

CAUSE NO. 2018-21122

JOHN P. KLANDER § **IN THE DISTRICT COURT OF**
AND BRIAN A. BREWER - TRUSTEE §
v. § **HARRIS COUNTY, TEXAS**
§
NEW PENN FINANCIAL, LLC § **11th JUDICIAL DISTRICT**

UNOPPOSED MOTION TO RELEASE
TEMPORARY RESTRAINING ORDER BOND

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW John P. Klander and Brian A. Brewer - Trustee, Plaintiffs in the above styled and numbered cause, filing this their Unopposed Motion to Release Temporary Restraining Order Bond, and would respectfully show the Court the following:

1. The Plaintiffs filed this lawsuit on March 28, 2018 and a temporary restraining order was signed in this matter.
2. The undersigned legal counsel posted the related bond in the amount of Seven Hundred and 00/100 Dollars (\$700.00) on March 29, 2018. A true and correct copy of the related Receipt is attached hereto as Exhibit "1" and incorporated herein for all purposes.
3. The Defendant filed its Original Answer on May 05, 2018.
4. This matter has been resolved.
5. Accordingly, Plaintiffs John P. Klander and Brian A. Brewer - Trustee requests that the \$700.00 temporary restraining order bond, along with the accumulated interest, be released to their undersigned legal counsel at the address listed below.

CERTIFICATE OF CONFERENCE

I hereby certify that I conferred with Walter McInnis, counsel for the Defendant, and she is not opposed to the relief sought in this Motion.

PRAYER

WHEREFORE, PREMISES CONSIDERED, Plaintiffs John P. Klander and Brian A. Brewer - Trustee prays that the Court GRANT this Motion and enter an Order to releasing the subject \$700.00 temporary restraining order bond, along with the accumulated interest, to their undersigned legal counsel and for such other and further relief, both general and special, at law or in equity, to which the Plaintiffs are justly entitled.

Respectfully submitted,

VILT AND ASSOCIATES, P.C.

By: /s/ Robert C. Vilt

Robert C. Vilt

Texas Bar No. 00788586

5177 Richmond Avenue, Suite 1142

Houston, Texas 77056

Telephone: 713.840.7570

Facsimile: 713.877.1827

Email: clay@viltlaw.com

ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument has been provided to all counsel of record and pro se parties via hand delivery, certified mail, return receipt requested, regular mail and/or facsimile transmission in accordance with the Texas Rules of Civil Procedure on this the 18th day of January, 2019.

C. Charles Townsend
Michael J. McKleroy, Jr.
Walter McInnis
Alysia N. Carlson
AKERMAN LLP
2001 Ross Avenue, Suite 3600
Dallas, TX 75201

/s/ Robert C. Vilt
ROBERT C. VILT