

AAB

Dad

AAB

Q Search

Contacts

Recent

Skype

Echo / Sound Test Service

Heidi Brush



Do Not Disturb (on a mobile device)

7:52 PM

Video Call

Send Message

+1

Add participants, send files and more

Call to Heidi Brush, no answer.

Call to Heidi Brush, no answer.

Call to Heidi Brush, no answer.

Call from Heidi Brush, duration 00:25.

Call to Heidi Brush, no answer.

Call to Heidi Brush, no answer.

Send a message

via Skype

Want to receive Skype calls when offline? See...

DATE-TIME PROPERTIES

Date: 10/25/2014 Time: 6:52:27 PM

Time Zone: Internet Time

1	2	3	4
5	6	7	8
9	10	11	12
13	14	15	16
17	18	19	20
21	22	23	24
25	27	28	29
30	31		

Current time zone: Central Standard Time

OK Cancel Apply

AAB

AAB

AA13

Skype [redacted] Heidi Brush  
Skype Contacts Conversation Call View Tools Help

AA13  
s Dial

Search  
Contacts  
Recent



Offline  
7:10 PM

Skype

Echo / Sound Test Service



Laura Brankhan-Johnson

Today Tuesday, January 28, 2014

Call to Heidi Brush, no answer.

Call from Heidi Brush, duration 00:11.

Call to Heidi Brush, busy.

Call to Heidi Brush, no answer.

Call to Heidi Brush, no answer.

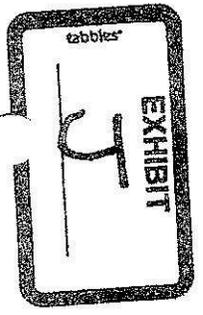
Send a message

Send

via Skype

AA13

✓





# THE MAZZA LAW GROUP, P.C.

3081 ENTERPRISE DRIVE, SUITE 2, STATE COLLEGE, PA 16801  
(814) 237-6255 (814) 237-5752 FAX  
www.mazzalaw.com

January 23, 2014

VIA U. S. MAIL & FACSIMILE (814) 867-8051

Jennifer P. Bierly, Esq.  
Babst, Calland, Clements & Zomnir  
330 Innovation Blvd.  
State College, PA 16803

Re: Heidi Brush-Feldman v. Leland Feldman  
Docket No. 2012-3103

Dear Jen:

I write as a follow-up to our telephone conversation yesterday.

In response to my inquiry about the lack of video connection during Skype communications, you indicated that [REDACTED] <sup>AAB</sup> was responsible for not enabling the video connection. In the future, please be sure to have your client take control of the technical aspects of the Skype communication to ensure that the video connection is enabled and remains enabled throughout the communication.

In addition, I write to reiterate our client's position with regard to Paragraph 1(e) of the custody Court Order dated December 27, 2013. There does not appear to be any valid reason why Ms. Brush cannot provide our client with weekly copies of school papers, projects or other products of the child's development. Since Ms. Brush is refusing to provide contact information with regard to any of [REDACTED]'s providers, the provision of this information is even more vital. <sup>AAB</sup>

Finally, I wish to reiterate our client's demand for general information regarding the child's health and food allergies. Ms. Brush has not provided any response to our client's emails requesting this information.

WILLIAM I. ARBUCKLE, III; MARK S. WEAVER; DESIREE F. FRALICK  
STEVEN P. TRIALONAS; JOSEPH C. KORSAK (OF COUNSEL)  
S. PAUL MAZZA, JR. 1956-2013



Jennifer P. Bierly, Esq.  
January 23, 2014  
Page 2 of 2

Thank you for your anticipated cooperation.

Very truly yours,  
The Mazza Law Group, P.C.

A handwritten signature in black ink, appearing to read "Mark S. Weaver". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Mark S. Weaver

MSW/cmm

c: Leland Feldman (via email)

W:\Clients\F\Feldman, Leland\Bierly.01-23-14.docx

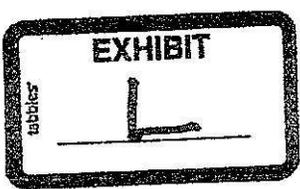
From: Leland Feldman <[REDACTED]@gmail.com>  
Date: Wed, Jan 15, 2014 at 11:24 AM  
Subject: [REDACTED] AAB  
To: Heidi Brush [REDACTED]

Hello,

1. How is [REDACTED] AAB's general health? Has she needed to see any physician(s) since her relocation?
2. How is [REDACTED] AAB's dental health? Has she needed to any dentist(s) since her relocation?
3. I am still planning on making [REDACTED] a small cake to celebrate her recent birthday. Does [REDACTED] AAB have any food allergies or sensitivities? AAB

Thank you.

