

Cause No. C 200200145

[REDACTED]

v.

JRAF ENTERPRISES INC.D/B/A  
THE HORSEMAN CLUB, et al.

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IN THE DISTRICT COURT  
OF JOHNSON COUNTY, TEXAS  
249<sup>TH</sup> JUDICIAL DISTRICT

**MOTION FOR SERVICE BY PUBLICATION  
ON DEFENDANT TONY TINDERHOLT**

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff asks the Court to authorize service by publication on Defendant Tony Tinderholt. This is a suit for money damages resulting from injuries received after an automobile accident caused by intoxication. The Defendant was covered by liability insurance at the time of the accident.

I.

The residence of Defendant Tony Tinderholt is currently unknown. Attempts to obtain personal service, as outlined below, have been unsuccessful.

The incident made the basis of this suit occurred on or about the 13<sup>th</sup> or 14<sup>th</sup> of April 2000. Defendant Tony Tinderholt was an employee, and/or representative of JRAF Enterprises Inc. d/b/a The Horseman Club and/or JRAF Enterprises Inc. d/b/a Circle A Ranch. Defendant Tony Tinderholt was a manager of Defendant The Horseman Club. While upon the premises of Defendant The Horseman Club, employees, agents and representatives of Defendant The Horseman Club served and/or provided alcoholic beverages to Plaintiff [REDACTED] who was under the legal drinking age. At the time when said alcoholic beverages were served and/or provided to Plaintiff [REDACTED] was apparent to the providers that Plaintiff [REDACTED] was obviously intoxicated to the extent

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JOHNSON COUNTY, TEXAS  
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DEPUTY  
BY  
[REDACTED]

that he presented a clear danger to himself and others. After leaving Defendants' premises, Plaintiff [REDACTED] drove and operated a motor vehicle. While operating said motor vehicle, he was unable to maintain control of the motor vehicle due to his intoxication. The motor vehicle Plaintiff [REDACTED] was driving collided into a curb, causing him severe injuries.

II.

Plaintiff's counsel ran a search on Publicdata.com, a fee for service on-line database containing the addresses of Texas drivers. See Exhibit "A." This search revealed this address for Defendant Tony Tinderholt 4438 Harlanwood Dr., 213 N, Fort Worth, Texas 76109. Service was attempted on Defendant Tony Tinderholt through a private process server at 4438 Harlanwood Dr., 213 N, Fort Worth, Texas 76109, the address listed as Defendant Tony Tinderholt's address on his Texas driver's license. Service was unsuccessful.

Plaintiff's counsel has attempted to locate Defendant Tony Tinderholt through various on-line databases and information sources. See Exhibits "B" and "C." As a result of the online searches, service was attempted on Defendant Tony Tinderholt at two other addresses: 1.) 1008 7<sup>th</sup> Ave., Camanche, Iowa 52730 and 2.) 847 Gateway Ave 11, Clinton, Iowa, 52732.

An on-line search of the Clinton and Camanche, Iowa areas turned up no current telephone listings for those addresses. Plaintiff's counsel attempted to locate Defendant by searching for every Tinderholt in Iowa to no avail.

III.

Plaintiff asks the court to authorize service by publication on Defendant Tony

Tinderholt.

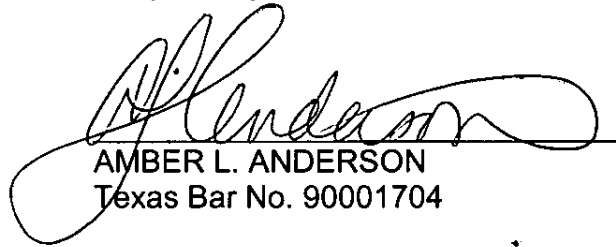
IV.

Plaintiff attaches a copy of the search run on Publicdata.com as a result of this incident with Defendant Tinderholt's Texas driver's license address in support of this motion for service by publication and incorporates it by reference. Exhibit "A."

Plaintiff attaches a copy of a page from a search run on Autotrackxp.com as a result of this incident with Defendant Tinderholt's with Iowa addresses in support of this motion for service by publication and incorporates it by reference. Exhibit "B."

Plaintiff attaches Amber L. Anderson's affidavit in support of this motion for service by publication and incorporate it by reference. Exhibit "C."

Respectfully submitted,



AMBER L. ANDERSON  
Texas Bar No. 90001704

LAW OFFICE OF JAMES M. STANLEY  
2200 Hemphill Street  
Fort Worth, Texas 76110  
Phone: 817-335-7140  
Fax : 817-921-9740

ATTORNEY FOR PLAINTIFF

# PUBLICDATA.com

## Texas Driver Detail

<i>Name</i> TINDERHOLT, TONY DALE		<i>License number</i> 006091069	
<i>Address</i> 4438 HARLANWOOD DR 213N		<i>DOB</i> Aug 13 1970	<i>Class</i>
<i>City/Zip</i> FORT WORTH 76109		<i>Gender</i> Male	<i>Race</i> White
<i>Height</i> 600	<i>Weight</i> 170	<i>Eye color</i> Blue	<i>Hair</i> Blonde
<i>Last transaction date</i> Oct 3 2001	<i>Last transaction</i> Renewal		
<i>Above information as provided by state - below is our annotations</i>			
<i>Address (click to find others)</i> 4438 Harlanwood Dr Apt 213N		<i>City/State/Zip (click to find others)</i> Fort Worth , TX 76109-1908	

**EXHIBIT**

A

**TONY D TINDERHOLT**

DOB: AUG 13, 1970

SSN: [REDACTED]

