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OCT 28 2016

Fogarty Law Group

THE HONORABLE MONICA BENTON

THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

DIANE ARMESTO, a single woman;

Plaintiff,

v.

PARRIS ANDREA ROSOLINO, fka
PARRIS ANDREA TILTON, fka PARRIS
ANDREA LORING, a single woman.

Defendant.

No. 11-2-23405-3 SEA

~~[PROPOSED]~~

ORDER GRANTING PLAINTIFF'S
FIFTH MOTION TO HOLD
DEFENDANT IN CONTEMPT FOR
VIOLATIONS OF INJUNCTION
DATED AUGUST 14, 2015

Noted: October 21, 2016

The Court considered PLAINTIFF'S FIFTH MOTION TO HOLD DEFENDANT IN
CONTEMPT FOR VIOLATIONS OF INJUNCTION DATED AUGUST 14, 2015. The Court
has considered the following:

1. Plaintiff's Fifth Motion for Contempt;
2. Declaration of Paul Fogarty with attached exhibits.
3. _____

[PROPOSED] ORDER GRANTING
PLAINTIFF'S FIFTH MOTION FOR
CONTEMPT AGAINST DEFENDANT-1

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P: 206.826.9400 F: 206.826.9405

1 4. _____

2 5. _____

3 Despite receiving notice of the first four motions for contempt, Defendant did not
4 respond to any of the motions.

5 Additionally, the Court notes that the Defendant admitted and declared in open Court,
6 on March 1, 2016, and while under oath, that she has intentionally violated the Permanent
7 Injunction and has no intention of abiding by it.

8 The Court finds that the Motion for Contempt has merit and should be granted.

9 The Court incorporates herein the Permanent Injunction dated August 14, 2015
10 (“Injunction”) including the findings contained in the Injunction.

11 The Court makes the following additional findings in connection with granting the
12 Motions for Contempt.

13 **1. Defendant ignores the Injunction and continues scheme, violating the Injunction.**

- 14 a) **Defendant continues to hold herself out as Parris “Rosolino,” continues to**
15 **claim to be Frank Rosolino’s biological daughter and continues to claim that**
she is handling Frank Rosolino’s music.

16 Defendant continues to hold herself out as Parris “Rosolino,” continues to claim to be
17 Frank Rosolino’s biological daughter and continues to claim that she is handling Frank
18 Rosolino’s music. This conduct violates paragraphs paragraphs 2 (14:18-22), 4 (15:10-20) and 5
19 (15:21-16:10) of the Injunction

20 Defendant’s LinkedIn page is an instructive example where she continues her scheme,
21 holding herself out as Frank Rosolino’s biological daughter, representing that she manages Frank
Rosolino’s music, and continues to use the “Rosolino” surname, all in violation of the Injunction.

1 On September 7, 2016, counsel for Armesto accessed the Defendant's LinkedIn page and
2 obtained screenshots of the following content:



Parris Rosolino

500+

Owner of Parris Publishing
Seattle, Washington Accounting

Company Parris Publishing LLC, Frank Rosolino royalties,
Accounting System Designs

Education Washington State University

9

Summary

10 Parris Publishing LLC represents all publishing owned by her father, Frank Rosolino and now Jason
11 Eien, her brother. Parris is proud of her father's hard work and and representing her brother to make
12 sure that Frank's records, publishing and own contributions are credited to his family. Parris is
13 dedicated to continue to make sure that this his contribution to the amazing musical works are
14 credited to his name properly and continue to be heard throughout the World. Parris works to
15 eliminate any infringements of his own recordings as well. Jason Eien is also an amazing and
16 talented artist himself.

