

CAUSE NO. DC-15-00289

RUSSELL J BOWMAN,
PLAINTIFF(S),

VS.

CITY OF RICHARDSON; KEN
PAXTON,
DEFENDANT(S).

IN THE DISTRICT COURT

134TH JUDICIAL DISTRICT

DALLAS COUNTY, TEXAS

FINAL JUDGMENT

On June 15, 2016, came on to be considered Plaintiff's Motion for Summary Judgment (filed August 10, 2015); Plaintiff's Motion for Partial Summary Judgment (filed November 4, 2015), Plaintiff's Second Motion for Partial Summary Judgment (filed March 21, 2016), the City of Richardson, Texas' Amended Partial Plea to the Jurisdiction (filed April 6, 2016); and the City of Richardson, Texas' Amended Omnibus Motion for Summary Judgment (filed May 5, 2016).

After considering the motion, response(s), and evidence on file, and the arguments of counsel, the Court is of the opinion that Plaintiff's Motion for Summary Judgment; Plaintiff's Motion for Partial Summary Judgment, and Plaintiff's Second Motion for Partial Summary Judgment shall be GRANTED; and that the City of Richardson, Texas' Amended Partial Plea to the Jurisdiction, and the City of Richardson, Texas' Amended Omnibus Motion for Summary Judgment shall be DENIED.

IT IS HEREBY ADJUDGED AND ORDERED that Plaintiff's Motion for Summary Judgment; Plaintiff's Motion for Partial Summary Judgment, and Plaintiff's Second Motion for Partial Summary Judgment are **GRANTED**.

IT IS HEREBY ADJUDGED AND ORDERED that the City of Richardson, Texas' Amended Partial Plea to the Jurisdiction and the City of Richardson, Texas' Amended Omnibus Motion for Summary Judgment are **DENIED**.

IT IS HEREBY ADJUDGED AND ORDERED that Plaintiff Richard J. Bowman is not liable for any civil red light camera penalty concerning Notice No. R00126557.

IT IS FURTHER ADJUDGED AND ORDERED that the City of Richardson, Texas, shall send the appropriate written notice of the Texas Department of Motor Vehicles to request the removal of any registration hold on Plaintiff Richard J. Bowman's vehicle identified as 2010 Hyundai Sonata, license plate number CW3F227.

IT IS FURTHER ADJUDGED AND ORDERED that Plaintiff, recover from the Defendant, the City of Richardson, Texas, \$27,500.00 as attorney's fees to the date of judgment; \$7,000.00 as additional attorney's fees in the event Defendant unsuccessfully appeals this judgment to the court of appeals; and \$3,000.00 as additional attorney's fees in the event Defendant unsuccessfully appeals this judgment to the Texas Supreme Court.

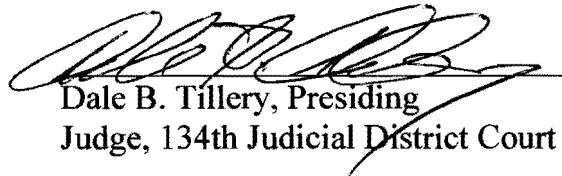
IT IS FURTHER ADJUDGED AND ORDERED that the total amount of the judgment here rendered will bear interest at the rate of five percent from the date of judgment until paid.

All costs of court spent or incurred in this cause are adjudged against the City of Richardson, Texas.

All relief not expressly granted is hereby denied.

This is a final judgment disposing of all parties and all claims including attorney's fee claims. It is the Court's intention to completely dispose of the entire case.

SIGNED on June 27, 2016.


Dale B. Tillery, Presiding
Judge, 134th Judicial District Court