

Case: 19-04-307-1

IN THE DISTRICT COURT OF WISE COUNTY, TEXAS
271st Judicial District
Cause No. CV19-04-307-1

IN THE INTEREST OF IAN EDWARD CRUZ, A CHILD

COVER

To:
Clerk of the Court
Wise County District Clerk
200 N. Trinity Street
Decatur, Texas 76234

From:
Matthew Dewayne Porter
3203 Hyde Park Ct
Arlington, Texas 76015
Phone: (469) 620-9673
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Subject: Corrected Filing – Certificate of Service, Updated Contact Information,

I am resubmitting the enclosed filing per the clerk's instructions regarding the prior return.
This submission includes all required corrections:

Certificate of Service with signature

Updated address, phone number, and email

Request For Complete Cases Records

I respectfully request the Clerk to accept this corrected submission and retain the original file-stamp date.

Request For Complete Cases Records

I. OVERVIEW OF ALL CASE NUMBERS INVOLVED

1. CV18-02-126 (Wise County, Texas)

Original paternity and support case initiated in 2018.

Includes July 6, 2018 Order for Parentage Testing.

CPS took custody by August 2018 due to Rebecca Nance's drug use and domestic violence.

2. CV19-04-307-1 (271st District Court, Wise County, Texas)

Continuation of CV18-02-126.

Primary family custody and child support litigation between Matthew Porter and Rebecca Jolene Nance.

Multiple motions filed: custody modifications, visitation disputes, and emergency filings from 2019–2025.

3. 02-25-00079-CV (Second Court of Appeals, Fort Worth, Texas)

Current active appeal of the January 28, 2025 Final Order from CV19-04-307-1.

Includes constitutional claims, new evidence, misconduct by opposing counsel, and due process violations.

4. Case No. 0013675931 (Texas OAG Child Support Enforcement)

Child support enforcement actions based on allegedly inaccurate status of Matthew Porter as "non-custodial parent."

Resulted in seizure of refunds, backpay demands, wage garnishment, and loss of public benefits.

II. NARRATIVE TIMELINE SUMMARY (2018–2025)

2018

July 6: Court orders parentage testing for Ian Edward Cruz (later Ian Nance-Porter) under CV18-02-126.

August–November: CPS gains custody after Rebecca Nance tests positive for meth and engages in domestic violence.

Matthew begins caring for Ian full-time after CPS placement.

Rebecca signs court documents promising visitation despite not having custody — enforced by CPS deceptively.

2019

April 9: Key hearing held; no attorney named for Rebecca on record.

Matthew continues physical custody.

Rebecca allegedly incarcerated for burglary/possession; court records incomplete.

2020–2021

Matthew supports Ian full-time, enrolls him in school, provides healthcare.

OAG continues to classify him as "non-custodial parent" in error, withholding public assistance.

Matthew denied Medicaid/SNAP and tax benefits due to false custodial designation.

2022

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Rebecca pleads guilty to child endangerment, receives 10-year probation.

Despite this, the same judge later grants her renewed possession.

2023

AG issues \$32,165 backpay demand against Matthew despite years of physical custody.

Child removed from ADHD medication by Rebecca. School diagnoses Ian with emotional disattachment due to interference and neglect.

2024

Matthew files multiple emergency motions in Wise County.

Final orders issued January 28, 2025, granting custody to Rebecca.

Matthew files for appeal, mandamus, habeas, and emergency relief.

2025

Full appellate case begins (02-25-00079-CV).

Massive evidence presented:

128-page CPS record showing Rebecca's drug use

\$61,210 in child support paid

IRS tax seizure documents

Affidavit showing Rebecca lied about custody status

School, dental, and medical records proving Matthew's long-term care

Audio/video proof of neglect by Rebecca (Feb 13, 2025)

III. MAJOR CLAIMS AND VIOLATIONS PRESENTED

A. Constitutional Violations

Due Process: Matthew was misled, silenced in hearings, and denied fair notice of proceedings.

Equal Protection: Treated as non-custodial despite factual custody, resulting in denial of benefits and enforcement of erroneous orders.

Right to Counsel: Opposing party acted without representation in 2019 hearing, creating a defective proceeding.

B. Custodial Misconduct

Rebecca misrepresented her status to courts and law enforcement.

Violated custodial agreements by removing Ian without court permission.

Interfered with medical care and contributed to Ian's emotional trauma.

C. Judicial and Attorney Misconduct

Judges ignored CPS history and awarded custody to Rebecca during probation for child endangerment.

Opposing attorney submitted false affidavits and failed to disclose CPS or criminal history.

Matthew's counsel failed to raise key objections or present full defense.

D. Financial Harm

Total Harm Documented: \$102,768+

\$61,210 in child support, health insurance, and arrears

\$18,800 in tax refund denials

\$7,000+ in attorney fees

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\$2,038 in unreimbursed dental costs

Public benefit denials and wage garnishments due to custodial mislabeling

IV. CURRENT FILINGS + LITIGATION STATUS (as of April 2025)

In the Second Court of Appeals (Case No. 02-25-00079-CV):

Filed: Combined Emergency Motion for Injunctive Relief, Record Supplementation, Mandamus, Habeas Corpus, and TRO

Filed: Expanded Appellate Brief with full affidavit, constitutional grounds, and admissible exhibits

Filed: Verified Exhibit Binder (PDF + bookmarked)

Pending: Court review of emergency relief and record correction

In Wise County (CV19-04-307-1):

Record includes Final Orders, transcripts, conflicting custody statements, and outdated enforcement actions.

Multiple irregularities in filing history, including missing attorney listings, unsigned orders, and improper hearings.

V. STRATEGIC GOALS

Reversal of Final Order and correction of record to show factual custody

Restitution of financial harm through civil lawsuit or claims

Investigation of misconduct by judicial officers, attorneys, and the OAG

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Media exposure and possible public interest law involvement

Emergency injunctive relief to prevent further harm to child

Reunification based on verified record of care

Certificate of Service

I, Matthew Dewayne Porter, hereby certify that a true and correct copy of this corrected filing has been served on all counsel or parties of record on this the 15th day of April, 2025, in accordance with the Texas Rules of Civil Procedure.

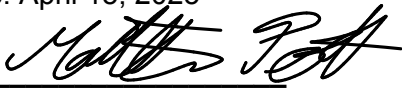
Served on:

Chad Petross, Attorney for Rebecca Nance
PetrosslaMegmail.com
Method: Electronic Service

Respectfully submitted,

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Date: April 15, 2025

x 

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: 99671477

Filing Code Description: Motion (No Fee)

Filing Description: Request

Status as of 4/15/2025 9:46 AM CST

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