

Stormy Canady

**FM20-00269**

BRITTANY N. CROW, ) IN THE DISTRICT COURT OF  
 )  
Petitioner, )  
 )  
v. ) VAN ZANDT COUNTY, TEXAS  
 )  
DANIEL CROW, )  
 )  
Defendant. ) 294<sup>th</sup> JUDICIAL DISTRICT

**FINAL ORDER**

The cause is before the Court on [i] Plaintiff’s *Petition for Protective Order* [Petition], transferred to this Court *via* the *Order Transferring ex parte Protective Order* [Order Transferring], filed in Choctaw County [OK] District Court on February 13, 2020 and July 21, 2020, respectively, and [ii] *Defendant’s Motion for Costs and Fees and Brief in Support* [Motion], filed herein November 12, 2020.

After reviewing the file and fully considering its contents and the on-the-record representations of the parties in this Court on November 4, 2020, the Court **ADOPTS THE FINDINGS** of the Order Transferring, including *inter alia* that Plaintiff sought jurisdiction of the Oklahoma Court *via* unjustifiable conduct as that term is defined in both the Oklahoma and Texas Uniform Child Custody Jurisdiction Enforcement Acts. The Court **FURTHER FINDS** that it must assess costs and fees against a party so seeking jurisdiction *via* unjustifiable conduct. TX FC Section 152.208. 43 O.S. 551-208.

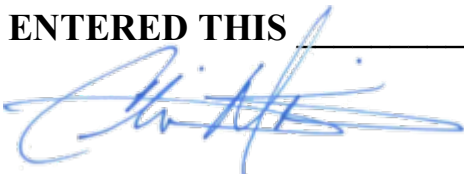
The Court **FURTHER FINDS** Plaintiff announced her desire to non-suit this cause on-the-record herein on November 4, 2020 when this cause was convened for final hearing on the merits. The Court **FURTHER FINDS** Defendant announced no objection to the non-suit on November 4, 2020 subject to being heard on the issue of costs and fees. The Court **FURTHER FINDS** that Defendant has been heard on the issue of costs and fees by virtue of the Motion. The Court **FURTHER FINDS** Plaintiff subsequently presented a proposed order that this cause be dismissed without prejudice, a condition not urged herein November 4, 2020. The Court **FURTHER FINDS** Defendant filed his written objection to dismissal without prejudice herein November 19, 2020.

**WHEREFORE**, after being fully apprised in the premises, the Court **FINDS, ORDERS, ADJUDGES** and **DECREES** that **THIS CAUSE IS DISMISSED WITH PREJUDICE**.

The Court **FURTHER FINDS, ORDERS, ADJUDGES** and **DECREES** that Plaintiff shall pay Defendant's costs and fees in the sum of \$17,910.00, all as set forth more fully in his *Defendant's Ledger of Costs and Fees* filed herein January 7, 2021.

1/22/2021 12:19 PM

ENTERED THIS \_\_\_\_\_ DAY of JANUARY, 2021



\_\_\_\_\_  
JUDGE PRESIDING Chris Martin