

2024-11489 / Court: 281

Michael Hill,  
*Plaintiff(s),*

v.

SouthTrust Bank N.A.,  
*Defendant(s),*

§ IN THE DISTRICT COURT OF  
§  
§  
§  
§  
§ HARRIS COUNTY, TEXAS  
§  
§  
§  
§ \_\_\_\_\_ JUDICIAL DISTRICT  
§

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

I.

On this \_\_\_\_\_ day of July 2024, Michael Hill, 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 Michael Hill's Original Petition  
containing Motions For Temporary Injunction and For Ex Parte Temporary Restraining Orders that  
unless Defendant, SOUTHTRUST BANK, N.A., is immediately restrained as Ordered, Adjudged,  
and Decreed below in this section I, that such Defendant will irreparably cause harm to Plaintiff  
Michael Hill before notice can be given and a hearing is had on Plaintiff's motion for a temporary  
injunction; because, the Defendant 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 Defendant,  
SOUTHTRUST BANK, N.A., 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 July 2, 2024, by the trustee, Bruce M. Badger of  
Badger Law, PLLC 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 6610 Centre  
Place Circle, Spring, Texas 77379.
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 \$1,000.00.

II.

IT IS FURTHER ORDERED that the Clerk shall issue notice to SOUTHTRUST BANK, N.A., to appear and such Defendants is hereby ordered to appear, before this Court in the Courthouse at 201 Caroline Street, Houston, Texas 77002 on July 12, 2024, at 2:30 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 1-4 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 \$1,000.00, 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 July \_\_\_\_\_, 2024, at \_\_\_\_\_ o'clock \_\_\_\_ m.

Signed:  
7/11/2024  
11:49 AM



JUDGE PRESIDING

Approved as to Substance and Form

/s/ James Minerve

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**Michael Hill**