

FOURTEENTH COURT OF APPEALS OF TEXAS

Alex Hitz and the Beverly Hills Kitchen v. Scott Holstead

Hitz · No. 14-15-00153-CV · Decided March 13, 2015

SUMMARY

This document is an amended notice of restricted appeal filed in the Fourteenth Court of Appeals of Texas. Alex Hitz and The Beverly Hills Kitchen, LLC seek review of a September 19, 2014 default judgment entered by the 125th Judicial District Court of Harris County in Cause No. 2014-16047. The notice states that the appellants did not participate in the hearing resulting in the judgment and did not timely file post-judgment motions or a notice of appeal.

CASE DETAILS

COURT	Fourteenth Court of Appeals of Texas
JURISDICTION	Texas
DECIDED	March 13, 2015
DOCKET	14-15-00153-CV
PROCEDURAL POSTURE	Amended notice of restricted appeal from a default judgment entered by the 125th Judicial District Court of Harris County, Texas.
PRECEDENTIAL VALUE	Published status is indicated in the supplied metadata, but the provided document is an amended notice of restricted appeal rather than a merits opinion.
PARTIES	Alex Hitz, The Beverly Hills Kitchen, LLC v. Scott Holstead

TOPICS

[appellate procedure](#) [default judgment](#) [default](#) [civil procedure](#)

PRACTICE AREAS

[civil procedure](#) [appellate procedure](#)

FACTUAL BACKGROUND

The document concerns a default judgment entered against Alex Hitz and The Beverly Hills Kitchen, LLC on September 19, 2014. The notice states that the appellants did not participate in the hearing that resulted in the judgment and did not timely file a postjudgment motion, request findings of fact and conclusions of law, or notice of appeal.

PROCEDURAL HISTORY

The 125th Judicial District Court of Harris County entered a default judgment on September 19, 2014, in Cause No. 2014-16047. The notice states that Alex Hitz and The Beverly Hills Kitchen, LLC were affected by the judgment, did not participate in the hearing, and did not timely file a postjudgment motion, request findings of fact and conclusions of law, or notice of appeal.

OPINION

PER CURIAM.

ACCEPTED 14-15-00153-CV FOURTEENTH COURT OF APPEALS HOUSTON, TEXAS 3/13/2015 2:22:33 PM CHRISTOPHER PRINE CLERK NO. 2014-16947 SCOTT HOLSTEAD § FILED IN IN THE DISTRICT COURT 14th COURT OF APPEALS § HOUSTON, TEXAS VS. § 3/13/2015 2:22:33 PM § OF HARRIS COUNTY, TEXAS A. PRINE CHRISTOPHER § Clerk ALEX HITZ and § THE BEVERLY HILLS KITCHEN, § 125TH JUDICIAL DISTRICT LLC § AMENDED NOTICE OF RESTRICTED APPEAL This Notice of Restricted Appeal is from the Default Judgment entered on September 19, 2014 in 125th Judicial District Court of Harris County, Texas in Cause No. 2014-16047.

Respondent to this cause ALEX HITZ and THE BEVERLY HILLS KITCHEN desires to bring an appeal to the First or Fourteenth Court of Appeals sitting in Houston Texas The names and addresses of each party to the trial court's judgment are: 1. ALEX HITZ, 1901 Sunset Plaza Dr. Los Angeles CA 90069 2. THE BEVERLY HILLS KITCHEN, 714 Park Avenue 11C, New York NY 10021.

2. SCOTT HOLSTEAD, 5333 Bordley Dr. Houston TX 77056 The party desiring appeal, ALEX HITZ and THE BEVERLY HILLS KITCHEN, is a party affected by the trial court's judgment but did not participate, either in person or through counsel, in the hearing that resulted in the judgment complained of. Furthermore, ALEX HITZ and THE BEVERLY HILLS KITCHEN did not timely file either a post judgment motion, request for findings of fact and conclusions of law, or notice of appeal.

RESPECTFULLY SUBMITTED, /S/ CHAD H. JORDAN CHAD H. JORDAN SBN:24073262 10575 KATY FWY. #440 HOUSTON, TX 77024 (713) 234-6471 (832) 408-8571 CERTIFICATE OF SERVICE I certify that a true copy of the foregoing document was served on Scott Holstead, by and through his attorney of record, Brian W. Zimmerman on February 17, 2015 in accordance with the Texas Rules of Civil and Appellate Procedure. via e-service/fax Brian W. Zimmerman 3040 Post Oak Blvd.

Suite 1300 Houston, Texas 77056 /s/ Chad H. Jordan Chad H. Jordan