Leland Feldman



## **APPENDIX S**

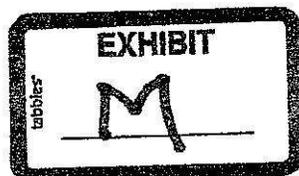
### **Confidentiality:**

Information obtained by the Child Access Center is confidential; however, under the following circumstances information will be released:

- Records requested in writing by a law enforcement agency, probation and parole department or Children and Youth Services during the course of an investigation
- All staff, interns and volunteers are mandated reporters and are required to report suspected child abuse to the Program Director. All staff, interns and volunteers are required to report any threat to the person or property of others to the Program Director. The Program Director will report child abuse or credible threats to the person or property of others to the appropriate authorities
- Records ordered by the court

Identifying information (address, phone number, etc.) is confidential and will not be shared with the other parent.

Parents have access to the exchange logs kept by the Child Access Center. Requests for these logs must be made in writing. Once the written request is received, the logs will be given to you within 72 hours. A copy will also be provided to the other parent.



COMMONWEALTH OF PENNSYLVANIA :  
COUNTY OF CENTRE :

VERIFICATION

I verify that the statements made in the foregoing are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C. S. Section 4904 relating to unsworn falsification to authorities.

1-30-14  
Date

Leland C. Feldman  
Leland Feldman

IN THE COURT OF COMMON PLEAS  
OF CENTRE COUNTY, PENNSYLVANIA  
CIVIL ACTION

HEIDI BRUSH,  
Plaintiff

v.

LELAND FELDMAN,  
Defendant

)  
)  
)  
)  
)  
)  
)

No. 2012-3103

CUSTODY

**CERTIFICATE OF SERVICE**

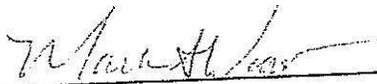
I hereby certify that a true and correct copy of the foregoing Defendant's  
Petition for Contempt and Special Relief was served on all parties of record in the  
manner indicated below, which service satisfied the requirements of Pa. R.C.P. 440.

SERVICE BY FIRST CLASS MAIL ADDRESSED AS FOLLOWS:

Jennifer P. Bierly, Esq.  
Babst, Calland, Clements & Zomnir  
330 Innovation Blvd.  
State College, PA 16803

Date

1-31-14

  
Mark S. Weaver

Attorney for Defendant

PA ID No.: 63044

The Mazza Law Group, P.C.

3081 Enterprise Drive, Suite 2

State College, PA 16801-2756

Telephone: (814) 237-6255

Facsimile: (814) 237-5752

E-mail: [weaver@mazzalaw.com](mailto:weaver@mazzalaw.com)

COPY

IN THE COURT OF COMMON PLEAS OF CENTRE COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

HEIDI BRUSH, :  
Plaintiff, :  
v. : No. 2012-3103  
LELAND FELDMAN, :  
Defendant. : IN CUSTODY

SCHEDULING REQUEST

- \* Kindly schedule the attached Petition to Modify Custody Order for hearing before the Court. It is anticipated that the matter will require approximately thirty (30) minutes for resolution.
- \* The undersigned certifies that good faith efforts were made to resolve this matter without the necessity of Court involvement.
- \* Opposing counsel does does not oppose the relief sought.

2/4/14  
Date \_\_\_\_\_ Jennifer P. Bierly, Esquire  
(814) 867-8055 \_\_\_\_\_  
Phone \_\_\_\_\_ E-Mail Address jbieerly@babstealland.com

ORDER

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2014, upon consideration of the Petition to Modify Custody Order, it is the ORDER of this Court that the hearing is scheduled for the \_\_\_\_\_ day of \_\_\_\_\_, 2014, at \_\_\_\_\_ a.m./p.m., in Courtroom No. \_\_\_\_\_ of the:

- Centre County Courthouse, 102 South Allegheny Street, Bellefonte, Pennsylvania.
- Centre County Courthouse Annex, 108 South Allegheny Street, Bellefonte, Pennsylvania.

