

January 11, 2017

TO: Judiciary Committee  
RE: Reappointment of Gerard Adelman  
By: Dianne Hart

### **Written Testimony for January 11, 2017**

I am here to oppose the reappointment of Gerard Adelman. No government or entity should be so powerful that it overpowers, disrespects and ignores the rights of the people and their children. That is exactly what Gerard Adelman does.

Judge Adelman presided over my 6 day trial from an abusive spouse. He refused to allow testimony from an expert witness regarding parental alienation, he completely ignored CGS SEC 46b-56, he acknowledged that my ex-spouse ( John DAMato) engaged in acts of domestic violence, he acknowledged that I was the primary care giver, yet he gave sole custody to the abusing parent.

The 14th Amendment to the Constitution provides that the right to parent is FUNDAMENTAL, NOT EARNED. Nunez v City of San Diego 114 F3d 935 ( 9 Cir.1997); Doe v Irwin, 441 F Supp 1247; US DC of Michigan (1985).

The United States Supreme Court in a long line of decisions, has recognized that matters involving parent-child relationships are protected by the Constitution yet Gerard Adelman ignores this fact which caused great harm to my children. Such harm is irreversible . He violates our liberty as parents to direct the upbringing, education, and care of our children. He does not believe in shared parenting , unless the divorce involves two indigent parents. The evidence is there, only the cases were one or both of the parties has assets or is funded by money is where he keeps the conflict going which is not a practical approach to take as a judge.

Gerard Adelman knew that my children grew up with their cousins, maternal grandparents and family. Yet, he did not provide a holiday visitation schedule, birthday schedule, or vacation schedule. My children have not seen their maternal family in over 3 years.

The United States Constitution guarantees an unbiased Judge who will always provide litigants with full protection of ALL RIGHTS. Gerard Adelman has an ongoing pattern of ignoring the law, showing favor to the litigant with the most money, and uses the children as pawns which is disgusting. Judge Adelman took an oath of office to uphold

the Constitution . However time and time again, he ignored the Constitution which is not acceptable.

As you all know Gerard was a former GAL. His alliance to GAL's is obvious not just in my case but in the cases of many others. His unhealthy relationship with John Mager of Milford, Ct and Representative Rebimbas are only two examples . As a reminder, Representative Rebimbas identified me as the author of a private email I sent to Representative Gonzalez regarding Gerard Adelman at Chief Justice Rogers renomination hearing in 2015. Representative Rebimbas' alliance to Gerard Adelman was evident by her disclosing my name, that caused me to get further retaliated against

In my trial, Gerard Adelman allowed the GAL , John Mager to testify last. That meant that John Mager sat through the trial just listening which allowed him to bill an additional \$16,000.00 thus showing favor to the GAL. I then became Pro Se .

In 2014, at a hearing with Gerard Adelman, I called the Gal John Mager to the stand. While I was questioning the GAL under Oath, I raised the concern that the GAL had originally selected a therapist for the minor Children who was a member of the AFCC. Her name is Linda Smith. When I raised concerns with the GAL regarding Linda Smith's membership in the AFCC, she then declined to accept the referral.

Gerard Adelman was aware of the Defendant's concern as noted in the transcripts from said hearing on July 11, 2014.

**Q Is Dianne Hart , ( formerly Damato)      A is the GAL, John Mager.**

" Q And I also asked that the therapist not be a member of the AFCC. Do --

A Which --

Q Is that your recollection? That I asked that of you.

A That was in there, but, of course, it was irrelevant to me because no such preclusion was within the Court's order.

Q That is your response. You're correct. You did respond that way.

A Pardon me?

Q You did respond that way, that -- that it was not part of the court orders whether or not the therapist could be members of the AFCC or not.

A That is correct that --

Q But, That was a concern of mine."

Gerard Adelman then violated Rule 2.10. Judicial Statements on Pending and Impending Cases (a) A judge shall not make any public statement that might reasonably be expected to affect the outcome or to impair the fairness of a matter pending or

impending in any court or make any nonpublic statement that might substantially interfere with a fair trial or hearing by making the following statement:

**"COURT: I'm going to have to go to second tier individuals.**

**MRS. D'AMATO: What does that mean, Your Honor?**

**COURT: What that means is I'm going to have to use somebody who's not a PhD therapist. I'm going to have to go down the stream to other therapeutic individuals because you and others like you have created a hostile environment to the ther – "**

**MRS. D'AMATO: I would like that stricken, Your Honor, because I did not create this problem, and there's no proof that he contacted anybody. There's no proof.**

**THE COURT: I have his sworn testimony. What proof do you have? You want to call those ten people into court? You're calling the man a liar?**

**MRS. D'AMATO: There is a –**

**THE COURT: Are you calling the man a liar?**

**MRS. D'AMATO: I'm questioning his credibility, yes, I am."**

Gerard Adelman's statements placing blame on me indicates that he lacks the ability to run a court room without being biased thus lacking leadership skills on how to conduct a proper and fair hearing. But it gets worse.

Gerard Adelman then violated Rule 2.6. Ensuring the Right to Be Heard  
(a) A judge shall accord to every person who has a legal interest in a proceeding, or that person's lawyer, the right to be heard according to law by stating to me the following :

**"THE COURT: You may sit down, ma'am. No, I'm finished with it." When in fact I was not finished with questioning the GAL , John Mager. Gerard Adelman proceeded to scream at me which prevented the me from exercising my rights to Due Process. I have witnesses. That is why we bring court watchers as often as possible.**

His biased behaviors towards me and my children continued. I asked for his recusal which is my constitutional right to do. However, he never allows for another judge to conduct the hearing. Yet, CGS Section 51-39 disqualifies a judge both for relationship and for interest. If the judge comes within the statutory criteria, the disqualification is

mandatory. The objective of the statute is to assure that the person who participates in any judicial proceeding in a judicial capacity is disinterested.

Gerard Adelman was then reassigned to the Bridgeport Superior Court. He only took my case with him with is against the law. I filed motions, all were ignored even though the Connecticut Practice Book 62-4 which states, "A case that has been appealed shall remain on the docket of the court where it was tried until the appeal is decided or terminated . "

He kept the case in Bridgeport until I was successful in removing the GAL from the case. He then immediately reassigned it back to RFTD. My case ended up going back to Gerard Adelman.

On August 2, 2016, Gerard Adelman held a hearing without my presence and found me in contempt of an order that was pending an appeal. I came home on August 3, 2016 and was ambushed out of the marital home. He illegally evicted me to have the house sold despite there being an appeal pending regarding the title of the home.

I was able to have the contempt vacated but he would not allow me to return home to pack my belongings. He gave total control to my ex abusive spouse. As a result I am homeless. John Damato emptied the entire contents to the dump. I don't know where the money is and thanks to Gerard Adelman violating my constitutional rights, I don't even own a vacuum. In addition he approved a disbursement property document giving the GAL John Mager 35, 000.00 which is illegal as he as no authority to do so.

Gerard Adelman operates outside the law with such defiance. He disregards our parental rights to parent. Children has a right to be with both parents. People have a right to have the marital property divided equally. Gerard Adelman has caused havoc and great harm. He needs to be removed from the bench.

**Roy, Staci**

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**From:** Dianne Hart <pinkbeachd@gmail.com>  
**Sent:** Wednesday, January 11, 2017 8:05 AM  
**To:** JudTestimony  
**Subject:** Opposition to Adelman  
**Attachments:** Dianne Hart's opposition reappointment of Adelman.docx

Good morning please review attached testimony