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P-11

Receipt Number: 1007248
Tracking Number: 74399010

THE STATE OF TEXAS

WRIT OF SEQUESTRATION

CAUSE: 202445997

FILED

Marilyn Burgess
District Clerk

IN THE 151st JUDICIAL DISTRICT COURT
OF HARRIS COUNTY, TEXAS

01-24-25

JAN 24 2025

Plaintiff:
ALLY BANK

Time: 8:00am
By: [Signature]
Harris County, Texas
Mail Processing Clerk

Defendant:
MUHARIB, WISAM

WHEREAS, in a certain cause now pending in this the 151st Judicial District Court of Harris County, Texas, in Cause No. 202445997 wherein ALLY BANK, Plaintiff and MUHARIB, WISAM Defendants, the said plaintiff ALLY BANK has made application and given bond for a Writ of Sequestration.

Therefore, the Sheriff or any Constable within the State of Texas is hereby commanded to take into his possession the following described personal (or real) property, valued in plaintiff's affidavit at the sum of \$100,475.12, via: **SEE ATTACHED ORDER AND EXHIBITS** if it be found at **4711 WARING ST HOUSTON TX 77027**
2023 Chevrolet Corvette
Vehicle ID No. 1G1YC2D43P5114518, in your County and keep the same subject to the further order of the Court, unless the same is replevied according to the provisions of law and the Texas Rules of Civil Procedure.

IN ACCORDANCE WITH THE CERTIFIED COPY OF THE ORDER OF THE COURT HERETO ATTACHED

TO DEFENDANT(S): **MUHARIB, WISAM, 4711 WARING ST, HOUSTON TX 77027**
OR WHEREVER HE/SHE MAY BE FOUND

You are hereby notified that certain properties alleged to be owned by you have been sequestered. If you claim any rights in such property, you are advised:

"YOU HAVE A RIGHT TO REGAIN POSSESSION OF THE PROPERTY BY FILING A REPLEVY BOND. YOU HAVE A RIGHT TO SEEK TO REGAIN POSSESSION OF THE PROPERTY BY FILING WITH THE COURT A MOTION TO DISSOLVE THIS WRIT."

HEREIN FAIL NOT, but have you this Writ with your return thereon showing how you have executed the same before this Court on the Monday, next after the expiration of 20 days from the date of service of this Writ of Sequestration.

GIVEN UNDER MY HAND, and seal of said Court at my office in Houston, Harris County, Texas, on **October 31, 2024**.

Issued at the request of:
TABOR, GRANT MATTHEW
13105 NORTHWEST FREEWAY, SUITE
HOUSTON, TX 77040-0000
713-565-5751



Marilyn Burgess

Marilyn Burgess, District Clerk
Harris County, Texas
201 Caroline Street, Houston Texas 77002
(PO Box 4651, Houston, Texas 77210)

Bar Number: 24027905

Generated By: CHANDRA LAWSON

RECORDER'S MEMORANDUM
This instrument is of poor quality
at the time of imaging.

CAUSE NUMBER: 202445997

PLAINTIFF: ALLY BANK

vs.

DEFENDANT: MUHARIB, WISAM

In the 151st

Judicial District Court of

Harris County, Texas

OFFICER - AUTHORIZED PERSON RETURN

Came to hand on the _____ day of _____, 20____, at _____ o'clock _____M. and executed on the _____ day of _____, 20____, at _____ o'clock _____M. by _____ in _____ County, Texas by delivering to each of the within named defendant's in person a true copy of this Writ, together with the accompanying copy of _____ at the following times and place to wit.

| NAME | DATE | TIME | PLACE | MILEAGE |
|------|------|------|-------|---------|
| | | | | |
| | | | | |
| | | | | |
| | | | | |

Total Fees Collected: \$ _____

_____ Sheriff/Constable
 _____ County, Texas
 By: _____ Deputy

Unofficial Copy Office of Marilyn Bunches District Clerk

THE STATE OF TEXAS

WRIT OF SEQUESTRATION

CAUSE: 202445997

IN THE 151st JUDICIAL DISTRICT COURT
OF HARRIS COUNTY, TEXAS

Plaintiff:
ALLY BANK

Defendant:
MUHARIB, WISAM

Delivery this _____ day of _____, 20____
ALAN ROSEN, Constable
Precinct # 1, Harris County
By _____
Deputy

WHEREAS, in a certain cause now pending in this the 151st Judicial District Court of Harris County, Texas, in Cause No. 202445997 wherein ALLY BANK, Plaintiff and MUHARIB, WISAM Defendants, the said plaintiff ALLY BANK has made application and given bond for a Writ of Sequestration.

