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Beverley McGrew Walker
District Clerk
Fort Bend County, Texas
Amy Segura

CAUSE NO. 26-DCV-344566

KEN MATHEWS, **Plaintiff,**	§	**IN THE DISTRICT COURT**
v.	§	**FORT BEND COUNTY, TEXAS**
TAMARA MCFARLANE, JOSEPH MENSLAGE, AS PUBLISHER OF KATY CHRISTIAN MAGAZINE, FORT BEND CHRISTIAN MAGAZINE AND UNITEDC3 INC.,	§	
Defendants.	§	**502nd JUDICIAL DISTRICT**

PLAINTIFF KEN MATHEWS' FIRST AMENDED PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES KEN MATHEWS, hereinafter called Plaintiff, complaining of and about KATY CHRISTIAN MAGAZINE, FORT BEND CHRISTIAN MAGAZINE, TAMARA MCFARLANE, JOSEPH MENSLAGE, as President and Publisher of KATY CHRISTIAN MAGAZINE and FORT BEND CHRISTIAN MAGAZINE, and UNITEDC3 INC., hereinafter collectively called Defendants, and for cause of action shows unto the Court the following:

DISCOVERY CONTROL PLAN

1. Plaintiff intends that discovery be conducted under Discovery Level 3 of the Texas Rules of Civil Procedure.

PARTIES AND SERVICE

2. Plaintiff, KEN MATHEWS, is an Individual whose address is c/o Orange Law, 6100 Corporate Drive, Suite 515, Houston, Texas 77036.

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3. The last three digits of KEN MATHEWS' Texas driver's license number are 832. The last three digits of KEN MATHEWS' social security number are 609.

4. Defendant, KATY CHRISTIAN MAGAZINE, has appeared in this cause through counsel of record and may be served through its attorneys of record.

5. Defendant TAMARA MCFARLANE, an Individual who is a resident of Texas, has appeared in this cause and may be served at 2002 Anchor Lake Lane, Katy, Texas 77494, and by electronic service at btmcfarlane@icloud.com.

6. Defendant, FORT BEND CHRISTIAN MAGAZINE, has appeared in this cause through counsel of record and may be served through its attorneys of record.

7. Defendant JOSEPH MENSLAGE, an Individual who is a resident of Texas, and the President and or Publisher of KATY CHRISTIAN MAGAZINE and FORT BEND CHRISTIAN MAGAZINE, has appeared in this cause through counsel of record and may be served through his attorneys of record.

8. Defendant UNITEDC3, INC., is a legal entity organized and existing under the laws of the State of Texas and may be served by and through its registered agent, UNITED STATES CORPORATION AGENTS, INC., at 10601 Clarence Drive, Suite 250, Frisco, Texas 75033-3867. Service of said Defendant as described above can be effected by personal delivery to the registered agent. Citation is requested at this time.

JURISDICTION AND VENUE

9. The subject matter in controversy is within the jurisdictional limits of this court.

10. Plaintiff seeks monetary relief over $1,000,000.00

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11. This court has jurisdiction over the parties because Defendants are Texas residents, and/or companies that transact business in the State of Texas.

12. Venue in FORT BEND County is proper in this cause under Section 15.002(a)(1) of the Texas Civil Practice and Remedies Code because all or a substantial part of the events or omissions giving rise to this lawsuit occurred in this county.

I. FACTS

A. CLAIM FOR DEFAMATION PER SE AGAINST DEFENDANT MCFARLANE

13. On or about April and May of 2026, Defendant Tamara McFarlane published false statements of fact to third parties, including Fort Bend County voters and members of public political forums. Via her verified Facebook account, the "Tamara McFarlane for County Clerk" page, and the Fort Bend Falcon public comment section, McFarlane wrote that Plaintiff "follows sorority girls and only fans girls on his social media" and publicly demanded that voters "explain … why he is following young college girls on social media??" She republished these statements in private group chats, including the Fort Bend Conservative Group.

14. The social media account screenshots McFarlane published to support her characterization identify, among others: a spa business (SerenityLashLounge.htx), a university sorority chapter (texassigmas / Sigma Phi Omega), and other ordinary social media users. None of the depicted accounts are identified as OnlyFans creators. McFarlane's characterization of these accounts as "only fans girls" is a false statement of fact that imputes sexual impropriety and moral turpitude to Plaintiff. Statements that impute moral turpitude constitute defamation per se, entitling Plaintiff to presumed damages. Hancock v. Variyam, 400 S.W.3d 59, 65 (Tex. 2013); Tex. Civ. Prac. & Rem. Code Sec. 73.001.

