

**CAUSE NO. 2022-27655**

<b>Andrew Lehman, individually and on behalf §</b>	
<b>Of Hunter Lehman, Hailey Lehman, and §</b>	
<b>Hannah Lehman, Children; §</b>	<b>IN THE 133<sup>rd</sup></b>
<b><i>Plaintiff,</i> §</b>	
<b>v. §</b>	
<b>Falisha J. Lehman, Et Al §</b>	<b>JUDICIAL DISTRICT COURT OF</b>
<b><i>Defendants</i> §</b>	
	<b>HARRIS COUNTY, TEXAS</b>

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**DEFENDANT'S  
MOTION TO TRANSFER VENUE**

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COMES NOW, three of the Defendants in this matter, Jon Wagner( Incorrectly referred to as “Joe” Wagner) , Barry Racusin, and Racusin & Wagner , LLP and moves this court based upon ongoing litigation and lack of jurisdiction on the subject matter to the County Court at Law # 3, Galveston, County Texas and for good cause would show unto the Court as follows:

**I.**

Plaintiff, Andrew Lehman , individually and on behalf of Hunter Lehman, Hailey Lehman, and Hannah Lehman, Children, file Plaintiff Original Petition with this court on May 9, 2022. Plaintiff named his former spouse, Falisha J. Lehman, and 14 additional individuals as well as multiple entities alleging in paragraph 76 of Plaintiff original complaint that the Defendant, Falisha Lehman, aided and abetted by all the other defendants have violated Orders issued by Galveston County Court at Law # 3 in case #: 18-FD-2866 in a tacit scheme to deny Andrew Lehman the joy and love of parenting his children and to further alienate H1, H2, and H3 for Andrew Lehman.

As further stated and alleged by the Plaintiff himself, all of his claims and causes of action alleged stem from a divorce proceeding and a final divorce decree in Galveston County Court at Law #3. As a matter fact, Mr. Lehman filed a pleading in Cause #:18-FD-2866 suing most of the

Defendants that have been sued here in Harris County, making the exact same allegation against these Defendants. That lawsuit is still pending in Galveston County, Texas. For whatever reason, Plaintiff seems to have abandoned his pleading in Galveston County and has filed this lawsuit.

If the Court is so inclined to read the remaining 96 pages, the Court will see that all the allegations as alleged stemmed from the Defendants allegedly violating the Courts Order out of Galveston County Court of Law # 3, and the issues he has had with the Courts ruling. Once again, an overall view of the Plaintiffs allegation in this court will reveal that this case belongs back in County Court Law #3 in Galveston County, Texas to determine whether or not these Defendants violated that court's order as alleged.

WHEREFORE PREMISES CONSIDERED, These three Defendants prays that this matter pending in Cause #: 2022-27655 in the 133<sup>rd</sup> Judicial District Court of Harris County , Texas be transferred in whole to Galveston County Court at Law #3 to be placed in Cause #: 18-FD-2866, and for such other and further relief to which these Defendants may show themselves justly entitled to receive.

Respectfully submitted,

**SHEINESS, GLOVER & GROSSMAN, L.L.P.**



By: \_\_\_\_\_

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*Attorney for Defendant,*  
Jon Wagner, Barry Racusin,  
And Racusin & Wagner , LLP

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing instrument has been served on all counsel of record by certified mail, return receipt requested, by hand delivery, or by telephonic document transfer on this 7th day of October, 2022.

A handwritten signature in black ink, appearing to read 'Marc A. Sheiness', written over a horizontal line.

Marc A. Sheiness

### **Automated Certificate of eService**

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Britney Dickerson on behalf of Marc Sheiness

Bar No. 18187500

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Status as of 10/10/2022 12:44 PM CST

#### **Case Contacts**

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