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| THOMAS NEAL |) | | |
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| Petitioner/Counter-Respondent, |) | | |
| |) | | |
| And |) | 2022DC000915 | Candice Adams |
| |) | | e-filed in the 18th Judicial Circuit Court |
| |) | | DuPage County |
| MARIO NEAL |) | | ENVELOPE: 26365192 |
| |) | | 2022DC000915 |
| Respondent/Counter- |) | Judge Louis B. Aranda | FILEDATE: 2/13/2024 12:00 AM |
| Petitioner. |) | | Date Submitted: 2/12/2024 12:26 PM |
| |) | | Date Accepted: 2/13/2024 2:53 PM |
| |) | | VW |
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EMERGENCY MOTION FOR TEMPORARY CUSTODY AND CHILD SUPPORT

Mario Neal is making an urgent plea to this Court for the immediate modification of the existing custody order and temporary payment of child support. The children's lives and well-being are at risk while they are in the custody of Thomas Neal. This Court has thus far failed to address the abusive and dangerous behavior of Thomas Neal, Wendy Musielak, and Roger Hatcher, despite the credible evidence presented.

The urgency of this situation cannot be overstated. Mr. Neal provides the following facts to support his Emergency Motion:

1. The matter before the Court involves the safety, welfare, and emotional well-being of his minor children, GN, LN, and JN.
2. On December 22, 2023, this Court entered an order removing the children from Mr. Mario Neal's custody and placing them in the custody of Thomas Neal. Despite this, there is overwhelming and credible evidence of child abuse by Thomas Neal, casting serious doubt on the children's safety and welfare while in his care.
3. Specifically, when the order was signed, there was already an active Department of Child and Family Services investigation into allegations that Mr. Thomas Neal physically abused GN. Not only was this reported to Wendy Musielak weeks before the investigation started, but there are also disturbing attempts to undermine and influence the outcome of the investigation.
4. Most concerning, the existing order signed on December 22, 2023, singles out GN for a complete denial of contact and visitation with Mr. Mario Neal, causing needless trauma as evidenced by Gus's evident distress. No rationale was provided to justify this differential treatment, which appears to be an attempt to undermine the investigation relating to the allegations made by GN. The children's records from supervised visits provided by the DuPage County Family Center confirm the ongoing emotional trauma they suffer due to the separation from Mr. Mario Neal and the lack of clarity or closure regarding the allegations of abuse.
5. The shocking behavior by Wendy Musielak and the DuPage County Family Center's inability to contact her about GN's exclusion not only underscores her flagrant disregard for the children's welfare but also reveals a troubling lack of accountability in the system. Such callous and irresponsible behavior by those entrusted with the safety and welfare of the children is unacceptable and represents an egregious injustice. Furthermore, Wendy Musielak's continued involvement in the children's lives despite being reported for her unethical and illegal behavior is a clear indication of a flawed system that is failing to protect the children. It is imperative that this Honorable Court takes decisive action to rectify these injustices and prevent any further harm inflicted upon the children.
6. Additionally, on December 20, 2023, Mr. Roger Hatcher submitted false claims about Mr. Mario Neal with no evidence. This behavior raises alarming questions regarding perjury and abetting in legal proceedings. The court was made aware of his behavior, and a motion was filed to have him removed from court proceedings. Yet, he remains

involved in decisions about the children, and his baseless claims have inflicted profound and devastating wounds upon Mr. Mario Neal's life and his children.

7. Mr. Mario Neal's home provides a stable, safe, and loving environment for his children, with no reports ever suggesting that they have been unsafe in his care. Continued family separation causes immense and long-lasting harm to the children, especially GN, threatening them with irreparable psychological injury. Therefore, it is of utmost importance that the Court takes immediate action to modify the existing custody order and place the children in the custody of Mr. Neal, pending further hearings and investigations by other agencies, to ensure their safety, welfare, and emotional well-being are prioritized and protected.

8. During the December 22nd court hearing, Mr. Mario Neal was denied the right to a fair trial when claims were made by Thomas Neal's party that Mario was a danger to the children in his care, though there is no evidence to support this allegation, Mario Neal was not present to defend those claims. Meanwhile, the parent against whom allegations of abuse have been made by all three children, Thomas Neal, has yet to provide any evidence warranting such restrictive terms of the existing order. Despite these serious and unaddressed concerns relating to his behavior, the Court has failed to acknowledge them, leaving the children in danger and at risk of further harm. It is imperative that the Court immediately take the necessary action to ensure the safety, welfare, and emotional well-being of the children by granting Mr. Mario Neal's request for a full custody order and providing any additional relief deemed just and equitable.

9. The situation is dire, and expedited relief is required through this Emergency Motion as substantial, credible evidence suggests that the current arrangement directly endangers the children.

10. Finally, Mr. Thomas Neal attempted to submit discrepancies and potentially fraudulent practices regarding the child support calculation. However, there remain many questions that need to be addressed regarding the financial affidavit submitted to the court by Rick and Chuck Roberts, along with Thomas Neal. According to the information provided, Thomas Neal owes a child support payment of \$3,484.35 to Mario Neal. It is unacceptable to seek to defraud a parent of child support payments to which they are legally entitled, and such behavior demands the immediate attention of the Court. It is imperative that the Court takes all necessary steps to ensure that justice is served and that Mr. Mario Neal receives the child support payments he is rightfully owed.

Thus, Mr. Mario Neal respectfully requests that this Honorable Court immediately grant his Emergency Motion and take the following urgent steps:

A. Modify the existing custody order and place the minor children in custody of Mr. Mario Neal pending further hearings and investigations;

B. Order Mr. Thomas Neal to pay immediate temporary child support in accordance with the Illinois Guidelines; and

C. Provide any additional relief deemed just and equitable.

Mr. Neal believes that any delay by the Court in addressing this critical matter will cause irreparable harm to the children, and he urges swift action.

Respectfully submitted,



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.

A handwritten signature in black ink that reads "Mario Neal". The signature is written in a cursive, flowing style. The first name "Mario" is connected to the last name "Neal".

Mario Neal