

NO. 73540

IN THE INTEREST OF
AYDEN GLEN FORREST WRIGHT
A CHILD

§
§
§
§
§

IN THE DISTRICT COURT
6th JUDICIAL DISTRICT
LAMAR COUNTY, TEXAS

FILED FOR RECORD
LAMAR COUNTY, TEXAS
2010 MAR 24 AM 9:47
HAYDEN L. PALMER
DISTRICT CLERK
BY _____

AGREED ORDER IN SUIT TO MODIFY PARENT-CHILD RELATIONSHIP

On April 21, 2009, the Court heard this case.

Appearances

Petitioner, Ashley Brooke Womack, appeared in person and through attorney of record, Michael D. Mosher and co-counsel, Cynthia Palmer, and announced ready for trial.

Respondent, Rustin Perot Wright, appeared in person and through attorney of record, David C. Turner, Jr., and announced ready for trial.

Jurisdiction

The Court, after examining the record and the evidence and argument of counsel, finds that it has jurisdiction of this case and of all the parties and that no other court has continuing, exclusive jurisdiction of this case. All persons entitled to citation were properly cited.

Jury

A jury was waived, and all questions of fact and of law were submitted to the Court.

Record

The record of testimony was duly reported by the court reporter for the 6th Judicial District Court.

9. except when a guardian of the child's estate or a guardian or attorney ad litem has been appointed for the child, the independent right to act as an agent of the child in relation to the child's estate if the child's action is required by a state, the United States, or a foreign government.

IT IS ORDERED that Rustin Perot Wright, as a parent joint managing conservator, shall have the following rights and duty:

1. the independent right to consent to medical, dental, and surgical treatment involving invasive procedures;

2. the independent right to consent to psychiatric and psychological treatment of the child;

3. the independent right to represent the child in legal action and to make other decisions of substantial legal significance concerning the child;

4. the independent right to consent to marriage and to enlistment in the armed forces of the United States;

5. the independent right to make decisions concerning the child's education;

6. except as provided by section 264.0111 of the Texas Family Code, the independent right to the services and earnings of the child; and

7. except when a guardian of the child's estate or a guardian or attorney ad litem has been appointed for the child, the independent right to act as an agent of the child in relation to the child's estate if the child's action is required by a state, the United States, or a foreign government.

The Court finds that, in accordance with section 153.001 of the Texas Family Code, it is the public policy of Texas to assure that children will have frequent and continuing contact with parents who have shown the ability to act in the best interest of the child, to provide a safe, stable, and nonviolent environment for the child, and to encourage parents to share in the rights and duties of raising their child after the parents have separated or dissolved their marriage. IT IS ORDERED that the primary residence of the child shall be Lamar and Collin Counties, and the parties shall not remove the child from Lamar and Collin Counties for the purpose of changing the primary residence

of the child until modified by further order of the court of continuing jurisdiction or by written agreement signed by the parties and filed with the court. IT IS FURTHER ORDERED that Ashley Brooke Womack shall have the exclusive right to designate the child's primary residence within Lamar and Collin Counties. IT IS ORDERED that this geographical restriction on the residence of the child shall be lifted if, at the time Ashley Brooke Womack wishes to remove the child from Lamar and Collin Counties for the purpose of changing the primary residence of the child, Rustin Perot Wright does not reside in Lamar County, Collin County, Dallas, County or Denton County.

Possession and Access

IT IS ORDERED that the possession schedule contained in the *Order Adjudicating Parentage* and signed on March 8, 2006, shall remain in effect until June 1, 2009, at which time the possession schedule detailed below will become effective.

1. *Possession Order*

The Court finds that the following provisions of this Possession Order are not intended to and do not comply with the requirements of Texas Family Code sections 153.311 through 153.317. IT IS ORDERED that each conservator shall comply with all terms and conditions of this Possession Order. IT IS ORDERED that this Possession Order is effective immediately and applies to all periods of possession occurring on and after the date the Court signs this Possession Order. IT IS, THEREFORE, ORDERED:

(a) Definitions

1. In this Possession Order "school" means the primary or secondary school in which the child is enrolled or, if the child is not enrolled in a primary or secondary school, the public school district in which the child primarily resides.

2. In this Possession Order "child" includes each child, whether one or more, who is a subject of this suit while that child is under the age of eighteen years and not otherwise emancipated.