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15. McFarlane published these false and defamatory statements with actual malice, with knowledge of their falsity or reckless disregard for the truth, and with the intent to harm Plaintiff's reputation and his candidacy for Fort Bend County Commissioner, Precinct 4, in the May 26, 2026 runoff election. As a direct and proximate result, Plaintiff suffered presumed and actual damages, including injury to his reputation, mental anguish, and loss of standing in the Fort Bend County community.

B. KEN MATHEWS' CLAIM FOR DEFAMATION AGAINST DEFENDANT MCFARLANE

16. In the same period, McFarlane published additional false statements of fact to Fort Bend County voters and members of political group forums. McFarlane stated as fact that Plaintiff is "working with the Fort Bend Democrats," called him a "Democratic plant," and asserted that "the Democrat party is promoting Ken Mathews." McFarlane further published that "nothing about his past is verifiable except endless debt lawsuits" and that Plaintiff "bragged at the Lincoln Reagan dinner about calling Adam's boss repeatedly." Each of these statements is a false statement of fact, not protected opinion. Milkovich v. Lorain Journal Co., 497 U.S. 1 (1990).

17. McFarlane's statements are false and contradicted by Plaintiff's publicly available record. Plaintiff's Appointment of Campaign Treasurer (Form CTA) was filed with Fort Bend County Elections on November 24, 2025. Campaign finance reports reflecting $6,482.00 in contributions and $4,722.96 in expenditures were filed February 6 and 24, 2026, followed by a 30-Day report filed May 1, 2026. A Code of Fair Campaign Practices was filed January 6, 2026. All filings are publicly searchable at electionsfinancereport.fortbendcountytx.gov. Plaintiff also served as Vice President

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of Fort Bend County MUD 50. McFarlane's claim that his past is "not verifiable" is demonstrably false.

18. McFarlane published these false statements during the final days of an active runoff election, knowing they would reach Fort Bend County voters. McFarlane acted with actual malice as defined in New York Times Co. v. Sullivan, 376 U.S. 254 (1964), and Bentley v. Bunton, 94 S.W.3d 561 (Tex. 2002). As a direct and proximate result, Plaintiff suffered injury to his reputation, damage to his candidacy, mental anguish, and other damages within the jurisdictional limits of this Court.

C. KEN MATHEWS' CLAIM FOR DEFAMATION BY IMPLICATION AGAINST DEFENDANT MCFARLANE

19. Taken in their totality, McFarlane's publications created a false and defamatory impression of Plaintiff even where individual statements were framed as questions or partial truths. The Texas Supreme Court has held that defamation liability may arise from the gist or overall impression conveyed by a communication, even when individual component statements are technically accurate. Turner v. KTRK Television, Inc., 38 S.W.3d 103, 114 (Tex. 2000). McFarlane's repeated, coordinated publications, characterizing Plaintiff as a sexual deviant, a Democratic operative, and a person with no verifiable public record, conveyed a false and defamatory gist to Fort Bend County voters.

20. Specifically, the juxtaposition of ordinary social media account screenshots with the label "only fans girls," combined with McFarlane's public demands that voters question Plaintiff's conduct, created the false implication that Plaintiff engages with adult content creators, an implication McFarlane knew to be false or published with reckless disregard for its falsity.

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21. As a direct and proximate result of McFarlane's defamation by implication, Plaintiff suffered injury to his reputation and standing in the community, mental anguish, damage to his political candidacy during the critical final days of the May 2026 runoff election, and other damages within the jurisdictional limits of this Court.

D. KEN MATHEWS' CLAIM FOR DEFAMATION AND DEFAMATION BY IMPLICATION AGAINST DEFENDANTS MENSLAGE, KATY CHRISTIAN MAGAZINE, AND FORT BEND CHRISTIAN MAGAZINE

22. On or about May 15, 2026, three days before early voting opened in the Fort Bend County Precinct 4 Republican runoff, Defendant Joseph Menslage, as President and Publisher of Katy Christian Magazine and Fort Bend Christian Magazine, published an article titled "Transparency Questions Surround Ken Mathews Ahead of Precinct 4 Runoff" (the "Article").

