



## Handouts for Leslie Drozd session – 10:45 a.m.-12:15 p.m.

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Michael A. Saini, Leslie M. Drozd, & Nancy W. Olesen. Oxford University Press	19

#### Parenting Plan & Child Custody Evaluation Decision Tree: Process & Procedures I. Preparation and Planning **II. Data Collection** Education: Standards/Guidelines. Collection of information from the Social Science Research. parents, children and other Decision to accept the case. important collateral sources Appointment Order. regarding issues set forth in the Getting familiar with the case: **III. Formation of Initial** appointment order. Identifying Case-Specific Issues & **Hypotheses and Preliminary** Sources for Obtaining Data. **Decision Tree** Organization of the issues into themes & clusters. Formation of hypotheses. IV. Data Analysis, Synthesis, Creation of decision trees. V. Reflection, Review, and Corresponding As data are collected, finalization Consultation, and Revision Recommendations of hypotheses & decision tree. Double checking the work product Making sense of the information. to make sure the process & Analysis: Detailed examination of procedures have been transparent, the data in relationship to the all methods/procedures were hypotheses as a basis for followed, all information interpretation. considered. & that the Synthesis: Combining & explaining recommendations are followed up of the data collected & analyzed with measures of accountability. resulting in recommendations.

Drozd, Olesen, & Saini (2013). Parenting Plan & Child Custody Evaluations: Using Decision Tree to Increase Evaluator Competence & Avoid Preventable Errors leslie@lesliedrozdphd.com OlesenPhD@aol.com michael.saini@utoronto.ca

## What is the optimal parenting time that the child should spend with each parent?

**Safety Issues** 

Child's Strengths & Weaknesses

Child's Relationships Parent's Mental Stability & Capacity

Parent's

Relationship

Logistics

Child Abuse Neglect, Physical, Psychological, Sexual

**Intimate Partner** violence

**Substance Misuse** and Abuse

Adjustment and Resiliency

Child's **Temperament** 

Child's Perspective and Wishes

Age and Stage of Development Child's historical relationship with each parent

Child's current relationship with each parent

> Sibling relationships

Child's relationship with extended family

Child's relationship with peer networks

Mental stability

Parent capacity Attunement Nurturance **Protection** Teaching Promoting child's

separate and

unique needs

Parent problems **Intrusive** 

Hyper-vigilant Too lax / too rigid **Self-centered Enmeshed** 

Communication

Gatekeeping Adaptive / Maladaptive Facilitative / Restrictive / **Protective** 

Supports the other parent's autonomy as a parent

Distance / time between homes

Proximity of child's educational / social networks

Degree of synchronicity of parents' calendars

Religious and holiday schedule

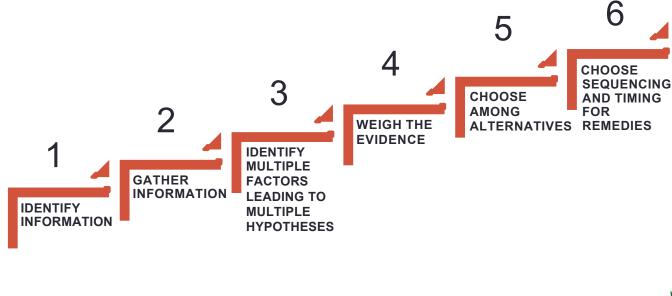
**Exchanges** 

Transition of child's items

Optimal Parenting Time Decision Tree Based Upon Shared Parenting Mega-Analysis, AFCC, Toronto (2014) Leslie M. Drozd, Ph.D., Nancy W. Olesen, Ph.D., & Michael Saini, MSW, Ph.D. (2014) leslie@lesliedrozdphd.com; nancywolesen@gmail.com; michael.saini@utoronto.ca

## Stepwise Decision Making for PCCP

5 6 REVIEW YOUR DECISION



Drozd, Saini, & Carson (2022). An Evidence-Informed Family Systems Decision Tree for Intervening in Parent-Child Contact Problems. AFCC Chicago.