**Possible Other Social Security Numbers Associated with Subject**

TINDERHOLT, TONY D

[REDACTED] DOB: 08/13/1970

**Possible Other Records/Names Associated with Social Security Numbers**

GREAVES, KIMBERLY ANN

SSN: [REDACTED]

DOB: 12/12/1971

JOHNSON, KATHERINE

SSN: [REDACTED]

JOHNSON, KIMBERLY A

SSN: [REDACTED]

TINDERHOLT, DALE T

SSN: [REDACTED]

TINDERHOLT, KIM A

SSN: [REDACTED]

TINDERHOLT, KIMBERLY A

SSN: [REDACTED]

TINDERHOLT, KIMBERLY A

SSN: [REDACTED]

DOB: DEC 1971

TINDERHOLT, SANDRA

SSN: [REDACTED]

**Possible Driver Licenses**

TINDERHOLT, TONY D

DL: [REDACTED] issued in Iowa

DOB: 08/13/1970 Height:

SSN: 478-82-1936

1008 7TH AVE CAMANCHE, IA 52730

TINDERHOLT, TONY D

DL: 6091069 issued in Texas on 10/03/2001

DOB: 08/13/1970 Height:

6100 AVERY DR 1202 FORT WORTH, TX 76132

**Possible Addresses Associated with Subject**

AUG-2000/MAR-2002 - 847 GATEWAY AVE 11  
CLINTON, IA 52732

MAY-2001/JAN-2002 - 4438 HARLANWOOD DR 213N  
FORT WORTH, TX 76109

APR-2001/JAN-2002 - PO BOX  
DENNIS, TX 76439

APR-2001/DEC-2001 - PO BOX 45  
DENNIS, TX 76439

(817) 691-8669

FEB-1999/NOV-2001 - 4600 BRIARPARK DR 611

(402) 651-6143

EXHIBIT

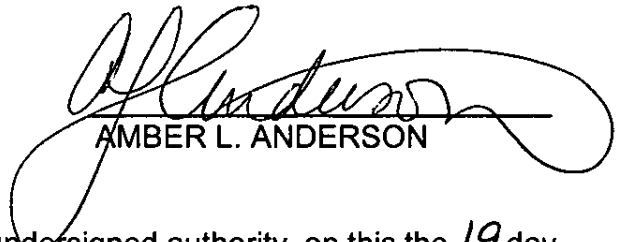
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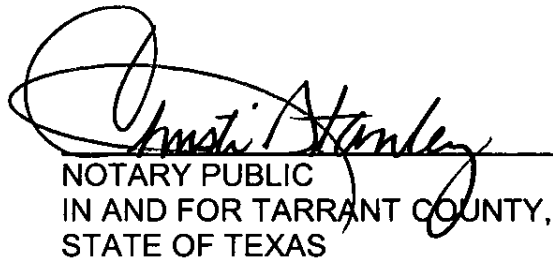


5. Bubba Harville, personal process server, attempted service at 4438 Harlanwood Dr, 213 N, Fort Worth, Texas 76109, the address listed on Defendant Tinderholt's Texas driver's license. He was unable to serve Defendant at that location.
6. After personal service was unsuccessful, I ran a search on Autotrackxp.com, a fee for service on-line database containing the addresses of Texas drivers. This search yielded several other previous and contemporaneous addresses: 1.) 1008 7<sup>th</sup> Ave., Camanche, Iowa 52730 and 2.) 847 Gateway Ave 11, Clinton, Iowa, 52732. An on-line search of the Clinton and Camanche, Iowa areas turned up no current telephone listings for those addresses.
7. At my direction, a legal assistant in my office ran an on-line search for every Tinderholt in Iowa. None of the listings were associated with Defendant Tony Tinderholt.

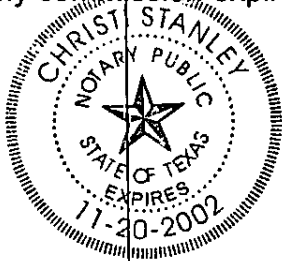
FURTHER AFFIANT SAITH NAUGHT.

  
AMBER L. ANDERSON

Subscribed and sworn to before me the undersigned authority, on this the 19 day  
of Nov., 2002.

  
NOTARY PUBLIC  
IN AND FOR TARRANT COUNTY,  
STATE OF TEXAS

My commission expires:



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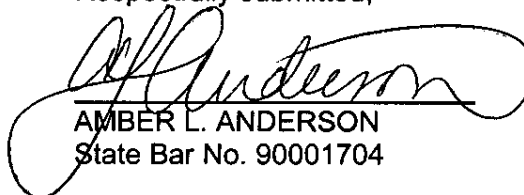
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SYNOPSIS

The incident made the basis of this suit occurred on or about the 13<sup>th</sup> and 14<sup>th</sup> day of April, 2000. Defendant Tony Tinderholt was an employee, agent and representative of Defendant The Horseman Club. Plaintiff [REDACTED] was on the premises of Defendant The Horseman Club. While upon the premises of Defendant The Horseman Club, employees, agents and representatives of Defendant The Horseman Club served and/or provided alcoholic beverages to Plaintiff [REDACTED], who was under the legal drinking age. After leaving Defendants' premises, Plaintiff [REDACTED] drove and operated a motor vehicle. While operating said motor vehicle, he was unable to maintain control of the motor vehicle due to his intoxication. The motor vehicle Plaintiff [REDACTED] was driving collided into a curb, causing him severe injuries.

Respectfully submitted,

  
AMBER L. ANDERSON  
State Bar No. 90001704

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