FIRST COURT OF APPEALS
HOUSTON, TEXAS
4/21/2021 6:03 PM
CHRISTOPHER PRINE
CLERK

NO. 01-19-00321-CV IN THE COURT OF APPEALS FIRST JUDICIAL DISTRICT OF TEXAS HOUSTON DIVISION

WENDY MARIE MEIGS,

Appellant, v.

TODD ZUCKER AND BOHREER & ZUCKER LLP,

Appellees.

On Appeal from the 133rd District Court of Harris County, Texas Cause No. 2017-73029

MOTION TO REINSTATE CASE ON DOCKET / MODIFY DISMISSAL JUDGMENT

and

NOTICE OF HEARING REQUESTED IF COURT REQUIRES

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PRO-SE

IDENTITY OF PARTIES AND COUNSEL

The following constitutes a list of all parties to the trial court's final judgment and the names and addresses of all trial and appellate counsel:

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Wendy Marie Meigs

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Attorney for Appellees

TO THE HONORABLE FIRST COURT OF APPEALS:

Appellant Wendy Meigs (Meigs) moves this court to modify the Honorable Court's judgment for dismissal and reinstate the appeal to the docket. Dismissal occurred on April 6th, 2021 (TAB 15) and Appellant files this Motion under Texas Rule of Appellate Procedure 165(a) on April 21st, 2021 within required timelines.

Introduction

Due to this Honorable Court not outlining the reason for denying Meigs' Motion for Rehearing En Blanc on April 6th, 2021 and since this dismissal occurred after Appellees sent a letter (TAB 14) on March 28th, 2021, to the court stating that Appellant Meigs did not timely respond to the request for rehearing as seen on the docket (TAB 2 OF 6), Meigs assumes the court dismissed the case based on Appellee's statement of untimely filing since this Honorable Court did not give reason for dismissal, granted Meigs' the right to supplement records just three days prior to dismissal on March 25th, 2021 (TAB 13) and Meigs already paid for the supplemented records (TAB 9), a hefty expense as many important records indicating facts and cause remained hidden from this court. Meigs notes that the original response from December 7th, 2020 does not appear on the docket as noted by Appellees, but the subsequent ones do. Therefore, under Texas Rule of Appellate Procedure 165(a), Meigs requests Reinstatement of the Docket as the filing was filed on time but not viewable on the docket due to no fault of Meigs. Under TRCP Rule 329b(a), Meigs requests the judgment for dismissal be modified and the case reinstated.

As discussed below, Meigs MET THE TIMELINE TO RESPOND as outlined in the letter (TAB 15) showing documentation of timely filing sent to this Honorable Court on the same day of the dismissal. If the court dismissed the case for another reason after granting the supplementation of the court record with the required files to meet TRAP as requested, such was not indicated. Meigs paid \$439 to obtain the supplemented records for the courts so that this Honorable Appellate Court could then place the files on CD and mail them to her to meet the citing of documents per TRAP requirement as requested by the court.

Because Meigs could not "copy the envelope" of the December 7th, 2020 pleading to retain the original date of response (and Meigs tried multiple times), Meigs was forced to create the filing that did not retain the original date and envelope. Meigs notified the honorable court of this issue. Meigs did file the timely December 7th, 2020 pleading contrary to Appellee's claims. Although all rejected claims should be available for correction per the efile system (Tab17), the availability is fully controlled by the court clerk (Tab 16). The court clerk, behind the scenes, controls whether the individual can "copy the envelope", how long a document remains invisible on the docket before release (Tab 16, p3, 4, 5, 6), the date shown on the docket and document when released which can be contrary to the

actual release (Tab 16, p6),), and even the date and times on the envelope (Tab16, p6). Hence, any court official wanting to manipulate a court document with clerk control over the eFileTexas.gov system can do so... almost without notice. The December 7th, 2020 original filing was apparently not marked to allow Meigs to copy the envelope; yet the other successive corrections to this pleading did allow "copying of the envelope"... just not to the original pleading. This attempt by Appellees to use the fact that the document was not viewable in an effort to push the concept of Meigs not filing timely, seems suspicious... very suspicious.

Meigs holds clear evidence of fraud, forgery and more in this current case and in the Bergman case, evidence that the courts have attempted to disregard; yet the public acknowledges that the case files of Appellees, written by Appellees, should be considered as evidence. Just because the "i's are not dotted and "t's crossed does not excuse all the evidence in Meigs' control and distributed on flash drives across the country. Meigs requests of this court per due process rules that the appropriate legal authorities are notified of this document tampering issue including the FBI, Department of Justice and whoever may actually oversee these issues for detailed investigation in order to ensure the protection and safety of every American who crosses the courthouse doors. As Justices of the court, this notification is mandatory.

Meigs includes the document of timely filing of the December 7th, 2020 motion (Tab 3), the history of her attempt to correct the motion to comply with

TRAP (Tab 4, Tab 5, Tab 6, Tab 7, Tab 8), and outlines various methods that may have prevented the uploading of the document on the docket as seen above and in Tabs 16 and 17.

As mentioned in Mosley v. Texas Health and Human Services Commission and Texas Department of Family and Protective Services, 03-16-00358-CV(TexApp Dist 03/30/2017). "People already have plenty of reasons not to trust their government. Apparently now the government agrees it shouldn't be trusted," wrote Justice Jimmy Blacklock noting that, "...hopefully the Court's decision today helps to reinforce their trust in the Constitution." Fortunately for Mosley, the Texas Supreme Court ruled because the government "affirmatively mispresented the steps Mosley needed to take to protect her interests...", "the remedy for deprivation of due process is due process..." and directed to reinstate Mosley's case so she **could properly seek a rehearing**. Meigs requests the same as not only was the original timely document not shown, Meigs took all steps requested by the court to ensure compliance and protect Meigs' interests by properly seeking rehearing. This rehearing and documentation required illustrates the need to reinstate the rehearing to highlight and detail multiple issues not addressed due to the lack of documents given to this Honorable Court to make its decisions. Meigs can demonstrate multiple issues including evidence not cited here and affidavits against so-called evidence produced by Appellees. Proximate case and all addressed in those documents

indicate a substantial foundation to overrule a no-evidence motion for summary judgment and allow Appellant to file summary judgment against Appellees.

"People have a right to due process and government has a constitutional obligation to provide it," said Institute for Justice Attorney Anya Bidwell, who authored IJ's amicus brief. "No excuses."

CURRENT EVENTS INDICATING

COMPLIANCE TO COURT REQUESTS

- A. On December 7th, 2020 (Tab 3), Appellant/Meigs (Meigs) timely submitted the document for rehearing. The honorable court then rejected the document for correction to meet TRAP and stated that "an appendix or other attachments must be combined into one computer file". Not able to find the documents used to cite in the document, Meigs had to rely only on those documents cited by Appellant's lawyer and Appellees.
- B. On December 17th, 2020 (Tab 4), Meigs combined all of the attachments with the pleading to be one file, not understanding that documents should not be attached but referenced. Next, Meigs attempted to resubmit the filing by "copying the envelope" to retain the original filing and envelope number but could not "copy the envelope" due to no fault of her own and did not initially discover the failure to copy the envelope as the system did not indicate this. Meigs has copied the envelope many times without issue so this was difficult to understand. This

document was also rejected by the court, and then appears to have been unrejected to leave the docket (Tab 3), but still rejected based on future submissions (Tab 4 plus). All submission content remained the same indicating the same submissions as the timely one on December 7th, 2020 with the exception of the combining of appendixes and the inability to retain the date and envelope numbers... which is outside of Meigs' control and controlled by the clerk who rejects the document as discussed above. A clerk can accidently not check the parameters for the rejected document to lose the ability to be "copied".

However, the failure of the court clerk and court to rectify this issue immediately by acknowledging the timely filing and exposing the filing on the docket, can lead many to question the potential for bias. Bias among the judiciary raises serious questions (standard caselaw). Inquiring minds want to know. A similar issue existed in Meigs v Bergman where the 14th Texas Court of Appeals and the Texas Supreme Court appeared to fail to understand the gravity of stated corruption and apparent Quid Pro Quo between formed Judge Brent Gamble and Edward Trey Bergman, past Sitting Chair of the Texas State Bar on ADR. And the bias continues.

C. On December 25th, 2020 (Tab 5), Meigs submitted the request for rehearing again, after much searching and questioning her previous lawyer, indicating what Meigs thought was required and such was again rejected due to failure to meet TRAP in citing documents rather than combining them all into one file. Meigs could not

locate the court records to cite per TRAP. Meigs indicated on the filing description that it was a copy of envelope 48674026 which is the envelope of the original December 7th, 2020 filing. On December 28th, 2020, the court rejected this document stating TRAP again.

- D. On December 28th, 2020 (Tab 6), the court sent a letter stating that Meigs' motion for rehearing en blanc was not properly redacted and Meigs must submit citing the records stating that the Court already had the certified copy of records from which to cite. Meigs did not find these records and called the court on where to access the documents. In addition, the court only gave Meigs until December 30th, 2020 to respond with citations, just two days with Meigs working full-time. Still Meigs could not find the documents online as told. As it turns out, those documents requiring citing were not available to Meigs as self-litigant/pro-se.
- E. On December 29th, 2020 (Tab 7), Meigs learned from this court clerk that only lawyers have access to documents online and self-litigants/pro-se must obtain a CD of files. Separate standards exist for lawyers and self-litigants in accessing documents in the First Court of Appeals and Meigs could not find any indication online or in writing that this different standard existed and appreciated the knowledge of how to obtain the files to reference. The different standard of access appears to violate due process to a group as self-litigants (the group) as they become unable to respond according to TRAP without equal access to

documents as lawyers access and with no statement found anywhere indicating the differing points of access to documents for a self-litigant.

- F. On December 29th, 2020, the same day Meigs learned of the need to request a CD of court records from the clerk, Meigs requested the CD to be mailed to her.
- G. Also, on December 29th, 2020, Meigs filed a motion for extension of time to file a motion for rehearing due to the discrimination of pro-se versus lawyers in obtaining court records used in appeals and in order to comply on time to corrections to briefs for non-compliance with TRAP due to no fault of a self-litigant but **due to lack of access as structured by the court,** not found in all courts. The court denied this.
- H. On December 30th, 2020 (Tab 8), Meigs responded with a Brief, as required by the timeline of the court, stating that corrections could not be made without having the records on hand that were being mailed to Meigs in order to comply with TRAP. The court rejected this filing for correction for failure to meet TRAP due to not citing the records as Meigs was unable to cite records due to no fault of her own. In this case, Meigs was able to copy the envelope from the December 17th pleading but still not from the December 7th timely filing. The December 7th envelope number was noted to the clerk.
- I. On January 14th, 2021, Meigs, after receiving the CD of records via mail, sent a letter to the court requesting the CD with the remainder important court records

that Meigs could not find and were required to complete corrections as requested by the court. The current CD gave a very one-sided version of the events and failed to include the important and needed records that were in Meigs pleadings. Such missing pleadings fail to allow this Honorable Court the ability to fully judge the situation. Under the fear of the "Fraternity" as told to her by the court clerk, no representation by Meigs can be considered adequate. Hence, Meigs requires to be a self-litigant in order to fully demonstrate the case without bias.

