



233-765358-25

PETITIONER'S NOTICE

04.02.25

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NO. 233-765358-25

FILED
TARRANT COUNTY
4/2/2025 9:13 AM
THOMAS A. WILDER
DISTRICT CLERK

IN THE 233RD DISTRICT COURT OF TARRANT COUNTY, TEXAS**IN RE: M.E.M., ET AL.******CHARLES DUSTIN MYERS, ****

Petitioner,

MORGAN MICHELLE MYERS,

Respondent.

PETITIONER'S NOTICE

2025-04-02

TO THE HONORABLE COURT:

Petitioner, CHARLES DUSTIN MYERS, submits this notice to provide a different perspective into the current situation:

I. BEFORE AND AFTER

1. **This side-by-side comparison illustrates the stark differences in the children's quality of life, parental involvement, and household stability *before* and *after* the removal of the Father from the family home.** It presents a clear, fact-based evaluation of how the familial environment, care structure, and overall wellbeing of the children have been significantly impacted. Each point demonstrates a substantial decline in stability, support, and morality—raising urgent concerns about the children's best interests, safety, and development under the current arrangement.

BEFORE**AFTER****FATHER + MOTHER**

• Father works from home / \$134k per year	• Father removed from home \$12k/ per year
• Mother works part time	• Mother works full time
• Father and Mother share in parenting	• Great grandparents / aunt care for children
• Father and Mother communicate	• Mother refuses to communicate w/ Father
• Father takes girls to dance class	• Mother takes girls out of dance class
• Father helps children with schoolwork	• Neither parent helps with schoolwork
• Father and Mother create a stable home	• Father is removed; Mother is never home

CHILDREN

• Have always at least one parent home	• Neither parent is home most of the time
• Medically cared for	• Medically neglected
• Frequent access to both parents	• Frequent access to neither parent
• Enjoy extracurriculars	• Taken out of extracurriculars
• Enjoy a stable household	• Introduced to chaotic routine
• Enjoy bedtime stories before bed (dad)	• No bedtime stories
• Are walked to school and back (dad)	• Picked up and dropped off by relatives.
• Exceptional in school	• Academic regression (eldest)
• Enjoy daily playtime (dad)	• They are stuck indoors and on screens.
• Enjoy frequent visits with their grandparents	• Grandparents become primary caretaker
• Receive help with schoolwork (dad)	• Attend school longer (tutoring)
• Strong parental guidance	• No parental guidance
• Secure financial future	• Destabilized financial future
• Moral upbringing and family values	• Immoral and damaging conduct (mom)

2. Now, a comparison between the claims initially raised by the parties:

II. INITIAL CLAIMS**MOTHER****FATHER**

• FAMILY VIOLENCE ALLEGATIONS	• FALSE CLAIMS OF VIOLENCE
• FINANCIALLY INDIGENT	• MOTHER CONVERTED \$1,576 OF MARITAL ASSETS

• CLAIMS TO HAVE ACTIVE PROTECTIVE ORDER	• CLAIMS NO SUCH PROTECTIVE ORDER EXISTS
• CLAIMS CASE IS UNCONTESTED	• CLAIMS MOTHER IS LYING
• CLAIMS IRRECONCILABLE DIFFERENCES	• CLAIMS MOTHER WAS HAVING AN EXTRAMARITAL AFFAIR
• CLAIMS FATHER DOESN'T NEED HOME TO WORK	• CLAIMS THE HOME IS ESSENTIAL FOR WORK AND CHILDREN
• CLAIMS FEAR OF SAFETY FROM FATHER	• CLAIMS MOTHER FEARS ACCOUNTABILITY
• CLAIMS RESPONSIBILITY FOR MONTHLY FINANCES	• CLAIMS RESPONSIBILITY FOR MONTHLY FINANCES
• CLAIMS FATHER AGREES TO SETTLEMENT	• CLAIMS DURESS AND OPPOSES ANY SETTLEMENT OFFER

III. EVIDENCE EXCHANGED

3. Now, a comparison of the evidence provided to each party to support the initial claims made in the form of exhibits that can be found within the clerk's record, and that the opposing party has had in their possession for multiple months without raising any arguments or opposition:

MOTHER

FATHER

	• TXDPS Criminal Record showing no history of family violence.
	• Bank statements and texts showing conversion.
	• Shows contradicting statements on Mother's pleadings
	• Shows pictures of mother cohabiting with father while simultaneously seeking frivolous protective orders
	• Shows extensive financial damage from being barred from the family residence
	• Shows over 16,500 text messages exchanged between two individuals outside of the marriage in a one-year timespan.
	• Show's Mother's Facebook status boasting her one-year anniversary with her new boyfriend while the divorce is ongoing.

