

NO. 322-744263-23

IN THE 322<sup>ND</sup> DISTRICT COURT OF TARRANT COUNTY, TEXAS

**Morgan Michelle Myers,**

Petitioner,

v.

NOTICE OF CONTINUED  
OBSTRUCTION

**Charles Dustin Myers,**

Respondent

AND IN THE INTEREST OF  
M.E.M and C.R.M., two minor children

2025-03-11

TO THE 322<sup>ND</sup> DISTRICT COURT OF TARRANT COUNTY:

Respondent, CHARLES DUSTIN MYERS, a party to the above captioned case, respectfully submits this notice in furtherance of the continued obstruction of justice taking place within this matter, and in support thereof, shows the following:

**I. FAILURE TO ACT**

Court staff has unquestionably reviewed the motions, requests, and notices submitted and accepted by the court, yet the following remain unaddressed by either the opposing party or the court:

**1. Motion for Partial Summary Judgment**

1. **Envelope ID:** 84786327
2. **Date Filed:** February 22, 2024
3. **Date Reviewed:** February 22, 2024
4. **Status:** Unopposed, No Ruling

**2. Rule 12 Motion to Show Authority**

1. **Envelope ID:** 92285306
2. **Date Filed:** September 20, 2024
3. **Date Reviewed:** September 20, 2024
4. **Status:** Unopposed, No Ruling (Challenges Opposing Counsel's Legal Authority)

**3. Emergency Motion for Temporary Orders**

1. **Envelope ID:** 92510702
2. **Date Filed:** September 26, 2024
3. **Date Reviewed:** September 27, 2024
4. **Status:** Unopposed, No Ruling

**4. Request for Oath of Office Records (Tex. Gov't Code §§ 25.0017-18)**

1. **Envelope ID:** 94002696
2. **Date Filed:** November 6, 2024
3. **Date Reviewed:** November 6, 2024
4. **Status:** Unanswered by Court

**5. Motion to Compel Discovery**

1. **Envelope ID:** 94352460

2. **Date Filed:** November 15, 2024
  3. **Date Reviewed:** November 15, 2024
  4. **Status:** Unopposed, No Ruling
6. **Unopposed Motion to Dismiss for Lack of Jurisdiction**
1. **Envelope ID:** 98154415
  2. **Date Filed:** March 6, 2025
  3. **Date Reviewed:** March 7, 2025
  4. **Status:** Unopposed, No Ruling
7. **Proposed Order on Unopposed Motion to Dismiss for Lack of Jurisdiction**
1. **Envelope ID:** 98154415
  2. **Date Filed:** March 6, 2025
  3. **Date Reviewed:** March 7, 2025
  4. **Status:** Unopposed, No Ruling
8. **Notice of New Information**
1. **Envelope ID:** 98096003
  2. **Date Filed:** March 5, 2025
  3. **Date Reviewed:** March 6, 2025
  4. **Status:** No Response from Court
9. **Request for Immediate Ruling**
1. **Envelope ID:** 97927313
  2. **Date Filed:** February 28, 2025
  3. **Date Reviewed:** March 3, 2025
  4. **Status:** No Response from Court

**10. Objection and Request for Judicial Notice**

1. **Envelope ID:** 97716806
2. **Date Filed:** February 24, 2025
3. **Date Reviewed:** February 24, 2025
4. **Status:** No Response from Court

**11. Motion to Sign Order**

1. **Envelope ID:** 97615800
2. **Date Filed:** February 20, 2025
3. **Date Reviewed:** February 21, 2025
4. **Status:** Unopposed, No Ruling

**12. Emergency Ex-Parte Motion**

1. **Envelope ID:** 97158349
2. **Date Filed:** February 10, 2025
3. **Date Reviewed:** February 10, 2025
4. **Status:** Unopposed, No Ruling

**13. Motion to Dismiss**

1. **Envelope ID:** 96596367
2. **Date Filed:** January 24, 2025
3. **Date Reviewed:** January 27, 2025
4. **Status:** Unopposed, No Ruling

