



Phil Sorrells
Criminal District Attorney, Tarrant County

Return to: White Collar/Public Integrity Unit
C/O Chief Lori Varnell
401 West Belknap, 9th Floor
Fort Worth, Texas 76196-0201
817-884-1826

CRIMINAL OFFENSE INVESTIGATION REFERRAL

1. **Complainant**

Your name: Jose Portalatin

Home address: [REDACTED] st apartment

Burleson Tx 76028
city state zip code

Birth date: [REDACTED] State: Tx

phone: [REDACTED] Work phone: ()

Company you represent: _____

Company address: _____
street apartment

_____ city state zip code

E-mail address: [REDACTED]

2. **Person and Position complained about:**

Name or names: See Attachment

Home address: _____
street apartment

_____ city state zip code

Entity name: See Attachment

Entity address: _____
street apartment

_____ city state zip code

Work phone: ()

E-mail address: _____

3. **Names of suspect's companions and employees that have information about the offense alleged:**

See Attachment

Offense:

Nature of Offense: See Attachment

(theft, misapplication of fiduciary property, securing execution of a document by deception, etc.)

Date of Offense: ____/____/____ City offense occurred in:

5. List the names of any other agencies (including police) to which you have already made a complaint in this matter, the name of the person contacted, and the date of your complaint, and the incident number of any police report:

~~See Attachment~~

6. Narrative

Please write a detailed statement of the transaction complained of. Include as many specifics as possible (for example, list the names and phone numbers of all witnesses, provide all dates, etc.) Include an explanation of your own efforts to recover your property since the transaction. **USE ADDITIONAL PAPER IF NEEDED. PLEASE ATTACH COPIES (NOT ORIGINALS) OF ANY PERTINENT DOCUMENTS.**

See Attachment

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-
7. List the names, addresses, and phone numbers of any individuals who know additional facts about these transactions:
-

See Attachment

Please read the following and sign the affidavit below.

- 1) The District Attorney's Office, by law, can represent only the State and only in criminal offenses. It can not represent you nor give you advice in a civil matter. Please make note that this form is not to be used generally for offenses, the District Attorney's Office is not the investigator of first report. This form is provided for referral of criminal matters of public integrity only.
- 2) The filing of this complaint can result in criminal charges being filed against the person complained of.
NOTE: INTENTIONAL MISSTATEMENT OF FACTS IN THIS COMPLAINT FORM CAN RESULT IN YOUR BEING CHARGED WITH THE OFFENSE OF "FALSE STATEMENT TO A PEACE OFFICER."
- 3) If criminal charges are filed, the disposition of the charges is the discretion of the District Attorney.
- 4) The filing of a criminal complaint does not preclude you availing yourself of civil remedies; however, please notify this office if doing so.
- 5) The District Attorney is not required to dismiss any charges upon your request. Once charges are filed, the District Attorney will only dismiss charges when it is deemed appropriate to do so. NOTE: UNDER SOME CIRCUMSTANCES, YOUR AGREEING TO DROP CHARGES CAN BE A CRIMINAL OFFENSE.
- 6) It is your responsibility to notify this office of any changes in your address or any new information obtained concerning the facts in this case.
- 7) Please return this form to the address listed at the top of page one. Include front and back copies of all the relevant documents, including checks. **DO NOT SEND YOUR ORIGINAL DOCUMENTS UNLESS SPECIFICALLY REQUESTED TO DO SO.** Keep your original documents in a safe place; they may be needed for trial.
- 8) This complaint will be reviewed by an Assistant District Attorney as soon after receipt as possible. You will be notified by mail if it is determined that criminal charges cannot be pursued. If a criminal investigation is begun, you will be notified. Please do not come to the offices of the District Attorney without first scheduling an appointment.
- 9) It normally takes 4 to 6 weeks for a response from this office on your complaint. This depends upon the workload. We process complaints in the order in which they are received. Due to the extremely lengthy time required for this office to obtain financial investigation records, some cases are under investigation for several months. No one can be certain as to how long a matter might take from start to finish.

1. AFFIDAVIT IN SUPPORT OF CRIMINAL COMPLAINT

I, Jose Portalatin, being duly sworn, hereby deposes and says:

1. I am over the age of 18 and am a resident of Texas. I have personal knowledge of the facts herein, and can testify completely thereto; and

2. I suffer no legal disabilities and have personal knowledge of the facts set forth below.

2. BACKGROUND OF AFFIANT:

I, Jose Portalatin, am a dedicated advocate for fathers' rights and a staunch proponent of judicial accountability and transparency within our judiciary. My commitment to these causes is reflected in my ongoing efforts to promote equitable treatment and fairness within the legal system for all individuals, particularly fathers. Over the years, I have actively participated in various advocacy initiatives, including community workshops, legal seminars, and public speaking engagements aimed at raising awareness about the challenges fathers face in family court proceedings. My work involves collaborating with legal professionals, policymakers, and support organizations to effect meaningful change in family law practices.

My advocacy has also included:

Community Engagement: Organizing and leading support groups for fathers, providing them with resources, information, and a platform to share their experiences.

Educational Programs: Developing and delivering educational programs designed to inform fathers of their legal rights and responsibilities, empowering them to navigate the legal system with confidence.

Policy Advocacy: Engaging with lawmakers and advocating for legislative reform that supports fair treatment for fathers and ensures accountability in the judiciary. This work has included submitting proposals and testimonies to legislative bodies and participating in public policy forums.

Judicial Transparency: Leading efforts to promote transparency and accountability within the judiciary by advocating for open court proceedings and highlighting the importance of impartiality and integrity in judicial decisionmaking. My dedication to these efforts is driven by a profound belief in justice and a commitment to ensuring that the legal system serves all individuals fairly and without bias. I bring this same commitment to the matter at hand, as outlined in this affidavit.

3. STATEMENT OF PURPOSE:

This Affidavit is being submitted as evidence of a Complaint against Jessy Nevarrez, Christopher Norris, and Marilyn Cavalie, who knowingly and willingly caused the illegal seizure of persons and property during an Open Court hearing on or about July 1, 2021. I also additional allegations that establish Probable Cause against specific probation officers,

individuals and attorneys that have further exacerbated my situation, knowingly and willingly conspiring to violate the laws and constitution they have sworn to uphold.

