



In the Matter of: 	Juvenile Case No.: 
----------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------------------------------------

PROOF OF SERVICE
(Civ. Code Proc. §§ 1013(a); 1010.6)

I, Juliet Ramirez, declare that I am over the age of 18 years and not a party to this case. I am employed in the County of San Diego, California, where the mailing occurs, and my business address is 5530 Overland Avenue, Suite 170, San Diego, CA 92123. I am familiar with the practice of collecting and processing of correspondence.

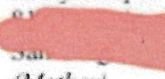
I caused to be served the **REQUEST TO CHANGE COURT ORDER (WIC 388) AND ATTACHMENTS**, from my electronic notification address of Juliet.Ramirez@sdcounty.ca.gov and/or by deposit with the U.S. Postal Service, in a sealed, prepaid envelope on **this date**, during normal business hours, to the following entities:


Lisa Haight, Esq.
Children's Legal Services - Firm #1
LisaH@clssandiego.org
(Minor's Counsel)

Thomas Kisiel, Esq.
Dependency Legal Services - Firm #2
Kisielt@dlssd.org
(Mother's Counsel)

Mary Livingstone, Esq.
Dependency Legal Services - Firm #1
Livingstonem@dlssd.org
(Father's Counsel)

VOICES FOR CHILDREN
Bill Bettinger
c/o
programsupportteam@speakupnow.org
(CASA)

Evelyn Lopez

San Diego, CA 92120
(Mother)

Keenan Robinson


visitation at this time. Supervised visits will allow for ongoing parent-child contact while ensuring that the children remain in a safe and secure environment. Additionally, in April 2025, when the children were placed in a respite home due to the children's inability to travel, and grandfather made sexual abuse allegations, just as they alleged during this respite care stay. There is no validity to their continued claims as evidenced by Doctors and team at Rady's. The fact that the mother knowingly and willingly chose to subject her children to these intrusive and violating examinations twice is concerning to the Agency.

The Agency also remains very concerned about the long-term effects with the mother and father's behaviors, such as constant violations of confidential information, as evidenced by the mother's support and the father posted the CFT on social media. Therefore, at this time, the Agency believes that the mother's visitations must be reverted back to supervised visitation at the Child and Family Well Being offices by herself.

ATTACHMENTS

Not applicable.

Addendum Report
07/09/2025

22

32/34

RECOMMENDATION

The Health and Human Services Agency respectfully recommends

1. That the mother's visitation be reverted back to supervised visits
2. That a prima fascia on the 388 be granted.

Respectfully Submitted,

Kimberly Giardina, DSW, MSW
Health & Human Services Agency

By

► David Miller
David Miller, SPSW (619) 401-4642

07/15/2025
Date

► Nicole Montzingo
Nicole Montzingo, PSS, (619) 401-3991

07/15/2025
Date

Contempt of court (CCP § 1209) for disobeying a lawful court order;

Abuse of process, by using a closed investigation to justify changes not authorized by the court;

If you believe a change in visitation is necessary, which it is not as the Fictitious & retaliatory INVESTIGATION that was opened by Ms. ANNELL NAVARRO Is CLOSED, you must obtain a court order. Until then, the current court order governs, and your actions are:

IN VIOLATION OF LAW AND RIGHTS

Contempt of Court under CCP § 1209(a)(5) – Willful disobedience of a lawful court order;

Due Process Violations – Denial of familial support and safe environment during visitation;

Retaliation – Use of departmental power to punish or isolate a parent for protected conduct;

Color of Law Violations – Violating civil rights under 42 U.S.C. § 1983;

Failure to Protect – Ignoring known, documented safety risks.

Child Endangerment & Child Neglect

Addendum Report
07/09/2025

20

30/34

Parental Alienation.

Intentional Infliction Of Emotional Distress

DEMAND FOR IMMEDIATE REMEDY

You are hereby placed on notice and expected to respond in writing within 24 hours:

1. Immediately allow the mother's family advocate, Audra, to attend all visitation;
2. Immediately restore full access for the paternal grandfather, with no artificial time restrictions unless ordered by the court;
3. Cease and desist all retaliation, coercion, and intimidation tactics;
4. Confirm that no changes will be made to visitation without an explicit, filed, and granted court order.

Failure to comply will result in immediate filing of:

A motion for contempt,

A motion to enforce court orders,

And initiation of a civil rights claim under 42 U.S.C. § 1983.

you Nichole? That was uncalled for. Also it is very interesting that there is a selection of what is considered truth and what is discarded as unfounded. There is absolutely no need to follow me and my girls into the bathroom. We will be meeting at Dave and Busters today. Thank you.

I explained to the mother that the visit will remain in office and she asked why

Due to the ongoing allegations of sexual abuse that have been created by you. The visits will be in the office and remain in the office until the court hearing. Are you confirming the visit in the office. That is the only option at this time until the court hearing. Please let me know. Also, the visit is only for you, no visitors at this time, and Ricky can join the last 30 minutes.

The mother confirmed the visits and stated her advocate will be there

No one will be allowed in the visit with you this is solely for you and the grandfather is invited to join the last 30 minutes.

You are in contempt of court and cannot deny me the right to an advocate that is my right under the constitution it would have detrimental consequences. This is a deprivation of my rights and you do not have the authority to do so.


I redirect her to her attorney

Mom: You cant derive me of having my advocate with me its illegal I will be there

Addendum Report
07/09/2025

18

28/34

 CFWB Hi, this is not negotiable. Unfortunately, if you choose to bring Audra, the visit will be canceled. Please let me know how you want to proceed. Thank you and reach out to your attorney for legal advice.

Mom So you are going to retaliate if I am with my advocate that I have every right by law to be with me at all times? I have sought legal advice and you are violating the law by these actions. You are already retaliating against the girls for speaking up more than once about their private areas being in pain and exhibiting symptoms.

