

II.

PARTIES AND SERVICE INSTRUCTIONS

Plaintiff Perry Heston is an individual residing in Travis County, Austin, Texas.

Plaintiff First Call Properties is a company doing business in Austin, Travis County, Texas, and Corpus Christi, Nueces County, Texas, with its principal office and place of business at 1931-H East Oltorf, Austin, Texas 78741.

Plaintiff Jefferson Cowling is an individual residing in Corpus Christi, Nueces County, Texas.

Plaintiff First Call Properties Corpus Christi is a company doing business in Corpus Christi, Nueces County, Texas, with its principal office and place of business at 1701 Ennis Joslin, Corpus Christi, Texas 78412.

Defendant AAA Apartment Locating is a company doing business in Corpus Christi, Nueces County, Texas, and may be served with this Petition by serving Melissa Gomez at Windchase Shopping Center, 2033 Airline Rd. #B2, Corpus Christi, Nueces County, Texas 78412.

Defendant Melissa Gomez is an individual residing in Corpus Christi, Nueces County, Texas and may be served with process at her place of business located at AAA Apartment Locating, Windchase Shopping Center, 2033 Airline Rd. #B2, Corpus Christi, Nueces County, Texas 78412.

Defendant Mario Gomez is an individual residing in Corpus Christi, Nueces County, Texas and may be served with process at AAA Apartment Locating, Windchase Shopping Center, 2033 Airline Rd. #B2, Corpus Christi, Nueces County, Texas 78412.

Defendant Craigslist, Inc. d/b/a Craigslist is a California corporation and may be served with this Petition by serving its registered agent for service, Jim Buckmaster, 1381 9th Avenue, San Francisco, California 94122.

III.

JURISDICTION AND VENUE

The Court has jurisdiction over the Defendants, pursuant to Section 15.002 (a)(1) and (2) of the Tex. Civ. Prac. & Rem. Code (Vernon's 2000), in that Nueces County is where all or a substantial part of the events giving rise to this litigation occurred, and is the county of Defendants' residence at the time the cause of action accrued.

IV.

TRADEMARK/COPYRIGHT HISTORY AND FACTS

Plaintiffs are in the general real estate relocation business in Travis and Nueces Counties, and the surrounding areas. Plaintiffs have been using the name "First Call Properties" for many years prior to the filing of this lawsuit. Evidence of use of "First Call Properties" is provided in the attached copy of the Assumed Name Certificate filed June 11, 2002 in Travis County (public) Document Records Department (See Exhibits 1 and 1-A). Plaintiffs also filed Assumed Name Certificates with the Nueces County Clerk's Office in Corpus Christi, Texas (See Exhibits 2-5). Plaintiffs have the trademark by common law of the words "First Call Properties" and "First Call." Beginning in approximately March, 2009, Plaintiffs began posting advertisements on Craigslist Corpus Christi using the trademark words "First Call" in its ads for services. Thereafter, Defendants began posting advertisements on Craigslist using the words, "First Call," "Call First," and "Call Us First." The postings by Defendants were made deliberately and intentionally in an effort to confuse the public into believing the ads were posted by Plaintiffs. A

copy of some of the ads posted on Craigslist are attached hereto as "Exhibit 6" and incorporated by reference as if fully set forth at length. Notice to cease and desist use of said marks and similar marks and ads was faxed to "AAA" and the Gomez Defendants on April 24, 2009, and a copy e-mailed to Mr. Clint Powell at Craigslist on the same date. See "Exhibits 7 and 8," respectively.

"AAA" and the Gomez Defendants failed to cease and desist. They continued to post ads on Craigslist in violation of Plaintiffs' mark. A second notice to cease and desist was sent by fax and certified mail, return receipt requested, to "AAA" and the Gomez Defendants on April 28, 2009, and a copy emailed to Mr. Clint Powell at Craigslist on the same date. See "Exhibits 9 and 10" respectively. Since that time, Defendants have failed to cease and desist, and have continued to post ads in violation of Plaintiffs' mark.

Defendants, "AAA," Melissa Gomez, and Mario Gomez, in combination with Craigslist entered into an unlawful relationship to conspire to commit statutory and/or common law fraud to induce customers of Plaintiffs to purchase services from them by the materially false and misleading representations of fact regarding their apartment relocation services. Defendants knew of Plaintiffs' mark prior to adopting identical marks and identical language in their ads and had knowledge of Plaintiffs' telephone logos prior to adopting the same, similar, and/or identical logos in their ads.

Additionally, Defendants' ads have contained false, libelous and misleading information about Plaintiffs. The false statements were posted with the intent to ruin the business of "First Call."

Further, "AAA" and the Gomez Defendants have infringed upon Plaintiff's trademark and traddress by their blatant actions of copying , plagiarizing , and using ads created by "First

Call” for its benefit. “AAA” and the Gomez Defendants have “flagged off” ads posted by “First Call” with the intent to ruin the business of “First Call.”

Craigslist has contributorily and vicariously infringed upon the trademark and traddress of Plaintiffs by allowing the unauthorized act of copying, and using Plaintiffs’ marks: “First Call,” “Call First” and “Call Us First.” Craigslist had knowledge of this unauthorized practice by the other Defendants, and failed to act on this knowledge, thus allowing the practice to continue. Hence, Craigslist’s actions have materially contributed to the other Defendants’ infringement and to Plaintiffs’ harm.

In addition to the above trademark and /or traddress infringement actions, all Defendants have committed copyright violations by the blatant copying of Plaintiffs’ advertisements. The amount and substantiality of the portion used by Defendants was considerable, allowing for confusion by the public and harm to the business of Plaintiffs.

V.

CLAIM FOR FALSE DESIGNATION OR DESCRIPTION

As indicated above, assumed Name Certificates are on file in the Public Records of Nueces County, declaring the use of the words “First Call” in the real estate locating business owned by Perry Heston and operated by Plaintiff Jefferson Cowling in Corpus Christi, Nueces County Texas. The Plaintiff’s trademark of “First Call” and “First Call Properties” is and has become distinctive in the offering of its goods and services. The Defendants’ use of “First Call,” “Call First,” and “Call Us First” is likely to deceive or cause confusion or mistake as to the source of origin of Plaintiffs’ goods, services, and business relationships. The Defendants’ action set forth herein constitute a violation of Section 43 (a)(a)(A) of the Lannam Act (15 USC Inspection 1125(a)(1)(A) or (B) or both).

VI.

CLAIM FOR UNFAIR COMPETITION

It bears repeating that Plaintiffs adopted and have used the words "First Call" and "First Call Properties" in its business for many years. It has become distinctive to its goods and services. In approximately March of 2009, the "AAA" and Gomez Defendants began using the marks in advertising on Craigslist. Such use was intended to mislead the public and cause confusion and mistake. In or about May 2009, a customer contacted Plaintiff confused about whether the business was First Call or "AAA." The customer explained the confusion based on the ads posted by Defendants. It is clear that Defendants are attempting to pass off goods or services or both as those of the Plaintiffs. Defendants' actions set forth herein constitute common law copyright, and trademark infringement, tradadress infringement, as well as unfair competition, and unfair trade practices under the laws of the State of Texas.

VII.

CLAIM FOR DILUTION

Plaintiffs' mark of "First Call" is highly distinctive and/or has become distinctive of Plaintiffs' goods and services. At the very least, it has become a famous mark by virtue of long standing use, extensive advertising and publicity, widespread recognition by consumers and those in the trade, and has been used exclusively in connection with the goods and services of Plaintiffs. Since the Plaintiffs' mark has become famous, the Defendants have begun using and is commercially using "First Call." Such use causes confusion and diminishes the distinctive quality of Plaintiffs' famous mark. Such use by Defendants is continuing, and is and has been willful and deliberate for the purpose of trading on Plaintiffs' reputation, good will, and/or to cause dilution of Plaintiffs' famous mark.

VIII.

ELIMINATION OF USE BY DEFENDANTS

Defendants have begun using, and is commercially using the words, "First Call." Such use is likely to cause dilution of the distinctive quality of Plaintiffs' trademark "First Call" in that there is clear confusion between the proper use by Plaintiffs of those words and the improper illegal use of those words by Defendants. Accordingly, Defendants' conduct violates Business and Commerce Code Section 16.29. Unless Defendants are restrained from the acts complained of, Plaintiffs and the public will suffer irreparable harm, for which Plaintiffs have no adequate remedy at law. Plaintiffs are entitled to an injunction, pursuant to Texas Rules of Civil Procedure 680, et seq.

IX.

CONTINUED USE

Plaintiffs have used and continue to use the mark to identify its services and to distinguish them from the services of others. Use by the Defendants of the mark, traddress , and copyright was and is deliberate, intentional, willful, malicious, and/or fraudulent. Such use justifies awarding reasonable attorney's fees to Plaintiffs. The Defendants' use implies they have permission from Plaintiffs which they know they do not have.

As evidence of Defendants' deliberate, egregious conduct, Plaintiffs attach hereto as Exhibit 11, a series of documents which reflect the following:

1. On May 22, 2009, Defendant, Melissa Gomez, caused to be filed an Assumed Name Certificate with the Nueces County Clerk. (See Exhibit 12). This is approximately seven (7) years after First Call Properties has been doing business with that name, and several months after "First Call" began doing business in Corpus Christi, Nueces County, Texas

2. The above-referenced Certificate reflects the intention of Melissa Gomez to do business with the name of "First Call Properties" under the corporate umbrella of MG Executives, Inc.

3. The purported corporation, MG Executives, Inc., does not exist. Its Certificate/Charter was forfeited over two years ago on February 9, 2007, pursuant to Section 171.309 of the Texas Tax Code.

The filing of a fraudulent Assumed Name Certificate by Defendant, Melissa Gomez, is in direct violation of Chapter 36 of the Texas Business and Commerce Code. With the obvious intention fully made public, Plaintiffs have been caused to file additional Assumed Name Certificates to prevent Defendants from carrying out their ill will. Plaintiffs seek damages in the form of reimbursement for costs associated with protecting its right to carry on its business with its historic name, as well as other names similar thereto.