	<ul style="list-style-type: none"> Shows communications with AIR BNB hosts showcasing the difficulty in working to full capacity outside of the home.
	<ul style="list-style-type: none"> Shows photos and videos of the children with father throughout the holidays while mother is planning father's removal.
	<ul style="list-style-type: none"> Shows untreated cavities in the youngest child's mouth from medical neglect.
	<ul style="list-style-type: none"> Shows declining academic performance from oldest child.
	<ul style="list-style-type: none"> Shows communications between himself and mother's grandparents showcasing an ability to put the children before the litigation.
	<ul style="list-style-type: none"> Provided a comprehensive parenting plan supporting the children's best interest.
	<ul style="list-style-type: none"> Provided video evidence of the children being left alone during the evening.
	<ul style="list-style-type: none"> Provided financial receipts for rent payments, utilities, and other financial obligations as primary breadwinner.
	<ul style="list-style-type: none"> Provided evidence that Mother is actively disposing of his personal belongings.
	<ul style="list-style-type: none"> Provided evidence mother fabricated her claims of family violence and indigent financial status.
	<ul style="list-style-type: none"> Provided evidence mother received help in preparing her initial pleadings filed with the court
	<ul style="list-style-type: none"> Provided evidence mother is preparing her second wedding prior to finalizing the divorce

IV. MOTIVES

4. Based on the record, it conclusively establishes the motives of each parent regarding the relief sought:

MOTHER

FATHER

<ul style="list-style-type: none"> Pursing extramarital affair 	<ul style="list-style-type: none"> Restore status quo of children / financial stability
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V. ACTIONS

5. The motives can be established from the following actions derived from the clerk's record within the pleadings:

MOTHER**FATHER**

<ul style="list-style-type: none"> Fabricated a narrative of family violence. 	<ul style="list-style-type: none"> Spent time with the children over the holidays.
<ul style="list-style-type: none"> Hired an attorney to defend herself, not represent the children's best interests. 	<ul style="list-style-type: none"> Hired an attorney to defend his children's best interests and terminated him when he failed.
<ul style="list-style-type: none"> Only communicates with her extramarital partner. 	<ul style="list-style-type: none"> Can only communicate with the children via an online videogame chatroom.
<ul style="list-style-type: none"> Convinces the children the divorce is final so her new relationship appears morally justifiable. 	<ul style="list-style-type: none"> Has relentlessly sought relief to restore the children's status quo.
<ul style="list-style-type: none"> Has offered nothing of substance regarding the children. 	<ul style="list-style-type: none"> Has provided everything to the court regarding the children.
<ul style="list-style-type: none"> Asked for sole use of the residency to pursue her new relationship. 	<ul style="list-style-type: none"> Asked for time to ensure the children are not affected by unnecessary, abrupt changes.
<ul style="list-style-type: none"> Lied to the court to remove Father to pursue her new relationship. 	<ul style="list-style-type: none"> Forced to live in alternative housing during the pendency of the case, business income destroyed.

<ul style="list-style-type: none"> Lied to the court and falsified her indigency, then sticks Father with the car payments she claimed to pay for. 	<ul style="list-style-type: none"> Financial strain leads to one of the vehicles being repossessed, credit score plummets.
<ul style="list-style-type: none"> Sat dormant for months only to block emergency relief in a separate SAPCR suit. 	<ul style="list-style-type: none"> Opened a separate SAPCR suit to escape the procedurally defunct divorce to obtain relief for the children.

6. All the above can be established through the numerous exhibits that have been provided to the opposing side. After nearly twelve months of silence, there has been no objection, argument, opposition, or response offered for the exhibits given. More critically, there has been no response, opposition, or argument offered regarding the relief being sought from the Petitioner, which is simply to return to the residence that he was unlawfully removed from so that he can begin rebuilding the status quo of the children. Finally, we compare the benefits versus the detriments if granting relief to Petitioner:

VI. BENEFITS VERSUS DETRIMENTS OF GRANTING RELIEF

BENEFITS

DETRIMENTS

<ul style="list-style-type: none"> Children will have a parent active in their daily life as opposed to none. 	<ul style="list-style-type: none"> The respondent will have to choose between her extramarital relationship or working towards the divorce.
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<ul style="list-style-type: none"> Children will have help with homework from home and help preparing for STAR Testing. 	<ul style="list-style-type: none"> The respondent will have to choose between co-habitation or reside in an alternate residence near-by.
<ul style="list-style-type: none"> Children will have frequent and continuous access to both parents. 	
<ul style="list-style-type: none"> Financial damages can be repaired. 	

VII. CONCLUSION

This situation is destructive, and truly a one-sided case. Respondent's prolonged silence, in fact, says everything. Without any arguments or opposition on record, it begs the question as to how this situation has been permitted to persist as long as it has. The only drawbacks of granting relief fall on the Respondent – and are minor inconveniences at best that can never outweigh the benefits that the children would reap if relief were to be granted. All the Petitioner asked for in the beginning was time. Now, time has been wasted, and we remain in the same spot. The point is – the Mother cannot just fabricate family violence to have Father removed from the home – especially when she knew and benefitted from his at-home business operations which have since been significantly damaged. Despite all the harm done, the Petitioner is confident that it can be repaired, the family can get back on track, and this process can be finalized without sacrificing the stability and well-being of the children that they have been accustomed to throughout their lives.

Respectfully submitted,

/s/ Charles Dustin Myers
CHARLES DUSTIN MYERS
817-546-3693
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CERTIFICATE OF SERVICE

Petitioner certifies that pursuant to Rule 21a of the Texas Rules of Civil Procedure, this Notice of Comparison was served on all parties of record through their electronical filing manager email, including:

MORGAN MICHELLE MYERS (Respondent)
MORGANMW02@GMAIL.COM

This notice was also served on the following parties:
COOPERCARTER@MAJADMIN.COM

Respectfully submitted,

/s/ Charles Dustin Myers
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Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

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Filing Description: Petitioner's Notice

Status as of 4/2/2025 3:00 PM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
MORGAN MICHELLEMYERS		MORGANMW02@GMAIL.COM	4/2/2025 9:13:17 AM	SENT
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