17 Parris, Jason and Felecia are all payees on Frank's original copyrights in the United States.

Experience

Owner

Parris Publishing LLC

January 2012 -- Present (4 years 9 months)

18 Provide publishing services for Frank Rosolino and other musical artists.

Manager

Frank Rosolino royalties

2007 -- Present (9 years)

21 Fogarty Declaration at ¶3.

1 Defendant's Facebook page is also an instructive example of her continuing violation of
2 the Injunction, including this recent post on August 27, 2016:



3 **Parris Andrea Rosolino**

4 August 27 at 13:51 (UTC - 4)

5 I am finishing the project I have been working on for 6 years..to track all of
6 the music assets and royalties for Frank Rosolino artist and all of the
7 companies that he owned when he died including many record labels and
8 publishing companies. I am very proud of my father and the music reminds
9 me of all the time we spent dancing around the house! Thanks Dad In
10 Heaven and Jason for pushing me to finish our family project!!!



11 1 Comment · 1 Share

12 Fogarty Declaration, Exhibit 2. As a further example, on Facebook, Defendant continues to hold
13 herself out as Parris "Rosolino" and the biological daughter of Frank Rosolino, in violation of the

14 Injunction:



15 **About**

16 This page is a public page. It is visible to everyone and has 4 friend requests.



17 **Location**

18 **Website**

19 **Work**

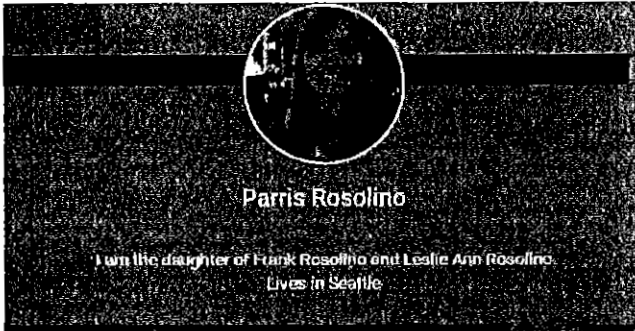
20 Parris Andrea Rosolino, Owner of Accounting System Designs accounting software
21 company in Seattle for 23 years. I am the natural born daughter of Frank Rosolino the
famous Hollywood trombonist, singer and comedian, that raised me up with my mom
Leslie Ann Rosolino and my beautiful little brothers Justin and Jason and my lovely sister
Felicia

[PROPOSED] ORDER GRANTING
PLAINTIFF'S FIFTH MOTION FOR
CONTEMPT AGAINST DEFENDANT-4

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1 Fogarty Declaration at Exhibit 3.

2 Similarly, Defendant continues to violate the Injunction on her Google+ page:



8 **About**

9 **Tagline**

I am the daughter of Frank Rosolino and Leslie Ann Rosolino

10 **Introduction**

11 While there is a rumor that I am not the biological daughter of Frank
12 Rosolino, this is false. I am the biological daughter of Frank
13 Rosolino. I also lived with him from a few months old until I was
8.5 years old and kidnapped from the home I grew up in. I have had
a fabulous life so far including passions for music, art, people and
life that was formed when I lived with my mom and dad in CA and
my sister Felecia and my two little brothers Justin and Jason. I
plan to release a family picture book soon!

14 **Gender**

Female

15 **Work & Education**

16 **Employment**

Parris Publishing LLC

Owner

17 **Education**

18 University of Washington

19 1982

20 **Places**

21 **Currently**

Seattle

[PROPOSED] ORDER GRANTING
PLAINTIFF'S FIFTH MOTION FOR
CONTEMPT AGAINST DEFENDANT-5

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1 Fogarty Declaration at ¶8.

2 **b) Defamation relating to Armesto continues to reside on the Internet.**

3 Defamation and references relating to the defamation issues relating to Armesto continue
4 to reside on the Internet as of September 13, 2016. See Exs. 6-14 to Fogarty Declaration:

- 5 Exhibit 6: www.leadingtone.tumblr.com
6 Exhibit 7: www.findadeath.com
7 Exhibit 8: www.theusenetarchive.com
8 Exhibit 9: www.rec.music.makers.guitar.jazz.narkive.com¹
9 Exhibit 10: www.garzol.free.fr/TheDead/dbrowse.php
10 Exhibit 11: www.thefullwiki.org/Frank_Rosolino
11 Exhibit 12: www.astrotheme.com/astrology/Frank_Rosolino
12 Exhibit 13: <http://en.academic.ru/disc.nsf/enwiki>
13 Exhibit 14: www.tromboneforum.org.

