

CAUSE NO. 471-01504-2022

HIGHLAND HOMES – DALLAS, LLC,

Plaintiff,

and

Blue Star Allen Land, L.P.

Intervenor-Plaintiff,

v.

**COVENANT CLEARINGHOUSE, LLC,
in its corporate capacity, FREEHOLD
CAPITAL PARTNERS, LLC, PROSPER-
LEGACY LAKES, LTD., COVENANT
CLEARINGHOUSE, LLC, in its capacity
as Trustee under the Declaration of
Covenant dated December 13, 2009,
FCP HOLDINGS II, LLC, OLT
PROPERTIES, LTD., DTF HOLDINGS
COMPANY, LLC, JEFFREY TABLAK,
Individually, and CINCO WEST
DEVELOPMENT, LLC,**

Defendants.

IN THE DISTRICT COURT OF

COLLIN COUNTY, TEXAS

471st JUDICIAL DISTRICT

**ORDER GRANTING PLAINTIFF HIGHLAND HOMES – DALLAS, LLC’S
PARTIAL TRADITIONAL AND NO EVIDENCE MOTION FOR SUMMARY
JUDGMENT**

On March 14, 2023, the Court heard Plaintiff’s Partial Traditional and No Evidence Motion for Summary Judgment (“Plaintiff’s Motion”). After consideration of the summary judgment record, the Court is of the opinion that the Motion has merit and should be **GRANTED.**

It is therefore **ORDERED** that Plaintiff's Motion is **GRANTED**. Summary Judgment to Quiet Title is **GRANTED** in favor of Plaintiff; and it is **DECLARED** that the October 13, 2009 Declaration of Covenant (recorded in the Real Property Records of Collin County, Inst. No. 20091013001264880) is void and unenforceable.

This is a final and appealable judgment.

Signed March 20, 2023

Andrew Bourne
JUDGE PRESIDING