

CAUSE NO. 17-1028-A

TEXAS DEPARTMENT OF FAMILY  
AND PROTECTIVE SERVICES

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§

IN THE DISTRICT COURT OF

v.

KERR COUNTY, TEXAS

JORDAN EADS

216<sup>TH</sup> JUDICIAL DISTRICT

**FINAL JUDGMENT AND ORDER**

On August 31, 2020, this Court held a trial and heard argument on Respondent / Counter-Petitioner Jordan Eads' claims for declaratory relief and his Motion for Attorneys' Fees. After due consideration of the pleadings, evidence, and arguments presented, this Court finds for Respondent / Counter-Petitioner Jordan Eads and declares as follows.

1. The standard of proof under Texas Family Code §264.203 is:

- beyond a reasonable doubt
- clear and convincing evidence
- preponderance of the evidence
- probable cause
- reasonable suspicion
- scintilla of evidence
- \_\_\_\_\_ (other)

2. The Department's allegations were legally insufficient to allege abuse or neglect against Jordan Eads under Texas Family Code §264.203.

3. The amount of attorneys' fees requested by Jordan Eads is reasonable, equitable, and just.

In accord with these holdings, this Court ORDERS that the Department's motion to compel

services against Jordan Eads be stricken from the court records and that said motion shall have no evidentiary weight in any future administrative or legal proceeding against him.

This Court further ENJOINS the Department from maintaining records of the motion to compel services as part of its administrative file on Jordan Eads or attempting to use any records of the challenged motion as evidence against Jordan Eads in any future investigation, lawsuit, or administrative proceeding.

This Court also ORDERS that Jordan Eads be awarded reasonable costs and attorneys fees of ~~\$107,600.75~~ *\$79,490.75* and finds such fees are *reasonable, necessary, equitable and just.*  
This is a final judgment that disposes of all claims and parties.

So ordered on this *4th* day of *September* 2020.

*Albert D. Pattillo*  
216<sup>th</sup> District Court  
Kerr County, Texas

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