X.

INJURIES AND DAMAGES: IRREPARABLE HARM

Plaintiffs have been damaged by the foregoing acts of Defendants in at least the following respects:

- (a) Plaintiffs have lost profits;
- (b) Plaintiffs have lost valuable goodwill;
- (c) Defendants have obtained unjust enrichment;
- (d) Plaintiffs have incurred expenses to counteract the effect of Defendants' use of its mark; and

(e) It has been necessary for Plaintiffs to hire an attorney to enjoin the misconduct by Defendants.

Unless Defendants are enjoined from the acts complained of, Plaintiffs and the public will suffer irreparable harm for which Plaintiffs have no adequate remedy at law. Plaintiffs request their reasonable and necessary attorneys' fees, including attorneys' fees in the event of an appeal to the Court of Appeals and/or an appeal to the Texas Supreme Court.

XI.

LIBEL AND SLANDER

Plaintiffs would show that Defendants have published false statements on Craigslist. The publishing of the false statements and information constitutes libel on its face, is libelous and actionable, pursuant to Section 73.001 of the Texas Civil Practice and Remedies Code. The Defendants' statements are libelous per se because they had a tendency to injure Jefferson Cowling in his profession, and has negatively affected the business relationships he has been and was developing through his business as Relocation Director of First Call Properties. Defendants' statements have been made with an intent to destroy Plaintiff Cowling's reputation. Plaintiff Cowling has a reputation for being a competent, honest, reliable, sales agent who provides quality services for his customers. Additionally, Defendants' statements have been made with an intent to harm the excellent reputation of First Call Properties which Perry Heston and Jefferson Cowling have worked hard to build.

Some of the examples of the libelous and slanderous statements are attached hereto as Exhibit 13.

XII.

HARASSMENT

Plaintiffs would show that Defendants have in the past and are continuing, through their actions, to harass Plaintiffs in a variety of ways:

1. By intentionally flagging Plaintiffs' ads to cause their removal from Craigslist;
2. By intentionally ignoring Plaintiffs' requests to cease and desist the unlawful conduct; and
3. By intentionally attempting to monopolize the apartment relocation business in Nueces County, Texas.

This harassment by Defendants is expected to continue into the foreseeable future, unless they are restrained and permanently enjoined from doing so. The anticipated continued harassment is due to their past course of conduct and past egregious acts which are well known by others in the housing relocation business.

XIII.

INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS

Plaintiffs further allege, in their individual capacities, that Defendants have acted intentionally and/or recklessly in making and publishing false statements on Craigslist. Defendants' actions include, and are not limited to the following: Continued infringement upon Plaintiff's common law trademark and copyright laws, continuous harrassment, continuous flagging Plaintiffs' ads to cause their removal from Craigslist, and constantly plagiarizing ads posted by Plaintiffs on Craigslist. These actions constitute extreme and egregious conduct and exceed all possible bounds of decency. In fact, these actions rise to the level of extreme and outrageous conduct, such to the extent it has caused Plaintiff Cowling to suffer severe emotional distress.

XIV.

"AAA's" VIOLATION OF CRAIGSLIST'S TERMS OF USE

Plaintiffs would show that the "AAA" Defendants' conduct is strictly prohibited by the Terms of Use established by Craigslist including, but not limited to, the following:

“7. CONDUCT

You agree not to post, email, or otherwise make available Content:

- a) that is unlawful, harmful, threatening, abusive, harassing, defamatory, libelous, invasive of another’s privacy, or is harmful to minors in any way;
- g) that impersonates any person or entity, including, but not limited to ... or falsely states or otherwise misrepresents your affiliation with a person or entity ...;
- h) that is false, deceptive, misleading, deceitful, misinformative, or constitutes “bait and switch”;
- j) that infringes any patent, trademark, trade secret, copyright or other proprietary rights of any party ...

Craigslist had notice that Defendants’ actions and postings were in violation of their Terms of Use Policy. See attached Exhibit 14. Craigslist’s conduct of allowing the “AAA” and Gomez Defendants to continue their fraudulent and unlawful acts by the other defendants was wrongful. Craigslist’s failure to take action against “AAA” and the Gomez Defendants amounts to aiding and abetting the unlawful infringement and conduct, and subjects Craigslist to liability and damages for such failure to act.

XV.

FRAUD AND CONSPIRACY

Plaintiffs would show that Defendants have committed acts of fraud in making false statements about “First Call” on Craigslist, with the intent that potential customers rely upon such statements. The statements of fact were false at the time made, and are at the present time untrue, deceptive and/or misleading. Such statements were made knowingly and/or recklessly,

with the intent for current business owners, potential customers, and the public at large to rely upon such statements, and made with the purpose of causing injury and damages to Plaintiffs.

Craigslist had notice that their action of allowing the continued fraudulent and unlawful acts by the other Defendants was wrongful, and the conduct by the other Defendants was illegal and should be halted. Craigslist knew that the continued use of their website could result in a high probability of injury to Plaintiffs or damage to their business. Hence, Craigslist is as liable as the other Defendants for injury to Plaintiffs by their contributory action. At the time, the conduct by all Defendants was motivated solely by unreasonable financial gain and a specific intent to harm the Plaintiffs, which they did.

Furthermore, the direct dial phone numbers of individual sales agents employed by and/or working in concert with "AAA" were included in the fraudulent and misleading ads posted on Craigslist. Each and every Defendant, along with each and every sales agent, whose phone numbers were posted in the ads, have aided and abetted "AAA" and the Gomez Defendants in the commission of the unlawful acts complained of herein.

Such conduct by all Defendants entitle Plaintiffs to recover direct, consequential, actual, and exemplary damages.

XVI.

BUSINESS DISPARAGEMENT AND TORTIOUS INTERFERENCE WITH BUSINESS RELATIONS

Plaintiffs would show that Defendants have in the past and is currently interfering with Plaintiffs' business relationships. It is reasonable and probable, considering the nature of the real estate relocation business, and considering the facts and circumstances related to the actions of Defendants, that Plaintiffs have been detrimentally affected by Defendants' conduct by their loss of customers, loss of business contacts, and loss of income stream. Defendants have known of

the falsity, acted with reckless disregard concerning the falsity, acted with ill will, and intended to interfere in the economic interest of the Plaintiffs in an unprivileged fashion. Therefore, Plaintiffs are entitled to recover direct, consequential, actual, and exemplary damages.

XVII.

JURY DEMAND

Plaintiffs demand a jury trial.

XVIII.

REQUESTS FOR DISCLOSURE

Under Texas Rule of Civil Procedure 194, Plaintiffs request that Defendants disclose, within fifty (50) days of the service of this request, the information or material described in Rule 194.2.

XIX.

ADDITIONAL DAMAGES

As a result of Defendants' actions, Plaintiffs have suffered actual damages in a sum in excess of the minimum jurisdictional limits of the Court.

As a further and direct proximate result of the Defendants' actions as described above, Plaintiffs have suffered the following damages:

1. General damages, including but not limited to, injuries to Jefferson Cowling's character, reputation, standing in the community and feelings, as well as mental suffering, mental anguish, personal humiliation, and other wrongs which are incapable of precise monetary valuation;
2. Special Damages, including but not limited to, the loss of customers, lost income, and loss of business relations. Said damages are in a sum far in excess of the minimal jurisdictional limits of the Court.

3. Exemplary damages. Defendants have acted maliciously, fraudulently, egregiously, and with ill will toward Plaintiffs. Defendants' actions have also been conducted with such reckless disregard that it indicates a conscious indifference to the rights of the Plaintiffs. There is evidence Defendants desire and continue to take such action to oppress the Plaintiffs. A substantial award of exemplary damages is justified.

XX.

TEMPORARY RESTRAINING ORDER

Plaintiffs incorporate all the allegations in Paragraphs I – XIX, as if fully set forth herein.

Plaintiffs would show that, but for the immediate intervention by this Court, Plaintiffs will continue to be injured by the acts of the Defendants. The Defendants have a history of showing ill will toward Plaintiffs. The harassing and egregious conduct of Defendants is ongoing in nature.

Such evidence in support of the Temporary Restraining Order (hereinafter "TRO") includes, but is not limited to, the facts as stated herein and the attached exhibits.

Plaintiffs pray that the Court enter a Temporary Restraining Order "TRO," pending further hearing and orders by the Court. The TRO should prohibit the Defendants from the following:

- a. Using a reproduction counterfeit copy or colorful imitation of Plaintiffs' trademark "First Call" with accompanying telephone logo, on Craigslist, or any other public domain where ads for relocating services are located;
- b. Using the words "Call First," "First Call Properties," or "Call Us First," or similar words and/or logos which tend to cause confusion and deceives the public into believing they are doing business with "First Call."
- c. Posting false and defamatory statements on Craigslist, or any other public domain, or to the public generally;
- d. Making false statements to anyone concerning First Call Properties, Jefferson Cowling, Perry Heston, their agents, servants, or employees;

- e. Using a telephone logo in AAA's ads which is the same or similar to the telephone logo used by "First Call" in its ads; and
- f. Causing the removal of ads posted by "First Call" on Craigslist, or any other public domain, by flagging or by any other device or scheme.
- g. As to Craigslist, prohibiting the removal of legitimate ads posted by "First Call."

XXI.

BOND

Plaintiffs would show that all requirements for the securing and posting of a bond have been met.

XXII.

TEMPORARY AND PERMANENT INJUNCTION

Plaintiffs incorporate all paragraphs above as if fully set forth herein.

Given the Defendants' propensity to act with ill will toward Plaintiffs, and considering the obvious intent to carry out, Plaintiffs seek, and would show they are entitled to, a temporary and permanent injunction against Defendants for the acts and conduct complained of above, and as verified by the attached exhibits.

