

MAY 14 2015

At 4:30 p. M.
Voluntary Filing District Clerk

CAUSE NO. D-1-GN-15-000700

HOME GAME CLUB, INC.
Plaintiff,

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IN THE 33rd JUDICIAL DISTRICT

v.

DISTRICT COURT OF

ERIK BREMER
Defendant

TRAVIS COUNTY, TEXAS

**ORDER GRANTING DEFENDANT ERIK BREMER'S MOTION TO DISMISS UNDER
CHAPTER 27, CIVIL PRACTICE & REMEDIES CODE**

THE COURT held a hearing on Defendant Erik Bremer's Motion to Dismiss under Chapter 27, Civil Practice & Remedies Code (the "Motion"), on April 15, 2015, and on May 13, 2015. The Court, having considered the motion and the evidence presented (affidavits of Mike Simpson and Richard Kunz, the declaration of Defendant, and the amended affidavit, as supplemented, of Darryl W. Pruett), including the pleadings, finds that the Motion should be granted.

IT IS HEREBY ORDERED that Defendant Erik Bremer's Motion to Dismiss under Chapter 27, Civil Practice & Remedies Code is hereby GRANTED as to all of Plaintiff's claims and all of Plaintiff's claims are hereby DISMISSED.

IT IS HEREBY ORDERED that Plaintiff pay Defendant Erik Bremer, and that Defendant Erik Bremer recover from Plaintiff, attorney's fees and expenses in the amount of \$ 7,500.⁰⁰ /XX. This amount is reasonable and justice and equity require that Defendant recover such amounts from Plaintiff.

IT IS FURTHER ORDERED that Plaintiff pay Defendant Erik Bremer, and that Defendant Erik Bremer recover from Plaintiff, all court costs.

IT IS FURTHER ORDERED that Plaintiff pay Defendant Erik Bremer, and that Defendant Erik Bremer recover from Plaintiff, sanctions in the amount of \$ 500.⁰⁰, payable within five (5) calendar days of the date of this Order. The Court also dismisses the Plaintiff's claims WITH PREJUDICE. The Court finds that these two sanctions are sufficient to deter Plaintiff from bringing similar actions described in Chapter 27, Civil Practice & Remedies Code, and that no lesser sanction would be sufficient to deter Plaintiff from bringing similar actions in the future.

SIGNED THIS 14th DAY OF MAY, 2015.



THE HONORABLE AMY CLARK MEACHUM

APPROVED AS TO FORM:

Darryl W. Pruett, Attorney for Defendant

David A. Tucker, Attorney for Plaintiff

