

**IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT  
DUPAGE COUNTY, ILLINOIS**

**THOMAS NEAL**  
**Petitioner/Counter-Respondent,**

**and**

**MARIO NEAL**  
**Respondent/Counter-Petitioner.**

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**2022DC000915**

Candice Adams  
e-filed in the 18th Judicial Circuit Court  
DuPage County  
ENVELOPE: 27390713  
2022DC000915  
FILEDATE: 4/23/2024 4:28 PM  
Date Submitted: 4/23/2024 4:28 PM  
Date Accepted: 4/24/2024 8:30 AM  
RS

**EMPHATIC MOTION TO COMPEL DISCLOSURE AND TO ADDRESS OBSTRUCTION OF JUSTICE**

**Respectfully appearing before this Honorable Court**, I, Mario Cruz Neal—reverently referred to as "Papa" by my three children, and serving as the Respondent in this critical legal matter—implore the Court to consider this Motion, grounded in the **rigorous mandates of Rule 237 of the Illinois Code of Civil Procedure**. This Motion is born out of the urgent need to address severe and **ongoing violations** of this rule by **Wendy Musielak, Rick Roberts, and Chuck Roberts**, who have demonstrated a **flagrant disregard for their statutory duties** and the **foundational principles of justice**.

**Despite multiple, fervent appeals for justice** and reason directed towards the **Plaintiff's counsel and the Guardian ad Litem**, their responses have been marked by a profound apathy. They **possess crucial documents that are essential for a transparent and fair adjudication** yet have chosen to **obstruct justice** through inexplicable and unwarranted non-disclosure.

This Motion compels **Chuck and Rick Roberts**, along with the **Guardian ad Litem, Wendy Musielak** who was appointed by **Judge Louis Aranda**, to immediately discharge their indispensable legal duties. They must **disclose the critical records from All Saints Catholic Academy**, which are vital for rendering a balanced and informed judgment in this case, especially given the **serious allegations of abuse made by the minor children identified** herein as JN, AN, LN.

**The refusal of the Plaintiff's Counsel and Guardian ad Litem** to release these essential documents is not just a breach of legal duty; it is an **overt act of defiance against the Illinois law**, raising alarms of **potential collusion and deliberate suppression of facts**. Their steadfast silence on these matters starkly obstructs the course of justice, blatantly **ignoring the decrees set forth by Rule 237 of the Illinois Code of Civil Procedure**.

**(EXIBIT 1)**

The involvement of **Mr. Thomas Neal**, who serves on the board of **All Saints Catholic Academy** and has significant influence within the institution, alongside the principal, **Mrs. Margie Marshall**, paints a distressing picture of the power dynamics at play. **This relationship is particularly concerning** in light of the contentious marital dissolution and raises serious questions about the **welfare and safety of the minor children involved**.  
(EXHIBIT 2)

Despite numerous motions, emergency pleadings, reports from the DuPage Children's Center, vocal arguments, and investigations by the Department of Children and Family Services (DCFS), police reports that implicate Thomas Neal in allegations of child mistreatment, our efforts to protect these children seem to be met with indifference—dismissed, unheard, or tragically overlooked by those with the duty to act. This inattention from the **Judge Louis Aranda** is tantamount to a gross miscarriage of justice.

As a Defendant of Mexican descent, from a modest background, I stand in stark contrast to the affluence and influence wielded by **Thomas Neal**, a man of Caucasian descent. It appears that irregularities and misconduct in the Plaintiff's character are being systematically shielded, leading to a skewed administration of justice.

The pressing nature of these issues demands immediate court intervention and after almost two years of reporting the abuse, **Judge Louis Aranda** needs to act now. The lives and futures of three innocent children hang in the balance, overshadowed by a pervasive silence that threatens their well-being. It is imperative that this Court act decisively to correct these injustices and ensure the protection of these vulnerable lives, enforcing the law without prejudice or delay.

1. The trio of Neal minor children, currently enrolled at **All Saints Catholic Academy at 1155 Aurora Ave, Naperville, IL**, find themselves ensnared in a **calculated web of silence**, meticulously woven by the plaintiff's counsel, **Rick and Chuck Roberts**, alongside the school's administration and **Wendy Musielak**, Guardian ad Litem. **This deliberate suppression stifles the defendant's efforts to secure transparency, accountability, and an exhaustive**, unimpeded investigation into deeply troubling matters. At the heart of this ordeal are **credible allegations of child abuse**, which have been **systematically downplayed and dismissed** by those entrusted with the children's safety and well-being. This orchestrated obfuscation not only **infringes** upon the **fundamental rights of these minors** but also actively undermines the pursuit of justice, necessitating urgent and decisive corrective action.(EXHIBIT 3)

2. A harrowing disclosure was made to the school's social worker, **Mrs. Christina Magaña**, by the Plaintiff's eldest child on **January 11, 2023**. The child courageously detailed instances of **inappropriate sexual conduct** by their **paternal grandfather, James R. Neal**, as well as **disturbing physical abuse inflicted** by their **paternal grandmother, Pam Neal**, and the appalling mental and physical torment perpetrated by the Plaintiff, **Thomas Neal**. (EXHIBIT 3)
3. **All Saints Catholic Academy**, in collusion with **Wendy Musielak**, Guardian ad Litem, and the plaintiff's counsel, have engaged in a **baffling concealment of critical records**—records that have emerged through detailed interviews and subpoenas involving the children and the school. Despite their clear **legal duty** to disclose this crucial information to the relevant authorities and the opposing counsel, all parties involved have stubbornly resisted, **blatantly defying the mandates of transparency and accountability** as outlined in Rule 237 of the Illinois Code of Civil Procedure. This obstinate refusal not only breaches their professional obligations but also obstructs the legal process, thereby **impeding the administration of justice and compromising the welfare of the children** involved. Immediate intervention is required to rectify this egregious disregard for legal norms and to uphold the integrity of the judicial process. (EXHIBIT 4)
4. **On October 21, 2022**, an assertion of extreme urgency was made unmistakably clear through the implementation of an **active order of protection**. This legal directive was **fortified by Mario Neal's desperate appeal** for instantaneous displacement of the Neal family from their shared domicile, underscoring the unnervingly **oppressive circumstances under which they operated**. (EXHIBIT 5)

In an overt breach of their **fundamental human rights to maintain unhindered communication** with their Papa, **the innocent children were tragically held hostage** – but not by physical constraints. **Pam Neal** and **James Neal** formed an unyielding barrier, confining them to the **traumatically silent** and secluded quarters of their individual bedrooms. **Their anguished pleas** for their 'Papa' were met with little more than the stern face of oblivion, amplified by the resolute closing of a door under their **grandmother's steely guard for hours, till their crying stopped and the children fell sleep**. To make the process faster, **Thomas Neal** went into AN's room to cover his mouth to stop him from crying.

This blatant disregard for their distress was captured in a chilling tableau – **Pam Neal outside the kid's rooms so they would get out. Thomas Neal assaulting GN to stifle the cries, James Neal maintaining a vigilant post by the staircase** to ensure that Mario Neal, their Papa couldn't reach his desperate children.

