

JUDGE KYLE CARTER
125th JUDICIAL DISTRICT COURT
CIVIL COURTS BUILDING
HOUSTON, TEXAS 77002

04/10/2024

DEAR COUNSEL AND/OR PRO SE PARTIES:

OUR COURT RECORDS INDICATE THAT DUE TO INACTIVITY THE REFERENCED CASE IS ELIGIBLE FOR DISMISSAL FOR WANT OF PROSECUTION BECAUSE EITHER NO SERVICE HAS BEEN ACCOMPLISHED OR NO ANSWER HAS BEEN FILED FOR ALL ACTIVE PARTIES LISTED AS NAMED DEFENDANTS IN THE CASE. THE CASE WILL BE DISMISSED FOR WANT OF PROSECUTION UNLESS ONE OF THE FOLLOWING IS ACCOMPLISHED PRIOR TO May 20, 2024 AT 8:00 A.M.

1. A FINAL DEFAULT JUDGMENT IS SIGNED FOR ALL ACTIVE PARTIES WHO ARE LISTED AS NAMED DEFENDANTS (including COUNTER-DEFENDANTS and CROSS-DEFENDANTS) IN THIS CASE BEFORE THE ABOVE DISMISSAL DATE. Cases with Interlocutory Default judgments are not final and are subject to DISMISSAL FOR WANT OF PROSECUTION. In cases where DEFENDANTS have been disposed of by nonsuit, summary judgment or other dispositive motion and have remaining named DEFENDANTS (including COUNTER-DEFENDANTS and CROSS-DEFENDANTS) that have not been served, filed answers, or had default judgments taken against them, are subject to DISMISSAL FOR WANT OF PROSECUTION. Please refer to the 125th website regarding setting motions for hearing. Default Judgment motions should be placed on the the Court's submission docket unless oral testimony is required.

2. AN ANSWER IS FILED for all active parties listed as named Defendant in the case, OR

3. A VERIFIED MOTION TO RETAIN AND PROPOSED ORDER IS FILED ON OR BEFORE: May 20, 2024. IF YOU HAVE ANY CONCERN YOU ARE REQUIRED TO FILE A MOTION TO RETAIN. FAILURE TO FILE A MOTION TO RETAIN WILL BE DEEMED AS NON-OPPOSITION TO DISMISSAL FOR WANT OF PROSECUTION. Do not set Motions to Retain for submission as they will be considered by the court prior to dismissal.

IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, PLEASE CONTACT THE Trial COORDINATOR MELISSA TORRES AT: Melissa_torres@justex.net or (832) 927-2553. Please go to www.HCDistrictclerk.com to view the file.

PLEASE TAKE NOTICE THIS NOTICE OF DISMISSAL IS NOT A SETTING FOR AN ORAL HEARING

KYLE CARTER
JUDGE, 125TH DISTRICT COURT

CASE - 202376850 FILED - 20231102 COURT - 125th
TYPE - DEBT/CONTRACT - DEBT/CONTRACT
MIDDLETON, CHRISTOPHER VS US BANK NATIONAL TR

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US BANK NATIONAL TRUST ASSOCIATION (AS TRUSTEE OF

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JASON ANDREW LEBOEUF
675 TOWN SQUARE BLVD., SUITE 200
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