



FUDSTOP &lt;chuckdustin12@gmail.com&gt;

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**RE ITMOMO MYERS, CAUSE NO. 322-744263-23 CL-12105**

6 messages

**Cooper Carter** <cooper.carter@majadmin.com>  
To: "Lindsey K. Baker" <LKBaker@tarrantcountytexas.gov>  
Cc: Charlie Vids <chuckdustin12@gmail.com>

Fri, Apr 4, 2025 at 12:37 PM

Good Afternoon,

Our office initially filed a Motion for Consolidation regarding the above referenced. Opposing party, during the pendency of this case, has filed a SAPCR in the 233<sup>rd</sup> Judicial District Court.

What days would the Court be available to hearing this matter?

I've cc-ed opposing party to this e-mail for convenience.

Thank you,

Cooper L. Carter

Attorney at Law

Marx, Altman & Johnson

2905 Lackland Road

Fort Worth, Texas 76116

Tel: (817) 926-6211

Fax: (817) 926-6188

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**FUDSTOP** <chuckdustin12@gmail.com>

Fri, Apr 4, 2025 at 12:54 PM

To: Cooper Carter &lt;coopercarter@majadmin.com&gt;, "Lindsey K. Baker" &lt;LKBaker@tarrantcountytx.gov&gt;

Hello,

Thanks for the update.

However, it would be procedurally improper to set a matter for hearing given noncompliance with 237a Tex. R. CIV. P by Petitioner.

Also, the consolidation motion is moot as a crucial step in this process was not followed by opposing counsel.

The Texas Family Code requires a suit to be transferred prior to any consolidation taking place. No such transfer has been filed, so any attempt at consolidation is improper before the prerequisite requirement is met pursuant to Tex. R. Civ. P. 6.407(b), which is the statute I assume she is invoking here.

For these reasons, it would be more appropriate to set the matter for hearing on the DWOP filed and served back in January given the lack of prosecution until now.

That way, no further unnecessary delays occur and the children get the unopposed relief they've been needing.

Thank you,

Charles Dustin Myers  
817-546-3693

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**Lindsey K. Baker** <LKBaker@tarrantcountytx.gov>

Fri, Apr 4, 2025 at 1:23 PM

To: Cooper Carter &lt;coopercarter@majadmin.com&gt;

Cc: Charlie Vids &lt;chuckdustin12@gmail.com&gt;

The Motion to Consolidate will need to be formally set for a hearing before Judge Munford in the 322<sup>nd</sup> District Court. Below are available dates to set the Motion:

Below are available dates to set the hearing:

April 21<sup>st</sup> at 8:30 a.m. or 1:30 p.m.

April 22<sup>nd</sup> at 9:00 a.m. or 9:30 a.m.

April 23<sup>rd</sup> at 1:30 p.m.

April 24<sup>th</sup> at 8:30 a.m.

April 28<sup>th</sup> at 8:30 a.m. or 1:30 p.m.

Please discuss your availability and let me know the date and time you agreed to. If a date and time cannot be agreed upon by noon on April 7<sup>th</sup>, the Court owns its own will set the date. The Court must receive a Notice of Court Proceeding prior to formally setting the hearing.

Thank you.

## Lindsey Baker

322<sup>nd</sup> Court Coordinator

Tarrant County Family Law Center

200 E. Weatherford, 4<sup>th</sup> floor

Fort Worth, Texas 76196

Phone: (817) 884-1597

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**From:** Cooper Carter <[coopercarter@majadmin.com](mailto:coopercarter@majadmin.com)>  
**Sent:** Friday, April 4, 2025 12:38 PM  
**To:** Lindsey K. Baker <[LKBaker@tarrantcountytx.gov](mailto:LKBaker@tarrantcountytx.gov)>  
**Cc:** 'Charlie Vids' <[chuckdustin12@gmail.com](mailto:chuckdustin12@gmail.com)>  
**Subject:** RE ITMOMO MYERS, CAUSE NO. 322-744263-23 CL-12105

**EXTERNAL EMAIL ALERT! Think Before You Click!**

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**FUDSTOP** <[chuckdustin12@gmail.com](mailto:chuckdustin12@gmail.com)>

Fri, Apr 4, 2025 at 1:28 PM

To: "Lindsey K. Baker" <[LKBaker@tarrantcountytx.gov](mailto:LKBaker@tarrantcountytx.gov)>, Cooper Carter <[coopercarter@majadmin.com](mailto:coopercarter@majadmin.com)>

Lindsey,

I'm unsure if you've received my last email, but the transfer motion cannot just be skipped, and I had requested a hearing for the DWOP prior to this improper request for a consolidation.

Please refer to Texas Family Code 6.407.

Not sure what purpose a hearing on the consolidation would serve granted it's premature and doesn't comport with Texas Procedure other than to have it summarily denied as a matter of law, which also seems to defeat the need for a hearing.

I'm available at the court's earliest convenience for a hearing on the DWOP.

If the Court insists on a consolidation hearing despite it being procedurally premature, I would like to request we also hear the pending DWOP concurrently in the interest of judicial economy.

Thank you,

Charles Dustin Myers

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**Lindsey K. Baker** <[LKBaker@tarrantcountytx.gov](mailto:LKBaker@tarrantcountytx.gov)>

Fri, Apr 4, 2025 at 1:57 PM

To: FUDSTOP <chuckdustin12@gmail.com>, Cooper Carter <coopercarter@majadmin.com>

Mr. Myers:

Your arguments and objections are to be presented to the Court in person at the time of the hearing. Therefore, please do not quote the Law to me in your emails. As a Court Coordinator, my duties and responsibilities are to schedule matters before the Court after the proper documents have been filed with the District Clerk.

Furthermore, if you are seeking relief from the Court, you must E-File a Notice of Court Proceeding and request hearing dates on your Motion. Your requested relief and Ms. Carter's Motion to Consolidate can be set on the same date and time once you have complied. As previously mentioned, if a date cannot be agreed upon by noon on April 7, 2025, The Court own its own will set hearing.

Thank you.

If you received a Notice of Dismissal, you **MUST** file a Motion to Retain. The Motion **MUST** be **SET, HEARD** and concluded with a **SIGNED ORDER TO RETAIN**.

**DO NOT EMAIL ME FOR A SETTING REGARDING THE DWOP.**

**YOU MUST APPEAR IN PERSON TO SET THE HEARING.**

**All Orders that require the Judge's signature must be presented in person and will not be processed through e-filing.**

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FUDSTOP <chuckdustin12@gmail.com>

Fri, Apr 4, 2025 at 2:28 PM

Draft To: "Lindsey K. Baker" <LKBaker@tarrantcountytx.gov>, Cooper Carter <coopercarter@majadmin.com>

Ms. Baker,

While I understand your position and your duties as a coordinator, I must respectfully point out that the duty to promote the efficient administration of justice is relevant here.

Setting a hearing to consolidate a case that the court doesn't have in its possession has the opposite effect of this and will cause unnecessary delay due to jurisdictional issues.

The purpose of the reference to the rules is not meant out of disrespect, but is to point to the statute that establishes this fact which is being overlooked.

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