

**IN THE CIRCUIT COURT OF THE
FOURTH JUDICIAL CIRCUIT, IN AND
FOR NASSAU COUNTY, FLORIDA**

**CASE NO.: 45-2019-DR-974
DIVISION: A**

IN RE: The Marriage of

**ERIN N. DFAULT,
Petitioner/Wife,**

and

**DUSTIN M. DFAULT,
Respondent/Husband.**

**VERIFIED EMERGENCY MOTION TO APPOINT MENTAL HEALTH PROVIDER
FOR MINOR CHILDREN AND FOR PARENT COORDINATOR SELECTION**

COMES NOW the Petitioner/Former Wife, **ERIN SCHREIBER, F/K/A ERIN DFAULT**, by and through the undersigned attorney, and files this her Verified Emergency Motion to Appoint Mental Health Provider for Minor Children and for Parent Coordinator Selection and says in support thereof:

1. The Former Wife filed a Supplemental Petition for Modification on June 20, 2024 (Docket 258). After a default was issued and subsequently set aside by agreement, the Former Husband filed an Answer and Supplemental Counter-Petition for Modification on October 12, 2024 (Docket 299). Both Petitions remain outstanding.

2. The parties have since engaged in various hearings and litigation since that time, which is well-documented in previous pleadings filed by the Former Wife. The latest hearing involved the Former Husband's Motion for Civil Contempt (Docket 448), the Former Wife's Response to that Motion and her Motion for Civil Contempt (Docket 454), the Respondent/Former Husband's Emergency Motion for Child Pickup Order and for Perpetual

Injunction Against Exploitation and Parental Alienation (Docket 458), and the Former Wife's response to that Motion along with her Amended Motion To Strike, Motion To Appoint Alternative Social Investigator, Motion To Appoint Attorney Ad Litem For The Minor Children, Motion To Appoint Parent Coordinator, Motion For Child's Psychological Evaluation and/or Other Relief (Docket 466) as well as the Former Wife's Renewed Motion to Allow the Minor Child to Testify (Docket 452) and the Former Husband's Response thereto (Docket 455).

3. A hearing on those issues was conducted by this Court on August 25, 2026. No Order has been issued as of the date of the filing of this Motion, however, this Court essentially made the following relevant findings, in summary:

a. The Court agreed with both parties' assertion that the appointment of a parent coordinator was appropriate. The Former Wife provided the names of three possible coordinators during the hearing and requested that the Former Husband choose from these individuals;

b. The Court recognized the need for Lucy to be evaluated properly for her mental health and required the parties to provide the other with qualified providers (with a Psy.D. or Ph.D.) who could evaluate the minor child, Lucy, as soon as possible, considering the child's insurance coverage and cost of evaluation as well.

4. Since the hearing, this Court has reached out to determine if a selection for a qualified mental health provider for the child, Lucy, had been made. The selection process was difficult given the limit on providers covered by insurance as well as whether said providers had adequate qualifications or whether there was a significant waiting period. The Former Husband provided

a list to the Former Wife, through counsel, and the Former Wife's counsel responded and provided additional, qualified resources, on September 18, 2026. Counsel for the Former Husband failed to respond. On Monday, September 28, 2026, the undersigned contacted counsel for the Former Husband to follow up on this communication, and counsel for the Former Husband referenced that he had already provided names and asked if the Former Wife agreed. The undersigned then refreshed the recollection of the Former Husband's counsel, referencing her September 18th detailed email and forwarding that email again to Former Husband's counsel, and requested an immediate response or there would be need for additional court intervention. Counsel for the Former Husband stated he would respond the following day, September 29th. As of the date and time of this Motion on September 30, 2026, the Former Husband's counsel has failed to respond.

5. The parties' child, Lucy, remains in desperate need of mental health intervention, as recognized by this Court, and the parties' two younger children are in need of such services as well. It is mystifying why the Former Husband is depriving the children of the medical care they so deeply need, and they will suffer irreparable harm if they are not provided with this mental health care; it is medically neglectful to not ensure the children receive such care, and the Former Husband is the sole cause of this neglect. Also, due to the conflict created by the Former Husband, the children are suffering while he perpetuates this conflict, which the Former Wife believes can be at least partially abated by a parent coordinator. The parties have both agreed in pleadings and during the August hearing that a parent coordinator is vital, yet the Former Wife is the only one doing anything to ensure this appointment proceeds.

