

PARTY WITHOUT ATTORNEY OR ATTORNEY NAME: David Marco Weber FIRM NAME: Divorce310 STREET ADDRESS: 1228 Appleton Way CITY: Venice TELEPHONE NO.: (310) 420-9495 EMAIL ADDRESS: david@divorce310.com ATTORNEY FOR (name): MAREN J. NELSON, Petitioner STATE BAR NUMBER: 344588 STATE: CA ZIP CODE: 90291 FAX NO.: SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 6230 Sylmar Ave. MAILING ADDRESS: 6230 Sylmar Ave. CITY AND ZIP CODE: Van Nuys 91401 BRANCH NAME: Van Nuys Courthouse East	FOR COURT USE ONLY Electronically FILED by Superior Court of California, County of Los Angeles 4/3/2025 10:38 AM David W. Slayton, Executive Officer/Clerk of Court, By D. Medrano, Deputy Clerk (Department, VEJ). Hearing Information: 5/20/2025 8:30 AM
PETITIONER: MAREN J. NELSON RESPONDENT: DEV I. KARNA OTHER PARENT/PARTY:	CASE NUMBER: <div style="text-align: center; font-size: 1.2em;">25VEFL00331</div>
REQUEST FOR ORDER <input type="checkbox"/> CHANGE <input type="checkbox"/> TEMPORARY EMERGENCY ORDERS <input checked="" type="checkbox"/> Child Custody <input checked="" type="checkbox"/> Visitation (Parenting Time) <input type="checkbox"/> Spousal or Partner Support <input type="checkbox"/> Child Support <input type="checkbox"/> Property Control <input type="checkbox"/> Attorney's Fees and Costs <input checked="" type="checkbox"/> Other (specify): Permission to move with minor child to Encinitas, CA. Evidentiary hearing requested.	CASE NUMBER: <div style="text-align: center; font-size: 1.2em;">25VEFL00331</div>

Note: Read form [FL-300-INFO](#) for information about how to complete this form. To ask to change or end an order that was granted in a Restraining Order After Hearing (form DV-130 or JV-255), read form [FL-300-INFO](#) and form [DV-300-INFO](#).

NOTICE OF HEARING

1. TO (name(s)): Lucy A. Vartanian, Esq., Attorney for Respondent, DEV I. KARNA
 Petitioner Respondent Other Parent/Party Other (specify):

2. **A COURT HEARING WILL BE HELD AS FOLLOWS:**

a. Date:	Time:	<input type="checkbox"/> Dept.:	<input type="checkbox"/> Room.:
b. Address of court <input checked="" type="checkbox"/> same as noted above <input type="checkbox"/> other (specify):			

3. **WARNING to the person served with the Request for Order:** The court may make the requested orders without you if you do not file a *Responsive Declaration to Request for Order* (form FL-320), serve a copy on the other parties at least nine court days before the hearing (unless the court has ordered a shorter period of time), and appear at the hearing. (See form *FL-320-INFO* for more information.)

COURT ORDER
(FOR COURT USE ONLY)

It is ordered that:

4. Time for service until the hearing is shortened. Service must be on or before (date):
5. A *Responsive Declaration to Request for Order* (form FL-320) must be served on or before (date):
6. The parties must attend an appointment for child custody mediation or child custody recommending counseling as follows (specify date, time, and location):
7. The orders in *Temporary Emergency (Ex Parte) Orders* (form FL-305) apply to this proceeding and must be personally served with all documents filed with this *Request for Order*.
8. Other (specify):

Date: _____ _____ JUDICIAL OFFICER

PETITIONER: MAREN J. NELSON RESPONDENT: DEV I. KARNA OTHER PARENT/PARTY:	CASE NUMBER: 25VEFL00331
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REQUEST FOR ORDER

Note: Place a mark in front of the box that applies to your case or to your request. If you need more space, mark the box for "Attachment." For example, mark "Attachment 2a" to indicate that the list of children's names and birth dates continues on a paper attached to this form. Then, on a sheet of paper, list each attachment number followed by your request. At the top of the paper, write your name, case number, and "FL-300" as a title. (You may use *Attached Declaration* (form [MC-031](#)) for this purpose.)