- J. On January 15th, 2021, the court issued a letter stating that all of the records given to the court were on the CD as seen on the docket. Meigs then investigated how to obtain supplemented records by reviewing the several requested supplemented documents from Appellee to this court and studying online. Meigs must study on appropriate processes during weekends and an hour each day during the week after working long-hours standing up all day as a pharmacist. A self-litigant/pro-se requires more time in responding than a lawyer as the law is not their job and in order to be appropriate in respecting the courts and their procedures through extensive reading and research. As such, due process and fairness in response from a self-litigant/pro-se requires some leniency, equity and understanding as self-litigants attempt to navigate territory familiar to lawyers and alien to the rest.
- K. On January 20th, 2021 (Tab 9), Meigs sent a Motion to Supplement Records

to the 133rd Civil District Court requesting the clerk to supplement the clerk's records with the multiple missing and important files that Meigs requires to prove her case and requested those files to be expedited to the 1st Court of Appeals.

- L. On January 25th, 2021 (Tab 10), Meigs requested via Motion to Supplement Court Records with the important files not included on the CD so that the Honorable 1st Appellate Court would be able to fully judge the case rather than only be exposed to the one-sided view. Such apparent intentional misleading of the court and manipulation of available court records by Appellees is not surprising due to the fear of all lawyers to Zucker and the "Fraternity", and also highlights the FAILURE IN DUE PROCESS when exposed to extensive corruption where good lawyers fear "blacklisting" and loss of their licenses. Such fear also induces inadequate representation in all aspects leading to exclusion. Due process of equality/equity to all to access documents and to be able to fully represent the case under the shadows of corruption, time and documents, require equity and equal access.
- K. On March 8th, 2021, Meigs contacted the clerk at the 133rd district court as Meigs had not received any request for payment for the additional files requested where Meigs had uploaded the Motion to Supplement Records which included such to be sent to the appellate court. Meigs was forwarded to several people until Meigs reached the correct person who would gather such documents and notify her of the required payment. **This person could not find the supplementation request**

to normal processes. This court employee stated that she did not see the request and then found it after searching. After such, she expedited Meigs request telling Meigs that they would attempt to have all ready by March 10th so that Meigs could pay.

- L. On March 11th, 2021, Meigs paid for the supplemented records on credit card.
- M. On March 19th, 2021 (Tab 11 and 12), Meigs sent a letter to the court regarding the difficulties expressed by the district court section for document retrieval in their attempting to find the Motion for Supplementation of Records for payment, that payment had been made, and requested the supplementation records to be sent to Meigs as previously done on CD via mail. Such difficulty in finding the request for document supplementation falls in-line with the appearance of document manipulation by court 133rd.
- N. On March 25th, 2021 (Tab 12), the Honorable Court **GRANTED** Meigs' request to supplement the records so that Meigs could follow the courts rejection of her Motion to correct the pleading to meet TRAP guidelines. In Meigs' request to the court, Meigs requested the copy of her recently supplemented court case files on CD to be sent to her by mail in order to reference those files on her Request for Rehearing En Blanc as requested by the court in its rejected response to the previous filings. The motion for extension of time was **DENIED** on the same date.
- O. On March 29th, 2021 (Tab 14), the Appellees sent a letter to the court stating

that Meigs did not timely submit the motion for rehearing due December 7th, 2020 as the motion could not be seen on the docket. **Meigs DID respond on time.** Meigs responded on time to all documents in this court and district court minus the apparently, intentionally hidden amended no-evidence motion for summary judgment which appellees can only produce evidence of its existence on the docket on a printout produced months after the pleading. Appellees cannot produce documentation for the dates that both my then attorney and Meigs state that it was not seen.

- P. On April 6th, 2021 (Tab 15), this Appellate Court dismissed this case without stating reasons.
- Q. On April 6th, 2021, the same day as dismissal, Meigs addressed in a letter that Meigs did meet the timely filing with documentation showing such.

REASONS TO REINSTATE CASE AS A VALID CASE BEYOND THE ORIGINAL PLEADING ISSUE NOTED ABOVE AND TO JUSTIFY TO THIS HONORABLE COURT THE NEED TO FILE A MOTION FOR REHEARING CITING SUPPLEMENTED RECORDS

(Reasons to Reinstate Include Current Dismissal and Validity to Continue Based on the Court Not Stating a Reason for Dismissal after Granting Supplementation)

- 1. Meigs met all requests by this Appellate Court including the timely filing.
- 2. Meigs received approval by this Appellate Court to Supplement Records to respond to the Appellate Court's request to meet TRAP. Meigs paid for the

supplemented records and has not yet received the CD from this court in order to fulfill the court's request.

- 3. The Appellate Court dismissed the case after granting supplementation of the records and before the records were received.
- 4. Meigs is a self-litigant and in order to meet guidelines, TRAP acknowledges leniency by the court. (Recorders Record) Such leniency allows Meigs to continue to supplement records and complete the rehearing process.
- 5. The Appellate Courts exist to promote Due Process in its many forms to protect rights given in the Constitution. Meigs was denied Due Process with the dismissal of this case by not allowing Meigs to proceed and in the District Courts with not allowing the continuation of Discovery whilst very significant time still existed, with the Due process violations discussed in the Recorder's Record, and with the evidence stated as not existing was actually created by Appellees.
- 6. Appellate court failed to address the availability of Substantial Evidence had discovery been allowed. Substantial evidence is "more than a mere scintilla. It means such relevant evidence as a reasonable mind might accept as adequate to support a conclusion." *Richardson v. Perales*, 402 U.S. 389, 401 (1971). The Facebook site @WomenAgainstLegalAbuse indicates many have a reasonable mind to clearly understand evidence shown from this case. www.SMANow.org also clearly highlights an underlying corruption among several lawyers.

- 7. Abuse of Discretion can be addressed with procedural errors possibly including failure of the courts in properly uploading documents with viewing of those documents as found in the district court as well.. PROCEDURAL ERRORS
- 8. Courts of appeal draw an important distinction between the review of factual issues and the review of legal issues. Supplementation and rehearing should highlight some of these issues in Meigs' supplemented files. Conclusions of law receive de novo review. *Horton v. Reliance Standard Life Ins. Co.*, 141 F.3d 1038, 1040 (11th Cir. 1998). Findings of fact are upheld unless clearly erroneous. *Media Services Group v. Bay Cities Communications, Inc.*, 237 F.3d 1326, 1329 (11th Cir. 2001). Facts in Meigs' case are Appellees' own documents. They are not erroneous.
- 9. The lack of time to file a motion to compel discovery could also be considered an abuse of discretion. *R.M.R. by P.A.L. v. Muscogee County Sch. Dist.*, 165 F.3d 812, 816 (11th Cir. 1998).
- 10. Both the 133rd District Court and the Appellate Courts failed to acknowledge invalid documentation from Defendants/Appellees.
- 11. Both the 133rd District Court and the Appellate Courts failed to acknowledge that Meigs had multiple subpoenas issued for production of evidence without a chance to respond to the Discovery Abuse in responses and in not allowing further discovery as noted in the new docket.
- 12. The Appellate Court did NOT acknowledge the Due Process violations in the

Recorder's Record by Judge MacFarland.

- 13. The Appellate Court failed to acknowledge the appearance of bias in the approval of summary judgments in a legal malpractice case by protecting their own fellow lawyers and in response to fear from the "Fraternity".
- 14. The Appellate Court failed to acknowledge that the need for "expert witnesses" must be determined by the needs of the trier of fact which in this case is a jury as requested in the district court. Most especially in a legal malpractice and Fraud on the Court case, dismissal by a judge for lacking an expert witness in a situation where the public already expressed understanding of the issues which are not legally based, demonstrates the appearance of bias which the courts are required to not show. (caselaw) Such holds true when multiple caselaw demonstrates no need for expert witnesses in several legal malpractice cases. This can be addressed.
- 15. Appellate Courts did not acknowledge the fear produced among lawyers from confronting the syndicate of lawyers/judges called "the Fraternity" located at all levels and the inability of any lawyer to fully represent Meigs leaving Meigs, a pharmacist, to continue on her own to fully present her case for this Honorable Appellate Court to review. Meigs was told by lawyer #12 that no lawyer would represent her (effectively) for fear of "blacklisting" and disbarring.

DUE PROCESS ISSUES

1. Failure in ability to perform "Copying of the Envelope" for the December 7th,

2020 timely filing, and Abuse Potential that Favors one Litigant over Another.

2. The Dismissal by this Appellate Court Prior to Obtaining Supplemented Records Blocks Addressing Abuse of Discretion, Discovery Abuse and Due Process Failures

"The mere hope that evidence sufficient to defeat the motion may be uncovered during the discovery process is insufficient." *Naryaev*, 6 A.D.3d at 510; *Jones v. Gameray*, 153 A.D.2d 550 (2d Dep't 1989). A party opposing summary judgment on the basis of requiring discovery must prove that he is "not merely seeking a fishing expedition." *Kaltsas v. Solow, 15 Misc.3d* 1124(A) (Westchester Cty. S.Ct. 2007). Meigs is not on a fishing expedition. Meigs has the evidence and the evidence was generated by Appellees. Such is more than "speculation or conjecture". *Pank v. Village of Canajoharie,* 275 A.D.2d 508, 509 (3d Dep't 2000). *Bailey v. New York City Transit Authority,* 270 AD2d 156, 157 (1st Dept.2000). Discovery in complex litigation requires more time than given. This is complex.

Records prevents showing documents indicating Appellee's attempt to confuse this Honorable Court over the Family Court-Ordered Mediation by a Family Court Judge without a Rule 11 over community property and "LACKING" the important Family Court Code 6.602 section that states that the document is not revocable thus giving Meigs the FULL RIGHT TO REVOKE and rightfully "VOIDED" the agreement.

This represents failure in candor to the court. It also represents vexatious litigation against Meigs for the several years following the abusive, fraudulent mediation.