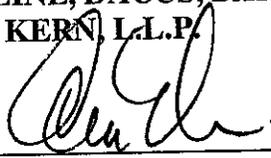
WHEREFORE, PREMISES CONSIDERED, Plaintiffs pray that Defendants be cited to appear and answer herein as requested by law, and that on final trial, Plaintiffs have judgment as follows:

1. For actual and general damages in excess of the minimum jurisdictional limits of the Court;
2. For special damages in the approximate amount of at least \$250,000.00, for lost profits and sales commissions, lost business and customers;
3. The Court grant Plaintiffs a Temporary Restraining Order;
4. The Court grant Plaintiffs a Temporary and/or Permanent Injunction;

5. Pre-judgment interest as provided by law;
6. Reasonable and necessary attorneys' fees as plead herein;
7. Post-judgment interest as provided by law;
8. Costs of suit; and
9. Such other and further relief to which Plaintiffs may shown themselves to be justly entitled.

Respectfully submitted,

**HARTLINE, DACUS, BARGER, DREYER
& KERN, L.L.P.**

By: 

Ann Hennis
State Bar No. 09473550
Darrell L. Barger
State Bar No. 01733800
One Shoreline Plaza
800 North Shoreline, Suite 2000N
Corpus Christi, Texas 78401
(361) 866-8000
(361) 866-8039 Fax

ATTORNEYS FOR PLAINTIFFS



Travis County Clerk Dana DeBeauvoir
P.O. Box 1748 • Austin, TX 78767 • 512-854-9188

Assumed Name Records Certificate of Ownership for Unincorporated Business or Profession

Notice: "Certificates of Ownership" are valid only for a period not to exceed 10 years from the date filed in the County Clerk's Office (Chapter 36, Section 1, Title 4 of the Business and Commerce Code) This certificate properly executed is to be filed immediately with the County Clerk.

Business Name

FIRST CALL PROPERTIES

Business Address

1931 H EAST OUTRIF

City

AUSTIN

State

TX

ZIP Code

78741

This Assumed Name will be used for 10 years unless indicated here _____

Business is to be conducted as (check one):

- Proprietorship
- Joint Venture
- Real Estate Investment Trust
- Joint Stock Company
- Limited Partnership
- Sole Practitioner
- General Partnership
- Other (name type) _____

I/We, the undersigned, are the owner(s) of the above business and my/our name(s) and address(es) given is/are true and correct and there is/are no ownership(s) in said business other than those listed herein below Names of owners:

Name PERRY E HESTON Signature _____

Residence Address 2503 WALUSIDE DR City AUSTIN State TX ZIP 78704

Name _____ Signature _____

Residence Address _____ City _____ State _____ ZIP _____

Name _____ Signature _____

Residence Address _____ City _____ State _____ ZIP _____

FOR USE BY NOTARY AND CLERK OF THE COURT, DEPUTY. The State of Texas and County of Travis.

Before me, the undersigned authority, on this day personally appeared Heston, Perry Evans known to me to be the person(s) whose name(s) is/are subscribed to the foregoing instrument and same for purpose and consideration therein expressed Given under my hand and seal of office, on June 11, 2002 she/he signed the

Signature of Notary Public in and for the State of Texas or Clerk of the Court, Deputy

K. TANGUMA K. TANGUMA

Seal of Notary Public or Clerk of the Court Deputy



Form of identification presented TXDL

INFORMATION WHERE DOCUMENT SHOULD BE RETURNED (to be completed by applicant):
In the spaces below, clearly print the name, address, city, state, and ZIP code where this document should be returned

FIRST CALL PROPERTIES
1931-H EAST OUTRIF
AUSTIN TX 78741



Recorders Memorandum-At the time of recordation this instrument was found to be inadequate for the best reproduction, because of illegibility, carbon or photocopy, discolored paper, etc. All blockouts, additions and changes were present at the time the instrument was filed and recorded.

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS



88-11-2002 11:32 AM 2002107865
ZAVALAR \$8.00
DANA DESAULVOIR, COUNTY CLERK
TRAVIS COUNTY, TEXAS

Jefferson Cowling
Relocation Director

First Call Properties

"Free Locating Services"



Corpus Christi, Texas
Email: jeffersoncowling@att.net

Cell: 361-533-6394
Fax: 361-993-0040

Jefferson Cowling
Relocation Director

First Call Properties

Free Locating Services



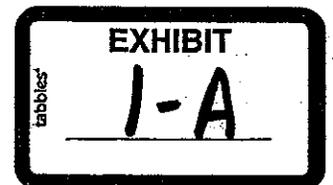
Corpus Christi, Texas

361-533-6394

First Call
Properties
Free Locating Service

1931 H East Ollori
Austin, Texas 78741
(512) 448-4800
404-2987 Pager

"J.C." Jeff Cowling
Owner/Agent



ORIGINAL



Doc# 2009600868

ASSUMED BUSINESS OR PROFESSIONAL NAME CERTIFICATE

STATE OF TEXAS
COUNTY OF NUECES

PURSUANT TO THE PROVISIONS OF CHAPTER 36, TITLE 4, BUSINESS AND COMMERCE CODE OF THE STATE OF TEXAS, THE UNDERSIGNED CERTIFIES THE FOLLOWING:

The Assumed Name and its business address under which the business is located or is to be conducted is:

ASSUMED NAME: First Call Corpus Christi
BUSINESS ADDRESS 1701 Ennis Joslin #726
CITY Corpus Christi STATE TX ZIP 78412

The business or professional service conducted or rendered under this assumed name is being or will be conducted or rendered as indicated below: (Check one)

- Sole Proprietorship
- Corporation
- Registered Limited Liability Partnership
- Other
- General Partnership
- Limited Partnership
- Limited Liability Company

This certificate shall be effective for a term not to exceed ten years from the date the certificate is filed.

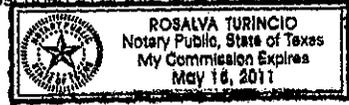
I/We, the undersigned, are the owner(s) of the above business and my/our name(s) and address(es) given is/are true and correct and there is/are no ownership(s) in said business other than those listed herein below:

Name JEPPERSON M. Cowling Signature J. Cowling
(Printed Name)
Residence Address 1701 Ennis Joslin #726 O.C. TX ZIP 78412

Name _____ Signature _____
(Printed Name)
Residence Address _____ ZIP _____

Sworn to and subscribed to before me this the 30th day of March, 2009.

(SEAL)



Rosalva Turincio
NOTARY PUBLIC, STATE OF TEXAS

A person conducting business or rendering a professional service in this state under an assumed name who intentionally violates a provision of Chapter 36 or the Business and Commerce Code commits a Class A misdemeanor criminal offense.

STATE OF TEXAS
COUNTY OF NUECES

The above and foregoing is a true and correct copy as the same appears on file and/or recorded in the appropriate records of Nueces County, Texas.

Thereby certified on MAY 28 2009



County Clerk
Nueces County, Texas

EXHIBIT
2

ORIGINAL

ORIGINAL

Doc# 2009600868
Pages 2
03/31/2009 11:01AM
Official Records of
NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
Fees \$13.00

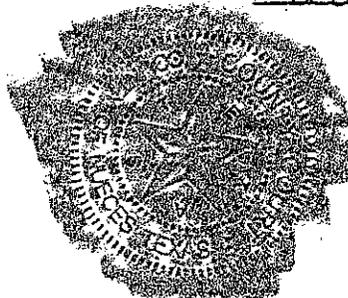
STATE OF TEXAS
COUNTY OF NUECES

I, DIANA T. BARRERA, COUNTY CLERK OF NUECES COUNTY, TEXAS, do hereby certify that the foregoing is a true and correct copy of the original record now on file and/or recorded by me in the Official Public records.

WITNESS MY OFFICAL HAND AND SEAL OF OFFICE, this 28th day of May 2009

DIANA T. BARRERA, COUNTY CLERK
NUECES COUNTY, TEXAS

BY Norma Handy
NORMA HANDY Deputy



ORIGINAL



ASSUMED BUSINESS OR PROFESSIONAL NAME CERTIFICATE

STATE OF TEXAS
COUNTY OF NUECES

PURSUANT TO THE PROVISIONS OF CHAPTER 38, TITLE 4, BUSINESS AND COMMERCE CODE OF THE STATE OF TEXAS, THE UNDERSIGNED CERTIFIES THE FOLLOWING:

The Assumed Name and its business address under which the business is located or is to be conducted is:

ASSUMED NAME: First Can Corp Christi

BUSINESS ADDRESS 1931-H EAST OLTORF

CITY Austin STATE TX ZIP 78741

The business or professional service conducted or rendered under this assumed name is being or will be conducted or rendered as indicated below: (Check one)

- Sole Proprietorship
- Corporation
- Registered Limited Liability Partnership
- Other
- General Partnership
- Limited Partnership
- Limited Liability Company

This certificate shall be effective for a term not to exceed ten years from the date the certificate is filed.

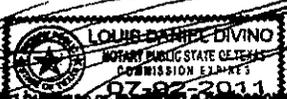
I/We, the undersigned, are the owner(s) of the above business and my/our name(s) and address(es) given is/are true and correct and there is/are no ownership(s) in said business other than those listed herein below.

Name Perry Heston Signature [Signature]
 (Printed Name)
 Residence Address 9256 SCENIC BLUFF Austin Tx ZIP 78733

Name _____ Signature _____
 (Printed Name)
 Residence Address _____ ZIP _____

Sworn to and subscribed to before me this the Fifth day of April, 2009.

(SEAL)



A person conducting business or rendering a professional service in this state under an assumed name who intentionally violates a provision of Chapter 38 of the Business and Commerce Code commits a Class A misdemeanor criminal offense.

STATE OF TEXAS
COUNTY OF NUECES

The above and foregoing is a true and correct copy as the same appears on file and/or recorded in the appropriate records of Nueces County, Texas.

Thereby certified on MAY 28 2009



County Clerk
Nueces County, Texas

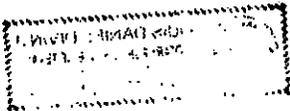
EXHIBIT
3

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Doc# 2009601038
Pages 2
04/15/2009 9:31AM
OFFICIAL RECORDS OF
NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
Fees \$13.00

RECORDER'S MEMORANDUM
At the time of recordation, this instrument was found to be inadequate for the best photograph reproduction because of illegibility, carbon or photocopy, discolored paper, etc. All blackout additions and changes were present at the time instrument was filed and recorded.



