

NOTICE: THIS DOCUMENT
CONTAINS SENSITIVE DATA

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KP

NO. 93167

IN THE INTEREST OF
W.V.A.,
A CHILD

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IN THE DISTRICT COURT
354TH JUDICIAL DISTRICT
HUNT COUNTY, TEXAS

ORDER DECLARING JEREMY WAYNE ATKINS A VEXATIOUS LITIGANT

On July 23, 2025, the court heard the *Motion to Declare Jeremy Atkins a Vexatious Litigant* filed by Hoa Nguyen on June 26, 2025.

Appearances:

Father, Jeremy Wayne Atkins, failed to appear, although being duly notified.
Mother, Hoa Nguyen, appeared with counsel Phan Nguyen.

Record:

The record of the testimony was duly reported by the court reporter for the 354th District Court.

Findings:

The court, after notice to all parties, conducted a hearing to determine whether to grant the motion. The court considered evidence material to the grounds of the motion, including the motion and exhibit thereto, the pleadings on file in this case, the pleadings on file in other Hunt County cases filed by Jeremy Atkins against Hoa Nguyen considered by exhibit, the argument of the parties, and the evidence presented at the evidentiary hearing.

The court finds that the material allegations in the *Motion to Declare Jeremy Atkins a Vexatious Litigant* are true. IT IS ORDERED that the motion is GRANTED.

The court finds that there is not a reasonable probability that Jeremy Atkins will prevail in litigation in the bulk of the pleadings filed in the case, *In the Interest of W.V.A., a Child*, against Hoa Nguyen.

Jeremy Atkins, in the three months since this case was reopened, has filed over one hundred (100) items into the court docket. The majority of these are frivolous pleadings requesting relief outside the court's jurisdiction.

Jeremy Atkins, in the seven-year period immediately preceding the filing of the *Motion to*

Declare Jeremy Atkins a vexatious litigant, has commenced, prosecuted, or maintained at least five litigations as a *pro se* litigant other than in a small claims court that has been permitted to remain pending at least two years without having been brought to trial or hearing.

After the litigation of the Agreed Final Decree of Divorce in May. 6, 2024, Jeremy Atkins filed a motion for enforcement on March 20, 2025, and was repeatedly told by the court that the requested relief Jeremy Atkins was seeking was already litigated and fell outside the court's jurisdiction.

After the litigation of the Agreed Final Decree of Divorce on May 6, 2024, and the motion for enforcement on March 20, 2025, Jeremy Atkins files a Motion of Visitation Modification. Within this Suit Affecting Parent-Child Relationship, Jeremy Atkins has repeatedly relitigated or attempts to relitigate, *pro se*, property and issues in the divorce decree that have already been finalized and are outside of the court's jurisdiction by way of notices, motions, and filings into this court.

The court finds that the filing of the Counter-Respondent's *Motion to Declare Jeremy Atkins a Vexatious Litigant* on June 26, 2025, was timely and within 90 days of the Original Petition to Modify Custody filed by Jeremy Atkins on April 7, 2025.

The court finds that Jeremy Atkin's filing of the Motion for enforcement on March 20, 2025, and Motion to Modify on April 7, 2025, fulfills Section §11.054 as a plaintiff in this case.

The court, after hearing the evidence on the motion, declares Jeremy Atkins a vexatious litigant.

Security

Jeremy Atkins is ORDERED to furnish security for the benefit of Hoa Nguyen in the amount of five thousand (\$5,000.00) dollars to be deposited in the registry of the court on or before August 7, 2025.

This security is an undertaking by Jeremy Atkins to assure payment to Hoa Nguyen of his reasonable expenses incurred in or in connection with a litigation commenced, caused to be commenced, maintained, or caused to be maintained by Jeremy Atkins, including costs and attorney's fees.

A court may dismiss litigation against Hoa Nguyen if Jeremy Atkins does not furnish the security within the time set by this order.

