<u>Skip to Ma</u>	Skip to Main Content Logout My Account Search Menu New Civil & Family Search Refine Search Back		Search Back	Location : All Civil & Family Courts Help		
		ISTER OF ACT E No. 199-01559-				
John Howard and Amy Howard vs PNC Mortgage, a Division of PNC Bank, § NA, Successor to National City Bank, and National City Mortgage, a § Division of National City Bank of Indiana § § §				Location:	Civil Old - Accounts, Contracts, Notes 04/16/2010 199th District Court 05-17-01484-CV	
		PARTY INFORMATION				
Defendant	National City Mortgage <i>Also Known</i> As National City Mortgage, A Division of National City Bank of Indiana				Lead Attorneys Robert F. Maris Retained 214-415-3827(W)	
Defendant	Pnc Mortgage A Division of PNC Bank, N.A. Successor to National City Bank, and National City Mortgage, a Division of National City Bank of Indiana <i>Also Known</i> <i>As</i> PNC Bank, N.A. <i>Also Known As</i> PNC Bank, N.A., successor by merger to National City Bank				Robert F. Maris <i>Retained</i> 214-415-3827(W)	
Plaintiff	Howard, Amy <i>Also Known As</i> Howard, Amy G.				J Neal Prevost Retained 972-808-5044(W)	
Plaintiff	Howard, John <i>Also Known</i> As Howard, John H.				J Neal Prevost Retained 972-808-5044(W)	
	Event	is & Orders of the (Court			
	DISPOSITIONS					
10/11/2017	Final Judgment (Judicial Officer: Tucker, Angela) Party(Howard, John; Howard, Amy)					
02/06/2025	Amended Judgment (Judicial Officer: Tucker, Angela) Comment (Agreed Amended Final Judgment)					
04/16/2010	OTHER EVENTS AND HEARINGS Plaintiff's Original Petition (OCA) \$350.00 Request for Citation \$8.00 Request for Citation \$8.00 Letter Requesting 2nd Citation Be Issued					
04/16/2010	Citation issued PNC Mortgage	Served	04/21/201			
04/16/2010	issued National City Mortgage	Returned Served Returned	05/11/201 04/21/201 05/11/201	0		
	Original Answer of PNC Mortgage & National City Bank Amended Petition Motion					
	to compel production of doc and mot for hearing on obje CANCELED Motion Hearing (9:00 AM) (Judicial Officer Per Attorney M/Compel (anderson) 10/10/2011 Reset by Court to 11/09/2011					
04/19/2012	Letter					
04/24/2012						
04/25/2012	Agreed Scheduling Order General Docket Entry		aat 8 04 - #			
10/01/2012	Agreed Scheduling Order signed 4/24/12. Conformed co Designation of Plantific Designation of Expert Witness	opy returned to Prev	ost & Shatt.			
12/19/2012	Plaintiff's Designation of Expert Witness Motion for Continuance Motion to Continue Trial Setting and to Compel Mediatic	on				

12/21/2012	Amended
01/03/2013	Amended and Agreed Motion to Continue Trial Setting Order for Continuance Order Granting Motion to Continue
03/25/2013	Notion for Continuance Plaintiff's Second Agreed Motion to Continue Trial Setting
04/16/2013	Order for Continuance
04/22/2013	Order Granting Motion to Continue CANCELED Trial Before the Court (9:00 AM) (Judicial Officer Tucker, Angela) Continuance Granted Per served Schaduling Order signed 4/24/12
	Per agreed Scheduling Order signed 4/24/12. 01/14/2013 Reset by Court to 01/14/2013
	01/14/2013 Reset by Court to 04/22/2013
05/30/2013	Order of referral to mediation
05/31/2013	Letter
09/12/2013	of referal to mediation Discovery Control Plan and Scheduling Order
	Jury Fee Paid \$40.00 CANCELED Trial Before the Court (9:00 AM) (Judicial Officer Tucker, Angela) Reset