Most all who receive this Affidavit/Complaint (as outlined below) has taken an Oath of Office that should be similar to:

Article VI, Section 1, of the Texas Constitution outlines the official oath of office as follows:
"I, _____ do solemnly swear (or affirm), that I will faithfully execute the duties of the office of _____ of the State of Texas, and will to the best of my _____ ability preserve, protect, and defend the Constitution and laws of the United States and of this State, so help me God. "

In addition, before taking the oath of office and beginning the duties of office, each elected or appointed officer required to take the oath must also subscribe to the following statement:

"I, _____ do solemnly swear (or affirm) that I have not directly or indirectly paid, offered, promised to pay, contributed, or promised to contribute any money or thing of value, or promised any public office or employment for the giving or withholding of a vote at the election at which I was elected or as a reward to secure my appointment or confirmation, whichever the case may be, so help me God. " TEX. CONST., art. XVI, S 1.

This Oath requires each of you to take action when presented with evidence of corruption, unlawful conduct by another official, or the appearance of unethical/illegal behavior. This Affidavit/Complaint serves the purpose of Evidence, as outlined below.

4. Constitutional Guidelines:

Please take notice that " All political power is inherent in the people, and all free governments are founded on their authority, and instituted for their benefit... (Texas Constitution, Article 2, Sec. 2).

Please take notice that We the People are endowed, by our Creator, with certain unalienable rights, that among these are life, liberty, and the pursuit of happiness.

The Declaration of Independence: "We hold these truths to be self-evident, that all men are created equal, that they are endowed, by their Creator, with certain unalienable rights, that among these are life, liberty, and the pursuit of happiness. "

Please take notice that the abrogation of a right is unlawful. Where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them.

U.S. Constitution, First Amendment: "Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances. "

U.S. Constitution, Amendment 14, Section 1 : "All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges

or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws. "

Maxim of Law: Void things are as no things.

5. STATUTORY GUIDELINES:

The following Guidelines are taken from the Texas Code of Criminal Procedure (TCCP): Art. 15.04. COMPLAINT.

The affidavit made before the magistrate or district, or county attorney is called a "complaint" if it charges the commission of an offense.

Acts 1965, 59th Leg., vol. 2, p. 317, ch. 722.

Art. 15.05. REQUISITES OF COMPLAINT.

The complaint shall be sufficient, without regard to form, if it has these substantial requisites:

1. It must state the name of the accused, if known, and if not known, must give some reasonably definite description of him.
2. It must show that the accused has committed some offense against the laws of the State, either directly or that the affiant has good reason to believe, and does believe, that the accused has committed such offense.
3. It must state the time and place of the commission of the offense, as definitely as can be done by the affiant.
4. It must be signed by the affiant by writing his name or making his mark.

Said COMPLAINT (as described herein) is then Submitted to the Magistrate (or DA, etc.):

CHAPTER 4. COURTS AND CRIMINAL JURISDICTION

Art. 4.01. WHAT COURTS HAVE CRIMINAL JURISDICTION. The following courts have jurisdiction in criminal actions:

1. The Court of Criminal Appeals.
2. Courts of appeals, other than the Court of Appeals for the Fifteenth Court of Appeals District.
3. The district courts;
4. The criminal district courts;
5. The magistrates appointed by the judges of the district courts of Bexar County, Dallas County, Tarrant County, or Travis County that give preference

to criminal cases and the magistrates appointed by the judges of the criminal district courts of Dallas County or Tarrant County.

6. The county courts;
7. All county courts at law with criminal jurisdiction;
8. County criminal courts;
9. Justice courts;
10. Municipal courts;
11. The magistrates appointed by the judges of the district courts of Lubbock County;
12. The magistrates appointed by the El Paso Council of Judges;
13. The magistrates appointed by the Collin County Commissioners Court;
14. The magistrates appointed by the Brazoria County Commissioners Court or the local administrative judge for Brazoria County;
15. The magistrates appointed by the judges of the district courts of Tom Green County;
16. The magistrates appointed by the judges of the district and statutory county courts of Denton County; and
17. The magistrates appointed by the judges of the district and statutory county courts of Grayson County.

As can be clearly seen, many receiving this Affidavit are responsible and have Jurisdiction over this matter and must accept this Affidavit/Complaint. Art. 15.03. MAGISTRATE MAY ISSUE WARRANT OR SUMMONS.

- (a) A magistrate may issue a warrant of arrest or a summons: 1. In any case in which he is by law authorized to order verbally the arrest of an offender,
2. When any person shall make oath before the magistrate that another has committed some offense against the laws of the State; and
3. In any case named in this Code where he is specially authorized to issue warrants of arrest.

5. STATUTORY VIOLATIONS:

PENAL CODE TITLE 8.

sec. 39.02. ABUSE OF OFFICIAL CAPACITY.

- (a) A public servant commits an offense if, with intent to obtain a benefit or with intent to harm or defraud another, he intentionally or knowingly:
 - (1) violates a law relating to the public servant's office or employment; or

- (2) misuses government property, services, personnel, or any other thing of value belonging to the government that has come into the public servant's custody or possession by virtue of the public servant's office or employment.

OFFENSES AGAINST PUBLIC ADMINISTRATION, CHAPTER 39. ABUSE OF OFFICE sec. 39.03. OFFICIAL OPPRESSION.

(a) A public servant acting under color of his office or employment commits an offense if he:

- (1) Intentionally subjects another to mistreatment or to arrest, detention, search, seizure, dispossession, assessment, or lien that he knows is unlawful.
(2) Intentionally denies or impedes another in the exercise or enjoyment of any right, privilege, power, or immunity, knowing his conduct is unlawful; or (3) Intentionally subjects another to sexual harassment.

sec. 39.015. CONCURRENT JURISDICTION TO

PROSECUTE OFFENSES UNDER THIS CHAPTER. With the consent of the appropriate local county or district attorney, the attorney general has concurrent jurisdiction with that consenting local prosecutor to prosecute an offense under this chapter.

Added by Acts 2007, 80th Leg., R.s., Ch. 378 (S.B. 563), Sec. 2, eff. June 15, 2007.

TEXAS CODE OF JUDICIAL CONDUCT

(As amended by the Supreme Court of Texas through September 1, 2024; Retrieved from: <https://www.txcourts.gov/media/1457109/texas-code-of-judicial-conduct.pdf>)

Canon I : Upholding the Integrity and Independence of the Judiciary

Canon 2: Avoiding Impropriety and the Appearance of Impropriety in All of the Judge's Activities

Canon 3: Performing the Duties of Judicial Office Impartially and Diligently

Canon 4: Conducting the Judge's Extra-Judicial Activities to Minimize the Risk of Conflict with Judicial Obligations

Canon 5: Refraining from Inappropriate Political Activity

Canon 6: Compliance with the Code of Judicial Conduct

Canon 7: Effective Date of Compliance

Canon 8: Construction and Terminology of the Code

NOTE. I am not a legal professional; I am a private citizen with no legal training. Therefore, I am not responsible to outline every possible crime committed, but merely to provide enough for Probable Cause, which has been more than met with the following Statement of Facts.

