CAUSE NO. 2024-60608

NISSAN MOTOR ACCEPTANCE COMPANY LLC,	§ §	IN THE DISTRICT COURT			
V.	\$ 8	157th JUDICIAL DISTRICT			
	8 §				
A & F HOLDINGS, LLC d/b/a BAYSIDE MITSUBISHI,	\$ \$				
v.	\$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$				
	§				
MITSUBISHI MOTORS NORTH AMERICA, INC.	8 §	HARRIS COUNTY, TEXAS			
	SOLIDATED WITH (SE NO. 2024-76260@				
CAU	SE NO. 2024-76260	<i>)</i> /			
A & F USA PROPERTIES, LLC	s s	IN THE DISTRICT COURT			
v.		333rd JUDICIAL DISTRICT			
NISSAN MOTOR ACCEPTANCE COMPANY LLC,	S S	HARRIS COUNTY, TEXAS			
AGREED	MOTION TO RELEA	ASE			
TEMPORARY IN UNCTION ORDER BOND					

TO THE HONORABLE JUDGE TANYA GARRISON:

A & F USA Properties, LLC and Nissan Motor Acceptance Company LLC hereby file their Agreed Motion to Release Temporary Injunction Order Bond, and would respectfully show the Court the following:

1. Nissan Motor Acceptance Company ("NMAC") filed Cause No. 2024-60608 on September 9, 2024 and a temporary restraining order was signed in this matter.

2. The undersigned legal counsel for NMAC posted the TRO bond in the amount of One Hundred and 00/100 Dollars (\$100.00) on September 11, 2024. A true and correct copy of

the related Clerk's Certificate of Cash Deposit in Lieu of Injunction Bond per Order of the Court is attached hereto as Exhibit "1" and incorporated herein for all purposes.

3. On September 23, 2024, the Court signed a Temporary Injunction.

3. Upon the Parties' motion, the Temporary Injunction Order was dissolved by order of this Court on November 25, 2024.

4. Accordingly, the parties request that the \$100.00 temporary munction order bond, along with the accumulated interest, be released to the undersigned legal counsel at their address listed below.

PRAYER

The parties request that the Court GRANT this motion and enter an Order releasing the subject \$100 temporary restraining order bond, along with the accumulated interest, to Nissan Motor Acceptance Company LLC's undersigned legal counsel and for such other and further relief, both general and special, at law or in equity, to which the parties are justly entitled.

By:

Respectfully submitted,

/s/ Melissa Vest Susan Mathews Texas Bar No. 05060650 smathews@bakerdonelson.com Melissa Vest Texas Bar No. 24096002 mvest@bakerdonelson.com BAKER DONELSON 1310 McKinney, Suite 3700 Houston, Texas 77010 (713) 650-9700 – Telephone (713) 650-9701 – Facsimile ATTORNEYS FOR NISSAN MOTOR ACCEPTANCE COMPANY LLC and

By: <u>/s/ Robert C. Vilt w/permission</u> ROBERT C. VILT Texas Bar Number 00788586 Email: clay@viltlaw.com VILT LAW 5177 Richmond Avenue, Suite 1142 Houston, Texas 77056 Telephone: 713.840,7570 Facsimile: 713.840,7570

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing document has been forwarded to all counsel of record in accordance with Texas Rules of Civil Procedure 21a on January 27, 2025.

/s/Melissa Vest Melissa Vest

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.

Lani Magby on behalf of Melissa Vest Bar No. 24096002 Imagby@bakerdonelson.com Envelope ID: 96614422 Filing Code Description: Motion (No Fee) Filing Description: Agreed Motion to Release Temporary Injunction Order Bond Status as of 1/27/2025 10:05 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
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