

THERESA HAYNES In Trust for
DOMINIQUE HAYNES

§ IN THE DISTRICT COURT OF

VS.

§ MONTGOMERY COUNTY, TEXAS

CONSTABLE CHUMLEY,
MONTGOMERY COUNTY,
MONTGOMERY COUNTY TAX
OFFICE, WALDEN CIA,
MONTGOMERY COUNTY
DISTRICT COURT, SUSAN and
ARNOLD ESCOBAR

§ 284TH JUDICIAL DISTRICT

RECEIVED AND FILED
FOR RECORD
At _____ O'clock P.M.

MAR 06 2006

BARBARA GLADDEN ADAMICK
District Clerk
MONTGOMERY COUNTY, TEXAS
By *[Signature]* Deputy

FINAL JUDGMENT

BE IT REMEMBERED that on the 6th of March, 2005, during a regular term of this Court, the above entitled and numbered cause of action came on to be heard in due order. All of the claims of the Plaintiff, Theresa Haynes, in trust for Dominique Haynes had previously been dismissed. The only pending claims were those of the Counter-Plaintiffs, Susan and Arnold Escobar, against Theresa Haynes, in trust for Dominique Haynes. The Counter-Plaintiffs, Susan and Arnold Escobar, appeared in person and by and through their attorney of record, and announced ready for trial. The Counter-Defendant, Theresa Haynes, in trust for Dominique Haynes, failed to appear, either in person or through an attorney.

The trial of this cause then proceeded with the introduction of evidence. After the evidence on behalf of the Counter-Plaintiffs was concluded, the court then found that Counter-Plaintiffs, Susan Escobar and Arnold Escobar, are the owners of the condominium unit with the following legal description:

The following described Condominium Unit, limited common elements appurtenant thereto, together with an undivided percentage interest in the

general common elements located in and being part of INVERNESS CONDOMINIUM, a condominium project in Montgomery County, Texas, as fully described in and as located, delineated and as defined in the Condominium Declaration for INVERNESS CONDOMINIUM together with the survey plats, by-laws and exhibits attached thereto, recorded under Clerk's File No. 9001439 and 8006824, of the Real Property Records of Montgomery County, Texas, to wit that part of INVERNESS CONDOMINIUM, being Condominium Unit No. One Hundred Fifty-Two (152), in Building Letter "E", and the space encompassed by the boundaries thereof. That part of the limited common elements of INVERNESS CONDOMINIUM, being Unit No. 152, balcony space together with the space encompassed by the boundaries thereof. An undivided .93425 percent interest in and to the general common elements of the condominium project known as INVERNESS CONDOMINIUM together with the limited common element appurtenant thereto.

The Court further finds that Theresa Haynes, in trust of Dominique Haynes, has no ownership interest in this property.

The Court further finds that the suit filed against Susan Escobar and Arnold Escobar by Theresa Haynes, in trust for Dominique Haynes, is groundless and brought in bad faith for the purposes of harassment and awards attorneys fees in the amount of five thousand dollars to Susan and Arnold Escobar from Theresa Haynes, in trust for Dominique Haynes.

The Court further finds that Theresa Haynes is a vexatious litigant and orders her to obtain the permission of the Local Administrative Judge before filing any other lawsuit in the State of Texas. Specifically, the Court finds that the issue of whether the subject property was rightfully sold has been previously finally judicially determined yet Theresa Haynes, in trust for Dominique Haynes has repeatedly relitigated in issue, both in this case and in prior lawsuits, including two evictions proceedings against the Escobars' tenant.

Based upon the Court's findings, it is therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the Counter-Plaintiffs,

Arnold and Susan Escobar, have and recover from Theresa Haynes, in trust for Dominique Haynes attorneys fees in the amount of five thousand dollars; it is further


ORDERED, ADJUDGED AND DECREED THAT based upon the finding that Theresa Haynes is a vexatious litigant, she is required to obtain the permission of the Local Administrative Judgment before filing any other lawsuit in the State of Texas; it is further

ORDERED ADJUDGED and DECREED by the Court that taxable costs of Court herein are taxed against Theresa Haynes, in trust for Dominique Haynes;

It is further ORDERED, ADJUDGED AND DECREED by the Court that any and all relief sought or prayed for by any of the Parties hereto or which might have been prayed for herein, which is not herein specifically granted, be and the same is hereby, in all things DENIED.


This Order finally disposes of all parties and claims, and is appealable.

SIGNED this 6th day of March, 2006.


JUDGE PRESIDING JERRY DANDEL,
SITTING AS 284th DISTRICT COURT

APPROVED AS TO FORM
AND ENTRY REQUESTED:

HOPE & CAUSEY, P.C.


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