

CAUSE NO. 2021-36223

RANDALL SORRELS AND
ALEXANDRA FARIAS-SORRELS,

Plaintiffs,

vs.

AGUSTIN VICTORIA AGUILAR D/BA/
VICTORIA PAINTING,

Defendants.

§
§
§
§
§
§
§
§
§
§

IN THE DISTRICT COURT OF

80TH JUDICIAL DISTRICT

HARRIS COUNTY, TEXAS

**AGREED & UNOPPOSED MOTION FOR ENTRY OF
AMENDED DOCKET CONTROL ORDER**

NOW COMES, Defendants, Corbel Custom Homes, Inc., Michael C. Bregenzer, Fran Bregenzer, Nicholas Bregenzer, Cheryl Bregenzer, Marshall Bregenzer, Mason Bregenzer, Maddie Bregenzer, who hereby file this Agreed and Unopposed Motion for Entry of Amended Docket Control Order, and, in support thereof, respectfully represent as follows:

1. On February 12, 2024, this Court granted the parties' Agreed Motion for Continuance and New Trial Setting, and reset the trial in this case to December 2, 2024.
2. In accordance with the new trial setting, all parties involved in this litigation have conferred and agreed that a new Docket Control Order governing the interim deadlines in this case should be issued.
3. In that vein, the parties have now further conferred and agreed upon all the interim deadlines contained in the Agreed Docket Control Order, attached hereto as Exhibit "A," which the parties hereby respectfully request the Court approve and enter.

Respectfully submitted,

GORDON REES SCULLY MANSUKHANI, LLP

By: /s/ Brian J. Comarda

BRIAN J. COMARDA

Texas Bar No. 24055332

bcomarda@grsm.com

ANDREW ROBBINS

Texas Bar No. 24083741

arobbins@grsm.com

1900 West Loop South, Suite 1000

Houston, TX 77027

Telephone: (713) 961-3366

Facsimile: (713) 961-3938

**ATTORNEYS FOR DEFENDANTS, CORBEL
CUSTOM HOMES, INC., MICHAEL C.
BREGENZER, FRAN BREGENZER,
NICHOLAS BREGENZER, CHERYL
BREGENZER, MARSHALL BREGENZER,
MASON BREGENZER AND MADDIE
BREGENZER**

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the foregoing document was served on all parties and/or their counsel of record via eFileTexas.gov on this, the 16th day of May, 2024.

/s/ Brian J. Comarda

BRIAN J. COMARDA

CAUSE NO. 2021-36223

RANDALL SORRELS AND
ALEXANDRA FARIAS-SORRELS,

Plaintiffs,

v.

AGUSTIN VICTORIA AGUILAR
D/B/A VICTORIA PAINTING and
CORBEL CUSTOM HOMES, INC.,

Defendants.

§
§
§
§
§
§
§
§
§
§
§
§

IN THE DISTRICT COURT OF

80TH JUDICIAL DISTRICT

HARRIS COUNTY, TEXAS

AGREED DOCKET CONTROL ORDER

The following docket control order shall apply to this case unless modified by the court. If no date is given below, the item is governed by the Texas Rules of Civil Procedure.

1. 06/03/2024 **JOINDER.** All parties must be added and served, whether by amendment or third party practice, by this date. THE PARTY CAUSING THE JOINDER SHALL PROVIDE A COPY OF THIS DOCKET CONTROL ORDER AT THE TIME OF SERVICE.
2. **EXPERT WITNESS DESIGNATION.** Expert witness designations are required and must be served by the following dates. The designation must include the information listed in Rule 194.2(f). Failure to timely respond will be governed by Rule 193.6:
 - (a) 07/15/24 Expert witness designation deadline for Plaintiffs.
 - (b) 08/30/24 Expert witness designation deadline for Defendants and Third Party Plaintiffs.
 - (c) 10/15/24 Expert witness designation deadline for Third-Party Defendants.
3. 11/22/2024 **MEDIATION.** Parties must complete mediation.
4. 11/01/2024 **DISCOVERY.** All discovery must be conducted before the end of the discovery period. Parties seeking discovery must serve requests sufficiently far in advance of the end of the discovery period that the deadline for responding will be within the discovery period. Counsel may conduct discovery beyond this deadline by agreement.
5. **DISPOSITIVE MOTIONS AND PLEAS.** Must be heard by oral hearings or submission.
 - (a) If subject to an interlocutory appeal, dispositive motions or please must be heard by this date.
 - (b) 11/15/2024 All dispositive motions or pleas must be heard by oral hearings or submission by this date.

