



COMMONWEALTH OF PENNSYLVANIA

VS

SKYLER WALLACE

MONROE COUNTY BAR ASSOCIATION

2018 INVITATIONAL TOURNAMENT

Hosted by POCONO MOUNTAIN EAST HS

November 17, 2018

2018 Monroe County Bar Association Mock Trial Case
IN THE COURT OF COMMON PLEAS-POCONO COUNTY

COMMONWEALTH OF PENNSYLVANIA * # 57 Criminal 2018
vs *
Skyler Wallace, Defendant * Manslaughter

STIPULATED FACTS:

Skyler Wallace and Sawyer Passarelli were the parents of Moonbeam Barnett, an infant child who died from Infirmitas Intermittens, a rare disease. Wallace and Passarelli had lived in Delaware following the birth of Moonbeam. Passarelli still lives in Delaware. Wallace relocated to Pennsylvania on June 25, 2018. Moonbeam was pronounced dead on July 2, 2018 by Doctor Rowan Molnar, M.D. The cause of death was liver failure.

Wallace and Passarelli were engaged in an on again/off again romantic relationship while they were living in Delaware. Although they never married, they shared a house in Hockessin, Delaware. Moonbeam was born on December 29, 2016. Wallace chose the name Moonbeam to show support for the religious sect she was a member of, the Church of the Divine Sylvan. The Church was located on a compound in Pocono County, Pa. Pocono County is located just across the state line from Delaware, approximately 2 miles from Hockessin, De. Passarelli chose the last name of Barnett for the child to honor his maternal grandfather.

Moonbeam developed medical difficulties shortly after birth. Early diagnosis of Moonbeam's problems centered around lethargy and paleness. A remedy for this would be a blood transfusion, but it initially wasn't called for by her treating physician in Delaware, Dr. Rowan Molnar.

The relationship between Wallace and Passarelli worsened. Passarelli left the home in Delaware on June 21, 2018. Wallace obtained an ex parte Restraining Order (PFA) in Delaware against Passarelli on June 27, 2018. The PFA scheduled a hearing on the Order for June 29, 2018. Passarelli filed for a PFA against Wallace in Delaware on June 22, 2018. Both petitions were to be heard at the same time, June 29, 2018.

The Church of the Divine Sylvan is a religious entity created under the laws of the Commonwealth of Pennsylvania and recognized as a charity by the I.R.S.

The parties have agreed that both physicians are experts in the field of medicine. Dr. Molnar is licensed to practice medicine in both Delaware and Pennsylvania. All social media postings were obtained through properly obtained and executed search

1 warrants. There is no need for either side to call anyone to authenticate them. The
2 investigating officer in this case, Detective Deutschberger, is on assignment and cannot
3 be called as a witness. The Detective's absence cannot be held against the
4 Commonwealth. Both parties agree that the testimony of the Detective is not required.
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8 The statements of all witnesses are affidavits given under oath.
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11 COMMONWEALTH WITNESSES The following witnesses must be called by the
12 Commonwealth:
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14 Sawyer Passarelli: Father of Moonbeam Barnett (deceased child)
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16 Rowan Molnar, M.D.: Physician
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18 Madison Rigo: Caseworker, Pocono Family Services
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22 DEFENSE WITNESSES The following witnesses must be called by the Defense:
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24 Skyler Wallace: Defendant and Mother of Moonbeam Barnett (deceased child)
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26 Harper Lobas, M.D.: Physician
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28 Rev. Bailey Finkle: Pastor of the Church of the Divine Sylvan
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32 EXHIBITS

33 The following are exhibits that either the Commonwealth or the Defense can use,
34 provided the rules of evidence are fulfilled:
35

36 #1. Death Certificate for Moonbeam Barnett
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38 #2. Temporary PFA Passarelli v Wallace
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40 #3. Temporary PFA Wallace v Passarelli
41

42 #4. Newspaper Article regarding Dr. Rowan Molnar
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44 #5. Disciplinary Report regarding Dr. Harper Lobas

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- 2 #6. Newspaper article regarding Church
- 3
- 4 #7. Social Media
- 5
- 6 #8. Social Media

AFFIDAVIT OF SAWYER PASSARELLI

I'm Sawyer Passarelli and I'm an award winning real estate agent and can get your house sold in record time! I am also father to Moonbeam Barnett and ex-boyfriend to her murderer, I'm sorry to say.

This all started when Moonbeam got sick. At first, I didn't really notice a difference in her demeanor—she seemed fine to me. But Skylar insisted she was sick—kept saying Moonbeam was “lepharmic.” I googled that. It's not even a thing! But to make Skylar happy, we took Moonbeam to the doctor.

Turns out, Moonbeam was pretty sick. At the time, we lived in Delaware, so we were taking her to doctors there. They were all highly educated and knew what they were talking about but Skylar kept spouting nonsense about them not caring about her baby. Skylar was starting to scare me a bit with her “hippie” crap so I tried to take over with Moonbeam's medical care. Skylar was talking about a whole bunch of “natural” remedies and I could tell the doctors were getting frustrated with her. So was I! When Skylar is upset like that, she's impossible to deal with.

I know Skylar says now that I didn't care about Moonbeam and that I didn't even go to the doctor visits with them. First of all, why do I need to be in the room when Skylar or the doctors could give me a report later? I mean, I never asked, but I could have! Somebody had to keep working to pay for all those medical bills! And to keep up my award-winning business (side note, if your house is on the market, let Sawyer Passarelli get it sold fast! (204) 555-1234). And B, Skylar's just mad because I agreed with the doctors and not her. Why would I trust her and whatever her crackpot “doctor” friend was telling her?! We had teams of doctors telling us that Moonbeam had anemone, or whatever. Something wrong with her blood, I think? Anyway, she was sick! I knew that and I also knew that the doctors knew how to take care of her.

Pretty early on, I know the doctors were talking about giving Moonbeam a blood transfiguration. No, I didn't have any questions about the procedure like Skylar did, but why would I? They were doctors and they know what they're doing. That's why I told Skylar that we just needed to get it over with—give Moonbeam the transfiguration so she would get better. But Skylar just wouldn't let it go. She kept calling that crazy doctor friend of hers, Dr. Harper Lobas. Did you know s/he's a member of that Church of the Divine Sylvia, or whatever? And, as it turns out, s/he got in a ton of trouble for not providing patients with the right medicines or something. Why would I put Moonbeam's life in that old geezer's hands?

Skylar and I started fighting a lot about this. One night, I swear she threatened me. She said something like “I could kill you for not taking this seriously” AND she had a knife in her hand! I'm not really sure that's what she said because I usually tuned her

38 out when she talked, but I felt threatened, man, okay?! I knew I had to get out of that
39 house. Why didn't I take Moonbeam with me? Well, I was in a hurry. I was coming back
40 for her later, obviously. I didn't think Skylar would hurt her. And, I mean, I had to file the
41 PTA and everything first. Whatever!

42 And that's exactly what I did! But then Skylar went and moved to Pennsylvania
43 and filed a PTA against me. By that time, Moonbeam was a lot worse. Skylar had taken
44 her to a Pennsylvania doctor, Dr. Rowan Molnar. S/he immediately diagnosed her with,
45 what is it, that glove disease? Anyway, s/he said that the only cure was that
46 transfiguration the Delaware doctors talked about. But Skylar was still on that "no
47 transfiguration for my baby!" kick that Lobas got her started on. I tried to tell the doctors
48 and that case worker lady to just do it but they wouldn't because of the PTA. I told them
49 all what a bad mother Skylar was being and that her actions were basically killing our
50 child but they wouldn't listen. And neither would Skylar.

51 It just all spiraled out of control so fast. Skylar called that Lobas guy and s/he
52 went to PA but by the time s/he got there and agreed with Dr. Molnar, it was too late.
53 Moonbeam died on July 2. I strongly believe if Skylar had just listened to the doctors,
54 Moonbeam would still be with us. I never thought Skylar would be the reason our child
55 died, but here we are. My kid will never know what a great real estate agent her old man
56 is and I'll never get to teach her the Passarelli tricks for selling homes so good.

57
58 *Sawyer Passarelli*

AFFIDAVIT OF DR. ROWAN MOLNAR

My name is Dr. Rowan Molnar. I am the top physician at Monroe General Hospital. I graduated cum laude from the Philadelphia College of Osteopathic Medicine.

I was the attending physician for Moonbeam Barnett, and I diagnosed her condition as Infirmus Intermittens. Unfortunately, my medical expertise went unheeded via a combination of idiocy and “religion”, both in large quantities. This led to the death of a patient, which is always a tragedy, but never more so than when you know it could have been prevented.

To best explain my work, osteopathic medicine is a distinct form of medical practice that provides all of the benefits of modern medicine, including prescription drugs, surgery, and the use of technology, to diagnose disease and evaluate injury. Evaluating and considering even minute details is of the utmost importance to me, especially in making a diagnosis. Though I’m no savant, I am considered by many of my fellow staff to be the best in the hospital. What that means is that when I make a diagnosis, I stand by it. Sometimes that means telling people that they need to accept the form of treatment that I have recommended for them.

I know there was this article published about me being some kind of “pill pusher,” but I’ll address both what was said and who said it. The idea of me being a “pill pusher” is completely ridiculous, on its face. I believe in using the right tool for the job, no matter what that tool is. And I tell my patients the same thing: that a specific course of action is the best solution for their problem, and that they need to trust me. Sometimes that’s a pill, sometimes it’s an procedure. But the only thing I push is the correct treatment.