CFWB I am sorry at this point I will cancel the visit since you are saying the advocate is coming.

Mom: you cant legally do that

Please consult with your attorney at this time the visit is cancelled. We will reconvene after you speak with your attorney

On 7/15/2025 the father sent an email to PSS Montzingo

IMMEDIATE ACTION REQUIRED: Interference with Visitation, Retaliation, and Documented Safety Risks
THOMAS KISIEL should maybe do his job and defend his client. Seems as if he's getting paid to do NOTHING

To: Nicole Montzingo Avila, Etc....

Date: July 15th, 2025

Dear Ms. Montzingo Avila,

of her children. The mother continued to question the approved respite placement, stating she had not given consent and was uncomfortable with the children being placed with individuals she considered strangers. The mother was informed that the respite caregivers were licensed and had a positive rapport with both the children and the primary caregivers. The mother then raised concerns about interviews conducted with the children, alleging they were asked leading questions and inquired whether the interviews were recorded. The mother was advised that the interviews are not recorded and was then referred to OCI worker PSW Annel Navarro for further discussion. Additional concerns included vehicle safety while transporting the children in a county vehicle as well as a request to have Lisa Haight removed from the case. The mother was advised that she can further discuss her concerns with her attorney regarding Court procedures.

Audra Morgan then interjected and challenged the validity of the abuse allegations, questioning why a 3-year-old's statements were being believed. The mother denied the children reported sightings of the father and requested a copy of the 388 being filed. She also asked about court dates, requested a new judge. Due to the mother's continued concerns about the Courts, the mother was repeatedly redirected to speak with her attorney.

Later that day, at 4:41pm the mother texted PSS to report that her child again complained of pain in her private area. Based on this report, the mother, Audra Morgan, the MGGM, and multiple social workers the children took the children to Rady Children's Hospital for an examination. While at the hospital, the mother displayed concerning behavior, including locking the social worker out of the bathroom and asking the PSS to turn around while changing the Xayah. The mother then called 911 and passed the phone to PSS, and due to jurisdictional limitations PSS Montzingo provided the confidential location to 911 dispatch.

After roughly 30 minutes of waiting, the children were called back into the room for examination. During the medical exam on Xayah, hospital staff performed catheterization to collect a urine sample. During this exam, Xayah was observed to be screaming and presented as visibly in distress. The

Addendum Report
07/09/2025

16

26/34

[REDACTED]

hospital social worker, Emily Z, also informed Agency social workers that she observed Audra Morgan discussing sexual abuse with the children.

While the children were in the back being examined, the nurses informed the Agency workers that the father was now at the hospital. The father was reportedly agitated and yelling at nurses and hospital staff, prompting hospital security and SDPD to respond. Due to the father's behaviors, he was not allowed in the waiting room, nor was he allowed to go in the examination rooms. While PSS Montzingo, the mother and children were in the back waiting for the examinations, the father conducted a live stream on Facebook for over an hour, engaging in verbal confrontations with hospital security, charge nurses, and law enforcement. The father also went on Facebook live stating "It is confirmed his daughters were molested."

In the father's videos, he was observed stating "They don't even know bro. They will have to kill me dawg. They got this game fucked up bro, I'm tired of this shit just because like and I'm not saying that in a violent manner I'm just saying that like over my daughters you would have to kill me bro, and I'm not doing nothing wrong up here but it's just like nah bro like its already been so strenuous and stressful for over a year now and I'm being harassed by a security guard when I'm tryin', I'm tryin', tryin' to see my baby I haven't seen her. I saw my youngest at the hospital and I knew she wasn't going to remember me and they tried to use that shit against me and turn it around on me and now both of them are in here and I wanna see you know like because I refuse to visit because I'm not a visitor I'm not going to sit there and send them back to get abused on, none of that so I, I just felt it was best not to visit you know until they know hey when they see daddy, daddy's bringing them home you know what I'm saying they're not going to be sitting there look at me like daddy why are you letting me go back to these people and now the truth it just came out bro the truth just came out this shit is going down I'm about to cause hell in this city like they've never they've seen before cause just bruh they just told me my daughters are being molested bro my daughters are being molested bro do they know what the fuck is about to go down bro I'm about to cause so much fucking noise bro it's about to be ridiculous bro my daughters are being molested bro David Miller, Nicole Montzingo, Crystal Felusme, Lisa Haight, guardian ad litem, Mary B Livingston, Nicholas D Moore, Kyle Lavin, Alfredo Guardado all of you people Norma Olivares all of you people are responsible for this their responsible for this bro this is the second time this happened and that makes me think they covered it on the first time "

Or even manipulative or suggestive questioning

No parent was present during this alleged questioning. No child psychologist is known to have been involved. And no recording, transcript, or oversight exists to confirm what was asked — or how.

Yet, these words are being used to cancel unsupervised visits, justify a new 388 motion, and trigger a fresh "investigation" led by a social worker who now refuses to disclose the allegations in writing.

⚠️ Weaponization of Medical Emergency:

CPS is also mischaracterizing a documented medical incident as sexual abuse. In that event:

The mother, despite being forced by David Miller to stay behind in such a serious situation, had Malaika taken to the emergency room where she was diagnosed with a UTI, perineal rash, and dried feces; after exclaiming to the mother during visits that "it hurts down there." It appeared to be red and swollen. Which also triggered her motherly instincts to get a 🩹 🩹 kit done for precaution and protection.

The paternal grandfather was present;

Medical records support the injury;

Yet now this emergency care is being twisted into an allegation of sexual abuse — against the mother. On top of the previously added fictitious sexual allegations against the father & paternal grandfather...

Addendum Report
07/09/2025

14

24/34

This is not child protection. This is weaponized misrepresentation and retaliatory state misconduct.

