

General Affidavit



In the Family Court at (Court location)

FAM

Porirua

2023-091-000115

**Advice** If you need help to complete this form, consult a lawyer, check the Ministry of Justice website, call the Ministry of Justice call centre, or contact an office of the Family Court.Ministry of Justice website: <http://www.justice.govt.nz> Ministry of Justice call centre: 0800 268 787**Note:**

The applicant's address may be omitted from the front page where the applicant has asked for this information to be kept confidential.

**Applicant**

Full name Amanda Kathleen Louise Solt

Home Address 17 Princeton Rd,
Raumati Beach,
Kapiti Coast 5032.

Occupation Senior advisor

Respondent

Full name David Jeremiah Solt

Home Address 7 Raine St,
Karori,
Wellington 6012.

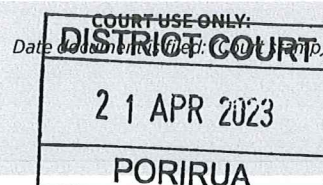
Occupation Unemployed/sickness beneficiary

Associated Respondent (if applicable) (Leave this section blank if it does not apply.)

Full name

Home Address

Occupation



This document is filed by:

Name David Jeremiah Solt (with help from his mother Tedge Memelink)

Address for service* 7 Raine St,
Karori,
Wellington 6012.

17 Parnatua Road,
Raumati Beach,
Kapiti Coast 5032



filed by lawyers:

Name of acting lawyer

Contact number

In respect of:

The application for an Order/Notice

Filed on

My affidavit is in support of: (check one that applies)

☐

The Applicant

☒

The Respondent

I am providing: (check as appropriate)

☒

Evidence in support

☒

Additional information

☒

A response

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of 6
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Swear/affirm

I, (full name) David Jeremiah Solt

of (place of residence - town/city only) Wellington

Occupation Unemployed/sickness beneficiary

Swear ☒ Affirm ☐

That:

My name is David Solt. Amanda and I have been married since 19 July 2007.

My health has been poor for about 15 years. I have Chronic Fatigue Syndrome, an illness that causes severe debilitating fatigue, muscle and joint pain, poor concentration, extreme insomnia, digestive issues, and over time deconditioning of muscles and an inability to function normally in daily life. And much more. For much of this time, I have been housebound. A recent medical certificate is included to support this.

I am capable of walking only at a very slow shuffle. I can't manage steps at all, even a small door sill can be a challenge. My hands have improved since a year or so ago when they were very clawlike. I can now carry small items and prepare myself simple meals such as tea and toast. I am barely capable of taking care of myself. This is where I am at currently which is a major improvement on how I was even a year ago.

I have not yet been able to hold my four-month-old baby, though I really want to.

I am effectively blind without my glasses. I don't wear them because they cause issues with my neck. Things have to be about 15cm away from my face before I can see them properly. So I live in a blur.

— GROUND'S FOR DEFENCE

Amanda has hit me twice, once with her phone on my left shoulder which has been dislocated and painful for many years, and once on my right hip with her hand, in frustration at the slowness of my gait. These blows were not "in jest" as she says, and hurt me a lot.

She has pushed me twice, deliberately, once in the kitchen and once in the bedroom. Both of these incidents left me in a poor state for several days.

Since the birth of our daughter Lily, Amanda pushed the bassinet with her feet, into my feet as I was walking. She looked up at me first (she was seated on the floor) then pushed the bassinet. I do not have good balance, and in my state to be tripped and fall would be catastrophic.

The only claim of physical violence made by Amanda against me was that I bent her finger backwards after she hit me (hard) on my painful shoulder.

My health began to improve early 2022 through physio, gentle exercise, improved nutrition and reconnecting with family and friends after a long period of isolation. These physical attacks by Amanda have not helped me.

She also threatened me with divorce numerous times, and engaged in name-calling.

I am not a violent person, I am not a danger to either Lily or Amanda. I am not physically capable of being a danger to anyone.

additional point: I believe that
if I am removed from this house,
I will suffer severe permanent physical
harm. If I can stay, I think I will
recover within a few months.



