

JULY 10. 2018

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REPORTER'S RECORD

CAUSE NO. Df-15-09887-s

IN THE INTEREST OF)	IN THE DISTRICT COURT
)	
J.A.D.Y.)	
AND)	255TH JUDICIAL DISTRICT
J.U.D.Y.,)	
)	
CHILDREN)	DALLAS COUNTY, TEXAS

HEARING,

which was heard on the
10th of July, 2018

BE IT REMEMBERED, that on the 10th of July, 2018, the above-entitled and numbered cause came on to be heard for hearing in the said court, HONORABLE ASSOCIATE JUDGE SCOTT BEAUCHAMP, presiding, of the 255th District Court of Dallas County, Texas, at which time the following proceedings were had. Proceedings reported by machine shorthand method. Transcript produced by computer.

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APPEARANCES

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13 ALSO PRESENT:
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15
16
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20
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4
5 Exhibit 2 Affidavit For Business Records
Children's Health.....16/16
6 Exhibit 3 Letter To Dr. Pape 4/19/17
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7
8 Exhibit 4 Letter To GENECIS 5/29/17
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9 Exhibit 5 Affidavit For Business Records
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13 Exhibit 7 Laser Photographs.....19/19
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19 Exhibit 14 Palmer & Manuel Letter 3/6/18
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PROCEEDINGS

1
2 THE COURT: This is Cause Number 15-9887,
3 Georgulas and Younger. I understand we have a CPS issue
4 to address before.
5 MS. MEADERS: Yes, Your Honor.
6 THE COURT: Okay. Come on up.
7 MS. MEADERS: Should we all approach?
8 THE COURT: Yes.
9 Okay. So I believe the Department filed a
10 Motion to Quash; is that correct?
11 MS. ANDERSON: Yeah, they asked for the
12 audio and video, and we can't turn it over without an
13 order. They didn't have an order, so we brought it here
14 today.
15 THE COURT: Okay.
16 MS. ANDERSON: And if you order us, I can
17 give it to them, or I can give it to you to listen in
18 camera.
19 THE COURT: Am I to understand that this
20 will not be offered into evidence at this hearing?
21 MS. MEADERS: Not today, no.
22 MR. ODENEAL: Respondent objects on the
23 basis that it's hearsay.
24 THE COURT: You're not wanting it into
25 evidence?

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1 MR. ODENEAL: I do not want it into
 2 evidence --
 3 THE COURT: Okay.
 4 MR. ODENEAL: -- until I've had an
 5 opportunity to --
 6 THE COURT: I gotcha.
 7 MR. ODENEAL: -- hear it.
 8 THE COURT: So, essentially, what we have
 9 here. This is really a Motion to Quash of a subpoena to
 10 produce documents, correct?
 11 MS. ANDERSON: Yes. Yes, Your Honor.
 12 THE COURT: Okay. So, I think, before I
 13 rule on that, I've got to look at it. It's not going to
 14 be offered into evidence today, so I will take it.
 15 MS. ANDERSON: Okay.
 16 THE COURT: And then it will not come into
 17 evidence today for any purpose. After I look at it, I
 18 will make a determination of whether it will be turned
 19 over to the attorneys or will not be turned over to the
 20 attorneys or -- and if it is turned over, what kind of
 21 protective order will accompany it.
 22 That doesn't really affect the evidentiary
 23 status of it. This is strictly going to be for -- I'm
 24 looking at this for production purposes.
 25 So is there anything else we need to

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1 address from the Department?
 2 MS. ANDERSON: No, Your Honor. The
 3 caseworker is here, and she can testify as to her
 4 personal knowledge with the family.
 5 THE COURT: Okay. All right. Very good.
 6 Thank you very much.
 7 MS. MEADERS: Thank you, Your Honor.
 8 MR. ODENEAL: Thank you, Your Honor.
 9 THE COURT: Okay. Anybody that's going to
 10 testify in this matter, please stand and raise your
 11 right hand.
 12 (Witnesses sworn.)
 13 THE COURT: All right. Thank you very
 14 much. You may have a seat.
 15 Each side will have 90 minutes for direct
 16 examination, cross-examination, voir dire of witnesses,
 17 and argument. Once you run out of time, you can't call
 18 any other witnesses, question any other witnesses,
 19 introduce any other matters into evidence, or argue the
 20 case any further, but you can still raise objections if
 21 you do run out of time.
 22 Is there anything else we need to address
 23 before we get started?
 24 MS. MEADERS: May I approach?
 25 THE COURT: Nothing else to address?

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1 MS. MEADERS: No.
 2 THE COURT: Anything else to address?
 3 MR. ODENEAL: I have nothing on behalf of
 4 Respondent, Your Honor.
 5 THE COURT: Okay. Yes, you may approach.
 6 MS. MEADERS: I have a requested relief I
 7 would like to hand you; and also attached to it, I'm not
 8 offering this as an exhibit, but it's a little -- names
 9 of the parties and ages and stuff and a few of the terms
 10 that I will be using today.
 11 THE COURT: Okay. Well, I can't take that.
 12 MS. MEADERS: Okay.
 13 THE COURT: I'll take this subject to any
 14 kind of objections as to anything that's not pled for
 15 during the hearing.
 16 MS. MEADERS: Okay.
 17 THE COURT: Okay. Very well. So we're
 18 ready to proceed at this point?
 19 MS. MEADERS: Yes, Your Honor.
 20 THE COURT: So y'all filed the motion. Do
 21 you want to make an opening?
 22 MS. MEADERS: Yes, I do, Your Honor.
 23 THE COURT: Go ahead. It's part of your
 24 time.
 25 MS. MEADERS: Your Honor, I'll keep my

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1 opening brief, particularly because we spoke in the back
 2 a little bit about this case, but this case is about a
 3 little six-year-old girl. It's a little girl who knows
 4 she is a girl. It's a girl who wears cute, frilly,
 5 girlie clothes. She plays with super girlie bears and
 6 dolls and toys, a girl who dresses -- who -- she draws
 7 beautiful artwork that you'll see today.
 8 The self-portraits of herself show herself
 9 with big, huge, ginormous eyelashes and hair down to the
 10 floor. She knows -- she has been known for her school.
 11 She went to kindergarten last year and she goes to
 12 school as Luna, a girl. Luna is the name she picked.
 13 She lines up in the girls' line. She has girlfriends
 14 there. All of her artwork from school is very girlie.
 15 And the father in this case wants boys. He
 16 has twins, and the reality is, Luna, at birth, was given
 17 the gender identity as a boy, but she completely and
 18 totally identifies as a girl now. She has been dressing
 19 as a girl in public, going to school in public as a
 20 girl, and requests that she be named Luna.
 21 Her brother, Jude, calls her sister and
 22 calls her Luna. Her brother has accepted this. The
 23 teachers call her this. The counselors have
 24 recognized -- the counselor -- she's in counselling --
 25 has recognized that Luna identifies as a girl.

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1 The counselor has recommended to the mother
 2 and the father both that they should affirm Luna's
 3 choices and let her dress as a girl or dress however she
 4 says she wants to dress.

5 The pediatrician has labelled the child
 6 transgender. In both the five-year-old visit and the
 7 six-year-old-visit, the child presented as a girl and
 8 has now come in as Luna and has persisted in her
 9 presentation as a girl.

10 The father doesn't follow the
 11 recommendations of the pediatrician or of the counselor,
 12 and he shames her to try to make her feel bad for
 13 wanting to dress as a girl. Even though the father
 14 knows she wants super long hair, he shaves her head when
 15 he has the opportunity and he leaves the other twin
 16 boy's hair long.

17 She has said to CPS that she is afraid of
 18 her father. Her brother has said that she is sad and
 19 her father makes her sad. By making her dress in boys'
 20 clothes, that makes Luna feel sad. That's a direct
 21 quote from Jude.

22 This is a delicate issue because it's new.
 23 It's hard for any parent to accept that their child
 24 wants to be a different gender than they were born, but
 25 the overwhelming literature and expert testimony we're

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1 going to present today will show you that if a parent
 2 does not support their child's choices, if a parent does
 3 not affirm the child's choices and let them assume the
 4 identity they're choosing, that there can be horrific
 5 psychological damage that lasts a lifetime.

6 Since April 2017 is when she started to
 7 social tran- -- to start socially transitioning. There
 8 was an incident at school because the father has a
 9 non-expanded standard. Mother always takes the child to
 10 school. Mother always picks the child up. So for a
 11 year, actually since last April, the child has been
 12 going -- well, starting in kindergarten, the child
 13 started going to school as a girl and is only known at
 14 school as a girl.

15 There was an open house on April -- March
 16 8th, and so the mother said, hey, I'll take Luna as a
 17 girl. You're welcome to come join us tonight or pick
 18 her up afterwards and have your possession after the
 19 open house is over. Dad shows up with the police.
 20 Someone files a CPS case. We don't know who reported
 21 it. But in the CPS case, it alleges emotional abuse
 22 because she dresses her child as a girl.

23 CPS did an investigation and ruled out all
 24 of the allegations -- there's a lot more allegations
 25 than just that one -- rules out all of the allegations,

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1 and actually the CPS worker filed an emotional abuse
 2 case against the father, because it's very clear from
 3 the CPS records that this child is identifying as a
 4 girl, Father makes her anxious, and she is afraid of her
 5 father.

6 The records are going to show today that
 7 the pediatrician records, the CPS records, the
 8 interviews with the teachers, the counselor's notes and
 9 records, Luna herself and Luna's brother all state Luna
 10 has always wanted to be a girl and that this is her
 11 choice to be a girl. It's not being forced upon her.

12 And, you know, you asked us in chambers are
 13 we asking for a change in possession. We are asking
 14 that the non-expanded standard remain in place for the
 15 school year, but that if there's a Thursday night event
 16 at school, that the mother be able to take the child as
 17 Luna and the father can have a make-up day another day
 18 or get them after the event.

19 And then we're asking that if he refuses to
 20 affirm her, if he refuses to call her Luna and refuses
 21 to treat her as a girl, that the consecutive overnights
 22 that he has with her are limited, because the evidence
 23 today is going to show that if Luna is over there being
 24 treated as a boy and being forced to be a boy and being
 25 forced to wear boys' clothes, it's going to have lasting

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1 psychological effect on Luna.

2 The father actually in the second CPS case
 3 said, I don't mind dressing my child as a girl, as long
 4 as I know it's her choice and it's not being forced on
 5 her by her mother. I don't think he is going to live up
 6 to that promise, but one of the things we want to do
 7 today is show you that this is Luna's choice. This is
 8 not something the mother is forcing on Luna.

9 Thank you, Your Honor.

10 THE COURT: Okay. Mr. Odeneal?

11 MR. ODENEAL: May it please the Court, Your
 12 Honor. This is a case about limiting the father's
 13 involvement in the lives of these twin sons, and the
 14 facts are pretty simple. This is a case of two boys.
 15 They're twins. They are biological males. They have
 16 genitalia. They have testes. They have scrotums. All
 17 the legal records indicate they're males from their
 18 birth onward. Their birth certificates indicate they're
 19 males. The family court proceedings indicated they're
 20 males. All their medical records indicate they're
 21 males.

22 They are only six years old, and these boys
 23 just turned six in May, so we would submit it's a little
 24 premature to say that the child has made this
 25 life-changing decision when the child is not even old

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1 enough to decide what he going to eat for dinner.
 2 The other thing is, the mother has refused,
 3 very aggressively, to have any other input from any
 4 other experts. She will not allow a second opinion.
 5 Under the prior order that she seeks to modify, she has
 6 the exclusive right to medical and psychological and
 7 psychiatric treatments, and she is using that to full
 8 effect, very carefully picking people who say what she
 9 wants to say.
 10 And so we believe that the appropriate
 11 steps are take a wait-and-see approach to obtain -- to
 12 be allowed by the Court to obtain second opinions and to
 13 consult other experts and get input and see how the
 14 child progresses as he ages.
 15 This theory about just changing the child's
 16 name, there's a procedure in the Texas Family Code if
 17 we're going to change the child's name. I submit it's
 18 not appropriate for one parent to just suddenly change
 19 the child's name and expect the other parent to just go
 20 right along with that and have nothing to say about it
 21 and have no input.
 22 Again, this entire modification proceeding
 23 is going to be for one purpose, and that is to limit or
 24 eliminate the father from the boys' lives, and that is
 25 not in their best interest. And so we would ask the

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1 Court to deny the relief requested today and to order a
 2 forensic custody evaluation by Family Court Services,
 3 and then we can take it from there.
 4 Thank you, Your Honor.
 5 THE COURT: All right. Call your first
 6 witness.
 7 MS. MEADERS: I call Anne Georgulas, Your
 8 Honor.
 9 THE COURT: Okay. Come on up.
 10 MS. MEADERS: Your Honor, I would like to
 11 offer this. We're going to play a video, Your Honor.
 12 THE COURT: Have you shown it to Counsel?
 13 MS. MEADERS: He produced it to us in
 14 discovery.
 15 THE COURT: Oh, okay.
 16 MS. MEADERS: And we told him which one
 17 we're playing. He produced several videos. What's the
 18 best way to show this to you?
 19 THE COURT: Well, first of all, I mean,
 20 it's not in evidence at this point.
 21 MS. MEADERS: I'd like to offer Exhibit 22.
 22 (Petitioner's Exhibit 22 offered.)
 23 MR. ODENEAL: And is that the video of when
 24 he was three years old?
 25 MS. MEADERS: Three and a half.

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1 MR. ODENEAL: Prior to the entry of the
 2 final order that you're modifying?
 3 MS. MEADERS: Yes, Your Honor.
 4 MR. ODENEAL: I would object on the basis
 5 that that predates the order that we are attempting to
 6 modify in this proceeding, Your Honor.
 7 MS. MEADERS: My response to that, Your
 8 Honor, is the father is actually on this video, talking
 9 to the child, and he took the video before the order,
 10 but he's shown the video to the child's counselor after
 11 the order to try to influence the counselor.
 12 THE COURT: Well, there's no evidence of
 13 this at that point -- of that at this point. The
 14 objection is sustained.
 15 MS. MEADERS: Okay. We'll play it later.
 16 I'd like to offer Exhibits 1 through 6.
 17 (Petitioner's Exhibits 1-6 offered.)
 18 MR. ODENEAL: The father has no objection
 19 to the Exhibits 1 through 6, Your Honor.
 20 THE COURT: All right. They will be
 21 admitted.
 22 (Petitioner's Exhibits 1-6 admitted.)
 23 MS. MEADERS: May I approach the witness,
 24 Your Honor?
 25 THE COURT: You may.

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1 MS. MEADERS: Here is the exhibit book.
 2 THE WITNESS: Thank you.
 3 ANNE GEORGULAS,
 4 having been first duly sworn, testified as follows:
 5 EXAMINATION
 6 BY MS. MEADERS:
 7 Q. If Jeff will affirm Luna and honor her choices,
 8 are you asking for the possession schedule to be
 9 changed?
 10 A. No.
 11 Q. And so your name is Anne Georgulas, correct?
 12 A. Yes.
 13 Q. And you're married -- you were previously
 14 married to Jeff Younger?
 15 A. Yes.
 16 Q. And you had twins born, Jude, and at the time
 17 of his birth, James?
 18 A. Correct.
 19 Q. And now what name has James personally chosen
 20 to be called?
 21 A. Luna.
 22 Q. Did you pick that name?
 23 A. No.
 24 Q. And you have two other girls that you're the
 25 sole parent of, Zoe and Sydney?

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1 A. Correct.
 2 Q. And they're both turning 18 this year?
 3 A. Yes.
 4 Q. And Sydney is going to go -- Sydney is going to
 5 go to high school next year, and Zoe is going to be a
 6 freshman at UT?
 7 A. Yes.
 8 Q. And you are a pediatrician?
 9 A. Yes, I am.
 10 Q. And you own your own practice?
 11 A. Yes.
 12 Q. You have a lot of flexibility in your hours?
 13 A. Yes, I do.
 14 Q. And you were actually not divorced from Jeff,
 15 were you?
 16 A. No, I was not.
 17 Q. What was -- how did your marriage end?
 18 A. It ended in an annulment.
 19 Q. Okay. And as part of that annulment, you had
 20 alleged fraud on Jeff's behalf?
 21 A. Correct.
 22 Q. And the order for annulment was entered on
 23 November 9, 2016?
 24 A. Yes.
 25 Q. And a separate SAPCR order was entered with

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1 regards to the children?
 2 A. Correct.
 3 Q. And in that order, you were given the exclusive
 4 right to make decisions regarding medical,
 5 psychological, and educational issues, correct?
 6 A. Correct.
 7 Q. And Jeff was given a limited possession,
 8 non-expanded possession order, correct?
 9 A. Correct.
 10 Q. And two hours on Thursday from 6:00 to 8:00?
 11 A. Correct.
 12 Q. In your practice, do children sometimes have
 13 fantasy play?
 14 A. Yes.
 15 MS. MEADERS: I'm actually going to
 16 approach again, Your Honor, and --
 17 THE COURT: All right.
 18 MS. MEADERS: -- offer some more exhibits.
 19 I would like to offer 7, 8, 9, and 10.
 20 (Petitioner's Exhibits 7-10 offered.)
 21 MR. ODENEAL: No objection to 7, 8, 9, and
 22 10, Your Honor.
 23 THE COURT: They will be admitted.
 24 (Petitioner's Exhibits 7-10 admitted.)
 25 MS. MEADERS: And 11. Sorry.

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1 (Petitioner's Exhibit 11 offered.)
 2 MR. ODENEAL: I have no objection to 11,
 3 Your Honor.
 4 THE COURT: All right. It will be
 5 admitted.
 6 (Petitioner's Exhibit 11 admitted.)
 7 Q. (BY MS. MEADERS) If you will flip to Exhibit
 8 8.1. What is that a picture of?
 9 A. That's a picture of James, now Luna, with a
 10 scarf over her head, him at the time.
 11 Q. And when James started wearing a scarf on his
 12 head, did you understand what it was about?
 13 A. No.
 14 Q. Did you later find out what it was about?
 15 A. Yes.
 16 Q. What was that?
 17 A. That -- that he wanted long hair at the time.
 18 Q. And looking at 8.2, what is it that James has
 19 on his head?
 20 A. An Elsa hat with a very long braid.
 21 Q. And 8.3, what does he have on?
 22 A. He's got his Elsa hat on.
 23 Q. So it's important for him to have his long
 24 hair?
 25 A. That's my impression.

Page 21

1 Q. And then the next one is 8.4, and what is he
 2 wearing there?
 3 A. A different hat because he wore it 24/7 at my
 4 house, and then eventually we needed to get more than
 5 one so they could be washed.
 6 Q. And the last picture, 8.5, is he going by Luna
 7 here or is he going by James?
 8 A. This was right before he went by Luna. It's a
 9 picture of the length of the hair.
 10 Q. And flip to 9.1.
 11 A. 9.1.
 12 Q. So here's a picture of James wearing the Elsa
 13 hat again, correct?
 14 A. Correct.
 15 Q. Who took this picture?
 16 A. Dad. It was when Dad had possession.
 17 Q. So he is wearing the hat over at Dad's house?
 18 A. Correct.
 19 Q. And what's 9.2?
 20 A. It is a picture of him getting his hair cut.
 21 He does not look happy.
 22 Q. And 9.3?
 23 A. These are pictures from Dad's house. The one
 24 in the top is James wearing the hat, and the one in the
 25 bottom is -- oh, I think that part of it got cut off.

Page 22

1 Q. So these are actually pictures that Jeff sent
 2 to you while the kids are at his house?
 3 A. Correct.
 4 Q. And what -- how would you describe the toy or
 5 the bear that James has picked up to play with?
 6 A. It's a girlie bear.
 7 Q. And does -- so if he's at his dad's house, he
 8 can pick any toy he wants, but that's the toy he chooses
 9 to pick with -- play with?
 10 A. Yes.
 11 Q. And what about the next page? What kind of
 12 doll --
 13 A. It's a --
 14 Q. -- is he playing with?
 15 A. It's a super -- girl superhero doll. Like a
 16 Wonder Woman, I guess.
 17 Q. And 9.5, what is that text?
 18 A. 9.5. This is a text after she became Luna of
 19 all of the artwork that she was doing one period of
 20 time. I don't remember what the period of -- August
 21 sometime probably, and it was all the artwork that Dad
 22 took a picture of. So it was at Dad's house.
 23 Q. So how would you describe the artwork that Luna
 24 is doing while she's at her father's house?
 25 A. It definitely has all female themes except for

Page 23

1 the ones like Olaf and a horse that don't have a gender.
 2 Q. Going to the initial reference of Dr. Pape.
 3 A. Yes.
 4 Q. Who is Dr. Pape?
 5 A. Dr. Pape is our pediatrician.
 6 Q. And --
 7 A. For the boys.
 8 Q. -- when --
 9 A. For the children.
 10 Q. -- when the order was entered, was Dr. Pape
 11 your pediatrician?
 12 A. Yes. What was that?
 13 Q. When the order was entered, was Dr. Pape your
 14 pediatrician?
 15 A. No.
 16 Q. Why did you change?
 17 A. I changed because during the -- the -- that
 18 case, Jeff didn't like the pediatrician that we had
 19 because she was a personal friend of mine.
 20 Q. Does Dr. Pape specialize in transgender
 21 children?
 22 A. No.
 23 Q. Did Jeff have any objection to Dr. Pape?
 24 A. Not that I know.
 25 Q. Did Dr. -- did Ja- -- I mean, did Jeff attend

Page 24

1 the first visit with Dr. Pape?
 2 A. Yes.
 3 Q. And in that visit, if you switch to Page 6,
 4 what is the diagnosis that Dr. Pape makes when James is
 5 five years old? It says, "Problem list," and then it
 6 says, "Diagnosis" at the --
 7 A. Problem list. Oh, gender identity disorder in
 8 a pediatric patient.
 9 Q. Who gave Dr. Pape the history or intake
 10 regarding Luna or James at the time?
 11 A. Yeah, I think James started with Luna. Luna,
 12 myself, and Dad.
 13 Q. And it says, "Over the last several months has
 14 started asking to be called Luna instead of James." Is
 15 that something Luna told the doctor?
 16 A. I -- I don't remember who told what.
 17 Q. And it says, "Dad is very opposed and will not
 18 allow him to dress in girls' clothing in his house"; is
 19 that correct?
 20 A. That is true.
 21 Q. And you-guys had started the intake process
 22 through Children's Medical Center, correct?
 23 A. Correct.
 24 Q. And why did you choose to take -- do the intake
 25 process at Children's Medical Center?

