

**RUSH**

Receipt# 1791009  
Check# 44031

CAUSE NUMBER 202059238B

*&* KDO  
027812  
RECEIPT NUMBER: 971922  
TRACKING NUMBER: 74031021  
EML P7

GARNISHOR: KINDER MORGAN VIRGINIA LIQUIDS TERMINALS LLC

Vs.

In the 151<sup>ST</sup>  
Judicial District Court of  
Harris County, Texas

GARNISHEE: BANK OF AMERICA N A

FILED  
MAYLINDA BURGESS  
CLERK  
DISTRICT COURT  
HARRIS COUNTY, TEXAS  
2022 AUG 25 AM 9:38  
RECEIVED  
2022 AUG 25 10:55 AM  
DALLAS, TEXAS

**WRIT OF GARNISHMENT AFTER JUDGMENT**

STATE OF TEXAS

TO: .. BANK OF AMERICA N A MAY BE SERVED BY SERVING ITS REGISTERED AGENT  
CT CORPORATION SYSTEM  
1999 BRYAN ST SUITE 900  
DALLAS, TEXAS 75201

Whereas in the 151<sup>ST</sup> District Court, of Harris County, Texas, in Cause Number 202059238, KINDER MORGAN VIRGINIA LIQUIDS TERMINALS LLC Plaintiff, and AVAGRO LLC were Defendant. The Plaintiff, on January 18, 2021 secured a Judgment against said AVAGRO LLC, Defendant in the amount of \$95,731.65 in principal, \$3,006.25 in attorneys' fees, post judgment interest at the rat of 5.00% until paid, and all costs of court dollars, besides interest and cost of suit, has applied for a Writ of Garnishment against you; the said Garnishee: BANK OF AMERICA N A

THEREFORE YOU ARE HEREBY COMMANDED to file a sworn written answer on or before ten o'clock A.M., on the Monday next following expiration of Twenty days from the date of service hereof, then and there to answer upon oath what, if anything, you are indebted to said defendant, and were, when this Writ was served upon you; and

1. What effects, if any of the said defendant you had in your possession, and had when this writ was served.
2. What other persons, if any, within your knowledge, are indebted to the said defendant, or have effects belonging to Said defendant in their possession.

YOU ARE FURTHER COMMANDED not to pay to defendant any debt or to deliver to him any effects pending further order of this court.

TO DEFENDANTS: AVAGRO LLC

Your money or property has been frozen or seized ("garnished") because **KINDER MORGAN VIRGINIA LIQUIDS TERMINALS LLC** (the "Garnishor") has filed a garnishment proceeding. That means they are trying to get your money or property from **BANK OF AMERICA N A** (the "Garnishee"), the company or person who has it, to pay a debt you owe. / *Su dinero o propiedad le han sido inmovilizados o incautados ("embargados") porque KINDER MORGAN VIRGINIA LIQUIDS TERMINALS LLC, (el "Embargante"), ha entablado ante tribunales un auto procesal de embargo con la intención de obtener su dinero o propiedad BANK OF AMERICA N A, (el "Embargado"), que es la compañía o persona física que los tiene, y como pago de lo que usted le adeuda.*

If you are an individual (not a company), your money or property may be protected ("exempt") from garnishment under federal or state law. Under Texas Rule of Civil Procedure 679b, the Garnishor must send you in the next few days a "Notice of Protected Property Rights" approved by the Supreme Court. Read that notice carefully for more information on what property can be protected and how to get your protected money or property back. You can ask the court to get your money or property back by turning in ("filing") the "Protected Property Claim Form" that will be sent with the Notice of Protected Property Rights. / *Si usted es una persona física (y no una compañía), su dinero o propiedad pudieran estar protegidos ("eximidos") de ser embargados de acuerdo a lo dispuesto en las leyes federales o estatales. Bajo la Norma de Derecho Procesal Civil Número 679b, el Embargante debe enviarle en los próximos días una "Notificación Sobre Derechos de Propiedad Protegida" aprobada por el Tribunal Supremo de Justicia. Lea con cuidado esta notificación para que obtenga mayor información sobre qué dinero y propiedades están protegidos y cómo recuperarlos. Puede solicitar que se le regresen sus*

propiedades y dinero que están protegidos entregando ("presentando") ante el tribunal el "Formulario de Reclamo de Propiedad Protegida" que le será enviado junto con la "Notificación Sobre Derechos de Propiedad Protegida".

