

NOTICE: THIS FILING CONTAINS SENSITIVE INFORMATION.

NO. **DF-24-18010**

IN THE MATTER OF
THE MARRIAGE OF

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IN THE DISTRICT COURT

GWENDOLYN ULIJASZ-MCKEMIE
&
JASON MCKEMIE

302ND JUDICIAL DISTRICT

DALLAS COUNTY, TEXAS

**SUPPLEMENT OBJECTION TO WITHDRAW OF PETITIONER’S COUNSEL
AND REQUEST FOR EXPEDITED COMPLIANCE HEARING**

TO THE HONORABLE JUDGE OF THE 302nd DISTRICT COURT:

I, **Jason McKemie**, pro se Respondent in the above-styled cause, respectfully submit this **Supplemental Objection to the Motion to Withdraw filed by Ethan Scroggins** and request immediate, enforceable relief to cure continuing discovery failures and preserve the integrity of the record. This filing integrates the Court’s September 9, 2025 directives, my follow-up demands, the defective production that followed, and the concrete prejudice I continue to suffer. I ask the Court to act now so that meaningful, institution-issued financial records can be obtained and preserved.

I. INTRODUCTION AND RELIEF REQUESTED

1. I formally Object to the Withdrawal of Petitioner’s Counsel Ethan Scroggins and request that the Court either:

- i. deny the Motion to Withdraw, or
- ii. condition any permitted withdrawal on strict, enforceable terms described in the Proposed Order filed separately.

2. At minimum, I request:

- i. immediate, gap-free production of all outstanding institution-issued monthly statements and native transaction exports for the periods and accounts specified below;
- ii. leave to serve narrowly tailored third-party subpoenas immediately pursuant to Tex. R. Civ. P. 205.3 and/or appointment of a neutral court-appointed forensic accountant;
- iii. restoration of access to medically necessary funds or temporary relief to cover prescriptions;
- iv. preservation and restoration of removed e-file items and preservation of e-file audit logs;

- v. that Petitioner’s counsel remain counsel of record and appear at the compliance hearing unless the Court authorizes withdrawal after full compliance; and
- vi. an expedited compliance hearing within 7–14 days.

II. BACKGROUND AND PATTERN

3. This timeline shows a continuing pattern of procedural manipulation that began while the case was before **Judge Kimberly Brown** in the 254th District. That conduct led to Judge Brown’s recusal after the matter was advanced toward trial even though discovery had been completely evaded.

Date	Event
Apr 29 2025	Order Granting Withdrawal of William Cook as Counsel – entered while discovery remained open to June 23 2025 .
May 27 2025	Respondent served formal discovery (Requests for Production, Interrogatories, and Initial Disclosures) under TRCP 192 & 194 .
Jun 17 2025 @ 8:53 a.m.	Notice of Formal Discovery Served filed with proof of service (Envelope ID 102086079).
Apr 29 – Jun 23 2025	No attorney of record for Petitioner; she refused to declare pro se despite repeated requests, creating a 55-day period during which service could not be completed.
Jun 23 2025 @ 11:08 p.m.	Ethan Scroggins (Sullivan & Cook) filed Notice of Appearance and simultaneous “service-only” responses to discovery fifteen minutes before the close of discovery .
Jul 10–16 2025	I, Respondent, filed motions for enforcement and sanctions citing non-compliance.

4. This same pattern is reappearing. Mr. Scroggins filed the current Motion to Withdraw on **Monday, November 3, 2025**, the first business day after the **October 31 hearing** where I announced my intent to move for subpoena authority. The timing mirrors the prior tactic used in the 254th: withdrawal during active discovery to stall production, leaving Petitioner unrepresented and refusing to declare pro se, followed by re-entry to file blanket objections and declare discovery closed.
5. I raised this identical issue at the October 31 hearing, explaining that the prior withdrawal pattern eliminated discovery entirely. Allowing withdrawal again at this stage would repeat that misconduct, permit further obstruction, and jeopardize compliance with the Court’s financial-disclosure orders.

LIMITED RELIEF REQUESTED

- I respectfully ask the Court to **deny or condition** Petitioner's counsel's Motion to Withdraw until all court-ordered financial disclosures are produced and certified as complete. This narrow request simply prevents a recurrence of prior discovery evasion and the resulting prejudice to the Court and to me as a pro se litigant.