STATE OF TEXAS
COUNTY OF NUECES

I, DIANA T. BARRERA, COUNTY CLERK OF NUECES COUNTY, TEXAS, do hereby certify that the foregoing is a true and correct copy of the original record now on file and/or recorded by me in the

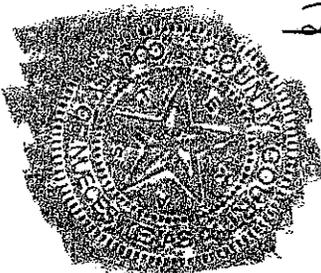
Official Public records.

WITNESS MY OFFICAL HAND AND SEAL OF OFFICE, this

28th day of May 2009

DIANA T. BARRERA, COUNTY CLERK
NUECES COUNTY, TEXAS

BY Norma Handy
NORMA HANDY Deputy



ORIGINAL



ASSUMED BUSINESS OR PROFESSIONAL NAME CERTIFICATE

STATE OF TEXAS
COUNTY OF NUECES

PURSUANT TO THE PROVISIONS OF CHAPTER 36, TITLE 4, BUSINESS AND COMMERCE CODE OF THE STATE OF TEXAS, THE UNDERSIGNED CERTIFIES THE FOLLOWING:

The Assumed Name and its business address under which the business is located or is to be conducted is:

ASSUMED NAME: FIRST CALL PROPERTIES CORPUS CHRISTI

BUSINESS ADDRESS 1931-H EAST OLTORF

CITY AUSTIN STATE TX ZIP 78741

The business or professional service conducted or rendered under this assumed name is being or will be conducted or rendered as indicated below: (Check one)

- Sole Proprietorship
- Corporation
- Registered Limited Liability Partnership
- Other
- General Partnership
- Limited Partnership
- Limited Liability Company

This certificate shall be effective for a term not to exceed ten years from the date the certificate is filed.

We, the undersigned, are the owner(s) of the above business and my/our name(s) and address(es) given is/are true and correct and there is/are no ownership(s) in said business other than those listed herein below:

Name PERRY HESTON Signature [Signature]
 (Printed Name)
 Residence Address 9256 SCENIC BLUFF AUSTIN TX ZIP 78733

Name _____ Signature _____
 (Printed Name)
 Residence Address _____ ZIP _____

Sworn to and subscribed to before me this the 6th day of April, 2009.

(SEAL)

[Signature]
 NOTARY PUBLIC, STATE OF TEXAS

A person conducting business or rendering a professional service in this state under an assumed name who intentionally violates a provision of Chapter 36 of the Business and Commerce Code commits a Class A misdemeanor criminal offense.



STATE OF TEXAS
COUNTY OF NUECES
The above is a true & correct copy of the original record now on file and/or recorded in this office.

MAY 27 2009

EXHIBIT
4

ORIGINAL

Doc# 2009501037
Pages 2
8/16/2009 9:28AM
Official Records of
NUECES COUNTY
DIANA T. BRIDGMAN
COUNTY CLERK
Fee \$12.00

ORIGINAL



STATE OF TEXAS
COUNTY OF NUECES

The above is a true & correct copy of the original record now on file and/or recorded in this office.

MAY 27 2009

ORIGINAL

Doc# 2003601041



ASSUMED BUSINESS OR PROFESSIONAL NAME CERTIFICATE

STATE OF TEXAS
COUNTY OF NUECES

PURSUANT TO THE PROVISIONS OF CHAPTER 36, TITLE 4, BUSINESS AND COMMERCE CODE OF THE STATE OF TEXAS, THE UNDERSIGNED CERTIFIES THE FOLLOWING:

The Assumed Name and its business address under which the business is located or is to be conducted is:

ASSUMED NAME: First Call

BUSINESS ADDRESS 1931-H EAST OLTORF

CITY Austin STATE TX ZIP 78741

The business or professional service conducted or rendered under this assumed name is being or will be conducted or rendered as indicated below. (Check one)

- Sole Proprietorship
- Corporation
- Registered Limited Liability Partnership
- Other
- General Partnership
- Limited Partnership
- Limited Liability Company

This certificate shall be effective for a term not to exceed ten years from the date the certificate is filed.

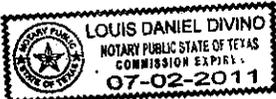
I/We, the undersigned, are the owner(s) of the above business and my/our name(s) and address(es) given is/are true and correct and there is/are no ownership(s) in said business other than those listed herein below:

Name Perry Hession Signature [Signature]
 (Printed Name)
 Residence Address 9256 SCENIC BLUFF Austin Tx ZIP 78733

Name _____ Signature _____
 (Printed Name)
 Residence Address _____ ZIP _____

Sworn to and subscribed to before me this the fourth day of March, 2009.

(SEAL)



[Signature]
NOTARY PUBLIC, STATE OF TEXAS

A person conducting business or rendering a professional service in this state under an assumed name who intentionally violates a provision of Chapter 36 of the Business and Commerce Code commits a Class A misdemeanor criminal offense.



STATE OF TEXAS
COUNTY OF NUECES

The above is a true & correct copy of the original record now on file and/or recorded in this office.

MAY 28 2009

EXHIBIT
5

ORIGINAL

ORIGINAL

Doc# 2009601041
Pages 2
04/16/2009 1:00PM
Official Records of
NUECES COUNTY
DINAH L. BARRERA
COUNTY CLERK
Fees \$13.00

STATE OF TEXAS
COUNTY OF NUECES

The above is a true & correct copy of the original record now on file and/or recorded in this office.

MAY 28 2009



[Faint, illegible text, likely a signature or stamp area]

May 27 09 11:50a

Free Apartment Locating - Honest & Reliable Service - Call Today

corpus christi craigslist > apts/housing for rent

email this posting to a friend

Stating a discriminatory preference in a housing post is illegal. Please flag discriminatory posts as prohibited.

please flag with care:

miscategorized

prohibited

spam/overpost

best of craigslist

Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person. More info

Free Apartment Locating - Honest & Reliable Service - Call Today (FIRST CALL 361-906-9906)

Reply to:hous-ctnfr-1191035076@craigslist.org
Date: 2009-05-27, 7:57AM CDT

Free Apartment Locating - Honest & Reliable Service - Call Today (First Call 361-906-9906)

Reply to:hous-9egke-1191018565@craigslist.org
Date: 2009-05-27, 7:41AM CDT

Looking for an apartment?

Call Us Today!

Here at First Call Properties, we strive to find you a great apartment based on your qualifications, rental history and the best deal we can do for you. We know that finding an apartment isn't easy - but we have done the leg work for you already! Give us a call today and we'll put our best effort into helping you find a great apartment community today.

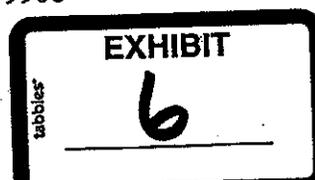
"The Only First Call for your Locating Needs"

Licensed Agent

AAA APARTMENT LOCATING

• Location: FIRST CALL 361-906-9906

<http://corpuschristi.craigslist.org/apa/1191035076.html>



5/27/2009

corpus christi craigslist > apts/housing for rent

cancel this posting or to repost

Posting a discriminatory preference in a housing post is illegal. Please flag discriminatory posts as prohibited.

please flag with care:

discriminated

prohibited

spam reported

best of the list

Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person. More info

\$609 / 1br - Very, Very, Nice 1 Bedroom with a den (First Call ▶ - 361-994-7776)

Reply to: 1125868531@craigslist.org [hide via email]
 Date: 2009-04-16, 5:59PM CDT

Nice 1 bedroom with a den... rent reduced to \$609. Call - (361)994-7776

Apartment Features:

- *Air Conditioning
- *Balcony
- *Cable Ready
- *Ceiling Fan(s)
- *Dishwasher
- *Fireplace
- *Oversized Closets
- *Some Paid Utilities

AAA Apartment Locating, broker
2033 Airline Stc B2
Corpus Christi, TX 78412
<http://aaapartmentlocating.com>

Very, Very, Nice 1 Bedroom with a den

- Location: First Call ▶ - 361-994-7776
- it's NOT ok to contact this poster with services or other commercial interests

corpus christi craigslist > apts/housing for rent

email this posting to a friend

Stating a discriminatory preference in a housing post is illegal - please flag discriminatory posts as prohibited

please flag with care:

miscategorized

prohibited

spam/overpost

best of craigslist

Avoid scams and fraud by dealing locally! Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person. More info

Low on Cash? Need to Move? Make us your first call!!!

Reply to: hous-z35hy-1181668526@craigslist.org [Errors when replying to ads?]

Date: 2009-05-21, 8:02AM CDT

AAA Apartment Locating has over 10 years experience in just the Corpus Christu market so we know all the deals that are out there. Call to find the right one for you!!!!

361-994-7776

AAA Apartment Locating
2033 Airline Ste B2
Corpus Christi TX 78412

Stop by our office to view some places...no appointment necessary!!!

www.cc-apartmentlocating.com

- it's NOT ok to contact this poster with services or other commercial interests

PostingID: 1181668526

corpus christi craigslist > apts/housing for rent

[email this posting to a friend](#)

Stating a discriminatory preference in a housing post is illegal - please flag discriminatory posts as prohibited

please flag with care:

miscategorized

prohibited

spam/overpost

best of craigslist

Avoid scams and fraud by dealing locally! Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person. *More info*

LET US FIRST CALL PROPERTIES FOR YOU (FIRST CALL US 361-548-9847)

Reply to: hous-jcgha-1172464310@craigslist.org (Errors when replying in nds?)

