

Cause No. 202413377

In re: Order for Foreclosure Concerning	§	IN THE DISTRICT COURT
2522 LACEWING LANE	§	
HOUSTON, TX 77067	§	
Under Tex. R. Civ. P. 736	§	
	§	
Petitioner:	§	OF HARRIS COUNTY, TEXAS
THAYER PROPERTIES INC.	§	
	§	
Respondent(s):	§	
DENNIS KEITH BOONE and DONNA	§	
G. BOONE	§	080th JUDICIAL DISTRICT

MOTION FOR DEFAULT JUDGMENT

Comes Now, THAYER PROPERTIES INC., (“Petitioner”) in the Tex. Rule Civ. P. 736 Application for Home Equity Foreclosure Order relative to Respondent(s) DENNIS KEITH BOONE and DONNA G. BOONE (collectively “Respondent(s),” whether one or more) and the property located at 2522 LACEWING LANE HOUSTON, TX 77067, by and through its attorneys, and pursuant to the Tex. Rule Civ. P. 736.7, files its Motion for Default Judgment:

1.

Petitioner filed its Application for Home Equity Foreclosure Order, together with the necessary affidavits and exhibits (collectively “Application”) on February 29, 2024. The Application is incorporated herein by reference for all purposes. Pursuant to Tex. Rule Civ. P. 736.7(a), all facts alleged in the Application and in the supporting affidavits of material facts constitute prima facie evidence of the truth of the matters alleged.

2.

The court’s records reflect that on or about March 1, 2024, the Clerk of this Court served Respondent(s) by certified mail, return receipt requested, as permitted by Tex. Rule Civ. P. 736.3.

3.

Respondent(s) failed to file an answer, make an appearance, or otherwise respond to the Application within the period of time prescribed in the Texas Rules of Civil Procedure. Respondents' answer was due on or before April 15, 2024.


4.

The return of service has been on file with the Clerk of the Court for at least ten days exclusive of the date of filing of this Motion.

5.

Based upon the foregoing, Petitioner requests entry of an Order to Proceed with Notice of Foreclosure Sale and Foreclosure Sale against Respondent(s), jointly and severally.

WHEREFORE, PREMISES CONSIDERED, Petitioner, THAYER PROPERTIES INC., respectfully requests the entry of its Default Judgment against Respondent(s) DENNIS KEITH BOONE and DONNA G. BOONE, for all such other and further relief, general and special, legal and equitable to which it may show itself justly entitled.

By 
Dominique Varner (DVarner@hwallp.com) TBA #00791182
Anthony A. Garcia (AGarcia@hwa.com) TBA #24091639
HUGHES, WATTERS & ASKANASE, L.L.P.
Total Plaza
1201 Louisiana, 28th Floor
Houston, Texas 77002
(713) 590-4200 Telephone
(713) 590-4230 Telecopier

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Motion for Default was sent certified and regular mail to the Respondent(s) listed below on the 25 day of April, 2024.

DENNIS KEITH BOONE
2522 LACEWING LANE
HOUSTON, TX 77067

C/M R.R.R. 9214 8901 4298 0401 2773 54
AND REGULAR U.S. MAIL

DONNA G. BOONE
2522 LACEWING LANE
HOUSTON, TX 77067

C/M R.R.R. 9214 8901 4298 0401 2773 85
AND REGULAR U.S. MAIL

CURRENT OCCUPANT
2522 LACEWING LANE
HOUSTON, TX 77067

C/M R.R.R. 9214 8901 4298 0401 2773 92
AND REGULAR U.S. MAIL

By 

Dominique Varner (DVarner@hwallp.com) TBA #00791182

Anthony A. Garcia (AGarcia@hwa.com) TBA #24091639

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Unofficial Copy
Office of Marilyn Burges District Clerk