD ME TO  
11 SAY AFTER I GOT OUT OF REHAB, AFTER I GOT --

12 Q SO --

13 THE COURT: LET HER FINISH THE QUESTION.

14 THE WITNESS: SO EVERYONE CAN CALM DOWN.

15 THE COURT: SO YOUR TESTIMONY IS YOU MADE THESE  
16 STATEMENTS. BUT YOU YOUR TESTIMONY IS YOU MADE THESE  
17 STATEMENTS BECAUSE THE RESPONDENT AND YOUR MOTHER TOLD  
18 YOU TO MAKE THESE STATEMENTS? DO YOU I HAVE THIS RIGHT?

19 THE WITNESS: YES.

20 THE COURT: OKAY.

21 YOUR MOTHER IS NOT HERE. IS SHE IN THE  
22 AUDIENCE?

23 THE WITNESS: NO.

24 MY MOTHER --

25 THE COURT: OKAY.

26 THAT'S ENOUGH.

27 Q BY MR. SAYEGH: GOING TO THE PHOTOS --

28 MR. KOLODJI: SHOULD I DO FOLLOW-UP QUESTIONS

1 REGARDING THE --

2 THE COURT: WELL, FIRST, BECAUSE I DIRECTED, I WANT  
3 TO GET TO WHAT I THINK IS THE MOST RELEVANT PORTIONS  
4 WHICH ARE THE PHOTOGRAPHS. I WANT TO GIVE THE  
5 RESPONDENT AN OPPORTUNITY TO PRESENT HIS EVIDENCE. SO  
6 HE'S STILL ON HIS PORTION.

7 Q BY MR. SAYEGH: GOING BACK TO THE 21ST, ISN'T  
8 IT TRUE THAT I HAVE WALKED OUTSIDE AND SAW YOU SMOKING  
9 FENTANYL IN THE BACKYARD?

10 A YES OR NO?

11 A NO.

12 Q AND THIS IS WHY I TOLD YOU THAT -- I PUT YOU  
13 IN THREE REHABS AND NOW I'M GOING TO TAKE THE KIDS. YES  
14 OR NO?

15 A NO.

16 Q ISN'T IT TRUE YOU HAD FAILED A REHAB DRUG TEST  
17 FOR FENTANYL, CRACK COCAINE, AND FENTANYL SIX MONTHS  
18 PRIOR TO THIS DATE?

19 A I ABSOLUTELY SAY YES, I DID. NOT CRACK  
20 COCAINE, SMOKING FENTANYL -- NONE OF THAT.

21 Q SO THE TESTS THAT CAME BACK POSITIVE FROM THE  
22 REHAB, YOU'RE SAYING THAT THAT'S NOT TRUE?

23 A IT WASN'T REHAB. IT WAS A DETOX CENTER THAT I  
24 HAD ADMITTED MYSELF INTO --

25 Q THE COURT: ONE AT A TIME.

26 Q SIR, SHE'S ADMITTED TO HAVING A DRUG  
27 ISSUE. WELL, SIR, SHE ADMITTED BEFORE YOU EVEN  
28 ASKED THE QUESTION. SO I DON'T NEED OTHER EVIDENCE

1 THAT SHE HAD A DRUG PROBLEM OR SHE TESTED POSITIVE  
2 FOR DRUGS BACK IN 2021.

3 Q BY MR. SAYEGH: ISN'T IT TRUE I SAID, "YOU'RE  
4 A BAD MOTHER," THAT DAY, "AND I'M GOING TO TAKE THE  
5 KIDS." AND THAT'S WHY I SAID YOU ARE A BAD MOTHER?

6 A I DON'T RECALL.

7 BUT POSSIBLY.

8 Q OKAY.

9 AND THEN WHEN I SAID, "I'M GOING TAKE THE  
10 KIDS," YOU SWANG THE SWEATER THAT HAD A ZIPPER AND CUT  
11 ME ON MY CHEST?

12 A I DON'T RECALL CUTTING YOU ON THE CHEST.

13 I REMEMBER JUST A LITTLE ZIPPER.

14 Q ISN'T IT TRUE YOU WERE HIGHLY INTOXICATED THAT  
15 EVENING?

16 A I DON'T RECALL.

17 Q ISN'T IT ALSO TRUE THAT I WENT INTO THE  
18 BEDROOM OF THE KIDS, I WAS ON ONE KNEE PACKING THE KIDS,  
19 AND YOU PICKED UP THE PLASTIC TABLE AND LIFTED IT UP AT  
20 ME?

21 A I FLIPPED IT WHEN I CAME IN.

22 Q YOU LIFTED IT UP AT ME. YES OR NO?

23 A I DON'T KNOW.

24 Q AND I GOT UP TO BLOCK THE TABLE?

25 A POSSIBLY.

26 Q AND THAT'S WHEN I STRUCK YOU IN THE EYE?

27 A I DON'T RECALL.

28 Q AND AT THAT POINT, YOU WENT INTO THE BEDROOM

1 AND CALLED CAMILLIA. AND THE NEXT MORNING, 24 HOURS  
2 LATER, THE COPS SHOWED UP.

3 CORRECT?

4 A CORRECT.

5 Q AND THEN AT THE TIME, THEY HAD BROUGHT AN  
6 E.M.T. TO CHECK YOU, AND YOU REFUSED TO ALLOW THEM TO  
7 GET NEXT TO YOU -- THE MEDICAL STAFF?

8 ISN'T THAT TRUE?

9 A I DON'T RECALL.

10 Q ISN'T IT ALSO TRUE THAT THE PHOTOS THAT YOU  
11 PRESENTED WERE NOT FROM LAW ENFORCE. THEY WERE ACTUALLY  
12 FROM YOUR CELLPHONE?

13 A I DON'T RECALL.

14 Q AND ISN'T IT ALSO TRUE IN YOUR DECLARATION  
15 THERE'S MULTIPLE PHOTOS -- AND YOU CAN SEE -- I'M  
16 PULLING THAT UP RIGHT NOW. IN THE PHOTOS, YOU WILL SEE  
17 AT THE BOTTOM MULTIPLE PHOTOS WILL SHOW --

18 LET ME USE THIS REAL QUICK.

19 MR. KOLODJI: SURE.

20 Q BY MR. SAYEGH: THIS HERE IN YOUR PHONE --  
21 THESE PHOTOS HERE ARE MULTIPLES WHERE YOU ARE PRACTICING  
22 DIFFERENT MAKEUP DESIGNS AND TAKING DIFFERENT PHOTO  
23 SHOTS.

24 ISN'T BE THAT TRUE?

25 A NO.

26 Q NOW, I'M GOING GO TO YOUR PHOTOS OF THAT  
27 EVENING.

28 ISN'T THIS TRUE, THESE ARE ACTUALLY SWEAT

1 MARKS BECAUSE THIS PHOTO WAS TAKEN ABOUT AN HOUR  
2 AFTERWARDS?

3 A AN HOUR AFTERWARDS --

4 THE COURT: THE QUESTION IS ARE THESE SWEAT MARKS  
5 THAT LOOKS LIKE BRUISING AROUND THE RIGHT -- EYE HE'S  
6 ASKING IF THEY'RE SWEAT MARKS.

7 THE WITNESS: NO.

8 THE COURT: OKAY.

9 Q BY MR. SAYEGH: THIS HERE IS ALSO MAKEUP --

10 THE COURT: SIR --

11 Q BY MR. SAYEGH: I'M ASKING ISN'T IT TRUE THIS  
12 IS A CONCEALER MAKEUP THAT YOU USED TO HELP EMBELLISH  
13 THESE INJURIES?