Now about the “Church” of the Divine Sylvan. They love saying how they just believe in natural remedies, but really they abhor any kind of modern medicine, and they tell all of their followers and anyone who will listen, that “Sylvana is in the plants”, or something just as ridiculous, and not to trust any kind of sophisticated remedy for their illnesses and injuries. Personally, I’m not religious, but that doesn’t mean I’m against people who have faith. I was raised Catholic and you can believe that it’s God’s plan if you break your leg, but God still wants you to put a cast on it. What’s more important is that in this state, it’s actually illegal for a parent to refuse to let their child get medical treatment for faith-based healing.

And that brings me to “Dr.” Lobas. I diagnosed Moonbeam Barnett with Infirmus Intermittens. It is a rare infection in the blood, causing lethargy, paleness, unfocused pupils, and other symptoms. I understand that it is a rare diagnosis, but the fact that it’s rare doesn’t mean it’s wrong. There are documented cases of it occurring because of just that: IT OCCURS. I had been trying to convince Moonbeam’s mother to sign the release for the blood transfusion, which was entirely necessary to save Moonbeam,

38 given the severity and stage of her condition. Many parents want a second opinion, and
39 I understand that, but this was a “time is of the essence” kind of situation. And what
40 does this mom do? She calls someone with no history of treating the patient, who is
41 hours away, and is a prominent figure in that stupid Church of the Divine Sylvan.

42 I wasn’t going to let my patient be steered away from necessary life-saving
43 treatment on account of some lunatic. Dr. Lobas called my office, and was demanding I
44 send him all the pertinent information about Moonbeam. He had no release form signed
45 by either parent, and had no ability to examine the actual blood samples I had taken, in
46 person and under a microscope. This may be surprising, but there are some things that
47 are actually more clear when you’re looking at the real evidence, and not some
48 photograph or computer-generated analysis of the contents of the blood. Frankly, just
49 based on photographs or computer analysis, some doctors might have come to differing
50 conclusions. But the difference between the person who is going to take the extra step
51 and also look at the evidence with their own eyes, and someone who won’t, is the
52 difference between a good doctor and a mediocre one.

53 I said to Dr. Lobas that if he was going to tell Ms. Barnett how best to treat my
54 patient, he was going to have to come up and look at the evidence himself. I didn’t owe
55 him any consideration, especially without a signed release, and I wasn’t going to let
56 myself be overruled via cellphone by someone who has told people that they can pray a
57 concussion away.

58 I told both Dr. Lobas and Ms. Barnett that this treatment could not wait. I’ll give
59 credit to Lobas that he was actually willing to drive up and try to assess the situation,
60 but he knew the kind of clock that we were on. The fact that he told Ms. Barnett not to
61 accept necessary treatment for her daughter on account of completely bizzare religious
62 beliefs in the hope that I just *might* be wrong is ridiculous. I immediately filed a complaint
63 against Lobas, explaining as best I could the precise details of the situation: that a child
64 in need of life-saving treatment was denied it on the advice of a doctor relying on faith
65 rather than science. I fully believe the disciplinary board would be well within their rights
66 to strip Lobas of his license, and since I know that this isn’t the first time he has pushed
67 his ridiculous beliefs on people, I would be more surprised if they didn’t. But I don’t have
68 a personal stake in the matter beyond wanting the best for anyone who comes through
69 my hospital’s doors. That’s why I became a doctor.

70 I am truly sorry to Ms. Barnett for her loss. There is no greater pain than to have
71 to bury one’s own child, and I could never imagine or fully comprehend it. I only wish
72 that I had been able to better persuade her to put her own beliefs aside and to believe in
73 life-saving science and trust that I wanted nothing more than to see her child return
74 home in her arms.

75 I don't know what else I could have done, but I truly wish I had done more.

76

77

Dr. Rowan Molnar

1 AFFIDAVIT OF MADISON RIGO

2 My name is Madison Rigo, and I was the Caseworker from Pocono Family
3 Services assigned to Moonbeam Barnett's case. It's such a tragedy what happened to
4 that little girl, and I wish I could have done more to help her and her family.

5 I became involved with Moonbeam and her parents, Skylar Wallace and Sawyer
6 Passarelli, after Dr. Rowan Molnar contacted Pocono Family Services regarding
7 concerns he had for Moonbeam's wellbeing while she was under his care. From Dr.
8 Molnar's report, I was informed that Moonbeam had been admitted to Monroe General
9 Hospital during the last week of June 2018 and had been diagnosed with Infirmitas
10 Intermittens on July 1, 2018. Dr. Molnar further reported that Ms. Wallace had refused
11 to allow Moonbeam to receive a necessary and lifesaving blood transfusion against
12 medical advice and the wishes of Mr. Passarelli, Moonbeam's father.

13 As a caseworker, it is my responsibility to investigate all reports of abuse,
14 neglect, and other forms of maltreatment of children in order to protect children and their
15 well-being. In any given situation, I must make assessments of the family unit and
16 determine whether the parents or guardians are fit to care for their children. Sometimes
17 this means that I have to remove children either permanently or temporarily from their
18 families in order for the child to be properly cared for. This is not a task I take lightly! It
19 breaks my heart to see children suffer unnecessarily, but unfortunately, as the saying
20 goes, you can't save them all.

21 After being assigned to Moonbeam's case, I immediately went to the hospital to
22 speak with Ms. Wallace, the doctors, and Moonbeam to determine if Moonbeam was
23 suffering some form of abuse. Given the seriousness of her diagnosis, I knew I couldn't
24 waste a single minute!

25 On my way to the hospital I received a phone call from my manager telling me
26 that Mr. Passarelli was attempting to order the hospital to give Moonbeam the
27 recommended transfusion and I was told to call Mr. Passarelli to get a history of events
28 and his story, so to say. Being the responsible driver that I am, I pulled over at the
29 nearest WaWa to make the phone call. Since I knew the call would take some time, I
30 went inside for a coffee, and called Mr. Passarelli after I picked up my eco-friendly, dairy
31 free macchiato. Save the cows, save the planet! Mr. Passarelli did not pick up on my
32 first call, so instead of just driving away, I stayed at the coffee shop to finish my
33 macchiato and called him again after about 20 minutes. When I got ahold of Mr.
34 Passarelli, I explained who I was and what my role was. At which point he said to me
35 "Oh good, so you can stop that witch from killing our baby with her voodoo natural
36 remedies! Moonbeam needs that transfiguration or whatever!" Again, I tried to explain
37 that my job at this point was to collect information and make a determination about

38 Moonbeam's wellbeing, but he just kept shouting about how Ms. Wallace was under Dr.
39 Lobas's spell and was going to kill Moonbeam. I asked Mr. Passarelli to give me a
40 history of Moonbeam's condition and to tell me about their family set up, but he was too
41 upset to give me any valuable information. After about 20 minutes I ended the phone
42 call and told Mr. Passarelli to expect a follow up phone call the next day.

43 After ending the phone call I rushed to the hospital to get a better grasp on the
44 situation. Upon arrival I was directed to Moonbeam's room where I found Ms. Wallace
45 praying over the precious little girl. She was so small and looked so weak in that giant
46 hospital bed. I introduced myself to Ms. Wallace, and asked her to step outside with me
47 so I could speak to her about Moonbeam and her family. Ms. Wallace obliged and when
48 we got outside she started crying and said "I know that Dr. Molnar wants Moonbeam to
49 have a blood transfusion, but I just can't believe that Dr. Lobas would lead me astray!
50 S/he's such a respected leader in our community, and I've been following him/her for
51 some time now, and if s/he says that blood transfusions would hurt my baby girl then I'm
52 not doing it!" I asked her if she had anyone she could call to keep her company during
53 this time, and she told me all she needed was her faith and Moonbeam to get her
54 through the night. Before I left, I told Skyler to just hang tight and that there was nothing
55 more she could do for the time being. I did not call Dr. Molnar to advise him/her of the
56 status of the investigation. I tried to call back Sawyer, but I got his voice mail and it said
57 "the mailbox is full."

58 After collecting additional information from the hospital staff, it was almost 8:00
59 p.m., and I needed to get home to feed my chinchilla and make a determination about
60 Moonbeam's wellbeing. I was finding it difficult to make that determination in the
61 moment because I had received so much information, and I couldn't believe that
62 someone as emotionally distraught as Ms. Wallace could be making bad decisions for
63 her daughter.

64 That being said, after I got home, made dinner, fed my chinchilla, and sat down
65 to watch an episode of Game of Big Golden Chairs, I started doing some research into
66 this Dr. Lobas. Turns out, s/he had a pretty shady reputation when it came to
67 administering medical advice, and s/he was associated with a religious organization that
68 doesn't believe in medical intervention of any kind, including blood transfusions. Then I
69 remembered Ms. Wallace saying how close she was to Dr. Lobas and I became
70 increasingly concerned. How could Ms. Wallace claim to be such good friends with Dr.
71 Lobas, and not know about his/her unique religious beliefs and his/her professional
72 reprimands? When I went to call my manager about my realizations, I realized it was the
73 middle of the night. I decided to go straight to the hospital to confront Ms. Wallace,
74 because I knew she would be there watching over Moonbeam. Unfortunately, by the
75 time I arrived at the hospital it was too late. To everyone's devastation, Moonbeam's
76 condition had declined rapidly and had succumbed to her illness in the early hours of

77 July 2, 2018. I feel terrible for that little girl, and I know that her story will stick with me
78 for the rest of my career.