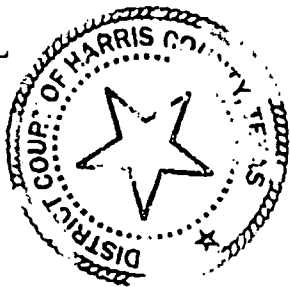
You may also file a "motion to dissolve" or "motion to modify" this writ of garnishment with the court because your money or property is exempt from garnishment. You can also get your money back if you file a "replevy bond," which is cash or other security in an amount set by the court. / *Usted también pudiera presentar por escrito una "petición de disolución" o "petición de modificación" de este auto procesal de embargo, ya que su dinero y propiedad están exentos de dicho embargo. También puede recuperar su dinero si presenta ante tribunales una "fianza reivindicatoria", la cual es una garantía en efectivo o con fiador en una cantidad impuesta por el tribunal.*

You can find out more about exemptions and the garnishment process by visiting [www.texaslawhelp.org/exempt-property](http://www.texaslawhelp.org/exempt-property). / *Obtenga mayor información sobre las exenciones y el proceso judicial de embargo, visitando el sitio [www.texaslawhelp.org/exempt-property](http://www.texaslawhelp.org/exempt-property).*

You are encouraged to get a lawyer to help you. For information on free and low-cost legal services, visit [www.texascourts.gov/programs-services/legal-aid](http://www.texascourts.gov/programs-services/legal-aid) or call the legal aid offices that serve your area: Texas RioGrande Legal Aid at (888) 988-9996, Lone Star Legal Aid at (800) 733-8394, and Legal Aid of Northwest Texas at (888) 529-5277. You can also call the State Bar of Texas at (800) 252-9690. / *Se le recomienda que consiga a un abogado que le ayude. Para información sobre cómo obtener servicios de asesoría legal gratuitos o a un bajo costo, visite el sitio [www.texascourts.gov/programs-services/legal-aid](http://www.texascourts.gov/programs-services/legal-aid) o llame a la oficina de asistencia legal que presta servicios en su área: Texas RioGrande Legal Aid al (888) 988-9996; Lone Star Legal Aid al (800) 733-8394; y Legal Aid of Northwest Texas al (888) 529-5277. También puede llamar al Servicio de Información de Abogados en el Colegio de Abogados de Texas al (800) 252-9690.*

ISSUED AND SIGNED on July 27<sup>th</sup>, 2007

SEAL



MARILYN BURGESS, District Clerk  
Harris County, Texas  
201 CAROLINE, SUITE 110 Houston, Texas 77002

By: \_\_\_\_\_  
-DEPUTY CLERK

Issued at request of  
**ELIZABETH BRISCOE**  
6213 SKYLINE DRIVE SUITE 2100  
HOUSTON, TEXAS 77057-0000  
BAR NO: 24107075  
713-981-0900

OFFICER'S / AUTHORIZED PERSON'S RETURN

Came to hand on the \_\_\_\_\_ day of AUG 18 2022, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_M., and executed in \_\_\_\_\_ County, Texas, by delivering to the within named \_\_\_\_\_, in person, a copy of this Writ, having first endorsed thereon the date of delivery, together with the accompanying true and correct copy of Judge's Order, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_ M., at \_\_\_\_\_, place of service.

NOT EXECUTED FOR THE FOLLOWING REASONS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Returned: \_\_\_\_\_, 20\_\_\_\_

Fees: \$ \_\_\_\_\_

By: \_\_\_\_\_

**TRACEY GULLEY, CONSTABLE** of  
**DALLAS COUNTY PRECINCT 1**  
\_\_\_\_\_ County, Texas

SWORN TO AND SUBSCRIBED BEFORE ME, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

**CONSTABLE'S RETURN**

GARNISHOR: KINDER MORGAN VIRGINIA LIQUIDS TERMINALS

VS.

