

CAUSE NO. D-1-GN-13-001230

ALAN L. HAMILTON, INDIVIDUALLY	§	IN THE DISTRICT COURT
AND AS SUCCESSOR TRUSTEE OF THE	§	
HAMILTON FAMILY TRUST AND AS	§	
INDEPENDENT EXECUTOR OF THE	§	
ESTATE OF MAURINE P. HAMILTON,	§	
PLAINTIFF	§	
	§	
VS.	§	353RD JUDICIAL DISTRICT
	§	
DANIEL DAVILA III,	§	
DEFENDANT.	§	TRAVIS COUNTY, TEXAS

NOTICE OF APPEAL

This Notice of Appeal is filed by Alan Hamilton, Appellant, a party to this

proceeding who seeks to alter the trial court’s 3/9/2015 Summary Judgment Order entitled:

DEFENDANT DANIEL DAVILA, III's TRADITIONAL AND NO-EVIDENCE MOTIONS FOR SUMMARY JUDGMENT AS TO PLAINTIFF, ALAN L. HAMILTON, INDIVIDUALLY, AS SUCCESSOR TRUSTEE OF THE HAMILTON FAMILY TRUST, AND AS INDEPENDENT EXECUTOR OF THE ESTATE OF MAURINE P. HAMILTON.

1. The trial court, cause number, and style of this case are shown in the caption above.
2. The above Summary Judgment Order was signed on 3/9/2015.
3. The “Plaintiff’s Motion to Vacate Defendant’s Summary Judgment Order obtained with a Fraudulent and Perjuring Motion”, was timely filed, within 30 days of the date Judgment signed, on 4/7/2015.
3. Alan Hamilton desires to appeal all portions of the judgment.
4. This appeal is being taken to the 3rd Court of Appeals, in Austin, Texas.
5. This notice of appeal is being timely filed by Alan Hamilton on 6/5/2015, within the 90 day limit for appeals with a Motion to Modify Judgment, per Texas Rules of Appellate Procedure, TRAP 26.1(a). Saturday, 6/6/2015 = 90 days. Do not know why Judge Karin Crump, the Presiding Judge for the Motion to Vacate, calculated 87 days for plenary power of the trial court to end - 6/3/2015 listed in Denial Order, only 87 days from date Summary Judgment Order signed on 3/9/2015.

NOTICE OF APPEAL

Respectfully submitted,



Alan L Hamilton, Plaintiff, Pro Se
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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing pleading or document has been served upon all attorneys of record and any parties who are not represented by an attorney on 6/5/2015.

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Type of Service:

U.S. Mail, Certified Return Receipt Request No. _____
 U.S. Mail, First Class.
 Hand delivery by [name of delivery service]: _____
 Facsimile transmission to fax number 210-293-8733 before 5 p.m
 X via www.Greenfiling.com "file and serve" – www.eFileTexas.gov

Signature:



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