⚖️ Legal and Ethical Breakdown

This retaliatory tactic violates multiple rights and policies, including:

Welfare & Institutions Code §§ 328, 16501.1(b)(16) – Disallowing anonymous or retaliatory referrals being used to drive separation without evidence;

WIC §§ 328, 16501.1(b)(16) – Prohibiting retaliatory/anonymous referrals being used to override placement and contact;

WIC § 827 – Governs disclosure of juvenile case records and cross-use between cases;

Due Process Rights (U.S. Const. amend. V, XIV; Cal. Const. art. I, §7) – When state actors deprive parents of time with their children based on unsubstantiated toddler speech;

First Amendment Retaliation (U.S. Const. amend. I) – After the mother publicly criticized CPS at the Board of Supervisors, CPS removed David Miller... only to initiate this new "investigation" within days;

14th Amendment Equal Protection – Targeting this family repeatedly while protecting non-relative caregivers who have documented abuse complaints against them;
Constitutional Familial Association Rights (Santosky v. Kramer, 455 U.S. 745; Troxel v. Granville, 530 U.S. 57) – Threatened through coercion, retaliation, and the misuse of separate investigations.

★ Final Notes

This "new" investigation is not truly separate. It is an extension of a retaliatory pattern by CPS agents seeking to silence and punish a family for defending their rights, exposing corruption, and demanding family reunification.

federal civil rights statutes including 42 U.S.C. 1983.

If you are unwilling to specify:

1. Whether I am the subject of the allegation or a collateral party;

2. What WIC authority or court order authorizes this inquiry;

3. Whether any allegations stem from known individuals connected to the current case;

4. Whether your office has shared information with County Counsel, Nicole Montzingo-Avila, etc. al.:(which they have been) ...then I will consider your continued requests to meet without disclosure to be harassing in nature, and will seek legal protection including the filing of a civil harassment restraining order and inclusion of your conduct in ongoing federal claims. All further communication must remain in writing. I do not waive any rights.

Respectfully,

Keenan-Zaan, Bonzo-Robinson

Biological Father of Malaika and Xayah Robinson

freemybabies1729@gmail.com

314-552-1928

www.freemybabies.com

On 07/01/2025, the father posted the following blog

Malaika's E.R. Trip twisted into Sexual Abuse Allegations on Mom.

July 1, 2025

❖ PUBLIC STATEMENT

Retaliatory CPS Investigation, Weaponization of a Toddler's Words, and Ongoing State Misconduct, misuse of medical emergency as false sexual abuse allegations

Addendum Report
07/09/2025

12

22/34

June-July 2025 – San Diego County, CA

On or around June 28, 2025, our family was informed of a new referral and investigation initiated by CPS social worker Annel Navarro, allegedly unrelated to the current open dependency case involving our daughters Malaika and Xayah Robinson. This "separate" referral has since been weaponized to justify actions inside the open case — including the sudden cancellation of unsupervised visitation with the biological mother, a pending WIC § 388 petition, and new, deeply inflammatory allegations.

The origin of this referral appears to trace back to caretaker Norma Olivares and/or David Miller, possible other actors involved.

Norma, who has no legal or biological relationship to the children and has failed to provide proof of any lawful connection to the mother Evelyn Lopez, despite claiming to be her "adopted aunt." In fact, this same caretaker:

Coerced Evelyn Lopez to return to San Diego under false legal threats, which were later debunked via email correspondence between CPS and the DA Investigator, showing no felony warrant existed;

Kicked Evelyn out of her home, separating her from her children and reducing visitation;

Requested the girls' birth certificates and passports immediately, and made multiple attempts to take them out of the country;

Have been documented for abusing and neglecting Malaika in which was covered up by Crystal Felusme, David Miller, Nicole Montzingo-Avila, Judge Alexander M. Calero, Mary B. Livingstone & GAL Lisa Haight....

She Previously made false sexual abuse claims against the paternal grandfather. Which either Ashlee Purnell, David Miller & Nicole Montzingo-Avila added into their case fixed reports. Further endangering these children.

Made false claims that the grandfather and the mother FOLLOWED HER TO HER CAR.

the visit. I know my daughter's would much rather go to Sea World than the mall, especially after they are under the impression we are going to Sea World. It is detrimental to disappoint them on such a special day. I cannot think of a reason what a change in location and a compromise of time would matter with a supervised visit. But I do know how excited my daughter are to go to Sea World for 6 hours and I would hate to disappoint them, especially on Xayah's birthday. I know I would be disappointed, wouldn't you be? The most important thing to me is my daughter's and their wellbeing, safety and security. I would like to think that is the same for all of you.

In addition, I would like to request the following:

Any and all evidence of the accusations made pertaining to emotional abuse and sexual abuse.

The entire record from both Malaika and Xayah's sexual assault exams that I requested when Malaika told me her vagina hurt during a visit on April 10, 2025.

It has been a very disturbing last couple of days and I would like to end the week on a good note for all of us.

Thank you for your time and support in this matter.

*** the mother confirmed that she is seeking help with writing these letters.

On 06/29/2025, the Agency still wanted the family to visit with Xayah for her birthday, so the Agency agreed to supervise a visit at Parkway Plaza. During the transport to the special visit the children Malaki stated that she was going to Sea World to see mommy and daddy. SW Hill asked the child who told her that and she was going to see her daddy at Sea World, Malaki stated "her mommy and daddy told her it was (ZaXi) birthday SW Hill told Malaki that they were going to the mall for the birthday and would see mommy and grandpa. The visit reportedly went well without issue, however, the mother was observed to have a black eye.

Addendum Report
07/09/2025

10

20/34

N

Father's Statements

On 06/30/2025, PSW Navarro has the following email exchange with the father.

Hello Mr. Robinson.

My name is Annel Navarro, and I am a social worker with County of San Diego Child and Family Well-Being. I am trying to reach you and would like to speak with you. Please let me know the best phone number to reach you or you can call me at 619-957-1043. My work hours are Monday through Friday from 8:30am to 5:00pm.

Thank you.

