

FILED FOR RECORD
STEPHENS COUNTY, TEXAS
2023 OCT 26 P 2: 28

**90th JUDICIAL DISTRICT STANDING ORDER REGARDING
CHILDREN, PROPERTY AND CONDUCT OF THE PARTIES DURING
THE PENDENCY OF CASES**

As Adopted on October 26, 2023
CHRISTIE COAPLAND
DISTRICT CLERK

No party to this lawsuit has requested this order. Rather, this order is a standing order of the 90th Judicial District Court that applies in every divorce suit and every suit affecting the parent-child relationship, including Motions to Modify Possession and Access filed in Young or Stephens County. The 90th Judicial District Court has adopted this order because the parties and their children should be protected and their property preserved while the lawsuit is pending before the Court.

Therefore, IT IS ORDERED:

1. NO DISRUPTION OF CHILDREN

Both parties are ORDERED to refrain from doing the following acts concerning any children who are subjects of this cause:

- 1.1 Removing the children from the State of Texas, acting directly or in concert with others, without the written agreement of both parties or an order of this Court.
- 1.2 Disrupting or withdrawing the children from the school or day-care facility where the children are presently enrolled, without the written agreement of both parties or an order of this Court.
- 1.3 Hiding or secreting the children from the other parent or changing the children's current place of abode, without the written agreement of both parents or an order of this Court.
- 1.4 Disturbing the peace of the children.
- 1.5 Making disparaging remarks about each other or the other person's family members, to include but not limited to the child's grandparents, aunts, uncles, or stepparents.
- 1.6 Discussing with the children, or with any other person in the presence of the children, any litigation related to the children or the other party.

1.7 Having the children in the presence of any person or place of disreputable or harmful character, including convicted felons, drug offenders, or those on community supervision.

1.8 Using or possessing alcohol or drugs other than those properly prescribed by a physician, and used strictly in accordance with the prescription, during periods of possession and access with the children and within 24 hours prior to the commencement of any period of possession.

1.9 If this is an original divorce action, allowing anyone with whom the party is romantically involved, to remain overnight in the home while in possession of the children. Overnight is defined from 10:00 p.m. to 7:00 a.m.

1.10 Posting or otherwise commenting in a derogatory manner concerning the divorce, children, property or families of the parties on any social media outlet. Once this Order is in effect, the parties are prohibited from erasing or otherwise changing social media entries.

1.11 The parties further shall abide by the spirit as well as the letter of the "Children's Bill of Rights" attached hereto and made part of this order unless superseded by court order.

2. CONDUCT OF PARTIES DURING THE CASE.

Both parties are ORDERED to refrain from doing the following acts:

2.1 Using vulgar, profane, obscene, or indecent language, or a coarse or offensive manner to communicate with the other party, whether in person, by telephone, or in writing.

2.2 Threatening the other party in person, by telephone or in writing to take unlawful action against any person.

2.3 Placing one or more telephone calls, at an unreasonable hour, in an offensive or repetitious manner, without a legitimate purpose of communication, or anonymously.

2.4 Opening or diverting mail addressed to the other party.

2.5 No party SHALL place a location device on a vehicle or have a person followed for the purpose of investigation in a case under this order. Further, no party shall track the other party's electronic devices for content, communication and/or location. This order included children's devices.

3. PRESERVATION OF PROPERTY AND USE OF FUNDS DURING DIVORCE CASE.

If this is a divorce case, both parties to the marriage are ORDERED to refrain from the following acts:

3.1 Destroying, removing, concealing, encumbering, transferring, or otherwise harming or reducing the value of the property of one or both of the parties.

3.2 Misrepresenting or refusing to disclose to the other party or to the Court, on proper request, the existence, amount, or location of any property of one or both of the parties.

3.3 Damaging or destroying the tangible property of one or both of the parties, including any document that represents or embodies anything of value.

3.4 Tampering with the tangible property of one or both of the parties, including any document that represents or embodies anything of value, and causing pecuniary loss to the other party.

3.5 Selling, transferring, assigning, mortgaging, encumbering, or in any other manner alienating any of the property of either party, whether personal property or real estate property, and whether separate or community, except as specifically authorized by this order. Standing Order.

3.6 Incurring any indebtedness, other than legal expense in connection with this suit, except as specifically authorized by this order.

3.7 Making withdrawals from any checking or savings account in any financial institution for any purpose, except as specifically authorized by this order.