Page 25

1 A. Well, I wanted to get the best information I
 2 could about what the right thing to do was when James
 3 was presenting with all of these concerns.
 4 Q. And does the doctor indicate that Mom is
 5 supportive --
 6 A. Yes.
 7 Q. -- of Luna's decisions?
 8 A. Yes.
 9 Q. And then it says, "Dad's having a harder time
 10 accepting this"?
 11 A. Correct.
 12 Q. Flip to Page 1 of the records. This is James's
 13 six-year-old visit a year later, correct? Page 1, at
 14 the beginning.
 15 A. Oh, I'm sorry. No, my Page 1 is a --
 16 Q. Look at the upper right-hand corner. It says
 17 the page.
 18 A. One of nine?
 19 Q. Yes.
 20 A. Okay. Yes.
 21 Q. It says, "Still referring to self as a female.
 22 Name is Luna"; is that correct?
 23 A. Correct.
 24 Q. For that entire year, did Luna continue to
 25 persist in wanting to be called Luna?

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1 A. Yes.

2 MR. ODENEAL: Your Honor, I'm going to have

3 to object to the leading nature of the questioning.

4 THE COURT: Sustained.

5 Q. (BY MS. MEADERS) Read beyond that.

6 A. "Dressing in girls' clothing. Mom has met with

7 psyche via GENECIS Clinic at UT Southwestern CMC. Luna

8 also meeting with psychological monthly. Will plan to

9 have eval at GENECIS when closer to eight to nine years

10 old to consider hormone suppression."

11 Q. Okay. So was that something you planned to do

12 when the child gets closer to eight or nine or is that

13 something she suggested?

14 A. Well, that's the recommendation, that's what

15 GENECIS suggests, that's what she's talking about, but

16 that would only be if she persists.

17 Q. Okay. So you're not doing hormone therapy now?

18 A. No.

19 Q. And you're not trying to do any chemical

20 castration as Jeff accuses you of?

21 A. None.

22 Q. Okay. Turning to the next page, under "Problem

23 List," what does it state the diagnosis is?

24 A. "Gender identity disorder in a pediatric

25 patient transgender."

Page 27

1 Q. Before you went to Dr. Pape, did Jeff write a

2 letter to Dr. Pape?

3 A. Yes.

4 Q. And that letter, was it intended to kind of

5 influence Dr. Pape?

6 A. I believe so.

7 Q. Okay. Does he make a bunch of allegations

8 against you in that letter?

9 A. He does.

10 Q. Did Dr. Pape raise any concern about his

11 allegations to you?

12 A. No. No, she did not.

13 Q. Have you chosen to make Luna a girl?

14 A. No.

15 Q. Do you want Luna to be transgender?

16 A. I would prefer she not be transgender.

17 Q. So why are you supporting her decisions if you

18 prefer her not to be transgender?

19 A. Because from my knowledge as a pediatrician,

20 and also from research I've done, it is better to affirm

21 for the psychological and well-being of the child; and

22 then I've actually asked the experts in these fields,

23 and they are --

24 MR. ODENEAL: Your Honor, I'm going to have

25 to object. She's giving an expert opinion and she's not

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1 been properly qualified to --

2 THE COURT: Sustained --

3 MR. ODENEAL: -- make that --

4 THE COURT: -- for that particular -- she

5 asked her to somebody else's opinion. Sustained.

6 Q. (BY MS. MEADERS) What recommendations have the

7 doctors made to you?

8 A. They have said that affirming her choices --

9 MR. ODENEAL: Your Honor, I'm going to

10 object to hearsay.

11 THE COURT: Overruled. A recommendation is

12 not hearsay.

13 A. That we affirm the child's choices, whatever

14 those choices are.

15 Q. (BY MS. MEADERS) Turn to Exhibit Number 2, and

16 there's a yellow sticky tab at the top. This is

17 Children's medical records.

18 A. Uh-huh.

19 Q. Did you find the page that --

20 A. Yes.

21 Q. -- says -- and in this, it appears that

22 Dr. Chapman reached out to Jeff to try to make

23 consultation with Jeff. It's actually the second sticky

24 note. Sorry.

25 A. Okay. Got it.

Page 29

1 Q. When did Dr. Chapman reach out to Jeff?

2 A. I'm looking for the date, but it appears to

3 be -- the one I see is --

4 Q. June 19, 2017?

5 A. Okay. Yeah. Sure.

6 Q. And did you ask Children's Medical Center to

7 contact Jeff to keep him involved in this process?

8 A. I didn't ask them. It was part of the process

9 to do that.

10 Q. Okay. And then Jeff responded -- it's the

11 e-mail at the top -- responded two months later, on

12 August 23. Do you see that? No. Same page.

13 A. It's so hard for me to find these.

14 MS. MEADERS: May I approach, Your Honor,

15 and help her?

16 THE COURT: Yes.

17 Q. (BY MS. MEADERS) Oh, I tabbed the wrong page.

18 That's why you can't find it. Let me show you on mine.

19 So this is the e-mail from Ms. Chapman to

20 him, reaching out to --

21 A. Right.

22 Q. -- schedule an appointment, right?

23 A. 6/19

24 Q. And then Jeff responded on August 23rd,

25 correct?

1 A. Correct.
 2 Q. And what's Jeff's response?
 3 A. "I've delayed scheduling an interview for two
 4 reasons. I am securing funds to pay for it. I am
 5 gathering information I want to present to Dr. Chapman
 6 and all."
 7 Q. So to your knowledge, did Jeff ever follow up
 8 with that?
 9 A. No.
 10 Q. Is there any record in the records that shows
 11 he made any effort to follow up with Children's Medical
 12 Center about your son?
 13 A. No.
 14 Q. And at the time of the order entered, James
 15 wasn't presenting as Luna, was he?
 16 A. No.
 17 Q. When did James first start showing that he
 18 would want to maybe wear a dress?
 19 A. In the Fall of 2015.
 20 Q. And did you allow Luna at the time to wear
 21 dresses outside the home?
 22 A. James at the time, yes.
 23 Q. Yes.
 24 A. No, not outside the home. Just in the house.
 25 Q. How many dresses did he have at the time?

1 A. One.
 2 Q. When did Luna start asking to wear dresses that
 3 she could wear outside the home?
 4 A. In March of 2017.
 5 Q. So did you allow that to happen?
 6 A. Well, that's when she was really clear about
 7 wanting to be outside of the house, and I did allow that
 8 shortly afterwards.
 9 Q. Okay. When did she ask to start being called
 10 Luna instead of James?
 11 A. In April of 2017.
 12 Q. Were you open with Jeff about this?
 13 A. Yes.
 14 Q. Did you present on FaceTime Luna dressed as a
 15 girl?
 16 A. Yes, I did.
 17 Q. You've never asked Luna to lie?
 18 A. No.
 19 Q. Did -- before -- or shortly around the time you
 20 were making appointments to go to Children's Medical
 21 Center to have your child evaluated, did Jeff write a
 22 letter to Children's?
 23 A. Yes.
 24 Q. And in that letter, did he disparage you?
 25 A. Yes.

1 Q. Is that Exhibit 4? And that's been admitted.
 2 A. Yes, that's it.
 3 Q. And he accused you of all types of abuse of
 4 James, correct?
 5 A. Correct.
 6 Q. Did Children's raise any concern that you're
 7 affirming and confirm -- consenting to James's choice in
 8 any way abusing him?
 9 A. No.
 10 Q. Next is Number 5 is the Coppell police records.
 11 Have Thursdays kind of been a problem on school nights
 12 when there's a school event?
 13 A. Yes.
 14 Q. And why is that?
 15 A. Well, because Jeff hasn't -- there have been at
 16 least one time where Jeff didn't want Luna to go as
 17 Luna. He wanted to take Luna as James.
 18 Q. Flip to Number 12. What is Exhibit Number 12?
 19 A. Exhibit Number 12 is a calendar of the times
 20 that Jeff did not take possession on Thursdays and some
 21 other -- other possession issues.
 22 Q. So for the lack of him taking possession, where
 23 did you get that information?
 24 A. From texts or the e-mails about when he's
 25 notifying me that he is not doing it.

1 MS. MEADERS: I'd like to offer Number 12,
 2 Your Honor.
 3 (Petitioner's Exhibit 12 offered.)
 4 MR. ODENEAL: I would object that the
 5 proper foundation has not been laid for this exhibit.
 6 It should only be used as a trial aid, if anything,
 7 because it's not properly authenticated and the
 8 foundation has not been laid for it to be used as a
 9 full-blown exhibit, Your Honor.
 10 THE COURT: The objection is overruled. It
 11 will be admitted.
 12 (Petitioner's Exhibit 12 admitted.)
 13 Q. (BY MS. MEADERS) So on the first page, it
 14 shows the SAPCR order was entered on November 9th.
 15 That's the triangle, correct?
 16 A. Correct.
 17 Q. And then he missed the next two Thursdays,
 18 right?
 19 A. Correct.
 20 Q. Why is November 11th marked?
 21 A. November --
 22 Q. Is that the day he told you about Christmas?
 23 A. Yeah. On November 11th was when he told me
 24 about Christmas.
 25 Q. And what did he tell you about Christmas?

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1 A. He said he would not be taking possession
 2 during the Christmas -- during Christmastime.
 3 Q. And if you flip to 2017, all the circles are
 4 dates that he has missed -- Thursdays that he has missed
 5 and Fridays?
 6 A. Corrcet.
 7 Q. And there are some weekends that he's missed
 8 also. He missed a weekend -- two weekends in a row,
 9 correct?
 10 A. Correct.
 11 Q. What's the yellow highlighting show?
 12 A. That shows the time in four and a half weeks
 13 that he did not take possession at all of the children.
 14 Q. And then shortly after that yellow highlight,
 15 he misses another Thursday, correct?
 16 A. Correct.
 17 Q. And then the next Thursday was kindergarten
 18 ronndup, right?
 19 A. Correct.
 20 Q. What -- and that's a school night where Luna
 21 has been in the school as a girl, correct?
 22 A. No. She actually hadn't gone into school as a
 23 girl at that point.
 24 Q. This is before Luna started kindergarten,
 25 right?

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1 A. Correct.
 2 Q. Roundup to go to kindergarten the next year?
 3 A. Right.
 4 Q. Then the end of year shows the next week, and
 5 that was -- there were some issues that came up that
 6 day, correct?
 7 A. Yes.
 8 Q. And then there was a couple more that he missed
 9 that year?
 10 A. Correct.
 11 Q. Turning to 2018, did he continue to miss
 12 Thursdays?
 13 A. Ycs.
 14 Q. And March 8th was a particular issue. What was
 15 going on, on March 8th?
 16 A. It was open house at the school, which is when
 17 the kids show their work to the parents.
 18 Q. And now this is a school that Luna has been
 19 going to since the fall as only a girl, corrcct?
 20 A. Correct.
 21 Q. Did Jeff agree that he would take Luna to the
 22 cvent as a girl?
 23 A. No.
 24 Q. Did he specifically state, I'm going to take my
 25 son as a boy?

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1 A. Yes.
 2 Q. What were your concerns about that?
 3 A. Well, my concerns are two-fold. The first is
 4 that Luna -- it would embarrass Luna; but, secondly, it
 5 would be very confusing for kindergartners or actually
 6 probably any age, including all the way up to high
 7 school, if somebody all of a sudden presented as a boy
 8 who was presenting as a girl.
 9 Q. Did -- did Jeff call the police on you that
 10 night?
 11 A. Yes, he did.
 12 Q. And did the police come to --
 13 A. Yes, he did.
 14 Q. -- open house? Did anybody else come to the
 15 open house?
 16 A. Yes. Also Gwyn Zylla, George Genovezos, and
 17 my -- and Sydney.
 18 Q. And what were they doing, Gwyn and George?
 19 A. They were filming the -- the -- what was
 20 happening.
 21 Q. So they were videotaping the open house and
 22 other kids at the open house?
 23 A. Yes.
 24 Q. Did that disturb a lot of people, including
 25 your children?

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1 A. Well, it definitely disturbed my children,
 2 and -- and I -- I -- I felt like other families were
 3 looking, yes.
 4 Q. Turn to Page -- to Exhibit Number 5, the police
 5 record, and I've tabbed that hopefully at the correct
 6 page at the top.
 7 A. Uh-huh.
 8 Q. And at the bottom, it states, "Younger stated
 9 because he was going to make Luna (James) dress as a
 10 boy, Georgulas refused to let him have the boys, and
 11 instead took them to meet-the-teacher night."
 12 So in that statement, Jeff is actually
 13 admitting he is making --
 14 MR. ODENEAL: Your Honor, I have to object
 15 to the leading nature of the question.
 16 THE COURT: It sounds like it so far.
 17 Q. (BY MS. MEADERS) So what does Jeff admit there
 18 about making James dress as a boy?
 19 MS. MEADERS: Your Honor, I'll approaeh
 20 again?
 21 THE COURT: You may.
 22 THE WITNESS: This appears to be the
 23 wrong --
 24 Q. (BY MS. MEADERS) Number 5.
 25 A. I know Number 5, but it's the exhibit about

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1 the -- it's the -- this one.
 2 Q. Yeah.
 3 A. Oh, Younger -- that Georgulas should --
 4 Q. No.
 5 A. No? That's the one right here. That's the
 6 one.
 7 Q. Here we go.
 8 A. There we go.
 9 "Younger states because he was going to
 10 make -- to make Luna (James) dress as a boy, Georgulas
 11 refused to let him have the boys and insisted -- instead
 12 took them to meet-the-teacher night."
 13 Q. So by that, did you get the impression that
 14 Jeff is admitting he is forcing this on James?
 15 A. I do get that impression, yes.
 16 Q. Do you force James to dress as a girl?
 17 A. No.
 18 Q. Do you force her to call herself Luna?
 19 A. No.
 20 Q. Do you force her to use female pronouns?
 21 A. No.
 22 Q. Are you trying to force her to be transgender?
 23 A. No.
 24 Q. What is social transition?
 25 A. Social transition is when a child is allowed to

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1 present in whatever way they wish. So, normally, if
 2 you're a transgender female, which is what my child
 3 would be considered, they -- they'll choose dresses and
 4 use female pronouns and grow their hair long and want to
 5 do girl things, and you let them.
 6 Q. So what has -- what did Children's recommend to
 7 you? Did they recommend to allow social transition now
 8 or wait?
 9 A. They recommended to do it now.
 10 Q. How did you decide to go to Rebekka Ouer, the
 11 counselor? Ouer.
 12 A. Ouer. She's -- she was recommended by GENECIS
 13 when I contacted them. Their requirements are that you
 14 go to a psychologist who evaluates whether or not there
 15 is any gender identity issues.
 16 Q. For counselling with Luna, what did Rebekka
 17 Ouer recommend to you?
 18 A. That -- that I affirm her choices, Luna's
 19 choices, and -- and let her present whatever way she
 20 chooses.
 21 Q. Did you encourage Rebekka to reach out to
 22 Jeff --
 23 A. Yes, I did.
 24 Q. -- and meet with him?
 25 A. Yes, I did.

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1 Q. Now that Luna is trying to -- is transitioning
 2 -- socially transition as a girl, what has Jeff's
 3 response been?
 4 A. Well, I mean, I think, understandably, he is
 5 upset and angry because he doesn't want, you know, a
 6 transgender child, as no one wants a transgender child;
 7 but he has been more aggressive to me, physically, and
 8 he's been condemning, at times, to Luna.
 9 Q. After the incident on March 8th, what time was
 10 the open house over?
 11 A. I was -- we were done at 6:30.
 12 Q. So Jeff could have taken them home a half hour
 13 later than his normal time, correct?
 14 A. Correct.
 15 Q. Did he take them home?
 16 A. No.
 17 Q. So he came and made this disruption but didn't
 18 even take the kids home?
 19 A. Correct.
 20 Q. Was a report called into CPS on the night of
 21 the police report?
 22 A. I think it was before the police report was --
 23 Q. Or the night of day -- the night of March 8th?
 24 A. Right. The day sometime.
 25 Q. And who made -- who were allegations made

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1 against?
 2 A. Myself and Zoe and Sydney, my older children.
 3 Q. And were all the allegations ruled out?
 4 A. Yes.
 5 Q. And whoever made the allegation says the mother
 6 is giving -- she thinks the mother is giving him drugs?
 7 A. Correct.
 8 Q. Are you giving your child any kind of hormone
 9 drugs or otherwise drugging him?
 10 A. No.
 11 Q. Okay. Do you give him medications for properly
 12 prescribed --
 13 A. Right. And things like Biotin, which helps
 14 hair growth.
 15 Q. And in this report, the assistant principal was
 16 interviewed, correct?
 17 A. Correct.
 18 Q. And did she indicate that she had any concerns
 19 that you were forcing -- being pressured to be a certain
 20 gender?
 21 A. She indicated that she did not have concerns
 22 about that.
 23 Q. What about the teacher?
 24 A. The teacher also indicated she did not have any
 25 concerns about me pressuring Luna.

1 Q. Did the teacher state that -- and James and
2 Jude were both interviewed, correct?
3 A. Correct.
4 Q. And Luna, or James, did he state he was afraid
5 of his father?
6 A. Yes.
7 Q. And did he state he was afraid of his father
8 because he doesn't let him dress in girls' clothes?
9 A. Yes.
10 Q. Did he state that his father makes him feel
11 anxious?
12 A. Yes.
13 Q. Did Jude acknowledge that Luna has always
14 wanted to be a girl and her mother lets her but doesn't
15 make her?
16 A. Yes.
17 Q. Jude also stated that his dad tries to --
18 MR. ODENEAL: Your Honor, I have to object
19 to the leading nature of the question.
20 THE COURT: Sustained.
21 MS. MEADERS: Can I refer to the report,
22 Your Honor?
23 THE COURT: You can answer a question, but
24 it can't be leading.
25 MS. MEADERS: Thank you, Your Honor.

1 Q. (BY MS. MEADERS) On the bottom of Page 15 of
2 the records, are you there?
3 A. Yes.
4 Q. What does Jude state about his father forcing
5 him to dress as?
6 A. Jude states he never left home.
7 Q. It's the next sentence after that.
8 A. By himself, Jude states he -- I can't find it.
9 MS. MEADERS: I'm coming.
10 THE WITNESS: Okay.
11 Q. (BY MS. MEADERS) Do you have dyslexia?
12 A. Yes.
13 THE COURT: You need to ask to approach.
14 MS. MEADERS: I'm sorry. May I approach?
15 THE COURT: You may.
16 Q. (BY MS. MEADERS) Bottom of 15. Right here.
17 A. Okay. "Jude states that Luna has always wanted
18 to be a girl and his mom lets her but doesn't make her.
19 Jude states his dad tries to make Luna be a boy by
20 making her dress in girls' clothes. Jude states this
21 makes Luna feel sad. Jude states he likes to play with
22 Dad."
23 Q. So because Dad is not letting Luna dress as a
24 girl, it's actually making him sad?
25 A. Correct.

1 MS. MEADERS: If we would, Your Honor, look
2 at -- pull out Exhibit 10.
3 Q. (BY MS. MEADERS) What is Exhibit 10?
4 A. It is artwork done at school this year by Luna.
5 Q. And the first one, what does it -- what does it
6 say?
7 A. "Luna for president. If I were president, I
8 would help people."
9 Q. And what is the picture in your mind of?
10 A. A princess.
11 Q. And what does the princess have on her head?
12 A. A yellow crown, long brown hair, and --
13 Q. How big are her eyelashes?
14 A. Gigantic.
15 Q. And the next one, it's signed by your daughter.
16 How many times does she sign her name?
17 A. Many, many, many, many times.
18 Q. So if she was embarrassed by this name, she
19 wouldn't do that at school?
20 A. Probably not.
21 Q. And then the next one, what is this one?
22 A. This is a self-portrait of the kids. I mean,
23 this one, just Luna.
24 Q. And then the next one is just --
25 A. This is just regular old artwork day to day.

1 She's in a dress.
2 Q. How would you describe the length of the hair?
3 A. Down to the knees.
4 Q. Is that pretty consistent in all of these
5 pictures?
6 A. Yes. Down to the knees. Down to the knees. I
7 think she has wings on that time.
8 Q. And does she draw eyelashes in many of them?
9 A. Yes.
10 Q. Are any of these pictures what you might
11 consider a picture that's male-oriented or boy-oriented?
12 A. No.
13 Q. What's Number 11?
14 A. Eleven are pictures that Jude produced this
15 year or artwork that Jude produced this year.
16 Q. And so there's the same form, Jude for
17 president, right?
18 A. Right.
19 Q. And how would you describe Jude's pictures?
20 A. As a boy with little spiky hair.
21 Q. Is there any doubt, looking at these pictures,
22 that your daughter identifies as a girl?
23 A. No.
24 Q. Let's look at Number 7. Who is that in 7.0?
25 A. Jude.

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1 Q. And how would you describe his hair?
 2 A. Long.
 3 Q. Who is in 7.1 at the top left?
 4 A. Top left, that's Luna.
 5 Q. How would you describe her hair there?
 6 A. It's short, but not super short.
 7 Q. And what is she wearing?
 8 A. She is wearing a dress.
 9 Q. And what does the picture on the bottom left
 10 show?
 11 A. That she got her hair cut sometime in August.
 12 Q. And how would you describe the back of her
 13 head?
 14 A. Her back was shaved. Her top was a little bit
 15 longer.
 16 Q. And the top right is your other son?
 17 A. Jude. And he did not get his hair cut.
 18 Q. So your husband shaved your daughter's hair but
 19 left Jude's hair alone?
 20 A. Correct.
 21 Q. What about 7.2?
 22 A. This is pictures of them in January before and
 23 after a haircut.
 24 Q. And how would you describe Luna's haircut here?
 25 A. Shaved.