01/23/2014	Amended Petition Plaintiff's Second Amended Petition
01/24/2014	Amended Petition
01/24/2014	Plaintiff's Third Amended Petition Amended Petition
02/04/2014	Plaintiff's Third Amended Petition Notice of Hearing
02/06/2014	Notice Of Hearing Motion for Summary Judgment
02/19/2014	Plaintiff's Motion For Partial Summary Judgment Response
02/24/2014	Defendant's Response to Plaintiffs' Motion for Summary Judgment Response
02/25/2014	Plaintiff's Reply to Defendant's Response to Plaintiffs' Motion for Partial Summary Judgment Motion for Summary Judgment (9:00 AM) (Judicial Officer Tucker, Angela)
02/25/2014	10 mins per side Special Exceptions
02/25/2014	Defendants' Special Exceptions to Plaintiff's Third Amended Petition General Docket Entry Parties appeared through counsel. Court heard argument. Defendant shall file sur-reply no later Friday, February 28, 2014. Court will take the
02/28/2014	
03/04/2014	Defendants' Sur Reply to Plaintiff's Reply to Defendant's Response to Plaitniffs' Motion for Summary Judgment Motion Plaintiff's Motion to Strike Portions of Defendants' Sur Reply to Plaintiffs' Reply to Defendant's Response to Plaintiff's Motion for Partial Summary
03/10/2014	Judgment Notice of Hearing
00/10/2014	Notice of Hearing on Plaintiffs' Motion to Strike Portions of Defendants' Sur Reply to Plaintiffs' Reply to Defendants' Response to Plaintiffs' Motion for Partial Summary Judgement
	CANCELED Pre Trial (1:30 PM) (Judicial Officer Tucker, Angela) Other
03/24/2014 10/17/2014	
10/24/2014	Motion to Compel Motion to Withdraw
10/30/2014	Defendant's Motion to Withdraw and Substitute Counsel Order of Withdrawal of Counsel
	Order on Defendants' Motion to Withdraw and Substitute Counsel Amended Answer
	Defendants' First Amended Answer, Counterclaims, and Request for Disclosure Motion for Summary Judgment
	Defendants' Traditional and No-Evidence Motion for Summary Judgment
03/10/2015	
03/10/2015	Plaintiff's Answer and Affirmative Defenses to Defendant's First Amended Answer and Counterclaims Original Answer
03/11/2015	
03/11/2015	Plaintiffs' Motion for Court to Rule on Motions in Due Order of Pleading Notice of Hearing
03/17/2015	
03/17/2015	
03/18/2015	Defendants' Reply to Plaintiffs' Response to Defendants' Traditional and No-Evidence Motion for Summary Judgment Motion for Summary Judgment (9:00 AM) (Judicial Officer Tucker, Angela) 10 mins per side; Motion for Judge to Rule in Order of Pleadings. 10 mins total for this motion.
03/18/2015	
03/18/2015	General Docket Entry
04/14/2015	Argument on MSJ. Court will enter ruling on docket sheet and forward written ruling at a later date AMT Motion to Withdraw Unopposed Motion to Allow Matthew W. Lindsey to Withdraw as Counsel

04/22/2015 Order of Withdrawal of Counsel Order Granting Unopposed Motion to Allow Matthew W Lindsey to Withdraw as Counsel 07/13/2015 Motion Defendants' Motion for Pretrial Conference 07/22/2015 Notice of Hearing Notice of Status Hearing Status (9:00 AM) (Judicial Officer Tucker, Angela) 08/25/2015 08/25/2015 General Docket Entry Conference with Counsel. Court will sign proposed order. Parties will obtain a trial date. - AMT 09/29/2015 Motion Defendants' Motion to Enter Trial Setting 09/30/2015 Motion Defendants' Motion to Enter Scheduling