IMPLEMENT TARGETED

**REMEDIES** 

Photo by Unknown Author is licensed under CC BY-SA-NC

Has the child been a victim of child abuse and/or witnessed abuse?

1.Child is credible & has been a victim of child abuse &/or witnessed abuse.

2.Child has been a victim of child abuse and/or witnessed abuse, but due to misguided loyalty will not disclose the abuse.

6. It is unknown and unlikely to be known with certainty whether the child has been a victim of child abuse and/or witnessed abuse, given the data have been compromised over time.

3. Child has not been a victim of child abuse and/ or witnessed abuse, however, a hyper-vigilant parent inaccurately believes that their child has been a victim of child abuse.

Leslie M. Drozd, Ph.D. leslie@lesliedrozdphd.com

4. Child has not been a victim of child abuse and/or witnessed abuse, but a parent is using the allegation of child abuse to manipulate the court system during child custody litigation.

5.Child is credible & has not been a victim of child abuse and/or witnessed abuse, but child has become alienated from the identified parent perpetrator and has misperceived and mischaracterized innocent/ambiguous interactions.

Leslie M. Drozd, Ph.D., Nancy W. Olesen, Ph.D., & Michael Saini, MSW, Ph.D. (2013)

Parenting Plan & Child Custody Evaluations: Using Decision Trees to Increase Evaluator Competence and Avoid Preventable Errors

Parenting Plan & Child Custody Evaluation Matrix I: Information Gathering

Parenting Plan & Child Custody Evaluation Matrix 1: Information Gathering						
Source of Concern	Mother's Information	Father's Information	Child 's Information		Evaluator Observations	
Intimate Partner or Domestic Violen	ce					
Mother						
Father						
Child Abuse/Maltreatment and/or ne	glect					
Mother						
Father						
Substance Abuse						
Mother						
Father						
Mental Health						
Mother						
Father						
Child's adjustment						
Mother						
Father						
Child's Preferences						
Parenting Competency						
Mother						
Father						
Co-Parenting Capacity						
Mother						
Father						
Relocation						
Mother						
Father						
Other Issues Relevant to Situation						
Mother						
Father						

### Leslie M. Drozd, Ph.D., Nancy W. Olesen, Ph.D., & Michael Saini, MSW, Ph.D.(2013) Parenting Plan & Child Custody Evaluations: Using Decision Trees to Prevent Evaluator Bias and Increase Evaluator Competence

#### Custody Evaluation Assessment Matrix I

Source of Concern	Mother's Information	Father's Information	Child 's Information	Collateral Information	Evaluator Observations
Intimate Partner or Don	nestic Violence				
Child Abuse/Maltreatme	ent and/or neglect				
Substance Abuse					
Mental health					
Child's adjustment					
Child's preferences	T				T
D 11 G 1					
<b>Parenting Competency</b>	T	1			T
Ca Danastina Can it					
Co-Parenting Capacity	1				
Relocation					
Kelocation					
Other Issues Relevant to	Situation				
Other Issues Relevant to	Dieucion				
	1	1			1

# Matrices: Synthesis, Recommendations, & Accountability

## Drozd, Olesen, & Saini, 2013

## Leslie M. Drozd, Ph.D., Nancy W. Olesen, Ph.D., & Michael Saini, MSW, Ph.D.(2013) Parenting Plan & Child CustodyEvaluations: Using Decision Trees to Prevent Evaluator Bias and Increase Evaluator Competence Custody Evaluation Assessment Matrix I

Source of Concern	Mother's Information	Father's Information	Child 's Information	Collateral Information	Evaluator Observations
Intimate Partner or Don	nestic Violence				
Child Abuse/Maltreatme	ent and/or neglect				
Substance Abuse					
36 ( 11 1/1					
Mental health					
Child's adjustment					
Cina s'aujustinent					
Child's preferences					
Cinia s preferences					
Parenting Competency					
Co-Parenting Capacity					
Relocation					
				1	
Other Issues Relevant to	Situation				