Dear Ms. Navarro,

I have received your email.

Please be advised that I am a self-represented party (in propria persona) and the biological father of said offspring Malaika and Xayah Robinson. I do not consent to any contact, communication, or interview without a formal written notice, clear legal purpose, and the presence of legal documentation supporting your authority and intent.

Please specify in writing:

1. The legal basis for this contact;
2. The nature of the allegations, if any; as well as the origins of any allegations. If you claim that is confidential information, I will immediately file a restraining order for Harrasment and you will be named in my federal lawsuit.
3. Whether this contact is related to an open petition or separate investigation;
4. Whether my statements may be used against me or others in pending litigation;
5. Whether I am the target of any inquiry or merely being contacted as a collateral witness.

Given the broader context - including prior retaliation, threats, duress, coercion, alleged fabrication by former social workers, and the recent submission of a writ of mandamus challenging the judge- I must document all interactions for accountability and to preserve my legal rights.

Please direct all future communications to email only. I will not be speaking by phone or in person unless proper notice is served and counsel or a verified third-party witness is present.

Respectfully,

Keenan Zaun Brown Robinson

On 06/27/2025, PSW Navarro also spoke with the caregiver. The caregiver stated that when Malaika returned from mother's visit on 06/24/2025, Malaika reported, "I saw daddy waiting in the car." The caregiver then reportedly asked for clarification asking Malaika if she saw "daddy with mommy and grandpa" and Malaika responded, "Yeah." The caregiver stated that is all Malaika said and she did not ask any further clarifying questions. The caregiver advised that Malaika has been in her care for a year, and only in the last month has Malaika been bringing up her dad at random times. Malaika has said such things as "daddy told me he loves me", "daddy said oh my baby", or "daddy said we're going to have so much fun." She denied that Malaika told her anything about going to Sea World with her dad but Malaika's teacher, reportedly informed the caregiver that Malaika said in school that her dad was going to Sea World. Malaika also reported to the caregiver that "mommy took a picture and mommy told me to cry and say I miss daddy." She asked Malaika to clarify what she meant and Malaika reported that the mother took a picture of her while saying "I miss daddy."

When asked about Malaika disclosing that the father was yelling at the mother in the car, she denied that Malaika told her this and but then explained that this was a conversation Malaika had at school yesterday. The teacher reportedly informed the caregiver of Malaika's statements when the caregiver picked her up from daycare. The teacher reported asked Malaika "did you say daddy was yelling at mommy?" and Malaika responded, "yeah he was yelling at mommy." Which is all the caregiver witnessed. The caregiver then informed her husband of this when she got home. The caregiver then talked to Malaika about school and asked Malaika "did something happen with mommy and daddy?" Malaika's response was "Yeah daddy was yelling at mommy." Malaika did not elaborate and the caregiver did not ask any clarifying questions.

When asked if she has noticed any recent changes in Malaika's behavior, she said that they've noticed Malaika doesn't listen when she returns from visits with the mother. Malaika won't pay attention and sticks her tongue out at them. They tell her "turn on your hearing ears" like Malaika has learned at

Addendum Report
07/09/2025

8

18/34

school but Malaika will say she doesn't want to. Overall, Malaika is more defiant and wants to do whatever she wants when she returns from visits with the mother. The caregiver noted that this defiance started approximately at the end of April, which the caregiver reports coincides with the mother's visitation changing to unsupervised and the PGF joining mother's visits. The caregiver advised that the teacher has also reportedly noticed a change in Malaika's behavior at school.

Paternal Grandfather, Rickey Robinson Statements

On 06/27/2025, PSW Navarro spoke with the PGF in person during an unannounced visit to his home. The PGF came to the door as PSW Navarro introduced herself and explained her role with CFWB. The PGF agreed to speak with PSW Navarro and gave verbal consent for PSW Navarro to enter the home. He confirmed that he visits Malaika and Xayah during the mother's visits. Visits have been going very well and they go to Rubio's or a park playground by the library. He denied the father shows up to visits with the children and said that the father will not visit because he does not want to "re-traumatize" Malaika and Xayah. The children cry and don't want to leave when visits end. He continued to express that the investigation is a retaliatory action and "case fixing" explaining that CFWB has been "fabricating things and making things up." He reviewed his belief that CFWB kidnapped Malaika and Xayah from the parents all because the mother was suffering from postpartum depression. He talked about his belief that CFWB staff committing perjury and violating various amendments. He was approved by RFA in September 2024 but he has been unable to get placement of the children. He completed all the required classes and has a bedroom set up for the children. CFWB has concerns that the father "comes around." He denied the father lives here and further denied the father frequents his home. He said that though the mother works part time, CFWB wants the mother to find her own place in order to have the children placed back in her care. He said, "that's not right."

Regarding the trip to Sea World, he confirmed this is planned for Sunday to take the children along with the mother. Only he, the mother and children will be going to Sea World. He denied the father will be joining them.

He denied having concerns for the children's safety during visits. He stated that visits are going "great" and that the mother is doing "way better." He reiterated that he believes the investigation is retaliation against the parents. His only concern during visits is when they end because the children want to leave with the mother but they can't and this is traumatizing for them.

said, "No." When asked if there is anything else about her family she would like to say, she said, "Yes" but when asked what she would like to say about her family, she said, "I don't know."

Collateral statements:

Malaika's Teacher

PSW Navarro spoke with Malaika's teacher who agreed to speak with PSW Navarro privately in a vacant room. Malaika's teachers stated that she has been worked with Malaika since December 2024.