23. The Article made false and defamatory statements of fact concerning Plaintiff's campaign-finance filings. The Article stated: "A review of publicly searchable Fort Bend County campaign finance records did not clearly identify commonly expected filings under Ken Mathews' name, including campaign finance reports and campaign treasurer filings." That statement is false. Plaintiff's Appointment of Campaign Treasurer was filed with Fort Bend County Elections on November 24, 2025, nearly six months before publication. Campaign finance and related reports were filed on January 6, February 6, February 24, and May 1, 2026. Each of the three campaign-finance reports identifies Plaintiff on its face as "Ken Mathews," and the county's record of the treasurer appointment lists Plaintiff's nickname as "Ken."

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24. Each of those filings was, and remains, publicly available in the Fort Bend County campaign-finance database at electionsfinancereport.fortbendcountytx.gov, the database the Article described searching. That database does not require a searcher to guess at spelling. The candidate field is a selection list, and Plaintiff appears on it. The database also permits a search by campaign treasurer, and the treasurer selection list contains the entry "Ken Mathews," which returns Plaintiff's filings.

25. The Article further made false and defamatory statements of fact, and conveyed a false and defamatory gist, concerning Plaintiff's law enforcement background, his IBM-related employment history, and his business claims, insinuating that Plaintiff had misrepresented his professional credentials to Fort Bend County voters.

26. The Article cited Texas Ethics Commission complaint SC-32604298 as placing Plaintiff under "additional scrutiny" and told readers that the Commission "indicated it would review whether the complaint falls within its jurisdiction and satisfies legal requirements." That statement was false when published. The complaint was filed by Defendant McFarlane on April 21, 2026. On April 27, 2026, eighteen days before the Article was published, the Texas Ethics Commission notified McFarlane that the complaint did not meet the legal requirements for filing and could not be accepted because it lacked the proof of residency required by Section 571.122(b-1) of the Texas Government Code. The complaint was never cured, and the Commission dismissed it on May 19, 2026. No findings of any kind were made against Plaintiff. By presenting a rejected complaint as a matter the Commission would review, Defendants created the false impression of an ongoing regulatory inquiry.

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27. Defendants published the Article with actual malice. In the Article itself, Defendants acknowledged that public records "may be archived differently, expired, tied to another legal name, or connected to work adjacent to traditional policing." Having recognized in print that responsive records may be filed under a different legal name, Defendants nonetheless reported to voters that a search of Fort Bend County campaign-finance records did not identify filings "under Ken Mathews' name," without disclosing that they had searched under any other name and without reporting the filings that such a search returns. Defendants also told readers that "Fort Bend County notes that documents missing from online systems do not necessarily indicate they were never filed," a paraphrase of the disclaimer published on the same county web page whose search function returns Plaintiff's filings.

28. Defendants' official endorsement of Plaintiff's opponent, Adam Schoof, for the same office in the same runoff, published on the same day as the Article, is further evidence of actual malice and of Defendants' intent to harm Plaintiff's candidacy and benefit their endorsed opponent. New York Times Co. v. Sullivan, 376 U.S. 254 (1964); Bentley v. Bunton, 94 S.W.3d 561 (Tex. 2002).

29. On May 21, 2026, six days after publication, Plaintiff served Defendants with a cease-and-desist letter and a request for correction, clarification, and retraction under the Texas Defamation Mitigation Act, Tex. Civ. Prac. & Rem. Code Sec. 73.055, identifying the campaign-treasurer appointment and each campaign-finance report by date. Defendants received that letter on May 26, 2026. Defendants did not correct the campaign-finance statement, did not retract the Article, and did not remove it.

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30. As a direct and proximate result of Defendants' defamation and defamation by implication, Plaintiff suffered injury to his reputation, mental anguish, damage to his candidacy, and other damages within the jurisdictional limits of this Court.

