

CAUSE NO. C-1424-08-A

THE STATE OF TEXAS

IN THE DISTRICT COURT

VS.

§

92ND JUDICIAL DISTRICT

**ONE (1) 1997 FORD EXPLORER,
VIN #1FMDU34E5VUC74903**

§

HIDALGO COUNTY, TEXAS

DEFAULT JUDGMENT

ON this date, came to be considered the above-entitled and numbered cause wherein the State of Texas as Plaintiff alleged that it had seized **ONE (1) 1997 FORD EXPLORER, VIN #1FMDU34E5VUC74903**, alleged in the Original Notice of Seizure and Intended Forfeiture filed herein.

The Court finds that citation and certified copy of Plaintiff's Original Petition and Notice of Seizure and Intended Forfeiture were duly and personally served on **SUSAN GONZALEZ and JESUS GUZMAN CESAR** by posting at the courthouse door pursuant to Article 59.04(c) Texas Code of Criminal Procedure, and that said citations were returned to the Clerk of the Court where they have remained on file for the time required by law. The Court finds that no answer has been filed herein by the above-named defendant and that the defendant has failed to appear and has wholly made default.

Plaintiff, THE STATE OF TEXAS, announced ready for trial and presented evidence to the Court that the **ONE (1) 1997 FORD EXPLORER, VIN #1FMDU34E5VUC74903**, the subject of this suit, was contraband pursuant to Article 59.01, Texas Code of Criminal Procedure, in that it was used or intended to be used in the commission of a felony under Chapter 481 of the Texas Health and Safety Code. Pursuant to Article 59.05(e), said **ONE (1) 1997 FORD EXPLORER, VIN #1FMDU34E5VUC74903** should be forfeited to the Criminal District Attorney of Hidalgo County, Texas as agent for the State of Texas, and the **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEYS OFFICE HIGH INTENSITY DRUG TRAFFICKING AREA (H.I.D.T.A.) TASK FORCE**, in accordance with their local agreement.

The Court, after duly considering the evidence and the law, is of the opinion and so finds that **ONE (1) 1997 FORD EXPLORER, VIN #1FMDU34E5VUC74903**, the subject of this suit, is contraband as defined in the Texas Code of Criminal Procedure, Article 59.01(2). The court further finds that the said **ONE (1) 1997 FORD EXPLORER, VIN #1FMDU34E5VUC74903** was used or intended to be used in violation of the Texas Controlled Substance Act, Chapter 481 of the Texas Health and Safety Code. Plaintiff, pursuant to Articles 59.01(2), 59.05(e) of the Texas Code of Criminal Procedure requests that **ONE (1) 1997 FORD EXPLORER, VIN #1FMDU34E5VUC74903**, the subject of this suit, be forfeited to the CRIMINAL DISTRICT ATTORNEY OF HIDALGO COUNTY, as agent for the State of Texas and the **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEYS OFFICE HIGH INTENSITY DRUG TRAFFICKING AREA (H.I.D.T.A.) TASK FORCE**, in accordance with their local agreement.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the **ONE (1) 1997 FORD EXPLORER, VIN #1FMDU34E5VUC74903**, made the subject of this suit and identified in Plaintiff's Original Petition and Notice of Seizure, is hereby disposed in the following manner:

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 ENTERED
TF# 2008-05-017

(a) **ONE (1) 1997 FORD EXPLORER, VIN #1FMDU34E5VUC74903** is forfeited to the CRIMINAL DISTRICT ATTORNEY OF HIDALGO COUNTY, TEXAS and the **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEYS OFFICE HIGH INTENSITY DRUG TRAFFICKING AREA (H.I.D.T.A.) TASK FORCE**, pursuant to the parties' local agreement.

IT IS FURTHER ORDERED that the **ONE (1) 1997 FORD EXPLORER, VIN #1FMDU34E5VUC74903**; hereinafter referred to as the "subject vehicle"; the subject of this suit, be awarded to the **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEYS OFFICE HIGH INTENSITY DRUG TRAFFICKING AREA (H.I.D.T.A.) TASK FORCE**, to be used for Law Enforcement purposes.

IT IS FURTHER ORDERED that the "subject vehicle" be released INSTANTER to the **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEYS OFFICE HIGH INTENSITY DRUG TRAFFICKING AREA (H.I.D.T.A.) TASK FORCE**, and the State Department of Highway and Public Transportation is ordered to issue valid certificate of title to **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEYS OFFICE HIGH INTENSITY DRUG TRAFFICKING AREA (H.I.D.T.A.) TASK FORCE** for the "subject vehicle".

IT IS FURTHER ORDERED that in the event the "subject vehicle" is to be sold at auction by the **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEYS OFFICE HIGH INTENSITY DRUG TRAFFICKING AREA (H.I.D.T.A.) TASK FORCE** pursuant to the Texas Transportation Code and/or the Texas Code of Criminal Procedure, the State Department of Highway and Public Transportation is ordered to issue valid certificate of title to the PURCHASER of the "subject vehicle" subsequent to the sale at auction.

All relief not expressly granted is hereby denied.

All costs of Court in this cause shall be adjudged against the **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEYS OFFICE HIGH INTENSITY DRUG TRAFFICKING AREA (H.I.D.T.A.) TASK FORCE**.

SIGNED AND ENTERED this the 28 day of October, 2008.

DATE 11/6/08
A true copy I certify
LAURA HINOJOSA
District Clerk, Hidalgo County, Texas
By [Signature] Deputy

[Signature]
Judge Presiding
92ND District Court
Hidalgo County, Texas

cc: **Hon. Timothy A. Davis, Criminal District Attorney's Office, Forfeiture Section, Fax No. 380-0407**
Commander Dora Munoz, Hidalgo County HIDTA Task Force; P.O. Box 5719, McAllen, TX 78502

Default Judgment, Cause No. C-1424-08-A

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