1. **RESTRAINING ORDER INFORMATION**
 One or more domestic violence restraining/protective orders are now in effect between (specify):
 Petitioner Respondent Other Parent/Party (Attach a copy of the orders if you have one.)
 The orders are from the following court or courts (specify county and state):
- a. Criminal: County/state (specify): Case No. (if known):
 b. Family: County/state (specify): Case No. (if known):
 c. Juvenile: County/state (specify): Case No. (if known):
 d. Other: County/state (specify): Case No. (if known):
2. **CHILD CUSTODY** I request temporary emergency orders
 VISITATION (PARENTING TIME)
- a. I request that the court make orders about the following children (specify):
- | Child's Name | Date of Birth | <input checked="" type="checkbox"/> Legal Custody to (person who decides: health, education, etc): | <input checked="" type="checkbox"/> Physical Custody to (person with whom child lives): |
|-----------------------|---------------|--|---|
| KILLIAN ANDREW KARNA, | 8/21/2022 | Joint | Petitioner |
- b. The orders I request for child custody visitation (parenting time) are: [Attachment 2a.](#)
- (1) Specified in the attached forms:
 Form [FL-305](#) Form [FL-311](#) Form [FL-312](#) Form [FL-341\(C\)](#)
 Form [FL-341\(D\)](#) Form [FL-341\(E\)](#) Other (specify):
- (2) As follows (specify): [Attachment 2b.](#)
- Please see Petitioner's Declaration and exhibits attached.
 Petitioner requests a court order permitting her to move with the minor child to Encinitas, CA.
- c. The orders that I request are in the best interest of the children because (specify): [Attachment 2c.](#)
 Please see Petitioner's Declaration and exhibits attached.

PETITIONER: MAREN J. NELSON RESPONDENT: DEV I. KARNA OTHER PARENT/PARTY:	CASE NUMBER: <p style="text-align: center; font-weight: bold;">25VEFL00331</p>
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2. d. This is a change from the current order for child custody visitation (parenting time).
- (1) The order for legal or physical custody was filed on (date): . The court ordered (specify):
- (2) The visitation (parenting time) order was filed on (date): . The court ordered (specify):

3. CHILD SUPPORT [Attachment 2d.](#)

(Note: An earnings assignment may be issued. See *Income Withholding for Support* (form [FL-195](#))

- a. I request that the court order child support as follows:
- | | | | | |
|----------------------|--------------------------|---|--------------------------|-------------------------------|
| Child's name and age | <input type="checkbox"/> | I request support for each child | <input type="checkbox"/> | Monthly amount (\$) requested |
| | | based on the child support guideline. (if not by guideline) | | |

- b. I want to change a current court order for child support filed on (date): [Attachment 3a.](#)
 The court ordered child support as follows (specify):

c. I have completed and filed with this *Request for Order* a current *Income and Expense Declaration* (form [FL-150](#)) or I filed a current *Financial Statement (Simplified)* (form [FL-155](#)) because I meet the requirements to file form FL-155.

- d. The court should make or change the support orders because (specify): [Attachment 3d.](#)

4. SPOUSAL OR DOMESTIC PARTNER SUPPORT

(Note: An *Earnings Assignment Order for Spousal or Partner Support* (form [FL-435](#)) may be issued.)

- a. Amount requested (monthly): \$
- b. I want the court to change end the current support order filed on (date):
 The court ordered \$ per month for support.
- c. This request is to modify (change) spousal or partner support after entry of a judgment.
 I have completed and attached *Spousal or Partner Support Declaration Attachment* (form [FL-157](#)) or a declaration that addresses the same factors covered in form FL-157.
- d. I have completed and filed a current *Income and Expense Declaration* (form [FL-150](#)) in support of my request.
- e. The court should should make, change, or end the support orders because (specify): [Attachment 4e.](#)

PETITIONER: MAREN J. NELSON RESPONDENT: DEV I. KARNA OTHER PARENT/PARTY:	CASE NUMBER: 25VEFL00331
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5. PROPERTY CONTROL I request temporary emergency orders
 a. The petitioner respondent other parent/party be given exclusive temporary use, possession, and control of the following property that we own or are buying lease or rent (specify):

b. The petitioner respondent other parent/party be ordered to make the following payments on debts and liens coming due while the order is in effect:
 Pay to: _____ For: _____ Amount: \$ _____ Due date: _____
 Pay to: _____ For: _____ Amount: \$ _____ Due date: _____
 Pay to: _____ For: _____ Amount: \$ _____ Due date: _____
 Pay to: _____ For: _____ Amount: \$ _____ Due date: _____

c. This is a change from the current order for property control filed on (date):
 d. Specify in [Attachment 5d](#) the reasons why the court should make or change the property control orders.

