

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.,

Plaintiffs,

v.

JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,

Defendants.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**CERTIFICATE OF SERVICE OF TEXAS FINANCE CODE NOTICE
ON NON-PARTY BASS ENTERPRISES PRODUCTION COMPANY**

Plaintiffs file this certificate of service in accordance with Texas Finance Code section 59.006(c) indicating that Bass Enterprises Production Company (“BOPCO”) has been served with the notice and a copy of the information request from Plaintiffs’ 5th Set of Interrogatories to JP Morgan Chase Bank, N.A. (notice and record request are attached as “Exhibit A”). Plaintiffs served BOPCO’s Registered Agent, Mr. Thomas W. White, Bass Enterprises Production Company, 201 Main Street, Suite 2600, Fort Worth, Texas 76102, via Federal Express. Through this filing, Plaintiffs also serve Defendant JP Morgan Chase Bank, N.A. with the notice.

DATE: August 15, 2014.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
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LLP
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Facsimile: (214) 572-1717
ATTORNEYS FOR PLAINTIFFS

By: /s/ Jim Flegle
Jim L. Flegle

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been served on the below listed counsel of record via email and e-filing on this 15th day of August 2014:

**HORNBERGER SHEEHAN FULLER
BEITER WITTENBERG & GARZA INC.**

Patrick K. Sheehan, Esq.
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Facsimile: (214) 880-0011

BASS ENTERPRISES PRODUCTION CO.

Through its registered agent,
Mr. Thomas W. White
201 Main Street, Suite 2600
Fort Worth, Texas 76102
(Via Federal Express)

/s/ Jim Flegle

Jim L. Flegle

— ★ ★ ★ —
LOEWINSOHN FLEGLE DEARY
— L · L · P —

August 15, 2014

Bass Enterprises Production Company
c/o Mr. Thomas W. White, Registered Agent
201 Main Street, Suite 2600
Fort Worth, Texas 76102

Via Federal Express

Re: Notice of Request for Information Pursuant to Section 59.006, Texas Finance Code

To Whom It May Concern:

We represent Plaintiffs in Cause No. 2010-CI-10977; *John K. Meyer, et al. v. JP Morgan Chase Bank N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust*; in the 225th District Court, Bexar County, Texas (“Litigation”). JP Morgan Chase Bank N.A. (“JP Morgan”) has been sued individually/corporately and in its capacity as Trustee of the South Texas Syndicate Trust.

In the Litigation, our clients have requested discovery of information from JP Morgan relating to Bass Enterprises Production Company and affiliates (“BOPCO”) as a customer of the financial institution. A copy of our Fifth Set of Interrogatories to JP Morgan is attached. The interrogatory that potentially involves customer information concerning BOPCO is Interrogatory No. 3.

Pursuant to section 59.006, Texas Finance Code, you are hereby given notice of your rights as a customer under section 59.006(e). You, as a customer, bear the burden of preventing or limiting the financial institution’s compliance with a record request subject to section 59.006 by seeking an appropriate remedy, including filing a motion to quash the record request or a motion for a protective order. Any motion filed shall be served on the financial institution and the requesting party before the date that compliance with the request is required. A financial institution is not liable to its customer or another person for disclosure of a record in compliance with section 59.006. If we have not received your consent form, as requested below, by August 29, 2014, we will file a motion seeking an in camera inspection of the information. The service address for JP Morgan, the financial institution, is:

Bass Enterprises Production Company

August 15, 2014

Page 2

JP Morgan Chase Bank N.A.
c/o Patrick K. Sheehan, Esq.
Hornberger Sheehan Fuller & Garza Incorporated
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
Fax: 210-271-1730

The service address for Plaintiffs, the requesting parties, is:

Jim L. Flegle, Esq.
Loewinsohn Flegle Deary, LLP
12377 Merit Drive, Suite 900
Dallas, TX 75251
Fax: 214-572-1717

Further, our clients request your written consent authorizing JP Morgan to comply with the request. A consent form is enclosed. If you wish to consent to the release of the information our clients have requested, please execute the attached consent form and return it to the undersigned as soon as possible, but no later than August 29, 2014.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Jim L. Flegle
(214) 572-1701
Email: jimf@LFDlaw.com

JLF/mlj
Enclosure

Consent for JP Morgan to Release Banking Records

I, _____, have capacity to act on behalf of Bass Enterprises Production Company, and affiliates, and consent to the release of the information requested in Plaintiffs' Fifth Set of Interrogatories to Defendant JP Morgan Chase Bank, N.A. and hereby authorize JP Morgan to respond to the Interrogatories and provide any information covered by the Interrogatories to the Plaintiffs.

BASS ENTERPRISES PRODUCTION COMPANY

By: _____
Printed Name: _____
Title: _____

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, *et al.*,

Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY AND
AS TRUSTEE OF THE SOUTH TEXAS
SYNDICATE TRUST,

Defendant.

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IN THE DISTRICT COURT

225th JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**PLAINTIFFS' FIFTH SET OF INTERROGATORIES
TO DEFENDANT J.P. MORGAN CHASE BANK, N.A.**

TO: Defendant JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust, by and through its attorneys of record, Patrick K. Sheehan, David Jed Williams, Hornberger Sheehan Fuller & Garza, Inc., 7373 Broadway, Suite 300, San Antonio, TX 78209.

Pursuant to Rules 193 and 197 of the Texas Rules of Civil Procedure you are required to serve on the undersigned your full and complete written responses under oath to each of the Interrogatories set forth herein within thirty (30) days after the service of the Interrogatories.

DEFINITIONS AND INSTRUCTIONS

A. To the fullest extent permitted by the Texas Rules of Civil Procedure, these Interrogatories are intended to be continuing in nature. You are requested and required to supplement your answers when appropriate or necessary to make them correct and complete

B. If You contend that You may partially or entirely withhold responsive information because of a rule, privilege, immunity, or other reason' provide information sufficient for Plaintiff to assess the merits of such contention.

C. Each Interrogatory is to be read, construed and responded to separately and independently without reference to or being limited by any other Interrogatory.

D. In answering these Interrogatories, You are required to furnish all information available to You, including information in Your possession, custody or control. Such information available to You and requested herein includes information in the possession, custody, or control of Your attorneys, agents, accountants, consultants, and all other persons acting on Your behalf, and not merely such information known to You or of Your own personal knowledge.

E. If You cannot answer any of these Interrogatories in full after exercising due diligence to secure the information, You are required to so state and answer to the extent possible, specifying Your inability to answer the remainder, stating what information or knowledge You have concerning the unanswered portions and why You are unable to answer the unanswered portions.

F. As used herein, the words and phrases set out below shall have the meaning prescribed for them:

1. "Document" or "documents" shall mean every document within the widest permissible scope of the Texas Rules of Civil Procedure, including, without limitation, every original (and every copy of any original or copy which differs in any way from any original) of every writing or recording of every kind or description, whether handwritten, typed, drawn, sketched, printed, or recorded or maintained by any physical, mechanical, electronic, or electrical means whatsoever, including, without limitation, electronic communications or data bases, emails (including, without limitation, received emails, sent emails, and deleted emails together with all attachments), text messages, SMS, MMS, BBM, or other instant message system or format, books, records, papers, pamphlets, brochures, circulars, advertisements, specifications, notebooks,

worksheets, reports, lists, analyses, summaries, tax returns, financial statements, profit and loss statements, cash flow statements, balance sheets, annual or other periodic reports, calendars, appointment books, diaries, telephone bills and toll call records, expense reports, commission statements, itineraries, agendas, check books, canceled checks, receipts, agreements, applications, offers, acceptances, proposals, purchase orders, invoices, written, electronic or otherwise recorded memorials of oral communications, forecasts, photographs, photographic slides or negatives, films, film strips, tapes and recordings, and any “tangible things” as that term is used in Texas Rule of Civil Procedure 196.1.

2. As used herein, the terms “constitute, refer or relate to,” “refer or relate to,” “relating to,” “related,” “evidencing,” “reflect,” “reflecting,” “support,” “evidence” and any similar term shall mean—unless otherwise indicated—having any relationship or connection to, concerning, being connected to, commenting on, responding to, containing, evidencing, showing, memorializing, describing, analyzing, reflecting, pertaining to, comprising, constituting, proving or tending to prove or otherwise establishing any reasonable, logical or causal connection.

3. As used herein, the terms “communication” or “communications” shall mean any document, oral statement, conversation, meeting, or conference, formal or informal, under any circumstances whatsoever, whereby information of any nature was stated, written, recorded, or in any manner transmitted or transferred.

4. As used herein, the terms “fact” or “facts” shall mean all evidentiary facts presently known to you and all evidentiary facts the existence of which is presently inferred by you from the existence of any combination of evidentiary and/or ultimate facts.

5. As used herein, the terms “person” or “persons” includes any natural person and any firm, limited liability company, partnership, joint venture, hospital, institution, corporation,

business, organization, trust, association or any other business or governmental or quasi-governmental entity, political subdivision, commission, board or agency of any character whatsoever together with the partners, trustees, officers, directors, employees, or agents thereof.

6. The terms “AND” and “OR” are to be construed either disjunctively or conjunctively, whichever is appropriate, so as to bring within the scope of these Requests any information or documents that might otherwise be considered beyond its scope.

7. As used herein, the word “any” shall include the word “all,” and the word “all” shall include the word “any.”

8. The term “Relevant”, as used herein, includes by way of illustration only and not by way of limitation, the following: (1) information that either would or would not support the disclosing parties’ contentions; (2) identification of those persons who, if their potential testimony were known, might reasonably be expected to be deposed or called as a witness by any of the parties; (3) information that is likely to have an influence on or affect the outcome of a claim or defense; (4) information that deserves to be considered in the preparation, evaluation or trial of a claim or defense; and (5) information that reasonable and competent counsel would consider reasonably necessary to prepare, evaluate or try a claim or defense.

9. As used herein, the words “include” and “including” shall mean “including without limitation.”

10. The terms “Petition” and/or “Lawsuit” shall refer to the petition filed in the above-captioned litigation, all amendments made thereto and all claims made therein.

11. “Defendants,” as used herein means any and all defendants named in this lawsuit, and any agents, employees, partners, managers, members, lawyers, accountants, representatives, and any other person or entity acting on behalf of a defendant or subject to their control.

12. "You," and "Your" shall mean and refer to JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of South Texas Syndicate Trust, including but not limited to, any and all past or present partners, officers, directors, managers, employees, attorneys, representatives, agents, shareholders, affiliates, subsidiaries, parents, successors, assigns, or any entity in which Defendant has an ownership interest, individually, collectively, or in any combination and/or permutation whatsoever.

13. "Trust" as used herein refers to the trust that is the subject of this lawsuit, commonly designated and referred to as the "South Texas Syndicate." "Trust" as used herein also refers to and includes the assets, property, and/or estate of the Trust. "Trust" further includes the fiduciary relationship governing the Trustee with respect to the Trust property when that reading of the term would cause more documents or information to be covered by the term.

14. "Trust Assets" as used herein refers to the assets, property and the estate of the Trust (*i.e.*, South Texas Syndicate Trust).

15. "Trustee" shall mean Defendant JP Morgan Chase Bank, N.A., Corporately and as Trustee of the South Texas Syndicate Trust, and any individual or entity acting on its behalf.

16. As used herein, the term "Identify" as used herein shall include the following:

- a. When used in reference to a person, shall mean his full name, present or last known home address and telephone number, present or last known business address and telephone number, employer and job title;
- b. When used in reference to a firm or corporation, shall mean its full name and address, telephone number, any other names by which it is or has been known, its state of incorporation, and its principal place of business;
- c. When used in reference to someone or something other than a person, firm, or corporation, shall mean its official name, organizational form, address and telephone number;
- d. When used in reference to a document, shall mean the type of document, date, author, addressee, title, its present location, identity of its custodian and the substance of its contents;

- e. When used in reference to a communication or statement, shall mean the form of communication (*i.e.*, telephone conversation, letter, face-to-face conversation, etc.), the date of the communication and the date on which it was sent and received, the identity of the persons who were involved in the communication, the substances of the communication, the present location of the communication and the identity of its custodian; and
 - f. When used in reference to an act, meeting or other event, shall mean a description of the substance of the events constituting the act or meeting, the date of its occurrence, the identity of any documents concerning such act or meeting, and the identity of any documents concerning such act or meeting.
- G. In construing this request:
- 1. The singular shall include the plural and the plural shall include the singular.
 - 2. A masculine, feminine, or neuter pronoun shall not exclude the other genders.
 - 3. The past tense of a verb shall include the present tense, and the present tense of a verb shall include the past tense.
- H. The relevant time period is from January 1, 2005 to the present.

