

NO. DF-24-18010
IN THE MATTER OF THE MARRIAGE OF
GWENDOLYN ULIJASZ-MCKEMIE,
Petitioner

and

JASON MCKEMIE,
Respondent

IN THE DISTRICT COURT
302nd JUDICIAL DISTRICT
DALLAS COUNTY, TEXAS

**PETITIONER’S OBJECTION TO EX PARTE
CONSIDERATION, AND EMERGENCY MOTION TO STRIKE
OR, IN THE ALTERNATIVE, SET FOR NOTICED HEARING
WITH REMOTE APPEARANCE**

TO THE HONORABLE JUDGE OF SAID COURT:

Petitioner, **Gwendolyn Uljasz-Mckemie**, files this Objection to Ex Parte Consideration of Respondent’s “Emergency Motion to Stay Eviction Proceedings, Extend Rent Registry Deadline, and Prevent Irreparable Harm Due to Medical Incapacity,” and moves the Court to strike the motion or, in the alternative, set the matter for a noticed hearing with remote appearance. In support, Petitioner respectfully shows the Court as follows:

I. OBJECTION TO EX PARTE CONSIDERATION

Respondent filed the referenced motion late in the evening and has represented an intent to seek **ex parte relief** without notice to Petitioner. **Petitioner received the motion at approximately 11:50 PM yesterday, January 11, 2026, providing no meaningful notice or opportunity to respond prior to Respondent’s stated intent to seek ex parte relief.** Petitioner objects to any ex parte consideration because the motion seeks substantive relief that materially affects Petitioner’s property rights, access rights to personal property verbally granted by your Honor the January 6 hearing, and financial obligations, without the procedural safeguards of notice and hearing.

Ex parte relief is extraordinary and appropriate only where immediate and irreparable harm would result from providing notice. Respondent has not met that standard.

II. THE MOTION SEEKS MERITS-BASED RELIEF UNDER THE GUISE OF “NON-MERITS”

Although Respondent characterizes the motion as “temporary” and “non-merits,” the requested relief would:

- Toll or excuse statutory rent registry requirements;
- Reallocate rent obligations to Petitioner without adjudication;
- Stay eviction proceedings already governed by landlord–tenant law; and
- Prohibit Petitioner from entering or accessing property and personal effects.

These requests go well beyond preservation of the status quo and constitute merits-based relief that cannot be granted *ex parte*.

III. NO SWORN EVIDENCE SUPPORTS THE CLAIMED MEDICAL EMERGENCY

Respondent’s motion relies entirely on repeated, unsworn assertions of medical incapacity and imminent hospitalization. No medical affidavit, physician declaration, hospital admission record, or other competent evidence is attached nor has it been provided over the last year. Texas courts do not grant emergency relief affecting property and possession rights based on unverified claims.

IV. IMPROPER ATTEMPT TO RESTRICT PETITIONER’S PROPERTY AND ACCESS RIGHTS

The proposed order submitted by Respondent would prohibit Petitioner from entering the premises or removing personal or marital property, potentially indefinitely and without hearing. Such relief is extraordinary, punitive in effect, and improper absent sworn evidence and notice. Granting such relief *ex parte* would result in immediate and irreparable prejudice to Petitioner.

V. JURISDICTIONAL AND PROCEDURAL DEFECTS

Respondent improperly conflates eviction proceedings, rent registry requirements, alleged payment disputes, and family-court jurisdiction in a single emergency request. The Court should not permit procedural end-runs that bypass statutory requirements or undermine parallel proceedings.

VI. REQUEST FOR NOTICED HEARING AND REMOTE APPEARANCE

If the Court determines that any portion of Respondent's motion warrants consideration, Petitioner respectfully requests that the matter be set for a **noticed hearing**.

Petitioner again further requests permission to appear **by Zoom or other remote means**, as Petitioner resides in **San Antonio, Texas**, approximately **five (5) hours from Dallas County**, and cannot reasonably appear in person on short notice. Remote appearance will ensure fairness, due process, and efficient resolution without prejudice to any party and allow her to keep her day job in good standing.

VII. PRAYER

WHEREFORE, PREMISES CONSIDERED, Petitioner respectfully requests that the Court:

1. **Decline and deny any ex parte consideration** of Respondent's Emergency Motion;
2. **Strike the motion** in its entirety; or
3. In the alternative, **set the matter for a noticed hearing**;
4. Grant Petitioner leave to **appear remotely by Zoom** at any such hearing; and
5. Grant such other and further relief to which Petitioner may be justly entitled.

Respectfully submitted,

Gwendolyn Ulijasz-Mckemie

Petitioner, Pro Se

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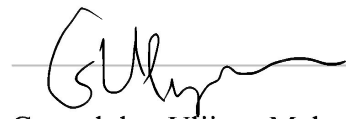
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CERTIFICATE OF SERVICE

I certify that a true and correct copy of this filing was served on **Jason McKemie**, Respondent, Pro Se, by electronic service and/or email on this 12th day of January, 2026.



Gwendolyn Ulijasz-Mckemie

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