6. ATTORNEY'S FEES AND COSTS
 I request attorney's fees and costs, which total (specify amount): \$ _____. I filed the following to support my request:
 a. A current *Income and Expense Declaration* (form [FL-150](#)).
 b. A *Request for Attorney's Fees and Costs Attachment* (form [FL-319](#)) or a declaration that addresses the factors covered in that form.
 c. A *Supporting Declaration for Attorney's Fees and Costs Attachment* (form [FL-158](#)) or a declaration that addresses the factors covered in that form.

7. OTHER ORDERS REQUESTED (specify): [Attachment 7](#).
 Please see Petitioner's Declaration and exhibits attached.
 Petitioner requests a court order permitting her to move with the minor child to Encinitas, CA.

8. TIME FOR SERVICE / TIME UNTIL HEARING I urgently need:
 a. To serve the *Request for Order* no less than (number): _____ court days before the hearing.
 b. The hearing date and service of the the *Request for Order* to be sooner.
 c. I need the order because (specify): [Attachment 8](#).

9. FACTS TO SUPPORT the orders I request are listed below. The facts that I write in support and attach to this request cannot be longer than 10 pages, unless the court gives me permission. [Attachment 9](#).
 Please see Petitioner's Declaration and exhibits attached..

I declare under penalty of perjury under the laws of the State of California that the information provided in this form and all attachments is true and correct.

Date: April 3, 2025

 David Marco Weber
 (TYPE OR PRINT NAME)

▶ _____
David Marco Weber
 (SIGNATURE OF APPLICANT)



Requests for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the proceeding. Contact the clerk's office or go to www.courts.ca.gov/forms for *Request for Accommodations by Persons With Disabilities and Response* (form [MC-410](#)). (Civ. Code, § 54.8.)

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Divorce310
2 1228 Appleton Way
Venice, CA. 90291
3 Telephone: (310) 420-9495
Email: davidweber2030@gmail.com

4 Attorney for Petitioner
5 MAREN J. NELSON

6
7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES**
10

11 MAREN J. NELSON,
12 Petitioner,

13 vs.

14 DEV I. KARNA,
15
16 Respondent

Case No. 25VEFL00331
Assigned to: Hon. Comm. Amir Aharonov
Department: VEJ

**DECLARATION OF MAREN NELSON IN
SUPPORT OF REQUEST FOR ORDER TO
MODIFY CUSTODY & VISITATION**

Hearing Date:
Time:
Department: VEJ

18 I, MAREN J. NELSON, submit this Declaration in support of my request to modify custody and
19 visitation. I have personal knowledge of the facts stated below, except as to those matters stated upon
20 information and belief. I can and will testify to the following under penalty of perjury:

21 **REQUESTED COURT ORDER TO MOVE TO ENCINITAS WITH MINOR CHILD**

- 22 1. Petitioner requests the court’s permission to move to Encinitas, CA. (located 107 miles from
23 the parties’ current residence) with the parties’ only minor child, Killian (DOB: 08/21/2022).
24 2. This move is in the best interests of Killian given Respondent’s unemployment, instability.

25 **TRANSITION PLAN**

- 26 3. On June 3, 2025, Petitioner and Child will relocate to 950 #2 Saxony Rd., Encinitas, CA.
27 92024. A photograph of this huge, one-acre property is shown in Exhibit A, page 1.
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- 4. Petitioner will pay \$2200 per month rent for a newly-constructed, 384 square foot ADU located on the Saxony property owned by Killian’s grandparents (Petitioner’s parents).
- 5. June through July 2025 is a transition period during which time both parents will:
 - a. Spend time at Killian’s new residence with Killian.
 - b. Implement ‘nesting’ opportunities for DEV (Father) at the new residence.
 - c. Establish a shared custody schedule where Killian is with Petitioner Monday through Friday and alternate weekends in Encinitas.
 - d. Take Killian on family outings to help Killian adjust to the environment.
 - e. Petitioner may also spend time with Killian in Valley Village.
- 6. Petitioner will take time off work during June and July to help facilitate a smooth transition.

