

**NOTICE: THIS DOCUMENT CONTAINS SENSITIVE DATA**

**NO. DF-24-18010**

**NOTICE: DOCUMENT CONTAINS  
SENSITIVE INFORMATION.**

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<b>IN THE MATTER OF</b>	<b>§</b>	<b>IN THE DISTRICT COURT THE</b>
<b>MARRIAGE OF</b>	<b>§</b>	
	<b>§</b>	
<b>GWENDOLYN ULJASZ-MCKEMIE</b>	<b>§</b>	<b><u>302<sup>nd</sup></u> JUDICIAL DISTRICT</b>
<b>&amp;</b>	<b>§</b>	
<b>JASON MCKEMIE</b>	<b>§</b>	<b>DALLAS COUNTY, TEXAS</b>

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**EMERGENCY MOTION TO TEMPORARILY STAY OR, IN THE  
ALTERNATIVE, IMPOSE PROTECTIVE CONDITIONS ON COURT-  
AUTHORIZED PROPERTY RETRIEVAL DUE TO MEDICAL INCAPACITY**

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**TO THE HONORABLE JUDGE OF SAID COURT:**

Jason McKemie respectfully moves for emergency relief to prevent irreparable and irreversible harm arising from a scheduled property retrieval or “clean-out” on **January 17th, 2026**, while Mr. McKemie is medically incapacitated and anticipating inpatient hospitalization. This motion **does not seek adjudication of ownership or final division of property**. It seeks a **temporary stay** or, alternatively, **strict, neutral protective conditions** to ensure that any access—if allowed—occurs in a controlled, auditable, and non-destructive manner.

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**I. EMERGENCY BASIS AND MATERIAL CHANGE IN CIRCUMSTANCES**

**A. MEDICAL INCAPACITY AND ANTICIPATED HOSPITALIZATION.**

- Mr. McKemie is medically compromised, including congestive heart failure and related complications, and anticipates immediate inpatient hospitalization for an unknown duration (currently estimated at approximately seven (7) to ten (10) days, subject to medical determination). During hospitalization, Mr. McKemie is physically unable to supervise, safeguard, inventory, or meaningfully participate in any property retrieval process.

**B. SCHEDULED RETRIEVAL CREATES IRREVERSIBLE RISK.**

- A property retrieval/“clean-out” is scheduled for **January 17th, 2026**, If access proceeds while Mr. McKemie is hospitalized or medically incapacitated, any disputed removal, damage, or loss of property becomes irreversible, and later reconstruction becomes impracticable.

**C. NOT A MERITS REQUEST.**

- This motion is narrowly tailored to prevent irreparable harm and foreseeable disputes and allegations. The Court need not resolve ownership today to impose neutral safeguards.

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## II. GOOD-FAITH COOPERATION AND NARROWED REQUEST

### D. WILLINGNESS TO COOPERATE UNDER STRUCTURE.

- Mr. McKemie is willing to cooperate with a lawful retrieval of specifically identified items through a controlled, neutral process. If permitted by the Court, Mr. McKemie further offers to facilitate retrieval by staging approved items in a neutral location (e.g., a garage) pursuant to a court-ordered protocol.

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## III. RELIEF REQUESTED (TEMPORARY STAY OR PROTECTIVE CONDITIONS)

Mr. McKemie respectfully requests that the Court enter **one** of the following:

### E. PRIMARY RELIEF — TEMPORARY STAY

#### 1. TEMPORARY STAY OF ACCESS.

A temporary stay of any property retrieval or clean-out during Mr. McKemie's inpatient hospitalization and for **five (5) days following discharge**, to allow medical stabilization and meaningful participation.

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### F. ALTERNATIVE RELIEF — PROTECTIVE CONDITIONS (IF A STAY IS NOT GRANTED)

If the Court declines to impose a stay, Mr. McKemie requests that any retrieval be permitted **only** under the following protective conditions:

#### 2. NO ENTRY WHILE HOSPITALIZED.

No access shall occur while Mr. McKemie is inpatient or hospitalized.

