



Receipt#

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RUSH

OFFICE OF TENESHIA HUDSPETH
COUNTY CLERK, HARRIS COUNTY, TEXAS
COUNTY CIVIL COURTS DEPARTMENT

00
042/20

Docket Number: 1117375-801

Receipt Number: Date: Sheriff/Constable Fee: \$

AMERICAN EXPRESS NATIONAL BANK
Garnishor
VS.
BRANDON O'NEILL
Defendant

In The County Civil Court at Law No. 4
201 Caroline, Suite 540
Houston, TX 77002

BANK OF AMERICA, N.A. - Garnishee

THE STATE OF TEXAS
WRIT OF GARNISHMENT (AFTER) JUDGMENT

TO ANY SHERIFF OR CONSTABLE OR AUTHORIZED PERSON OF THE STATE OF TEXAS.

To: BANK OF AMERICA, N.A.
C/O CT CORPORATION SYSTEM
1999 BRYAN ST., STE 900
DALLAS, TX 75201-3136

GARNISHEE.....GREETING:

Whereas In the County Civil Court at Law No. 4 of Harris County, Texas in a certain cause wherein; the plaintiff on the 29th day of March, 2019, secured a judgment against said defendant (s), \$17,562.63 dollars, is the amount of the original judgment or is the current amount owed with interest over time, has applied for a writ of garnishment against you, the said garnishee;

BANK OF AMERICA, N.A.
C/O CT CORPORATION SYSTEM
1999 BRYAN ST., STE 900
DALLAS, TX 75201-3136

RECEIVED
CONSTABLES OFFICE PCT. 1
DEC 16 PM 1:06
T. S. POLK ST.
DALLAS, TEXAS 75232

Therefore you are hereby commanded to be and appear before said court at Houston in said county at ten o'clock a.m., on the Monday next following expiration of twenty days from the date of service hereof, then and there to answer upon oath what, if anything, you are indebted to the said defendant (s) and were, when this writ was served upon you; and what effects, if any, of the said defendants (s), you have in your possession, and had when this writ was served on you and what other persons, in any, within your knowledge, are indebted to the said defendant (s), or have effects belonging to said defendant in their possession. You are further commanded not to pay to defendant (s) any debt or to deliver to him any effects pending further order of this court.

OFFICER'S RETURN

Came to hand on _____, at _____ o'clock __M. and _____

executed in _____ County, Texas, by delivering to each of the within named Defendants, in person, a true copy of this Citation together with the accompanying copy of the Plaintiff's petition, at the following time and places to-wit:

NAME	DATE			TIME	PLACE OR ADDRESS OF SERVICE
	Month	Day	Year	Hour / Min. - AM/PM	

and not executed as to the Defendant _____

the diligence used in finding said Defendant, being _____

and the cause of failure to execute this process is: _____

and the information received as to the whereabouts of the said Defendant, being: _____

_____ (Sheriff)
(Authorized Person) _____ (Constable)
Sworn to and subscribed before me this _____ day _____ County, Texas

of _____
By _____ Deputy
(Notary Public)

RETURN FOR NOTICE TO SERVE NON-RESIDENT DEFENDANT

STATE OF _____ §

COUNTY OF _____ §

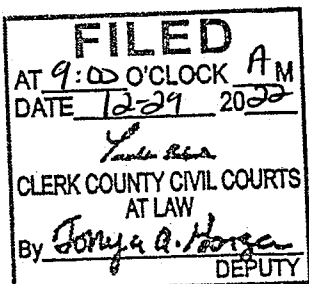
Before me, the undersigned authority, personally appeared _____
a person competent to make oath, and who by me being duly sworn, deposes and says; that this notice came to hand on _____
_____, at _____ o'clock A.M./P.M., and executed by delivering
to defendant, _____, in person, at _____
in _____, County _____, State of _____
_____, on _____, at _____ o'clock
A.M./P.M., a true copy of the notice, with a copy of plaintiff's petition attached thereto. He further says that he is in no manner interested in this Suit.

Sworn to and subscribed before me,

_____ (Sheriff)
_____ (Constable)
_____, County,

State of _____

By _____ Deputy



To: BRANDON O'NEILL 2910 BARCLAY LAKE LN, SPRING, TX 77388, Defendant

A: BRANDON O'NEILL 2910 BARCLAY LAKE LN, SPRING, TX 77388, Demandado

Your money or property has been frozen or seized ("garnished") because American Express National Bank (the "Garnishor") has filed a garnishment proceeding. That means they are trying to get your money or property from Bank Of America N.a. (the "Garnishee"), the company or person who has it, to pay a debt you owe.

