

NO. 20-10-12281

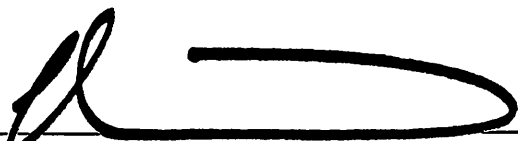
IN THE MATTER OF	§	IN THE DISTRICT COURT
THE MARRIAGE OF	§	
	§	
MONICA PAOLA BERISTAIN	§	
AND	§	418 th JUDICIAL DISTRICT
GABRIEL ALEJANDRO MARTINEZ	§	
PARENTE RANGEL	§	
	§	
AND IN THE INTEREST OF	§	
GABRIEL MARTINEZ PARENTE, A CHILD	§	MONTGOMERY COUNTY, TEXAS
	§	

FOURTH AMENDED ORDER ON MOTION FOR 109 SERVICE

On May 4, 2021, the Court considered the Motion for Other Substituted Service of Monica Paola Beristain. The Court finds that service of citation by publication on Gabriel Alejandro Martinez Parente Rangel is authorized and that the following method of service would be as likely as publication to give Gabriel Alejandro Martinez Parente Rangel actual notice.

IT IS ORDERED that service on Gabriel Alejandro Martinez Parente Rangel be effected through Global Legal Notices (<http://www.globallegalnotices.com/mexico/>), and the The Courier of Montgomery County. The officer executing the citation shall state on the return the manner in which service is accomplished and shall attach any evidence showing the result of the service.

SIGNED on 5/4/2021 2:26:39 PM



JUDGE
Tracy A. Gilbert, Judge
418th District Court
Montgomery County, Texas

APPROVED AS TO FORM ONLY:

Bastine Law Group
4800 Sugar Grove Blvd., Suite 400
Houston, TX 77477
Tel: (281) 240-7929
Fax: (281) 652-5921

By: */s/Ashleigh R. Perry*
Ashleigh R. Perry
State Bar No. 24083652
service@bastinelaw.com

CITATION BY PUBLICATION/POSTING DIVORCE WITH CHILDREN

Cause Number: 20-10-12281-CV

CLERK OF THE COURT
Melisa Miller
PO BOX 2985
CONROE TEXAS 77301

ATTORNEY REQUESTING THE SERVICE
Ashleigh R Perry
4800 Sugar Grove Rd
Suite 400
Houston TX 77477

THE STATE OF TEXAS

To: Gabriel Alejandro Martinez Parente Rangel and to all whom it may concern, Respondent

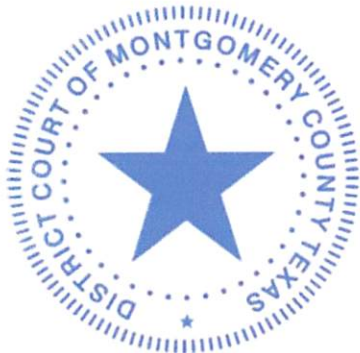
You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you.

The petition of Monica Paola Beristain, Petitioner, was filed in the 418th Judicial District Court of Montgomery County, Texas, on the 6th day of April, 2021, against Gabriel Alejandro Martinez Parente Rangel Respondent(s) numbered 20-10-12281-CV and entitled In the Matter of the Marriage of Monica Paola Beristain and Gabriel Alejandro Martinez Parente Rangel and In the Interest of Gabriel Martinez Parente

THIS SUIT REQUESTS THAT A DIVORCE BE GRANTED BETWEEN PETITIONER AND RESPONDENT AND FOR SUCH OTHER RELIEF AS REQUESTED IN THE PETITION ON FILE.

The Court has the authority in this suit to enter any judgment or decree dissolving the marriage and providing the division of property which will be binding to you, to enter any judgment or decree in the in the children's interest which will be binding to you, including the termination of the parent-child relationship, the determination of paternity and appointment of a conservator with authority to consent to the N adoption.

Issued and given under my hand seal of said Court at Conroe, Texas this on this the 11th day of May, 2021.



