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NO. 2006-72502

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CLEAR LAKE COUNTRY CLUB, L.P.,

*Plaintiff,*

VS.

EXXON LAND DEVELOPMENT  
INC. *et al.*,

*Defendants.*

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IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

269<sup>TH</sup> JUDICIAL DISTRICT

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**ORDER GRANTING DEFENDANT AND INTERVENORS'  
FIRST AMENDED JOINT MOTION FOR SUMMARY JUDGMENT**

Pending before the Court is Defendant and Intervenors' First Amended Joint Motion for Summary Judgment. After considering the motion, responsive briefing, admissible summary judgment evidence, and the arguments of counsel, the Court concludes that—for the reasons stated in the motion, including the cases cited by the Defendant and Intervenors, as well as the Austin Court of Appeals's decision in *Voice of Cornerstone Church Corp. v. Pizza Property Partners*, 160 S.W.3d 657, 666-67 (Tex. App.—Austin 2005, no pet.)—the motion should be granted.

Therefore, Defendant and Intervenors' First Amended Joint Motion for Summary Judgment is **GRANTED**.

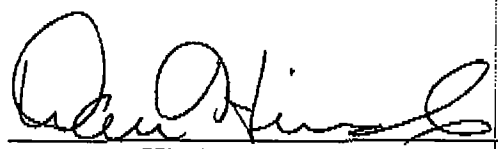
It is **ORDERED** that Plaintiff's claims in this matter are **DISMISSED with prejudice**.

This Order is interlocutory and does not address the requests for declaratory relief pleaded by Intervenors Clear Lake City Water Authority and Clear Lake Civic League.

**SIGNED** at Houston, Texas this 11<sup>th</sup> day of May, 2010.

**FILED**  
Loren Jackson  
District Clerk

MAY 11 2010



Hon. Dan Hinde  
Judge, 269<sup>th</sup> Judicial District Court

Time: \_\_\_\_\_  
Harris County, Texas  
By: \_\_\_\_\_  
Deputy