

February 22, 2010

To: Honorable Judge Bonnie Hellums
247th Family District Court
201 Caroline, 15th Floor
Houston, Texas 77002

From: Daniel Gawlikowski
3619 Broadmead
Houston, Texas 77025

FILED
Loren Jackson
District Clerk

FEB 22 2010

Re: **JUDICIAL RECORDS REQUEST**

Time: _____
Herb County, Texas
By _____
Deputy

Dear Honorable Judge Bonnie Hellums,

Based on *Rule 12.2 (e) (1) of the Texas Rules of Judicial Administration*, which states that, "judicial records of a court with only one judge, such as any trial court, are in the custody of that judge." I would like to make the following Judicial Records Request to the Honorable Judge Bonnie Hellums of the 247th Family District Court pursuant to *Rule 12.6 (a) of the Texas Rules of Judicial Administration*, for the following Judicial Records:

- Any and all emails sent to the Honorable Judge Bonnie Hellums by Wendy Burgower of Burgower & Rainwater LLP on October 22, 2009 related to Cause No. 2003-67714.
- Any and all emails sent to any staff member of the 247th Family District Court by Wendy Burgower of Burgower & Rainwater LLP on October 22, 2009 related to Cause No. 2003-67714.
- Any and all emails sent by the Honorable Judge Bonnie Hellums to Wendy Burgower of Burgower & Rainwater LLP on October 22, 2009 related to Cause No. 2003-67714.
- Any and all emails sent by any staff member of the 247th Family District Court to Wendy Burgower of Burgower & Rainwater LLP on October 22, 2009 related to Cause No. 2003-67714.

Pursuant to *Rule 12.6 (a) of the Texas Rules of Judicial Administration*, the following information is being provided to the Honorable Judge Bonnie Hellums so that she can reasonably identify the above requested Judicial Records:

- On February 10, 2010, Wendy Burgower provided Dan Gawlikowski with an invoice of all charges she was billing under Cause No. 2003-67714 for the last several months. In Ms. Burgower's invoice that reflected her charges for the date of October 22, 2009, she clearly indicates that she sent an email to the Honorable Judge Bonnie Hellums. The fact that Ms. Burgower was billing Dan Gawlikowski and Brandi Sikas for the email she sent to Judge Hellums

indicates the email was directly related to Cause No. 2003-67714. A copy of Wendy Burgower's invoice that she provided to Dan Gawlikowski is available for review and clarification if needed.

- At a hearing that took place in the 247th Family District Court on February 11, 2010, Wendy Burgower communicated to the 247th Family District Court twice on the record that Ms. Burgower sent the Honorable Judge Bonnie Hellums an email on October 22, 2009, of which the subject matter of the email was directly related to Cause No. 2003-67714. The full transcript of the February 11, 2010 hearing is available if the Court would like to clarify the information Wendy Burgower communicated to the 247th Family District Court on February 11, 2010.
- In a Motion to Quash that was filed with Court by Wendy Burgower on February 18, 2010, Wendy Burgower states that she did, in fact, send an email to the Honorable Judge Bonnie Hellums on October 22, 2009 that was directly related to Cause No. 2003-67714. The Motion to Quash was filed on February 18, 2010 and is available for review in the Court's file.

Pursuant to *Rule 12.6(b) of the Texas Rules of Judicial Administration*, please make the above requested Judicial Records available to inspect and copy as soon as practicable, *but not to exceed 14 days after receipt of this request*. Please make the requested Judicial Records available for inspection or copying at the office of the Clerk of the 247th Family District Court. Please notify me by phone at 713-256-6488 when the Judicial Records are produced and ready for inspection and copying.

I want to make sure that Judge Hellums is aware of *Canon 3 (C) (5) of the Texas Code of Judicial Conduct* which states that, "A Judge shall not fail to comply with Rule 12 of the Rules of Judicial Administration, knowing that the failure to comply is in violation of the rule" and *Rule 12.10 of the Texas Rules of Judicial Administration* which states that, "A records custodian who fails to comply with this rule, knowing that failure to comply is in violation of the rule, is subject to sanctions under the Code of Judicial Conduct."

If you have any questions related to the above Judicial Records Request, please don't hesitate to contact me at 713-256-6488.

Sincerely,



Daniel Gawlikowski

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247 DISTRICT COURT