

SEP 26 2016 NW12

At 9:23a M.  
Velva L. Price, District Clerk

NO. D-1-GN-16-000360

THE STATE OF TEXAS  
*Plaintiff,*

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IN THE DISTRICT COURT OF

v.

TRAVIS COUNTY, TEXAS

MILLENNIUM CLOSING SERVICES, LLC  
D/B/A MILLENNIUM TITLE  
*Defendant.*

53<sup>rd</sup> JUDICIAL DISTRICT

**ORDER GRANTING SPECIAL DEPUTY RECEIVER'S MOTION TO SEVER AND  
EXTEND TEMPORARY INJUNCTION**

On the undersigned date the Court considered the Motion to Sever and Extend Temporary Injunction (the "Motion") filed by CANTILO & BENNETT, L.L.P., in its capacity as Special Deputy Receiver of Millennium Closing Services, L.L.C. d/b/a Millennium Title's (the "SDR" and "Millennium Title," respectively).

The Court finds that, although a Special Master has been appointed in this proceeding under TEX. INS. CODE § 443.007(d), the relief sought in the Motion is outside the scope of the Order of Reference. The Court further finds that notice of the Motion is proper and that there is no opposition to the relief sought.

Based on the pleadings and the evidence submitted, the SDR's Motion should be granted in all respects.

Having considered the pleadings and the evidence submitted,

IT IS THEREFORE ORDERED ADJUDGED AND DECREED as follows:

1. The Motion is GRANTED;
2. The SDR's claims against the Carroll Respondents are severed into a separate lawsuit;
3. The Clerk of the Court shall open a new lawsuit in the 53rd District Court of

Travis County Texas, styled *CANTILO & BENNETT, L.L.P., solely in its capacity as Special Deputy Receiver of Millennium Closing Services, L.L.C. d/b/a Millennium Title v. Nancy B. Carroll, et al.*, and place in the file for the new lawsuit such pleadings, orders and other documents from this case as may be directed by the SDR; D-1-GN-16-007751 - 98th District Court

4. The temporary injunction enjoining the Carroll Respondents and the Bank Respondents is extended until Sept 25, 2017; and
5. All costs of court incurred to date in connection with the SDR's claims against the Carroll Respondents shall be taxed as directed by law or the Court in the new lawsuit.

SIGNED this 26<sup>th</sup> day of September, 2016.

Tim Sueda  
Judge Presiding  
TIM SUEDE