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DISTRICT COURT, FREMONT COUNTY, COLORADO 136 Justice Center Road, Canon City, CO 81212 (719)269-0100	
THE PEOPLE OF THE STATE OF COLORADO IN THE INTEREST OF: ASHLEY FIELDS, A Child, and Concerning, APRIL FIELDS, (Mother), Respondent	
Suzanne Shell 14053 Eastonville Rd. Elbert, CO 80106 Phone number: 719-749-2971 Fax Number: 719-749-2972	COURT USE ONLY Case Number: 03 JV 3
MOTION AND AFFIDAVIT FOR CHANGE OF JUDGE PURSUANT TO RULE C.R.C.P. 97	

COME NOW, Suzanne Shell, sui juris, and files this MOTION FOR CHANGE OF JUDGE PURSUANT TO C.R.C.P. RULE 97 and in support thereof states as follows:

1. C.R.C.P. Rule 97 states:

A judge shall be disqualified in an action in which he is interested or prejudiced, or has been of counsel for any party, or is or has been a material witness, or is so related or connected with any party or his attorney as to render it improper for him to sit on the trial, appeal, or other proceeding therein. A judge may disqualify himself on his own motion for any of said reasons, or any party may move for such disqualification and a motion by a party for disqualification shall be supported by affidavit. Upon the filing by a party of such a motion all other proceedings in the case shall be suspended until a ruling is made thereon. Upon disqualifying himself, a judge shall notify forthwith the chief judge of the district who shall assign another judge in the district to hear the action. If no other judge in the district is available or qualified, the chief judge shall notify forthwith the court administrator who shall obtain from the Chief

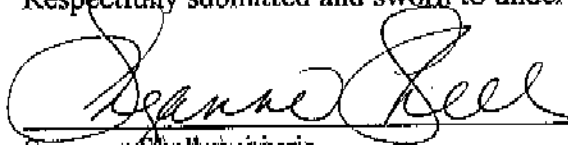
Justice the assignment of a replacement judge.

AFFIDAVIT

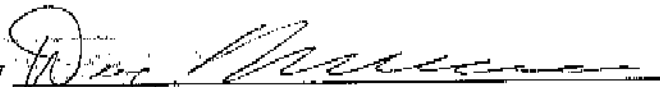
2. By virtue of her participation in the secret hearing on April 15, 2003, which hearing is referenced in The People's MOTION TO ADD SPECIAL RESPONDENT, the presiding judge has become a witness in the proceeding to add Suzanne Shell as a Special Respondent, and Shell hereby states her intention to call Judge Julie Marshall as a witness for the hearing to disqualify her as a judge on this case and for the hearing to add Shell as a Special Respondent.
3. By virtue of Judge Julie Marshall's extreme aversion to Shell and her work, which extreme aversion has been exhibited to Shell on every occasion Shell has been in her presence, and which aversion has also been transmitted to any respondent parents who choose to associate with Shell, and because Shell is April Field's agent under a power of attorney, and because Field's chooses to associate with Shell, Judge Julie Marshall is unqualified to preside over this proceeding due to prejudice against Shell and Fields and must be replaced to insure fair and impartial hearings.
4. Further affiant sayeth not.

WHEREFORE, Shell respectfully requests this court to set a hearing date to consider changing the judge, so that Shell can subpoena witnesses for that hearing.

Respectfully submitted and sworn to under the penalty of perjury, April 29, 2003



Suzanne Shell, sur-juris

Notary 

MY COMMISSION EXPIRES:
OCTOBER 29, 2005

