

IN THE DISTRICT COURT
NUECES COUNTY, TEXAS
28TH JUDICIAL DISTRICT

ROBERT [STAR] LOCKE

v.

NUECES COUNTY

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CAUSE NO. 10-1605-A

ORDER GRANTING DEFENDANT NUECES COUNTY'S MOTION TO
REQUIRE VEXATIOUS LITIGANT TO FURNISH SECURITY,
AND MOTION TO REQUIRE VEXATIOUS LITIGANT
TO OBTAIN PREFILING PERMISSION

BE IT KNOWN that after considering Defendant, Nueces County's *Motion to Require Vexatious Litigant to Furnish Security, and Motion to Require Vexatious Litigant to Obtain Prefiling Permission*, the response, and arguments of counsel, the Court GRANTS the Motion.

The Court makes the following findings and conclusions:

1. Plaintiff, Robert [Star] Locke, has been declared a vexatious litigant under §11.054 of the Texas Civil Practice & Remedies Code.

THEREFORE, it is ORDERED, ADJUDGED and DECREED that, pursuant to §11.055 of the Texas Civil Practice & Remedies Code, Plaintiff, Robert [Star] Locke, is required to furnish security in this case in the amount of \$5,000.00 for the benefit of Defendant, Nueces County, by Aug 23, 2010.

RECEIVED
AUG 13 2010
OFFICE OF
COURT ADMINISTRATION

RECEIVED
MAY 23 2010
PATSY PERL, DISTRICT CLERK
NUECES COUNTY, TEXAS

IT IS FURTHER ORDERED, ADJUDGED, and DECREED that, pursuant to §11.101 of the Texas Civil Practice & Remedies Code Plaintiff, Robert [Star] Locke, is prohibited from filing, and a clerk of a court in this state shall refuse to accept for filing, any litigation without representation by an attorney unless Robert [Star] Locke obtains an order from the local administrative judge expressly granting permission to file such litigation.

Any violation of this order shall be a contempt of the court.

ORDER SIGNED on 23 July, 2010.



JUDGE PRESIDING

**IN THE DISTRICT COURT
NUECES COUNTY, TEXAS
28TH JUDICIAL DISTRICT**

ROBERT [STAR] LOCKE

v.

NUECES COUNTY

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CAUSE NO. 10-1605-A

**DEFENDANT NUECES COUNTY'S MOTION TO REQUIRE
VEXATIOUS LITIGANT TO FURNISH SECURITY,
AND MOTION TO REQUIRE VEXATIOUS LITIGANT
TO OBTAIN PREFILING PERMISSION**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW DEFENDANT, NUECES COUNTY, and filing its *Motion to Require Vexatious Litigant to Furnish Security, and Motion to Require Vexatious Litigant to Obtain Prefiling Permission* would respectfully show:

INTRODUCTION

1. On April 9, 2010, Plaintiff, Robert [Star] Locke, proceeding *pro se* and *in forma pauperis*, filed the instant case.
2. Previously, on March 24, 2008, by order of the Judge of the 117th Judicial District Court, Nueces County, Texas, in Cause No. 07-6569-B, Plaintiff, Robert [Star] Locke, was declared to be a vexatious litigant pursuant to §11.054 of the Texas Civil Practice & Remedies Code. A certified copy of the March 24, 2008 Order is attached hereto as Exhibit A and is incorporated herein by reference for all purposes.

ARGUMENTS & AUTHORITIES

*Order Vexatious Litigant to Furnish Security
Under Chapter 11 of the Texas Civil Practice & Remedies Code*

3. Pursuant to §11.055 of the Texas Civil Practice & Remedies Code a court shall

DISTRICT CLERK
NUECES COUNTY, TEXAS
ALEXANDRA S. FENEZ
APR 11 2010 11:01 AM
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order the plaintiff who has been determined to be a vexatious litigant to furnish security for the benefit of the moving defendant.

4. Because Plaintiff, Robert [Star] Locke, has been declared a vexatious litigant, the Court should grant this motion and order Plaintiff to furnish security in this case for the benefit of Defendant, Nueces County.

Order Vexatious Litigant to Obtain Prefiling Permission
Under Chapter 11 of the Texas Civil Practice & Remedies Code

5. Pursuant to §11.101 of the Texas Civil Practice & Remedies Code a court may enter an order prohibiting the plaintiff who has been determined to be a vexatious litigant from filing, *in propria persona*, a new litigation in a court in this state without first obtaining permission by the local administrative judge of the court in which the person intends to file the litigation.

6. In addition to the instant case, since being declared a vexatious litigant on March 24, 2008, Plaintiff, Robert [Star] Locke, has filed, *in propria persona*, new litigation, to wit:

A. Cause No. 09-5546-A; *Locke v. Stanley, et al*; In the 28th Judicial District Court, Nueces County, Texas. A certified copy of Plaintiff's Original Petition in Cause No. 09-5546-A is attached hereto as Exhibit B and is incorporated herein by reference for all purposes.