PROPOSED CUSTODY AND VISITATION SCHEDULE.

- 7. Killian will reside with Petitioner from Sunday evening through Friday evening weekly.
- 8. Each party will alternate weekends with Killian, starting with Respondent having Killian June 6-8th, 2025 in Valley Village.
- 9. Transitions will take place halfway between the two parties: around Irvine or Newport Beach, such as the parking lots of Sprouts in Irvine or the Whole Foods at Fashion Island.
- 10. Friday meet-up will be between 6:30-7:30pm and Sunday meet-up will be between 5-6pm, the times account for traffic patterns between the two locations.
- 11. Respondent may have “nesting” visitation with Killian in Encinitas from Thursday after school to Friday evening of the Petitioner’s weekend, he may stay in the guest suite of the main residence during this time.
- 12. Respondent may have Killian on Monday holidays following his scheduled weekends.
- 13. A more detailed holiday and vacation schedule will be set forth in a proposed parenting plan.

KILLIAN’S ADU IN ENCINITAS IS NEW, SAFE, HUGE LOT, NEAR THE BEACH.

- 14. Killian will have formidable, stable, affordable housing, living in the ADU located on the huge one-acre residential property owned by Petitioner’s parents. See Exhibit A, page 1. A floor plan of the newly constructed, 384 square-foot ADU is shown in Exhibit A, page 2.

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1 15. Killian’s ADU in Encinitas is located only two miles from the beach. The rental price of
2 \$2200 per month is fixed, rent-controlled, and includes utilities (the ADU is solar-powered).

3 16. Killian’s ADU is located in an excellent school district with an elementary school nearby.

4 17. Respondent will have unfettered access to a large Guest Suite in the main house during the
5 transition period and beyond, allowing Respondent to have ‘nesting’ opportunities with
6 Killian.

7 **ENHANCED FAMILY SUPPORT SYSTEM IN ENCINITAS**

8 18. Killian’s maternal grandparents, "Mae Mae" Mary Gafner (58 years-old) and "Papa Stan" Stan
9 Gafner (71 years-old) live in the main house on the same property as Killian’s ADU.

10 19. Killian has an established, loving relationship with these grandparents. Papa Stan is retired
11 and Grandma Mae Mae will retire by June 2027, ensuring stable support for Killian.

12 20. Killian’s grandparents are available to provide child care when needed by either parent.

13 **SUPERIOR EDUCATIONAL OPPORTUNITIES IN ENCINITAS**

14 21. DEV and I virtually toured a preschool, *Kids By The Sea Olivenhain*, on October 8, 2024. The
15 school is located only 4.5 miles from Killian’s home on 950 #2 Saxony Rd., Encinitas, CA.
16 92024.

17 22. Killian is on the waitlist for admission to Kids By The Sea (he will likely be admitted).

18 23. I am securing additional tours of various preschools. I welcome and encourage DEV’s
19 participation in selecting a mutually agreeable preschool for Killian.

20 24. Moving now will allow Killian to establish continuity at one preschool for two years prior to
21 Kindergarten.

22 25. Encinitas offers highly rated, reputable preschools and K-12 education.

23 **RESPONDENT’S CAREER INSTABILITY, LACK OF GAINFUL EMPLOYMENT.**

24 26. DEV has been out of full-time work for the past two years, creating ongoing financial stress
25 on the household. DEV doesn’t work; he relies on passive rental income from his father’s
26 house.

27 27. DEV wants to establish a mobile bartending trailer business, a goal he could pursue from
28 Encinitas, particularly as his business associate works out of Orange County. DEV also says

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he want to pursue a new career as a hockey scout. Both of these career paths seemingly involve non-traditional (not “9 to 5”), unpredictable and varied weekend work hours.

28. DEV’s current and prospective work life demands a need for reliable child care. The move to Encinitas guarantees that Killian will have reliable, **no cost** childcare from his grandparents.

29. DEV’s historical unemployment makes it more likely that DEV will not be able to consistently provide housing for Killian in Los Angeles, a relatively expensive place to live.

MOM’S CAREER INSTABILITY NECESSITATES A MOVE TO ENCINITAS.