The Dismissal by this Appellate Court Prior to Obtaining Supplemented 4. Records prevents Meigs from showing that Meigs rightfully and legally revoked the agreement four days after the abusive mediation and told her lawyers that the mediation was abusive and cruel and that the lawyers needed to void the mediation as it was wrong what they did. The supplement records will show that FOURTEEN DAYS AFTER MEIGS REVOKED THE AGREEMENT and COMPLAINED ABOUT THE HORRIBLE ABUSE that Appellees allowed to occur at mediation, APPELLEES THEN CREATED THE SEMI-FICTICIOUS MEMORANDUM REGARDING MEDIATION THAT THE COURT RELIED UPON IN ITS DECISION PER THIS APPELLATE COURT'S INITIAL OPINION. The shear timing of the creation of the memorandum over mediation after Meigs' strong complaints of abuse, after Meigs fought against the manner that she was treated by lawyers who were supposed to represent her, after victim-blaming Meigs in the memorandum, and after citing legal issues against Meigs rather than support her in revoking the agreement as entitled to support with the lack of the family court-code 6.602 included allowing revocation,... only strengthens the foundation of negligence, conspiracy and Fraud on the Court. An affidavit from Appellees showing no basis for personal knowledge when not present at all times is legally

insufficient. *Humphreys v. Caldwell*, 888 S.W.2d 469, 470 (Tex. 1994); *Radio Station KSCS v. Jennings*, 750 S.W.2d 760, 762 (Tex. 1988).

By reinstating the case, these issues can be addressed and backed with caselaw, due process allowed, and the Honorable Court can make a clear decision regarding these specific individuals and their failure to personally uphold their responsibilities as court officials. A deliberate disregard of material facts can be shown. There is factual sufficiency of evidence that can be found in supplemented records. Meigs did not fail to preserve her complaint about the factual sufficiency of the evidence in the supplement documents and refuting of Appellees'.

PRAYER FOR RELIEF

WHEREFORE, PREMISES CONSIDERED, Appellant MEIGS, prays that this Court allows this Motion for Reinstatement of the Case to Docket and Reverse Judgment to allow the fair and equitable pursuit of her case. "The court shall reinstate the case upon finding... that the failure of the party... was not intentional or the result of conscious indifference but was due to an accident or mistake or that the failure has been otherwise reasonably explained." (Tex. R. Civ. P. 165a) Such occurred with the December 7th, 2020 filing. In order to meet the court's requests, Meigs requires the supplemented records on CD to cite in her Motion for Rehearing. Meigs spent all her savings and mortgaged property to get

to this point to demonstrate the losses and suffering she endured under the hands

of the Appellees.

Please reinstate this case to the docket and allow Meigs to address her claims

as only Meigs can do without the fear and suppression that lawyers experience

when going against the syndicate of lawyers and judges, known as the "Fraternity",

and for such other and further relief, both general and special, legal and equitable,

to which WENDY MARIE MEIGS might show herself justly entitled.

Respectfully Submitted,

/s/ Wendy Meigs, pro-se WENDY MEIGS

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CERTIFICATE OF SERVICE

On April 21st, 2021, Meigs electronically filed this instrument with the Clerk of the Court using the efile.TXCourts.gov electronic filing systems, which willsend notification of such filing to the following counsel of record:

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/s/ Wendy Meigs, pro-se WENDY MEIGS

APPENDIX

TAB

- 1. Docket of Case events printed 4.20.2021
- 2. Docket Activity. Clear view
- 3. Original Timely Request for Rehearing. Dated 12.01.2020
- 4. Resubmission from original request for rehearing where "copying the envelope" failed. Dated 12.17.2020
- 5. Resubmission of request indicating copying of original envelope that would not copy,
- 6. Letter from 1st Court of Appeals indicating requirement to meet TRAP and a three-day deadline to correct document.
- 7. Letter from Meigs to court clerk requesting court supply case files on CD to meet earlier requests.
- 8. Submission to meet deadline of court for 12.30.2020. Rejected as Meigs could not cite records without the CD of records.
- 9. Request to court to supplement records dated 01.20.2021
- 10. Motion to Supplement clerk records by Meigs to District court 133rd dated 01.25.2021
- 11. Letter from Meigs to court requesting supplement court records dated 03.19.2021
- 12. Letter from Meigs to court detailing issues with court records and requesting recent supplemented records to be sent on CD dated 03.19.2021
- 13. Letter from Court GRANTING appellant's motion to supplement records
- 14. Appellees response to appellant's motion for extension of time to file motion for rehearing dated 03.28.2021.

- 15. Letter from court DENYING appellants motion for rehearing dated 04.06.2021. Also Letter from court acknowledging response from Appellant.
- 16. Court Procedures for eFileTexas.gov returned for correction
- 17. Directions on eFiling stating that all rejected filings go back for correction. Key pages only.

TAB 1

https://search.txcourts.gov/Case.aspx?cn=01-19-00321-CV&coa=co...

Description

Document

Date	Event Type	https://search.txcourts.g	Document
01/06/2020	Brief filed - oral argument requested	Appellee	[PDF/817 KB] Brief [PDF/111 KB] Notice
10/07/2019	Brief filed - oral argument requested	Appellant	[PDF/345 KB] Brief [PDF/111 KB] Notice

CASE EVENTS

Date	Event Type	Disposition	Document
04/06/2021	Response filed		[PDF/194 KB] Response [PDF/109 KB] Notice
04/06/2021	Motion for rehearing er banc disposed	Motion or Writ Denied	[PDF/111 KB] Notice
03/29/2021	Response filed		[PDF/148 KB] Response
03/25/2021	Motion to supplemen record disposed	t Motion or Writ Granted	[PDF/110 KB] Notice
03/25/2021	Motion disposed	Motion or Writ Denied	[PDF/111 KB] Notice
03/19/2021	Letter filed		[PDF/70 KB] Letter
01/25/2021	Motion to supplemen record filed	t	[PDF/3.11 MB] Motion
01/15/2021	Letter issued by the court	2	[PDF/110 KB] Notice Notice
01/14/2021	Letter filed		[PDF/2.54 MB] Letter
12/30/2020	Record Sent		
12/30/2020	Response due		
12/29/2020	Letter filed		[PDF/65 KB] Letter
12/29/2020	Motion for extension o time to file motion fo rehearing filed		[PDF/195 KB] Extension
12/28/2020	Brief returned for non compliance with T.R.A.P.		[PDF/113 KB] Notice
12/17/2020	Motion for rehearing er banc filed	1	[PDF/3.25 MB] Motion
12/07/2020	Motion for rehearing was not filed	€ Error.	- motion Siled
12/07/2020	Motion for rehearing due	g	
12/02/2020	Notice filed		[PDF/129 KB] Notice
11/17/2020	Motion for extension o time to file motion fo rehearing disposed	f Extension of time to file r GRANTED, with no further extensions	e o [PDF/112 KB] Notice
11/09/2020	Motion for extension o time to file motion fo rehearing filed		[PDF/188 KB] Extension

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APPELLATE BRIEFS

Date	Event Type	Description	Document
12/28/2020	Brief returned for non-compliance with T.R.A.P.	Appellant	[PDF/113 KB] Notice
01/06/2020	Brief filed - oral argument requested	Appellee	[PDF/817 KB] Brief [PDF/111 KB] Notice

Case Detail			https://search.txcourts.gov/Case.aspx?cn=01-19-00321-CV&coa=coa		
	Date	Event Type	Description	Document	
	10/07/2019	Brief filed - oral argument requested	Appellant	[PDF/345 KB] Brief [PDF/111 KB] Notice	

CASE EVENTS

Date	Event Type	Disposition	Document	
04/06/2021	Response filed		[PDF/194 KB] [PDF/109 KB]	Response Notice
04/06/2021	Motion for rehearing en banc disposed	Motion or Writ Denied		Notice
03/29/2021	Response filed			Response
03/25/2021	Motion to supplement record disposed	Motion or Writ Granted	[PDF/110 KB]	Notice
03/25/2021	Motion disposed	Motion or Writ Denied		Notice
03/19/2021	Letter filed		[PDF/70 KB]	Letter
01/25/2021	Motion to supplement record filed			Motion
01/15/2021	Letter issued by the court			Notice
	Letter filed		[PDF/114 K8] [PDF/2.54 MB]	Notice Letter
01/14/2021 12/30/2020	Record Sent		[PDF/2.34 IVID]	Letter
12/30/2020	Response due			
12/29/2020	Letter filed			Letter
12/29/2020	Motion for extension of time to file motion for rehearing filed		[PDF/195 KB]	Extension
12/28/2020	Brief returned for non-compliance with T.R.A.P.			Notice
12/17/2020	Motion for rehearing en banc filed			Motion
12/07/2020	Motion for rehearing was not filed			
12/07/2020	Motion for rehearing due			
12/02/2020	Notice filed			Notice
11/17/2020	Motion for extension of time to file motion for rehearing disposed	Extension of time to file GRANTED, with no further extensions	[PDF/112 KB]	Notice
11/09/2020	Motion for extension of time to file motion for rehearing filed		[PDF/188 KB]	Extension
10/23/2020	Mandate issued		[PDF/137 KB] [PDF/110 KB] [PDF/114 KB]	Cost Bill Mandate Notice
08/12/2020	Motion for rehearing was not filed			
08/12/2020	Motion for rehearing due			
07/28/2020	Memorandum opinion issued	Affirm TC judgment	[PDF/246 KB] Mer	

etail Date	Event Type	https://search.txcourts.gov/o Disposition	Document	
06/20/2019	Motion for extension of time to conduct mediation disposed	Motion or Writ Granted	[PDF/111 KB]	Notice
06/17/2019	Order entered	Issue sua sponte order		Other Notice
06/17/2019	No clerks record filed in civil case			Notice
06/13/2019	Motion for extension of time to conduct mediation filed			Motion
06/12/2019	Record due			
05/24/2019	Deadline for parties to select mediator			
05/21/2019	Court fee due			
05/21/2019	Docketing statement due			
05/09/2019	Order entered	Mediation	[PDF/96 KB] [PDF/115 KB]	Order Notice
05/08/2019	Fee paid		[.PDF/64 KB]	Notice of Appeal Notice of Appeal
05/02/2019	Docketing statement filed			Docketing Statement
04/30/2019	Case began in court of appeals			Notice
04/30/2019	Notice of appeal received			Letter of Assignment Notice
04/26/2019	Notice of appeal filed in trial court			
02/25/2019	Motion for new trial was filed in the trial court			
02/12/2019	Judgment signed by trial court judge			