Melisa Miller, District Clerk
Montgomery County, Texas

By: Chris Russo 5/11/2021 10:32:17 AM
Chris Russo, Deputy

**CITATION BY PUBLICATION/POSTING
DIVORCE WITH CHILDREN**

Cause Number: 20-10-12281-CV

Clerk of the Court
Melisa Miller
P.O Box 2985
Conroe, Texas 77305

Attorney Requesting Service
Ashleigh R Perry
4800 Sugar Grove Rd
Suite 400
Houston TX 77477

OFFICER'S RETURN

Came to hand the _____ day of _____, 20____, at ____ o'clock, and I executed the within citation, by publishing the same in the _____, a newspaper published in the county of _____, the State of Texas.

Published on the ____ day of _____, 20____.

Sheriff _____ County.

By _____ Deputy.

FEES: Serving Citation --- \$ _____

Printer's Fee --- \$ _____

Total --- \$ _____

SHERIFF'S RETURN FOR POSTING

Came to hand on the ____ day of _____ A.D., 20____, at ____ o'clock __. M., executed on the ____ day of _____ A.D., 20____, by posting a copy of the within citation for __ days, exclusive of the day of posting, before the return day hereof, at the County Courthouse door of _____ County, Texas, or at the place in or near the said courthouse where public notices customarily are posted.

Sheriff _____ County.

By _____ Deputy.

FEES: Posting Citation --- \$ _____

NO. 20-10-12281

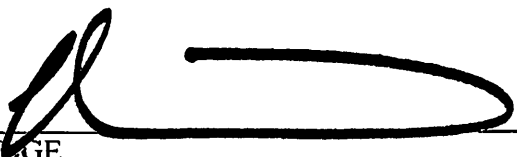
IN THE MATTER OF	§	IN THE DISTRICT COURT
THE MARRIAGE OF	§	
	§	
MONICA PAOLA BERISTAIN	§	
AND	§	418 th JUDICIAL DISTRICT
GABRIEL ALEJANDRO MARTINEZ	§	
PARENTE RANGEL	§	
	§	
AND IN THE INTEREST OF	§	
GABRIEL MARTINEZ PARENTE, A CHILD	§	MONTGOMERY COUNTY, TEXAS
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FOURTH AMENDED ORDER ON MOTION FOR 109 SERVICE

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IT IS ORDERED that service on Gabriel Alejandro Martinez Parente Rangel be effected through Global Legal Notices (<http://www.globallegalnotices.com/mexico/>), and the The Courier of Montgomery County. The officer executing the citation shall state on the return the manner in which service is accomplished and shall attach any evidence showing the result of the service.

SIGNED on 5/4/2021 2:28:39 PM.



JUDGE
Tracy A. Gilbert, Judge
418th District Court
Montgomery County, Texas

APPROVED AS TO FORM ONLY:

Bastine Law Group
4800 Sugar Grove Blvd., Suite 400
Houston, TX 77477
Tel: (281) 240-7929
Fax: (281) 652-5921

By: *s/Ashleigh R. Perry*
Ashleigh R. Perry
State Bar No. 24083652
service@bastinelaw.com

NO. 20-10-12281

**IN THE MATTER OF
THE MARRIAGE OF**

**MONICA PAOLA BERISTAIN
AND
GABRIEL ALEJANDRO MARTINEZ
PARENTE RANGEL**

**AND IN THE INTEREST OF
GABRIEL MARTINEZ PARENTE, A
CHILD**

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IN THE DISTRICT COURT

418th JUDICIAL DISTRICT

MONTGOMERY COUNTY, TEXAS

SECOND AMENDED ORIGINAL PETITION FOR DIVORCE

1. Discovery Level

Discovery in this case is intended to be conducted under level 2 of rule 190 of the Texas Rules of Civil Procedure.

2. Objection to Assignment of Case to Associate Judge

Petitioner objects to the assignment of this matter to an associate judge for a trial on the merits or presiding at a jury trial.

3. Parties

This suit is brought by Monica Paola Beristain, Petitioner. The last three numbers of Monica Paola Beristain's driver's license number are 453. The last three numbers of Monica Paola Beristain's Social Security number are 884.

Gabriel Alejandro Martinez Parente Rangel is Respondent.

4. Domicile

Petitioner has been a domiciliary of Texas for the preceding six-month period and a resident of this county for the preceding ninety-day period.

5. *Service*

Citation of Respondent by publication or other substituted service is necessary for the reasons stated in the affidavit attached as Exhibit A.