7. STATEMENT OF LIMITED PRESENTATION OF FACTS:

This affidavit does not include all of the facts known to me, but only those facts relevant and sufficient to establish probable cause. I have no duty to provide evidence to the accused, nor do I have any responsibility to conduct any investigation that falls under the purview of anyone receiving this Affidavit. I have met my burden as this Affidavit/Complaint establishes Probable Cause on its face.

NOTE: This affiant is not a native English speaker therefore, all evidence presented in this Criminal Complaint must be accepted with knowledge of my limited ability to communicate effectively in English and this affiant is requesting all assign investigators be fluent in Spanish

8. Statement of Facts:

Judicial and Legal Misconduct:

Jessy Nevarrez: Failed to recognize my legal marriage in accordance with Texas Family Law 2.401d, facilitating Marilyn Cavalie's entry into a common law relationship, despite the presentation of a valid marriage certificate. Also David Evans aware of the situation of this ongoing dumpster fire did not recused Nevarrez.

Classification and Misconduct in Marriage and Property Matters:

1. Invalid Informal Marriage Claim: Portalatin, still legally married since June 15, 1999, entered into a relationship with Marilyn Cavalie, preventing legal informal marriage under Texas Family Code 2.40 Id. Marilyn's claims of intended marriage living them liable under TX Penal Code 25.01. This illegality voids her claim to Portalatin's property.

2. Property Ownership: Under Texas Family Code 3.001, Portalatin's ownership of the property purchased in 2014 is separate, as it predates any alleged marriage to Marilyn.

Despite supporting documentation, the court erroneously classified it as community property in its final order dated February 14, 2015.

3. Barreto's Property Rights Violations: Actions by Marilyn and related court rulings resulted in Barreto being unjustly deprived of property rights. Marilyn's deceptive conduct influenced court judgment, potentially violating 42 USC 1982 and 1985 by conspiring to infringe Barreto's rights, causing significant legal injury.

Additional Statement of Facts Regarding Marilyn Cavalie and Christopher Norris:

- Marilyn Cavalie, assisted by Christopher Norris, allegedly created false documentation and misled the court to unlawfully appropriate property at [REDACTED], Arlington, TX 76016. Their actions involved presenting falsified ownership documents and misleading financial statements, exploiting judicial outcomes to transfer property ownership illegally.

1. Keisha B Ennis: Allegedly subjected me to emotional distress through the misuse of an ankle monitor, vibrating every ten minutes without just cause, severely impacting my daily life and sleep quality.

2. Suzanne Lebet: on Aug 4, 2022, Coerced me into signing a document under threat of incarceration, claiming it was an order from Judge Wayne Salvant, prohibiting my entry to property I managed, unjustly affecting my livelihood. Audio Recording Available This document will further restrict my movement utilizing the illegally mandated leg monitor.

3. Kerry Owens: Alleged conspirator in depriving me of legal rights, contributing to manipulations in legal proceedings resulting in emotional and financial stress. In jun 9 Kerry Send Threatening Text message that he talked to Suzanne Lebet, and they are going to have me arrested if I did not do what they said. Oct 26, 2021, Owens filed a Oath of Receivership.

4. MaryJo Gutierrez, Cynthia Gustafson and Stacy Franco Engaged in unprofessional conduct that compromised the fairness of my probation conditions. Oct 5,6,26, 2022 Cynthia Gustafson asked Suzanne Lebet and Keisha B Ennis to adjusted my GPS monitor settings improperly, undermining my rights.

5. Servbank: I believe that Servbank (325-759290-24) maybe conspiring and/or collaborating with the court actors, individuals, and/or entities in order to profit from unclean hands and commit fraud upon the court.

6. Brian Singleterry bar#24098433, Cecilia Hernandez, Austin Sabin, Patricia Lambis: Nov 11, 2024, fraudulently file an affidavit of service Showing conspiracy between these individuals to defraud the court. There shall be no benefit to any party of the result of unclean hands.

7. Professor Amber Tilley, bar card number 24085082 and unknown individual have knowingly and willingly have engaged in fraud upon the court in furtherance of a criminal conspiracy (Suspect grad student) and additionally, claiming he had a bar Number 24141435 on Oct 16, 2024, in the 325 .

• Attorneys, Realtors, and Public Officials whose actions suggest collusion, abuse of power and failure to report a criminal act include:

- Christopher Norris (attorney)
- Kerry Owens (attorney)
- Tierney Jordan (realtor)
- Walsh Jordan (realtor)
- Cynthia Gustafson (District Attorney)
- Brian Singleterry (attorney)
- Cecilia Hernandez (attorney)
- Patricia Lambis (Server)
- Austin Sabin (attorney)
- Karen L. Rowden (attorney)
- Amber Elliot Tilley (attorney)

- Texas A&M University of Law
- Denise Hallmark (Visitation Supervisor)
- David Evans (Judge)
- Maryjo Gutierrez (Court Officer)
- Stacy Franco (Court Officer)
- Wayne Salvant (Judge)

Involvement of Additional Parties:

8.1 Additional Statement of Facts:

Marilyn Cavale, with the legal assistance of her attorneys, Christopher Norris, Austin Sabin, Cecilia Hernandez, Amber Elliot Tilley, Karen L Rowden, Sarah Pricer, Brian Singleterry, engaged in actions that include, but are not limited to, the dissemination of false information and fraudulent documentation intended to mislead the court and other parties involved (Walsh Jordan and Tierney Jordan) in the proceedings. These actions facilitated the unlawful appropriation of property that is not rightfully hers.

Actions by Marilyn Cavale and Christopher Norris, Brian Singleterry, Karen L Rowden, Amber Tilley: Producing False Information:

- Presented falsified documents claiming ownership or rights to property located at 4207 [REDACTED] ct Arlington Tx 76016.
- Submitted misleading financial statements intended to deceive court officials and impact rulings unjustly.
- Made perjurious statements under oath, which have been proven inconsistent with actual events and evidence. Audio and video recording will be provided.

