

NO. \_\_\_\_\_

_____	)	IN THE DISTRICT COURT
_____	)	
_____	)	____ JUDICIAL DISTRICT
_____	)	
_____	)	BEXAR COUNTY, TEXAS

**STANDING ORDER REGARDING CHILD(REN), PROPERTY  
AND CONDUCT OF PARTIES IN DIVORCE AND  
SUITS AFFECTING THE PARENT-CHILD RELATIONSHIP**

**I. INTRODUCTION**

No party to this lawsuit has requested this order. Rather, this order is a standing order of the Bexar County Civil District Courts that applies in every divorce suit and every suit affecting the parent-child relationship filed in Bexar County. The Civil District Courts of Bexar County have adopted this order because the parties and their child(ren) should be protected and their property preserved while the lawsuit is pending before the Court.

**II. NO DISRUPTION OF CHILD(REN)**

Both parties are ORDERED to refrain from doing the following acts concerning any child(ren) who are subjects of this case:

2.1 Removing the child(ren) from the State of Texas by acting directly or in concert with others for the purpose of changing the residence of the child (ren), without the written agreement of both parties or an order of this Court.

2.2 Disrupting or withdrawing the child(ren) from the school or day-care facility where the child(ren) is presently enrolled, without the written agreement of both parents or an order of this Court.

2.3 Hiding or secreting the child(ren) from the other parent or changing the child(ren)'s current residence, without the written agreement of both parents or an order of this Court.

2.4 Disturbing the peace of the child(ren).

2.5 Making disparaging remarks about each other or the other person's family members, to include but not be limited to the child(ren)'s grandparents, aunts, uncles, or stepparents.

2.6 Discussing with the child(ren), or with any other person in the presence of the child(ren), any litigation related to the child(ren) or the other party.

2.7 Consuming any illegal Controlled Substance (as that term is defined in the Texas Controlled Substance Act), 12 hours prior to and during possession of the child(ren).

2.8 If this is an original divorce action, allowing anyone with whom the party is romantically involved, to remain over night where the children are staying. Overnight is defined from 10:00 p.m. that evening until 7:00 a.m. the next morning.

### III. CONDUCT OF THE PARTIES DURING THE CASE

Both parties, their agents, servants, and/or employees, are ORDERED to refrain from doing the following acts:

3.1 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.

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

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

3.4 Opening or diverting mail, email, or texting addressed to the other party and not to both spouses.

#### IV. PRESERVATION OF PROPERTY AND USE OF FUNDS DURING DIVORCE CASE

If this is a divorce case, both parties to the marriage, their agents, servants, and/or employees, are ORDERED to refrain from doing the following:

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

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

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

4.4 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.

4.5 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.

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

4.7 Making withdrawals of funds owned by the parties except in the regular course of business from any checking or savings account in any financial institution for any purpose, except as specifically authorized by this order.

4.8 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.

4.9 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 agreement of the parties, by this order, or by other order of the Court.

4.10 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.

4.11 Taking any action to terminate or limit credit or charge cards in the name of the other party without permission of the court.

4.12 Entering, operating, or exercising control over the motor vehicle in the possession of the other party.

4.13 Discontinuing or reducing the withholding for federal income taxes on wages or salary while this suit is pending.

4.14 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 service.

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

4.16 Excluding the other party from the use and enjoyment of the other party's residence.

#### V. PERSONAL AND BUSINESS RECORDS IN DIVORCE CASE

If this is a divorce case, both parties to the marriage, their agents, servants, and/or employees, are ORDERED to refrain from doing the following acts:

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

5.2 Falsifying any writing or record relating to the property of either party. "Records" include e-mail or other digital or electronic data, whether stored on a computer hard drive, diskette or other electronic storage device.

## VI. INSURANCE IN DIVORCE CASE

If this is a divorce case, both parties to the marriage, their agents, servants, and/or employees, are ORDERED to refrain from doing the following acts:

6.1 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 or other order of the Court.

6.2 Changing or in any manner altering the beneficiary designation on any life insurance on the life of either party or the parties' child(ren).

6.3 Canceling, altering, or in any manner affecting any casualty, automobile, or health insurance policies insuring the parties' property of persons including the parties' minor child(ren).

## VII. SPECIFIC AUTHORIZATION IN DIVORCE CASE

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

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

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

7.3 To make expenditures and incur indebtedness for reasonable living expenses for food, clothing, shelter, transportation and medical care.

7.4 To make withdrawals of personally-owned funds from accounts in financial institutions only for the purposes authorized by this order.

## VIII. SERVICE AND APPLICATION OF THIS ORDER

8.1 The Petitioner shall attach a copy of this order to the original petition and to each copy of the petition.

8.2 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 and is renewed for a subsequent period of fourteen days thereafter until a temporary injunction is ordered. 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.

#### IX. EFFECT OF OTHER 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.

#### X. PARTIES ARE 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.

#### XI. BOND WAIVED

It is ORDERED that the requirement of a bond is waived.

#### XII. FAMILY STABILIZATION

Parents of minor child(ren) are required to attend a family stabilization program (Helping Children Cope with Divorce) within 60 days of service of the Petition for Divorce or the Suit Affecting the Parent Child Relationship on the Respondent. Waivers may be granted only by order of the court. Proof of completion of the program must be provided to the court upon meeting this requirement.

SIGNED May 1, 2013

  
JUDGE MICHAEL MERY  
37<sup>TH</sup> DISTRICT COURT

  
JUDGE CATHLEEN STRYKER  
224<sup>TH</sup> DISTRICT COURT

  
JUDGE BARBARA NELLERMOE  
45<sup>TH</sup> DISTRICT COURT

  
JUDGE PETER SAKAI  
225<sup>TH</sup> DISTRICT COURT

  
JUDGE ANTONIA ARTEAGA  
57<sup>TH</sup> DISTRICT COURT

  
JUDGE RICHARD PRICE  
285<sup>TH</sup> DISTRICT COURT

  
JUDGE DAVID CANALES  
73<sup>RD</sup> DISTRICT COURT

  
JUDGE SOLOMON CASSEB, III  
288<sup>TH</sup> DISTRICT COURT


  
JUDGE JOHN GABRIEL, JR.  
131<sup>ST</sup> DISTRICT COURT

  
JUDGE KAREN POZZA  
407<sup>TH</sup> DISTRICT COURT

  
JUDGE JANET LITTLEJOHN  
150<sup>TH</sup> DISTRICT COURT

  
JUDGE LARRY MOLL  
408<sup>TH</sup> DISTRICT COURT

  
JUDGE LAURA SALINAS  
166<sup>TH</sup> DISTRICT COURT

  
JUDGE GLORIA SALDANA  
438<sup>TH</sup> DISTRICT COURT