

**\*\*THIS IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY\*\***

FILED  
TARRANT COUNTY  
2023 DEC 27 PM 12:13

(Print court information exactly as it appears on the Petition filed in your case)

Cause Number: 322 744263 23

THOMAS A. WILDER  
DISTRICT CLERK

**IN THE MATTER OF THE MARRIAGE OF**

Petitioner MORGAN MICHELLE MYERS  
*Print first, middle and last name of the spouse filing for divorce*

In the 322  
*Court Number*

And

☒ District Court ☐ County Court of:

Respondent CHARLES DUSTIN MYERS TARRANT County, Texas  
*Print first, middle and last name of other spouse*

**AND IN THE INTEREST OF:**

1. MARA MYERS 2. CAROLINE MYERS 3. \_\_\_\_\_  
4. \_\_\_\_\_ 5. \_\_\_\_\_ 6. \_\_\_\_\_

**Motion for Temporary Restraining Order,  
Temporary Injunction, & Temporary Orders**

*Print your answers.*

My name is:

MORGAN MICHELLE MYERS  
*First Middle Last*

I am the Petitioner in this case.

My spouse's name is:

CHARLES DUSTIN MYERS  
*First Middle Last*

This case involves the following children:

Child's name	Sex	Date of Birth	Current Address
1. <u>MARA MYERS</u>	<u>F</u>	<u>6/20/2016</u>	<u>6641 ANNE CT WATAUGA, TX 76148</u>
2. <u>CAROLINE MYERS</u>	<u>F</u>	<u>4/12/2018</u>	<u>6641 ANNE CT WATAUGA, TX 76148</u>
3. _____			
4. _____			
5. _____			
6. _____			



## 1. Request for Temporary Restraining Order & Injunction

I ask the Court to grant a Temporary Restraining Order, without a hearing, which would restrain the Respondent and order the Respondent not to: (Check all applicable boxes)

- ☒ Remove the children from the Petitioner's possession.
- ☒ Remove the children from the school or day-care where the children are enrolled.
- ☒ Remove the children from 6641 ANNE CT WATAUGA, TX 76148
- ☒ Drink alcohol or consume a controlled substance within 12 hours before or during possession of the children.
- ☐ Other: \_\_\_\_\_

My supporting affidavit is attached as **Exhibit A** and fully incorporated into this motion.

After notice to the Respondent and a hearing, I ask the Court to make this Temporary Restraining Order a Temporary Injunction.

## 2. Temporary Orders Regarding Children

I ask the Court to make temporary orders for the safety and welfare of the children including but not limited to the temporary orders: (Check one box)

- ☐ set out in the proposed parenting plan attached to this motion (If you checked this box, skip to #3)
- ☒ requested below.

### 2A. Temporary Conservatorship (Custody)

I ask the court to make temporary conservatorship orders naming: (Check a, b, c, or d)

a. ☒ Mother and Father Temporary Joint Managing Conservators with:

(If you checked a, check a-1 or a-2.)

a-1. ☐ Father having the exclusive right to determine the residence of the

children within the following geographic area: (Check one box below)

- ☐ in this county. ☐ in this county or in counties adjacent to this county.
- ☐ in Texas. ☐ anywhere. ☐ other \_\_\_\_\_

a-2. ☒ Mother having the exclusive right to determine the residence of the

children within the following geographic area: (Check one box below)

- ☒ in this county. ☐ in this county or in counties adjacent to this county.
- ☐ in Texas. ☐ anywhere. ☐ other \_\_\_\_\_

b. ☐ Mother Temporary Sole Managing Conservator

c. ☐ Father Temporary Sole Managing Conservator

d. ☐ Other: \_\_\_\_\_



## 2B. Temporary Possession and Access (Visitation)

I ask the court to make temporary possession and access orders as follows:

(check a, b, c, d, or e)

a. ☒ Children should live primarily with Mother; Father should have the children at the times set out in the Texas Family Code's Standard Possession Order (See Texas Family Code Chapter 153, Subchapter F.)

b. ☐ Children should live primarily with Father; Mother should have the children at the times set out in the Texas Family Code's Standard Possession Order (See Texas Family Code Chapter 153, Subchapter F.)

c. ☐ The Texas Family Code's Standard Possession Order would be unworkable or inappropriate. Possession and access to the children should be as set out in the attached "Proposed Possession Order"

d. ☐ One or more of the children is under 3. Until the child turns 3, possession should be as set out in the attached "Proposed Possession Order for Child Under 3."

e. ☐ I am concerned about my safety or the safety of the children when with the other parent. Therefore, I ask that: (If you checked e, check all that apply below)

e-1. ☐ exchanges of the children be supervised, or in the alternative, be in a public place

e-2. ☐ the other parent's possession of the children be limited to day visits

e-3. ☐ the other parent's possession of the children be supervised

e-4. ☐ the other parent has no right to possession or access to the children

e-5. ☐ the other parent be ordered not to use alcohol or illegal drugs 24 hours prior to or during possession of the children

e-6. ☐ the other parent's possession and access to the children be restricted as follows: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Check only if applicable.)