INTERROGATORIES

INTERROGATORY NO. 1: Describe with particularity each of the following as between You and Hunt Oil Company and any of its affiliates or subsidiaries (collectively, "Hunt Oil") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Hunt Oil from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Hunt Oil from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and Hunt Oil from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and Hunt Oil from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and Hunt Oil from January 1, 2005 to the present.

- (f) Any joint ventures or partnerships as between You and Hunt Oil from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to Hunt Oil from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received by You from Hunt Oil for any business services from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 2: Describe with particularity each of the following as between You and Murphy Oil Corporation and any of its affiliates or subsidiaries (collectively, "Murphy Oil") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Murphy Oil from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (c) Any forms of financial relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (d) Any forms of economic relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (e) Any forms of loans, including lines of credit, or other facilities of credit as between You and Murphy Oil from January 1, 2005 to the present.
- (f) Any forms of derivative or hedging relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (g) Any joint ventures or partnerships as between You and Murphy Oil from January 1, 2005 to the present.
- (h) The nature and duration of any services provided by You to Murphy Oil from January 1, 2005 to the present.
- (i) The amount and timing of any compensation received by You from Murphy Oil for any business services from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 3: Describe with particularity each of the following as between You and Bass Enterprises Production Company and any of its affiliates or subsidiaries, including but not limited to, ACB O&G TX, L.P.; ARBGT (LMB) O&G TX, L.P.; ARBGT (SRB) O&G TX, L.P.; BMT O&G TX, L.P.; CMB O&G TX, L.P.; EPB Eagleford TX, L.P.; Keystone O&G TX, L.P.; LMBI O&G TX, L.P.; MLB O&G TX, L.P.; SRBI O&G TX, L.P.; Thru Line O&G TX, L.P.; and TRB O&G TX, L.P. (collectively, "BOPCO") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and BOPCO from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and BOPCO from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and BOPCO from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and BOPCO from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and BOPCO from January 1, 2005 to the present.
- (f) Any joint ventures or partnerships as between You and BOPCO from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to BOPCO from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received for any business services provided by You to BOPCO from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 4: Describe with particularity each of the following as between You and Marubeni Corporation and any of its affiliates or subsidiaries, including, but not limited to Marubeni Eagle Ford LP, a Texas limited partnership (collectively, "Marubeni") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Marubeni from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Marubeni from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and Marubeni from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and Marubeni from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and Marubeni from January 1, 2005 to the present.
- (f) Any joint ventures or partnerships as between You and Marubeni from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to Marubeni from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received by You from Marubeni for any business services from January 1, 2005 to the present.

RESPONSE:

DATE: June 25, 2014.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 5000
Minneapolis, Minnesota 55415
Telephone: (612) 339-2020
Facsimile: (612) 336-9100
**ATTORNEYS FOR INTERVENOR-
PLAINTIFFS, LINDA ALDRICH, ET AL.**

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Sharon C. Savage
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**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.**

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Tyler M. Simpson
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Dallas, Texas 75251
Telephone: (214) 572-1700
Facsimile: (214) 572-1717
**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

By: _____


Jim L. Flegle

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been served on the below listed counsel of record via email and facsimile, this 15 day of June 2014:

Patrick K. Sheehan
David Jed Williams
Hornberger Sheehan Fuller & Garza Inc.
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209

Via Facsimile and Email

Kevin Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, TX 78701

Via Facsimile and Email

John Eichman
Hunton & Williams
1445 Ross Avenue, Suite 3700
Dallas, TX 75202

Via Hand Delivery and Email



Jim L. Flegle

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.,

Plaintiffs,

v.

**JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,**

Defendants.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**CERTIFICATE OF SERVICE OF TEXAS FINANCE CODE NOTICE
ON NON-PARTY BROAD OAK ENERGY II, LLC**

Plaintiffs file this certificate of service in accordance with Texas Finance Code section 59.006(c) indicating that Broad Oak Energy II, LLC (“Broad Oak”) has been served with the notice and a copy of the information request from Plaintiffs’ 5th Set of Interrogatories to JP Morgan Chase Bank, N.A. (notice and record request are attached as “Exhibit A”). Plaintiffs served Broad Oak’s Registered Agent, CT Corporation, 1999 Bryan Street, Suite 900, Dallas, Texas 75201, via hand delivery. Through this filing, Plaintiffs also serve Defendant JP Morgan Chase Bank, N.A. with the notice.

DATE: August 15, 2014.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
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12377 Merit Drive, Suite 900
Dallas, Texas 75251
Telephone: (214) 572-1700
Facsimile: (214) 572-1717
ATTORNEYS FOR PLAINTIFFS

By: *s/ Jim Flegle*
Jim L. Flegle

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been served on the below listed counsel of record via email and e-filing on this 15th day of August 2014:

**HORNBERGER SHEEHAN FULLER
BEITER WITTENBERG & GARZA INC.**

Patrick K. Sheehan, Esq.
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Telephone: (214) 979-3000
Facsimile: (214) 880-0011

BROAD OAK ENERGY II, LLC

Through its registered agent,
CT Corporation
1999 Bryan Street, Suite 900
Dallas, TX 75201
(Via Hand Delivery)

/s/ Jim Flegle

Jim L. Flegle

★ ★ ★
LOEWINSOHN FLEGLE DEARY
L · L · P

August 15, 2014

Broad Oak Energy II, LLC
c/o CT Corporation Systems
1999 Bryan Street, Suite 900
Dallas, TX 75201

Via Hand Delivery

Re: Notice of Request for Information Pursuant to Section 59.006, Texas Finance Code

To Whom It May Concern:

We represent Plaintiffs in Cause No. 2010-CI-10977; *John K. Meyer, et al. v. JP Morgan Chase Bank N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust*; in the 225th District Court, Bexar County, Texas (“Litigation”). JP Morgan Chase Bank N.A. (“JP Morgan”) has been sued individually/corporately and in its capacity as Trustee of the South Texas Syndicate Trust.

In the Litigation, our clients have requested discovery of information from JP Morgan relating to Broad Oak Energy II, LLC and affiliates (“Broad Oak”) as a customer of the financial institution. A copy of our Third Set of Interrogatories to JP Morgan is attached. The interrogatory that potentially involves customer information concerning Broad Oak is Interrogatory No. 9.

Pursuant to section 59.006, Texas Finance Code, you are hereby given notice of your rights as a customer under section 59.006(e). You, as a customer, bear the burden of preventing or limiting the financial institution’s compliance with a record request subject to section 59.006 by seeking an appropriate remedy, including filing a motion to quash the record request or a motion for a protective order. Any motion filed shall be served on the financial institution and the requesting party before the date that compliance with the request is required. A financial institution is not liable to its customer or another person for disclosure of a record in compliance with section 59.006. If we have not received your consent form, as requested below, by August 29, 2014, we will file a motion seeking an in camera inspection of the information. The service address for JP Morgan, the financial institution, is:

Broad Oak Energy II, LLC
August 15, 2014
Page 2

JP Morgan Chase Bank N.A.
c/o Patrick K. Sheehan, Esq.
Hornberger Sheehan Fuller & Garza Incorporated
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
Fax: 210-271-1730

The service address for Plaintiffs, the requesting parties, is:

Jim L. Flegle, Esq.
Loewinsohn Flegle Deary, LLP
12377 Merit Drive, Suite 900
Dallas, TX 75251
Fax: 214-572-1717

Further, our clients request your written consent authorizing JP Morgan to comply with the request. A consent form is enclosed. If you wish to consent to the release of the information our clients have requested, please execute the attached consent form and return it to the undersigned as soon as possible, but no later than August 29, 2014.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Jim L. Flegle
(214) 572-1701
Email: jimf@LFDlaw.com

JLF/mlj
Enclosure

Consent for JP Morgan to Release Banking Records

I, _____, have capacity to act on behalf of Broad Oak Energy II, LLC, and affiliates, and consent to the release of the information requested in Plaintiffs' Fifth Set of Interrogatories to Defendant JP Morgan Chase Bank, N.A. and hereby authorize JP Morgan to respond to the Interrogatories and provide any information covered by the Interrogatories to the Plaintiffs.

BROAD OAK ENERGY II, LLC

By: _____
Printed Name: _____
Title: _____

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, *ET AL.*,

Plaintiffs,

JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST AND
GARY P. AYMES,

Defendants.

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IN THE DISTRICT COURT

225th JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**PLAINTIFFS' THIRD SET OF INTERROGATORIES TO DEFENDANT
JP MORGAN CHASE BANK, N.A., INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST**

TO: Defendant JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust., by and through its attorney of record, Patrick K. Sheehan, Hornberger Fuller Sheehan & Beiter Inc., The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, TX 78209

Pursuant to Rules 193 and 197 of the Texas Rules of Civil Procedure, you are required to serve on the undersigned your full and complete written responses under oath to each of the Interrogatories set forth herein within thirty (30) days after the service of the Interrogatories.

DEFINITIONS AND INSTRUCTIONS

A. To the fullest extent permitted by the Texas Rules of Civil Procedure, these Interrogatories are intended to be continuing in nature. You are requested and required to supplement your answers when appropriate or necessary to make them correct and complete.

B. If You contend that You may partially or entirely withhold responsive information because of a rule, privilege, immunity, or other reason, provide information sufficient for Plaintiff to assess the merits of such contention.

C. Each Interrogatory is to be read, construed and responded to separately and independently without reference to or being limited by any other Interrogatory.

D. In answering these Interrogatories, You are required to furnish all information available to You, including information in Your possession, custody or control. Such information available to You and requested herein includes information in the possession, custody, or control of Your attorneys, agents, accountants, consultants, and all other persons acting on Your behalf, and not merely such information known to You or of Your own personal knowledge.

E. If You cannot answer any of these Interrogatories in full after exercising due diligence to secure the information, You are required to so state and answer to the extent possible, specifying Your inability to answer the remainder, stating what information or knowledge You have concerning the unanswered portions and why You are unable to answer the unanswered portions.

F. As used herein, the words and phrases set out below shall have the meaning prescribed for them:

1. "Document" or "documents" shall mean every document within the widest permissible scope of the Texas Rules of Civil Procedure, including, without limitation, every original (and every copy of any original or copy which differs in any way from any original) of every writing or recording of every kind or description, whether handwritten, typed, drawn, sketched, printed, or recorded or maintained by any physical, mechanical, electronic, or electrical means whatsoever, including, without limitation, electronic communications or data bases, emails (including, without limitation, received emails, sent emails, and deleted emails together with all attachments), text messages, SMS, MMS, BBM, or other instant message system or

format, books, records, papers, pamphlets, brochures, circulars, advertisements, specifications, notebooks, worksheets, reports, lists, analyses, summaries, tax returns, financial statements, profit and loss statements, cash flow statements, balance sheets, annual or other periodic reports, calendars, appointment books, diaries, telephone bills and toll call records, expense reports, commission statements, itineraries, agendas, check books, canceled checks, receipts, agreements, applications, offers, acceptances, proposals, purchase orders, invoices, written, electronic or otherwise recorded memorials of oral communications, forecasts, photographs, photographic slides or negatives, films, film strips, tapes and recordings, and any "tangible things" as that term is used in Texas Rule of Civil Procedure 196.1.

2. As used herein, the terms "constitute, refer or relate to," "refer or relate to," "relating to," "related," "evidencing," "reflect," "reflecting," "support," "evidence" and any similar term shall mean -- unless otherwise indicated -- having any relationship or connection to, concerning, being connected to, commenting on, responding to, containing, evidencing, showing, memorializing, describing, analyzing, reflecting, pertaining to, comprising, constituting, proving or tending to prove or otherwise establishing any reasonable, logical or causal connection.

3. As used herein, the terms "communication" or "communications" shall mean any document, oral statement, conversation, meeting, or conference, formal or informal, under any circumstances whatsoever, whereby information of any nature was stated, written, recorded, or in any manner transmitted or transferred.

4. As used herein, the terms "fact" or "facts" shall mean all evidentiary facts presently known to you and all evidentiary facts the existence of which is presently inferred by you from the existence of any combination of evidentiary and/or ultimate facts.

5. As used herein, the terms “person” or “persons” includes any natural person and any firm, limited liability company, partnership, joint venture, hospital, institution, corporation, business, organization, trust, association or any other business or governmental or quasi-governmental entity, political subdivision, commission, board or agency of any character whatsoever together with the partners, trustees, officers, directors, employees, or agents thereof.

6. The terms “AND” and “OR” are to be construed either disjunctively or conjunctively, whichever is appropriate, so as to bring within the scope of these Requests any information or documents that might otherwise be considered beyond its scope.

