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IRWIN BUTER (1931-2003)
GLENN S. BUZARD
GARY FISHBEIN
KRISTINA C. ROYCE
ASHLEY M. SILBERFELD

TELEPHONE

AZITA MOSBAT
MICHELLE FAY
ALI L. FISHBEIN

January 11, 2017

By Facsimile to [REDACTED] Only

Larry A. Ginsberg
Harris-Ginsberg LLP
[REDACTED]

**Re: Marriage of Paula Patton and Robin Thicke (Post-Dissolution)
L.A.S.C. Case No. BD 609292**

Dear Larry:

Please take notice that on Thursday, January 12, 2017, at 8:30 a.m. in Department 88 of the Los Angeles Superior Court, located at 111 N. Hill Street, Los Angeles, CA 90012, Petitioner, Paula Patton, will file an *ex parte* application requesting the following relief:

1. Pending further hearing, Respondent's custodial time shall be exercised as follows:
 - a. Every Thursday, commencing at pick up from school, or 3:00 p.m. if there is no school, and continuing until 7:00 p.m.;
 - b. Every Friday, commencing at pick up from school, or 2:00 p.m. if there is no school, and continuing until 7:00 p.m.; and
 - c. Every Saturday, commencing at 10:00 a.m. and continuing until 7:00 p.m.
2. A professional monitor shall be present during Respondent's custodial time with the minor child. At no time shall the minor child be left alone with Respondent without a professional monitor present. The cost of a professional monitor shall be paid by Respondent.
3. Neither party shall ingest or otherwise use illegal or non-prescription drugs while the minor child is in his/her custody. Neither party shall ingest or use prescription drugs in excess of the prescribed amount while the minor child is in his/her custody.

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Larry A. Ginsberg

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4. Neither party shall consume alcohol while the minor child is in his/her custody.

5. Neither party shall use corporal punishment against the minor child for any reason or under any circumstances.

6. The minor child shall forthwith be enrolled in and participate in counseling with Betsy Brown Braun pursuant to Family Code §3190. Both parties shall ensure that the minor child attends scheduled therapy sessions and the cost of all sessions shall be equally shared by the parties.

7. Minor's counsel shall be appointed to represent the minor child pursuant to Family Code § 3150 and California Rule of Court 5.240. The parties shall equally share in all costs related to the minor child's appointment of counsel.

8. Respondent shall attend and complete a parenting class with either Dr. Nancy Satenberg or Carol R. Hirshfield, Ph.D.

Please advise if you intend to oppose this application.

Very truly yours,



ALI L. FISHBEIN

AF:sj

cc: Paula Patton
Gary Fishbein, Esq. (l/o)

From: Gary Fishbein [REDACTED]
Sent: Wednesday, January 11, 2017 11:52 AM
To: Larry Ginsberg [REDACTED]
Cc: Angela Pierce di Donato [REDACTED]; Ali Fishbein [REDACTED]
Subject: Re: Thicke/Patton Matter

You're kind of ducking the issues so we will let the court decide Thanks

Sent from my iPhone

On Jan 11, 2017, at 11:50 AM, Larry Ginsberg [REDACTED] wrote:

Gary --

As I said, I am not responding or dealing with the proposals in that now we need to run around and prepare a response to the ex parte application. We've had to "switch gears" because of the ex parte application.

Paula's choice to proceed in this fashion has left us with no alternative.

Larry

Larry A. Ginsberg, Esq.
HARRIS-GINSBERG LLP

PASADENA OFFICE

Certified Specialist, Family Law
The California Board of Legal Specialization, State Bar of California

Fellow of the American Academy of Matrimonial Lawyers

Fellow of the International Academy of Family Lawyers

From: Gary Fishbein [REDACTED]
Sent: Wednesday, January 11, 2017 11:46 AM
To: Larry Ginsberg [REDACTED]

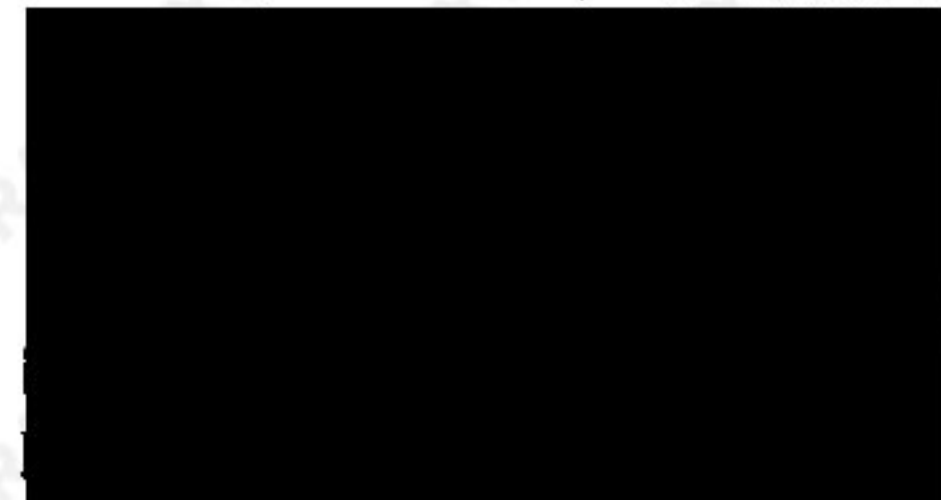
Cc: Angela Pierce di Donato [REDACTED]; Ali Fishbein [REDACTED]