☐ I am concerned that the other parent may take the children to another country and refuse to return them. I ask the Court to determine whether there is a risk of international abduction of the children by the other parent and to take such measures as are necessary to protect the children.



## 2C. Temporary Child Support

I ask the court to make temporary child support orders as follows: (check a, b, or c.)

- a. ☒ Father should pay guideline child support, health insurance premiums for coverage of the children and 100 % of the children's uninsured medical expenses.
- b. ☐ Mother should pay guideline child support, health insurance premiums for coverage of the children and \_\_\_\_\_ % of the children's uninsured medical expenses.
- c. ☐ Other: \_\_\_\_\_

## 2D. Other Temporary Orders Regarding Children

I ask the Court to make the following additional temporary orders and/or injunctions:

N/A

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## 3. Temporary Orders Regarding Use of Property & Payment of Debt

I ask the Court, after notice to the Respondent and a hearing, to make temporary orders and issue any appropriate temporary injunctions regarding the use of property and payment of debt, including but not limited to the following: (Check any applicable boxes)

☒ I ask that the Court give temporary exclusive use and possession of the following **property**:

To me:

☒ Residence located at: 6641 ANNECT WATAUGA, TX 76148

☒ Vehicle described as: 2023 MAZDA CX3

☐ Other: \_\_\_\_\_

To my spouse:

☐ Residence located at: \_\_\_\_\_

☐ Vehicle described as: \_\_\_\_\_

☐ Other: \_\_\_\_\_

☐ I ask that the Court order the timely payment of the **debts** listed below:

Motion for TRO & Temporary Orders – Divorce with Children



A CERTIFIED COPY  
ATTEST: 04/15/2024  
THOMAS A. WILDER  
DISTRICT CLERK  
TARRANT COUNTY, TEXAS  
BY: /s/ Catherine Saenz

**Debts to be paid by me:**

Debt and name of creditor

Monthly Amount Owed

RENT - MARGIE WILSON

\$ 800

**Debts to be paid by my spouse:**

Debt and name of creditor

Monthly Amount Owed

MAZDA (2023 CX5)

\$451

MAZDA (2021 CX3)

\$ 368

**4. Temporary Orders Regarding Interim Attorney's Fees & Temporary Support**

I ask the Court to make temporary orders and issue any appropriate temporary injunctions regarding attorney's fees and support, including but not limited to the following:

(Check any applicable boxes)

☒ I ask that my spouse be ordered to pay reasonable interim attorney's fees and expenses. I need to hire an attorney for legal advice and representation in this case. However, I am not in control of enough community money or assets to pay attorney's fees and expected expenses.

☒ I ask that my spouse be ordered to pay temporary spousal support. I need financial assistance from my spouse, and my spouse has the financial ability to pay temporary support.

☒ I ask that my spouse be ordered to provide available medical and dental insurance for me and to pay 166 % of all uninsured medical and dental expenses reasonably incurred by me for myself.

**5. Temporary Orders for Discovery**

I ask the Court to make temporary orders for discovery, including but not limited to the following:

(Check any applicable boxes)

☒ I ask that my spouse be ordered to file with the Court a sworn inventory and appraisal of all separate and community property owned or claimed by my spouse and/or me and of all debts owed by my spouse and/or me.

☒ I ask that my spouse be ordered to produce copies of his or her income tax returns for the past 2 years and copies of his or her bank records for the last 2 years.

*Motion for TRO & Temporary Orders – Divorce with Children*



A CERTIFIED COPY  
ATTEST: 04/15/2024  
THOMAS A. WILDER  
DISTRICT CLERK  
TARRANT COUNTY, TEXAS  
BY: /s/ Catherine Saenz



☐ Other \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**6. Other Temporary Orders**

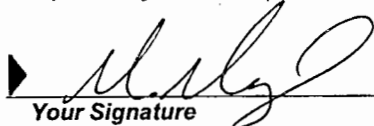
I ask the Court to make the following additional temporary orders and/or injunctions:

N/A  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**7. Prayer**

I ask the Court to make the orders I have asked for in this motion and any other orders to which I am entitled.