Unlawful Appropriation of Property

- Utilized fabricated legal claims to initiate and sustain a wrongful seizure process of 4207 [REDACTED] ct Arlington Tx 76016.
- Exploited their legal positions to manipulate judicial outcomes, leading to the illegal transfer of property ownership.

8.2 Concerns for Children's Safety:

I express grave concerns regarding Marilyn Cavale, who has placed my children in situations where they are exposed to individuals with known criminal backgrounds. I specifically mention Junior Jose Herrera, a federal felon and informant, and Joe Angel Morales, who has a history of three DWIs, family assault, and threats against pregnant women and numerous Felonies, as individuals with access to my children. Furthermore, Alam Sepulveda Caraballo, currently serving a 17.5-year sentence for drug distribution, is also linked to this alarming situation.

Request for Accountability and Investigation:

- In light of the allegations outlined above, I demand an immediate and thorough investigation into the actions of all officials and attorneys mentioned, as their misconduct poses a threat to my rights and the safety of my children.

Demand for Accountability and Investigation:

Due to the actions of Marilyn Cavale and Christopher Norris and everyone involved, as described above, I further demand a thorough investigation into these fraudulent activities. These actions not only violate the law but also infringe upon my rights and the rights of others affected by their unethical and illegal conduct.

Request for Investigation and Legal Action:

All recipients of this affidavit are hereby requested to initiate a formal inquiry into these allegations and determine the full extent of violations committed by Marilyn Cavale and her attorney, Christopher Norris. Furthermore, this affidavit, along with any supporting documents, shall be used as evidence in these proceedings.

Conclusion:

Based on these comprehensive facts, there is a strong basis to call for a criminal investigation into the alleged misconduct, property misappropriations, and conspiracies to infringe upon legal rights. These actions not only warrant legal scrutiny but also underscore the need for judicial and legal remedies in response to the outlined injustices.

9. RELIEF:

I, Jose Portalatin, am DEMANDING a full investigation into the TARRANT County Family

AND Criminal Courts, and specifically the corrupt 231st and its actors. I DEMAND that the Office of the Attorney General Criminal Division be contacted to head this investigation. Simple.

• AFFIANT DEMANDS that Arrest Warrants be IMMEDIATELY issued for the Arrest of JUDGE JESSE NEVARREZ, CYNTHIA GUSTAFSON, Kerry Owens, Tierney Jordan, Walsh Jordan, Brian Singleterry, Cecilia Hernandez, Patricia Lambis, Austin Sabin, Karen L. Rowden, Amber Elliot Tilley, Texas A&M University of Law, Denise Hallmark, David Evans, Maryjo Gutierrez.

1. Wayne Salvant who acted in all absence of jurisdiction in issuing a Warrant for my arrest, which resulted in my illegal arrest and detention, a detention that continues to this day as I am under an illegal Bond.
2. CHANGE ALL THE STUFF BELOW, USE AS EXAMPLE OF WHAT TO ASK FOR.
3. AFFIANT DEMANDS the IMMEDIATE REMOVAL and/or IMPEACHMENT of (a) Jesse Nevarrez, Each and every attorney's and realtors mentioned bar or license to be revoked, and be reported to the licensing agencies.
4. I, Jose Portalatin, am DEMANDING a full investigation into the Tarrant County Family Courts, and specifically the corrupt 231st and 325% CDC2 and its actors. I DEMAND that the Office of the Attorney General Criminal Division be contacted to head this investigation and/or refer this case to the appropriate Federal agencies.
5. I, Jose Portalatin, am DEMANDING a full investigation into the Tarrant County Office of the Attorney General Child Support Division, whose employees and court actors have a clear pattern of knowingly and willingly conspiring with the 231-325 in the ongoing commissions of the Constitutional violations and crimes.
6. I, Jose Portalatin, am DEMANDING that all OAG Child Support Division personnel (staff, court actors, administrators) associated with the underlying cause (325-63708-18) who have received any of the previous Criminal Complaint submitted to the OAG directly at the Beach Street location and/or the Criminal Complaint submitted directly into this case and failed to report the crimes contained, be IMMEDIATELY REMOVED from their position and referred for criminal indictment.
7. I, Jose Portalatin, am DEMANDING all actors in the causes mentioned herein be permanently restrained from any further prosecution of any matter arising the aforementioned causes until a complete formal investigation has been concluded.

Please take notice that failure to respond WITHIN 30 DAYS indicates tacit acquiescence, whereby you agree to all claims herein, and this affidavit shall stand as evidence against you in all courts of record, that you do, with full known malice and intent, support the unlawful

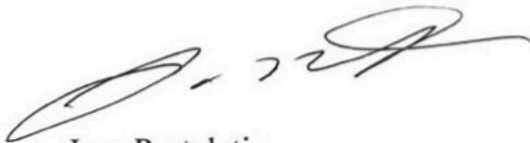
abrogation of the Peoples' Constitutional rights, a violation of your oath to the Constitutions of these United States, including the Texas Constitution, Article 16, Section 1.

Please take notice that all responses not submitted under penalty of perjury are nonresponse and shall consent to all claims herein.

I declare that to the best of my knowledge and belief, the information herein is true, correct, and complete AND THAT I HAVE PERSONAL KNOWLEDGE OF THE EVENTS REPORTED HEREIN.

10. VERIFICATION:

I Jose Portalatin my date of birth is [REDACTED] and my address is [REDACTED] st, Burleson TX 76028, U.S. I declare under penalty of perjury that the foregoing is true and correct. I have read this entire Affidavit/Complaint. The facts and circumstances contained in this petition are true to the best of my knowledge and belief. I have PERSONAL KNOWLEDGE of the facts contained herein.



Jose Portalatin

Executed in Tarrant County Texas

11. NOTARY ACKNOWLEDGEMENT

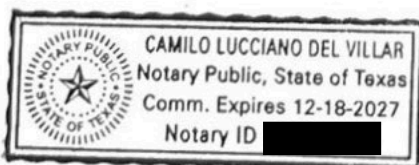
State of Texas

County of Tarrant

Jose Portalatin personally appeared before me, and being first duly sworn declared that he signed this application in the capacity designated, if any, and further states that he has read the above application, and the statements therein contained are true.