Subject: RE: Thicke/Patton Matter

The short answer to your email is that I spoke with you yesterday early morning. I did not hear anything from you the rest of the day. I explained the exigency and would have thought that a response would have been coming from you yesterday, even one that said, you are working on it. That didn't happen. As far as mediation, no judgment can eliminate a parties' need to seek ex parte relief regarding a child and protecting the health, safety and welfare of that child. Paula's action are designed to protect Julian and as the judgment requires Julian to be with his father starting tomorrow, we had no alternative but to proceed to attempt to protect Julian. Interestingly, in your email below you still don't respond to any of the specific requests I proposed yesterday.

Gary Fishbein, Esq.

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From: Larry Ginsberg [REDACTED]

Sent: Wednesday, January 11, 2017 11:39 AM

To: Gary Fishbein [REDACTED]

Cc: Angela Pierce di Donato [REDACTED]

Subject: Thicke/Patton Matter

Gary --

I am in receipt of Paula's ex parte notice for tomorrow.

There is absolutely no emergency warranting this kind of action.

As you know we spoke yesterday morning and discussed alternatives to move this matter forward without necessarily involving these parties, and most particularly Julian, in a public and difficult process.

As such I was shocked to receive the ex parte notice this morning, and in particular to see the nature and extent of the orders requested which, as you know, go beyond even the proposals presented by you during our conversation of yesterday. I can only surmise that Paula is refusing to work together, as we discussed yesterday, and is instead determined to take this very private matter public, notwithstanding the harm to Julian in doing so.

We were in the process of preparing a proposal to move this matter forward when we received your ex parte notice. We have now turned our attention to preparing a response thereto, notwithstanding the complete lack of basis with regard to the requests made.

Be reminded of that which we discussed yesterday which is that, per paragraph 27 of the Judgment in this matter, the parties are required to attend two sessions of mediation with a mutually agreeable mediator prior to commencing any court action. As with Paula unilateral interference with Robin's custodial period of last week, the action of proceeding to court in this fashion is again in violation of the Court's Judgment.

Our request is that Paula see her way clear to returning herself to a position of compliance with the Court's Judgment by withdrawing the subject ex parte application and agreeing to immediately meet with Peter Spelman or another mutually agreeable mediator to make efforts to resolve the issues presented.

We note as well that, as stated to you by Angela Di Donato, the DCFS/County Counsel did not see fit or apparently find any basis based on all information available to issue any limiting or restrictive orders with regard to Robin's time and/or contact with Julian. This remains the case even after having interviewed Julian and Paula.

As I informed you yesterday DCFS will be interviewing Robin tomorrow.

This process appears to be a "grab" by Paula to leverage the DCFS report into something completely unwarranted and baseless in that she likely knows that the DCFS report will come back "unfounded" given the lack of any immediate steps taken by that agency.

I assume that Paula will not agree to comply with the Judgment and the mediation requirements given her actions of the past week or so. If that is not the case and she is willing to work through the process as is required by the Judgment and as we discussed yesterday, please let me know.

Larry

Larry A. Ginsberg, Esq.
HARRIS-GINSBERG LLP

PASADENA OFFICE

Certified Specialist, Family Law
The California Board of Legal Specialization, State Bar of California

Fellow of the American Academy of Matrimonial Lawyers

Fellow of the International Academy of Family Lawyers

-----Original Message-----

From: Angela Pierce di Donato [REDACTED]

Sent: Monday, January 09, 2017 9:49 AM

To: Larry Ginsberg [REDACTED]

Cc: Gary Fishbein [REDACTED]

Subject: Re: Thicke/Patton

Hi Gary

Based on my representation that DCFS did not instruct Paula to withhold Julian and has placed no restrictions on Tobin's custodial time, will you be advising Paula to return Julian to Robin? She wrongfully kept him for four days and has had him now for over a week. I suggest that she return him today to make up for the time she withheld him. Please let me know her position right away so Robin knows whether to pick Julian up from school today. Thank you

Angela Pierce di Donato
Sent from my iPhone

-----Original Message-----

From: Gary Fishbein [REDACTED]
Sent: Monday, January 09, 2017 9:57 AM
To: Angela Pierce di Donato [REDACTED]
Cc: Larry Ginsberg [REDACTED]
Subject: Re: Thicke/Patton

Per the judgment this is my client's custodial time. I need to have a discussion with Larry at some point today which I will hopefully have an opportunity to do this afternoon when I'm back from court.

Sent from my iPhone

> On Jan 9, 2017, at 9:49 AM, Angela Pierce di Donato [REDACTED] wrote:
>
> Hi Gary
>
> Based on my representation that DCFS did not instruct Paula to
> withhold Julian and has placed no restrictions on Tobin's custodial
> time, will you be advising Paula to return Julian to Robin? She
> wrongfully kept him for four days and has had him now for over a week.
> I suggest that she return him today to make up for the time she
> withheld him. Please let me know her position right away so Robin
> knows whether to pick Julian up from school today. Thank you
>
> Angela Pierce di Donato
> Sent from my iPhone

EXHIBIT H