6. The Court should immediately appoint a psychologist or qualified mental health

provider for the child, Lucy, from the list provided by the Former Wife, or allow her to make such decision unilaterally to ensure care for the child proceeds. This is also important for the parties' younger children, as the Former Wife has alleged certain issues they are experiencing at the hands of the Former Husband that need immediate intervention from an appropriate provider to assist the children and further harm is prevented. This Court should also immediately appoint a parent coordinator from the list provided by the Former Wife, or allow her to choose the same, and direct the parties to so participate in such intervention. The Former Wife has tried everything in her power to advance these directives, including messaging the Former Husband directly, and of course, through counsel, to no avail. It is imperative this Court act to assist the children in this regard.

7. The Former Wife has incurred attorney's fees and costs in securing the Former Husband's compliance with this Court's directives. She is unable to pay those fees, while the Former Husband has the ability to earn significantly more than the Former Wife, having recently sold a property for approximately \$535,000.00, although he willfully chooses not to work otherwise, and he is well able to contribute to the costs and fees she has incurred herein.

WHEREFORE, the Former Wife/Petitioner respectfully requests this Court enter an Order:

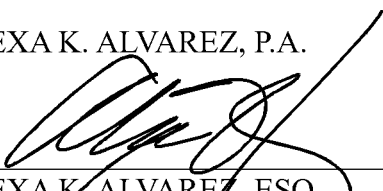
A. Choosing the mental health provider from the Former Wife's list of providers or permit her to initiate the care unilaterally to ensure the children receive the appropriate and necessary care;

B. Appointing a parent coordinator from the list provided by the Former Wife or allow her to choose the coordinator and requiring the Former Husband's compliance in participating meaningfully;

- C. Awarding the Former Wife her attorney's fees and costs;
- D. Granting such other and general relief as justice may require.

Respectfully submitted,

ALEXA K. ALVAREZ, P.A.

BY: 

ALEXA K. ALVAREZ, ESQ.

Florida Bar Number: 0076351

Pleadings: pleadings@alexakalvarez.com

P.O. Box 15879

Fernandina Beach, FL 32035

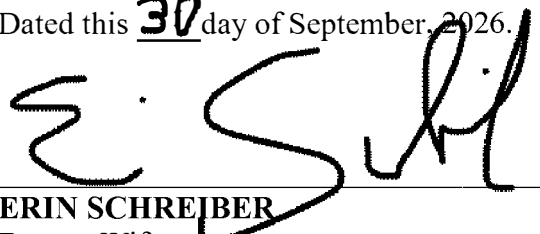
(904) 261-6755

(904) 261-6766 - Facsimile

Attorney for Petitioner/Former Wife

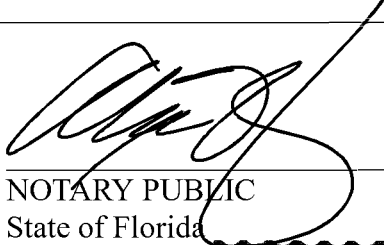
I HEREBY SWEAR or affirm to the truthfulness of the claims set forth in the foregoing petition and am aware of the punishment for knowingly making a false statement, which includes fines and/or imprisonment.

Dated this 30 day of September, 2026.

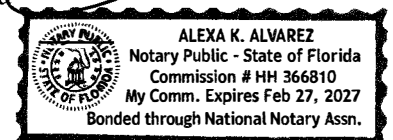

ERIN SCHREIBER
Former Wife

STATE OF FLORIDA
COUNTY OF NASSAU

The foregoing instrument was acknowledged before me, by means of ___ physical presence or x online notarization by the Former Wife, **ERIN SCHREIBER**, who is personally known to me or who has produced _____ as identification.

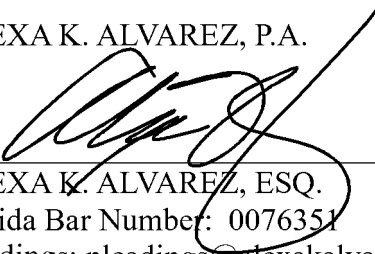

NOTARY PUBLIC
State of Florida

CERTIFICATE OF SERVICE



I HEREBY CERTIFY that a true copy of the foregoing has been furnished to Tim Armstrong, 10245 Centurion Parkway North, Suite 100, Jacksonville, FL 32256, and Aislynn Thomas-McDonald, Esq., 220 Alhambra Circle, Suite 410, Coral Gables, FL 33134, via Florida Courts E-filing Portal at athomasmcdonald@kelleykronenberg.com, bmiller@kelleykronenberg.com, mvanheusen@kelleykronenberg.com, tarmstrong@kelleykronenberg.com, and ngreen@kelleykronenberg.com this 30th day of September, 2026.

ALEXA K. ALVAREZ, P.A.

BY: 

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