

(1) Person Filing: Legan Scott McQuary  
Mailing Address: [REDACTED]  
City, State, Zip Code: [REDACTED]  
Daytime / Evening Phone: [REDACTED]  
Person Filing Document is: ☒ Self or Attorney for ☐ Plaintiff ☐ Respondent  
(If Attorney) State Bar No.: [REDACTED]  
Attorney Phone: [REDACTED]  
ATLAS No. (if applicable): [REDACTED]

MICHAEL K. JEANES  
Clerk of the Superior Court  
By Jenela Fierro, Deputy  
Date 12/11/2009 Time 12:47:58  
Description  
CASE# FC2009-007470  
Amount  
624 251.00  
TOTAL AMOUNT FOR CLERK'S USE 251.00  
Receipt# 20224919

**SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY**

Regarding the Matter of:

Case No.: \_\_\_\_\_

Legan Scott McQuary  
(Name of Petitioner)

**PETITION TO ESTABLISH**  
(Check one box only)

Elizabeth Joanne Johnson  
(Name of Respondent)

☐ CHILD CUSTODY, PARENTING TIME,  
and CHILD SUPPORT  
☒ CHILD CUSTODY AND PARENTING  
TIME (ONLY)

General Information:

FC2009-007470

**1. INFORMATION ABOUT THE PETITIONER**

Name: Legan Scott McQuary  
Address: [REDACTED]  
County of residence: [REDACTED]  
Date of Birth: [REDACTED]  
Occupation: [REDACTED]  
Relationship to children for whom I want the CUSTODY/PARENTING TIME order:  
☐ Mother  
☒ Father  
☐ Other: (explain) \_\_\_\_\_

**2. INFORMATION ABOUT THE RESPONDENT**

Name: Elizabeth Joanne Johnson  
Address: [REDACTED]  
County of residence: United States  
Date of Birth: 7-24-86  
Occupation: \_\_\_\_\_  
Relationship to children for whom I want the CUSTODY/PARENTING TIME order:  
☒ Mother  
☐ Father  
☐ Other: (explain) \_\_\_\_\_

Your Name: Elizabeth Joann Johnson  
 Your Address: [REDACTED]  
 Your City, State, ZIP: [REDACTED] AZ [REDACTED]  
 Your Telephone No: [REDACTED]  
 ATLAS # (If applicable): [REDACTED]  
 Representing ☒ Self (Without a Lawyer)  
 OR Attorney for ☐ Petitioner OR ☐ Respondent

MICHAEL K. JEANES  
 Clerk of the Superior Court  
 By Benny Lopez, Deputy  
 Date 12/14/2009 Time 17:18:15  
 Description: CABEN FC2009-007470  
 IV-D N  
 ANS: CUSTODY ANS 186.00 D  
 TOTAL AMOUNT 186.00  
 Receipt # 20229228 USE ONLY

## SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

Case Number: F 12009-007470 (D)

Logan Scott (C)  
 (Name of Petitioner)

AND

Elizabeth Joann Johnson  
 (Name of Respondent)

(A) RESPONSE TO PETITION TO  
 ESTABLISH FIRST COURT ORDER FOR:  
 (Check one box, depending on whether  
 you need child support order)



CHILD CUSTODY, PARENTING TIME  
and CHILD SUPPORT



OR  
CHILD CUSTODY AND PARENTING TIME

### GENERAL INFORMATION:

#### 1. INFORMATION ABOUT THE PETITIONER (THE OTHER PARTY)

Name: Logan Scott  
 Address: No known address work  
 County of residence: USA  
 Date of Birth: 01-02-85  
 Occupation: Stock boy @ 99¢ store  
 Relationship to minor children for whom person wants the CUSTODY/ PARENTING TIME order:



Mother



Father



Other: (explain):

There are 2 potential fathers. Although we were together at the time of birth, Logan signs the birth certificate.

#### 2. INFORMATION ABOUT THE RESPONDENT (ME)

Name: Elizabeth Joann Johnson  
 Address: [REDACTED]  
 County of residence: USA  
 Date of Birth: 7-24-86  
 Occupation: None  
 Relationship to minor children for whom person wants the CUSTODY/PARENTING TIME order:



Mother



Father



Other: (explain):

## 3. INFORMATION ABOUT MINOR CHILD(REN) FOR WHOM PERSON WANTS ORDER:

Name Gabriel Scott Johnson  
 Birth date 5-3-09  
 Current Address: [REDACTED]  
#153 Tempe AZ

County of residence: \_\_\_\_\_  
 Father: \_\_\_\_\_  
 Mother: \_\_\_\_\_

Name \_\_\_\_\_  
 Birth date \_\_\_\_\_  
 Current Address: \_\_\_\_\_

County of residence: \_\_\_\_\_  
 Father: \_\_\_\_\_  
 Mother: \_\_\_\_\_

Name \_\_\_\_\_  
 Birth date \_\_\_\_\_  
 Current Address: \_\_\_\_\_

County of residence: \_\_\_\_\_  
 Father: \_\_\_\_\_  
 Mother: \_\_\_\_\_

Name \_\_\_\_\_  
 Birth date \_\_\_\_\_  
 Current Address: \_\_\_\_\_

County of residence: \_\_\_\_\_  
 Father: \_\_\_\_\_  
 Mother: \_\_\_\_\_

## STATEMENTS ABOUT PATERNITY AND CHILD SUPPORT:

## 4. PATERNITY WAS ESTABLISHED BY: (check one box).

(A copy of any Order or document referenced here should already be in the Court file or attached.)

