

PROCEDURAL COLLAPSE SUMMARY – JUNE 20 TO SEPTEMBER 22, 2025 ENFORCEMENT SEQUENCE

I. June 20, 2025 “Temporary Orders” Hearing

Improperly set by coordinator **Amy Munger** without a signed judicial order or valid 45-day notice under local rule.

Notice was generic and not issued as a court order.

Violates **TRCP 21, 21a; Collin County Local Rule 2.03**; *In re A.M.*, 418 S.W.3d 830 (Tex. App.—Dallas 2013).

No signed scheduling order creates a jurisdictional irregularity, rendering the hearing voidable for lack of lawful notice.

II. July 9–16, 2025 “Temporary Orders”

Filed as “Proposed Temporary Orders” on July 9, 2025, actually signed July 16, 2025.

Based on the June 20 hearing lacking valid notice, so the orders rest on a void foundation and cannot lawfully authorize a writ or custody transfer.

III. July 18, 2025 Writ of Attachment

An “Order for Issuance of Writ of Attachment” was entered without any show-cause order or citation.

Under **Tex. Fam. Code §§157.062–.066** and *Ex parte Adell*, 769 S.W.2d 521 (Tex. 1989), the absence of a show-cause order renders the writ **void ab initio**.

IV. August 31, 2025 “Order to Appear – Second Motion for Enforcement”

Filed as a **Proposed Order**, never signed by the judge.

Under **TRCP 306a(1), 329b(f)**, and **Tex. Fam. Code §157.062(a)**, an unsigned or proposed order has no operative effect.

Supporting authority: *Ex parte Reece*, 341 S.W.3d 360 (Tex. 2011); *In re Houston*, 92 S.W.3d 870 (14th Dist. 2002).

This filing evidences a **pattern of pseudo-orders circulated without judicial authorization**.

V. September 18, 2025 “Bench Trial / Motion for Enforcement”

Held without personal service or show-cause order.

Tex. Fam. Code §157.062(c) and **TRCP 692–693** mandate personal service.

Hearing was void for lack of jurisdiction and due process.

VI. September 19, 2025 Petition for Writ of Habeas Corpus and Attachment

Relied solely on defective July 16 Temporary Orders.

Tex. Fam. Code §157.376(b) requires a valid order and verified notice.

Filing alone cannot substitute for a judicially authorized writ; absence of prior signed show-cause order voids any attachment.

VII. September 22, 2025 Order for Issuance of Writ

Writ issued immediately after petition, without any intervening notice or service.

Constitutes a due-process failure and jurisdictional void.

VIII. Capias and Later Enforcement (April 17, 2025 → Sept. 2025)

Derived from the fraudulent **July 12, 2024 contempt order**, which was later altered without a hearing.

Tex. Fam. Code §157.103 and **TRCP 329b(f)** bar post-plenary modifications.

Supporting case law: *Ex parte Rohleder*, 424 S.W.2d 891 (Tex. 1968).

Procedural Conclusion

No valid signed, served, or judicially-issued show-cause order exists from June 20 through September 22, 2025.

Every subsequent act—temporary orders, writs, and capias—was **ultra vires**.

Under *Ex parte Gordon* and *Ex parte Adell*, any custody removal or incarceration stemming from these proceedings is **void for lack of jurisdiction**.

Anticipated Court or Opposing Counsel Arguments and Legal Responses

Likely Argument	Accurate Legal Response
Proposed orders were later adopted; harmless error.	No record of signature or adoption; TRCP 306a requires judge's signature.
Jayroe had notice via e-file.	Constructive notice is insufficient; personal service is mandatory under §157.062.
Prior contempt gives continuing jurisdiction.	Contempt jurisdiction is case-specific; new show-cause required each time (<i>Rohleder</i>).
Temporary orders valid basis for writ.	Originated from void June 20 hearing; derivative orders void (<i>In re A.M.</i>).

Likely Argument	Accurate Legal Response
Unsigned order clerical error.	Pattern of unsigned filings shows systemic procedural abuse (<i>Reece, Houston</i>).
Inherent power to protect child.	Even inherent power requires due process (<i>Ex parte Barnett</i> , 600 S.W.2d 252).

Defense Path for Attorney

1. **Anchor jurisdictional challenge** on absence of signed show-cause order.
 2. **Use timeline proof:** each enforcement relies on prior void hearing.
 3. **Apply void-ab-initio doctrine** via *Ex parte Gordon* and *Ex parte Adell*.
 4. **Demonstrate father's clean hands** and continuous procedural compliance.
 5. **Seek order vacating void writs and capias; request protective relief.**
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Final Note

This document accompanies the **8.31.25 Proposed Order to Appear** and the **Affidavit of Duress dated 10.10.25**.

Together, these establish the procedural void, coercive environment, and constitutional violations underlying the case.