Su dinero o propiedad le han sido inmovilizados o incautados ("embargados") porque American Express National Bank (el "Embargante"), ha entablado ante tribunales un auto procesal de embargo con la intención de obtener su dinero o propiedad de Bank Of America N.a. (el "Embargado"), que es la compañía o persona física que los tiene, y como pago de lo que usted le adeuda.

If you are an individual (not a company), your money or property may be protected ("exempt") from garnishment under federal or state law. Under Texas Rule of Civil Procedure 679b, the Garnishor must send you in the next few days a "Notice of Protected Property Rights" approved by the Supreme Court. Read that notice carefully for more information on what property can be protected and how to get your protected money or property back. You can ask the court to get your money or property back by turning in ("filing") the "Protected Property Claim Form" that will be sent with the Notice of Protected Property Rights.

Si usted es una persona física (y no una compañía), su dinero o propiedad pudieran estar protegidos ("eximidos") de ser embargados de acuerdo a lo dispuesto en las leyes federales o estatales. Bajo la Norma de Derecho Procesal Civil Número 679b, el Embargante debe enviarle en los próximos días una "Notificación Sobre Derechos de Propiedad Protegida" aprobada por el Tribunal Supremo de Justicia. Lea con cuidado esta notificación para que obtenga mayor información sobre qué dinero y propiedades están protegidos y cómo recuperarlos. Puede solicitar que se le regresen sus propiedades y dinero que están protegidos entregando ("presentando") ante el tribunal el "Formulario de Reclamo de Propiedad Protegida" que le será enviado junto con la "Notificación Sobre Derechos de Propiedad Protegida".

You may also file a "motion to dissolve" or "motion to modify" this writ of garnishment with the court because your money or property is exempt from garnishment. You can also get your money back if you file a "replevy bond," which is cash or other security in an amount set by the court.

Usted también pudiera presentar por escrito una "petición de disolución" o "petición de modificación" de este auto procesal de embargo, ya que su dinero y propiedad están exentos de dicho embargo. También puede recuperar su dinero si presenta ante tribunales una "fianza reivindicatoria", la cual es una garantía en efectivo o con fiador en una cantidad impuesta por el tribunal.

You can find out more about exemptions and the garnishment process by visiting www.texaslawhelp.org/exempt-property.

Obtenga mayor información sobre las exenciones y el proceso judicial de embargo, visitando el sitio www.texaslawhelp.org/exempt-property.

OFFICER'S RETURN

Came to hand on _____, at _____ o'clock __M. and

executed in _____ County, Texas, by delivering to each of the within named Defendants, in person, a true copy of this Citation together with the accompanying copy of the Plaintiff's petition, at the following time and places to-wit:

NAME	DATE			TIME	PLACE OR ADDRESS OF SERVICE
	Month	Day	Year	Hour / Min. - AM/PM	

and not executed as to the Defendant _____

the diligence used in finding said Defendant, being _____

and the cause of failure to execute this process is: _____

and the information received as to the whereabouts of the said Defendant, being: _____

 (Authorized Person) _____ (Sheriff)
 Sworn to and subscribed before me this _____ day _____ County, Texas (Constable)

of _____
 By _____, Deputy
 (Notary Public)

RETURN FOR NOTICE TO SERVE NON-RESIDENT DEFENDANT

STATE OF _____ §

COUNTY OF _____ §

Before me, the undersigned authority, personally appeared _____,
 a person competent to make oath, and who by me being duly sworn, deposes and says; that this notice came to hand on _____
 _____, at _____ o'clock A.M./P.M., and executed by delivering
 to defendant, _____, in person, at _____
 in _____, County _____, State of _____
 _____, on _____, at _____ o'clock
 A.M./P.M., a true copy of the notice, with a copy of plaintiff's petition attached thereto. He further says that he is in no manner interested in this Suit.

Sworn to and subscribed before me, _____
 _____ (Sheriff)
 _____ (Constable)
 _____ County,

State of _____

By _____ Deputy

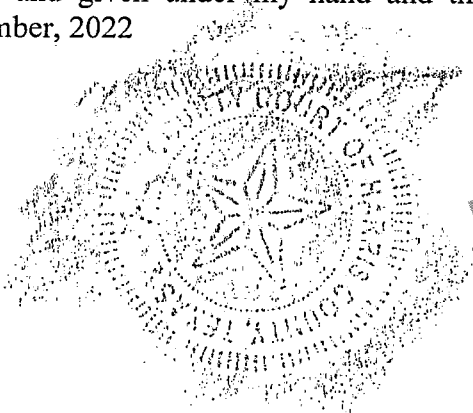
You are encouraged to get a lawyer to help you. For information on free and low-cost legal services, visit www.texascourts.gov/programs-services/legal-aid or call the legal aid offices that serve your area: Texas RioGrande Legal Aid at (888) 988-9996, Lone Star Legal Aid at (800) 733-8394, and Legal Aid of Northwest Texas at (888) 529-5277. You can also call the State Bar of Texas at (800) 252-9690.