When asked if Malaika has recently shared anything related to her parents, the teacher confirmed and reported that yesterday during casual conversation with other children who were talking about their mommies and daddies, Malaika stated, "Yeah my daddy yelled at my mommy really loud and my mommy was crying and she left and I looked out the window." She knew that there had been a visit the previous day because Malaika and Xayah are picked up from school for visits on Tuesdays and Wednesdays. The teacher stated that she is also aware that the father is not supposed to be present at these visits. The teacher stated that she wanted to clarify and asked Malaika, "Oh daddy was at your visit?" and Malaika said, "Yeah." The teacher stated that she did not ask any additional questions and Malaika did not share anything more. The teacher stated that this was the first time Malaika has made this type of comment at school. Malaika usually does not talk about her parents but does talk about her "tia and tio" [caregivers] all the time.

The teacher stated that she and the caregiver maintain good communication to know what's going on in case the school notices any negative or concerning behaviors in the classroom. The teacher advised that when visits are canceled or Malaika's routine changes, it throws Malaika off and it is evident that she gets sad. The teacher described Malaika as "very smart and shuts down whenever she gets upset." When asked about changes in Malaika's behavior, the teacher stated that Malaika is consistently more

Addendum Report
07/09/2025

7

17/34

defiant after visits. Malaika is defiant in that she will say no when asked to do things and Malaika seems to internalize things when bothered and shuts down. The teacher stated that these behaviors after visits are not new and have been ongoing throughout the case.

Xayah's Teacher

On 06/27/2025, PSW Navarro also spoke with Xayah's teacher while she was at the preschool. The teacher agreed to speak with PSW Navarro and did so away from the children near the classroom's back door.

The teacher advised that she has been Xayah's teacher for the past 8 months. The teacher reported that Xayah used to cry a lot especially whenever the teacher stepped away from the classroom or went on break. The teacher stated that Xayah is now more independent, is always happy, and gets along with her peers.

The teacher confirmed that Xayah is picked up twice a week for visitation and denied that Xayah exhibits any concerning behaviors after visits. The teacher stated that Xayah used to bite and push peers after visits but Xayah reportedly stopped these aggressive behaviors after visits approximately two or three months ago and there have been no recent changes to Xayah's behaviors. Xayah is "a happy kid." She denied having concerns for Xayah's safety or well-being and stated that the only thing they have been keeping an eye on is respiratory issues because Xayah is diagnosed with asthma.

Caregiver Statements

On 06/27/2025, PSW Navarro also spoke with the caregiver. The caregiver stated that when Malaika returned from mother's visit on 06/24/2025, Malaika reported, "I saw daddy waiting in the car." The caregiver then reportedly asked for clarification asking Malaika if she saw "daddy with mommy and grandpa" and Malaika responded, "Yeah." The caregiver stated that is all Malaika said and she did not ask any further clarifying questions. The caregiver advised that Malaika has been in her care for a year, and only in the last month has Malaika been bringing up her dad at random times. Malaika has said such things as "daddy told me he loves me", "daddy said oh my baby", or "daddy said we're going to have so much fun." She denied that Malaika told her anything about going to Sea World with her dad but Malaika's teacher, reportedly informed the caregiver that Malaika said in school that her dad was going to Sea World. Malaika also reported to the caregiver that "mommy took a picture and mommy told me to cry and say I miss daddy." She asked Malaika to clarify what she meant and Malaika reported that the mother took a picture of her while saying "I miss daddy."

In regards to the investigation

Mother's statements:

On 06/27/2025 at about 5:05pm, PSW Navarro met with the mother in person in the courtyard of San Diego City Hall in Downtown San Diego, present with PSW Navarro was SPSW Karla Gonzalez. Present with the mother was Audra Morgan who the mother identified as her advocate. The mother gave consent to discuss confidential CFWB information in Audra Morgan's presence. Audra was advised that the information discussed shall be received and maintained in confidence.

Regarding allegations that the father was yelling at her in the car and that she was crying, the mother said, "That's a lie." She denied that the father attends her visits and said, "He's nowhere around. During her unsupervised visits, they go to the playground at the library, Rubio's, a pizza place across the way from the CFWB office, or the gazebo area near the El Cajon police station. The PGF goes to all visits with her. Her visits are on Tuesdays and Wednesdays from 2pm to 4:30pm. She denied she facilitates phone or video calls with the father during her visits. She has made video calls in the past with the PGM during her visits but the father wasn't around. She shows Malaika pictures of the father and a video of the father whenever Malaika cries because she misses the father. She has shown Malaika the same video and the video is of the father playing with Malaika. When asked why Malaika would report that she sees the father in his car, she said, "That's a lie." She reported that all of her visits are video recorded and confirmed that the entire duration of her visits is recorded. Visits are recorded between her and the PGF. She denied that anyone other than the PGF joins her visits and stated that they are always in public during visit.

Addendum Report
07/09/2025

5

15/34

The mother confirmed that she lives with the PGF and stated she sleeps in the bedroom upstairs that is supposed to be for Malaika and Xayah. She denied the father visits or comes over to the PGF's home for any reason. She last had contact with the father "more than a year ago." She denied that there's plans for the father to join them on their Sea World outing. She denied knowing why Malaika would be under the impression that the father is also going and stated that Malaika misses her father. She denied that Malaika asked her if the father will be going to Sea World with them.

When asked what her current worries are if any, she said, "About this right now" and expressed she's confused. When asked if she can identify what is currently working well despite what is going on, the mother looked away and seemed to mumble something. PSW Navarro asked to clarify what she said and the mother stated she didn't say anything. The mother became emotional and began crying. PSW Navarro acknowledged her frustration and gave the mother a moment to process. Both the mother and Audra expressed that PSW Navarro's statements are disingenuous because PSW Navarro represents the Agency that has caused the family so much trauma and harm.

A general overview of the investigation process and next steps was explained. The mother was provided with the following documents: "Your Rights Under California Law" pamphlet, the "Office of the Ombudsman" pamphlet, and PSW Navarro's business card. The mother declined to sign the County of San Diego Health and Human Services Agency Language Needs Determination form stating she is not going to sign anything. The mother denied having questions and the interview was ended.