Date: 2009-05-16, 2:27PM CDT

LET US FIRST CALL PROPERTIES FOR YOU

Apr 21 - \$775 / 2br - Big Townhome on Alameda - (Call First▶ 361-906-9903) img

Apr 21 - Move-In Starting from \$35-\$99 - (First Call 361-549-5166) img

Apr 21 - Great Southside Property. You'll love to call this home! - (First Call 361-549-5166) img

Apr 21 - Where in Corpus Christi are you looking? By the Water? School? Job? - (First Call 361-549-5166) img

Apr 21 - \$761 / 1br - Your apartment search stops here! - (Corpus Christi) img

Apr 21 - Get Qualified Today! Call for professional apartment locating - (First Call 361-906-9906) img

Apr 21 - Free Apartment Locating Service - (First Call 361-549-5166) img

Apr 21 - \$440 TEXAS SIZE STUDIO - (First Call 361-906-9903) img

Apr 21 - \$1095 / 3br - Newly Built Apartment - Worth Every Cent - (First Call 361-994-7776) img

Apr 21 - There ARE properties that love BIG Dogs! - (First Call▶ 361-906-9903) img

Apr 21 - \$699 / 1br - Apartments with views of Corpus Christi Bay! Downtown Luxury! - (First Call▶ 361-994-5492) img

Apr 21 - Over 10 Years Serving Corpus Christi, 100% FREE - (First Call 361-906-9906) img

Apr 21 - \$625 ---\$625 SUPER CUTE EFFICIENCIES -

Apr 21 - Been Denied - Having Trouble Finding an Apartment? Free Service! - (First Call 361-994-7776) img

Apr 20 - Don't let the other companies fool you! There's only one First Call▶ - (361-906-9906) img

Apr 20 - \$575 / 1br - Big Dogs O.K.!!! Come C Today!!! - (Call Us First▶ 361-994-7776) img

Apr 20 - One Month Free! - Great Location - (FIRST CALL 361-906-9903) img

Apr 20 - Search for Apartments from HOME! www.CC-APARTMENTLOCATING.com - (FIRST CALL▶ 361-994-5492) img

Apr 20 - \$699 Luxurious Downtown Apartment Homes - (First Call▶ 361-906-9903) img

Apr 20 - BIG dogs and pets? Call today! - (Call First▶ 361-994-7776) img

Apr 20 - \$699 Downtown Luxury Specials - Click here for photos and floorplans! - (First Call▶ 361-549-5166) pic

HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

ATTORNEYS AND COUNSELORS

800 NORTH SHORELINE, SUITE 2000, NORTH TOWER
CORPUS CHRISTI, TEXAS 78401
(361) 866-8000

ANN HENNIS
361-866-8010

E-Mail: ahennis@hdbdk.com

TELECOPIER (361) 866-8039

FAXED

April 24, 2009

VIA FAX 361.906.9951

Mr. Mario Gomez &
Ms. Melissa Gomez
AAA Apartment Locating
2033 Airline Road, No. B2
Corpus Christi, Texas 78412

Re: First Call Properties Corpus Christi v. AAA Apartment Locating

Dear Mr. Gomez & Ms. Gomez:

Please be advised I have been retained to represent First Call Properties Corpus Christi ("First Call") with regard to the conduct of AAA Apartment Locating ("AAA"), its agents, servants, and employees. This letter is written in follow up to the previous requests made to you by my client to cease and desist AAA's actions which are in violation of the Terms of Use established by Craigslist, and which infringe upon my client's trademark, copyright, and other intellectual property rights. Such actions are unlawful, willful, and intentional.

It is demanded that AAA immediately STOP copying, plagiarizing, and deceitfully flagging and removing proper advertising postings by First Call. The actions by AAA are so egregious and blatant that any reasonable person can determine the fraud which is being perpetrated upon my client. AAA has in the past, and continues to this day, to use a telephone logo in its ads. The telephone logo is the property of First Call, not AAA. AAA does not have permission to use it.

AAA continues to use words and phrases so similar to that of First Call that the public is led to believe they are dealing with First Call, when in fact, they are not. AAA does not have permission to use the same or similar words or phrases which are the property of First Call. The continuous course of conduct constitutes harassment, and as such, has caused and continues to cause serious damage by AAA's unconscionable actions.

Additionally, and as clearly shown on the attachments, AAA has published libelous, slanderous, and false statements to the public. Said statements are libelous per se, and actionable, pursuant to Section 73.001 of the Texas Civil Practice and Remedies Code. AAA's

DALLAS • CORPUS CHRISTI



HARTLINE, DACUS, BANGER, DREYER & KERN, L.L.P.

AAA Apartment Locating

April 24, 2009

Page 2

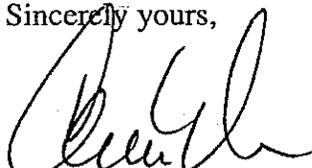
obvious intent is to damage the good reputation of First Call, confuse the public, and take business away from First Call. This conduct must immediately STOP.

This letter shall constitute formal notice of First Call's intent to bring formal legal proceedings against AAA because of the damages caused by AAA. Attorneys fees, costs of court, and exemplary damages will be sought against AAA in the litigation.

Injunctive relief will be sought if the conduct described above does NOT CEASE IMMEDIATELY.

Should you wish to discuss the contents of this correspondence, please call the number listed herein.

Sincerely yours,



Ann Hennis

AH:lg

Enclosures

Xc: Mr. Clint Powell (via Email)

Craigslist

corpus christi craigslist > apts/housing for rent

[email this posting to a friend](#)

Warning: A discriminatory preference in a housing post is illegal. If you see a discriminatory preference, please report it.

please flag with care:

Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person. [More info](#)

spam/abuse

prohibited

spam/overpost

bad information

♦♦First Call Properties Uses Deciet To Get Your Business! (549-5166)

Reply to: buss106kc1097548094@craigslist.org [Post a reply] [Post a comment]
Date: 2009-03-29, 11:57AM CDT

♦♦First Call Properties Uses Deciet To Get Your Business! Be careful and don't be scammed by this guy!
Call me and I will help you 100% free!

- 361...

- Location: 549-5166
- it's NOT ok to contact this poster with services or other commercial interests

PostingID: 1097548094

corpus christi (craigslist) > apts/housing for rent

cancel item (you can't do it here)

Be aware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person.

please do with care:

no one should

be asked to

pay in advance

before moving in

♦♦First Call Properties is A SCAM!!!! (361-549-5166)

Reply to: item post: 1097543520/craigslist.org/apa/1097543520.html
Date: 2009-03-29, 11:54AM CDT

Thanks for letting me serve you for over 10 Years Corpus Christi! I am the real deal and not a scam like my competitors!

MODE = MEMORY TRANSMISSION START=APR-24 20:02 END=APR-24 20:04

FILE NO.=929

STN NO.	COMM.	STATION NAME/EMAIL ADDRESS/TELEPHONE NO.	PAGES	DURATION
001	OK	8*8010#603#0245#9069951#	005/005	00:01:15

-Hartline, Dacus, & Assoc, LLP-

***** KM-F1060 ***** -CorpusChristi, Tx- ***** - *****

HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

ATTORNEYS AND COUNSELORS
 890 NORTH SHORELINK BLVD.
 SUITE 2000, NORTH TOWER
 CORPUS CHRISTI, TEXAS 78401
 (361) 866-8000
 TELECOPIER (361) 866-8039

TELECOPY COVER PAGE

Date: April 24, 2009

PLEASE DELIVER THE FOLLOWING TELECOPY TO:

Name	Company	Phone No.	Fax No.
AAA Apartment Locating			361-906-9951

From: Ann Hennis Phone: (361) 866-8010

CLIENT/MATTER # _____ C/M NAME: First Call Properties v AAA Apartment Locating

TOTAL NUMBER OF PAGES (INCLUDING COVER): 5

Please call Linda Guerra at 361-866-8010 immediately if the telecopy you receive is incomplete or illegible.

MESSAGE

See attached -

Letter dated 04/24/09 from Ann Hennis.

THIS MESSAGE IS INTENDED ONLY FOR USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (COLLECT), AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

Ann Hennis

From: Ann Hennis
Sent: Friday, April 24, 2009 7:14 PM
To: 'jeffersoncowling@att.net'; 'Clint Powell'
Subject: First Call Properties v AAA Apartment Locating
Importance: High
Attachments: AAA Apartment Locating 042409 letter.pdf

Attached is correspondence directed to AAA Apartment Locating. This document was faxed to AAA this evening.

Ann Hennis
HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.
800 No. Shoreline Blvd., Suite 2000N
Corpus Christi, TX 78401
(361) 866-8010 Phone
(361) 866-8039 Fax
ahennis@hdbdk.com



HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

ATTORNEYS AND COUNSELORS

800 NORTH SHORELINE, SUITE 2000, NORTH TOWER
CORPUS CHRISTI, TEXAS 78401
(361) 866-8000

ANN HENNIS
361-866-8010

E-Mail: ahenniss@hdbdk.com

TELECOPIER (361) 866-8039

April 24, 2009

VIA FAX 361.906.9951

Mr. Mario Gomez &
Ms. Melissa Gomez
AAA Apartment Locating
2033 Airline Road, No. B2
Corpus Christi, Texas 78412

Re: First Call Properties Corpus Christi v. AAA Apartment Locating

Dear Mr. Gomez & Ms. Gomez:

Please be advised I have been retained to represent First Call Properties Corpus Christi ("First Call") with regard to the conduct of AAA Apartment Locating ("AAA"), its agents, servants, and employees. This letter is written in follow up to the previous requests made to you by my client to cease and desist AAA's actions which are in violation of the Terms of Use established by Craigslist, and which infringe upon my client's trademark, copyright, and other intellectual property rights. Such actions are unlawful, willful, and intentional.

It is demanded that AAA immediately STOP copying, plagiarizing, and deceitfully flagging and removing proper advertising postings by First Call. The actions by AAA are so egregious and blatant that any reasonable person can determine the fraud which is being perpetrated upon my client. AAA has in the past, and continues to this day, to use a telephone logo in its ads. The telephone logo is the property of First Call, not AAA. AAA does not have permission to use it.

AAA continues to use words and phrases so similar to that of First Call that the public is led to believe they are dealing with First Call, when in fact, they are not. AAA does not have permission to use the same or similar words or phrases which are the property of First Call. The continuous course of conduct constitutes harassment, and as such, has caused and continues to cause serious damage by AAA's unconscionable actions.