To exacerbate the wrenching scenario, **Mario Neal** was held captive in the confines of the basement for

days. His **parental rights were trampled** upon by the Neal family's **total denial of contact or any form of communication with his three minor children**. The repercussions of their **actions imprinted profound and lasting psychological trauma on the blameless minors that continues to this day**.

**Despite everything, their yearning to be with their Papa, their desperate need to relay the abuse they endured was cruelly muted by their captors' ruthless facade of normalcy.**

In reaction to this grave situation, Mario Neal **invoked his legal rights, resorting to securing an order of protection**. This crucial legal recourse was **not just necessary, but imperative to shield the children, as well as himself, from the nefarious and harmful dynamics perpetuated by the Neal family**.

5. When the eldest child, JN, confided in **Mrs. Christina Magaña** about distressing personal matters, including **inappropriate sexual conduct** by **Mr. James R. Neal** in **January of 2023**, she was met with a passive reception that lacked genuine empathy or action. This incident started after the children spent substantial time with their grandfather in Michigan—contrary to **Thomas Neal's false claims of a ski trip**. JN's revelations to **Mrs. Christina Magaña**, the school's social worker, about the existing **order of protection and severe domestic abuse allegations** triggered a marked transformation in **Thomas Neal's** demeanor. Despite **Mrs. Christina Magaña's** duty as a **mandated reporter under state law**, she **failed to act**. It is apparent that **Thomas Neal, leveraging his influence as a board member**, orchestrated a chilling era of isolation and silence, effectively suppressing the serious concerns raised by JN. This deliberate inaction by **Mrs. Christina Magaña** not only violates her legal responsibilities but also **perpetuates the cycle of abuse and cover-up, compromising the safety and well-being of the children involved**.
6. Upon learning from JN about the lack of responsiveness from **Mrs. Christina Magaña**, **Mario Cruz Neal** **sought immediate explanations** from **All Saints Catholic Academy's Principal, Mrs. Marshall**. Alarming ambiguity characterized her responses, revealing a seriously inadequate grasp of the **grave situation at hand and a disturbing dismissal** of the concerns raised- even when these included allegations against **Mr. James Neal**. As a result, **significant questions as to the safety of the three minor children** amidst a contentious divorce remain worryingly unresolved, and grave concerns persist regarding the undue influence wielded by **Thomas Neal and his family over the school**. **.(EXHIBIT 3)**



7. In light of these unsettling revelations, a subpoena for a deposition was served upon **All Saints Catholic Academy** on **November 15, 2023**. This **subpoena mandated the production of relevant records by December 11, 2023**, expressly including those concerning insinuations of conscious attempts by school staff and other parties to downplay or dismiss the severe allegations. **(EXHIBIT 6)**
8. Despite these substantial concerns, the unpalatable intimacy between the Plaintiff and key individuals within **All Saints Catholic Academy**, along with a blatant refusal to release the demanded records even in the face of a categorical subpoena, the vital documents remain mysteriously withheld from the Respondent.
9. The sustained obduracy demonstrated by the **Plaintiff's Attorneys, Rick and Chuck Roberts and Wendy Musielak** amounts to a **catastrophic violation of Rule 237 of the Illinois Code of Civil Procedure**. This blatant **disregard grievously tarnishes the ideals of transparency and justice, thereby undermining the very core of our legal system.**

**BY REASON WHEREOF, Respondent, Mario Neal, forcefully yet respectfully petitions this Court to:**

- A. Decree a compelling and **unequivocal** order **directing the Plaintiff's Attorneys, Rick and Chuck Roberts, along with Wendy Musielak, to cease their deliberate obstruction** and forthwith produce ALL subpoenaed records from All Saints Catholic Academy, in compliance with legal mandates.
- B. **Mandate strict adherence** to the esteemed **laws of Illinois**, ensuring that any acts of non-compliance are promptly and **appropriately sanctioned to uphold the integrity of our legal system.**
- C. **Forge a path toward equitable justice** by ordering **immediate protective measures** for the **three minor children**, thus rectifying the **scales of justice that have been skewed against their best interests.**
- D. Award such **additional or alternative relief as this Court finds just** and warranted under the circumstances.
- E. Initiate a thorough and **unbiased investigation into the grave allegations reported**, ensuring the **well-being, safety, and protection of the minor children are prioritized and safeguarded throughout these proceedings.**

Respectfully submitted,

Mario Neal

Mario Neal

929 Spindletree Ave

Naperville, IL 60565

630-631-2190

Marioneal628@gmail.com

### **CERTIFICATION**

Under penalties as provided by law pursuant to §1-109 of the Illinois Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Mario Neal

Mario Neal

**Re: Second Notice of Rule 237 to Produce Documents**

1 message

**Mario Neal** <marioneal628@gmail.com>

Mon, Apr 8, 2024 at 12:42 PM

To: Rick Roberts <Rick@robertspc.com>, Chuck Roberts <chuckroberts@robertspc.com>, Wendy Musielak <wmusielak@ekclawfirm.com>, Thomas Neal <thomastn@umich.edu>, "Louis.Aranda@18thjudicial.org" <Louis.Aranda@18thjudicial.org>, Kristine Neal <kristine\_neal@yahoo.com>, Pam Neal <nealpam@comcast.net>, James R Neal <jrneal@loomislaw.com>, Trevor <trevor.prindle@dupageco.org>, Roger Hatcher <rhatcher47@gmail.com>

Chuck and Rick Roberts,

As we navigate through the complexities of this divorce case between Thomas Neal and myself, Mario Cruz Neal (No. 2022DC000915), it has become increasingly apparent that the path to resolution is being deliberately obfuscated by a lack of cooperation on your part. This correspondence is not only a reminder of the legal obligations that have been continually ignored but also a stark reflection of the broader implications such inaction carries regarding the integrity of our proceedings.

The ongoing refusal to produce documents, as mandated under Rule 237 of the Illinois Code of Civil Procedure, specifically related to undisclosed subpoenas concerning All Saints Catholic Academy and Wendy Musielak, underscores a disturbing trend. This isn't merely about procedural oversight; it's a glaring indicator of potential collusion, a deliberate cover-up, and an effort to shield Wendy Musielak along with the administration and staff of All Saints Catholic Academy from scrutiny and accountability. The weight of these actions—or rather, the lack thereof—casts a long shadow over our case, raising significant concerns about the fairness and transparency of the legal process.

The Illinois Freedom of Information Act (5 ILCS 140/3) demands the disclosure of records to ensure public access to information, a principle that seems to be conveniently overlooked. Moreover, the deliberate withholding of these critical documents not only contravenes Rule 237 but could also invoke sanctions under Illinois Supreme Court Rule 219, illustrating the gravity with which such omissions are viewed.

Your continued evasion and the consequent lack of resolution in our case not only prolong the distress and uncertainty faced by all parties involved but also hint at a troubling alliance aimed at disadvantaging one side. This is not the hallmark of a fair and just legal system; it is the antithesis of the equitable resolution that divorce proceedings strive to achieve.

