

No. 4922 P. 1
FILED
at 1:55 o'clock P.M.
MAY 26 2011

No. 44,575

IN THE ESTATE OF § IN THE 329th DISTRICT COURT, WHARTON CO., TEXAS
THOMAS TREVINO ARAGUZ, III, § OF
DECEASED § WHARTON COUNTY, TEXAS

**ORDER GRANTING ADMINISTRATOR'S AND INTERVENOR'S
MOTIONS FOR SUMMARY JUDGMENT
AND SEVERANCE OF REMAING ISSUES INTO SEPARATE CAUSE NUMBER**

The Court, having considered all of the parties' various motions for summary judgment, all of the parties' responses to each other's motions and replies thereto, and the summary judgment evidence in the record, finds that Administrator's and Intervenor's motions for summary judgment should be GRANTED.

It is therefore, ORDERED that Administrator's and Intervenor's motions for summary judgment are hereby GRANTED, and it is DECLARED that Decedent, Thomas Trevino Araguz III was not married on July 4, 2010, the date of his death, and it is FURTHER DECLARED that any purported marriage between the Decedent and Respondent Nikki Araguz prior to Decedent's death was void as a matter of law.

Respondent's motions for summary judgment are hereby DENIED. All of Respondent's counterclaims, affirmative defenses, constitutional claims and all other relief requested by Respondent in this case (except for those limited matters already granted in previous orders) are hereby DENIED. This ORDER completely disposes of all pending claims and issues concerning Respondent Nikki Araguz in this case. This is a final and appealable order as to Respondent Nikki Araguz.

All other pending issues and proceedings in this cause by and among the remaining parties, including the administration of the estate of Decedent, are hereby SEVERED into a

separate Cause No. 44,575-A, so that no unresolved claim or controversy remains in this Cause No. 44,575

SIGNED on the 26 day of May, 2011.



PRESIDING JUDGE