

In the
UNITED STATES DISTRICT COURT
for the
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

AFG COMPANIES, INC,

Plaintiff,

v.

GENUINE LIFETIME, LLC, *et. al.*,

Defendants.

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Civil Action No. 4:25-CV-01272-O

SUPPLEMENTAL DECLARATION OF MAURICE FITZPATRICK

**(IN SUPPORT OF DOC. NO. 7: NOTICE OF JURISDICTIONAL CHALLENGE,
CIVIL RIGHTS OBJECTIONS, AND REQUEST FOR CLARIFICATION)**

TO THE HONORABLE JUDGE REED O'CONNOR:

I, Maurice Fitzpatrick, pursuant to 28 U.S.C. § 1746, hereby declare under penalty of perjury that the following is true and correct:

1. I am the person who filed Doc. No. 7 in this matter, titled *Notice of Jurisdictional Challenge, Civil Rights Objections, and Request for Clarification*.
2. I submit this declaration to supplement the record and clarify the circumstances under which I became aware of this federal action.

3. This federal case (4:25-cv-01272-O) was removed on or about **November 10, 2025**, but I received **no prior notice, service, or communication** from any party or counsel regarding the removal at that time or for the eleven (11) days that followed.
4. I was not served with a copy of the Notice of Removal, nor was I notified by any party that the Tarrant County case (Cause No. 017-352358-24), in which I filed a timely and still unadjudicated Motion to Intervene, was later secretly consolidated, without notice to me or opportunity to be heard, into the 048-352249-24 case that was subsequently removed.
5. On **November 21, 2025**, at approximately **3:36 PM CST** and **3:37 PM CST**, I received my **first notice of this federal case**, via two (2) automated emails from the CM/ECF system indicating that Plaintiff AFG Companies, Inc. had filed a Motion to Remand (Doc. 5) and supporting brief (Doc. 6) in this newly removed case. True and correct copies of these two (3:36 PM CST and 3:37 PM CST) emails are provided as **Exhibits A and B**, respectively.
6. These emails were the first indication I had that a federal case had been initiated from the 048-352249-24 matter. I had not previously received any prior CM/ECF notifications, service of filings, or direct communications from any party or court official.
7. Later that same evening, at approximately **11:05 PM CST**, I sent an email titled ***“Request for Clarification”*** to all known attorneys of record involved in the related litigation, seeking answers about my inclusion on the CM/ECF notice list, the nature of the removal, and whether my rights and filings were implicated in this federal case. I received **no response** to that email. A true and correct copy of this (11:05 PM CST) email is attached here to as **Exhibit C**.
8. On **December 1, 2025**, I filed Doc. No. 7 into the case after obtaining and reviewing the CM/ECF filings and recognizing that my prior rights, particularly my Motion to Intervene, Request for Leave to file formal Complaint against Plaintiffs, Defendants and others, and civil rights objections, civil rights removal, and other substantial rights and interests had been bypassed by this present removal maneuver.
9. I reaffirm that:

- a. My Motion to Intervene, filed in state court on **November 12, 2024**, remains **unadjudicated**.
 - b. My civil rights removal from February 2025 (notices of removal of related state court actions from the 17th and 442nd District Courts of Tarrant and Denton Counties), and the facts and circumstances surrounding that removal, remains unadjudicated.
 - c. While a 5th Circuit appeal was active (**25-10541**), appealing the very remand order(s) of April 17, 2025, the other parties, by and through their attorneys, misrepresented the existence and/or status of that appeal and the **017-352358-24** case was carried further in my absence there, while other attorney(s) for Plaintiff(s) in that case “ghosted” the 5th Cir. Appeal entirely. This had what I believe was an intended effect of depriving me of substantial rights, even obstruction of my right to appeal what I believe were unjust and improperly obtained orders at the trial court level (in the N.D. Tex., Dallas Division) by attorneys with dual roles as fact witnesses and other conflicts of interest, hence the filing of Motions for Disqualification in the 3:25-cv-00114 case.
 - d. The October 8, 2025, **consolidation of the 017-352358-24 case into 048-352249-24** was also performed in secret **without notice** to me or an opportunity to be heard.
 - e. The removal of this newly-removed case occurs while a **pending appeal (Case No. 02-25-00544-CV)** involving the same matters remains active in the Second Court of Appeals of Texas.
 - f. Accordingly, this declaration is submitted promptly upon first actual notice of the federal action, in order to protect my due process rights, preserve all jurisdictional and civil rights objections, and seek a meaningful opportunity to be heard before further substantive proceedings occur.
10. I respectfully request that the Court consider this declaration as part of my jurisdictional challenge and civil rights objections, pursuant to 28 U.S.C. §§ 1446 and 1447, and to clarify how my rights are being treated in this case.