6. *Long-Arm Jurisdiction*

Respondent is a nonresident of Texas. Petitioner is a resident or a domiciliary of Texas at the commencement of this suit. Texas is the last state in which marital residence between Petitioner and Respondent occurred, and this suit is filed before the second anniversary of the date on which marital residence ended.

Respondent owns real property in Texas.

The nonresident person has resided in Texas with the child the subject of this suit.

7. *Protective Order Statement*

No protective order under title 4 of the Texas Family Code, protective order under subchapter A of Chapter 7B of the Texas Code of Criminal Procedure, or order for emergency protection under Article 17.292 of the Texas Code of Criminal Procedure is in effect in regard to a party to this suit or a child of a party to this suit and no application for any such order is pending.

8. *Dates of Marriage and Separation*

The parties were married on or about November 11, 1996 and ceased to live together as spouses on or about June 18, 2019.

9. *Grounds for Divorce*

Respondent is guilty of cruel treatment toward Petitioner of a nature that renders further living together insupportable.

Respondent has committed adultery.

Respondent has left Petitioner with the intention of abandonment and has remained away for at least one year.

In the alternative, the marriage has become insupportable because of discord or conflict of personalities between Petitioner and Respondent that destroys the legitimate ends of the marriage relationship and prevents any reasonable expectation of reconciliation.

10. Children of the Marriage

Petitioner and Respondent are parents of the following child of this marriage who is not under the continuing jurisdiction of any other court:

Name: Gabriel Martinez Parente

Sex: Male

Birth date: 12/00/2005

There are no court-ordered conservatorships, court-ordered guardianships, or other court-ordered relationships affecting the child the subject of this suit.

Information required by section 154.181(b) and section 154.1815 of the Texas Family Code will be provided prior to final trial.

No property of consequence is owned or possessed by the child the subject of this suit.

The appointment of Petitioner and Respondent as joint managing conservators would not be in the best interest of the child. Petitioner, on final hearing, should be appointed sole managing conservator, with all the rights and duties of a parent sole managing conservator, and Respondent should be ordered to provide support for the child, including the payment of child support and medical and dental support in the manner specified by the Court. Petitioner requests that the payments for the support of the child survive the death of Respondent and become the obligation of Respondent's estate.

Preceding the filing of this suit, Respondent has engaged in a history or pattern of child neglect.

Petitioner requests that the Court consider this conduct in appointing Petitioner as sole managing conservator or the parties as joint managing conservators.

11. Division of Community Property

Petitioner requests the Court to divide the estate of Petitioner and Respondent in a manner that the Court deems just and right, as provided by law.

Petitioner should be awarded a disproportionate share of the parties' estate for the following reasons, including but not limited to:

- a. fault in the breakup of the marriage;
- b. benefits the innocent spouse may have derived from the continuation of the marriage;
- c. the spouse to whom conservatorship of the child is granted;
- d. needs of the child of the marriage;
- e. community indebtedness and liabilities;
- f. earning power, business opportunities, capacities, and abilities of the spouses;
- g. need for future support;
- h. wasting of community assets by the spouses;
- i. reimbursement;
- j. attorney's fees to be paid;
- k. actual fraud committed by a spouse;
- l. constructive fraud committed by a spouse; and
- m. abandonment by spouse and intentional hiding of marital assets .

Respondent has committed fraud on the community estate. Petitioner requests that the Court reconstitute the community estate to its full value prior to Respondent's depletion of the community estate by his fraudulent acts and divide the reconstituted community estate in a manner that the Court deems just and right, including awarding Petitioner an appropriate share of the community estate, a money judgment, or both.

12. Separate Property

Petitioner owns certain separate property that is not part of the community estate of the parties, and Petitioner requests the Court to confirm that separate property as Petitioner's separate property and estate.

13. Reimbursement

Petitioner requests the Court to reimburse the community estate for funds or assets expended by the community estate for the benefit of Respondent's separate estate. Those expenditures resulted in a direct benefit to Respondent's separate estate. The community estate has not been adequately compensated for or benefited from the expenditure of those funds or assets, and a failure by the Court to allow reimbursement to the community estate will result in an unjust enrichment of Respondent's separate estate at the expense of the community estate.

