

CAUSE NO. 2025-84852

VEXAO

VERONICA MCKELVN SMITH           §       IN THE DISTRICT COURT  
   §  
VS.                                       §       55<sup>th</sup> JUDICIAL DISTRICT  
   §  
TEXAS CAPITAL LOANS, LLC, a       §  
Delaware Limited Liability Company §       HARRIS COUNTY, TEXAS

**ORDER DECLARING VERONICA MCKELVIN SMITH A VEXATIOUS LITIGANT**

ON THIS DAY, December 1, 2025, came on to be heard Texas Capital Loans, LLC's Motion to Declare Vexatious Litigant. After considering Texas Capital Loans, LLC's Motion, Plaintiff's response, relevant statutory and case law, and the arguments of counsel, this Court is of the opinion that the Motion to Declare Vexatious Litigant should in all things be GRANTED.

The Court FINDS:

- 1) The facts set forth and the Plaintiff's claims as set forth in her Verified Emergency Ex Parte Application for Temporary Restraining Order and Quiet Title in the name of Exclusiveone Ministry Trust 10723 Cypresswood Drive, Houston, Texas have no basis in law and do not entitle Ms. Smith to the relief sought. Further, prior to hearing the Motion to Declare Vexatious Litigant, Plaintiff nonsuited her causes of action. Based thereon, the Court finds there is not reasonable probability Plaintiff would have prevailed in this case.
- 2) Pursuant to Tex. Civ. Prac. & Rem. Code §11.054, in the seven-year period immediately preceding Texas Capital Loans, LLC's Motion to Declare Vexatious Litigant, Veronica McKelvin Smith has commenced, prosecuted, or maintained at least five litigations, including appeals, as a *pro se* litigant that have been finally determined adversely to her and has on said occasions relitigated claims unsuccessfully litigated against the same defendant.
- 3) After nonsuiting this case, Pro Se Plaintiff filed suit in Cause No. 202589594, *In re: 10723 Cypresswood Dr., Houston, Tx 77070*, pending in the 129<sup>th</sup> Judicial District Court of Harris County, Texas, alleging similar facts as this case including requests for injunctive relief. Defendant shall move for this case to be consolidated in this first filed case.

It is therefore ORDERED, ADJUDGED AND DECREED that:

- 1) That VERONICA MCKELVIN SMITH is hereby found to be and declared a Vexatious Litigant pursuant to Tex. Civ. Prac. & Rem. Code §11.101;
- 2) In accordance with Tex. Civ. Prac. & Rem. Code §11.101-102, Veronica McKelvin Smith is hereby PROHIBITED from filing, prosecuting, commencing, or appealing any new litigation in any court or appellate court in the State of Texas *in propria persona* (pro se) without express prior written permission from the appropriate local administrative judge of that venue. Failure to follow this procedure may subject Veronica McKelvin Smith to contempt of this Court;

- 3) Pursuant to Tex. Civ. Prac. & Rem. Code §11.104, the Clerk is ordered to report Veronica McKelvin Smith as a Vexatious Litigant to the Texas Judicial Branch Office of Court Administration in accordance with normal procedures. The name VERONICA MCKELVIN SMITH shall be admitted to the Texas list of Vexatious Litigants;
- 4) Pursuant to Tex. Civ. Prac. & Rem. Code §11.055, Plaintiff shall furnish security for the benefit of Defendant Texas Capital Loans, LLC, a Delaware Limited Liability Company, in the amount of \$2,500. Such security shall be furnished by January 1, 2025; and
- 5) Any further relief or other pending motion not expressly granted herein is denied.

SIGNED AND ENTERED: \_\_\_\_\_.

Signed:  
12/5/2025



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Hon. Latosha Lewis Payne



I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.

Witness my official hand and seal of office this December 11, 2025

Certified Document Number: 124091540 Total Pages: 2

Marilyn Burgess, DISTRICT CLERK  
HARRIS COUNTY, TEXAS

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