Additionally, and as clearly shown on the attachments, AAA has published libelous, slanderous, and false statements to the public. Said statements are libelous per se, and actionable, pursuant to Section 73.001 of the Texas Civil Practice and Remedies Code. AAA's

HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

AAA Apartment Locating

April 24, 2009

Page 2

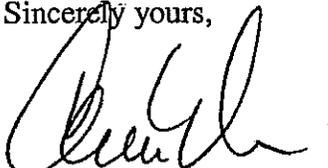
obvious intent is to damage the good reputation of First Call, confuse the public, and take business away from First Call. This conduct must immediately STOP.

This letter shall constitute formal notice of First Call's intent to bring formal legal proceedings against AAA because of the damages caused by AAA. Attorneys fees, costs of court, and exemplary damages will be sought against AAA in the litigation.

Injunctive relief will be sought if the conduct described above does NOT CEASE IMMEDIATELY.

Should you wish to discuss the contents of this correspondence, please call the number listed herein.

Sincerely yours,



Ann Hennis

AH:lg

Enclosures

Xc: Mr. Clint Powell (via Email)

Craigslist

[corpus christi craigslist](#) > [apts/housing for rent](#)

[email this posting to a friend](#)

Showing only the most relevant preferences in a country; post is being filtered; see country page for details.

please click with care:

[reply/repost](#)

[reply to poster](#)

[reply to owner](#)

[hide this posting](#)

Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person. *Very bad*

♦♦First Call Properties Uses Deciet To Get Your Business! (549-5166)

Reply to: 1097548094@craigslist.org [Post when you receive an email]

Date: 2009-03-29, 11:57AM CDT

♦♦First Call Properties Uses Deciet To Get Your Business! Be careful and don't be scammed by this guy!
Call me and I will help you 100% free!

361..

- Location: 549-5166
- it's NOT ok to contact this poster with services or other commercial interests

PostingID: 1097548094

Copyright © 2009 craigslist, inc.

[terms of use](#)

[privacy policy](#)

[feedback form](#)

corpus christi craigslist > apts/housing for rent

corpus christi craigslist > apts/housing for rent

Warning: This is an automated posting. Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person.

please read with care:

Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person.

unreadable text

unreadable text

unreadable text

unreadable text

◆◆First Call Properties is A SCAM!!!! (361-549-5166)

Reply to: how post: 1097543520 craigslist.org
Date: 2009-03-29, 11:54AM CDT

Thanks for letting me serve you for over 10 Years Corpus Christi! I am the real deal and not a scam like my competitors!

MODE = MEMORY TRANSMISSION START=APR-24 20:02 END=APR-24 20:04

FILE NO.=929

STN NO.	COMM.	STATION NAME/EMAIL ADDRESS/TELEPHONE NO.	PAGES	DURATION
001	OK	8*8010#603#0245#9069951#	005/005	00:01:15

-Hartline, Dacus, & Assoc, LLP-

***** KM-F1060 ***** -CorpusChristi, Tx- ***** - *****

HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

ATTORNEYS AND COUNSELORS
800 NORTH SHORELINE BLVD.
SUITE 2000, NORTH TOWER
CORPUS CHRISTI, TEXAS 78401
(361) 866-8000
TELECOPYING (361) 866-8039

TELECOPY COVER PAGE

Date: April 24, 2009

PLEASE DELIVER THE FOLLOWING TELECOPY TO:

Name	Company	Phone No.	Fax No.
AAA Apartment Locating			361-906-9951

From: Ann Hennis Phone: (361) 866-8010

CLIENT/MATTER # _____ C/M NAME: First Call Properties v AAA Apartment Locating

TOTAL NUMBER OF PAGES (INCLUDING COVER): 5

Please call Linda Guerra at 361-866-8010 immediately if the telecopy you receive is incomplete or illegible.

MESSAGE

See attached --

Letter dated 04/24/09 from Ann Hennis.

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HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

ATTORNEYS AND COUNSELORS

800 NORTH SHORELINE, SUITE 2000, NORTH TOWER
CORPUS CHRISTI, TEXAS 78401
(361) 866-8000

ANN HENNIS
361-866-8010

E-Mail: ahennis@hdbdk.com

TELECOPIER (361) 866-8039

April 28, 2009

VIA FAX 361.906.9951,
CMRRR AND REG. MAIL

Mr. Mario Gomez &
Ms. Melissa Gomez
AAA Apartment Locating
2033 Airline Road, No. B2
Corpus Christi, Texas 78412

Certified Article Number

7160 3901 9845 6334 5611

SENDERS RECORD

Re: First Call Properties Corpus Christi v. AAA Apartment Locating

Dear Mr. Gomez & Ms. Gomez:

As you are aware from previous correspondence dated April 24, 2009, I have been retained to represent First Call Properties. You, as representative of AAA Apartment Locating, have been requested to cease and desist posting ads which are in violation of the Terms of Use established by Craigslist, and which infringe upon my client's trademark, copyright, and other intellectual property rights.

Despite the numerous requests to cease and desist, AAA intentionally continues to copy, plagiarize, and post deceptive ads. Accompanying this letter are two such examples of ads which are unlawful and in violation of my client's rights.

This correspondence serves as the second formal request for AAA to immediately **STOP** posting unlawful ads. It bears repeating that the telephone logo is the property of First Call, not AAA. AAA does not have permission to use it. AAA does not have permission to use the same words and/or phrases as used by First Call Properties. My client continues to suffer damages to its business by AAA's intentional and willful conduct.

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DALLAS • CORPUS CHRISTI

EXHIBIT

9

tabbies

HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

AAA Apartment Locating

April 28, 2009

Page 3

bxc: VIA FAX 361-992-0046

Mr. Jefferson Cowling

Relocation Director

First Call Properties

Corpus Christi, TX

corpus christi craigslist > apts/housing for rent

email this posting to a friend

Stating a discriminatory preference in a housing post is illegal - please flag discriminatory posts as prohibited

Avoid scams and fraud by dealing locally! Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person. More info

up to 2 Months Free Rent! Big Dogs O.K.!!!

please flag with care:

miscategorized

prohibited

spam/overpost

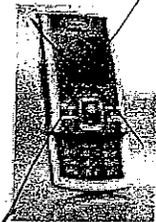
best of craigslist

Reply to: hous-a9zew-1143932033@craigslist.org [Errors when replying to ads?]

Date: 2009-04-28, 8:50AM CDT

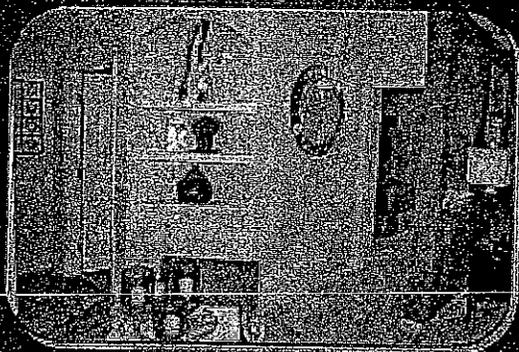
Do Not Use!

Corpus Christi's Only Reliable & Professional Locating Service



CALL US FIRST!!!!

No one has been servicing the Corpus Christi and surrounding areas longer than us! We provide our clients as well as our customers and unmatched 5 star quality service! With the most professional and experienced agents standing by, you are sure to be satisfied! Call or come by today!



Big Dogs Welcomed!

up to 2 Months Free Rent! Big Dogs O.K.!!!

- it's NOT ok to contact this poster with services or other commercial interests

PostingID: 1143932033

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[corpus christi craigslist](#) > [apts/housing for rent](#)

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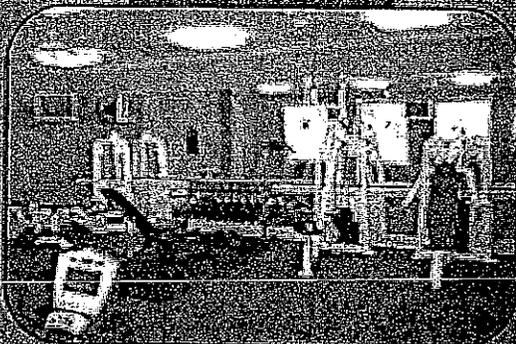
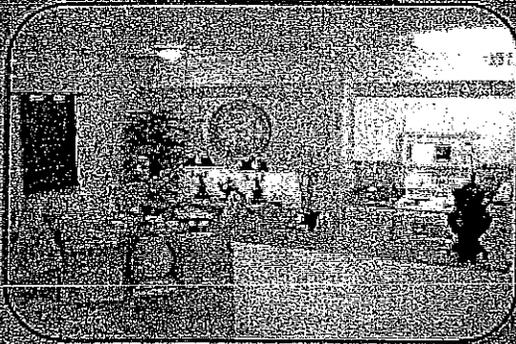
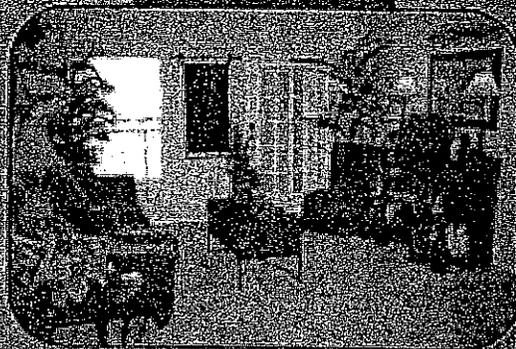
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PostingID: 1143188583

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MODE = MEMORY TRANSMISSION

START=APR-28 12:52

END=APR-28 12:55

FILE NO.=943

STN NO.	COMM.	STATION NAME/EMAIL ADDRESS/TELEPHONE NO.	PAGES	DURATION
001	OK	8*8010#603#0245#9069951#	009/009	00:02:23

-Hartline, Dacus, & Assoc, LLP-

***** KM-F1060 ***** -CorpusChristi, Tx- ***** - *****

HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

ATTORNEYS AND COUNSELORS
400 NORTH SHORELINE BLVD.
SUITE 2008, NORTH TOWER
CORPUS CHRISTI, TEXAS 78401
(361) 866-8010
TELECOPIER (361) 866-8039

TELECOPY COVER PAGE

Date: April 28, 2009

PLEASE DELIVER THE FOLLOWING TELECOPY TO:

Name	Company	Phone No.	Fax No.
AAA Apartment Locating			361-906-9951

From: Ann Hennis Phone: (361) 866-8010

CLIENT/MATTER # _____ C/M NAME: First Call Properties v AAA Apartment Locating

TOTAL NUMBER OF PAGES (INCLUDING COVER): 9

Please call Linda Guerra at 361-866-8010 immediately if the telecopy you receive is incomplete or illegible.