30. I have worked for my current employer for 3.5 years, though I will likely be laid off during the next year due to underperformance in the market of my department.

31. The national job market, particularly in the education technology sector, has experienced significant contraction while the number of applicants is exponentially increasing. I am facing significant career challenges; it’s not feasible for me to maintain our current standard of living on my own (not living with DEV) here in Los Angeles, nor can DEV provide the same for Killian.

32. A new position in my current job market would likely result in a 20-40% salary reduction. A contract position would result in lower income and no health insurance benefits, further increasing my costs.

33. I need to build a financial safety net to ensure I can provide for Killian in the event of a layoff or unexpected emergency. Fixed living expenses will greatly promote this process. Moving to Encinitas, where Killian has strong family support, provides needed financial security.

PRIOR DISCUSSIONS ABOUT RELOCATING TO ENCINITAS

34. DEV and I have discussed moving to Encinitas following Killian’s birth, primarily for family support and an improved lifestyle.

35. DEV expressed interest and willingness to move to Encinitas during the past two years.

36. Between January 8-12, 2024 while we visited Encinitas (during the LA wildfire outbreak), DEV communicated to me his willingness to seriously consider relocation.

37. DEV and I extensively discussed our concerns about declining conditions in Los Angeles, always with an eye towards ensuring the best possible environment for Killian to grow up.

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HOUSING PROBLEMS (AFFORDABILITY, AVAILABILITY) IN LOS ANGELES

38. The recent wildfires in Los Angeles have caused housing rental prices to soar. Those demanding rental housing include wealthy, displaced homeowners (who lost their homes).

39. I cannot afford to purchase property, so I will need to find a rental property for me and Killian. It's impossible for me to find a suitable rental property in Los Angeles that also guarantees consistency in rental price (landlords can raise the rent at any time).

40. My parents' spacious ADU in Encinitas offers long-term stability for Killian, in addition to consistent, no cost childcare, proximity to the beach, and excellent schools.

IMPROVED QUALITY OF LIFE AND ENVIRONMENTAL HEALTH

41. The long-term environmental impact of the recent wildfires is unknown.

42. Encinitas is coastal; it offers great air quality, low population density, a low crime rate, easy access to nature, abundance of recreational activities, and slower pace of life.

ENCINITAS IS VERY CLOSE TO OUR CURRENT HOME IN VALLEY VILLAGE. KILLIAN IS ONLY TWO YEARS OLD; HE IS NOT TIED TO VALLEY VILLAGE.

43. Encinitas is only 107 miles from our current home located at 4730 Ben Ave., Unit 20, Valley Village, CA. 91607. The drive is less than two hours. See Exhibit B (Google Map printout).

44. Killian, who is only two years old, has no community ties to Valley Village. There is no downside whatsoever to Killian moving to Encinitas. Everything about the move is positive.

KILLIAN HAS SPENT SIGNIFICANT TIME IN ENCINITAS ALREADY. HIS SOCIAL NETWORK IS LIMITED; NOW IS A GREAT TIME TO RELOCATE.

45. Effective March 30, 2025: Killian has already spent 7.5% (71 of 953 days) of his life in Encinitas at "Mae Mae's house" (which he recognizes as home).

46. 12% of Killian's life (112 of 953 days) has been spent with Grandma Mary (Mae Mae).

47. I take Killian to Encinitas for a long weekend about once a month, as well as additional days and holiday breaks, and we stay there with DEV (45% of the time).

48. Killian is only two years old. His friendships are facilitated by his parents and he will continue to see his familiar friends during each parent's time.

49. Killian is at a great age to relocate and develop strong friendships within his new preschool class and through extracurricular activities

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SUMMARY

50. Encinitas guarantees that Killian will have adequate, stable housing; reliable no-cost childcare provided by Killian’s grandparents, access to excellent schools and recreational activities; a safe community; and the drive from Encinitas to Valley Village is less than two hours.

51. For the foregoing reasons, it’s in Killian’s best interests to move with Mom to Encinitas.

I declare under penalty of perjury under the laws of California that the foregoing is true and correct.

