

1 **BASIE & FRITZ**

2 A PARTNERSHIP OF PROFESSIONAL CORPORATIONS

3 ATTORNEYS AT LAW

4 SAN DIEGO OFFICE

5 3638 CAMINO DEL RIO NORTH, SUITE 280

6 SAN DIEGO, CALIFORNIA 92108

7 (619) 280-3000 (619) 280-3040

8 ATTORNEYS FOR: MICHELE LALLY

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

10 **FOR THE COUNTY OF SAN DIEGO**

11 In Re Marriage of:

Case No. D 472021

12 Petitioner: MICHELE LALLY

STIPULATION AND ORDER THEREON

13 and

14 Respondent: CLIFFORD L. ROEPKE

15 **THE PARTIES HEREBY STIPULATE AND AGREE AS FOLLOWS:**

16 1. The agreement dated May 28, 2003, entered into by the parties during
17 mediation with Penny Angel-Levy, is hereby adopted as Court order. A copy of said
18 agreement is attached hereto and incorporated hereby as if fully set forth herein at length and
19 labeled Exhibit "1".

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Mediation and Therapy Center

RECEIVED

JUN 02 2003

JEFFREY FRITZ

Penny Angel-Levy, MFT

5060 Shoreham Place, Suite 200
San Diego, CA 92122
(858)458-5878

May 28, 2003

Mr. Jeffrey Fritz, Esq.
3638 Camino Del Rio North, Ste. 280
San Diego, CA 92108

D 472021

Mr. Jac Pouliot, Esq.
1551 Fourth Ave. Ste. 301
San Diego, CA 92101

RE: **LALLY-ROEPKE**, Oliver Joseph 6/30/95

Dear Mr. Fritz and Mr. Pouliot,

As per Stipulation and Order of the Court, your clients Michele Lally and Cliff Roepke have been participating in a mediation process in my office to discuss and resolve their differences regarding the ongoing parenting of their son, Oliver. The process has included separate meetings with each parent, two meetings with Oliver and a conjoint meeting with both parents. A second conjoint meeting has been scheduled for August 28.

The parents agreed upon a modification of the Court Order of December 2, 2002 with regard the summer schedule for 2003. Their agreement is summarized below.

Agreements of the parents:

1. **First visit with father:** The father picks the child up at 9:00 AM on June 26 from the mother's residence and remains in San Diego with the child until June 30 at 7:00 PM when the mother picks the child up from a previously agreed upon location.

2. **Second visit with father:** The father picks the child up at 9:00 AM on July 17 from the mother's residence and remains in San Diego with the child until July 21 at 7:00 PM when the mother picks the child up from a previously agreed upon location.
3. **Third visit with father:** The father picks the child up at 9:00 AM on August 7 from the mother's residence and flies with the child back to his residence where he and the child remain until they fly back to San Diego. The mother picks the child up at 7:00 PM on August 13 from a previously agreed upon location.
4. **Fourth visit with father:** The father picks the child up at 9:00 AM on August 27 and remains with the child in the San Diego area until the mother picks the child up at 7:00 PM on August 29 from a previously agreed upon location.
5. The father is responsible for setting conjoint therapy appointments for himself and Oliver in the office of Dr. J. Dess on June 26, July 1, July 17, July 21 and August 13 subject to Dr. Dess's availability.
6. Neither parent shall be under the influence of alcohol at any time when the child is in their custody.
7. Neither parent shall discuss any of the adult issues with Oliver. Neither parent shall make any derogatory remarks about the other parent in the presence of Oliver.
8. Oliver shall have unlimited telephone access to both parents, irrespective of which parent has physical custody.

Sincerely,

A handwritten signature in black ink, appearing to read "Penny Angel-Levy", written in a cursive style.

Penny Angel-Levy MFT

LAW OFFICES OF

E. GREGORY ALFORD*

JAC F. POULIOT

E. GREGORY ALFORD, CFLS

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August 18, 2003

Jeffrey C. Fritz, Esq.
Basie & Fritz
3638 Camino del Rio North, Suite 280
San Diego, CA 92108

RE: Roepke, Marriage of, SDSC FL Central, Case No. D472021 DUS

Dear Mr. Fritz:

Please find enclosed the signature page of the Stipulation and Order forwarded to our office with your letter of August 2, 2002. It has been signed by myself and Mr. Roepke. We will appreciate a conformed copy after it has been filed with the court.

Should you have any question, feel free to contact us. Thank you for your kind attention to this matter.

Yours very truly,



Jac F. Pouliot
Attorney at Law
Law Offices of E. Gregory Alford
JFP/mft

Enclosure

cc: Cliff Roepke

2. All orders not inconsistent with those herein shall be maintained.

IT IS SO STIPULATED:

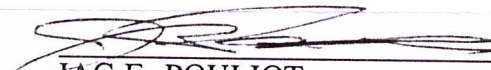
Dated: _____

JEFFREY C. FRITZ,
Attorney for Petitioner

Dated: _____

MICHELE LALLY,
Petitioner

Dated: 8/18/03


JAC F. POULIOT,
Attorney for Respondent

Dated: 8/14/03


CLIFFORD L. ROEPKE,
Respondent

- ORDER -

IT IS SO ORDERED.

Dated: _____

JUDGE OF THE SUPERIOR COURT