IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF KOOTENAI

In the matter of:	)	
Andrew Surina	)	
ID#: 2784159	)	
DOB: 6/26/2016	)	**REPORT OF INVESTIGATION**
David Surina	)	**COURT ORDERED INVESTIGATION**
ID#: 2784240	)	
DOB: 8/12/2012	)	**CASE # CV28-24-4151**
	)	
	)	
Child(ren) under 18 Years of Age	)	
STATE OF IDAHO)		
County of KOOTENAI)		

CHILD INFORMATION

Name: Andrew Surina **Age:** 8 **Gender: Male:** ☒ **Female :** ☐ **US Citizen: Y:** ☒ **N:** ☐ **Unknown:** ☐

Ethnicity: Non-Hispanic **Race: Filipino**

CHILD INFORMATION

Name: David Surina **Age:** 12 **Gender: Male:** ☒ **Female :** ☐ **US Citizen: Y:** ☒ **N:** ☐ **Unknown:** ☐

Ethnicity: Non-Hispanic **Race: Filipino**

CHILD'S MOTHER

Name: Sirinya Surina **DOB: 4/24/1985** **Deceased: Y:** ☐ **N:** ☒ **US Citizen: Y:** ☒ **N:** ☐ **Unknown:** ☐

Address: 9120 W Silver St. Cheney WA 99004

CHILD'S FATHER

Name: Aaron Surina **DOB: 4/20/1977** **Deceased: Y:** ☐ **N:** ☒ **US Citizen: Y:** ☒ **N:** ☐ **Unknown:** ☐

Address: 1200 North Dr. Hayden, ID 83835

Identified as child's father by: Listed on Birth Certificate

SAFETY ISSUES

Extent of Maltreatment

The severity of extent of maltreatment, specific events, impacts to child, and disposition.

On 7/5/2024, the Department received an order for a court-ordered investigation for David (11) and Andrew (8). The concerns stated Andrew received a laceration to the top of the head and a neck sprain due to physical abuse by adult male living with mother. Concerns the adult male has hit Andrew and David, including hitting with clothing hangers.

History: Washington CPS opened a case on 06/20/2024 for concerns Andrew was injured by mother's boyfriend (Eric Brybaker) in a Costco parking lot. Washing case *5390645 and the case is still open. History for Aaron Surina: One report on 12/04/2020 was I&R: David (8) Andrew (4): Concerns for dad's mental health, dad may be coaching the children, and dad has made multiple Washington CPS reports that have been unfounded. There are concerns dad could harm the children to help with his claims. Sirinya has child protection history in the state of Washington related to concerns for physical abuse.

Nature of Maltreatment and History

Summary of surrounding family circumstances accompanying maltreatment including child protection history.

Aaron Surina and Sirinya Surina are the parents to Andrew and David. The parents are divorced. Aaron resides in Idaho and Sirinya resides in Washington. Sirinya's significant other, Eric, was previously residing with her, but is not any longer when the boys are home due to the protection order. There are no additional caregivers or temporary child residents. Initial contact with the family was announced. A home visit was completed to Aaron's home. There were no concerns for the condition of the home and no safety hazards were observed. Interviews with caregivers and children were conducted face to face and separately, with the exception of Sirinya, who was spoken to over the phone by the Idaho worker however, she was interviewed in person by the Washington CPS worker. This worker provided the caregivers with a Parent Guide Brochure. This worker inquired about Native American ancestry and military affiliation. There is no Native American ancestry or military affiliation for this family. This worker assessed for human trafficking and there were no concerns.

Case Details: Worker Voss contacted Aaron and scheduled a home visit. During the home visit, Aaron explained he recently moved to the state of Idaho. He stated his co-parenting relationship with Sirinya is not great. He stated he picked his children up from his mother's care and Andrew stated his head and neck hurt. Andrew reported to his father that his mother's boyfriend picked him up from the pick up and dropped him on the ground head first. Aaron stated he took Andrew to the emergency room, as he had a laceration. Aaron stated Andrew had a concussion. Aaron reported historically, he has had concerns for physical abuse by Sirinya and her boyfriend. Sirinya was cited for child abuse in Washington in 2018, but this was later dismissed, according to Aaron. Aaron stated his concerns began when the children were very young. He showed the worker several documented instances of bruises and injuries on his children. However, most of these historical pictures appeared to be from typical child play. Aaron explained when the children are visiting one parent, the children are not able to speak to the other parent as ordered by the court in Washington. Aaron does not feel it is fair that he cannot have contact with his children while they are with their mother. Aaron stated he did continue to have contact with the children via video games. Aaron feels his children are being spanked by their mother or the mother's boyfriend when the children have contact with their father. Aaron stated he filed for a protection order in the state of Idaho.