79

Madison Rigo

AFFIDAVIT OF SKYLAR WALLACE

My name is Skylar Wallace and Moonbeam Barnett is my beautiful daughter who was taken from this world too soon. I still can't believe she's gone. What I can't believe even more is that I am being criminally charged with her death! I would never hurt my child! I only ever wanted what was best for her. I took her to all the best doctors and also made sure that Mother Earth's natural remedies were considered, praise be to Sylvana.

This whole nightmare started almost a year ago when my ex, Sawyer Passarelli, and I received devastating news that Moonbeam was sick. It was around January of 2018, because Moonbeam was one year old at the time and we had just celebrated her birthday, which is December 28th—our little Christmas present. We had a unicorn-themed party for her and she loved every second. I cherish the pictures from that party. It was the last time I saw my little girl being her happy, bubbly, energetic self.

About three weeks after her first birthday, Moonbeam started to have episodes of severe tiredness. She would also become very pale during these episodes. Both were so out of character for her! One of her best features is her rosy little cheeks and she was such an energetic child! She was so fast, crawling around like she was racing. We would even play a game like Tag where she would try crawling away from us as fast as she could, but we could always catch her and she'd laugh and laugh! She was only a tiny little thing, after all.

Well, I would play that game with Moonbeam. Sawyer was too busy with his work to interact with Moonbeam much at all. That's one of the reasons I left with Moonbeam for Pennsylvania in June of 2018. Another reason was that I had been taking Moonbeam to doctors in Delaware for months with no answers. Soon after Moonbeam and I moved to PA, I initiated custody proceedings against Sawyer, even while Moonbeam was still sick. He had filed a bogus PFA against me the day after we left for Pennsylvania. Of course, I filed one too to protect myself and Moonbeam because Sawyer started trying to dictate what kind of medical care Moonbeam was receiving when he didn't even care about her or really know what was wrong with her. I couldn't let him make decisions for my baby girl, not when I was the one going to all the doctor's visits. Plus, he wasn't taking our faith seriously either. I TOLD him to pray for Moonbeam and he refused. He said it was a "hippie" religion and that the other church members, that I knew supported me and Moonbeam, were idiots. Sylvana be with me...

Anyway, when I started taking Moonbeam to Delaware doctors in early 2018, they determined her lethargy and paleness was from anemia, or a lack of red blood cells. At the time, the doctors said Moonbeam might need a blood transfusion, but only if she got worse. Since she was still only having episodes of weariness and wasn't like

38 that all the time, the doctors just said to keep a close eye on her. And that's exactly
39 what I did. When she started getting worse in June of 2018, that's when I moved us to
40 PA so we could get away from Sawyer and get to better doctors. Sawyer just wanted to
41 do a blood transfusion and "get it over with." Meanwhile, I was being a good parent and
42 actually researched blood transfusions as well as natural remedies that could help her!

43 My first stop was to ask my good friend and trusted advisor, Dr. Harper Lobas. I
44 have known him/her for years and trust his/her medical advice. We both attend the
45 Church of the Divine Sylvan and s/he is a devout follower of Sylvana. Now I'm being
46 told s/he "wasn't a real doctor" and that his/her religion was "getting in the way of proper
47 medicine," but I just don't believe it. I think Moonbeam's other doctors are making this
48 up so they don't have to feel bad about not healing my daughter!

49 When I spoke to Dr. Lobas, s/he told me all about the negative side effects of
50 blood transfusions. Needless to say, I was terrified! Did you know that hospitals can
51 give someone the wrong blood?! And then that creates even more problems than the
52 person had to begin with?! And even if it's the right blood, the receiver can still have an
53 adverse reaction. Bad reactions to a transfusion can cause pain, fever, fainting, and
54 shortness of breath, among a host of other issues. I decided my baby was going
55 through enough already and that she would only have a transfusion if it was absolutely
56 necessary.

57 I tried to talk sense into Sawyer and explain to him what Dr. Lobas was saying
58 about blood transfusions and that I didn't think Moonbeam should have one under any
59 circumstances. I was adamant! But, I might add, I never threatened Sawyer, no matter
60 what he says. I just wouldn't sign any of the paperwork from the hospital in Delaware
61 and instead moved myself and Moonbeam to Pennsylvania. I only wanted my baby to
62 be ok! As soon as I took Moonbeam to Dr. Rowan Molnar in the last week of June 2018,
63 s/he immediately admitted her to the hospital. It took a few days of testing, but s/he
64 finally diagnosed Moonbeam with Infirmitas Intermittens on July 1, 2018. S/He also said
65 the only cure for Infirmitas Intermittens was a blood transfusion and that Moonbeam
66 needed one right away. Dr. Molnar was shoving papers in my face and told me if I didn't
67 sign them "right now," Moonbeam would die. I asked him/her for just a few minutes to
68 call my friend to help with the decision and all he said was "Fine. But hurry up." Despite
69 my daughter's "dire" condition, I don't remember seeing him/her for the rest of the day. I
70 did see the case worker, though. S/he told me there was nothing more I could do. I
71 thought that meant I was doing the right thing!

72 The friend I called was Dr. Lobas. When I told him/her the news, s/he assured
73 me that there were a number of other ways to heal Moonbeam of Infirmitas Intermittens
74 besides a devastating and risky blood transfusion. S/He didn't tell me what they were at
75 the time, but s/he assured me it would be consistent with my religious beliefs and, of

76 course I trusted him/her! S/He said s/he would come up to the hospital Moonbeam was
77 in the next day to work with Dr. Molnar on an alternate treatment method. I knew that if I
78 didn't have to expose Moonbeam to the harms of a blood transfusion, I wasn't going to.
79 All I wanted to do was explore all available options and Dr. Lobas wanted the same. So
80 I told Moonbeam's nurse that I wasn't going to sign the transfusion paperwork that day
81 and she said she would relay the information to Dr. Molnar.

82 This whole time, Sawyer was trying to contact the hospital and Dr. Molnar to tell
83 them what a "bad mother" I was and that I was "killing our child." What utter nonsense. I
84 was working in the best interest of Moonbeam! I thought I was doing the right thing. It
85 isn't my fault that she passed away from complications of a rare disease. Thank
86 goodness I had the PFA against Sawyer so no one had to listen to anything he said and
87 security wouldn't let him in the hospital.

88 To my horror, while we were waiting for Dr. Lobas to arrive from Delaware,
89 Moonbeam declined rapidly overnight. By the time Dr. Lobas arrived, looked over
90 Moonbeam's chart, spoke with Dr. Molnar, and agreed that a blood transfusion was the
91 only option, it was too late... Moonbeam passed away on July 2, 2018. I wasted my
92 child's last days fighting with Sawyer and the doctors instead of comforting her and I
93 have to live with that.

94 I am devastated by this whole ordeal. I just want to be able to grieve my daughter
95 and move on. The Church of the Divine Sylvan has been a great comfort to me, telling
96 me I did all I could. But now I'm being charged criminally and I'm just in shock. I am not
97 responsible for the death of my daughter! I did what I thought was right, given all the
98 information I had in front of me. I just want this nightmare to end.

99
100 *Skyler Wallace*

AFFIDAVIT OF DR. HARPER LOBAS

My name is Dr. Harper Lobas and I work at the Children's Hospital. I am a man of both science and faith. I got my medical degree from University of Utah School of Medicine, and I got my heart and soul cleansed I am very aware of what happened to the now-departed Moonbeam Barnett, may Sylvana rest her soul. Skylar, her mother, is a good friend of mine. We met through our membership in the Church of the Divine Sylvan. It is a church that believes that Sylvana is here on this planet with us, and has given us everything we could need to solve any problem, including many medical ones. There's hardly one person in the medical field that doesn't know that aspirin comes from willow bark and penicillin is just mold, but everyone thinks my whole church is just "nuts" for so much as thinking that natural medicines exist.

Anyways, Skylar had called me in July of 2018, telling me that her doctor was saying that her precious daughter needed a transfusion and it was the only way to save her. Of course I was devastated and immediately began thinking of every possible disease or infection this could be and how to help her and her daughter.

What I am told is that the disease is "Infirmus Intermittens," a rare condition that can cause, among other things, severe anemia. Now first of all, I need to explain one of the first things they teach in medical school. When you hear hoof beats on the ground, what are you going to think is coming? A horse? Or a zebra? For some reason, there are just some doctors who want to be the next big thing and make a spectacular diagnosis that could get their department a boatload of funding if they're right on the 1 in 10,000 chance that it's a zebra. But there are some doctors who want to do what's best for the patient, and work off of the assumption that it's probably a horse. That's how I operate.

I had an ethical obligation to inform my friend Skylar about the risks of a transfusion, especially on an infant, and especially if this outlandish diagnosis of Infirmus Intermittens was one of any number of other illnesses. Any good doctor can think of a couple dozen diagnoses for what can cause paleness and lethargy, but that pompous Dr. Molnar and his/her super ego decided that his diagnosis was infallible and wouldn't so much as consider a second opinion from someone who wasn't staring directly at the patient's blood. Forget sending the information to my office practically instantaneously over the internet—Dr. Molnar said "that just won't do." I haaaaaaaaaad to drive up from Delaware, in July, on a Sunday. Have you ever tried to do that? It's impossible. I was stuck in traffic on account of no fewer than 3 separate accidents, and that's just Delaware, not what else I had to deal with in Pennsylvania.

Frankly, I think that Dr. Molnar knew the trouble I was going to have, S/he told me the only way I could weigh in on Moonbeam was to be there but I think that was just

38 so s/he could bully Skylar into accepting a dangerous transfusion while I was making
39 the trip. I felt that the risks were too great and there were so many other options to
40 consider, very many of which wouldn't have infringed on Skylar's religious beliefs. And
41 now just because Molnar happened to be right about his damn zebra, I'm being made
42 out to look like a quack.