6. 11/15/24 **CHALLENGES TO EXPERT TESTIMONY.** All motions to exclude expert testimony and evidentiary challenges to expert testimony must be filed by this date, unless extended by leave of court.
7. 11/01/24 **PLEADINGS.** All amendments and supplements must be filed by this date. This order does not preclude prompt filing of pleadings directly responsive to any timely filed pleadings.
8. 11/25/2024 **PRE-TRIAL HEARING.** Parties shall be prepared to discuss all aspects of trial with the court by this date.
TIME: **2:30 PM** Failure to appear will be ground for dismissal for want of prosecution.
9. 12/02/2024 **TRIAL.** If not assigned by the Friday following this date, the case will be reset.

SIGNED _____.

JUDGE PRESIDING

Unofficial Copy Office of Marilyn Burgess District Clerk

Automated Certificate of eService

This automated certificate of service was created by the e filing system. The filer served this document via email generated by the e filing 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.

Envelope ID: 87805784

Filing Code Description: Motion (No Fee)

Filing Description: Agreed and Unopposed Motion for Entry of Amended Docket Control Order

Status as of 5/16/2024 9:55 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Andrew P.McCormick		andy@mmtxtrial.com	5/16/2024 9:50:12 AM	SENT
Laurie A.Landry Munoz		laurie@mmtxtrial.com	5/16/2024 9:50:12 AM	SENT
Chaz D.Klaes		cklaes@donatobrown.com	5/16/2024 9:50:12 AM	SENT
Andrew K.Rodriguez		arodriguez@donatobrown.com	5/16/2024 9:50:12 AM	SENT
April Lee		alee@donatobrown.com	5/16/2024 9:50:12 AM	SENT
Paul Byron Starr	24004934	paul.starr@caglepugh.com	5/16/2024 9:50:12 AM	SENT
Samantha Rouse		samantha.rouse@caglepugh.com	5/16/2024 9:50:12 AM	SENT
Callie Dunagan	24126232	cal.dunagan@caglepugh.com	5/16/2024 9:50:12 AM	SENT
Jason Muriby	24079030	jason@muribylaw.com	5/16/2024 9:50:12 AM	SENT
Viviana Diaz		viviana@mmtxtrial.com	5/16/2024 9:50:12 AM	SENT
Randy O.Sorrels		randy@sorrelslaw.com	5/16/2024 9:50:12 AM	SENT
Alexandra FariasSorrels		alex@sorrelslaw.com	5/16/2024 9:50:12 AM	SENT
Belinda Johnson		bjohnson@hartlinebarger.com	5/16/2024 9:50:12 AM	SENT
Peter Blomquist		pblomquist@hartlinebarger.com	5/16/2024 9:50:12 AM	SENT
Hannan Alkhalifa		halkhalifa@hartlinebarger.com	5/16/2024 9:50:12 AM	SENT
Jacob Dilworth		jdilworth@hartlinebarger.com	5/16/2024 9:50:12 AM	SENT
Larissa Prilliman		larissa@ahblaw.net	5/16/2024 9:50:12 AM	SENT
Paul Bezney		bezney@ahblaw.net	5/16/2024 9:50:12 AM	SENT
Jessica Sanchez		jessicas@ahblaw.net	5/16/2024 9:50:12 AM	SENT
Jon Melton		jmelton@thompsoncoe.com	5/16/2024 9:50:12 AM	SENT
Judith Pesek-Bohren		JPesek-Bohren@thompsoncoe.com	5/16/2024 9:50:12 AM	SENT
Samia Colangelo		SColangelo@thompsoncoe.com	5/16/2024 9:50:12 AM	SENT

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.

