

NO. **DF-24-18010**

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

**MOTION FOR REMOTE TESTIMONY OF WITNESS CHRISTOPHER McNALLY
BY VIDEOCONFERENCE AND TO OVERRULE WITNESS-STRIKE
OBJECTIONS BASED ON THIRD-PARTY PROTECTIVE ORDER**

TO THE HONORABLE JUDGE OF SAID COURT:

Movant, **Jason McKemie**, requests an order permitting the testimony of **Christopher McNally** to be taken by videoconference at the bench trial set before the Court at **9:00 a.m. on Tuesday, February 24, 2026**, and further requests an order overruling any attempt to exclude this properly disclosed witness based on a third-party protective order held by Petitioner.

I. RELIEF REQUESTED

Movant requests that the Court:

1. Authorize **Christopher McNally** to testify remotely by videoconference at trial;
2. Confirm that a third-party protective order held by Petitioner is not a basis to strike or exclude a properly disclosed witness from testifying when called; and
3. Enter appropriate logistical directives to ensure orderly remote testimony without disruption.

II. FACTUAL BACKGROUND

1. This case is set for bench trial at **9:00 a.m. on Tuesday, February 24, 2026**, before the **Honorable Sandra Jackson**.
2. **Christopher McNally** is a properly disclosed witness. Movant intends to call Mr. McNally for limited, specific testimony relevant to material issues in dispute.
3. **Petitioner has previously attempted to use her protective order against Mr. McNally as a witness-strike mechanism**, asserting generalized allegations as a basis to exclude him. **That request was rejected by Associate Judge Tamika Abendroth at the third status/compliance**

hearing on the January 12, 2026 Order Compelling Production of Certified Financials, held on February 5, 2026, at which Petitioner was again found noncompliant. When Petitioner requested that Movant's disclosed witness be struck based on generalized safety concerns, the Court made clear, in substance, that courtroom security measures were more than adequate to address any safety concerns and that generalized allegations do not justify striking a properly disclosed witness from testifying when called.

4. Relevance of testimony to credibility, timeline, and the protective-order narrative. Mr. McNally's testimony is directly relevant to the Court's factfinding because, when Movant and Petitioner first became involved, Petitioner was actively pursuing and relying upon protective order proceedings involving Mr. McNally. Movant assisted Petitioner with safety planning and security-related measures during that period.
5. **It is important to note that Petitioner injected Mr. McNally into these proceedings in the days preceding the bench trial in the 254th District.** In the final days before trial, Petitioner supplemented her discovery production to include a recently modified protective order involving Mr. McNally and then invoked that order as a basis to exclude him as a witness. **Protective orders are central to the issues before this Court, including their use, timing, and asserted purpose. Petitioner has relied upon such orders to support a narrative of victimization while simultaneously attempting to use the same order to prevent the Court from hearing testimony that bears directly on its context and credibility.** Having done so, Petitioner cannot use the protective order as both a shield to block testimony and a sword to advance her claims. Mr. McNally's testimony provides first-hand timeline and credibility context directly relevant to Petitioner's present claims and litigation posture.
6. **Nonetheless, to accommodate any asserted concerns without conceding their validity, Movant will present Mr. McNally by videoconference only**, eliminating any in-person proximity and allowing the testimony to proceed without unnecessary collateral dispute or disruption.

III. REMOTE APPEARANCE / NO-CONTACT COMPLIANCE

Movant requests remote testimony only. No in-person appearance is required. Nothing in the remote appearance process authorizes or requests any direct or indirect contact with Petitioner outside the courtroom proceeding. Any communications regarding scheduling, connection details, and logistics shall be limited strictly to Movant and/or the Court and shall not be used to convey messages to Petitioner. The witness will be instructed not to contact Petitioner directly or indirectly outside sworn testimony in Court.

IV. PRAYER

Movant requests that the Court grant this Motion, authorize Christopher McNally to testify remotely by videoconference at the **February 24, 2026**, bench trial, **confirm that Petitioner may not strike or exclude this properly disclosed witness based solely on Petitioner's third-party protective order**, and grant all further relief the Court deems just.

Respectfully Submitted,

A handwritten signature in black ink that reads "Jason McKemie". The signature is written in a cursive style with a long horizontal line underneath the name.

Jason McKemie

539 W Commerce St, Ste 2010

Dallas, TX 75208

214-868-4901

jmckemie@mckemie.net

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Motion was served on Petitioner, Gwendolyn Ulijasz, in accordance with applicable Texas rules on **February 22, 2026**, via e-service and/or email:

gulijasz@gmail.com and gwendolyn.ulijasz@accenture.com

A handwritten signature in black ink that reads "Jason McKemie". The signature is written in a cursive style with a long horizontal stroke underneath the name.

Jason McKemie

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.

Envelope ID: 111567029

Filing Code Description: Motion - Miscellaneous

Filing Description: FOR REMOTE TESTIMONY OF WITNESS
CHRISTOPHER MCNALLY BY VIDEOCONFERENCE AND TO
OVERRULE WITNESS-STRIKE OBJECTION 3RD PTY PO

Status as of 2/23/2026 2:32 PM CST

Case Contacts

| Name | BarNumber | Email | TimestampSubmitted | Status |
|-------------------|-----------|---------------------|----------------------|--------|
| Jason McKemie | | jmkemie@mckemie.net | 2/23/2026 8:23:47 AM | SENT |
| Gwendolyn Ulijasz | | gulijasz@gmail.com | 2/23/2026 8:23:47 AM | SENT |