Petitioner requests the Court to reimburse Petitioner's separate estate for funds or assets expended by Petitioner's separate estate for the benefit of Respondent's separate estate. Those expenditures resulted in a direct benefit to Respondent's separate estate. Petitioner's separate estate has not been adequately compensated for or benefited from the expenditure of those funds or assets, and a failure by the Court to allow reimbursement to Petitioner's separate estate will result in an unjust enrichment of Respondent's separate estate at the expense of Petitioner's separate estate.

14. *Request for Temporary Orders and Injunction*

Petitioner requests that Respondent be authorized only as follows:

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

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

15. *Request for Temporary Orders Concerning Use of Property*

Petitioner requests the Court, after notice and hearing, for the preservation of the property and protection of the parties, to make temporary orders and issue any appropriate temporary injunctions respecting the temporary use of the parties' property as deemed necessary and equitable, including but not limited to the following:

Awarding Petitioner the exclusive use and possession of the residence located at 92 E. Lakeridge Drive, The Woodlands, Texas 77381, as well as the furniture, furnishings, and other personal property at that residence, while this case is pending, and enjoining Respondent from entering or remaining on the premises of the residence and exercising possession or control of any of this personal property, except as authorized by order of this Court.

Awarding Petitioner exclusive use and control of the vehicle in her possession and enjoining Respondent from entering, operating, or exercising control over it.

16. *Request for Temporary Orders Regarding Child*

Petitioner requests the Court, after notice and hearing, to dispense with the necessity of a bond and to make temporary orders and issue any appropriate temporary injunctions for the safety and welfare of the child of the marriage as deemed necessary and equitable, including but not limited to the following:

Appointing Petitioner temporary sole managing conservator.

Ordering Respondent to provide support for the child, including the payment of child support and medical and dental support in the manner specified by the Court, while this case is pending.

Denying Respondent access to the child or, alternatively, rendering a possession order providing that Respondent's periods of visitation be continuously supervised.

17. Request for Permanent Injunction

Petitioner requests the Court, after trial on the merits, to grant the following permanent injunction:

- a. Prohibit Respondent from drinking 24 hours prior to visitation and from drinking during visitation with the child

18. Attorney's Fees, Expenses, Costs, and Interest

It was necessary for Petitioner to secure the services of Ashleigh R. Perry, a licensed attorney, to prepare and prosecute this suit. To effect an equitable division of the estate of the parties and as a part of the division, and for services rendered in connection with conservatorship and support of the child, judgment for attorney's fees, expenses, and costs through trial and appeal should be granted against Respondent and in favor of Petitioner for the use and benefit of Petitioner's attorney and be ordered paid directly to Petitioner's attorney, who may enforce the judgment in the attorney's own name. Petitioner requests postjudgment interest as allowed by law.

19. Prayer

Petitioner prays that citation and notice issue as required by law and that the Court grant a divorce and all other relief requested in this petition.

Petitioner prays that the Court, after notice and hearing, grant a temporary injunction

enjoining Respondent, in conformity with the allegations of this petition, from the acts set forth above while this case is pending.

Petitioner prays that, on final hearing, the Court enter a permanent injunction enjoining Respondent, in conformity with the allegations of this petition, from the acts set forth above.

Petitioner prays for attorney's fees, expenses, and costs as requested above.

Petitioner prays for general relief.

Respectfully submitted,

Bastine Law Group
4800 Sugar Grove Blvd., Suite 400
Houston, TX 77477
Tel: (281) 240-7929
Fax: (281) 652-5921

By: *s/Ashleigh R. Perry*

Ashleigh R. Perry
State Bar No. 24083652
service@bastinelaw.com
Attorney for Petitioner

NO. 20-10-12281

**IN THE MATTER OF
THE MARRIAGE OF**

**MONICA PAOLA BERISTAIN
AND
GABRIEL ALEJANDRO MARTINEZ
PARENTE RANGEL**

**AND IN THE INTEREST OF
GABRIEL MARTINEZ PARENTE, A
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IN THE DISTRICT COURT

418th JUDICIAL DISTRICT

MONTGOMERY COUNTY, TEXAS

DECLARATION IN SUPPORT OF MOTION FOR OTHER SUBSTITUTED SERVICE

My name is Monica Paola Beristain. I am above the age of eighteen years, and I am fully competent to make this declaration. The facts stated in this declaration are within my personal knowledge and are true and correct.

