

Case No. CL-17-4453-H

CONN APPLIANCES, INC. D/B/A CONN'S
Plaintiff

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In the County Court at Law No. _____

of

v.
JUAN M RODRIGUEZ

HIDALGO County Texas

Defendant(s)

ORDER APPOINTING RECEIVER

CAME ON to be heard the Application for Appointment of a Receiver of CONN APPLIANCES, INC. D/B/A CONN'S (herein "Applicant"); whereupon, the court, after a review of the papers herein on file, became of the opinion that a Receiver should be appointed to take possession of cash on hand and on deposit at any financial institution where the Defendant (herein "Defendant") holds an account. Based on the pleadings, the evidence and the argument of counsel, the Court finds that the defendant owns non-exempt property that cannot be readily attached or levied on by ordinary legal process. Notwithstanding any contrary language herein, this order does not compel turnover of Defendant's homestead, or checks for current wages or other exempt property.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED by this Court that **Michael J. Adams; Michael J. Adams, PC; 10004 Wurzbach Rd. #292; San Antonio, TX 78230**, is hereby appointed Receiver in this case pursuant to the Texas Turnover Statue with the power and authority to take possession of all cash on-hand and/or on-deposit at any financial institution where the Defendant holds an account; and that all such property shall be held in custodial egis of said Receiver as of the date of this Order.

Defendant is **ORDERED** to immediately turnover to the Receiver within five (5) days from Defendant's receipt of a copy of this Order: 1) together with all documents and financial records which may be requested by the Receiver; 2) all checks, cash, and deposits at any and all financial institutions owned by or in the name of Defendant;

Defendant is **ORDERED** to continue, until the Judgment in this cause is fully paid, to turnover to the Receiver at the Receiver's address all checks, cash, deposits at any and all financial institutions within three (3) days from the Defendant's receipt and possession of such property, if, as and when Defendant becomes in receipt and possession of any such property. Paychecks for current wages are exempt from this order.

In addition to the powers of the Receiver set forth herein, the Receiver shall have the following rights, powers and powers with respect to the Defendant's property, to: 1) obtain from any financial institution, bank, credit union, savings and loan, title company, or any other third party, any deposits or other funds available in the Defendant's account, as well as financial records belonging to or pertaining to the Defendant;

The Receiver **is not** ordered to post bond. The Receiver is directed and authorized to pay to himself as receiver's fees an amount equal to 20% of all proceeds coming into his possession and to distribute the remaining proceeds to the attorney for the plaintiff, as trustee. The Receiver may file an application for a fee exceeding 20% of proceeds coming into his possession with notice and the opportunity for a hearing provided to the plaintiff and the defendant. The receiver's fees and expenses are taxed as costs against the Defendant. The Receiver is further ordered to take the oath of his office.

Signed this _____ day of _____, _____.

Judge Presiding

Lawfirmtx@rsih.com

Court Original