14 A NO.

15 Q THIS IS A PHOTO OF THAT SAME DAY?

16 A I DON'T KNOW.

17 Q ANY SWELLING THAT WOULD CAUSE SUCH A BLACK  
18 EYE?

19 A IT LOOKS LIKE A --

20 THE COURT: DID YOU USE CONCEALER OR ANY OTHER  
21 MAKEUP TO ENHANCE OR EMBELLISH THE INJURIES?

22 THE WITNESS: NO, I DID NOT.

23 Q BY MR. SAYEGH: DID YOU TELL POLICE OFFICERS  
24 THAT YOU DID?

25 A YES, I DID.

26 Q AND IN THIS PHOTO HERE, WHICH IS ALSO THE SAME  
27 EYE --

28 IF THE COURT WOULD SEE IT ACTUALLY IN PERSON,

1 IT'S A DIFFERENT SHADE.

2 OKAY.

3 THE COURT: I DON'T KNOW WHAT YOU MEAN IT'S A  
4 DIFFERENT SHADE. YOU CAN SHOW ME AN EXHIBIT AND MAKE  
5 THE ARGUMENT WHEN ALL THE EVIDENCE IS IN.

6 MR. KOLODJI: I'M GOING TO OBJECT TO THIS  
7 DEMONSTRATIVE.

8 THE COURT: WELL, DEMONSTRATIVE -- WHAT WERE YOU  
9 TRYING TO SHOW? I MEAN IT'S NOT --

10 MR. SAYEGH: SURE.

11 I WANTED THE COURT TO SEE BECAUSE I  
12 PRESENTED AN EXPERT WHO'S A MAKEUP SPECIALIST.

13 THE COURT: IS THAT PERSON HERE?

14 MR. SAYEGH: NO.

15 THE COURT: SO YOU HAVE --

16 MR. SAYEGH: I HAVE DEMONSTRATIVE EVIDENCE OF WHAT  
17 REAL BLACK EYES OR WHAT --

18 THE COURT: STOP.

19 THAT'S OUT.

20 Q BY MR. SAYEGH: NOW, MS. SAYEGH, GOING TO THIS  
21 PHOTO -- OKAY -- ISN'T IT TRUE THAT THIS IS 100 PERCENT  
22 MAKEUP?

23 A NO.

24 Q NO.

25 AND HOW LONG AFTER THIS ALLEGED -- HOW LONG  
26 AFTER DID YOU TAKE THIS PHOTOGRAPH?

27 A I DON'T RECALL.

28 Q THE POLICE OFFICER DID NOT MAKE THIS

1 PHOTOGRAPH. CORRECT?

2 A I DON'T RECALL. I DON'T KNOW.

3 Q YOU DON'T RECALL HOW LONG AFTER?

4 A I'M SORRY, I DON'T.

5 I WISH I DID.

6 Q DO YOU HAVE THE THUMB MARK SIDE WHERE THE  
7 INJURY WOULD HAVE OCCURRED -- THE PRESSURE FROM THE  
8 THUMB MARKS.

9 DO YOU RECALL GOING TO YOUR SISTER'S  
10 BACHELORETTE PARTY ON SEPTEMBER 21ST OF THAT SAME YEAR?  
11 DO YOU RECALL TWO DAYS LATER GOING TO A BACHELORETTE  
12 PARTY IN PALM SPRINGS?

13 A TWO DAYS LATER OF THAT INCIDENT?

14 Q TWO DAYS AFTER THIS INCIDENT, DO YOU RECALL  
15 GOING TO A -- HAVING A BACHELORETTE PARTY AT PALM  
16 SPRINGS -- AT THE PALM SPRINGS HOTEL?

17 THE COURT: OFFER OF PROOF?

18 MR. SAYEGH: THE OFFER OF PROOF THERE'S GOING TO BE  
19 PHOTOGRAPHS SHOWING ABSOLUTELY NO INJURIES THAT EXIST.  
20 THIS IS --

21 THE COURT: HOLD ON.

22 THE DATE THIS BACHELORETTE PARTY IS WHEN?

23 MR. SAYEGH: THE 21ST OF JANUARY.

24 THE COURT: JANUARY 21ST OF WHAT YEAR?

25 MR. SAYEGH: 2021.

26 THE COURT: 2021.

27 OKAY.

28 DID YOU GO TO A BACHELORETTE PARTY OR ANY

1       TYPE OF PARTY ON JANUARY 21ST, 2021?

2           THE WITNESS: I DON'T RECALL.

3           THE COURT: THERE'S EVIDENCE BEFORE THE COURT SHE  
4 HAD DRUG ISSUES IN 2021, '22. SHE WAS IN REHAB.

5           SO ANYTHING ELSE? YOU HAVE ABOUT FIVE  
6 MORE MINUTES.

7           MR. SAYEGH: YEAH, WHAT I HAVE --

8           THE COURT: SIR, WERE YOU AT THIS PARTY? CAN YOU  
9 LAY THE FOUNDATION?

10          MR. SAYEGH: NO, BECAUSE --

11          THE COURT: SO THE ANSWER IS NO. PUT THE PHOTO ON  
12 THE OVERHEAD AND SEE IF SHE CAN LAY THE FOUNDATION.

13           THE FIRST QUESTION IS DO YOU RECOGNIZE  
14 THIS PHOTOGRAPH? IS THIS YOU? IT LOOKS LIKE YOU.

15          THE WITNESS: IT LOOKS LIKE ME.

16          THE COURT: DO YOU KNOW WHEN THIS PHOTOGRAPH WAS  
17 TAKEN?

18          THE WITNESS: NO, I DON'T.

19          Q      BY MR. SAYEGH: DO YOU RECOGNIZE THIS PHOTO?

20          A      YES.

21          Q      WHEN WAS THIS?

22          A      THAT'S THE BACHELORETTE PARTY, MY SISTER'S  
23 LUNCH.

24          Q      YOUR SISTER'S BACHELORETTE PARTY?

25          A      IT WAS ONE OF THE TIMES WE WENT TO LUNCH.

26          Q      THIS IS THE SAME PHOTO, JUST A DIFFERENT  
27 ANGLE?

28          A      UH-HUH.

1 Q TRUE OR NO?

2 A YES.

3 Q THIS IS A CLOSEUP OF THAT PHOTO?

4 A OKAY.

5 Q AND THIS IS TWO DAYS AFTER THESE INJURIES?

6 A TWO DAYS?

7 Q TWO DAYS.

8 THAT'S EXACTLY WHEN THE BACHELORETTE PARTY WAS  
9 JANUARY 21ST -- BACHELORETTE PARTY?

10 THE COURT: THE QUESTION IS?

11 Q BY MR. SAYEGH: IS THIS A PHOTOGRAPH OF YOU AT  
12 THE BACHELORETTE PARTY?

13 A IT WASN'T TWO DAYS AFTER THAT.

14 THE COURT: SO THE QUESTION IS IS THE PHOTOGRAPH OF  
15 YOU AFTER THE --

16 THE WITNESS: YES, IT WAS.

17 THE COURT: NEXT QUESTION.

18 Q BY MR. SAYEGH: AND THIS HERE IS ANOTHER  
19 VERSION OF THIS AT THE BACHELORETTE PARTY, DOCUMENTED IN  
20 PALM SPRINGS, TWO DAYS LATER?

21 A IT WASN'T TWO DAYS LATER. IT WAS LIKE A  
22 MONTH -- TWO MONTHS AFTER.

23 THE COURT: SO SHE'S CORRECT YOU CAN'T GIVE YOUR  
24 COMMENTARY AND TESTIFY. BUT THAT'S A PICTURE OF YOU AT  
25 THE PARTY?

26 THE WITNESS: YES.

27 THE COURT: OKAY.

28 ANYTHING ELSE. SIR?

1 Q BY MR. SAYEGH: SO IT'S YOUR TESTIMONY NOW  
2 THAT HE DIDN'T HAVE A BACHELORETTE PARTY ON JANUARY 21  
3 OF 2022, THAT YOU WERE AT THERE?

