

239684



Bob Ferguson

ATTORNEY GENERAL OF WASHINGTON

7141 Cleanwater Dr SW • PO Box 40109 • Olympia WA 98504-0109

July 17, 2013

Kathy Ann Bartholomew
843 Garden Green Place
Sultan, WA 98294

RE: **Harassment**

Dear Ms. Bartholomew:

Thank you for your July 2nd e-mail to the Office of the Attorney General in which you request assistance to stop an individual who you believe has been harassing you and your family. I am an assistant attorney general who represents the Washington State Department of Health Counselors Program. In that capacity, I was asked to respond to your email.

In your email, you stated that an individual named Chris Hupy has been harassing you and your family. You further stated that you are currently trying to obtain an anti-harassment order through the Monroe court system against Mr. Hupy. Perhaps you already have this information, but in case you did not, Chapter 10.14 RCW is the governing statute for anti-harassment protection orders. RCW 10.14.080 describes the process by which you can obtain an anti-harassment order and that statutory provision states in relevant part:

(1) Upon filing a petition for a civil anti-harassment protection order under this chapter, the petitioner may obtain an ex parte temporary anti-harassment protection order. An ex parte temporary anti-harassment protection order may be granted with or without notice upon the filing of an affidavit which, to the satisfaction of the court, shows reasonable proof of unlawful harassment of the petitioner by the respondent and that great or irreparable harm will result to the petitioner if the temporary anti-harassment protection order is not granted.

(2) An ex parte temporary anti-harassment protection order shall be effective for a fixed period not to exceed fourteen days or twenty-four days if the court has permitted service by publication under RCW 10.14.085. The ex parte order may be reissued. A full hearing, as provided in this chapter, shall be set for not later than fourteen days from the issuance of the temporary order or not later than twenty-four days if service by publication is permitted. Except as provided in RCW 10.14.070 and 10.14.085, the respondent shall be personally served with a copy of the ex parte order along with a copy of the petition and notice of the date set for the hearing. The ex parte order and notice of hearing shall

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include at a minimum the date and time of the hearing set by the court to determine if the temporary order should be made effective for one year or more, and notice that if the respondent should fail to appear or otherwise not respond, an order for protection will be issued against the respondent pursuant to the provisions of this chapter, for a minimum of one year from the date of the hearing. The notice shall also include a brief statement of the provisions of the ex parte order and notify the respondent that a copy of the ex parte order and notice of hearing has been filed with the clerk of the court.

(3) At the hearing, if the court finds by a preponderance of the evidence that unlawful harassment exists, a civil anti-harassment protection order shall issue prohibiting such unlawful harassment.

I am unable to provide more direct assistance to you because under state law the primary function of the Attorney General's Office is to represent and advise state agencies and government officials. We are prohibited from providing legal advice or representation to private citizens. However, we do try to assist private citizens by providing general information that might be useful in dealing with particular problems or issues.

You noted in your email that you do not have resources to retain an attorney to assist you with your matter. You may want to contact the Northwest Justice Project's CLEAR program which offers low cost to free legal aid. CLEAR stands for Coordinated Legal Education, Advice and Referral. You can call their hotline 1-888-201-1014 where they do intake of legal cases. You can also learn more about the program through their website at: <http://nwjustice.org/get-legal-help>.

You may also look into Snohomish County Legal Services, which is another non-profit organization that offers free legal aid that primarily serves Snohomish County residents. Snohomish County Legal Services provides legal assistance that includes advice and representation. You can find more information regarding this organization here: http://www.snocolegal.org/about_snocolegal.php.

I hope you find the above information helpful. I wish you the very best in getting your issues properly resolved. Thank you again for your e-mail to the Attorney General's Office.

Sincerely,



LINH K. TRAN
Assistant Attorney General
(360) 586-6500

LKT:lh

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Assistant Attorney General
(360) 586-6500

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Sincerely,

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Assistant Attorney General
(360) 586-6500

LKT:lh

Roper, Joyce (ATG)

From: Roper, Joyce (ATG)
Sent: Tuesday, July 02, 2013 5:20 PM
To: Hoffman, Linda (ATG)
Cc: Lopez, Lilia (ATG)
Subject: FW: First Response Tickle; Roper, Joyce A; CCTN#: 239684

Importance: Low

Linda,

Since this is a counselor case, this CCTN should be assigned to Linh; however, due to the nature of the correspondence, I am also cc'ing Lilia, as this response requires some delicate balancing of tone, particularly since I do not see a way for our office to get involved in this situation.

Lilia,

Here is link, so you can see the nature of this communication: [239684](#)

Joyce

From: ATG LM Outlook
Sent: Tuesday, July 02, 2013 12:20 PM
To: Roper, Joyce (ATG)
Subject: First Response Tickle; Roper, Joyce A; CCTN#: 239684
Importance: Low

Law Manager has posted an appointment to your calendar.