I am the Petitioner in this case.

I have tried unsuccessfully to reach Respondent. He did not give me a forwarding address when he left home. I have hired a private investigator in Mexico to try to locate Respondent and we have not found an address for Respondent as of this date. The report from the private investigator is attached along with the translation of the report. Respondent has refused to disclose his address, but based on his comments he is likely in Puebla, Mexico.

Gabriel Alejandro Martinez Parente Rangel, a party in this case, is a transient person. I have exercised due diligence to locate the whereabouts of this party and have been unable to do so.



Petitioner

My name is Monica Paola Beristain, I am above 18 years of age, and my address is 92 E. Lakeridge Dr., Spring, Texas 77381, United States. I declare under penalty of perjury that the foregoing is true and correct.

Executed in Montgomery County, Texas, on 04/06/2021



Monica Paola Beristain, Declarant

IN THE DISTRICT COURTS AND COUNTY COURTS AT LAW
OF MONTGOMERY COUNTY, TEXAS

MONTGOMERY COUNTY FIRST AMENDED STANDING ORDER REGARDING
CHILDREN, PETS, PROPERTY AND CONDUCT OF THE PARTIES

THIS MONTGOMERY COUNTY FIRST AMENDED STANDING ORDER REGARDING CHILDREN, PETS, PROPERTY AND CONDUCT OF THE PARTIES IS BINDING ON (1) THE PARTIES, (2) THE PARTIES' OFFICERS, AGENTS, SERVANTS, EMPLOYEES, AND ATTORNEYS, AND (3) ANY OTHER PERSON WHO ACTS IN CONCERT WITH THE PARTIES OR THEIR AGENTS AND WHO RECEIVES ACTUAL NOTICE OF THESE ORDERS, AND IS ENFORCEABLE BY CONTEMPT OF COURT, INCLUDING FINE AND/OR IMPRISONMENT.

No party to this lawsuit has requested this order. Rather, this order is a standing order of the Montgomery County District Courts and County Courts at Law that applies in every divorce suit and every suit affecting the parent-child relationship filed in Montgomery County. The District Courts and County Courts at Law have adopted this order because the parties, their children and the family pets should be protected and their property preserved while the lawsuit is pending before the court. The term "party" as used in this order does not include the Office of the Attorney General of Texas. Therefore, it is ORDERED:

1. **NO DISRUPTION OF CHILDREN.** All parties are ORDERED to refrain from doing the following acts concerning any children who are subjects of this case:
 - 1.1 Removing the children from the State of Texas, for the purpose of changing the residence of the children or evading the jurisdiction of the court, acting directly or in concert with others, without the written agreement of both parties or an order of the court; provided, however, that this paragraph shall not prohibit or restrict a party from so removing the children if an active prior court order gives that party the right to designate the children's primary residence outside the State of Texas or without regard to geographic location.
 - 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 the court; provided, however, that this paragraph shall not prohibit or restrict a party from so withdrawing the children from a school or day-care facility if that party is changing the children's domicile or residence within that party's rights pursuant to an active prior court order as described in ¶1.1 above.
 - 1.3 Hiding or secreting the children from the other party.
 - 1.4 Changing the children's current place of abode, without the written agreement of all parties or an order of the court; provided, however, that

MONTGOMERY COUNTY FIRST AMENDED STANDING ORDER
REGARDING CHILDREN, PETS, PROPERTY AND CONDUCT OF THE PARTIES

Date: 12/13/13

RECEIVED AND FILED
FOR RECORD
O'Clock
M.
DEC 13 2013
BARBARA J. ADAMICK
CLERK OF DISTRICT COURT
MONTGOMERY COUNTY, TEXAS
Deputy

this paragraph shall not prohibit or restrict a party from changing such place of abode if an active prior court order gives that party the right to designate the children's primary residence without geographic restriction, or if the new place of abode lies within the geographic limits established by that active prior court order.