III. FACTS, RELIANCE, AND CHRONOLOGY

7. PRIOR PROCEEDINGS AND REASSIGNMENT.

This case previously proceeded to trial in the 254th Judicial District. Following recusal and reassignment, the parties restarted pretrial before a new judge. The restart should have given the parties and the Court an opportunity to obtain and place on the record complete, certified financial records; that opportunity has been frustrated by the production failures described below.

8. THE SEPTEMBER 9, 2025 HEARING AND COURT ACCOMMODATION.

At the **September 9, 2025 pretrial hearing** before **Judge Sandra Jackson**, the Court directed Petitioner's counsel to produce the missing financial documentation and Mr. Scroggins acknowledged that directive on the record and agreed to produce "all of the missing financial materials." I relied on that directive and on counsel's on-the-record acknowledgment. At that same hearing the Court stated she could not appoint a forensic accountant or grant subpoena authority at that procedural moment, but she expressly offered **time** as an accommodation—**a ninety (90)-day preparation period with complete, certified financial records prior to the exhibit-exchange deadline** so that a pro se litigant like me could meaningfully prepare. Under the then-existing schedule (trial Feb. 24, 2026; exhibit exchange Jan. 23, 2026), certified, gap-free production necessary to permit that 90-day period should have been completed no later than **October 25, 2025**. I structured my preparation and expectations around that accommodation.

9. MY DETAILED DEMAND AND COUNSEL'S RESPONSE.

Following the September 9th Pre-Trial hearing, no new statements had been produced by the following weekend; therefore, I checked in with opposing counsel.

By the time thej next weel business passed and I had not received any additional documents, therefore I sent opposing Counsel an email reminding him of the directive and restating my request for the financials. I served a detailed demand on Sept. 21, 2025 identifying the specific accounts, exact months, and the particular pages I needed produced in institution-issued, consecutive monthly statement format, and I requested native CSV/Excel transaction exports. (My demand email and line-item list are attached as Exhibit C.) Opposing counsel replied on Sept. 23, 2025 acknowledging prior productions (Bates range GU000001–GU001668) but

refusing to cure systemic defects unless I identified every missing page individually—an unworkable approach given the volume and structure of their production. I complied by providing targeted, itemized follow-ups (Sept. 24–25, 2025) and again set a cure deadline. Despite that, the production that followed was partial, inconsistent, and in many instances unusable for forensic tracing.

10. I LIMITED MY REQUESTS TO PETITIONER’S OWN DISCOVERY INVENTORY.

I used Petitioner’s discovery/tracing inventory and requested the financial documentation for those accounts which Petitioner had acknowledged the existence of during the marriage. I did not go on a fishing expedition and asked for the financial documentation associated with those accounts which Petitioner acknowledged ownership of in her own tracing sheet. The Discovery Inventory (Petitioner’s master list) shows which accounts were designated as requiring monthly statements and which pages were missing; that inventory is attached as Exhibit A.

11. REPRESENTATIVE AND DEMONSTRABLE DEFECTS IN PRODUCTION.

The post-hearing production did not provide institution-issued, consecutive monthly statements as ordered. Instead, I received, among other defective items: single day “snapshots”; truncated exports that do not show monthly inflows/outflows; annual reports that do not show monthly detail duplicated pages labeled as different months; and whole account families omitted entirely (e.g., business/rental house reimbursements not shown as income). Many documents provided by Petitioner were done so in duplicate. For example, there were several statements that had been downloaded and were of a certain quality, and the same statements were scanned in at a later production and were of a lesser quality. Interestingly, each set of statements were missing the same few pages.

12. PATTERN, TIMING, AND PREJUDICE.

The combination of (a) counsel’s (Ethan Scroggin’s) on-the-record commitment on Sept. 9 to produce the financials, (b) the deficient and duplicative production of thousands of intermixed pages taking exhaustive efforts to reconcile that followed which yielded 1 page of a statement of a 4 page statement-which had two different months attributed to it, (c) repeated delays and tactical timing of filings, and (d) counsel’s attempt now to withdraw, has caused and continues to cause me immediate and concrete prejudice. I am pro se; because of the production failures I have been denied access to funds necessary for prescriptions and basic living (HSA access), I have faced eviction proceedings and vehicle repossession notices, I have suffered catastrophic credit damage that impairs employability (790-380), and I cannot perform reliably traceable forensic accounting on a seven-figure marital estate absent institution-issued statements and native transaction exports. Representative evidence of these harms is attached as Exhibits F–H.