4 A YEAH, I WAS THERE.

5 Q DO YOU SEE ANY OF THOSE INJURIES THAT YOU HAD  
6 JUST TWO DAYS LATER -- BEFORE?

7 THE COURT: SO HER ANSWER IS IT WASN'T TWO DAYS  
8 BEFORE.

9 BUT DO YOU SEE ANY INJURIES --

10 THE WITNESS: NO, I DON'T.

11 THE COURT: DO YOU SEE ANY OF THE INJURIES THAT YOU  
12 TESTIFIED.

13 THE WITNESS: NO.

14 MR. SAYEGH: MAY I GO BACK TO THIS --

15 THE COURT: YOU HAVE TWO MINUTES.

16 MR. SAYEGH: AND THAT WILL INCLUDE MY DIRECT?

17 THE COURT: IT'S CUMULATIVE. WHAT ELSE? WHAT ELSE  
18 DO YOU HAVE?

19 MR. SAYEGH: I HAVE A LOT ON MY DIRECT IF I MAY.

20 THE COURT: OF YOUR TESTIMONY? YOU DON'T HAVE A  
21 LOT, SIR. WHAT DO YOU HAVE? I UNDERSTAND YOUR POSITION  
22 IS YOU'VE NEVER HIT HER EXCEPT ONE TIME EXCELLENTLY WHEN  
23 FLIPPED THE TABLE; THAT MAYBE YOU CALLED HER A BAD  
24 MOTHER ONCE WHEN SHE WAS IN REHAB; THAT YOU HAVE NO  
25 RECOLLECTION OF THE WINDSHIELD; THAT YOU WEREN'T EVEN IN  
26 THE SAME ROOM WHEN SHE TESTIFIED THAT YOU KICKED HER AND  
27 GAVE HER A BLACK EYE. I HAVE YOUR TESTIMONY. WHAT  
28 ELSE? I HAVE YOUR SISTER GIVE TESTIMONY --

1 MR. SAYEGH: I HAVE --

2 THE COURT: HOLD ON, SIR.

3 I HAVE YOUR SISTER GIVE TESTIMONY H THAT  
4 SHE HEARD THE PETITIONER MENTIONING EMBELLISHING  
5 INJURIES TO GIVE A REPORT TO D.C.F.S. I HAVE  
6 TESTIMONY THAT SHE HAD DRUG ISSUES. I HAVE THAT  
7 TESTIMONY.

8 DO YOU HAVE SOMETHING NEW? WHAT ELSE DO  
9 YOU HAVE THAT'S NEW?

10 MR. SAYEGH: I HAVE MY THAT --

11 SHE TOLD MY CHILDREN TO LIE.

12 THE COURT: WHAT EVIDENCE DO YOU HAVE OF THAT?

13 MR. SAYEGH: THAT THE KID MADE ON THEIR OWN.

14 THE COURT: HEARSAY.

15 WHAT ELSE DO YOU HAVE?

16 MR. SAYEGH: I HAVE DOCUMENTATION THAT SHE LIED  
17 ABOUT HAVING CANCER, TO ME, OVER THE LAST YEAR IN ORDER  
18 TO EXTORT AND EXTRACT FUNDS AND THINGS.

19 THE COURT: SO YOU HAVE CHARACTER EVIDENCE THAT SHE  
20 WAS DISHONEST IN THE PAST.

21 MR. SAYEGH: WHAT OCCURRED --

22 THE COURT: WHAT ELSE DO YOU HAVE, SIR?

23 MR. SAYEGH: I HAVE --

24 OKAY.

25 SHE CALLS THE POLICE ON SEPTEMBER 8TH.

26 OKAY?

27 SHE SAID THAT I KIDNAPPED THE KIDS. THAT  
28 MORNING SHE HAD SENT OUT THIS --

1           THE COURT: WE'LL GET TO THE CUSTODY VISITATION  
2 PORTION. WE'RE GOING TO GET TO THE CUSTODY AND  
3 VISITATION PORTION. WE'RE NOW ON THE ABUSE PORTION.

4           I HAVE HER TESTIMONY. I HAVE YOUR  
5 TESTIMONY. I HAVE PHOTOGRAPHS OF DEPICTED INJURIES.  
6 I HAVE YOUR TESTIMONY EXPLAINING -- OR YOUR VERSION  
7 OF HOW I SHOULD VIEW THESE EXHIBITS.

8           ANYTHING ELSE REGARDING THE ABUSE, AND  
9 THEN WE'LL GET TO CUSTODY AND VISITATION.

10          MR. SAYEGH: THE IMPORTANCE IS SHE'S LIED.

11          THE COURT: I'LL MAKE A DECISION AS TO WHO IS LYING  
12 AND WHO'S NOT.

13          MR. SAYEGH: NO.

14          THE IMPORTANT THING IS SHE'S CALLED THE  
15 POLICE MULTIPLE TIMES, AND IT'S FALSE.

16          THE COURT: ANYTHING ELSE ABOUT THE ALLEGED ABUSE?  
17 THAT, SIR, IS WHAT I NEED TO MAKE A DECISION ON.

18          NOW I THINK I HAVE THE EVIDENCE I NEED  
19 FROM THE PETITIONER AND FROM YOU ON THESE ALLEGED  
20 INCIDENTS OF ABUSE.

21          MR. SAYEGH: YOUR HONOR, ON AUGUST 26TH, I HAVE  
22 LOTS OF DOCUMENTATION I ESTABLISHING EXACTLY WHERE I  
23 WAS. AND IT WAS MATHEMATICALLY IMPOSSIBLE FOR ME TO BE  
24 THERE.

25          THE COURT: WHAT ABOUT JUNE 8TH?

26          MR. SAYEGH: WHAT'S THAT?

27          THE COURT: JUNE 8TH?

28          WHAT ABOUT NOVEMBER 2023.

1 MR. SAYEGH: SO ON JUNE 8TH, SHE HAD THE EYE --

2 THE COURT: AND THE PHOTOGRAPHS FROM 2021.

3 MR. SAYEGH: SURE.

4 ON JUNE 8TH, SHE TEXTED ME THAT SHE HAD  
5 THIS MEDICAL ISSUE -- AND IT WAS NOT REAL -- ON THE  
6 LIP. SHE SAID IT WAS A MEDICAL ISSUE. ON THE LIP,  
7 SHE SAYS THAT SHE WAS BLEEDING. JUST AN HOUR AGO --  
8 AND YOU COULD TELL IT'S A PERFECT SYMMETRICAL LIPS  
9 THAT DON'T EXIST.

10 THE COURT: YOU HAVE OTHER EVIDENCE SHOWING YOU  
11 WEREN'T THERE AUGUST 26TH --

12 MR. SAYEGH: AND --

13 THE COURT: SIR SLOW DOWN.

14 AND THAT EVIDENCE IS THE TEXT MESSAGES  
15 THAT I'VE ALREADY SEEN.

16 MR. SAYEGH: NO.

17 I HAVE PHYSICAL DOCUMENTATION. I HAVE  
18 WHERE I'M AT. I'M ON TV THAT DAY. I HAVE AN ENTIRE  
19 DOCUMENTATION. I CAN JUST GO REALLY QUICK.

20 THE COURT: GO THROUGH THAT, AND THAT WILL WRAP IT  
21 UP.

22 THAT WOULD BE EVIDENCE THAT YOU WERE NOT  
23 HOME ON AUGUST 26TH WHEN YOU GOT INTO A FIGHT WITH  
24 HER AT THE HOUSE.

25 CORRECT?

26 MR. SAYEGH: YES.

27 THE COURT: WHAT ELSE OF EVIDENCE DO YOU HAVE --

28 MR. SAYEGH: MIA'S SCHOOL ATTENDANCE WHERE ON

1 AUGUST 26TH, SHE WAS AT SCHOOL. AND THAT'S WHY I WAS  
2 TRYING TO ASK MRS. SAYEGH AT WHAT TIME SHE GOT TO THE  
3 HOME.

4 OKAY?

5 AND WE ALSO HAVE IS MYSELF --

6 AND SO IF I CAN JUST FIND OUT WHAT TIME  
7 SHE GOT --

8 THE COURT: SIR --

9 MR. SAYEGH: HERE IS --

10 THE COURT: YOU TOLD ME YOU TO HAVE EVIDENCE TO  
11 SHOW YOU WERE NOT IN THE VICINITY.

12 MR. SAYEGH: HERE'S AN ARCO RECEIPT AND ANOTHER  
13 HOME DEPOT RECEIPT FROM AUGUST 26TH. HERE I AM AT  
14 GROCERY OUTLET PURCHASING THE GROCERIES FOR THE TOWN  
15 HALL THAT I DO EVERY TUESDAY. HERE IS A DECLARATION  
16 FROM THE HOUSEKEEPER WHO SAYS --

17 THE COURT: THAT'S OUT. DECLARATION IS OUT.

18 MR. SAYEGH: HERE IS THE REBUILDING WORKSHOP THAT I  
19 DO ON A LIVE STREAM AT A LAW FIRM AUGUST 26TH. THIS IS  
20 THE TIME IT IS AT. THIS IS ME ON THE LIVE STREAM  
21 HANDLING THE WORKSHOP. THAT WORKSHOP REQUIRES ME TO BE  
22 AT THE LAW FIRM SET UP ALL THE CHAIRS, SET UP ALL THE  
23 FOOD, AND CONDUCT -- I HAVE MULTIPLE CONTRACTORS AND  
24 THINGS OF THAT NATURE. I HAVE -- WAS NOT AT THE HOME IN  
25 ALTADENA ON THE 26TH.