I am, therefore, compelled to assert that the immediate delivery of all requested documents, including the specific subpoenas for Wendy Musielak and All Saints Catholic Academy, is non-negotiable. The implications of failing to comply are not limited to legal repercussions; they extend to the moral and ethical realm, questioning the very fabric of our commitment to justice.

In the spirit of resolution and in pursuit of the truth, I urge you to reconsider the path we are on. The decisions made in the coming days will not only determine the course of this case but will also reflect our collective adherence to the principles of justice, transparency, and cooperation.

The integrity of our legal system, the welfare of the children involved, and the rights of the parties in this divorce case hang in the balance. Let us not falter in our duty to uphold these sacred trusts.

Sincerely and with a resolute call for action,

Mario Cruz Neal

**EXHIBIT 1**

Mario Neal &lt;marioneal628@gmail.com&gt;

**Re: Second Notice of Rule 237 to Produce Documents**

1 message

Mario Neal &lt;marioneal628@gmail.com&gt;

Fri, Apr 5, 2024 at 8:34 AM

To: Rick Roberts <Rick@robertspc.com>, Chuck Roberts <chuckroberts@robertspc.com>, Wendy Musielak <wmusielak@ekclawfirm.com>, Thomas Neal <thomastn@umich.edu>, Louis.Aranda@18thjudicial.org, Kristine Neal <kristine\_neal@yahoo.com>, Pam Neal <nealpam@comcast.net>, James R Neal <jrneal@loomislaw.com>, Trevor <trevor.prindle@dupageco.org>, Roger Hatcher <rhatcher47@gmail.com>

Chuck and Rick,

I expect to receive the requested items today, including the subpoenas for Wendy, All Saints, and any others previously undisclosed to me. As a reminder, it is imperative that you adhere to the law, a standard that many of you have consistently disregarded.

Don't worry, Wendy, your Rule 237 is coming. Sorry, yours is just taking a bit longer. I don't want you to feel left out. The list of your crimes is so long it requires some special attention.

Let me make this abundantly clear: any attempt to conceal information from me will be met with forceful and uncompromising action.

Roger, I want to make this crystal clear: I haven't forgotten about you. It appears that you've chosen to remain in this case to perpetuate your crimes against my children and myself. Be prepared for what comes next.

Mario Cruz Neal





# EXHIBIT 2

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## ASCA School Board of Directors

# ASCA School Board of Directors Meetings

### 2023-2024 Meetings

Meetings Take Place at 7 PM in McSherry Hall

9/26/2023
10/24/2023
11/28/2023
12/19/2023
1/23/2024
2/27/2024
3/19/2024
4/30/2024
May 2024 TBA

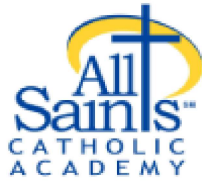
## 2023-2024 ASCA School Board of Directors Members

**St. Elizabeth Seton Parish**

**St. Margaret Mary**

Thomas Neal - Term: 2022-2025

Joe Elberts - Term: 2021-2024



# EXHIBIT 2

Login

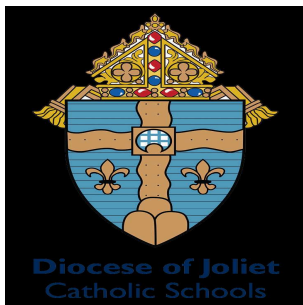


Discover ASCA Admissions Academics Student Life **Parents**



## All Saints Catholic Academy

1155 Aurora Ave  
Naperville, IL 60540  
Phone **(630) 961-6125**  
Fax (630) 961-3771



## Quick Links

- [FACTS](#)
- [SportsEngine](#)
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- [2023-2024 School Calendar](#)

## Latest News

**Summer Office Hours: 9am to Noon (Monday through Thursday). Please come to Door 7 during the summer months.**

**School Year Hours: 7:30 AM - 4 PM. Our main entrance during the school year is Door 1.**

To Report Absences:  
**[attendance@ascacademy.org](mailto:attendance@ascacademy.org)**  
**9**





Re:

Mario Neal <marioneal628@gmail.com>

## EXHIBIT 3

Tue 12/5/2023 12:25 AM

To: Mario Neal <marioneal628@gmail.com>

Dear Mrs. Marshall and Mrs. Magana,

I am writing to express my deep concern regarding your conduct in handling a sensitive matter related to my family. As the principal and social worker of All Saints Catholic Academy, respectively, you both occupy privileged positions of trust, duty, and responsibility for the welfare of the children under your care. However, I am greatly disappointed by the actions you have taken or failed to take that suggest neglect of these duties and likely jeopardize the safety and well-being of my children, [REDACTED], [REDACTED], and [REDACTED].

On January 11th, 2023, my daughter [REDACTED] bravely disclosed deeply troubling information to Mrs. Magana. She shared significant details about the unsafe touch she experienced with her Grandpa and the difficulties she faced when she was with her other father, Tom. These disclosures were not made lightly; they were a desperate plea for help and protection. Quotes from Josephine illuminate the impact of these experiences on her well-being: "Nobody protects me" and "That is why I don't tell anyone." The need for action and attention to these serious allegations was evident in [REDACTED] words. These heart-wrenching details paint a distressing picture of the experiences my children have endured.

Despite [REDACTED] courageous disclosure and the alarming nature of her allegations, Mrs. Magana's response has been far from satisfactory. It is deeply concerning that Mrs. Magana did not take immediate action to ensure the safety and well-being of my children. Furthermore, her lack of objectivity and impartiality in handling these disclosures raises serious doubts about her ability to fulfill her professional duties as a social worker.

Specifically, I bring the following concerns to your attention:

As a social worker, Mrs. Magana has a professional responsibility to ensure the confidentiality of any disclosures made by a child and to act in their best interest. However, there is reason to believe that Mrs. Magana may have violated ethical guidelines by not maintaining professional boundaries, disclosing the allegations indiscriminately, and failing to report the abuse as required by law. These actions not only compromise the trust placed in her but also potentially endanger the emotional well-being of my children.

Despite [REDACTED] reporting instances of abuse to Mrs. Magana, there are significant concerns about how these disclosures have been handled. Mrs. Magana's conduct in investigating and addressing these allegations has raised doubts about her ability to approach the matter with objectivity and fairness.

Moreover, there are allegations that Mrs. Magana may have breached ethical guidelines related to the maintenance of professional boundaries, confidentiality, and acting in the child's best interest. These violations compromise her trustworthiness and possibly endanger the well-being of my children.

Additionally, there are disturbing allegations that Mrs. Magana may have colluded with the guardian ad litem, Wendy Musielak, to cover up and protect others involved in this situation. This raises serious doubts about Mrs. Magana's integrity and her commitment to the welfare of the children she is entrusted to protect.

Furthermore, I am concerned about Mrs. Magana's professional conduct and her ability to navigate these delicate matters impartially. The handling of these disclosures has raised serious questions about her competence, ability to maintain professional boundaries and ensure the welfare of the children under her care. Your duty as a principal is to investigate any allegations or suspicions of abuse. However, you have refused to investigate the allegations made by my children or the potential collusion between Wendy Musielak and Christina Magana.