3.8 Spending any sum of cash in either party's possession or subject to either party's control for any purpose, except as specifically authorized by this order.

3.9 Withdrawing or borrowing in any manner for any purpose from any retirement, profit-sharing, pension, death, or other employee benefit plan or employee savings plan or from any individual retirement account or Keogh account, except as specifically authorized by this order.

3.10 Signing or endorsing the other party's name on any negotiable instrument, check, or draft, such as tax refunds, insurance payments, and dividends, or

attempting to negotiate any negotiable instrument payable to the other party without the personal signature of the other party.

3.11 Taking any action to terminate or limit credit or charge cards in the name of the other party.

3.12 Entering, operating, or exercising control over the motor vehicle(s) in the possession of the other party.

3.13 Discontinuing or altering the withholding for federal income taxes on wage or salary while this suit is pending.

3.14 Terminating or in any manner affecting the service of water, electricity, gas, telephone, cable television, or other contractual services, such as security, pest control, landscaping or yard maintenance at the other party's residence or in any manner attempting to withdraw any deposits for service in connection with such services.

3.15 Intercepting or recording the other party's electronic communications.

4. PERSONAL AND BUSINESS RECORDS IN DIVORCE CASE

If this is a divorce case, both parties to the marriage are ORDERED to refrain from doing the following acts:

4.1 Concealing or destroying any family records, property records, financial records, business records of any records of income, debts, or other obligations.

4.2 Falsifying any writing or record relating to the property of either party.

4.3 "Records" include e-mail or other digital or electronic data, whether stored on a computer hard drive, diskette or other electronic storage device.

5. INSURANCE IN DIVORCE CASE.

If this is a divorce case, both parties to the marriage are ORDERED to refrain from doing the following acts:

5.1 Withdrawing or borrowing in any manner all or any part of the case surrender value of life insurance policies on the life of either party, except as specifically authorized by this order.

5.2 Changing or in any manner altering the beneficiary designation on any life insurance on the life of either party or the parties' children.

5.3 Canceling, altering, or in any manner affecting any casualty, automobile, or health insurance policies insuring the parties' property or persons including the parties' minor children.

6. SPECIFIC AUTHORIZATIONS IN DIVORCE CASE.

If this is a divorce case, both parties to the marriage are specifically authorized to do the following:

6.1 To engage in acts reasonable and necessary to the conduct of that party's usual business and occupation.

6.2 To make expenditures and incur indebtedness for reasonable attorney's fees and expenses in connection with this suit.

6.3 To make expenditures and incur indebtedness for reasonable and necessary living expenses commensurate with such expenditures and indebtedness incurred for the past six months.

6.4 To make withdrawals from accounts in financial institutions only for the purposes authorized by this order.

7. SERVICE AND APPLICATION OF THIS ORDER.

7.1 The Petitioner shall attach a copy of this order to the original petition and to each copy of the petition. At the time the petition is filed, if the Petitioner has failed to attach a copy of this order to the petition and any copy of the petition, the Clerk shall ensure that a copy of this order is attached to the petition and every copy of the petition presented.

7.2 This order is effective upon the filing of the original petition and shall remain in full force and effect as a temporary restraining order for fourteen days after the date of the filing of the original petition. Unless modified by the court, this order shall continue in full force and effect as a temporary injunction until further order of this Court. This entire order will terminate and will no longer be effective when the Court signs a final order or the case is dismissed.

8. EFFECT OF OTHER COURT ORDERS.

If any part of this order is different from any part of a protective order that has already been entered or is later entered, the protective order provisions prevail. Any part of this order not changed by some later order of the Court remains in full force and effect until the Court signs a final decree or final order.

9. **PARTIES ENCOURGAGED/ORDERED TO
MEDIATE/COLLABORATE.**

The parties are encouraged to settle their disputes amicably without court intervention. In the event the parties are unable to settle their disputes, they are hereby ORDERED to use alternative dispute resolution methods, such as mediation, to settle those items that cannot be agreed to before setting a final hearing.

THIS ADOPTED 90th JUDICIAL DISTRICT STANDING ORDER REGARDING CHILDREN, PROPERTY AND CONDUCT OF THE PARTIES SHALL BECOME EFFECTIVE ON OCTOBER 26, 2023.