☐ A Court Order for Paternity from this county or previously transferred to this county stating that \_\_\_\_\_ is the natural father of the minor child(ren). (A.R.S. § 25-502(c))

☒ Both parents signing an Acknowledgment of Paternity through the Hospital Paternity Program or other means provided by law after July 18, 1996, and a birth certificate listing the name of the father was issued as a result.

☐ We do not have an order of paternity, but we do have a child support order. (See instructions)

☐ Parties were legally married when minor child(ren) was (were) born, conceived or adopted.\*

## 5. INFORMATION ABOUT CHILD SUPPORT FOR MINOR CHILD(REN): (check one box)

☐ An Order for Child Support is dated \_\_\_\_\_ from the (Name of court) \_\_\_\_\_ which states that child support is established. This Order **does NOT need to be changed**. (Note: if order is from court other than Superior Court in Maricopa County, see instructions.)

☐ An Order for Child Support is dated \_\_\_\_\_ from the (Name of court) \_\_\_\_\_ which states that child support is established. This Order **DOES need to be changed**. (Note: if order is from a court other than Superior Court in Maricopa County, see instructions.)

☒ To my knowledge **there is no child support order** for the minor child(ren) and the court should order child support in this case along with custody and parenting time.

6. **WHAT I SAY ABOUT PATERNITY AND CHILD SUPPORT THAT IS DIFFERENT FROM WHAT PETITIONER SAID:** (Summarize what is different between what you say and what the other party said in the petition)

I have had to quit work, and school to take care of  
our baby. By myself I have supported, cared for  
our son with no financial help from the father.  
I had to get help from the state for everything  
be resourceful get diapers at agency.

**OTHER INFORMATION ABOUT THE MINOR CHILDREN:**

7. **WHERE THE CHILDREN WHO ARE UNDER 18 YEARS OLD HAVE LIVED FOR THE LAST 5 YEARS.**  
 (Attach extra pages if necessary.)

Child's Name Gabriel Johnson  
 Lived with Elizabeth Johnson  
 Street address [REDACTED]  
Tempe AZ

Dates: From \_\_\_\_\_ To \_\_\_\_\_  
 Relationship to child \_\_\_\_\_  
 City \_\_\_\_\_  
 State \_\_\_\_\_

Child's Name \_\_\_\_\_  
 Lived with \_\_\_\_\_  
 Street address \_\_\_\_\_

Dates: From \_\_\_\_\_ To \_\_\_\_\_  
 Relationship to child \_\_\_\_\_  
 City \_\_\_\_\_  
 State \_\_\_\_\_

Child's Name \_\_\_\_\_  
 Lived with \_\_\_\_\_  
 Street address \_\_\_\_\_

Dates: From \_\_\_\_\_ To \_\_\_\_\_  
 Relationship to child \_\_\_\_\_  
 City \_\_\_\_\_  
 State \_\_\_\_\_

8. **COURT CASES NOT INVOLVING CUSTODY OR PARENTING TIME RELATED TO THE CHILDREN UNDER 18 YEARS OLD: (check one box)**

☐ I HAVE ☒ I HAVE NOT been a party or a witness in court in this state or in any other state regarding the custody or parenting time of any of the minor children named above (If so, explain below, using extra pages if necessary. IF NOT, GO ON.)

Name of each child: \_\_\_\_\_

Court state: \_\_\_\_\_ Court location: \_\_\_\_\_

Court case number: \_\_\_\_\_ Current status: \_\_\_\_\_

How the child is involved: \_\_\_\_\_

Summary of any Court Order \_\_\_\_\_

9. **CUSTODY OR PARENTING TIME CASES RELATED TO CHILDREN UNDER 18 YEARS OLD: (check one box)** ☐ I DO NOT HAVE ☒ I DO HAVE information about a custody or parenting time court case relating to any of the minor children named above that is pending in this state or in any other state (If so, explain below, using extra pages if necessary. IF NOT, GO ON).

Case No. \_\_\_\_\_

Name of each minor child: Gabriel Johnson

Court state: AZ Court location: Phoenix

Court case number: EC 2009-007470 Current status: \_\_\_\_\_

Nature of the court proceeding: Custody hearing

Summary of any Court Order to go to court and respond  
to lawsuit. Asking Logan McQuerry & Craig Cherry to  
submit to a paternity test & random drug testing  
when the father is submitted.