Se le recomienda que consiga a un abogado que le ayude. Para información sobre cómo obtener servicios de asesoría legal gratuitos o a un bajo costo, visite el Misc. Docket No. 22-9031 Page 14 sitio www.texascourts.gov/programs-services/legal-aid o llame a la oficina de asistencia legal que presta servicios en su área: Texas RioGrande Legal Aid al (888) 988-9996; Lone Star Legal Aid al (800) 733-8394; y Legal Aid of Northwest Texas at (888) 529-5277. También puede llamar al Servicio de Información de Abogados en el Colegio de Abogados de Texas al (800) 252-9690.

Herein fail not, to make due execution and return of this writ, within 90 days from this date.

Issued and given under my hand and the seal of said court, at Houston, Texas, on this the 15th day of November, 2022

(Seal)



Teneshia Hudspeth, County Clerk
County Civil Court at Law No. 4
201 Caroline, Room 300
Harris County, Texas

Anh T. Nguyen
Anh T. Nguyen
Deputy County Clerk

Requested By:

SHAWN ROBERT REDMAN
3501 N CAUSEWAY BLVD STE 800
METAIRIE LA 70002

CAME TO HAND ON THE _____ DAY OF DEC 16 2022, _____ AT _____
O'CLOCK ____ M., AND EXECUTED ON THE _____ DAY OF _____,
AT _____ O'CLOCK ____ M, BY DELIVERING TO _____

THE WITHIN NAMED GARNISHEE _____ AT _____

A TRUE COPY OF THIS WRIT _____

(AUTHORIZED PERSON)

TRACEY GULLEY, CONSTABLE
DALLAS COUNTY PRECINCT 1
(SHERIFF / CONSTABLE)

BY _____ DEPUTY

(NOTARY)

COUNTY, TEXAS

SWORN TO AND SUBSCRIBED BEFORE ME _____

OFFICER'S RETURN

Came to hand on _____, at _____ o'clock __M. and

executed in _____ County, Texas, by delivering to each of the within named Defendants, in person, a true copy of this Citation together with the accompanying copy of the Plaintiff's petition, at the following time and places to-wit:

NAME	DATE			TIME	PLACE OR ADDRESS OF SERVICE
	Month	Day	Year	Hour / Min. - AM/PM	

and not executed as to the Defendant _____

the diligence used in finding said Defendant, being _____

and the cause of failure to execute this process is: _____

and the information received as to the whereabouts of the said Defendant, being: _____

 (Authorized Person) _____ (Sheriff)
 Sworn to and subscribed before me this _____ day _____ County, Texas (Constable)

of _____ By _____ Deputy

(Notary Public)

RETURN FOR NOTICE TO SERVE NON-RESIDENT DEFENDANT

STATE OF _____ § _____

COUNTY OF _____ § _____

Before me, the undersigned authority, personally appeared _____, a person competent to make oath, and who by me being duly sworn, deposes and says; that this notice came to hand on _____, at _____ o'clock A.M./P.M., and executed by delivering to defendant, _____, in person, at _____ in _____ County _____ State of _____, on _____, at _____ o'clock A.M./P.M., a true copy of the notice, with a copy of plaintiff's petition attached thereto. He further says that he is in no manner interested in this Suit.

Sworn to and subscribed before me, _____ (Sheriff)
 _____ (Constable)
 _____ County,

State of _____

By _____ Deputy

AMERICAN EXPRESS NATIONAL BANK
Garnishor

NO. 1117375
Harris County - County Civil Court at Law No. 4

IN THE COUNTY CIVIL COURT

Teneshia Hudspeth
County Clerk
Harris County

vs.

BANK OF AMERICA, N.A.
Garnishee

AT LAW NO. 4

BRANDON O'NEILL
Defendant(s)

HARRIS COUNTY, TEXAS

A2201087

APPLICATION FOR WRIT OF GARNISHMENT AFTER JUDGMENT

1. Parties. Plaintiff in Garnishment is AMERICAN EXPRESS NATIONAL BANK, which may be served through its undersigned counsel of record. Garnishee is BANK OF AMERICA, N.A, which may be served by delivering the writ to its registered agent, CT CORPORATION SYSTEM, at its registered office 1999 BRYAN ST. STE 900 DALLAS, TX 75201-3136.