Attached to this email, you will find the records obtained through a subpoena that shed light on the conversations between Mrs. Magana and Ms. Musielak. These records not only reveal disturbing discrepancies in the recording of conversation times and dates but also raise grave concerns about potential collaboration to suppress information. The evidence strongly suggests that there has been a coordinated effort between Wendy Musielak and Christina Magana to cover up the allegations and protect Thomas and his family. Such collusion is not only highly unethical but also deeply troubling, as it calls into question their integrity and commitment to the welfare of the children they are entrusted to protect.

The seriousness of these allegations cannot be overstated. It is imperative that a thorough and impartial investigation is conducted, free from any bias or attempts to suppress the truth. The welfare of my children and the integrity of All Saints Catholic Academy demand nothing less.

In addition, I must highlight the email you sent on April 11, 2023, which outright denies [REDACTED] report to Mrs. Magana. This denial stands in direct contradiction to the evidence provided through the subpoenaed documents, revealing a severe inconsistency that raises doubts about the thoroughness and objectivity of the investigation conducted thus far.

Moreover, during our meeting on September 29, 2023, when I raised my concerns about Mrs. Magana's actions and her failure to adequately safeguard Thomas Neal, it seemed as though my concerns were dismissed. This dismissive attitude, coupled



with the evidence suggesting that you have taken a defensive stance in favor of Thomas, further exacerbates my worries and erodes my faith in the way this matter is being handled. **EXHIBIT 3**

As the principal of All Saints Catholic Academy, the responsibility to ensure the safety and well-being of the students falls squarely on your shoulders. It is essential that you thoroughly address these concerns and take immediate action to rectify any mishandling or inaction that may have occurred. The trust and confidence of parents, like myself, are at stake, and the welfare of our children should always remain paramount.

I implore you to reevaluate the seriousness of these allegations and the significant impact they have on the lives of my children. Your prompt response and commitment to accountability and transparency will be pivotal in restoring faith in the school's ability to protect and support the students entrusted to its care.

On April 10, 2023, Chuck Roberts filed a motion on behalf of Thomas Neal, seeking a 604.10(c) and Rule 21 mental examination on me. The claims presented in this motion are both fabricated and unfounded, with no supporting evidence, all seemingly orchestrated to bring about the unjust termination of my parental rights. The alleged incidents are wildly out of character for me and are causing significant distress for my children.

The claims made in the motion include:

- a. **False Court Order Change and DCGS Investigation:** It is alleged that I falsely informed the school of a court order change in the parental schedule, asserted a theory of a DCFS investigation, and removed the children from school. These allegations lack any merit and seem to be part of a broader effort to cast doubt on my actions as a responsible parent.
- b. **Inappropriate Outburst at School:** The motion alleges that I yelled at the school social worker in front of the children, accusing her of not protecting them. Such an outburst, as described, is inconsistent with my character and parenting style and seems to be a false attempt to portray me as unstable and unfit as a parent.
- c. **Unsubstantiated Sexual Abuse Allegations:** The motion alleges that I previously made unsupported false allegations of sexual abuse against Thomas's family, which is entirely untrue and lacks any basis in reality.
- d. **Attacks on School Staff and GAL:** The motion suggests that I engaged in attacks on the school principal, school social worker, children's therapist, and the GAL, indicating a pattern of aggression. This characterization is not only false but also detrimental to my efforts to maintain a healthy relationship with my children.

Following the filing of this motion, I immediately reached out to you to express my concerns. In my email, I highlighted the troubling nature of the allegations and their potential impact on my parental rights. Unfortunately, the response received on December 1st, 2023, simply referenced the school's policy of not getting involved in divorce or custody proceedings without a subpoena.

However, it is important to note that the information I was seeking is not related to the legal proceedings directly. Rather, I was requesting a notarized affidavit stating the actual events that occurred at the school and any other information that would contradict the claims made by others. This information was vital in defending my rights as a parent and ensuring that false allegations do not sway the court's decision. The potential cover-up for Thomas is deeply troubling and raises concerns about the impartiality and integrity of the school.

Given the seriousness of this matter and your obligation to ensure the safety and well-being of the students under your care, I strongly urge you to promptly and impartially investigate these allegations. As a principal, you have a duty to respond when concerns are reported by parents or staff members and to investigate any allegations or suspicions of abuse. However, your failure to acknowledge the seriousness of this matter and appropriately address these allegations has resulted in severe consequences and harm to my children and me.

As educators and professionals working closely with children, it is your responsibility to ensure their safety and well-being at all times. It is imperative that you carry out your duties with impartiality, transparency, and in the best interest of the children under your care. Additionally, the Catholic Church recognizes the sanctity of human life and the importance of protecting the vulnerable, including children. Any behavior that goes against these teachings, including failing to report abuse or neglect, contradicts these values and undermines the welfare of the children.

I implore you to reevaluate the seriousness of these allegations and the significant impact they have on the lives of my children. Your prompt response and commitment to accountability and transparency will be pivotal in restoring faith in the school's ability to protect and support the students entrusted to its care.



first time she nice. **EXHIBIT 3**

then she starts to plute me out of  
important resesens

I would ~~tell~~ tell her She would  
not say anething

I ~~felt~~ felt upset

then she stoped seeing  
me for a long time

after a few moths she  
took me out of class  
for about 20 to 30 min. I told  
her my concerns

not häng and she did  
say a word Now

She dose not plute me  
out of classes. But now she

stares at me with a uncoffer  
look in the hallways of school

**Fwd: Follow up**

1 message

**Mario Neal** <marioneal628@gmail.com>

Tue, Dec 19, 2023 at 9:20 AM

To: Margie Marshall &lt;mmarshall@ascacademy.org&gt;, mdetwiler@ascacademy.org, pbajek@ascacademy.org, sesfdonofrio@comcast.net, lheffernan@dioceseofjoliet.org, Thomas Neal &lt;thomastn@umich.edu&gt;

**Mrs. Marshall,**

I continue to be concerned regarding the recent legal proceedings and the allegations of misconduct at All Saints Catholic Academy.

The gravity of the situation has left me alarmed and deeply disappointed in the lack of support from the school in addressing these serious allegations and the subsequent handling of the matter. Many of these allegations were accepted as facts by the court without a proper investigation, potentially leading to unjust conclusions in my case. As a concerned parent, I reached out to you for support in discrediting these false accusations, but unfortunately, my pleas for assistance seemed to have gone unheard.

To add to the distress, I find myself compelled to undergo evaluations to prove my fitness as a parent based on an alleged incident that occurred in your presence. Shockingly, I discovered that the chosen evaluator, Dr. Hatcher, has allegedly misrepresented information to the court, raising questions about his credibility and integrity. His actions appear to be an attempt to assist Tom in his quest to strip away my parental rights and, more disturbingly, to cover up serious allegations of abuse.

Furthermore, learning that Thomas Neal has involved Dr. Hatcher in the ongoing school investigation is deeply troubling. Considering the questionable conduct and potential bias displayed by Dr. Hatcher, his inclusion only casts doubt on the investigation's fairness and thoroughness.

