

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
KENT COUNTY FAMILY COURT

VIVEK BHATNAGAR,
plaintiff

v.

C.A. No. K10-0279

PREETI GUPTA,
defendant

ORDER

This matter came on to be heard on the 18th day of May, 2010, before the Honorable Capineri, J., with defendant appearing specially, and moving to dismiss. Upon hearing from counsel for the parties, and by agreement in open Court, it is hereby:

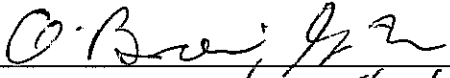
ORDERED, ADJUDGED AND DECREED

1. Defendant's motion to dismiss is continued to June 21, 2010, at 9:00 AM.
2. By agreement of the parties, the Court finds that Rhode Island is not the home state of the child, Tanush Bhatnagar, date of birth: July 24, 2007, for UCJEEA and jurisdictional purposes.
3. Accordingly, all prior orders restraining defendant mother from leaving the jurisdiction with the child are vacated.
4. Defendant mother is specifically authorized to return to India with the minor child, Tanush Bhatnagar, date of birth: July 24, 2007.
5. Without prejudice or other findings, and specifically reserving defendant's jurisdictional challenges, the matter is continued for hearing on the motion to dismiss to June 21, 2010, at 9:00 AM. Plaintiff shall have the temporary exclusive use and possession of the premises at 12224 Patriot Way, West Greenwich, RI in the interim. The foregoing specifically preserves defendant's assertion that certain personal property, allegedly held

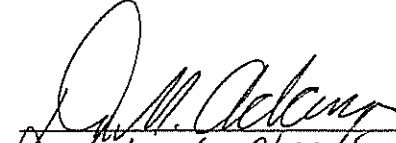
by husband in trust for her pursuant to an agreement entered in the India litigation, is to be returned to her, and plaintiff's objections thereto, if indeed the matter is not resolved directly between the parties.

Approved:

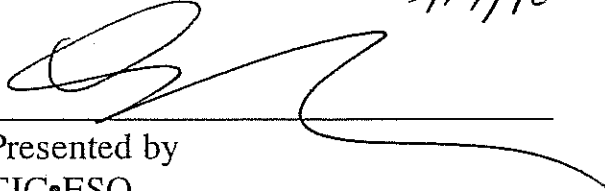
Entered:



5/19/10



Deputy Clerk
5-19-10



Presented by
TJC•ESQ,
a professional services corporation
Appearing Specially for the Limited
Purpose of Contesting Jurisdiction
Timothy J. Conlon (2523)
Laura L. Frechette (7859)
The Turks Head Building
76 Westminster, Suite 420
Providence, RI 02903
401.272.6700 (voice)
401.272.6701 (fax)
tim@tjcesq.com

CERTIFICATION

Don P. Moyer, Esq. (5517)
MOYER LAW OFFICE
51 Jefferson Blvd.
Warwick, RI 02888
Fax: (401) 461-7804

I hereby certify that on the 1st day of May 2010, a true copy of the within was forwarded to above-named as noted herein.