Malaika's statement:

Also on 06/27/2025, PSW Navarro met with Malaika in person during an unannounced visit to her preschool. PSW Navarro introduced herself, explained her role and informed Malaika that she is not in trouble but PSW Navarro is going to ask Malaika several questions to assess for safety. Malaika was informed that it is okay to say "I don't know" or "I don't remember" if she doesn't know the answer to any question. Malaika agreed to speak with PSW Navarro but asked her teacher to stay with her. Malaika was informed that she may end the interview at any point and the teacher was advised that the information discussed must be kept confidential.

PSW Navarro began the questioning, by asking Malaika her age, Malaika stated she is 3 years old. PSW Navarro then asked if she has a birthday coming up, but Malaika smiled and shook her head no.

dad during her visitations and she didn't want to do that. SPSW Miller advised that caregivers set an appropriate boundary with the mother she just doesn't like it. SPSW Miller reminded the mother that she had complete access to her children before she started violating their boundaries in their home. The mother then stated that her girls hate being in the caregivers home and they aren't doing well. SPSW Miller advised that this SPSW see the girls in their home regularly and have been observed interacting with their aunt and uncle on numerous occasions without issue and there have been no concerns for the mother's claims or allegations. SPSW Miller advised that the girls are always really excited to see their aunt and uncle after the visitations, they like to show SPSW Miller their room, with numerous toys and clothes and present as very happy in the home. Malaika especially enjoys showing SPSW Miller her "Frozen" dresses, toys and other items such as cups and a kite. SPSW Miller then advised that this SPSW doesn't want to continue focusing on the past, and only wants to focus on what the mother needs to do over the next two months.

SPSW Miller then advised the mother needs to understand that now that the father's reunification services have been terminated services, if there is concern that the mother is in relationship with the father or an inability to set appropriate boundaries, that he is considered untreated and unsafe to be around his children unsupervised. SPSW Miller advised the mother that should the Agency have evidence or information to suggest that there is a concern for the mother having a continued relationship with the father and not setting appropriate boundaries, that could be enough for the Agency to not recommend returning the children to her care.

Also on 6/10/2025, during the drive back to the caregiver's home, with the Social Worker where Malaika and Xayah were observed to be chatting amongst each other with Malaika recapping that her sister bit her. When they arrived at the caregiver's home as the social worker exited out of the vehicle and unbuckled both girls, the caregiver approached the vehicle and welcomed girls home with a smile and hugs. While the Social worker and the caregiver were discussing the girls visits with mom and

Addendum Report
07/09/2025

3

13/34

paternal grandfather, Malaika interrupted and unprompted stated, "I spoke and saw my daddy today, I spoke to him." The social worker then asked Malaika, "You spoke to your daddy today? Did you get to see your daddy while you were talking to him?" Malaika answered, "Yes," as she nodded her head. 'Yes.' The caregiver had expressed that Malaika had told her the same thing regarding talking and seeing her dad while she spoke to him.

On 06/16/2025, SPSW Miller spoke with Malaika at the caregivers home. During the conversation, Malaika would sometimes close her mouth and not respond to some questions so SPSW Miller continued to rephrase the question and engage in play with Malaika with the hope Malaika would open up and speak more. After multiple attempts at engagement and playing with Malaika's Frozen toys, Malaika reported that she likes her visits with her mother and reported that during the visits she has spoken with her father. When asked how she spoke with the father, Malaika motioned by holding her palm towards her face, which SPSW Miller interpreted as her demonstrating a "facetime" motion. Malaika then stated that the father was going to come play with her but he has to work so he hasn't come to play with her yet. SPSW Miller asked how she knows he is at work, and Malaika responded that her mother told her that her the father is at work. When asked for further information on when the father was going to come play with her, Malaika refused to answer, then closed her mouth with a smile. SPSW Miller then asked Malaika "Where is your dad?" and Malaika stated that he lives Grandpas home. When asked how she knew her dad is at grandpa's home, Malaika responded "mommy."

During this visit, Malaika was observed to be happy and playful which made it difficult to engage in consistent conversation. Xayah was also observed to sing into her Frozen toy microphone as Xayah and Malaika sang and danced around the backyard. While the girls continued to play, SPSW Miller spoke with the caregivers, who also reported similar concerns of Malaika reporting that she saw and spoke with her father. The caregivers also reported a concern for a change in Malaika's behaviors over the past couple weeks, noting that she has been more defiant with a change in her attitude as well.

On 06/17/2025, On the drive to the caregiver's home after her visit, Malaika, out of nowhere reported to the social worker, "I saw and talked to daddy."

The social worker then asked for clarification stating asking Malaika, "You spoke and saw daddy today on the phone during the visit?" Malaika demonstrated holding her hand up mimicking holding in a phone by a hand to a face (the hand pretending to be the phone). Malaika said "Yes."

IN THE MATTER OF

<u>Name</u>	<u>Date of Birth</u>	<u>Age</u>	<u>Sex</u>	<u>Court Number</u>
[REDACTED]				

SUMMARY RECOMMENDATION

The Health and Human Services Agency respectfully recommends

1. That the mother's visitations be reverted back to supervised visits
2. That a prima facie on the 388 be granted.

PARENTS/LEGAL GUARDIANS

<u>Name/ Birthdate</u>	<u>Address/ Phone</u>	<u>Relationship/ To Whom</u>
Evelyn B. Lopez [REDACTED]	[REDACTED]	Mother/Malaika I. Mother/Xayah A.
Keenan Z. Robinson [REDACTED]	[REDACTED]	Father (Alleged)/Malaika I. Father (Presumed)/Xayah A.

Confidential in accordance with Penal Code
Section 11167.5 and/or WIC Sections 827 and
10850.