BY THE COURT:

\_\_\_\_\_  
J.

Petition to Modify Custody Order

# **APPENDIX**

## **H**

IN THE COURT OF COMMON PLEAS  
CENTRE COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

HEIDI BRUSH : NO. 2012-3103  
: :  
VS : :  
LELAND FELDMAN : :  
HEIDI BRUSH : NO. 2012-4656  
: :  
VS : :  
LELAND FELDMAN : :

TRANSCRIPT OF PROCEEDINGS

BEFORE: Katherine V. Oliver, Judge

DATE: September 7, 2018

PLACE: Centre County Courthouse  
Courtroom No. 3  
102 South Allegheny Street  
Bellefonte, PA 16823

APPEARANCES:

FOR THE PLAINTIFF:  
Vistonia Viddy, Esquire  
Douglas Hearn, Esquire

FOR THE DEFENDANT:  
Pro Se

NOTES BY: Patricia A. Grey, RPR  
Official Court Reporter  
Room 208, Centre County Courthouse  
102 South Allegheny Street  
Bellefonte, PA 16823  
814-355-6734 OR FAX 814-548-1158

1 to come to a compromise in regards to custody. Didn't  
2 even get a response.

3 THE COURT: And she is not counsel of  
4 record any more.

5 MR. FELDMAN: She is not.

6 If there is -- I mean, I don't know if  
7 Ms. Viddy -- if we need to go and have a hearing, we'll  
8 have a hearing. If not, I'm certainly -- I would very  
9 much like to have this solved such that it's just  
10 between these parties here and it doesn't need to come  
11 to the Court's attention and it doesn't need to take up  
12 the Court's time. That's certainly the absolute goal  
13 that I was -- that I'm trying to make happen. However,  
14 it seems as though they want a hearing. I don't. I  
15 would like to come to an agreement.

16 THE COURT: You would like to? I'm  
17 sorry?

18 MR. FELDMAN: Come to an agreement.

19 THE COURT: Thank you.

20 MS. VIDDY: Our agreement is through  
21 letters and the gifts right now but we are not in a  
22 position to change the agreement right now, Your Honor.  
23 So, I would like to keep it at least the status quo.

24 THE COURT: So, you're not in a position  
25 to even entertain the possibility of -- let me just

1 start here to see how extreme your position is. You are  
2 not in a position, and I didn't mean that as any kind of  
3 a judgment on it. I don't know enough about this case.  
4 You are not in a position to even entertain the  
5 possibility of one hour of supervised physical custody a  
6 month?

7 MS. VIDDY: We are not, Your Honor.

8 THE COURT: And why is that?

9 MS. VIDDY: Because of the history.

10 THE COURT: Give me a thumbnail sketch of  
11 your perception of the history. I'm not asking for  
12 agreement.

13 MS. VIDDY: There have been numbers of  
14 incidences where Mr. Leland -- Mr. Freidman (sic) has  
15 hit my client when she was pregnant. He hit her. He  
16 has thrown a coffee mug across the room when she's  
17 holding the child. He has threatened to harm her and  
18 AAB. The last visit he followed them outside. They  
19 tried a supervised visit in Maryland. He followed them  
20 out. He quizzed AAB about her phone number, details  
21 about her mother. There was an incident where my client  
22 was attacked and we believe that Mr. Leland (sic) may  
23 have played a role in that.

24 THE COURT: Mr. Feldman.

25 MS. VIDDY: Excuse me, Mr. Friedman

# **APPENDIX**

## **I**

M  
THE MAZZALAW GROUP, P.C.

