

IN THE 29<sup>TH</sup> JUDICIAL DISTRICT COURT  
OF PALO PINTO COUNTY, TEXAS

ADMINISTRATIVE ORDER  
**FILED**

MAR 24 2010  
*Janie Grover*  
JANIE GROVER  
DIST. CLERK, PALO PINTO, TEXAS  
AT 2:35 PM-AM

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STANDING ORDER REGARDING  
PROPERTY AND CONDUCT OF THE  
PARTIES IN DIVORCE CASES AND  
SUITS AFFECTING THE PARENT-  
CHILD RELATIONSHIP

No party to this lawsuit has requested this order. Rather, this order is a standing order of the 29<sup>th</sup> Judicial District Court that applies to every divorce suit and every suit affecting the parent-child relationship filed in the District Court of Palo Pinto County. The 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 parents 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 be limited to the child's grandparents, aunts/uncles, or step-parents.
  - 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 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 as from 10:00 p.m to 7:00 a.m.
  - 1.8 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.
2. CONDUCT OF THE 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 course 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 repetition manner, without a legitimate purpose of communication or anonymously.
  - 2.4 Opening or diverting mail addressed to the other party.
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 doing 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.
  - 3.6 Incurring any indebtedness, other than legal expenses 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 which the other party is named as primary or secondary holder.
  - 3.12 Entering, operating, or exercising control over the motor vehicle(s) in the possession of the other party.
  - 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 Discontinuing or altering the withholding for federal income taxes on wage or salary while this suit is pending.
  - 5.16 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 or 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" including e-mail or other digital or electronic data, whether stored on a computer hard drive, diskette or other electronic storage device.
5. **INSURANCE IN A 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 cash 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 Cancelling, 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 A 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. To make expenditures and incur indebtedness for reasonable attorney's

fees and expenses in connection with this suit.

6.2 To make expenditures and incur indebtedness for reasonable and necessary living expenses for food, clothing, shelter, transportation and medical care which commensurates with such expenditures and indebtedness incurred for the past six months.

6.3 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. If no party contests this order by presenting evidence at a hearing on or before fourteen days after the date of the filing of the original petition, this order shall continue in full force and effect as a temporary injunction until further order of the Court. This entire order will terminate and will no longer be effective once the court signs a final order.

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 remains in full force and effect until the court signs a final decree.

9. PARTIES MUST CONFERENCE. No hearing for Temporary Orders shall be scheduled unless the parties/attorneys certify to the Court in writing that they have conferred and negotiated for at least one (1) hour in an effort to resolve all issues regarding Temporary Orders.


10. PARTIES ENCOURAGED TO MEDIATE. The parties are encouraged to settle their disputes amicably without court intervention. The parties are encouraged to use alternative dispute resolution methods, such as mediation, to resolve the conflicts that may arise in this lawsuit.

THIS 29<sup>TH</sup> JUDICIAL DISTRICT COURT STANDING ORDER REGARDING CHILDREN,  
PROPERTY AND CONDUCT OF THE PARTIES SHALL BECOME EFFECTIVE ON THE 24<sup>th</sup>  
DAY OF March, 2010.

  
JUDGE PRESIDING

## CHILDREN'S BILL OF RIGHTS

Neither parent shall deny the child reasonable use of the telephone to place and receive calls with the other parent and relatives. 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. Neither parent shall permit the children to overhear arguments, negotiations or other substantive discussions about legal or business dealings between the parents. 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. Each parent will permit the child to display photographs of the other parent or both parents in the child's room. 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) or residential choice. 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. The parents shall cooperate to the greatest extent practicable in sharing time with the child. 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. 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. Neither parent will trivialize, or deny the existence of the other parent to the child. Neither parent will interrogate the child about the other parent nor will either parent discourage comments by the child about the other parent. Neither parent will intercept, "lose", derail, "forget" or otherwise interfere with communications to the child from the other parent. Neither parent will refuse to acknowledge that the child can have or should have good experiences with the other parent. 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. Neither parent will use the child as a "middleman" by using the child to communicate with the other parent on inappropriate topics. 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. Neither parent will create for, or exaggerate to, the child differences between the parents. Neither parent will say and do things with an eye to gaining the child as an "ally" against the other parent. Neither parent will encourage or instruct the child to be disobedient to the other parent, stepparents, or relatives. Neither parent will reward the child to act negatively toward the other parent. 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. Neither parent will discuss child support issues with the child. Neither parent will engage in judgmental, opinionated or negative commentary, physical inspections or interrogations once the child arrives from his/her other home. Neither parent will "rewrite" or "re-script" facts which the child originally knows to be different. 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. Neither parent will permit the child to be transported by a person who is intoxicated due to consumption of alcohol or illegal drugs. Neither parent will smoke tobacco materials inside structures or vehicles occupied at the time by the child. 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).

  
JUDGE PRESIDING