CALENDARS

Set Date	Calendar Type	Reason Set
10/23/2020	Case Stored	Case stored
10/23/2026	Retention	Date civil case will be destroyed (6 yrs after mandate)

PARTIES

Party	PartyType	Representative
Meigs , Wendy	Appellant	Wendy Meigs
Todd Zucker and Bohreer & Zucker LLP	Appellee	Cynthia Louise Freeman Samuel A. Houston

TRIAL COURT INFORMATION

Court
133rd District Court
County
Harris
Court Judge
Honorable Judge 133rd District Court
Court Case
2017-73029
Reporter
Darlene Stein

Punishment

To view or print PDF files you must have the Adobe Acrobat® reader. This software may be obtained without charge from Adobe. Download the reader from the Adobe Web site

TAB 3

Case # 01-19-00321-CV

Envelope Information

Envelope Id 48674026 Submitted Date 12/7/2020 1:56 AM CST Submitted User Name wmwm@swbell.net

Case Information

Location 1st Court of Appeals

Case # 01-19-00321-CV

Category Civil - Other Civil Case Type Civil

Party Information

Filings

Filing Code

Client Ref#

Filing Description

Motion for Rehearing

Motion for Rehearing En Blanc

Filing Details

Filing Type EFile

Filing Description Motion for Rehearing En Blanc

Comments to Court pro-se

Filing Status Rejected Filing Code Motion for Rehearing

Lead Document

File NameRequest for Review En Blanc
Zucker.pdf 322.93 kB

DescriptionMotion for Rehearing En
Blanc.pdf

Security Public



Attachments

Macinients			
File Name Tab 1. 2019.04.17. Mcfarland dismiss zucker case summary judgment.pdf 51.72 kB	Description Tab 1. Mcfarland dismiss zucker case summary judgment.pdf	Security Public	Download Original File
File Name Tab 2. 1st district opinion.pdf 237.08 kB	Description Tab 2. 1st district opinion.pdf	Security Public	Download Original File
File Name Tab 3. 1st court judgment zucker.pdf 93.95 kB	Description Tab 3. 1st court judgment zucker.pdf	Security Public	Download Original File
File Name Tab 4. 2018.06.28. letter to harris county district clerk about doc tampering.pdf 1.51 MB	Description Tab 4. letter to harris county district clerk about doc tampering.pdf	Security Public	Download Original File
File Name Tab 5 .Fraud on the Court description.pdf 144.82 kB	Description Tab 5 .Fraud on the Court description.pdf	Security Public	Download Original File
File Name Tab 6 List of documents showing progression of fraud on the court.pdf 134.75 kB	Description Tab 6 List of documents showing progression of fraud on the court.pdf	Security Public	Download Original File
File Name Tab 7 County Civil Local Rules for eFiling.pdf 466.23 kB	Description Tab 7 County Civil Local Rules for eFiling.pdf	Security Public	Download Original File
File Name Tab 8 Facebook article. Document tampering in Harris County. 1.8k.pdf 103.81 kB	Description Tab 8 Facebook article. Document tampering in Harris County. 1.8k.pdf	Security Public	Download Original File
File Name Tab 9 Malicious mediation press release.pdf 79.22 kB	Description Tab 9 Malicious mediation press release.pdf	Security Public	Download Original File
File Name Tab 10 Facebook post 2k response against court abuse.pdf 84.75 kB	Description Tab 10 Facebook post 2k response against court abuse.pdf	Security Public	Download Original File

Description

Tab 11. Gamble and

Bergman now office from same location.pdf

Security Public

Rejection Information 🎏

Tab 11. Gamble and Bergman now

office from same location.pdf 208.72

File Name

Download

Original File

Rejection Reason

Other

Date / Time 12/7/2020 8:42 AM

Comment

Rejected - This document is being rejected for the following reasons: 1.) your filing has been rejected because it does not comply with redaction requirements contained in Rule 9.8, 9.9 or 9.10 of the Texas Rules of Appellate Procedure. Records cannot be posted to the web. You may cite sections in the record within your brief, but because of the required T.R.A.P.P. rule no records are ever posted to the web like regular documents i.e. (motions, briefs, response, correspondence). Please make the appropriate changes and re-file your document. 2.) your document has been rejected because an appendix or other attachments must be combined into one computer file with the document it is associated with as required by TRAP 9.4(j)(4). If you have any questions or concerns, please feel free to contact our office @ 7133.274.2700.

Fees

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Version: 2019.1.6.115

Case # 01-19-00321-CV

Envelope Information

Envelope Id 49071845

Submitted Date 12/17/2020 11:54 PM CST Submitted User Name wmwm@swbell.net

Case Information

Location
1st Court of Appeals

Case # 01-19-00321-CV

Category Civil - Other Civil Case Type Civil

Party Information

Filings

Filing Code

Client Ref#

Filing Description

Motion for Rehearing

Motion for Rehearing En Blanc

Filing Details

Filing Type EFile

Filing Description
Motion for Rehearing En Blanc

Comments to Court pro-se

Filing Status Accepted

Accept Comments
Accepted

Stamped Documents

Accepted Date 12/18/2020 7:48 AM CST

Filing Code

Motion for Rehearing



This is a collection of the court copies for this filing

Download

Lead Document

File NameRequest for Reconsideration En
Blanc Combined files.pdf 3.23 MB

DescriptionRequest for
Reconsideration En Blanc
Combined files.pdf

Security

DownloadOriginal File
Court Copy

Fees

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Case # 01-19-00321-CV

Envelope Information

Envelope Id 49226529 Submitted Date 12/26/2020 4:46 PM CST Submitted User Name wmwm@swbell.net

Case Information

Location1st Court of Appeals

Case # 01-19-00321-CV

Category Civil - Other Civil Case Type Civil

Party Information

Filings

Filing Code	Client Ref #	Filing Description
Motion for Rehearing		envelope copy 48674026 .Motion for R

Filing Details

Filing Type EFile

Filing Description
envelope copy 48674026 .Motion for
Rehearing En Blanc combined files.
2nd attempt to keep env number

Comments to Court

Lead Document

Filing Status Rejected

pro-se

Filing Code Motion for Rehearing

File Name Request for Reconsideration En Description env copy 48674026. 2nd

Security



attempt. Req. for Reconsideration En Blanc Combined files

Public

Blanc Combined files.pdf 3.23 MB

Original File

Rejection Information



Document not properly redacted

Date / Time

Comment

12/28/2020 9:07 AM Rejected - This document is being rejected for the following reasons: your filing has been rejected because it does not comply with redaction requirements contained in Rule 9.8, 9.9 or 9.10 of the Texas Rules of Appellate Procedure. The Court already have the certified copy of the records, so they should not be attached to any document that will be posted to the web. Parties are required to cite sections from the records within your document you are filing, but because of the required T.R.A.P.P. rule no records are ever posted to the web like regular documents i.e. (motions, briefs, response, correspondence). Please make the appropriate changes and re-file your document. If you have any questions or concerns, please feel free to contact our office @ 7133.274.2700.

Fees

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SHERRY RADACK
CHIEF JUSTICE

EVELYN KEYES
RUSSELL LLOYD
PETER KELLY
GORDON GOODMAN
SARAH BETH LANDAU
RICHARD HIGHTOWER
JULIE COUNTISS
TERRY ADAMS
JUSTICES



First District
301 Fannin Street
Houston, Texas 77002-2066

Monday, December 28, 2020

Samuel A. Houston Scott, Clawater & Houston L.L.P. 2727 Allen Parkway Ste 500 Houston, TX 77019 * DELIVERED VIA E-MAIL * Wendy Meigs 3131 Blackcastle Dr. Houston, TX 77068 * DELIVERED VIA E-MAIL *

CHRISTOPHER A. PRINE

CLERK OF THE COURT

CHIEF STAFF ATTORNEY

www.txcourts.gov/1stcoa.aspx

PHONE: 713-274-2700

JANET WILLIAMS

Cynthia Louise Freeman Scott, Clawater & Houston, L.L.P. 2727 Allen Parkway, Suite 500 Houston, TX 77019 * DELIVERED VIA E-MAIL *

RE: Court of Appeals Number: 01-19-00321-CV

Trial Court Case Number: 2017-73029

Style: Wendy Meigs v. Todd Zucker and Bohreer & Zucker LLP

Please be advised that on this date, the Court has identified the following error(s) in form with Appellant's motion for rehearing en banc, specifically, the document "is not properly redacted"., "your filing has been rejected because it does not comply with redaction requirements contained in Rule 9.8, 9.9 or 9.10 of the Texas Rules of Appellate Procedure. The Court already have the certified copy of the records, so they should not be attached to any document that will be posted to the web. Parties are required to cite sections from the records within your document you are filing, but because of the required T.R.A.P.P. rule no records are ever posted to the web like regular documents i.e. (motions, briefs, response, correspondence). Please correct the listed issue(s) and re-submit your filing by utilizing the Court's e-filing service on or before **Wednesday, December 30, 2020**.

Sincerely,

Christopher A. Prine, Clerk

Case # 01-19-00321-CV

Envelope Information

Envelope Id 49284384

Submitted Date 12/29/2020 3:45 PM CST **Submitted User Name** wmwm@swbell.net

Case Information

Location

1st Court of Appeals

Case #

01-19-00321-CV

Category

Civil - Other Civil

Case Type

Civil

Filings

Filing Type

EFile

Filing Description

Letter to Court Clerk requesting court to supply case files on CD to meet court request for TRAPP reference of files on rejected submission

Comments to Court

letter requesting CD of files to reference

Filing Status

Accepted

Accept Comments

Accepted

Filing Code

Letter

Accepted Date

12/29/2020 3:49 PM CST

Lead Document

File Name

Request for Case Documents via mail to comply with court request for correction.pdf

Description

Request for Case Documents via mail to comply with court request for correction.pdf

Security

Public

Download Original File Court Copy

Fees



Letter

Description

Filing Fee

Amount

\$0.00

Filing Total: \$0.00

Total Filing Fee

\$0.00

Envelope Total: \$0.00

Transaction Amount

\$0.00

Transaction Id

72700502

Order Id

Filer Type

Not Applicable

Transaction Response

Authorized

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Case # 01-19-00321-CV

Envelope Information

Envelope Id 49324922

Submitted Date 12/30/2020 11:21 PM CST

Submitted User Name wmwm@swbell.net

Case Information

Location 1st Court of Appeals

Case # 01-19-00321-CV Category Civil - Other Civil Case Type Civil

Party Information

Filings

Filing Code	Client Ref#	Filing Description
Motion for Rehearing		Copy Env. 48674026. then 48674026

Filing Details

Filing Type **EFile**

Filing Code Motion for Rehearing

Filing Description Copy Env. 48674026. then 48674026. Correction to rejection. Motion for Rehearing En Blanc

Comments to Court pro-se

Filing Status Rejected

Lead Document

File Name 12.30.20.Request4ReviewComb.P... Description copy env. 48674026

Security



Response4Correction.R...