Envelope ID: 87805784

Filing Code Description: Motion (No Fee)

Filing Description: Agreed and Unopposed Motion for Entry of Amended Docket Control Order

Status as of 5/16/2024 9:55 AM CST

Case Contacts

Samia Colangelo		SColangelo@thompsoncoe.com	5/16/2024 9:50:12 AM	SENT
Burford Perry Service		service@burfordperry.com	5/16/2024 9:50:12 AM	SENT
Matthew Kevin Powers		kpowers@burfordperry.com	5/16/2024 9:50:12 AM	SENT
Joshua Mermis		jmermis@westmermis.com	5/16/2024 9:50:12 AM	SENT
Lynette Samolinski		efiling@westmermis.com	5/16/2024 9:50:12 AM	SENT
Sydney Koby		skoby@westmermis.com	5/16/2024 9:50:12 AM	SENT
Michele Medina		mmedina@ffllp.com	5/16/2024 9:50:12 AM	SENT
Daniel Erwin		derwin@hartlinebarger.com	5/16/2024 9:50:12 AM	SENT
Belinda Johnson		bjohnson@hartlinebarger.com	5/16/2024 9:50:12 AM	SENT
Sherea Spiller		sspiller@ffllp.com	5/16/2024 9:50:12 AM	SENT
Kevin Murphy		texaslawoffice@thehartford.com	5/16/2024 9:50:12 AM	SENT
Miranda Mann		mmann@ffllp.com	5/16/2024 9:50:12 AM	SENT
Gabby Gutierrez		ggutierrez@ffllp.com	5/16/2024 9:50:12 AM	SENT
Timothy Nebel		tnebel@hartlinebarger.com	5/16/2024 9:50:12 AM	SENT
Ginger Podojil		gpodojil@hartlinebarger.com	5/16/2024 9:50:12 AM	SENT
LaTrinda Miles		lmiles@hartlinebarger.com	5/16/2024 9:50:12 AM	SENT
Neila Onu		nonu@grsm.com	5/16/2024 9:50:12 AM	SENT
Yvonne Martinez		yvonne@sorrelslaw.com	5/16/2024 9:50:12 AM	SENT
Sorrels Eservice		eservice@sorrelslaw.com	5/16/2024 9:50:12 AM	SENT
Robert Ballentine		rballentine@grablemartin.com	5/16/2024 9:50:12 AM	SENT
Andrew Robbins		arobbins@grsm.com	5/16/2024 9:50:12 AM	SENT
Brian JComarda		bcomarda@grsm.com	5/16/2024 9:50:12 AM	SENT
Andrew Robbins		arobbins@grsm.com	5/16/2024 9:50:12 AM	SENT

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.

Envelope ID: 87805784

Filing Code Description: Motion (No Fee)

Filing Description: Agreed and Unopposed Motion for Entry of Amended Docket Control Order

Status as of 5/16/2024 9:55 AM CST

Case Contacts

Andrew Robbins		arobbins@grsm.com	5/16/2024 9:50:12 AM	SENT
Brian JComarda		bcomarda@grsm.com	5/16/2024 9:50:12 AM	SENT
Brian Berger		Brian.Berger@kaygriffin.com	5/16/2024 9:50:12 AM	SENT
Staci Daganhardt		staci@kaygriffin.com	5/16/2024 9:50:12 AM	SENT
Kelly Barnhart		kbarnhart@kaygriffin.com	5/16/2024 9:50:12 AM	SENT
Sydney Landry		sydney@stanfielddupre.com	5/16/2024 9:50:12 AM	SENT
Brenton Stanfield		brent@stanfieldfirm.com	5/16/2024 9:50:12 AM	SENT
David Funderburk		dfunderburk@ffllp.com	5/16/2024 9:50:12 AM	SENT
Diane Davis		ddavis@ffllp.com	5/16/2024 9:50:12 AM	SENT
Joelle G.Nelson		Joelle.Nelson@lewisbrisbois.com	5/16/2024 9:50:12 AM	SENT
Mariah A.Bhatti		Mariah.Bhatti@lewisbrisbois.com	5/16/2024 9:50:12 AM	SENT
Teresa Truong		Teresa.Truong@lewisbrisbois.com	5/16/2024 9:50:12 AM	SENT
Rudy Garcia		Rudy.Garcia@lewisbrisbois.com	5/16/2024 9:50:12 AM	SENT
Carlos Villalobos		karlovillalobos@gmail.com	5/16/2024 9:50:12 AM	SENT