43 Yes, I will admit that in the past, when I have told people about what their options
44 are, I have included what Sylvana wants of his/her children and to seek answers
45 through Sylvana. It's true, I have received warnings and a written reprimand regarding
46 what my employer calls "prothletizing in the workplace", but I have learned my lesson
47 regarding the workplace.

48 About Moonbeam's case—transfusions for small children are things that should
49 only ever be done in the most dire of situations, whether you're religious or not. So, to
50 best help my friend Skylar, her beliefs, her daughter's life, and Dr. Molnar's ego, I tried
51 to drive up there in time. Unfortunately, I was not able to make it and Moonbeam had
52 passed in the night, Sylvana bless her.

53 At that point, all I could do was to comfort my friend. At least I could do that much
54 for her. I wish that had been the end of my friend's troubles, but I had the distinct
55 displeasure of meeting Dr. Molnar face to face and s/he had nothing but the worst
56 combination of fury and smugness that I have ever seen. S/he said "How dare you think
57 that I could have ever made any error in diagnosing such a rare disease! If I say it,
58 that's exactly what it is. And now s/he wants my license revoked when I did everything I
59 could to meet his/her ridiculous demands. But I've filed my own complaint. Refusing to
60 send an advising doctor the images I could use to see for myself; what was s/he
61 thinking?? He's absolutely out of his mind, diagnosis or not.

62
63
64 *Dr. Harper Lobas*

1 AFFIDAVIT OF REVEREND DOCTOR BAILEY FINKLE

2 Blessings, child. My name is Bailey Finkle, D.D., Reverend of the Church of the
3 Divine Sylvan. Our home is nestled here among the proud hills of Pocono County in a
4 small compound where I reside with a few close disciples. The Church is recognized as
5 a religious entity under the laws of the Commonwealth, and for tax purposes we are
6 registered as a charity, but most of all our efforts are a labor of love. I also serve the
7 community as Chairman of Citizens Against Opioid Addiction; we're against it.

8 I've been asked to prepare this affidavit as part of the criminal trial involving one
9 of our congregants, Skylar Wallace, Sylvana guide her in this time of trouble.

10 Skylar learned of our church through another congregant, Dr. Harper Lobas, one
11 of our longest-tenured members. Harper—Dr. Lobas—is a well-known physician who
12 has given lectures all over the world. Dr. Lobas believes that the earth Herself has
13 provided all of the natural medicines we need to cure humanity of its many illnesses.
14 Skylar thought very highly of Dr. Lobas. They sang in the choir together and did some
15 charity work on behalf of our congregation distributing canned foods to local food banks.
16 When Skylar was performing these acts of kindness, Moonbeam, her daughter, was
17 often with her.

18 Skylar was a wonderful mother and anyone could see she loved little Moonbeam
19 to death. I never met Sawyer Passarelli, the baby's father. He refused to come to
20 church, even though he had been induced as a member. Skylar always said he was too
21 busy working and had no interest in developing a connection through "hippie based"
22 faith. Skylar said that Sawyer's work schedule and closed mindset, as well as his lack of
23 love and faith, interfered with their relationship.

24 Skylar thought that Sawyer's schedule would change when Moonbeam became
25 sick. Skylar though that Sawyer would want to come to the doctor's office and discuss
26 the poor child's condition. However, from what Skylar has said, Sawyer never did
27 accompany her in these trials. Skylar was left alone to do what was best for Moonbeam.

28 I told Skylar to pray every day for answers. If Sylvana wanted Moonbeam to be
29 healed, there is surely power to heal any illness or wrong. I told her that doctors don't
30 know everything, but Harper—Dr. Lobas—was much more knowledgeable and helpful
31 than any doctor in Delaware.

32 Dr. Lobas is deeply committed to Sylvana and strictly adheres to all of our
33 beliefs. Chief among the practices we profess is the rejection of medical intervention at
34 all costs. Now, some may wonder why a doctor would hold that belief. Sylvana bless
35 you, child; I myself needed to have this explained to me when I, too, was a wandering
36 sheep. You see, we believe that Sylvana walks the earth and heals her most faithful.

37 You need not even ask for the healing. The closer to death one is, the more likely
38 Sylvana will come to your aid. This is because there is no afterlife and the only chance
39 we have to do good deeds is here on earth. So Sylvana strives to keep all alive and well
40 so that we can roam this earth and do Sylvana's bidding.

41 Once or twice, Syklar asked me for guidance and I advised her to trust in prayer
42 and to trust in Dr. Lobas. I told Skylar I feared she could not trust Sawyer as he did not
43 trust in the divine Sylvan.

44 I know s/he's technically not supposed to, but Dr. Lobas adheres to this tenet of
45 our religion in his/her medical practice. Dr. Lobas works at a hospital that just does not
46 understand, Sylvana forgive them.

47 That lack of understanding has led to Skylar Wallace's current prosecution.
48 Skylar called upon Dr. Lobas to guide her in the ways of Sylvana in treating her
49 daughter, Moonbeam.

50 I know it is Dr. Lobas's practice to hold off on all medical intervention until it is the
51 last resort unless s/he receives a sign from Sylvana to do the procedure. It is my
52 understanding that s/he received Sylvana's sign too late and little Moonbeam died. It is
53 not for us to judge or understand what Sylvana does or why Sylvana saves some and
54 not others.

55 Skylar did everything correctly under the tenants of the Church of the Divine
56 Sylvan. Suffice it to say the child's father should seek solace in the natural wonders of
57 the world and find absolution in understanding how his lack of faith caused the poor
58 child's death.

59 Rev. Dr. Bailey Finkle

CERTIFICATE OF DEATH

State File Number:

1. Decedent's Legal Name (First, Middle, Last, Suffix) MOON BEAM BARNETT			2. Sex NA	3. Social Security Number NA	4. Date of Death (Mo/Day/Yr) (Spell Mo) 7/2/18
5a. Age - Last Birthday (Yrs) 1	5b. Under 1 Year Months 0 Days 0	5c. Under 1 Day Hours 0 Minutes 0	6. Date of Birth (Mo/Day/Year) (Spell Month) 12/28/16		7a. Birthplace (City and State or Foreign Country) MOOREVILLE, DE
8a. Residence (State or Foreign Country) DE			8b. Residence (Street and Number - Include Apt No.) DISPUTED		8c. Did Decedent Live in a Township? <input type="checkbox"/> Yes, decedent lived in _____ <input checked="" type="checkbox"/> No, decedent lived within limits of EAST STROUDSBURG city/boro. twp.
8d. Residence (County) DISPUTED			8e. Residence (Zip Code) DISPUTED		
9. Ever in US Armed Forces? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown		10. Marital Status at Time of Death <input type="checkbox"/> Married <input type="checkbox"/> Widowed <input type="checkbox"/> Divorced <input checked="" type="checkbox"/> Never Married <input type="checkbox"/> Unknown		11. Surviving Spouse's Name (If wife, give name prior to first marriage) NA	
12. Father's Name (First, Middle, Last, Suffix) SAWYER PASSARELLI			13. Mother's Name Prior to First Marriage (First, Middle, Last) SKYLER WALLACE		
14a. Informant's Name ROWAN MOLNAR, MD			14b. Relationship to Decedent PHYSICIAN		
14c. Informant's Mailing Address (Street and Number, City, State, Zip Code) DISPUTED			15a. Place of Death (Check only one) <input type="checkbox"/> Hospice Facility <input checked="" type="checkbox"/> Decedent's Home <input type="checkbox"/> Emergency Room/Outpatient <input checked="" type="checkbox"/> Dead on Arrival <input type="checkbox"/> Nursing Home/Long-Term Care Facility <input type="checkbox"/> Other (Specify) _____		
15b. Facility Name (If not institution, give street and number) DISPUTED			15c. City or Town, State, and Zip Code DISPUTED		
15d. County of Death DISPUTED			16a. Method of Disposition <input type="checkbox"/> Burial <input checked="" type="checkbox"/> Cremation <input type="checkbox"/> Removal from State <input type="checkbox"/> Donation <input type="checkbox"/> Other (Specify) _____		
16b. Date of Disposition UNK			16c. Place of Disposition (Name of cemetery, crematory, or other place) UNK		
16d. Location of Disposition (City or Town, State, and Zip) DISPUTED			17a. Signature of Funeral Service Licensee or Person in Charge of Interment DISPUTED		
17b. License Number DISPUTED			17c. Name and Complete Address of Funeral Facility DISPUTED		
18. Decedent's Education - Check the box that best describes the highest degree or level of school completed at the time of death. <input checked="" type="checkbox"/> 8th grade or less <input type="checkbox"/> No diploma, 9th - 12th grade <input type="checkbox"/> High school graduate or GED completed <input type="checkbox"/> Some college credit, but no degree <input type="checkbox"/> Associate degree (e.g. AA, AS) <input type="checkbox"/> Bachelor's degree (e.g. BA, AB, BS) <input type="checkbox"/> Master's degree (e.g. MA, MS, MEd, MEd, MSW, MBA) <input type="checkbox"/> Doctorate (e.g. PhD, EdD) or Professional degree (e.g. MD, DDS, DVM, LLB, JD)			19. Decedent of Hispanic Origin - Check the box that best describes whether the decedent is Spanish/Hispanic/Latino. Check the "No" box if decedent is not Spanish/Hispanic/Latino. <input type="checkbox"/> No, not Spanish/Hispanic/Latino <input type="checkbox"/> Yes, Mexican, Mexican American, Chicano <input type="checkbox"/> Yes, Puerto Rican <input type="checkbox"/> Yes, Cuban <input type="checkbox"/> Yes, other Spanish/Hispanic/Latino (Specify) _____		
20. Decedent's Race - Check ONE OR MORE races to indicate what the decedent considered himself or herself to be. <input type="checkbox"/> White <input type="checkbox"/> Black or African American <input type="checkbox"/> American Indian or Alaska Native <input type="checkbox"/> Asian Indian <input type="checkbox"/> Chinese <input type="checkbox"/> Filipino <input type="checkbox"/> Japanese <input type="checkbox"/> Other (Specify) _____ <input type="checkbox"/> Korean <input type="checkbox"/> Vietnamese <input type="checkbox"/> Other Asian <input type="checkbox"/> Native Hawaiian <input type="checkbox"/> Guamanian or Chamorro <input type="checkbox"/> Samoan <input type="checkbox"/> Other Pacific Islander			21. Decedent's Single Race Self-Designation - Check ONLY ONE to indicate what the decedent considered himself or herself to be. <input type="checkbox"/> White <input type="checkbox"/> Black or African American <input type="checkbox"/> American Indian or Alaska Native <input type="checkbox"/> Asian Indian <input type="checkbox"/> Chinese <input type="checkbox"/> Filipino <input type="checkbox"/> Japanese <input type="checkbox"/> Korean <input type="checkbox"/> Vietnamese <input type="checkbox"/> Other Asian <input type="checkbox"/> Native Hawaiian <input type="checkbox"/> Guamanian or Chamorro <input type="checkbox"/> Samoan <input type="checkbox"/> Other Pacific Islander <input type="checkbox"/> Don't Know/Not Sure <input type="checkbox"/> Refused <input type="checkbox"/> Other (Specify) _____		
22a. Decedent's Usual Occupation - Indicate type of work done during most of working life. DO NOT USE RETIRED.			22b. Kind of Business/Industry		
23a. Date Pronounced Dead (Mo/Day/Yr) 7-2-18			23b. Signature of Person Pronouncing Death (Only when applicable) Rowan Molnar MD		
23c. License Number X50302Q			23d. Date Signed (Mo/Day/Yr) 7/3/18		
24. Time of Death 12:15 P.M.			25. Was Medical Examiner or Coroner Contacted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
CAUSE OF DEATH					
26. Part I. Enter the chain of events--diseases, injuries, or complications--that directly caused the death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest, or ventricular fibrillation without showing the etiology. DO NOT ABBREVIATE. Enter only one cause on a line. Add additional lines if necessary.					
IMMEDIATE CAUSE (Final disease or condition resulting in death) a. INFIRMUS INTERMITTENS Due to (or as a consequence of): b. LIVER FAILURE Due to (or as a consequence of): c. FAILURE TO RECEIVE BLOOD TRANSFUSION Due to (or as a consequence of): d. _____ Due to (or as a consequence of):					
26. Part II. Enter other significant conditions contributing to death but not resulting in the underlying cause given in Part I MOTHER REFUSED BLOOD TRANSFUSION					
27. Was an autopsy performed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					
28. Were autopsy findings available to complete the cause of death? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
29. If Female: <input checked="" type="checkbox"/> Not pregnant within past year <input type="checkbox"/> Pregnant at time of death <input type="checkbox"/> Not pregnant, but pregnant within 42 days of death <input type="checkbox"/> Not pregnant, but pregnant 43 days to 1 year before death <input type="checkbox"/> Unknown if pregnant within the past year					
30. Did Tobacco Use Contribute to Death? <input type="checkbox"/> Yes <input type="checkbox"/> Probably <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown					
31. Manner of Death <input type="checkbox"/> Natural <input checked="" type="checkbox"/> Homicide <input type="checkbox"/> Accident <input type="checkbox"/> Pending Investigation <input type="checkbox"/> Suicide <input type="checkbox"/> Could not be determined					
32. Date of Injury (Mo/Day/Yr) (Spell Month)					
33. Time of Injury					
34. Place of Injury (e.g. home; construction site; farm; school)					
35. Location of Injury (Street and Number, City, State, Zip Code)					
36. Injury at Work <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					
37. If Transportation Injury, Specify: <input type="checkbox"/> Driver/Operator <input type="checkbox"/> Pedestrian <input type="checkbox"/> Passenger <input type="checkbox"/> Other (Specify) _____					
38. Describe How Injury Occurred:					
39a. Certifier (Check only one): <input type="checkbox"/> Certifying physician - To the best of my knowledge, death occurred due to the cause(s) and manner stated <input checked="" type="checkbox"/> Pronouncing & Certifying physician - To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner stated <input type="checkbox"/> Medical Examiner/Coroner - On the basis of examination, and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner stated					
Signature of certifier: Rowan Molnar MD Title of certifier: MD License Number: X50302Q					
39b. Name, Address and Zip Code of Person Completing Cause of Death (Item 26)					
39c. Date Signed (Mo/Day/Yr)					
40. Registrar's District Number					
41. Registrar's Signature					
42. Registrar File Date (Mo/Day/Yr)					
43. Amendments					

**PETITION FOR PROTECTION
FROM ABUSE**

IN THE COURT OF COMMON PLEAS OF
Center COUNTY, DELAWARE
NO. 2134 DR 2018 / 5672 CV 2018

1. PLAINTIFF

Sawyer Passarelli 4/16/81
First Middle Last Plaintiff's DOB

Plaintiff's Address:

☒ Plaintiff's address is confidential or ☐ Plaintiff's address is: _____

V.

2. DEFENDANT

Skyler Wallace _____
First Middle Last Suffix

Defendant's Address:

153 Crazy Street
Hockessin, DE

DEFENDANT IDENTIFIERS

DOB	<u>2/11/83</u>	HEIGHT	<u>5'8</u>
SEX	<u>F</u>	WEIGHT	<u>115</u>
RACE	<u>W</u>	EYES	<u>Blue</u>
HAIR	<u>Brown</u>		
SSN	<u>170-93-4628</u>		
DRIVERS LICENSE #	<u>doesn't have one</u>		
EXP DATE		STATE	

CAUTION:

- ☐ Weapon Involved
☐ Weapon Present on the Property
☐ Weapon Requested Relinquished

Defendant's Place of employment is: unemployed tech

☐ Check here if you have reason to believe that Defendant is a licensed firearms dealer, is employed by a licensed firearms dealer or manufacturer; is employed as a writer, researcher or technician in the firearms or hunting industry or is required to carry a firearm as a condition of employment.

3. I am filing this Petition on behalf of: ☒ Myself and/or ☒ Another Person

If you checked "myself", please answer all questions referring to yourself as "Plaintiff". If you ONLY checked "another person", please answer all questions referring to that person as the "Plaintiff", and provide your name and address here, as filer, unless confidential.

Filer's Name:

First Middle Last Suffix

☐ Filer's Address is Confidential or ☐ Filer's address is: _____

If you checked "Another Person", indicate your relationship with Plaintiff:

- ☒ parent of minor Plaintiff(s)
☐ applicant for appointment as guardian ad litem of minor Plaintiff(s)
☐ adult household member with minor Plaintiff(s)
☐ court appointed guardian of incompetent Plaintiff(s)

4. Name(s) of All persons, including minor child/ren who seek protection from abuse:

Moonbeam Barnett

5. Indicate the relationship between the Plaintiff and the Defendant:

CHECK ALL THAT APPLY:

- ☐ spouse or former spouse of Defendant
☒ parent of a child with Defendant
☐ current or former sexual or intimate partner with Defendant
☒ child of Plaintiff
☒ child of Defendant
☐ family member related by blood (consanguinity) to Defendant
☐ family member related by marriage or affinity to Defendant
☐ sibling (person who shares parenthood) of Defendant

☐ Check here if the Defendant is 17 years old or younger.

6. Have the Plaintiff and the Defendant been involved in any of the following court actions?

☐ Divorce ☐ Custody ☐ Support ☐ Protection from Abuse

If you checked any of the above, briefly indicate when and where the case was filed, and the court number, if known: _____

7. Has the Defendant been involved in any criminal court action? Only in religious court

If you answered Yes, is the defendant currently on probation or parole? _____

8. Plaintiff and Defendant are the parents of the following minor child/ren:

Name(s)	Age(s)	who reside at (list address unless confidential)
<u>Moonbeam</u>	<u>6 mos old</u>	<u>153 Crazy St, Hockessin, DE</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

9. If Plaintiff and Defendant are parents of any minor child/ren together, is there an existing court order regarding their custody? No

If you answered "Yes," describe the terms of the order (e.g., primary, shared, legal and/or physical custody): _____

If you answered "yes", in what county and state was the order issued? _____

If you are now seeking an order of child custody as part of this petition, list the following information:

(a) Where has each child resided during the past five years? (Please include the Child's name, Person(s) child lived with, Address unless confidential, and When.)

Child's name	Person(s) child Lived with	Address, unless confidential	When
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

(b) List any other persons who are known to have or claim a right to custody of each child listed above.

Name	Address	Basis of Claim
------	---------	----------------

_____	_____	_____
_____	_____	_____
_____	_____	_____

10. The following other minor child/ren presently live with Plaintiff:

Name(s)	Age(s)	Plaintiff's relationship to child/ren
N/A		
_____	_____	_____
_____	_____	_____
_____	_____	_____

11. The facts of the most recent incident of abuse are as follows:

Approximate Date: 6/21/18

Approximate Time: All DAY!!