7. As used herein, the word “any” shall include the word “all,” and the word “all” shall include the word “any.”

8. The term “Relevant”, as used herein, includes by way of illustration only and not by way of limitation, the following: (1) information that either would or would not support the disclosing parties’ contentions; (2) identification of those persons who, if their potential testimony were known, might reasonably be expected to be deposed or called as a witness by any of the parties; (3) information that is likely to have an influence on or affect the outcome of a claim or defense; (4) information that deserves to be considered in the preparation, evaluation or trial of a claim or defense; and (5) information that reasonable and competent counsel would consider reasonably necessary to prepare, evaluate or try a claim or defense.

9. As used herein, the words “include” and “including” shall mean “including without limitation.”

10. The terms “Petition” and/or “Lawsuit” shall refer to the petition filed in the above-captioned litigation, all amendments made thereto and all claims made therein.

11. "Defendants," as used herein means any and all defendants named in this lawsuit, and any agents, employees, partners, managers, members, lawyers, accountants, representatives, and any other person or entity acting on behalf of a defendant or subject to their control.

12. "You," and "Your" shall mean and refer to JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of South Texas Syndicate Trust, including but not limited to, Gary P. Aymes and any and all past or present partners, officers, directors, managers, employees, attorneys, representatives, agents, shareholders, affiliates, subsidiaries, parents, successors, assigns, or any entity in which Defendant has an ownership interest, individually, collectively, or in any combination and/or permutation whatsoever.

13. "Trust" as used herein refers to the trust that is the subject of this lawsuit, commonly designated and referred to as the "South Texas Syndicate". "Trust" as used herein also refers to and includes the assets, property, and/or estate of the Trust. "Trust" further includes the fiduciary relationship governing the Trustee with respect to the Trust property when that reading of the term would cause more documents or information to be covered by the term.

14. "Trust Assets" as used herein refers to the assets, property and the estate of the Trust (*i.e.* South Texas Syndicate Trust).

15. "Trustee" shall mean Defendant JP Morgan Chase Bank, N.A., Corporately and as Trustee of the South Texas Syndicate Trust, and any individual or entity acting on its behalf, and Gary P. Aymes in his capacity as an employee of Defendant JP Morgan Chase Bank, N.A. and his capacity as fiduciary officer and/or administrator of the Trust.

16. As used herein, the term "Identify" as used herein shall include the following:

- a. When used in reference to a person, shall mean his full name, present or last known home address and telephone number, present or last known business address and telephone number, employer and job title;

- b. When used in reference to a firm or corporation, shall mean its full name and address, telephone number, any other names by which it is or has been known, its state of incorporation, and its principal place of business;
- c. When used in reference to someone or something other than a person, firm, or corporation, shall mean its official name, organizational form, address and telephone number;
- d. When used in reference to a document, shall mean the type of document, date, author, addressee, title, its present location, identity of its custodian and the substance of its contents;
- e. When used in reference to a communication or statement, shall mean the form of communication (*i.e.*, telephone conversation, letter, face-to-face conversation, *etc.*), the date of the communication and the date on which it was sent and received, the identity of the persons who were involved in the communication, the substances of the communication, the present location of the communication and the identity of its custodian; and
- f. When used in reference to an act, meeting or other event, shall mean a description of the substance of the events constituting the act or meeting, the date of its occurrence, the identity of any documents concerning such act or meeting, and the identity of any documents concerning such act or meeting.

17. "Petrohawk" shall mean Petrohawk Energy Corporation and shall include all iterations and forms of Petrohawk Energy Corporation, including but not limited to all predecessor, successor, parent, subsidiary, and affiliate companies.

18. "First Rock" shall mean First Rock Inc. and shall include all iterations and forms of First Rock Inc., including but not limited to all predecessor, successor, parent, subsidiary, and affiliate companies.

19. "Blackbrush" shall mean Blackbrush Oil & Gas, L.P., Blackbrush Oil & Gas LLP, and Blackbrush Oil & Gas Inc. and shall include all iterations and forms of Blackbrush Oil & Gas, L.P., Blackbrush Oil & Gas LLP, and Blackbrush Oil and Gas Inc., including but not limited to all predecessor, successor, parent, subsidiary, and affiliate companies.

20. "Broad Oak" shall mean Broad Oak Energy II, LLC and shall include all iterations and forms of Broad Oak Energy II, LLC, including but not limited to all predecessor, successor, parent, subsidiary, and affiliate companies.

21. "BHP Billiton" shall mean BHP Billiton and shall include all iterations and forms of BHP Billiton, including but not limited to all predecessor, successor, parent, subsidiary, and affiliate companies.

F. In construing this request:

1. The singular shall include the plural and the plural shall include the singular.
2. A masculine, feminine, or neuter pronoun shall not exclude the other genders.
3. The past tense of a verb shall include the present tense, and the present tense of a

verb shall include the past tense.

H. The relevant time period is from January 1, 2000 to the present.

INTERROGATORIES

INTERROGATORY NO. 1:

Describe with particularity the actions and responsibilities undertaken by You, both as STS trustee and as JPMorgan Chase corporate/investment bank, in connection with Petrohawk's investigation and leasing of the Eagle Ford Shale property interests and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these actions.

RESPONSE:

INTERROGATORY NO. 2:

Describe with particularity the actions and responsibilities undertaken by You, both as STS trustee and as JPMorgan Chase corporate/investment bank, in connection with First Rock's investigation and leasing of the Eagle Ford Shale property interests and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these actions.

RESPONSE:

INTERROGATORY NO. 3:

Describe with particularity the actions and responsibilities undertaken by You, both as STS trustee and as JPMorgan Chase corporate/investment bank, in connection with Blackbrush's investigation and leasing of the Eagle Ford Shale property interests and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these actions.

RESPONSE:

INTERROGATORY NO. 4:

Describe with particularity the actions and responsibilities undertaken by You, both as STS trustee and as JPMorgan Chase corporate/investment bank, in connection with Broad Oak's investigation and leasing of the Eagle Ford Shale property interests and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these actions.

RESPONSE:

INTERROGATORY NO. 5:

Describe with particularity Your role, both as STS trustee and as JPMorgan Chase corporate/investment bank, in BHP Billiton's purchase of Petrohawk and identify Your officer(s), director(s), or employee(s) best suited to testify about Your role in this transaction.

RESPONSE:

INTERROGATORY NO. 6:

Describe with particularity each and every financing, loan, or credit arrangement between You, both as STS trustee and as JPMorgan Chase corporate/investment bank, and Petrohawk and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these financing, loan, or credit arrangements.

RESPONSE:

INTERROGATORY NO. 7:

Describe with particularity each and every financing, loan, or credit arrangement between You, both as STS trustee and as JPMorgan Chase corporate/investment bank, and First Rock and

identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these financing, loan, or credit arrangements.

RESPONSE:

INTERROGATORY NO. 8:

Describe with particularity each and every financing, loan, or credit arrangement between You, both as STS trustee and as JPMorgan Chase corporate/investment bank, and Blackbrush and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these financing, loan, or credit arrangements.

RESPONSE:

INTERROGATORY NO. 9:

Describe with particularity each and every financing, loan, or credit arrangement between You, both as STS trustee and as JPMorgan Chase corporate/investment bank, and Broad Oak and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these financing, loan, or credit arrangements.

RESPONSE:

INTERROGATORY NO. 10:

Describe with particularity each and every financing, loan, or credit arrangement between You, both as STS trustee and as JPMorgan Chase corporate/investment bank, and BHP Billiton and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these financing, loan, or credit arrangements.

RESPONSE:

INTERROGATORY NO. 11:

Describe with particularity any activity You perform for or service You provide to, both as STS trustee and as JPMorgan Chase corporate/investment bank, BHP Billiton and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these activities or services.

RESPONSE:

INTERROGATORY NO. 12:

Describe with particularity any investment and ownership interest You, both as STS trustee and as JPMorgan Chase corporate/investment bank, have had in Petrohawk and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these interests.

RESPONSE:

INTERROGATORY NO. 13:

Describe with particularity any investment and ownership interest You, both as STS trustee and as JPMorgan Chase corporate/investment bank, have had in First Rock and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these interests.

RESPONSE:

INTERROGATORY NO. 14:

Describe with particularity any investment and ownership interest You, both as STS trustee and as JPMorgan Chase corporate/investment bank, have had in Blackbrush and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these interests.

RESPONSE:

INTERROGATORY NO. 15:

Describe with particularity any investment and ownership interest You, both as STS trustee and as JPMorgan Chase corporate/investment bank, have had in Broad Oak and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these interests.

RESPONSE:

INTERROGATORY NO. 16:

Describe with particularity any investment and ownership interest You, both as STS trustee and as JPMorgan Chase corporate/investment bank, have had in BHP Billiton and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these interests.

CERTIFICATE OF SERVICE

I certify that on September 9, 2013, this document was served on the following described parties in the manner indicated below:

Patrick K. Sheehan
David Jed Williams
Hornberger Sheehan Fuller & Beiter, Inc.
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209

Via U.S. Mail and Email

Sara Chelette
Jackson Walker, LLP
901 Main Street, Suite 6000
Dallas, TX 75202

Via U.S. Mail and Email

Fred W. Stumpf
Boyer Short
Nine Greenway Plaza, Suite 3100
Houston, TX 77046

Via U.S. Mail and Email



Matthew J. Gollinger



CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.

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IN THE DISTRICT COURT

VS.

JPMORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST
and GARY P. AYMES

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

CRT

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

CUSTODIAN OF RECORDS FOR:

**MURPHY EXPLORATION & PRODUCTION COMPANY, USA
c/o CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201**

Donna Kay McKinney

DEPUTY

2014 AUG 15 PM 3:35

FILED
DONNA KAY MCKINNEY
DISTRICT CLERK
BEXAR COUNTY

This Subpoena directs the Custodian of Records for MURPHY EXPLORATION & PRODUCTION COMPANY, USA, to appear at 10:00 a.m. on August 27, 2014, before a notary public at the following location:

**9805 Katy Freeway, Suite G-200
Houston, Texas 77024**

and answer under oath written questions to be propounded by counsel for Defendant and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Defendant JPMorgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust. The attorneys of record for Defendant are: Patrick K. Sheehan and David Jed Williams, Hornberger Sheehan Fuller & Garza Incorporated, The Quarry Heights Building, 7373 Broadway, Suite 300, San Antonio, Texas 78209.

**THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a)
STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED**

UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.

This Subpoena is issued by David Jed Williams, attorney for Defendant, on behalf of Defendant.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA
INCORPORATED**

The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
Tel: (210) 271-1700
Fax: (210) 271-1730

By: s/David Jed Williams

Patrick K. Sheehan
State Bar No. 18175500
Rudy A. Garza
State Bar No. 07738200
David Jed Williams
State Bar No. 21518060

HUNTON & WILLIAMS LLP

1445 Ross Avenue, Suite 3700
Dallas, Texas 75202
(214) 979-3000 - Telephone
(214) 880-0011 - Facsimile
Charles A. Gall
State Bar No. 07281500
John C. Eichman
State Bar No. 06494800

ATTORNEYS FOR DEFENDANT

RETURN

CAME TO HAND ON THE _____ DAY OF _____ 2014, AT _____ O'CLOCK
____.M. AND EXECUTED (NOT EXECUTED) ON THE _____ DAY OF _____ 2014, BY
DELIVERING TO **CT CORPORATION**, A TRUE COPY OF THIS SUBPOENA UPON
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS
SUBPOENA IS _____.

TOTAL FEES: \$ _____

DALLAS COUNTY, TEXAS

BY: _____

NON-PEACE OFFICER VERIFICATION

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS _____ DAY OF _____ 2014.

**AFFIDAVIT
ATTACHED**

Notary Public, State of Texas

JOHN K. MEYER, ET AL.

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IN THE DISTRICT COURT

V.

225TH JUDICIAL DISTRICT

JPMORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST and
GARY P. AYMES

BEXAR COUNTY, TEXAS

RETURN OF SERVICE

Came to Hand: August 5, 2014 at 1:01 o'clock P.M.

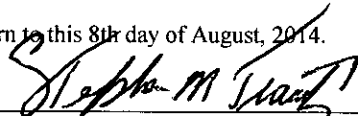
✗ Deposition Subpoena Duces Tecum to Produce Documents Issued
In the Name of the State of Texas, Notice of Intention to Take
Deposition by Written Questions with Duces Tecum, Deposition
On Written Questions Propounded upon the Witness, Custodian of
Records for Murphy Exploration & Production Company, USA
with Exhibit A

Executed on: August 7, 2014 at 11:50 o'clock A.M.