Order and Trial Setting 10/23/2015 Letter Letter to Court Filing Scheduling Order 10/28/2015 Discovery Control Plan and Scheduling Order 11/09/2015 Supplemental Plaintiffs/Counter-Defendants' Supplemental Affirmative Defense 12/29/2015 Motion Plaintiff's Motion for Additional Time to File Motion for Summary Judgment 12/29/2015 Notice of Hearing Notice of Hearing on Plaintiffs' Motion for Additional Time to File Motion for Summary Judgment 01/04/2016 CANCELED Motion Hearing (8:30 AM) (Judicial Officer Tucker, Angela) Agreement Reached Motion for Additional Time to File Motion for Summary Judgment 01/04/2016 Order Granted Order Granting Plaintiff's Motion for Additional Time to File Motion for Summary Judgment 01/11/2016 Discovery Control Plan and Scheduling Order 03/24/2016 Motion for Summary Judgment Defendants' Traditional Motion for Summary Judgment 05/02/2016 Motion Defendants' Motion in Limine 05/11/2016 CANCELED Pre Trial (1:30 PM) (Judicial Officer Tucker, Angela) Requested Trial Setting 01/21/2016 Reset by Court to 05/11/2016 05/16/2016 CANCELED Jury Trial (9:00 AM) (Judicial Officer Tucker, Angela) Requested Trial Setting 01/25/2016 Reset by Court to 05/16/2016 08/04/2016 Notice of Hearing Amended Notice of Hearing 09/14/2016 Response Plaintiffs' Response to Defendant's Motion for Traditional Summary Judgment 09/21/2016 Motion for Summary Judgment (9:00 AM) (Judicial Officer Tucker, Angela) 09/21/2016 General Docket Entry Parties appeared through counsel. Agreement read into the record. Parties are scheduled for mediation on this case and the companion case on Monday, September 26, 2016. Parties will argue law and facts on the trial date if they do no reach an agreement. - AMT 09/27/2016 Rule 11 Agreement 10/24/2016 Affidavit of Business Records 10/31/2016 Motion to Consolidate Joint Motion to Consolidate 11/03/2016 Motion for Continuance Motion to Continue Trial Setting 11/11/2016 **Original Petition (Comment)** Plaintiff's Original Petition and Request for Disclosures 11/11/2016 Service Return John Howard- 05/19/15 11/11/2016 Service Return Amy Howard- 05/29/15 **Original Answer** 11/11/2016 Defendant's Original Answer, Affirmative Defenses and Request for Disclosures 11/11/2016 **Amended Petition** Plaintiff's First Amended Petition 11/11/2016 Motion for Summary Judgment Plaintiff's Traditional Motion for Summary Judgment 11/11/2016 Correspondence Correspondence Requesting Final Trial Setting 11/11/2016 Motion Plaintiff's Motion to Request Redaction 11/11/2016 Notice Notice of Status Hearing 11/11/2016 Jury Charge Jury Fee Paid; Defendant's Jury Demand 11/11/2016 Motion to Quash Plaintiff's Motion to Quash Deposition of Brian J. Arthur and Korrine McGrew 11/11/2016 Comment CANCELED- Dismissal for Want of Prosecution 11/11/2016 **Rule 11 Agreement** 10-13-15 11/11/2016 Notice of Hearing Amended Notice of Hearing 11/11/2016 Motion Defendant's Motion to Compel Production of Documents 11/11/2016 Notice of Hearing Notice of Hearing on Defendant's Motion to Compel Production of Documents