E. KEN MATHEWS' CLAIM FOR CIVIL LIABILITY UNDER TEX. GOV'T CODE § 571.173 AGAINST DEFENDANT MCFARLANE

31. On April 21, 2026, Defendant McFarlane executed and filed sworn complaint SC-32604298 with the Texas Ethics Commission, alleging that Plaintiff had failed to file a Campaign Treasurer Assignment. That allegation was false at the moment McFarlane signed it under penalty of perjury. Plaintiff's Appointment of Campaign Treasurer (Form CTA) had been publicly filed with Fort Bend County Elections on November 24, 2025, nearly five months before McFarlane filed her complaint.

32. Plaintiff's Form CTA and all subsequent campaign finance filings were publicly accessible and searchable at electionsfinancereport.fortbendcountytx.gov at the time McFarlane executed her complaint. A single name search on the Fort Bend County Elections website, available to any member of the public, would have confirmed the filing within sixty seconds. McFarlane either failed to conduct any inquiry before swearing to the truth of her allegations, or she conducted such inquiry and filed the complaint despite knowing its central allegation was false. Either course constitutes a bad-faith filing within the meaning of Tex. Gov't Code Sec. 571.173.

33. The Texas Ethics Commission issued a Notice of Noncompliance on April 27, 2026, and a Notice of Dismissal on May 19, 2026 (Docket No. SC-32604298), after McFarlane failed to cure procedural deficiencies within the allotted 21-day period. No findings were made against Plaintiff. The complaint was dismissed in its entirety. Under Tex. Gov't Code Sec. 571.173, a person who files a frivolous or bad-faith complaint with the Texas Ethics Commission is liable to the subject of the complaint

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for civil penalties, attorney's fees, and other relief. McFarlane is liable to Plaintiff under this provision.

F. KEN MATHEWS' CLAIM FOR BUSINESS DISPARAGEMENT

34. Defendants McFarlane, Menslage, Katy Christian Magazine, Fort Bend Christian Magazine, and UNITEDC3 published disparaging words concerning Plaintiff, including McFarlane's characterization of Plaintiff as following "only fans girls" and as a "Democratic plant" with no verifiable record, and the Article's statements that Plaintiff's campaign-finance filings could not be identified, that his professional credentials could not be verified, and that a dismissed Texas Ethics Commission complaint placed him under active "scrutiny."

35. These statements were false. Plaintiff's campaign-finance filings, professional credentials, and public service record are documented and verifiable. Defendants published these disparaging statements with actual malice, with knowledge of their falsity or reckless disregard for the truth, and without privilege. Forbes Inc. v. Granada Biosciences, Inc., 124 S.W.3d 167, 170 (Tex. 2003).

36. As a direct and proximate result of Defendants' business disparagement, Plaintiff suffered special damages consisting of pecuniary loss, including lost campaign contributions, withdrawn and withheld endorsements, loss of professional opportunities, and funds expended to respond to and mitigate Defendants' false statements, as further identified in the declarations and evidence on file in this cause.

G. KEN MATHEWS' CLAIM UNDER TEXAS ELECTION CODE § 255.006 AGAINST DEFENDANT MCFARLANE

37. Texas Election Code Section 255.006 prohibits a person from knowingly making, causing to be made, or publishing a false statement of fact about a candidate in

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political advertising or a political communication. Defendant McFarlane made, caused to be made, or published false statements of fact about Plaintiff in political communications during the 2026 Fort Bend County Commissioner Precinct 4 runoff election.

38. McFarlane's Facebook posts, group chat messages, and public comment section publications constitute political communications under Section 255.006, as they were directed to Fort Bend County voters concerning a candidate during an active election period. McFarlane knowingly published false statements of fact about Plaintiff, including the "only fans girls" characterization, the "Democratic plant" allegation, and the assertion that nothing about Plaintiff's past is verifiable.

39. As a direct and proximate result of McFarlane's violations of Texas Election Code Section 255.006, Plaintiff suffered injury to his candidacy, damage to his reputation among Fort Bend County voters, mental anguish, and other damages within the jurisdictional limits of this Court. Plaintiff seeks all relief available under Section 255.006 and applicable law, including injunctive relief, damages, and attorney's fees.

