

Marc Sewell  
108 Summit  
Llano, TX 78643

August 6, 2014

Judge Allan Garrett  
108 E. Polk, Suite 74,  
Burnett, TX 78611

Subject: Cause 18504

Judge Garrett,

On 6/4/14, I filed a motion for interlocutory appeal. I have properly filed that motion and proven to your staff delivery to the opposing side. The opposing side refused to commit to a hearing date so I properly filed a motion for setting and have proven to your staff that delivery to the opposing side was done.

Lisa Bell and Sheila Stewart are refusing to schedule the hearing until I prove that I originally notified the opposing side which is, as all are aware, the original issue I have been struggling with for over a year. I have proven that I notified the opposing side immediately after you objected to my legal argument that it was not required or appropriate. You refused a hearing on this issue until the Third Court of Appeals nullified your disposal of my cause.

As I have stated in the hearing and to your staff, the Texas Supreme Court has said, *Tellez v. City of Socorro*, my case style is sufficient for us to proceed so no change to the case style is necessary. We disagree on this controlling question of law and hence the reason for my motion for interlocutory appeal is the appropriate way to resolve the difference of opinion on the law and materially advance the ultimate termination of the litigation. Having your staff decide this legal issue by refusing to schedule my motion is improper - at least.

Lisa Bell and Sheila Stewart are also mischaracterizing your order from the status hearing and since you instructed the court recorder to go off the record for the last part of the hearing when that order was given, we will never know for sure. Thus, another reason for the hearing.

Would you please instruct your staff to schedule the requested hearing to allow this case to proceed?

cc Llano city attorney Carey Bovey - thus not ex parte