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1 Q. So, again, he shaved your daughter's hair but
 2 leaves Jude's alone?
 3 MR. ODENEAL: Objection.
 4 A. Correct.
 5 MR. ODENEAL: Again, we're leading the
 6 witness.
 7 THE COURT: Sustained.
 8 Q. (BY MS. MEADERS) How would you describe the
 9 difference in the two haircuts?
 10 A. Luna's is shaved and short and Jude's was
 11 untouched.
 12 Q. Has Luna indicated to you how she would like
 13 her hair to be?
 14 A. Yes.
 15 Q. How would she like her hair to be?
 16 A. She would like some long hair.
 17 Q. And --
 18 A. Girl length is what she says.
 19 Q. Who all has Jeff made the allegation that
 20 you're abusing your son?
 21 A. To Dr. --
 22 Q. Or Luna?
 23 A. To Dr. Pape, to CPS, to GENECIS Clinic, and to
 24 Dr. Ouer. At least those four.
 25 Q. And have any of those professionals ever

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1 indicated to you they have any concern that you're
 2 abusing James or Luna?
 3 A. No.
 4 Q. Do you think -- in the previous case, did he
 5 make similar allegations?
 6 A. Yes.
 7 Q. Was this a continuing course of action?
 8 A. Yes. There was the CCE report. He made the
 9 allegations back in 2015, and they were considered not
 10 substantiate -- they weren't substantiated.
 11 Q. Have you engaged in any behavior associated
 12 with Munchausen by proxy?
 13 A. No.
 14 Q. Has he made that allegation to many people?
 15 A. Yes.
 16 Q. On the second CPS case, flip back to Exhibit
 17 Number 6.
 18 A. Okay.
 19 Q. And it's the second yellow tab. Hopefully, I
 20 tabbed the right page.
 21 A. Okay. Seven, right before. Okay. Right.
 22 Q. And in this case, what was the allegation made
 23 about James?
 24 A. It's that there was an emotional abuse against
 25 the father.

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1 Q. And what was the reason for -- for the emot- --
 2 and -- and the case closed very quickly, correct?
 3 A. Right.
 4 Q. If you flip to the next page, going down to the
 5 third sentence, it says, "The father reported..." Can
 6 you read that for us?
 7 MS. MEADERS: Here.
 8 May I approach, Your Honor?
 9 THE COURT: Yes.
 10 THE WITNESS: I just got the psychologist
 11 here, but...
 12 MS. MEADERS: Let me get my copy again.
 13 THE WITNESS: Okay.
 14 A. "The father reported that he does not mind his
 15 son dressing like a girl, however, he just wants to make
 16 sure that his choice -- it's his choice and not the
 17 mother forcing it on her."
 18 Q. (BY MS. MEADERS) Are you foreing this on Luna?
 19 A. No.
 20 Q. Is there any question in your mind that this is
 21 Luna's choice?
 22 A. No.
 23 Q. And does -- strike that.
 24 Has Luna expressed any anxiety about
 25 extracurricular activities with you?

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1 A. Yes.

2 Q. And what has she stated?

3 A. So at one point in time, I asked Jeff to take

4 the kids to a soccer -- couple of soccer matches during

5 the time -- they got rained out and three of them were

6 scheduled for one weekend of his possession, and Luna

7 said, Oh, no, I don't think so. And I said, Well, why?

8 And she said, Because he will make me dress like a boy.

9 And so I actually ended up going to

10 Dr. Ouer and saying, What do I do? I said I was going

11 to do this. And she said, Well, you follow Luna's

12 choices. And so we did -- did not give her the soccer

13 stuff, so that he did not take her to those three

14 matches.

15 Q. So what do you want for Luna?

16 A. I want -- I want her to be emotionally healthy.

17 I would love her to be cisgender, but she is, you know,

18 right now not doing that, and I --

19 Q. What is cisgender?

20 A. Cisgender means that her gender identity and

21 her genitalia match.

22 Q. And what is transgender?

23 A. Transgender is when your gender identity does

24 not match the genitalia assigned at birth.

25 Q. If -- if the Court -- you've got the requested

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1 relief in the front of your book. What are you asking

2 the Court with regards to Family Court Services?

3 A. I would like the Court to have Family Court

4 Services interview for the children.

5 Q. What are you asking the Court regarding CPS

6 recordings?

7 A. I'm asking that if the Judge feels it's

8 appropriate that he listen to the recordings in camera

9 because I think that will help him understand that these

10 are Luna's choices.

11 Q. And we talked about an amicus attorney. What

12 are you asking for an amicus attorney?

13 A. I'm asking for an amicus attorney because I

14 think that that's the best way to figure out what is the

15 best way to protect the child's interest.

16 Q. What are you asking about the hair?

17 A. I would like her to be -- I'd like Jeff to be

18 enjoined from cutting her hair or either of the kids'

19 hair, but particularly Luna's hair.

20 Q. And for school nights where Jeff has

21 possession, what are you asking?

22 A. I'm asking that -- that he forfeits his

23 possession or that he can pick them up after the --

24 anything that happens at school. He can come and join

25 school as long as he is not using male pronouns and

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1 James's male name, instead of Luna, and I'm asking --

2 and then if, you know -- I don't remember.

3 Q. And with regards to possession and

4 psychological treatment of Luna, is that set forth in

5 Number 5 of your requested relief?

6 A. Yes.

7 Q. And in the interest of time, I'm not going to

8 have you go through that.

9 With regards to phone calls, in the

10 previous order you were given FaceTime ordered in the

11 order, correct?

12 A. Right.

13 Q. What does Jeff do if Jude accidentally calls

14 Luna, Luna?

15 A. It's -- I think it's been only when I call her

16 Luna, but he hangs up if I call her Luna.

17 Q. What are you asking regarding electronic

18 communication?

19 A. That anybody who knows her as Luna should be

20 allowed to call her Luna since it's her chosen name.

21 MS. MEADERS: May I approach, Your Honor?

22 THE COURT: Yes.

23 MS. MEADERS: I'd like to offer Exhibit

24 15 -- 14. Sorry.

25 (Petitioner's Exhibit 14 offered.)

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1 THE COURT: Any objections?

2 MR. ODENEAL: No objection to 14, Your

3 Honor.

4 THE COURT: It will be admitted.

5 (Petitioner's Exhibit 14 admitted.)

6 Q. (BY MS. MEADERS) You heard the opposing

7 attorney indicate that you adamantly opposed any

8 independent evaluation or counselling of Luna. Is that

9 true?

10 A. Correct. I heard it.

11 Q. If you look at the very last sentence -- last

12 paragraph, I'm sorry, after the second sentence where it

13 starts "Further," what does that state?

14 A. "Further, she is willing to discuss a potential

15 other counselor with you so long as she and the current

16 counselor agree that it is not detrimental to the

17 child."

18 Q. So you didn't say no to counselling; you just

19 wanted to make sure that it wouldn't be detrimental to

20 the child?

21 A. Correct.

22 Q. Is that a bad thing?

23 A. I think that's a good thing.

24 Q. And have you done any research about

25 transgender children?

1 A. Yes.
 2 Q. Have you attended seminars?
 3 A. Yes.
 4 Q. Have you found that to be helpful?
 5 A. Yes.
 6 Q. Do you think it would be helpful for Jeff to be
 7 ordered to attend seminars or get education about
 8 transgender children?
 9 A. I do.
 10 MS. MEADERS: I pass the witness, Your
 11 Honor.
 12 THE COURT: Okay.
 13 MR. ODENEAL: Thank you, Your Honor.
 14 MS. MEADERS: May I ask how long the --
 15 THE COURT: You have 47 minutes and 18
 16 seconds left.
 17 Go ahead.
 18 EXAMINATION
 19 BY MR. ODENEAL:
 20 Q. Isn't it true that you filed your action to
 21 modify the prior order about a year and a half after the
 22 prior order?
 23 A. That's about right. Wait. Yeah.
 24 Q. And just to be straight, the goal is to limit
 25 the father's time with the boys; is that correct?

1 A. No. My goal is to have my child treated the
 2 way my child should be treated.
 3 Q. But in your paperwork and your pleadings on
 4 file with the court, you're asking for his visitation to
 5 be severely curtailed; isn't that true?
 6 A. Only if he's not affirming, which is
 7 detrimental to the child.
 8 Q. Only if he does not agree with your
 9 perspective; is that right?
 10 A. It's not just my perspective.
 11 Q. But if he does not agree with your perspective,
 12 then you want his visitation severely curtailed; is that
 13 right?
 14 A. I wouldn't state it that way, no.
 15 Q. Now, the birth certificates show that you have
 16 twin boys, James and Jude, right?
 17 A. Yes.
 18 Q. And all of their medical records show they are
 19 biological boys, males; is that correct?
 20 A. Yes.
 21 Q. And all the legal paperwork shows that they're
 22 boys, right? Gives their birth dates and everything as
 23 boys, males, correct?
 24 A. Yes.
 25 Q. So if somebody asks, do you say I have a boy

1 and a girl or how do you answer that question?
 2 A. In -- if -- if I'm asked in a medical venue,
 3 then I say I have a boy and a transgender girl or two
 4 boys born with -- born -- assigned male at birth, but
 5 one is -- considers herself a girl.
 6 Q. And so if we get the school records, are they
 7 going to show --
 8 A. They say she is -- it will say she is a male.
 9 Q. -- that she's a male?
 10 A. Uh-huh.
 11 Q. And now you currently dress James, the
 12 six-year-old male, in girls' clothing; is that true?
 13 A. I allow her to make choices. She chooses the
 14 female clothing.
 15 Q. So you paint her fingernails?
 16 A. If she wants me to.
 17 Q. She wears underwear?
 18 A. Well, most people do. Do you mean does she
 19 wear girl underwear?
 20 Q. What kind of underwear does James wear?
 21 A. Ones that normally females would.
 22 Q. Does James use the girls' restroom at school?
 23 A. At times.
 24 Q. At times. So not all the time?
 25 A. Well, there's a separate bathroom in

1 kindergarten classrooms, which is non-gender, so it
 2 hasn't been a big issue.
 3 Q. But James also has boys' clothing; is that
 4 true?
 5 A. He has boys' clothes, yes. He has the
 6 availability of boys' clothes at all times, yes.
 7 Q. And so he's actually comfortable, when he is at
 8 his dad's house, wearing boys' clothes, right?
 9 A. I don't think that's true, no.
 10 Q. But he wears boys' clothes and he plays with
 11 boys and he goes to church as a boy; is that true?
 12 A. As far as I know, yes.
 13 Q. Now, he goes to church with his father; is that
 14 right?
 15 A. Yes.
 16 Q. When he is with his father?
 17 A. Uh-huh.
 18 Q. And he does other activities with his father;
 19 is that true?
 20 A. Yes.
 21 Q. With your little calendar there, you're trying
 22 to make -- give the impression that the father doesn't
 23 exercise his rights of visitation; is that right?
 24 A. I'm just making sure that it's clear that he
 25 doesn't always exercise his rights for visitation.

1 Q. But on that note, there have been problems with
 2 his visitation between the two of you, right? When it
 3 has something and intersects with something at school,
 4 generally you tell him, You're not coming to the school;
 5 you can't have him if it relates to school, right?
 6 A. I have never told him he can't come to school
 7 or come to the event. I've actually encouraged him to
 8 come to the events.
 9 Q. But when the Coppell Police Department came out
 10 there, you told the officer, yeah, it's his night, but
 11 I'm not letting him have him, period?
 12 A. That's not exactly what I said, and I actually
 13 said to the police, Please interview him first so he can
 14 take the children for the rest of the time, and he chose
 15 not to take the time with them.
 16 Q. Did you review the records that you filed with
 17 the court?
 18 A. Yes.
 19 Q. I mean, that's your exhibit, right?
 20 A. Yes, but -- so I don't understand your
 21 question.
 22 Q. Well, so you told the officer just flat out,
 23 though, that, yes, sir, it is his time under our family
 24 court order; but, no, sir, I'm not giving him the
 25 children until we're done here?

1 A. I did say that, yes.
 2 Q. Okay.
 3 A. A little different than the way you presented
 4 it the first time.
 5 Q. Now, you keep using the term "increasingly
 6 aggressive" in relation to the father, right?
 7 A. I think I've only used that once.
 8 Q. Well, you've used it in your testimony and you
 9 use it in your pleadings, and I just want to ask you.
 10 Are you familiar with the term "family violence"?
 11 A. Yes.
 12 Q. And what does that mean to you?
 13 A. Well, I -- I'm not an expert in that either. I
 14 just mean that -- what I think that means is that --
 15 that -- that in a family situation that -- that children
 16 who see violence or experience violence themselves.
 17 Q. And in your prior order from 2016, it had a
 18 finding, right, that said there was no family violence
 19 while the case was pending or two years prior to the
 20 filing of the case?
 21 A. Correct.
 22 Q. So there was no violence during your marriage,
 23 right?
 24 A. Correct.
 25 Q. And you recently filed a criminal case against

1 the father; is that correct?
 2 A. Yes, I did.
 3 Q. And he was found not guilty by a jury; is that
 4 correct?
 5 A. Correct.
 6 Q. So are you going to stop alleging violence at
 7 this point?
 8 A. I will stop alleging violence if violence stops
 9 being perpetrated on me; but if violence is perpetrated
 10 on me, then I will allege again.
 11 Q. So there are no applications or anything for a
 12 protective order pending, are there?
 13 A. No.
 14 Q. And you've never asked any court for a
 15 protective order from Jeff, the father; is that correct?
 16 A. Correct.
 17 Q. And you've never sustained any kind of injury
 18 as a result of anything Jeff did to you?
 19 A. Correct.
 20 Q. Is that correct?
 21 A. Uh-huh.
 22 Q. Now, when we talk about a second opinion, isn't
 23 it true that you have refused his request to see other
 24 counselors?
 25 A. No. He didn't give me a specific counselor as

1 I -- I could be wrong because I haven't reviewed that
 2 e-mail, but I don't think he gave me a specific
 3 counselor.
 4 He said he wanted to take him to a
 5 counselor, and I said -- or he was going to take him. I
 6 don't remember exactly how it went, and I said, Well,
 7 what counselor and blah, blah, blah, and then the letter
 8 was done. I don't really remember the details. I guess
 9 I should have reviewed that specifically, but I didn't.
 10 Q. But you basically reminded him you have the
 11 exclusive right under the prior order to make those
 12 decisions period, right?
 13 A. Absolutely.
 14 Q. Okay. Now, in a medical context, do you feel
 15 it's prudent to get a second opinion sometimes?
 16 A. Yes, sometimes.
 17 Q. So in a psychological or a psychiatric context,
 18 wouldn't it also be prudent sometimes to get a second
 19 opinion?
 20 A. Yes.
 21 Q. Now, James's legal name is James Damon Younger;
 22 is that true?
 23 A. Yes.
 24 Q. But, in effect, you have in the past year just
 25 changed his name; isn't that right?

1 A. Not legally.
 2 Q. Not legally, but for all other purposes --
 3 A. That's what --
 4 Q. -- you've changed his name?
 5 A. That's what a social transition is about.
 6 Q. Well -- and you're asking the Court to order
 7 his father to call him by this name that's not his legal
 8 name, aren't you?
 9 A. Yes.
 10 Q. And you believe the Court can do that?
 11 A. Yes.
 12 Q. Now, you say in your motion, your petition to
 13 modify the prior order, that James is only known now as
 14 a girl; is that right?
 15 A. At school.
 16 Q. Just at school?
 17 A. Well, and other social situations too.
 18 Q. Now, you're asking the Court to forbid his
 19 father from taking him anywhere in any social situation
 20 where he is referred to as James, right?
 21 A. Yes.
 22 Q. Are you aware of any other court orders with
 23 anyone you know that have a set-up like that?
 24 A. No, not really.
 25 Q. Now, you've taken James, your son, to the

1 Q. So that just means that everything is out of
 2 pocket a hundred percent?
 3 A. For -- for certain diagnosis, yes.
 4 Q. And if you go to the Medi-Share website and if
 5 you look at their brochures, don't they just say right
 6 up front, This is not health insurance. This is not an
 7 insurance company. Isn't that true?
 8 A. Yes.
 9 Q. So none of this stuff with the counselor, with
 10 Children's Medical Center, any of that is going to be
 11 covered at all by your Medi-Share stuff?
 12 A. Correct.
 13 Q. Now, the Children's records, those show that
 14 James's sex at birth was male, true?
 15 A. Yes.
 16 Q. But then the records say MTF. What does that
 17 mean?
 18 A. Male to female.
 19 Q. Male to female. And their records state that
 20 there has been no legal name change, correct?
 21 A. Correct.
 22 Q. And you told them that you have full legal
 23 custody of James and Jude, correct?
 24 A. No. I probably said I have medical custody,
 25 psychological and psychiatric. I did not say full

1 GENECIS Clinic at Children's Medical Center; is that
 2 right?
 3 A. No.
 4 Q. Who do you take him to see at Children's
 5 Medical Center?
 6 A. I've gone by myself without James/Luna to speak
 7 with the psychiatrist and the social worker at
 8 Children's Medical Center.
 9 Q. Okay. And their records show that that was
 10 like a self-referral; is that right?
 11 A. Yes.
 12 Q. So you just found that yourself, like on the
 13 Internet, or how did you locate the GENECIS Clinic?
 14 A. Well, I'm a pediatrician, and I have
 15 transgender patients, and they are the experts in
 16 transgender health in the area. So I referred -- I
 17 started the process prior to the pediatrician, Dr. Pape,
 18 recommending GENECIS Clinic.
 19 Q. Now, their records show that your medical
 20 insurance is self-paid; is that right?
 21 A. No, it's not right.
 22 Q. Well, what health insurance do you have in
 23 effect for the boys?
 24 A. It's called Medi-Share, but it does not cover
 25 any psychiatric/psychological diagnosis.

1 legal.
 2 Q. But you-guys are joint managing conservators,
 3 right?
 4 A. Yes.
 5 Q. Do you think you-guys are coparenting okay?
 6 A. No.
 7 Q. Now, in the Children's medical records, they
 8 refer to the PFLAG parent support guide. Were you given
 9 that?
 10 A. I don't remember being given that, but I might
 11 have been. I would have to check my e-mail.
 12 Q. Do you recall what that is?
 13 A. PFLAG is a parental support group for -- well,
 14 it started out just for gay people, but I think at this
 15 point it's the whole LGBT community.
 16 Q. And what about the puberty blockers handout?
 17 A. I don't remember being given that, but I might
 18 have been.
 19 Q. And what are puberty blockers?
 20 A. Do you want me to say that as a mom or as a
 21 physician?
 22 Q. Well, let's start as a mom.
 23 A. Okay.
 24 Q. What is your understanding of what that means?
 25 A. So they are medication that you give to

1 children who are -- have issues with their gender
2 identity to prevent puberty from starting in them to
3 give them a little more time to see if their gender
4 identity issues are persistent, consistent, and
5 insistent.

6 Q. Now, that's a pretty major step to take, right?

7 A. In my opinion, it is not that major of a step
8 because that is reversible. In the scientific
9 literature, they -- they consider it, in general,
10 reversible.

11 Q. So if you give a child medication, chemicals,
12 whatever pharmaceuticals to impede their hormonal
13 development, you think that's reversible?

14 A. Yes.

15 Q. And aren't there psychological as well as
16 medical and physiological issues with that?

17 A. GNRH does not cause any psychological negative
18 or positive -- see, I don't know if you want me to talk
19 about this as a doctor, but the problem -- what it does
20 is it prevents the pulsatile GNRH thing that starts
21 puberty. And by giving him a constant level, they just
22 don't start puberty. It doesn't cause any negative
23 consequences that we know of, and we have been -- there
24 have been a lot of people for many years on this kind of
25 medication.

1 older, normally somewhere for assigned at birth males,
2 that's normally somewhere in the range of 9 to 11, they
3 suppress -- that then -- that's when they start talking
4 about doing the GNRH analogue which suppresses puberty.
5 And so that's the medical issues. None of that has been
6 discussed with my child at this point.

7 Q. Because he's only six years old, right?

8 A. Correct.

9 Q. Could that also lead to a surgical alteration?

10 A. Well, I believe in the state of Texas you're
11 not allowed to do any sort of surgeries on transgender
12 people or at least nothing -- they might be able to do
13 top surgery, which would be for the female to male,
14 but -- until they're 18. It's not a decision I'll have
15 to make.

16 Q. Now, she states that she wants to make sure
17 that James is staying on the right path. What did --

18 A. Which --

19 Q. -- that mean to you? I'm sorry. Ms. Ouer.

20 A. Okay.

21 Q. She says in her letter of recommendation she
22 wants to make sure James is on the right path.

23 MS. MEADERS: I'm going to object as to
24 speculation.

25 THE COURT: I'm not real elcar what the

1 Q. So the normal puberty thing that everybody goes
2 through is just skipped?

3 A. It's paused. They only do it for a little
4 while, until the -- "everyone" is comfortable -- and I
5 say "evryone" in quotes because there will be people
6 who are never comfortable -- but until people are
7 comfortable with the -- that this is a persistent,
8 consistent, insistent problem with the child and that
9 the -- the way to -- and whether or not they're going to
10 move on to other therapies. It's a -- it's a pause
11 button for one to two years.

12 Q. Now, you take James to see a counsclor, is that
13 correct?

14 A. Ycs.

15 Q. And that's Rebekka Ouer?

16 A. Yes.

17 Q. Did you sec in those records that you submitted
18 from Children's Medical Center that she wrote a letter
19 of recommendation for you?

20 A. Yes.

21 Q. And in her letter, she says she is writing it
22 so James can become a GENECIS patient and potentially,
23 and this is a quote, "take steps down the road to begin
24 the medical side of transition." What does that mean?

25 A. That means that when transgender children get

1 question is.

2 MR. ODENEAL: I was going to ask her what
3 her interpretation is of that.

4 THE COURT: Well, state -- could you
5 restate it again because I'm not real clear what you're
6 asking.

7 Q. (BY MR. ODENEAL) In her letter of
8 recommendation, Ms. Ouer says she wants to make sure
9 that James stays on the right path. I'm just asking
10 what is your interpretation of that statement?

11 MS. MEADERS: Same objection, Your Honor.
12 Calls for speculation.

13 THE COURT: I'll allow it to the extent
14 that it goes into her state of mind regarding the status
15 of the child.

16 A. I think that means that -- that my child has
17 the right evaluations and is supported in whatever the
18 child needs to be supported in.