Executed on: December 3, 2025

Respectfully submitted,

/s/ Maurice Fitzpatrick, Jr.

Maurice Fitzpatrick, Jr.

General Delivery

Dallas, Texas 75260-9999

Phone: (214) 694-1551

Email: afglawsuit@yahoo.com

Exhibits:

A	Email showing 3:36 PM filing and 3:36 PM notice of Doc. 5 (motion to remand)
B	Email showing 3:37 PM filing of supporting brief (Doc. 6)
C	Email requesting clarification on the removal, CM/ECF inclusion, and lack of notice

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing *Supplemental Declaration of Maurice Fitzpatrick*, including all referenced Exhibits, has been served on all counsel of record via electronic service via the Court's CM/ECF electronic filing system on December 3, 2025.

Respectfully submitted,

/s/ Maurice Fitzpatrick, Jr.
Maurice Fitzpatrick, Jr.
General Delivery
Dallas, Texas 75260-9999
Phone: (214) 694-1551
Email: afglawsuit@yahoo.com

EXHIBIT A

Activity in Case 4:25-cv-01272-O AFG Companies Inc v. Genuine Lifetime LLC et al Motion to Remand

To: courtmail@txnd.uscourts.gov · Fri, Nov 21 at 3:36 PM

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS***** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

If you need to know whether you must send the presiding judge a paper copy of a document that you have docketed in this case, click here: [Judges' Copy Requirements](#). Unless exempted, attorneys who are not admitted to practice in the Northern District of Texas must seek admission promptly. Forms and Instructions found at www.txnd.uscourts.gov. If admission requirements are not satisfied within 21 days, the clerk will notify the presiding judge.

U.S. District Court

Northern District of Texas

Notice of Electronic Filing

The following transaction was entered by Wright, Shauna on 11/21/2025 at 3:35 PM CST and filed on 11/21/2025

Case Name: AFG Companies Inc v. Genuine Lifetime LLC et al

Case Number: [4:25-cv-01272-O](#)

Filer: AFG Companies Inc

Document Number: 5

Docket Text:

MOTION to Remand filed by AFG Companies Inc with Brief/Memorandum in Support. (Attachments: # (1) Exhibit(s), # (2) Exhibit(s), # (3) Exhibit(s), # (4) Exhibit(s), # (5) Exhibit(s)) (Wright, Shauna)

4:25-cv-01272-O Notice has been electronically mailed to:

Asher K Miller amiller@mccathernlaw.com

Christian Martinez christian.martinez@kellyhart.com, susana.waldon@kellyhart.com

Jason A Blackstone jblackstone@buchalter.com, gvidales@buchalter.com, vlawrence@buchalter.com

Justin Neal Bryan jbryan@mccathernlaw.com, arnolds@mccathernlaw.com, receptionist@mccathernlaw.com

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Shane Eghbal seghbal@mccathernlaw.com

Shauna .I Wright shauna.wright@kellyhart.com, jeana.burke@kellyhart.com

4:25-cv-01272-O The CM/ECF system has NOT delivered notice electronically to the names listed below. The clerk's office will serve notice of court Orders and Judgments by mail as required by the federal rules. An attorney/pro se litigant is cautioned to carefully follow the federal rules (see FedRCivP 5) with regard to service of any document the attorney/pro se litigant has filed with the court. The clerk's office will not serve paper documents on behalf of an attorney/pro se litigant.