**NOTICE: THIS DOCUMENT
CONTAINS SENSITIVE DATA**

NO. 219-55128-2013

IN THE INTEREST OF

JAYDEN HAMPTON JAYROE,

A CHILD

§
§
§
§
§

IN THE DISTRICT COURT

219TH JUDICIAL DISTRICT

COLLIN COUNTY, TEXAS

ORDER TO APPEAR

Respondent, CHARLES JEFFERSON JAYROE, is ORDERED to appear and respond to KENDRA CAMILLE CRAIN's Second Amended Motion for Enforcement of Possession or Access filed on February 24 2025, in the District Judge's Courtroom for the 219th Judicial District Court, Collin County, Texas, 2100 Bloomdale Road, McKinney, Texas, on **September 18, 2025, at 2:00 p.m.** The purpose of this hearing is to determine whether the relief requested in this motion should be granted.

8/31/2025

SIGNED on _____.



JUDGE PRESIDING

Submitted by:

KOONSFULLER, P.C.

550 Reserve Street, Suite 450

Southlake, Texas 76092

Tel: (817)481-2710

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ROBERT J. MCEWAN

State Bar No. 24043122

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Attorney for Kendra Crain

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Donna Waldon on behalf of Robert McEwan

Bar No. 24043122

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Envelope ID: 104729356

Filing Code Description: Proposed Order

Filing Description: Order to Appear

Status as of 9/2/2025 11:31 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Rob McEwan		robert@koonfuller.com	8/22/2025 11:46:26 AM	SENT
Donna Lynn Waldon		donnalynn@koonfuller.com	8/22/2025 11:46:26 AM	SENT
Kendra Crain		kendra.crain@gmail.com	8/22/2025 11:46:26 AM	SENT

UNSWORN DECLARATION UNDER PENALTY OF PERJURY

Texas Civil Practice & Remedies Code §132.001

I, Charles J. Jayroe, declare under penalty of perjury that the following is true and correct to the best of my knowledge and belief:

1. My name is **Charles J. Jayroe**, and I am over the age of eighteen and competent to make this declaration. I was an inmate in the Collin County Detention Facility in early October 2025 under **SO#417918**, housed in **A Pod, cell A604**.
2. On **October 10, 2025**, at approximately **5:00 a.m.**, I was awakened in A Pod and instructed to prepare for transport. Around **5:15 a.m.**, I was escorted to a processing area where I was **shackled at both wrists and ankles** along with approximately twelve other detainees. The restraints were excessively tight, and the metal dug into my ankles, causing visible marks and pain. I requested relief multiple times but was ignored by detention officers.
3. We were transported to the **Collin County Courthouse holding area**, where we remained shackled. Around **9:00 a.m.**, every other detainee was taken to court, appeared before the judge, and returned to the holding area by roughly 10:00 a.m. After they were sent back to their pods and unshackled, **I was left alone—still fully shackled—for the next several hours**.
4. Two different officers passed by during that time and asked why I was still there. One stated that I **should not have been sent that early** and should have been transported closer to noon, yet no one provided relief or removed the restraints.

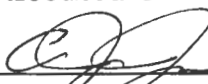
5. I began experiencing symptoms of **PTSD, panic, and physical pain**. I pressed the intercom button and asked for help or for something to read—such as a Bible—to calm myself. The female voice who answered said, “*We don’t have no books back here,*” and never checked on me again.
6. At approximately **1:15 p.m.**, I was moved into a small holding cell near **Courtroom 219**, still shackled. I did not meet with my attorney until sometime **after 2:00 p.m.** By that time, I was in physical distress from the pain and mental exhaustion.
7. During this hearing, I was informed that attorney **Robert James McEwan** had already made statements influencing counsel **Lela Schmidt**, leading to discussions about a mental health evaluation. Despite my condition, Ms. Schmidt remained professional and tried to assist me, but the environment was coercive and dominated by false narratives.
8. From **2:00 p.m. to 5:30 p.m.**, negotiations continued while I remained shackled. Around **5:30 p.m.**, I was **brought into the courtroom before all present, still shackled**, and was **forced to sign a document** that I could not properly read or review. I was told it would lead to my release but only if I agreed to drop all my cases and consent to a mental evaluation. I signed under extreme **duress and physical illness**.
9. I had been sick for several days, and medical staff had refused to give me medication for the prior two days. Despite my condition, **the judge refused my request to be released that evening** and stated I would be released Monday at noon. Even that order was not honored—I was not released until **Tuesday, October 14, 2025, at 12:30 p.m.**

10. When I returned to the jail around **5:30 p.m. on October 10**, I was still shackled. My ankles were deeply marked and painful. The physical restraint lasted roughly **twelve consecutive hours**, and I remained in visible distress throughout the night that followed.

11. I further note that while held under arrest in Collin County since **October 1, 2025**, I had been forced to accept new citations, including a “Revoke of Suspended Sentence” and a “Second Motion for Enforcement,” both derived from the false **Violation #7** from the **July 12, 2024 Enforcement hearing**, which is proven fraudulent by later exculpatory evidence.

12. This entire sequence of events left me in physical pain, mental distress, and under clear duress, and the resulting “agreement” was not voluntary or lawful.

Executed on this 17th day of October, 2025, in Lewisville, Texas.



Charles J. Jayroe
2516 Lady Amide Ln
Lewisville, Texas 75056
Phone: 214.460.3210

Unsworn Declaration (Tex. Civ. Prac. & Rem. Code §132.001):

“I declare under penalty of perjury that the foregoing is true and correct.”

Executed on: OCTOBER 17th, 2025

Signature: 