GARNISHEE: BANK OF AMERICA N A

Style of Case:

Came into hand, this 18 day of AUGUST, 2022, at 9:15 o'clock A.M. by executing and delivering a WRIT OF GARNISHMENT AFTER JUDGMENT issued out of the state of TEXAS under cause number: 202059238B, on the 18 day of AUGUST, 2022, at 2:32 o'clock P.M., to:

personally delivered/served true and correct copies of same.

OTHER NOTES:

- pursuant to Rule 106/Rule 536, to an occupant: over the age of 16 years.
pursuant to Rule 106/Rule 536, by securely attaching and/or affixing to the of the defendant's last known place of business abode.

BANK OF AMERICA N A

A Corporation A Business

President Vice-President Registered Agent

Name: CT CORPORATION SYSTEM

By delivering to the defendant's registered agent for service, CT CORPORATION SYSTEMS, through their authorized agent to accept service. TERRI THONGSAVAT SOG at 1999 BRYAN STREET SUITE 900 DALLAS, TEXAS 75201.

Service Address: 1999 BRYAN ST. SUITE 900 DALLAS, TEXAS 75201

RETURNED TO COURT AND/OR PLAINTIFF FOR THE FOLLOWING REASONS:

Service Fees: \$ 140.00

D. Escamilla #119
D. Escamilla #119, DEPUTY CONSTABLE
TRACEY L. GULLEY, CONSTABLE
DALLAS COUNTY PRECINCT 1

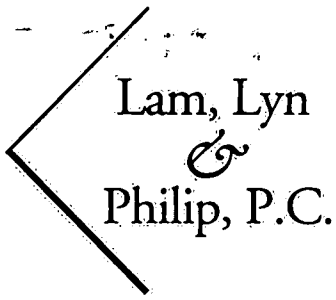
COUNTY OF DALLAS
STATE OF TEXAS

SIGNED AND SWORN BY SAID, before me, this day of 20, to certify which, witness my hand and seal of office.

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**NOTARY PUBLIC-IN AND FOR THE STATE OF TEXAS**

+



Lam, Lyn

&

Philip, P.C.

*Attorneys at Law*

August 11, 2022

Constable, Tracey Gulley  
Dallas County, Precinct 1  
8301 S. Polk Street, Suite 1200  
Dallas, Texas 75232

RE: Cause No. 202059238B; Kinder Morgan Virginia Liquids v. AvaGro, LLC and  
Bank of America, N.A.; In the 151<sup>st</sup> Judicial District Court, Harris County, Texas.

Dear Sir/Madam:

Enclosed, please find a Writ of Garnishment for the above referenced cause. Kindly serve the registered agent at your earliest convenience. A check for your fees has been enclosed.

If you have any questions, I may be reached at (713) 981-0900. Thank you for your service.

Sincerely,

Sara Cortez

*Legal Assistant*

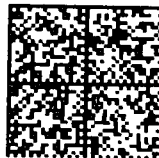
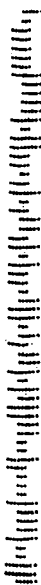
Encl: Writ of Garnishment  
\$140.00 Check



TRACEY L. GULLEY  
CONSTABLE PRECINCT 1  
8301 S. POLK STREET, STE. 1200  
DALLAS, TEXAS 75232-5104

Marilyn Burgess  
Harris County District Clerk  
201 Caroline, Suite 420  
Houston, Texas 77002

7700281961 0022



US POSTAGE  
and PITCHER BOWES  
ZIP 75202 \$ 000.81<sup>0</sup>  
02 4M  
0000382903 AUG 22 2022

FILED  
MARILYN BURGESS  
DISTRICT CLERK  
HARRIS COUNTY, TEXAS

2022 AUG 25 AM 9:38

BY MAIL PROCESSING DEPUTY BT