13. ATTEMPTS TO COOPERATE EXHAUSTED.

I made repeated, good-faith efforts to cooperate and to identify narrowly tailored missing pages. I limited my requests to known accounts on Petitioner's discovery inventory and requested only the specific missing pages and monthly statements the inventory identified. Those reasonable efforts have been met with partial, disorganized, and, in some instances, demonstrably duplicative/misdated production — conduct that has exhausted informal remedies and requires immediate court intervention.

14. TEXAS E-FILE RECORD INTEGRITY ISSUE — MOTION TO PRESERVE EVIDENCE, ACCEPTED WITHIN TEXAS E-FILE, MOTION REMOVED, & NO LONGER EXISTS WITHIN THE COURT RECORD.

I previously filed motions to preserve evidence and preserve metadata in the e-file system; those motions were accepted and posted, and have since been removed from the e-file record. I communicated with eFileTexas and was informed the deletion originated on the court side. I have copies (screenshots and local files) of the original filings and my communications with eFileTexas, which I will offer as Exhibit I. Because those preservation motions bear directly on custody, metadata, and evidentiary integrity, I request the Court order immediate preservation and production of e-file audit logs and an explanation regarding the removal. (I attach available communications with eFileTexas as Exhibit I.)

IV. GROUNDS FOR RELIEF AND AUTHORITY

15. The Court has discretion to deny or to condition withdrawal where such withdrawal would prejudice an opposing party or would disrupt the orderly administration of justice. Tex. R. Civ. P. 10; Tex. R. Civ. P. 21a; Tex. R. Civ. P. 215.2; and the Court's inherent authority support conditioning or denying withdrawal and ordering production, subpoena authority, and appointment of a neutral forensic accountant when necessary.
16. Tex. R. Civ. P. 205.3 authorizes relief allowing subpoenas outside normal discovery when necessary to preserve a party's rights. Given the nature and quality of the production to date, immediate leave to serve narrowly tailored third-party subpoenas on the financial institutions identified in Petitioner's own tracing sheet is the most practical way to obtain certifiable, institution-issued monthly statements and native transaction exports that enable reliable forensic tracing.

V. PERSONAL IMPACT AND REQUEST FOR INTERIM RELIEF

17. Your Honor, the financial records for the months leading to Petitioner's departure show extreme resource isolation and financial control. Over \$700,000 in marital funds were diverted, leaving me with almost nothing. Immediately after my spinal surgery, and days after I retained

counsel for protection, Petitioner reported my retainer as “fraud,” cutting off all access to joint funds. What followed was a year of procedural obstruction and more than a dozen false police reports that triggered multiple criminal investigations, none of which resulted in charges. The effect has been financial and psychological devastation.

18. Throughout this case I have sought only stability and fairness—access to medical care, shelter, and the ability to care for my father, whose entry into a memory-care facility has been delayed for lack of funds. The Court has the ability to correct this imbalance. I respectfully request an **early interim distribution of community funds** sufficient to (1) repay the \$50,000 my father advanced for our household at the start of these proceedings and (2) secure his placement in the memory-care facility that has now come open. This relief is necessary to prevent further irreparable harm while the estate is traced and divided under the Court’s supervision.

VI. REQUESTED RELIEF

19. Deny or Strictly Condition Withdrawal.

Respondent respectfully asks the Court to deny, or in the alternative to condition, Petitioner’s counsel’s Motion to Withdraw until (a) all court-ordered and previously requested financial disclosures are produced in full, certified complete, and verified by the Court or a neutral forensic accountant; and (b) the Court expressly finds that no prejudice will result from counsel’s withdrawal.

20. Court-Controlled Discovery Process.

Respondent further asks that any future discovery, production, or verification of financial materials be handled directly through the Court, its appointed neutral experts, or third-party custodians. Respondent should not be required to negotiate, correspond, or confer further with Petitioner or her counsel regarding discovery or production, as those interactions have proven futile and have caused continuing harm. The Court should assume supervision of all remaining discovery to prevent further abuse or delay.