Place: home + neighborhood

Describe in detail what happened, including any physical or sexual abuse, threats, injury, incidents of stalking, medical treatment sought, and/or calls to law enforcement. (attach additional sheets of paper if necessary):

Skylar is crazy she is totally blind when it comes to her religion + is slowly killing her daughter (who is sick (I think!)) when I confronted Skylar she laughed and said I was a stupid jerk + she would hurt me + I

12. If the Defendant has committed prior acts of abuse against Plaintiff or the minor child/ren, describe these prior incidents, including any threats, injuries, or incidents of stalking, and indicate approximately when such acts of abuse occurred. (attach additional sheets of paper if necessary):

She won't let me take Moonbeam for a 3rd opinion (or maybe it's a 2nd opinion, I don't usually keep up with the medical stuff).

13. (a) Has Defendant used or threatened to use any firearms or other weapons against Plaintiff or the minor child/ren?

If so, please describe the use or threatened use below and list on Attachment A to Petition, which is incorporated by reference into this petition, any firearms, other weapons or ammunition Defendant used or threatened to use against Plaintiff and/or the minor child/ren:

She pointed a Bitchin Knife at me

(b) Other than the firearms, other weapons or ammunition Defendant used or threatened to use against Petitioner or the minor child/ren, does Defendant, to the best of your knowledge or belief, own or possess any additional firearm, other weapon, ammunition or any firearm license?

(c) If the answer to (b) above is "yes," list any additional firearm, other weapon or ammunition owned by or in the possession of Defendant on Attachment A to Petition, which is incorporated by reference into this petition.

(d) Plaintiff (check one) ☐ DOES ☒ DOES NOT request that the court order Defendant to relinquish firearms, other weapons or ammunition listed on Attachment A to Petition. If Plaintiff does seek relinquishment, identify on Attachment A to Petition the firearms, other weapons and ammunition Plaintiff requests the court to order Defendant to relinquish.

14. Identify the sheriff, police department or law enforcement agency in the area in which Plaintiff lives that should be provided with a copy of the protection order: _____

15. There is an immediate and present danger of further abuse from the Defendant.
CHECK THE FOLLOWING BOXES ONLY IF THEY APPLY TO YOUR CASE AND PROVIDE THE REQUESTED INFORMATION

☒ Plaintiff is asking the court to evict and exclude the Defendant from the following residence: _____

☐ Owned by (list owners, if known): _____

☐ Rented by (list all names, if known): _____

☐ Defendant owes a duty of support to Plaintiff and/or minor child/ren:

☐ Plaintiff has suffered out-of-pocket financial losses as a result of the abuse described above. Those losses are: _____

FOR THE REASONS SET FORTH ABOVE, I REQUEST THAT THE COURT ENTER A TEMPORARY ORDER, AND AFTER HEARING, A FINAL ORDER THAT WOULD DO THE FOLLOWING (CHECK ALL FORMS OF RELIEF REQUESTED)

☒ A. Restrain Defendant from abusing, threatening, harassing, or stalking Plaintiff and/or the minor child/ren in any place where Plaintiff and/or the child/ren may be found.

☐ B. Evict/exclude Defendant from Plaintiff's residence and prohibit Defendant from attempting to enter any temporary or permanent residence of Plaintiff.

☐ C. Require Defendant to provide Plaintiff and/or minor child/ren with other suitable housing.

☒ D. Award Plaintiff temporary custody of the minor child/ren and place the following restrictions on contact between Defendant and the child/ren: Defendant should be prohibited from making any medical decisions for Moonbeam and can't take her to any religious services.

☒ E. Prohibit Defendant from having any contact with Plaintiff and/or the minor child/ren, either in person, by telephone, or in writing, personally or through third persons, including but not limited to any contact at Plaintiff's school, business, or place of employment, except as the court may find necessary with respect to partial custody and/or visitation with the minor child/ren.

☐ F. Prohibit Defendant from having any contact with Plaintiff's relatives and Plaintiff's children listed in this petition, except as the court may find necessary with respect to partial custody and/or visitation with the minor child/ren. The following persons are Plaintiff's relatives or family and household members that Plaintiff believes require protection from stalking and harassment by Defendant.

Name Address (optional) Relationship to Plaintiff

The Church of the Divine Sylvan

☐ G. Order Defendant to temporarily relinquish some or all of the firearms, other weapons and/or ammunition listed on Attachment A to Petition and any firearm license to the sheriff of this county and/or prohibit Defendant from transferring, acquiring, or possessing some or all firearms for the duration of the order.

☒ H. Order Defendant to pay temporary support to Plaintiff and/or the minor child/ren, including medical support and ☐ payment of the rent or mortgage on the residence.

☐ I. Direct Defendant to pay Plaintiff for the reasonable financial losses suffered as the result of the abuse, to be determined at the hearing.

☒ J. Order Defendant to pay the costs of this action, including filing and service fees.

☒ K. Order Defendant to pay Plaintiff's reasonable attorney's fees.

☐ L. Order the following additional relief, not listed above:

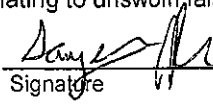
Sign away parental rights!!!!

☐ M. Grant such other relief as Plaintiff requests and/or the court deems appropriate.

☐ N. Order the police, sheriff or other law enforcement agency to serve the Defendant with a copy of this petition, any order issued, and the order for hearing. Plaintiff will inform the designated authority of any addresses, other than the Defendant's residence, where Defendant can be served.

VERIFICATION

I verify that I am the petitioner as designated in the present action and that the facts and statements contained in the above Petition are true and correct to the best of my knowledge. I understand that any false statements are made subject to the Penalties of 18 Pa. C.S.A. §4904, relating to unsworn falsification to authorities


Signature

6/22/18
Date

I tried to get our daughter proper medical care. When I said "no you wouldn't" she said "try me" + lifted up the knife she was using to cut up fruit.

Later on while we were driving she pointed out other houses in the neighborhood where fellow "church" members lived and said they were all "invested" in what happened to Moonbeam and would help cure her. She said they would all help her stop me if necessary.

PETITION FOR PROTECTION FROM ABUSE	IN THE COURT OF COMMON PLEAS OF
	<u>Center</u> COUNTY, <u>DELAWARE</u> NO.

1. PLAINTIFF

<u>Skylar Wallace</u>	<u>2/19/83</u>
First Middle Last	Plaintiff's DOB

Plaintiff's Address: ☒ Plaintiff's address is confidential or ☐ Plaintiff's address is: _____

V.

2. DEFENDANT

<u>Sawyer Passarelli</u>
First Middle Last Suffix

Defendant's Address:

Don't know where he moved
to

DEFENDANT IDENTIFIERS			
DOB	<u>4/16/81</u>	HEIGHT	<u>6'2</u>
SEX	<u>M</u>	WEIGHT	<u>159</u>
RACE	<u>W</u>	EYES	<u>Brown</u>
HAIR	<u>Brown</u>		
SSN	<u>Don't know</u>		
DRIVERS LICENSE #	<u>Don't know</u>		
EXP DATE		STATE	

CAUTION:

- ☐ Weapon Involved
☐ Weapon Present on the Property
☐ Weapon Requested Relinquished

Defendant's Place of employment is: Consultant - works from home - real estate

☐ Check here if you have reason to believe that Defendant is a licensed firearms dealer, is employed by a licensed firearms dealer or manufacturer; is employed as a writer, researcher or technician in the firearms or hunting industry or is required to carry a firearm as a condition of employment.

3. I am filing this Petition on behalf of: ☒ Myself and/or ☐ Another Person

If you checked "myself", please answer all questions referring to yourself as "Plaintiff". If you ONLY checked "another person", please answer all questions referring to that person as the "Plaintiff", and provide your name and address here, as filer, unless confidential.

Filer's Name:

First Middle Last Suffix

☐ Filer's Address is Confidential or ☐ Filer's address is: _____

If you checked "Another Person", indicate your relationship with Plaintiff:

- ☒ parent of minor Plaintiff(s)
☐ applicant for appointment as guardian ad litem of minor Plaintiff(s)
☐ adult household member with minor Plaintiff(s)
☐ court appointed guardian of incompetent Plaintiff(s)

4. Name(s) of All persons, including minor child/ren who seek protection from abuse:
Moonbeam Barnett

5. Indicate the relationship between the Plaintiff and the Defendant:

CHECK ALL THAT APPLY:

- ☐ spouse or former spouse of Defendant
- ☒ parent of a child with Defendant
- ☐ current or former sexual or intimate partner with Defendant
- ☐ child of Plaintiff
- ☐ child of Defendant
- ☐ family member related by blood (consanguinity) to Defendant
- ☐ family member related by marriage or affinity to Defendant
- ☐ sibling (person who shares parenthood) of Defendant

☐ Check here if the Defendant is 17 years old or younger.

6. Have the Plaintiff and the Defendant been involved in any of the following court actions?
☐ Divorce ☐ Custody ☐ Support ☐ Protection from Abuse

If you checked any of the above, briefly indicate when and where the case was filed, and the court number, if known: _____

7. Has the Defendant been involved in any criminal court action? No

If you answered Yes, is the defendant currently on probation or parole? _____

8. Plaintiff and Defendant are the parents of the following minor child/ren:

Name(s)	Age(s)	who reside at (list address unless confidential)
<u>Moonbeam Barnett</u>	<u>6 mos old</u>	<u>w/ me</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

9. If Plaintiff and Defendant are parents of any minor child/ren together, is there an existing court order regarding their custody? No but my religious leader believes the divine Almighty gave me custody of our child.