(Personalized Seal) Notary Public's Signature



AFFIDAVIT OF JOSE PORTALATIN

STATE OF TEXAS *Parker*
COUNTY OF ~~TARRANT~~

JJ
BEFORE ME, the undersigned authority, on this day personally appeared Jose Portalatin, who, being by me duly sworn, deposed as follows:

1. My name is Jose Portalatin. I am over the age of eighteen (18) years, of sound mind, and competent to make this affidavit. I have personal knowledge of the facts stated herein, and they are true and correct. I am the Petitioner/Applicant in the proceedings before the Supreme Court of Texas (SCOTX) and the Court of Criminal Appeals of Texas (CCA), seeking extraordinary relief through a Petition for Writ of Mandamus and an Application for Writ of Habeas Corpus, respectively, to address the unlawful Capias Warrant issued on October 3, 2024, by Tarrant County Criminal District Court 2; the baseless vexatious litigant designation entered on September 29, 2025; the orchestrated denial of due process by judicial actors including Hon. Kenneth Newell and Hon. David Evans; the failure of the Second Court of Appeals to intervene; and the criminal conspiracy involving Serve Bank to facilitate an illegal foreclosure of my homestead.
2. This affidavit is submitted in support of the aforementioned filings in SCOTX and CCA, incorporating by reference the exhibits and arguments therein, including the Bill of Review challenging the void 2021 divorce decree (Cause No. 231-635708-18) predicated on Marilyn Cavalie's perjury regarding my preexisting Nevada marriage, as evidenced by certified marriage records and text messages from February 6, 2018, wherein she admitted knowledge of said marriage.
3. Regarding the revocation of my community supervision (probation) and the issuance of the Capias Warrant: On or about October 3, 2024, Tarrant County Criminal District Court 2 issued a Capias Warrant for my arrest based on an alleged violation of my community supervision terms, specifically prohibiting contact with Marilyn Cavalie. This allegation stems solely from automatic eFile notifications generated by the Texas eFile system in an ongoing Suit Affecting the Parent-Child Relationship (SAPCR) case, where I filed required documents such as motions and responses. These notifications were system-

generated and did not constitute direct communication from me to Ms. Cavalie. At the time of these filings, Ms. Cavalie was not represented by an attorney in the case, as confirmed by court records and her lack of counsel of record. Under Texas Rules of Civil Procedure 21a and the eFileTexas system guidelines, service via eFile is mandatory and automatic for unrepresented parties, and such notifications do not equate to prohibited “contact” under any probationary terms, as they are procedural and not substantive or personal in nature.

4. The purported violations cited in the State’s Petition to Proceed to Adjudication (filed around October 7, 2025) reference dates coinciding with my legitimate filings in the SAPCR case, including efforts to oppose a motion to declare me a vexatious litigant and to seek a default judgment against Ms. Cavalie for her failure to respond after proper service. No evidence exists of any direct contact, harassment, or intent to violate terms; rather, this is a pretextual use of criminal process to obstruct my civil defenses, silence my filings, and facilitate the foreclosure of my homestead by Serve Bank, who engaged in ex parte communications with opposing counsel and withheld a reinstatement letter until less than 24 hours before the scheduled sale.
5. These actions by the court and related actors violate my constitutional rights under the Fifth and Fourteenth Amendments to the U.S. Constitution (due process and equal protection), the Fourth Amendment (unreasonable seizure via the Capias), and Texas Constitution article I, sections 10 (protection from unreasonable searches and seizures), 13 (open courts), and 19 (due course of law for deprivation of liberty and property). The doctrines of unclean hands and fruit of the poisonous tree apply, as the initial fraud in the 2021 decree—rooted in perjury and lack of jurisdiction—taints all subsequent proceedings, including the probation revocation and Capias. Judicial actors, including Judges Newell and Evans, have employed procedural mechanisms to perpetrate these crimes, such as refusing to hear my Verified Affidavit in Support of Criminal Complaint, Bill of Review, and Emergency Ex Parte TRO, thereby committing official oppression (Texas Penal Code § 39.03) and conspiracy against rights (18 U.S.C. § 241).
6. The Second Court of Appeals has failed to address this overt corruption, breaching its oaths and duties, necessitating its immediate recusal. The statewide implications are profound: This pattern of judicial abuse in Tarrant County undermines public confidence

in Texas courts, erodes uniform constitutional protections, and invites systemic criminality if unchecked. I demand referrals for investigation and prosecution by the Texas Office of the Attorney General (OAG) and U.S. Department of Justice (DOJ), as these are not discretionary matters but mandatory responses to evident felonies by public officials.

7. I have suffered irreparable harm, including over a year of illegal home confinement that prevented employment and led to the foreclosure crisis, psychological torture from repeated due process denials, and the threat of unlawful incarceration via the Capias. A permanent stay or injunction is essential, as prior stays have been ignored through procedural gamesmanship.
8. Attached hereto as exhibits are copies of relevant documents, including but not limited to: the Capias Warrant (Exhibit A), Vexatious Litigant Order (Exhibit B), eFile Notification Records (Exhibit C), Bill of Review (Exhibit D), Emergency TRO Filing (Exhibit E), and Correspondence with Serve Bank (Exhibit F). These support the facts averred and demonstrate the criminal nature of the proceedings against me.

FURTHER AFFIANT SAYETH NOT.

Jose Portalatin.

signature

Date:

10-9-25

Burleson, TX 76028

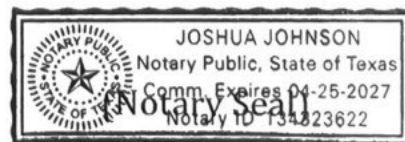
SUBSCRIBED AND SWORN TO BEFORE ME by Jose Portalatin, who is personally known to me or who has produced [type of identification, e.g., Texas Driver's License] as identification, on this 9th day of October, 2025.

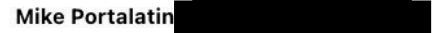
Notary Public Signature

Printed Name: Joshua Johnson

Notary Public, State of Texas

My Commission Expires: 04/25/27.





2 messages

Cause No. 325-759290-24 (Related to Cause No. 325-635708-18)

TO ALL CONCERNED PARTIES:

FORMAL NOTICE OF CONTINUING VIOLATIONS AND CRIMINAL ACTIVITY:

JUDGE EVANS (via Tracy Kemp):

Per Texas Code of Judicial Conduct Canon 3(D)(1), this constitutes the fifth or sixth Notice and set of Affidavits In Support of Criminal Activity submitted regarding judicial misconduct. Your continued failure to act constitutes a breach of your sworn duties. For administrative purposes, it is advised to establish a designated repository for these communications, as additional notices will be forthcoming throughout the legislative session.

