

COUNTY COURT AT LAW, STARR COUNTY, TEXAS

Pedro Marquez, Jr. v. Lisa A. Watkins

No. CC-14-089, County Court at Law, Starr County, Texas (August 13, 2015)

SUMMARY

This document contains materials from a Texas family-law case involving the marriage of Pedro Marquez, Jr. and Lisa A. Watkins and the interests of their minor children. It includes a judge’s order of recusal, an order assigning Senior Justice David Wellington Chew to the case, and Pedro Marquez, Jr.’s third request and notice for past-due findings of fact and conclusions of law after denial of a bill of review.

CASE DETAILS

COURT	County Court at Law, Starr County, Texas
JURISDICTION	Texas
DECIDED	August 13, 2015
DOCKET	CC-14-089
DISPOSITION	other
PROCEDURAL POSTURE	The document is a third request and notice of past-due findings of fact and conclusions of law following the trial court's denial of Pedro Marquez, Jr.'s bill of review.
PRECEDENTIAL VALUE	nonprecedential
PARTIES	Pedro Marquez, Jr. v. Lisa A. Watkins

TOPICS

- family law procedure
- divorce
- pleadings
- civil procedure

PRACTICE AREAS

- family law
- civil procedure

FACTUAL BACKGROUND

Pedro Marquez, Jr. and Lisa A. Watkins were parties to a marriage proceeding involving their minor children, Pedro Marquez III, Joaquin M. Marquez, and Mason R. Marquez. The trial court denied Marquez’s bill of review

on October 9, 2014. After the court did not timely file requested findings of fact and conclusions of law, Marquez submitted a third request and notice of past-due findings.

PROCEDURAL HISTORY

The trial court denied Pedro Marquez, Jr.'s bill of review on October 9, 2014. Marquez timely requested findings of fact and conclusions of law on October 17, 2014, followed by a second request that extended the due date. Judge Romero Molina recused himself on November 17, 2014, and Judge David Wellington Chew was assigned to the cause on November 18, 2014. Marquez filed the third request and notice of past-due findings on January 29, 2015.

DISPOSITION

other

OPINION

PER CURIAM.

TAB 7 CC-14~089 62;.-,LED p A' 45 o-ctoc»<_____u IN THE MATTER OF THE IN THE COUNTY NDV 1 7 2014 MARRIAGE op PEDDRO ' § § MARQUEZ, JR. AND LISA § D C§rLg|:/E§kc;¢;zgt A. WATKINS AND IN THE § COURT AT LAW # / - INTEREST OF PEDRO § § § MARQUEZ III, JOAQUIN M. MARQUEZ, AND MASON STARR COUNTY, TEXAS R. MARQUEZ, MINOR CHILDREN olunta Order of Recusal On November 17, 2014, I, the undersigned Judge of This Court, recuse myself from the above-referenced case.

Accordingly, I hereby REFER the cause to the Presiding Judge of the Fifth Administrative Judicial Region, Honorable J. Rolando Olvera, for assignment of a judge to the case. The Clerk of the Court shall send a certified copy of the order to the Presiding Judge, Fifth Administrative Judicial Region, 200 N. Almond St. Alice, Texas 78332.

The Clerk shall also send a certified copy of this Order to All Counsel of Record. Signed on 11/17/2014 §/<,U~\\/~.,./LA.,;. //¢%A§-éw;s. Judge Romerwolina CC: Mrs. Hilda Gonzalez Garza Via Facsimile: 956-263-1871 Law Office of Hilda Gonzalez Garza 205 E. Sth St. Rio Grande City, Texas 78582 CC: Mrs, Carmen Benavides Ramirez Via Facsimile:956-683~707l Law Oftrce of Carmen Benavides Ramirez 4715 S. Jackson Rd.

Edinburg, Texas 78539 TAB 8 men AT,./_;Lz_o'ctoct<,_£_v Ngv 21 2014 ELOY R. GARCIA ntsmtc'rcuam< sTA con B'Y AGL¢,Q_p¢»=r BEFoRE THE PRESIDING JUDGE OF THE FIFTH ADMINISTRATIVE JUDICIAL REGION OF TEXAS No. 14-5A.tR-515 ORDER oF ASSIGNMENT Pursuant to Section 74.056, Texas Government Code, I hereby assign Honorable David Wellington- Chew, Senior Justice, to County Court at Law #1, Starr County, Texas.

