

2023-77161 / Court: 333
CAUSE NO. _____

David Horton,
Plaintiff(s),

v.

**NATIONSTAR MORTGAGE LLC DBA
MR COOPER,**
Defendant(s),

§ IN THE DISTRICT COURT OF
§
§
§
§ **HARRIS COUNTY, TEXAS**
§
§
§
§ _____ JUDICIAL DISTRICT
§

REVISED TEMPORARY EX PARTE RESTRAINING ORDER, ORDER TO POST BOND, AND
ORDER SETTING HEARING FOR TEMPORARY INJUNCTION AND TEMPORARY ORDERS

I.

On this ___ day of November 2023, DAVID HORTON Plaintiff in the above-entitled and -
numbered cause, have filed and on this day presented an Original Petition containing Motions for
Temporary Injunction and For Ex Parte Temporary Restraining Orders, with relevant and pertinent portions
thereof supported with affidavits, pursuant to Section 5 of Part VI of the Texas Rules of Civil Procedure.

THE COURT, having examined the pleadings, FINDS that it clearly appears from the facts set forth
in the affidavits and pertinent portions of Plaintiff David Horton’s Original Petition containing Motions For
Temporary Injunction and For Ex Parte Temporary Restraining Orders that unless Defendants,
NATIONSTAR MORTGAGE LLC DBA MR COOPER, are immediately restrained as Ordered, Adjudged,
and Decreed below in this section ‘I’, that such Defendants will irreparably cause harm to Plaintiff David
Horton before notice can be given and a hearing is had on Plaintiff’s motion for a temporary injunction;
because, the Defendants will foreclose on certain property specified in section I.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED that the clerk of this Court issue
a temporary restraining order, in this cause, immediately restraining Defendants, NATIONSTAR
MORTGAGE LLC DBA MR COOPER, from the following acts from the date of signing of this order until
and to the fourteenth day after the signing of this order or until further order of this Court:

1. The sale scheduled to be held on November 7, 2023, by the substitute trustee, Attorneys of
Barrett Daffin Frappier Turner & Engel, LLP, in the area of the Harris County Courthouse in
Houston, Texas, designated by the Commissioner's Court pursuant to Section 51.002 of the
Texas Property Code as a place where the foreclosure sale is to take place of at 10035 Antrim
Lane, La Porte, Texas 77571.
2. Reposting said property for foreclosure sale or otherwise engaging in any foreclosure
preparatory activities.

IT IS ORDERED, ADJUDGED, AND DECREED that the foregoing orders shall be binding on Defendants; on Defendants' agents, servants, and employees; and on those persons in active concert or participation with them who receive actual notice of these Orders by personal service or otherwise.

IT IS ORDERED, ADJUDGED, AND DECREED that Plaintiff **post a bond** of \$500.00.

II.

IT IS FURTHER ORDERED that the Clerk shall issue notice to NATIONSTAR MORTGAGE LLC DBA MR COOPER, to appear and such Defendants is hereby ordered to appear, before this Court in the Courthouse at 201 Caroline Street, Houston, Texas 77002 on November 20, 2023, at 2 : 00 p.m., to show cause, if any, why the following temporary injunctive and other interim relief should not be granted as requested by Plaintiff during the pendency of this cause:

1. That the preceding temporary restraining orders in sections 'I' be made a temporary injunction pending final hearing in this cause.
2. That the additional orders and temporary injunctions requested by Plaintiff be granted.
3. That all other orders should be entered, or further relief granted respecting the parties as pled for by Plaintiff in Plaintiff's Original Petition in this cause.

UPON THE PLAINTIFF **POSTING A BOND OF** \$500.00, THE CLERK OF THIS COURT IS DIRECTED TO ISSUE A TEMPORARY RESTRAINING ORDER IN CONFORMITY WITH THE LAW AND THE TERMS OF THIS ORDER.

SIGNED on November _____, 2023, at _____ o'clock _____ m.

Signed:

11/6/2023

12:28 PM



JUDGE PRESIDING

Approved as to Substance and Form

/s/ James Minerve

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