## Parenting Plan Evaluation Matrix II: Analysis

Source of Concern	Summary of Information	Analysis of Information: Reliability & Validity	Inferences: Safety, Access, Transitions, Decision-Making
Intimate Partner or D	omestic violence		
Child Abuse/Maltreat	ment and/or Neglect		
Substance Abuse			
Mental Health			
Parenting Competence	y		
Co-parenting Capacit	y		
Relocation			
Other Issues			

## Analysis, Synthesis

## Data Matrix III: Analysis, Synthesis, Recommendations, & Accountability

<i>,</i>	,	,	11
Themes (Level II Inferences: Analysis) [List Hypotheses under each theme.]	Additive? Synergistic? Antagonistic? Direction? (Level III Inferences: Analysis)	Parenting Plan Implications and Recommendations (Level IV Inferences: Synthesis)	Accountability
Safety			
Surety			
Child's Issues			
Parent's Issues			
Children's preferences			
Ciniuren s preferences			
Parenting Competency			
turenting competency			
Co-parenting Capacity			
<u> </u>			
Gatekeeping			
•			
Relocation			
Etc.			
		Ph.D. & Michael Saini, MSW, Ph.D.(2013)	
Parenting Plan & O	Child CustodyEvaluations: Using Decision Tro	ees to Prevent Evaluator Bias and Increase Evaluator	Competence

## Are there difference(s) between "regular" conflict and coercive control?

Component	Conflict (low/normal, medium, high)	Coercive-Control
How differences are managed/resolved	Relatively equal power. Conflict is mutual.	Power is mostly with one partner.
Power differential	Cycles of reaction/counter- reaction	Primary abusive partner is empowered & victim is fearful.
Fear? Intimidation? Coercion?	Lacking fear, intimidation, one-sided control.	Repeated pattern of control, isolating, manipulation, intimidation, domination, humiliation, coercion.
Situational v. Pattern. Conflict vs. Control- Initiated.	High hostility, verbal abuse though occasional, infrequent physical aggression - conflict initiated. No pattern. Behavior does not persist. Situational.	Threats/ violence control initiated.
Personality Disorder (rigid ways/ projection/ denial)	One or both may have Personality Disorder.	Perpetrator may have Personality Disorder
Trust/mistrust	Mistrust/mutual/ blaming.	Victim's mistrust grounded in reality.
Unresolved feelings about end of relationship.	Unresolved feelings about failed relationship - channeled into fighting over kids.	Perpetrator has unresolved feelings over partner's desire to separate; leads to efforts to control, abuse, intimate, punish by fighting over kids.
Children and parent- child contract	Pressure on kids to take sides to meet parents' needs.	Children fearful of exposure, distrustful - may or may not want contact.

Crossman, K. A., & Hardesty, J. L. (2017, February 6). Placing Coercive Control at the Center: What Are the Processes of Coercive Control and What Makes Control Coercive? Psychology of Violence. Advance online publication. http://dx.doi.org/10.1037/vio0000094

## **Assessment of Allegations of Intimate Partner Violence (Domestic Violence)**

**Risk Factors** 

**Previous Violence** 

**Substance Abuse** 

Major Mental Disorder

### **Threat Assessment Factors**

- Making a threat
- Obsessive following
- Weapons

Kind of Aggression

**Physical** 

**Emotional or Psychological** 

**Sexual Coercion** 

**Coercive Control** 

Frequency, Severity, Active v. Remote, Pattern, Children's Exposure

**Frequency** 

Severity

Active v. Remote

**Pattern** 

2013.

Children Exposed/ Children Witnessed

## **Instigator**

**Primarily Male Partner** 

**Primarily Female Partner** 

Mutual

**Defensive or Reactive** 

**Others** 

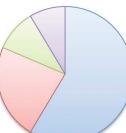
**Categories of Intimate Partner Violence (Domestic** 

Substance Abuse Associated (SAA)

Coercive Control.

