

2024-84143 / Court: 55

CAUSE NO. \_\_\_\_\_

**JOHN F. THRASH  
& REBECCA C. CASON**

vs.

**ZIONS BANCORPORATION, N.A.  
SUCCESSOR BY MERGER & NAME  
CHANGE TO AMEGY MORTGAGE  
COMPANY LLC AND CENLAR  
FEDERAL SAVINGS BANK**

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**IN THE DISTRICT COURT**

\_\_\_\_\_ **JUDICIAL DISTRICT**

**OF HARRIS COUNTY, TEXAS**

**TEMPORARY RESTRAINING ORDER**

1. On this date the Application for an Emergency Temporary Restraining Order of Plaintiffs, John F. Thrash and Rebecca C. Cason, that was incorporated into the Plaintiffs' Original Petition and Emergency Application for Temporary Restraining Order to Prevent Immediate Sale of Real Property Scheduled for December 3, 2024, at 10:00 a.m. filed in this cause was heard and considered before this court.

2. Based upon the pleadings, exhibits, records, and documents filed by counsel and presented to the Court, as well as the arguments of counsel at the hearing, IT CLEARLY APPEARS:

A. That unless Defendants Zions Bancorporation, N.A. Successor by Merger and Name Change to Amegy Mortgage Company L.L.C. and Cenlar Federal Savings Bank and their successors and/or assigns are immediately restrained and enjoined, the Defendants will proceed with foreclosure and foreclose upon Plaintiffs' homestead and real property described in their Petition and Plaintiffs will suffer an immediate and irreparable harm and will have no adequate remedies under the law, and these Defendants will commit the foregoing before notice and a hearing on Plaintiffs' Application for Temporary Injunction.

B. Plaintiffs will suffer an irreparable harm if these Defendants, and/or any of their agents, employees, attorneys, trustees, substitute trustees, successors, and/or assigns are not restrained immediately because Plaintiffs will lose possession of their homestead and real property, which is unique and irreplaceable, and there is no adequate remedy at law to grant Plaintiffs complete, final, and equitable relief.

C. Plaintiffs have provided notice to the Defendants, through the Law Office of Robertson, Anschutz, Schneid, Crane & Partners, who is the local foreclosure attorney processing the foreclosure, of the filing of the Plaintiffs' Petition, at least two (2) hours before this Court conducted this hearing.

3. IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that Defendants Zions Bancorporation, N.A. Successor by Merger and Name Change to Amegy Mortgage Company L.L.C. and Cenlar Federal Savings Bank, and each of their agents, employees, attorneys, trustees, substitute trustees, successors, and/or assigns are each hereby ORDERED to immediately cease and desist from proceeding with any and all efforts to foreclose upon Plaintiffs' real property described in Plaintiffs' Petition which is commonly known as 306 Longwoods Lane, Houston, Texas, 77024, and that these Defendants are immediately enjoined and restrained from the date of entry of this order until fourteen (14) days hereafter, or until further order of this Court.

4. IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Plaintiffs' Application for Temporary Injunction be heard on December 13, 2024 at 8:30 am o'clock in the courtroom of the 55th Judicial District Court of Harris County, and that the Defendants are commanded to appear at that time and provide reasons, if any, why a temporary injunction should not be issued against said Defendants.

5. The clerk of the above-entitled court shall issue a notice of the entry of a temporary restraining order in conformity with the law and the terms of this order, to include a copy of this order, upon the posting by Plaintiffs of the bond hereinafter set forth.

6. This order shall not be effective until Plaintiffs deposit with the Harris County District Clerk a bond in the amount of \$ 200, or in the form of a check drawn from the Plaintiffs' counsel's business checking account, in due conformity with applicable law.

This order expires on December 16, 2024, ~~2024~~

SIGNED on \_\_\_\_\_, 2024, at \_\_\_\_\_ a.m./p.m.

Signed:

12/2/2024

5:09 PM

PRESIDING JUDGE



Unofficial Copy Office of Marilee Burgess District Clerk