

Cause No. 00-00619

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THE LAW OFFICES OF
G. DAVID WESTFALL, P.C.

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IN THE 294TH DISTRICT COURT

VS.

OF

UDO BIRNBAUM

VAN ZANDT COUNTY, TEXAS

TO ANY SHERIFF OR ANY CONSTABLE WITH THE STATE OF TEXAS: GREETING:

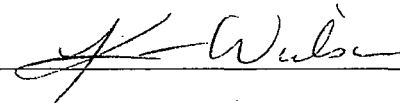
WHEREAS on the 30th day of July, 2002, in the Honorable 294th District Court of Van Zandt County, Texas in Cause No. 00-00619 and as styled above; **THE LAW OFFICES OF G.DAVID WESTFALL, P.C.** recovered a judgment against **UDO BIRNBAUM, 540 Van Zandt County Road 2916, Eustace, TX 75124-7280**, for the sum of **\$15,817.60, pre-judgment of 2,156.15, attorney fees in the amount of \$61,806.91**, Dollars with interest thereon from the 11th day of April 2002 at the rate of 10% per annum, and all costs of suit. This said judgment was revived in said court on the 13th day of June 2014.

THEREFORE, you are commanded that out of the property of the said **UDO BIRNBAUM, 540 Van Zandt County Road 2916, Eustace, TX 75124-7280**, subject to execution by law, you cause to be made the sum of **\$15,817.60, pre-judgment of 2,156.15, attorney fees in the amount of \$61,806.91**, Dollars with interest thereon from the 11th day of April 2002 at the rate of 10% per annum, together with the sum of **\$1,185.80** costs of suit, and also the cost of executing this writ and you will forthwith execute this writ according to law and the mandates thereof.

HEREIN FAIL NOT, but make due return of this execution to said District Court within 90 days from the date of issuance hereof, with your return thereon endorsed showing how you have executed the same.

ISSUED AND GIVEN UNDER MY HAND AND SEAL OF SAID COURT, at Canton, Texas, this, the 18th day of July, 2014.

ATTEST: Karen Wilson, District Clerk
121 E. Dallas, Room 302
Canton, Texas 75103
Van Zandt County, Texas

By  Clerk

I HEREBY CERTIFY that the foregoing Bill of Costs; amounting to **\$1,185.80**, is a true bill of the costs adjudged against the defendant, in the above numbered and entitled cause, wherein this writ of execution is issued.

BILL OF COSTS		
Clerk's Fee.....	\$	15.00
Records Preservation Fee.....	\$	5.00
Citation Fee	\$	8.00
Sheriff's Service Fee		\$450.00
Legal Services For Indigents	\$	10.00
Writ.....	\$	16.00
Statewide Electronic Filing Sytems.....	\$	10.00
District Clerk Technology Fund	\$	5.00
Writ	\$	8.00
Other.....		\$658.80

Plaintiff "Law Offices P.C.
no longer exists!
Can't do "Execution" in
the name of a non-
existent entity!
BUT THEY DID!
FRAUD AND
DECEPTION FROM
START TO END!

TOTAL COSTS DUE FROM DEFENDANT ===== **\$1,185.80**

FILE COPY

Corporations Section
P.O.Box 13697
Austin, Texas 78711-3697



Roger Williams
Secretary of State

Forfeiture pursuant to Section 171.309 of the Texas Tax Code
of
THE LAW OFFICES OF G. DAVID WESTFALL, A
PROFESSIONAL CORPORATION

File Number : 91607102

Certificate / Charter forfeited : February 11, 2005

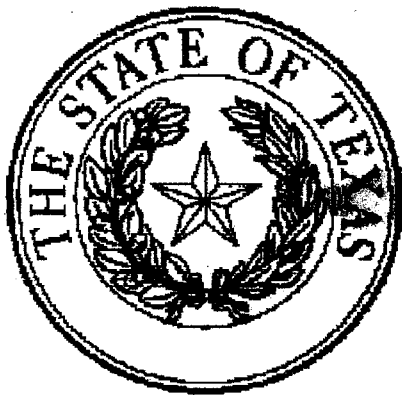
The Secretary of State hereby determines and finds the following:

1. The Secretary of State received certification from the Comptroller of Public Accounts under Section 171.302 of the Texas Tax Code that there are grounds for forfeiture of the charter or certificate of authority of the referenced entity.
2. That the entity has not revived its forfeited corporate privileges within 120 days after the date that the corporation privileges were forfeited.
3. The Comptroller of Public Accounts has determined that the entity does not have assets from which a judgment for any tax, penalty, or court costs imposed under Chapter 171 of the Code may be satisfied.