Intrusive,
Authoritarian
(CCIA)
> Control with
violence
> Control without
violence

Violence)



Mental Disorder Associated (MDA)

Conflict-Instigated, Situation-Specific (CISS)

Separation Associated (SA)

The variables in each of these categories are continuous, and are to be assessed independently, and described in behavioral terms. The size of each part of the circle is an estimate.

Intimate Partner Violence
and Child Custody
Evaluations, Part I:
Theoretical Framework,
Forensic Model, Assessment Issues.
Journal of Child Custody, Vol. IX(4)
December 2012. Judges' Bench Book
of the Integrated Framework for the
Assessment of Intimate Partner
Violence in Child Custody, X(2), June
Journal of Child Custody, X(2), June

Children's Well-Being & Adjustment

Parenting/Co-parenting

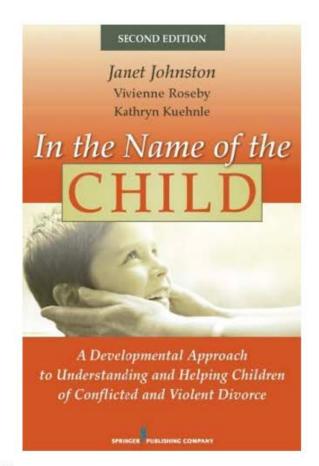
**Violence Risk** 

Predicted to a Parenting Plan

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## 5 "P" Framework

- Potency
- Pattern
- Primary perpetrator
- Parenting problems
- Perspective of child



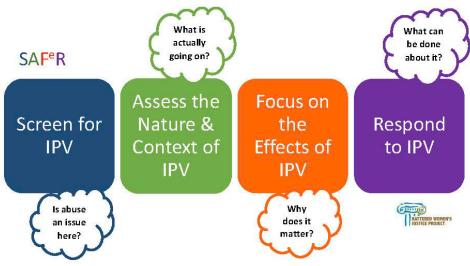
Jaffe, Johnston, Crooks, & Bala (2008) Johnston, Roseby, & Kuehnle (2009)

## **BWJP Safer model**

#### **BWJP SAFeR**

PRACTICE GUIDES FOR FAMILY COURT DECISION-MAKING IN DOMESTIC ABUSERELATED CHILD CUSTODY MATTERS (Forms and Instructions) By Gabrielle Davis Loretta Frederick Nancy Ver Steegh

https://bwjp.org/assets/compiled-practice-guides-may-2018.pdf



© 2017 Battered Women's Justice Project, Minneapolis, MN. This project is supported by Award 2015-TA-AX-K039 from the Office on Violence Against Women, U.S. Department of Justice. The opinions, findings, conclusions, and recommendations expressed herein are those of the author(s) and do not necessarily reflect the views of the U.S. Department of Justice.







## Do this in a way that is:

## Safe

• Guideline 1: Safety First

## Informed

• Guideline 3: Knowledge and Skills

## Systematic

• Guideline 4: Systematic Approach

## Unbiased

## Safer Worksheets

https://bwip.org/assets/documents/pdfs/webinar/saferworksheet-combined:113018.pdf

## CHANGES IN RESIST-REFUSE DYNAMICS CHECKLIST (CRDC)

Leslie Drozd, Ph.D., Michael Saini, Ph.D., Marjorie Gans Walters, Ph.D., Barbara Jo Fidler, Ph.D., & Robin Deuts 46Ph.D., ABPP

