

CAUSE NO. 2023-02423

QUEEN COCHRAN, Individually, and on behalf of WILHEMINA ZENOBIA ZENON Plaintiffs	§	IN THE DISTRICT COURT
	§	
	§	
	§	
v.	§	125th JUDICIAL DISTRICT
	§	
ANITA ROSE ROSEMOND DARTS REAL ESTATE, TIMOTHY TOLLIVER, ANGELA MARIA AGUIRRE, UMATIYA LAW FIRM, PLLC, and TRANSACT TITLE, LLC Defendants	§	HARRIS COUNTY, TEXAS
	§	

**PLAINTIFFS' MOTION TO EXTEND TEMPORARY RESTRAINING
ORDER**

Queen Cochran, Individually, and on behalf of Wilhemina Zenobia Zenon, the Plaintiffs, file this Motion to Extend Temporary Restraining Order and would show the Court the following:

Original Request for Temporary Restraining Order

1. On January 31, 2023, the Court signed a Temporary Restraining Order and issued notice to Defendants Darts Real Estate, Timothy Tolliver, Angela Maria Aguirre, Umatiya Law Firm, PLLC, and TransAct Title, LLC that the hearing on Plaintiffs' request for Preliminary Injunction is set for February 10, 2023.

Irreparable Harm from Defendant's Conduct

2. In the prior request for Temporary Restraining Order, the Plaintiffs asserted that Plaintiffs would likely suffer immediate and irreparable injury if Defendants are not restrained from:

- A. Transferring, selling, mortgaging and/or in any manner or form encumbering the real Property and improvements, made the subject of this suit;
- B. Applying for permits or licenses for any activity associated with the Property;
Renting, leasing or in any manner using the Property to generate income; and
Doing any act with the result of depriving Plaintiffs of ownership of the Property and improvements thereon that is the subject of this suit.
- C.
- D. Precluding Plaintiffs from the use and enjoyment of the Property and improvements thereon.

Good Cause for Extension of Restraining Order

Plaintiff's request that the Temporary Restraining Order be extended an additional 14 days. The requested extension is supported by good cause and is necessary, in that, the hearing on the requested Temporary Injunction is set for February 10, 2023, however Plaintiff's Counsel will be out of on medical leave and has filed a letter with the Court. The Temporary Restraining Order will expire on its own accord due to the expiration of the time limit for Temporary Restraining Orders. A hearing cannot be held until after the expiration of the Temporary Restraining Order. Unless the extension is granted, the Plaintiffs will suffer irreparable damage.

WHEREFORE, the Plaintiffs request that:

The Temporary Restraining Order previously issued with notice to Defendants be extended an additional 14 days.

The Clerk is **ORDERED** to issue notice to Darts Real Estate, Timothy Tolliver, Angela Maria Aguirre, Umatiya Law Firm, PLLC, and TransAct Title, LLC, Defendants, that a hearing on the Temporary Injunction is set for _____, at _____ a.m./p.m.

Defendants Darts Real Estate, Timothy Tolliver, Angela Maria Aguirre, Umatiya Law Firm, PLLC, and TransAct Title, LLC, Defendants, are **ORDERED** to appear at that time to show cause, if any cause exists, why the Temporary Restraining Order should not be made a Temporary Injunction.

This Order will expire on _____, 2023.

SIGNED ON _____

DISTRICT COURT JUDGE

APPROVED AND ENTRY REQUESTED
Jewett & Associates, P.C.
By: /s/Valerie G. Jewett
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Certificate of Service

I certify that a true copy of the Plaintiff's Motion to Extend Temporary Restraining Order was served on each known attorney of record or party in accordance with the Texas Rules of Civil Procedure on February 6, 2023.

By: /s/Valerie G. Jewett
Valerie G. Jewett

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Valerie Jewett
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Status as of 2/6/2023 2:12 PM CST

Case Contacts

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