II. DAMAGES FOR PLAINTIFF, KEN MATHEWS

40. As a direct and proximate result of the occurrences which made the basis of this lawsuit, Plaintiff, KEN MATHEWS, suffered injury to his reputation and standing in the community, damage to his political candidacy, mental anguish, and loss of earning capacity, and incurred the following damages:

a. Presumed damages arising from Defendants' defamation per se, for which proof of actual injury is not required under Texas law;

b. Actual damages for injury to reputation and standing in the Fort Bend County community, past and future;

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c. Mental anguish in the past;

d. Mental anguish in the future;

e. Loss of earning capacity in the past;

f. Loss of earning capacity which will, in all probability, be incurred in the future;

g. Special damages, including actual economic losses attributable to Defendants' business disparagement, including lost campaign contributions, lost endorsements, and costs incurred in mitigating Defendants' false statements;

h. Civil penalties against Defendant McFarlane under Texas Government Code Section 571.173, arising from her filing of a frivolous and bad-faith complaint with the Texas Ethics Commission;

i. Reasonable and necessary attorney fees under Texas Government Code Section 571.173 and all other applicable provisions of law;

j. Pre-judgment interest at the maximum rate allowed by law;

k. Post-judgment interest at the legal rate;

l. Costs of court; and

m. Exemplary damages, as authorized by Texas Civil Practice and Remedies Code Chapter 41, resulting from Defendants' conduct committed with actual malice, as that term is defined under Chapter 41, in an amount to be determined by the trier of fact within the limits established by law.

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PRAYER

Plaintiff, KEN MATHEWS, respectfully prays that the Defendants be cited to appear and answer herein, and that upon a final hearing of the cause, judgment be entered for the Plaintiff against Defendants, jointly and severally, for damages in an amount within the jurisdictional limits of the Court; together with pre-judgment interest at the maximum rate allowed by law; post-judgment interest at the legal rate, costs of court; and such other and further relief to which the Plaintiff may be entitled at law or in equity.

Respectfully submitted,

ORANGE LAW
/s/ Karan Joshi
Karan Joshi
Texas Bar No. 24120933
6100 Corporate Dr., Suite 515
Houston, Texas 77036
Telephone: (713) 885-9787
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E-service: e-service@orangelaw.us
ATTORNEY FOR PLAINTIFF
KEN MATHEWS

PLAINTIFF HEREBY DEMANDS TRIAL BY JURY

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CERTIFICATE OF SERVICE

I certify that on October 9, 2026, a true and correct copy of the foregoing was served on all counsel and parties of record who have appeared in this action, in accordance with Rules 21 and 21a of the Texas Rules of Civil Procedure, as follows:

Tony K. McDonald
Connor L. Ellington
The Law Offices of Tony McDonald
tony@tonymcdonald.com; connor@tonymcdonald.com
ATTORNEYS FOR DEFENDANTS JOSEPH MENSLAGE, KATY CHRISTIAN MAGAZINE,
AND FORT BEND CHRISTIAN MAGAZINE

Tamara McFarlane
btmcfarlane@icloud.com
DEFENDANT, PRO SE

/s/ Karan Joshi
Karan Joshi

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Jesica Clark on behalf of Karan Joshi
Bar No. 24120933
litigation@orangelaw.us
Envelope ID: 120976059
Filing Code Description: Amended Filing
Filing Description: Plaintiff Ken Mathews' First Amended Petition
Status as of 10/9/2026 8:32 AM CST

Associated Case Party: Tamara Mcfarlane

Name	BarNumber	Email	TimestampSubmitted	Status
Tamara McFarlane		btmcfarlane@icloud.com	10/9/2026 3:40:27 AM	SENT

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Karan Joshi	24120933	karan@orangelaw.us	10/9/2026 3:40:27 AM	SENT
Karan Joshi	24120933	karan@orangelaw.us	10/9/2026 3:40:27 AM	SENT
Admin Assistant		admin@orangelaw.us	10/9/2026 3:40:27 AM	SENT
Litigation Orange Law		litigation@orangelaw.us	10/9/2026 3:40:27 AM	SENT
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Madison Mccarty		madison@orangelaw.us	10/9/2026 3:40:27 AM	SENT

Associated Case Party: Joseph Menslage

Name	BarNumber	Email	TimestampSubmitted	Status
Tony McDonald	24083477	tony@tonymcdonald.com	10/9/2026 3:40:27 AM	SENT

Associated Case Party: Katy Christian Magazine

Name	BarNumber	Email	TimestampSubmitted	Status
Connor Ellington	24128592	connor@tonymcdonald.com	10/9/2026 3:40:27 AM	SENT

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