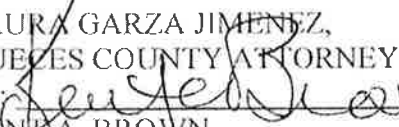
7. Because Plaintiff, Robert [Star] Locke, has been declared a vexatious litigant, but has not been deterred from filing, *in propria persona*, new litigation, the Court should grant this motion and enter an order prohibiting the Plaintiff from filing, *in propria persona*, a new litigation in a court in this state without first obtaining permission by the

local administrative judge of the court in which the person intends to file the litigation.

PRAYER

FOR THESE REASONS, Defendant, Nueces County, prays that Plaintiff, Robert [Star] Locke, having been declared a vexatious litigant by court order dated March 24, 2008, be ordered to furnish security in this case for the benefit of Defendant Nueces County. Further, Defendant Nueces County, prays that the Court will enter an order prohibiting Plaintiff Robert [Star] Locke, from filing, *in propria persona*, a new litigation in a court in this state without first obtaining permission by the local administrative judge of the court in which Robert [Star] Locke intends to file the litigation. Finally, Defendant Nueces County, prays for all such other and further relief, both general and special, to which it may be justly entitled at law or in equity.

Respectfully submitted,

LAURA GARZA JIMENEZ,
NUECES COUNTY ATTORNEY
By: 
KENNA A. BROWN
Assistant Nueces County Attorney
State Bar No. 24031770

ALISSA ADKINS
Chief of Litigation
Assistant Nueces County Attorney
State Bar No. 00785653

901 Leopard, Room 207
Corpus Christi, TX 78401
(361) 888-0391
(361) 888-0577 (fax)

ATTORNEYS FOR DEFENDANT
NUECES COUNTY

CERTIFICATE OF SERVICE

I, the undersigned counsel, do hereby certify that a true and correct copy of this document was served upon:

Robert [Star] Locke

[REDACTED]
[REDACTED]

VIA REGULAR US MAIL &
VIA CM/RRR 7009 2820 0003 8811 7284

on this the 6 day of MAY, 2010.


KENT A. BROWN

Exhibit A

IN THE DISTRICT COURT
OF NUECES COUNTY, TEXAS
THE 117TH JUDICIAL DISTRICT OF TEXAS

STAR LOCKE D/B/A
CONSTRUCTION HEADQUARTERS

PLAINTIFF,

VS.

DAVID H. CRAGO AND BRIN &
BRIN, P.C.

DEFENDANTS.

CAUSE NO. 07-6569-B

ORDER GRANTING DEFENDANTS' MOTION FOR SUMMARY JUDGMENT,
MOTION FOR SANCTIONS, AND MOTION TO DECLARE PLAINTIFF A
VEXATIOUS LITIGANT

The Court has considered Defendants DAVID CRAGO and BRIN & BRIN, P.C.'s Motion for Summary Judgment, Motion for Sanctions, and Motion to Declare Plaintiff a Vexatious Litigant. After consideration, the Court is of the opinion that such motion should be and is hereby GRANTED.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED that Plaintiff take nothing for his claims from Defendants. ~~It is further ordered that Plaintiff be sanctioned in the amount of \$5,000.00 and~~ Plaintiff is hereby declared a vexatious litigant. All relief not expressly granted is denied.

All costs are taxed against the Plaintiff.

This judgment is final and disposes of all claims and all parties.

SIGNED this the 24 day of March, 2008.

Sandra L. Waters
JUDGE PRESIDING

Exhibit B

orig

09-5546-A Cause NO

Star Locke, Plaintiff

IN THE 28th DIST COURT

VS.

William Stanley & Port A Building Materials
Dba Coast Lumber Company

NUECESS COUNTY, TEXAS

LIBEL, SLANDER, FRAUD,
VIOLATION OF DECEPTIVE TRADE PRACTICES ACT
BLACKMAIL, DESTRUCTION OF PRIVATE PROPERTY,
FILLING FALSE DOCUMENTS & CHARGES

PLAINTIFFS' ORIGINAL PETITION

COMES NOW ROBERT [STAR] LOCKE In the above -styled and entitled cause and complains and would show the court the as follows:

A.

PLAINTIFFS is Individual, living in Nueces County and can be served at [redacted]
[redacted] And DEFENDANT William Stanley is an individual residing at [and can be served at] [redacted]
[redacted] & Port A Building Materials is an LLC [dba Coast Lumber Company] who's registered
Agent is Jeff Parnell who can be served at [redacted]

B.

PLAINTIFF, Star Locke dba Locke-Star Inc is /was doing business with DEFENDANTS, Port A Building Material[s dba Coast Lumber Company when approached by Jeff Parnell & by William Stanley to purchase [A] the Lumber Company & [B] family dwelling at 116 E. 11th St both located in Port Aransas Texas. With visits and continued Persistence Defendants attempted to get Patricia to write a \$200,000 check for an "open investment" without STOCK to "save the lumber company from foreclosure". During the negotiations for the check, the lumber company was foreclosed by the Lender Bank and the assets seized. Defendants Persisted in trying to get Patrica Geister To "cut a check for \$2 million for the property and 400,000.00 for the inventory". As Plaintiff Awaited a "Certified Inventory" of the assets, General Manager of the Port A Material Company & of Coast Lumber Company William Stanley called Star Locke and offered up to "sell their interest in" the Property at 116 E. 11st for \$22,000.00 and Their interest in 621 Sandy Land for \$560,000.00.