If a litigation is dismissed on its merits, Hoa Nguyen has recourse to the security furnished by Jeremy Atkins in the amount of five thousand (\$5,000.00).

Prefiling Order

IT IS ORDERED that Jeremy Atkins is prohibited from filing, *pro se*, a new litigation in

any court in Texas without written permission of the appropriate local administrative judge described by Tex. Civ. Prac. & Rem. Code §11.102(a).

If Jeremy Atkins files a request seeking permission to file a litigation, he shall provide a copy of the request to all defendants named in the proposed litigation.

The appropriate local administrative judge may make a determination on Jeremy Atkins request **with or without a hearing**, at the discretion of the local administrative judge. If the judge determines that a hearing is necessary, the judge may require Jeremy Atkins to provide notice of the hearing to all defendants named in the proposed litigation.

The appropriate local administrative judge may grant permission to Jeremy Atkins to file a litigation **only if** it appears to the judge that the litigation (1) has merit **and** (2) has not been filed for the purposes of harassment or delay.

The appropriate local administrative judge may condition permission on the furnishing of security for the benefit of the defendant.

Duties of the Clerk

IT IS ORDERED that Jeremy Atkins is prohibited from requesting the district clerk to issue citation, issue notice, serve process, or incur any court costs without written permission by the appropriate local administrative judge.

Specifically, IT IS ORDERED that Jeremy Atkins must obtain written permission from the appropriate local administrative judge **each time** he seeks to request service by a constable or sheriff.

Except as provided by Tex. Civ. Prac. & Rem. Code §11.103(d), a clerk of a court may not file a litigation, original proceeding, appeal, or other claim presented, *pro se*, by Jeremy Atkins unless he obtains an order from the appropriate local administrative judge permitting the filing.

If the appropriate local administrative judge issues an order permitting the filing of the litigation, the litigation remains stayed, and the defendant need not plead until the 10th day after the date the defendant is served with a copy of the order.

If the clerk mistakenly files litigation presented, *pro se*, by Jeremy Atkins without an order from the appropriate local administrative judge, any party may file with the clerk and serve on Jeremy Atkins and the other parties to the litigation a notice stating that Jeremy Atkins is a vexatious litigant required to obtain permission to file litigation.

Not later than the next business day after the date the clerk receives notice that Jeremy Atkins has filed, *pro se*, litigation without obtaining an order from the appropriate local administrative judge, the clerk shall notify the court that the litigation was mistakenly filed. On receiving notice from the clerk, the court shall immediately stay the litigation and shall dismiss

the litigation unless Jeremy Atkins, not later than the 10th day after the date the notice is filed, obtains an order from the appropriate local administrative judge permitting the filing of the litigation.

Reporting to the Office of Court Administration

The clerk of this court shall provide the Office of Court Administration of the Texas Judicial System with a copy of this prefiling order not later than the 30th day after the date this prefiling order is signed.

Attorney's Fees:

JEREMY WAYNE ATKINS is ORDERED to pay HOA NGUYEN'S reasonable attorney's fees and costs incurred in litigation expenses, in the amount of \$7812, by August 7, 2025.

SIGNED on 7/30/25.



JUDGE PRESIDING

Automated Certificate of eService

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Phan Nguyen on behalf of Phan Nguyen
Bar No. 24069061
phan@nguyen-legal.com
Envelope ID: 103782143
Filing Code Description: Order
Filing Description: Protective Order Against Jeremy Wayne Atkins
Status as of 7/31/2025 8:18 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Hoa Nguyen		minhhoa2910@gmail.com	7/30/2025 3:42:16 PM	SENT
Jeremy WayneAtkins		Jeremy.atkins@outlook.com	7/30/2025 3:42:16 PM	SENT
Phan Nguyen		info@nguyen-legal.com	7/30/2025 3:42:16 PM	SENT
Sandra Apolinar		Sandra@nguyen-legal.com	7/30/2025 3:42:16 PM	SENT
Jeremy Atkins		hnj76@yahoo.com	7/30/2025 3:42:16 PM	SENT