MESSAGE

See attached -

Letter dated 04/28/09 from Ann Hennis.

THIS MESSAGE IS INTENDED ONLY FOR USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (COLLECT), AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

Ann Hennis

From: Ann Hennis
Sent: Tuesday, April 28, 2009 1:15 PM
To: 'Clint Powell'
Subject: First Call Properties v. AAA Apartment Locating
Importance: High
Attachments: AAA Apartment Locating 042809 demand letter.pdf

To: Clint Powell, Craigslist representative

Dear Mr. Powell,

Attached please find the second demand letter faxed to AAA Apartment Locating. The contents are self-explanatory.

My client, First Call Properties, reported they have been unable to post any ads on Craigslist for the past two days, April 27th and 28th. Their account email address is stephan@mediummarketing.net.

Would you please check your system to determine what the problem might be that First Call Properties is unable to post ads on the website. Please direct this email to another department, if necessary.

Thank you for your assistance.

Sincerely,

Ann Hennis
HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.
800 No. Shoreline Blvd., Suite 2000N
Corpus Christi, TX 78401
(361) 866-8010 Phone
(361) 866-8039 Fax
ahennis@hdbdk.com



5/27/2009

HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

ATTORNEYS AND COUNSELORS

800 NORTH SHORELINE, SUITE 2000, NORTH TOWER
CORPUS CHRISTI, TEXAS 78401
(361) 866-8000

ANN HENNIS
361-866-8010
E-Mail: ahennis@hdbdk.com

TELECOPIER (361) 866-8039

April 28, 2009

VIA FAX 361.906.9951,
CMRRR AND REG. MAIL

Mr. Mario Gomez &
Ms. Melissa Gomez
AAA Apartment Locating
2033 Airline Road, No. B2
Corpus Christi, Texas 78412

Certified Article Number

7160 3901 9845 6334 5611

SENDERS RECORD

Re: First Call Properties Corpus Christi v. AAA Apartment Locating

Dear Mr. Gomez & Ms. Gomez:

As you are aware from previous correspondence dated April 24, 2009, I have been retained to represent First Call Properties. You, as representative of AAA Apartment Locating, have been requested to cease and desist posting ads which are in violation of the Terms of Use established by Craigslist, and which infringe upon my client's trademark, copyright, and other intellectual property rights.

Despite the numerous requests to cease and desist, AAA intentionally continues to copy, plagiarize, and post deceptive ads. Accompanying this letter are two such examples of ads which are unlawful and in violation of my client's rights.

This correspondence serves as the second formal request for AAA to immediately **STOP** posting unlawful ads. It bears repeating that the telephone logo is the property of First Call, not AAA. AAA does not have permission to use it. AAA does not have permission to use the same words and/or phrases as used by First Call Properties. My client continues to suffer damages to its business by AAA's intentional and willful conduct.

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HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

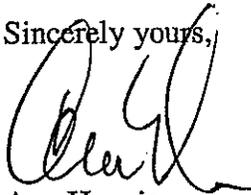
AAA Apartment Locating

April 28, 2009

Page 2

Should AAA desire clarification of the words, logos, or phrases which violate First Call Properties' rights, please call the number listed herein.

Sincerely yours,



Ann Hennis

AH:lg

Enclosures

Xc: Mr. Clint Powell (via Email)

Craigslist

[corpus christi craigslist > apts/housing for rent](#)

[email this posting to a friend](#)

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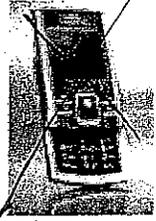
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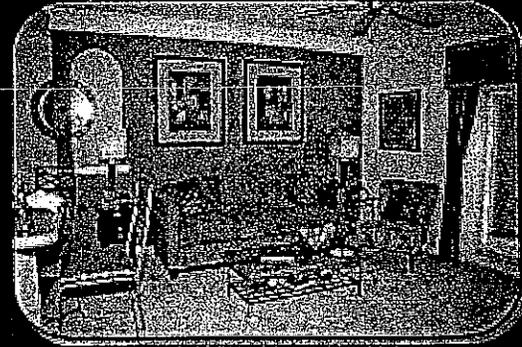
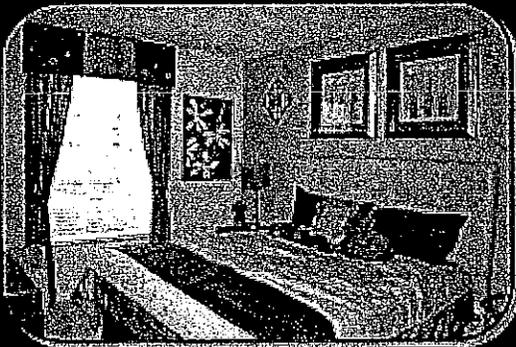
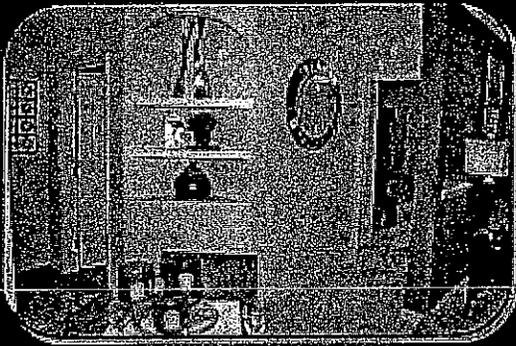
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PostingID: 1143932033

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[corpus christi craigslist > apts/housing for rent](#)

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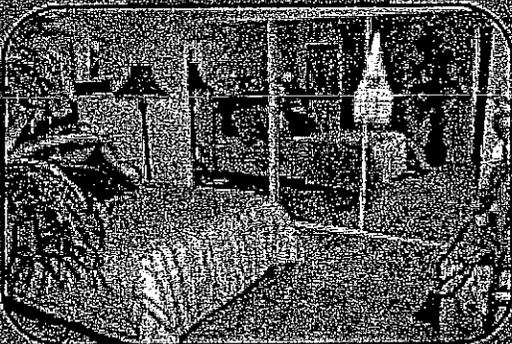
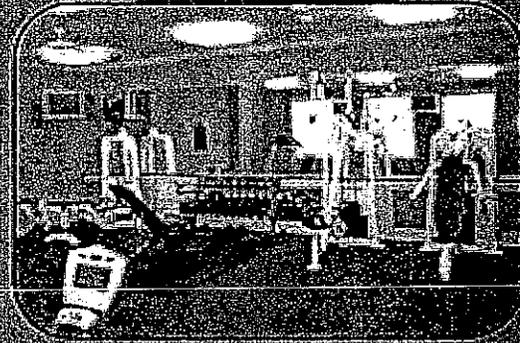
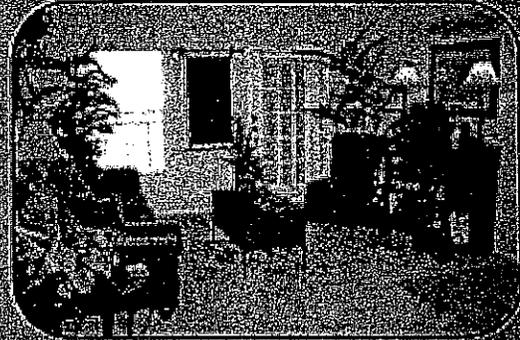
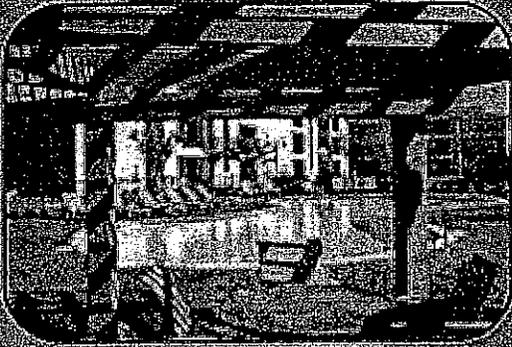
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STN NO.	COMM.	STATION NAME/EMAIL ADDRESS/TELEPHONE NO.	PAGES	DURATION
001	OK	8*8010#603#0245#9069951#	009/009	00:02:23

-Hartline, Dacus, & Assoc, LLP-

***** KM-F1060 ***** -CorpusChristi, Tx- ***** - *****

HARTLINE, DACUS, BARGER, DREYER & KERN, L.L.P.

ATTORNEYS AND COUNSELORS
400 NORTH SHORELINE BLVD.
SUITE 2600, NORTH TOWER
CORPUS CHRISTI, TEXAS 78401
(361) 866-8000
TELECOPIER (361) 866-8039

TELECOPY COVER PAGE

Date: April 28, 2009

PLEASE DELIVER THE FOLLOWING TELECOPY TO:

Name	Company	Phone No.	Fax No.
AAA Apartment Locating			361-906-9951

From: Ann Hennis Phone: (361) 866-8010

CLIENT/MATTER # _____ C/M NAME: First Call Properties v AAA Apartment Locating

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**Forfeiture pursuant to Section 171.309 of the Texas Tax Code
of
M G EXECUTIVES, INC.**

File Number : 800385420

Certificate / Charter forfeited : February 09, 2007

The Secretary of State hereby determines and finds the following:

1. The Secretary of State has received certification from the Comptroller of Public Accounts under Section 171.302 of the Texas Tax Code that there are grounds for forfeiture of the charter or certificate of authority of the referenced entity.
2. The entity has not revived its forfeited corporate privileges within 120 days after the date that the corporation privileges were forfeited.
3. The Comptroller of Public Accounts has determined that the entity does not have assets from which a judgment for any tax, penalty, or court costs imposed under Chapter 171 of the Code may be satisfied.