Public

3.24 MB

Original File

Rejection Information

Rejection Reason Other

Date / Time

Comment

12/31/2020 10:47 AMRejected - This document is being rejected for the following reasons: your filing has been rejected because it does not comply with redaction requirements contained in Rule 9.8, 9.9 or 9.10 of the Texas Rules of Appellate Procedure. Records cannot be posted to the web. You may cite sections in the record within your brief, but because of the required T.R.A.P.P. rule no records are ever posted to the web like regular documents i.e. (motions, briefs, response, correspondence). Please make the appropriate changes and re-file your document. If you have any questions or concerns, please feel free to contact our office @ 7133.274.2700.

Fees

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2 of 2 4/20/2021, 9:51 PM

Case # 201773029 - MEIGS, WENDY M v ZUCKER, TODD J

Envelope Information

Envelope Id 49842613 Submitted Date 1/20/2021 1:10 AM CST Submitted User Name wmwm@swbell.net

Case Information

Location

Harris County - 133rd Civil District Court

Case # 201773029

Category Civil - Injury or Damage Case Type Malpractice - Legal

Party Information

Filings

Filing Code

Client Ref#

Filing Description

Request

Request to Clerk in Second Suppleme...

Filing Details

Filing Type

EFile

Filing Code Request

Filing Description

Request to Clerk in Second Supplement to Clerk's Record and Expedite to 1st Court of Appeals 01-19-00321-CV

Comments to Court

pro-se

Filing Status Accepted **Accepted Date** 1/20/2021 8:16 AM CST

Stamped Documents



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Lead Document

File Name

Request for Supplemental Clerk Records Zucker.pdf 3.62 MB

Description

Plaintiffs Request to Clerk to Include Materials in **Second Supplemental** Clerks Record and **Expedite**

Security

Requests

Download Original File **Court Copy**

Fees

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2 of 2

Case # 01-19-00321-CV

Envelope Information

Envelope Id 49976777 Submitted Date 1/25/2021 7:48 AM CST Submitted User Name wmwm@swbell.net

Case Information

Location1st Court of Appeals

Case # 01-19-00321-CV Category Civil - Other Civil Case Type Civil

Party Information

Filings

Filing Code Client Ref # Filing Description

Motion Motion to Supplement Clerk Records

Filing Details

Filing Type EFile Filing Code Motion

Filing Description

Motion to Supplement Clerk Records

Comments to Court

pro-se

Filing Status Accepted Accepted Date 1/25/2021 8:37 AM CST

Accept Comments

Accepted

Stamped Documents



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Lead Document

File Name Motion to Supplement Records.Zucker.01.25.2021.pdf 3.08 MB **Description**Motion to Supplement
Records.pdf

Security Public **Download**Original File
Court Copy

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2 of 2 4/20/2021, 9:52 PM

TABII

Case # 01-19-00321-CV

Envelope Information

Envelope Id 51645686

Submitted Date 3/19/2021 1:53 PM CST **Submitted User Name** wmwm@swbell.net

Case Information

Location 1st Court of Appeals

Case # 01-19-00321-CV Category Civil - Other Civil Case Type Civil

Party Information

Filings

Filing Code	Client Ref#	Filing Description
Letter		Letter requesting supplemented case fi
Filing Details		

Filing Type **EFile**

Filing Code Letter

Filing Description Letter requesting supplemented case files on CD

Comments to Court pro-se

Filing Status Accepted

Accepted Date 3/19/2021 1:57 PM CST

Accept Comments

Accepted

Stamped Documents



This is a collection of the court copies for this filing

Download

Lead Document

File Name

Request for Case Documents via mail for supplemented records.2021.03.19..pdf 18.90 kB

DescriptionRequest for
Supplemented Case
Documents on CD via
mail

Security Public

DownloadOriginal File
Court Copy

Fees

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Version: 2019.1.6.115

2 of 2

01-19-00321-C FIRST COURT OF APPEAR HOUSTON, TEXT 3/19/2021 1:53 F CHRISTOPHER PRIM GLEF

TODD ZUCKER and BOHREER & ZUCKER, LLP c/o SAM HOUSTON
Scott, Clawater & Houston, L.L.P.
2727 Allen Parkway, Ste 500
Houston, Texas 77019-2115
Email: Shouston/Wichiawwers com
Notified through efile or email

FILED IN 1st COURT OF APPEALS HOUSTON, TEXAS 3/19/2021 1:53:45 PM CHRISTOPHER A. PRINE Clerk

First District Court of Appeals

March 19th, 2021

RE: Request for Recent <u>Supplemented</u> Court Records on CD in below case: Case: 01-19-00321-CV

WENDY MARIE MEIGS, Appellant, v. TODD ZUCKER AND BOHREER & ZUCKER LLP, Appellees

To Whom It May Concern,

I request the copy of my recently supplemented court case files on CD to be sent to me by mail in order to reference those files on my Request for Review En Blanc as requested by the court in its rejected response to my request.

On January 14th, 2021, I requested to the honorable appellate court for the missing files not found on the court record CD that I received from the appellate court. On January 15th, 2021, I received a letter from the court telling me that the CD contained all records given to the appellate court. I then researched how to request additional files and submitted the request for supplemented records to the 133rd district court on January 20th, 2021 with the request to be forwarded to the First Court of Appeals.

Given the ice storm and Covid, I anticipated my request would be met with some delay. However, this is the court where I have document tampering of my files and hence became very concerned that this delay may be intentional.

On March 8th, 2021, I contacted the clerk at the 133rd district court as I had not received any request for payment for the additional files requested where I had uploaded the motion to supplement records to be sent to the appellate court. I was forwarded to several people until I reached the correct person who would gather such documents and notify me of the required payment. This person could not find my request stating to me that it had not been sent to them from Court 133 according to normal processes. She stated that she did not see the request and then found it after searching. After such, she expedited my request telling me that they would attempt to have all ready by March 10th so that I could pay. On March 11th, I paid for the supplemented records.

Please mail the CD with my supplemented case files in the above referenced case to 3131 Blackcastle Dr., Houston, Texas 77068. Thank you for your assistance and patience as I navigate the legal system.

Sincerely,

Wendy Meigs
3131 Blackcastle Dr

Houston, TX 77068 wendymeigs@icloud.com

Cell: 281-798-0780

SHERRY RADACK
CHIEF JUSTICE

PETER KELLY
GORDON GOODMAN
SARAH BETH LANDAU
RICHARD HIGHTOWER
JULIE COUNTISS
VERONICA RIVAS-MOLLOY
AMPARO GUERRA
APRIL L. FARRIS
JUSTICES



First District
301 Fannin Street
Houston, Texas 77002-2066

CHRISTOPHER A. PRINE CLERK OF THE COURT

JANET WILLIAMS
CHIEF STAFF ATTORNEY

PHONE: 713-274-2700

www.txcourts.gov/1stcoa.aspx

Thursday, March 25, 2021

Samuel A. Houston Scott, Clawater & Houston L.L.P. 2727 Allen Parkway Ste 500 Houston, TX 77019 * DELIVERED VIA E-MAIL * Wendy Meigs 3131 Blackcastle Dr. Houston, TX 77068 * DELIVERED VIA E-MAIL *

Cynthia Louise Freeman Scott, Clawater & Houston, L.L.P. 2727 Allen Parkway, Suite 500 Houston, TX 77019 * DELIVERED VIA E-MAIL *

RE: Court of Appeals Number: 01-19-00321-CV

Trial Court Case Number: 2017-73029

Style: Wendy Meigs v. Todd Zucker and Bohreer & Zucker LLP

Please be advised the Court today GRANTED Appellant's Motion to Supplement Clerk's Record in the above referenced cause.

Sincerely,

Christopher A. Prine, Clerk

No. 01-19-00321-CV

IN THE FIRST COURT OF APPEALS AT HOUSTON, TEXAS

FILED IN
1st COURT OF APPEALS
HOUSTON, TEXAS
3/29/2021 12:00:00 AM
CHRISTOPHER A. PRINE

Clerk

WENDY MARIE MEIGS, *Appellant*,

V.

TODD ZUCKER AND BOHREER & ZUCKER, LLP, Appellees.

Appeal from Cause No. 2017-73029 133rd District Court of Harris County, Texas Hon. Jacqueline McFarland, Presiding

APPELLEES' RESPONSE TO APPELLANT'S MOTION FOR EXTENSION OF TIME TO FILE MOTION FOR REHEARING EN BANC

TO THE HONORABLE COURT OF APPEALS:

Now Come Appellees Todd Zucker and Bohreer & Zucker, LLP (collectively, "Appellees"), and in accordance with Rule 10.1(b) of the Texas Rules of Appellate Procedure, file this Response in opposition to Appellant's Motion for Extension of Time to File Motion for Rehearing, and respectfully show as follows:

This appeal arises from a legal malpractice lawsuit brought by Appellant against Appellees, who were her attorneys in business litigation associated with Appellant's divorce action ("underlying case"). The underlying case was settled at mediation, but Appellant later repudiated the settlement and Appellees withdrew from representation. Appellant filed suit. She alleged causes of action against Appellees for negligence, breach of the duty of loyalty, fraudulent inducement to contract, fraud, assault, fraudulent inducement to contract and conspiracy, forgery and gross negligence. (CR 6-17). Appellees sought and were granted a no-evidence motion for summary judgment. This appeal followed.

On July 28, 2020, this Court issued its opinion affirming the trial court's order of summary judgment. Per the Court's website, Appellant's Motion for Rehearing was due on August 12, 2020.

On November 9, 2020, Appellant filed a Motion for Extension of Time to File a Motion for Rehearing. The Court granted the motion, giving Appellant until December 7, 2020. The Court stated that no further extensions would be granted.

On December 17, 2020, Appellant filed an untimely Motion for Rehearing En Banc. On December 29, 2020, Appellant filed a second Motion for Extension of Time to File a Motion for Rehearing. On March 25, 2021, the Court denied

Appellant's Motion for Extension of Time to Respond to Corrections to the Request for Reconsideration and Request for En Banc.

A review of the website shows that most of Appellant's motions were not served on counsel for Appellees. But that does not really matter now, because the bottom line is that the Court's opinion was issued in this case in late July. Appellant missed the first deadline to file her motion for rehearing. Appellant was given one extension and still did not file her motion for rehearing timely. It is unclear whether the current "filing" was accepted but regardless it was late and filed well past her prior extension date.