26 THE COURT: ANYTHING ELSE, SIR? YOU HAVE THESE  
27 EXHIBITS. YOU HAVE EXHIBITS SHOWING YOU MADE PURCHASES  
28 AT CERTAIN STORES. THIS IS YOUR EVIDENCE THAT YOU WERE

1 NOT HOME AT ALL DURING --

2 MR. SAYEGH: YEAH. I WAS ON A LIVE STREAM.

3 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

4 MR. KOLODJI: YOUR HONOR, I WOULD LIKE TO POINT OUT  
5 WHAT HE JUST SHOWED US, THE LIVE STREAM AT 5:52 P.M.

6 THE COURT: SIR, IT'S NOT EVIDENCE --

7 MR. KOLODJI: THE INCIDENT ALLEGEDLY OCCURRED --

8 THE COURT: IT WAS NOT EVIDENCE THAT HE WASN'T HOME  
9 AT ALL DURING AUGUST 26 OTHER THAN HIS TESTIMONY.

10 MR. SAYEGH: BUT I --

11 THE COURT: ANYTHING ELSE FROM THE PETITIONER?

12 MR. KOLODJI: YES, YOUR HONOR.

13 I JUST WANT TO DRAW THE COURT'S ATTENTION  
14 TO THE SECOND PAGE OF HIS EXHIBIT 1 AND HAVE MY  
15 CLIENT, IN HER SUPPLEMENTAL DECLARATION, EXPRESS  
16 WHAT THE DETECTIVE SAID OCCURRED THAT DAY AND THE  
17 D.A. EXPRESSED -- PUT IN THAT EMAIL --

18 THE COURT: THAT'S NOT EVIDENCE. THOSE -- THE D.A.  
19 AND POLICE OFFICERS -- THEY DID NOT COME TO COURT TO  
20 TESTIFY. THE ONLY THING IN EVIDENCE IS HER -- OR HER  
21 ANSWERS.

22 MR. KOLODJI: WHAT I'M JUST POINTING OUT, YOUR  
23 HONOR, IN THE SUPPLEMENTAL DECLARATION HER RECOLLECTION  
24 OF WHAT ACTUALLY OCCURRED LINES UP WITH WHAT DEPUTY  
25 REYES WROTE HERE -- WAS PRESENTED AS BEING WHAT DEPUTY  
26 REYES TOLD THE D.A. THAT THE --

27 THE COURT: THAT'S HEARSAY. ALL OF THAT IS OUT.

28 MR. KOLODJI: I JUST WANTED TO --

1           THE COURT:  NOTHING THAT THE D.A. WROTE, NOTHING  
2 THAT THE POLICE OFFICERS WROTE IS ACTUALLY IN EVIDENCE.

3           OKAY.

4           SUBMITTED BOTH SIDES.

5           I HAVE -- JUST SO WE HAVE A RECORD -- ALL  
6 OF THE EXHIBITS THAT HAVE BEEN SHOWN BY THE PARTIES  
7 ON BOTH SIDES WILL BE ADMITTED EXCEPT I THINK THERE  
8 WAS R-4 -- EXCEPT THE EMAILS FROM THE D.A.'S OFFICE.  
9 BUT ALL THE OTHER TEXT MESSAGES AND PHOTOGRAPHS ARE  
10 GOING TO BE ADMITTED.

11           THE ISSUE IS WHETHER OR NOT THE PETITIONER  
12 HAS SHOWN THAT BY PREPONDERANCE OF THE EVIDENCE THAT  
13 IT IS MORE LIKELY THAN NOT THAT THE RESPONDENT  
14 INFILCTED THOSE INJURIES ON HER FACE.  AND  
15 BASICALLY, THIS COMES DOWN TO CREDIBILITY.

16           I FIND THE PETITIONER CREDIBLE, I FIND THE  
17 RESPONDENT'S SISTER CREDIBLE.  I DON'T FIND THE  
18 RESPONDENT CREDIBLE.  THE PETITIONER -- SHE GIVES  
19 DETAILS OF THE EVENTS.  THE PETITIONER EVEN GIVES  
20 STATEMENTS, NOT EVEN UNDER CROSS THAT HER  
21 CREDIBILITY -- SHE GIVES STATEMENTS THAT SHE WAS  
22 DEALING WITH DRUGS; SHE GIVES STATEMENTS THAT  
23 D.C.F.S. HAD TO COME INSIDE OR INTERVENE TO TAKE  
24 CARE OF KIDS.  SO SHE DOESN'T JUST GIVE SELF-SERVING  
25 TESTIMONY.  AND HER TESTIMONY ON THE INCIDENTS ARE  
26 VERY SPECIFIC AND VERY DETAILED.

27           THE RESPONDENT ON THE OTHER HAND, DOES NOT  
28 GIVE DETAILS; AND THERE'S NO TESTIMONY THAT THE

1 RESPONDENT GIVES WHICH INCULPATES HIM AT ALL. IF I  
2 WERE TO BELIEVE THE RESPONDENT, HE HAS NEVER LAID A  
3 HAND ON THE PETITIONER EXCEPT MAYBE ONCE ON  
4 ACCIDENT. I DON'T THINK THAT'S LIKELY TRUE. IF I  
5 BELIEVE THE RESPONDENT, HE'S NEVER LOST HIS TEMPER.  
6 HE MAY HAVE CALLED THE PETITIONER BAD MOTHER ONCE  
7 BECAUSE SHE'S DEALING WITH DRUGS. I DON'T THINK  
8 THAT'S LIKELY TRUE. I WASN'T THERE. I DON'T KNOW  
9 BEYOND A REASONABLE DOUBT WHAT'S HAPPENED BETWEEN  
10 THE PARTIES. BUT YOU THE BURDEN IN THIS CASE IS  
11 WHAT'S MORE LIKELY TRUE THAN NOT TRUE.

12 SO I HAVE THE PETITIONER GIVING TESTIMONY.  
13 I HAVE THE RESPONDENT GIVING TESTIMONY. I HAVE  
14 EVIDENCE THAT THE PETITIONER WAS USING DRUGS TO SUCH  
15 AN EXTENT THAT SHE HAD TO GO UNDER REHAB. SO HER  
16 CREDIBILITY -- THERE MAY BE ISSUES WITH HER  
17 CREDIBILITY. BUT I DON'T JUST HAVE THE TESTIMONY.  
18 I HAVE PHOTOGRAPHS THAT DEPICT INJURIES. WHAT'S  
19 MORE LIKELY TRUE THAT THOSE INJURIES ARE CONSISTENT  
20 WITH PETITIONER'S TESTIMONY.

21 THE RESPONDENT WILL HAVE YOU TO BELIEVE  
22 THAT'S CONCEALER MAKEUP; THAT'S A LIP INJECTION;  
23 THAT -- I WOULD HAVE TO HAVE A LEAP TO BELIEVE THAT.  
24 I THINK MORE LIKELY TRUE THAN NOT TRUE IS WHAT THE  
25 PETITIONER SAID BECAUSE IT'S CONSISTENT WITH THE  
26 PETITIONER.

27 THERE'S A PHOTOGRAPH OF A BROKEN  
28 WINDSHIELD. THE PETITIONER GIVES DETAILS ABOUT THE

1 BROKEN WINDSHIELD. THE RESPONDENT BRUSHES OVER IT.  
2 HE DOESN'T SAY, "IT'S NOT MY CAR. HE DOESN'T SAY,  
3 "IT DIDN'T HAPPEN, JUST BRUSHES OVER IT.