**14. Notice of Loss of Employment**

1. **Envelope ID:** 96466032
2. **Date Filed:** January 22, 2025

**3. Date Reviewed:** January 22, 2025

**4. Status: No Acknowledgment by Court**

**15. Case Memo / Plea for Judicial Review**

1. **Envelope ID:** 96151209
2. **Date Filed:** January 13, 2025
3. **Date Reviewed:** January 13, 2025

*See Exhibit 1.*

**II. LEGAL VIOLATIONS BY FAILURE TO RULE ON MOTIONS**

1. **Failure to Rule on Unopposed Motions Violates Texas Law**
  - A. Texas courts have a duty to **rule on properly filed motions within a reasonable time** (*In re Blakeney*, 254 S.W.3d 659 (Tex. App.—Texarkana 2008)).
  - B. Courts **cannot ignore motions indefinitely**, especially **when they remain unopposed** (*In re Bonds*, 57 S.W.3d 456 (Tex. App.—San Antonio 2001)).
2. **Due Process Violations (14th Amendment, U.S. Constitution; Article I, § 19, Texas Constitution)**
  - A. The Court's refusal to **issue rulings or set hearings** deprives Respondent of **due process rights**.
  - B. The failure to act on **Rule 12 Motion to Show Authority** means opposing counsel **may be practicing unlawfully**, rendering all their filings void.
3. **Failure to Act on Emergency Motions & Summary Judgment**

A. The Court's inaction on **emergency motions for custody and residence** is a **direct failure of its duty to prioritize the best interest of children** (Tex. Fam. Code § 153.002).

B. **The Court has no discretion to ignore properly filed summary judgment motions**, especially when unopposed (Tex. R. Civ. P. 166a(c)). There is no genuine issue of material fact, and the Respondent is entitled to relief as a matter of law.

### **III. CONTINUED SILENCE FROM OPPOSING PARTY DESPITE GLARING MISUSE OF THE LEGAL SYSTEM**

1. The opposing party in this case has refused to prosecute for over four months.
2. The Petitioner in this case has unquestionably deceived this court into relying on false claims of indigency and false claims for protection.
3. The Respondent has filed over 4,700 pages of documents that have been ignored outright by the court, the opposing party, and court staff.
4. The Petitioner continues to neglect the children medically, continues to escape accountability for her egregious actions, and has offered no rebuttal or defense against any of the claims made against her.
5. The Respondent continues to suffer monetary damages each day this situation persists without resolution.
6. The court has been given ample information to justify an immediate ruling as required by law, yet the Respondent continues to be stonewalled.

7. The current temporary orders state all parties agree to the terms of the order, reference a hearing not found on the docket sheet, yet continue to remain in effect despite several pleas for correction being submitted and reviewed by court staff.

#### **IV. CONCLUSION**

Respondent reasserts that Texas Law prevents such scenarios such as what is occurring in this case from happening, yet it continues unaddressed. Respondent only asks of this court, the reviewing staff, and any reviewing judicial officer that Texas laws be followed, and that this situation be immediately corrected. The systemic abuse faced by the Respondent has damaged the children's well-being and permitted the Petitioner to continue to get away with her immoral actions that have placed fraud upon this court without consequence.

Respondent urges this court to make swift, corrective decisions that are warranted by setting immediately ruling upon the pending motions before it and granting the long overdue relief that is both necessary and justified.

Respectfully submitted,

/s/ Charles Dustin Myers  
CHARLES DUSTIN MYERS  
CHUCKDUSTIN12@GMAIL.COM  
6641 Anne Court, Watauga, Texas 76148  
817-546-3693  
PRO SE

CERTIFICATE OF SERVICE

Pursuant to Rule 21 of the Texas Rules of Civil Procedure, Respondent, CHARLES DUSTIN MYERS, certifies that this Notice of Continued Obstruction has been filed with the electronic filing manager and served on the parties of record on this 11<sup>th</sup> day of March, 2025, including:

COOPER L. CARTER, counsel for petitioner, at the email address  
[COOPERCARTER@MAJADMIN.COM](mailto:COOPERCARTER@MAJADMIN.COM)

MORGAN MICHELLE MYERS, petitioner, at the email address  
[MORGANMW02@GMAIL.COM](mailto:MORGANMW02@GMAIL.COM)