D ' ( 1/D ' ( 1 D ) ( 1 /DD) \ ) J					
Rejected/Resisted Parent's (RP's) Name Favored Parent's (FP's) Name					
Child's Name, Age, & DOB (Please Use One Form Per Child.)					
Name of Rater:Rater is (Circle one.): Therapist/ Parent Coordinator/Case M	lanag	er /Ju	ıdge		
Date Form Filled Out:					
A. FOR THE CHILD					
(i) Behavioral Indices For The Child (Rejected Parent).	N	R	S		(RP)
Child greets the parent in a friendly manner (e.g. at minimum child says hello).			~		
2. Child has ongoing contact with parent without signs of resistance.	1				
3. Child can comfortably sit in a room with parent.	+				
4. Child participates in activities with parent (e.g. plays games, goes places like movies, builds with Legos, etc.).	+				
5. Child engages in spontaneous conversations with parent.	1				
6. Child engages in respectful conversations with parent.	1				
7. Child seeks/maintains relationships with the parent's extended family.	1				
8. Child does homework with parent.	1				
9. Child accepts reasonable limit setting by parent.	1				
10. While with the parent, child freely talks about their experiences while in the other parent's care.	1				
11. While with the parent, child speaks positively about the other parent.	1				
12. Child seeks out the parent's advice with specific problems or issues.	†				
(i) Behavioral Indices For The Child (Favored Parent).	N	R	S	0	(FP)
Child greets the parent in a friendly manner (e.g. at minimum child says hello).	- 1				, 0
2. Child has ongoing contact with parent without signs of resistance.	1				
Child can comfortably sit in a room with parent.	1				
4. Child participates in activities with parent (e.g. plays games, goes places like movies, builds with Legos, etc.).	1				
5. Child engages in spontaneous conversations with parent.	1				
6. Child engages in respectful conversations with parent.	1				
7. Child seeks/maintains relationships with the parent's extended family.	1				
8. Child does homework with parent.	1				
9. Child accepts reasonable limit setting by parent.	1				
10. While with the parent, child freely talks about their experiences while in the other parent's care.					
11. While with the parent, child speaks positively about the other parent.					
12. Child seeks out the parent's advice with specific problems or issues.	Щ				
(ii) Emotional Indices For The Child (Rejected Parent).	4				(RP)
(ii) Emotional indices For The Child (Rejected Farent).	N	R	S	0	VO
1. Child spontaneously displays affection towards parent in front of other parent.					
2. Child is comfortable being engaged in activity with parent at same time they are in front of other parent.	1				
3. Child is comfortable sharing feelings with the parent (e.g. worries, needs, fears, etc.).	1				
4. Child approaches parent for comfort.	1				
5. Child displays affection towards parent (e.g. sitting appropriately close-by, age-appropriate hugging, cuddling).					
(ii) Emotional Indices For The Child (Favored Parent).	N	р	6		(FP)
Child spontaneously displays affection towards parent in front of other parent.	N	R	S	0	VU
Child is comfortable being engaged in activity with parent at same time they are in front of other parent.	+-				
3. Child is comfortable sharing feelings with the parent (e.g. worries, needs, fears, etc.).	+				
4. Child approaches parent for comfort.	+				
5. Child displays affection towards parent (e.g. sitting appropriately close-by, age-appropriate hugging, cuddling).	+				

Deutsch, R. Drozd, L., & Ajoku, C. (2020). Trauma-informed interventions in parent-child contact cases, In B. Fidler & N. Bala (Eds), Parent-child contact problems: Concepts, controversies & conundrums. Family Court Review, vol 58(2).