It is therefore ordered that the entity's charter or certificate of authority be forfeited without judicial ascertainment and that the proper entry be made upon the permanent files and records of such entity to show such forfeiture as of the date hereof.



A handwritten signature in black ink that reads "Roger Williams".

Roger Williams
Secretary of State



Come visit us on the Internet @<http://www.sos.state.tx.us/>



[UCC](#) | [Business Organizations](#) | [Trademarks](#) | [Notary](#) | [Account](#) | [Help/Fees](#) | [Briefcase](#) | [Logout](#)

BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY

Filing Number: 800385420 **Entity Type:** Domestic For-Profit Corporation
Original Date of Filing: September 3, 2004 **Entity Status:** Forfeited existence
Information Date: N/A
Tax ID: 15223974047 **FEIN:**
Duration: Perpetual
Name: M G EXECUTIVES, INC.
Address: 2033 AIRLINE RD STE B1
 Corpus Christi, TX 784124692 USA

<u>REGISTERED AGENT</u>	<u>FILING HISTORY</u>	<u>NAMES</u>	<u>MANAGEMENT</u>	<u>ASSUMED NAMES</u>	<u>ASSOCIATED ENTITIES</u>
View Document Image	Document Number	Filing Type	Filing Date	Effective Date	Eff. Cond Page Count
<input checked="" type="checkbox"/>	69052960002	Articles of Incorporation	September 3, 2004	September 3, 2004	No 3
<input checked="" type="checkbox"/>	78218580002	Change of Registered Agent/Office	December 28, 2004	December 28, 2004	No 2
<input checked="" type="checkbox"/>	134963360001	Public Information Report (PIR)	December 31, 2005	July 28, 2006	No 1
<input checked="" type="checkbox"/>	160201533462	Tax Forfeiture	February 9, 2007	February 9, 2007	No 1

Instructions:
 To place an order for additional information about a filing press the 'Order' button.



[UCC](#) | [Business Organizations](#) | [Trademarks](#) | [Notary](#) | [Account](#) | [Help/Fees](#) | [Briefcase](#) | [Logout](#)

GLOBAL PERSON SEARCH

This search was performed on with the following search parameter:

PERSON NAME : melissa gomez

<u>Mark</u>	<u>Filing Number</u>	<u>Person</u>	<u>Title</u>	<u>Entity Name</u>	<u>Entity Type</u>	<u>Entity Status</u>
<input type="radio"/>	37739700	M A Gomez Sr	Registered Agent	M.A. GOMEZ WHOLESALE GROCER'S, INC.	Domestic For-Profit Corporation	Voluntarily dissolved
<input type="radio"/>	800385420	Melissa Renee Gomez	Director	M G EXECUTIVES, INC.	Domestic For-Profit Corporation	Forfeited existence
<input type="radio"/>	800385420	Melissa Renee Gomez	Registered Agent	M G EXECUTIVES, INC.	Domestic For-Profit Corporation	Forfeited existence
<input type="radio"/>	800854859	Melissa Kim Gomez	Manager	KGO Management, LLC	Domestic Limited Liability Company (LLC)	In existence
<input type="radio"/>	800854859	Melissa Kim Gomez	Registered Agent	KGO Management, LLC	Domestic Limited Liability Company (LLC)	In existence

[Return to Order](#)

[New Search](#)

- Instructions:**
- To view additional information pertaining to a particular filing select the number associated with the name.
 - To place an order for additional information about a filing select the radial button listed under 'Mark' that is associated with the entity and press the 'Order' button.



[UCC](#) | [Business Organizations](#) | [Trademarks](#) | [Notary](#) | [Account](#) | [Help/Fees](#) | [Briefcase](#) | [Logout](#)

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		Name	Name Status	Name Type	Name Inactive Date Consent Filing #
		M G EXECUTIVES, INC.	Inactive	Legal	February 9, 2007 0

Instructions:
 To place an order for additional information about a filing press the 'Order' button.

ORIGINAL



ASSUMED BUSINESS OR PROFESSIONAL NAME CERTIFICATE

STATE OF TEXAS
COUNTY OF NUECES

PURSUANT TO THE PROVISIONS OF CHAPTER 36, TITLE 4, BUSINESS AND COMMERCE CODE OF THE STATE OF TEXAS, THE UNDERSIGNED CERTIFIES THE FOLLOWING:

The Assumed Name and its business address under which the business is located or is to be conducted is:

ASSUMED NAME: First Call Properties

BUSINESS ADDRESS 2033 Airlane B2

CITY Corpus Christi STATE TX ZIP 78412

The business or professional service conducted or rendered under this assumed name is being or will be conducted or rendered as indicated below: (Check one)

- Sole Proprietorship
- Corporation
- Registered Limited Liability Partnership
- Other
- General Partnership
- Limited Partnership
- Limited Liability Company

This certificate shall be effective for a term not to exceed ten years from the date the certificate is filed.

I/We, the undersigned, are the owner(s) of the above business and my/our name(s) and address(es) given is/are true and correct and there is/are no ownership(s) in said business other than those listed herein below:

Name Melissa Gomez Signature [Signature]
(Printed Name)

Residence Address 4421 Weiskopf Corpus Christi TX ZIP 78413

Name MGE executives, Inc Signature [Signature]
(Printed Name)

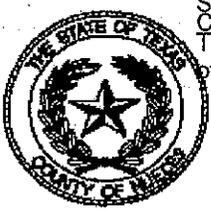
Residence Address 4421 Weiskopf Corpus Christi TX ZIP 78413

Sworn to and subscribed to before me this the 7th day of May, 2009.

(SEAL)  ROSALVA TURINCIO
 Notary Public, State of Texas
 My Commission Expires
 May 18, 2011

Rosalva Turincio
NOTARY PUBLIC, STATE OF TEXAS

A person conducting business or rendering a professional service in this state under an assumed name who intentionally violates a provision of Chapter 36 or the Business and Commerce Code commits a Class A misdemeanor criminal offense.



STATE OF TEXAS
COUNTY OF NUECES
The above is a true & correct copy of the original record now on file and/or recorded in this office.

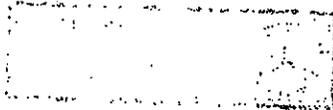
MAY 27 2009

EXHIBIT
12

ORIGINAL

ORIGINAL

Doc# 2009601400
Pages 2
05/26/2009 08:50AM
Official Records of
NUECES COUNTY
DINAH T. BARRERA
COUNTY CLERK
Fees \$14.00



STATE OF TEXAS
COUNTY OF NUECES

The above is a true & correct copy of the original record now on file and/or recorded in this office.

BY _____

MAY 27 2009



corpus christi craigslist > [apts/housing for rent](#)

[email this posting to a friend](#)

Starting a discussion or preference in a housing post is illegal if it's so phony that it's a scam. Please be careful.

please be with care:

Beware any arrangement involving Western Union, Moneygram, wire transfer, or a landlord/owner who is out of the country or cannot meet you in person. [More info](#)

- [reply to poster](#)
- [reply to friend](#)
- [reply to all](#)
- [reply to all](#)

♦♦First Call Properties Uses Deciet To Get Your Business! (549-5166)

Reply to: [hous. like: 1097548094 by craigslist.org](#) [use when replying]
Date: 2009-03-29, 11:57AM CDT

♦♦First Call Properties Uses Deciet To Get Your Business! Be careful and don't be scammed by this guy!
Call me and I will help you 100% free!

- 361...

- Location: 549-5166
- it's NOT ok to contact this poster with services or other commercial interests

PostingID: 1097548094



corpus christi craigslist > apts/housing for rent

corpus christi craigslist > apts/housing for rent

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please do not reply with care:

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reply to craigslist

reply to craigslist

reply to craigslist

reply to craigslist

♦♦First Call Properties is A SCAM!!!! (361-549-5166)

Reply to: http://corpuschristi.craigslist.org/apa/1097543520.html

Date: 2009-03-29, 11:54AM CDT

Thanks for letting me serve you for over 10 Years Corpus Christi! I am the real deal and not a scam like my competitors!

craigslist > contact us

Please check help pages and/or system status first, you may find the answer to your question there.

type of issue (choose one)	<input type="radio"/> tech support (general) <input type="radio"/> tech support (paid jobs and NYC housing) <input type="radio"/> tech support (phone authentication) <input type="radio"/> tech support (erotic services) <input type="radio"/> report spam or scam <input type="radio"/> harassment / flagging <ul style="list-style-type: none"> <input type="radio"/> My personal information has been posted <input type="radio"/> There are harassing posts being posted about me <input type="radio"/> My ad was flagged off and it abides by the terms of use <input type="radio"/> billing <input type="radio"/> press/media <input checked="" type="radio"/> law enforcement <input type="radio"/> suggestions
name	Ann
email address	ahennis@hdbdk.com
retype email address	ahennis@hdbdk.com
your location	corpus christi
subject	AAA Apartment Locating - violations
describe the issue (please provide post ID numbers, error messages, etc)	I am writing on behalf of First Call Properties in Corpus Christi, Texas. AAA Apartment Locating continues to violate Craigslist's Terms of Use which is causing irreparable damage to my client. A formal letter to Craigslist and AAA Apartment Locating will

Send Email Message



STATE OF TEXAS
COUNTY OF NUECES

I, PATSY PEREZ, DISTRICT CLERK OF NUECES COUNTY
Texas, do hereby certify that the foregoing is a
true and correct copy of the original record now
in my lawful custody and possession, as appears

of record filed 05-29-2009 in my office.

Witness my official hand and seal of office, this

06-09-2009

PATSY PEREZ, DISTRICT CLERK

Nueces County, Texas

By Sharon Head Deputy

SHARON HEAD