4 SO FOR CREDIBILITY, THE PETITIONER -- I  
5 BELIEVE THE RESPONDENT'S SISTER. I BELIEVE  
6 RESPONDENT'S SISTER SHE'S MADE UP OR SHE'S  
7 EMBELLISHED -- PROBABLY TRUE, PROBABLY LIKELY WHEN  
8 SHE'S TALKING TO D.C.F.S. BUT SHE'S EMBELLISHING AN  
9 INJURY THAT THE RESPONDENT GAVE HER; THAT RESPONDENT  
10 INFLECTED AN INJURY, AND MAYBE SHE WENT ON TO  
11 D.C.F.S. TO MAKE IT MORE PRONOUNCED. BUT I DON'T  
12 BELIEVE THAT THE PETITIONER JUST TOOK A FACE WITH NO  
13 INJURY AT ALL AND CREATED PICTURES OF INJURIES.

14 SO I FIND THAT THE PETITIONER HAS  
15 ESTABLISHED BY THE PREPONDERANCE OF THE EVIDENCE  
16 MORE LIKELY TRUE THAN NOT TRUE, THAT THE RESPONDENT  
17 HAS BEEN PHYSICALLY ABUSIVE. BUT THERE'S EVIDENCE  
18 THAT PETITIONER HAS SUFFERED OR HAS HAD DRUG ISSUES.

19 SO NOW WE GET TO CUSTODY AND VISITATION.  
20 I DON'T KNOW WHAT THE CURRENT SITUATION IS WITH THE  
21 MINORS. I DON'T KNOW WHAT CURRENT ARRANGEMENT IS  
22 WITH THE MINORS, WHERE THE MINOR IS STAYING. I  
23 DON'T KNOW THAT THE PETITIONER IS STILL DEALING WITH  
24 THOSE DRUG ISSUES.

25 SO LET ME HEAR FROM THE RESPONDENT. WHAT  
26 HAS BEEN THE CURRENT ARRANGEMENT -- OR WHAT IS THE  
27 CURRENT ARRANGEMENT WITH THE CHILDREN? YOU STATED  
28 IN YOUR DECLARATION YOU HADN'T SEEN THE CHILDREN.

1 I'M HOPING I READ THIS WRONG -- THAT YOU HADN'T SEEN  
2 THEM SINCE JANUARY 8TH.

3 MR. SAYEGH: NO, NOT JANUARY 8TH. SEPTEMBER.

4 BUT I WAS ABLE TO TRACK THE CHILD DOWN  
5 ONCE AT ELLIOT.

6 THE COURT: WHEN WAS THE LAST TIME YOU SEEN YOUR  
7 CHILDREN?

8 MR. SAYEGH: I SAW THE CHILD ONCE.

9 THE COURT: WHEN YOU SAY, "THE CHILD," THERE'S TWO.

10 MR. SAYEGH: SO I FOUND MIA -- I'VE BEEN ABOUT A  
11 MONTH TRYING TO TRACK THE KIDS DOWN. SHE HAD REMOVED  
12 THEM OUT OF THE SCHOOL. I FOUND HER --

13 THE COURT: SIR, SIMPLE QUESTION. WHEN WAS THE  
14 LAST TIME YOU SEEN YOUR CHILDREN?

15 MR. SAYEGH: I HAVEN'T SEEN THEM IN TWO WEEKS. AND  
16 THEN PRIOR TO THAT, A MONTH. SO I'VE ONLY IN SEEN THEM  
17 ONE TIME WHEN I FOUND THEM ONCE THIS ENTIRE TIME.

18 THE COURT: OKAY.

19 MR. SAYEGH: AND SHE BLOCKED THE PHONES TO CALL.

20 THE COURT: SIR, I GOT THAT. THAT WAS IN YOUR  
21 DECLARATION.

22 SO YOU HAVEN'T SEEN YOUR CHILDREN. YOU  
23 SAW THEM TWO WEEKS AGO AND BEFORE THAT YOU HADN'T  
24 SEEN THEM FOR OVER A MONTH?

25 MR. SAYEGH: YEAH.

26 AND I --

27 THE COURT: SO THAT TAKES US TO SEPTEMBER.

28 FROM JANUARY TO SEPTEMBER -- WHAT WAS THE

1 ARRANGEMENTS WITH YOU AND THE CHILDREN?

2 MR. SAYEGH: WE -- FIRST MIA AND NUHA LIVED  
3 TOGETHER. AND THEN, BECAUSE WE'RE DISPLACED FROM THE  
4 FIRES -- I WENT BACK INTO ALTADENA ABOUT FOUR MONTHS AGO  
5 TO GET A BAG TOGETHER. AND SHE REMAINED DOWN THERE IN  
6 TEMPLE CITY.

7 I HAD THE KIDS FRIDAY, SATURDAY, SUNDAY.

8 I DROPPED THEM OFF ON SCHOOL MONDAY. SHE WOULD PICK  
9 THEM UP OF AFTER SCHOOL ON MONDAY UNTIL CLASS ENDED  
10 ON FRIDAY.

11 THE COURT: SO YOU WOULD HAVE WHICH WEEKENDS?

12 MR. SAYEGH: EVERY WEEKEND.

13 THE COURT: SO YOU WOULD HAVE FROM JANUARY TO  
14 SEPTEMBER. THE ARRANGEMENTS WERE THAT YOU WOULD HAVE  
15 THE CHILDREN EVERY WEEKEND FROM FRIDAY AFTER SCHOOL?

16 MR. SAYEGH: YES.

17 THE COURT: FRIDAY NIGHT, SATURDAY, SUNDAY, AND  
18 THEN DROP THEM OFF MONDAY AT SCHOOL?

19 MR. SAYEGH: YES.

20 THE COURT: HOW LONG HAD THAT ARRANGEMENT BEEN IN  
21 PLACE?

22 MR. SAYEGH: SEVEN MONTHS, EIGHT MONTHS.

23 THE COURT: MA'AM, DO YOU AGREE THAT WAS THE  
24 ARRANGEMENT BETWEEN THE PARTIES.

25 MS. SAYEGH: NOT EXACTLY.

26 I WOULD GET THEM MOST OF THE TIME MONDAY  
27 THROUGH FRIDAY. THERE WOULD BE WEEKENDS MAYBE ONCE  
28 A MONTH THAT HE WOULD DROP THEM OFF ON SCHOOL

1 MONDAY. AND THIS ONLY HAPPENED ONLY FOR MAYBE A  
2 MONTH, TWO MONTHS -- YEAH, GIVE OR TAKE. MONTH OR  
3 TWO MONTHS.

4 THE COURT: SO YOU'RE SAYING THAT.

5 MS. SAYEGH: FOR THE WHOLE MONTH, WE TRIED IT OUT.  
6 SEE WHAT HAPPENS. THE SECOND MONTH I ENROLLED THEM TO  
7 PASADENA UNIFIED BECAUSE MY DAUGHTER WANTED TO --

8 THE COURT: I'M NOT ASKING ABOUT THAT. I'M ASKING  
9 ABOUT HOW OFTEN THEY SAW THE RESPONDENT?

10 MS. SAYEGH: ON THE WEEKENDS AND THROUGH THE  
11 WEEKDAYS. HE WOULD POP UP AND HANG OUT LIKE REGULAR  
12 PEOPLE.

13 MR. KOLODJI: YOUR HONOR, JUST TO CLARIFY.  
14 RESPONSE -- THE REQUEST FOR DISSOLUTION MARRIAGE  
15 FILED -- WE INDICATED THE SEPARATION WAS JUNE 8TH 2025.

16 THE COURT: UH-HUH.

17 MR. KOLODJI: WHICH IS I BELIEVE WE ARE -- WHEN  
18 THIS DIVIDING LINE OCCURRED IN TERMS OF THIS SHARED  
19 ARRANGEMENT --

20 THE COURT: YOU SAID THERE'S EVIDENCE YOU WERE  
21 DEALING WITH ABUSE. SO WHAT IS YOUR CURRENT SOBRIETY?

22 MS. SAYEGH: ABOUT THREE OR FOUR YEARS, NOW.

23 THE COURT: I'M GOING TO ASK THE RESPONDENT THE  
24 SAME QUESTION. WHAT TYPE OF CUSTODY ARRANGEMENT ARE YOU  
25 ASKING FOR, AND WHY IS THAT IN THE BEST INTEREST OF  
26 JORDAN AND MIA.