(ii) Cognitive Indices For The Child (Rejected Parent).					(RP)
(ii) Cognitive matter For The Chila (Rejected Farenty.	N	17 R	S	0	VO
1. Child has some age-related capacity to see the "good" and the "bad" in parent.					
2. Child demonstrates age-appropriate capacity for seeing different perspectives as new situations arise, both within the					
the family and within the child's social relationships.					
(iii) Cognitive Indices For The Child (Favored Parent).					(FP)
	N	R	S	0	vo
Child has some age-related capacity to see the "good" and the "bad" in parent.     Child demonstrates age-appropriate capacity for seeing different perspectives as new situations arise, both within	-				
the family and within the child's social relationships.					
B. ABOUT EACH PARENT					
(i) Behavioral Indices About Each Parent (Rejected Parent).			1	ı	(RP
1 December and the shift? and the shift with state and the same	N	R	S	0	VO
1. Parent supports the child's relationship with other parent.	<u> </u>				
2. Parent consistently maintains positive support for other parent's involvement in child's life.	<u> </u>				
3. Parent demonstrates ability to understand/accept the child without blaming.					
4. Parent expresses hope that the child will have the best possible relationship with other parent.					
5. Parent does <u>not</u> tell or convey indirectly to the child any negative views of other parent.	<u> </u>				
6. Parent takes responsibility for his/her role in causing disruption of the child's relationship with other parent.	<u> </u>				
7. Parent includes other parent in child's life (e.g., medical, academic, social).					
8. Parent complies with the court-ordered parenting plan.					
9. Parent can be at the same activity with other parent.					
10. Parent communicates directly with other parent, rather than expecting child to carry messages back & forth.					
11. Parent communicates respectfully with other parent.					
12. Parent greets other parent cordially during transitions in front of child.					
13. Parent demonstrates good emotional boundaries with child.					
14. Parent supports the child's activities by ensuring child attends the activity.					
15. Parent supports child's social relationships with peers.					
16. Parent redirects child to discuss any complaints/commentary/concerns about other parent with that parent.					
17. Parent demonstrates reasonable progress towards treatment goals.					
18.Parent demonstrates in observable actions the ability to <u>not</u> expose their child to their own negative beliefs & fears					
about the other parent.					
(i) Behavioral Indices About Each Parent (Favored Parent).					(FP)
(1) Denavioral indices About Each I arene (I avorca I arene).	N	R	S	0	vo
1. Parent supports the child's relationship with other parent.					
2. Parent consistently maintains positive support for other parent's involvement in child's life.					
3. Parent demonstrates ability to understand/accept the child without blaming.	+				
4. Parent expresses hope that the child will have the best possible relationship with other parent.	+				
5. Parent does <u>not</u> tell or convey indirectly to the child any negative views of other parent.	+				
6. Parent takes responsibility for his/her role in causing disruption of the child's relationship with other parent.	+				
7. Parent includes other parent in child's life (e.g., medical, academic, social).	+				
8. Parent complies with the court-ordered parenting plan.	+				
9. Parent can be at the same activity with other parent.	+				$\vdash$
10. Parent communicates directly with other parent, rather than expecting child to carry messages back & forth.	+				
11. Parent communicates respectfully with other parent.	+	+			
12. Parent greets other parent cordially during transitions in front of child.					
13. Parent demonstrates good emotional boundaries with child.	+				$\vdash$
14. Parent supports the child's activities by ensuring child attends the activity.	1				
15. Parent supports child's social relationships with peers.	1				
10. I arene supporte cinia o social relationemps with peers.	₩	1	ļ		Щ

16. Parent redirects child to discuss any complaints/commentary/concerns about other parent with that parent.

18. Parent demonstrates the ability to not expose their child to their own negative beliefs & fears about the other parent.

17. Parent demonstrates reasonable progress towards treatment goals.

(ii) Emotional Indices About Each Parent (Rejected Parent).		10		(	(RP)
	N ·	18 <sub>k</sub>	S	0	VC
1. Parent demonstrates the ability to emotionally regulate.					
2. Parent demonstrates flexibility in their emotional responses.					
3. Parent is able to differentiate their emotions from their child's feelings.					
4. Parent demonstrates sensitivity & empathy regarding their child's experiences.					
5. Parent supports other parent's autonomy with the child.					
(") For A'mark Line About Food Down (Formal Down A)					ED
(ii) Emotional Indices About Each Parent (Favored Parent).	N	R	S	О	FP) VO
1. Parent demonstrates the ability to emotionally regulate.	-11				, 0
2. Parent demonstrates flexibility in their emotional responses.	1				
3. Parent is able to differentiate their emotions from their child's feelings.					
4. Parent demonstrates sensitivity & empathy regarding their child's experiences.					
5. Parent supports other parent's autonomy with the child.					
(iii) Cognitive Indices About Each Parent (Rejected Parent).	-			(RP)	
1 D	N	R	S	О	vo
1. Parent accepts that the child wants to have contact with both parents (without raising the past and reverting to blaming the child's prior hostility/rejection on the other parent).					
2. Parent accepts that relationship with other parent is important for child and does <u>not</u> revert to past beliefs.					
3. Parent demonstrates an ability to separate his/her own negative thoughts and feelings about the other parent from the child's needs to have a relationship with other parent (e.g. statements such as "your other parent left us" are absent).					
(iii) Cognitive Indices About Each Parent (Favored Parent).		T	I ~		FP)
	N	R	S	О	vo
1. Parent accepts that the child wants to have contact with both parents (without raising the past and reverting to blaming the child's prior hostility/rejection on the other parent).					
2. Parent accepts that relationship with other parent is important for child and does <u>not</u> revert to past beliefs.					
3. Parent demonstrates an ability to separate his/her own negative thoughts and feelings about the other parent from the child's needs to have a relationship with other parent (e.g. statements such as "your other parent left") and the child should be a statement of the child should be a statemen					