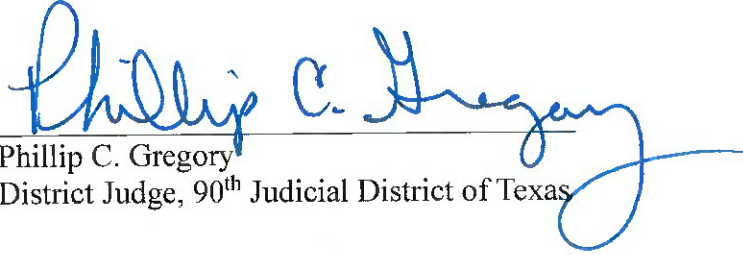
Phillip C. Gregory

District Judge, 90th Judicial District of Texas

Children's Bill of Rights

1. Neither parent shall deny the child reasonable use of the telephone to place and receive calls with the other parent and relatives.
2. Neither parent shall speak or write derogatory remarks about the other parent to the child, or engage in abusive, coarse or foul language, which can be overheard by the child whether or not the language involves the other parent.
3. Neither parent shall permit the children to overhear arguments, negotiations or other substantive discussions about legal or business dealings between the parents.
4. Neither parent shall physically or psychologically attempt to pressure, attempt to influence, pressure or influence the children concerning the personal opinion or position of the child concerning legal proceedings between the parents.
5. Each parent will permit the child to display photographs of the other parent or both parents in the child's room.
6. Neither parent shall communicate moral judgments about the other parent to the child concerning the other parent's choice of values, lifestyle, choice of friends, successes or failures in life (career, financial, relational).
7. The parents will acknowledge to the child that the child has two homes although the child may spend more time at one home than the other.
8. The parents shall cooperate to the greatest extent practicable in sharing time with the child.
9. Each parent will permit the child to retain, and allow easy access to, correspondence, greeting cards, and other written materials received from the other parent.
10. Each parent will respect the physical integrity of items possessed by the child which depict the other parent or remind the child of the other parent.
11. Neither parent will trivialize or deny the existence of the other parent of the child.
12. Neither parent will interrogate the child about the other parent nor will either parent discourage comments by the child about the other parent.
13. Neither parent will intercept, "lose," derail, "forget," or otherwise interfere with communications to the child from the other parent.
14. Neither parent will refuse to acknowledge that the child can have or should have good experiences with the other parent.
15. Neither parent will directly or indirectly attack or criticize to the child the extended family of the other parent, the other parent's career, the living and travel arrangements of the other parent, or lawful activities of the other parent or associates of the other parent.
16. Neither parent will use the child as a "go-between" by using the child to communicate with the other parent on inappropriate topics.
17. Neither parent will undermine the other parent in the eyes of the child by engaging in the "circumstantial syndrome" which is done by manipulating, changing, or rearranging facts.
18. Neither parent will create for, or exaggerate to, the child differences between the parents.
19. Neither parent will say and do things with an eye to gaining the child as an "ally" against the other parent.
20. Neither parent will encourage or instruct the child to be disobedient to the other parent, stepparents, or relatives.
21. Neither parent will reward the child to act negatively toward the other parent.

22. Neither parent will try to make the child believe he or she loves the child more than the other parent, by, for example, saying that he or she loves the child more than the other parent or over-informing the child on adult topics or overindulging the child.
23. Neither parent will discuss child support issues with the child.
24. Neither parent will engage in judgmental, opinionated, or negative commentary, physical inspections or interrogations once the child arrives from his/her home.
25. Neither parent will "rewrite" or "re-script" facts which the child originally knows to be different.
26. Neither parent will punish the child physically or threaten such punishment in order to influence the child to adopt the parent's negative program, if any, against the other parent.
27. Neither parent will permit the child to be transported by a person who is intoxicated due to consumption of alcohol, legal or illegal drugs.
28. Neither parent will smoke tobacco materials inside structures or vehicles occupied at the time by the child.
29. Each parent will permit the child to carry gifts, toys, clothing, and other items belonging to the child with him or her to the residence of the other parent or relatives or permit the child to take gifts, toys, clothing and other items belonging to the child back to the residence of the other parent, as the case may be, to facilitate the child having with him or her objects, important to the child. The gifts, toys, clothing and other items belonging to the child referred to here mean items which are reasonably transportable and does not include pets (which the parents agree are impractical to move about).


Phillip C. Gregory
District Judge, 90th Judicial District of Texas