IN THE PROBATE COURT OF ST. LOUIS CITY
STATE OF MISSOURI

FILED
22nd Judicial Circuit Court
Clerk of the Probate Division
AUG 30 2023
ANJ Deputy Clerk

STATE OF MISSOURI, Petitioner.	)	
v.	)	Cause No. 1722-PRO0058
Dawn Dziuba, Respondent	)	

RESPONDENT'S MOTION TO TERMINATE LIMITED GUARDIANSHIP AND FOR RESTORATION OF ALL RIGHTS PURSUANT TO RSMo § 475.083 et seq.

Respondent hereby moves this Honorable Court to terminate the limited guardianship and for restoration of all rights pursuant to RSMo § 475.083 et seq. Respondent hereby refiles her motion dated July 18, 2022 for termination of the limited guardianship and for restoration of all rights.

Respondent further moves this Honorable Court to require MODMH, the MODMH attorney, or proper person at MODMH to Return all of Respondent Dziuba's legal files to her room because MODMH staff took Respondent Dziuba's legal files from her room, thereby preventing her from properly utilizing the judicial process.

Respondent further moves this Honorable Court to require MODMH, the MODMH attorney, or proper person at MODMH to return Respondent Dziuba's evidence that MODMH staff took from Respondent Dziuba's room on June 7, 2023 that Respondent Dziuba intends to use against MODMH in federal court. It is illegal under federal statutes, state statutes, the Rules of Professional Conduct, (and the Constitution), for the MODMH attorney to let MODMH staff take Respondent Dziuba's legal files and evidence. They never should have been taken from Respondent Dziuba's room in the first place. This violates Respondent Dziuba's rights to confidential, privileged, proprietary and/or protected information and is considered tampering and obstruction of justice.

Respondent Dziuba further moves this Honorable Court to require MODMH, the MODMH attorney, or proper person at MODMH for Respondent Dziuba to have: proper access to the library for legal research and case preparation of at least ten hours per week, proper access and use of word processing on a computer or tablet to type her motions and legal documents, proper access to the library to print her motions and legal documents, and proper access to any other internet-based legal research and case preparation, computer word processing, printing and copying necessary to properly utilize the legal and judicial process. Respondent Dziuba has not been permitted to access the library for internet-based legal research, case preparation, processing and printing since June 12, 2023, thus hindering her and preventing her from properly filing a motion to terminate guardianship and and injunction which Respondent Dziuba had been requesting to file more than two and a half months ago along with motions and federal court filings, thus causing unnecessary delay in her case, further obstructing justice, tampering, interfering in the judicial process, and preventing her from properly utilizing the judicial process.

MODMH staff and practitioners have been illegally restrictive when it is not medically warranted. Some recent examples of MODMH practitioners and staff obstructing justice, interfering in the judicial process, tampering, and preventing Respondent Dziuba from properly utilizing the judicial process include but are not limited to: On June 7, 2023, MODMH staff took Respondent Dziuba's evidence out of her room that she intends to use against MODMH in federal court; MODMH staff have not let Respondent Dziuba have proper access to the library since June 12, 2023, thus preventing her from having proper access to internet-based legal research, case preparation, processing and printing since June 12, 2023, and delaying her case by more than two and a half months now; On July 11, 2023, MODMH staff took the computer off the ward so now Respondent Dziuba has to be [illegible]

as interference with Respondent Dziuba's ability to use the judicial process, as Respondent Dziuba needs access to word processing on a tablet or computer to type her motions; on July 12, 2023, MoDMH staff threatened Respondent Dziuba in writing with forced medication/drugging; on July 18, 2023, Respondent Dziuba had to orally take an Aripiprazole/Abilify pill to appease the MoDMH staff who had been threatening her with forced medication, that same day, July 18, 2023, patient Sarah Henry used her fists to hit Respondent Dziuba in the back of the head, neck and shoulders; the neuroleptic Abilify makes Respondent Dziuba more susceptible to being attacked and assaulted like this and slows Respondent Dziuba's reaction time, hindering her ability to defend herself; On August 14, 2023 several MoDMH staff assaulted Respondent Dziuba by surrounding her, threatening her with a metal restraint chair and forcibly injecting Respondent Dziuba with 400 mg of Aripiprazole/Abilify against her will. Respondent Dziuba did <u>not</u> consent to this and it was <u>NOT</u> voluntary, as Respondent Dziuba only submitted to avoid getting hurt in a physical altercation.

Respondent Dziuba had been requesting to file an injunction and to terminate guardianship months before this.

Respectfully filed,

Dawn Dziuba Aug. 23, 2023

CERTIFICATE OF SERVICE

This motion was served this 23rd day of August, 2023 by placing said in the U.S. mail.

Dawn Dixon Aug 23, 2023