If you answered "Yes," describe the terms of the order (e.g., primary, shared, legal and/or physical custody): _____

If you answered "yes", in what county and state was the order issued? _____

If you are now seeking an order of child custody as part of this petition, list the following information:
(a) Where has each child resided during the past five years? (Please include the Child's name, Person(s) child lived with, Address unless confidential, and When.)

Child's name	Person(s) child Lived with	Address, unless confidential	When
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

(b) List any other persons who are known to have or claim a right to custody of each child listed above.
Name Address Basis of Claim

10. The following other minor child/ren presently live with Plaintiff.

Name(s)	Age(s)	Plaintiff's relationship to child/ren
Mornbeam Barnett	6 mos	child

11. The facts of the most recent incident of abuse are as follows:

Approximate Date: 6/21/18

Approximate Time:

Place: home

Describe in detail what happened, including any physical or sexual abuse, threats, injury, incidents of stalking, medical treatment sought, and/or calls to law enforcement. (attach additional sheets of paper if necessary):

Sawyer was getting extremely verbally aggressive with me when I told him he needed to be more devout in his religious faith. He started shaking me and calling me a crazy B****. He told me

12. If the Defendant has committed prior acts of abuse against Plaintiff or the minor child/ren, describe these prior incidents, including any threats, injuries, or incidents of stalking, and indicate approximately when such acts of abuse occurred. (attach additional sheets of paper if necessary):

13. (a) Has Defendant used or threatened to use any firearms or other weapons against Plaintiff or the minor child/ren?

If so, please describe the use or threatened use below and list on Attachment A to Petition, which is incorporated by reference into this petition, any firearms, other weapons or ammunition Defendant used or threatened to use against Plaintiff and/or the minor child/ren:

(b) Other than the firearms, other weapons or ammunition Defendant used or threatened to use against Petitioner or the minor child/ren, does Defendant, to the best of your knowledge or belief, own or possess any additional firearm, other weapon, ammunition or any firearm license?

(c) If the answer to (b) above is "yes," list any additional firearm, other weapon or ammunition owned by or in the possession of Defendant on Attachment A to Petition, which is incorporated by reference into this petition.

(d) Plaintiff (check one) ☐ DOES ☐ DOES NOT request that the court order Defendant to relinquish firearms, other weapons or ammunition listed on Attachment A to Petition. If Plaintiff does seek relinquishment, identify on Attachment A to Petition the firearms, other weapons and ammunition Plaintiff requests the court to order Defendant to relinquish.

14. Identify the sheriff, police department or law enforcement agency in the area in which Plaintiff lives that should be provided with a copy of the protection order:

15. There is an immediate and present danger of further abuse from the Defendant.

CHECK THE FOLLOWING BOXES ONLY IF THEY APPLY TO YOUR CASE AND PROVIDE THE REQUESTED INFORMATION

☒ Plaintiff is asking the court to evict and exclude the Defendant from the following residence: 153 Crazy St.
☐ Owned by (list owners, if known): _____
☐ Rented by (list all names, if known): _____
☐ Defendant owes a duty of support to Plaintiff and/or minor child/ren:
☐ Plaintiff has suffered out-of-pocket financial losses as a result of the abuse described above. Those losses are:

FOR THE REASONS SET FORTH ABOVE, I REQUEST THAT THE COURT ENTER A TEMPORARY ORDER, AND AFTER HEARING, A FINAL ORDER THAT WOULD DO THE FOLLOWING (CHECK ALL FORMS OF RELIEF REQUESTED)

☒ A. Restrain Defendant from abusing, threatening, harassing, or stalking Plaintiff and/or the minor child/ren in any place where Plaintiff and/or the child/ren may be found.

☒ B. Evict/exclude Defendant from Plaintiff's residence and prohibit Defendant from attempting to enter any temporary or permanent residence of Plaintiff.

☐ C. Require Defendant to provide Plaintiff and/or minor child/ren with other suitable housing.

☒ D. Award Plaintiff temporary custody of the minor child/ren and place the following restrictions on contact between Defendant and the child/ren: Absolutely NO contact until he goes to confession in the garden of apologies.

☒ E. Prohibit Defendant from having any contact with Plaintiff and/or the minor child/ren, either in person, by telephone, or in writing, personally or through third persons, including but not limited to any contact at Plaintiff's school, business, or place of employment, except as the court may find necessary with respect to partial custody and/or visitation with the minor child/ren.

☐ F. Prohibit Defendant from having any contact with Plaintiff's relatives and Plaintiff's children listed in this petition, except as the court may find necessary with respect to partial custody and/or visitation with the minor child/ren. The following persons are Plaintiff's relatives or family and household members that Plaintiff believes require protection from stalking and harassment by Defendant.

Name	Address (optional)	Relationship to Plaintiff

☐ G. Order Defendant to temporarily relinquish some or all of the firearms, other weapons and/or ammunition listed on Attachment A to Petition and any firearm license to the sheriff of this county and/or prohibit Defendant from transferring, acquiring, or possessing some or all firearms for the duration of the order.

☒ H. Order Defendant to pay temporary support to Plaintiff and/or the minor child/ren, including medical support and ☒ payment of the rent or mortgage on the residence.

☒ I. Direct Defendant to pay Plaintiff for the reasonable financial losses suffered as the result of the abuse, to be determined at the hearing.

☒ J. Order Defendant to pay the costs of this action, including filing and service fees.

☒ K. Order Defendant to pay Plaintiff's reasonable attorney's fees.

☐ L. Order the following additional relief, not listed above:

☒ M. Grant such other relief as Plaintiff requests and/or the court deems appropriate.

☐N. Order the police, sheriff or other law enforcement agency to serve the Defendant with a copy of this petition, any order issued, and the order for hearing. Plaintiff will inform the designated authority of any addresses, other than the Defendant's residence, where Defendant can be served.

VERIFICATION

I verify that I am the petitioner as designated in the present action and that the facts and statements contained in the above Petition are true and correct to the best of my knowledge. I understand that any false statements are made subject to the Penalties of 18 Pa. C.S.A. §4904, relating to unsworn falsification to authorities

Shyke Wallace
Signature
6/27/18
Date

that (I) was the reason Moonbeam was sick and tried to emotionally abuse me by calling me a flake and telling me Moonbeam was going to die because of me!

Then when I started praying he grabbed my wrist and told me "one way or another he would get me to stop following my stupid religion"

I tried to remind him that he also converted and that it was our religion but he just got angrier saying he would "end this" no matter what! Luckily one of our neighbors came to the door to bring me some herbal remedies for Moonbeam. Sawyer let go of me but said something under his breath, I think it was "this isn't over" but I don't know for sure.

THE DAILY HERALD

www.dailyherald.com

THE POCONO'S FAVOURITE NEWSPAPER August 10, 2018

LOCAL DOCTOR A PILL PUSHER



Doctor Rowan Molnar, a local physician with offices in both Pennsylvania and Delaware has been accused of over prescribing pain medication by a local consumers group, Citizens Against Opioid Addiction.

Molnar, a respected family doctor has been treating patient in 2 states for over 10 years. CAO has reviewed Molnar's Rx record from both states and announced its findings at citizen's seminar held on August 8, 2018 at the Church of the Divine Sylvan. The Reverend Bailey Finkle, Chairman of CAO, stated

records obtained by CAO show Molnar "...to be the type of doctor who is a poster child for this kind of abuse." Finkle went on to state that "The committee will be reporting its findings to the appropriate licensing boards in both Pennsylvania and Delaware."

The Church of the Divine Sylvan has recently come under fire for the assistance it provided Skyler Wallace when she made her controversial decision to not allow a blood transfusion for her child, Moonbeam Barnett.

EXHIBIT #4



The Children's Hospital

Employee Write Up

Employee Information

Employee Name:
Harper Lobas

Date: July 23,
2016

Employee ID: 5803

Job
Title: Physician

Manager: Stephen
Stills

Department:
Medicine

Type of Warning

☐ First Warning ☒ Second Warning ☐ Final Warning

Type of Offenses

☐ Tardiness/Leaving Early ☐ Absenteeism ☒ Violation of Company Policies
☐ Substandard Work ☐ Violation of Safety Rules ☒ Rudeness to Customers/Coworkers
☒ Other: Expression of personal views

Details

Description of Infraction: This is the second time Dr. Lobas is being written up for violation of Hospital policy. There have been numerous instances in the past before Dr. Lobas' first disciplinary action. Dr. Lobas is constantly telling patients who come to the hospital for treatment that they should choose prayer and "natural remedies" as opposed to surgery or appropriate medical intervention. After Dr. Lobas' first reprimand there was a slight improvement. On July 22, 2016, Dr. Lobas saw a patient who presented in the ER with multiple cuts to her face as a result of an automobile accident. Based upon her medical history she should have been placed on concussion protocol. Dr. Lobas told her parents that the cuts would eventually heal themselves and that they should pray that there was no concussion since the Hospital protocol was "not godly. This whole concussion thing is mostly anti-sports hysteria. Your best course of treatment is just to pray." The parents were upset and demanded to see another MD. Doctor Stills, the Department Chairman saw the patient and immediately placed her into the concussion protocol after she exhibited numerous signs of a concussion. Dr. Lobas upon hearing this, confronted Dr. Stills about "stealing a patient" in front of staff.

Plan for Improvement: Doctor Lobas shall refrain in the future from all references to religious beliefs when treating patients. Dr. Lobas shall strictly follow all Hospital protocols when diagnosing and treating patients.

EXHIBIT #5

Consequences of Further Infractions: Termination of privileges at Children's Hospital.