Worker Voss visited with the children privately. Worker Voss observed a linear cut on Andrew's head that seemed to be roughly 1-2 centimeters long. Andrew reported he cannot remember what happened as far as the injury on his head. When asked about Eric, his mother's boyfriend, Andrew stated Eric spanks him when Andrew talks to his father. Andrew stated he is sad when he cannot talk to his father while at his mother's home. Andrew talked about being spanked with a hanger at his mother's home. Andrew stated this was a long time ago, and he gets spanked with an open hand now. David reported they had all gone to Costco. David stated his brother was being his "brother" and did not want to get out of the vehicle. David stated his mother was frustrated and went inside the store. David stated his brother jumped in the front seat and then to the back seat. Eric opened the door, and David was not sure if Eric grabbed Andrew, or if Andrew fell. Andrew then fell head first and Eric picked Andrew up and sat him on his feet. David stated he does not like that he cannot contact his father while in his mother's care. David stated he feels he should be able to contact his father if he wants to. David stated Eric oftentimes yells and is mean. David stated he feels safe in his mother's home if Eric is not in the home. Both children denied that Eric has been in the home while the children are there since the protection order. David described feeling a significant amount of

stress due to his parents' lack of co-parenting. David stated if Eric were to come to his mother's home, then David would have to call law enforcement, which he feels is a lot of pressure. David stated he would prefer to reside with his father because he feels he can express what he wants to his father.

Worker Voss spoke with Sirinya over the phone. Sirinya stated they had gone to Costco and Andrew wanted to stay in the car and play games. Sirinya said no, and David tried to help get Andrew out of the vehicle. Andrew was jumping around in the vehicle and he fell out of the car because the vehicle door was left open by David. Eric got out of the vehicle and helped Andrew. She denied there being any physical abuse towards the children in her home. Sirinya denied having any concerns for Eric around the children. Sirinya stated she feels Aaron is abusive and mentally manipulative. Sirinya stated she feels Aaron is having the children lie.

Worker Voss attempted to speak with Eric, however, the worker was not successful in contacting him.

Collateral Contact: Worker Voss spoke with Wednesday Bassett, worker with Washington child protection. Wednesday reported there was an open cps case. She reported that the children were initially seen by her coworker at Stateline due to the children being in their father's care. She reported when the children was seen no injuries were observed. Wednesday reported a home visit was completed to Sirinya's home and the home in very clean and well cared for she noted no safety concerns for the home. She reported that she interviewed mom and that mom was not present when the incident occurred.

Wednesday reported she had interviewed mom and mom's boyfriend, who is the alleged suspect. She reported that mom provided a video of the incident when it occurred. She reported in the video the mother can be seen talking to the child and then leaving. Then she can observe the child jumping in the front to the back and then the child falls out of the door. According to Wednesday, the stepfather is not observed outside the car grabbing the child or pulling him out of the car. She reports Washington has had several cases and there has been alleged coaching of the children by dad. She reported the case will be closing unfounded. She has interviewed the children multiple times and any accusations of abuse or neglect have been historical. Wednesday stated Washington has closed their case as unfounded. She stated historically, there appears to be disagreements and custodial issues between the parents. She did not find any imminent safety concerns for the children while in their mother's care.

Mother was able to provide the video to the worker who reviewed the footage. There is no audio but the incident can be seen. The mother is observed opening the door and talking with Andrew for a short period of time her significant other gets out also talks to Andrew and then is observed getting back into the front seat of the truck. Mother and David begin walking into Costco and then David returns to the car and is talking to his brother. Andrew is seen moving around inside the car however, it is unclear what he is doing. At one point David is standing by his brothers door with it open and Andrew tumbles head first out the door. Eric is observed walking around to the side of the truck, standing Andrew up and shutting the door and then all three of them proceed into the store at which point the video concludes.

Family Functioning Statement: There appears to be significant amount of tension within Aaron and Sirinya's co-parenting relationship. This appears to be negatively impacting the children. At this time, there is lack of evidence to provide physical abuse occurred in Sirinya's care. It appears both parents are able to meet the children's basic and immediate needs.

Disposition: This case will be closed as unsubstantiated due to insufficient evidence.

PARENT/GUARDIAN ASSESSMENT

MOTHER:

Adult Functioning

The overall daily functioning of the adult. Includes mental health, physical health, and substance abuse.

Sirinya operates her own restaurant. She reported being physically healthy and denied having any mental health issues. She denied having any criminal history or substance abuse history. Sirinya identified her mother as her support system. For stress management, Sirinya enjoys getting her nails done and going shopping. She appears to be average functioning and is able to meet her needs.

Parenting Practices

The overall typical parenting practices used by the parent.