- 1.5 Disturbing the peace of the children.
- 1.6 Making disparaging remarks about another party or another party's family members, including but not limited to the child's grandparents, aunts, uncles, stepparents, or anyone with whom a party has a dating relationship, in the presence or within the hearing of the children.
- 1.7 Discussing with the children, or with any other person in the presence of the children, any litigation related to the children or any other party.
- 1.8 If this is an original divorce action, allowing anyone with whom the party has an intimate or dating relationship to be in the same dwelling or on the same premises overnight while in the possession of the children. Overnight is defined from 9:00 p.m. until 8:00 a.m.

2. **PROTECTION OF FAMILY PETS OR COMPANION ANIMALS.** All parties are to refrain from harming, threatening, interfering with the care, custody, or control of a pet or companion animal that is possessed by a person protected by this order or by a member of the family or household of a person protected by this order.

3. **CONDUCT OF THE PARTIES DURING THE CASE.** All parties 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, including by email, text message, or any other electronic communication.
- 3.2 Threatening the other party in person, by telephone, or in writing, including by email, text message, or any other electronic communication, to take unlawful action against any person.
- 3.3 Placing one or more telephone calls to another party, at an unreasonable hour, in an offensive or repetitious manner, without a legitimate purpose of communication, or anonymously.
- 3.4 Causing bodily injury to another party or to a child of any party.
- 3.5 Threatening another party or a child of any party with imminent bodily injury.

Date: _____

- 3.6 Opening or diverting mail addressed to another party.
- 3.7 Unlawfully intercepting or recording another party's electronic communications.

4. **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:

- 4.1 Destroying, removing, concealing, 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 to 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 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 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 this order.
- 4.10 Entering any safe-deposit box in the name of or subject to the control of Petitioner or Respondent, whether individually or jointly with others.

- 4.11 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.
- 4.12 Taking any action to terminate or limit credit or charge cards in the name of the other party.
- 4.13 Entering, operating, or exercising control over the motor vehicle in the possession of the other party.
- 4.14 Discontinuing or reducing the withholding for federal income taxes on wages or salary while this suit is pending.
- 4.15 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.
- 4.16 Excluding the other party from the use and enjoyment of the other party's residence.
- 4.17 Communicating with the other party's employer or a person with whom the other party has a business relationship without a legitimate purpose.

5. **PERSONAL AND BUSINESS RECORDS IN DIVORCE CASE.** "Records" means any tangible document or recording and includes e-mail or other digital or electronic data, whether stored on a computer hard drive, diskette or other electronic storage device. If this is a divorce case, both parties to the marriage are **ORDERED** to refrain from doing the following acts:

- 5.1 Concealing, destroying, disposing of, or altering any family records, property records, financial records, business records or any records of income, debts, or other obligations.
- 5.2 Falsifying any writing or record relating to the property of either party.

6. **INSURANCE IN DIVORCE CASE.** If this is a divorce case, both parties to the marriage 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 a subsequent 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' children.

Date: _____

6.3 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.

7 **SPECIFIC AUTHORIZATIONS 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 conduct each 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 and necessary living expenses for food, clothing, shelter, transportation and medical care.

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

8 **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. 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.

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

8.3 In addition to any other remedies available for the enforcement of this order, at the court's discretion, the court may award reasonable and necessary attorney fees against a party found to have violated a provision of this order.

9 **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 order.

Date: _____

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. Mediation may be required by the court to which the case is assigned, and the parties are ordered to comply with any such requirement from said court.

11 **BOND WAIVED.** It is ORDERED that the requirement of a bond is waived.

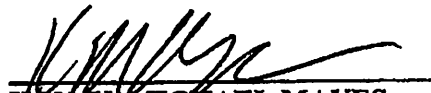
**THIS MONTGOMERY COUNTY FIRST AMENDED STANDING ORDER
REGARDING CHILDREN, PETS, PROPERTY AND CONDUCT OF THE
PARTIES SHALL BECOME EFFECTIVE ON JANUARY 1, 2014**