The alleged actions of Dr. Hatcher, including manipulation of emotions, dismissive responses, and misrepresentation of statements, not only violate ethical principles outlined by professional associations but also pose a serious risk to the emotional and psychological well-being of my children. It is crucial that the school administration takes these allegations seriously and ensures that the investigation is conducted with the utmost integrity and impartiality.

As a parent, I am deeply concerned about the potential consequences of allowing Dr. Hatcher to continue his involvement in the case. His actions raise significant doubts about his impartiality and integrity, jeopardizing the fairness and credibility of the entire process. I firmly believe that it is imperative to have a fair and unbiased evaluation of the allegations, coupled with a comprehensive and thorough investigation into the abuse my children have reported.

I trust that you understand the gravity of the situation and will take appropriate action to address these concerns. My children's welfare and safety should be the top priority, and it is disheartening to witness how this matter has been handled thus far. I have attached relevant documents and motions that are currently under investigation by the appropriate authorities to emphasize the seriousness of the allegations.

I urge the All Saints Catholic Academy administration to intervene and ensure a fair and impartial investigation into what has transpired with my kids and the social worker. The well-being and safety of my children are at stake, and the school must take these concerns seriously and act accordingly.

I hope this situation will be handled with the utmost diligence and sensitivity.

Sincerely,  
Mario Neal

----- Forwarded message -----

From: **Mario Neal** <[marioneal628@gmail.com](mailto:marioneal628@gmail.com)>

Date: Mon, Dec 18, 2023 at 4:39 PM

Subject: Re: Follow up

To: Margie Marshall <[mmarshall@ascacademy.org](mailto:mmarshall@ascacademy.org)>, Thomas Neal <[thomastn@umich.edu](mailto:thomastn@umich.edu)>

## EXHIBIT 3

Mrs. Marshall,

I am writing to you with a sense of urgency in response to your recent email concerning the disconcerting events surrounding your communication with Thomas. My concerns are deeply rooted and have been exacerbated by the actions taken, specifically the deliberate omission of crucial details from Tom's initial request. This has raised serious suspicions of a concerted effort to obscure the truth, thereby casting a shadow over the integrity of your conversations with Tom.

I wish to make it unequivocally clear that I have consistently maintained unwavering honesty and transparency in all my communications with you and Tom. Despite our differing perspectives, it is a fundamental principle of justice that every party involved deserves to be heard with impartiality and fairness.

I would like to underscore that I am prepared to provide additional information to expose the injustices I have endured at the hands of both you and the school. It is imperative that my concerns are addressed and decisive actions are taken to prevent such situations from recurring.

Any attempts to undermine my legitimate concerns about my children or to cover them up will not be tolerated. As a parent, my primary responsibility is to safeguard my children, and I am prepared to take any necessary legal measures to guarantee their safety and well-being.

I trust that you will approach my concerns with the gravity they deserve and take appropriate action. The recent events have left me with a profound sense of disregard, escalating my frustrations and deepening my distrust. I would like to remind you of your legal obligations under the Family Educational Rights and Privacy Act (FERPA) and the Individuals with Disabilities Education Act (IDEA), which mandate the protection of my children's rights.

I expect your immediate attention to this matter.

Sincerely,  
Mario Neal

From: Margie Marshall <[mmarshall@ascacademy.org](mailto:mmarshall@ascacademy.org)>

Sent: Monday, December 18, 2023 3:46:01 PM

To: Thomas Neal <[thomastn@umich.edu](mailto:thomastn@umich.edu)>

Cc: Mario Neal <[marioneal628@gmail.com](mailto:marioneal628@gmail.com)>

Subject: Follow up

Dear Tom,

I received your request for me to speak with Dr. Hatcher. I have referred the matter to our diocesan attorney for her review.

Thank you,  
Margie Marshall

## EXHIBIT 3

--  
Mrs. Margie Marshall  
Principal, All Saints Catholic Academy  
[mmarshall@ascacademy.org](mailto:mmarshall@ascacademy.org)  
630-961-6125

*"Educating is an act of love; it is like giving life." Pope Francis*

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## EXHIBIT 3

### RE: Emails

Mario Neal <MNeal@Naperville203.org>

Wed 4/19/2023 6:29 PM

To: Christina Magana <cmagana@ascacademy.org>; Thomas Neal <thomastn@umich.edu>; Margie Marshall <mmarshall@ascacademy.org>; mamclean@dioceseofjoliet.org <mamclean@dioceseofjoliet.org>

Hi Mrs. Marshall,

I appreciate you trying to help me understand what has been taking place at All Saints with the kids. So many interactions that took place between some staff and my children make me uncomfortable that trust has been broken. I want nothing more than to feel that my kids are safe, respected, and valued while they are at school. This is why I wish for more clarity and transparency about what is happening at All Saints and the involvement in the divorce.

Regarding Mrs. Magana, If that conversation between her and [REDACTED] never occurred, then [REDACTED] making up this conversation about their discussion would be highly out of character. Nothing that day seemed odd for me to discredit what she shared.

Also, I am trying to understand what happened on March 15. Mrs. Magana, on that day, behaved with me as if I was a criminal. That day Carl Brewer called me to take the kids to the DCFS office at 1255 Bond Street in Naperville. I was very clear with him that Tom had the kids that day. He said that he would call Tom to inform him of that and that it was important that he speak with the kids. So I called All Saints to tell them I would pick up the kids and take them to the DCFS office. I also signed the paperwork to know they were with me. Instead of immediately calling me to confirm I had the kids, Mrs. Magana called me until 4:00 PM, 35 minutes after school got out. When she did call, She asked why I had not told anyone I had taken the kids from school. Even after telling her where I was, she demanded to speak to the agent to ensure I was not lying. I told her Carl was meeting with the kids. After I asked several times that I wanted to talk to Carl, he finally came out and spoke with Mrs. Magana. She was then made aware that I did not decide for the kids to be there, but instead, I was asked by a state employee working for DCFS to take the kids. Even after speaking with Carl and knowing what was happening, the police arrived around 4:15 PM. I then learned that Tom was out of town, and if we followed the court documents, the kids were to have been with me and not the grandparents. This is why his parents were there at pick up and not him. Therefore, I had a legal right to take the kids with me that day.

There was never a follow-up call or email to clarify anything or even to apologize for how I was treated that day. Based on the previous email where she shared dates that she had met with Josephine, Mrs. Magana met with [REDACTED] on March 13 and again on March 16. Very odd since she would only meet with her once a week. I soon began to wonder the purpose of the second meeting. Was this meeting to question [REDACTED] about what had happened the day before, or was there another reason for her to see her twice that week? As I had mentioned, having the kids witness the police questioning me was very sad for them to see, so the last thing I wanted was for them to continue reliving an unpleasant and disturbing day. Unfortunately, I was never reached to share what was happening with [REDACTED]; I still don't know why a second meeting was needed. Does Tom know? Also, was there a follow-up as to why Tom didn't follow court orders?

I ask that I be treated with respect like any other parent. So many allegations were made against Tom, and a current investigation is ongoing. Yet, I get treated with suspicion, and it would almost appear that an effort was being made to stop the kids from speaking with the DCFS investigators.

I would appreciate an effort to work together on what is legal and appropriate for all three kids. Nothing more, nothing less.

