

**NO. DF-23-04954**

**IN THE MATTER OF  
THE MARRIAGE OF**

**M.V.  
AND  
V.V.**

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**IN THE DISTRICT COURT**

**303RD JUDICIAL DISTRICT**

**DALLAS COUNTY, TEXAS**

**FINAL JUDGMENT**

Petitioner Monika Vescovo sued Respondent Victor Vescovo for the dissolution of an alleged informal marriage. In response, Respondent sought a declaration that “no ceremonial or informal marriage, past or present, existed or exists between Petitioner and Respondent.”

On August 23, 2024, the Court granted Respondent’s motion for traditional partial summary judgment that no ceremonial marriage exists or existed between the parties. Also on August 23, 2024, the Court denied Respondent’s no evidence and traditional motion for summary judgment on the issue of informal marriage.

On October 15, 2024, this case was called for trial on Petitioner’s claim of informal marriage. Petitioner appeared through her attorneys and announced ready for trial. Respondent appeared through his attorneys and announced ready for trial. After a twelve-member jury was impaneled and sworn, it heard evidence and arguments of counsel. The record of testimony was duly reported by the court reporter for the 303rd Judicial District Court. The jury returned a unanimous verdict in favor of Respondent, which is attached as Exhibit A. The Court received and accepted the jury’s verdict, which was filed, signed, and entered of record.

The jury found that Petitioner and Respondent were not married. Respondent has moved for the entry of a judgment that grants his requests for declaratory relief and holds that Petitioner take-nothing on her claim of informal marriage. Based on the jury’s unanimous verdict and the application of Texas law, the Court hereby **RENDERS** judgment that Petitioner take nothing on

her claims for relief concerning informal marriage. In addition, pursuant to Chapter 37 of the Texas Civil Practice & Remedies Code, the Court hereby DECLARES, HOLDS, and ORDERS “that no ceremonial or informal marriage, past or present, existed or exists between Petitioner and Respondent.” The Court’s summary judgment ruling and the jury’s findings warrant this declaratory relief.

This judgment finally disposes of all claims in this suit and all parties. This judgment is final and appealable for all purposes. All relief not expressly granted herein is denied.

Respondent is entitled to enforce this judgment through abstract, execution, and any other process necessary.

2/3/2025 1:47:20 PM

2/3/2025

Signed this \_\_\_\_\_ day of \_\_\_\_\_ 2025.



Hon. LaDeitra Adkins, Presiding

# **EXHIBIT A**



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IN THE DISTRICT COURT

303rd JUDICIAL DISTRICT

DALLAS COUNTY, TEXAS

**AGREED JURY CHARGE**

**MEMBERS OF THE JURY:**

After the closing arguments, you will go to the jury room to decide the case, answer the questions that are attached, and reach a verdict. You may discuss the case with other jurors only when you are all together in the jury room.

Remember my previous instructions: Do not discuss the case with anyone else, either in person or by any other means. Do not do any independent investigation about the case or conduct any research. Do not look up any words in dictionaries or on the Internet. Do not post information about the case on the Internet. Do not share any special knowledge or experiences with the other jurors. Do not use your phone or any other electronic device during your deliberations for any reason.

Any notes you have taken are for your own personal use. You may take your notes back into the jury room and consult them during deliberations, but do not show or read your notes to your fellow jurors during your deliberations. Your notes are not evidence. Each of you should rely on your independent recollection of the evidence and not be influenced by the fact that another juror has or has not taken notes.

You must leave your notes with the bailiff when you are not deliberating. The bailiff will give your notes to me promptly after collecting them from you. I will make sure your notes are kept in a safe, secure location and not disclosed to anyone. After you complete your deliberations, the bailiff will collect your notes. When you are released from jury duty, the bailiff will promptly destroy your notes so that nobody can read what you wrote.

Here are the instructions for answering the questions.

1. Do not let bias, prejudice, or sympathy play any part in your decision.
2. Base your answers only on the evidence admitted in court and on the law that is in these instructions and questions. Do not consider or discuss any evidence that was not admitted in the courtroom.
3. You are to make up your own minds about the facts. You are the sole judges of the credibility of the witnesses and the weight to give their testimony. But on matters of law, you must follow all of my instructions.

4. If my instructions use a word in a way that is different from its ordinary meaning, use the meaning I give you, which will be a proper legal definition.

5. All the questions and answers are important. No one should say that any question or answer is not important.

6. Answer "yes" or "no" to all questions unless you are told otherwise. A "yes" answer must be based on a preponderance of the evidence. Whenever a question requires an answer other than "yes" or "no," your answer must be based on a preponderance of the evidence.