Appellant's untimely and unfiled Motion for Rehearing simply restates her original arguments and asserts them as points of error. Her filings with the Court show that she has no legitimate basis for a rehearing and is simply continuing to make unsupported accusations against the parties, attorneys, and courts. Appellees oppose any further extensions to file a Motion for Rehearing and incorporate herein by reference their Appellees' Brief filed with the Court herein. The time has now passed for further motions to extend and indeed the appeal should be dismissed, and the files closed.

In the event, Appellant is given extra time for her Motion for Rehearing, Appellees would respectfully request the right to respond further.

Respectfully submitted,

SCOTT, CLAWATER & HOUSTON, LLP

By: /s/Sam A. Houston

Sam A. Houston shouston@schlawyers.com Texas Bar No. 10059550 Cynthia Freeman cfreeman@schlawyers.com Texas Bar No. 00789298 2727 Allen Parkway, Suite 500 Houston, Texas 77019 Telephone No. (713) 650-6600 Telecopier No. (713) 579-1599 COUNSEL FOR APPELLEES, TODD ZUCKER AND BOHREER & ZUCKER, LLP

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been forwarded to all counsel of record on this 28th day of March, 2021, in the manner indicated below.

Via e-Serve
Wendy Meigs
3131 Blackcastle Dr.
Houston, TX 77068

s Sam H. Houston

Sam Houston

ACCEPTED 01-19-00321-CV FIRST COURT OF APPEALS HOUSTON, TEXAS 4/6/2021 11:36 AM CHRISTOPHER PRINE CLERK

TODD ZUCKER and BOHREER & ZUCKER, LLP

c/o SAM HOUSTON

Scott, Clawater & Houston, L.L.P. 2727 Allen Parkway, Ste 500 Houston, Texas 77019-2115

Email: shouston@schlawyers.com
Notified through efile or email

FILED IN 1st COURT OF APPEALS HOUSTON, TEXAS 4/6/2021 11:36:15 AM CHRISTOPHER A. PRINE Clerk

First District Court of Appeals

April 6th, 2021

RE: Appellant Did File Response on Time and Requests Reopening of Case to Address The Honorable Courts Request to Meet TRAP Requirements

Case: 01-19-00321-CV

WENDY MARIE MEIGS, Appellant, v. TODD ZUCKER AND BOHREER & ZUCKER LLP, Appellees

To Whom It May Concern,

Contrary to what Appellees state, Appellant, Meigs, met the timeline to respond. Because I could not "copy the envelope" of the December 7th, 2020 pleading to retain the original date of response (and I tried multiple times), I was forced to create the filing that did not hold the date. I notified the honorable court of this issue. I have added the document below and the history of my attempt to correct TRAP and the required documents needed to ensure full due process of my claims.

CURRENT EVENTS

- A. On December 7th, 2020, Appellant/Meigs submitted the document for rehearing. The honorable court then rejected the document for correction and stated that TRAP rules must be followed. Appellant/Meigs, a self-litigant/pro-se, searched intensely to understand her errors in TRAP and to find the documents on-line to meet the TRAP rules and could not find the documents to cite.
- B. On December 17th, 2020, Meigs attempted to resubmit the filing by copying the envelope to retain the original filing but could not copy the envelope after several

- attempts and notified on upload that it was a correction to the December $7^{\rm th}$ upload.
- C. On December 26th, 2020, Meigs submitted the request for rehearing, after much searching and questioning her previous lawyer, indicating what Meigs thought was required and such was again rejected due to failure to meet TRAP in citing documents rather than attaching them as appendix. Meigs could not locate the court records to cite per TRAP and added them as an appendix to fully present my case. Meigs could not cite all records as the court system does not allow such a heavy file as so very many records were missing.
- D. On December 29th, 2020, Meigs learned from this court clerk that only lawyers have access to documents online and self-litigants/pro-se must obtain a CD of files. Separate standards exist for lawyers and self-litigants in accessing documents and Meigs could not find any indication online or in writing that this different standard existed and appreciated the knowledge of how to obtain the files to reference. The different standard of access appears to violate due process as a self-litigant becomes unable to respond according to TRAP without equal access to documents as lawyers access and with no statement found anywhere indicating the differing points of access to documents for a self-litigant.
- E. On December 29th, 2020, the same day Meigs learned of the need to request a CD of court records from the clerk, Meigs requested the CD to be mailed to her.
- F. Also, on December 29th, 2020, Meigs filed a motion for extension of time to file a motion for rehearing due to the discrimination of pro-se versus lawyers in obtaining court records used in appeals and in order to comply in time to corrections to briefs for non-compliance with TRAP due to no fault of a self-litigant but due to lack of access as structured by the court. The court denied this.
- G. On December 30th, 2020, Meigs responded with a Brief as required by the timeline of the court stating that corrections could not be made without having the records on hand that were being mailed to Meigs in order to comply with TRAP. The court rejected this filing for correction for failure to meet TRAP due to not citing the records as Meigs was unable to cite records due to no fault of her own.
- H. On January 14th, 2021, Meigs, after receiving the CD of records via mail, sent a letter to the court requesting the CD with the remainder important court records that Meigs could not find and were required to complete corrections as requested by the court. The current CD gave a very one-sided version of the events and failed to include the important and needed records that were in Meigs pleadings. Such missing pleadings fail to allow this honorable court the ability to fully judge the situation. Under the fear of the "Fraternity" as told to me by the court

- clerk, no representation by Meigs can be considered adequate. Hence, Meigs requires to be a self-litigant in order to fully demonstrate the case without bias.
- I. On January 15th, 2021, the court issued a letter stating that all of the records given to the court were on the CD. **Meigs then investigated how to obtain supplemented records by reviewing the several requested supplemented documents from Appellee to this court** and studying online. Meigs must study on appropriate processes during weekends and an hour each day during the week after working long-hours standing up all day as a pharmacist. A self-litigant/prose requires more time in responding than a lawyer as the law is not their job and in order to be appropriate in respecting the courts and their procedures through extensive reading and research. As such, due process and fairness in response from a self-litigant/pro-se requires some leniency and understanding as we attempt to navigate territory familiar to lawyers.
- J. On January 25th, 2021, Meigs requested via motion to supplement court records with the important files not included on the CD so that the honorable appellate court would be able to fully judge the case rather than only be exposed to the one-sided view. Such intentional misleading of the court and manipulation of available court records by Appellees is not surprising due to the fear of all lawyers to Zucker and the "Fraternity", and also highlights the FAILURE IN DUE PROCESS when exposed to extensive corruption where good lawyers fear "blacklisting" and loss of their licenses. Such fear also induces inadequate representation in all aspects leading to exclusion. Due process of equality to all to access documents and to be able to fully represent the case under the shadows of corruption, time and documents, require equal access.
- K. On March 8th, 2021, I contacted the clerk at the 133rd district court as I had not received any request for payment for the additional files requested where I had uploaded the motion to supplement records to be sent to the appellate court. I was forwarded to several people until I reached the correct person who would gather such documents and notify me of the required payment. This person could not find my request stating to me that it had not been sent to them from Court 133 according to normal processes. She stated that she did not see the request and then found it after searching. After such, she expedited my request telling me that they would attempt to have all ready by March 10th so that I could pay.
- L. On March 11th, I paid for the supplemented records.
- M. On March 19th, 2021, Meigs sent a letter to the court regarding the difficulties expressed by the district court section for document retrieval in their attempting to find the motion for supplementation of records for payment, that payment had been made, and requested the supplementation to be sent to Meigs as previously done on CD via mail. Such difficulty in find the request for document supplementation falls in line with the appearance of document manipulation by

court 133.

- N. On March 25th, 2021, the Honorable Court granted my request to supplement the records so that I could follow the courts rejection of my Motion to correct the pleading to meet TRAP guidelines. In my request to the court, I requested the copy of my recently supplemented court case files on CD to be sent to me by mail in order to reference those files on my Request for Review En Blanc as requested by the court in its rejected response to my request.
- O. On March 29th, 2021, the Appellees sent a letter stating that I did not respond on time. I did respond on time. I have responded on time to all documents in this court and district court minus the intentionally hidden amended no-evidence summary judgment which appellees can only produce evidence of its existence on the docket on a printout produced months after the pleading. Appellees cannot produce documentation for the dates that both my then attorney and I state that it was not seen. As all know, "copying the envelope" pulls the document from the docket. As all know, the court clerk controls when the pleading is loaded on the docket. As all know, regardless of how long a pleading remains held by the court, once the clerk releases the pleading into the docket, the pleading retains the original date as well as the email that sends notice. As all should know now, I have evidence of document tampering in this court and in this case so intentionally withholding the pleading to prevent view would not be surprising. A six-month printout of what sits on the docket does not indicate that the pleading existed at the time that my then attorney and I claim to have not seen it. This is a violation of due process. I HAVE VALID CLAIMS.

Please reinstate my ability to respond with appropriate citing of cases from the granted request to supplement records. I would have responded sooner had I not known the court did not know about my responding on time. Also, I work in the healthcare field, standing as a pharmacist all day, sometimes do not get home until 9-10pm, and have only one hour during the week and weekends to create responses. I noticed that the court gave much time to respond for Appellees on a couple of occasions due to their heavy case load. I request the same. Appellees supplemented records numerous times. I request the same. Lawyers are afraid of the "Fraternity" leaving me never fully represented unless I represent myself. In respect for due process, I request this honorable court to reinstate my case and mail me the CD of my supplement case files so that I may also present the totality of my case and the various reasons the honorable court should review why my case is valid.

Thank you for your attention in this matter. Please help me to demonstrate that I truly have claims by allowing me to respond and stop the corruption underlying this case that prevents due process, my constitutional rights and those of the public. I am

working very hard to comply in a legal world alien to me. Please give me this chance.