27 YOU'RE ASKING FOR WHAT TYPE OF VISITATION?

28 MS. SAYEGH: I'M BEEN A STAY-AT-HOME MOM MOST OF --

1 SINCE I CAN REMEMBER UNTIL NOW. AND I HAVE QUICK LITTLE  
2 GIGS. I'M A CHEF. AND I NOW WORK AT RECOVERY COMPASS  
3 WHICH IS --

4 THE COURT: HOW OFTEN SHOULD THE MINORS -- AND I'M  
5 GOING TO AS RESPONDENT. WHAT TYPE VISITATION ARE YOU  
6 ASKING FOR WITH KIDS WITH RESPONDENT?

7 I'M GOING TO ASK YOU THE SAME QUESTION IN  
8 A MOMENT SIR.

9 MS. SAYEGH: I'LL GIVE HIM --

10 THE COURT: NOT "WHAT I'LL GIVE YOU." YOU CAN TELL  
11 ME WHAT YOU SUGGEST.

12 MS. SAYEGH: I MEAN I WANT THE FATHER TO BE IN THE  
13 KIDS' LIVES AS MUCH AS POSSIBLE. BUT I DO TAKE CARE OF  
14 THEM FULLY. I NURTURE THEM.

15 THE COURT: SO YOU'RE ASKING FOR EVERY WEEKEND WITH  
16 THE DAD? WHAT ARE YOU ASKING FOR?

17 DON'T LOOK AT YOUR LAWYER. LOOK AT ME.

18 MS. SAYEGH: BECAUSE THE KIDS LOVE THEIR DAD, YOU  
19 KNOW.

20 THE COURT: OKAY.

21 SIR, WHAT ARE YOU ASKING FOR IN TERMS OF  
22 VISITATION?

23 MR. SAYEGH: I'LL PICK THEM UP FROM SCHOOL ON  
24 FRIDAYS. I'LL PICK THEM UP FROM SCHOOL, AND I'LL COME  
25 DROP THEM OFF AT SCHOOL ON MONDAY.

26 THE COURT: EVERY WEEK?

27 DOES THAT WORK FOR YOU, MA'AM? YOU CAN GO  
28 --

1 MS. SAYEGH: THERE WILL BE WEEKENDS THAT I WOULD  
2 LIKE TO HAVE --

3 THE COURT: IT'S UNUSUAL FOR ME TO GIVE ALL THE  
4 WEEKENDS TO ONE PARENT.

5 MR. SAYEGH: IF SHE WANTS ONE, SHE ABSOLUTELY CAN.  
6 MORE THAN HAPPY. IF SHE HAS SOMETHING TO DO,  
7 ABSOLUTELY. WE ALWAYS HAD THAT TYPE OF RELATIONSHIP.  
8 IF SHE NEEDS ME TO TAKE THE KIDS DURING THE WEEK --  
9 WHATEVER THE CASE MAY BE. I DON'T FORESEE THAT BEING AN  
10 ISSUE.

11 THE COURT: GO AHEAD, MA'AM.

12 MS. SAYEGH: NO.

13 THAT'S --

14 THE COURT: OKAY.

15 ANYTHING -- SO YOU'VE TESTIFIED YOU'RE  
16 DEALING WITH SOBRIETY. ANYTHING I SHOULD KNOW ABOUT  
17 THE RESPONDENT OTHER THAN WHAT'S TESTIFIED ABOUT THE  
18 ABUSE BETWEEN THE TWO OF, ABOUT HIS RELATIONSHIP  
19 WITH THE CHILDREN, YOU BELIEVE THE CHILDREN ARE SAFE  
20 WITH THEM?

21 MS. SAYEGH: YES.

22 THE COURT: HOW FAR DO YOU LIVE AWAY --

23 MR. SAYEGH: I LIVE IN ALTADENA. I DON'T KNOW  
24 WHERE SHE LIVES.

25 THE COURT: WHAT CITY?

26 MR. SAYEGH: TEMPLE CITY.

27 THE COURT: WHENEVER THERE'S ONE PARENT WHO'S  
28 LIVING WITH THE CHILDREN AND THE OTHER PARENT HAS

1 WEEKENDS, TYPICALLY WHAT I DO WHEN BOTH PARENTS -- IT'S  
2 GOOD FOR THE MINORS TO HAVE THOSE PARENTS INVOLVED TO  
3 HAVE MIDWEEK VISITS -- LIKE EVERY TUESDAY, TAKE THEM  
4 OUT, TAKE THEM TO DINNER. IS THAT SOMETHING YOU'D BE  
5 INTERESTED IN?

6 MR. SAYEGH: ABSOLUTELY.

7 THE COURT: WHAT DAY OF THE WEEK WOULD YOU BE  
8 ASKING FOR? ONE OR TWO? AND I'LL TALK TO THE  
9 PETITIONER. AT LEAST ONE DAY A WEEK BECAUSE YOU'RE ONLY  
10 SEEING THEM ON THE WEEKENDS.

11 MR. SAYEGH: WEDNESDAY ARE PRETTY GOOD BECAUSE WE  
12 LIKE TO HAVE -- MONDAYS ARE GREAT TOO BECAUSE THEY'RE  
13 HALF DAY. WHATEVER SHE'S HAPPIER WITH.

14 MR. KOLODJI: YOUR HONOR, IF WE'RE GOING TO DO  
15 MIDWEEKS, MAYBE WE SHOULD DO ALTERNATING WEEKEND  
16 SCHEDULE.

17 THE COURT: LET'S FIRST START WITH -- I'M LISTENING  
18 TO THE PARTIES. AND THE PARTIES ARE FINE WITH THIS?

19 MR. SAYEGH: I WOULD LIKE MONDAYS BECAUSE THEY HAVE  
20 HALF-OFF DAYS.

21 THE COURT: MONDAYS FINE WITH YOU?

22 MS. SAYEGH: EVERY MONDAY?

23 THE COURT: MONDAY IS FINE, BUT WHEN YOU HAVE THEM  
24 ON THE WEEKEND SOMETIMES --

25 MR. SAYEGH: I'LL TAKE A WEDNESDAY THEN.

26 THE COURT: THIS WILL BE EVERY WEDNESDAY YOU'LL  
27 PICK UP THE KIDS FROM SCHOOL -- TALK ABOUT WHERE THE  
28 LOCATION WILL BE. AND THE KIDS ARE 6 AND 13. SO YOU'VE

1 GOT TO DROP THEM OFF SAY 6:00 OR 7:00 P.M.

2 WHAT'S IS OKAY WITH YOU?

3 MR. SAYEGH: THAT'S FINE.

4 8:00 P.M.?

5 THE COURT: NO. NO. THEY CAN'T DO 8:00 BECAUSE  
6 THEY HAVE TO GO BACK.

7 WHAT TIME DO THEY GET OUT OF SCHOOL?

8 MR. SAYEGH: THEY GET OUT AT 3:30.

9 THE COURT: SO 3:30 TO WE'LL SAY 6:00. THAT'S TWO  
10 AND A HALF HOURS TO TAKE THEM TO SHAKEY'S, TAKE THEM TO  
11 THE PARK, TAKE THEM TO YOUR HOUSE, TAKE THEM WHEREVER.  
12 SO WE'LL SAY 6:30. SO THAT'S THREE HOURS. THAT'S EVERY  
13 WEDNESDAY DAD PICK-UP FROM SCHOOL.

14 AND WHERE'S THE DROP-OFF? IS IT GOING TO  
15 BE THE POLICE STATION, OR IS IT GOING TO BE  
16 RESIDENCE? WHERE ARE YOU ASKING THE DROP-OFF TO BE?

