NO. 2001-32094

JOE SHIELDS	§	IN THE DISTRICT COURT OF
	§	
VS.	§	
	§	
KENNITH DALE HENSLEY AND	§	
RICHARD DEAN JONES, INDIVIDUALLY	§	
AND D/B/A ALL STAR COMMUNICATIONS	§	HARRIS COUNTY, TEXAS
OF TEXAS; JIMMY RAY LETULLE,	§	
KENNITH DALE HENSLEY, AND	§	
RICHARD DEAN JONES, INDIVIDUALLY	§	
AND D/B/A ALL STAR COMMUNICATIONS;	§	
TEXAS TELEMARKETING, INC.;	§	
VERONICA LEE GARAY AND JOE ANTHONY	§	
FERNANDEZ, INDIVIDUALLY AND D/B/A	§	
DIGITECH DSS; DISH TV, INC.; ALL	§	
AMERICAN ALARMS, INC.;	§	
SOUTHWEST DISH, INC.; NEW AGE	§	
SATELLITE AND SECURITY COMPANY;	§	
RICHARD ORTIZ and MICHAEL PATRICK	§	
SULLIVAN, INDIVIDUALLY AND D/B/A	§	
NBE MARKETING and D/B/A TRI-STAR	§	
MARKETING NETWORK; STAR-SAT OF	§	
HOUSTON, INC.; DIRECTV, INC.,	§	
AND ECHOSTAR TECHNOLOGIES	§	
CORPORATION D/B/A ECHOSTAR	§	280th JUDICIAL DISTRICT

FILED
CHARLES BACARISSE
DISTRICT CLERK
2002 FEB 11 PM 4:55

ORDER DENYING MOTIONS FOR SUMMARY JUDGMENT

On the 11th day of March, 2002, came on to be heard and considered by the Court the motions for summary judgment (including no-evidence and traditional) filed by DirecTV, Inc. and by Echostar Satellite Corporation. The plaintiff and the said defendants appeared by and through their counsel of record and the Court reviewed the pleadings and the summary judgment evidence. The Court is of the opinion that there are material issues of fact in this cause which should be determined and that accordingly the motions for summary judgment are not well taken. The Court considered the various motions, responses, replies, and memos, including Plaintiff's rebuttal brief and ECHOSTAR SATELLITE CORPORATION's response to the rebuttal brief.

It is THEREFORE, ORDERED, ADJUDGED and DECREED that the motions for summary judgment of DirecTV, Inc. and Echostar Satellite Corporation be, and they are hereby denied.

SIGNED this 11th day of March 2002.

Tony Lindsay

TONY LINDSAY, Judge Presiding