It is therefore ordered that charter or certificate of authority of the referenced entity be forfeited without judicial ascertainment and that the proper entry be made upon the permanent files and records of such entity to show such forfeiture as of the date hereof.

Can't do "Execution" - in 2014 - in the name of a dead entity. But they DID!

Plaintiff "Law Offices P.C. no longer exists!
Can't do "Execution" in the name of a non-existent entity! BUT THEY DID!
FRAUD AND DECEPTION FROM START TO END!



Roger Williams
Secretary of State

Come visit us on the Internet @<http://www.sos.statc.tx.us/>

Cause No. 00-00619

THE LAW OFFICES OF G. DAVID WESTFALL, P.C. VS. UDO BIRNBAUM, Defendant/Counter Plaintiff G. DAVID WESFALL, CHRISTINA WESTFALL, AND STEFANI PODVIN, Counter-Defendants	§ § § § § § § § § §	IN THE 294 TH DISTRICT COURT OF VAN ZANDT COUNTY, TEXAS
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TO ANY SHERIFF OR ANY CONSTABLE WITH THE STATE OF TEXAS: GREETING:


WHEREAS on the 9th day of August, 2002, in the Honorable 294th District Court of Van Zandt County, Texas in Cause No. 00-00619 and as styled above; **CHRISTINA WESTFALL AND STEFANI WESTFALL** recovered a judgment against **UDO BIRNBAUM, 540 Van Zandt County Road 2916, Eustace, TX 75124-7280**, for the sum of **\$12,800.00, attorney fees in the amount of \$50,085.00**, Dollars with interest thereon from the 30th day of **July 2002** at the rate of 10% per annum, and all costs of suit. This said judgment was revived in said court on the 14th day of November 2014.

THEREFORE, you are commanded that out of the property of the said **UDO BIRNBAUM, 540 Van Zandt County Road 2916, Eustace, TX 75124-7280**, subject to execution by law, you cause to be made the sum of **\$12,800.00, attorney fees in the amount of \$50,085.00**, Dollars with interest thereon from the 30th day of **July 2002** at the rate of 10% per annum, together with the sum of **\$635.00** costs of suit, and also the cost of executing this writ and you will forthwith execute this writ according to law and the mandates thereof.

HEREIN FAIL NOT, but make due return of this execution to said District Court within **90** days from the date of issuance hereof, with your return thereon endorsed showing how you have executed the same.

ISSUED AND GIVEN UNDER MY HAND AND SEAL OF SAID COURT, at Canton, Texas, this, the 17th day of August, 2015.

ATTEST: Karen Wilson, District Clerk
121 E. Dallas, Room 302
Canton, Texas 75103
Van Zandt County, Texas

By  Clerk

I HEREBY CERTIFY that the foregoing Bill of Costs; amounting to **\$635.00**, is a true bill of the costs adjudged against the defendant, in the above numbered and entitled cause, wherein this writ of execution is issued.

<u>BILL OF COSTS</u>	Citation Fee	\$ 8.00
	Sheriff's Service Fee.....	\$600.00
	Abstract	\$ 8.00
	Writ	\$ 16.00
	Copy	\$ 3.00

TOTAL COSTS DUE FROM DEFENDANT ===== **\$635.00**

COURT RETURN

SHERIFF'S RETURN

Came to hand the 28 day of March 2014 at 11:27 o'clock A M and executed at _____ in _____ County, Texas on the _____ day of _____ 20____ at _____ o'clock _____ M by levying upon and seizing the following described property as property of the defendant, and situated in _____ County, Texas, viz: Deputy unable to locate Judgment Debtor to make demand.

Unable to locate Assets sufficient to satisfy the judgments

And afterwards, on the _____ day of _____ 20____ advertised the same for sale at the courthouse door of _____ County/ _____ on the _____ day of _____ 20____ being the _____ of the month (*by advertisement in the English language, published once a week for 3 consecutive weeks preceding such sale, the first publication appearing not less than 20 days immediately preceding the day of sale, beginning on the _____ day of _____ 20____ in the _____, a newspaper published in the County of _____ stating in said advertisement the authority by virtue of which said sale was to be made, the time of levy, the time and place of sale, a brief description of the property to be sold, the number of acres, the original survey, its locality in the county and the name by which the land is generally known), (by written advertisement posted for _____ successive days next before the day of sale at 3 public places in the county of _____ on of which is at the Courthouse door of said County, and one was at the place of sale) ** and also delivered/mailed one to each of the within named defendants a copy of said notice of sale; and also mailed a copy of said notice of sale to _____ defendant's attorney of record in said cause.