Addendum Report
07/09/2025

1

11/34

ATTORNEYS

<u>Name</u>	<u>Address/ Phone</u>	<u>Representing</u>
Lisa Haight	4801 Viewridge Ave San Diego, CA 92123-1643 (858) 221-0419	M. [REDACTED] Xayah Robinson
Mary Livingstone	1660 Hotel Cir N Ste. 706 San Diego, CA 92108-2815 (619) 814-1744	Keenan Z. Robinson
Thomas Kiesel	1660 Hotel Cir N Ste. 702 San Diego, CA 92108-2815 (619) 814-2995	Evelyn B. Lopez

REASON FOR HEARING

This report is for the 388 Special Hearing.

ADDITIONAL INFORMATION

On 05/06/2025, when Xayah was in the hospital, SPSW Miller reminded the mother that if the father arrives to the hospital that she had to leave the room because she and the father Court ordered separate visitations. The mother reported understanding and agreed to leave the room so the father could visit. See Addendum report dated 05/06/2025 for further information.

Then on 05/13/2025, during a visit with the her children at the CWS offices, the mother requested to speak with SPSW Miller and explained that in the Addendum report dated 05/06/2025, SPSW Miller noted that Malaika reported she saw her father during her visitation with her mother. The mother requested to correct that information to SPSW Miller and noted that the mother and Malaika were looking through the mother's phone and Malaika saw a video of her father on her phone. The mother denied allowing the father to be present during her visit and reported that she knows he isn't supposed to be present during the visitations. SPSW Miller advised that the mother continue to be more careful and not put herself in a position for this to become an issue in the future. The mother reported understanding then went on with her visit.

- a. ☐ the request is not signed.
- b. ☐ the request does not state new evidence or a change of circumstances.
- c. ☐ the proposed change of order, recognition of sibling relationships, or termination of jurisdiction does not promote the best interest of the child.
- d. ☐ the request is for sibling visitation with a dependent of the court and the proposed change of order does not promote the best interest of the child.
- e. ☐ the request is for sibling visitation with a nondependent of the court and the proposed change of order is contrary to the safety or well-being of one or more of the siblings.
- f. ☐ the request is for sibling visitation with a nondependent of the court who remains in the custody of a mutual parent who is not subject to this court's jurisdiction.
- g. ☐ Other (state the specific reason): _____
- _____
- _____

Case Number: _____

- 3 The court orders a hearing on whether the court should grant or deny an evidentiary hearing. The hearing will take place on (date): _____ at (time): _____ (circle one) a.m./p.m. in department 10 of the Superior Court of California, San Diego County located at 2851 Meadowlark Drive San Diego, CA 92123
- _____
- _____

Judicial Council of California, www.courts.ca.gov
 Revised January 1, 2016, Mandatory Form
 Welfare & Institutions Code, § 308
 Cal. Rules of Court, rule 5.570

**Court Order on Form JV-180,
 Request to Change Court Order**

JV-183, Page 1 of 2



9/34

Name of child or nonminor dependent: _____

Case Number: _____

- 4 The court orders a hearing on the form JV-180 request because the best interest of the child may be promoted by the request. The hearing will take place on (date): _____ at (time): _____ (circle one) a.m./p.m. in department 10 of the Superior Court of California, San Diego County located at 2851 Meadowlark Drive San Diego, CA 92123
- _____
- _____

Date: _____

Judicial officer

The court ordered unsupervised visits and the Agency would like to revert back to supervised

- 7 What has happened since that order that might change the judge's mind? (Give new information that the judge did not have when the order was made):

Based on the information from the kids and the evidence, we don't feel it's safe anymore

- 8 What new order or orders do you want the judge to make now?

The Agency is requesting to revert visitation to supervised as well as to terminate reunification services

- 9 Why would the requested order or action be better for the child?

The children will be safe

- 10 ☐ Check here if you need more space for any of the answers. Attach a sheet of paper and write "JV-180" at the top of the page. Number of pages attached: _____

Rev. January 1, 2020

Request to Change Court Order

JV-180, Page 2 of 3



7/34

Name of child: _____

Case Number: _____

- 11 I have had a copy of my request sent to the people listed below, as applicable. I have checked the correct box to the right of each name to show whether, as far as I know, that person agrees with my request.

If you do not have an attorney, the clerk will send notice and copies of your request to all persons required to receive notice under Welfare and Institutions Code sections 297 and 386 and rules 5.524 and 5.570 of the California Rules of Court.

	Name	Agree	Disagree	Don't Know	Not Applicable
Child (if 10 years old, or older):		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Child's attorney:	Lisa Haight	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Parent:	Evelyn Lopez	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Parent:	Keenan Robinson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Legal guardian:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Legal guardian:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Social worker:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Probation officer:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Current caregiver/foster parent:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Preadoptive parent:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CASA volunteer:	Bill Bettinger	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Educational rights holder:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Indian tribe:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Indian custodian:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sibling (if petition filed & 10+ years old):		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sibling's caregiver:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sibling's attorney:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Attorney for parent/legal guardian:	Thomas Kiesel	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Attorney for parent/legal guardian:	Mary Livingstone	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
County counsel:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
District attorney:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- 12 You can ask the judge to make a decision without a court hearing if all the people named above agree with your

**Court Order on Form JV-180,
Request to Change Court Order**

5/34

JV-180

Request to Change Court Order

This form can be used to ask the court to change an order, to ask the court to dismiss your case, to ask the court to terminate reunification services, or to ask the court to recognize your relationship with your sister or brother. After filling out this form, take it to the clerk of the court.

1 Your information:

a. I am the:

- ☐ child ☐ parent ☐ legal guardian
☐ foster parent ☐ sibling or other relative (specify): _____
☒ social worker ☐ probation officer ☐ attorney
☐ other _____

b. My name: Nicole Montzingo, Protective Services Supervisor

c. My address: 389 N Magnoila Ave

d. My city, state, zip code: El Cajon CA 92020

e. My telephone number: 619-806-9997

f. If you are an attorney:

My client's name: _____

My client's address (if confidential, see item 3): _____

My client's relationship to the child: Social Worker

My State Bar number: _____

Clerk stamps date here when form is filed.

