

Carroll, Rhonda

From: yco <yco45@yahoo.com>
Sent: Monday, March 14, 2016 8:52 AM
To: JudTestimony
Cc: SYASENSKY@PRLRESINS.COM
Subject: HB5054

Dear Sirs and Madams,

My name is Sean Yasensky and I would like to take a moment to voice my opposition to H.B. 5054. Although I believe this bill was written from the heart I am concerned about the ramifications on a bill due to the lack of checks and balances.

As a firearm owner, certified NRA pistol instructor, and hunter I would like to share with you my personal experience with an ex parte order and a restraining that was granted. Please bear with me as I best describe my current situation.

My ex and I had an amicable relationship for the most part. We have two minor children ages 8 and 4. After the split she had filed for custody and child support. As a father I wanted more time with my children not less so in late 2013 I filed for shared physical custody of my children. I had not been pleased with some aspects of her parenting pertaining to my children and her older two daughters that were a large part of my life. During the custody hearing I was granted shared physical custody and her child support was reduced in half. Because I had owed her back support I chose to continue with paying the full amount that was taken from my paycheck to quickly reduce what I had owed. The terms of the custody I had asked for included having them every weekend as those were my days off. Things were relatively quiet then. We had some harsh words from time to time but we stayed focused for the children. At the time we were both seeing other people and it was not an issue for either of us. Sometime in the spring of 2014 when she was not in a relationship she had asked if we could change visitaion so she could have them every other weekend. I agreed. Soon after she got involved in another relationship and I too was involved. I had asked to start the new schedule and she refused saying that she was having too much fun on the weekends. Shortly after I took her back to get a more fair visitaion schedule for the both of us. The order was granted in September of 2014. We continued in the childrens best interest.

Around November she entered a new relationship with someone from North Carolina she met online. Around this time she decided that the concerns I had about bringing people around our children was none of my business even though when she asked about my girlfriend I had nothing to hide. On a weekend that I had my children in Dec. I asked my kids if they liked mommys new boyfriend and they replied no and proceeded to tell me how he kicked my dog, yelled at my kids, and kicked their mother in the head. When I asked her about it she became very combative and started to deny access to my children when I didnt have have them. During this time alot of negativity and harsh words were exchanged between the both of us.

In Dec. I had payed back enough of back support to have my payments reduced. This happened in late Dec. Almost a week to the day I recieved an ex parte order. I had to take off two days of work, surrender my firearms, pistol permit, and all ammunition. The Wallingford Police Department was very helpful and respectful of my situation since there were never any domestic calls, threats, or abuse. I hired a lawyer to combat her allegations of physical abuse, threats, stalking, and other things. In the meantime all drop offs and exchanges with the children took place at a public place.

In Jan. at my court date I showed up with my lawyer, documents including texts and emails, and a witness under subpeona to testify that she said she would file a restraining order so I would lose my firearms, permit and right

to defend myself. At the hearing under questioning my ex could produce no evidence of physical abuse, stalking, or threats against her. The judge basically determined that I had said mean things. Nothing she had done was even brought up. Case dismissed.

Outside the courthouse on that day I was scheduled to have my children that afternoon. I told her i was meeting her at our dropoff point. She refused saying that since there was no restraining order i could pick them up at her house. I refused at that point and called local enforcement to call her and tell her to continue with the droppoffs as before because now I couldnt trust her.

Previously, we had always worked together for the kids, always took each others calls for the kids and co parented. Since she was denied the restraining order she had started a campaign to make every step of fatherhood a chore to deal with her. From saying her oldest daughters wanted nothing to do with me to not picking up our dog that we also shared to denying me access to our kids. For two months I dealt with a bitter ex. She even denied me information she was involved in an accident with my children in the car. In March a day before my daughters birthday she was to pick up our kids and dog. I had our dog at the time. In my repeated phone calls messages and texts I was ignored. i was scheduled to go away and could not leave our dog alone all night so I went to the school knowing she had to pick up our kids with the dog. When I got there she was angry that I brought the dog to her. During this time I had asked her to see my daughter on her birthday which was the next day. She said I couldnt because she had plans. In our custody agreement there is an allowance for time on special occasions including birthdays. Prior to this day I had never missed seeing all 4 of my kids on thier birthday. I was upset and angry and when I closed her door I lightly skinned her knuckle. She called the police and I recieved a breach of peace during a domestic which means I had to bring back my firearms and surrender my permit again. After reviewing my case the prosecution declined to go on with the case and it was to be dismissed. On the day it was to be dismissed she showed up again with an ex parte order and was granted it based on the incident that ocured.

Currently due to existing laws there are NO provisions to get my "assault" weapons back if this order goes the full year. These firearms include some that I personally built with all 4 of my childrens initials and birthdates as serial numbers. It also does not allow for full and actual value if they have to be sold.

Due to the laws in place there are also no provisions to prosecute the people that have lied or falsified testimony in order to get a restraining through deceit or carefully manipulating people as my ex has done. While I admit I did shut the door against her hand I believe the steps my ex took to ensure that she was viewed as a victim instead of the instigator should be taken into consideration when reviewing the facts.

After the first order was denied I asked the prosecutor to bring her up on charges of falsifying a sworn document since none of it was true. The response I got was unacceptable. I was told even if they decided to it would never make it to the bench because no one would prosecute a single mother. I believe that if a system was in place to protect people like me from abusers of a system designed to protect women that are actually deserving of it that i would not be writing this letter now.

I ask that you tread very lightly on deciding an issue that doesnt provide for penalties in the case of filing a false report, I also ask that those provisions allow for the lawful return of ALL weapons after a restraining order is lifted and a thorough review of the facts before an order is issued.

Sincerely,

Sean Yasensky