

REPORTER'S RECORD
TRIAL COURT CAUSE NO. CV30308

IN THE INTEREST OF)	IN THE DISTRICT COURT
)	
)	
LUCASEY LASCOSAK,)	ERATH COUNTY, TEXAS
)	
)	
A CHILD)	266TH JUDICIAL DISTRICT

AMENDED PETITION TO MODIFY PARENT-CHILD RELATIONSHIP

On the 17th day of October, 2019, the following proceedings came on to be held in the above-titled and numbered cause before the Honorable Jason C. Cashon, Judge Presiding, held in Stephenville, Erath County, Texas.

Proceedings reported by computerized stenotype machine.

APPEARANCES

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AMENDED PETITION TO MODIFY PARENT-CHILD RELATIONSHIP

October 17, 2019

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PROCEEDINGS

THE COURT: The court is calling at this time Cause No. CV30308, In the Interest of LVL, a Child. I have this matter set today for a hearing on what's been styled the First Amended Petition to Modify the Parent-Child Relationship. I'm referring to a petition filed on August 18th, 2019. I think this should probably be the Second Amended Petition.

MS. BELL: Yes, Your Honor, I noticed that after the fact, but it's -- correct, it is the one filed in August, I apologize for the oversight.

THE COURT: The Original First Amended Petition was filed in May, 2019. The issue before the court today is this August 1st amended -- which I'm going to refer to as the Second Amended Petition to Modify the Parent-Child Relationship. The petitioner is present, along with her attorney of record -- It's Bell?

MS. BELL: Yes, Your Honor.

THE COURT: All right.

(Pause)

MS. BELL: And it may still list me as Hembree, when we started I hadn't been married yet, Your Honor.

THE COURT: And Mr. Lascsak is present as well. The Second Amended Petition to Modify the Parent-Child Relationship --huh-- the file reflects it was served on or about August 29th, 2019, the return has been on file since that point

1 in time. What's amended in this petition is it contains a
2 request for termination of the parent-child relationship. Mr.
3 Lascsak, I need to talk to you about that right quick, there's
4 two things going on at this point. It says that you've been
5 served, have you seen a copy of this, the First Amended
6 Petition --

7 MR. LASCSAK: Huh--

8 THE COURT: -- it says it wants to terminate your
9 parent-child relationships?

10 MR. LASCSAK: Have you seen a copy of the federal
11 common-law lien that I filed?

12 THE COURT: No, I haven't. So your answer is
13 what, have you seen it or not?

14 (No Response)

15 THE COURT: Well, the record says that you have,
16 so we'll move on that proposition that the service has been
17 perfected in this matter.

18 MR. LASCSAK: What is it that you're wanting to
19 talk to me about?

20 THE COURT: Do you understand what's going on
21 today?

22 MR. LASCSAK: No, I'm not ready to be here
23 either. I've been deprived of all my liberties and it's been
24 very difficult to administrate my affairs under the
25 circumstances of which you've placed me. The civil case also

1 reflects that you put an unlawful amount of burden on me for
2 what you are referring to as child support. I noticed you about
3 that and now it's been proved.

4 *MS. BELL:* I object, Your Honor, that we're not
5 here about child support today.

6 *THE COURT:* Sustained. It's a petition to
7 modify. I understand that there's some sort of civil proceeding
8 outside of this in another -- another cause number, that's not
9 set today either --huh-- if there's stuff in that I'm not aware
10 of it, I haven't reviewed it because it wasn't set for today.
11 What's set for today is this Amended Petition -- Second Amended
12 Petition to Modify the Parent-Child Relationship, requesting
13 termination of parental rights. As grounds for termination it
14 alleges in three separate paragraphs, Mr. Lascsak, that you
15 knowingly placed -- or knowingly allowed your child to remain in
16 conditions or surroundings which endangered the physical or
17 emotional well-being of the child or engaged in conduct or
18 knowingly placed the child with persons who engaged in conduct
19 which endangered the physical or emotional well-being of the
20 child or failed to support the child in accordance with your
21 ability during a period of one year, ending within six months of
22 the date of the filing of this petition. Those are the grounds
23 that's been alleged to terminate the parent-child relationship.
24 We have --huh--

25 *MR. LASCSAK:* None of that's true and there's no

1 proof of any of it.

