FILED
Marilyn Burgess
District Clerk

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Case Number: 2023-67904

•	CHOC I (WIII) CI I	11110	
Christina Michelle Cruise	§	IN THE DISTRICT COURT OF	VACUIS
PETITIONER	§		_
	§		p3
VS.	§	HARRIS COUNTY, TEXAS	l Va V G D
	§		vexao
Sefra Perkins, and Zarena A. All	en §		Sensx
RESPONDENTS	8	245 th JUDICIAL DISTRICT	JU. 17/

Order Granting Motion to Declare Pro Se Plaintiff Christina Michelle Cruise to be a Vexatious Litigants Pursuant to Texas Civil Practice and Remedies Code Chapter 11

On	, 2024, the	Court con	sidered R	esponden	t Zarena Ar	ıgelica
Allen's Motion to declare Plaintiff A vexatious	s litigant.	Responder	it Allen's	motion w	vas filed tim	ely on
or before the 90th day after Respondent filed he	er original a	answer. <i>Se</i>	e Tex. R.	Civ. Proc	. 11.051. F	urther,
notice of the motion and the hearing on the mo	tion were	provided to	all parti	es, in acco	ordance with	ı Tex.
R. Civ. Proc. 11.053.						

After considering the motion, the evidence provided, the pleadings on file in this case and the response of Plaintiffs, the Court makes the following findings and orders:

FINDINGS

The Court finds that there is no reasonable probability that the Petitioner will prevail in this litigation against either Respondent.

The Court further finds that in the seven-year period immediately preceding Respondent Allen filing her *motion to declare Plaintiffs a vexatious litigant*, the Petitioner, Ms. Cruise, had commenced, prosecuted and/or maintained, as *pro se* litigant, at least five litigations that were finally determined adversely to her. Those cases include, but are not limited to:

Cause No. 2014-71972A; Christina Cruise v. Texas Department of Family and Protective Services (246th Judicial District Court of Harris County, Texas, dismissed for want of prosecution);

Cause No. 2021-06258; Christina Cruise v. Texas Department of Family and Protective Services (246th Judicial District Court of Harris County, Texas, dismissed with prejudice);

Cause No. 4:18-CV-1153, Christina Cruise v. Dean, et al. (S.D. of Tex., dismissed with prejudice);

Cause No. 18-20707, Christina Cruise v. Dean, et al. (5th Cir., dismissed for want of jurisdiction);

Cause No. 1:2019-CV-00919, Christina Cruise v. Hecht, at al. (W.D. of Tex., dismissed with prejudice);

Cause No. 19-20178, In re Cruise, (5th Cir., dismissed as frivolous); and

Cause No. 20-20285, *Christina Cruise v. Dean, et al.* (5th Cir., dismissed for want of jurisdiction).

The Court additionally finds that the Petitioner, Cruise, has repeatedly, and after litigation has been finally determined against her, continued to re-litigate or attempted to re-litigate, as *pro se* parties the cause of action, claims, controversy and/or factual and/or legal determinations against one or more of the same Respondents against whom litigation was previously finally determined. Those cases include, but are not limited to:

Cause No. 2014-71072; Texas Department of Family and Protective Services v. Christina Cruise (termination of parental rights on June 8, 2017);

Cause No. 2019-49913, *Adoption of T.V.C.* (attempted intervention into the adoption action of child subject of the termination case in 2014-71072); and

Cause No. 2022-38369, Christina Cruise v. Zarena Angelica Allen (suit for possession of and access to child subject of the termination case in 2014-71072).

The Court also finds that the Petitioner is specifically attempting to re-litigate the same controversy against these specific Respondents, namely the termination of her parental rights and the affect of that termination action on her right of access to and possession of the child.

The Court finds that Petitioner, Christina Michelle Cruise, is a vexatious litigant.

The Court finds that the reasonable expenses incurred by the Respondent in this litigation or in connection with the commenced litigation, including costs and attorneys' fees, is [Insert Amount]

The Court finds that a reasonable time period for the Petitioner to post, as security, the expenses incurred by the Respondent, is ______.

ORDERS

This Court DECLARES Petitioner, Christina Michelle Cruise, to be a vexatious litigant.

IT IS ORDERED that Christina Michelle Cruise is prohibited from filing any new *pro se* litigation in the State of Texas without the written permission of the applicable local administrative judge, who will review the desired *pro se* litigation and pursuant to Tex. Civ. P. Rem. Code §11.102 determine whether or not the litigation has merit and whether or not it has been filed for the purpose of harassment.

With this Order, the Petitioner is apprised that this Court is required to dismiss her litigation if she fails to post the security in full by the date set by this Order. See Tex. Civ. Prac. & Rem Code §11.056.

As required by the Texas Civil Practice & Remedies Code, the district clerk is ORDERED to provide a copy of this Order to the Office of Court Administration within 30 days of the signing of this Order.

Pursuant to Section 11.101(c) of the Texas Civil Practice & Remedies Code Christina Michelle Cruise may appeal this Court's findings and order.

Signed on this the \(\frac{\frac{1}{2}}{2}\) day of \(\frac{1}{2}\)

, 2024.

The Honorable Angela Lancelin, Presiding Judge, 245th District Court



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.

Witness my official hand and seal of office this March 12, 2024

Certified Document Number: <u>113239250 Total Pages: 3</u>

Marilyn Burgess, DISTRICT CLERK

Marilyn Burgess

HARRIS COUNTY, TEXAS