11/11/2016 Certificate of Deposition (Bill of Cost Form) Reporters Certification Deposition of Korrine McGrew November 3, 2015 11/11/2016 Notice of Hearing Notice of Hearing on Defendants' Motion to Compel Production of Documents 11/11/2016 Motion for Continuance Defendant's First Verified Motion for Continuance of Hearing on Plaintiff's Motion for Summary Judgment and Resetting of Jury Trial Date 11/11/2016 Notice of Hearing 11/11/2016 Response Defendant's Response to Plaintiff's Traditional Motion for Summary Judgment Objection to Summary Judgment Evidence and Points and Authorities in Support Thereof 11/11/2016 Amended Amended Certificate of Service 11/11/2016 Response Plaintiff's Response to Defendants' Motion to Compel 11/11/2016 Amended Second Amended Notice of Hearing 11/11/2016 Agreed Order Agreed Order Granting Motion to Compel Production of Documents 11/11/2016 Discovery Control Plan and Scheduling Order 11/11/2016 Notice of Hearing Third Amended Notice of Hearing Objection 11/11/2016 Defendant's Objection to Assigned Judge 11/11/2016 Order Granted Order Granting Defendant's Objection to Assigned Judge 11/11/2016 Mediation Action Mediation Letter 11/11/2016 Rule 11 Agreement 09-27-16 11/11/2016 Motion Joint Motion to Transfer Venue 11/11/2016 Order Order Granting Joint Motion for Transfer of Venue Order for Continuance 12/07/2016 Order Granting Motion to Continue Counter Claim \$80.00 02/08/2017 Defendant's Second Amended Answer and Counterclaims 02/08/2017 Rule 11 Agreement 02/10/2017 Amended Petition Plaintiffs/Counter Defendant's Fourth Amended Petition; General Denial and Verified Denials: and Affirmative Defenses 03/01/2017 General Docket Entry Case reset to April 5th. Agreed Stipulations shall be filed by March 31, 2017. - AMT 03/03/2017 Amended Answer Defendant's Third Amended Answer and Counterclaims 04/03/2017 Motion Motion for Judgment on Agreed Statement of Facts 04/05/2017 Trial Before the Court (9:00 AM) (Judicial Officer Tucker, Angela) 11/07/2016 Continued to 01/31/2017 - Attorney's Request - Howard, Amy; Howard, John; National City Mortgage; Pnc Mortgage 01/31/2017 Reset by Court to 03/01/2017 03/01/2017 Reset by Court to 04/05/2017 04/21/2017 Brief Defendant's Post- Trial Brief Motion 06/12/2017 Motion to Permit Additional Evidence under Rules 270 and 166a and Modify or Vacate Interlocutory Partial Summary Judgment Order 06/28/2017 Notice of Hearing 07/11/2017 CANCELED Motion Hearing (9:00 AM) (Judicial Officer Tucker, Angela) Reset Motion to Permit Additional Evidence 07/18/2017 CANCELED Motion Hearing (9:00 AM) (Judicial Officer Tucker, Angela) Reset 07/27/2017 Notice of Hearing Amended Notice of Hearing Motion Hearing (9:00 AM) (Judicial Officer Tucker, Angela) 09/18/2017 Motion to Permit Additional Evidence 09/18/2017 General Docket Entry Motion Hearing. Court heard testimony and argument. Motion Denied. - AMT 10/03/2017 Letter Letter to Judge Tucker 10/19/2017 Mailed Judgment Letters 10/26/2017 Request for Findings of Fact and Conclusions of Law Defendant's Request for Findings of Fact and Conclusions of Law 10/31/2017 Appeals - Req for Reporter's Record Defendant's Request for Preparation of Complete Reporter's Record 11/10/2017 Motion - New Trial - Civil \$80.00 Defendants/Counter-Plaintiffs' Motion for New Trial 11/15/2017 Notice of Hearing 11/27/2017 Notice Notice of Past Due Findings of Fact and Conclusions of Law 12/18/2017 CANCELED Motion for New Trial (8:30 AM) (Judicial Officer Tucker, Angela) Per Attorney 12/27/2017 **Appeals - Notice Of Appeal** Defendants' Notice of Appeal / 05-17-01484-CV