HOLLY HAYES, intervenor, at the email address  
[csd-legal-914@oag.texas.gov](mailto:csd-legal-914@oag.texas.gov)

Respectfully submitted,

/s/ Charles Dustin Myers  
CHARLES DUSTIN MYERS  
[CHUCKDUSTIN12@GMAIL.COM](mailto:CHUCKDUSTIN12@GMAIL.COM)  
6641 Anne Court, Watauga, Texas 76148  
817-546-3693  
PRO SE

**EXHIBIT 1**

**CASE RECORDS SHOWING**

**FILINGS HAVE BEEN**

**REVIEWED**

EnvelopeID	Status	DateReviewed	FilingTitle
98154415	Accepted	03/07/2025 09:21:18	UN-OPPOSED MOTION TO DISMISS FOR LACK OF JURISDICTION
98154415	Accepted	03/07/2025 09:21:18	ORDER ON UN-OPPOSED MOTION TO DISMISS FOR LACK OF JURISDICTION
98096003	Accepted	03/06/2025 09:21:30	Notice of New Information
97927313	Accepted	03/03/2025 09:15:37	Request for Immediate Ruling
97716806	Accepted	02/24/2025 01:58:32	Objection and Request for Judicial Notice
97615800	Accepted	02/21/2025 04:24:53	MOTION TO SIGN
97615800	Accepted	02/21/2025 04:24:53	Proposed order on Motion to Sign
97158349	Accepted	02/10/2025 03:24:11	EMERGENCY EX-PARTE MOTION
96596367	Accepted	01/27/2025 08:52:38	MOTION TO DISMISS
96466032	Accepted	01/22/2025 12:52:19	NOTICE OF LOSS OF EMPLOYMENT
96151209	Accepted	01/13/2025 04:29:55	CASE MEMO / PLEA FOR JUDICIAL REVIEW
95752784	Accepted	12/31/2024 02:44:34	Notice of Related Case
94808633	Accepted	12/02/2024 11:28:27	Notice of Removal to the Northern District of Texas
94352460	Accepted	11/15/2024 03:24:36	Motion to Compel Discovery
94352460	Accepted	11/15/2024 03:24:36	Proposed order to motion to compel discovery.
94247500	Accepted	11/14/2024 07:11:29	Notice of Intent to Remove
94129305	Accepted	11/14/2024 07:04:54	MOTION TO ENTER JUDGEMENT
94129305	Accepted	11/14/2024 07:04:54	Joint Motion to Recuse - Original unmodified version
94129305	Accepted	11/14/2024 07:04:54	Proposed Order
94002696	Accepted	11/06/2024 02:54:39	Request for oath of office records pursuant to Tex. Gov't Code
93873858	Accepted	11/04/2024 08:55:18	Pre-Trial Motion in Limine
93873858	Accepted	11/04/2024 08:55:18	PT Motion in Limine - Proposed Order
93024186	Accepted	10/10/2024 02:21:05	PM
92989465	Accepted	10/10/2024 09:40:47	Notice
92846417	Accepted	10/07/2024 10:44:04	Joint Motion to Recuse
92536276	Accepted	09/27/2024 12:28:21	First Amended Motion for Temporary Orders
92510702	Accepted	09/27/2024 10:19:48	EM. MOTION FOR TEMPORARY ORDERS
92510702	Accepted	09/27/2024 10:19:48	Prosed order
92285306	Accepted	09/20/2024 04:32:40	RULE 12 MOTION TO SHOW AUTHORITY
92285306	Accepted	09/20/2024 04:32:40	ORDER ON RULE 12 MOTION
92242806	Served		Request for Discovery - Disclosures, Production, and Admissi
92037775	Accepted	09/16/2024 08:06:54	First Amended Motion for Rehearing
91870680	Accepted	09/11/2024 08:05:20	Motion for Rehearing on Petition for Writ of Mandamus
89507709	Accepted	07/05/2024 10:32:14	Second Amended Counterpetition for Divorce
89346219	Accepted	07/01/2024 08:10:46	Objection to Title-IV Intervention
89091273	Accepted	06/24/2024 11:30:31	MOTION FOR JOINDER OF PERSONS NEEDED FOR JUSTICE
88437727	Accepted	06/04/2024 04:24:29	NOTICE OF NEW INFORMATION
87744655	Accepted	05/15/2024 07:32:12	Notice
87683712	Accepted	05/13/2024 04:53:42	Petition for Review
87240622	Accepted	05/01/2024 09:43:22	Notice of Completion - Children in the Middle
87125461	Accepted	04/29/2024 08:29:13	Motion for En Banc Reconsideration
87125461	Accepted	04/29/2024 08:29:13	CERTIFIED APPENDIX
87035976	Accepted	04/25/2024 09:03:41	Objection to Motion for Pre-trial Conference
86982030	Accepted	04/24/2024 08:12:31	Supplemental Appendix
86818148	Accepted	04/18/2024 02:55:14	Emergency Motion for Rehearing, or, in the Alternative, Leave
86388287	Accepted	04/08/2024 10:37:05	PETITION FOR WRIT OF MANDAMUS AND CLERK'S RECO
86388287	Accepted	04/08/2024 10:37:05	MOTION FOR EMERGENCY RELIEF W/ PETITION OF MAN
86300241	Accepted	04/05/2024 06:17:14	FIRST AMENDED NOTICE OF FILING OF ORIGINAL PROC
86233566	Accepted	04/04/2024 07:25:22	NOTICE OF FILING ORIGINAL PROCEEDING AND MOTION
85994064	Accepted	03/27/2024 07:23:02	Request for Findings of Fact and Conclusions of Law
85894466	Accepted	03/26/2024 09:00:11	Request for Clerk to Prepare Record