JUDGES TERRY & DENAPOLIS:

You are hereby noticed of your absolute obligation under oath to cease and desist from ongoing activities in contravention of both Texas and United States Constitutions. Be advised that judicial immunity is contingent upon adherence to oath of office, which has been repeatedly compromised by failure to act on documented violations.

TO SINGLEBERRY:

As an officer of the court, you are bound by Texas Disciplinary Rules of Professional Conduct, specifically Rules 8.03 and 8.04. Your professional obligations require appropriate action regarding reported misconduct. You are invited to attend forthcoming legislative meetings.

TO GRIMALDI & ALLISON:

Be advised that as county employees without judicial immunity, and in light of the compromised immunity status of supervising judicial officers, you are personally liable for participating in documented improprieties.

NOTICE TO LEGISLATORS:

This communication serves to document systematic judicial misconduct in Tarrant County Courts. You will receive corroborating evidence from multiple constituents throughout the legislative session. Formal requests for in-person meetings with principals or Chiefs of Staff are hereby made, to include testimony from Dr. Brooks McKenzie regarding Tarrant County judicial practices.

All communications should be preserved for record-keeping and potential legal proceedings.

Respectfully submitted,
Jose Portalatin

Without prejudice to all rights and remedies available under law.

Notice of Criminal Activity 325.pdf

CDA - Inv Complaints <CDA-Inv-Complaints@tarrantcountytexas.gov>

Fri, Dec 27, 2024 at 7:57 AM

To: [REDACTED]

Good morning, Mike Portalatin,

You sent the below email to the CDA Office - Investigative Division by mistake. This "CDA – Inv Complaints" email is just for complaints against our CDA Investigators. If you are attempting to file a complaint against a court judge in Texas, then I hope the following information aides you:



We will not be responding to future emails from you that are mistakenly sent to us regarding your complaints against court judges or any other public/elected officials in Texas, since our email is just for complaints against our CDA Investigators.

Respectfully,

Marvin "Mo" Brown

Assistant Chief Investigator – Investigative Division

Tarrant County Criminal District Attorney's Office

Tim Curry Criminal Justice Center, 4th Floor

401 W. Belknap Street

Fort Worth, Texas 76196

Main: (817) 884-1400

Phil Sorrells

Criminal District Attorney

Tarrant County, Texas



CONFIDENTIALITY NOTICE: This electronic transmission and any documents or other writings sent with it may contain information that is confidential, proprietary and/or privileged. It is intended for the sole use of the intended recipient. If you have received this communication in error, please promptly notify the sender at the Tarrant County Criminal District Attorney's Office by reply email and destroy the original message. Any inadvertent disclosure does not constitute a waiver of the attorney-client privilege or any other privilege. Any disclosure, copying, distribution or the taking of any action concerning the contents of this communication or any attachment(s) by anyone other than the intended recipient is strictly prohibited.

From: Mike Portalatin [REDACTED]
Sent: Thursday, December 26, 2024 3:53 PM
To: Cynthia I. Favila (Terry) <[REDACTED]>; Tracy Kemp <[REDACTED]>; District Clerk <[REDACTED]>; Angie D. Wierzbicki <[REDACTED]>; Michael A. Kapelowitz <[REDACTED]>; Lisa K. Grimaldi <[REDACTED]>; Sheriff Internal Affairs <SheriffInternalAffairs@tarrantcountytx.gov>; CDA - Inv Complaints <[REDACTED]>; Brian [REDACTED]; Salman [REDACTED]; Tony [REDACTED]; David [REDACTED]; Brian Singleterry <Brian.[REDACTED]>; Karon L Rowden <[REDACTED]>; Tegan B. Allison <[REDACTED]>; DC - External 325 <[REDACTED]>
Subject: Formal Notice of Judicial Misconduct and Constitutional Violations

EXTERNAL EMAIL ALERT! Think Before You Click!

[Quoted text hidden]

CAUSE NUMBER: 325-759290-24

MARILYN CAVALIE

V.

**JOSE PORTALATIN
A&K PRO BROKERS
LLC,SERVBANC HOLDCO,INC
AND SERVBANK,SB**

[illegible]

IN THE DISTRICT COURT

325th JUDICIAL DISTRICT

TARRANT,COUNTY, TEXAS

Notice To The court of FURTHER Criminal Activity

I, Jose Portalatin, Pro Se Father, am submitting this Notice of FURTHER Criminal Activity to address the ***continued*** Criminal Activity committed by numerous court actors and parties involved in this underlying Cause. The furtherance of previously reported crimes (*See*. Notice of Criminal Activity filed November 19, 2024) has been ***knowingly and willingly*** impelled by the following court actors and parties:

BRYAN SINGLEBERRY, Karon Rowden, Amber Tilley, James Schnurr.

JUDGE CYNTHIA TERRY

ASSOCIATE JUDGE DENAPOLIS

LISA GRIMALDI

TEAGAN ALLISON

The above named actors have engaged in the following:

SINGLEBERRY has repeatedly failed to Conference, lied about Conferencing in signed documents submitted within this Cause, attempted to set hearings in violation of TRCP and Constitutional protections, among other crimes.

Judge TERRY and Assoc. Judge DENAPOLIS have either (a) **knowingly and willingly** signed and furthered SINGLEBERRY 's fraudulent documents, or (b) some court actor has forged their signatures and SINGLEBERRY has submitted forged documents. Either way, someone will be going to jail.

GRIMALDI and ALLISON have been at the center of facilitating these crimes, and have refused to respond to this Pro Se in an appropriate manner when these intentional violations have been brought to their attention. These actors have abused their position of trust and actively engaged in the crimes by SINGLEBERRY .

This Notice does not contain all incidents and/or evidence as I have no duty to reveal any evidence to these defendants. This will be formally addressed in a new Criminal Complaint to be filed with a MAGISTRATE (who needs a late Christmas gift?) as a separate criminal cause. Subsequent to establishing continuing exclusive jurisdiction with that MAGISTRATE (who needs a late Christmas gift?), that Criminal Complaint on the above-named individuals and their agencies will be filed into this case as evidence.

Any further actions by the named Defendants and as yet unnamed court actors, or inaction by actors who fail to report these crimes, will be an intentional furtherance of conspiracy and criminal prosecution of all such actors will ensue. Any official, Oath holder, or other who does not immediately impel the cessation and report the continued activities by these actors will be guilty of furtherance of those criminal activities.

Have a great weekend, 2025 will be lit! Remember to thank Kenny and Kate.

