

STATE OF MICHIGAN
IN THE 10TH JUDICIAL CIRCUIT COURT-FAMILY DIVISION
SAGINAW COUNTY

WOODRUFF, AMY,
Plaintiff

File # 23-000080-DC- 4

VS.

ORDER PURSUANT TO THE
RECOMMENDATION REGARDING CUSTODY,
PARENTING TIME &/OR DOMICILE

THERRIEN, EUGENE WARREN,
Defendant

The Court finds the following:

1. This Court referred the matter of custody, parenting time, and/or domicile to the Friend of the Court for an investigation and report and recommendation on the required findings on the factors of the Child Custody Act.
2. An investigation was completed, and the Friend of the Court filed the report and recommendation with this Court, along with a proposed Order and Notice of Presentment, stating that each party is allowed 21 days to file objections to the recommendation and proposed Order.
3. Neither party filed objections to the proposed Order during the 21-day period. Therefore, this Court reviewed the report and recommendation, with the required findings on the factors made by the Friend of the Court.
4. This Court has now made its own independent findings and conclusions on the required statutory factors of the Child Custody Act and agrees that the report and recommendation is in the best interest of the minor child/children.
5. It is in the opinion of this Court, based upon the Court's independent findings and conclusions, that an Order should be entered consistent with the recommendation attached hereto.

IT IS ORDERED that the attached is the Order of the Court.

IT IS FURTHER ORDERED that a parent whose custody or parenting time of a child is governed by this order shall not change the legal residence of the child except in compliance with section 11 of the MCL 722.31 to a location that is more than 100 miles from the child's legal residence at the time of the commencement of the action in which the order is issued.

IT IS FURTHER ORDERED that parenting time shall not be exercised in a country that is not a party to the Hague Convention, on the civil aspects of international child abduction, unless the parents provide the Court with written consent to allow a parent to do so.

IT IS FURTHER ORDERED that all other provisions of prior Orders in effect in this case, which are not in conflict with this Order, shall remain in full force and effect

08/22/2023

Brittany A. Dicken

JUDGE BRITTANY A. DICKEN P77903 8/22/2023

Proof of Service

I certify that I sent by first class mail and/or by electronic service pursuant to MCR 2.107(c)(4), a copy of the foregoing to parties and attorneys of record at their address or email address as shown by the records of the Friend of the Court.

08/23/2023

Amy Breternitz

AMY BRETERNITZ ADMINISTRATIVE ASSISTANT

Recommendation

The recommendation is as follows:

The parties shall have joint legal custody of Brianna Therrien.

Amy shall have sole physical custody of the minor child.

Due to the parties not being able to agree on parenting time arrangements, Eugene Therrien shall have parenting time every other weekend from Friday at release of school until Sunday at 6:00 p.m. It is recommended that Brianna be returned home fed, and ready to start the school week at her mother's house on the weekends she is returned from her father. It is also recommended that Brianna be allowed one day a week to stay at her father's, which from the sounds of it the preferred day would be the day the family visits the bowling alley together as part of their weekly family time traditions.

It is strongly recommended that Brianna participate in these visitation recommendations when other siblings are also visiting and staying at the home. Having other siblings present while staying at the home will offer extra support for her as she adjusts to staying in her father's home again since witnessing the traumatic situation in January. Holidays, summers, and extended break parenting time shall be pursuant to the 2016 Standard Parenting Time Schedule.

It is strongly recommended that Eugene Therrien continue to engage in weekly therapy with his therapist but also complete an anger management class to support him in not having the situation that occurred in January 2023 happen again.

Both parents would also benefit from completing Co-parenting classes together to improve their abilities to communicate and parent together the minor child they share.

This recommendation should be implemented for at least 6 months and then re-evaluated to assess if it is still in the best interest and safety of the child. This recommendation was made with the hopes that both parents could reach being able to share custody and visitation time equally in the future. However, there has been significant trust broken by Mr. Therrien to those involved in this investigation. that needs time to heal as well as opportunities for Mr. Therrien to prove that he understands the significant negative impacts he has imposed on all parties in this case; as well as the need to take time to heal, rebuild, and grow in a positive and healthy manner, mentally and emotionally from this point forward. This will require commitment and vulnerability from Mr. Therrien with those that have made themselves available to help him personally and professionally. Hopefully his therapist will be able to explore some of these barriers in treatment more in depth for the best interest of himself and of his minor child.

Respectfully submitted,

Celia N. O'Mara, LMSW

July 25, 2023.