Executed at: 1999 Bryan St., Suite 900, Dallas, TX 75201 within the county of Dallas by
delivering to MURPHY EXPLORATION & PRODUCTION COMPANY, USA BY DELIVERING
TO ITS REGISTERED AGENT CT CORPORATION SYSTEM BY DELIVERING TO MARIE
GARCIA, in person, a true copy of the above specified civil process having first endorsed on such
copy the date of delivery.

I am over the age of (18) eighteen years, not a party to this case, nor am I related to, employed by, or otherwise connected to any
party or any party's attorney in this case; and I have no interest in the outcome of the above numbered suit. I attest the foregoing
instrument has been executed by me in this case pursuant to the Texas Rules of Civil Procedure and that I am of sound mind and
have never been convicted of a felony or misdemeanor involving moral turpitude.

Sworn to this 8th day of August, 2014.

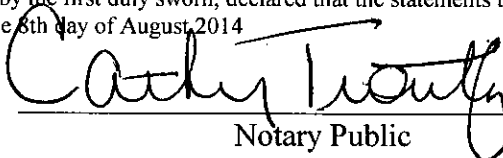

Stephen M. Troutz, SCH2444, exp. 12/31/15

VERIFICATION

THE STATE OF TEXAS

Before me, a notary public, on this day personally appeared the above name authorized person, known to me to be the person whose
name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained are
true and correct. Given under my hand and seal on this the 8th day of August, 2014




Cathy Troutz
Notary Public

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTIONS WITH DUCES TECUM

Defendant JPMORGAN CHASE BANK, N.A. INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST will take a deposition by written questions of the Custodian of Records for **MURPHY EXPLORATION & PRODUCTION COMPANY, USA**, at the following date, time, and place:

Date: **August 27, 2014**

Time: **10:00 a.m.**

Place: **MURPHY EXPLORATION & PRODUCTION COMPANY, USA
9805 Katy Freeway, Suite G-200
Houston, Texas 77024**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER & GARZA
INCORPORATED**
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
Tel: (210) 271-1700
Fax: (210) 271-1730

By: s/David Jed Williams
Patrick K. Sheehan
State Bar No. 18175500
Rudy A. Garza
State Bar No. 07738200
David Jed Williams
State Bar No. 21518060

HUNTON & WILLIAMS LLP

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

(214) 979-3000 - Telephone

(214) 880-0011 – Facsimile

Charles A. Gall

State Bar No. 07281500

John C. Eichman

State Bar No. 06494800

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of this deposition notice was served upon the following, in the manner indicated, on August 5, 2014:

Mr. George Spencer, Jr.
Mr. Robert Rosenbach
CLEMENS & SPENCER
112 East Pecan St., Suite 1300
San Antonio, Texas 78205

VIA ELECTRONIC SERVICE

Mr. James L. Drought
Mr. Ian Bolden
DROUGHT DROUGHT & BOBBITT, LLP
112 East Pecan St., Suite 2900
San Antonio, Texas 78205

VIA ELECTRONIC SERVICE

Mr. Richard Tinsman
Ms. Sharon C. Savage
TINSMAN & SCIANO, INC.
10107 McAllister Freeway
San Antonio, Texas 78205

VIA ELECTRONIC SERVICE

Mr. David R. Deary
Mr. Jim L. Flegle
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Drive, Suite 900
Dallas, Texas 75251

VIA ELECTRONIC SERVICE

Mr. John B. Massopust
Mr. Matthew Gollinger
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, MN 55415-1152

VIA ELECTRONIC SERVICE

Mr. Michael S. Christian
ZELLE HOFMANN VOELBEL & MASON
44 Montgomery Street, Suite 3400
San Francisco, California 94104

VIA ELECTRONIC SERVICE

Mr. Fred W. Stumpf
GLAST, PHILLIPS & MURRAY
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

VIA ELECTRONIC SERVICE

s/David Jed Williams
David Jed Williams

JOHN K. MEYER, ET. AL. § IN THE DISTRICT COURT
VS. §
JPMORGAN CHASE BANK, N.A. § 225TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY §
AND AS TRUSTEE OF THE SOUTH §
TEXAS SYNDICATE TRUST §
and GARY P. AYMES § BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,
CUSTODIAN OF RECORDS FOR MURPHY EXPLORATION & PRODUCTION
COMPANY, USA**

1. Please state your full name, business address, and official title.

ANSWER:

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

ANSWER:

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

ANSWER:

4. Are you the custodian of these documents or records for **MURPHY EXPLORATION & PRODUCTION COMPANY, USA**?

ANSWER:

5. What is the Bates number range for the documents and records produced for this deposition?

ANSWER:

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

ANSWER:

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

ANSWER:

8. Are these documents and records kept in the course of a regularly conducted business activity of **MURPHY EXPLORATION & PRODUCTION COMPANY, USA**?

ANSWER:

9. Was it the regular practice of the business activity of **MURPHY EXPLORATION & PRODUCTION COMPANY, USA**, to make the memorandum, report, record or data compilation reflected in these documents and records?

ANSWER:

WITNESS, CUSTODIAN OF RECORDS FOR
**MURPHY EXPLORATION & PRODUCTION
COMPANY, USA**

I _____, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS ____ day of _____, 2014.

Notary Public, State of Texas

EXHIBIT "A"

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report ("LPR") and;
- Any receipt or paid draft relative to the leases

-
1. Memorandum of Lease, dated 9/28/2009 from Robert Webb Briggs Jr. Estate, as Grantor, to MURPHY EXPLORATION & PRODUCTION COMPANY, USA, as Grantee, recorded in Volume 379 Page 147 Oil and Gas Lease Records Dimmit County, Texas, comprising 17,753.69 acres of land, more or less, in such county.

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.	§	225TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST,	§	
Defendant.	§	BEXAR COUNTY, TEXAS

**PLAINTIFFS' FOURTH NOTICE OF REQUEST FOR PRODUCTION
OF DOCUMENTS TO HUNT OIL COMPANY**

Plaintiff's serve upon:

Hunt Oil Company
c/o Jacob Davidson
1445 Ross At Field, Suite 1500
Dallas, Texas 75202

Pursuant to Rule 205 of the Texas Rules of Civil Procedure, Plaintiffs request Hunt Oil Company produce for inspection and copying all documents responsive to the Requests attached hereto at 10:00 a.m. on August 25, 2014 at the offices of Hunt Oil Company, 1900 N. Akard Street, Dallas, Texas 75201 (or another mutually agreed upon location). Plaintiffs will serve a Subpoena upon Hunt Oil Company after the expiration of ten (10) days from service of this Notice.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, Minnesota 55415-1152

(612) 339-2020 - Telephone
(612) 336-9100 - Facsimile
**ATTORNEYS FOR INTERVENOR-
PLAINTIFFS, LINDA ALDRICH, ET AL.**

Jim L. Flegle
State Bar No. 07118600
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Dr., Suite 900
Dallas, Texas 75251
(214) 572-1700 - Telephone
(214) 572-1717 - Facsimile
**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

Daniel J.T. Sciano
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Richard Tinsman
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Sharon C. Savage
State Bar No. 0474200
TINSMAN & SCIANO, INC.
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Facsimile: (210) 225-6235

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

DROUGHT, DROUGHT & BOBBITT, LLP
2900 Weston Centre
112 East Pecan Street
San Antonio, Texas 78205
(210) 225-4031 Telephone
(210) 222-0586 Telecopier

/s/ James L. Drought

James L. Drought

jld@ddb-law.com

State Bar No. 06135000

**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent
by:

<input type="checkbox"/>	U.S. Certified Mail, Return Receipt Requested to:
<input type="checkbox"/>	Facsimile to:
<input type="checkbox"/>	First Class Mail to:
<input type="checkbox"/>	Hand Delivery to:
<input checked="" type="checkbox"/>	E-filing Service to:

Mr. Patrick K. Sheehan
Mr. David Jed Williams
Hornberger Sheehan Fuller & Garza Incorporated
7373 Broadway, Suite 300
San Antonio, TX 78209

Mr. Kevin M. Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, Texas 78701

Mr. Charles A. Gall
Mr. John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202

Mr. Fred W. Stumpf
Boyer Short, A Professional Corporation
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

on this the 15th day of August, 2014.

/s/ James L. Drought
James L. Drought

INSTRUCTIONS

- a. For any requested information about a document that no longer exists or cannot be located, identify the document, state how and when it passed out of existence, or when it could no longer be located, and the reason(s) for the disappearance. Also, identify each person having knowledge about the disposition or loss and identify each document evidencing the existence or nonexistence of each document that cannot be located.
- b. Each Request below includes a request for production of data and/or information that exists in electronic and/or magnetic form. All responsive data and/or information that exists in electronic or magnetic form should be:
(i) copied to a CD-ROM, DVD-ROM, or other external storage device in its native format (i.e., the format in which such data and/or information that exists in electronic and/or magnetic form was created, maintained, and/or used in the ordinary course of business) with all metadata intact; and
(ii) produced in bates numbered form either (a) printed on paper or (b) electronically in either PDF or TIFF format. If any electronic or magnetic data requested cannot be produced in the form requested, please state the form in which information is regularly kept and/or can be produced.

NOTICE OF PROTECTIVE ORDER

An Agreed Protective Order has been entered in this case whereby documents produced in the case can be designated confidential. A copy of the Agreed Protective Order will be provided to you upon request.

REQUEST FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1: Please produce the entire Purchase and Sale Agreement between Hunt Oil Company and Marubeni Eagle Ford, LP dated on or about December 28, 2011.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.,

Plaintiffs,

v.

**JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,**

Defendants.

§
§
§
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§
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§
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§

IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**CERTIFICATE OF SERVICE OF TEXAS FINANCE CODE NOTICE
ON NON-PARTY HUNT OIL COMPANY**

Plaintiffs file this certificate of service in accordance with Texas Finance Code section 59.006(c) indicating that Hunt Oil Company (“Hunt Oil”) has been served with the notice and a copy of the information request from Plaintiffs’ 5th Set of Interrogatories to JP Morgan Chase Bank, N.A. (notice and record request are attached as “Exhibit A”). Plaintiffs served Hunt Oil’s Registered Agent, CT Corporation, 1999 Bryan Street, Suite 900, Dallas, Texas 75201, via hand delivery. Through this filing, Plaintiffs also serve Defendant JP Morgan Chase Bank, N.A. with the notice.

DATE: August 15, 2014.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON
LLP
500 Washington Avenue South, Suite 5000
Minneapolis, Minnesota 55415
Telephone: (612) 339-2020
Facsimile: (612) 336-9100

Richard Tinsman
Sharon C. Savage
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10107 McAllister Freeway
San Antonio, Texas 78205
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

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Robert Rosenbach
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Telephone: (210) 227-7121
Facsimile: (210) 227-0732

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San Antonio, Texas 78205
Telephone: (210) 225-4031
Facsimile: (210) 222-0586

Jim L. Flegle
David R. Deary
Michael J. Donley
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Drive, Suite 900
Dallas, Texas 75251
Telephone: (214) 572-1700
Facsimile: (214) 572-1717
ATTORNEYS FOR PLAINTIFFS

By: /s/ Jim Flegle
Jim L. Flegle

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been served on the below listed counsel of record via email and e-filing on this 15th day of August 2014:

**HORNBERGER SHEEHAN FULLER
BEITER WITTENBERG & GARZA INC.**

Patrick K. Sheehan, Esq.
psheenhan@hsfblaw.com
David Jed Williams, Esq.
jwilliams@hsfblaw.com
Kevin M. Beiter, Esq.
kveiter@hsfblaw.com
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
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BOYER SHORT, PC
Fred W. Stumpf, Esq.
fstumpf@gpm-law.com
Nine Greenway Plaza, Suite 3100
Houston, TX 77046
Telephone: (713) 237-2111
Facsimile: (713) 237-3202

HUNTON & WILLIAMS LLP

Charles A. Gall, Esq.
cgall@hunton.com
John E. Eichman, Esq.
jeichman@hunton.com
1445 Ross Avenue, Suite 3700
Dallas, TX 75202
Telephone: (214) 979-3000
Facsimile: (214) 880-0011

HUNT OIL COMPANY
Through its registered agent,
CT Corporation
1999 Bryan Street, Suite 900
Dallas, TX 75201
(Via Hand Delivery)

/s/ Jim Flegle

Jim L. Flegle

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.,	§	IN THE DISTRICT COURT
<i>Plaintiffs,</i>	§	
	§	
v.	§	
	§	
JP MORGAN CHASE BANK, N.A., INDIVIDUALLY/CORPORATELY AND AS TRUSTEE OF THE SOUTH TEXAS SYNDICATE TRUST,	§	225TH JUDICIAL DISTRICT
	§	
<i>Defendants.</i>	§	
	§	
	§	BEXAR COUNTY, TEXAS

**CERTIFICATE OF SERVICE OF TEXAS FINANCE CODE NOTICE
ON NON-PARTY MURPHY OIL CORPORATION**

Plaintiffs file this certificate of service in accordance with Texas Finance Code section 59.006(c) indicating that Murphy Oil Corporation (“Murphy”) has been served with the notice and a copy of the information request from Plaintiffs’ 5th Set of Interrogatories to JP Morgan Chase Bank, N.A. (notice and record request are attached as “Exhibit A”). Plaintiffs served Murphy Oil’s Registered Agent, CT Corporation, 1999 Bryan Street, Suite 900, Dallas, Texas 75201, via hand delivery. Through this filing, Plaintiffs also serve Defendant JP Morgan Chase Bank, N.A. with the notice.