Dated: 4/3/2025 | 8:57 AM PDT

DocuSigned by:

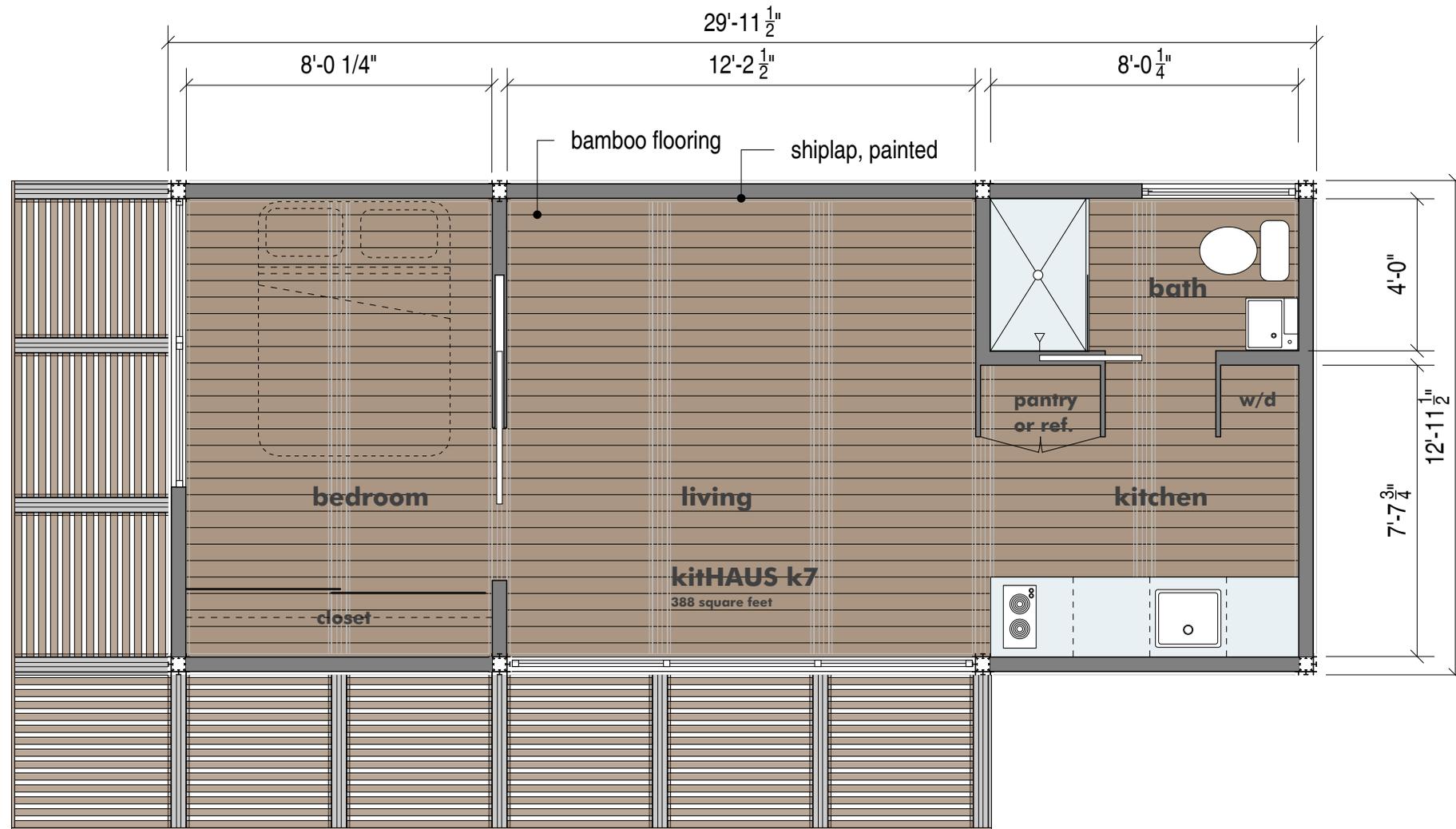
587FBD142F3D46A...