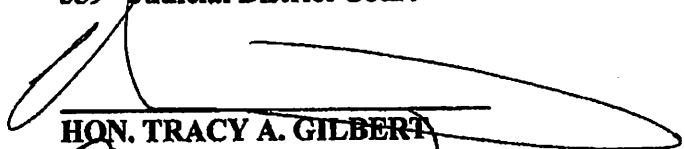

HON. KELLY W. CASE
9th Judicial District Court


HON. LISA MICHALK
221st Judicial District Court

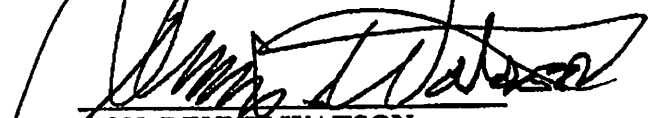

HON. CARA WOOD
284th Judicial District Court



HON. KATHLEEN HAMILTON
359th Judicial District Court

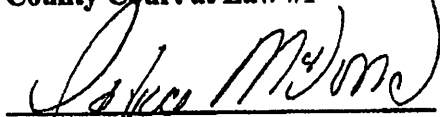

HON. K. MICHAEL MAYES
410th Judicial District Court

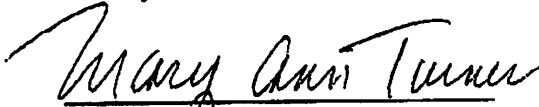

HON. TRACY A. GILBERT
418th Judicial District Court

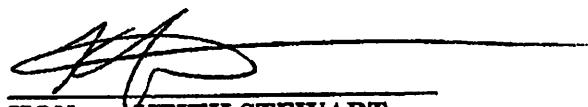

HON. MICHAEL SEILER
435th Judicial District Court


HON. DENNIS WATSON
County Court at Law #1


HON. CLAUDIA LAIRD
County Court at Law #2


HON. PATRICE McDONALD
County Court at Law #3


HON. MARY ANN TURNER
County Court at Law #4


HON. KEITH STEWART
County Court at Law #5

**REGISTRY OF PARENT EDUCATION AND FAMILY STABILIZATION
COURSE PROVIDERS WITHIN MONTGOMERY COUNTY, TEXAS**

In Person Course Providers

Consider the Children
(832) 671-7879

Counseling Center
550 Country Club Drive
Conroe, Texas 77302
(936) 900-8900

www.ccparenteducation.com

Counseling Center of Montgomery County
212 Conroe Drive
Conroe, Texas 77301
(936) 760-1880

www.counselingcentermc.com

Counseling Concepts
(832) 790-4642

Kessler Counseling Services
(936) 447-0541

Positive & Productive Co-Parenting
(281) 743-0321
ppcpinformation@gmail.com

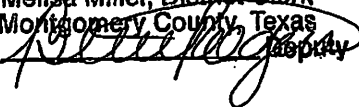
Online Course Providers*

The Ark Group Parenting Course
www.thearkgroup.org

The Texas Cooperative Parenting Course
www.txparent.com

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MAY 01 2020

Melisa Miller, District Clerk
Montgomery County, Texas
By 

* Some courts will not accept *online* courses. Be sure to check with your court before taking an *online* class.

Revised 04.30.20

2020-406

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SFP 13 2011

BARBARA GADDEN ADAMICK
District Clerk
MONTGOMERY COUNTY TEXAS
Clerk of the Court

**IN THE DISTRICT COURTS AND COUNTY COURTS AT LAW
OF MONTGOMERY COUNTY, TEXAS**

**ORDER REGARDING PERSONS SEEKING CONSERVATORSHIP
IN FAMILY LAW CASES**

**(This Order supersedes and replaces the Order Regarding Persons Seeking
Conservatorship in Family Law Cases signed on May 19, 1998.)**

Pursuant to the inherent powers of the court and the powers granted by the Texas Family Code, the Court finds that the best interest of the child(ren) of parties involved in original suits affecting the parent-child relationship or in suits to modify existing orders of conservatorship, possession or support, requires that any person seeking to become a managing conservator (temporary or permanent) or seeking access to a child, successfully complete a parent education and family stabilization course pursuant to §105.009 of the Texas Family Code.

This order applies to all persons seeking access to a child or seeking to become a managing or possessory conservator (whether sole, joint, temporary or permanent) in all original actions affecting the parent-child relationship or actions to modify existing orders brought under the Texas Family Code except for actions brought solely for the purpose of enforcing existing court-ordered obligations or actions brought by a governmental agency.

Any person filing a waiver of citation or service shall provide a copy of this order to the person signing the waiver and shall execute and file a statement confirming compliance with this order.