#### 3. NEUTRAL THIRD-PARTY RETRIEVAL ONLY; NO PERSONAL ENTRY.

Retrieval shall be conducted exclusively by a neutral third party (bonded mover and/or neutral supervisor). **Petitioner shall not personally enter the residence.**

#### 4. PRE-FILED ITEM LIST.

Petitioner shall file a written, itemized list identifying each specific item sought, limited strictly to personal effects. **Only items on the list may be removed.**

#### 5. DEFINED SCOPE; EXCLUDED CATEGORIES AND AREAS.

Retrieval shall expressly exclude—and no person may remove—documents, computers, electronics, storage media, safes, records, tools, office contents, fixtures, or any item not listed. Jason McKemie will move any and all of Petitioner’s remaining belongings which were in the downstairs office into an area for retrieval. **No entry into OFFICES ON FLOOR 1 OR 2 as they will be used to store Mr. McKemie’s artifacts only.**

**6. NO SEARCH; NO DEVICES; NO RECORDING.**

No searching, rummaging, or opening of drawers or cabinets beyond what is reasonably necessary to retrieve listed items. No tracking devices, recording devices, or inspection activity of any kind. Retrieval only.

**7. INVENTORY AND PHOTOGRAPHS.**

The neutral third party shall inventory and photograph all items removed at the time of retrieval and provide copies to both parties within **twenty-four (24) hours.**

**8. NEGATIVE INVENTORY; NO ATTRIBUTION.**

Petitioner has previously removed significant items from the residence during multiple court-authorized access periods. On subsequent occasions, certain items were reported as remaining in the residence despite video evidence confirming their prior retrieval. To avoid dispute and misattribution, any listed item not present at the residence at the time of retrieval shall be deemed already removed or not present and shall not be attributed to Respondent.

**9. SINGLE, TIME-LIMITED ACCESS.**

One (1) access event only, limited to **[2–3] hours**, on the defined date, by only a neutral 3rd party to collect the pre-defined itemized items, with no repeat entries absent further order of the Court.

**10. PRESERVATION ORDER.**

Petitioner shall take no action to remove, destroy, conceal, alter, or transfer household property pending further order of the Court.

**11. NO ALTERATION TO SECURITY FOOTAGE PROTOCOL UTILIZED DURING THE MARRIAGE**

The residence is equipped with security cameras that automatically record upon the detection of motion and/or sound. These cameras operated in this manner throughout the marriage and were installed specifically in response to Petitioner’s representations that her ex-husband posed a safety risk. No changes have ever been made to the system’s configuration, scope, or operation during the marriage. The system remains in the same status quo condition today. Accordingly, there has been no unauthorized surveillance, monitoring, or modification of the system. The cameras have operated continuously in this manner since August 2023.

**G. PRESERVATION OF PROPERTY IN EVENT OF EVICTION OR LOSS OF POSSESSION.**

- 12.** In the event Respondent is dispossessed of the residence for any reason, including eviction or execution of a writ of possession, Respondent requests an order expressly prohibiting Petitioner from entering the premises or removing any personal or marital property, and directing that any

removal, inventory, or storage of property be conducted solely by the landlord or a neutral third party under lawful authority, with written inventory and preservation pending further order of the Court.

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#### **IV. ESSENTIAL LIVING PROPERTY (EXPRESS EXCLUSION)**

13. Mr. McKemie is currently medically compromised and lacks access to funds or credit. To prevent irreparable harm, **any property retrieval shall expressly exclude essential living items necessary for Respondent's daily survival and medical needs**, including but not limited to: a bed and bedding, mattress, pillows, basic furniture used for sleeping, clothing, personal toiletries, prescribed medical equipment or supplies, medications, food, kitchen essentials necessary for meal preparation, and items required for basic hygiene. **No essential living item shall be removed pending further order of the Court.**
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#### **V. REPEATED PRIOR ACCESS WITHOUT RESOLUTION**

##### **13. REPEATED PRIOR ACCESS WITHOUT RESOLUTION**

The Court has previously permitted Petitioner multiple opportunities to retrieve personal property from the residence. Those prior access periods cumulatively totaled substantial time, including extended access with multiple individuals present, yet did not resolve the issue. Despite multiple prior entries, Petitioner now seeks additional access without limitation. Repeated, open-ended access has proven ineffective and has increased disputes rather than resolved them. Under the present circumstances—particularly Respondent's imminent medical hospitalization—further unrestricted access creates an unreasonable risk of irreparable harm and necessitates court-imposed structure, supervision, and finality.

##### **14. DISCOVERY OF UNDISCLOSED TRACKING OR MONITORING DEVICES.**

Following prior court-authorized access periods, Respondent later discovered undisclosed tracking or monitoring devices within the residence. Regardless of intent, the presence of undisclosed devices materially heightens concerns regarding personal safety, privacy, and evidentiary integrity and demonstrates the risks inherent in unsupervised or repeated access.