Therefore, the Sheriff or any Constable within the State of Texas is hereby commanded to take into his possession the following described personal (or real) property, valued in plaintiff's affidavit at the sum of \$100,475.12. via: **SEE ATTACHED ORDER AND EXHIBITS** if it be found at **4711 WARING ST HOUSTON TX 77027**
2023 Chevrolet Corvette

Vehicle ID No. 1G1YC2D43P5114518, in your County and keep the same subject to the further order of the Court, unless the same is replevied according to the provisions of law and the Texas Rules of Civil Procedure.

IN ACCORDANCE WITH THE CERTIFIED COPY OF THE ORDER OF THE COURT HERETO ATTACHED

TO DEFENDANT(S): **MUHARIB, WISAM, 4711 WARING ST, HOUSTON TX 77027**
OR WHEREVER HE/SHE MAY BE FOUND

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GIVEN UNDER MY HAND, and seal of said Court at my office in Houston, Harris County, Texas, on **October 31, 2024**.

Issued at the request of:
TABOR, GRANT MATTHEW
13105 NORTHWEST FREEWAY, SUIT
HOUSTON, TX 77040-0000
713-565-5751



Marilyn Burgess

Marilyn Burgess, District Clerk
Harris County, Texas
201 Caroline Street, Houston Texas 77002
(PO Box 4651, Houston, Texas 77210)

Bar Number: 24027905

FILED
Marilyn Burgess
District Clerk

Generated By: CHANDRA LAWSON

JAN 24 2025
Time: 8:00am
By *[Signature]*
Harris County, Texas
Mail Processing Clerk

CAUSE NUMBER: 202445997

PLAINTIFF: ALLY BANK

vs.

DEFENDANT: MUHARIB, WISAM

In the 151st

Judicial District Court of

Harris County, Texas

OFFICER - AUTHORIZED PERSON RETURN

Came to hand on the _____ day of _____, 20____, at _____ o'clock _____M. and executed on the _____ day of _____, 20____, at _____ o'clock _____M. by _____ in _____ County, Texas by delivering to each of the within named defendant's in person a true copy of this Writ, together with the accompanying copy of _____ at the following times and place to wit.

| NAME | DATE | TIME | PLACE | MILEAGE |
|------|------|------|-------|---------|
| | | | | |
| | | | | |
| | | | | |
| | | | | |

Total Fees Collected: \$ _____

_____ Sheriff/Constable

_____ County, Texas

By: _____ Deputy

Unofficial Copy Office of Marilyn Burgess District Clerk

Constable Return of Individual

Cause #: 202445997

Tracking #: 74399010

In the case of ALLY BANK VS MUHARIB, WISAM a SEQUESTRATION and attached ORDER FOR ISSUANCE OF WRIT OF SEQUESTRATION was issued by the 151st Judicial District court of HARRIS County, TX and came to hand on the 4 day of November, 2024 at 8:03AM to be delivered at 4711 WARING ST, HOUSTON, TX 77027 by delivering to: PROPERTY

Attempted Service

(Attempted service at 4711 WARING ST, HOUSTON, TX, 77027 unless otherwise noted.)