14 It is undisputed that Defendant was the initial source of all of the defamation about
15 Armesto on the Internet.

16 **c) The Injunction requires Defendant to notify relevant music companies and
17 websites of the Injunction.**

18 Paragraph 6 of the Injunction requires Defendant to post a copy of the Injunction on all
19 internet sites where Defendant has posted about Diane Armesto or where Defendant posed as the
20 biological, natural-born or adopted daughter of Frank Rosolino. Paragraph 7 of the Injunction
21 requires Defendant to send a copy of the Injunction to all persons and companies with whom
Defendant has communicated about Diane Armesto or where Defendant posed as the biological,
natural-born or adopted daughter of Frank Rosolino, including to all relevant music companies,
authors and news outlets.

¹The post also appears at <https://groups.google.com/forum/#!topic/rec.music.makers.guitar.jazz/lux-ahg0wql>.

1 There is no evidence whatsoever that Defendant has sent the Injunction to the scores and
2 scores of persons and companies with whom she has communicated about Armesto or where
3 Defendant posed as the biological, natural-born or adopted daughter of Frank Rosolino.
4 Accordingly, Defendant has violated paragraphs 6 and 7 of the Injunction. It appears that
5 Defendant is simply ignoring the Court's Injunction, and instead, continuing to fraudulently
6 operate as Parris "Rosolino" to perpetuate the prior and existing defamation about Armesto and
7 to continue with her scheme.

8 **2. Defendant even admitted in Court that she is refusing to comply with Injunction.**

9 On March 1, 2016, the trial as to damages occurred. As the Court will recall, at the trial,
10 Defendant brazenly admitted that she essentially has no intent to abide by the Injunction because
11 she is a "Rosolino" and the Court has no authority to take away her "Rosolino" name.
12 Consistent with her pronouncement, Defendant continues to ignore the Injunction and continues
13 to operate her scheme while falsely posing as Frank Rosolino's biological daughter.

14 **3. The Court has attempted lesser sanctions to obtain Defendant's compliance with
15 its orders.**

16 The Injunction required Defendant to undertake certain actions such as changing her
17 surname from "Rosolino" to another name, to update the public record with her new surname,
18 and to remove the defamation from the Injunction. Defendant has ignored the Injunction.

19 Regarding Defendant's fraudulent name-change and her continued use of the "Rosolino"
20 name in violation of the Injunction, the Superior Court has jurisdiction to vacate the fraudulently
21 obtained 2007 name change order and restore Parris's legal surname. Both superior courts and
district courts have jurisdiction to change an individual's name. 15A Wash. Prac., Handbook

1 Civil Procedure § 9.4 (2013-14 ed.) (both superior courts and district courts have jurisdiction
2 over name changes); *see also Moore v. Perrot*, 2 Wash. 1, 4, 25 P. 906 (1891) (superior courts
3 have “universal original jurisdiction,” *i.e.*, any case for which jurisdiction has not been vested
4 exclusively in another court by law).

5 The Court has attempted to obtain Defendant’s compliance through the use of monetary
6 sanctions and warnings. The Injunction gave the Defendant the ability to change her surname to
7 one other than Rosolino, and to mitigate the damage she has caused. Defendant has ignored the
8 Court and continues to operate her fraudulent scheme. Accordingly, the Court finds it is
9 necessary to make the decisions and take actions on its own that the Court had previously
10 ordered the Defendant to decide and act on.

11 **NOW, THEREFORE, IT IS HEREBY ORDERED THAT:**

- 12 1. Defendant is in contempt for violating the Injunction as set forth above.
- 13 2. Defendant’s surname is changed from “Rosolino” back to “Tilton” and as of the date
14 of this order, Defendant’s surname is now “Tilton.”
- 15 3. The District Court’s name-change order dated December 17, 2007 in case number 75-
16 9435, that changed Defendant’s surname from “Tilton” to “Rosolino,” is vacated. A
17 copy of this order should be filed in that case.
- 18 4. Armesto and her counsel are authorized to notify any and all governmental entities,
19 including Washington’s Department of Licensing, U.S. Passport Office, U.S. Social
20 Security Office and the Internal Revenue Service and notify them that Defendant’s
21 surname has been changed from “Rosolino” to “Tilton” and that they should
immediately update their files and records relating to Defendant.