### Overview of the Checklist.

us" are absent).

The Changes In Resist-Refuse Dynamics Checklist (CRDC) is a checklist designed to give professionals guidelines through which to observe, assess, and understand the behavioral, emotional and cognitive changes that need to occur to resolve these parent-child contact problems.

- It is important to note that the CDRC should not replace a comprehensive screening of violence.
- The CDRC is not a diagnostic tool.
- The CDRC may work best when combined with other tools for assessment.
- The CDRC should only be used by trained professionals.
- The CDRC may not be appropriate for use with all cases.

#### Instructions for completing the CDRC.

Please fill in the names of the Rejected/Resisted Parent's (RP) and the Favored Parent (FP) in the chart below. For each item below, please indicate in the last three months whether the item has occurred N=Never, R=Rarely S=Seldom, O=Occasionally, VO=Very Often. There are no wrong answers. Please complete this to the best of your knowledge. If you don't know, please leave your answer blank.

### Dimensions of the CDRC.

The CDRC has two sections: (1) the child; and (2) the parent. Each section is divided into behavioral, emotional and cognitive indices. In turn, each section is sub-divided into a part for the favored parent and a part for the rejected parent to fill out.

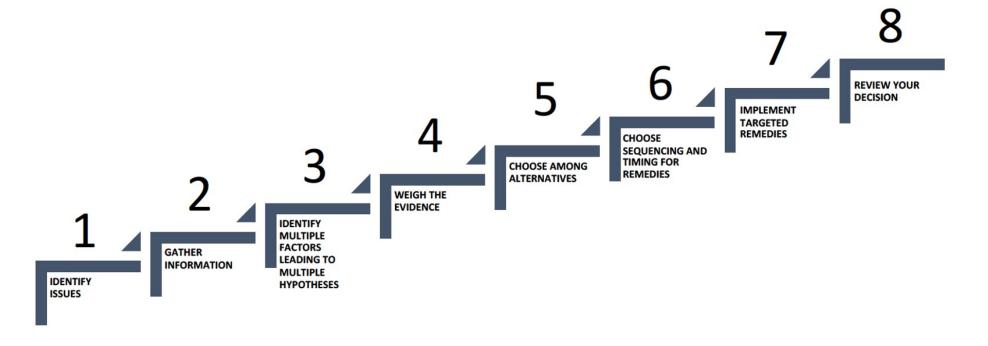
## Scoring the CDRC.

This rating form is designed to be filled out by a professional who has observed (or heard testimony about) the parentchild interactions. This form is not designed to be scored.

#### Application of the CDRC.

The use of the CDRC is for trained professionals (i.e., therapists, attorneys and judges). Should a professional wish for a parent to fill out the form, it will need to be adapted and personalized. The professional may use this checklist to set treatment goals and to facilitate a discussion with each parent about their measures of progress with their child(ren). For example, this might be filled out at the start, at various stages during, and at the end of therapy.

## Step-Wise Decision Making for PCCP



View through a trauma lens in the beginning, the end, and throughout.

Drozd, Saini, & Harrison (in press). A Trauma Informed Approach to Parent Child Contact Problem (PCCP) Cases, in <u>Parenting Plan Evaluations: Applied Research for Family Court</u>, editors: Leslie M. Drozd, Michael A. Saini, & Nancy W. Olesen, Oxford University Press