Sirinya and Aaron share 50/50 custody of their children. Sirinya and Aaron seem to have different approaches to their parenting practices. Sirinya appears to be structured and does not allow the children to play video games. Aaron reports being a hands-on parent and enjoys playing games with his children. Sirinya and Aaron have significant tension in their co-parenting relationship, which is negatively impacting the children. Sirinya and Aaron seem the be meeting the children's basic and immediate needs.

Disciplinary Practice

The overall disciplinary approaches used by the parent.

Sirinya will restrict access to privileges. Aaron stated he does not have to discipline the children often, will talk to them when needed. The methods of discipline appear to be appropriate, given the children's age and level of development.

Protective Capacities

Personal and caregiving behavioral, cognitive, and emotional characteristics that specifically and directly can be associated with being protective.

The caregiver is physically able and capable of meeting her children's needs. Sirinya does not seem to understand how her custody issues are negatively impacting her children.

FATHER:

Adult Functioning

The overall daily functioning of the adult. Includes mental health, physical health, and substance abuse.

Aaron is employed full time. He recently moved to the state of Idaho. He reported being physically healthy. Aaron denied having any criminal history or substance abuse history. Aaron identified his parents as his support system. For stress management, Aaron enjoys spending time with his children. Aaron appears to be average functioning and is able to meet his needs.

Parenting Practices

The overall typical parenting practices used by the parent.

Sirinya and Aaron share 50/50 custody of their children. Sirinya and Aaron seem to have different approaches to their parenting practices. Sirinya appears to be structured and does not allow the children to play video games. Aaron reports being a hands-on parent and enjoys playing games with his children. Sirinya and Aaron have significant tension in their co-parenting relationship, which is negatively impacting the children. Sirinya and Aaron seem the be meeting the children's basic and immediate needs.

Disciplinary Practice

The overall disciplinary approaches used by the parent.

Sirinya will restrict access to privileges. Aaron stated he does not have to discipline the children often, will talk to them when needed. The methods of discipline appear to be appropriate, given the children's age and level of development.

Protective Capacities

Personal and caregiving behavioral, cognitive, and emotional characteristics that specifically and directly can be associated with being protective.

The caregiver understands his children's developmental needs and is able to take action to protect his children. Aaron does not seem to understand how his custody issues are negatively impacting his children.

CHILD(REN) ASSESSMENT

CHILD:

Child Functioning

The overall daily functioning of the child. Includes mental health, physical health, and substance abuse.

David (12): David is reported to do well academically. He is physically healthy. He appears to be a very-well spoken and articulate child. He is struggling with his parents' co-parenting relationship and seems to be experiencing a significant amount of stress. David is on track developmentally and appears to be average functioning.

Andrew (8): Andrew is reported to do well academically. He is a very soft spoken and introverted child. Andrew is physically healthy. He does not have any diagnosed mental health issues. Andrew is on track developmentally and appears to be average functioning.

Safety Threat(s)/Decision

SAFE

SAFTY THREAT:

13. One or more caregivers will not/cannot control their behavior, and/or are acting violently and/or dangerously.

SAFETY THRESHOLD:

No **Severity:** At this time, both parents are able to meet the basic needs of the children and based upon the observations in the video it does not appears Eric directly caused an injury to the child.

No **Will Likely Occur in the Immediate to Near Future:** At this time, the child are safe in the care of their father.

No **Observable:** There appears to be significant amount of tension within Aaron and Sirinya's co-parenting relationship. This appears to be negatively impacting the children. At this time, there is lack of evidence to provide physical abuse occurred in Sirinya's care. It appears both parents are able to meet the children's basic and immediate needs.

Yes **A Vulnerable Child:** Both children are young and require a active caregiver to help meet their needs.

No **Out of Control:** While the caregivers are struggling to coparent there is no evidence that either parent is unable to meet the needs of the children.

Child is: SAFE. No Safety Plan Needed.

RECOMMENDATIONS

The Department respectfully recommends the children be able to have contact with their respective parent while visiting the other parent. The Department also recommends individual counseling for the children, as the tension between the parents seems to be negatively impacting their emotional wellbeing.

I, Melisa Voss, certify under penalty of perjury, pursuant to the law of the state of Idaho, that I am the assigned worker to the case, employed by the Idaho Department of Health and Welfare, and that the statements contained therein are true and correct to the best of my knowledge.

Respectfully Submitted this 16th day of August 2024,

Melisa Voss, MSW

SUBSCRIBED AND SWORN TO before me, a Notary Public, in and for the State of Idaho, this 16TH day of AUGUST 2024

TAMIE L OLSEN NOTARY PUBLIC Comm. No. 20191589 STATE OF IDAHO

STATE OF IDAHO)
County of)

NOTARY PUBLIC for the State of Idaho
Residing in KOOTENAI County
Commission expires 07.15-2025