

CAUSE NO. 2018-42734

**ABG General Construction,
Plaintiff,**

§
§
§
§
§
§
§
§

IN THE DISTRICT COURT

v.

OF HARRIS COUNTY, TEXAS

**3S Real Estate Investments,
LLC – Series 3
Defendant.**

269th JUDICIAL DISTRICT

**DEFENDANT’S DECLARATION
INVOKING OFFER-OF-SETTLEMENT PROCEDURE**

Defendant files this declaration to invoke the procedure for making an offer of settlement under Texas Rule of Civil Procedure 167.

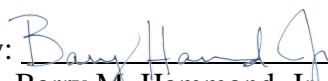
A. Introduction

1. Plaintiff is ABG General Construction; Defendant is 3S Real Estate Investments, LLC – Series 3.
2. Plaintiff sued Defendant for a variety of causes of action related to nonpayment for improvements made to a residential property owned by Defendant, including foreclosure of a mechanic’s lien filed by Plaintiff.
3. This case is not currently set for trial.

B. Declaration

4. The offer-of-settlement procedure is available in this case. Tex. Civ. Prac. & Rem. Code §42.002(b), (c); Tex. R. Civ. P. 167.1.
5. This case involves a claim for monetary damages against Defendant. Tex. Civ. Prac. & Rem. Code §42.002(a); Tex. R. Civ. P. 167.1.
6. Defendant files this declaration invoking the procedure for making an offer of settlement at least 45 days before the case is set for trial. Tex. R. Civ. P. 167.2(a).

Respectfully submitted,

By: 
Barry M. Hammond, Jr.
Texas State Bar No. 24059883
barry@ruralroute3holdings.com

1302 Waugh Drive #539
Houston, Texas 77019
Tel. (832) 819-1020
Fax (832) 827-4280

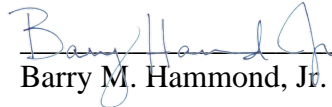
**ATTORNEY FOR DEFENDANT
3S REAL ESTATE
INVESTMENTS, LLC**

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing document has been served upon the following as outlined below on this 22nd day of September 2018.

Javier Marcos, Jr.
228 Westheimer Road
Houston, Texas 77006
(713) 528-7711 Telephone
(713) 528-7710 Facsimile
Email: jmarcos@marcoslaw.com
Attorney for Plaintiff

Via e-file



Barry M. Hammond, Jr.