Petitioner, MAREN J. NELSON



EXHIBIT A
Google

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kitHAUS k7.12.8 floor plan rev. 2

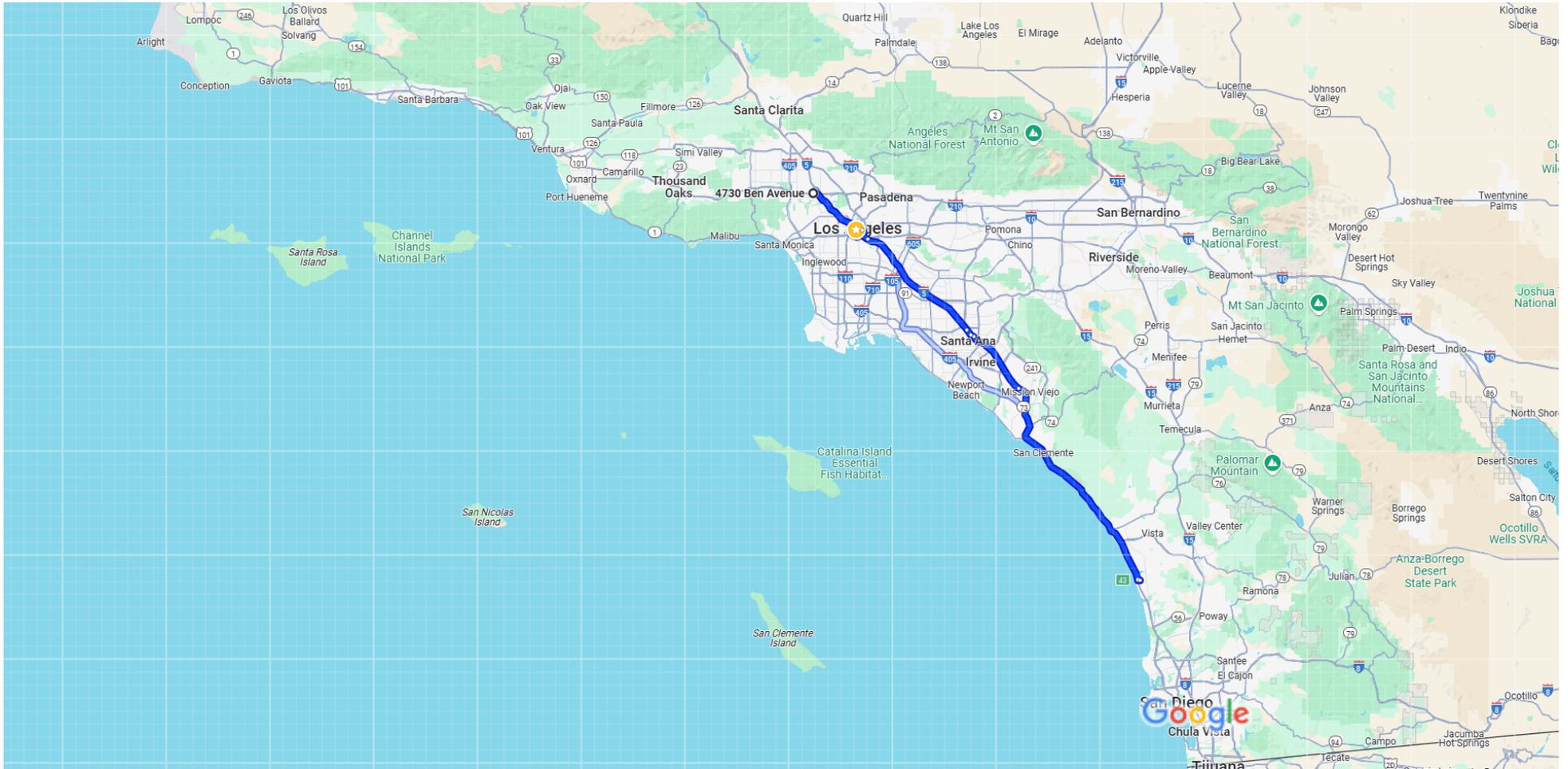
gafner
950 saxony road
encinitas ca 92024
254•362•79

EXHIBIT A



kitHAUS address	kitHAUS phone	configuration	
9826 GLENOAKS SUN VALLEY CA 91352	310.889.7137 310.440.9363 FAX	k7.12.8	plan

4730 Ben Ave, Valley Village, CA 91607 to Drive 106 miles, 1 hr 25 min to 1 hr 50 min
Main building



Map data ©2025 Google, INEGI 10 mi



via I-5 S

typically 1 hr 25 min
to 1 hr 50 min

Arrive around 8:50 AM
106 miles



via CA-73 S and I-5 S

EXHIBIT B