C.

After convincing taking Patricia Geister thru the property and showing her the house and lot, William Stanley Did convince Plaintiff that he did own the property at 116 E. 11st and that it could make her money as a "fixer upper". Defendant did Then follow Plaintiff Patricia Geister to Her home and convince her to write him out a post dated check to him on Sept 15-2009 for \$22,000,00 for a property he did not own and had any legal right to sell. The Property and yard was filled with trash and debris which

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2009 OCT 27 PM 4:18
CLERK OF COUNTY &
DISTRICT COURTS
NUECES COUNTY TEXAS
[Signature]

FILING FEE
NOT PAID

09307801

10/27/2009

Contractor Locke was in the process of having hauled off when a Realtor from Silver Sands Real Estate office Showed up and explained that neither William Stanley nor Port A Building Material Co. owned said property nor did Defendants have Any right to sell said property. It was Explained to Star Locke that "William Stanley only had only a LEASE on said property and had abandoned the property which was owned by a lady in California and that Defendant Stanley was being evicted for non payment of rent In the thousands". Mr Locke grabbed the phone and informed Patricia Geister to "run to the bank and STOP PAYMENT" on her check which she immediately did.

D.

Once Defendant General Manager & Agent for Port A Building Materials dba Coast Lumber Co, William Stanley found out that a STOP PAYMENT had been issued on the \$22,000.00 he called Mr Locke and threatened "grave consequences to you both unless that check is Replaced". Locke laughed in his face and told him "I will tell you just Like John Wayne once told another coward like you.....I don't Make a habit of talking to vermin.....but TALK IS CHEAP....don't tell me what your going to do to meshow Me"! Star Locke hung up the phone as William Stanley cursed violently vile vulgar words and threats.

E.

Next Patricia Geister found all 4 of her tires on her car had been slashed and Star Locke found his head lights on the CO. Truck had Been smashed out. In a fit of rage and Violence and terrorists acts against the Defendant destroyed the Private property of Plaintiffs the Cost over \$2000.00 to replace. Defendants then filed felony....HOT CHECK Charges against investor Pat Geister with the D.A. and she S Forced to hire a Criminal Attorney to keep from being arrested and going to jail. . So far this Attorney fee PAID is \$1,000.00

F.

Next Defendants placed libelous and slanderous lies on the Internet about Defendants and about their business and about them Personally. These lies, libel and slander are now posted all over the world wide web and impossible to remove which has caused Tremendous financial harm to Plaintiffs and Plaintiffs business. This Internet Posting by Stanley and defendant Coast m.co. Has Destroyed Plaintiffs business reputation in the community and has held Plaintiffs up To disgust and hatred by citizens and Members of the business community. These vile total lies & slander and liable postlgs even were Emailed by Defendant to the local News Paper, the City Building Inspector And all members of The Local Chamber of Commerce. This Libel & Slander by Defendants was so effective that it caused a CONTRACT CANCELLATION for Star Locke dba Locke - Star Inc. With a local Investment Group for the Construction of 20 new Homes. These premeditated evil acts were committed With malice afore thought by DEFENDANTS acts of liable and slander have destroyed Plaintiffs private and business reputaion and and Held Plaintiff up to public humiliations and to hatred and public threats to life and property. Due to the vile nature of severity of the Words and the effectiveness of the liable and slander attack.....Plaintiff can no longer operate as a Respected business in the Community and not one phone call is now received to all the business adds or attempts to do business on Padre Island and Port Aransas.



G.

PLAINTIFFS demand a jury trial and tenders the fee.

WHEREFORE, PREMISES CONSIDERED, Plaintiffs respectfully prays that the defendants be cited to appear and answer herein, and that upon final hearing of the cause that Judgement be entered for plaintiff against Defendants for damages in the amount of :

- A. Libel & Slander\$5 million dollars
- B. Fraud & deception.....\$200,000.00
22,000.00
- c. destruction of private property.....2,000.00
- D. VIOLATION OF TEXAS DECEPTIVE TRADE PRACTICES ACT..... treble damages
- E. Filing false charges.....\$1,000.00
- F. PAIN & SUFFERING.....\$ 2,000,000.00

G. Any other punitive damages within the jurisdictional limits of this court together with pre-judgment interest at maximum rate Allowed by law; and post -Judgment Interest at the legal rate, cost of court, and cost of collections and research and attorneys Fees, if any and any further relief to which plaintiff may be duly and justly entitled Both at law and in equity.

Respectfully Submitted

Star Locke



PRO SE