19 Q. (BY MR. ODENEAL) Now, when did you change the
20 boys' primary care physician?

21 A. January of 2017.

22 Q. And you may have testified. I've forgotten.
23 Why was the change made?

24 A. During the other initial SAPCR case and
25 annulment case, Jeff wanted me to change pediatricians,

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1 and we even went to, what is that one, you know, the
 2 person who tries to help you make decisions as parents,
 3 and there was a plan, and Jeff didn't like the plan.
 4 And so, you know, I could have kept with
 5 Dr. Torrie because -- but she was a friend -- she is a
 6 friend of mine, and I don't -- I didn't want Jeff to
 7 feel uncomfortable with -- consistency of care is very
 8 important in children -- I'm a pediatrician -- so that
 9 primary care person who is there to look at all of the
 10 sicknesses, the wellnesses, is very important, and I
 11 didn't want Jeff to take the kids to somebody that --
 12 else and me take them to Torrie, so I was trying to pick
 13 a mutual person.
 14 And so I picked a good practice but
 15 somebody I had never met. And I didn't even really know
 16 her reputation; although, since then, I have known
 17 people who've known her reputation and were very pleased
 18 with it.
 19 THE COURT: Very what? I'm sorry.
 20 A. Pleased with it.
 21 Q. (BY MR. ODENEAL) And you filed her records,
 22 Dr. Pape's records, with the court for this hearing
 23 also; is that correct?
 24 A. Yes.
 25 Q. And so she says on Page 3 of her records that

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1 James will be evaluated at GENECIS when closer to eight
 2 to nine years old to consider hormone suppression; is
 3 that correct?
 4 A. I believe if you're reading it from the chart,
 5 that's correct. That's about right. What page?
 6 Q. It's Page 3 of the PDF. It may be different on
 7 the paper, but...
 8 A. Yes. There it is.
 9 Q. So that you would have him evaluated at eight
 10 or nine years of age for hormone suppression?
 11 A. Well, so if you go through puberty, on average,
 12 somewhere between nine and eleven, they normally start
 13 doing blood tests prior to that to try to see if they
 14 see the peak, the hormone levels increasing. That's the
 15 normal protocol.
 16 So, yes, eight would probably be the
 17 normal, but that assumes that there is no change in the
 18 status.
 19 Q. And on Page 11 in her notes, Dr. Pape says that
 20 you're allowing James to dictate clothing, name choice,
 21 et cetera. Is that true?
 22 A. Dictate is -- I'm allowing -- I'm allowing her
 23 to choose, yes.
 24 Q. So does he get to choose whether or not he
 25 takes a bath tonight?

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1 A. No.
 2 Q. Does he get to choose whether or not he brushes
 3 his teeth tonight?
 4 A. No.
 5 Q. What he is going to eat for dinner?
 6 A. Some days.
 7 Q. Does he get to choose to play in the street in
 8 the traffic?
 9 A. No.
 10 Q. So, I mean, a six-year-old -- are you allowing
 11 a six-year-old to make these decisions to the exclusion
 12 of his father?
 13 A. I'm allowing a six-year-old to make choices
 14 about his or her gender identity, hers being her
 15 preference, because it is the correct thing to do.
 16 We all know our gender when we're very
 17 young and -- and just because it doesn't match with some
 18 people's view of what is supposed to happen in society
 19 doesn't mean that she doesn't know.
 20 And we -- I know, personally, from the
 21 stuff that I have read, about the damage that can happen
 22 if we don't affirm her choices.
 23 Q. So you've said in your paperwork filed with the
 24 court that you believe that the father, Jeff, is
 25 emotionally abusing James. Is that true?

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1 A. Well, he's not affirming and he is -- I believe
 2 that his actions are already starting to cause distress.
 3 Q. Do you believe that Jeff loves the twins?
 4 A. Yes.
 5 Q. That he loves them unconditionally?
 6 A. No.
 7 Q. Now, you were going through some of the Coppel
 8 Police Department records; is that right? When you were
 9 testifying with --
 10 A. Yes.
 11 Q. -- on direct? We have brought today the
 12 municipal court records. Have you seen those?
 13 A. I looked at them briefly.
 14 Q. And those also relate to the records that you
 15 introduced about the incident where you tried to have
 16 Dad prosecuted; is that true?
 17 A. Yes, I'm assuming so.
 18 Q. Didn't you say to the officer that responded to
 19 your call that you did not want to have Dad prosecuted;
 20 you just wanted to make a record of it?
 21 A. I don't know. I might have.
 22 Q. And wasn't your call to the police like the
 23 next day?
 24 A. Yes, it was the next day.
 25 Q. And it was at -- from your office; it was not

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1 at your home?
 2 A. Correct.
 3 Q. So it certainly wasn't any kind of an
 4 emergency, was it?
 5 A. No, and I also didn't call 9-1-1 about it.
 6 Q. Now, in your petition, you're asking the Court
 7 to do a lot of different things, and you've kind gone
 8 through those in your prior testimony this afternoon,
 9 but you're asking now in your amended petition filed
 10 last week for the boys to be interviewed by Family Court
 11 Services. Do I have that right?
 12 A. Yes.
 13 Q. Okay. And would you be satisfied just having
 14 Family Court Services do a full custody evaluation?
 15 A. That's not my understanding of what the options
 16 are, but my -- I want to make sure the boys -- the
 17 children's voices are heard, and -- and I want somebody
 18 who is looking at all of the evidence to understand, you
 19 know, where I'm coming from, where Jeff is coming from,
 20 and help us figure out what the right course of action
 21 is.
 22 Q. So Jeff, on some level, should have some input.
 23 Would you agree with me?
 24 A. Yes.
 25 Q. Now, you're asking the Court to appoint an

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1 amicus attorney. What is your understanding of what
 2 that person would do?
 3 A. That person would present the best interest of
 4 the child to the court.
 5 Q. And that would be an attorney, right?
 6 A. Yes.
 7 Q. And basically another mouth to feed. That
 8 would involve a lot of expense, would it not?
 9 A. Yes, but I also understand that the child
 10 custody evaluation is a lot longer, it -- I don't know
 11 that a child custody evaluation with the present statute
 12 is allowed to be on a limited basis, on a single issue,
 13 and so that's concerning to me, but I don't know. You
 14 know, I'm not a lawyer; I'm just, you know, so I'm --
 15 MR. ODENEAL: I'm going to object as
 16 nonresponsive at that point, Your Honor.
 17 THE COURT: At this point, sustained.
 18 Q. (BY MR. ODENEAL) Now, is there a CPS case
 19 pending at this time?
 20 A. Not that I know of.
 21 Q. So are you willing to pay for the amicus
 22 attorney or are you asking for Jeff to have to pay for
 23 it?
 24 A. No, I would assume we were -- we would be
 25 splitting that 50/50. It would be in the interest of

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1 our children.
 2 Q. Now, you're asking the Court to forbid Jeff
 3 from ever cutting the boys' hair again, right?
 4 A. Yes.
 5 Q. Isn't that like a right of passage that dads
 6 have with their kids, to go to the barber shop?
 7 A. I think that if your child is transgender and
 8 you're shaving her head, that that's abuse, and I think
 9 that he's already shown that he's willing to do that,
 10 and I think that is causing damage to my child.
 11 Q. Now, you keep saying shaved his head. The
 12 picture doesn't show a shaved head; it just shows a
 13 boy's haircut kind of shaved on the sides, but there's
 14 hair on top. It's not a shaved head, is it?
 15 A. My -- the second one, in January, my guess is
 16 they used a number two on the side and maybe a number
 17 four, maybe a number three, on the top. It's pretty
 18 darn short, and it is -- so her -- the -- her hair, on
 19 the longer version, in January, is shorter than 50
 20 percent of boys in her class. So that was the shortest
 21 hair in her class for months.
 22 Q. Now, you also said in your petition that you
 23 want Jeff's visitation with the boys to be supervised.
 24 Are you serious about that?
 25 A. If the Court orders that Jeff affirms, then I

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1 do believe that supervision would be appropriate because
 2 I can imagine what Jeff would do. He would say, oh,
 3 Luna. Come here. Oh, I -- I'm so (making sound), and
 4 he would be shaming her in a -- by using her name.
 5 Q. So you mean -- by supervision, who do you want
 6 to supervise him?
 7 A. I haven't -- I don't have an opinion.
 8 Q. But that's what you're asking the Court to do.
 9 A. Okay.
 10 Q. It's in your paperwork.
 11 A. All right.
 12 Q. It's what you're asking the Court to do, so
 13 that's why I'm asking the question.
 14 A. I don't know.
 15 Q. Now, you specifically ask the Court in your
 16 amended motion filed last week to prohibit Jeff from
 17 taking his sons outside the home and taking James
 18 outside the home as James; is that right?
 19 A. Yes.
 20 Q. And you want the Court to eliminate Jeff's
 21 weeknight visitation with the boys; is that right?
 22 A. No.
 23 Q. Well, we just talked earlier about the Thursday
 24 night visitation, and you asked that it be taken off,
 25 that that be curtailed?

1 A. If -- be curtailed is not eliminated, and it --
 2 it -- it specifically says if there is an event on a
 3 weeknight where he has possession, a school event, or
 4 might even say, you know, an event, but it's not for
 5 every Thursday.
 6 Last year, I believe there were two -- two
 7 to four events that fell on Thursday nights for the
 8 school visit.
 9 Q. And you would not let him have the boys on
 10 those nights, right?
 11 A. I -- that's not how I would put it, no. I --
 12 I -- I offered him another time. He chose not to. He
 13 wanted to take the child as James, which I felt would be
 14 very damaging to the child, and the children both wanted
 15 to go to open house.
 16 That was where it all started because I
 17 said, I'm going to go to open house without you, and the
 18 kids said, No, no, no, we're supposed to go. And I
 19 said, But Daddy -- it's your time with Daddy, and they
 20 said, Well, we don't want to go with Daddy. We want to
 21 go --
 22 MR. ODENEAL: Your Honor, I'm going to
 23 object as nonresponsive at this point.
 24 THE COURT: Sustained.
 25 Q. (BY MR. ODENEAL) Now, you asked that Jeff be

1 ordered to take educational classes?
 2 A. Yes.
 3 Q. What classes are you referring to? Do you have
 4 anything specific?
 5 A. Yes. And I thought it actually said it in
 6 the -- there's a woman that we know, who is a former
 7 teacher and is now a counselor we have been told about,
 8 Melinda Porter, who is -- would be a good option.
 9 Q. And where did you find out about Melinda
 10 Porter?
 11 A. One of the 10 or 12 people in the community who
 12 we've talked to about the best options for the children.
 13 Q. And you also asked the Court to enjoin Jeff
 14 from electronic communications?
 15 A. No. From him hanging up on my electronic
 16 communications when anyone who knows my child as Luna
 17 speaks her name.
 18 Q. So -- but that's been kind of a problem both
 19 ways, hasn't it?
 20 A. No. I've never hung up when he's used the name
 21 James.
 22 Q. Well -- but there's also been a lot of times
 23 where you just didn't have the boys available or you
 24 said they were eating ice cream or doing other things,
 25 right?

1 A. I -- I have always returned the call. There
 2 might -- I'm going to say almost always. There might
 3 have been one or two times ever, and then I have said to
 4 him, I'll let them call you in the morning and I did.
 5 When he says he will let them call me in
 6 the morning, he has -- that hasn't happened. He has
 7 also not called me back several times. But those are
 8 very -- they're equal in my opinion or close enough to
 9 equal, possibly a little more on his side if they are
 10 unequal, and -- and -- and I think that that is probably
 11 just the -- the normal course of the world, where
 12 sometimes something happens, we forget or we didn't get
 13 a text even though we should have, and et cetera, you
 14 know, didn't hear it or whatever.
 15 That -- I think that was all very much a
 16 normal kind of thing, and we're -- and I have -- one
 17 time I hung up on him, I will tell you, was because he
 18 was shaming Luna, and I turned around and call -- texted
 19 him that I'm not going to let you shame her, and I think
 20 I might have even tried to call back, but I can't be
 21 guaranteed.
 22 MR. ODENEAL: Your Honor, can I get a check
 23 on my time?
 24 THE COURT: Yes. You have it looks like 50
 25 minutes and 30 seconds left.

1 MR. ODENEAL: Thank you, Your Honor.
 2 Q. (BY MR. ODENEAL) Now, you're asking the Court
 3 to permanently enjoin Jeff from ever signing up James as
 4 James for any kind of activities whatsoever, is that
 5 correct?
 6 A. Yes -- well, no, this is temporary orders. So
 7 this is temporarily until the final.
 8 Q. Well -- but you also say, in addition to the
 9 temporary, here is what I want on final, that I don't --
 10 if he doesn't affirm, I don't want him to ever take
 11 James as James and enroll him in any activities?
 12 A. Right.
 13 Q. Do I have that right?
 14 A. I would say yes, unless we agree together that
 15 that would be okay, because I do believe that that is
 16 part of the rules, if we're agreeing together, that we
 17 can make choices that are separate from the --
 18 Q. And your paperwork says that you asked the
 19 Court to forbid Jeff from ever calling his son James,
 20 his legal name?
 21 A. Yes.
 22 Q. You also asked the Court to forbid Jeff from
 23 ever having James around anyone who does not call him
 24 James -- or who calls him James -- I'm sorry -- or does
 25 not use female pronouns?

1 A. Correct.

2 Q. Does that not sound at all unusual to you?

3 A. Yes. As a person who didn't really understand

4 transgender people from a year -- well, over a year -- a

5 year and a half ago, I would say that does sound

6 unusual, yes; but having done my own research, the

7 medical research, the psychological research, having

8 talked to the professionals, I -- I know that their --

9 the more the child is supported, the better off they do

10 and --

11 MR. ODENEAL: I'm going to object at that

12 point to nonresponsive, Your Honor.

13 THE COURT: Sustained.

14 Q. (BY MR. ODENEAL) Now, you also answered some

15 what are called written interrogatories; is that

16 correct?

17 A. Yes.

18 Q. And we asked you who watched the boys when you

19 weren't around, when you were at work, and you said your

20 daughters, Sydney and Zoe, have been watching them since

21 they were 11 years old; is that right?

22 A. Yes.

23 Q. Now, do you feel 11-year-olds should be

24 watching infants unsupervised?

25 A. I was very uncomfortable with that, yes.

1 Q. Now, is a father figure important to you?

2 A. Yes.

3 Q. And do you think that's in your twius' best

4 interest to have a father figure that has meaningful and

5 frequent contact with them and involvement in their

6 lives?

7 A. I believe that children do better if they have

8 a father figure who is emotionally healthy and is

9 emotionally supportive of the children, yes.

10 Q. Now, I also asked you who lives with you. Do

11 you recall that?

12 A. Yes.

13 Q. And you said Sydney and Zoe and James and Jude.

14 Who is Justin Murray?

15 A. He is a friend of Sydney's.

16 Q. And he lives with you?

17 A. He now lives with us. He has lived with us

18 since April.

19 Q. How old is Justin Murray?

20 A. 17.

21 Q. And does he go to school or does he work? What

22 is he doing?

23 A. He will be a high school senior at the school

24 that Zoe and Sydney both attended, Sydney still does

25 attend, Zoe graduated from, and it has a very unique

1 education style, project-based learning. It is one and

2 only kind of high school in the area that has this.

3 It's called New Tech in Coppell, and it is -- and so he

4 wanted to finish his high school career, but his parents

5 have moved to a place where he would not normally be

6 able to attend Coppell High School.

7 Q. Where did his parents move to?

8 A. Denton.

9 Q. Does he have a driver's license?

10 A. No.

11 Q. Is he old enough to driver?

12 A. He's old enough to drive. He does not have a

13 driver's license.

14 Q. Does he have any behavioral issues?

15 A. No.

16 Q. Did you ever inform Jeff that there was someone

17 else living there?

18 A. Yes.

19 Q. When did you inform Jeff?

20 A. Probably within the first 48 hours that he

21 lived with us.

22 Q. Does Jeff know him?

23 A. Not that I know of.

24 Q. Now, do you ever go to Jeff's house?

25 A. Well, I've driven to Gwyn Zylla's house, who

1 he -- I assume he doesn't actually own a house, but I

2 could be wrong, and -- and I've driven their house a

3 couple of times, yes.

4 Q. Do you ever go inside?

5 A. I went into the entryway once.

6 Q. Do you get along okay with Gwyn?

7 A. I guess. I don't really know her.

8 Q. When was the last time you personally spoke to

9 Jeff?

10 A. Well, let's see. That would be December 6th or

11 7th, 2017, as far as I know.

12 Q. So would you agree with me we don't really have

13 the coparenting thing going on here at all?

14 A. I would.

15 Q. So when you claim in your paperwork and in your

16 testimony that he is emotionally abusive, you're only

17 getting that from third-hand reports from other people,

18 right? You don't have first-hand, personal knowledge?

19 You haven't seen him --

20 A. That's incorrect.

21 Q. So you want him to accept the advice of your

22 professionals; is that right?

23 A. Yes.

24 Q. But would you agree with me that for

25 coparenting it's a two-way street? It kind of takes two

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1 to tango, right?

2 A. Yes, but he's had the opportunity to meet with

3 the professionals. The professionals -- the one he's

4 met with I believe told him the same thing that they've

5 told me, and -- and nothing has changed. I -- I don't

6 object to an independent counselor as long as his

7 present counselor and I both agree, but particularly his

8 present counselor.

9 Q. Well, you said in your answers to our

10 interrogatories that as long as Jeff affirms what you

11 want, then the visitation can stay the same except for

12 Thursday nights, right?

13 A. Well, I don't -- I don't know if -- I think if

14 Jeff took Luna to school as Luna on a Thursday night and

15 was willing to affirm her at school, I don't think that

16 I would have a problem with him taking her to Thursday

17 night events; but, also, you know, there's the question

18 about whether or not he would actually take the children

19 to a school event. I don't know that that's true. I

20 don't have any evidence that he would because he hasn't

21 in the past.

22 Q. Now, when you say you want Dad ordered to

23 affirm Luna's choices or James's choices, do you mean

24 like an actual court order that says, you know, Jeff,

25 you are ordered to do this, say this, believe that kind

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1 of thing? How do you picture it being worded?

2 A. Well, I don't know enough about law, I'm not a

3 lawyer, but I'm assuming that the Court can say that

4 Jeff has to use the name Luna, female pronouns, allow

5 her to dress the way she chooses, and allow her to grow

6 her hair as long as she wants.

7 And, you know, that's what I -- I think it

8 actually says in our thing, use female pronouns when

9 addressing her, allow her to dress as a girl during

10 Jeff's periods of possession, both inside and outside

11 the house, and using I think it says female pronouns in

12 there too.

13 Q. So you go on to say that if Jeff refuses to

14 affirm Luna, if he refuses to allow James to call

15 himself Luna, if he refuses to affirm her choice to use

16 female pronouns, dress as a girl, participate in any

17 events outside the home as a girl, then his visitation

18 should be limited to three nights; is that right?

19 A. Yes, that's what we're asking.

20 Q. Now, when you say three nights, what -- you

21 mean three nights a month or...

22 A. Three -- I think it says three consecutive

23 nights.

24 Q. Three consecutive nights, and that's it? Like,

25 no extended summer visitation or anything like that?

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1 A. That -- that would be my -- yes. I -- that's

2 what I'm asking for, yes.

3 Q. And you also want orders in place regarding

4 Jeff's involvement in school and extracurricular

5 activities; is that right?

6 A. Yes.

7 Q. And you want him ordered to allow James to

8 attend all of those events as a girl, dressed as a girl,

9 and using her girl's name, Luna?

10 A. Yes.

11 MR. ODENEAL: I'll pass the witness, Your

12 Honor.

13 THE COURT: Okay.

14 EXAMINATION

15 BY MS. MEADERS:

16 Q. Whose choice was it to use the girls to

17 baby-sit the twins?

18 A. Jeff's.

19 Q. Did he insist upon that for all the years that

20 he was still in the house with you?

21 A. Yes.

22 Q. Do you consider the pediatrician or Luna's

23 counselors work professionals or are they her healthcare

24 providers?

25 A. They're her providers.

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1 Q. They're not hired experts?

2 A. No.

3 Q. Was coparenting an issue in the prior case

4 also?

5 A. Yes.

6 Q. And in the prior case, listening to all the

7 testimony in the CCD, did the Court, Judge Kim Cooks,

8 put you on parallel parenting where you were given

9 rights exclusively?

10 A. I was given some rights exclusively.

11 Q. And have you made an effort to keep Jeff in the

12 loop and keep him informed even though you're making

13 those decisions?

14 A. Yes.

15 Q. And opposing counsel said you want Jeff to

16 affirm what you want. Is this something you want or is

17 this Luna's choice?

18 A. It's truly Luna's choice.

19 Q. Do you have any intention of using hormone

20 blockers before Luna's eight?

21 A. No.

22 Q. You're not even investigating that now, are

23 you?

24 A. No.

25 Q. If Jeff had bothered to follow up with

Page 90

1 Children's, would he have learned that that's not
 2 nothing you do until a lot later?
 3 A. Yes.
 4 Q. You're not asking that Jeff only gets three
 5 days in the summer, are you?
 6 A. No.
 7 Q. You're just asking that he only get three
 8 consecutive days, that he gets all of his days, just
 9 broken up?
 10 A. Or at least a lar- -- lot -- lots of days,
 11 right. Yes.
 12 Q. But just not that they're consecutive?
 13 A. Right.
 14 Q. Why do you ask that? How does Luna react after
 15 she has been over at Jeff's more than three days?
 16 A. So, I mean, I totally get Jeff's perspective
 17 here, but -- so Luna, after two nights, comes in and
 18 she -- after she two nights with Jeff, she comes in and
 19 she acts overly girlie and she's very -- I mean, I would
 20 say angry, but it doesn't actually come ont as angr.
 21 It's sassy and disobedient. And that happens after just
 22 two nights with Jeff.
 23 But I understand that he should have some
 24 rights, and so I'm just trying to limit the damage that
 25 can happen to her being not affirmed.

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1 MS. MEADERS: I pass the witness, Your
 2 Honor.
 3 MR. ODENEAL: I have no further questions.
 4 THE COURT: Okay. You can step down.
 5 MS. MEADERS: I'd like to call (inaudible).
 6 THE COURT: Okay. Come on up to the stand.
 7 THE REPORTER: Could you repeat that name?
 8 MS. MEADERS: Jasmine Jackson.
 9 May I approach the stand to look at the
 10 exhibit book, Your Honor?
 11 THE COURT: Yes.
 12 JASMINE JACKSON,
 13 having been first duly sworn, testified as follows:
 14 EXAMINATION
 15 BY MS. MEADERS:
 16 Q. Can you state your name for the record.
 17 A. Yes. Jasmine Jackson.
 18 Q. And who do you work for?
 19 A. Child Protective Services.
 20 Q. And you've done an investigation in this
 21 matter?
 22 A. Yes, ma'am.
 23 Q. I've got in front of you a copy of the CPS
 24 records that we subpoenaed, and I've actually opened it
 25 up and tabbed a page to help move this along quicker.