DATE: August 15, 2014.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON
LLP
500 Washington Avenue South, Suite 5000
Minneapolis, Minnesota 55415
Telephone: (612) 339-2020
Facsimile: (612) 336-9100

Richard Tinsman
Sharon C. Savage
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10107 McAllister Freeway
San Antonio, Texas 78205
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

George Spencer, Jr
Robert Rosenbach
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San Antonio, Texas 78205
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Facsimile: (210) 227-0732

James L. Drought
DROUGHT DROUGHT & BOBBITT, LLP
112 E. Pecan St., Suite 2900
San Antonio, Texas 78205
Telephone: (210) 225-4031
Facsimile: (210) 222-0586

Jim L. Flegle
David R. Deary
Michael J. Donley
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Drive, Suite 900
Dallas, Texas 75251
Telephone: (214) 572-1700
Facsimile: (214) 572-1717
ATTORNEYS FOR PLAINTIFFS

By: *s/ Jim Flegle*
Jim L. Flegle

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been served on the below listed counsel of record via email and e-filing on this 15th day of August 2014:

**HORNBERGER SHEEHAN FULLER
BEITER WITTENBERG & GARZA INC.**

Patrick K. Sheehan, Esq.
psheenhan@hsfblaw.com
David Jed Williams, Esq.
jwilliams@hsfblaw.com
Kevin M. Beiter, Esq.
kveiter@hsfblaw.com
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
Telephone: (210) 271-1700
Facsimile: (210) 271-1740

BOYER SHORT, PC

Fred W. Stumpf, Esq.
fstumpf@gpm-law.com
Nine Greenway Plaza, Suite 3100
Houston, TX 77046
Telephone: (713) 237-2111
Facsimile: (713) 237-3202

HUNTON & WILLIAMS LLP

Charles A. Gall, Esq.
cgall@hunton@.com
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jeichman@hunton.com
1445 Ross Avenue, Suite 3700
Dallas, TX 75202
Telephone: (214) 979-3000
Facsimile: (214) 880-0011

MURPHY OIL COMPANY

Through its registered agent,
CT Corporation
1999 Bryan Street, Suite 900
Dallas, TX 75201
(Via Hand Delivery)

Jim Flegle

Jim L. Flegle

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.,	§	IN THE DISTRICT COURT
	§	
<i>Plaintiffs,</i>	§	
	§	
v.	§	
	§	
JP MORGAN CHASE BANK, N.A.,	§	225TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY AND	§	
AS TRUSTEE OF THE SOUTH TEXAS	§	
SYNDICATE TRUST,	§	
	§	
<i>Defendant.</i>	§	BEXAR COUNTY, TEXAS

**DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS
ISSUED IN THE NAME OF THE STATE OF TEXAS**

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR OTHER
PERSON DULY AUTHORIZED TO SERVE OR EXECUTE SUBPOENAS:**

This Subpoena is directed to:

CUSTODIAN OF RECORDS FOR:

**BHP BILLITON PETROLEUM PROPERTIES (N.A.), LP (f/k/a Petrohawk
Properties, LP)**

**c/o Mr. William W. Russell
Schirrmeister Diaz-Arrastia Brem LLP
Pennzoil Place - North Tower
700 Milam, 10th Floor
Houston, Texas 77002**

This Subpoena directs the Custodian of Records for **BHP BILLITON PETROLEUM
PROPERTIES (N.A.), LP (f/k/a Petrohawk Properties, LP)** to appear at **10:00 a.m. on
August 29, 2014** before a notary public at the following location:

**Schirrmeister Diaz-Arrastia Brem LLP
Pennzoil Place - North Tower
700 Milam, 10th Floor
Houston, Texas 77002**

and answer under oath written questions to be propounded by counsel for Plaintiffs and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Plaintiffs, John K. Meyer, et al. One of the attorneys of record for Plaintiffs is: Jim L. Flegle, Loewinsohn Flegle Deary, L.L.P., 12377 Merit Drive, Suite 900, Dallas, Texas 75251.

This subpoena is issued under Texas Rule of Civil Procedure 176. Rule 176.8(a) states: Failure by any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of the court from which the subpoena is issued or a district court in the county in which the subpoena is served, and may be punished by fine or confinement, or both.

This Subpoena is issued by Jim L. Flegle, attorney for Plaintiffs, on behalf of Plaintiffs.

DATE: August 14, 2014.

Respectfully submitted,

CLEMENS & SPENCER, P.C.

GEORGE SPENCER, JR.
spencer@clemens-spencer.com
State Bar No. 18921001
112 E. Pecan St., Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

DROUGHT DROUGHT & BOBBITT, LLP

JAMES L. DROUGHT
jld@ddb-law.com
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112 E. Pecan St., Suite 2900
San Antonio, Texas 78205
Telephone: (210) 225-4031
Facsimile: (210) 222-0586

TINSMAN & SCIANO, INC.

RICHARD TINSMAN
rtinsman@tsslawyers.com
State Bar No. 20064000
10107 McAllister Freeway
San Antonio, Texas 78205
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

LOEWINSOHN FLEGLE DEARY, L.L.P.

DAVID R. DEARY
davidd@lfdlaw.com
State Bar No. 05624900
JIM L. FLEGLE
jimf@lfdlaw.com
State Bar No. 07118600
CAROL E. FARQUHAR
Texas Bar No. 06828300
carolf@lfdlaw.com
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Telephone: (214) 572-1700
Facsimile: (214) 572-1717

**ZELLE HOFMANN VOELBEL & MASON
LLP**

JOHN B. MASSOPUST (pro hac vice)
jmassopust@zelle.com
MICHAEL CHRISTIAN (pro hac vice)
mchristian@zelle.com
MATTHEW J. GOLLINGER (pro hac vice)
mgollinger@zelle.com
500 Washington Avenue South, Suite 5000
Minneapolis, Minnesota 55415
Telephone: (612) 339-2020
Facsimile: (612) 336-9100

STEVEN J. BADGER
sbadger@zelle.com
Texas State Bar No. 01499050
901 Main Street, Suite 4000
Dallas, Texas 75202-3975
Telephone: (214) 742-3000
Facsimile: (214) 760-8994

By: 
Jim L. Flegle

**ATTORNEYS FOR PLAINTIFFS JOHN K.
MEYER, ET AL.**

RETURN

CAME TO HAND ON THE ____ DAY OF _____, 2014, AT _____ O'CLOCK
____.M. AND EXECUTED (NOT EXECUTED) ON THE ____ DAY OF _____ 2014, BY
DELIVERING TO JOHN W. PORTER, A TRUE COPY OF THIS SUBPOENAS UPON
WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE
THIS SUBPOENA IS _____.

TOTAL FEES: \$ _____

HARRIS COUNTY, TEXAS

BY: _____

NON-PEACE OFFICER VERIFICATION

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS _____ DAY OR _____, 2014.

Notary Public, State of Texas

MEMORANDUM OF ACCEPTANCE OF SERVICE OF SUBPOENA

The undersigned acknowledges receipt and accepts service of this Subpoena on behalf of the deponent.

SIGNED on this ___ day of August, 2014.

William W. Russell
Schirrmester Diaz-Arrastia Brem LLP
Pennzoil Place - North Tower
700 Milam, 10th Floor
Houston, Texas 77002

ATTORNEY FOR NON-PARTY BHP
BILLITON

JOHN K. MEYER, ET AL.,

Plaintiffs,

v.

JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY AND
AS TRUSTEE OF THE SOUTH TEXAS
SYNDICATE TRUST,

Defendant.

§
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§

IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY
WRITTEN QUESTIONS WITH DUCES TECUM**

Plaintiffs JOHN K. MEYER, et al. will take a deposition by written questions of the Custodian of Records for **BHP BILLITON PETROLEUM PROPERTIES (N.A.), LP (f/k/a Petrohawk Properties, LP)** at the following date, time, and place (or another mutually acceptable date, time, and place):

Date: **Friday, August 29, 2014**

Time: **10:00 a.m.**

Place: **Schirrmester Diaz-Arrastia Brem LLP
Pennzoil Place - North Tower
700 Milam, 10th Floor
Houston, Texas 77002**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A."

DATE: August 14, 2014.

CLEMENS & SPENCER, P.C.

GEORGE SPENCER, JR.
spencer@clemens-spencer.com
State Bar No. 18921001
112 E. Pecan St., Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

DROUGHT DROUGHT & BOBBITT, LLP

JAMES L. DROUGHT
jld@ddb-law.com
State Bar No. 06135000
112 E. Pecan St., Suite 2900
San Antonio, Texas 78205
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TINSMAN & SCIANO, INC.

RICHARD TINSMAN
rtinsman@tsslawyers.com
State Bar No. 20064000
10107 McAllister Freeway
San Antonio, Texas 78205
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

Respectfully submitted,

LOEWINSOHN FLEGLE DEARY, L.L.P.

DAVID R. DEARY
davidd@lfdlaw.com
State Bar No. 05624900
JIM L. FLEGLE
jimf@lfdlaw.com
State Bar No. 07118600
CAROL E. FARQUHAR
Texas Bar No. 06828300
carolf@lfdlaw.com
12377 Merit Drive, Suite 900
Dallas, Texas 75251
Telephone: (214) 572-1700
Facsimile: (214) 572-1717

**ZELLE HOFMANN VOELBEL & MASON
LLP**

JOHN B. MASSOPUST (pro hac vice)
jmassopust@zelle.com
MICHAEL CHRISTIAN (pro hac vice)
mchristian@zelle.com
MATTHEW J. GOLLINGER (pro hac vice)
mgollinger@zelle.com
500 Washington Avenue South, Suite 5000
Minneapolis, Minnesota 55415
Telephone: (612) 339-2020
Facsimile: (612) 336-9100

STEVEN J. BADGER
sbadger@zelle.com
Texas State Bar No. 01499050
901 Main Street, Suite 4000
Dallas, Texas 75202-3975
Telephone: (214) 742-3000
Facsimile: (214) 760-8994

By: _____


Jim L. Flegle

**ATTORNEYS FOR PLAINTIFFS JOHN K.
MEYER, ET AL.**

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy this deposition notice was served upon the following, in the manner indicated, on August 14, 2014:

William W. Russell
Schirrmeister Diaz-Arrastia Brem LLP
Pennzoil Place – North Tower
700 Milam, 10th Floor
Houston, Texas 77002

Via Email

Patrick K. Sheehan
Rudy A. Garza
David Jed Williams
Hornberger Sheehan Fuller
Wittenberg & Garza Inc.
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209

Via Email

Charles A. Gall
John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, TX 75202

Via Email

Mark T. Josephs
Sara Hollan Chelette
Jackson Walker, LLP
901 Main Street, Suite 6000
Dallas, TX 75202

Via Email

Fred W. Stumpf
Kelly M. Walne
Boyer Short, PC
Nine Greenway Plaza, Suite 3100
Houston, TX 77046

Via Email



Jim L. Flegle

JOHN K. MEYER, ET AL.,

Plaintiffs,

v.

JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY AND
AS TRUSTEE OF THE SOUTH TEXAS
SYNDICATE TRUST,

Defendant.

§
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§
§
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§

IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNED UPON THE WITNESS,
CUSTODIAN OF RECORDS FOR BHP BILLITON PETROLEUM PROPERTIES
(N.A.), LP (f/k/a Petrohawk Properties, LP)**

1. Please state your full name, business address, and official title.

ANSWER:

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

ANSWER:

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

ANSWER:

4. Are you the custodian of these documents or records for BHP BILLITON PETROLEUM PROPERTIES, (N.A.), L.P. (f/k/a Petrohawk Properties, LP)?

ANSWER:

5. What is the bates number range for the documents and records produced for this deposition?

ANSWER:

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

ANSWER:

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

ANSWER:

8. Are these documents and records kept in the course of a regularly conducted business activity of BHP BILLITON PETROLEUM PROPERTIES (N.A.), LP (f/k/a Petrohawk Properties, LP)?

