

920551

CAUSE NO. 819,925

JAMES T. EVANS  
d/b/a EVANS & FAIR  
Plaintiff

IN COUNTY CIVIL COURT AT LAW

NO. ONE (1)

COMMERCE COMMERCIAL  
LEASING  
Defendant

HARRIS COUNTY, TEXAS

RECEIVED  
2005 JUN 24 PM 12:30  
CLERK OF COURTS  
HARRIS COUNTY TEXAS  
N/S

SUMMARY JUDGMENT

CAME ON TO BE HEARD, on this the \_\_\_ day of June 2005, Plaintiff's Motion for Partial Summary Judgment. Having reviewed the pleadings and evidence on file and hearing the arguments of counsel, the Court finds that the Motion is ~~void~~ and should be GRANTED:

CHANCELLER  
CLERK OF COURTS  
HARRIS COUNTY TEXAS  
05 JUN 26 2005  
BY: [Signature]

777-73-0153

IT IS THEREFORE ORDERED, that the lease entered into between James T. Evans d/b/a Evans & Fair and NorVergence on or about September 5, 2003 and assigned to Commerce Commercial Leasing on or about October 20, 2003 is hereby declared void *ab initio*.

IT IS FURTHER ORDERED, that Defendant is to pay Plaintiff the amount of \$ 4,000.00 as attorney's fees and expenses and post judgment interest at the rate of 8% per annum.

IT IS FURTHER ORDERED, that Defendant is to pay Plaintiff the sum of \$2,370.66, and pre-judgment interest from the date of filing and post judgment interest at the rate of 8% per annum.

IT IS FURTHER ORDERED, that Defendant is to pay Plaintiff the sum of \$1,000 if any action beyond the issuance of a writ of execution in Texas is necessary to enforce

A CERTIFIED COPY  
AUG 31 2005

ATTEST:  
BEVERLY B. KAUFMAN, County Clerk  
Harris County, Texas

  
Deputy  
CANDACE ANDERSON

said judgment, \$5,000 for an appeal to the First or Fourteenth Court of Appeals and \$10,000 for any appeal to the Texas Supreme Court. Plus,

IT IS FURTHER ORDERED, that Defendant is enjoined from making any derogatory comments on any of Plaintiff's credit reports and must correct and derogatory statements made to any credit bureau regarding Plaintiff.

Signed this the AUG 25 2005 day of June 2005

  
\_\_\_\_\_  
JUDGE PRESIDING

777-73-8154

APPROVED AND ENTRY REQUESTED:

  
\_\_\_\_\_  
Victoria Fair Woo  
Attorney for Plaintiff

FILED  
2005 AUG 25 PM 3:20  
COUNTY CLERK  
HARRIS COUNTY TEXAS

RECORDER'S MEMORANDUM  
At the time of recording, this instrument was found to be inadequate for the best photographic reproduction because of illegible content or photo copy, discolored paper, etc. All markings, notations and changes were present at the time this instrument was filed and recorded.

A CERTIFIED COPY  
AUG 31 2005

ATTEST:  
BEVERLY B. KAUFMAN, County Clerk  
Harris County, Texas

  
\_\_\_\_\_  
CANDACE ANDERSON Deputy