**10. CUSTODY OR PARENTING TIME CLAIMS OF ANY PERSON: (check one box)**

☐ I DO NOT KNOW ☒ DO KNOW a person other than the Petitioner or the Respondent who has physical custody or who claims custody or parenting time rights to any of the minor children named above. (If so, explain below, using extra pages if necessary. IF NOT, GO TO #11).

Name of each child minor claimed: Gabriel Johnson

Name of person with the claim: Logan McQuerry

Address of person with the claim: 2

Nature of the claim: custody

☐ Additional claims of custody or parenting time stated on attached page.

**11. SUMMARY OF WHAT I SAY ABOUT THE CHILDREN THAT IS DIFFERENT FROM WHAT THE PETITIONER ASKED FOR:** (Summarize what is different between what you say about the children, and what the other party said.)

he says he has support us. He has  
not in fact he was in jail before, during and  
after Gabriel was born. He lived off me, took from  
me, stole from me and disappeared on many  
occasions.

**OTHER STATEMENTS TO THE COURT:**

**12. OTHER EXPENSES:** The parties should be ordered to divide between them any uninsured medical, dental, or health expenses, reasonably incurred for the minor child(ren), in proportion to their respective incomes.

**13. DOMESTIC VIOLENCE:** (If you intend to ask for joint custody, there must have been no significant domestic violence between the parties in this case. A.R.S. 25-303.03. Check the box to make a true statement: Significant domestic violence ☐ has or ☐ has not occurred in this relationship.

**14. GENERAL DENIAL:** I deny anything stated in the complaint that I have not specifically admitted, qualified, or denied.

**REQUESTS I MAKE TO THE COURT:****1. CUSTODY OF MINOR CHILDREN: (check and complete a or b) Order that:**

- a. ☐ **JOINT CUSTODY:** There have been no *significant* acts of domestic violence as defined by A.R.S. 13-3601 by either parent. Petitioner and Respondent agree to act as joint custodians of the minor children, as set forth in the Joint Custody Agreement pursuant to A.R.S. Section 25-332, signed by both parties, if the Court adopts the terms of the Joint Custody Agreement.

☐ Mother or ☐ Father will be the primary custodial parent.

**OR**

- b. ☒ **SOLE CUSTODY** of the minor child(ren) awarded to ☐ Petitioner OR ☒ Respondent, subject to visitation as follows:

- 1) ☐ **Reasonable parenting time rights to the parent not having custody**, as will be described in a Parenting Plan attached to the Final Order.

- 2) (Check and explain *only* if you want the other parent to have supervised or no parenting time)

☒ **Supervised parenting time** between the minor children and ☒ me OR ☒ the other party

- or ☐ **NO parenting time** between the minor children and ☐ me OR ☐ the other party is in the best interests of the children, pursuant to A.R.S. Section 25-337 and 25-338, because (explain here reasons for supervised parenting time or no parenting time):

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- 3) ☒ **Supervised parenting time** to the parent not having custody, only in the presence of another person, who is named by the court (suggestion below) upon a finding that supervised access is in the best interest of the child.

Person to supervise: Me or unbiased third party, CPS

Requested restrictions on parenting time: (explain here)

Never be alone with child, fear of kidnapping and leaving the state

The cost of supervised parenting time shall be paid by ☐ the parent being supervised; ☐ the parent having custody; ☒ shared equally by the parties.

- 4) ☐ **No parenting time** rights to the parent not having custody to the parent not having custody is in the best interests of the minor child(ren) because: (Explain the reasons for no visitation. Use extra paper if necessary):

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Case No. \_\_\_\_\_

Check below if you are asking for a child support order or a change of child support in this case:

2. ☒ **CHILD SUPPORT:** Order that child support shall be paid by (check one box)

☒ Me Elizabeth Johnson (my name) or  
☐ Other party \_\_\_\_\_ (name)

in a reasonable amount as determined by the Court under the Arizona Child Support Guidelines and the attached Child Support Worksheet. Support payments shall begin on the first day of the first month following the entry of the Custody/Visitation Order. These payments, plus a fee for handling, shall be paid through the Support Clearinghouse and collected by automatic assignment.

3. **MEDICAL, DENTAL, VISION CARE FOR MINOR CHILDREN:** Order that

☐ Mother is responsible for providing: ☐ medical ☐ dental ☐ vision care insurance.  
☒ Father is responsible for providing: ☒ medical ☒ dental ☒ vision care insurance.

Petitioner and Respondent will pay for all reasonable unreimbursed medical, dental, and health-related expenses incurred for the minor child(ren) in proportion to their respective incomes.

4. **OTHER ORDERS I AM REQUESTING** (explain request here):

Seperate Ser DNA  
Blood test to establish paternity, as well as a  
drug test. Logan had been an addict and drug user

### OATH OR AFFIRMATION

I swear or affirm the contents of this document are true and correct under penalty of perjury.

Elizabeth Johnson  
Respondent's Signature

12-14-08  
Date

Elizabeth Johnson  
Printed Name