17 MS. SAYEGH: WHICHEVER RESIDENCE WE END UP STAYING  
18 AT.

19 THE COURT: DOES THAT WORK FOR YOU, SIR?

20 MR. SAYEGH: YES.

21 THE COURT: I'LL PUT IN WEEKENDS WITH DAD BUT THE  
22 MOTHER COULD HAVE ONE WEEKEND PER MONTH. AND TELL THE  
23 DAD A WEEK IN ADVANCE THAT THAT WEEKEND THAT YOU'RE  
24 GOING TO KEEP THE KIDS.

25 DOES THAT MAKE SENSE?

26 MS. SAYEGH: YES.

27 THE COURT: AND THAT ALSO WORKS FOR YOU?

28 MR. SAYEGH: YES.

1           THE COURT: CAN YOU DO THE HOLIDAY SCHEDULE?  
2 PARTIES CAN MEET AND CONFER ABOUT THE HOLIDAY SCHEDULE?

3           MS. SAYEGH: I DON'T KNOW.

4           THE COURT: TELL ME A LITTLE BIT MORE ABOUT YOUR  
5 SOBRIETY. YOU SAID THREE YEARS SOBER. DO YOU HAVE A  
6 RESPONSOR? DO YOU HAVE --

7           MS. SAYEGH: I DO. I HAVE EVERYTHING, YEAH.

8                 THEY JUST DRUG TESTED ME TOO.

9           THE COURT: YOU'RE STILL GETTING TESTED?

10          MS. SAYEGH: NO.

11                 D.C.F.S. ENDED UP CLOSING THIS CASE. AND  
12 SHE DRUG TESTED ME. OF COURSE, NOTHING.

13           THE COURT: BUT THERE'S NO ISSUES WITH DAD, NO DRUG  
14 --

15          MR. SAYEGH: I BELIEVE SHE'S CURRENTLY SOBER.

16          THE COURT: AND YOU'RE EMPLOYED, SIR? YOU HAVE A  
17 JOB?

18          MS. SAYEGH: I AM KIND OF -- BECAUSE OF MY  
19 SUSPENSION, I'M KIND OF DOING MARKETING FOR A LAW FIRM  
20 CURRENTLY.

21          THE COURT: NO DRUGS, NO ISSUES WITH YOU AND DRUGS?

22          MR. SAYEGH: NO, YOUR HONOR.

23                 I JUST TOOK A DRUG TEST.

24          THE COURT: SO FOR THOSE FACTORS, IT SEEMS LIKE THE  
25 3044 WOULD BE REBUTTED BECAUSE EVEN THOUGH I BELIEVE  
26 YOUR CLIENT HAS DEMONSTRATED BY THE EVIDENCE THAT THE  
27 RESPONDENT HAS ANGER ISSUES, WHEN HE GETS VIOLENT HE  
28 INFILCTS INJURIES AGAINST PETITIONER -- I DON'T SEE

1 EVIDENCE OF HIM BEING A DANGER WITH THE CHILDREN. HE --  
2 YOUR CLIENT HAS A HISTORY OF DRUGS. AND I'M GLAD THAT  
3 SHE'S SOBER. BUT IT SEEMS LIKE THE FATHER SHOULD HAVE  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY OF THE MINORS  
5 BASED ON THOSE FACTS.

6 MR. KOLODJI: YOUR HONOR, WE WOULD REQUEST JOINT --  
7 SOLE LEGAL CUSTODY IN THIS CASE. BECAUSE I THINK THAT  
8 IT HASN'T BEEN ENOUGH TIME TO REBUT 3044. HE LITERALLY  
9 DID THESE INCIDENTS --

10 THE COURT: YOU'RE SAYING UNDER 3044(B) -- AND I  
11 WOULD HAVE TO MAKE A FINDING UNDER 3044(B) THAT YOU  
12 REBUTTED WHICH BASICALLY GIVES A LIST OF THINGS TO DO OR  
13 THINGS FOR THE COURT TO CONSIDER LIKE ENROLLING IN A  
14 DOMESTIC VIOLENCE PROGRAM, LIKE COMPLETING AN ANGER  
15 MANAGEMENT PROGRAM. SO I UNDERSTAND WHAT COUNSEL IS  
16 SAYING IS THAT IT'S A LITTLE BIT TOO SOON. BUT IT  
17 APPEARS THAT THAT'S THE ROAD THAT I SEE THIS GOING ON AS  
18 LONG AS THERE'S NO MORE ABUSE THAT YOU WOULD REBUT THE  
19 PRESUMPTION SO THE GOAL WOULD BE JOINT PHYSICAL JOINT  
20 LEGAL. BUT I AGREE, COUNSEL, WE'RE NOT THERE YET.

21 AND I WOULD REQUEST THAT YOU ENROLL AND  
22 COMPLETE A 52-WEEK ANGER MANAGEMENT PROGRAM, D.V.C.  
23 PROGRAM. ONCE YOU ENROLL IN THAT PROGRAM AND YOU  
24 TAKE FOUR TO FIVE CLASSES, AND YOU SHOW THAT PROOF  
25 AND THERE'S NO OTHER INCIDENTS I THINK THAT WOULD  
26 REBUT THE 3044.

27 WHAT WE'LL DO, SIR, I'M GOING TO ISSUE A  
28 RESTRAINING ORDER FOR THREE YEARS. THAT'S GOING TO

1 EXPIRE OCTOBER 15TH 2028, AT MIDNIGHT. I'M NOT  
2 GOING TO INCLUDE THE MINORS AS PROTECTED PARTIES.

3           I AM GOING TO ORDER THAT YOU NOT HARASS,  
4 ATTACK, STRIKE, THREATEN, ASSAULT, HIT, FOLLOW,  
5 STALK, MOLEST, DESTROY THE PERSONAL PROPERTY,  
6 SURVEILLANCE, IMPERSONATE, BLOCK THE MOVEMENTS,  
7 ANNOY BY PHONE OR ANY ELECTRONIC MEANS, DISTURB THE  
8 PEACE OF THE PETITIONER. YOU'RE TO HAVE NO CONTACT  
9 WITH THE PETITIONER EXCEPT BRIEF AND PEACEFUL  
10 CONTACT TO COMMUNICATE ABOUT YOUR CHILDREN OR HAVE  
11 CONTACT WITH HER FOR COURT ORDERED VISITS AND  
12 CONTACTS.

13           SO THE ONLY TIME YOU'RE COMMUNICATING WITH  
14 THE PETITIONER WILL BE THROUGH O.F.W.

15           HAVE THE PARTIES ALREADY ENROLLED IN OUR  
16 FAMILY WIZARD?

17           I'M GOING TO ORDER THAT THE PARTIES ENROLL  
18 IN OUR FAMILY WIZARD AND COMMUNICATE ONLY FOR THE  
19 KIDS. ONLY FOR THE KIDS. OTHERWISE YOU'RE TO STAY  
20 100 YARDS AWAY FROM HER, HER HOUSE, HER JOB, AND HER  
21 CAR. SHE MAY RECORD ANY COMMUNICATIONS MADE BY YOU  
22 THAT VIOLATE THIS ORDER.

23           I'M GOING TO ORDER THAT YOU ENROLL AND  
24 COMPLETE THE 52-WEEK BATTERER'S INTERVENTION  
25 PROGRAM.

26           AND SIR, WHAT I'M GOING TO DO IS I'M GOING  
27 TO BRING YOU BACK IN THREE MONTHS. AND HERE'S THE  
28 PURPOSE OF THAT. IF YOU HAVE ENROLLED IN AND

1 COMPLETED AT LEAST FIVE CLASSES AND THERE'S NO OTHER  
2 INCIDENTS, THEN I'LL LIKELY MAKE A FINDING THAT YOU  
3 HAVE REBUTTED THE PRESUMPTION IN 3044 AND GIVEN  
4 JOINT LEGAL AND JOINT PHYSICAL CUSTODY. SO ENROLL  
5 IN THE PROGRAM. IF NO INCIDENTS, JOINT LEGAL/JOINT  
6 PHYSICAL.