Sincerely,



Wendy Meigs 3131 Blackcastle Dr Houston, TX 77068 wendymeigs@icloud.com

Cell: 281-798-0780

Filing History



	Filing Status	Filing Code	Filing Type	Filing Description	Clie						
▼ Case # 01-19-00321-CV											
Envelope # 49071845 filed Thursday, December 17, 2020 at 11:54 PM CST by Wendy Meigs											
	Accepted	Motion for Rehearing	EFile	Motion for Rehearing En Blanc							
١	Case # 01-19-00321-CV										
Draft # 49071842 started Thursday, December 17, 2020 at 11:49 PM CST by Wendy Meigs											

▼ Case # 01-19-00321-CV

Envelope # 48674026 filed Monday, December 7, 2020 at 1:56 AM CST by Wendy Meigs

SHERRY RADACK
CHIEF JUSTICE

PETER KELLY
GORDON GOODMAN
SARAH BETH LANDAU
RICHARD HIGHTOWER
JULIE COUNTISS
VERONICA RIVAS-MOLLOY
AMPARO GUERRA
APRIL L. FARRIS
JUSTICES



Court of Appeals First District 301 Fannin Street Houston, Texas 77002-2066

CHRISTOPHER A. PRINE CLERK OF THE COURT

JANET WILLIAMS
CHIEF STAFF ATTORNEY

PHONE: 713-274-2700

www.txcourts.gov/1stcoa.aspx

Tuesday, April 6, 2021

Samuel A. Houston Scott, Clawater & Houston L.L.P. 2727 Allen Parkway Ste 500 Houston, TX 77019 * DELIVERED VIA E-MAIL * Wendy Meigs 3131 Blackcastle Dr. Houston, TX 77068 * DELIVERED VIA E-MAIL *

Cynthia Louise Freeman Scott, Clawater & Houston, L.L.P. 2727 Allen Parkway, Suite 500 Houston, TX 77019 * DELIVERED VIA E-MAIL *

RE: Court of Appeals Number: 01-19-00321-CV

Trial Court Case Number: 2017-73029

Style: Wendy Meigs v. Todd Zucker and Bohreer & Zucker LLP

Please be advised the Court today DENIED Appellant's motion for rehearing en banc in the above referenced cause.

Panel consist of Chief Justice Radack and Justices Kelly, Goodman, Landau, Hightower, Countiss, Rivas-Molloy, Guerra, and Farris.

Sincerely,

Christopher A. Prine, Clerk

SHERRY RADACK CHIEF JUSTICE

PETER KELLY
GORDON GOODMAN
SARAH BETH LANDAU
RICHARD HIGHTOWER
JULIE COUNTISS
VERONICA RIVAS-MOLLOY
AMPARO GUERRA
APRIL L. FARRIS
JUSTICES



CHRISTOPHER A. PRINE CLERK OF THE COURT

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RE: Court of Appeals Number: 01-19-00321-CV

Trial Court Case Number: 2017-73029

Style: Wendy Meigs v. Todd Zucker and Bohreer & Zucker LLP

The Appellant's response has been received and filed on the above date in the above referenced cause.

Sincerely,

Christopher A. Prine, Clerk

TAB 16





eFileTexas.gov Returned for Correction – Court Procedures

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Overview

When a filing does not meet the acceptance criteria established by the Court, at the Court's discretion, the filing may be resubmitted within a given timeframe in order to retain the original filing submission date.

The purpose of this document is to present the process of returning a filing to the filer for correction and working the resubmitted filing.

The general process is as follows:

- 1. Determine if a Return for Correction envelope is a candidate for retaining the original submitted date.
- 2. Notify the filer that timely resubmission is necessary to retain the original submitted date.
- 3. Verifying that the resubmitted filing should retain the date of the original filing.
- 4. Setting the Docket Date to the original submitted date
 - a. The Docket Date is the date that the filing is submitted.
- 5. Accept the resubmitted filing.

This document assumes that the audience has a working understanding of the eFileTexas application.





Returning a Filing for Correction

When a filing does not meet the criteria for acceptance, it can be returned to the filer for correction.

To return the filing to the filer for correction perform the following:

- 1. Click the Reject Filing icon ().
- 2. Select a Reason
 - a. If the intent is to allow the filer to resubmit the filing and retain the submission date of the filing that is being rejected, include a date that the filer will need to resubmit the filing by in addition to any instructions for the filer in the comment field (see Figure 1 - Reject Dialog).
- 3. Click Confirm Reject

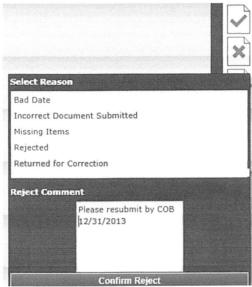


Figure 1 - Reject Dialog





How to Identify a Filing that Should Retain the Original **Submitted Date**

When a filing is submitted for review, the Reviewer will need to view the Filing Information section (see Figure 2- Filing Information Section) to determine if the filing is a candidate for retaining the original submitted date.



Figure 2 - Filing Information Section

If the Comments include information about the original submission of the filing, the Reviewer can verify that the submitted date of the current envelope should be the date of submission of the original envelope.

The filer should provide the envelope number and submitted date of the original filing. In the example in Figure 1 above, the current envelope (00038134) is a resubmission of envelope 38129 which was originally submitted on 12/30/2013.



To verify that filer was instructed in the original envelope to resubmit within a specified timeframe to retain the original submitted date, view the Rejection Information section in the Filing Details dialog of the original envelope (see Figure 3 -Filing Details Dialog)





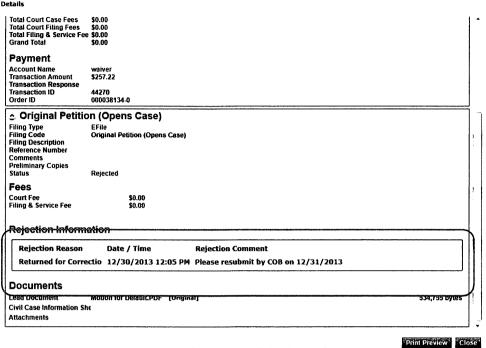


Figure 3 - Filing Details Dialog

Detail about the Returned for Correction is displayed for each filings within the envelope.

Changing the Docket Date

Once it is determined that the resubmitted envelope should retain the submitted date of the original envelope, the Docket Date will need to be modified.

To modify the Docket Date:

- 1. Click on the date associated with the Docket Date field.
- 2. Enter the desired date or click on the calendar icon to select a date (See Figure 4 Docket Date). The time can also be changed if necessary.

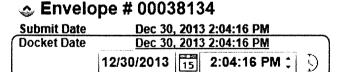


Figure 4 - Docket Date

TAB 17



Individual Filer User Guide

Odyssey® File & Serve™ 2021.1

ESO-FS-200-4494 v.8 December 2020

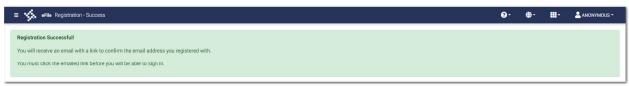


Figure 3.6 - Registration - Success Page

7. Check your inbox for the activation email from Odyssey File & Serve.

Note: You must verify your email address to complete the registration process. A verification email (from Odyssey File & Serve) will be sent to you. Open the email and click the link to confirm your email address. If you do not see the email in your inbox, check your junk mail folder for the email.

After you verify your email address, your registration is complete. You can now navigate to the *eFile Landing* page to sign in.

Resetting Your Password

To reset your password, perform the following steps:

1. On the Odyssey File & Serve Landing page, click



The Reset Password window is displayed.

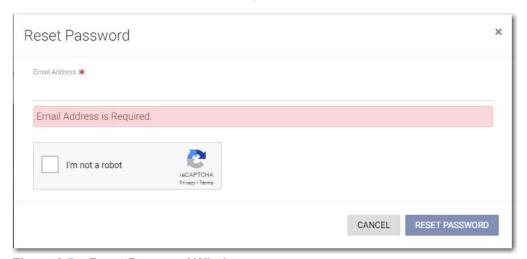


Figure 3.7 – Reset Password Window

- 2. Type the email address that you provided during the registration process in the Email Address field.
- 3. Select the **I'm not a robot** check box.

A window is displayed from which you must select specified images.

4. Click the requested images, and then click



Note: If you do not select the correct images, a new window is displayed, from which you can try again.

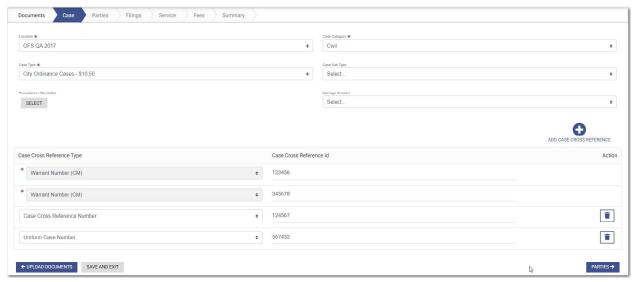
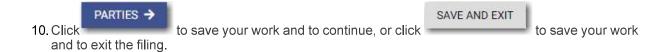


Figure 8.10 – Example of a Case Information Page with Case Cross Reference Numbers Added



Filing a New Case with a Will Filed Date

You can file a new case and enter the date on which the will was filed with the court.

Note: This feature is configured by Tyler and may not be available on your system.

To file a new case and enter the date on which the will was filed, perform the following steps:

1. On the *Dashboard* page, click

The Start Filing pane is displayed.

Entering Party Details

Each case requires a party type.

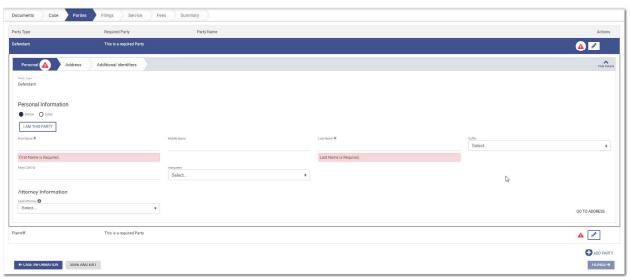


Figure 8.14 - Personal Tab on the Parties Page

Note: While you are entering a case filing, click to view the case number or draft number.

To enter the details for the parties involved in the case, perform the following steps:

- 1. On the **Personal** tab, select the **Person** or **Entity** option.
- 2. Complete the **First Name**. **Middle Name** (if applicable), and **Last Name** fields. If you are the first party, click

 Also, if appropriate, select the party's suffix from the **Suffix** drop-down list.

Your name will be entered in the fields.

- 3. Type the party case management system ID in the Party CMS ID field, if appropriate.
- 4. Select a language from the Interpreter drop-down list, if appropriate.
- 5. Select **Pro Se** for the filing attorney.
- GO TO ADDRESS to enter the address information for the first party.

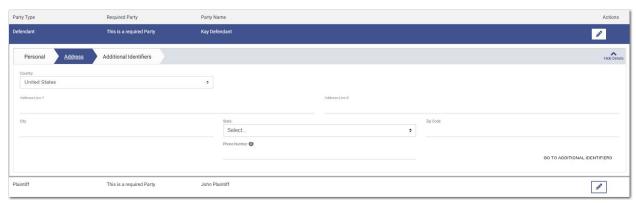


Figure 8.15 – Address Tab on the Parties Page

- 7. Enter the country, address, city, state, ZIP code, and phone number for the first party.
- 8. Click GO TO ADDITIONAL IDENTIFIERS to add more information for the specified party.