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1 Do you recall what allegations were made
 2 against Ms. Georgulas?
 3 A. Yes, ma'am. It was allegations of neglectful
 4 supervision and physical abuse.
 5 Q. And was there emotional abuse also?
 6 A. No, ma'am, I do not recall of any emotional
 7 abuse.
 8 Q. Were there allegations made against her
 9 daughter?
 10 A. Yes, ma'am.
 11 Q. And the allegations were regarding both Luna,
 12 who is also known as James, and Jude, correct?
 13 A. Yes, ma'am.
 14 Q. Did you find any evidence to support any of the
 15 allegations?
 16 A. No, ma'am, I did not.
 17 Q. Were they a hundred percent ruled out?
 18 A. Yes, ma'am.
 19 Q. In conjunction with your investigation, did you
 20 enter -- did you, the next morning, after this incident
 21 at open house, go to the school and interview James and
 22 Jude?
 23 A. Yes, ma'am, I did go to the school and
 24 interview James. Jude was not at school that day.
 25 Q. Okay. Did the mother know you were going up to

Page 93

1 the school to interview --
 2 A. Yes, ma'am.
 3 Q. -- James?
 4 Okay. Did the mother go and prepare James
 5 in advance? Did she have a chance to intervene?
 6 A. Not that I'm aware of.
 7 Q. And if you look at the tape -- the page I
 8 tabbed. About halfway down, it says, Assistant
 9 Principal Angie Hooks. Do you see that?
 10 A. Yes, I see it.
 11 Q. And starting at the last sentence, where it
 12 says, "She states," can you -- can you read that for me?
 13 A. Yes. It says, "She states she has also never
 14 had any concerns of gender identity for James.
 15 Ms. Hooks also has no concerns of either child being
 16 pressured gender wise to be one ay or the other."
 17 Q. And then if you go down, James was interviewed
 18 next, correct?
 19 A. Correct.
 20 Q. Or he's in the report next?
 21 A. Correct.
 22 Q. If you go down to the second paragraph --
 23 actually, it's the third paragraph, where it starts,
 24 "James states his mom." Do you see where I am?
 25 A. The second or third paragraph?

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1 Q. It's technically the third paragraph, but not a
 2 space between it.
 3 A. Okay. Where it says, "James states his mom or
 4 sisters bring him to school every day?"
 5 Q. Yeah.
 6 A. Okay. "James states his mom or sisters bring
 7 him to school every day and they take him home. James
 8 states he has food to eat at home, water to drink and
 9 clean clothes."
 10 Q. Okay. If you'll flip to the next page, the
 11 first full paragraph, where it says, "James states he
 12 feels safe at home."
 13 A. "James states he feels safe at home. James
 14 states he has -- he's sometimes -- he's sometimes afraid
 15 of his dad because he's once called the cops on his mom
 16 during open house at school. James states this scares
 17 the kids. James states his dad called the police
 18 because he didn't want him to be at open house with his
 19 mom and he wanted his time. James states this happened
 20 yesterday and the police didn't do anything. James
 21 states the police has never come to his house before.
 22 James states he's also afraid of his dad because he
 23 doesn't let him dress in girl clothes because he thinks
 24 it's all about your body and it's not. James states his
 25 mom let's him dress how he wants to dress. James states

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1 he feels comfortable in girls' clothes. James states
 2 his mom has never made him dress in girls' clothes; he
 3 just wants to. He states his mom just wants him to be
 4 happy and safe. James states he also asks his mom to
 5 paint his nails for him. James states he prefers to be
 6 identified as a girl because this -- because that's what
 7 he likes. He states no one is making him."
 8 Q. Thank you. And now let's go down to the
 9 teacher, Morgan Kimbrell. Do you see where her summary
 10 starts?
 11 A. I do see it.
 12 Q. Just read the first three sentences -- oh, two
 13 sentences.
 14 A. Okay. "Ms. Kimbrell stated she's never had any
 15 concerns of abuse or neglect for James. She states
 16 she's a very -- she's a very smart student and prefers
 17 to be called Luna."
 18 Q. Next sentence?
 19 A. "Ms. Kimbrell states she's never felt that the
 20 student is pressured to assume the identity as a
 21 female."
 22 Q. Let's go down to Jude. He's -- and go the
 23 second paragraph from the bottom, where it says, "Jude
 24 states that Luna."
 25 A. Yes. "Jude states that Luna has always wanted

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1 to be a girl and his mom let's her, but doesn't make
 2 her. Jude states that his dad tries to make Luna be a
 3 boy by making her dress in boy clothes. Jude states
 4 this makes Luna feel sad. Jude states he likes to play
 5 with his dad, Jeff."
 6 Q. That's good.
 7 A. Okay.
 8 Q. With regard to your investigation, did you find
 9 any evidence whatsoever that the mom was somehow forcing
 10 James to dress in girls' clothes?
 11 A. I did not.
 12 Q. Did you find evidence that the dad is forcing
 13 James to wear boys' clothes?
 14 A. I did.
 15 Q. Do you believe that under the circumstances
 16 where Luna identifies as a girl that the father was
 17 engaging in any abuse towards Luna?
 18 A. I did not conclude that, no.
 19 Q. Okay. But Luna did say she is afraid of her
 20 father twice, correct?
 21 A. She did.
 22 Q. And Jude expressed that because the dad doesn't
 23 let Luna wear girls' clothes, it makes Luna sad?
 24 A. Jude did say that.
 25 Q. Was there a second CPS case?

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1 A. There was a second report of emotional abuse.
 2 Q. And who -- are you allowed to say who reported
 3 that or not?
 4 A. I am not.
 5 Q. Okay. In the second case of emotional abuse,
 6 it's actually against the father, correct?
 7 A. Yes, it was.
 8 Q. And if you go to the tab there at the top of
 9 Page 2, the report, second page. Read for me there
 10 where it says, "OV identifies as female." Can you read
 11 the first couple of sentences there?
 12 A. Just a second. Let me find it.
 13 MS. MEADERS: May I approach, Your Honor?
 14 THE COURT: Yes.
 15 Q. (BY MS. MEADERS) I hope I tabbed the right
 16 page. No, I didn't.
 17 Starting right here (indicating).
 18 A. "OV identifies as female. Mother allows
 19 alleged victim to dress as a female and calls the child
 20 by alleged victim's female name. Father does not
 21 approve alleged victim has long hair. Father cuts
 22 alleged victim's hair. Alleged victim has a twin
 23 brother who also has long hair. Father did not cut the
 24 alleged victim twin's hair. Father forces alleged
 25 victim to wear male clothes. Alleged victim is scared

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1 of father. Alleged victim has anxiety regarding
 2 visiting father. Alleged victim is on edge."
 3 Q. And then this -- this case concluded relatively
 4 quickly, didn't it? What did the father admit to the
 5 CPS worker?
 6 A. "The father reported that he does not mind his
 7 son dressing like a girl; however, he wants -- he just
 8 wants to make sure it is his choice and not the mother
 9 forcing it upon her."
 10 Q. Did you talk to Jeff Younger, the father, in
 11 conjunction with your investigation?
 12 A. I did.
 13 Q. Do you have doubts that he would actually do
 14 that based on your investigation?
 15 A. My investigation was -- with him, when I spoke
 16 with him, was just to find out where the children were
 17 located at the time. I did not conduct a detailed
 18 interview with him.
 19 Q. Do you have any doubts that this is Luna's
 20 choice not being forced on her?
 21 A. I do not.
 22 Q. And that came out wrong or double negatives.
 23 Whose choice do you believe it is to call Luna, Luna?
 24 A. I believe it's James's choice, Luna's choice.
 25 Q. And whose choice do you believe it is to wear

Page 99

1 these dresses?
 2 A. Luna's choice.
 3 Q. Do you think it would be harmful for Luna to --
 4 MR. ODENEAL: I'm going to object, Your
 5 Honor. It's asking for an expert opinion at this point
 6 and she --
 7 THE COURT: Sustained.
 8 MS. MEADERS: That's all, Your Honor. I
 9 pass the witness.
 10 THE COURT: Okay.
 11 MR. ODENEAL: Thank you, Your Honor.
 12 EXAMINATION
 13 BY MR. ODENEAL:
 14 Q. Ms. Jackson, how long have you worked for the
 15 Department?
 16 A. For two years and seven months.
 17 Q. And who is your supervisor?
 18 A. My supervisor's name is Adrian (inaudible).
 19 THE REPORTER: I'm sorry?
 20 THE WITNESS: Adrian Marroquin.
 21 Q. (BY MR. ODENEAL) And you signed a business
 22 records affidavit; is that correct?
 23 A. I'm sorry. Say that again.
 24 Q. You signed a business records affidavit?
 25 A. For the subpoenaed records?

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1 Q. For those subpoenaed records?
 2 A. Yes, I did.
 3 Q. And you identified yourself as the custodian of
 4 records; is that true?
 5 A. As the investigator of the case, yes.
 6 Q. And so are you just the custodian of records
 7 for this particular case or for your office or what are
 8 you over?
 9 A. For the cases that I have worked, that I've
 10 investigated.
 11 Q. So it's just limited to your office in Irving?
 12 A. I'm not understanding your question.
 13 Q. Where you're in the role of custodian of
 14 records, that's just limited to what files you've work
 15 on only, right?
 16 A. Yes. My investigations.
 17 Q. Okay. Thank you. So since you've been with
 18 the Department, how many of those business records
 19 affidavits have you signed?
 20 A. I don't recall an exact amount.
 21 Q. Like an estimate? Like more than two? Less
 22 than ten?
 23 A. Maybe more than two, less than ten.
 24 Q. Now, have you spoken to Ms. Meaders before
 25 today?

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1 A. I have.
 2 Q. How many times have you spoken with her?
 3 A. On one occasion that I recall.
 4 Q. And is that reflected in your records anywhere?
 5 A. No, it's not. The case was closed at the time.
 6 Q. And this was what we call an abbreviated
 7 investigation; is that correct?
 8 A. It was.
 9 Q. And it just took ten days?
 10 A. It did.
 11 Q. And in the course of that investigation, did
 12 you speak with the father?
 13 A. I did speak with the father once to find out
 14 where the children were located.
 15 Q. But did you interview him?
 16 A. I did not. It was an abbreviated
 17 investigation, so it was not required.
 18 Q. Now, the reporting party had alleged that James
 19 seemed medicated or drugged at some point. Was that --
 20 was that what you recall?
 21 A. Yes, the report did state that.
 22 Q. And did you order any kind of testing?
 23 A. No, sir, I did not.
 24 Q. Would Dr. Georgulas receive any extra added
 25 credibility with you because she's a physician?

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1 A. No, sir.

2 Q. Have you ever investigated any other

3 physicians?

4 A. Not that I can recall.

5 Q. What do you know about this lawsuit?

6 A. I only know details of my investigation.

7 Q. And you were told in your investigation about a

8 criminal case against the father; is that right?

9 A. I was.

10 Q. And do you know the outcome of the criminal

11 case?

12 A. I do not.

13 Q. Who did you speak to at the Coppell Police

14 Department?

15 A. I spoke with Detective Asebedo.

16 Q. And so the assistant principal at the boys'

17 school had no concerns about either parent, did they?

18 A. She did not.

19 Q. And Morgan Kimbrell, the teacher, had no

20 concerns about either parent, right?

21 MS. MEADERS: Objection. That misstates

22 the prior testimony that we read in. The question is

23 they have no concern that either parent was pressuring

24 the identity.

25 THE COURT: The objection is overruled.

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1 Q. (BY MR. ODENEAL) So she had no concerns?

2 A. Pressuring the identity, no.

3 Q. Now, you went to the mother's house; is that

4 correct?

5 A. Yes, sir, I did.

6 Q. And did you see the dogs?

7 A. I did not see the dogs in the home.

8 Q. Did you talk to James's counselor?

9 A. I spoke with James's teacher and I believe the

10 assistant principal. I do not recall speaking with the

11 counselor.

12 Q. And Counsel asked you if there was a second

13 case opened?

14 A. Yes, she did ask me that.

15 Q. And what happened in that case?

16 A. I can't say. I wasn't the investigator on the

17 case.

18 Q. So that was actually in the Denton office,

19 right, or Carrollton?

20 A. I believe Denton.

21 Q. Denton.

22 A. It would be in the -- wherever Mr. Younger

23 lives.

24 Q. But those records are included with your

25 business records affidavit, right, from the second --

Page 104

1 second case?

2 A. They -- I don't believe they were included in

3 my records. They were included in the records that

4 Ms. Kim just provided.

5 Q. But you don't think those were covered by your

6 affidavit?

7 A. Not that I can recall, no.

8 Q. Who was the caseworker on that one?

9 A. I do not recall the caseworker's name.

10 Q. So you're not the custodian of records for both

11 offices, are you?

12 A. No, sir.

13 Q. How would you have obtained those records from

14 the second investigation that are attached to your

15 affidavit?

16 A. Ms. Meaders just brought me those records.

17 Q. Now, what is the Department of Family and

18 Projective Services's policy on transgender children?

19 A. As far as I'm aware of, there is no policy of

20 transgender children.

21 Q. Does the Department engage in or condone any

22 kind of treatment for minor children, such as hormone

23 suppression?

24 A. Not that I am aware of.

25 Q. Have you had any special training in your

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1 career in relation to dealing with transgender children?

2 A. I have.

3 Q. And what training have you had?

4 A. We've had a transgender training, just teaching

5 us how to interview and speak with transgender children.

6 Q. Now, am I correct in my understanding that the

7 Department does not advocate or allow any kind of

8 puberty suppression treatments for kids that are in the

9 Department's care?

10 A. I would not be able to comment on whether the

11 Department allows that.

12 MR. ODENEAL: Pass the witness, Your Honor.

13 THE COURT: All right.

14 MS. MEADERS: No more questions, Your

15 Honor.

16 THE COURT: Okay. Thank you. You can step

17 down.

18 MS. MEADERS: I would like to call Rebekka

19 Ouer.

20 THE COURT: Okay. Come up to the stand,

21 please.

22 MS. MEADERS: How much time do I have left?

23 THE COURT: You have 36 minutes and 7

24 seconds.

25 MS. MEADERS: May we dismiss this witness,

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1 Your Honor?

2 THE COURT: Any objection to that?

3 MR. ODENEAL: I have no objection to

4 Ms. Jackson being dismissed.

5 THE COURT: Okay. Yes.

6 Sir, you just came in. You can come on up

7 real quick.

8 MS. MEADERS: Can I ask how much time I've

9 got?

10 THE COURT: You have 35:54.

11 (Off the record.)

12 THE COURT: Go ahead.

13 REBEKKA OUER,

14 having been first duly sworn, testified as follows:

15 EXAMINATION

16 BY MS. MEADERS:

17 Q. Ms. Ouer, in the interest of time,

18 unfortunately, I'm only going to ask you a couple of

19 questions because I want to reserve time for my last

20 witness.

21 A. Sure.

22 Q. Can you state your name.

23 A. Rebekka Ouer.

24 Q. And whose counselor are you?

25 A. I am the counselor for James Younger, also

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1 known as Luna.

2 Q. And when -- do you agree with Ms. Jackson that

3 these are Luna's choices to dress as a girl and have the

4 name Luna?

5 A. Yes.

6 Q. Is there any doubt in your mind that Luna

7 identifies as a girl?

8 A. No.

9 Q. Do you have any reason to believe the mother is

10 in any way forcing this?

11 A. No.

12 Q. Are Dr. Pape's findings, the pediatrician,

13 consistent with your findings?

14 A. Yes.

15 Q. Have you had a situation where Luna said she

16 was anxious about any event coming up?

17 A. Yeah, in our most recent conversation.

18 Q. And what was the issue?

19 A. There was a soccer game happening the next day,

20 and she did not want to go if Dad was going to take her

21 because she didn't want Dad to make the coach call her

22 James and dress in boys' clothes.

23 Q. So what did you recommend to her?

24 A. So I didn't recommend anything to her; I just

25 asked her, like, if you had a choice between going and

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1 not going, like, if you had a choice between not going

2 at all or going and Dad taking you, which would you

3 choose? And she said, I would rather not go at all.

4 And I said, Is it okay with you -- I asked the question,

5 Is it okay with you if I tell Mom since Mom is not in

6 the room? And she said, Yes, you can tell Mom this.

7 And so I brought Mom in and just filled her

8 in and said this is what -- this is what is being said

9 here and --

10 Q. As a counselor, what kind of psychological

11 effect would sending her to that soccer game and having

12 Dad call her James have on her?

13 A. I mean, I think it was just making her anxious

14 and uncomfortable, and I think that, you know, putting

15 her in a situation that makes her anxious and

16 uncomfortable is --

17 Q. Have you included the father in the

18 counselling?

19 A. Yes.

20 Q. Has he come in to meet with you?

21 A. Yes.

22 Q. Have you provided him reports?

23 A. Yes.

24 Q. Did Anne encourage you to reach out to him?

25 A. Yes.

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1 Q. Do you believe based on how Luna is presenting

2 to you that social transition is appropriate now?

3 A. Yes.

4 Q. And what is included in social transitioning?

5 A. Name change, pronoun changes, just whatever,

6 you know, the kid is most comfortable with. Clothing

7 can be a part of that. Hair can be a part of that.

8 Q. Based on your counselling, what clothing is

9 Luna choosing to wear?

10 A. When she comes in, she is typically in female

11 clothes: Dresses, skirts, things like that.

12 Q. Does she seem uncomfortable in female's

13 clothes?

14 A. No.

15 Q. Does she seem happy and content in female's

16 clothes?

17 A. Yes.

18 Q. Do you have any reason to believe her mother is

19 requiring her to wear female clothes?

20 A. No.

21 Q. Do you think she's embarrassed to wear female

22 clothes?

23 A. No.

24 Q. With regards to Luna's choices, what

25 recommendations did you make both to the father and the

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1 mother?
 2 A. To affirm her choices.
 3 Q. And her choice is right now to be called Luna
 4 and dress like a girl, correct?
 5 A. Yes.
 6 MS. MEADERS: Pass the witness.
 7 EXAMINATION
 8 BY MR. ODENEAL:
 9 Q. Now, Ms. Ouer, you said you talked to Dad; is
 10 that right?
 11 A. Yes, sir.
 12 Q. Has he actually come to your office?
 13 A. Yes.
 14 Q. And when he brings James to your office, is he
 15 in the role of a boy?
 16 A. Yes.
 17 Q. And he wears boys' clothes?
 18 A. Yes.
 19 Q. And does he seem comfortable with that?
 20 A. Yes.
 21 Q. So is it conceivable that he can be comfortable
 22 both ways in different situations?
 23 A. Yeah, it's conceivable that he can be
 24 comfortable both ways in certain situations. He has
 25 verbalized otherwise, however.

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1 Q. And do you think it's prudent sometimes to get
 2 a second opinion on certain issues?
 3 A. Sure.
 4 Q. Now, the mother has taken James to the GENECIS
 5 Clinic. Are you aware of that?
 6 A. Yes. Well, I know -- I don't think -- I don't
 7 think James had has gone to the GENECIS Clinic. I think
 8 only Mom has gone to the GENECIS Clinic.
 9 Q. Only Mom?
 10 A. Yes.
 11 Q. Okay. And what do you know about the GENECIS
 12 Clinic?
 13 A. They help kids both psychologically -- there's
 14 a psychiatrist there who helps give the kids medications
 15 and things like that for depression, and then they help
 16 kids to transition medically. They're the medical side
 17 of transition for -- for kids, and they do evaluations
 18 and things like that, if that is what is right for the
 19 kid.
 20 Q. Now, you say the medical side of transition.
 21 What -- what does that include?
 22 A. So pausing puberty, and then eventually
 23 hormones.
 24 Q. Hormones?
 25 A. Yes.

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1 Q. Like -- so a boy would take estrogen?
 2 A. A transfemale would take estrogen if they were
 3 affirmed as transfemale and old enough to be able to do
 4 so, yes.
 5 Q. How old do they have to be to do that?
 6 A. I believe that is -- I believe the minimum for
 7 that is 14, but I'm not a thousand percent sure about
 8 that. I think -- for something like estrogen, I think
 9 you have to be at least 14 years old.
 10 Q. And so you're licensed as a licensed clinical
 11 social worker; is that correct?
 12 A. Yes, sir.
 13 Q. And so you don't prescribe meds or hormones or
 14 anything like that?
 15 A. Not at all.
 16 Q. Now, is GENECIS a private clinic?
 17 A. I don't think so. They're part of Dallas
 18 Children's Hospital.
 19 Q. Now, how does Dr. Georgulas pay for your
 20 services?
 21 A. I only accept cash cards, FSA's, things like
 22 that.
 23 Q. Oh, you don't take insurance?
 24 A. I do not work with insurance.
 25 Q. Okay. And how often have you seen James?

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1 A. Maybe, on average, about once a month or so.
 2 Maybe once every six weeks.
 3 Q. Now, the -- have you reviewed any medical
 4 records or anything?
 5 A. I had some sent to me for this purpose. So
 6 I've seen some of them for this purpose.
 7 Q. And are you here today under a subpoena?
 8 A. Yes.
 9 Q. And have you been retained by Dr. Georgulas to
 10 assist in this proceeding?
 11 A. What do you mean by retained? Do you mean has
 12 she paid me or do you mean...
 13 Q. Well, you're listed as an expert witness. Are
 14 you her expert witness? Are you...
 15 A. I'm a counselor. I don't know. I'm a
 16 counselor, and I believe she is -- I believe she is the
 17 one that wanted me to be here. So I am here because she
 18 has asked me to be here.
 19 Q. And have you testified in other cases? Is that
 20 part of your practice?
 21 A. I don't like it, but I have done it. It makes
 22 me nervous.
 23 Q. So when we review the various records, like
 24 from Children's Medical Center, and it says FTM, MTF,
 25 what does that mean?