85891537 Accepted	03/26/2024 07:11:16	Second Amended Notice of Judicial Review
85882470 Accepted	03/26/2024 07:02:57	First Amended Notice of Judicial Review
85801376 Accepted	03/21/2024 01:07:40	Notice of Judicial Review
85268609 Accepted	03/07/2024 01:32:23	Writ of Re-Entry//FV
85164173 Accepted	03/04/2024 02:35:45	Respondent's Required Initial Disclosures
85135431 Accepted	03/04/2024 09:02:25	Notice / Unsworn Declaration
84786327 Accepted	02/22/2024 11:58:35	Motion for Partial Summary Judgement
84786327 Accepted	02/22/2024 11:58:35	Proposed Order for the Motion for Partial Summary Judgement
84529722 Accepted	02/15/2024 10:45:37	RESPONDENT'S ANSWER TO PETITIONER'S FIRST AMEN
84359156 Accepted	02/09/2024 04:25:58	EMERGENCY MOTION TO RECONSIDER EVIDENCE AND
84172349 Accepted	02/06/2024 04:09:22	Notice of Change in Legal Representation in Case No. 322-74
83461559 Accepted	01/17/2024 09:10:38	Contestation of Divorce Petition - Counter Petition
83182461 Accepted	01/08/2024 03:15:58	ORDER OF DISMISSAL//PENDING PROCESSING//FV
83155607 Accepted	01/08/2024 10:32:57	BY DEFN PRO SE//NO ORDER ATTACHED//SET FOR 01.11
83152990 Accepted	01/08/2024 12:30:29	Motion of Continuance
83059711 Accepted	01/04/2024 11:36:26	Motion to Consolidate
82998767 Accepted	01/02/2024 04:13:31	Answer to Protective Order
82977358 Accepted	01/02/2024 07:40:21	EFILED BY DEFN/ PRO SE/ WITH EXHIBITS// MDF

**EEDING AND MOTION FOR EMERGENCY TEMPORARY RELIEF**

## **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.

Envelope ID: 98325035

Filing Code Description: Notice

Filing Description: Notice of Continued Obstruction

Status as of 3/12/2025 1:11 PM CST

### Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
CHARLES MYERS		chuckdustin12@gmail.com	3/11/2025 2:23:42 PM	SENT
Cooper L.Carter		coopercarter@majadmin.com	3/11/2025 2:23:42 PM	SENT
HOLLY HAYES		csd-filer-914@texasattorneygeneral.gov	3/11/2025 2:23:42 PM	SENT
MORGAN MICHELLEMYERS		MORGANMW02@GMAIL.COM	3/11/2025 2:23:42 PM	SENT