Acknowledgment of Receipt of Warnings

By signing this form, you confirm that you understand the information in this warning. You also confirm that you and your manager have discussed the warning and a plan for improvement. Signing this form does not necessarily indicate that you agree with this warning.

Harper Lobas, M.D.

Employee Signature

7/23/16

Date

Stephen Stills, M.D.

Manager Signature

7/23/16

Date

Witness Signature (if employee understands warning but refuses to sign)

Date

FOLLOW UP NOTATION: DR. LOBAS TERMINATED ON JULY 3, 2018.

THE SUN SHINE

Your Local Conservative Briefing

WORLD EXCLUSIVES

Religion or Cult? You decide!



“Church” Requests Building Permit.

A new “church,” the Church of the Divine Sylvan, has recently requested permission to use the Hockessin historical gardening shed located on Main Street to grow its religious “medicine” and as a local gathering place for its “followers.”

A review of the materials included in the church’s permit application indicate the church espouses a number of religious doctrines that include, but are not limited to, the belief that the true-all mighty, Sylvana, is able to become a plant with just the snap of her fingers, that

all plants should be worshiped, and that plants are the only medicine necessary.

The Church has received considerable attention recently for their protests outside of several large hospitals where “followers” have attacked doctors and nurses claiming they are demons who need to be pulled from the medical field like weeds.

The fact that this Church now wants to grow its religion here in Hockessin has led to considerable concern by our prominent citizens who have decided to attend the local town meeting with pruning shears and Round-Up.

[Sawyer Passarelli](#)

January 22 at 7:00 AM ·

Wife trying to nag me to go to the doctor when the kid looks totally fine to me. Someone has make that money! #dramaqueen #passarellirealty #getitsoldfast

[Sawyer Passarelli](#)

March 5 at 9:09 AM ·

Why should I sit around a waiting room when @Skylar Wallace can just call me after the Dr. Appt?! I've got houses to sell! #passarellirealty #getitsoldfast #makethatmoney

[Sawyer Passarelli](#)

May 30 at 5:15 PM ·

Dr. says the kid has anemone and needs a transfiguration. Not sure why we can't just get this over with @Skylar Wallace. Can't take any time off work! #passarellirealty #getitsoldfast

[Sawyer Passarelli](#)

June 3 at 11:00 PM ·

@Skylar Wallace threatened me and just up and took the kid to PA! She's a crazy hippie freak and doesn't want to get Moonbeam a transfiguration! #psycho

[Sawyer Passarelli](#)

June 22 at 8:00 AM ·

@Skylar Wallace and her hippie nut job Dr. friend.



[Sawyer Passarelli](#)

July 2 at 11:09 PM ·

@Skylar Wallace wouldn't get Moonbeam her transfiguration and now she's DEAD. She's a killer! #psychoex #murderer

EXHIBIT 7

Skylar Wallace

January 22 at 11:09 AM ·

At the Dr.'s office with my little Moonbeam! Too bad @Sawyer Passarelli is too busy "working" to care about his daughter... #fatheroftheyear

Skylar Wallace

March 5 at 3:09 PM ·

Still no answers about Moonbeam! These doctors don't know what they're talking about. Wish my useless husband @Sawyer Passarelli cared as much about his daughter as he does about selling houses... #fatheroftheyear

Skylar Wallace

May 30 at 5:15 PM ·

Hey @Sawyer Passarelli if you can't figure out that they want to give your daughter a transfusion and not a "transfiguration," you probably shouldn't just "get it over with!" #fatheroftheyear

Skylar Wallace

June 3 at 11:00 PM ·

@Sawyer Passarelli accusing ME of threatening him and not caring about MY child?! Like he's even paid any attention to her instead of his "business." #fatheroftheyear #gettingoutofhere #PAorbust

Skylar Wallace

June 22 at 8:00 AM ·

@Sawyer Passarelli is the worst father in the world! He doesn't even know what the doctors want to do to Moonbeam, and he's trying to prevent me from getting her treatment! #fatheroftheyear #naturalhealing #dontpoisonmychild

Skylar Wallace

July 2 at 11:09 PM ·

My sweet baby died today, and @Sawyer Passarelli is blaming me for her death! Like he ever showed ANY interest in her before now! I have to bury my Moonbeam and he's calling me a murderer... #fatheroftheyear #ripmoonbeam #goinsylvanpeace

Exhibit 8

JURY CHARGE:

Involuntary Manslaughter

1. A defendant commits involuntary manslaughter when she directly causes the death of another person by reckless or grossly negligent conduct.

The defendant's conduct does not have to be a positive kind of action. A failure to act can be sufficient conduct as long as the defendant had a legal duty to act. With regard to legal duty, I instruct you that a parent has a legal duty to protect the health and safety of his or her child.

2. The defendant has been charged with involuntary manslaughter. To find the defendant guilty of this offense, you must find that the following four elements have been proven beyond a reasonable doubt:

First, that Moonbeam Barnett is dead;

Second, that Skyler Wallace's conduct was a direct cause of her death; and

Third, that the defendant's conduct was reckless or grossly negligent.

If, and only if, you find that the above elements have been proven beyond a reasonable doubt, you must then indicate on the verdict form whether you find the following element also proven to that standard. The final element is that Moonbeam Barnett was under 12 years of age and was in the care, custody, or control of the defendant at the time of her death.

3. Thus, you cannot find Skyler Wallace guilty of involuntary manslaughter based on a failure to protect Moonbeam Barnett unless you are satisfied beyond a reasonable doubt that she had a legal duty to protect Moonbeam Barnett, that she failed to perform that duty, and that her failure was reckless or grossly negligent and was a direct cause of Moonbeam's death.

4. The terms "reckless" and "grossly negligent" mean the same thing. A defendant's conduct including any failure to perform a legal duty, is reckless or grossly negligent when she is aware of and consciously disregards a substantial and unjustifiable risk that death will result from his or her conduct, the nature and degree of the risk being such that it is grossly unreasonable for her to disregard it. In deciding whether the defendant's conduct was reckless or grossly negligent, you should consider all relevant facts and circumstances, including the nature and intent of the defendant's conduct and the circumstances known to her.

5. As the definitions I just gave you indicate, the recklessness/gross negligence required for involuntary manslaughter is a great departure from the standard of ordinary care. It is a departure that shows a disregard for human life or an indifference to the possible consequences of one's conduct.

6. The evidence you should consider when deciding whether the defendant is guilty of involuntary manslaughter includes her failure to approve a blood transfusion for Moonbeam Barnett.

Ignorance or Mistake

1. One of the material elements of the crime of involuntary manslaughter that the Commonwealth must prove beyond reasonable doubt is that the defendant acted recklessly in refusing to give consent for Moonbeam Barnett to have a blood transfusion. The defendant claims that this element has not been proven beyond a reasonable doubt because at the time of the alleged offense she was reasonably mistaken concerning the facts in that she relied on her physician's advice.

2. Mistake as to a matter of fact for which there is a reasonable explanation or excuse is a defense if it negates the recklessness or negligence required to establish an element of the crime. Thus, you must consider the evidence tending to show that the defendant was reasonably mistaken concerning

the facts along with the other evidence in determining whether the Commonwealth has proven the required recklessness beyond a reasonable doubt.

3. In a case where the issue of mistake or ignorance of fact is raised, you must decide whether there was such a mistake or lack of awareness of a fact, whether that mistake or ignorance was reasonable under the circumstances, and whether that mistake or ignorance shows that one of the elements of the crime charged was not proved beyond a reasonable doubt.

4. To overcome this defense, the prosecution must prove, beyond a reasonable doubt, one of the following: (1) that the defendant did not have that mistaken belief, (2) that the mistaken belief was not reasonable, or (3) that the mistake did not prevent or eliminate the required element of recklessness.

Endangering Welfare of a Child

1. The defendant has been charged with endangering the welfare of a child. To find the defendant guilty of this offense, you must find that each of the following elements has been proven beyond a reasonable doubt:

First, that the defendant endangered the welfare of the child by violating a duty of care, protection, or support.

Second, that the defendant endangered the welfare of the child knowingly. A person's conduct is knowing when he or she is aware that it is practically certain that his or her conduct will cause a particular result.

Third, that the defendant was at the time a parent, guardian, person supervising the welfare of the child under the age of 18, or a person that employs or supervises such a person. *Fourth*, that the child was under the age of 18 years at the time of the endangering.

would observe in the actor's situation.

2. If, after considering all the evidence, you find that the Commonwealth has established beyond a reasonable doubt all of the elements I have stated, you must find the defendant guilty of endangering the welfare of a child. Otherwise, you must find the defendant not guilty.

Endangering Welfare of a Child--Course of Conduct

1. The defendant has been charged with endangering the welfare of a child as a course of conduct. To find the defendant guilty of this offense, you must find that each of the following four elements has been proven beyond a reasonable doubt:

First, that the defendant engaged in a course of conduct of endangering the welfare of the child by violating a duty of care, protection, or support. A course of conduct means a pattern of actions composed of more than one act over a period of time, however short, evidencing a continuity of conduct;

Second, that the defendant endangered the welfare of the child knowingly. A person's conduct is knowing when he or she is aware that it is practically certain that his or her conduct will cause a particular result;

Third, that the defendant was at the time a parent, guardian, person supervising the welfare of the child under the age of 18, or a person that employs or supervises such a person. *Fourth*, that the child was under the age of 18 years at the time of the endangering.

2. If, after considering all the evidence, you find that the Commonwealth has established beyond a reasonable doubt all of the elements I have stated, you must find the defendant guilty of endangering the welfare of a child. Otherwise, you must find the defendant not guilty.