

CAUSE NO. 204-98

MRS. ROSE McCULLOUGH, and	§	IN THE DISTRICT COURT OF
ON BEHALF OF HER MINOR SON	§	
MICHAEL STEWART McCULLOUGH	§	
	§	
vs.	§	JOHNSON COUNTY, TEXAS
	§	
JONATHAN DAVID ELWELL and	§	
NELLIE CAPPS ELWELL	§	18 TH JUDICIAL DISTRICT

ORDER DETERMINING PLAINTIFF A VEXATIOUS LITIGANT

On the 24th day of May, 1999 came on to be heard Defendants' Motion for Order Determining Plaintiff a Vexatious Litigant Requiring Security, Motion for Sanctions for Filing Frivolous Pleadings and Claims, and Motion to Dismiss in the above-styled and numbered cause. After considering the motion, the pleadings, the evidence presented, and the arguments of the parties, and after granting Defendants' Motion to Dismiss, the Court finds that Defendants' Motion for Order Determining Plaintiff a Vexatious Litigant pursuant to Section 11.051 *et seq.* of the Texas Civil Practice and Remedies Code is well taken and should be GRANTED.

IT IS THEREFORE, ORDERED, DECREED AND ADJUDGED that Plaintiff Rose McCullough is a vexatious litigant as that term is defined by Section 11.054 of the Texas Civil Practice and Remedies Code.

IT IS FURTHER ORDERED that Plaintiff Rose McCullough, having been found to be a vexatious litigant, is prohibited from filing any new litigation in a court in this state against any party unless she first obtains permission from the local administrative judge in the judicial district in which

Plaintiff attempts to file such a lawsuit, as required by Section 11.102 of the Texas Civil Practice and Remedies Code.

SIGNED this 26 day of May, 1999 at 8:20 o'clock a.m.



JUDGE PRESIDING BY ASSIGNMENT
M. Kent Sims