Start time: Monday Jul 15 2013 12:00AM

End time:

Location:

Notes: Harassment, Chris Hupy - bringing down the domestic violence field, harassment, lying, and bullying his way to the Licensing Dept

IMPORTANT: DO NOT MAKE ANY CHANGES TO THE APPOINTMENT IN OUTLOOK. The appointment was generated from Law Manager. All changes and/or deletions, including reminder times, MUST be made in the Law Manager appointment. If you have any questions, please contact your CMS Administrator.

For more information on posting from Law Manager, see

<http://ace/helpandsupport/cms/Tip%20Sheets/Posting%20a%20Calendar%20Event%20or%20Appointment%20to%20Outlook.docx>

From: kathyanddoug@comcast.net
Sent: Tuesday, July 02, 2013 10:54 AM
To: ATG WWW Email AGO
Subject: Contact AGO - Harrassment
Attachments: SaveData.txt

The following message has been submitted to staff at the Attorney General's Office. Depending on the complexity of your request and the volume of messages received, please allow up to 10 business days for a member of the AGO staff to help you with your request. Please do not respond to this message. The ATG WWW Email AGO mailbox is an unmonitored box.

From:	Bartholomew, Kathy Ann		
Email Address:	kathyanddoug@comcast.net		
Address:	843 Garden Green Place		
	Sultan WA 98294		
Address Type:	Home		
Phone:	360-863-6652	Phone Type:	Home
Subject:	Harrassment		
Message:	<p>Mr. Ferguson; my husband and I voted for you. We believe in your message and now need your help. My husband, Doug Bartholomew M.S., is a master level therapist in Bellevue and has practiced specializing in domestic violence treatment for 25 years. He helped lobbied and adopted the d.v. laws currently in place in our state to protect women and children and has worked with victims groups and CPS for years. My husband has a stellar reputation and has been the senior spokesman for the d.v. field and the "go to" guy for judges and the courts. He has earned great respect and is known to take the really "hard" cases. For the past 4 years he and our family have been terrorized by a former client of his named Chris Hupy. Mr. Hupy has managed to basically bring down the whole d.v. field by intimidating, threatening, lying, and bullying his way through the Health and Licensing Department wasting thousands of tax payers dollars under the guise of freedom of speech and the freedom of information act which has paralyzed the department with his request. He has bullied his way into private meetings like the Gold Standards Group for therapists disrupting and finally forcing the disbandment of the meetings for good. He began a smear campaign against my husband and his reputation and has harassed and stalked him for the past 4 years through the three alledged non profits. He has had contacted my husbands ex-wife and showed up at our bankrupcy hearing even though he was not a listed creditor and he and entourage caused a scene in front of the building we were in. Anyone who stands in this mans way from judges, attorneys, therapist, abused women, or state officials are bombarded with complaints which has clogged many agencies who end up working for Chris Hupy. He has forced my husband to abandon the field that he loved in d.v. and begin a new venue in his career as our</p>		

income dropped dramatically due to the controversy that Mr. Hupy was able to generate. My husband has been questioned by potential clients because of the internet propaganda that Mr. Hupy posts, again, under the guise of freedom of speech. Because of the incident at the bankruptcy hearing, I am now afraid and feel threatened personally by this man and his associations . He has posted my name and has asked about one of my autistic children by name. (We have two adult special needs children at home with us). I have had to explain to my daughter not to answer the door and to report anything suspicious to my husband or I, though I am not sure if she will or can. I am now forced to work to make ends meet. Our whole family is at risk and being terrorized. Everyone seems to be so concerned about Mr. Hupy's rights but no one recognized OUR right to privacy. Ask any judge, court, attorney or colleague of my husbands and they will tell you what kind of reputation he enjoyed before all of this or they will tell you THEY are being harassed to. No one can seem to stop this man or his "hate groups". I look over my shoulder constantly when out with my family and look out my window for suspicious cars or stangers lurking. No one should have to live this way. My husbands health has been compromised and at 63 years old is trying to change his livelihood as the breadwinner of our family. I have had to take medicine for depression and sleep. It has made our lives a living hell. Why is no one able to stop this man or his hate groups? We don't have the income to hire an attorney and sue him for slander and torcious interference, (sp). This has caused considerable damage for not only my husband but has all but taken down the entire d.v. field. Even the state attornies at the Health and Licensing Dept. won't or can't contain this individual. Chris Hupy has exploited his freedom of speech and rights to the point of taking everyone elses rights away. Please, please please help. No one else has the authority to investigate or do what they can to allieviate this problem. We are currently trying to get an anti harrassment order through the Monroe court system and again, Mr. Hupy showed up threatening discovery, hour long cross examines, and depositions. He purjored himself on the stand and has been accused by another judge of "practicing law without a license". Please, I am begging, for your intervention. Our family is under seige and I am distraught. It should have never come to this. I am anxious to hear from you and your response. I am counting on you. Thank you.

Sincerely,

Kathy Benardout-Bartholomew

(425)269-0056

(360)863-6652

kathyanddoug@comcast.net

Previous Contact:	No	Date:	
Regarding:			