| Date | Time | Deputy Name | Agency | Service Attempt Type | Attempted Address | Remarks |
|------------|-------------|----------------|--------|----------------------|---------------------------------------|---|
| 1/17/2025 | 8:46:12 AM | VINCENT GUERRA | 1 | RTC UNSERVED | 4711 WARING ST HOUSTON TX 77027 | UNABLE TO MAKE CONTACT WITH DEFENDANT DUE TO BAD ADDRESS. NEED MORE INFORMATION ON LOCATION OF DEFENDANT. |
| 1/14/2025 | 12:57:12 PM | VINCENT GUERRA | 1 | OTHER | 4711 WARING ST HOUSTON TX 77027 | CLOSED GATE, WAS ABLE TO MAKE ENTRY, NO ONE ANSWERED DOOR, LOOKS ABANDONED BUSINESS OFFICE. |
| 12/9/2024 | 7:29:02 AM | VINCENT GUERRA | 1 | OTHER | 4711 WARING ST HOUSTON TX 77027 | NO CONTACT OR VISUAL ON VEHICLE. |
| 12/9/2024 | 7:11:01 AM | VINCENT GUERRA | 1 | PHONE CALL / EMAIL | 4711 WARING ST HOUSTON TX 77027 | ALTERNATE ADDRESS - 3813 FULTON ST. 77009 |
| 12/3/2024 | 8:04:41 AM | VINCENT GUERRA | 1 | PHONE CALL / EMAIL | 4711 WARING ST HOUSTON TX 77027 | EMAILED ATTORNEY FOR FURTHER INFORMATION, LAST EMAIL WAS 11/11/24, NO RESPONSE YET. |
| 11/11/2024 | 8:24:18 AM | VINCENT GUERRA | 1 | PHONE CALL / EMAIL | 4711 WARING ST HOUSTON TX 77027 | EMAILED ATTORNEY ON BAD ADDRESS. |
| 11/11/2024 | 8:18:53 AM | VINCENT GUERRA | 1 | BAD ADDRESS | 4711 WARING ST HOUSTON TX 77027 | LOT WITH HOUSE BEING BUILT, UNDER CONSTRUCTION. |

NOT EXECUTED to the defendant: PROPERTY

The information received as to the whereabouts of the said defendant being:

Constable Return of Individual

Cause #: 202445997

Tracking #: 74399010

Fee Due \$ 0.00

by Deputy VINCENT GUERRA - 1C28
Printed

Alan Rosen , Constable Precinct #1
Harris County Texas

Deputy Signature 

1302 Preston, 3rd Floor
Houston Texas 77002
7137555200

Attempts: 7

Total Attempts: 7

Unofficial Copy Office of Marilyn Burgess District Clerk

2024-45997 / Court: 151

CAUSE NO. _____

Ally Bank,
Plaintiff

Wisam Muharib,
Defendant

§
§
§
§
§
§
§
§

IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

JUDICIAL DISTRICT

WSEQX
STBNX

ORDER FOR ISSUANCE OF WRIT OF SEQUESTRATION

At the hearing on Plaintiff's Application a Writ of Sequestration in this cause, Plaintiff appeared by and through its attorney of record. The hearing was conducted without notice to Defendant.

After reviewing the papers on file, the application submitted by counsel, the appropriate law, and the facts of this case, the Court finds as follows:

1. This cause is still pending in this court.
2. Ally Bank ("Plaintiff") is seeking damages from Defendant and enforcement of Plaintiff's asserted ownership interest and right to possession of 2023 Chevrolet Corvette, Vehicle ID Number 1G1YC2D43P5114518 (the "Vehicle");
3. The Vehicle may be located at 4711 Waring St, Houston, TX 77027;
4. Plaintiff established that Defendant hid, is about to hide, disposed of, or is about to dispose of the Vehicle so as to defraud Plaintiff;
5. Sequestration of the Vehicle is necessary to prevent Defendant from concealing, disposing of, or removing the Vehicle during the pendency of this suit as:
 - a) The Vehicle is rapidly depreciating assets, the concealment of which decreases the remaining value of the Vehicle;

- b) The Vehicle is or may be uninsured, jeopardizing Plaintiff's interest in the Vehicle, should it be lost, stolen or damaged, and endangering the welfare of the driving public at large;
- c) Defendant has refused to properly respond to correspondence or telephone calls, and refused Plaintiff's lawful right to repossession of the Vehicle; and
- d) The amount owed on the Vehicle \$100,475.12 exceeds its fair market value and there is no equity that Defendant may have in the Vehicle.