2 *THE COURT:* Well, that's what a hearing is for is
3 to see if there is proof. Mr. Lascsak, I have begged and
4 pleaded with you on numerous different occasions --huh-- to
5 allow the court to appoint an attorney to represent you in these
6 proceedings, first, it was for contempt, and now we're at
7 termination of the parental rights. Under the Due Process
8 Clause of the United States Constitution, if you're indigent you
9 can request a court-appointed attorney to assist you in these
10 proceedings, given the nature of this proceeding -- and I am
11 judicially noting the contents of the court's file, this has
12 been ongoing since December 1st of 2009, there have been
13 proceedings in 2009, 2010, 2012, 2013, 2015, 2016, 2017, 2018,
14 and now in 2019. Suffice to say that I'm satisfied, after
15 evaluation of the facts before the court and the history of this
16 case, that it's complicated enough that it would be a due
17 process violation if you want an attorney and I refuse to
18 appoint you one, so if you want one I'll get you one, it's that
19 simple.

20 *MR. LASCSAK:* I can have one as a liaison.

21 *THE COURT:* Mr. Lascsak, we have been through
22 this before as well, I don't have liaisons, I have attorneys, I
23 -- I don't know -- What is --

24 *MR. LASCSAK:* I don't have attorneys, I have
25 liaisons. You have been violating my due process. Every one of

1 these --huh-- instances that you've just cited from 2009 until
2 now have all had to do with Amme's interference of the time that
3 I have originally contracted with this -- with this -- with you
4 guys for visitation, every one of them, it's interference by
5 them, and you've colluded to it.

6 *THE COURT:* It's "yes" or "no" is the simple
7 answer, do you want me to appoint an attorney to assist you in
8 this proceeding, "yes" or "no"?

9 *MR. LASCSAK:* I can have one as a liaison.

10 *THE COURT:* What is a liaison? We've been
11 through this before.

12 *MR. LASCSAK:* That's a go-between between groups
13 or associations, you have a private membership association, I
14 have a private membership association, you are trespassing on
15 mine.

16 *THE COURT:* Well, who is a liaison, tell -- give
17 me an example, give me a name of someone you consider to be a
18 liaison?

19 *MR. LASCSAK:* I don't have one currently.

20 *THE COURT:* Do you know one? Who's employed as a
21 liaison, who can I call to say, will you help Mr. Lascsak out?

22 *MR. LASCSAK:* Huh-- Well, that's on you.

23 *THE COURT:* No, I'm offering an attorney, you're
24 refusing that, so now I'm saying give me a liaison, if it's
25 legal I'll appoint one --

1 MR. LASCSAK: I'm saying you can call your
2 attorneys and talk to them about being a liaison.

3 THE COURT: Would it be okay with you if I
4 appointed someone that's an attorney and you can call them
5 liaison but they're actually an attorney that actually knows
6 what's going on in this proceeding, would that be okay, can we
7 make that agreement?

8 MR. LASCSAK: I'm not making any contracts with
9 you. I -- I -- I rescinded my contact with you on this custody
10 matter because of the due process violations and everything that
11 --huh-- you have inflicted on me.

12 MS. BELL: Your Honor, could I have -- interject
13 here?

14 THE COURT: You may.

15 MS. BELL: It feels a little bit like Groundhog
16 Day, to be honest, Your Honor, I'm sure the court and everybody
17 in here feels the same, that it's the same argument. Huh-- I
18 think it's pretty clear from the entirety of the record of this
19 case, in addition to this morning, that Mr. Lascsak is refusing
20 an attorney, so I respectfully request that we are able to move
21 forward on the termination and get some resolution to this
22 matter.

23 MR. LASCSAK: Yeah, the resolution would be you
24 get out of my house, you write an order that they understand,
25 that does not interfere with the relationship that I should be

1 having with my son.

2 (Court chuckles)

3 MR. LASCSAK: That's not funny.

4 THE COURT: It is, Mr. Lascsak, at this point
5 it's tragically funny because you insist on going down this path
6 of this sovereign citizen right --

7 MR. LASCSAK: You just cited -- It's not
8 sovereign citizens and that's an attempted murder charge, I'll
9 file an additional complaint in the public record for that as
10 well.

11 THE COURT: Just climb on, get all that you want,
12 call the DA's Office, tell them about this --

13 MR. LASCSAK: Call the who?

14 THE COURT: -- see how it works --

15 MR. LASCSAK: Well, I'm not going to call the
16 DA's Office, it's going to federal claims?

17 THE COURT: Take it to federal claims, please,
18 because in the history of law --

19 MR. LASCSAK: My -- My liberty has been
20 completely violated and I -- like I said, I cannot administer my
21 affairs completely under the conditions that you are keeping me.

22 THE COURT: Please cite to the court one time
23 this route you're taking has been successful in the history of
24 jurisprudence in the United States.