ANSWER:

9. Was it the regular practice of the business activity of BHP BILLITON PETROLEUM PROPERTIES (N.A.), LP (f/k/a Petrohawk Properties, LP) to make the memorandum, report, record or data compilation reflected in these documents and records?

ANSWER:

WITNESS, CUSTODIAN OF RECORDS FOR
BHP BILLITON PETROLEUM PROPERTIES
(N.A.), LP (f/k/a Petrohawk Properties, LP)

I, _____, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS ___ day of _____,
2014.

Notary Public, State of Texas

EXHIBIT A

INSTRUCTIONS

1. For any requested information about a document that no longer exists or cannot be located, identify the document, state how and when it passed out of existence, or when it could no longer be located, and the reason(s) for the disappearance. Also, identify each person having knowledge about the disposition or loss and identify each document evidencing the existence or nonexistence of each document that cannot be located.
2. The Request below includes a request for production of data and/or information that exists in electronic and/or magnetic form. All responsive data and/or information that exists in electronic or magnetic form should be: (i) copied to a CD-ROM, DVD-ROM, or other external storage device in its native format (i.e., the format in which such data and/or information that exists in electronic and/or magnetic form was created, maintained, and/or used in the ordinary course of business) with all metadata intact; and (ii) produced in bates numbered form either (a) printed on paper or (b) electronically in either PDF or TIFF format. If any electronic or magnetic data requested cannot be produced in the form requested, please state the form in which information is regularly kept and/or can be produced.

NOTICE

An Agreed Order has been entered whereby documents produced in the case can be designated confidential.

REQUEST FOR PRODUCTION

Please produce the following documents in electronic or hard-copy form:

1. Any and all email communications and written correspondence from January 1, 2008 through December 31, 2008, between or among any employee, officer, or director of Petrohawk Energy Corporation or Petrohawk Properties, LP and JP Morgan Chase Bank, N.A., JP Morgan Securities LLC, or any JP Morgan Chase & Co. subsidiary relating in any way to the leasing of, development of, or financing for the acquisition/development of, the STS Trust and the Red Crest Trust mineral estates in La Salle and McMullen Counties, Texas.

(Consolidated Under)
CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.	§	
INDIVIDUALLY/CORPORATELY	§	225TH JUDICIAL DISTRICT
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES,	§	
Defendants.	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE ORAL AND
VIDEOTAPED DEPOSITION OF PATRICIA SCHULTZ-ORMOND**

TO: Patricia Schultz-Ormond
15035 Miss Ellie Drive
San Antonio, Texas 78247

Please take notice that on behalf of Plaintiffs and Plaintiff-Intervenors, the oral and videotaped deposition of **Patricia Schultz-Ormond** will be taken upon oral examination beginning at **9:30 a.m. on September 8, 2014**, and her answers may be used as testimony in the above-numbered and entitled cause. Said deposition will be taken at the offices of Barry Snell, Bayne, Snell & Krause, 8626 Tesoro Drive, #500, San Antonio, Texas 78217, by an official court reporter.

Please take notice that this deposition will be video recorded.

Respectfully submitted,

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Matthew J. Gollinger (pro hac vice)
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By: /s/ James L. Drought

James L. Drought
State Bar No. 06135000

**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent by:

_____ U.S. Certified Mail, Return Receipt Requested to:
_____ Facsimile to:
_____ First Class Mail to:
_____ Hand Delivery to:
 √ E-Filing to:

Mr. Patrick K. Sheehan
Mr. David Jed Williams
Hornberger Sheehan Fuller & Garza Incorporated
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Mr. Kevin M. Beiter
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Austin, Texas 78701

Mr. Charles A. Gall
Mr. John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202

Mr. Fred W. Stumpf
Boyer Short, A Professional Corporation
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

on this the 14th day of August, 2014.

/s/ James L. Drought
James L. Drought

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.	§	225TH JUDICIAL
		DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST,	§	
Defendant.	§	BEXAR COUNTY, TEXAS

PLAINTIFFS' MOTION TO COMPEL
(JPM's Third Supplemental Privilege Log)

TO THE HONORABLE JUDGE OF SAID COURT:

Now come Plaintiffs, John K. Meyer, et al., in the above-styled and numbered cause, and file this Motion to Compel Defendant JPMorgan Chase Bank, N.A. ("JP Morgan or JPM") to produce documents identified in their Third Supplemental Privilege Log and would respectfully show the Court the following:

Introduction

1. JP Morgan was the trustee of a trust known as the South Texas Syndicate ("STS") until it was forced to resign by court order dated July 19, 2013. A successor trustee has been selected and approved by the Court. The administration of the trust is in the process of being transferred, however, there is still litigation pending against JP Morgan.

2. The Plaintiffs are beneficiaries of the Trust and have alleged that JP Morgan breached its fiduciary duties by failing to provide information regarding the

Trust and failing to prudently manage the Trust assets. Plaintiffs have sought to obtain information regarding the Trust through discovery, but JP Morgan frequently, wrongfully and without cause has refused to provide such information.

3. On or about April 1, 2013, JP Morgan served upon Plaintiffs their Third Supplemental Privilege Log which consisted of over 265 pages and contains approximately 5,000 entries. Glancing at the first 20 of 265 pages, it is easy to tell that JP Morgan has asserted privileges where none exist including, but not limited to: (1) asserting attorney-client privilege with respect to documents where no attorneys are a party to the communication, (2) asserting work product privilege with respect to documents that are dated well before JP Morgan had any reason to create work product in anticipation of litigation, and (3) asserting attorney-client privilege with regard to documents sent to Ms. Charlotte Ray, a JP Morgan employee who happens to be a licensed attorney, but who does not act as JP Morgan's counsel.

Improper Assertions of Attorney-Client Privilege Where No Attorney Was Involved in the Communication

4. On pages 8, 18, and 20 of JPM's Third Supplemental Privilege Log, there are "attorney-client" privilege claims among emails between H.L. Tompkins and Gary Aymes, H.L. Tompkins and Colleen Dean, and Kevin Smith and Gary Aymes. All of these individuals have been deposed in this case. All are JPM employees but *none* are attorneys. It's quite obvious that an attorney would need to be involved in the communication to qualify under the attorney-client privilege but if doubt has arisen in the Defendant's mind, it is addressed by TRE 503(a)(1).

These emails are only a few of many examples in the 5,000 entries listed.

**Improper Assertions of Work Product Privilege From Documents Not
Created in Anticipation of Litigation or Trial**

5. JP Morgan has asserted work product privilege as to two emails dated November 27, 2009 and another email dated January 11, 2010 exchanged among JPM employees. See p. 2 and 7 of JPM's Third Supplemental Privilege Log. In sum, TRCP 192.5(a), provides that work product is material prepared, mental impressions developed, or communications made by or for a party *in anticipation of litigation* (emphasis added). The original petition in this case was filed on July 2, 2010. At the time these emails were exchanged, JPM was not anticipating litigation and these are only a few of many examples in the 5,000 entries listed.

**Improper Assertions of Privilege as to Communications
Involving Charlotte Ray**

6. Charlotte Ray, a JPM employee, has been deposed twice in this case. It has been made clear through her testimony that she does not work in JP Morgan's legal department and is not employed to provide legal advice to JP Morgan. Accordingly, Ms. Ray could not have been acting as JP Morgan's attorney and the "attorney-client" privilege would not attach to her communications. In the first 20 pages of the privilege log at issue, there are at least 20 entries involving communications with Ms. Ray and an assertion of the attorney-client privilege. These are only a few of many examples in the 5,000 entries listed.

Guiding Authority on Objections to Privilege Logs

7. When a party makes an objection or asserts a claim of privilege, that party has the burden to produce evidence to support its objection or claim of privilege. TRCP 193.4(a), 199.6; *In re DuPont de Nemours & Co.*, 136 S.W.3d 920, 926 (Tex. 2004). Merely listing a specific privilege or exemption from discovery in a privilege log is insufficient. *In re Crestcare Nursing & Rehab. Ctr.*, 222 S.W.3d 68, 73 (Tex.App.—Tyler 2006, orig. proceeding). JP Morgan has asserted privileges, resulting in a lack of production of relevant documents and communications, and has a burden to produce evidence to support its claims of privilege but has yet to do so.

Prayer

WHEREFORE, PREMISES CONSIDERED, Plaintiffs pray that this Court set this matter for hearing, compel the Defendant to produce the evidence necessary to support their claims of privilege, and upon finding the evidence is inadequate to support their claims, enter an order granting Plaintiffs' Motion to Compel JP Morgan to remove their claims of privilege, compel the Defendant to produce all documents that are not privileged, and grant any other relief as to which the Plaintiffs may be entitled.

Respectfully submitted,

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Matthew J. Gollinger (*pro hac vice*)
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By: /s/ James L. Drought
James L. Drought
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**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent
by:

<u> </u>	U.S. Certified Mail, Return Receipt Requested to:
<u> </u>	Facsimile to:
<u> </u>	First Class Mail to:
<u> </u>	Hand Delivery to:
<u> √ </u>	E-filing Service to:

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Boyer Short, A Professional Corporation
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Houston, Texas 77046

on this the 13th day of August, 2014.

/s/ James L. Drought
James L. Drought

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

**DEFENDANT JPMORGAN CHASE BANK, N.A.'S MOTION TO COMPEL
AND MOTION TO SET THIRD PARTIES'
OBJECTIONS FOR HEARING**

Defendant JPMorgan Chase Bank, N.A., in all capacities ("JPMorgan"), files this Motion to Compel pursuant to Texas Rule of Civil Procedure 215, and Motion to Set Third Parties' Objections to JPMorgan's Depositions Subpoena Duces Tecum to Produce Documents for Hearing, based upon the following:

I. INTRODUCTION

1.01

JPMorgan was the sole Trustee of the South Texas Syndicate Trust ("STS"), a trust that holds approximately 132,000 contiguous acres of minerals located in LaSalle and McMullen Counties, in what is now known as the Eagle Ford shale. Plaintiffs, approximately 176 of the 279 holders of certificates of beneficial interest in STS, sued JPMorgan to recover damages allegedly suffered as a result of JPMorgan's actions as trustee in leasing minerals owned by STS in the Eagle Ford shale field at a time when the field was unproven, wildcat territory and well before it became ubiquitously referred to as "the Eagle Ford."

1.02

Plaintiffs allege in their Sixth Amended Petition that JPMorgan breached its fiduciary duties as trustee by “(1) leasing out all available acreage (approximately 80,000 acres) to one of its commercial clients, Petrohawk, for exceedingly low bonus compensation; (2) failing to procure leases with adequate terms and development requirements; and (3) failing to obtain releases of acreage subject to terminated leases held by certain other J.P. Morgan commercial clients, allowing these commercial clients to “flip” the STS acreage for exorbitant profits.” *See* Sixth Amended Petition at ¶131.

1.03

In order to prepare its defense against Plaintiffs’ allegations and show fair market value, adequate bonus compensation and adequate terms and development requirements on the dates of the subject leases, Defendant has served subpoenas to several third parties seeking this relevant and comparable lease information, including (i) Anadarko E&P Onshore LLC f/k/a Anadarko E&P Co., LP (“Anadarko”); (ii) EOG Resources, Inc. (“EOG”); (iii) Edward G. Vaughn (“Vaughn”); (iv) Solo Energy, L.P.’s (“Solo”); (v) Jesse E. Hines (“Hines”); (vi) Laredo Energy IV, L.P. (“Laredo”); and (vii) SM Energy Company (“SM”) (collectively referred to as the “Third Parties”).

II. BACKGROUND

2.01

Below is a chart depicting the dates on which (i) JPMorgan served each of the Third Parties with a Deposition Subpoena Duces Tecum to Produce Documents

(referred to herein as the “Discovery Requests”); (ii) each of the Third Parties filed a Motion to Quash and/or Motion for Protective Order regarding the Discovery Requests; and where applicable, (iii) each filed their Objections and Responses to the Discovery Requests:

Third Party	Date Discovery Requests Served	Date Motion to Quash and/or Motion for Protective Order Filed	Date Objection to Discovery Requests Filed
Anadarko	07/07/2014	MTQ/MPO filed 7/30/2014	07/30/2014
EOG	07/07/2014	MPO filed 08/01/2014	08/01/2014
Vaughn	07/11/2014	MTQ/MPO filed 08/01/2014	No objections
Solo	07/07/2014	MTQ/MPO filed 08/01/2014	No objections
Hines	07/11/2014	MTQ/MPO filed 08/05/2014	08/05/2014
Laredo	07/17/2014	MTQ/MPO filed 08/05/2014	08/05/2014
SM	07/10/2014	MTQ/MPO filed 08/07/2014	08/07/2014

2.02

As discussed below, the nature of the requested lease information may be confidential; however, there are two Agreed Protective Orders in this case that will adequately protect the Third Parties’ confidential information. Further, the Discovery Requests to the Third Parties seek the production of comparable leases that are relevant and essential to defend against Plaintiffs’ allegations. These requests are narrowly tailored to the relevant time frame and geographical county.

