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NO. 2015-517,463

IN THE INTEREST OF

L. G. CHAPMAN,

A CHILD

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§  
§  
§

IN THE DISTRICT COURT

364<sup>TH</sup> JUDICIAL DISTRICT

LUBBOCK COUNTY, TEXAS

**ORDER DECLARING CHARLES BRICE CHAPMAN A VEXATIOUS LITIGANT**

On July 25, 2025, in accordance with Tex. Civ. Prac. & Rem. Code § 11.053, this Court held a hearing on **Defendant, Christina Love Chapman's**, *Motion to Declare Charles Brice Chapman a Vexatious Litigant*.

The Court having reviewed the motion, pleadings, the law, evidence, and arguments of all parties, made the following findings and orders:

***Appearances***

**Defendant** did not appear in person, but appeared through her attorney of record, Matthew L. Harris, Esq., and announced ready.

**Plaintiff, Charles Brice Chapman:**

- ☐ appeared in person and announced ready
- ☒ did not appear after being provided with notice of the date and time of this hearing

***Jurisdiction***

The Court, after examining the record and after considering the evidence and argument of counsel, finds that it has jurisdiction over the subject matter and the parties in this case. All persons entitled to citation were properly cited.

***Record***

The record of testimony was duly reported by the court reporter for the 364th Judicial District Court.

## ***Findings***

**Defendant's Motion** was timely filed on or before the 90<sup>th</sup> day after the filing of **Defendant's Answer** in this litigation, in accordance with Tex. Civ. Prac. & Rem. Code § 11.051.

**Charles Brice Chapman** is a **Plaintiff** as he is an individual who commenced or maintained this litigation, *pro se*. Tex. Civ. Prac. & Rem. Code § 11.001(5).

**Plaintiff** initiated the present litigation, *pro se*, on November 20, 2024, when he filed *Movant's Motion to Disqualify Judge Stephen L. Johnson and Order to Enforce by Self-Executing Power of Attorney*, alleging that the January 7, 2016 *Agreed Final Decree of Divorce* in this case, as well as all subsequent orders entered in this case, are void on the grounds that the Judge who signed the *Decree*, Associate Judge Stephen Johnson, was disqualified.

**Plaintiff** has also filed numerous other pleadings in this case alleging the same or similar causes of action (that the Judge should be disqualified, that the *Decree* is void, that all orders since the *Decree* are void, or that the case should be reopened as a Divorce.)

The claims asserted by **Plaintiff** in the present case are the same claims asserted by him in prior litigation, at that time with the benefit of counsel, against **Defendant** in the 72<sup>nd</sup> District Court, Lubbock County, Texas, DC-2023-CV-0064, where **Plaintiff** sought an *Equitable Bill of Review*. **Plaintiff's** claims, having already been decided against him in the *Equitable Bill of Review*, are barred by *res judicata* or claim preclusion. Therefore, there is not a reasonable probability that **Plaintiff** will prevail in the litigation against **Defendant**. See Tex. Civ. Prac. & Rem. Code § 11.054.

The *Equitable Bill of Review* was a "litigation," as defined by Tex. Civ. Prac. & Rem. Code § 11.001(2) because it was a civil action commenced, maintained, or pending in any state or federal court.

After a litigation was finally determined against **Plaintiff**, he repeatedly relitigated or attempted to relitigate, *pro se*, the validity of the determination against the **Defendant**, which was the same **Defendant** as to whom the litigation was finally determined. See Tex. Civ. Prac. & Rem. Code § 11.054(2)(A). **Plaintiff** has also repeatedly relitigated or attempted to relitigate, *pro se*, the cause of action, claim, controversy, or any of the issues of fact or law determined or concluded by the final determination against the **Defendant**, which was the same **Defendant** as to whom the litigation was finally determined. See Tex. Civ. Prac. & Rem. Code § 11.054(2)(B). Before the filing of this lawsuit, the same causes of action, claims, controversies, or issues of fact or law were determined adversely to **Plaintiff** and in favor of **Defendant** in the 72<sup>nd</sup> District Court, Lubbock County, Texas, DC-2023-CV-0064; and *Chapman v. Chapman*, No. 07-23-00431-CV, 2023 WL 8793047 (Tex. App.—Amarillo Dec. 19, 2023, no pet.).

The present litigation is an attempt to relitigate the validity of the final determination made against him in the *Equitable Bill of Review*.

Courts cannot allow litigants to abuse the judicial system and harass their victims without consequence. Accordingly, the Court **FINDS** that **Plaintiff, Charles Brice Chapman**, is such a litigant, and his conduct is subject to review and action by this Court.