##### **15. ESCALATION OF ALLEGATIONS FOLLOWING ACCESS.**

Each prior access event has been followed by allegations regarding missing items, surveillance, or misconduct, even where video evidence or prior removal contradicts those claims. These recurring allegations have placed Respondent at repeated risk of law-enforcement involvement and false accusation.

##### **16. FIREARM NOW PRESENT IN THE FACTUAL LANDSCAPE.**

A recently released report reflects that Petitioner is now in possession of a firearm. This materially increases security risks associated with further access to the residence and heightens Respondent's safety concerns in light of the history of allegations tied to prior entry.

**17. PRIOR EXTRAORDINARY SECURITY MEASURES TAKEN BY RESPONDENT.**

During the marriage, Respondent hired off-duty police officers to provide security for Petitioner during court proceedings involving her ex-husband, against whom she had obtained a protective order. Respondent has no criminal history, no history of violence, and no background of domestic abuse or violent conduct. According to Petitioner's own financial disclosures, approximately \$24,000 was expended on these security measures.

**18. WRITTEN ASSURANCE REGARDING CAMERAS FOLLOWED BY ALLEGATIONS.**

Prior to at least one access event, Petitioner instructed Respondent by text message to leave the residence security cameras active so Respondent could feel assured regarding what was removed. Despite Respondent's compliance, Petitioner later entered Respondent's private office—contrary to Respondent's express request—interacted with camera equipment, and accused Respondent of recording her without consent, placing Respondent at significant legal and personal risk.

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**IV. PRAYER**

**WHEREFORE, PREMISES CONSIDERED**, Mr. McKemie respectfully requests that the Court grant the temporary stay requested herein or, in the alternative, impose the protective conditions set forth above, and grant such other and further relief as the Court deems just and proper.

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Respectfully submitted,



**Jason McKemie**

539 W. Commerce St., Ste. 2010

Dallas, Texas 75208

(214) 868-4901

[jmckemie@mckemie.net](mailto:jmckemie@mckemie.net)

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**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing was served on **Gwendolyn Ulijasz** by eService via TX e-File, and additionally by TX E-FILE, EMAIL ([gulijasz@gmail.com](mailto:gulijasz@gmail.com)), and on January 11th, 2026 at or about 8:30PM CST.

\_\_\_\_\_  
Jason McKemie 

<b>IN THE MATTER OF</b>	§	<b>IN THE DISTRICT COURT THE</b>
<b>MARRIAGE OF</b>	§	
	§	
<b>GWENDOLYN ULIJASZ-MCKEMIE</b>	§	<b><u>302<sup>nd</sup></u> JUDICIAL DISTRICT</b>
<b>&amp;</b>	§	
<b>JASON MCKEMIE</b>	§	<b>DALLAS COUNTY, TEXAS</b>

(PROPOSED)

**ORDER ON EMERGENCY MOTION TO TEMPORARILY STAY OR IMPOSE PROTECTIVE CONDITIONS ON PROPERTY RETRIEVAL DUE TO MEDICAL INCAPACITY**

On this day, the Court considered **Jason McKemie’s Emergency Motion to Temporarily Stay or, in the Alternative, Impose Protective Conditions on Court-Authorized Property Retrieval**. The Court finds that emergency relief is warranted to prevent irreparable harm, preserve the status quo, and protect the integrity of the proceedings, and that Respondent’s medical incapacity further heightens the need for immediate and continuing protective conditions.

**THE FOLLOWING PRELIMINARY FINDINGS AND BASELINE PROTECTIONS ARE ORDERED:**

**0. Applicability of Protective Conditions.**

Regardless of whether a temporary stay is granted, the Court finds that Respondent’s medical incapacity necessitates baseline protective conditions. Accordingly, the prohibitions on access during hospitalization, personal entry by Petitioner, removal of property by Petitioner, and preservation of property set forth below **shall apply at all times while Respondent is medically incapacitated and until further order of the Court.**

**A. TEMPORARY STAY (PRIMARY RELIEF)**

**1. Stay of Property Retrieval.**

All property retrieval, access, or “clean-out” activity is **STAYED** during Respondent’s inpatient hospitalization and for **five (5) days following discharge**, or until further order of the Court, whichever occurs first.

**2. No Adjudication of Ownership.**

This stay is temporary in nature and **does not adjudicate ownership, possession, or final division of property.**

**B. PROTECTIVE CONDITIONS GOVERNING ANY ACCESS** *(Applicable Regardless of Stay Determination)*

3. **No Access During Hospitalization.**

No access shall occur while Respondent is inpatient or hospitalized.