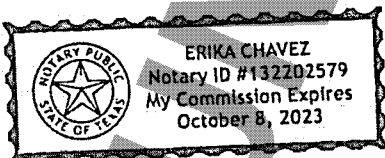
2. Affidavit for Garnishment. In Cause No. 1117375 on the docket of this Court, styled "AMERICAN EXPRESS NATIONAL BANK v. BRANDON O'NEILL", the Plaintiff obtained a judgment against such Defendant (hereinafter referred to as "Defendant") on March 29, 2019 in the principal amount of \$17,195.86, and for all costs of this suit. Said judgment is valid and subsisting and remains unsatisfied. Defendant does not possess, within affiant's knowledge, property in Texas subject to execution sufficient to satisfy said judgment. The garnishment applied for is not sued out to injure either the Defendant or Garnishee. The Affiant has reason to believe, and does believe, that the said Garnishee is indebted to the Defendant by reason of one or more bank accounts, or has effects belonging to the Defendant. The Affiant further says he/she is authorized to make this affidavit and Application and that he/she has read this affidavit and that the statements contained in this affidavit are within his/her personal knowledge and are true and correct.

Shawn R. Redman

THE STATE OF TEXAS
COUNTY OF HARRIS

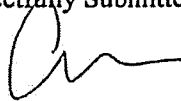
§
§
§

SWORN TO AND SUBSCRIBED BEFORE ME by the said Shawn R. Redman, attorney of record for the Plaintiff in the above-styled and numbered cause, on this 10th day of November, 2022, to certify which witness my hand and seal of office.

NOTARY PUBLIC, STATE OF TEXAS

3. Request for Writ. Plaintiff asks that a Writ of Garnishment issue and be served upon the said Garnishee.

Respectfully Submitted,



~~Shawn R. Redman (SBN: 24033112)**~~
Teri S. Mace (SBN: 12759480)*
Marlei E. Thames (SBN: 24125221)*
Larysa Polunin (SBN: 24122991)**
Jeffrey Hacker (SBN: 08667300)*
Couch Lambert, LLC
***Dallas Office:**
4144 North Central Expressway, Ste. 1260
Dallas, Texas 75204
****Houston Office:**
6200 Savoy, Ste. 800
Houston, Texas 77036
*****Mailing Address:**
3501 N. Causeway, Ste. 800
Metairie, LA 70002
(866) 282-3853
servicetx@gulfsouthlegal.com

ATTORNEYS FOR PLAINTIFF

COPY

UNOFFICIAL

SJ

"CLOSED"

CAUSE NO. 1117375

AMERICAN EXPRESS NATIONAL
BANK,
Plaintiff,

vs.

BRANDON O'NEILL,
Defendant.

§
§
§
§
§
§
§

IN THE COUNTY COURT

AT LAW NUMBER FOUR (4) OF

HARRIS COUNTY, TEXAS

FINAL SUMMARY JUDGMENT

The Motion of AMERICAN EXPRESS NATIONAL BANK, Plaintiff, for Summary Judgment has been presented to the Court, and the Court, being duly advised in the facts and circumstances surrounding the **Platinum Card** ending in 02004, previously ending in 01006, at issue under this cause, finds that said Motion should be and is hereby granted.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that AMERICAN EXPRESS NATIONAL BANK, Plaintiff, have and recover of and from BRANDON O'NEILL, Defendant, the principal balance of \$17,195.86.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that AMERICAN EXPRESS NATIONAL BANK, Plaintiff, have and recover of and from BRANDON O'NEILL, Defendant, all costs of court.

This Judgment finally disposes of all parties and all claims and is appealable. Plaintiff is allowed such writs and processes as may be necessary in the enforcement and collection of this Judgment.

MAR 29 2019

SIGNED this _____ day of _____, 2019.

JUDGE PRESIDING

FILED

2019 MAR 29 AM 10:33

20182592

Diane Trauthman
COUNTY CLERK
HARRIS COUNTY, TEXAS

UNOFFICIAL COPY

APPROVED AS TO FORM:

The DeGrasse Law Firm, P.C.