Tex. Civ. Prac. & Rem. Code Ch. 11 provides this Court with the authority to prevent **Plaintiff** from using the judicial system to retaliate against and harass **Defendant** or any other party.

### ***Orders of the Court***

Chapter 11 of the Texas Civil Practice & Remedies Code governs suits brought by vexatious litigants. The Court may, on a defendant's motion or *sua sponte*, designate a party as a vexatious litigant. Tex. Civ. Prac. & Rem. Code § 11.101.

A party may be declared a vexatious litigant if there is not a reasonable probability that he will prevail in litigation **and** after a litigation has been finally determined against the plaintiff, the plaintiff repeatedly relitigates or attempts to relitigate, *pro se*, either the validity of the determination against the same defendant as to whom the litigation was finally determined **OR** the cause of action, claim, controversy, or any of the issues of fact or law determined or concluded by the final determination against the same defendant as to whom the litigation was finally determined. Tex. Civ. Prac. & Rem. Code § 11.054.

Specifically, the Court **FINDS** as follows:

- (1) There IS NOT a reasonable probability that **Plaintiff** will prevail in his current litigation against **Defendant**.
- (2) After a litigation has been finally determined against **Plaintiff**, he repeatedly relitigated or attempted to relitigate, *pro se*, the validity of the determination against **Defendant**, which was the same defendant as to whom the litigation was finally determined.
- (3) After a litigation has been finally determined against **Plaintiff**, he repeatedly relitigated or attempted to relitigate, *pro se*, the cause of action, claim, controversy, or any of the issues of fact or law determined or concluded by the final determination against the same defendant as to whom the litigation was finally determined.
- (4) **Charles Brice Chapman** meets the criteria for finding a plaintiff or Plaintiff a vexatious litigant.

Accordingly, this Court **ORDERS** that **Charles Brice Chapman** is adjudicated to be a vexatious litigant.

Because of this, the Court **ORDERS** that **Charles Brice Chapman** is prohibited from filing *pro se* any new litigation in a court in this state under the name “**Charles Brice Chapman**” “**Brice Chapman**” “**Charles Brice Chapman, Agent**” or any other name, without first being granted permission to file by the local administrative judge, pursuant to Tex. Civ. Prac. & Rem. Code § 11.101. Upon requesting any such permission, **Plaintiff** is ordered to provide a copy of the request to all defendants named in the proposed litigation. Such permission shall be granted only if the litigation appears to have merit and is not filed for purposes of harassment or delay; such permission may also be conditioned on the furnishing of a security.

**Charles Brice Chapman** is hereby **NOTIFIED** that he is subject to punishment pursuant to the inherent powers of the court or by contempt if he fails to obey this pre-filing order.

The Court further **ORDERS** that the Clerk of the Court is directed to notify the Office of Court Administration of this Court’s declaration of **Charles Brice Chapman** as a vexatious litigant and this prefiling order, pursuant to Tex. Civ. Prac. & Rem. Code § 11.103 (a). The Office of Court Administration of the Texas Judicial System shall list **Charles Brice Chapman a/k/a “Brice Chapman”** aka “**Brice Chapman, Agent**” on the list of vexatious litigants subject to prefiling orders on the agency’s Internet website. Tex. Civ. Prac. & Rem. Code § 11.103(b).

Finally, the Court **ORDERS** that proceedings in this matter are hereby stayed and that **Charles Brice Chapman** is **ORDERED** to furnish security for the benefit of **Defendant, Christina Love Chapman**, to assure payment to her for her reasonable expenses incurred in or in connection with the commenced litigation, including costs and attorney’s fees. **IT IS ORDERED** that security, in the amount of a \$20,000.00 (TWENTY THOUSAND & 00/100 DOLLARS) shall be deposited into the registry of the court by mailing a cashier’s check or money order, payable to

the Registry of the Court, to Lubbock County District Clerk, 904 Broadway, Room 105, Lubbock, TX 79401, and the payment shall contain this matter's cause number in the memorandum line.

**IT IS ORDERED** that if **Plaintiff** does not furnish the security ordered above within ten (10) days following the date of this Order, then the Court shall dismiss this case with prejudice in its entirety, pursuant to Tex. Civ. Prac. & Rem. Code § 11.056.

**IT IS ORDERED** that if **Plaintiff** furnishes the security ordered above, and the litigation is dismissed on its merits, then **Christina Love Chapman** shall have recourse to the security furnished in an amount that shall be determined by the Court.

Date: July 25, 2025

  
JUDGE PRESIDING