III. STANDARDS FOR DISCOVERY

3.01

The purpose of discovery is to “seek the truth, so that disputes may be decided by what the facts reveal, not by what facts are concealed.” *See Jampole v. Touchy*, 673 S.W.2d 569, 573 (Tex. 1984). Discovery may be obtained about any matter relevant to the subject matter of the case. *See* TEX. R. CIV. PROC. 192.3. Information is discoverable as long as it appears “reasonably calculated to lead to the discovery of admissible evidence.” *See id.* Further, Texas discovery rules allow an opposing party to discover evidence relevant to the subject matter in the pending action. *See Volkswagen A.G. v. Valdez*, 909 S.W.2d 900, 902 (Tex. 1995).

IV. MOTION TO COMPEL

A. DISCLOSURE OF THE REQUESTED INFORMATION IS CRITICALLY NECESSARY TO JPMORGAN’S DEFENSE

4.01

The documents, tangible things, and information sought by JPMorgan in response to the Discovery Requests are critical for JPMorgan to present material and essential evidence to defend itself from the claims alleged by Plaintiffs in their Sixth Amended Petition. In order to defend against Plaintiffs’ allegations that JPMorgan (1) executed leases for exceedingly low bonus compensation, and (2) failed to procure leases with adequate terms and development requirements, JPMorgan’s Discovery Requests to the Third Parties seeking comparable leases is essential to a fair defense in this case and this information is necessary to refute

one or more material elements of Plaintiffs' claims—most importantly fair market value of Eagle Ford leases at the time of the subject leases.

4.02

Therefore, the totality of the requested lease information is essential and relevant to refute Plaintiffs' allegations and to allow Defendant's designated experts in this case to render a more accurate and complete response to Plaintiffs' experts regarding fair market value at the time the leases were executed.

4.03

Further, the lease information requested is not obtainable through any other means but by disclosure from the Third Parties which is indicative of the necessity to have the Third Parties disclose this information. Denying JPMorgan the documents and information sought in the Discovery Requests would impair the fair presentation of its case on the merits and it would furthermore be fundamentally unfair to require JPMorgan to proceed in this case with weaker proof.

B. EXISTING PROTECTIVE ORDERS ARE SUFFICIENT TO PROTECT CONFIDENTIAL INFORMATION

4.04

A protective order is the appropriate mechanism, after the court compels disclosure, for protecting confidential information. *See In re Ford Motor Co.*, 211 S.W.3d 295, 299 (Tex. 2006)(the order protects trade secrets, but just as surely it also protects documents that, while not rising to the level of a trade secret, still contain confidential information).

4.05

In this case, two Agreed Protective Orders exist that are sufficient to protect the Third Parties' confidential information. On November 11, 2013, the parties signed an Agreed Protective Order preventing the disclosure of confidential information and on February 13, 2013, a subsequent Agreed Protective Order was signed that allows third parties to designate documents as confidential thereby granting them the same protection as parties in the litigation. The Agreed Protective Order applicable to third parties reads, in pertinent part:

“During discovery in this case, certain non-party individuals and companies have been requested to produce documents. The parties have agreed that to the extent that these non-parties produce documents marked “confidential” they shall be treated as such and be afforded the same protection as documents being produced by the parties pursuant to the Agreed Protective Order.”

4.06

Because the existing Agreed Protective Orders are adequate to protect the Third Parties' interests, JPMorgan requests the Court order the Third Parties to disclose the information requested in the Discovery Requests pursuant to the terms of the existing Agreed Protective Orders in this case. JPMorgan further asks the Court to deny the Third Parties' Motions to Quash and/or Motions for Protective Order, except to the extent the Third Parties desire to produce the documents under the Agreed Protective Orders in this case.

V. MOTION TO SET OBJECTIONS

5.01

For the reasons set forth above—and only with regard only to the Third Parties who filed objections—their objections to the Discovery Requests are invalid and should be overruled. Furthermore, the Third Parties who filed objections should be required to produce all documents, tangible things and information responsive to the Discovery Requests within fourteen (14) days of the hearing on this Motion.

WHEREFORE, PREMISES CONSIDERED, JPMorgan prays that the Court overrule the Third Parties' objections to the Discovery Requests, require the Third Parties to produce all documents responsive to the Discovery Requests within fourteen (14) days of the hearing on this Motion and for such further relief at law or in equity to which JPMorgan may be justly entitled.

Respectfully submitted,

**HORNBERGER SHEEHAN FULLER
& GARZA INCORPORATED**

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By: /s/ David Jed Williams

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**ATTORNEYS FOR DEFENDANT—
JPMORGAN CHASE BANK, N.A., IN
ALL CAPACITIES**

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing DEFENDANT JPMORGAN CHASE BANK, N.A.'S MOTION TO COMPEL AND MOTION TO SET THIRD PARTIES' OBJECTIONS FOR HEARING was served on the following counsel of record, via the electronic service manager and/or by email, on this the 12th day of August 2014:

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/s/ David Jed Williams

David Jed Williams

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

§
§
§
§
§
§
§
§
§

IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS
ISSUED IN THE NAME OF THE STATE OF TEXAS

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR
OTHER PERSON DULY AUTHORIZED TO SERVE OR EXECUTE
SUBPOENAS:**

The Subpoena is directed to:

CUSTODIAN OF RECORDS FOR:

Blackbrush Oil & Gas, L.P.
c/o Scott Martin
18615 Tuscany Stone, Ste. 300
San Antonio, Texas 78258

This Subpoena directs the Custodian of Records for BLACKBRUSH OIL & GAS, L.P., to appear at **10:00 a.m. on August 29, 2014**, before a notary public at the following location:

18615 Tuscany Stone, Ste. 300
San Antonio, Texas 78258

and answer under oath written questions to be propounded by counsel for Plaintiffs and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Plaintiffs, John K. Meyer, et al. The attorney of record for Plaintiff is: James L. Drought, Drought, Drought & Bobbitt, L.L.P., 112 E. Pecan St., Suite 2900, San Antonio, Texas 78205.

THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.

This Subpoena is issued at the request of Plaintiff, whose attorneys of record are George H. Spencer, Jr. and Robert J. Rosenbach, of Clemens & Spencer, P.C.

Respectfully submitted,

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Robert Rosenbach
State Bar No. 17266400
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By /s/ Robert J. Rosenbach

Robert J. Rosenbach
State Bar No. 17266400
**ATTORNEYS FOR PLAINTIFF,
JOHN K. MEYER**

OFFICER'S RETURN

Came to hand this the 11th day of August, 2014 at 3:30 p.m., and executed by delivering a copy of this Subpoena to the within-named, in person, at 18615 TUSCANY ST. # 300 SAN ANTONIO, Texas 78258, in BEXAR County, Texas, on the 11 day of August 2014, at 4:21 p.m..

Not executed as to the witness _____ for the following reason:

By *Karin Penick*
(Person who is not a party and is not less than 18 years of age.)

Sworn to and subscribed before me on the 12 day of August, 2014.

Katelyn Van Slyke
NOTARY PUBLIC STATE OF TEXAS

My Commission Expires: 12/13/16



ACCEPTANCE OF SERVICE OF SUBPOENA BY WITNESS PER RULE 176 T.R.C.P.
(If above Statement is Not Completed by Person Serving the above stated documents).

I hereby accept service of this Subpoena.

WITNESS: *[Signature]*

DATE: _____

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTION
WITH DUCES TECUM**

Plaintiff, John K. Meyer, will take a deposition by written questions of the Custodian of Records for **Blackbrush Oil & Gas, L.P.** at the following date, time, and place:

Date: **August 29, 2014**

Time: **10:00 a.m.**

Place: **Blackbrush Oil & Gas, L.P.
18615 Tuscany Stone, Ste. 300
San Antonio, Texas 78258**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A".

Respectfully submitted,

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

By /s/ Robert J. Rosenbach
Robert J. Rosenbach
State Bar No. 17266400
**ATTORNEYS FOR PLAINTIFF,
JOHN K. MEYER**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent
by:

_____ U.S. Certified Mail, Return Receipt Requested to:
_____ Facsimile to:
_____ First Class Mail to:
_____ Hand Delivery to:
 √ E-filing Service to:

Mr. Patrick K. Sheehan
Mr. David Jed Williams
Hornberger Sheehan Fuller & Garza Incorporated
7373 Broadway, Suite 300
San Antonio, TX 78209

Mr. Kevin M. Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, Texas 78701

Mr. Charles A. Gall
Mr. John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202

Mr. Fred W. Stumpf
Boyer Short, A Professional Corporation
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

on this the 11th day of August, 2014.

/s/Robert J. Rosenbach
Robert J. Rosenbach

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNDED UPON THE
WITNESS, CUSTODIAN OF RECORDS FOR BLACKBRUSH OIL & GAS, L.P.**

1. Please state your full name, business address, and official title.

ANSWER:

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

ANSWER:

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

ANSWER:

4. Are you the custodian of these documents or records for **BLACKBRUSH OIL & GAS, L.P.?**

ANSWER:

5. What is the Bates number range for the documents and records produced for this deposition?

ANSWER:

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

ANSWER:

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

ANSWER:

8. Are these documents and records kept in the course of a regularly conducted business activity of **BLACKBRUSH OIL & GAS, L.P.**?

ANSWER:

9. Was it the regular practice of the business activity of **BLACKBRUSH OIL & GAS, L.P.** to make the memorandum, report, record or data compilation reflected in these documents and records?

ANSWER:

WITNESS, CUSTODIAN OF RECORDS FOR
BLACKBRUSH OIL & GAS, L.P.

I _____, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS ____ day of _____, 2014.

Notary Public, State of Texas

REQUEST FOR PRODUCTION

Please produce the following documents relating to the leases described below:

- The executed leases;
 - Any option agreements, letters of intent to lease or side agreements relative to the leases;
 - Any agreements relative to amendment, modification or extension of the leases;
 - Any lease data sheets relative to the lease;
 - Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
 - Any Lease Purchase Report ("LPR") and;
 - Any receipt or paid draft relative to the lease
-

NO. 1: Oil and Gas Lease dated June 1, 2005 between Gates Mineral Company, Ltd. and Blackbrush Oil & Gas, Inc. covering 5,226.80 acres in Webb County, Texas.

NO. 2: Oil and Gas Lease dated June 1, 2005 between Gates Mineral Company, Ltd. and Blackbrush Oil & Gas, Inc., covering an unknown amount of acreage in Webb County, Texas, said lease memorandum being recorded at Vol. 1861, p. 489, of the Webb County Deed Records.

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.	§	225TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST,	§	
Defendant.	§	BEXAR COUNTY, TEXAS

DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS
ISSUED IN THE NAME OF THE STATE OF TEXAS

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR
OTHER PERSON DULY AUTHORIZED TO SERVE OR EXECUTE
SUBPOENAS:**

The Subpoena is directed to:

CUSTODIAN OF RECORDS FOR:

Blackbrush Oil & Gas, L.P.
c/o Scott Martin
18615 Tuscany Stone, Ste. 300
San Antonio, Texas 78258

This Subpoena directs the Custodian of Records for BLACKBRUSH OIL & GAS, L.P., to appear at **10:00 a.m. on August 29, 2014**, before a notary public at the following location:

18615 Tuscany Stone, Ste. 300
San Antonio, Texas 78258

and answer under oath written questions to be propounded by counsel for Plaintiffs and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Plaintiffs, John K. Meyer, et al. The attorney of record for Plaintiff is: James L. Drought, Drought, Drought & Bobbitt, L.L.P., 112 E. Pecan St., Suite 2900, San Antonio, Texas 78205.

THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.

This Subpoena is issued at the request of Plaintiff, whose attorneys of record are George H. Spencer, Jr. and Robert J. Rosenbach, of Clemens & Spencer, P.C.

Respectfully submitted,

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

By /s/ Robert J. Rosenbach
Robert J. Rosenbach
State Bar No. 17266400
**ATTORNEYS FOR PLAINTIFF,
JOHN K. MEYER**

RETURN

CAME ON TO HAND ON THE ____ DAY OF _____, 2014, AT ____
O'CLOCK ____M. AND EXECUTED (NOT EXECUTED) ON THE ____ DAY OF
_____, 2014, BY DELIVERING TO _____, A TRUE COPY OF THIS
SUBPOENA UPON WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE
OF FAILURE TO EXECUTE THIS SUBPOENA IS
_____.