By: *Renee Casas*

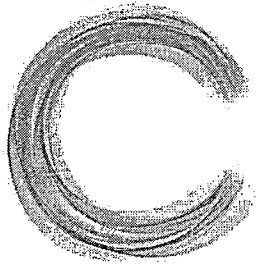
Donald D. DeGrasse
State Bar No. 05641800
Clint Raney
State Bar No. 24047734
Reneé Casas
State Bar No. 24107728
Eric Spence
State Bar No. 24070658
Email: attorneys@degrasselaw.com
1800 Bering Drive, Ste 1000
Houston, Texas 77057
Telephone: (713) 840-9111
Facsimile: (713) 840-7263

ATTORNEYS FOR PLAINTIFF

20182592

UNOFFICIAL COPY

Christopher J. Couch (LA)
Benjamin G. Lambert (LA, MS, TN, AL)
Bradley J. Chauvin (LA)
Sarena Y. Gaylor (LA)
Nicholas R. Hood (AR, OK)
Shawn R. Redman (TX, LA)
Randall C. Roth (LA)
J. Brock Rowatt (KS, MO)
Chad T. Benoit (MS, AR, TN)
Paul S. Brennan (LA)
Charles F. Dismukes, II (LA)
Jordan D. Carlisle (AL)
M. Clark Hays (AR)



COUCH | LAMBERT
A Regional Law Firm

Alabama | Arkansas | Kansas | Louisiana | Mississippi
Missouri | Oklahoma | Tennessee | Texas

Larysa Polunin (TX)
Teri S. Mace (TX)
Elizabeth A. Cash (TN)
Britney A. Bernard (LA)
William D. Boyd (MS, AL)
Amber P. Meadors-Fouda (OK)
Marlei E. Thames (TX)
Amanda K. Hamm (LA)
Jeffrey R. Hacker (TX)
Colby L. Harber (AR)

Of Counsel:
Fred N. Blitt (IL)
Burton "Chip" Stacy, Jr (AR, OK)
Hayden L. Lovelace (AR, MO)

December 1, 2022

DALLAS COUNTY CONSTABLE PCT 1
Constable Tracey Gulley
8301 S. Polk St.
Dallas, TX 75232

Re: AMERICAN EXPRESS NATIONAL BANK
Vs. BANK OF AMERICA, N.A
Our File: A2201087
Docket # :1117375-801

Dear Sir or Madam:

Enclosed you will find for service in connection with the above-referenced cause of action an original Writ of Garnishment. Please effectuate service of this Writ on Garnishee's Registered Agent CT CORPORATION SYSTEM at the address listed on the Writ of Garnishment, 1999 BRYAN ST. STE 900 DALLAS, TX 75201-3136.

Also enclosed is a check for \$140.00, which we understand is your fee for this service.

Should you have any questions, need additional information, or want to report the results of the Writ service please contact my office.

Sincerely,

COUCH LAMBERT, LLC

Mailing Address: 3501 North Causeway Blvd, Suite 800, Metairie, LA 70002
Main Office: (866) 282-3853 Facsimile: (504) 838-0244
Office Hours: 8 a.m. - 5 p.m. CT, Monday - Friday
info@gulfsouthlegal.com

CONSTABLE'S RETURN

Style of Case: AMERICAN EXPRESS NATIONAL BANK GARNISHOR VS. BRANDON O'NEILL
DEFENDANT BANK OF AMERICA, N.A. - GARNISHEE

Came into hand, this 16 day of DECEMBER, 20 22, at 1:06 o'clock P M. by executing and delivering a WRIT OF GARNISHMENT (AFTER) JUDGMENT issued out of the state of TEXAS under cause number: 1117375-801, on the 16 day of DECEMBER 20 22, at 2:17 o'clock P M., to:

personally delivered/served true and correct copies of same.

OTHER NOTES: _____

pursuant to Rule 106/Rule 536, to an occupant: _____ over the age of 16 years.
 pursuant to Rule 106/Rule 536, by securely attaching and/or affixing to the _____ of the defendant's last known place of business abode.

BANK OF AMERICA, N.A. A Corporation A Business

Name: CT CORPORATION SYSTEM President Vice-President Registered Agent

By delivering to the defendant's registered agent for service, CT CORPORATION SYSTEMS, through their authorized agent to accept service. KIRK ATKINS SOG at 1999 BRYAN STREET SUITE 900 DALLAS, TEXAS 75201.

Service Address: 1999 BRYAN ST. SUITE 900 DALLAS, TEXAS 75201

RETURNED TO COURT AND/OR PLAINTIFF FOR THE FOLLOWING REASONS: _____

Service Fees: \$ 140.00

D. Escamilla #119
D. Escamilla #119, DEPUTY CONSTABLE
TRACEY L. GULLEY, CONSTABLE
DALLAS COUNTY PRECINCT 1

COUNTY OF DALLAS §
STATE OF TEXAS §

SIGNED AND SWORN BY SAID _____, before me, this _____ day of _____ 20 _____, to certify which, witness my hand and seal of office.

NOTARY PUBLIC-IN AND FOR THE STATE OF TEXAS
+