Respectfully submitted,

▶   
Your Signature

12/22/23  
Date

MORGAN MYERS  
Your Printed Name

(817) 940-0852  
Phone

6641 ANNE CT  
Mailing Address

WATAUGA  
City

TX  
State

76148  
Zip

morwil31@gmail.com  
Email Address

\_\_\_\_\_  
Fax # (if any)

**The following exhibits are attached:**

*Exhibit A – Sworn Affidavit in Support of Request for Temporary Restraining Order*

*Exhibit B – Certificate Regarding Opposing Attorney*

*Motion for TRO & Temporary Orders – Divorce with Children*



A CERTIFIED COPY  
ATTEST: 04/15/2024  
THOMAS A. WILDER  
DISTRICT CLERK  
TARRANT COUNTY, TEXAS  
BY: /s/ Catherine Saenz

**Exhibit A – Sworn Affidavit in Support of Request for Temporary Restraining Order**

THE STATE OF TEXAS

COUNTY OF TARRANT

BEFORE ME, The undersigned authority, on this day personally appeared \_\_\_\_\_, who swore or affirmed to tell the truth, and stated as follows:

"My name is MORGAN MICHELLE MYERS

I am of sound mind and capable of making this sworn statement. I have personal knowledge of the facts written in this statement. I understand that if I lie in this statement I may be held criminally responsible. This statement is true and correct.

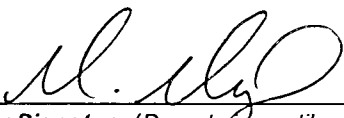
"I ask the Court to make the Temporary Restraining Order requested in this motion because: I am seeing him under the influence of meth. We found his pipe + baggies containing meth in the house. He has smoked in the home (master bathroom) both when the kids were away + in the house. He is also under the influence of weed. He leaves it all over the kitchen counters + dining room table where the kids can see/get into it. He leaves his pipe in plain sight of anyone visiting + the kids. He has threatened to fight for full custody of the kids on the grounds that I do not have a full-time job, despite knowing we been applying for multiple. He opened a credit card in my name without my ~~know~~ knowledge or consent. He removes large sums of money from the bank account at random with no warning or discussion to accounts I do not have access to. Threatened to take the car I use to get to work + take the kids to school back to Mazda. He removed me from the car insurance + threatened to call the police if I drove the car without getting car insurance. He refuses to allow me to remove myself from tense situations or arguments. He will follow me into another room, or harass me via text/audio messages. He has threatened to take the girls to his dad's over the weekend even though he previously agreed via text ~~to~~ that I could take them to my

Motion for TRO & Temporary Orders – Divorce with Children



A CERTIFIED COPY  
ATTEST: 04/15/2024  
THOMAS A. WILDER  
DISTRICT CLERK  
TARRANT COUNTY, TEXAS  
BY: /s/ Catherine Saenz

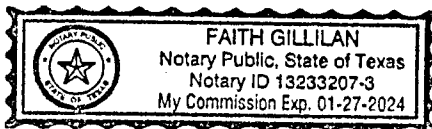
Mother's in Oklahoma for the weekend. He has made sexually aggressive comments + advances that leave me feeling very uncomfortable + worried about the possibility of assault. He has made statements wishing violence against me, saying I "deserve to be punished" + that I "deserve to get beat up."

  
Your Signature (Do not sign until you are in front of a notary.)

State of Texas

County of Tarrant

SIGNED under oath before me on December 27, 20 23, by  
Morgan Myers  
PRINT the first and last names of the person who signed this affidavit.



  
Notary Public, State of Texas

(Notary's seal must be included.)

Motion for TRO & Temporary Orders – Divorce with Children



A CERTIFIED COPY  
TESTED: 04/15/2024  
THOMAS A. WILDER  
DISTRICT CLERK  
TARRANT COUNTY, TEXAS  
BY: /s/ Catherine Saenz



## Exhibit B – Certificate Regarding Opposing Attorney

I certify to the Court that:

☒ to the best of my knowledge, the Respondent is not represented by an attorney.

☐ the Respondent is represented by an attorney. The Respondent's attorney full name is:

\_\_\_\_\_ and phone number is: \_\_\_\_\_.

I will diligently attempt to notify Respondent's attorney of my request for Temporary Restraining Order before presenting my request for Temporary Restraining Order to the Court. My notice will include a copy of this motion and the date and time I intend to present my request for Temporary Restraining Order to the Court.

→   
Your Signature

12/22/23

Date