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1 A. FTM stands for female to male. MTF stands for
 2 male to female.
 3 Q. Now, apparently, the mother here has, for all
 4 intents and purposes, changed James's name kind of on
 5 the fly here to Luna. Has she ever said anything to you
 6 about legally changing his name?
 7 A. No.
 8 Q. Have you ever heard of like gender -- gender
 9 identity marker change?
 10 A. Yes.
 11 Q. Is that something that relates to transgender
 12 children?
 13 A. Typically, teenagers is as old as somebody
 14 might be before gender identity gets shifted, but yes.
 15 Q. So would you agree with me that at age six we
 16 really have to be careful how we handle these issues?
 17 A. Legally, yes.
 18 Q. Do you ever have any dealings with the Texas
 19 Department of Family and Protective Services?
 20 A. CPS type, yes.
 21 Q. And are you aware that they have no policy at
 22 all right now on transgender children?
 23 MS. MEADERS: I'm going to object, Your
 24 Honor. That's outside the scope of her knowledge.
 25 THE COURT: Overruled. She can answer if

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1 she knows.
 2 A. I have no idea.
 3 Q. (BY MR. ODENEAL) Now, what did the mother tell
 4 you about her custody arrangement with the father?
 5 A. That she has -- I don't know legal terms at
 6 all, but that the kids are with her most of the time,
 7 and that Dad gets visitation relatively frequently, and
 8 that she has medical rights.
 9 Q. So is it your understanding they have what we
 10 call joint managing conservatorship?
 11 A. I have no idea what that term means, but if you
 12 tell me that what I just said is what that term means, I
 13 will take you at your word.
 14 Q. Now, in the Children's records, there is a
 15 PFLAG parent support guide referenced. Can you tell us
 16 what that is?
 17 A. I don't know. I honestly have not seen that.
 18 Q. And there's a handout referenced, "Puberty
 19 Blockers Handout."
 20 A. You'd have to ask GENECSIS about that.
 21 Q. Do you know anything about puberty blockers?
 22 A. Just from what my clients have told me, those
 23 who have been interested in them or been on them.
 24 Q. And about what age are those clients when they
 25 start doing that?

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1 A. I mean, I don't know. My clients typically are
 2 early teenage or late teenage. So maybe 13, 14.
 3 Sometimes 12, I guess.
 4 Q. Is it at all unusual to be discussing that now
 5 in relation to a six-year-old?
 6 A. To be doing anything medically, absolutely.
 7 Yeah, we wouldn't recommend doing anything medically
 8 with a kid at six years old in my opinion.
 9 Q. Now, you had sent a letter of recommendation on
 10 behalf of the mother here to the GENECSIS Clinic; is that
 11 right?
 12 A. Yes, sir.
 13 Q. And you said that -- you wrote it so that James
 14 could become a GENECSIS patient; is that right?
 15 A. Yes.
 16 Q. And, quote, "potentially take steps down the
 17 road to begin the medical side of transition." Do you
 18 recall that in your letter?
 19 A. Ycs.
 20 Q. What does that mean?
 21 A. So that just means years down the line, if this
 22 consists -- insistent -- if he is insistent, persistent,
 23 and consistent about this is where I am, this is who I
 24 am, and puberty starts to happen, then potentially
 25 pausing puberty at that point, at whatever point they

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1 would say puberty would start, which I guess it varies
 2 for every kid; and then eventually, again, assuming that
 3 goes really well and this kid is saying absolutely, this
 4 is really what is right for me, happiness, confidence,
 5 all of these things get better, then going on with --
 6 with hormone therapy.
 7 Q. And what comes after that?
 8 A. That's up to the individual.
 9 Q. But does it possibly lead to some kind of
 10 surgical alteration?
 11 A. Potentially. Typically, for transfemales such
 12 as Luna, I think what Mom said earlier was right, that
 13 they -- I don't think they would even consider anything
 14 like that until the kid was at least 18.
 15 Q. So that was kind of my next question for you
 16 was at what age is it appropriate to start into the
 17 medical side of the transition as you call it?
 18 A. Yeah, so I mean, pausing puberty, again, once
 19 puberty starts, you pause it. And that just depends on
 20 the age that puberty starts. You have to get an expert
 21 about what those ages are.
 22 As far as hormones, in my experience,
 23 typically 14 is as young as that starts. And then as
 24 far as surgery goes, again, for transfemales, I have
 25 never seen anybody under the age of 18 have surgery as a

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1 transfemale. So in my experience, that just doesn't
 2 happen, at least not at this point.
 3 MR. ODENEAL: Thank you.
 4 I'll pass the witness, Your Honor.
 5 EXAMINATION
 6 BY MS. MEADERS:
 7 Q. What has James verbalized to you about being
 8 foreed to wear boys' clothes?
 9 A. So when I talk with Luna one on one, I always
 10 ask -- I -- I always talk one on one and I always ask
 11 questions about comfort. You know, is -- does -- does
 12 Mom allow you to wear boys' clothes? Yes, Mom allows me
 13 to wear boys' clothes. Would Mom allow you to go by
 14 James? Yes, Mom would allow me to go by James. Does
 15 Dad allow you to wear girls' clothes? No, Dad would be
 16 mad at me if I wore girls' clothes. Do you wear boys'
 17 clothes at Dad's? Yes, I have to wear boys' clothes at
 18 Dad's and I don't like it.
 19 Q. Has Anne ever mentioned anything about using
 20 hormone blockers now?
 21 A. No. No. We haven't talked about that at all.
 22 MS. MEADERS: Okay. Pass the witness, Your
 23 Honor.
 24 MR. ODENEAL: I have nothing further of
 25 Ms. Ouer, Your Honor.

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1 THE COURT: Okay.
 2 How often do you -- how often do you
 3 counsel the children at this age on this issue?
 4 THE WITNESS: So right now, this -- this
 5 age is as young as it is for me. So the -- I think the
 6 closest in age has been 11, maybe 12, to Luna.
 7 THE COURT: Do you ever see a gender
 8 identification, I guess, as the opposite sex start, and
 9 then switch back to the gender that the child actually
 10 is?
 11 THE WITNESS: So I've had a teenager who
 12 was paused for puberty and to kind of -- and that --
 13 there -- like, it was a situation where they were like,
 14 I don't know if I want to start testosterone at this
 15 point. It was a transmale, so the opposite of Luna. I
 16 don't know if I want to start testosterone at this
 17 point. And so we just -- we just didn't start.
 18 So, yeah, so there's -- sometimes they'll
 19 -- like, it kind of gives them the opportunity to think
 20 about things, if you really want to do this or not. And
 21 I've seen kids kind of hesitate.
 22 I have yet to see a kid fully reverse, but
 23 maybe that kid has just never come back to see me. I
 24 mean, I don't know --
 25 THE COURT: Right, right.

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1 THE WITNESS: -- if it's just -- I have yet
 2 to see a kid say, I was wrong, this was wrong, we are
 3 taking the wrong path. That has not yet happened.
 4 THE COURT: Any other questions?
 5 MS. MEADERS: No, Your Honor.
 6 MR. ODENEAL: Nothing further, Your Honor.
 7 THE COURT: Thank you. You can step down.
 8 MS. MEADERS: Call Wes Parks, Your Honor.
 9 THE COURT: Okay. Come on up to the stand,
 10 please.
 11 MS. MEADERS: May I approach, Your Honor?
 12 THE COURT: Yes.
 13 MS. MEADERS: May I excuse this witness,
 14 Your Honor?
 15 THE COURT: Any objection to that?
 16 MR. ODENEAL: I have no objection, Your
 17 Honor.
 18 THE COURT: Yes, you're exeused.
 19 MS. MEADERS: I would like to offer 19 and
 20 20.
 21 (Petitioner's Exhibits 19 and 20 offered.)
 22 THE COURT: 19 and 20?
 23 MS. MEADERS: How much time do I have left?
 24 THE COURT: 32:03.
 25 And, Mr. Odeneal, you have 21:18.

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1 MR. ODENEAL: I have no objection to
 2 Petitioner's 19 and 20, Your Honor.
 3 THE COURT: All right. They will be
 4 admitted.
 5 (Petitioner's Exhibits 19 and 20 admitted.)
 6 WESLEY PARKS,
 7 having been first duly sworn, testified as follows:
 8 EXAMINATION
 9 BY MS. MEADERS:
 10 Q. Can you state your name for the record.
 11 A. Yes. Wesley Parks.
 12 Q. And what is your occupation?
 13 A. I am a licensed professional counselor in Fort
 14 Worth.
 15 Q. And how long have you been doing that?
 16 A. I have been licensed as a therapist for four
 17 years, working in private practice; and before that, I
 18 worked 12 years in forensic psychology.
 19 Q. And what is your educational background?
 20 A. A bachelor's degree in psychology from UTD;
 21 master's in clinical psychology, with a specialization
 22 in neuropsychology from UT Tyler; and as a special
 23 interest, I am wrapping up a PhD in public
 24 administration and public policy at UT Arlington right
 25 now.

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1 Q. In addition to your formal education, do you
 2 also have additional training as you go along?
 3 A. Oh, gosh, yes. We have to do a certain number
 4 of continuing education credits every year.
 5 Q. How long have you been counselling transgender
 6 patients?
 7 A. Almost since I started my practice four years
 8 ago.
 9 Q. What is your age range of patients?
 10 A. My youngest is five, and the oldest I have
 11 right now is 56, I believe.
 12 Q. What is your specialty in counselling?
 13 A. My specialty is transgender and gender-diverse
 14 individuals.
 15 Q. Have you kept abreast of the recent
 16 developments, ongoing publications, and peer-reviewed
 17 articles in this case?
 18 A. Yes.
 19 Q. In this area?
 20 A. Yes.
 21 Q. Do you train and teach others in trans -- in
 22 this transgender area?
 23 A. Yes.
 24 Q. Looking at your resume, approximately how many
 25 seminars did you give just in 2017 on transgender

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1 issues?
 2 A. I would have to count it up. One, two, three,
 3 four, five, six --
 4 Q. And looking at --
 5 A. -- seven, eight, nine.
 6 Q. -- 2017, who are -- who are some of the people
 7 who hired you to come give their employees education
 8 about transgender?
 9 A. Eagle Mountain Saginaw School District,
 10 Department of Assisted and Rehabilitative Services,
 11 Texas Workforce Solutions. I have also lectured at UT
 12 Tyler, UT Arlington, Transcendence International.
 13 Q. Do you think such education is important for
 14 the general population?
 15 A. I do.
 16 Q. How about for the parents of transgender
 17 children?
 18 A. Absolutely.
 19 Q. Did you prepare a listing of selected
 20 references of different peer-reviewed literature that
 21 you have reviewed?
 22 A. I did.
 23 Q. Is that what is Exhibit 20?
 24 A. Yes, it is.
 25 Q. Have you met with Anne?

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1 A. Yes. One time at your office.
 2 Q. So you know the background of Luna?
 3 A. Yes.
 4 Q. You understand Jeff has a different position?
 5 A. Yes, I do.
 6 Q. You've seen Dr. Pape's records, the Children's
 7 records, and CPS records, correct?
 8 A. Correct.
 9 Q. And so you're familiar with the facts of this
 10 case?
 11 A. Yes.
 12 Q. And your position as a counselor, are those the
 13 types of records you've reasonably relied upon?
 14 A. Yes.
 15 Q. Do you have any non-transgender patients?
 16 A. I do. Eighty percent of my practice is trans
 17 and gender diverse; and of that 80 percent, probably 75
 18 are under the age of 17.
 19 MS. MEADERS: I would like to offer Mr. Wes
 20 Parks as an expert, Your Honor.
 21 THE COURT: Well, I can't -- I don't really
 22 just certify somebody blanket as an expert. It depends
 23 on the questions you ask him. There could be a
 24 question --
 25 MS. MEADERS: I would like to certify him

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1 as an expert in counselling transgender parents and
 2 knowledge regarding the literature in the area.
 3 THE COURT: The Court makes no finding.
 4 The Court does not make findings as to whether someone
 5 is an expert in advance of the question.
 6 Q. (BY MS. MEADERS) In conjunction with the
 7 GENECIS Clinic, what type of professional services do
 8 you provide?
 9 A. I provide counselling for children and parents,
 10 the children being trans and gender diverse, adults who
 11 are trans and gender diverse, general clinical issues,
 12 anxiety, depression, stuff a lot of counselors see, plus
 13 my specialization.
 14 Q. Based on your review of the records, does it
 15 appear Luna is identifying as a girl or a boy?
 16 A. From my review of the records, she is clearly
 17 identifying as a girl.
 18 Q. Can you force or manipulate a child into being
 19 transgender?
 20 A. Not that I am aware of and not that the
 21 research supports.
 22 Q. How clearly do transgender children know their
 23 identity?
 24 A. Research tells us that kids start knowing their
 25 gender identity at two and three years old. So they

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1 know it very early on, and that transgender children
 2 know it at the same time and of the same consistence as
 3 cisgender children.
 4 Q. What will the father's attempts to force her to
 5 be a boy have on Luna?
 6 A. It's possible that if Luna is not affirmed that
 7 she is at greater risk for depression, anxiety,
 8 self-harm, suicidality, eating disorders, substance
 9 abuse.
 10 Q. From a psychological standpoint, what is in the
 11 best interest of a child who identifies as the opposite
 12 sex from transgender?
 13 A. From a psychological standpoint, I think that
 14 it is best to affirm the child while they are exploring
 15 their gender identity and their gender expression in all
 16 the ways that we can.
 17 Q. What's the ultimate goal for the child? For
 18 them to be happy?
 19 A. Happy, healthy, and safe. And what that means
 20 ultimately is up to the kiddo.
 21 Q. What is social transition?
 22 A. Social transitioning is when somebody
 23 identifies publicly as who their gender identity is,
 24 often through gender expression, which is separate than
 25 identity; so the way you dress, maybe haircuts, makeup,

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1 growing longer hair, painted fingernails, things like
 2 that.
 3 Q. Do you agree with Rehekka Ouer's recommendation
 4 that Luna should socially transition now?
 5 A. If that is where Luna is at in her
 6 psychological care, yes, based on what Ms. Ouer has
 7 written and based on the review of the records, yes.
 8 Q. Is that what the vast majority of the
 9 literature supports --
 10 A. Yes.
 11 Q. -- is social transition?
 12 A. It does.
 13 Q. Is there any peer-reviewed literature that says
 14 a child should not socially transition until they're
 15 older or a teenager or 18?
 16 A. There's not a whole lot of peer-reviewed
 17 literature on this at all. There are some studies that
 18 are not peer-reviewed that say that it can be harmful.
 19 Those tend to be more faith-based studies. So not that
 20 I'm -- not that I have seen.
 21 Q. What does the literature say about the benefits
 22 of a family affirming a transgender child?
 23 A. So when transgender children are in affirming
 24 families, they have greater incidents of well-being and
 25 self-esteem, they have much lower rates of depression,

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1 their suicide rate drops to four percent in an affirming
 2 family versus over 50 percent in a non-affirming family.
 3 Q. What are the dangers of denying social
 4 transition?
 5 A. Depression, anxiety, self-hatred,
 6 self-loathing. Sometimes they don't perform as well at
 7 school because they don't feel comfortable. They can
 8 have struggles later in life finding jobs and
 9 relationships.
 10 Q. So does basically the medical community support
 11 affirming a child's choices?
 12 A. Yes.
 13 Q. And based on what you have seen, is there any
 14 doubt in your mind that these are Luna's choices?
 15 A. Based on my review of the records, these appear
 16 to be Luna's desires.
 17 Q. What are some of the behaviors of a
 18 non-affirming parent?
 19 A. They refuse to call their child by the
 20 expressed name, they refuse to honor expressed pronouns,
 21 they will not let children wear clothes, they don't
 22 advocate for them in schools or in a public setting,
 23 sometimes they will shame them, try to talk them out of
 24 it, or even go so far as to enroll them in reparative or
 25 conversion therapy.

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1 Q. What is conversion therapy?
 2 A. Conversion therapy or reparative therapy has
 3 been disavowed by almost every psychological and medical
 4 association. It is designed to change behaviors. It
 5 doesn't actually change mindsets.
 6 Q. And would it be dangerous or -- to Luna's
 7 well-being to sign her up with a counselor that is
 8 engaged in reparative therapy or conversion therapy?
 9 A. Yes.
 10 Q. What does the general medical community think
 11 about conversion therapy?
 12 A. It has been disavowed and condemned in very
 13 harsh terms.
 14 Q. Because the outcome for the child is not good,
 15 right?
 16 A. Correct.
 17 Q. So with regards to counselling, if the Court
 18 was going to order an independent evaluation, would it
 19 be important to make sure that that counselor is not
 20 inconsistent with any treatment provided by Rehekka
 21 Ouer?
 22 A. It would be important that the counselor would
 23 be culturally competent in this area.
 24 Q. They had knowledge about the transgender
 25 issues?

1 A. Correct.

2 Q. And they don't engage in conservative --

3 conversion therapy?

4 A. Correct. If they are not culturally competent,

5 they are practicing outside of their scope.

6 Q. What is NPATH -- WPATH?

7 A. WPATH, the World Professional Association of

8 Transgender Health.

9 Q. Are there counselors and psychologists in the

10 city of Dallas that are involved in that organization?

11 A. Yes.

12 Q. Do you think it would be appropriate to have

13 someone that's involved or getting certified by the

14 organization to be providing an independent evaluation

15 if the Court orders one?

16 A. Yes.

17 Q. If a parent --do parents sometimes come in and

18 do counselling in conjunction with their kids being

19 transgender?

20 A. Yes. A lot of parents really struggle to

21 understand what this means and to come to terms with it

22 and accept it. I tell families this is just as much a

23 transition for the family unit as the kid and they often

24 need a lot of support.

25 Q. Do some of them are just completely in denial?

1 A. There are a lot of parents who are in denial on

2 the front end because this is not something they signed

3 up for. This wasn't in the instruction manual when they

4 came -- brought their kid home from the hospital. This

5 affects less than half a percent of the population. So

6 it's a new thing for most people.

7 Q. If a parent is in denial and they're struggling

8 to accept their children's choices and they just simply

9 refuse to affirm it, could there potentially be damage

10 to the child?

11 A. I would go so far as to call it emotional

12 abuse.

13 Q. If a parent comes in and they are allegedly

14 counselling with you and they're in denial and they're

15 struggling and they won't accept the choices, how do you

16 handle that?

17 A. A lot of times we have to talk about why

18 they're having such a struggle. Usually, it's lack of

19 understanding, but a lot of times it's just this isn't

20 what they signed up for and it does not mesh with their

21 beliefs. Usually, it's a faith-based thing, and if we

22 can't come to a progress, then I usually recommend a

23 second opinion.

24 Q. Do you ever share with those parents some of

25 the percentages that you've shared with me about the

1 dangers of suicide?

2 A. Yes.

3 Q. I can't say the word.

4 A. Suicidality, yes.

5 Q. Thank you. And so for an affirming parent --

6 I'm sorry. Let me find that. So if a parent is

7 supportive, what percentage of youth trans reported life

8 satisfaction?

9 A. 72 percent compared to 33 percent from

10 non-affirming parents.

11 Q. And what was the percentages on self-es- --

12 high self-esteem?

13 A. High self-esteem in affirming children was 64

14 percent compared to 13 percent from non-affirming

15 parents.

16 Q. How about depression or mental health?

17 A. Mental health, in general, 70 percent roughly

18 of affirmed children reported excellent or very good

19 mental health overall; and depression, your next

20 question, unaffirmed children 75 percent of the time

21 report depression. When they are affirmed, that rate

22 drops down to less than 25 percent.

23 Q. How about suicide?

24 A. Suicide is the big one. A study that's been

25 cited a couple of times, 57 percent of unaffirmed

1 children have attempted suicide at least once. Children

2 who were affirmed, that rate was only four percent.

3 Q. So there's a significant difference in the

4 suicide rate?

5 A. Very significant.

6 Q. Sharing those statistics, particularly about

7 suicide, does that typically convince a parent to do

8 what's best for their child?

9 A. Almost always because I tell it to them very

10 bluntly. Your child is who they are. You are not going

11 to change who they are. What you have to ask yourself

12 is, down the road, do you want to be visiting your child

13 in your kitchen or at a cemetery.

14 Q. Do you recommend specific reading or literature

15 for transgender -- parents of transgender children?

16 A. I do.

17 Q. And for education, who is it that you

18 recommended might be a good person to provide education

19 to the father?

20 A. Melinda Porter I think would be a really good

21 choice. She's a former school teacher. She is a

22 counselor who also specializes in this.

23 Q. And you have seen the before-and-after pictures

24 of Luna's haircuts --

25 A. I have.

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1 Q. -- correct?

2 And how do you feel about the after

3 pictures where the sides of her head were shaved and the

4 second one where almost her whole head was shaved?

5 A. I don't understand the question.

6 Q. How do you feel about the --

7 MS. MEADERS: May I approach, Your Honor?

8 THE COURT: You may.

9 A. I've seen the pictures. I'm sorry. I just

10 don't understand the question.

11 Q. (BY MS. MEADERS) I think it's Tab 7.

12 A. Are you asking what would be my reaction as --

13 Q. Yes.

14 A. -- a counselor to that if it were my --

15 Q. How would you describe a father doing that to a

16 transgender girl?

17 A. Very disheartening. It can be very

18 unaffirming, very disavowing. It can absolutely impact

19 this kiddo's self-esteem when she goes back to school,

20 how she sees herself every single day.

21 Q. What about having Luna go sometimes as a girl

22 to school and sometimes as a boy to school? What would

23 be the damage or harm in that?

24 A. For children who have clearly identified on the

25 binary all male/all female, it can be very damaging to

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1 foree them to be something other than what they've

2 identified. It can be very confusing. School

3 professionals get confused. Other students get

4 confused. They don't know how to interact or how to

5 support this person.

6 Q. What would your recommendation be regarding the

7 father would contact the school?

8 A. If he has any contact with the school, if Luna

9 is what is listed on the school records, that is how she

10 should be referred to at all times. If her -- she says

11 that she is female at school, that is how she should be

12 referred to.

13 Q. How could three consecutive days of

14 non-affirming behavior affect a transgender child?

15 A. It can be very detrimental, very disheartening,

16 can increase rates of immediate depression and immediate

17 anxiety. They can come back on day four just very

18 depressed, very anxious. There might even be some

19 acting-out behaviors because basically they have been

20 denied their identity. They've been rejected.

21 Q. And Jeff's possession this summer is coming up

22 from July 16th to July 31st, which is 16 overnights.

