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FILED
Loren Jackson
District Clerk

NO. 2008-21955

NOV 25 2009

DENNIS GUY ERDMAN
Plaintiff,

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IN THE DISTRICT COURT

2:14 PM
Harris County, Texas
By _____
Deputy

vs

269th JUDICIAL DISTRICT

11/25/09

DANIEL GIG ERDMAN
Defendant.

OF HARRIS COUNTY, TEXAS

VEXAO
STBNX

ORDER DECLARING DENNIS GUY ERDMAN A VEXATIOUS LITIGANT

Before the Court is Defendant, DANIEL GIG ERDMAN's motion for order determining Plaintiff, DENNIS GUY ERDMAN, a vexatious litigant and requesting security. The Court, after hearing the testimony, reviewing the evidence presented, and hearing argument, finds for the Defendant and the Motion is hereby GRANTED.

It is ORDERED that DENNIS GUY ERDMAN is a vexatious litigant and is required to post a security in the current litigation because the court finds as follows:

1. There is not a reasonable probability that DENNIS GUY ERDMAN will prevail in this litigation against DANIEL GIG ERDMAN, and
2. In the last seven years, DENNIS GUY ERDMAN has commenced, prosecuted, or maintained in *propria persona* at least (5) five litigations other ^{or than} that small claims court that have been (i) finally determined adversely to DENNIS GUY ERDMAN (ii) permitted to remain pending at least two years without having been brought to trial or hearing, or (iii) determined by a trial or appellate court to be frivolous or groundless under state or federal laws or rules of procedure; or

RECORDED & INDEXED
This instrument is recorded and indexed and not satisfactory for recording and recording and all necessary fees were present at the time of recording.

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3. After litigation has been finally determined against him, DENNIS GUY ERDMAN repeatedly relitigates or attempts to relitigate in *propria persona*, the validity of the determination or the cause of action, claim, controversy, or any of the issues of fact or law against the same defendant, or
4. DENNIS GUY ERDMAN has previously been declared to be a vexatious litigant by a state or federal court in an action or proceeding based on the same or substantially similar facts, transition, or occurrence.

IT IS FURTHER ORDERED that DENNIS GUY ERDMAN post security for the benefit of the Defendant, DANIEL GUY ERDMAN in the amount of (\$10,000) ten-thousand dollars. This amount is to ensure payment to DANIEL GUY ERDMAN of at least a portion of his reasonable expenses, cost, and attorney's fees incurred in connection with this litigation.

IT IS FURTHER ORDERED that DENNIS GUY ERDMAN post the security with the clerk of the court by the end of the 15th day of December, 2009.

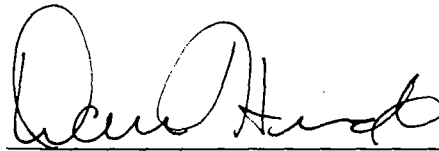
IT IS FURTHER ORDERED that in the event DENNIS GUY ERDMAN fails to post the security by the designated date, this case shall be dismissed.

IT IS FURTHER ORDERED that in the event DENNIS GUY ERDMAN non-suits this case before the date designated to post security, or fails to post security and causes this case to be dismissed pursuant to this Order, DENNIS GUY ERDMAN is prohibited from filing, in *propria persona*, any new litigation in any court in this State unless he first obtains written permission from the local administrative judge of the Court in which DENNIS GUY ERDMAN intends to file such new litigation.

DENNIS GUY ERDMAN is hereby NOTIFIED that he is subject to punishment for contempt if he fails to obey this Order. If found guilty of contempt, DENNIS GUY ERDMAN may be punished by a fine of up to \$500 and sentenced to six (6) months in jail.

It is further ORDERED, ADJUDGED, AND DECREED that the Harris County District Clerk shall provide the Office of Court Administration of the Texas Judicial System a copy of this Order.

SIGNED this 25th day of November, 2009



JUDGE PRESIDING



I, Loren Jackson, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date
Witness my official hand and seal of office
this _____

Certified Document Number: _____

LOREN JACKSON, DISTRICT CLERK
HARRIS COUNTY, TEXAS

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