

KIM BRIMER,
Plaintiff,

vs.

STEPHEN C. MAXWELL, in his capacity as
Chairman of the Democratic Party of
Tarrant County, *et al.*,
Defendants.

§ In the District Court of
§
§
§ Tarrant County, Texas
§
§
§
§ 236th Judicial District

FINAL JUDGMENT

On July 22, 2008, this matter came on for trial. All parties appeared and announced ready. The trial was to the Court on stipulated facts, which were duly admitted into evidence without objection as well as testimony on reasonable and necessary attorney fees. The Court, having considered the evidence, the law, and the argument of counsel, determines as follows:

It is ORDERED, ADJUDGED, and DECREED that Plaintiff take nothing, and that judgment be entered against Plaintiff in all things. Defendant Davis is: (i) eligible to seek and hold the office of Senator for Texas Senate District 10 for the term that commences in January, 2009; is eligible to have her name appear on the ballot for the General Election in November, 2008, as the nominee of the Texas Democratic Party for Texas Senate District 10; and (iii) Article III, § 19, of the Texas Constitution does not render her ineligible to seek and hold the office of Senator for Texas Senate District 10 for the term that commences in January, 2009.

~~It is FURTHER ORDERED, ADJUDGED, and DECREED that attorney fees are awarded against Plaintiff and in favor of Defendant Davis in the amount of \$ _____, to be reduced to \$ _____ if Plaintiff does not appeal to the~~


~~Second Court of Appeals, and to be reduced to \$ _____ if Plaintiff
appeals to the Second Court of Appeals but does not seek review of the Second Court of
Appeals judgment in the Supreme Court of Texas, and to be reduced to
\$ _____ if Plaintiff appeals to the Second Court of Appeals and seeks
review of the Second Court of Appeals judgment in the Supreme Court of Texas but
review is denied.~~

Each party pays its own attorneys fees and costs.

~~All costs are awarded against Plaintiff.~~

This is a final judgment and is appealable as such. It is intended to, and does,
dispose of all claims and all defenses by all parties to this lawsuit, and all relied not
expressly granted is denied.

SIGNED this 22 day of July, 2008.



Tom Lowe, Judge Presiding
236th Judicial District