23 A. Yes.

24 Q. How could that be damaging to Luna?

25 A. If Luna is not affirmed every day, being told

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1 that she is not who she is and not respected and honored

2 for who she is, it could lead to depression, it could

3 lead to anxiety, she could -- it could reduce her

4 self-esteem, ultimately, could damage her relationship

5 with her father.

6 Q. Could it cause Luna psychological harm or

7 damage, her emotional well-being, to be forced to dress

8 as a boy?

9 A. Yes, it would. And, again, I would consider it

10 tantamount to emotional abuse.

11 Q. And you've seen the CPS records, correct?

12 A. Correct.

13 Q. And you've heard the testimony?

14 A. Correct.

15 Q. And in it, Jude notes that his dad tries to

16 make Luna be a boy by making her dress in boys' clothes.

17 A. Yes.

18 Q. Do you think that's damaging to Luna?

19 A. Yes.

20 Q. And Jude calls Luna his sister, right?

21 A. That's what I read, yes.

22 Q. And June calls Lu- -- Jude calls Luna, Luna,

23 correct?

24 A. That's what I read.

25 Q. And Jude -- but Jude also states that this

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1 makes Luna feel sad. Is Jude affirming?

2 A. Yes.

3 Q. What is the potential dangers to the brother

4 who wants to affirm his sister, but he is living in a

5 household where Dad condemns it?

6 A. It's a very confusing, mixed message, because

7 on the one hand, especially when you have twins, they

8 are extraordinarily close, closer than just other

9 siblings. It's a strong link, and then to be -- to

10 basically be shown that what you are doing, showing love

11 and compassion and affirmation is wrong, it's very

12 confusing. It can set up relationship issues down the

13 road. It can ruin their relationship between the two

14 siblings.

15 Q. Can it hurt Jude too?

16 A. Absolutely. It can lead Jude to be depressed

17 and anxious about what he's saying in the home.

18 MS. MEADERS: I'll pass the witness, Your

19 Honor.

20 MR. ODENEAL: How are we on time, Your

21 Honor?

22 THE COURT: Mother's side has 16 minutes,

23 41 seconds. You have 21 minutes, 18.

24 MR. ODENEAL: Thank you, Your Honor.

25 EXAMINATION

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1 BY MR. ODENEAL:
 2 Q. Mr. Parks, you've been in the courtroom the
 3 whole afternoon; is that right?
 4 A. Yes, sir.
 5 Q. And you heard Rebckka Ouer's testimony?
 6 A. Correct.
 7 Q. And did you hear her say that James comes to
 8 her office sometimes as a boy and sometimes as a girl?
 9 A. Yes, I did.
 10 Q. Did you hear her say that he seems comfortable
 11 either way?
 12 A. Yes, I did.
 13 Q. Is it conceivable to you that he can be
 14 comfortable dressed as a boy in other contexts, like at
 15 his dad's house or at church?
 16 A. If that is her choice, yes.
 17 Q. Now, you mentioned that a lot of times people
 18 have faith-based objections and --
 19 A. Yes.
 20 Q. -- do you have a problem with that?
 21 A. That's -- I've had parents tell me that a lot
 22 of their objection has been religious in nature.
 23 Q. And do you respect that?
 24 A. I have no opinion on it one way or another
 25 because faith isn't part of my practice. I'm not a

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1 Christian counselor.
 2 Q. But faith is a very significant part of
 3 people's lives. So that has to come into it on some
 4 level, right?
 5 A. It can, yes.
 6 Q. Do you ever refer people to pastoral
 7 counselling or any kind of faith-based counselling if
 8 that's an issue with them?
 9 A. I have, but it's never been for a transgender
 10 client. I have had another LGBT client who wanted a
 11 pastoral approach, and I did refer her.
 12 Q. Now, I heard the word "suicide" just flying
 13 around the room there.
 14 A. Yeah.
 15 Q. And I just want to clarify. Are you saying
 16 that James is suicidal?
 17 A. I have no information about Luna's mental state
 18 at this time. I cannot answer that.
 19 Q. Have you interviewed James?
 20 A. I have not interviewed Luna at all.
 21 Q. Have you interviewed his father?
 22 A. No, sir.
 23 Q. You are a retained expert; is that correct?
 24 A. That is correct.
 25 Q. And so you're being paid to testify here today?

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1 A. That is correct.
 2 Q. And you're quite prepared. You have binders
 3 and all kinds of stuff, right?
 4 A. Fifteen years in forensics. You tend to be
 5 prepared every time you walk into the courtroom.
 6 Q. Okay. And so your opinion is based on the
 7 information you've been provided from the mother and her
 8 attorney; is that correct?
 9 A. And the research that I have done on my own.
 10 Q. Okay.
 11 A. And clinical experience and clinical training.
 12 Q. And a lot of those studies that you were
 13 reciting in rapid-fire fashion, are those studies that
 14 have been replicated over and over?
 15 A. I know they have been referenced in multiple
 16 peer-reviewed publications. Whether or not they've been
 17 replicated, I do not know.
 18 Q. So the scientific method, does that apply to
 19 what you're referring to?
 20 A. If it's in a peer-reviewed publication, what
 21 happens is if I write an article, it's submitted to a
 22 journal, they send it out blindly to multiple
 23 professionals in the field, and they critique the
 24 science of it.
 25 If they all agree that it is sound science,

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1 it is approved for publication and gets published. If
 2 they don't, if they think the methodology is incorrect
 3 or my conclusions would be incorrect, it would be sent
 4 back either for review or rejected summarily.
 5 Q. And how do you define the scientific method in
 6 this context?
 7 A. Well, you use different statistical methods
 8 based on what your referral questions are and the type
 9 of data that you're getting. I'm not a statistician, so
 10 I can only tell you what I have been trained; but, like
 11 some studies, you would use a chi square analysis.
 12 Sometimes you might use an anova or other forms of
 13 linear regression. It just depends on what the study
 14 requires.
 15 Q. So do you work with the GENECIS Clinic?
 16 A. I have referred people to the GENECIS Clinic,
 17 yes. GENECIS requires a psychological or psychiatric
 18 referral to initiate all services.
 19 Q. And how many kids are you seeing that you
 20 classify as transgender that are in this age range of
 21 like five or six or seven?
 22 A. Well, first off, I don't classify anybody as
 23 transgender. That's a label that's self-assigned, much
 24 like alcoholism and other things. If somebody tells me
 25 they are transgender, I take them at their word.

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1 Q. So --

2 A. I would diagnose gender dysphoria if it is

3 appropriate. As far as how many kids I'm seeing who

4 identify as transgender that -- I believe your question

5 is that go to the GENECIS Clinic, probably eight right

6 now.

7 Q. So is it your belief, your philosophy, that

8 it's an innate thing?

9 MS. MEADERS: I'm going to object as to

10 vague. What is meant by innate?

11 THE COURT: Sustained.

12 Q. (BY MR. ODENEAL) So when we talk about

13 transgender or kids with this gender dysphoria, do you

14 mean that it's just something internal from them only?

15 Are there any external factors that play into that?

16 A. Well, if I'm understanding -- could I ask you

17 to rephrase that one more time? I'm not -- still not

18 quite sure I understand your question.

19 Q. Well, it's the age-old question about whether

20 certain disorders are something biological --

21 A. So you're asking --

22 Q. -- sociological --

23 A. -- nature versus nurture?

24 Q. Yes, sir.

25 A. I cannot speak to that. Dr. Lopez at GENECIS

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1 studies that quite well. I've got a presentation with

2 her where we did speak to that a little bit. The

3 research that she shared with me about brain imaging

4 studies would suggest that it is innate.

5 Q. Are those studies replicated?

6 A. I do not know.

7 Q. Is it possible that a parent that has primary

8 custody and possession of a child can exert their will,

9 like, what we call undue influence on a child?

10 MS. MEADERS: I'm going to object to vague.

11 A. Anything specific or...

12 THE COURT: Overruled.

13 A. Is it possible a parent can have undue

14 influence over a child, yes.

15 MR. ODENEAL: I'll pass the witness, Your

16 Honor.

17 EXAMINATION

18 BY MS. MEADERS:

19 Q. Although Rebekka Ouer said that James did not

20 appear anxious, she actually had a conversation with

21 James about wearing boys' clothes, didn't she?

22 A. I believe that's what she said, yes.

23 Q. And she said that James expressed to her that

24 he was uncomfortable in boys' clothes?

25 A. Yes, that's what she said, I believe.

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1 Q. And that Father doesn't allow her to wear

2 girls' clothes at his house?

3 A. Correct.

4 Q. You're not just basing your conclusions or

5 opinions on what Anne has told you, are you?

6 A. No. Anne told me very little when we were at

7 your office. The conversation was between you and I

8 mostly.

9 Q. And it's also based on the CPS records and

10 Dr. Pape's records and Childreu's medical records --

11 A. And the research.

12 Q. -- and your counselling experience, rescarch,

13 literature, years and years of expericnce?

14 A. Yes.

15 MS. MEADERS: Thank you.

16 Pass the witness.

17 MR. ODENEAL: Nothing further, Your Honor.

18 THE COURT: Thank you very much, sir. You

19 can step down.

20 THE WITNESS: Thank you.

21 THE COURT: Okay. Are y'all in an

22 agrcement to excusing him?

23 MS. MEADERS: I actually would like

24 Mr. Parks to stay in case --

25 THE COURT: Okay.

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1 MS. MEADERS: -- we need him on rebuttal.

2 THE COURT: All right. Call your next

3 witness.

4 MS. MEADERS: Your Honor, at this time we

5 pass the witness and set for rebuttal.

6 THE COURT: Okay. Call your first witness.

7 MR. ODENEAL: Respondent calls Father.

8 THE COURT: Okay. Come on up, sir.

9 MR. ODENEAL: And can I get a time check,

10 Your Honor?

11 THE COURT: You have 14 minutes and 35

12 seconds. Go ahead.

13 MR. ODENEAL: Thank you.

14 JEFFREY YOUNGER,

15 having beeu first duly sworn, testified as follows:

16 EXAMINATION

17 BY MR. ODENEAL:

18 Q. Mr. Younger, are you the father of James and

19 Jude Younger?

20 A. I am.

21 Q. And they're your six-year-old twin boys?

22 A. They are.

23 Q. And you've heard all the testimony here today

24 from all the witnesses so far, right?

25 A. Yes.

1 Q. Have you intentionally taken any action in
 2 relation to your twin boys that is harmful to them in
 3 any way?
 4 A. No.
 5 Q. Can you please explain your with relationship
 6 with your boys?
 7 A. It's a normal father-son relationship. We play
 8 ball, we swim, we play sports, we box. My boys like
 9 boxing. We box and wrestle.
 10 Q. And do you go to church?
 11 A. Yes, we go to church. We're Greek Orthodox.
 12 Q. And you heard Mr. Parks mention faith-based
 13 objections?
 14 A. Yes.
 15 Q. Does that kind of play into this for you?
 16 A. No. Really, for me, no, not at this time. It
 17 might later, but it doesn't at this time.
 18 Q. So when we look at these records from the
 19 counselor and from Children's Medical Center, what
 20 concerns do you have?
 21 A. Well, I think the -- one of the things I think
 22 that came out in Rebekka Ouer's testimony, who I think
 23 is a person of very high integrity by the way and I
 24 really respect her, she said it was both true, that
 25 James is comfortable in boys' clothes and James says

1 that he is anxious when his father asks him to dress as
 2 a boy. And the reason for that is, James markedly
 3 changes his answers when he is with me versus when he is
 4 with his mother.
 5 So the results of the interviews are going
 6 to be drastically different depending on who is present
 7 at those interviews. And I'm very concerned with the
 8 environmental conditions of the interviews because of
 9 that, and that's why I've always sought to get second
 10 opinions. So far, they've mostly just been with Anne or
 11 Ms. Georgulas.
 12 Q. Well, when you have asked the mother for
 13 permission to get second opinions as to some of these
 14 things, what has she said to you?
 15 A. She refuses.
 16 Q. And has that occurred more than once?
 17 A. Yes. I sent out a confirmatory e-mail just to
 18 document it.
 19 Q. And when you see these court papers that ask
 20 that you be ordered to call your son, James, by the name
 21 Luna, what is your reaction to that?
 22 A. Okay. So how do I say? I would divide my
 23 answer into three parts. The first part is legal. I
 24 have a First Amendment right and the Court cannot compel
 25 speech of me and compel -- compel speech for my son and

1 I. The Court is not empowered to do that under the
 2 First Amendment of the Constitution.
 3 Second, I don't think it is good for my son
 4 actually to affirm that he's something that he's not,
 5 and I think it's still up for grabs whether he actually
 6 is transgender because we haven't had an independent
 7 psychological evaluation.
 8 And, certainly, if we go by the three
 9 criteria that Ms. Georgulas mentioned, it is not
 10 consistent, because he is perfectly happy as a boy with
 11 me and he's perfectly happy as a girl with her. So he
 12 fails the consistency test.
 13 Q. Now, do you advocate like a wait-and-see
 14 approach and see how things play out over the
 15 developmental years?
 16 MS. MEADERS: Objection, leading.
 17 THE COURT: Sustained.
 18 Q. (BY MR. ODENEAL) What kind of approach would
 19 you advocate here for your son, James?
 20 A. Interestingly, my approach is actually gleaned
 21 from the literature provided by the GENECEIS Clinic,
 22 which I would like to speak to.
 23 MS. MEADERS: Objection, hearsay.
 24 THE COURT: Overruled, as it embodies
 25 what -- whether it is correct or not correct, what his

1 view is.
 2 A. Yeah. They outline three approaches.. One of
 3 them is clearly bad, just treating --
 4 MS. MEADERS: Objection. Now, that's
 5 not -- he's saying what they outline, which is hearsay,
 6 not what his position is.
 7 THE COURT: Overruled.
 8 A. So the one that I think we all agree is bad is,
 9 you know, just being mean to the kid and forcing him
 10 into something that's going to harm him.
 11 The second is they call the wait-and-see
 12 approach. I advocate the wait-and-see approach
 13 particularly because James fails the consistency test.
 14 It's clear that he can be happy in boys' clothes in both
 15 homes, and he can switch back and forth. He just
 16 doesn't want to mix those social activities up.
 17 The other approach they talk about is the
 18 affirming approach. I reject that approach because I
 19 believe that -- and I believe that the science shows --
 20 that gender is partially and perhaps mostly socially
 21 constructed, and that if that's true, then a parent
 22 plays a very large role in forming the gender
 23 self-identity of a child. And so the affirming approach
 24 could -- and I'm worried about this -- could cause James
 25 to affirm a gender identity that does not line up with

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1 his biological sex, when he would have otherwise come to
 2 align with. So I advocate the wait-and-see approach.
 3 In my -- in my looking at the studies --
 4 and I'm -- I'm an applied mathematician. I'm very
 5 competent in statistics. I see -- I see very little
 6 difference between wait-and-see and affirming
 7 Q. (BY MR. ODENEAL) Does James have boys' clothes
 8 at your house and also at Mom's house?
 9 A. Yes.
 10 Q. And when he comes back and forth, is he dressed
 11 in boys' clothes?
 12 A. Yes. Mother dresses him as a boy to send him
 13 out to me.
 14 Q. We've heard a lot about these haircuts. Can
 15 you please tell me where did you take him to get his
 16 hair cut?
 17 A. We have this awesome barber shop that's near my
 18 house in Flower Mound. And, you know, I remember as a
 19 boy -- the reason it is a right of passage. I'm glad
 20 you used that phrase, because it's one of the few places
 21 where boys are basically treated as equals to men for a
 22 brief period of time in barber shops, and I have very
 23 fond memories of it myself.
 24 The reason that I -- the reason that I've
 25 cut James's hair, not Jude's, is because Anne cuts

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1 Jude's hair and he [sic] doesn't cut James's hair. So I
 2 give James a haircut. It's pretty simple.
 3 Q. And so did James object to getting his hair
 4 cut? Did he tell you --
 5 A. On the contrary.
 6 Q. -- it's the most horrible thing that ever
 7 happened to me?
 8 A. Oh, no. On the contrary. He was very anxious
 9 to see what Daddy's pomade would look like in his hair,
 10 and he was extremely proud of it at church the next day,
 11 and he keeps asking me to cut it that way.
 12 Q. And do you use the same hairstylist guy?
 13 A. Yeah, it's the same guy. We -- it's a short
 14 back and sides with some growth on the top, just like
 15 mine.
 16 Q. So what is your reaction when you see this
 17 petition that asks the Court to order you to never,
 18 ever, ever, for the rest of your life give him a
 19 haircut?
 20 MS. MEADERS: I object, Your Honor, to the
 21 temporary order hearing.
 22 THE COURT: I'll sustain. It's not on the
 23 table.
 24 Q. (BY MR. ODENEAL) What about the temporary
 25 orders request that you be enjoined from giving him

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1 haircuts?
 2 A. It's a completely improper and unfounded
 3 interference in my parenting. It's not warranted by any
 4 facts.
 5 Q. In the request that your visitation be
 6 curtailed, how does that make you feel?
 7 A. I have precious little time with my boys, and I
 8 work really hard to spend as much time with them as I
 9 can, and I will fight that tooth and nail. That is not
 10 good for my children.
 11 Q. So do you feel it is in the boys' best interest
 12 to have frequent and meaningful contact with you, their
 13 father?
 14 A. Very much so, especially considering that
 15 they're boys and I'm their father.
 16 Q. Now, his legal name is James Damon Younger; is
 17 that correct?
 18 A. That is correct.
 19 Q. And the mother is asking you to be -- the Court
 20 to order you to call him Luna; is that right?
 21 A. That is correct.
 22 Q. Well, what is your reaction to that?
 23 A. Again, it's not good to -- it's not good -- it
 24 cannot be good for my child, because he knows that at my
 25 house his name is James. It has always been James.

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1 Everyone at church knows him as James. All of his
 2 friends that we play with know him as James. All of the
 3 other authority figures that I introduce him to all know
 4 him as James.
 5 He would just as upset at doing that as me
 6 taking him to some social function, like she said with
 7 the soccer, and calling him -- calling him James there.
 8 He would be equally upset, and perhaps even more upset,
 9 because there's the factor of male embarrassment here.
 10 Q. Now, had you ever heard of the GENECIS Clinic
 11 before this case arose?
 12 A. I had never heard of it, and I was surprised it
 13 was even legal in this state.
 14 Q. So the mother is taking -- is getting
 15 counselling at the GENECIS Clinic. Is that your
 16 understanding?
 17 A. No, she's getting counselling from Rebekka
 18 Ouer, who made a referral to the GENECIS Clinic, which
 19 provides the psychiatric care. Rebekka Ouer provides
 20 the counselling.
 21 Q. And so the counselor doesn't do the medication
 22 or any of that stuff?
 23 A. That is correct.
 24 Q. And then what have you found out about what the
 25 medical side of this so-called transition entails?

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1 A. You know, the -- the -- there is one study
 2 that's often cited for the accuracy of these -- of the
 3 diagnoses of transgender, which says that virtually none
 4 in this study decided to go along with their biological
 5 sex in the end. But I think that's actually showing a
 6 weakness of the diagnosis, right? So the DSM -- I don't
 7 want to get into the --
 8 MS. MEADERS: I'm going to object, Your
 9 Honor. He's not a doctor. He can't testify about the
 10 DSM and, you know, diagnosis.
 11 THE COURT: I'll sustain.
 12 Q. (BY MR. ODENEAL) Now, have you reviewed the
 13 records from Children's Medical Center?
 14 A. Yes.
 15 Q. And they show James's sex at birth to be male;
 16 is that right?
 17 A. Indubitably.
 18 Q. And when they say MTF, what -- what -- what
 19 does that mean?
 20 A. Male to female.
 21 Q. And do you oppose any kind of legal name change
 22 for James?
 23 A. Yes, I do.
 24 Q. Now, you and the mother are joint managing
 25 conservators of James and Jude; is that correct?

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1 A. Legally, yes.
 2 Q. But has your input into any of these decisions
 3 been impaired by the mother?
 4 A. I don't have any input in these decisions.
 5 Q. You have no input at all?
 6 A. None.
 7 Q. Now, has -- has the mother, Dr. Georgulas, has
 8 she given you any of the materials from the GENECIS
 9 Clinic?
 10 A. No. I obtained them from the GENECIS Clinic
 11 myself.
 12 Q. And those were like the puberty blockers
 13 handout, things like that?
 14 A. Yes. I also received a flyer from the
 15 pediatrician, Dr. Pape.
 16 Q. And why do you think it's premature to be
 17 talking about puberty blockers and hormone suppression,
 18 things like that?
 19 A. He's simply too young, and puberty suppression
 20 isn't reversible as they claim.
 21 MS. MEADERS: Objection, lacks -- lacks
 22 knowledge, personal knowledge.
 23 THE COURT: Sustained.
 24 Q. (BY MR. ODENEAL) And so you've -- you've been
 25 to see Dr. Ouer -- I'm sorry -- Ms. Ouer with --

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1 A. Yes.
 2 Q. -- with James?
 3 A. Yes, I have.
 4 Q. And how did that go?
 5 A. Very well. Very well.
 6 Q. And how many times have you seen her with
 7 James?
 8 A. Twice.
 9 Q. Twice?
 10 A. Uh-huh. And I have also visited with her just
 11 myself on two occasions.
 12 Q. And so you're willing to have an open mind and
 13 talk to whoever you have to talk to, right?
 14 A. Indeed. I advocate a wait-and-see approach and
 15 keep an open mind.
 16 Q. And did Ms. Ouer ever express any problems with
 17 that?
 18 A. She advocates the affirming approach. We do
 19 not agree.
 20 Q. Now, in Dr. Pape's records, those are filed
 21 with the court. Have you reviewed those?
 22 A. Yes, briefly.
 23 Q. And she indicates that James should be
 24 evaluated at GENECIS when he is closer to eight or nine
 25 years old to consider hormone suppression?

