CAUSE NO.005-01934-2009

LOVEJOY INDEPENDENT SCHOOL DISTRICT,	§	**IN THE COUNTY COURT AT LAW**
Plaintiff,	§	
	§	
v.	§	
	§	
CHRISTINE GIBSON, CITY OF LUCAS, TEXAS, COLLIN COUNTY, TEXAS, COLLIN COUNTY COMMUNITY COLLEGE DISTRICT,	§	**NUMBER FIVE**
	§	
Defendants.	§	**OF COLLIN COUNTY, TEXAS**

DEFENDANT'S MOTION TO RELEASE FUNDS
FROM THE REGISTRY OF THE COURT

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES, CHRISTINE GIBSON, Defendant in this case, and files this its Motion to Release Funds from the Registry of the Court, and as grounds therefore and in support thereof would respectfully show the Court the following:

On September 29, 2009 a Special Commissioners' hearing was held and awarded damages in the amount of $501,732.00. Pursuant to the Award of Special Commissioners entered on November 2, 2009 and wherein monies were deposited into the Registry of the Court on November 11, 2009, on behalf of Defendant, Christine Gibson, in the amount of Five Hundred One Thousand Seven Hundred Thirty-Two Dollars and 00/100 ($501,732.00).

Defendant requests the Court enter an order permitting her withdrawal of the funds from the Registry of the Court.

WHEREFORE, PREMISES CONSIDERED, Defendant, Christine Gibson prays that the

Court enter an order permitting her withdrawal of the aforementioned funds in the registry of the Court. Defendant further prays for such other and further relief as the Court may deem appropriate.

Respectfully submitted,

HAYES, BERRY, WHITE & VANZANT, LLP

By: _____

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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I, the undersigned attorney, hereby certify that on the ____ day of November, 2009, a true and correct copy of the above and foregoing document was served in compliance with the Texas Rules of Civil Procedure on each of the following:

Via Certified Mail-RRR
7008 1830 0004 1358 6567
Mark R. Benavides
Schwartz & Eichelbaum
Wardell, Mehl and Hansen, P.C.
4201 West Parmer Lane, Suite A100
Austin, Texas 78727

Via Certified Mail-RRR
7008 1830 0004 1358 6581
Honorable County Judge Keith Self
County of Collin, Texas
2300 Bloomdale Road, Suite 4192
McKinney, Texas 75071

Via Certified Mail-RRR
7008 1830 0004 1358 6574
Joseph J. Gorfida, Jr.
Nichols, Jackson, Dillard,
Hager & Smith LLP
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Dallas, Texas 75201

Via Certified Mail-RRR
7008 1830 0004 1358 6598
Collin County Community College District
Dr. Cary A. Israel, President
4800 Preston Park Blvd.
Plano, Texas 75093

_____
Richard D. Hayes