12/28/2017	Appeals - Filed NOA with the COA
40/00/0047	and emailed to Court Reporter
12/28/2017	Appeals - Correspondence Request for Designation of Clerk's Record to Appellant Attorney
12/29/2017	Appeals - Correspondence
	05-17-01484-CV
01/12/2018	Appeals - Request for Clerk's Record
01/16/2018	Request and Designation of Clerk's Record on Appeal Appeals - Reg for Reporter's Record
	Appeals - Correspondence
	Cost letter to Appellant Attorney
	Appeals - Clerk's Record Paid \$ Appeals- Clerk's Record
	Appeals - Correspondence
	Findings of Fact and Conclusions of Law
	John and Amy Howard's Proposed Findings of Fact and Conclusions of Law
06/26/2018	Notice Notice of Lack of Trial Court Jurisdiction Pending Appeal
10/15/2018	Address Change
	Notice of Change of Attorney Contact Information
	Appeals - Cover Letter
00/25/2019	Appeals - Judgment And Opinion Reverse and Remand in Part and Affirm in Part
09/23/2019	Appeals - Correspondence
	The Supreme Court of Texas
11/20/2019	Appeals - Cover Letter The Supreme Court of Texas
11/20/2019	Appeals - Order
	The Supreme Court of Texas - Abated until 12/16/19
01/22/2020	Appeals - Correspondence
02/01/2021	The Supreme Court of Texas - Abatement Lifted Appeals - Cover Letter
02/01/2021	Supreme Court
02/01/2021	Appeals - Judgment And Opinion
02/09/2021	Supreme Court Per Curiam and Judgment Appeals - Correspondence
03/06/2021	Supreme Court of Texas
03/08/2021	Appeals - Mandate
02/00/2024	Supreme Court of Texas Mandate - Case Remanded to 5th COA
03/08/2021	Appeals - Correspondence Supreme Court of Texas Bill of Costs
09/20/2021	Appeals - Cover Letter
09/20/2021	Appeals - Judgment And Opinion
11/03/2021	Opinion on Remand - Affirmed Appeals - Correspondence
11/00/2021	Supreme Court of Texas
11/04/2021	Appeals - Correspondence
01/27/2022	Supreme Court of Texas Appeals - Correspondence
0112112022	Supreme Court of Texas
09/02/2022	Appeals - Correspondence
11/07/2022	Supreme Court of Texas Appeals - Correspondence
11/07/2022	Supreme Court of Texas
05/15/2023	Appeals - Correspondence
05/15/2022	Supreme Court of Texas - Argued December 1, 2022
05/15/2023	Appeals - Cover Letter Supreme Court of Texas
05/15/2023	Appeals - Judgment And Opinion
06/06/0000	Supreme Court of Texas - Judgment Affirmed
00/20/2023	Appeals - Cover Letter Supreme Court of Texas
06/26/2023	Appeals - Correspondence
	Supreme Court of Texas - Bill of Costs
06/26/2023	Appeals - Mandate Supreme Court of Texas - Judgment Affirmed
08/02/2023	Notice of Appearance
06/14/2024	
06/40/2024	Motion for Entry of Amended Final Judgment
08/13/2024	Notice of Hearing Response
	Plaintiffs' Written Response to Defendant's Motion to Enter Judgment and Plaintiffs' Affirmative Motion for Judgment and Award of Attorney's Fees
08/19/2024	
	Defendant PNC Bank, N.A's Reply in Support of its Motion for Entry of Amended Final Judgment and Response to Plaintiffs Motion for Entry of Judgment
08/21/2024	Motion to Enter (9:00 AM) (Judicial Officer Tucker, Angela)
	Judge's Docket Entry
02/14/2025	Hearing on Motion to Enter. Court heard argument; rulings made in favor of Plaintiff. Order forthcoming AMT
02/14/2020	Judgment Letters

FINANCIAL INFORMATION

Defendant Pnc Mortgage Total Financial Assessment Total Payments and Credits Balance Due as of 02/19/2025		1,392.00 1,392.00 0.00