All parties seeking access to a child or seeking to become a managing or possessory conservator (whether sole, joint, temporary or permanent) shall successfully complete a parent education and family stabilization course which complies with §105.009(i) of the Texas Family Code and timely file an original certificate of completion of such course with the court. The parent education and family stabilization course shall be successfully completed by the petitioner or movant within 31 days of filing of the original petition or motion, and by the respondent within 31 days of respondent's first appearance or the filing of an answer or waiver by the respondent, unless the court in which the applicable litigation is pending orders otherwise.

A party's failure to successfully complete a parent education and family stabilization course pursuant to this order may result in the court not appointing the party as a managing conservator or in the court not granting specified periods of possession or access. Additionally, a judge may take appropriate action, including but not limited to holding the party in contempt of court, striking pleadings, or invoking any sanction provided by Rule 215 of the Texas Rules of Civil Procedure.

The parent education and family stabilization course required by this order shall comply with and meet all of the requirements of §105.009 of the Texas Family Code. Individual courts may require that parties must attend such course "in person." Parties are, therefore, required to contact the court in which the applicable litigation is pending to

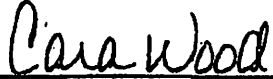
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note: 9-13-11

determine if said court mandates personal attendance. For good cause shown on motion by a party, the assigned judge may waive the requirement of completion of a parent education and family stabilization course or the requirement of personal attendance at such course.

**THIS ORDER REGARDING PERSONS SEEKING CONSERVATORSHIP
IN FAMILY LAW CASES
SHALL BECOME EFFECTIVE ON OCTOBER 1, 2011**



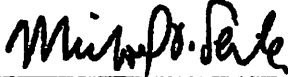
HON. FRED EDWARDS
9th Judicial District Court



HON. CARA WOOD
284th Judicial District Court



HON. K. MICHAEL MAYES
410th Judicial District Court



HON. MICHAEL SEILER
439th Judicial District Court



HON. CLAUDIA LAIRD
County Court at Law #2



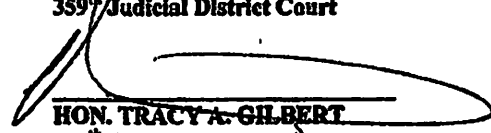
HON. MARY ANN TURNER
County Court at Law #4



HON. LISA MICHALK
221st Judicial District Court



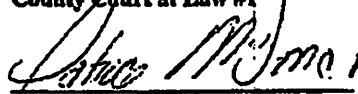
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418th Judicial District Court



HON. DENNIS WATSON
County Court at Law #1



HON. PATRICE McDONALD
County Court at Law #3



HON. KEITH M. STEWART
County Court at Law #5

NO. 20-10-12281

**IN THE MATTER OF
THE MARRIAGE OF**

**MONICA PAOLA BERISTAIN
AND
GABRIEL ALEJANDRO MARTINEZ
PARENTE RANGEL**

**AND IN THE INTEREST OF
GABRIEL MARTINEZ PARENTE, A
CHILD**

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IN THE DISTRICT COURT

418th JUDICIAL DISTRICT

MONTGOMERY COUNTY, TEXAS

AMENDED PETITIONER'S SUPPORTING DECLARATION

My name is Monica Paola Beristain. I am above the age of eighteen years, and I am fully competent to make this declaration. The facts stated in this declaration are within my personal knowledge and are true and correct.

I am the Petitioner in this case.

I am not aware of Respondent's location. I have made diligent attempts to find him and have not been successful. I hired a private investigator, asked my husband's relatives, and I asked my husband directly. No one has informed of his whereabouts.

My son lives here in Montgomery County, Texas with me since 2012.

Additionally, both my husband and I own the marital residence where I have been residing since 2012.

The residence of Gabriel Alejandro Martinez Parente Rangel, a party in this case, is unknown to me. I have exercised due diligence to locate the whereabouts of this party and have been unable to do so.

/s/Monica Paola Beristain

Monica Paola Beristain

My name is Monica Paola Beristain, my date of birth is 03/03/1969, and my address is 92 E Lakeridge Dr., Spring, Texas 77381, United States. I declare under penalty of perjury that the foregoing is true and correct.

Executed in Montgomery County, Texas, on 04/06/2021

/s/Monica Paola Beristain

Monica Paola Beristain, Declarant