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October 17, 2011

*Via Hand Delivery*

The Honorable John Peyton  
Probate Court No. 3  
501 Main Street, 4<sup>th</sup> Floor  
Dallas, Texas 75202

Re: Cause No. PR-10-1517-3; *In re Estate of Max D. Hopper, Deceased*; In the  
Probate Court No. 3, Dallas County, Texas

Cause No. PR-11-3238-3; *In re Estate of Max D. Hopper, Deceased/Jo N. Hopper  
v. JPMorgan Chase, N.A., Stephen B. Hopper and Laura Wassmer*; In the Probate  
Court No. 3, Dallas County, Texas

Dear Judge Peyton:

This letter is to inform you and the parties of Dr. Stephen Hopper's and Laura Wassmer's position on mediation, in light of Jim Jennings' letter to you of today's date, and in the event that no hearing is held tomorrow.

As expressed during the hearing on September 7<sup>th</sup>, the parties need time to complete formal and informal discovery in this matter. Jo Hopper's Original Petition in Cause Number PR-11-3238-3 was just filed on September 21<sup>st</sup>. Cross-claims and counterclaims have only recently been filed thereafter. November and December are historically shorter months for discovery and the availability of parties and counsel due to the holidays, and Mr. Jim Jennings has already provided the Court with the dates of an overseas trip that he is taking.

You may also recall that Mr. Jennings suggested that mediation take place by approximately January 15. While we think that is a bit too soon given the constraints above described, we will do our best to be ready by late January for mediation. We and our clients are available any time after January 15, except for January 19, 20, 23, and 24, 2012.

***Via Hand Delivery***

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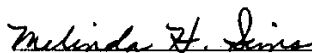
I am serving all counsel of record with a copy of this letter contemporaneously.

Thank you for your consideration of this matter.

Very truly yours,

**GLAST, PHILLIPS & MURRAY, P.C.**

By:



Melinda H. Sims

cc: The Honorable Michael Miller (via hand delivery)  
Thomas H. Cantrill, Esq. (via facsimile)  
James Albert Jennings, Esq. (via facsimile)  
Michael Graham, Esq. (via facsimile)  
Mark C. Enoch, Esq. (of the firm)  
Gary Stolbach, Esq. (of the firm)