

FILED

Theresa Chang
District Clerk

OCT 15 2007

✓ PZ
VEXAD

CAUSE NO. 2006-22191

Time: _____
Harris County, Texas

By _____
Deputy
IN THE DISTRICT COURT

LEONARD SHARP, §
Plaintiff, §

VS. §

JP MORGAN CHASE MANHATTAN §
BANK, VINSON & ELKINS, L.L.P., AND §
D. BOBBITT NOEL JR., §
Defendants. §

HARRIS COUNTY, TEXAS

295TH JUDICIAL DISTRICT

ORDER ON CHASE’S MOTION TO DECLARE PLAINTIFF LEONARD SHARP A VEXATIOUS LITIGANT

After considering Defendant JP Morgan Chase Bank, National Association f/k/a The Chase Manhattan Bank’s (“Chase”) Motion for An Order Declaring Plaintiff Leonard Sharp (“Sharp”) a Vexatious Litigant (collectively “Chase’s Motion”), including Chase’s request for a pre-filing order prohibiting the filing of new litigation by Sharp without prior approval from a local administrative judge, any response and reply, and arguments of counsel at the hearing conducted on Chase’s Motion on October 15, 2007, the Court finds that Leonard Sharp satisfies the statutory requirements for a vexatious litigant under § 11.054 of the Texas Civil Practice and Remedies Code.

The Court’s finding is based on its determination, after a hearing, that (1) Sharp has no reasonable probability of succeeding in this action against Chase and (2) in the seven-year period preceding Chase’s Motion, Sharp has commenced more than five litigations other than in small claims court that have been finally determined adversely to Sharp, thereby satisfying the requirements of Texas Civil Practice and Remedies Code § 11.054 (1)(A). Additionally, after a hearing, the Court determined that after certain litigation was finally determined against Sharp he repeatedly attempted to relitigate, in propria persona, both the validity of that determination as well as the same causes of action, claim, controversy, issues of fact and law concluded by that

final litigation, thereby satisfying the requirements of Texas Civil Practice and Remedies Code §§ 11.054 (1)(A) and (2).

Based on the foregoing determinations, the Court hereby GRANTS Chase's motion, declares Plaintiff Leonard Sharp to be a vexatious litigant, and orders that Sharp be prohibited from filing, *in propria persona*, any new litigation in this state without the prior permission of a local administrative judge. If Sharp does not obtain such permission, the court shall dismiss the litigation as to Defendant and grant Defendant any and all further relief it deems just and proper.

Signed this 15th day of Oct., 2007.

Houston 3413457v.1

Tracy Christopher
Judge Presiding