And on said _____ day of _____ 20____ between the hours of 10 o'clock AM and 4 o'clock PM at the Courthouse door of said County, _____ in pursuance to said advertisement, sold said property at public sale to _____ to whom the same was struck off for the sum of \$ _____ Dollars, that being the highest secure bid for the same; and the said _____ having been paid the sum so bid by _____ h _____ l executed to _____ h _____ a _____ for said property. And after first satisfying the Sheriff's costs accruing under this writ, amounting to the sum of \$ _____ an itemized bill of which appears below, and the further sum of \$ _____ original Court costs; the remainder, being the sum of \$ _____ was paid to _____ whose receipt for the same is herewith presented, and this writ is hereby returned on this the _____ day of _____ 20____.

SHERIFF'S FEES

Executing Writ & return	\$ _____
Executing deeds	\$ _____
Executing _____ bill of sale	\$ _____
_____	\$ _____
_____	\$ _____
TOTAL.....	\$ _____
Original court costs.....	\$ _____
TOTAL AMT IN COSTS	\$ _____

Michael L. Ray Sheriff
Van Zandt County, Texas
By Samuel D. Henson Deputy

*If no newspaper will publish said advertisement then strike out the first clause and leave the clause showing advertisement "posted", etc. If published in newspaper, strike out the clause in regard to posting. ** I sale was at a courthouse of said county, then strike out this last clause, but if sale is elsewhere, strike out and make your form read accordingly.

RETURNED AND FILED this the _____ day of _____ 2000 at _____ o'clock _____ M
LINDA UECKER District Clerk, Kerr County
By _____ Deputy

EXECUTION (with Bill of Costs) Rule 622, Texas Rules of Court

Cause No. 00-00619

THE LAW OFFICES OF
G. DAVID WESTFALL, P.C.

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IN THE 294TH DISTRICT COURT

VS.

OF

UDO BIRNBAUM, Defendant/Counter Plaintiff

G. DAVID WESFALL, CHRISTINA WESTFALL, AND
STEFANI PODVIN, Counter-Defendants

VAN ZANDT COUNTY, TEXAS

TO ANY SHERIFF OR ANY CONSTABLE WITH THE STATE OF TEXAS: GREETING:

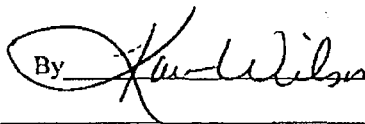
WHEREAS on the 1st day of April, 2004, in the Honorable 294th District Court of Van Zandt County, Texas in Cause No. 00-00619 and as styled above; G. DAVID WESTFALL, P.C. and Counter-Defendants, CHRISTINA WESTFALL AND STEFANI PODVIN recovered a judgment against UDO BIRNBAUM, for the sum of \$125,770.00, Dollars with interest thereon from April 1, 2004 at the rate of 5% per annum, and all costs of suit.

THEREFORE, you are commanded that out of the property of the said UDO BIRNBAUM, subject to execution by law, you cause to be made the sum of \$125,770.00 Dollars with interest thereon from the 1st day of April 2004 at the rate of 5% per annum, together with the sum of \$1,407.00 costs of suit, and also the cost of executing this writ and you will forthwith execute this writ according to law and the mandates thereof.

HEREIN FAIL NOT, but make due return of this execution to said District Court within 90 days from the date of issuance hereof, with your return thereon endorsed showing how you have executed the same.

ISSUED AND GIVEN UNDER MY HAND AND SEAL OF SAID COURT, at Canton, Texas, this, the 23rd day of August, 2015.

ATTEST: Karen Wilson, District Clerk
121 E. Dallas, Room 302
Canton, Texas 75103
Van Zandt County, Texas

By  Clerk

I HEREBY CERTIFY that the foregoing Bill of Costs; amounting to \$1,407.00, is a true bill of the costs adjudged against the defendant, in the above numbered and entitled cause, wherein this writ of execution is issued.

BILL OF COSTS

State General Fund.....	\$ 40.00
Clerk's Fee	\$ 115.00
Law Library.....	\$ 20.00
12 th Court Appellate Fee.....	\$ 5.00
Records Preservation	\$ 10.00
Security Fee	\$ 5.00
Citation Fee	\$ 40.00
Sheriff's Service Fee	\$ 275.00
Legal Services For Indigents	\$ 20.00
Abstract	\$ 24.00
District Clerk Technology Fund	\$ 5.00
Statewide Electronic Filing System	\$ 10.00
E-file costs recovery	\$ 6.00
Writ	\$ 32.00
Sheriff's Service Fee.....	\$800.00

TOTAL COSTS DUE FROM DEFENDANT =====

\$1,407.00