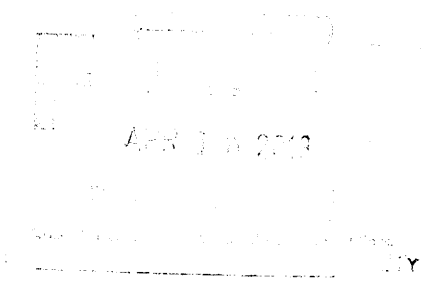


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Attorney for Respondent,
ROBERT KIRALY

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SANTA CLARA

In re the Matter of: KIRALY v. KIRALY)

Petitioner: JAMES KIRALY)

and)

Respondent: ROBERT KIRALY)

BY FAX
Case No. 1-12-DV-015910

**DECLARATION OF ROBERT
KIRALY RE: BOOK IN PROGRESS,
AUTISM ISSUES, ETC.**

**Hrg: April 12, 2012 @ 9:00 AM
Trial: May 3, 2013 @ 1:30 PM**

Department 75

Comm. Christine Copeland

I, ROBERT KIRALY, declare:

1. That I am the Respondent in the above entitled action, and make this Declaration in that capacity.
2. That this document is a response to a Declaration that was apparently filed by Michael T. Bonetto on April 5, 2013.
3. That Mr. Bonetto's phrase "barrage of irrelevant and false testimony", which he used to

characterize a Background Information section, is ^{inaccurate} ~~not irrelevant at all~~ for the following reason: I believe that my Father, James Kiraly, made assertions that I had made false statements related to past abuse and used these assertions as part of the justification for his request for Orders. I feel that it was therefore entirely James's decision to make past abuse a central issue.

4. That the phrase “potentially mentally ill individual”, which Mr. Bonetto used in his Declaration to characterize me, is so broad that the phrase could as easily describe him or my Father James as me.

5. That, in connection with the phrase “reinvented and delusional history”, which Mr. Bonetto used in his Declaration to characterize my Background Information, the section in question is about my life. I hope the Court will remember that I lived my life and Mr. Bonetto did not. Mr. Bonetto was not there.

6. That, also in connection with Mr. Bonetto's phrase “reinvented and delusional history”, my Mother Grace Kiraly phoned me repeatedly in 2012, long after any alleged request by my parents for me not to communicate with them; that her phone calls to me are visible in discovery evidence; that Grace and I discussed past abuse in those calls as well as in 2011; that Grace acknowledged past abuse but sought to downplay its significance; that, as one example of such a discussion, when I mentioned an incident that involved an enraged James physically chasing me out of the house while I was only partly dressed, Grace stated these exact words: “You had clothes on”; and that, as another example of such a discussion, when I mentioned one of the incidents where James physically knocked me to the floor without cause or warning, Grace stated these exact words: “You were sassing him”.

7. That Mr. Bonetto's statements about a family member who allegedly “felt obligated to warn the others of his increasingly explosive outbursts at the simple mention of their names” are a reference to a cousin who subsequently stated to me that he did not recall making a statement of this type, who

expressed regret for apparently making what he acknowledged was an exaggerated statement, and who indicated that if he had done so, it was because he was angry that a phone call that he had made had cost him a great deal of money.

8. That the cousin's phone call mentioned previously was connected to aggressive threats James was making towards me.

9. That James made phone calls and/or other communications during this period to multiple parties in which he suggested that I should not be trusted, he questioned my mental health, and he made statements similar to "Don't be afraid... to give me something... to prosecute Bob" and "Present a united front against Bob".

10. That the cousin mentioned previously made the phone call mentioned previously because I had told him I felt it would be best if he separated himself from the situation that James was escalating with threats towards me.

11. That the cousin mentioned previously felt I was responsible for the cost of the phone call and that he told me subsequently remarks he might have sent to my family were driven by his unhappiness about that cost.

12. That the threats James was making towards me seemed to increase subsequent to the point in 2012 where I conducted two positive and productive interviews in connection with a book that I was writing.

13. That Grace was well aware of the proposed book and had commented on the project.

14. That the first time James or Grace ever indicated or even implied that they did not wish to speak with me came immediately after I asked them in late 2011 to assist me with the book that I planned to write.

15. That prior to my request for assistance with the book project, every discussion with James in

2011 which I can recall was pleasant and focused on positive subjects such as his household projects or his volunteer work.

16. That Grace drove about 200 miles in early 2012 to visit me unannounced; that we had a pleasant meeting at the Olive Garden; that the visit is acknowledged by my parents in discovery evidence; that Grace reestablished communication between my parents and myself on this occasion; that Grace subsequently initiated a series of phone calls to me; and that those calls are visible in discovery evidence.

17. That I sought the permission of Grace during one of her calls to me in 2012, long after any alleged request not to communicate, for one of the two interviews mentioned previously; that the interview in question was with a Pastor at New Life Church; and that Grace granted full permission for me to proceed.

18. That the Church interview was scheduled well in advance through proper channels; that topics included the nature of a Christ Follower and the responsibilities of a Christian in the temporal world; and that the interview was positive, pleasant, and productive.

19. That the other of the two interviews mentioned previously was with a volunteer group that James had told me about during the positive and pleasant discussions that James and I had throughout 2011.

20. That the interview with the volunteer group was arranged through the local Chamber of Commerce; and that this interview also was positive, pleasant, and productive.

21. That it was my understanding, based on information provided by relatives, that the two interviews discussed previously enraged James and contributed to his decision to escalate threats against me.

22. That the phrase “threatening phone calls” used by Mr. Bonetto in his Declaration is a

reference to phone calls which I made in response to aggressive threats that James was making towards me, threats that appeared to go so far as plans to falsely accuse me of “blackmail” in connection with abuse that James had committed in the past.

23. That the only “threats” I recall in the phone calls which I made were references to legal actions that I planned to take to protect myself in connection with the false accusation of “blackmail” that James was threatening to make and other threats that James was communicating to people during the period in question,

24. That I believe I learned about James’s threat of a false “blackmail” accusation from one of my relatives.

25. That Mr. Bonetto has submitted one or more postcards to the Court as evidence of alleged harassment that he mentions in his Declaration; that I sent the postcards in question; that as I wished to proceed sensibly I sought the advice and permission of the police who had jurisdiction before sending the postcards; and that the police stated to me they saw no problem at all with sending the postcards and advised me that I could proceed.

26. That Mr. Bonetto’s statement “they had no choice but to file a restraining order against him” is entirely false as is evidenced by the simple fact that I never received any request not to communicate from my parents after my Mother Grace initiated a series of phone calls to me in 2012 or any request at all from my Brother Thomas not to communicate. Nobody asked me not to communicate before filing with the Court. If they had done so, once I fully understood the situation, I would have complied; as I did when it appeared that my parents wished to suspend discussions temporarily in December 2011, the primary exception to my compliance being a single day when James threatened me with the police over my book and I called James back to ask him to explain the aggressive and confusing threats that he was making.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, except as to those matters which are stated on information and belief, and I am informed and believe those matters to be true and correct.

Executed on April 10, 2013, at San Jose, California.

By: Robert Kiraly
ROBERT KIRALY, Respondent