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1004035775 [Date=11/21/2025] [FileNumber=16736704-0] [f149c977f2eae3ceb80a77a40b14eddc10ef3142b5620725aa0bbac35c7d367043784e29b37937bf8ce204b6490811860c8b2e3eb968caa76c1ffab3e1e97907]]

Document description:Exhibit(s)

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1004035775 [Date=11/21/2025] [FileNumber=16736704-1] [c4d3e89ea8baf482f4a4632439d4a8f8b03cb8f7146b5afcfad8a273c80798d09d14e39593768ae9643663a96460c88375978d2e45d8544bf22e5de8ae98d6d6]]

Document description:Exhibit(s)

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1004035775 [Date=11/21/2025] [FileNumber=16736704-2] [90dc2f7e35e459d856cb2d2fb235fcac2427c5ff73bc69524c13b0f22109e84c1c4e58f65528adb4eabd3b04ee5c4ca13d52364dbf7d3b908b52ed543c929607]]

Document description:Exhibit(s)

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1004035775 [Date=11/21/2025] [FileNumber=16736704-3] [54776568250cdcd9b44a1f1dce562c81831282084021483896c145687ce1f53966c24731c49c93ea5d9a7b869dd0393ff67ebf7d234f06dc37b9d45d47430964]]

Document description:Exhibit(s)

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1004035775 [Date=11/21/2025] [FileNumber=16736704-4] [cdf463fe8066c16a62f8785ed97a66f8a35bd6e7fa423c7941423ca0cba2f12f3b7249d13a3d573b99552acc5eedb164d9debc3a65950b05dbef9f9fa228f967]]

Document description:Exhibit(s)

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1004035775 [Date=11/21/2025] [FileNumber=16736704-5] [2ad002b40eaaf573296fd83dd5a03d581e9b285dc5011a57948cf50da343e3d8e6c0082fa05d0a5ea5cec2e92b38df3495e53b6b608b47e94c1e146621ff7533]]

EXHIBIT B

Activity in Case 4:25-cv-01272-O AFG Companies Inc v. Genuine Lifetime LLC et al Brief/Memorandum in Support of Motion

To: courtmail@txnd.uscourts.gov · Fri, Nov 21 at 3:37 PM

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

Northern District of Texas

Notice of Electronic Filing

The following transaction was entered by Wright, Shauna on 11/21/2025 at 3:36 PM CST and filed on 11/21/2025

Case Name: AFG Companies Inc v. Genuine Lifetime LLC et al

Case Number: [4:25-cv-01272-O](#)

Filer: AFG Companies Inc

Document Number: [6](#)

Docket Text:

[Brief/Memorandum in Support filed by AFG Companies Inc re \[5\] MOTION to Remand \(Wright, Shauna\)](#)

4:25-cv-01272-O Notice has been electronically mailed to:

Asher K Miller amiller@mccathernlaw.com

Christian Martinez christian.martinez@kellyhart.com, susana.waldon@kellyhart.com

Jason A Blackstone jblackstone@buchalter.com, gvidales@buchalter.com, vlawrence@buchalter.com

Justin Neal Bryan jbryan@mccathernlaw.com, arnolds@mccathernlaw.com, receptionist@mccathernlaw.com

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Shane Eghbal seghbal@mccathernlaw.com

Shauna J Wright shauna.wright@kellyhart.com, jeana.burke@kellyhart.com

Case 4:25-cv-01272-O Document 8-2 Filed 12/03/25 Page 3 of 3 PageID 2495

4:25-cv-01272-O The CM/ECF system has NOT delivered notice electronically to the names listed below. The clerk's office will serve notice of court Orders and Judgments by mail as required by the federal rules. An attorney/pro se litigant is cautioned to carefully follow the federal rules (see FedRCivP 5) with regard to service of any document the attorney/pro se litigant has filed with the court. The clerk's office will not serve paper documents on behalf of an attorney/pro se litigant.

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1004035775 [Date=11/21/2025] [FileNumber=16736718-0] [efc711391e706dae9f6282762bb8d18002bccaa39c1aa1dad19e2a3618604ec0dc4de971ed7c1fc046460dbce254238a3d02c9c40f90e7c8333fdeb08e2397f4]]