Figure 8.16 – Additional Identifiers Tab on the Parties Page

- 9. Type the party's date of birth in the **Date of Birth** field, or click to select the date from the calendar.
- 10. Click to enter information for the other required party.
- 11. Complete all of the required fields for the second party.
- 12. If you have another party to add to the case, click have been added to the case.
- 13. Click to save your work and to continue.

Note: If you decide to save the draft, you can stop working on the filing and resume work at a later time. To resume filing a saved draft, navigate to the *Dashboard* page. In the Drafts pane, click View

My Drafts. Locate the specified draft, and then click

Additional fields are displayed.

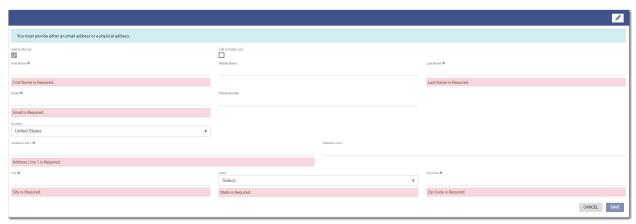


Figure 11.2 - Service Contacts - Additional Fields

3. Select the appropriate check box for the new service contact: Add To My List or Add to Public List.

Note: If you add the service contact to the public list, other filers will have access to that contact for their filings.

- 4. Complete the required information in the **First Name** and **Last Name** fields. Add a middle name, if applicable, in the **Middle Name** field.
- 5. Type the contact's email address in the **Email** field.

Note: You must provide either an email address or a physical address. You can enter both addresses if applicable.

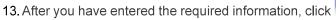
- 6. If applicable, type a phone number in the **Phone Number** field.
- 7. If the contact is in a country other than the United States, select the country from the drop-down list.

The default selection is **United States**.

8. If a physical address is required for the service contact, type the address in the Address Line 1 field.

SAVE

- 9. If applicable, type an address in the Address Line 2 field.
- 10. Type the name of the city in the **City** field.
- 11. Select the state from the **State** drop-down list.
- 12. Type the ZIP code in the **Zip Code** field.



The contact that you added is displayed in the list on the Service Contacts page.

Adding a Service Contact from My Service Contact List to a Filing

You can add a service contact from your contact list to a filing.

To add a service contact from your contact list to a filing, perform the following steps:

1. On the Service page, click



The My Service Contacts window is displayed.

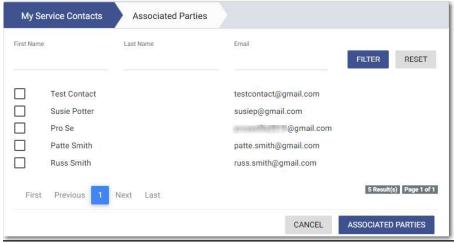


Figure 11.3 - My Service Contacts Window

2. If you want to filter the list, type at least one letter in a field, and then click

The service contacts that match the information you entered are displayed.

- 3. Select the check box for each contact that you want to add to the filing.
- 4. After you have selected the contacts for your filing, click

 The Associated Parties window is displayed.

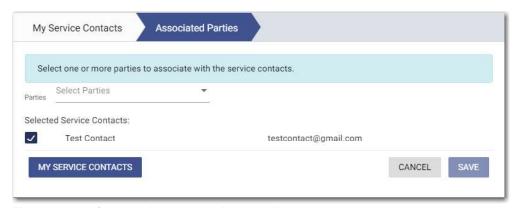


Figure 11.4 – Sample Associated Parties Window

5. Select the party that you want to associate with the selected service contact or contacts from the

SAVE

Parties drop-down list, and then click

Note: if you want to return to the list of service contacts to make any changes or additions, click MY SERVICE CONTACTS

The service contacts that you added are displayed on the Service page.

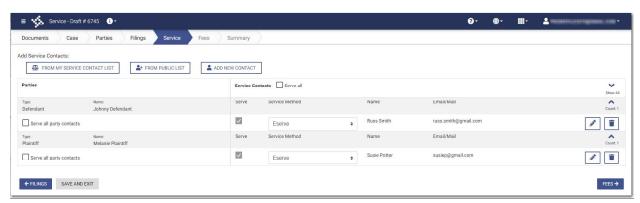


Figure 11.5 - Service Page in a Case Filing

Adding a Service Contact from a Public List to a Filing

You can add a service contact from a public list to a filing.

To add a service contact from the public list to a filing, perform the following steps:

1. On the Service page, click

The Public Service Contacts window is displayed.

NO. 01-19-00321-CV IN THE COURT OF APPEALS FIRST JUDICIAL DISTRICT OF TEXAS HOUSTON DIVISION

WENDY MARIE MEIGS,

Appellant, v.

TODD ZUCKER AND BOHREER & ZUCKER LLP,

Appellees.

On Appeal from the 133rd District Court of Harris County, Texas Cause No. 2017-73029

AFFIDAVIT FOR MOTION TO REINSTATE CASE ON DOCKET / MODIFY DISMISSAL JUDGMENT

AFFIDAVIT OF WENDY MEIGS FOR MOTION TO REINSTATE CASE ON DOCKET AND MODIFY DISMISSAL JUDGMENT

Personally, appeared before me, the undersigned Notary Public duly authorized to administer oaths, Wendy Meigs, who after being duly sworn deposes and states that she is authorized to make this verification on behalf of herself and that the facts alleged in the foregoing are true and correct based upon her personal

knowledge, except as to the matters herein stated to be alleged on information and belief, and that as to those matters she believes them to be true.

This Affidavit makes the foregoing document a sworn affidavit under penalty of perjury. I declare under penalty of perjury that the foregoing is true and correct based upon my personal knowledge.

- 1. "My name is Wendy Meigs. I am over eighteen (18) years of age, have never been convicted of a felony or crime of moral turpitude, am of sound mind, and I am fully competent to make this affidavit.
- 2. I have personal knowledge of the facts stated in Appellant's Motion for Reinstatement of Case to the Docket / Modify Dismissal Judgment, and, to the best of my knowledge, they are true and correct.
- 3. Meigs asserts all effort and actions performed in order to comply with the court requests.
- 4. Meigs claims that the December 7th, 2020, Motion for Rehearing was filed on time per court requirement.
- 5. Meigs states that she tried to "copy the envelope" to retain the original date and envelope number for the December 7th, 2020 motion, but the "copy the envelope" did not work and Meigs loaded the Motion immediately which did not retain the original date. The subsequent motions retained the "copy the envelope" except for the first, original filing.

- 6. Meigs states that she attempted to understand the requirements with each correction.
- 7. Meigs does not know why the December 7th, 2020 pleading did not load on the docket or why the docket stated that she did not file te motion for rehearing.
- 8. The "Current Events Indicating Compliance to Court Requests" are true.
- 9. The "Reasons to Reinstate Include Current Dismissal and Validity to Continue Based on the Court Not Stating a Reason for Dismissal after Granting Supplementation" is true.
- 10. Meigs was told that the Family Court-Ordered mediation by the family court judge which lacked the Family court code 6.602 section which must be included and states that the documents is not revocable, was missing from the agreement and thus allowed Meigs to revoke the document making the document "Void". Years of litigation followed a voided document, Meigs found out only recently.
- 11. At the time of this family court mediation, no Rule 11 over community property existed such that when Jody Meigs left, a primary party to the mediation left and the mediation should have been cancelled. The family court mediation was between Jody Meigs and Wendy Meigs. Michael Johnston was only included because he jointly owned the business, Asyntria, with the Meigs'. At not point was this a business mediation as the community property section had not been resolved. This is a vital part of reinstatement as the Honorable Court used this document and others in their opinions that Meigs can show reason to disbelieve.
- 12. Reinstating the case allows the requested supplemented records to more clearly show the documentation trail of fraud beginning with the dual

- representation of Todd Frankfort, and hence, the negligence claims and all begin then with Zucker and BZ and not at the mediation.
- 13. The Memorandum regarding the mediation is only semi-truthful. After Meigs refused to sign anything, revoked the agreement, and expressed distain and anger for the abuse at mediation and drugging with no representation, Zucker wrote the memorandum to protect himself and others, after the fact; and thus, the memorandum cannot be viewed as truthful. Zucker said that Wendy Meigs could not leave, after Jody Meigs left, or the judge could take her company for leaving and Meigs had to participate in everything or lose her company as the judge would not be happy. I was forced to stay and drink with a man I feared or lose my company.
- 14. "Copying of the envelope" can be used to create bias in court for one litigant over another. The presence of a document at any time on the docket, other than the actual date of that document, cannot be used as evidence that the document existed prior, due to the ability to copy the envelope and hold that documents off the docket whilst retaining the dates and email dates after release, a release that can occur any time later, even 20 days later. A post-dated printout of the document does not indicate the presence of an earlier pleading and as such cannot be used as justification that any document was visible earlier. The court clerks control all aspects of documents including dating and should be paid more money equivalent to a judge or lawyer for such incredible responsibility. Such docket cannot be used to determine whether an individual saw the document earlier or not.

Wendy Meigs

SWORN TO AND SUBSCRIBED to before me on this _____

day

of April 21st, 2021, to certify which witness my hand and seal of office.

BETTINA HANDY
Notary Public, State of Texas
Comm. Expires 04-01-2022
Notary ID 129789507

NOTARY PUBLIC IN AND FOR

THE STATE OF TEXAS

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RESERVED OF TEXAS

NO. 01-19-00321-CV IN THE COURT OF APPEALS FIRST JUDICIAL DISTRICT OF TEXAS HOUSTON DIVISION

WENDY MARIE MEIGS,

Appellant, v.

TODD ZUCKER AND BOHREER & ZUCKER LLP,

Appellees.

On Appeal from the 133rd District Court of Harris County, Texas Cause No. 2017-73029

ORDER ON MOTION TO REINSTATE CASE ON DOCKET / MODIFY DISMISSAL JUDGMENT

On	,	the	Court	considered	the	Motion	to
Reinstate Case on Docket filed by V	Vendy	Mar	ie Meig	S.			
IT IS ORDERED that the ord	der dis	miss	ing this	case is set a	iside	and that	the
case is reinstated on the docket of	this C	ourt,	to the s	same effect	as if	it had ne	ver
been dismissed.							
SIGNED on							_
	JUI	OGE	PRESI	DING			