3081 ENTERPRISE DRIVE, SUITE 2, STATE COLLEGE, PA 16801  
(814) 237-6255 (814) 237-5752 FAX  
www.mazzalaw.com

May 24, 2013

VIA U.S. MAIL & FACSIMILE (814) 234-0933

Raquel A. Ross, Esq.  
Raquel Ross Law  
1315 South Allen Street, Suite 310  
State College, PA 16801

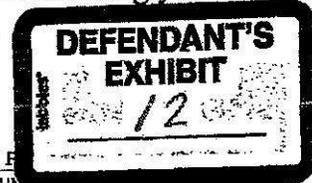
Re: Heidi Brush-Feldman v. Leland Feldman  
No. CP-14-CV-3103-2012 (Custody)  
Heidi Brush v. Leland Feldman  
No. CP-14-CV-4656-2012 (PFA)

Dear Raquel:

Enclosed please find a Notice of Taking Deposition scheduling your deposition for Thursday, June 6, 2013 at 12:00 p.m. at our office on Enterprise Drive, State College, Pennsylvania. In addition, enclosed is a Subpoena *Duces Tecum* requiring that you bring the threatening communication from Mr. Leland Feldman which you disclosed to Attorney Bierly via telephone.

In lieu of attending the deposition, we are willing to accept a copy of the above communication together with an Affidavit from you containing the following information:

1. Date you received the communication from Mr. Feldman;
2. What language in the communication made you believe that Mr. Feldman was threatening another person or persons;
3. What persons you believed were being threatened;
4. Date you contacted Attorney Bierly; and
5. What communication, if any, you had with Mr. Feldman following your receipt of the threatening communication to discuss its content.



Raquel A. Ross, Esq.  
May 24, 2013  
Page 2 of 2

Finally, I enclose an Authorization and Waiver of Privilege signed by Mr. Feldman allowing you to release the above information to us if you choose to forgo the deposition.

If you would like to discuss the above matter, please contact me.

Very truly yours,  
The Mazza Law Group, P.C.



Mark S. Weaver

MSW/cmm

c: Leland Feldman  
Jennifer P. Bierly, Esq.

W:\Clients\F\Feldman, Leland\ross.05-09-13.docx

Commonwealth of Pennsylvania  
COUNTY OF CENTRE

HEIDI BRUSH-FELDMAN

VS.

LELAND FELDMAN

SUBPOENA DUCES TECUM

TO RAQUEL A. ROSS, Esquire, 1315 South Allen St, Ste 310, State College, PA

You are ordered by the court to come to The Mazza Law Group, PC, 3081 Enterprise Drive,

Site 2, State College at ~~Enterprise~~, Pennsylvania, on

Thursday, June 6, 2013 at 12:00 P. M. to testify on behalf of

Leland Feldman in the above captioned case

and to remain until excused.

And bring with you the following: A copy of the threatening

communication from Leland Feldman which caused you to contact Attorney

Bierly because of a concern for the safety of others.

Witness, the Honorable, Thomas K. Kistler, President Judge of our said

Court at Bellefonte, this 24th day of May, A.D. 20 13

*Thomas K. Kistler*  
Prothonotary

If you fail to attend or to produce the documents or things required by this Subpoena, you may be subject to the sanctions authorized by Rule 234.5 of the Pennsylvania rules of Procedure, including, but not limited to, costs, attorney fees, and imprisonment.

cc 106



**RAQUEL ROSSLAW, L.L.C.**

1315 South Allen St, Suite 310  
State College, PA 16801  
P: 814.234.0266 • F: 814.234.0933  
RaquelRossLaw@gmail.com  
www.StateCollegeLegal.com

May 31, 2013

VIA U.S. MAIL AND FACSIMILE (814-237-5752)

Mark S. Weaver, Esquire  
The Mazza Law Group, PC  
3081 Enterprise Drive, Suite 2  
State College, PA 16801

RE: Heidi Brush v. Leland Feldman  
Case No. 2012-4656 (PFA)  
Case No. 2012-3103 (Custody)

Dear Mark:

Please find enclosed email correspondence from Mr. Feldman to myself from the dates of March 6, 7, and 27. The transmittal of this correspondence satisfies the Subpoena *Duces Tecum* dated May 24, 2013 from your office which is enclosed for your reference.

Very Truly Yours,  
Raquel Ross Law, L.L.C.



Raquel A. Ross

RAR:ceh  
Enclosures

Exhibit A

**Raquel Ross**

---

**From:** Leland Feldman [REDACTED]  
**Sent:** Wednesday, March 06, 2013 11:41 PM  
**To:** Raquel Ross  
**Subject:** Re: Answer to Counter-Petition

You stated in your email of February 27, 2013 that "Ms. Bierly was not in agreement with any changes to custody until the results of the investigation by the University Park Police as to the incident with Ms. Brush is concluded, to which her honor agreed." You further stated that "her honor wishes to be cautious".