Exhibits referred to on this page (by assigned letter e.g. "A")

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MY RESPONSES TO AMANDA'S AFFIDAVIT

3. In my final year at high school I was top of mathematics, and second runner-up to Dux. My prospects were good and I was on track for earning a degree in accountancy and building a career. I completed my first two years of university and tried twice to do the third year but my health problems prevented me from continuing. I wanted to be working and contributing financially to our marriage, as well as taking part in household chores, but was simply unable to do so.

4. Early 2022 (not late 2021) the dynamic of our relationship began to change as my health began to improve through physio, gentle exercise, improved nutrition, and a reconnection with my family. CFS is a very isolating illness and I had lost many social connections over the years. Although I had been thankful for Amanda providing for me all this time, it began to dawn on me that my marriage wasn't exactly ideal.

5. Although we had been trying for a baby for 4 years, I decided in March 2022 that I didn't want to have a child with Amanda. Shortly after this, she discovered she was pregnant. This knocked me for six and I struggled to show enthusiasm about the pregnancy. I was just overwhelmed.

7. I do not think my behaviour was mentally abusive, as Amanda claims. I did avoid Amanda somewhat because she became increasingly argumentative. I don't like conflict; I find it to be exhausting and unconstructive. I suggested we "book in times" to discuss concerns simply so I could pace myself and not end up exhausted. Otherwise we would have been arguing nearly constantly. I found Amanda to be deliberately antagonistic.

As for "with-holding affection", I was affectionate when she asked me to be.

10. Amanda did bring our daughter Lily over to the house most days at first. I love to see Lily, and would love to spend more time with her, in the company of my own family, because as mentioned I cannot hold her or take care of her.

12. Yes, I did yell at Amanda, but it was one of very few times, (maybe 1- 3 times in the past year?) I don't think that the occasional raised voice constitutes "emotional abuse".

13. I feel that Amanda can sometimes be antagonistic. And I asserted as such.

14. I do believe that many of the arguments we had were her purposely trying to upset me.

15. Amanda insinuates here that my "mental health" was the issue, but an insinuation does not make it a fact.

16. Amanda locked me out of the accounts that had functioned as joint accounts for many years.

17. I have not always had access to the joint accounts via my own log-in. This is incorrect. I did get upset when Amanda blocked my access as I needed to order groceries online to feed myself as I was now effectively living alone.

19. Amanda moved significant amounts of money out of the accounts that had functioned as our joint accounts into accounts that I could not access.

20. If I remember correctly, in her letter Amanda threatened to trespass me, not to "get help from the court" if I didn't move out by the 16th March. Three weeks is not a lot of notice to move out of one's family home, especially for someone in my state of health. I didn't want to move out as I was certain the move would set my state of health back months.

21. On 17th March Amanda gave me a trespass order but the police felt it was a grey area as I was currently the occupier, Amanda having moved out on 18th December.

22. Correct, Amanda advised us of her intentions to contact the family court.

23. I disagree with Amanda's opinion here that "it is not a safe environment for either of us to return with David still there". But I do want to be involved in Lily's upbringing and I hope Amanda and I can manage to successfully communicate on this, in time.

additional point! There was an incident some years ago, where my mother-in-law pointed a handgun at me. She claimed that was Shane's handgun, a former member of the NZDF.



Exhibits referred to on this page (by assigned letter e.g. "A")

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~~If possible~~ I believe that there may be documents with my name or signature at Wellington Fertility Associates. I want these documents

[75] 24. Yes, my mobility has improved a fair bit however I do not believe myself to be fit to travel without incurring significant
[76] damage and set-back to the progress I have worked hard to achieve over the past year. I can walk outside with some
[77] effort, though I have not left the property in six years. Amanda's statement "there is no physical reason why David cannot
leave the house" is just an opinion on her part.

[78] 25. Although it is very kind of my Nana to take me in, I do not believe that the accommodation in Karori is suitable. Nana
[79] has said that she can only have me there in the short term.

[80] 30. In a short period of time, I stood on a shard of glass, a shard of crockery and a toothpick in the carpet. All went into
[81] the skin and there was a fair bit of blood from the glass. There was also a shard of glass in my morning cup of tea one
[82] day. I did accuse her of at least one of these (the glass on the floor).