7 MR. SAYEGH: WHAT WAS THE RETURN DATE?

8 THE COURT: LET'S PICK THAT NOW.

9 MR. KOLODJI: AND YOUR HONOR, WE WOULD ALSO -- WE  
10 REQUESTED CHILD SUPPORT, SPOUSAL SUPPORT, AND ALSO  
11 ATTORNEY'S FEES. I'VE FILED ATTORNEY'S FEES ON THE  
12 SEPARATE MOTION. SHE FILED AN INCOME AND EXPENSE  
13 DECLARATION WITH THIS COURT INDICATING THEIR RENT IS  
14 5600 AND INDICATES 5500 SO SHE NEEDS --

15 THE COURT: I HAVE TO SEE HIS FL 150.

16 MR. KOLODJI: YOUR HONOR, WHAT I DO HAVE IS  
17 ATTACHED TO THE SUPPLEMENTAL DECLARATION HE --

18 THE COURT: SO FIRST LET ME GET THE RETURN DATE,  
19 AND THEN WE'LL TALK ABOUT THAT.

20 WHAT ABOUT JANUARY 7TH?

21 DOES THAT WORK FOR EVERYBODY'S CALENDAR?

22 YOU SAID THE JANUARY 14. 52-WEEK PROGRAM,  
23 COMPLETE AT LEAST FOUR CLASSES. IF YOU DO THAT AND  
24 NO INCIDENCES, IT WILL BE JOINT LEGAL AND JOINT  
25 PHYSICAL.

26 IN TERMS OF SUPPORT -- SO WHENEVER THERE'S  
27 A REQUEST FOR SUPPORT, I NEED TO HAVE THE FINANCIALS  
28 OF THE PARTIES, I HAVE THE PETITIONER'S FL 150. I

1 DON'T HAVE THE RESPONDENT'S. I CAN'T MAKE AN ORDER  
2 WITHOUT HIS DECLARATION. I CAN BRING HIM BACK  
3 EARLIER BUT --

4 SIR, THE REQUEST GOES BACK RETROACTIVELY  
5 TO THE DATE OF THE REQUEST; SO AS SOON AS THERE'S A  
6 DISPARITY OF INCOME --

7 ARE THESE PROVISIONS FOR PREVAILING ON A  
8 D.V.R.O.? GUIDELINE SUPPORT?

9 MR. KOLODJI: THE ATTORNEY'S FEES REQUEST IS ON THE  
10 WAY TO -- IT HAS TO BE FILED SEPARATELY, YOUR HONOR.

11 AS MY EXHIBIT G, I ATTACHED INFORMATION --  
12 AND I CAN PULL UP OUT EMAIL -- THAT RESPONDENT'S --  
13 AS PROOF OF INCOME FOR HIS -- FOR HER LEASE. AND IF  
14 YOU ADD UP THE MONEY THAT HE GOT OVER THESE FOUR  
15 MONTHS, IT COMES OUT TO \$48,000, A MONTH. I GUESS  
16 \$100,000 --

17 THE COURT: I NEED HIS FL 150. I'M NOT GOING TO  
18 RELY ON THAT. THAT MIGHT BE SUPPLEMENTAL TO RELY ON,  
19 BUT I NEED YOU TO HAVE A CHANCE TO FILE YOUR FL 150 --

20 MR. SAYEGH: I HAVE COUNSEL FOR THE DISSOLUTION.

21 WE'LL MEET AND CONFER.

22 MR. KOLODJI: BETWEEN NOW AND JANUARY, HE AT LEAST  
23 CAN TAKE -- AS PART OF OUR REQUEST THAT HE PAY THE  
24 RENT -- SO IF HE CAN AT LEAST PAY THE RENT AND THE CAR  
25 PAYMENT.

26 THE COURT: WHAT IS THE RENT AND CAR PAYMENT?

27 MR. SAYEGH: HE PAYS THE CAR PAYMENT. RENT WAS  
28 5500. I HAVE THE INVOICE RIGHT HERE.

1           THE COURT: I'M NOT GOING TO MAKE THAT ORDER. YOU  
2 CAN COME BACK BEFORE JANUARY AND I CAN HAVE THE  
3 RESPONDENT FILE HIS FL 150. AND WE CAN COME BACK IN A  
4 MONTH. SO I'M NOT GOING TO MAKE AN ORDER FOR HIM TO PAY  
5 5500 OR ANY OTHER AMOUNT. YOU CAN MEET AND CONFER.

6           MR. SAYEGH: I'LL CONTINUE PAYING HEALTH INSURANCE.  
7 I'LL CONTINUE PAYING HER CAR INSURANCE. I'LL CONTINUE  
8 PAYING HER CAR PAYMENT. AND I'LL CONTINUE PAYING HER  
9 CELLPHONE.

10          THE COURT: DOES THAT WORK UNTIL JANUARY?

11          MS. SAYEGH: NOT UNTIL JANUARY.

12          THE COURT: SO WE'LL COME BACK -- SO I WON'T HAVE  
13 YOU WAIT UNTIL JANUARY. WHAT I'LL DO IS FOR THAT  
14 PORTION, SIR, YOU'RE GOING TO BE ORDERED TO FILE AND  
15 SERVE AN FL 150. THAT'S AN INCOME AND EXPENSE  
16 DECLARATION. THAT'S THE FINANCIAL DOCUMENT I NEED FROM  
17 YOU BEFORE I'M ABLE TO MAKE ANY AWARD EITHER FOR  
18 ATTORNEY'S FEES OR FOR SUPPORTS -- WHETHER IT'S CHILD OR  
19 SPOUSAL SUPPORT. I CAN BRING THE PARTIES BACK FOR THAT  
20 ON NOVEMBER 19TH OR ON NO 26TH.

21          MR. SAYEGH: I'LL TAKE THE 25TH.

22          THE COURT: 2 6. 2 6.

23          MR. SAYEGH: 2 6. I'LL TAKE THE 26TH.

24          MR. KOLODJI: I HAD THE SAME THOUGHT ESSENTIALLY IN  
25 OUR MOVING PAPERS ASKED FOR POSSESSION OF THE HOUSE,  
26 WHICH SOLVES THIS PROBLEM AND I JUST WANT TO INQUIRE OF  
27 MY CLIENT --

28          THE COURT: WE'RE NOT GOING TO SOLVE IT NOW.

1 SO NOVEMBER 19TH FOR THE REMAINING ISSUES  
2 REQUESTED BY THE PETITION. SO I'LL SEE THE PARTIES  
3 ON 11/19 AT 8:30. AND THAT'S FOR THE ISSUE OF  
4 PROPERTY CONTROL AND SUPPORT AND ATTORNEY'S FEES.  
5 THE RESPONDENT IS ORDERED TO FILE AND SERVE AN FL  
6 150 FOR THAT DATE.

7 ALL RIGHT.

8 I'M SEE EVERYONE ON NOVEMBER 19TH.

9 SIR, WAIT IN THE HALLWAY. YOU'LL BE  
10 SERVED WITH THE RESTRAINING ORDER.

11 (WHEREUPON, THE ABOVE PROCEEDINGS CONCLUDED.)

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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT L HONORABLE JOEL L. LOFTON, JUDGE

4  
5 FAHED SAYEGH, )  
6 )  
7 PETITIONER, )  
8 VS. ) RPT'S CERT.  
9 ) CASE NO.  
NUHA SAYEGH, ) 25PDRO01260  
RESPONDENT. )  
10 \_\_\_\_\_ )  
11

12 I HEREBY CERTIFY THAT ON THE 15TH DAY OF  
13 OCTOBER, 2025, I, TOSHA TOWNSEND, CSR #9156,  
14 OFFICIAL REPORTER OF THE ABOVE ENTITLED COURT, WAS  
15 ASSIGNED AS SHORTHAND REPORTER TO REPORT THE  
16 TESTIMONY AND PROCEEDINGS CONTAINED IN THE  
17 TRANSCRIPT HEREIN; AND DID ACT AS SUCH REPORTER;  
18 THAT THE FOREGOING IS A TRUE AND CORRECT  
19 TRANSCRIPTION OF MY SAID NOTES, AND A FULL, TRUE AND  
20 CORRECT STATEMENT OF SAID TESTIMONY AND PROCEEDINGS.

21  
22 *Tosha Townsend*  
23 

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TOSHA TOWNSEND, CSR. #9156  
OFFICIAL REPORTER  
24  
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