By your statements, it is apparent that the judge will rule against me, or at the very least, is exceptionally prejudiced against me, and will remain exceptionally prejudiced against me until the results of the investigation by the University Park Police is completed.

I do not understand the wisdom of taking unnecessary action at this time in a court that by your statements is exceptionally prejudiced against me and will in all likelihood, but again, rule against my being allowed to spend time with Audrey.

I suggest making a strong response to Ms. Bierly's counter-petition by waiting until the University Park Police issue their report. I HAD NOTHING TO DO WITH THE INCIDENT OF DECEMBER 12, 2012.

I do not understand why are you in such a rush to answer Ms. Bierly's Counter-Petition in such a weak manner? Why not answer Ms. Bierly's Counter-Petition with a copy of the University Park Police Report stapled on to your response? That will be a far stronger response. As I stated above, I had nothing to do with the incident of December 12, 2012. There is nothing in the Universe for the Police to find that could possibly link me to the incident of December 12, 2012.

I do not approve of filing anything in a courtroom which is presided by a Judge who is prejudiced against me before she has even seen the police report.

As I stated before, unless there is a procedural requirement or time limit of some sort that is approaching, do not file anything with the court. You cannot effectively respond to or fight against a Police Report that has not been produced.

If there is a strategy here or something I am missing, please enlighten me.

It is of vital importance that my daughter have a father who is present in her life.

Moving forward, before the police report is released, will almost certainly result in but another significant defeat. The Judge stated as much by her decision in the last Conference.

**From:** Raquel Ross <raquelrosslaw@gmail.com>  
**To:** 'Leland Feldman' [REDACTED]  
**Sent:** Wednesday, March 6, 2013 8:00 AM  
**Subject:** RE: Answer to Counter-Petition

Please provide me with feedback by Thursday so that I can have it filed by Friday.

Thanks

Raquel A. Ross, Esquire  
RAQUEL ROSSLAW LLC.

---

**From:** Leland Feldman [mailto: [REDACTED]]  
**Sent:** Tuesday, March 05, 2013 6:19 PM  
**To:** Raquel Ross  
**Subject:** Re: Answer to Counter-Petition

Hold off on filing the response until I have had time to review your answer to the Counter-Petition. I have been extremely busy at work.

Let me know if there is any kind of hard deadline or time limit for filing the Counter-Petition that is approaching.

**From:** Raquel Ross <raquelrosslaw@gmail.com>  
**To:** Leland Feldman [REDACTED]  
**Sent:** Tuesday, March 05, 2013 8:05 PM  
**Subject:** FW: Answer to Counter-Petition

Let me know if you have any thoughts or questions regarding this answer. I would like to file it as soon as possible.

Thanks

Raquel A. Ross, Esquire  
RAQUEL ROSSLAW LLC.

---

**From:** Raquel Ross [mailto:raquelrosslaw@gmail.com]  
**Sent:** Friday, March 01, 2013 4:16 PM  
**To:** Leland Feldman  
**Subject:** Answer to Counter-Petition

Lee,

Attached is my proposed Answer to the Counter-Petition filed by Attorney Bierly

Thanks

Raquel A. Ross, Esquire  
RAQUEL ROSSLAW LLC.  
1315 S. Allen Street, Suite 310  
State College, PA 16801  
P: (814) 234-0266  
F: (814) 234-0933  
[RaquelRossLaw@gmail.com](mailto:RaquelRossLaw@gmail.com)  
<http://www.statecollegelegal.com/>

**Raquel Ross**

---

**From:** Leland Feldman [REDACTED]  
**Sent:** Thursday, March 07, 2013 7:24 PM  
**To:** Raquel Ross  
**Subject:** Re: Answer to Counter-Petition

When you state in your email "What I failed to mention in my prior email is that when I was arguing about your lack of access to your daughter being unfair, she also agreed", it is evident that even the Judge knows full well that she is prejudiced against me and is not being fair.

I am mystified as to why you do not believe that this Judge is prejudiced against me.

