

2024 75990

No. _____

CHASE FOREMAN,
Plaintiff,

v.

THE BURRELL FAMILY IRREVOCABLE TRUST,
and its assigns and or successors in interest
Defendant.

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IN THE DISTRICT COURT

OF HARRIS COUNTY, TEXAS

234 JUDICIAL COURT

FILED
Marilyn Burgess
District Clerk

OCT 31 2024 2:06 PM

Time:

Harris County, Texas
By *Chandra Chappell*
Deputy

10-31-24

TEMPORARY RESTRAINING ORDER & ORDER SETTING HEARING FOR TEMPORARY INJUNCTION

1. After considering plaintiff's application for temporary restraining order, the pleadings, the affidavits, and arguments of counsel, the Court finds there is evidence that harm is imminent to plaintiff, and if the Court does not issue the temporary restraining order, plaintiff will be irreparably injured because plaintiff will lose rights to possess their property, because property will be unlawfully sold at auction, and once completed the auction sale will permanently remove plaintiff's right to possession.

2. An ex parte order, without notice to defendant, is necessary because there was not enough time to give notice to defendant, hold a hearing, and issue a restraining order before the irreparable injury, loss, or damage would occur. Specifically, due to the limited time before the auction date of November 5, 2024.

3. Therefore, by this order, the Court does the following:

a. Restrains defendant, **THE BURRELL FAMILY IRREVOCABLE TRUST**, from selling plaintiff's property 6512 N Main St, Houston, TX 77009 at auction on November 5, 2024.

b. Orders the clerk to issue notice to defendant, **THE BURRELL FAMILY IRREVOCABLE TRUST**, that the hearing on plaintiff's application for temporary injunction is set for November 11, 2024, at 11:30 a.m./p.m. The purpose of the hearing will be to determine whether this temporary restraining order should be made a temporary injunction pending a full trial on the merits.

c. Sets bond at \$ 5000.00.

This order expires on November 13, 2024.

SIGNED on October 31, 2024 at 2:12 a.m./p.m.

Signed:
10/31/2024
2:12 PM

Laura Reeder

PRESIDING JUDGE

Unofficial Copy of Marilyn Burgess District Clerk