



Tracking information as Exhibit “2” showing the Court received Motion for Relief from Judgment on November 3, 2015.

Pursuant to Local Rules 11.3.A, Defendant’s attorneys is required to inform the Court who is the designated “attorney-in-charge,” and they are also required to have a Southern District of Texas Bar Number under their signature, thusly there is non-compliance with the local rules and such Motion should be stricken from the record.

**CONCLUSION**

Thus, Defendants breaching Local Rules as well as not being timely filed the Defendant’s motion should be stricken from record by the Court, as a matter of law.

*/S/ Joe O. Rodriguez JR.*

Joe O. Rodriguez JR.  
13730 F.M. 620 N. Apt #810  
Austin, Texas 78717  
(512) 905-7477  
joeyrodriguez5@yahoo.com  
Pro Se- Litigant

**VERIFICATION**

Pursuant to Federal Rules of Civil Procedure, I, Joe O. Rodriguez JR., verify under penalty of perjury that the foregoing pleadings and claims are based on my personal knowledge and are true and correct.

Executed on November 28, 2015.

  
\_\_\_\_\_  
Joe O. Rodriguez JR.

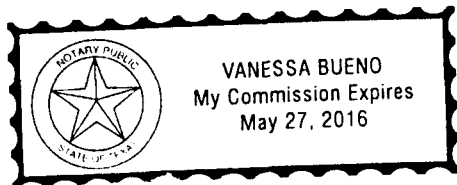
State of Texas

County of TRAVIS

§  
§

SIGNED under oath before me on

November 28, 2015



  
\_\_\_\_\_  
Notary Public, State of Texas

**CERTIFICATE OF SERVICE**

I, Joe O. Rodriguez JR., certify that on November 28, 2015, a correct copy of the foregoing was filed with the Clerk of the Court via certified mail and that a correct copy of same was forwarded to the following:

**Via Certified Mail Return Receipt**

Requested # 7015 0640 0000 4154 1989

**Matt D. Manning**

State Bar. No. 24070210

**MCGLINCHEY STAFFORD**

1001 McKinney, Suite 1500

Houston, Texas 77002

Telephone (713)520-1900

Facsimile (713)520-1025

*Attorney-in Charge for Defendants*

Supervisor of Counsel:

**Jeffery R. Seewald**

State Bar. No. 17986640

**MCGLINCHEY STAFFORD**

1001 McKinney, Suite 1500

Houston, Texas 77002

Telephone (713) 520-1900

Facsimile (713) 520-1025

/s/ Joe O. Rodriguez JR.

# EXHIBIT "1"



# USPS Tracking®

Tracking Number: 7015152000041540159

Expected Delivery Day: Monday, November 2, 2015

## Product & Tracking Information

Postal Product:  
First-Class Mail®

Features:  
Certified Mail™

Return Receipt

See tracking for related item:  
9590940305225173623067

**DATE & TIME**

November 1, 2015,  
4:51 pm

**STATUS OF ITEM**

Departed USPS  
Destination Facility

**LOCATION**

**NORTH  
HOUSTON, TX 77315**

November 1, 2015,  
1:37 pm

Arrived at USPS  
Destination Facility

**NORTH  
HOUSTON, TX 77315**

October 31, 2015, 9:04  
pm

Arrived at USPS Origin  
Facility

**AUSTIN, TX 78710**

October 31, 2015, 6:39  
pm

Departed Post Office

**AUSTIN, TX 78759**

October 31, 2015, 2:19  
pm

Acceptance

**AUSTIN, TX 78759**

## Track Another Package

Tracking (or receipt) number

Track It

7015 1520 0000 4154 0159

**U.S. Postal Service™  
CERTIFIED MAIL® RECEIPT**  
Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.  
HOUSTON, TX 77002-6420

Certified Mail Fee	\$3.45	0128 10 Postmark Here
Extra Services & Fees (check box, add fee as appropriate)		
<input type="checkbox"/> Return Receipt (hardcopy)	\$2.30	10/31/2015
<input type="checkbox"/> Return Receipt (electronic)	\$0.00	
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00	
<input type="checkbox"/> Adult Signature Required	N/A	
<input type="checkbox"/> Adult Signature Restricted Delivery	N/A	
Postage	\$2.74	
Total Postage and Fees	\$8.99	

Sent To: MATT D. MANNING  
Street and Apt. No., or PO Box No. 1001 Mc Kinney, Suite 1500  
City, State, ZIP+4® HOUSTON TEXAS 77002

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent   
 Addressee

B. Received by (Printed Name) MANNING C. Date of Delivery 11-1-15

D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below.