EXHIBIT C

Request for Clarification Regarding New Federal Case 4:25-cv-01272-O

From


<maurice@fitz4friscomayor.com>


To

<myarbrough@buchalter.com>, <jblackstone@buchalter.com>, <lmccathern@mccathernlaw.com>, <jbryan@mccathernlaw.com>, <amiller@mccathernlaw.com>, <shauna.wright@kellyhart.com>, <meredith.knudsen@kellyhart.com>, <klayton.hiland@kellyhart.com>, <stephanie.garner@kellyhart.com>, <jeana.burke@kellyhart.com>, <marianne.auld@kellyhart.com>, <christian.martinez@kellyhart.com>, <mhill@henryhilltx.com>, <wyoung@henryhilltx.com>, <michael.smith@solidcounsel.com>, <kelly.kleist@solidcounsel.com>, <bhenry@henryhilltx.com>, <leslie.sanderson@solidcounsel.com>, <brent.kugler@solidcounsel.com>, <roger.crabb@solidcounsel.com>, <mark.hill@solidcounsel.com>, <bblaylock@henryhilltx.com>, <mbaker@henryhilltx.com>, <adelrio@bakerdonelson.com>, <alexa.cooper@haynesboone.com>, <yarbrough@fr.com>, <alexandria.pencsak@haynesboone.com>, <matthew@ybfirm.com>, <jdhjunior@gmail.com>, <jason@ybfirm.com>, <legal@beninc.ai>, <bpryde@crowleyfleck.com>, <tstubson@crowleyfleck.com>, <matthew@wyocounsel.com>, <john@wyocounsel.com>, <robert@wyocounsel.com>, <andrew.p.young2@usdoj.gov>, <logan.weissler@haynesboone.com>, <matt.fry@haynesboone.com>, <reinsurance@bokf.com>, <dwalfish@katskykorins.com>, <cmansour@katskykorins.com>, <sfox@sheppardmullin.com>, <jclark@sheppardmullin.com>, <dpuente@sheppardmullin.com>, <aamerine@sheppardmullin.com>, <eric.whitney@arnoldporter.com>, <austin.laws@kellyhart.com>

Date

2025-11-21 23:05

 Screenshot 2025-11-21 at 22-50-10 Case Detail.png (~1.4 MB)

 Screenshot 2025-11-21 at 22-50-10 Case Detail.png (~1.4 MB)

Good Evening,

Today I received my first CM/ECF notification in a matter I was previously unaware of, AFG Companies, Inc. v. Genuine Lifetime, LLC, et al., Case No. 4:25-cv-01272-O, recently removed to the Northern District of Texas.

Upon reviewing the filing labeled "INDEX FOR TARRANT COUNTY CAUSE NO. 048-352249-24", it appears this federal action relates to the same 048-352249-24 matter into which the 017-352358-24 case was secretly merged/consolidated into on or about October 9, 2025. That index also reflects my unadjudicated Motion to Intervene (filed 11/12/24) and appears to include the subsequent procedural history surrounding the still-unresolved issues of: (1) intervention rights and leave to file my formal complaint; (2) civil rights removal; (3) subject-matter jurisdiction; and (4) the deprivation fairness, procedural and substantive due process, etc. across the related 017-352358-24, 048-352249-24, and 24-11876-442 cases.

I note that I have not been provided service, copied, or otherwise notified by any party about this removal. Yet, it appears that for some reason I have now been added by someone to CM/ECF activity on this 4:25-cv-01272-O case.

Given these facts, I am requesting clarification on the following:

- Why was I included on the CM/ECF distribution list in this newly-removed federal matter?
- Does any party contend that my rights, interests, filings, or pending and unresolved issues from the 017-352358-24, 048-352249-24, and 24-11876-442 cases are implicated in this removal?
- Is there an intention to revisit or address the prior unadjudicated filings, including the Motion to Intervene and civil-rights removal grounds in the 017-352358-24 case, and the void default judgement in the 24-11876-442 case now that these issues appear, at least at the moment, to be before a federal court?
- Does any party anticipate the need for my participation, response, or appearance in connection with this new federal action?

Just to be clear and to avoid any doubt, I have **not** been served, named, or notified, and only learned of this 4:25-cv-01272-O case through a 3:36 PM email from the automated CM/ECF alert system earlier today.

I look forward to your clarification so that I may understand the basis for my inclusion on the notice list and how my rights and interests are now being treated in the context of this new federal action.

I have no interest in any continued shenanigans and the severe deprivations of my rights that have I have documented ad nauseam. You and your clients have delayed me, deprived me, obstructed me, and disrespected me for the last time. Furthermore, I have not seen any remand from the 2nd Court of Appeals with respect to my Second Notice of Appeal w/Exhibits A thru G (see attached screenshot of the case 02-25-00544-CV taken late this evening), so how this removal is legitimate - I don't believe it is.

Regards,

Maurice Fitzpatrick
Pending Candidate for Mayor of Frisco, 2026
Phone: (214) 694-1551
Email: maurice@fitz4friscomayor.com
Web: https://fitz4friscomayor.com

