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And Timothy Barton*

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

IN RE: §
§
FM 544 PARK VISTA, LTD.; and § **CASE NO. 17-34255-SGJ-11**
PAVIST, LLC; and § **CASE NO. 17-34274-SGJ-11**
§
Debtors. §
§

NOTICE OF APPEAL

TO THE UNITED STATES BANKRUPTCY COURT:

NOTICE IS GIVEN that JMJ Development, Inc. (“JMJ”) and TRTX Properties, LLC (“TRTX”) including their principals, Timothy Barton, and counsel, Vance McMurry (collectively, “Appellants”), herein, appeal to the United States District Court for the Northern District of Texas, the *Order Granting Motion for Contempt in Part* [Dkt. 390] filed on September 20, 2022 resulting from the hearing held on September 18, 2022 on the *Motion for Order to Show Cause for Violation of the Discharge Injunction, For Contempt, For Permanent Injunction, and for Sanctions* [Dkt. 356] (“Motion for Contempt”) filed by FM 544 Park Vista, Ltd., Pavist, LLC (collectively, “Debtors”), Richard Shaw, Park Vista Seniors, LLC, North/South Building, LLC, GW Equity Capital, LLC, RP Shaw Investments, LLC, and The Trustees of the BOS Trust (collectively,



“Movants”), as joined by Roger Sefzik, Hoss Holdings LLC, Tower 98 LLC and BSPV-Plano, LLC (collectively, “Appellees”).

The Order being appealed is a final order, in order for the United States District Court for the Northern District of Texas to have jurisdiction to hear the appeal pursuant to **28 U.S.C. § 158(a)(1)**.

1. Name of Appellants: JMJ Development, Inc. and TRTX Properties, LLC, including their principals, Timothy Barton, and counsel, Vance McMurry.

2. Position of Appellants: The Appellants, JMJ Development, Inc. and TRTX Properties, LLC were the respondents to the Motion for Contempt.

3. Subject of this Appeal: The Order being appealed is the *Order Granting Motion for Contempt in Part* resulting from the hearing held on September 18, 2022, on the *Motion for Order to Show Cause for Violation of the Discharge Injunction, For Contempt, For Permanent Injunction, and for Sanctions*.

4. Name of Appellees: FM 544 Park Vista, Ltd., Pavist, LLC, Richard Shaw, Park Vista Seniors, LLC, North/South Building, LLC, GW Equity Capital, LLC, RP Shaw Investments, LLC, The Trustees of the BOS Trust, Roger Sefzik, Hoss Holdings LLC, Tower 98 LLC, and BSPV-Plano, LLC

5. Counsel for Appellees:

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Dated: October 4, 2022.

Respectfully Submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on October 4, 2022, a true and correct copy of the foregoing document was served via the Court's ECF system upon the parties receiving electronic notice in this case.

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BTXN 116 (rev. 07/08)

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

APPEAL SERVICE LIST

Transmission of the Record

BK Case No.: 17-34255-sgj11

Received in District Court by: _____

Date: _____

Volume Number(s): _____

cc: Stacey G Jernigan
Courtney Lauer
Caroline Nowlin,
Attorney(s) for Appellant
US Trustee
Kevin D. McCullough

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Appellee FM 544 Park Vista, Ltd.; Pavist, LLC; Richard Shaw; Park Vista Seniors, LLC; North/South Building, LLC; GW Equity Capital, LLC; RP Shaw Investments, LLC; and the Trustees of the BOS Trust

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