[83] 34. I did not claim that Home Heroes was a made-up company as Amanda says. It was easy to find on the internet. But I
[84] did believe that Amanda and her mother had not actually arranged an appointment with them, as they didn't turn up on
[85] three separate occasions when Amanda and Lesley said they were booked, Amanda and Lesley turning up at the house
to meet them, but they didn't show up. The cleaner I arranged however, did show up and do some much needed
cleaning over several weeks. Amanda met Katie and I think liked her.

[86] 36. During January, while Amanda and her family were constantly moving things around, I became confused about
[87] whether she was moving back or staying away. She kept moving the dates and in my tired state I became uncertain
[88] about what was happening.

[89] 37. I did not accuse Amanda of stealing my wallet or the silver. I said I had probably misplaced them as I am very absent
[90] minded. My mother visited the following day and found them within a minute, within drawers where I couldn't reach.

[91] 38. DNA tests carried out show that Lily is my child. I apologised to Amanda for suggesting she might not be.

DS
[92] 41. Amanda claimed that she hit me "in jest" with her phone. I dispute this. My left shoulder was diagnosed as being
[93] dislocated quite some time ago, and was extremely painful, as she well knew. Amanda made an unprovoked attack on
[94] me where she struck hard me on the left shoulder with her phone while I was having a phone conversation with a family
member, who heard all this going on. I did retaliate by bending her finger back.

[95] 42 - 47. I acknowledge that there were mistakes made here.

[96] 48. The actions of her own that Amanda describes here are mostly correct. Though it was not "in jest" when she hit me
[97] on the shoulder with her phone, it was an unprovoked attack that caused further pain to my already painful shoulder.

[98] 49. Amanda claims that she doesn't feel safe to resume occupation of the family home (with me there). This is her
[99] opinion, but I disagree that it would be unsafe.

[100] 50. I understand that Amanda no longer wants to live in the same house as me, but I disagree with her opinions that it is
[101] not "safe", or that Lily is "at risk" or that I am "aggressive" towards her. She wants to live in the house again, without me,
[102] and I believe this is the only reason that she has brought an occupation order against me, not because she fears me in
any way.

[103] 53. Lily and Amanda have been living at her mother's house, 5 Weka Rd, which is a perfectly nice home, much nicer and
[104] more comfortable than 17 Princeton Rd. Amanda has not been "locked out of her own home". Her statement that "It is
[105] not safe for me to reoccupy the home with David living there" is her opinion, and I disagree with it. She just doesn't want
me there anymore.

[106] 54. I believe that the court orders are merely to get me out of the family home, and Amanda needed the protection order
[107] in order to achieve this, not because she really feared me in any way. I note that the Order has been granted in part on
[108] Lily's young age, in an abundance of caution. I am not a danger to her, but it seems I am guilty until proven innocent.

[109] 55. I disagree; nobody is at risk from my behaviour.

DS
[110] If possible, I would
[111] like #1 An ancestry
[112] DNA Test for Lily
[113] #2 percentage DNA
[114] testing of
[115] Amanda, myself and Lily

I believe, that Lily was
conceived by means of
IVF using my sperm
and a donor egg, probably
at Wellington Fertility Associates
a clinic in Wellington. And that
it was done without my knowledge or consent
I think that Lily looks half Asian



Exhibits referred to on this page (by assigned letter e.g. "A")

Initials:

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I think that I may have been undermined by many of my family and friends. ^{or other was betrayed}

intend to build a relationship with my daughter Lily and I hope to spend a lot more time with her as she grows older and my health improves so I can care for her. My desire is to continue to rebuild my health and my life, build and rebuild relationships with family and friends, have a quiet life in a healthier environment, maybe finish my degree when I am able, work at some accountancy when I am able, learn to garden, and be the best father to Lily that I can be.

I believe that many (but not all) of my health problems were caused by munchausens by proxy (i.e. Amanda's abuse).

Signature

Signed

David Beelt

Sworn or Affirmed at (place)

on this (date) 2 1 0 4 2 0 2 3

Before me

~~Certified true copy of a document~~
~~presented to me as an original~~

Signed

PW Gawith
21-04-2023

(Signature of Deputy Commissioner, Registrar, Solicitor of the High Court or Justice of the Peace)

Peter Gawith, JP
#98036
KAPITI
Justice of the Peace for New Zealand

Exhibits referred to on this page (by assigned letter e.g. "A")

Initials:

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9/6/2023