4. **Neutral Third-Party Retrieval Only; No Personal Entry.**

Any permitted retrieval shall be conducted **exclusively** by a neutral third party (bonded mover and/or neutral supervisor). **Petitioner shall not personally enter the residence.**

5. **Pre-Filed Itemized List.**

Petitioner shall **file** a written, itemized list identifying each specific item sought. Retrieval is limited strictly to personal effects, and **only items on the filed list may be removed.**

6. **Defined Scope; Excluded Categories and Areas.**

a. No person may remove documents, computers, electronics, storage media, safes, records, tools, office contents, fixtures, or any item not listed.

b. Respondent shall move any remaining Petitioner belongings previously located in the downstairs office into a designated retrieval area.

c. **No entry is permitted into any offices on Floors 1 or 2**, which shall be used exclusively to store Respondent's artifacts.

7. **No Search; No Devices; No Recording.**

Retrieval shall be limited to item pickup only. **No searching, rummaging, inspection activity, tracking devices, or recording devices are permitted.**

8. **Inventory and Photographs.**

The neutral third party shall inventory and photograph all items removed and provide copies to both parties within **twenty-four (24) hours** of retrieval.

9. **Negative Inventory; No Attribution.**

Any listed item not present at the residence at the time of retrieval shall be deemed already removed or not present and **shall not be attributed to Respondent.**

10. **Single, Time-Limited Access.**

One (1) access event only, limited to **[2-3] hours**, on the scheduled retrieval date, conducted solely by the neutral third party. **No repeat entries** absent further order of the Court.

11. **Preservation of Property.**

Petitioner shall take **no action** to remove, destroy, conceal, alter, or transfer any household property pending further order of the Court.

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## C. SECURITY CAMERA STATUS QUO

### 12. No Alteration to Existing Security System.

The residence is equipped with security cameras that automatically record upon detection of motion and/or sound. These cameras operated in this manner throughout the marriage and were installed in response to Petitioner's prior safety representations.

- a. No changes have been made to the system's configuration, scope, or operation.
- b. The system shall remain in **status quo** condition.
- c. No unauthorized surveillance, monitoring, or modification has occurred or is permitted.

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## D. ESSENTIAL LIVING PROPERTY — EXPRESS EXCLUSION

### 13. Protected Essential Items.

Because Respondent is medically compromised and lacks access to funds or credit, **no essential living or medical items may be removed**, including but not limited to: a bed and bedding, mattress, pillows, basic sleeping furniture, clothing, personal toiletries, prescribed medications, medical equipment or supplies, food, kitchen essentials, and hygiene items.

No essential living item shall be removed absent further order of the Court.

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## E. PRESERVATION OF PROPERTY IN EVENT OF EVICTION OR LOSS OF POSSESSION

### 14. No Entry or Removal by Petitioner Upon Eviction or Loss of Possession.

In the event Respondent is dispossessed of the residence for any reason, including eviction or execution of a writ of possession, **Petitioner is expressly prohibited** from entering the premises or removing any personal or marital property.

### 15. Landlord or Lawful Authority Control of Property.

Any removal, inventory, storage, or handling of personal or marital property following such dispossession shall be conducted **exclusively by the landlord or other lawful authority**, not by Petitioner, with written inventory preserved pending further order of the Court.

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## F. REPEATED PRIOR ACCESS WITHOUT RESOLUTION

16. The Court finds that Petitioner has previously been permitted multiple opportunities to retrieve personal property, which did not resolve the issue and increased disputes. Under the present circumstances—

particularly Respondent’s medical incapacity—further unrestricted access creates an unreasonable risk of irreparable harm and necessitates **court-imposed structure, supervision, and finality**.

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**G. CONTINUING JURISDICTION**

17. This Order shall remain in effect until further order of the Court.

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**SIGNED** on January \_\_\_\_\_, 2026 at \_\_\_\_:\_\_\_\_ am / pm (Circle One).

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**JUDGE PRESIDING**

### 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.

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Filing Description: EMERGENCY MOTION TO TEMPORARY STAY OR IN THE ALTERNATIVE, IMPOSE PROTECTIVE CONDITIONS ON COURT-AUTHORIZED PROPERTY RETRIEVAL DUE TO MEDICAL INCAPACITY

Status as of 1/13/2026 4:18 PM CST

#### Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
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