05/06/2010 Transaction Assessment		5.00
05/06/2010 E-filing Receipt # DC-11950-2010	Pochyla, Chris	(5.00)
02/19/2014 Transaction Assessment		` 2.0Ó
02/19/2014 Payment Receipt # DC-12439-2014	Pnc Mortgage	(2.00)
02/25/2014 Transaction Assessment		2.00
02/25/2014 Payment Receipt # DC-13959-2014	Pnc Mortgage	(2.00)
02/28/2014 Transaction Assessment		2.00
02/28/2014 Payment Receipt # DC-15198-2014	Pnc Mortgage	(2.00)
10/31/2014 Transaction Assessment		2.00
10/31/2014 Payment Receipt # DC-86851-2014	Pnc Mortgage	(2.00)
02/09/2017 Transaction Assessment	Dra Marteana	75.00
02/09/2017 Payment Receipt # DC-04715-2017 11/13/2017 Transaction Assessment	Pnc Mortgage	(75.00) 80.00
11/13/2017 Payment Receipt # DC-40821-2017	Pnc Mortgage	(80.00)
01/24/2018 Transaction Assessment	File Moligage	1.224.00
01/24/2018 Payment Receipt # DC-02706-2018	Hopkins, Mark D	(1,224.00)
		(., 1.00)

	Plaintiff Howard, Amy Total Financial Assessmen Total Payments and Credits Balance Due as of 02/19/2	3		42.00 42.00 0.00
10/01/2012	Transaction Assessment			5.00
10/01/2012		Receipt # DC-36631-2012	Prevost, J. Neal	(5.00)
12/19/2012	Transaction Assessment			5.00
12/19/2012		Receipt # DC-49248-2012	Prevost, J. Neal	(5.00)
09/13/2013	Transaction Assessment			30.00
09/13/2013		Receipt # DC-47684-2013	Prevost & Shaff Attorneys at Law	(30.00)
01/24/2014	Transaction Assessment			2.00
01/24/2014	Payment	Receipt # DC-05897-2014	Howard, Amy	(2.00)

	Plaintiff Howard, John Total Financial Assessmer Total Payments and Credit Balance Due as of 02/19/	is		330.00 330.00 0.00
				0.00
	Transaction Assessment			258.00
04/16/2010	Transaction Assessment			20.00
04/16/2010		Receipt # DC-09993-2010	Prevost, J. Neal	(278.00)
04/16/2010				13.00
04/16/2010		Receipt # DC-10004-2010	Prevost, J. Neal	(13.00)
06/16/2011	Transaction Assessment			5.00
06/16/2011	Payment	Receipt # DC-20605-2011	Prevost, J. Neal	(5.00)
09/08/2011	Transaction Assessment			5.00
09/08/2011	Payment	Receipt # DC-31231-2011	Prevost, J. Neal	(5.00)
12/21/2012	Transaction Assessment			5.00
12/21/2012		Receipt # DC-49586-2012	Howard, John	(5.00)
03/25/2013				5.00
03/25/2013		Receipt # DC-14758-2013	Prevost, J. Neal	(5.00)
01/23/2014				2.00
01/23/2014		Receipt # DC-05741-2014	Howard, John	(2.00)
01/24/2014	Transaction Assessment			2.00
01/24/2014		Receipt # DC-05898-2014	Howard, John	(2.00)
02/04/2014	Transaction Assessment		Linuary Jahn	2.00
02/04/2014		Receipt # DC-08305-2014	Howard, John	(2.00)
02/10/2014			Linuary Jahn	2.00
02/10/2014 02/24/2014		Receipt # DC-09134-2014	Howard, John	(2.00) 2.00
		Dessint # DC 12012 2011	Llowerd John	
02/24/2014	Payment Transaction Assessment	Receipt # DC-13812-2014	Howard, John	(2.00)
03/04/2014		Receipt # DC-15597-2014	Howard, John	2.00
03/04/2014 03/10/2014		Receipt # DC-15597-2014	Howard, John	(2.00) 2.00
03/10/2014		Receipt # DC-17375-2014	Howard, John	(2.00
10/20/2014	5	Receipt # DC-17375-2014	Howard, John	2.00
10/20/2014		Receipt # DC-83220-2014	Howard, John	(2.00)
09/02/2015	Transaction Assessment	Neceipi # DC-03220-2014	Howard, John	(2.00)
09/02/2015		Receipt # DC-33178-2015	Howard, John	(1.00)
06/18/2018		Receipt # DC-55170-2015	Howard, John	2.00
06/18/2018		Receipt # DC-21366-2018	Howard, John	(2.00)
00/10/2010	1 aymont	100-2010	Howard, John	(2:00)
l	I			