Respectfully submitted,

Jose Portalatin

AFFIDAVIT OF FACTS

STATE OF TEXAS §

COUNTY OF TARRANT §

BEFORE ME, the undersigned authority, on this day personally appeared **Jose Portalatin**, known to me to be a credible person, who being by me duly sworn, upon oath deposes and says:

1. "My name is **Jose Portalatin**. I am over the age of eighteen (18) years, of sound mind, and fully competent to make this affidavit. I have personal knowledge of the facts stated herein, and they are all true and correct.

2. I am a Pro Se Father and submit this Affidavit of Facts to address ongoing criminal conduct perpetrated by numerous court actors and parties involved in the underlying Cause # 325-759290-24.

3. This affidavit serves as a continuation of previously reported crimes, specifically referenced in my Affidavit of Criminal Activity filed on November 19, 2024.

4. The following individuals are implicated in the furtherance of these criminal activities:

- Bryan Singleberry
- Karon Rowden
- Amber Tilley
- James Schnurr
- Judge Cynthia Terry
- Associate Judge Denapolis
- Lisa Grimaldi
- Teagan Allison

5. On December 20, 2024 and December 23, 2024 Bryan Singleberry has repeatedly failed to engage in required conferences, has misrepresented his actions regarding conferencing in signed documents submitted within this Cause, and has attempted to set hearings that violate the Texas Rules of Civil Procedure (TRCP) and constitutional protections.(Karon Rowden, Amber Tilley, James Schnurr)

6. Judge Cynthia Terry and Associate Judge Denapolis have either (a) knowingly and willingly signed and furthered Singleberry's fraudulent documents, or (b) their signatures have been forged on documents submitted by Singleberry. Either scenario constitutes a serious breach of legal and ethical duties. On December 20, 2024 and December 2, 2024

7. Lisa Grimaldi and Teagan Allison have facilitated these criminal acts and have failed to respond appropriately when these intentional violations were brought to their attention. Their actions demonstrate an abuse of their positions of trust and complicity in Singleberry's misconduct.

8. This affidavit does not encompass all incidents or evidence of wrongdoing, as I have no obligation to disclose such evidence to the aforementioned defendants. I will formally address these matters in a new Criminal Complaint to be filed with a Magistrate.

9. On December 17, 2023, filed a Cease and Desist order was filed via e-file,alleging significant legal infractions by the Defendants that endanger the interests of minor children and jeopardize the proceedings of the pending federal case (No. 4:24-cv-01166-0-BP) as well as related criminal investigations.

10. Following the establishment of continuing exclusive jurisdiction with the Magistrate, the Criminal Complaint against the above-named individuals and their respective agencies will be submitted as evidence in this case.

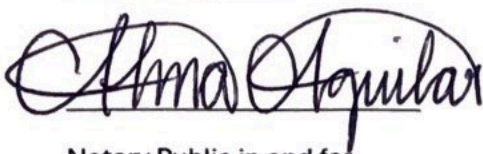
11. Any further actions or inactions by the named defendants or any unnamed court actors that fail to report these crimes will constitute an intentional furtherance of conspiracy. Criminal prosecution will ensue for all such actors. Any official or oath holder who does not immediately act to cease and report the continued activities of these individuals will be complicit in the ongoing criminal activities.

FURTHER AFFIANT SAYETH NOT:"



Jose Portalatin, Affiant

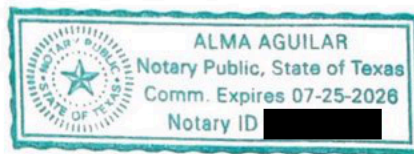
SWORN TO AND SUBSCRIBED before me, the undersigned authority, on this the 26th day of December, 2024.



Notary Public in and for

The State of Texas

My Commission Expires: 1/25/2026



Second Supplemental Criminal Complaint

Affidavit of Jose Portalatin

For Ongoing Retaliation, Harassment, Torment, and Lack of Candor

**STATE OF TEXAS
COUNTY OF TARRANT**

BEFORE ME, the undersigned authority, personally appeared **Jose Portalatin**, who, being duly sworn, deposes and states as follows:

I. Jurisdiction

This affidavit is submitted under the jurisdiction of the **State of Texas**, pursuant to **Texas Penal Code § 36.06 (Obstruction or Retaliation)**, **Texas Government Code § 81.102 (Unauthorized Practice of Law)**, and the **Texas Disciplinary Rules of Professional Conduct**. This affidavit establishes probable cause for immediate legal action and investigation into repeated and deliberate acts of retaliation, harassment, and torment.

II. Statement of Purpose

This affidavit complies with **Article 15.05 of the Texas Code of Criminal Procedure**, requiring that a complaint:

1. **Identify the Accused:** Names **James Schnurr, Amber Tilley, Karon Rowden, and Lisa Grimaldi**, and describes their misconduct.
2. **Establish an Offense:** Specifies acts constituting criminal and ethical violations under Texas law.
3. **Provide Time and Place:** Details the dates, locations, and circumstances of the alleged offenses.
4. **Affirm Under Oath:** Is signed under oath, affirming its sufficiency and truthfulness to establish probable cause.

III. Statement of Limited Presentation of Facts

This affidavit includes only the facts necessary to establish probable cause for criminal and ethical violations. It does not contain all evidence in my possession but focuses on the most relevant incidents. I have no duty to provide evidence to the accused or conduct investigations; such responsibilities rest with the authorities receiving this affidavit. This affidavit stands sufficient on its face.

IV. Complainant Information

Name: Jose Portalatin

Email: [REDACTED]

V. Respondents

1. **James Schnurr**

State Bar Qualified Law Student

Texas A&M University School of Law

2. **Amber Tilley**

Supervising Attorney, Texas Bar No. 24085082

3. **Karon Rowden**

Supervising Attorney, Texas Bar No. 24026080

4. **Lisa Grimaldi**

Court Coordinator, 325th District Court

VI. Statement of Facts

Background and Pattern of Retaliation

1. On **November 19, 2024**, I filed a formal criminal complaint detailing unethical practices, procedural violations, and retaliatory conduct by the respondents in **Cause No. 325-635708-18**.
2. Following this complaint, the respondents escalated their actions, engaging in a sustained campaign of **retaliation, harassment, and torment**, targeting me through procedural abuses, baseless motions, and deliberate misrepresentations in court filings.
3. **James Schnurr, Amber Tilley, and Karon Rowden** have each signed and filed retaliatory motions, including the **Motion to Compel Address**, which directly demonstrates their coordinated misconduct.