3. Service Type  
 Priority Mail Express®  
 Registered Mail™  
 Adult Signature Restricted Delivery  
 Certified Mail®  
 Certified Mail Restricted Delivery  
 Collect on Delivery  
 Insured Mail  
 Signature Confirmation™  
 Signature Confirmation™ Restricted Delivery

**SENDER: COMPLETE THIS SECTION**

1. Article Addressed to:  
 Complete items 1, 2, and 3.  
 Print your name and address on the reverse so that we can return the card to you.  
 Attach this card to the back of the mailpiece, or on the front if space permits.

MCGLINCHAY STAFFORD  
MATT D. MANNING, Suite 1500  
1001 Mc Kinney, Suite 1500  
Houston, Texas 77002

9590 9403 0522 5173 6230 67

2. Article Number (Transfer from service label)  
 7015 1520 0000 4154 0159

# EXHIBIT "2"



# USPS Tracking®

Tracking Number: 7015152000041540272

Updated Delivery Day: Tuesday, November 3, 2015

## Product & Tracking Information

Postal Product: First-Class Mail® Features: Certified Mail™

November 3, 2015, 11:48 am	Delivered, Left with Individual	CORPUS CHRISTI, TX 78401
November 3, 2015, 7:28 am	Out for Delivery	CORPUS CHRISTI, TX 78401
November 3, 2015, 6:45 am	Arrived at Unit	CORPUS CHRISTI, TX 78403
November 2, 2015, 6:10 am	Departed USPS Facility	CORPUS CHRISTI, TX 78469
November 1, 2015, 4:20 pm	Arrived at USPS Facility	CORPUS CHRISTI, TX 78469
October 31, 2015, 9:04 pm	Arrived at USPS Facility	AUSTIN, TX 78710
October 31, 2015, 6:39 pm	Departed Post Office	AUSTIN, TX 7875
October 31, 2015, 2:20 pm	Acceptance	AUSTIN, TX 7875

## Track Another Package

Tracking (or receipt) number

Track It

STATION  
Texas  
4998  
4879830128-0096  
10/31/2015 (512)331-9802 02:22:20 PM

Product Description	Sale Unit Qty	Price	Final Price
HOUSTON TX 77002-6420 Zone-2 First-Class Mail Large Env 9.00 oz.			\$2.74
Expected Delivery: Mon 11/02/15			
☑ Certified Mail			\$3.45
USPS Certified Mail #: 7015152000041540159			
# Return Receipt Label #: 9590940305225173623067			\$2.80
Issue Postage:			\$8.99

CORPUS CHRISTI TX 78401-2003 Zone-3 First-Class Mail Large Env 8.90 oz.			\$2.74
Expected Delivery: Mon 11/02/15			
☑ Certified Mail			\$3.45
USPS Certified Mail #: 7015152000041540272			
Issue Postage:			\$1.19
(Forever) 1 Star-Spangled Banner PSA BKLT/20	\$9.80		\$
<b>Total:</b>			<b>\$24.98</b>

Paid by: MasterCard \$24.98  
 Account #: XXXXXXXXXXXXX3685  
 Approval #: 06591B  
 Transaction #: 23903480424

☑ For tracking or inquiries go to USPS.com or call 1-800-222-1811.  
 \*\*\*\*\*  
 BRIGHTEN SOMEONE'S MAIL. Greeting cards available for purchase at select Post Offices.  
 \*\*\*\*\*

7015 1520 0000 4154 0272

**U.S. Postal Service™**  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com).

Certified Mail Fee	\$3.45
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$1.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$ N/A
<input type="checkbox"/> Adult Signature Restricted Delivery	\$ N/A
Postage	\$2.74
<b>Total Postage and Fees</b>	<b>\$6.19</b>

Sent To: U.S. District Court  
 Street and Apt. No. or PO Box No.: 1133 North Shoreline  
 City, State, ZIP+4: Corpus Christi, TEXAS 7840

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

Joe G. Rodriguez  
13730 FM 620 N. Apt. 810  
Austin, TX 78717

**CERTIFIED MAIL**



7015 1520 0000 4154 2238

Clerk, U.S. District Court  
Southern District of Texas  
FILED  
NOV 30 2015

David J. Bradley, Clerk of Court

U.S. District Court  
1133 North Shoreline  
Corpus Christi, TX 78401



1000



78401

U.S. POSTAGE  
PAID  
AUSTIN, TX  
78728  
NOV 28, 15  
AMOUNT  
**\$4.60**  
00102303-05



