

No. 08-12-00331-CV

In The
COURT OF APPEALS
EIGHTH DISTRICT OF TEXAS
El Paso, Texas

FILED IN
8th COURT OF APPEALS
EL PASO, TEXAS
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DENISE PACHECO
Clerk

LAURA S. WASSMER AND STEPHEN B. HOPPER,
Appellants/Cross-appellees,

v.

JO N. HOPPER,
Appellee/Cross-appellant,

v.

JPMORGAN CHASE BANK, N.A.,
Appellee.

On Appeal from Cause No. PR-3238-3
Probate Court No. 3, Dallas County, Texas
Honorable Michael E. Miller, Presiding Judge

**APPELLEE/CROSS-APPELLANT JO N. HOPPER'S
UNOPPOSED MOTION FOR EXTENSION OF TIME
TO RESPOND TO IA'S MOTION FOR REHEARING**

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MOTION SOUGHT: Appellee/Cross-appellant Jo N. Hopper (“Cross-appellant”) seeks an extension of time to file a response to the IA’s Motion for Rehearing.

BASIS OF MOTION: Tex. R. App. P. 49.8; Tex. R. App. P. 10.5(b).

RELIEF REQUESTED: Cross-appellant seeks a 7-day extension of time to file a response to the IA’s Motion for Rehearing, from March 19, 2015 to March 26, 2015.

1. This is Cross-appellant’s first motion for extension of time to respond to the IA’s Motion for Rehearing.

2. This motion is not opposed by the IA, who filed the Motion for Rehearing.

3. This extension of time is sought due to the schedule of Cross-appellant’s lead appellate counsel, Mike Yanof. This schedule includes:

- a.) Spring Break for Mr. Yanof’s kids was from February 28, 2015 through March 8, 2015. During such time, he and his family were at Disneyworld when the Court sent the letter requesting a response; and
- b.) Mr. Yanof is lead appellate counsel for Appellee/Cross-appellant in *Henry S. Miller Commercial Company v. Newsom, Terry & Newsom, L.L.P.*, No. 05-14-01188-CV, pending in the 5th District Court of Appeals in Dallas. The Brief on behalf of the Cross-appellant is due on March 13, 2015.

4. These conflicts above will leave Mr. Yanof with virtually no time to devote to a response to the IA’s Motion for Rehearing until on or about March 16, 2015. As a result, Cross-appellant seeks a 7-day extension of time to file a

response to the IA's Motion for Rehearing, from March 19, 2015 to March 26, 2015.

PRAYER

Appellee/Cross-appellant Jo N. Hopper respectfully requests a 7-day extension of time to file a response to the IA's Motion for Rehearing, to March 26, 2015.

Respectfully submitted,

By: /s/ Michael A. Yanof
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ATTORNEYS FOR APPELLEE/
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JO N. HOPPER

CERTIFICATE OF CONFERENCE

Counsel for Appellee/Cross-appellant has conferred with counsel for the IA, and counsel for the IA is not opposed to this motion and the relief sought.

/s/ Michael A. Yanof
Michael A. Yanof