

NO. Redacted

IN THE MATTER OF
THE MARRIAGE OF

Redacted
AND
Redacted

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IN THE DISTRICT COURT

255TH JUDICIAL DISTRICT

DALLAS COUNTY, TEXAS

EMERGENCY MOTION FOR APPOINTMENT OF RECEIVER

This Emergency Motion for Appointment of Receiver is brought by Redacted, Respondent, who shows in support:

1. Petitioner, Redacted, and Respondent, Redacted, are the owners of real property located at Redacted, more particularly known as TO BE FILLED IN.

2. On June Redacted, Redacted and Redacted

agreed on the terms of sale for the property described in this motion and entered into a contract with the real estate broker, Redacted, to execute the sale of said property, the exclusive contract is attached hereto as Exhibit "A". Since the Parties listed the community home, Petitioner has aggressively caused delay and impeded the sale of the home, as shown in the documents attached hereto as Exhibit "B". On June Redacted a written offer for asking price \$300,000, was made, attached hereto as Exhibit "C". Petitioner declined the offer. Petitioner is using the home as a weapon to control Respondent into giving him the community property that he wants and when Respondent does not agree to do what he wants Petitioner delays the sale. Petitioner moved out of the home on June Redacted and is now refusing to pay the monthly mortgage payment and utilities as he always has, therefore possibly causing the

home to be in danger of foreclosure if it is not sold quickly. Unless a receiver is appointed to immediately take charge and control of the property, there is danger that the community estate will suffer irreparable loss. There is no adequate remedy at law except for the appointment of a receiver.

3. **Redacted** requests that the Court assess an appropriate bond and that **Redacted** be restrained temporarily, immediately without hearing, and after notice and hearing be temporarily enjoined from foreclosing, seeking to foreclose, or taking or attempting to take possession of the property described in this petition.

Redacted prays that the Court grant this Motion for Appointment of Receiver.

Respectfully submitted,

Redacted
Redacted

Redacted

Certificate of Service

I certify that a true copy of this Motion for Appointment of Receiver was served in accordance with rule 21a of the Texas Rules of Civil Procedure on the following on July 10,

Redacted

Redacted by electronic filing manager.

Redacted

NOTICE: THIS DOCUMENT
CONTAINS SENSITIVE DATA

NO. Redacted.

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THE MARRIAGE OF

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Redacted

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255TH JUDICIAL DISTRICT

DALLAS COUNTY, TEXAS

ADDITIONAL TEMPORARY ORDERS

On October Redacted, the parties came before the court for additional temporary orders.

Appearances

Petitioner, Redacted, appeared in person and through his attorney of record, Redacted and announced the parties had reached the following agreement.

Respondent, Redacted, appeared in person and through attorney of record, Redacted and announced the parties had reached the following agreement.

Property and Parties

The Court finds that the following additional orders respecting the property and parties are necessary and equitable.

The parties both agree and IT IS ORDERED that Attorney Redacted is appointed as Power of Attorney for Redacted and Redacted is appointed as Power of Attorney for Redacted for the purpose of selling the parties residence and property located at Redacted.

). The parties agree to this appointment. The parties agree that Redacted

Redacted shall be used to list and sell the residence. The net sales proceeds from the sale of the residence and property shall be put in escrow with the court until final trial or agreement of parties unless there is an agreement directing other distribution signed by both attorneys and both parties and filed with the court.

At Court **Redacted** tendered to **Redacted** \$2,580 by Cashier's Check and \$1,300 in cash toward the four payments previously ordered and now due of \$1,285 each, totaling \$5,140 owed. **Redacted** shall pay the remaining \$1,200 by 5pm on October 17, **Redacted** in cash or cashier's check at **Redacted**. He will continue timely monthly payments as previously ordered in court on July 22, **Redacted** until the house is sold and these payments relate back to the July 22, **Redacted** hearing.

The parties agree and IT IS ORDERED that both sides file with the court and exchange sworn Inventory & Appraisements with supporting documents by **Redacted**.

Redacted agrees he shall respond to Discovery Request propounded on **Redacted** and it is so ORDERED.

Duration

These Temporary Orders shall continue in force until the signing of the Final Decree of Divorce or until further order of this Court. The prior Temporary Orders from the hearing on July 22, **Redacted** and signed by the court entered on October 16, **Redacted** remain in full force and effect.

SIGNED on **Redacted**

Redacted

APPROVED AS TO FORM ONLY:

Redacted

Redacted


KAREN M.

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