

22-00105

CSD VAN ZANDT LLC
Plaintiff

v.

UDO BIRNBAUM
Defendant

§ IN THE DISTRICT COURT
§ 294TH JUDICIAL DISTRICT
§ VAN ZANDT COUNTY, TX

MOTION TO STAY WRIT OF POSSESSION

1. The process is defective. A district court has no jurisdiction over possession, only the JP court of the precinct. See It's the Berrys vs. Edom Corner Amarillo COA 2008, this very court under your predecessor, Hon. Teresa Drum. A fiasco.
2. Writ of possession is upon a judgment of possession. There exists no judgment of possession.
3. No. 22-00105 is a jury case. You may be able to dispose a case by DISPOSITIVE motions such as MSJ - but you cannot enter judgment in a jury case – without a jury. This is AMERICA, remember?
4. There has been no jury finding that I am a tenant. I have been my own Lord on my place for 42 years.
5. You have watched this mess upon me since 1994 or so, starting with Richard Ray's BEAVER case upon me, because you told me so, and the Westfall case upon me. Then you as DA in 2015, talking me out of continuing my rusty wheelbarrow into the courthouse. Then the matter of me taking my big "this court gone batshit crazy" posters into judge Drum's courtroom. Also you asking for cow manure, you KNOW that I am not a tenant!
6. And us meeting with CSD's Katryna Watkins in chambers, and her sudden departure after that dynamite Zoom deposition she did upon Lisa Girot, and your sudden inquiry into Girot, then stop, and now this?
7. You know I am 86 years old, had a stroke, and you do this upon me? FUCK YOU, MR. MARTIN.

Certificate of Service (3 documents) Today September 6, 2023, by Certified Mail 7021 2720 0002 2602 1240 to Corey Kellam, Flowers Davis, 1021 ESE Loop 323, Suite 200, Tyler, Texas 75701