# EXHIBIT 3

RE: Pick up

Mario Neal <MNeal@Naperville203.org>

Sun 4/9/2023 10:24 AM

To: Margie Marshall <mmarshall@ascacademy.org>

Cc: cmagana@ascacademy.org <cmagana@ascacademy.org>; Thomas Neal <thomastn@umich.edu>

Hi Mrs. Marshall,

I hope you have a great easter with your family. Thank you for ensuring we are all clear with [REDACTED]. According to this order, if we are unavailable to care for the kids, the other parent should be given the right of first refusal. That is why a record of when either Tom or I can't be there for a pick-up is vital. If one of us has a short-time parental conflict that interferes with a pick-up, the other parent can designate someone else to pick up the kids. However, having someone else pick up the kids does not apply when the parent travels or goes for business meetings, as the police officer that day reported. On March 15<sup>th</sup>, I had the legal right to pick up the kids. I am still confused about the need to call law enforcement if a question arises regarding changes to court orders. Is that the protocol?

On March 20<sup>th</sup>, at 11:00 AM, Wendy told the Judge that All Saints called her to report that all three kids had gone missing from school. According to Wendy, Mrs. Magana immediately called her to share serious concerns. Yet, in your email, you write, "We did not make a call to the GAL." Is this correct? I am asking for transparency. I hope everything is well documented. I want to ensure that if more questions arise during court hearings, there is no confusion. Just like I am sure there will not be a dispute on March 8th, for example, Mrs. Magana had a 25-minute conversation with Wendy a week before this incident.

The kids have gone through so much; I please ask that matters with the kids are dealt with respect and that proper procedures are followed to protect them. Months have passed, and the kids have not had appropriate emotional support to this day. Roadblocks have stopped them from receiving help to cope with confusing and hard-to-understand feelings; while they are resilient and brave, they don't deserve this.

Like others, I love my kids and will continue doing everything I can to protect them.

Mario

**EXHIBIT 3**

Mario Neal &lt;marioneal628@gmail.com&gt;

**RE: Pick up**

1 message

marioneal628@gmail.com &lt;marioneal628@gmail.com&gt;

Tue, Apr 18, 2023 at 10:28 PM

To: mmarshall@ascacademy.org, Christina Magana &lt;cmagana@ascacademy.org&gt;

Hi Mrs. Magana,

Since [REDACTED] made you aware of the allegations relating to the molestation being done by James Neal, and after you spoke with Wendy, no support was ever given to help her heal. The first time [REDACTED] met with you and shared the divorce, I did not once receive an update on how she was mentally helped. [REDACTED] didn't share much about what was going on during her time with you. However, she often mentioned that you stopped asking her how she felt since the allegations. She said that you had her play games with you, not have to talk.

I would like to know if there was a reason why her services changed. Wendy reported to the court five times that since the first day, she spoke with you, not once that you have any concerns to report. In fact, according to Wendy, on February 3rd, the kids seemed to be doing very well.

From what I have, there are some discrepancies with the dates you reported having seen [REDACTED] Given what my kids were going through and how Wendy described your conversation with her to the court, I wanted to ensure my kids were protected since there was a disconnect between what my kids were going through and what was being reported.

=

As I mentioned, this comes from a place of concern and the need to understand why my kids have been put through this.

Mario

## EXHIBIT 3

### Monthly Update

Mario Neal <MNeal@Naperville203.org>

Sun 5/14/2023 10:32 PM

To: Margie Marshall <mmarshall@ascacademy.org>; Thomas Neal <thomastn@umich.edu>; Christina Magana <cmagana@ascacademy.org>

Mrs. Magana,

We are two weeks into May, and I am still waiting for your monthly report. In your report, please explain why [REDACTED] was taken out of class the day after she spoke to DCFS who is investigating what is going on with the kids. Also, a motion file quoted what I wrote on the intake forms I sent you to start social services for all three kids while I had an active OP on Tom. Are you sending Tom copies of the forms? If so, why aren't you including me in them?

Mario



**FW: Unsubstantiated Allegations filed In Court** **EXHIBIT 3**

Mario Neal &lt;MNeal@Naperville203.org&gt;

Fri 9/29/2023 9:41 AM

To: Margie Marshall &lt;mmarshall@ascacademy.org&gt;

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**From:** Mario Neal**Sent:** Tuesday, April 11, 2023 10:23 AM**To:** Margie Marshall <mmarshall@ascacademy.org>; Christina Magana <cmagana@ascacademy.org>**Subject:** Unsubstantiated Allegations filed In Court

Mrs. Marshall and Mrs. Magana,

Later afternoon yesterday, Tom Neal filed a motion to the court to limit my parental rights based on unsubstantiated allegations, many coming from All Saints. Another court hearing will be requested to clarify what the school has been reporting to Tom, given the seriousness of this matter. While I have many concerns with the order of events, I find it troubling that concerns brought up by [REDACTED] or myself are seen as false allegations with no evidence to support them. I hope this is not part of why my kids have not received appropriate social services. In my previous email, there was never a court order used to take the kids to DCFS. I hope there is clarification soon as to why All Saints is getting involved in reporting significant claims to help the court determine parental rights.

Mario Neal

**EXHIBIT 3**

Mario Neal &lt;marioneal628@gmail.com&gt;

**Respect**

1 message

Mario Neal &lt;marioneal628@gmail.com&gt;

Thu, Aug 24, 2023 at 11:25 AM

To: Margie Marshall &lt;mmarshall@ascacademy.org&gt;, Thomas Neal &lt;thomastn@umich.edu&gt;

Mrs. Marshall,

As I mentioned in my previous email, I hope this school year focuses on ensuring the kid's well-being and safety are number one.

According to several documents I have read, there was information that came out of All Saints that is inconsistent with what is now being communicated. All with the intent to protect one party. I will continue to protect my children since that was not a priority for some of your staff, and I will make sure I come to the bottom of this.

Also, Josephine last year came home with many concerns about kids bullying her because of her family structure. Here are some of the things she shared with me that were said to her.

You are a robot.  
You are not human.  
Your mother didn't like you and gave you away.  
Your dads adopted you from another country.  
You are weird and gross.  
Those are not brother and sister since you don't look alike.

While students and staff don't have to accept how God made my kids, they must respect them regardless of their opinions. I hope the message of respect to others includes my three kids.

Mario

I welcome you to meet with me anytime.



# EXHIBIT 4 Confidential

This form is approved by the Illinois Supreme Court and is required to be accepted in all Illinois Circuit Courts.