The judge is assigned to preside in Cause Number CC-14-089, styled IN THE MATTER OF THE MARRIAGE OF PEDRO MARQUEZ AND LISA A. WATKINS AND IN THE INTEREST OF PEDRO MARQUEZ, JR., JOAQUIN M. MARQUEZ AND MASON R. MARQUEZ, MINORS from this date until plenary jurisdiction has expired or the undersigned Presiding Judge has terminated this assignment in writing, whichever occurs first.

In addition, whenever the assigned judge is present in the county of assignment for a hearing in this cause, the judge is also assigned and empowered to hear at that time any other matters that are presented for hearing in other cases. IT IS THEREFORE ORDERED that the Clerk of Court to which this assignment is made, if it is reasonable and practicable, and if time permits, give notice of this assignment to each attorney representing a party to a case that is to be heard in whole or in part by the assigned judge.

IT IS FURTHER ORDERED that the Clerk, upon receipt hereof, Shall post a copy of this order in a public area of the Clerk's office or courthouse so that attorneys and parties may be advised of this assignment. SIGNED on November 18, 2014. /s/ K. ROLANDO (\$LVERA PRESIDENT) JULIE, FIFTH ALMIRSTRATE JULIA REGINA A. INIS ' ' TI'VE "cSISTANT Copies 10 the named Court, Assigned Judge and District Clerk Named Court shall send app ees to all counsel Under TAB 9 THE PEDRO MARQUEZ, JR. AND LISA A. WATKINS AND IN THE INTEREST OF PEDRO MARQUEZ, III JOAQUIN M. MARQUEZ, AND MASON R. MARQUEZ, MINORS Filed.'

1/29/2015 1126:10 PM | Elcy R. Garcia, District Clerk Starr County, Texas Ana Martinez CAUSE NO. CC-14-89 MARRIAGE OF IN THE COUNTY COURT: AT LAW (OF KX'H~X~t~Y?'I' OR CHILDREN STARR COUNTY, TEXAS PEDRO MARQUEZ-' THIRD REQUEST AND NOTICE OF PAST FINDINGS OF FACT AND CONCLUSIONS OF LAW TO THE HONORABLE JUDGE OF SAID COURT: filed prov Petit NOW COMES, PEDRO MARQUEZ, JR., Petitioner, a third request is being With the Court to state in writing the findings of fact and conclusions of law as ded by rule 296 of the Texas Rules of Civil Procedure.

The Court denied oner's Bill of Review on October 9 2014 and the petitioner filed his initial "Request for Findings of Fact and Conclusions of Law" on October 17, 2014. More than twenty (20) days have gone by since the initial request and it is for this reason that the petitioner is filing this third request and notice of past due findings of fact and conclusions of law upon(A. INTRODUCTION.

The Petitioner is Pedro Marquez, Jr.: the Respondent is Lisa A. Watkins. The court signed and denied the Petitioner's Bill of Review on October 9 2014. B. FIRST REQUEST 3. The Petitioner filed a timely request for findings of facts and conclusions of law October 17, 2014. nies 4.

The findings of facts and conclusions of law were due on November 6, 2014: twenty (20) days after the request was filed Tex. R. Civ. P. 297. C. SEC(ND REQUEST 5. Petitioner filed its Second Request within thirty (30) days after his original request 6. That notice extended the date that the findings of facts and conclusions of law due until November 26th 2014, forty (40) days after original request D. TI~IIRD RE§!UEST 7 On November 17_, 2014, the Judge Romero Molina voluntarily recused himself from the case.

8 On November 18, 2014, Judge David W ellington Chew was assigned to the case. 9. `Petitioner, Pedro Marquez,.lr., asks the court to tile the past due findings of facts and c onclusions of law. Resp ctful]y submitted, n // '\\_.H'hel Law Ot`t`ice of 0 "-/ Hilda Gonzalez Garza P.L.L.C. 205 E. Sth St. Rio Grande City, T`exas 78582 Tel; (956} 263-1870 Fax: (956) 263-1871 S.B.N.

00796651 Ui`i\$§ CERTIFICATE OF SERVICE I certi\$»' that I sent via fax (956) 683-7071 the foregoing documents on latuary la\$tf.(ll\$, to l/lrs. Carmen Benavidez Rai:nirez Attomey of Record for Mrs. Lisa A. Watkins, and whose address is 4715 S..lackson Rd. Edinburg, Texas 78539. _ilda lGonzalez Garza':j '''/