25 MR. LASCSAK: I don't need to do that.

1 *THE COURT:* It's because the answer is zero.
2 It's fictitious, it's not real, you're living in a delusional
3 world where you think this stuff works, it has never worked and
4 it's not going to work. I'm trying to help you have a fair
5 trial --

6 *MR. LASCSAK:* The first time --

7 *THE COURT:* You shut up and listen for a minute.

8 *MR. LASCSAK:* I don't have to shut up.

9 *THE COURT:* Take the man out. You're done here
10 today.

11 *THE BAILIFF:* Let's go.

12 *MR. LASCSAK:* The first time --

13 *THE COURT:* Shut up or I'm going to put you in
14 further contempt.

15 *MR. LASCSAK:* Yeah, whatever.

16 *THE COURT:* I'm -- You will not take help, it's
17 ridiculous.

18 *MR. LASCSAK:* You're evil.

19 *(Mr. Lascsak was removed from the courtroom)*

20 *THE COURT:* All right.

21 *MS. BELL:* And, Your Honor, we have --

22 *THE COURT:* Ms. Bell.

23 *MS. BELL:* Sorry.

24 **COURT'S RULING**

25 *THE COURT:* The Texas Family Code, Section

1 107.021, says, in a suit requesting termination of the
2 parent-child relationship that is not filed by a governmental
3 entity, the court shall, unless the court finds that the
4 interest of the child will be represented adequately by a party
5 to the suit whose interests are not in conflict with the child's
6 interests, appoint the following: An amicus attorney. Given
7 the nature of this case it would be reversible error to conclude
8 that both sides can adequately represent the child. I will
9 appoint an amicus attorney in this proceeding, it's Ryan Taylor.
10 He will be notified of this appointment, as soon as he is I will
11 order that seven hundred and fifty dollars (\$750) be deposited
12 with him as a --huh-- retainer for his services in this matter,
13 seven hundred and fifty dollars (\$750) a side at this point.
14 Once he's had an opportunity to get caught up in this and be
15 ready, you can request a setting and I'll get it set for a
16 final.

17 *MS. BELL:* Yes, Your Honor.

18 *(Pause)*

19 *THE COURT:* I'm just at a loss for words at this
20 point.

21 *MS. BELL:* Can I ask one clarifying question,
22 Your Honor --

23 *THE COURT:* Yes.

24 *MS. BELL:* -- just so I make sure I do this
25 right? With the amicus, in the event Mr. Lascsak doesn't pay

1 him his half and/or refuses to ever speak with him --huh-- is
2 there a timeframe Your Honor would like to see for it to
3 transpire to give him the opportunity before we then work on
4 getting a new setting?

5 *THE COURT:* I anticipate the same sort of bizarre
6 incoherent behavior with the amicus. Mr. Taylor will -- knows
7 how to process that, he'll just keep chugging along. I'll enter
8 judgment for attorney's fees for the other half --

9 *MS. BELL:* Yes, sir.

10 *THE COURT:* -- so if he doesn't pay you, then we
11 -- I'll stick a judgment out there, but...

12 *MS. BELL:* And will the court require -- and
13 perhaps this is inappropriate to ask and you can tell me to go
14 figure it out, but forty-five additional days again notice for
15 final --

16 *THE COURT:* If he can get ready faster than that,
17 that's fine.

18 *MS. BELL:* Okay. But we don't need the full
19 forty-five again?

20 *THE COURT:* No.

21 *MS. BELL:* Okay.

22 *THE COURT:* Anything further?

23 *MS. FENNER:* May I ask you a question?

24 *MS. BELL:* No.

25 *(Pause)*

1 MS. BELL: Nothing further, Your Honor.

2 THE COURT: All right. That will conclude this
3 proceeding. I'll see you for a final as soon as the amicus is
4 ready.

5 MS. BELL: Sorry.

6 THE COURT: Huh-- If you'll approach.

7 MS. BELL: Yes, sir.

8 THE COURT: It's about the order.

9 (At the Bench, off the record discussion)

10 **END OF PROCEEDINGS**

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STATE OF TEXAS

COUNTY OF ERATH

I, Thomas D. Johnson, Official Court Reporter in and for the 266th District Court of Erath County, State of Texas, do hereby certify that the above and foregoing contains a true and correct transcription of all portions of the evidence and other proceedings requested by Mr. John Adams, to be included in this volume of the Reporter's Record, in the above-styled and numbered cause, all of which occurred in open court or in chambers and were reported by me.

I further certify that the total cost for the preparation of this Reporter's Record is \$90.00 and was paid by Mr. John Adams.

WITNESS MY OFFICIAL HAND on this the 31st day of October, 2019.

/s/ Thomas D. Johnson
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