<b>STATE OF ILLINOIS, CIRCUIT COURT DUPAGE COUNTY</b>		<b>EMERGENCY ORDER OF PROTECTION</b> Civil Proceeding <input checked="" type="checkbox"/> Emergency Criminal Proceeding <input type="checkbox"/> Ex parte	<b>Case Number</b> [REDACTED]
<b>Instructions ▼</b>			<b>For Court Use Only</b>
Directly above, enter the county where you filed this case.	<b>Petitioner:</b> MARIO C NEAL (39) (First, middle, last name)		<input checked="" type="checkbox"/> Independent
Enter your name as Petitioner.	<b>v.</b>		<input type="checkbox"/> Juvenile
Enter name of the person you are seeking protection from as Respondent.	<b>Respondent:</b> THOMAS T NEAL (37) A.K.A TOMAS (First, middle, last name)		<input type="checkbox"/> Other Civil Proceeding
Enter the Case Number given by the Circuit Clerk.	<b>People to be Protected by this Order (check all that apply):</b> Petitioner refers to any protected person in this Order.		<input type="checkbox"/> Criminal
Check the boxes for ALL people you want to include in the Order.	<input checked="" type="checkbox"/> Petitioner		<b>This Order has been granted Pursuant to the Code of Criminal Procedure 725 ILCS 5/112A</b>
On the lines provided, enter the name for each person you are trying to protect. "Other household members" includes people living with you or working where you are staying.	<input checked="" type="checkbox"/> Petitioner's minor children with Respondent: [REDACTED] [REDACTED] [REDACTED]		<b>FILED</b> OCT 19 2022 12:33 PM
	<input type="checkbox"/> Petitioner's minor children not related to Respondent:		<i>Candice Adams</i>
	<input type="checkbox"/> Dependent adult:		<b>CLERK OF THE</b>
	<input type="checkbox"/> High-risk adult:		<b>EIGHTEENTH JUDICIAL CIRCUIT</b>
	<input type="checkbox"/> Other household members:		<b>DUPAGE COUNTY, ILLINOIS</b>

"Petitioner" Includes All Persons Named Above As "People to Be Protected By This Order."

## ORDER INFORMATION:

☒ This Order was issued on: 10/19/2022 at 12:33 PM  
Date Time

☒ Civil Order: this Order will end on: 11/07/2022 at 05:00 PM  
Date Time

☐ Criminal Order: this Order will be in effect until the hearing on a final protective Order.

**NEXT HEARING:** There will be a hearing on: 11/07/2022 at 01:30 PM  
Date Time

at DuPage County Courthouse, 505 N. County Farm Road, Wheaton, IL 60187 in 3003  
Address of Courthouse Courtroom

☐ Other: \_\_\_\_\_

**Respondent:** A Plenary (long-term) Order of Protection may be entered if you do not come to this hearing.

## NOTE:

If you are completing this form for a minor child, a dependent adult, or a high-risk adult, insert information needed below as if you were that person. In other words, do not use your information.

1. **Petitioner's** ☒ address OR ☐ alternative address for notice  
929 SPINDLETREE, NAPERVILLE, IL 60565

**Page 1 of 4**



Case No. [REDACTED]

Ref. Case \_\_\_\_\_

Street Address, Apt #, City, State, Zip

Email

2. Respondent's date of birth (if known): 12/03/1984 Sex: M Race: WHITE

3. Respondent's address (if known):

929 SPINDLETREE, NAPERVILLE, IL 60565.

Street Address, Apt #, City, State, Zip

Respondent's Employer

Respondent's work hours

Respondent's Employer-Street Address, City, State, Zip

After reviewing the *Petition* and hearing the evidence and testimony of Petitioner, the Court makes findings which:

- ☒ Are stated on page 9 and 10 of this *Order*; OR
- ☐ Were made orally and videotaped or recorded by a court reporter and are incorporated into this *Order*.

THE COURT ORDERS THAT YOU OBEY ALL SECTIONS SELECTED BELOW:

"Petitioner" Includes All Persons Named Above As "People to Be Protected by This Order."

☒ 1. No Abuse (R01) (Police Enforced)Respondent shall not threaten or commit the following acts of abuse toward Petitioner (*check all that apply*):

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Harassment     | <input checked="" type="checkbox"/> Intimidation of a Dependent              |
| <input checked="" type="checkbox"/> Physical Abuse | <input type="checkbox"/> Exploitation of a High-Risk Adult with Disabilities |
| <input type="checkbox"/> Stalking                  | <input type="checkbox"/> Neglect of a High-Risk Adult with Disabilities      |
| <input type="checkbox"/> Willful Deprivation       | <input checked="" type="checkbox"/> Interference with Personal Liberty       |

☒ 2. Possession of Residence (R02) (Police Enforced)

These remedies do not affect who owns the property, only who gets to use or occupy

☒ Petitioner is granted exclusive possession of the residence and Respondent is ordered not to stay or be at the residence☒ Petitioner's residence is located at:

929 SPINDLETREE IN NAPERVILLE IL

Street Address, Apt #, City, State, Zip

OR

☐ Petitioner's address is undisclosed.BECAUSE (*check one*):

- ☐ Petitioner has a right to occupy the residence and Respondent has no right; OR
- ☐ Petitioner and Respondent both have the right to occupy the residence, but it would be harder on the Petitioner to leave after considering the factors set forth in 750 ILCS 60/214(b)(2)(B).

Provision of alternate housing. **Not available in an Emergency Order.**☒ 3. Stay Away from Petitioner and Certain Places (R03) (Police Enforced)

- ☒ Respondent shall not have any communication with Petitioner
- ☒ Respondent shall stay away from Petitioner at all times
- ☒ Respondent shall stay at least 1000 feet away from Petitioner at all times.

**Respondent:** If any protections are granted under Section 3, Respondent must not have ANY physical, non-physical, direct or indirect contact with Petitioner. If ordered to not communicate with Petitioner, communication includes oral communication, written communication, sign language, telephone and cell phone calls, faxes, texts, tweets, emails, posts, or communication by any other social media, and all other communication with Petitioner. This also includes contact or communication through others who may not know about the *Order of Protection*.

# EXHIBIT 4 Confidential

Case No. [REDACTED]

Ref. Case \_\_\_\_\_

☒ Respondent shall not be at or stay at any of these places while Petitioner is there:

☒ Places of employment of Petitioner, located at:

ELMWOOD ELEMENTARY AT 1024 MAGNOLIA LANE IN NAPERVILLE

Name, Street Address, City, State, Zip

Name, Street Address, City, State, Zip

☒ Schools, kindergartens, or daycare centers of Petitioner, located at:

ALL SAINTS CATHOLIC ACADEMY AT 1155 AURORA AVE IN NAPERVILLE

Name, Street Address, City, State, Zip

Name, Street Address, City, State, Zip

☐ For the safety of Petitioner, the name and location of the school or daycare is listed on the *Confidential Name & Location of the School or Childcare Provider* form.

☒ Other locations:

929 SPINDLETREE NAPERVILLE IL

Name, Street Address, City, State, Zip

Name, Street Address, City, State, Zip

☒ Respondent shall have the right to enter the residence listed in Section 2 only one time to retrieve the property listed in Section 10 of this Order, but only in the presence of:

☒ law enforcement OR ☐ another person: \_\_\_\_\_

Name of Person

☐ School Restrictions

\_\_\_\_\_ is an elementary, middle, or high school

Name of School

attended by both Respondent and Petitioner.