At the very least I can't understand how you do not believe that it is at least possible that the Judge is indeed prejudiced against me when you wrote that the judge verbally agreed that I am being unfairly denied access to my daughter. How much clearer does it get? You seem to be the only of the three of us (the Judge, you and I) who doesn't think the Judge is being unfair. Even the Judge admits she is being unfair.

But whatever.

I have the following instruction:

1. Heidi last allowed me to see Audrey in May of 2012, and the incident in Colorado occurred in late 2008. Please make those changes in your Answer to Ms. Bierly's Counter-Petition, and file the Counter-Petition.

**Raquel Ross**

---

**From:** Leland Feldman [REDACTED]  
**Sent:** Wednesday, March 27, 2013 6:17 PM  
**To:** Raquel Ross  
**Subject:** Voluntary PFA

You clearly and repeatedly stated in our meeting in your office in January 2013 that you had negotiated an agreement with opposition counsel, that Heidi had also agreed to in regards to the PFA issue and visitation with [REDACTED]

*AAB*  
The agreement you described consisted of my accepting an 18 month voluntary PFA, in exchange for opposition counsel and Heidi agreeing to accept my being allowed to commence visits with [REDACTED] under the auspices of one of the Centre County's Monitoring Programs. You further stated to me repeatedly in our meeting in January 2013 that should Heidi and/or the opposition decide to renege on the above agreement after I agreed to accept the 18 month voluntary PFA, one of only two results would follow:

- 1) The Judge would order Heidi to allow me to regularly see [REDACTED] *AAB*  
or
- 2) If the Judge did not order Heidi to allow me to regularly see [REDACTED] under one of Centre County's Monitoring Programs, the Judge would be overturned on appeal and a higher court would thereby order Heidi to allow me to see [REDACTED] *AAB*

*AAB* I had agreed to the voluntary PFA because you had related to me that my agreeing to the voluntary PFA was part of a legitimate, legally enforceable agreement, and that if the opposition reneged on their portion of the agreement, it would result in, as I stated above, either the Judge ordering Heidi to allow me to regularly see [REDACTED] or if the Judge did not order that I be allowed to see [REDACTED] after being presented with the totality of the above described agreement, the judge would be overturned on appeal. *AAB*

I am still totally shocked at what has instead happened. Nothing close to what you described to me in the meeting at your office in January 2013 has occurred.

After I agreed to the voluntary PFA, you entered a Petition For Modification of Custody Order. Instead of the opposition making good on their side of the legally enforceable agreement which you had related to me, the opposition responded with an Answer to Petition for Modification of Custody Order and Counter-Petition for Modification of the Custody Order. Included in the Counter-Petition for Modification of the Custody Order is the opposition's request for Sole Legal Custody of Audrey.

Not only did the opposition not keep their side of the agreement that you sold me on, but now they have filed for Sole Legal Custody of [REDACTED] *AAD*

I gave up my right to a hearing based on your advice in regards to the PFA, I get stuck with a baseless voluntary PFA and I do not get in return what was promised me in return for agreeing to the voluntary PFA.

The opposition gave up pretty much of nothing, reneged on the agreement you claim to have made with them and gained a tool, which by my recent reading and understanding of Pennsylvania Law, tells me that the voluntary PFA I agreed to will be able to be used against me by the opposition in the upcoming custody hearing on May 22, 2013. You stated to me that the voluntary PFA I agreed to cannot be brought up or be brought into consideration in any future custody hearing. Is that indeed the case?

You bizarrely stated in your email to me dated February 28, 2013 that "this was an outcome which we discussed". That is not true.

I would NEVER have agreed to become subject to the voluntary PFA, had any possible outcome been broached that resulted in anything but my being allowed to see [REDACTED] on a reasonable, regular and continuing basis. *AAB*  
As the opposition has not made good on their side of the agreement that you negotiated, what are my options?  
Do I have any options other than going to the hearing on May 22, 2013, having given the opposition one more tool to use against me, at no, or exceptionally close to no cost to them?

Can I now unilaterally renege on my agreeing to the voluntary PFA, as the opposition reneged on their portion of the agreement? Do contracts and consideration mean nothing in Pennsylvania?  
Many months ago I put the greatest of faith and trust into you, with the promise that you would fight diligently, effectively, professionally, honestly, competently and hopefully successfully, such that my daughter would have a dad in her very young life.

Leland Feldman