

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

**Case No.: 2019-DR-0974
Division: A**

IN RE: THE MARRIAGE OF:

ERIN N. DUFAULT,

Petitioner/Wife,

and

DUSTIN M. DUFAULT,

Respondent/Husband.

**FORMER WIFE'S EXPEDITED MOTION FOR RESOLUTION OF SUMMER
TIMESHARING SCHEDULE AND RELIEF FOR MINOR CHILDREN**

COMES NOW the Former Wife, **ERIN N. DUFAULT n/k/a ERIN SCHREIBER**, by and through the undersigned counsel, and files this her Expedited Motion for Resolution of Summer Timesharing Schedule and Relief for Minor Children, and says in support thereof:

1. This Court entered the parties' Consent Final Judgment of Dissolution of Marriage on March 29, 2022 (docket 123), which references a Parenting Plan from the Consent Order entered on January 27, 2021 (docket 62), providing in relevant part the following:

a. The parties were to equally divide the summer break by alternating their timeshare with the child(ren) weekly;

b. Each party was entitled to reasonable out-of-town up to two consecutive weeks with the children, and each parent was to notify the other by April 1 of which weeks the parents would be exercising;

c. Regarding extracurricular activities, the parties were to divide the cost of any mutually agreed-upon activities; if unable to agree, then the party registering the children to participate in said activity would be solely responsible for such activity.

2. On January 17, 2025, the parties' minor child, Sam, publicly received a special invitation to audition for an elite theatre performance "off-Broadway" in New York City's theatre district. On February 3, 2025, the Former Wife informed the Former Husband that the minor child, Lucy, was also invited via email, and the Former Wife provided the Former Husband with a link to additional details at thebaillieplayers.com/broadwaybound, including dates and full scripts. Both children began voice lessons and devoted much time and effort to preparation. They submitted auditions and were selected. The Former Husband admitted he had not viewed the link and did not consider it relevant to his plans. The parties' minor children, Lucy and Sam, travelled to South Carolina for a week to rehearse the show. The Former Wife also followed up and communicated to the Former Husband on March 23, 2026, as to when she would be exercising timesharing during the summer, which encompassed the children's Broadway performance from June 20 through June 28th. When she requested the Former Husband provide his exclusive timesharing dates, he simply stated he did not know. The Former Wife then again inquired, reminding the Former Husband she needed to receive his dates by April 1 so that she could make the appropriate arrangements. The Former Husband did respond eventually, at 3:30 p.m. on April 1, wherein he simply stated he would exercise July 24, 2026 through August 7, 2026, so the Former Wife proceeded with the children's arrangements to attend this activity. The Former Husband did not object at that time to this timesharing offered by the Former Wife.

3. The Former Husband has engaged in a consistent pattern of refusing to allow the minor children to attend extracurricular activities, failing to recognize the importance of extracurricular activities that benefit the children's mental and physical wellbeing. The children have experienced mental health concerns, exacerbated by the Former Husband's controlling behaviors designed to fulfill his needs to sequester the children; it is vital they participate in activities that boost their self-esteem and self-worth. The Former Husband has also objected to their church involvement, maligning their church to both the children and third parties, and thwarted their long-standing participation in theater activities. The Former Husband has now chosen to disagree with the Former Wife's out-of-town timesharing and is insisting that he receive significant extra time with the children to exchange for his allowing them to go, as he is complaining after-the-fact that it infringes upon his Father's Day timesharing. He never made the objection until the Former Wife was attempting to arrange for them to have time in July for another theater activity, which allowed them to perform in a local theater production of Newsies on July 24, 2026, which has since been rescheduled to July 10, 2026. At this point, the Former Husband is holding these activities that assists them in developing normal friendships or healthy relationships outside of himself and keeping them from such activities, while also maligning these activities to the children. The children's best interest and mental health are being disregarded by the Former Husband, and he has rejected the Former Wife's numerous alternatives to allow extra time between the children and the Former Husband, so that their needs are placed above either of the parties. The Former Wife has also offered the Former Husband timesharing to take place in New York City while the children are enjoying this meaningful activity, which would allow meaningful contact between the children and the Former Husband

on Father's Day, operating to strengthen the parent-child bond by having the children's passions supported by both parents.

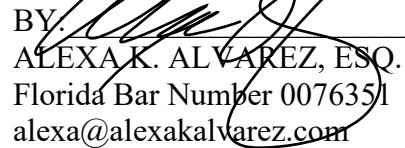
4. While the Former Wife appreciates and understands the importance of a healthy relationship between the Former Husband and the minor children, his actions in depriving them of opportunities simply out of his overarching goal to isolate the children or engage in "right-fighting" with the Former Wife should not be permitted. This Court must consider the best interest of the children, rather than considering the wants and desires of either party. As such, the children should be permitted to attend the Broadway production as well as other extracurricular activities and allow the Former Wife the timesharing she originally proposed in accordance with this Court's Final Judgment and Parenting Plan.

5. The Former Wife is requesting this relief on an expedited basis given the imminent travel plans.

WHEREFORE, the Former Wife respectfully prays this Court will enter an Order:

- A. Permitting the Former Wife her preferred timesharing with the children out-of-town;
- B. Permitting the minor children to be involved in their long-standing and beneficial extracurricular activities;
- C. Granting such other and general relief as justice may require.

Respectfully submitted,

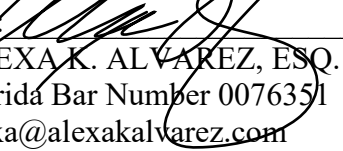
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Certificate of Service

I HEREBY CERTIFY that a true copy of the foregoing has been furnished to Aislynn Thomas-McDonald, Esq., 220 Alhambra Circle, Suite 410, Coral Gables, FL 33134 via Florida Courts E-filing Portal at athomasmcdonald@kelleykronenberg.com, darritola@kelleykronenberg.com, bmiller@kelleykronenberg.com and mvanheusen@kelleykronenberg.com this 4th day of June, 2026.

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