After considering the factors in 750 ILCS 60/214(b)(3)(B):

☐ Respondent shall not attend this school for as long as Petitioner is enrolled there;

☐ Respondent shall accept a change of placement or program at this school as determined by the public school district or by this private or non-public school; OR

☐ Respondent shall follow these restrictions on movement within the school: \_\_\_\_\_

☐ Requirements for Parents and Guardians

Respondent is a minor. To ensure that Respondent follows this Order, \_\_\_\_\_

Name of Parent or Guardian

shall do the following: \_\_\_\_\_

4. Counseling. Not available in an Emergency Order.

☒ 5. Care and Possession of Children

(R05) (Police/Court Enforced)

## Law Enforcement:

The provisions of this section are Police Enforced IF Respondent is ordered (see page 3, R03) to stay away from the minor children listed as "protected" as checked below.

Page 3 of 4

☒ Respondent and Petitioner are the parents of these minor children:

Child's Name (first, middle, last)	Age	State of Residence	Included as Protected Person?
[REDACTED]	[REDACTED]	IL	Yes
[REDACTED]	[REDACTED]	IL	Yes



# EXHIBIT ( Confidential

Case No. [REDACTED]

Ref. Case [REDACTED]

IL

Yes

☒ Parentage of the Children:

- ☐ The parties are NOT married and parentage HAS NOT been established.  
OR

☒ Parentage HAS been established because (check one):

- ☒ The children of the parties were born before or during the marriage of the parties, or within 300 days of termination of the marriage.
- ☐ The parties are NOT married but parentage has been established by one or more of the following:
- Both parties have signed a Voluntary Acknowledgment of Paternity (VAP) (if both parties' names are on the birth certificate, both parties signed the VAP).
  - A court or administrative order.
  - Other: \_\_\_\_\_

- ☒ The primary caretaker of the minor children is: ☒ Petitioner ☐ Respondent ☐ Other Person:

\_\_\_\_\_  
Name, Street Address, Apt. #, City, State, Zip

- ☒ Petitioner is granted the physical care and possession of the minor children.
- ☐ Respondent shall, personally or through a law enforcement agency as authorized by the court, return the minor children to the physical care of:
- ☐ Petitioner ☐ Other Person: \_\_\_\_\_

\_\_\_\_\_  
Name of Other Person

- ☐ Respondent shall return the children to: \_\_\_\_\_

\_\_\_\_\_  
Street Address, Apt #, City, State, Zip

- ☐ on \_\_\_\_\_ at \_\_\_\_\_ in the presence of:  
Date Time

\_\_\_\_\_  
Name of Person or Name of Law Enforcement Agency

- ☒ Respondent shall not remove the minor children from the physical care of Petitioner or from a school or childcare provider.  
The name of the school or provider is:  
1155 AURORA AVE , NAPERVILLE IL

- ☐ Within 24 hours of this Order being entered, the Circuit Clerk shall send written notice of the Order to the following school, daycare, or health care providers:

- ☐ For the safety of Petitioner, the name and location of the school or daycare is listed on the Confidential Name & Location of the School or Childcare Provider form.

6. Temporary Significant Decision-Making Responsibility. Not available in an Emergency Order.

- ☒ 7. Respondent's Parenting Time (formerly visitation) with the Minor Children

(R07) (Court Enforced)

Parenting time is:

- ☐ GRANTED for the Respondent (without restrictions as listed below.)
- ☐ RESERVED until a later hearing (The Court will not make ANY decision on parenting time right now).
- ☒ DENIED (No visits at all.)
- ☐ RESTRICTED (Visits with limits as listed below.)

If parenting time is DENIED or RESTRICTED, check the reasons below:

Respondent is likely to (check all that apply):

- ☒ Abuse or endanger the children during parenting time.
- ☒ Use parenting time to abuse or harass Petitioner, Petitioner's family, or household members.



Page 4 of 4

# Confidential

# EXHIBIT 5

IN THE CIRCUIT COURT FOR THE EIGHTEENTH JUDICIAL CIRCUIT  
DUPAGE COUNTY, WHEATON, ILLINOIS

THOMAS NEAL,	)	
<b>Plaintiff,</b>	)	
	)	
vs.	)	No. 2022 DC 915
	)	
MARIO NEAL,	)	
<b>Defendant.</b>	)	

## NOTICE OF FILING

TO: Mr. Mario Neal	Wendy Musielak, Esq.
929 Spindletree Ave.	Esp Kreuzer Cores, LLP
Naperville, IL 60565	400 S. County Farm Rd., Suite 200
<a href="mailto:MNeal@naperville203.org">MNeal@naperville203.org</a>	Wheaton, IL 60187
	<a href="mailto:familylaw@ekclawfirm.com">familylaw@ekclawfirm.com</a>

PLEASE TAKE NOTICE that on November 15, 2023, I filed with the Clerk of the Circuit Court for the 18th Judicial Circuit, Proof of Service of:

- *Notice of Subpoenaed Records Deposition – All Saints Catholic Academy.*

Said Proof of Service and Notice are hereby served upon you.

ROBERTS PC



Chuck Roberts  
**ROBERTS PC #21500**  
2100 Manchester Road  
Building B, Suite 1085  
Wheaton, Illinois 60187  
(630) 668-4211  
[notice@robertspc.com](mailto:notice@robertspc.com)

# EXHIBIT 5

## IN THE CIRCUIT COURT FOR THE EIGHTEENTH JUDICIAL CIRCUIT DUPAGE COUNTY, WHEATON, ILLINOIS

THOMAS NEAL,	)	
<b>Plaintiff,</b>	)	
	)	
vs.	)	No. 2022 DC 915
	)	
MARIO NEAL,	)	
<b>Defendant.</b>	)	

### **NOTICE OF SUBPOENAED RECORDS DEPOSITION**

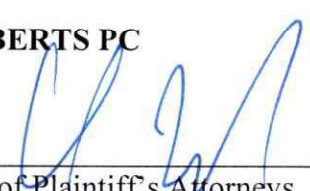
TO: Mr. Mario Neal	Wendy Musielak, Esq.
929 Spindletree Ave.	Esp Kreuzer Cores, LLP
Naperville, IL 60565	400 S. County Farm Rd., Suite 200
<a href="mailto:MNeal@naperville203.org">MNeal@naperville203.org</a>	Wheaton, IL 60187
	<a href="mailto:familylaw@ekclawfirm.com">familylaw@ekclawfirm.com</a>

YOU ARE HEREBY NOTIFIED that on **December 11, 2023 at 10:00 a.m.** we shall, for the purposes of discovery, take the subpoenaed records deposition as follows:

### **All Saints Catholic Academy**

before a Notary Public of DuPage County, Illinois at the offices of Roberts PC, 2100 Manchester Road, Building B, Suite 1085, Wheaton, Illinois 60187, in the above entitled cause, pursuant to applicable statutes and rules of Court. The above depositions will be taken for the purpose of discovery and copying of records and documents in the possession or control of the deponents and relating to the parties or issues in the above lawsuit. A copy of the Subpoena is attached.

**ROBERTS PC**

  
\_\_\_\_\_  
One of Plaintiff's Attorneys

Chuck Roberts  
[notice@robertspc.com](mailto:notice@robertspc.com)  
**ROBERTS PC #21500**  
2100 Manchester Road  
Building B, Suite 1085  
Wheaton, IL 60187  
(630) 668-4211