December 10, 2024: Bad Faith Scheduling During My Vacation

4. On **December 10, 2024**, **James Schnurr**, under the supervision of **Amber Tilley** and **Karon Rowden**, emailed the court and opposing counsel proposing hearing dates for a **1st Amended Motion to Overrule Objections** during a period he knew I was on vacation (until **December 13, 2024**). His deliberate scheduling attempt demonstrates **bad faith** and intent to gain an unfair procedural advantage.
5. Schnurr's actions disregarded the procedural stay imposed by my **Motion to Disqualify the Presiding Judge**, further escalating harassment and torment. Despite being copied on this email, neither Tilley nor Rowden intervened, allowing Schnurr to proceed unchecked, in violation of **Rule 5.01 (Responsibilities of Supervisory Lawyers)**.

January 13, 2025: Lack of Transparency and Continued Harassment

6. On **January 13, 2025**, Schnurr contacted me again to schedule hearings for a **Motion to Enforce Child Support** and an **Objection to Discovery of Bank Records**. In response, I explicitly requested clarification of Schnurr's supervising attorney and objected to his unauthorized actions.

7. Despite my request, **Amber Tilley** and **Karon Rowden**, who were copied on the email, failed to intervene or address my concerns. Their silence enabled Schnurr's unauthorized legal actions and further violated their duties under the **Texas Supreme Court's Student Practice Rule**, which mandates supervision and disclosure of authority.

January 16, 2025: Exclusion by Grimaldi and Unfair Advantage

8. On **January 16, 2025**, a hearing for **January 30, 2025**, was set by **Lisa Grimaldi**, the Court Coordinator for the 325th District Court. Grimaldi deliberately excluded me from communications regarding the available dates, while issuing them directly to opposing counsel. This omission created a significant procedural disadvantage and exemplifies ongoing harassment and bias against me.

January 30, 2025: Retaliatory Motion and Tilley's Misrepresentation

9. Following the January 16 scheduling, **Amber Tilley**, along with **James Schnurr** and **Karon Rowden**, signed and filed a **Certificate of Conference** falsely claiming that meaningful efforts had been made to consult with me and that no agreement could be reached. This statement is demonstrably false, as it relied on Schnurr's deficient January 13 email, which contained no good faith effort to confer.

10. Additionally, **Schnurr, Tilley, and Rowden** jointly filed a **Motion to Compel Address**, an unnecessary and retaliatory filing designed to harass and torment me further. This filing demonstrates a direct and intentional violation of **Texas Penal Code § 36.06 (Retaliation)**.

Systemic Impact on Future Attorneys

11. The behavior of **Amber Tilley** and **Karon Rowden** as supervising attorneys not only enabled Schnurr's unauthorized practice of law but also sets a dangerous precedent for future student attorneys. Their failure to enforce ethical standards risks corrupting future practitioners, fostering a culture of professional misconduct, and eroding public trust in the legal system.

VII. Legal Violations

1. Unauthorized Practice of Law (Texas Government Code § 81.102)

- Schnurr acted beyond his authority as a law student, engaging in legal actions without proper supervision.

2. Obstruction of Justice (Texas Penal Code § 36.06)

- Filing motions and scheduling hearings in violation of a procedural stay constitutes obstruction.

3. Retaliation (Texas Penal Code § 36.06)

- Filing retaliatory motions, including the Motion to Compel Address, to intimidate and harass me as a complainant.

4. Fraud Upon the Court

- Misrepresenting facts, including proposing hearing dates while I was unavailable, to gain an unfair advantage.
5. **Failure to Supervise (Rule 5.01)**
 - Tilley and Rowden's failure to supervise Schnurr's unauthorized actions.
 6. **Court Coordinator Misconduct**
 - Grimaldi's exclusion of me from key communications demonstrates bias and procedural unfairness.

VIII. Relief Requested

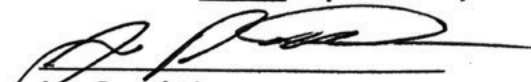
I respectfully request the following:

1. **Issuance of Arrest Warrants**
 - For all named respondents based on obstruction, retaliation, and ethical violations.
2. **Formal Criminal Investigation**
 - Conducted by the **OAG Criminal Division** or referred to **federal authorities**.
3. **Permanent Restraining Orders**
 - Prohibiting respondents from further filings or retaliatory actions until investigations conclude.
4. **Additional Relief**
 - Any other actions deemed necessary to uphold justice and accountability.

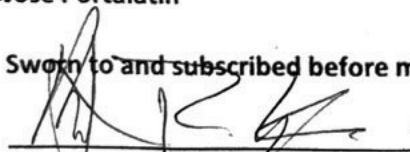
IX. Verification

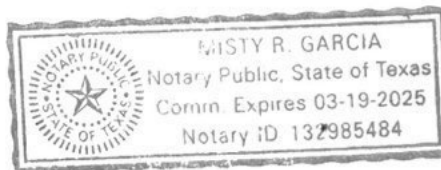
I, **Jose Portalatin**, declare under penalty of perjury that the foregoing is true and correct based on my personal knowledge, the attached evidence, and relevant legal documents.

Executed this 20 day of January 2025 in Tarrant County, Texas.


Jose Portalatin

Sworn to and subscribed before me on this 20th day of January 2025.


Notary Public, State of Texas



AFFIDAVIT

THE STATE OF TEXAS)

COUNTY OF ~~TARRANT~~ ^{Parker})
JJ

BEFORE ME, A Notary Public in and for the State and County aforesaid in this day personally appeared the undersigned affiant, who, after being duly sworn upon Oath deposes and says:

My name is Jose Portalatin, I have completed this form, and have read it completely. It is true, correct, and complete. If the information included in this complaint changes, I will immediately write the Criminal District Attorney's office to correct the information the Criminal District Attorney has on file in this matter. I understand that making false statements to a law enforcement officer may result in criminal penalties. Furthermore, I am willing to testify to the accusations made in this complaint, if needed. If I have further communication with the entity of which I am complaining, I will immediately write to the Criminal District Attorney's office to update/correct this complaint. I will, further, communicate any and all exculpatory information and attest that I have done so in this complain."

[Signature]
SIGNATURE OF COMPLAINING PARTY

NAME: Jose Portalatin

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public in and for ~~Tarrant~~ ^{Parker} County, Texas, this the 9 day of October, 20 25. JJ

[Signature]
NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

My Commission expires on 25 Day of April, 20 27.

