

1 NOTC
2 (Your name) RICHARD CARL RINKER
3 (Address) 21725 BIRCH HILL DR
DIAMOND BAR CA 91765
4 (Telephone) 909 595 1945
5 In Proper Person

6 DISTRICT COURT
7 CLARK COUNTY, NEVADA

9 RICHARD CARL RINKER)
Plaintiff/Petitioner,)
10 vs.)
11 STATE OF NEVADA)
Defendant/Respondent)
12

Case No.: DZ97901 F
Dept. No.: B
Oral Argument Requested:
Yes No

13 NOTICE OF MOTION

14 (Check one)

15 TEMPORARY ORDER CHANGE IN ORDER

16 (Check all that apply)

- 17 CHILD SUPPORT CHILD CUSTODY VISITATION
18 PROPERTY ISSUES SPOUSAL SUPPORT ATTORNEY FEES AND COSTS
 CONTEMPT EXCLUSIVE POSSESSION
19 MEDICAL INSURANCE AND UNREIMBURSED MEDICALS OTHER (specify)
PETITION TO OPEN FILE

20 TO: Name of Opposing Party STATE OF NEVADA; and
21 TO: Name of attorney for Opposing Party, if one _____

22 PLEASE TAKE NOTICE that a hearing on this motion for the relief requested will be held
23 before the Eighth Judicial District Court - Family Division at 601 N. Pecos Road, Las Vegas 89101,
24 on the 28th of APRIL, 2004 in Department B at (time) 10:00AM

DISTRICT COURT
CLARK COUNTY, NEVADA

IN THE MATTER OF THE ADOPTION OF)
RICHARD CARL RINKER,) CASE NO. D297901F
An Adult Adoptee)

MOTION FOR RULING ON PETITION TO OPEN FILE

TO THE HONORABLE JUDGE OF SAID COURT:

I, RICHARD CARL RINKER, declare under oath that:

On March 18, 2003, Petitioner filed a Petition to Open File, a copy of which is attached as Exhibit "A". It has now been over four months since filing and the court has yet to make a ruling on said petition.

Petitioner has a right to said adoption records in accordance with the Indian Child Welfare Act, Sections 1951 and 1917.

Additionally petitioner is still being closely monitored for increased risk of colon and prostate cancer due to his unknown medical history.

Petitioner prays for a ruling on Petition to Open File.

SIGNED this _____ day of _____, 2003

RICHARD CARL RINKER, Petitioner

SUBSCRIBED under oath before me on this _____ day of _____

2003, in the County of Los Angeles, State of California.

NOTARY PUBLIC

My Commission Expires: _____

DISTRICT COURT

CLARK COUNTY, NEVADA

IN THE MATTER OF THE ADOPTION OF

RICHARD CARL RINKER,

An Adult Adoptee

)
)
)
)
)
)

CASE NO.

PETITION TO OPEN FILE

TO THE HONORABLE JUDGE OF SAID COURT.

I, RICHARD CARL RINKER, declare under oath that: "I was born on April 3, 1945."

My current address is 2175 Birch Hill Drive, Diamond Bar, California. My current telephone number is (909) 595-1945.

I was adopted by Hugh Lowe Rinker and wife, ilene Isabelle Rinker, on October 30, 1950 in Clark County, Nevada. I believe the Division of Child and Family Welfare Services was the agency who handled it.

Of my birth parents, I know only the information provided to me by the non-identifying information provided to me by the Division of Child and Family Services of Clark County, which indicates my birth mother has Indian heritage. A copy is attached as Exhibit 'A'.

Of my birth mother and birth father, I know virtually nothing except that my birth mother's name was Lenell Heard.

The records are wanted per the Indian benefits to which I may be entitled. In accordance with the Indian Child Welfare Act, Sections 1951 and 1917, which are stated in their entirety in Exhibit 'B', which is attached and incorporated herein for all purposes, I am entitled to these records for this purpose. Additional case law supporting this interpretation is noted in Exhibit 'C.'

I am also seeking my birth mother and/or birth father because of my urgent need to know my complete medical history. I am being closely monitored for increased risk of colon and prostate cancer. Colon cancer has very strong genetic links, and having an immediate member of your family diagnosed with it greatly increases your risk factors. Prostate cancer is the second leading killer of men in the United States and the cause is still unknown, although a recognized risk factor is genetics. For many men, the risk of prostate cancer is associated with a family history of the disease. The more relatives you have who had or have prostate cancer, the greater is your risk. This makes it even more imperative that I know

