

**FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK**

In the Matter of a Custody/Visitation Proceeding

File #: 4309

Docket #: V-14371-03/08G

Linda Williams,

Petitioner,

2ND AMENDED

- against -

**PETITION FOR MODIFICATION OF
AN ORDER OF
CUSTODY**

Damon Anthony Dash,

Respondent.

The undersigned Petitioner respectfully shows that:

Petitioner, Linda Williams, resides at ***Address Confidential***.

Petitioner, Linda Williams, has a child-in-common with the respondent, Damon Anthony Dash.

Petitioner, Linda Williams, is the mother of the child, Damon A. Dash II.

Respondent, Damon Anthony Dash, resides at

Respondent, Damon Anthony Dash, has a child-in-common with the petitioner, Linda Williams.

Respondent, Damon Anthony Dash, is the father of the child, Damon A. Dash II.

An order dated November 26, 2007 was entered wherein see file for specifics.

The name, present address, date of birth and social security number of each child who is the subject of this proceeding are as follows:

<u>Name</u>	<u>Address</u>	<u>Date of Birth</u>	<u>Social Security #</u>
Damon A. Dash II			

My son is at imminent risk living in an unstable home with no structure or supervision and I fear for the safety and well-being of my child and I want him in a safe and loving environment living with me. Since the entry of said order, there has been a change of circumstances in that there has been educational neglect of the child by the Respondent and it has become extremely extreme to the point that
: Petitioner seek ACS's help in this matter. My son's life has been on a downward spiral ever since custody was changed to the Respondent.

I chronic truancy's t (latenesses and absences) under achievements and disruptive behavior this year. ACS has informed the Petitioner that the Respondent has a court order prohibiting ACS from talking to/interviewing him or the children. The Respondent/Father's financial situation is on a downward spiral as well. Petitioner states that he is liquidating all of his assets. He has already sold the home in CA, one apartment in NYC, and the one that he is currently occupying is up for sale. Respondent is also suffering through many other legal troubles including a rape case, a tax case, and a troubled marriage. Petitioner states that the Respondent is a flight risk because he has a history of fleeing with the child. On March 21, 2003 the Respondent was issued a warrant of arrest for absconded of a child (Our son Damon Dash II).

Responded was arrested until he produced the child. Respondent is also in contempt because he has been violating the court order by not providing the child with a driver or spending money while visiting the Petitioner. The Respondent has taken away the driver all together. The child takes the subway to and from school. The child was surprised and very upset at the Respondent taking the driver away. The Respondent stated in the past that the child is in danger and is a kidnaping risk due to his celebrity status. Petitioner agrees that the child is a kidnaping risk. Respondent neglected the child by not taking the child to the doctor or dentist yearly, child stated that his sister goes to the doctor and he does not. The child has reported to the Petitioner that he was living with not hot water or electricity for two months in his bedroom. Petitioner states that there is a 10 Million Dollar Trust Fund that the Respondent was ordered to put in place for the child but she has not yet received a copy of it as proof that it was done. Respondent has a history of drug use. Respondent has a history of mental illness in his family, his mother was in and out of a mental institution. Petitioner also states that there was an incident in which the Respondent's uncle Carlton (Respondent's mother's brother) committed suicide in November 2007 the day before Thanksgiving by shooting himself in the head on his own front lawn. Then the Respondent took the child to the hospital morgue with him and had the child present as they pulled out the body. Respondent did not take any of his other children to witness this and should not of taken the said child. Petitioner states that her son said is was very, very traumatic and feels his father never should of taken him to see something like that..... Clearly emotional neglect to only this child.

The child no longer has anyone at home to prepare his meals because the Respondent cut back on all of his staff. The Respondent lost/sold his companies so he does not have the income he used to. These are other reasons why the Petitioner needs proof of the 10 Million dollar Truse and Educational Fund for the childs future.

custody of the Respondent. On March 31, 2008 the dean wrote the Respondent to let him know from this point on the child can not be late or absent more then 3 times or he will be kicked out of school for good. Petitioner states that the child was late to school on April 3, 2008. Petitioner states that there is no legal reason why custody was ever changed from her to the Respondent. Petitioner states that the Respondent is clearly unfit and the Petitioner is the fit parent.

Petitioner states that the child has always attended summer camp and ever since November 2006 the child has begged the Respondent to pay for Basketball Camp at Hofstra University. Last year 2007 a few months before the summer, the child stated to the Petitioner and the Respondent that he wanted to go to Basketball Camp at Hofstra University. On May 25, 2007 the child called the Petitioner with the Respondent because the Respondent wanted the Petitioner to send all of the camp information to him and his Assistant Nancy. (Petitioner sent information to both) Due to Judge Knipps prolonging the visitation case from June 2007 to the end of August 2007 my son's summer was ruined. Petitioners son for the past few months and over this weekend stated that he wanted (hopes) the Respondent to pay for Hofstra Camp. The child has only 2 summers to enjoy summer camp because he is 16 years old. The child stated to the Petitioner that he wanted a normal life with his mother.

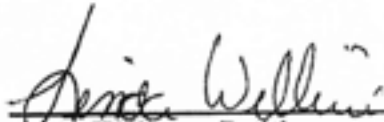
Petitioner states that she does not want her son falling through the court system cracks again in Judge Knipps courtroom. The Petitioner states ~~that~~ her son or her will be treated fairly because she filed a petition last year in November 2007 to have Judge Knipps reqused off the case and it was denied. Petitioner also filed a complaint (letter) to Judge Knipps boss Judge Joseph Laual. Petitioner states that her cases in the past have been prolonged by Judge Knipps and she hopes that this matter will be handled expeditiously.

By reason of said subsequent change of circumstances, the order should be modified in the following respects: **Petitioner is requesting immediate emergency custody of the child. Petitioner requests full sole custody of the child. Petitioner also requests that the Respondent Be directed to take a drug test. Petitioner requests a copy of the 1999 trust and educational fund that the Respondent was ordered to set up. Petitioner requests that the court order an ACS investigation. Petitioner is requesting any and all papers that prohibit ACS from talking to/interviewing the Respondent and the children. Petitioner request that the Respondent pays \$3,600 in full for Hofstra Basketball Camp by May 5, 2008. Petitioner request a jury trial**

No previous application has been made to any court or judge for the relief herein requested.

WHEREFORE, Linda Williams respectfully prays that the said order be modified in these respects set forth above and for such other relief as to the Court may seem just and proper.

Dated: April 8, 2008



Linda Williams, Petitioner

VERIFICATION

STATE OF NEW YORK)
:ss:
COUNTY OF NEW YORK)


Linda Williams being duly sworn, deposes and says:

That he/she is the Petitioner in the above-entitled proceeding and is acquainted with the facts and circumstances thereof; that he/she has read the foregoing and knows the contents thereof; that the same is true to his/her own knowledge, except as to matters therein stated to be alleged on information and belief and as to those matters he/she believes it to be true.



Linda Williams, Petitioner

Sworn to before me on
April 8, 2008



Chief Clerk or Designee
Notary Public