

NO. D-1-FM-04-004690

IN THE INTEREST OF

§
§
§
§
§
§
§

IN THE DISTRICT COURT

HANNAH STRITZINGER, JAMES
STRITZINGER AND LUCY
STRITZINGER

98TH JUDICIAL DISTRICT

CHILDREN

TRAVIS COUNTY, TEXAS

**FINAL ORDER DECLARING JOHN S. STRITZINGER, III A VEXATIOUS LITIGANT
AND ISSUING A PREFILING ORDER PROHIBITING JOHN S. STRITZINGER,
FROM FILING ANY FURTHER LAWSUITS WITHOUT PERMISSION
OF THE LOCAL ADMINISTRATIVE JUDGE**

Filed in The District Court
of Travis County, Texas

APR 03 2012 JA

At L. Sop. M.
Amalia Rodriguez-Mendoza, Clerk

On March 29, 2012, a hearing was conducted to consider the Motion of Katherine Wright to Declare John S. Stritzinger, III a Vexatious Litigant and for Security pursuant to Chapter 11 of the Texas Civil Practice & Remedies Code. Katherine Wright appeared for the hearing by and through her attorneys of record. John S. Stritzinger, III, *pro se*, despite having received actual notice of the hearing, failed to appear. Having considered the evidence, testimony presented, and applicable law, the court finds that it has jurisdiction, venue is proper in Travis County, and the motion is meritorious and should be GRANTED;

The Court finds that there is not a reasonable probability that *pro se* litigant John S. Stritzinger, III will prevail in the litigation set for final hearing on March 29, 2012, and that after a prior litigation was finally determined against John S. Stritzinger, III, he repeatedly relitigates or attempts to relitigate, in *propia persona*, the validity of such determination against the same party as to whom the prior litigation was finally determined. Further, the Court finds that John S. Stritzinger, III repeatedly relitigates or attempts to relitigate, in *propia persona*, the cause of action, claim, controversy, and issues of fact and law determined or concluded by the final determination against the same party as to whom the litigation was finally determined;

IT IS, THEREFORE, ORDERED that Katherine Wright's Motion to Declare John S. Stritzinger, III a Vexatious Litigant is GRANTED;

IT IS FURTHER ORDERED that John S. Stritzinger, III be and hereby is declared a Vexatious Litigant pursuant to §11.054 of the Texas Civil Practice & Remedies Code;

IT IS FURTHER ORDERED that John S. Stritzinger, III be and hereby is prohibited from filing in *propria persona* any new litigation in a court of this State unless he obtains an order from the local administrative judge permitting the filing, as authorized by §11.102 of the Texas Civil Practice & Remedies Code. Any request for filing a new litigation shall first be served on Katherine Wright by written notice not less than three days before such request is submitted to the local administrative judge, pursuant to Tex. R. Civ. P. 21, with a copy to James M. Richardson, Richardson + Burgess LLP, 221 W. 6th Street, Suite 900, Austin, Texas 78701. Subject to the foregoing, this cause remains permanently assigned to the 345th Judicial District Court of Travis County, Texas;

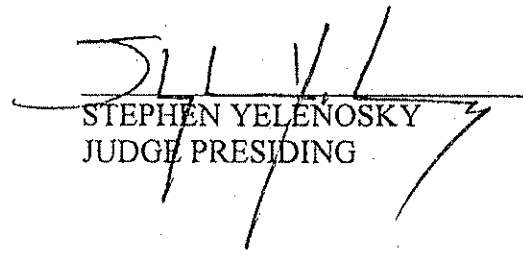
IT IS FURTHER ORDERED that the District Clerk of Travis County shall provide the Office of Court Administration of the Texas Judicial System with a copy of this prefiling order declaring John S. Stritzinger, III to be vexatious litigant and prohibiting the filing of a new litigation as described herein, as authorized by §11.104 of the Texas Civil Practice & Remedies Code; and,

IT IS FURTHER ORDERED that Katherine Wright's Motion for Security is mooted by the denial of the Motion to Modify Parent-Child Relationship filed by John S. Stritzinger, III, on August 31, 2011.

All relief not expressly granted herein is DENIED.

WARNING: PURSUANT TO §11.102 OF THE TEXAS CIVIL PRACTICE & REMEDIES CODE, ANY PERSON WHO DISOBEYS THIS ORDER IS SUBJECT TO BEING FOUND IN CONTEMPT OF COURT.

SIGNED on this 2nd day of April, 2012.


STEPHEN YELENOSKY
JUDGE PRESIDING

APPROVED AS TO FORM:

RICHARDSON + BURGESS L.L.P.
221 West Street, Suite 900
Austin, Texas 78701
(512) 499-8879
(512) 499-8886 (Fax)

By: _____
James M. Richardson
State Bar No. 16864500

ANDRAE LAW, PLLC
Amanda R. Andrae
State Bar No. 24040437
700 Lavaca, Suite 1150
Austin, Texas 78701
Tel: (512) 382-2989
Fax: (512) 479-7910

ATTORNEYS FOR KATHERINE WRIGHT