It is therefore ORDERED that a Writ of Sequestration be issued, conditioned that Plaintiff shall post a bond in the amount of \$ 85,000.00, payable to Defendant, conditioned and approved as required by law.

It is FURTHER ORDERED, ADJUDGED AND DECREED that Defendant shall comply with the Writ of Sequestration (the "Writ") issued in connection with this Order. Defendant shall surrender the Vehicle and the keys to the Vehicle to any law enforcement officer charged with execution of the Writ and shall disclose the location of the Vehicle to any law enforcement officer charged with execution of the Writ.

It is FURTHER ORDERED, ADJUDGED AND DECREED that failure to abide by the terms of this order shall be subject to contempt of court.

It is FURTHER ORDERED, ADJUDGED and DECREED that the Clerk of this Court shall IMMEDIATELY upon signature of this Order issue a writ of sequestration for the recovery of the above-described Vehicle.

It is FURTHER ORDERED, ADJUDGED and DECREED that the Harris County Constable(s), or any other Constable or person authorized by law, is hereby authorized to use and/or authorize such force as is necessary, including breaking any locks, to gain access to the

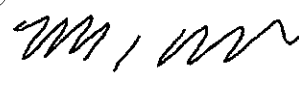
Vehicle named above located at 4711 Waring St, Houston, TX 77027, or at any other location where the Vehicle is found, by whatever means necessary, for the purpose of executing the writ of possession herein granted.

Defendant may replevy the Vehicle in the bond amount of \$100,475.12.

It is FURTHER ORDERED that in the event Defendant fails to replevy the Vehicle within ten (10) days after the levy of the writ and service of notice on Defendant, the officer having the Vehicle in possession shall deliver the Vehicle to the Plaintiff without bond and without further order of this Court.


SIGNED on the _____ day of _____, 2024.

Signed:
9/18/2024



DISTRICT JUDGE PRESIDING

By: _____


Grant M. Tabor
TX Bar # 24027905
Email: gtabor@logs.com
Attorney for Ally Bank
13105 Northwest Freeway, Suite 960
Houston, TX 77040
Telephone: (713) 462-2565
Fax: (847) 879-4823



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.
Witness my official hand and seal of office this October 31, 2024

Certified Document Number: 116543277

Marilyn Burgess

Marilyn Burgess, DISTRICT CLERK
HARRIS COUNTY, TEXAS

In accordance with Texas Government Code 51.301 and 406.013 electronically transmitted authenticated documents are valid. If there is a question regarding the validity of this document and or seal please e-mail support@hcdistrictclerk.com

MARILYN BURGESS DISTRICT CLERK

Action : NO FEE DOCUMENTS NOT ANSWERS

Case: 202445997-7

Trans ID: 215576406

Court: 151

Style PLT: ALLY BANK

DEF: MUHARIB, WISAM

| Fee | Description | Amount |
|-----|-----------------------------|----------|
| 121 | CITATION WITH 1 COPY | \$8.00 |
| 129 | WRIT | \$8.00 |
| 350 | CONST-PERSONAL SERVICE | \$75.00 |
| 374 | CONST-WRIT OF SEQUESTRATION | \$150.00 |
| 722 | COPIES - PAPER PRINTED | \$26.00 |

Payment Texas.gov Visa 93011/1/2027 \$267.00
Amount Tendered : \$267.00
Payment Amount: \$267.00
Amount Applied: \$267.00
Change Amount: \$0.00

Received Law Office of Gerald M. Shapiro 12107485
Of 13105 Northwest Freeway Ste 960
Houston, TX 77040

TWO HUNDRED SIXTY SEVEN AND 00/100
*****Dollars

Payment Date: 10/31/2024

File Date: 7/23/2024

Customer Signature _____

Assessed By: USER, CONVERSION

Validated: 10/31/2024 By: SYSTEM GENERATED, Texas.gov 104

Manual Receipt Nbr: 0

Comment: Envelope number: 93765973 - 0

Unofficial Copy Office of Marilyn Burgess District Clerk