- 1 5. Armesto and her counsel are authorized to notify all websites and music companies
2 where Defendant has posted and/or communicated about Diane Armesto or where
3 Defendant posed as the biological, natural-born or adopted daughter of Frank
4 Rosolino, and notify them that Defendant's surname has been changed from
5 "Rosolino" to "Tilton" and that they should immediately update their files and
6 records relating to Defendant. The websites and music companies should be told that
7 they are on notice of Defendant's fraudulent scheme and name, and if they continue
8 to refer to the Defendant as "Rosolino" that they will be assisting Defendant in
9 advancing her fraudulent scheme and they do so at their own peril.
- 10 6. Armesto and her counsel are authorized to notify Facebook, LinkedIn and Google+
11 and notify them that Defendant's surname has been changed from "Rosolino" to
12 "Tilton" and that they should immediately update their files and records relating to
13 Defendant, and if Defendant continues to use the surname "Rosolino" then her
14 account should be suspended. These social media sites should be told that they are on
15 notice of Defendant's fraudulent scheme and name, and if they continue to refer to
16 the Defendant as "Rosolino" that they will be assisting Defendant in advancing her
17 fraudulent scheme and they do so at their own peril.
- 18 7. Various websites identified in this Order continue to host defamation about Armesto
19 and/or references to the defamation issue, and such information is accessible to the
20 public, and continues to damage Armesto:

21 www.leadingtone.tumblr.com
www.findadeath.com
www.theusenetarchive.com

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- www.rec.music.makers.guitar.jazz.narkive.com
- www.garzol.free.fr/TheDead/dbrowse.php
- www.thefullwiki.org/Frank_Rosolino
- www.astrotheme.com/astrology/Frank_Rosolino
- <http://en.academic.ru/disc.nsf/enwiki>
- www.tromboneforum.org
- <https://groups.google.com/forum/#!topic/rec.music.makers.guitar.jazz/lux-ahg0wqI>

This order is directed to the administrators of the foregoing websites and addresses and Armesto and her counsel are authorized to contact these websites and inform them that they are hosting fraudulent and damaging information about Armesto, and it is requested that the information be deleted from their sites, and if they continue to host such information and posts, they do so at their own peril.

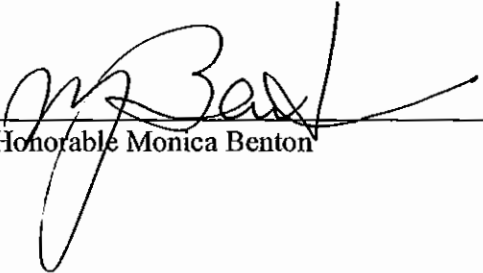
8. Defendant is warned that if she continues to violate the Injunction, the Court will consider additional sanctions. For example, the Court recognizes that Defendant's fraudulent scheme has been perpetuated, in part, using social media such as Facebook, LinkedIn and Google+. If Defendant continues her scheme in violation of the Injunction, the Court will consider additional prohibitions against Defendant such as limiting, restricting or barring Defendant's use of social media such as Facebook, LinkedIn and Google+. ~~Additionally, the Court will consider more severe sanctions such as an incarceration sanction. This paragraph is a warning to Defendant.~~



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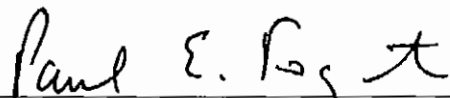
1 9. The Permanent Injunction dated August 14, 2015 remains in full force.

2 DATED this 27 day of October, 2016.

3
4 
5 Honorable Monica Benton

6
7 Presented by:

8 FOGARTY LAW GROUP PLLC

9
10 

11 Paul E. Fogarty, WSBA No. 26929

12 Attorneys for Plaintiff

13 Tel: (206) 441-0172

14 Fax: (206) 826-9405

15 Email: pfogarty@fogartylawgroup.com