

53RD DISTRICT COURT

TRAVIS COUNTY COURTHOUSE

P. O. BOX 1748

AUSTIN, TEXAS 78767

FAX (512) 854-9332

SCOTT H. JENKINS

Judge

(512) 854-9308

LAWRENCE ANDREWS

Bailiff

(512) 854-9397

NANCY HERRERA

Judicial Aide

(512) 854-9308

CHAVELA PRINCE

Official Reporter

(512) 854-9322

CONNIE JEFFERSON

Court Clerk

(512) 854-9457

BARBARA HANNON

Staff Attorney

(512) 854-9366

May 1, 2006

Mr. Robert Doggett
Texas Rio Grande Legal Aid, Inc.
2201 Post Road
Suite 104
Austin, Texas 78704
Via Facsimile: (512) 447-3940

Mr. Alex Valdes
Winstead Sechrest & Minick, P.C.
401 Congress, Suite 2100
Austin, Texas 78701
Via Facsimile: (512) 370-2850

Ms. Ann Hartley
Assistant Attorney General
Financial Litigation Division
P.O. Box 12548
Austin, Texas 78711
Via Facsimile: (512) 477-2348

Re: Cause No. GN4-00269; *Association of Community Organizations for Reform now (Acorn), Valerie Norwood, Elsie Shows, Maryann Robles-Valdez, Bobby Martin, Pamela Cooper, and Carlos Rivas vs. Finance Commission of Texas and Credit Union Commission of Texas vs. Texas Bankers Association*, in the 126th Judicial District, Travis County, Texas

Dear Counsel:

Enclosed is a copy of Final Summary Judgment and Temporary Stay Order in the above-cause. This order has been signed by the Court and filed with the District Clerk's office.

Sincerely,

A handwritten signature in cursive script that reads "Nancy Herrera".

NANCY HERRERA
Judicial Aide, 53rd District Court
Travis County, Texas

Orig: Ms. Amalia Rodriguez-Mendoza, Travis County District Clerk

No. GN 400269

ASSOCIATION OF COMMUNITY ORGANIZATIONS FOR REFORM NOW (ACORN), VALERIE NORWOOD, ELSIE SHOWS, MARYANN ROBLES-VALDEZ, BOBBY MARTIN, PAMELA COOPER, and CARLOS RIVAS,)	IN THE DISTRICT COURT
)	
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PLAINTIFFS,

VS.

FINANCE COMMISSION of TEXAS, and CREDIT UNION COMMISSION of TEXAS,)	OF TRAVIS COUNTY, TEXAS
)	
)	
)	

DEFENDANTS,

VS.

TEXAS BANKERS ASSOCIATION,)	
)	
DEFENDANT-INTERVENOR.)	126th JUDICIAL DISTRICT

FINAL SUMMARY JUDGMENT AND TEMPORARY STAY ORDER

Plaintiffs challenge the validity of rules adopted by Defendants Finance Commission of Texas and Credit Union Commission of Texas which purport to interpret Article XVI, Section 50(a)(6) of the Texas Constitution. Defendants along with Intervenor Texas Bankers Association defended the rules. There are no genuine issues of material fact, and the parties are entitled to judgment as a matter of law. The Court has considered all pleadings, motions, cross motions, responses, replies and other materials filed with the Court. After consideration of these materials and considering arguments of counsel, the Court ORDERS and declares the following rules invalid or denies Plaintiffs relief:

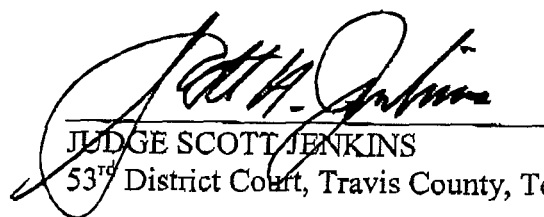
1. Rules 7 TAC 153.1(11), 153.5(3), (4), (6), (8), (9), and (12) are invalid;

2. Rule 7 TAC 153.12(2) is invalid as to orally submitted applications, and not invalid as to electronically submitted applications;
3. Rule 7 TAC 153.13(4) is invalid;
4. Plaintiffs' challenge to Rules 7 TAC 153.15(2) and (3) is denied;
5. Rule 7 TAC 153.18(3) is invalid;
6. Rule 7 TAC 153.20 is invalid;
7. Rule 7 TAC 153.22 is invalid;
8. Plaintiffs' challenge to Rules 7 TAC 153.51(1) and (3) is denied; and
9. Rule 7 TAC 153.84(1) is invalid.

It is further ORDERED that this judgment is stayed in all respects for thirty days, and the rules declared to be invalid by this judgment remain in effect during that time regardless of whether this judgment is superseded by the posting of a bond, filing a notice of appeal or other action of a party.

All other relief requested by any party is denied. Costs are taxed against Defendants. This order disposes of all claims and all parties and is final and appealable.

Signed this 29th day of April, 2006.



JUDGE SCOTT JENKINS
53rd District Court, Travis County, Texas