The term "preponderance of the evidence" means the greater weight of credible evidence presented in this case. If you do not find that a preponderance of the evidence supports a "yes" answer, then answer "no." A preponderance of the evidence is not measured by the number of witnesses or by the number of documents admitted in evidence. For a fact to be proved by a preponderance of the evidence, you must find that the fact is more likely true than not true.

7. Do not decide who you think should win before you answer the questions and then just answer the questions to match your decision. Answer each question carefully without considering who will win. Do not discuss or consider the effect your answers will have.

8. Do not answer questions by drawing straws or by any method of chance.

9. Some questions might ask you for a dollar amount. Do not agree in advance to decide on a dollar amount by adding up each juror's amount and then figuring the average.

10. Do not trade your answers. For example, do not say, "I will answer this question your way if you answer another question my way."

11. The answers to the questions must be based on the decision of at least ten of the twelve jurors. The same ten jurors must agree on every answer. Do not agree to be bound by a vote of anything less than ten jurors, even if it would be a majority.

As I have said before, if you do not follow these instructions, you will be guilty of juror misconduct, and I might have to order a new trial and start this process over again. This would waste your time and the parties' money and would require the taxpayers of this county to pay for another trial. If a juror breaks any of these rules, tell that person to stop and report it to me immediately.<sup>1</sup>

#### **DEFINITIONS:**

The following terms have the following meanings when used in the jury charge:

"Monika" refers to Monika Allajbeu Vescovo.

"Victor" refers to Victor Vescovo.

**INSTRUCTION to QUESTION 1:**

1. Victor and Monica are married if they agreed to be married and after the agreement they lived together in Texas as spouses and there represented to others that they were married.

**QUESTION 1:**

Are Monika and Victor married?

Answer "Yes" or "No"

Answer: NO

**QUESTION 2:**

If you answered "Yes" to Question 1, then answer Question 2. Otherwise, do not answer Question 2.

When were Monika and Victor married?

Answer by stating the date of the marriage.

Answer: \_\_\_\_\_

**Presiding Juror:**

1. When you go into the jury room to answer the questions, the first thing you will need to do is choose a presiding juror.
2. The presiding juror has these duties:
  - a. have the complete charge read aloud if it will be helpful to your deliberations;
  - b. preside over your deliberations, meaning manage the discussions, and see that you follow these instructions:
  - c. give written questions or comments to the bailiff who will give them to the judge;
  - d. write down the answers you agree on;
  - e. get the signatures for the verdict certificate; and
  - f. notify the bailiff that you have reached a verdict.

Do you understand the duties of the presiding juror? If you do not, please tell me now.

**Instructions for Signing the Verdict Certificate:**

1. You may answer the questions on a vote of ten jurors. The same ten jurors must agree on every answer in the charge. This means you may not have one group of ten jurors agree on one answer and a different group of ten jurors agree on another answer.

2. If ten jurors agree on every answer, those ten jurors sign the verdict.

If eleven jurors agree on every answer, those eleven jurors sign the verdict.

If all twelve of you agree on every answer, you are unanimous and only the presiding juror signs the verdict.

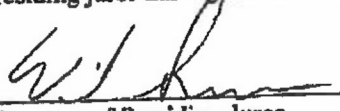
3. All jurors should deliberate on every question. You may end up with all twelve of you agreeing on some answers, while only ten or eleven of you agree on other answers. But when you sign the verdict, only those ten who agree on every answer will sign the verdict.

Do you understand these instructions? If you do not, please tell me now.

**Verdict Certificate**

Check one:

☒ Our verdict is unanimous. All twelve of us have agreed to each and every answer. The presiding juror has signed the certificate for all twelve of us.

  
Signature of Presiding Juror

Guil Snow  
Printed Name of Presiding Juror

☐ Our verdict is not unanimous. Eleven of us have agreed to each and every answer and have signed the certificate below.

☐ Our verdict is not unanimous. Ten of us have agreed to each and every answer and have signed the certificate below.

Signature

Name Printed

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| 10. _____ | _____ |
| 11. _____ | _____ |

**AGREED JURY CHARGE  
PAGE 5 OF 5**

STATE OF TEXAS  
COUNTY OF DALLAS  
I, FELICIA FLORES, Clerk of the District Court of Dallas County, Texas, do hereby certify that I have prepared this instrument to be a true and correct copy of the original as appears on record in my office.  
10/17/2024  
PRESIDING JUDGE  
FELICIA FLORES, DISTRICT CLERK  
DALLAS COUNTY, TEXAS  
By \_\_\_\_\_ Deputy

Geocelia Flowers