21. Protective Oversight.

Respondent requests that the Court issue a protective directive prohibiting Petitioner, her counsel, or their agents from initiating direct contact with Respondent outside formal court processes and filings, and from taking any further unilateral actions—financial, procedural, or communicative—that could prejudice Respondent’s position or obstruct the Court’s orders.

22. Compliance Hearing.

Respondent asks that the Court set an expedited compliance hearing within fourteen (14) days to confirm that all financial records have been produced, to evaluate any certification of completeness, and to determine whether sanctions or other corrective measures are warranted.

23. Reservation of Sanctions and Further Relief.

Respondent asks that the Court reserve jurisdiction to impose sanctions, award costs and fees, and refer matters to appropriate authorities if evidence establishes that prior discovery obstruction or false representations were intentional or in bad faith.

EXHIBITS

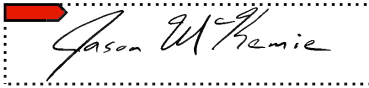
A. I will file and offer the following exhibits in support of this Supplemental Objection:

- **Exhibit A** — Discovery Demand Documents, Details Regarding Discovery Deficiencies.
- **Exhibit B** — Produced Documents, Same Statement with 2 Different Months on it.
- **Exhibit C** — My Sept. 21, 2025 demand email and line-item list of missing pages.
- **Exhibit D** – Ethan Scroggins admission that there was a large amount of work to be done and commitment to a “Substantive Response.”
- **Exhibit D** — Proposed subpoenas and proposed scope for a court-appointed forensic accountant.
- **Exhibit E** — Opposing counsel’s Sept. 23, 2025 response acknowledging Bates ranges and declining systemic cure without itemized lists.
- **Exhibit F** — Doctors note showing I have utilized HSA/FSA funds for 2 years for Medical Services, Dental, Vision, and Prescription Medications, that I have Congestive Heart Failure and am not on Prescribed Medications, and that it is serious and not optional.
- **Exhibit G** – Images of scarring due to a serious recurring Staff Infection which has developed as I have been procedurally blocked from getting access to health care.
- **Exhibit G** — Sworn Statement that Petitioner showed a Lease Buyout Agreement on Screen in a Hearing on Oct 31st which she had negotiated and executed without my knowledge, consent, or even notification of, months prior.
- **Exhibit H** — The damage done to my credit due to the financial ambush which occurred in December.

- **Exhibit I** — Copies/screenshots of preserved motions that were accepted then removed from the e-file system and communications with eFile Texas reflecting deletion origin.

I DECLARE UNDER PENALTY OF PERJURY under the laws of the State of Texas that the foregoing is true and correct to the best of my knowledge.

Respectfully submitted,

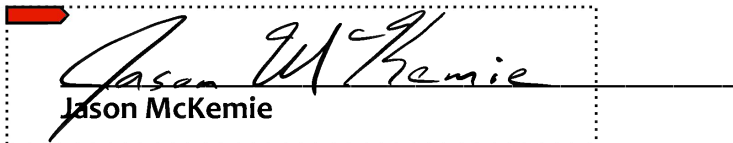


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Dated: November 10, 2025

UNSWORN DECLARATION

I, Jason McKemie, declare under penalty of perjury under the laws of the State of Texas that the facts stated in this Supplemental Objection are true and correct to the best of my knowledge.

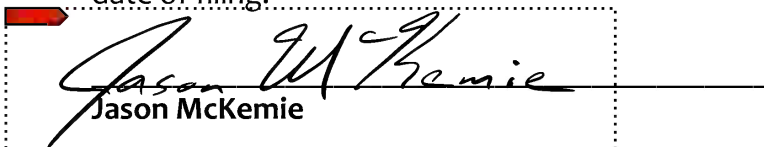


Jason McKemie

Dated: November 10, 2025

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Supplemental Objection and all exhibits were served on Ethan Scroggins (escroggins@sullivancook.com) via e-service through eFileTexas and by email on the date of filing.



Jason McKemie

Dated: November 10, 2025

Automated Certificate of eService

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Case Contacts

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