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1 A. That is correct.
 2 Q. Do you disagree with that?
 3 A. Yeah. It's just chemical castration for a
 4 temporary period of time, and I disagree with that.
 5 Q. Dr. Pape says that the mother is allowing James
 6 to dictate clothing, name choice, et cetera. Do you
 7 agree with a six-year-old basically running the show and
 8 making these big decisions?
 9 MS. MEADERS: Objection, leading.
 10 THE COURT: Overruled.
 11 A. No. It's preposterous. James has at various
 12 times been a frog, but I don't feed him insects. He has
 13 at various times been a tree, and I don't water him.
 14 James doesn't get a say in a lot of things because he
 15 doesn't have a fully developed rational faculty so he
 16 can understand the ramifications of his choices, and the
 17 idea that we are to affirm the choices of wonderful
 18 human beings who have these undeveloped rational
 19 faculties is completely silly.
 20 Q. (BY MR. ODENEAL) Now, another issue that's
 21 been thrown around here today is that you have become
 22 increasingly aggressive towards the mother. What is
 23 your explanation for -- for that?
 24 A. I'm sor- -- I'm sorry I laughed. Look, I --
 25 I -- I have provided extremely good and aggressive

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1 arguments against doing this, and I have done so with
 2 Ms. Ouer as well, right? But if anyone's been
 3 aggressive, it has been Ms. Georgulas, not me. She has
 4 used the legal system to put false charges of domestic
 5 violence against me and used everything in the book to
 6 try to bankrupt me, everything in the book.
 7 So I am not the one being aggressive here.
 8 I'm making good arguments and I'm thinking about my son
 9 and I'm trying to be very patient with this whole
 10 situation.
 11 THE COURT: Okay. You're out of time.
 12 MS. MEADERS: May I proceed, Your Honor?
 13 THE COURT: Yes.
 14 EXAMINATION
 15 BY MS. MEADERS:
 16 Q. Mr. Younger, isn't it true that you've been
 17 very disparaging of Rebekka Ouer?
 18 A. When I first met her, I think I did, yeah.
 19 Q. Okay. Well, you actually wrote a letter to
 20 Dr. Pape that's been introduced as Exhibit 3.
 21 A. Yeah.
 22 Q. And it says, "Ms. Georgulas has enrolled James
 23 with a new counselor, Rebekka Ouer. She's a lesbian
 24 married to another woman. James's new counselor is
 25 deeply involved in the transgender movement. Ms. Ouer

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1 seems to favor various therapy with irrevocable
 2 consequences, such as hormone therapy for
 3 preadolescents."
 4 You're basically throwing her under the
 5 bus, aren't you?
 6 A. I think in that case, yes, absolutely, when I
 7 first met her, yes.
 8 Q. So when you sit up here and say you have the
 9 ultimate respect for her, you really don't?
 10 A. She changed my mind. She is a nice person.
 11 Q. You said it depends on who takes the child to
 12 the interview on how the child is going to respond
 13 in the interview. Nobody took James to the interview with
 14 CPS. That was completely independent.
 15 A. That's true.
 16 Q. And no one took Jude. That was completely
 17 independent.
 18 A. That's true.
 19 Q. So they were saying they're afraid of you, that
 20 you make her sad, and that you're forcing her to wear
 21 boys' clothes.
 22 A. That's true.
 23 Q. Is that true?
 24 A. That is true.
 25 Q. Okay. You said that Children's advocates a

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1 wait-and-see approach. That's not true, is it?
 2 A. I didn't say that, no.
 3 Q. Actually -- they actually list it as an
 4 approach, but they highly disavow it and do not
 5 recommend it; is that true?
 6 A. That's not true. They don't highly disavow it.
 7 Q. Do they not recommend it?
 8 A. They do not recommend it.
 9 Q. You said that James can clearly be happy in
 10 boys' clothing, but didn't you hear Rebekka Ouer say
 11 that he was unhappy in boys' clothing?
 12 A. No.
 13 Q. Okay. Did you see the interview where you made
 14 Luna unhappy and sad by forcing her to wear boys'
 15 clothing?
 16 A. Yes.
 17 Q. Do you have girls' clothing at your house?
 18 A. No.
 19 Q. So if Luna makes that choice, she can't even
 20 fulfill it there?
 21 A. That is correct. We don't allow it at my
 22 house.
 23 Q. Isn't it true that you told CPS that if it was
 24 Luna's choice, you would let her wear girls' clothing?
 25 A. Yes.

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1 Q. But you -- in all of this evidence, it clearly
 2 is her choice, isn't it?
 3 A. No. She's too -- he is too young to make this
 4 choice.
 5 Q. Okay. Well, there's a difference in saying
 6 he's too young to make the choice versus that it's his
 7 choice.
 8 A. No, there isn't. Children who are too young to
 9 make the choice can't make the choice. It's common
 10 sense.
 11 Q. Except for you told CPS that if it was his
 12 choice, you would let him dress as a girl?
 13 A. Yes, when he is 18 and he's competent to make
 14 such choices, I'll be happy to abide by his decisions.
 15 Q. After that CPS report where you said you would
 16 let James dress as a girl and wear girls' clothes if it
 17 was her choice, didn't you send Anne an e-mail about
 18 soccer, saying there's no way you would ever take her as
 19 a girl and she would go as a boy in boys' clothes?
 20 A. I don't recall using that language at all.
 21 Q. "James will go as James and not a make-believe
 22 girl?"
 23 A. Yes, I did say that. That isn't what you said.
 24 Q. You also admitted that you have a very
 25 demanding work schedule, don't you?

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1 A. Yeah, I think at that time, I had just engaged
 2 a new client, yes.
 3 Q. You indicate that you have no input to these
 4 decisions. Isn't that because Judge Cooks gave these
 5 rights to the mother exclusively because you could not
 6 coparent?
 7 A. Yes. An unwise decision.
 8 Q. You said you would talk to whomever, you're
 9 willing to cooperate with everybody and be involved in
 10 this litigation, but isn't it true that Children's
 11 reached out to you and asked you to come in for an
 12 interview and you refused?
 13 A. I did not refuse to go in.
 14 Q. Well, you've delayed it?
 15 A. I -- I have delayed it.
 16 Q. For a couple of years?
 17 A. Yes. I engaged Rebekka Ouer instead.
 18 MS. MEADERS: Okay. I pass the witness,
 19 Your Honor.
 20 THE COURT: Okay. Thank you, sir. You can
 21 step down.
 22 THE WITNESS: Thank you.
 23 THE COURT: Rebuttal testimony?
 24 MS. MEADERS: Yes, Your Honor. I would
 25 like to call Anne Georgulas.

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1 THE COURT: Okay. Come on up.
 2 MS. MEADERS: How much time do I have?
 3 THE COURT: Twelve minutes and four
 4 seconds.
 5 MS. MEADERS: Thank you.
 6 ANNE GEORGULAS,
 7 having been first duly sworn, testified as follows:
 8 EXAMINATION
 9 BY MS. MEADERS:
 10 Q. The second CPS case, in which the alleged
 11 victim was Luna and there was the allegation of
 12 emotional abuse against her for the haircutting, did you
 13 call that CPS case in?
 14 A. No.
 15 Q. Did you know anybody was calling it in?
 16 A. Yes.
 17 Q. Did you know if somebody was calling it in
 18 before it was called in?
 19 A. Yes.
 20 Q. Okay. Is it at a personal friend of yours?
 21 A. No.
 22 Q. Is it a professional?
 23 A. Yes.
 24 Q. Why, when Luna leaves your house, do you dress
 25 her as a boy?

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1 A. Because I have e-mailed and/or texted Jeff, and
 2 he said that he wants Luna in clothes that are
 3 appropriate for a boy.
 4 Q. Does Luna get upset or anxious when she has to
 5 change into boys' clothes?
 6 A. Yes.
 7 Q. Would you prefer to let her go as a girl?
 8 A. Yes.
 9 Q. What are you afraid Jeff would do if you let
 10 her go as a girl?
 11 A. I think he would probably throw away the
 12 clothes, take them to the house, throw away the clothes,
 13 and put her in boys' clothes.
 14 Q. And they keep focusing on hormone blockers.
 15 Have you at any time ever threatened to use hormone
 16 blockers before he reaches puberty?
 17 A. No.
 18 Q. And you're not asking for a legal name change
 19 at this time, are you?
 20 A. No.
 21 Q. This is just a social transition, correct?
 22 A. Correct.
 23 Q. And every expert that you have talked to,
 24 including the pediatrician, the experts at Children's
 25 Medical Center, the counselor, and even Wes Parks, what

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1 do they all state is the appropriate thing for Luna now
 2 with regards to social transition?
 3 A. They all think that social transition is
 4 appropriate for her, and they think that affirming her
 5 is the most -- best thing psychologically for her.
 6 MS. MEADERS: I'll pass -- no passing.
 7 THE COURT: You may step down.
 8 MS. MEADERS: You may step down.
 9 I'll recall Wes Parks.
 10 THE COURT: Okay. Come on up, Mr. Parks.
 11 Go ahead.
 12 WESLEY PARKS,
 13 having been first duly sworn, testified as follows:
 14 EXAMINATION
 15 BY MS. MEADERS:
 16 Q. Have you heard any testimony today where Anne
 17 Georgulas wants to invoke any kind of hormone blockers
 18 at this stage?
 19 A. No. And it wouldn't be possible anyway.
 20 Q. Okay. And she doesn't really need to go back
 21 to Children's to do hormone blockers until the child
 22 gets closer to puberty, correct?
 23 A. Until the child hits Tanner Stage 2. In boys,
 24 that can vary anywhere from age 8 to age 15.
 25 Q. And you're familiar with GENECIS and their

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1 recommendations --
 2 A. Yes, I am.
 3 Q. -- because you work there?
 4 Has it ever been GENECIS recommendation to
 5 do a wait-and-see approach?
 6 A. I have never heard that.
 7 Q. Okay. Has the general medical community,
 8 counselling community in transgender children, is that
 9 the generally accepted approach?
 10 A. Some counselors do advise a wait and see for
 11 children who are unsure, which at puberty time is why we
 12 use blockers, but we do it as affirming what they want
 13 to do. If it is their choice to wait and see, we let
 14 them make that choice, which is in fact an affirmative
 15 choice.
 16 Q. Okay. So you're still affirming?
 17 A. We're still affirming. Absolutely.
 18 Q. The child is just making different choices at
 19 that time?
 20 A. Correct.
 21 Q. Is there any doubt in your mind that this is
 22 Luna's choice to be a girl, be called a girl, use female
 23 pronouns, dress as a girl?
 24 A. Not from anything I have reviewed or any
 25 testimony I have heard.

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1 Q. How many -- what percentage of transgender
 2 children change their minds, if you know a percentage?
 3 A. We don't actually have a lot of really good
 4 research on that. People throw around the term
 5 "desisters" a lot, especially in reference to the DSM,
 6 which I have because I diagnose out of it, and the
 7 research on that is actually under a lot of scrutiny
 8 right now because it turns out there's a lot of
 9 methodological issues because people who didn't show
 10 back up for the second round were automatically coded as
 11 desisters, and that's not methodologically sound.
 12 We don't have a lot of research on that.
 13 Some children do change their mind later, but from what
 14 I've been told at conferences and professionals, it's
 15 very rare. And research says there has been zero regret
 16 in recent studies.
 17 MS. MEADERS: That's all I have.
 18 THE COURT: Okay. You can step down.
 19 Call your next witness.
 20 MS. MEADERS: Can I give a closing, Your
 21 Honor?
 22 THE COURT: If you'd like, go ahead.
 23 MS. MEADERS: Your Honor, as you can see,
 24 the parties are diametrically opposed as to what Luna's
 25 choices are. I think that the independent people

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1 involved, including the child's pediatrician, the
 2 child's counselor, and the CPS records clearly indicate
 3 this is Luna's choice, and I think the overwhelming
 4 literature in this case says that you should affirm her
 5 choices and the psychological harm that could go -- that
 6 she could experience by not affirming her choices could
 7 be devastating.
 8 I think the father is in denial. I don't
 9 blame him. I mean, nobody wants to have a transgender
 10 child. This isn't easy. But once your child is
 11 transgender and is identifying as the opposite sex, as a
 12 parent and as a court, you need to put into place things
 13 to protect that child and make sure the child doesn't
 14 get emotionally harmed and abused.
 15 You know, they focused today on hormone
 16 blockers. I mean, I think I heard it at least 50 times.
 17 That's not what this case is about. This case is about
 18 social transitioning, about allowing Luna to express
 19 herself and go to school consistently and go to
 20 extracurriculars consistently, you know, both for her
 21 sake, her teachers' sake, her classmates' sake.
 22 She's got lots of girlfriends at school.
 23 Some -- most of the kids have no idea she is a boy.
 24 They all know her only as a girl. You know, some of the
 25 parents don't even know that she is not born a boy

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1 because she is a girl. She's a little girl who wants
 2 long hair and wants to wear pretty dresses and wear
 3 jewelry.
 4 And you saw -- you saw the pictures. She
 5 plays with all girl toys, even when at Daddy's house.
 6 He says, oh, she is a boy at my house, but she's wearing
 7 a wig with the hair band, she's drawing princess
 8 pictures at Dad's house, and she's -- I don't know if
 9 you remember the bear. There was a bear with big blue
 10 eyelashes and glitter all over it. It's clearly a girl
 11 bear.
 12 So for him to sit -- come in here and say
 13 that, you know, oh, she dresses as a boy, we play with,
 14 you know, bows and arrows at my house is just a lie.
 15 You know, the underlying case, Judge Beauchamp, in
 16 his -- Dr. Mitchell, in his child custody evaluation,
 17 noted that, you know, he had a tendency to lie and that
 18 his actions were hurting her daughter and he was
 19 concerned about his actions and how he doesn't
 20 understand they will hurt his sons.
 21 And this is exactly what's happening. The
 22 things that Dr. Mitchell wrote in that child custody
 23 evaluation are actually coming through. His first wife
 24 was interviewed, said he will say and do anything to get
 25 his way, and that is exactly what he is doing. He

1 doesn't want his son to be a boy.
 2 MR. ODENEAL: Your Honor, I have to object
 3 to any quotes from Dr. Mitchell's report because that
 4 was excluded at the trial.
 5 THE COURT: It's not from this case in any
 6 matter, so sustained.
 7 MS. MEADERS: And you saw this person on
 8 the stand. He is very aggressive in the way he speaks
 9 and the way that he is demcaning, and he is that way to
 10 his son. He condemn -- his son -- his daughter. He
 11 condemns Luna for being Luna. And u six-year-old child
 12 isn't in a position to take that. I mean, he does it in
 13 c-mails to me. He does it to his wife.
 14 And he lied. I mean, he lied today about
 15 like not disparaging Rebekka Ouer. Well, he did. He
 16 lied about us not offering -- he says that Ms. Georgulas
 17 doesn't give him any input whatsoever on the
 18 counselling. Exhibit 14 was introduced, and it clearly,
 19 specifically said, We are open to an additional
 20 counselor as long as it's approved by the current
 21 counselor and it's in the best interest -- it's not
 22 going to harm the child.
 23 We don't want the kid to be harmed. We
 24 don't want him to be sent to a conversion counselor,
 25 which is the rare majority and against the medically

1 him James.
 2 You heard the counselor say that Luna came
 3 to her on her own and expressed anxiety about going to
 4 extracurriclars with Dad because Luna was afraid Dad
 5 was going to call her James. And then also enjoining
 6 Jeff to be in the presence of anyone who is not calling
 7 the child by its chosen name.
 8 On school nights, you know, there's only
 9 about four of them a year that there's a school event on
 10 a school night. So if it happens to fall during his
 11 period of possession, either just him not having those
 12 four nights of possession or Mom offering alternative
 13 school nights. She's not trying to take possession time
 14 away. She's trying to protect Luna.
 15 The educational classes, I think that the
 16 father is in denial and he doesn't understand how his
 17 actions are hurting his child, and I think he needs more
 18 education, maybe conditioning his possession on
 19 attending these educational classes.
 20 Electronic communications, keeping the same
 21 language from Judge Cooks' order, but enjoining him from
 22 condemning Anne or the children or hanging up if they
 23 accidentally call her Luna or -- well, they're not going
 24 to accidentally call her Luna. They want to call her
 25 Luna. They want to call her she. Jude calls her my

1 accepted scientific community, to be somehow converted
 2 back or forced back. You know, it's -- it's going to
 3 create a lot of inconsistent messages for this child
 4 too.
 5 The rest of our -- our requested relief is
 6 pretty straightforward. We talked about the Family
 7 Court Services, the CPS recordings, the amicus attorney,
 8 enjoining the haircutting, ordering Jeff to honor Luna's
 9 choices in calling her by her name, and having his
 10 possession conditioned on that affirming, and maybe
 11 having supervised visitation for a short period of time
 12 to make sure it's happening correctly; or another thing
 13 is because James and Jude do feel -- have expressed
 14 direct concerns, if either of them report to the
 15 counselor that he's engaging in non-affirming behavior,
 16 suspend his possession until, you know, we can figure
 17 out something or some way to protect Luna.
 18 If he is unwilling to affirm ever, we would
 19 be want to limit his possession to be no more than three
 20 consecutive days. We're not saying three for the whole
 21 summer. And his summer starts after the weekend, and
 22 he's got 16 days in a row, and we are concerned about
 23 what might happen to Luna in that 16 days, and ordering
 24 the same possession for both kids, cnjoining him from
 25 signing Luna up as James in any activities or calling

1 sister.
 2 And, finally, attorney's fees, Your Honor.
 3 I -- I am Kim Meaders. I've been practicing law since
 4 19- --
 5 THE COURT: Well, wait a minute. Wait a
 6 minute. You're into closing argument.
 7 MS. MEADERS: Oh, sorry. Okay. Never
 8 mind.
 9 THE COURT: You know --
 10 MS. MEADERS: We ask for attorney's fees of
 11 \$20,000, interim attorney's fees going forward.
 12 THE COURT: Anything else?
 13 MS. MEADERS: No, Your Honor. Thank you.
 14 THE COURT: Okay. So the summer possession
 15 period, it's July 16th through August 1st, is that what
 16 it is?
 17 MR. YOUNGER: July 1st. ,
 18 MS. MEADERS: July 1st.
 19 MR. YOUNGER: It's -- we're --
 20 MS. MEADERS: It already had -- they've
 21 already had some. So she has -- well, go ahead.
 22 You-guys tell it. I don't know.
 23 THE COURT: What is it?
 24 MR. YOUNGER: It's the -- go ahead. Go
 25 ahead, Anne.

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1 MS. GEORGULAS: I -- 1st through 31st, but
 2 I'm getting this upcoming weekend as the --
 3 THE COURT: Okay. So the child is with you
 4 right now?
 5 MR. YOUNGER: Yes, sir.
 6 THE COURT: Okay. So you just get this
 7 weekend, and then we're -- okay. Gotcha.
 8 All right then. Okay. What I'm going to
 9 do is, obviously, this is kind of a unique situation for
 10 a court in terms of the -- to what extent the Court can
 11 make orders regarding a lot of these issues, to what
 12 extent the Court would make an order regarding some of
 13 these issues.
 14 I'm going to order an interview of the
 15 children with Family Court Services. I'm also going to
 16 appoint an amicus attorney. We're going to set a report
 17 back probably around the end of the month for us to
 18 review kind of what the amicus attorney has had the
 19 ability to talk to you-all about, and also what the
 20 interview report reveals to us. Also, if you have any
 21 other evidence, we can talk about that as well.
 22 But, obviously, I've got to review all the
 23 evidence that's been introduced today, but I know I'm
 24 going to want input from an amicus attorney and the
 25 child interview. So we're going to get that started,

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1 we're going to come back at the end of the month, and
 2 then we're going to review, and I'll get a more -- a
 3 more lasting ruling about what's going to happen while
 4 this case goes on. This is just kind of -- we're still
 5 in the information gather -- or I am. I'm still in the
 6 information-gathering point at this -- at this juncture.
 7 So if the attorneys, if you-all could pull
 8 out your calendars please and look at those. I guess
 9 I'd like to go three weeks or so to make sure the amicus
 10 attorney has enough time to do everything he needs to
 11 do. His name is going to be Stacy Dunlop, and he's a
 12 very experienced attorney in CPS matters and as a
 13 guardian ad litem in these courts. So I'm ordering
 14 you-all to contact him by tomorrow, and then to pay his
 15 office a deposit of \$1500 by July 24th.
 16 MS. MEADERS: Each of them?
 17 THE COURT: Each. And let's see here. I
 18 guess I'm looking at July 31st at 9:00.
 19 MS. MEADERS: I currently have it
 20 available. Yes, Your Honor.
 21 THE COURT: Okay.
 22 MR. ODENEAL: I'm available, Your Honor.
 23 THE COURT: Okay. That is a docket. I'm
 24 really pressed for special set dates, so I'm going to
 25 try to do this on a docket because it won't be as long

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1 as this hearing is; but it's usually that's the type of
 2 docket where I can get you-all more time, as opposed to
 3 less than on a temporary order docket so...
 4 Okay. So the Court appoints Stacy Dunlop
 5 as amicus attorney in this matter. Parties are to
 6 contact Mr. Dunlop by July 11, 2018. I've left his
 7 phone number. Parties are to make a \$1500 deposit or to
 8 pay the \$1500 cost deposit with the amicus attorney by
 9 July 24, 2018.
 10 The children are to be interviewed by
 11 Family Court Services. Father is to set up the
 12 interview immediately and take children to the interview
 13 as arranged by Family Court Services, that being because
 14 he has got possession most likely on every day that this
 15 interview could possibly be scheduled between now and
 16 the review hearing date. The review hearing date is set
 17 July 31, 2018, at 9:00 a.m., and that's the extent of my
 18 ruling for today.
 19 Obviously, during the injunction, there is
 20 to be no discussion of litigation or disparaging the
 21 other party in the presence or hearing of the child and
 22 the Dallas County standing order docs remain in effect.
 23 Everything else, I need to review the evidence, I need
 24 to hear from the amicus attorney and the report before I
 25 make any further judgement on this case.

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1 MS. MEADERS: Thank you, Your Honor.
 2 THE COURT: All right. Thank you-all.
 3 (Hearing adjourned, 5:32 p.m.)
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1 STATE OF TEXAS)
2 COUNTY OF DALLAS)
3

4 THIS IS TO CERTIFY THAT I, MELANIE SEIFERT, a
5 Certified Shorthand Reporter in and for the State of
6 Texas, reported in shorthand the testimony given at the
7 time and place set forth in the caption thereof, and
8 that the above foregoing pages contains a true and
9 correct transcript of said testimony.

10
11 GIVEN UNDER MY HAND AND SEAL of office on this
12 the 10th day of July, 2018

13
14 *Melanie Seifert*
15



16 Melanie Seifert, CSR 7234
17 Expiration Date: 12/31/19
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