Fill in court name and street address:

**Superior Court of California, County of
San Diego
Juvenile Court
2851 Meadow Lark Drive
San Diego, CA 92123**

Fill in child's name:

Name of Child:

[Redacted]

Clerk fills in case number when form is filed.

Case Number:

[Redacted]

2 Type of request (check the appropriate box below and add specific details in items 6-9, as applicable):

- a. ☒ I am asking the court to change an order.
b. ☐ I am asking the court to terminate its jurisdiction.
c. ☒ I am asking the court to terminate reunification services.
d. ☐ I am asking the court to order that reunification services be resumed for six months.
e. ☐ I am asking the court to recognize my relationship with my sibling(s).

(1) I am related to my sibling(s) through (name of parent): _____

(2) I am related to my sibling(s) ☐ by blood or adoption ☐ by marriage

Educational rights holder:	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Indian tribe:	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Indian custodian:	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sibling (if petition filed & 10+ years old):	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sibling's caregiver:	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sibling's attorney:	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Attorney for parent/legal guardian:	Thomas Kisiel	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Attorney for parent/legal guardian:	Mary Livingstone	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
County counsel:	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
District attorney:	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other:	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

12 You can ask the judge to make a decision without a court hearing if all the people named above agree with your request. Check here ☐ if you want a decision without a hearing.

13 If anyone disagrees with your request, please explain why (if known):

14 I declare under penalty of perjury under the laws of the State of California that the information in this form is true and correct to the best of my knowledge.

Date: 07/15/2025

Nicole.Montzingo@sdcountry.ca.gov
Digitally signed by Nicole.Montzingo@sdcountry.ca.gov
 Date: 2025.07.15 08:48:37 -0700

Type or print name

Nicole.Montzingo
 @sdcountry.ca.gov
Digitally signed by Nicole.Montzingo@sdcountry.ca.gov
 Date: 2025.07.15 08:49:02 -0700

Signature

Rev. January 1, 2020

Request to Change Court Order

JV-180, Page 3 of 3

3/34

JV-183

Court Order on Form JV-180, Request to Change Court Order

The court will complete this form after reviewing the Request to Change Court Order (form JV-180) and either grant the request, deny the request, or set a hearing on the request.

After reading and considering the Request to Change Court Order (form JV-180) filed by:

Name: Health & Human Services Agency - CFWB

on (date): _____

The Court Finds and Orders

- 1 ☐ All parties and attorneys agree to the request. The request is granted
- a. ☐ as requested in item 8 of form JV-180.
- b. ☐ as follows (state specific modifications):
- _____
- _____
- _____

2 The request is denied because

- a. ☐ the request is not signed.
- b. ☐ the request does not state new evidence or a change of circumstances.
- c. ☐ the proposed change of order, recognition of sibling relationships, or termination of jurisdiction does not promote the best interest of the child.
- d. ☐ the request is for sibling visitation with a dependent of the court and the proposed change of order does not promote the best interest of the child.
- e. ☐ the request is for sibling visitation with a nondependent of the court and the proposed change of order is contrary to the safety or well-being of one or more of the siblings.
- f. ☐ the request is for sibling visitation with a nondependent of the court who remains in the custody of a mutual parent who is not subject to this court's jurisdiction.

Clerk stamps date here when form is filed.

Fill in court name and street address:

Superior Court of California, County of
 San Diego
 Juvenile Court
 2851 Meadow Lark Drive
 San Diego, CA 92123

Fill in child's name:

Name of Child or Nonminor dependent:

Clerk fills in case number when form is filed.

Case Number:

2 Type of request (check the appropriate box below and add specific details in items 6-9, as applicable):

- a. ☒ I am asking the court to change an order.
 b. ☐ I am asking the court to terminate its jurisdiction.
 c. ☒ I am asking the court to terminate reunification services.
 d. ☐ I am asking the court to order that reunification services be resumed for six months.
 e. ☐ I am asking the court to recognize my relationship with my sibling(s).

(1) I am related to my sibling(s) through (name of parent): _____

(2) I am related to my sibling(s) ☐ by blood or adoption ☐ by marriage.**3** If you want to keep your address or your client's address confidential, fill out Confidential Information (Request to Change Court Order) (form JV-182), and do not write the address on this form.☒ Check here if form JV-182 is attached.**4** Child's information:

a. Name: _____

b. Date of birth: _____

c. Attorney (if known): _____

d. The child lives with or in a (check all that apply):

- ☐ parent ☒ legal guardian ☐ relative
☐ foster home ☐ group home ☐ I don't know

e. Name of the person the child lives with or the place where he or she lives: _____

Address: Confidential

☐ Check here if unknown.

1/34

Name of child: _____

Case Number: _____

0. _____

5 Information about parents, legal guardians, and others:

a. Names of parents or legal guardians:

MOTHER: Evelyn Lopez

FATHER: Keenan Robinson

☐ (Check here if unknown.)

b. Address of parent/legal guardian: MOTHER: _____

☒ (Check here if unknown.)

c. Address of parent/legal guardian: FATHER: _____

☒ (Check here if unknown.)

d. Indian tribe (if applicable and known): _____

e. CASA volunteer (if applicable and known): _____

f. Educational rights holder (if applicable and known): _____

g. Social worker or probation officer (if applicable and known): _____

If you are asking the court to recognize your relationship with your sibling but not asking the court to change an order, you may skip to item 8.

6 On (date, if known) 5/27/2025 the judge made the following order that I think should be changed:

The court ordered unsupervised visits and the Agency would like to revert back to supervised

7 What has happened since that order that might change the judge's mind? (Give new information that the judge did not have when the order was made):

- Based on the information from the kids and the evidence, we don't feel it's safe anymore

8 What new order or orders do you want the judge to make now?

The Agency is requesting to revert visitation to supervised as well as to terminate reunification services