

IN THE COUNTY COURT AT LAW NUMBER 5  
EL PASO COUNTY, TEXAS

2014 NOV -3 AM 10:50

EL PASO COUNTY  
BY [Signature]  
DEPUTY

ALLIANCE RIGGERS & CONSTRUCTORS, LTD.,

Plaintiff,

v.

LINDA S. RESTREPO and CARLOS E. RESTREPO  
D/b/a Collectively RDI Global Services and R&D  
International,

Defendants.

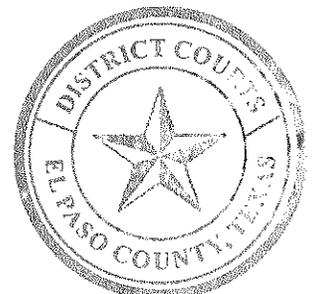
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Cause No. 2012- DCV04523

**ORDER GRANTING PLAINTIFF'S MOTION FOR ORDER DETERMINING  
LINDA S. RESTREPO AND CARLOS E. RESTREPO TO BE VEXATIOUS LITIGANTS**

On the 3 day of Nov, 2014, came on to be heard the Motion for Order Determining Linda S. Restrepo and Carlos E. Restrepo to be Vexatious Litigants and Requesting Security Pursuant to Section 11.051 of the Texas Civil Practice and Remedies Code ("Motion") filed by Plaintiff, ALLIANCE RIGGERS & CONSTRUCTORS, LTD. Plaintiff appeared by and through its attorney of record, R. Wayne Pritchard. CARLOS E. RESTREPO and LINDA S. RESTREPO, although duly notified of this hearing, did not appear. Mike Garcia, Bailiff for County Court at Law Number 5, called the names of CARLOS E. RESTREPO and LINDA S. RESTREPO and they did not respond.

The Court is in receipt from CARLOS E. RESTREPO and LINDA S RESTREPO of a document purporting to be a notice of removal to Federal Court, Case Number 14-CV-0408-DCG. Upon receipt of the foregoing document, the Court contacted the U.S. Clerk's Office and was informed that because the application of CARLOS E. RESTREPO and LINDA S. RESTREPO, to proceed as paupers in Federal Court, has not (as of 10:15 a.m., 11/03/2014) been ruled upon yet, the notice of removal has not been filed but only received



at the U.S. Clerk's Office. Based upon the foregoing the Court proceeded to hear Plaintiff's Motion.

The Court having heard the evidence, arguments of counsel and having reviewed the pleadings filed in this matter, is of the opinion that the Motion should be and the same is hereby **GRANTED**.

The Court finds that there is no reasonable probability that CARLOS E. RESTREPO and LINDA S. RESTREPO would have prevailed in the third party claims alleged against El Paso Crane & Rigging, Inc., Cordova Alliance, LLC, Phillip Cordova, Phillip Pruett, Melody Pruett, Nick Delgado (Lugo), Terry Stevens, Paul D. Cordova, and Frank H. Cordova in Defendants/Counterclaimants Linda Restrepo and Carlos Restrepo's Original Answer and Counterclaim, Jury Demand, Suit on Sworn Account and Request for Disclosure filed on April 18, 2013. The Court further finds that in the seven (7) years immediately preceding the filing of the Motion, CARLOS E. RESTREPO and LINDA S. RESTREPO have commenced, prosecuted or maintained at least five litigations as a pro se litigant other than in small claims court that have been finally determined against them.

The Court further finds that CARLOS E. RESTREPO and LINDA S. RESTREPO, after litigation has been finally determined against them, repeatedly re-litigated or attempted to re-litigate pro se, the cause of action, claim, controversy or issues of fact or law and that CARLOS E. RESTREPO and LINDA S. RESTREPO have been previously declared to be vexatious litigants.

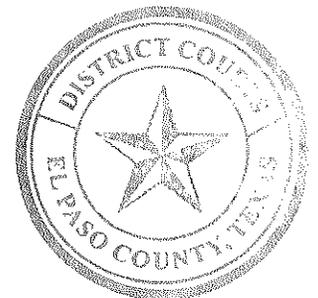
The Court additionally finds that by amended answer, CARLOS E. RESTREPO and LINDA S. RESTREPO, elected not to pursue and dismissed all claims which have been pending against El Paso Crane & Rigging, Inc., Cordova Alliance, LLC, Phillip Cordova,



Phillip Pruett, Melody Pruett, Nick Delgado (Lugo), Terry Stevens, Paul D. Cordova, and Frank H. Cordova since April 2013. Notwithstanding the foregoing, CARLOS E. RESTREPO and LINDA S. RESTREPO have propounded discovery to the dismissed parties and continue to list them as parties in the style of this case.

IT IS, THEREFORE ORDERED that CARLOS E. RESTREPO and LINDA S. RESTREPO are VEXATIOUS LITIGANTS.

IT IS FURTHER ORDERED that should CARLOS E. RESTREPO and LINDA S. RESTREPO desire to pursue any claims involving the issues which are the subject matter of this case in any court, State or Federal, against El Paso Crane & Rigging, Inc., Cordova Alliance, LLC, Phillip Cordova, Phillip Pruett, Melody Pruett, Nick Delgado (Lugo), Terry Stevens, Paul D. Cordova, and Frank H. Cordova, they must, in addition to obtaining permission from the appropriate local administrative judge as described below, furnish security (cash or corporate surety) for the benefit of such parties, in the amount of \$25,000.00, each (\$25,000 for CARLOS E. RESTREPO and \$25,000 for LINDA S. RESTREPO), within seven (7) days of filing same. The foregoing security is an undertaking by CARLOS E. RESTREPO and LINDA S. RESTREPO to assure payment of reasonable expenses incurred in or in connection with the claims commenced by CARLOS E. RESTREPO and LINDA S. RESTREPO against El Paso Crane & Rigging, Inc., Cordova Alliance, LLC, Phillip Cordova, Phillip Pruett, Melody Pruett, Nick Delgado (Lugo), Terry Stevens, Paul D. Cordova, Frank H. Cordova, including costs and attorney's fees. In the event that CARLOS E. RESTREPO and LINDA S. RESTREPO do not furnish the amount of security ordered above within the time period specified, the court in which such claims are pending, shall dismiss all claims of CARLOS E. RESTREPO and LINDA S.



RESTREPO against El Paso Crane & Rigging, Inc., Cordova Alliance, LLC, Phillip Cordova, Phillip Pruett, Melody Pruett, Nick Delgado (Lugo), Terry Stevens, Paul D. Cordova, Frank H. Cordova, without further notice.

IT IS **ADDITIONALLY ORDERED** that CARLOS E. RESTREPO and LINDA S. RESTREPO, as **VEXATIOUS LITIGANTS**, are prohibited from filing, pro se, any new litigation in any court, state or federal, including cases before any appellate court, state or federal, without obtaining permission from the appropriate local administrative judge.

A copy of this Order is to be provided to the Office of Court Administration of the Texas Judicial System within 30 days of the date such order is signed as required pursuant to Section 11.104 of the Texas Civil Practice and Remedies Code.

SIGNED this 3 day of NOV., 2014.



The Honorable Carlos Villa, Presiding Judge  
County Court at Law Number 5

**A TRUE COPY, I CERTIFY**  
NORMA L. FAVELA, District Clerk

  
Deputy