TOTAL FEES: \$ _____

DALLAS COUNTY, TEXAS

By: _____

NON-PEACE OFFICER VERIFICATION

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS ____ DAY OF _____, 2014.

Notary Public, State of Texas

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTION
WITH DUCES TECUM**

Plaintiff, John K. Meyer, will take a deposition by written questions of the Custodian of Records for **Blackbrush Oil & Gas, L.P.** at the following date, time, and place:

Date: **August 29, 2014**

Time: **10:00 a.m.**

Place: **Blackbrush Oil & Gas, L.P.
18615 Tuscany Stone, Ste. 300
San Antonio, Texas 78258**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A".

Respectfully submitted,

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

By /s/ Robert J. Rosenbach

Robert J. Rosenbach
State Bar No. 17266400

**ATTORNEYS FOR PLAINTIFF,
JOHN K. MEYER**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent
by:

<u> </u>	U.S. Certified Mail, Return Receipt Requested to:
<u> </u>	Facsimile to:
<u> </u>	First Class Mail to:
<u> </u>	Hand Delivery to:
<u> √ </u>	E-filing Service to:

Mr. Patrick K. Sheehan
Mr. David Jed Williams
Hornberger Sheehan Fuller & Garza Incorporated
7373 Broadway, Suite 300
San Antonio, TX 78209

Mr. Kevin M. Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, Texas 78701

Mr. Charles A. Gall
Mr. John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202

Mr. Fred W. Stumpf
Boyer Short, A Professional Corporation
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

on this the 11th day of August, 2014.

/s/Robert J. Rosenbach

Robert J. Rosenbach

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNDED UPON THE
WITNESS, CUSTODIAN OF RECORDS FOR BLACKBRUSH OIL & GAS, L.P.**

1. Please state your full name, business address, and official title.

ANSWER:

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

ANSWER:

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

ANSWER:

4. Are you the custodian of these documents or records for **BLACKBRUSH OIL & GAS, L.P.**?

ANSWER:

5. What is the Bates number range for the documents and records produced for this deposition?

ANSWER:

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

ANSWER:

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

ANSWER:

8. Are these documents and records kept in the course of a regularly conducted business activity of **BLACKBRUSH OIL & GAS, L.P.**?

ANSWER:

9. Was it the regular practice of the business activity of **BLACKBRUSH OIL & GAS, L.P.** to make the memorandum, report, record or data compilation reflected in these documents and records?

ANSWER:

WITNESS, CUSTODIAN OF RECORDS FOR
BLACKBRUSH OIL & GAS, L.P.

I _____, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS ____ day of _____, 2014.

Notary Public, State of Texas

REQUEST FOR PRODUCTION

Please produce the following documents relating to the leases described below:

- The executed leases;
 - Any option agreements, letters of intent to lease or side agreements relative to the leases;
 - Any agreements relative to amendment, modification or extension of the leases;
 - Any lease data sheets relative to the lease;
 - Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
 - Any Lease Purchase Report (“LPR”) and;
 - Any receipt or paid draft relative to the lease
-

NO. 1: Oil and Gas Lease dated June 1, 2005 between Gates Mineral Company, Ltd. and Blackbrush Oil & Gas, Inc. covering 5,226.80 acres in Webb County, Texas.

NO. 2: Oil and Gas Lease dated June 1, 2005 between Gates Mineral Company, Ltd. and Blackbrush Oil & Gas, Inc., covering an unknown amount of acreage in Webb County, Texas, said lease memorandum being recorded at Vol. 1861, p. 489, of the Webb County Deed Records.

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.	§	225TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST,	§	
Defendant.	§	BEXAR COUNTY, TEXAS

DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS
ISSUED IN THE NAME OF THE STATE OF TEXAS

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR
OTHER PERSON DULY AUTHORIZED TO SERVE OR EXECUTE
SUBPOENAS:**

The Subpoena is directed to:

CUSTODIAN OF RECORDS FOR:

**Rosetta Resources Operating LP
c/o CT Corporation
1999 Bryan St., Ste. 900
Dallas, Texas 75201**

This Subpoena directs the Custodian of Records for ROSETTA RESOURCES OPERATING LP, to appear at **10:00 a.m. on August 29, 2014**, before a notary public at the following location:

**1111 Bagby, Ste. 900
Houston, Texas 77002**

and answer under oath written questions to be propounded by counsel for Plaintiffs and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Plaintiffs, John K. Meyer, et al. The attorney of record for Plaintiff is: James L. Drought, Drought, Drought & Bobbitt, L.L.P., 112 E. Pecan St., Suite 2900, San Antonio, Texas 78205.

THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.

This Subpoena is issued by James L. Drought, attorney for Plaintiffs, on behalf of Plaintiffs.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, Minnesota 55415-1152
(612) 339-2020 - Telephone
(612) 336-9100 - Facsimile
**ATTORNEYS FOR
INTERVENOR-PLAINTIFFS,
LINDA ALDRICH, ET AL.**

Jim L. Flegle
State Bar No. 07118600
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Dr., Suite 900
Dallas, Texas 75251
(214) 572-1700 - Telephone
(214) 572-1717 - Facsimile
**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

Daniel J.T. Sciano
State Bar No. 17881200
Richard Tinsman
State Bar No. 20064000
Sharon C. Savage

State Bar No. 0474200
TINSMAN & SCIANO, INC.
10107 McAllister Fwy
San Antonio, Texas 78216
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

DROUGHT, DROUGHT & BOBBITT, LLP
2900 Weston Centre
112 East Pecan Street
San Antonio, Texas 78205
(210) 225-4031 Telephone
(210) 222-0586 Telecopier

By: _____ /s/
James L. Drought
State Bar No. 06135000
**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.**

RETURN

CAME ON TO HAND ON THE ____ DAY OF _____, 2014, AT ____ O'CLOCK ____M. AND EXECUTED (NOT EXECUTED) ON THE ____ DAY OF _____, 2014, BY DELIVERING TO _____, A TRUE COPY OF THIS SUBPOENA UPON WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS SUBPOENA IS _____.

TOTAL FEES: \$ _____

DALLAS COUNTY, TEXAS

By: _____

NON-PEACE OFFICER VERIFICATION

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS ____ DAY OF _____, 2014.

Notary Public, State of Texas

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTION
WITH DUCES TECUM**

Plaintiff, John K. Meyer, et al, will take a deposition by written questions of the Custodian of Records for **Rosetta Resources Operating LP** at the following date, time, and place:

Date: **August 29, 2014**

Time: **10:00 a.m.**

Place: **Rosetta Resources Operating LP
1111 Bagby, Ste. 1600
Houston, Texas 77002**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A".

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, Minnesota 55415-1152
(612) 339-2020 - Telephone
(612) 336-9100 - Facsimile
**ATTORNEYS FOR
INTERVENOR-PLAINTIFFS,**

LINDA ALDRICH, ET AL.

Jim L. Flegle
State Bar No. 07118600
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Dr., Suite 900
Dallas, Texas 75251
(214) 572-1700 - Telephone
(214) 572-1717 - Facsimile
**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

Daniel J.T. Sciano
State Bar No. 17881200
Richard Tinsman
State Bar No. 20064000
Sharon C. Savage
State Bar No. 0474200
TINSMAN & SCIANO, INC.
10107 McAllister Fwy
San Antonio, Texas 78216
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

DROUGHT, DROUGHT & BOBBITT, LLP
2900 Weston Centre
112 East Pecan Street
San Antonio, Texas 78205
(210) 225-4031 Telephone
(210) 222-0586 Telecopier

By: /s/
James L. Drought
State Bar No. 06135000
ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent
by:

<u> </u>	U.S. Certified Mail, Return Receipt Requested to:
<u> </u>	Facsimile to:
<u> </u>	First Class Mail to:
<u> </u>	Hand Delivery to:
<u> √ </u>	E-filing Service to:

Mr. Patrick K. Sheehan
Mr. David Jed Williams
Hornberger Sheehan Fuller & Garza Incorporated
7373 Broadway, Suite 300
San Antonio, TX 78209

Mr. Kevin M. Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, Texas 78701

Mr. Charles A. Gall
Mr. John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202

Mr. Fred W. Stumpf
Boyer Short, A Professional Corporation
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

on this the 8th day of August, 2014.

/s/

James L. Drought

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNDED UPON THE
WITNESS, CUSTODIAN OF RECORDS FOR ROSETTA RESOURCES
OPERATING, LP**

1. Please state your full name, business address, and official title.

ANSWER:

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

ANSWER:

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

ANSWER:

4. Are you the custodian of these documents or records for **ROSETTA RESOURCES OPERATING, LP**?

ANSWER:

5. What is the Bates number range for the documents and records produced for this deposition?

ANSWER:

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

ANSWER:

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

ANSWER:

8. Are these documents and records kept in the course of a regularly conducted business activity of **ROSETTA RESOURCES OPERATING, LP**?

ANSWER:

9. Was it the regular practice of the business activity of **ROSETTA RESOURCES OPERATING, LP** to make the memorandum, report, record or data compilation reflected in these documents and records?

ANSWER:

WITNESS, CUSTODIAN OF RECORDS FOR
ROSETTA RESOURCES OPERATING, LP

I _____, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS ____ day of _____, 2014.

Notary Public, State of Texas

REQUEST FOR PRODUCTION

Please produce the following documents relating to the leases described below:

- The executed leases;
 - Any option agreements, letters of intent to lease or side agreements relative to the leases;
 - Any agreements relative to amendment, modification or extension of the leases;
 - Any lease data sheets relative to the lease;
 - Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
 - Any Lease Purchase Report (“LPR”) and;
 - Any receipt or paid draft relative to the lease
-

NO. 1: Oil and Gas Lease dated December 1, 2009 between Gates Mineral Company, Ltd. and Rosetta Resources Operating, LP covering 6,596.72 acres in Webb County, Texas.

NO. 2: Oil and Gas Lease dated December 1, 2009 between Gates Mineral Company, Ltd. and Rosetta Resources Operating, LP covering 2,564 acres in Webb County, Texas.

NO. 3: Oil and Gas Lease dated March 1, 2010 between Gates Mineral Company, Ltd. and Rosetta Resources Operating, LP covering 4,520.36 acres in Webb County, Texas.

NO. 4: Oil and Gas Lease dated March 17, 2010 between Margaret Stavropoulos Properties, Ltd. and Rosetta Resources Operating, LP covering 17,560.72 acres in Webb County, Texas.

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.	§	225TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST,	§	
Defendant.	§	BEXAR COUNTY, TEXAS

DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS
ISSUED IN THE NAME OF THE STATE OF TEXAS

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR
OTHER PERSON DULY AUTHORIZED TO SERVE OR EXECUTE
SUBPOENAS:**

The Subpoena is directed to:

CUSTODIAN OF RECORDS FOR:

**EP Energy E&P Company, L.P.
c/o CT Corporation System
1999 Bryan Street, Suite 900**

This Subpoena directs the Custodian of Records for EP ENERGY E&P COMPANY, L.P., to appear at **10:00 a.m. on August 29, 2014**, before a notary public at the following location:

**1001 Louisiana Street
Houston, Texas 77002**

and answer under oath written questions to be propounded by counsel for Plaintiffs and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Plaintiffs, John K. Meyer, et al. The attorney of record for Plaintiff is: James L.Drought, Drought, Drought & Bobbitt, L.L.P., 112 E. Pecan St., Suite 2900, San Antonio, Texas 78205.

THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.

This Subpoena is issued by James L. Drought, attorney for Plaintiffs, on behalf of Plaintiffs.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, Minnesota 55415-1152
(612) 339-2020 - Telephone
(612) 336-9100 - Facsimile
**ATTORNEYS FOR
INTERVENOR-PLAINTIFFS,
LINDA ALDRICH, ET AL.**

Jim L. Flegle
State Bar No. 07118600
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Dr., Suite 900
Dallas, Texas 75251
(214) 572-1700 - Telephone
(214) 572-1717 - Facsimile
**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

Daniel J.T. Sciano
State Bar No. 17881200
Richard Tinsman
State Bar No. 20064000
Sharon C. Savage

RETURN

CAME ON TO HAND ON THE ____ DAY OF _____, 2014, AT ____ O'CLOCK ____M. AND EXECUTED (NOT EXECUTED) ON THE ____ DAY OF _____, 2014, BY DELIVERING TO _____, A TRUE COPY OF THIS SUBPOENA UPON WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS SUBPOENA IS _____.

TOTAL FEES: \$ _____

DALLAS COUNTY, TEXAS

By: _____

NON-PEACE OFFICER VERIFICATION

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS ____ DAY OF _____, 2014.

Notary Public, State of Texas

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTION
WITH DUCES TECUM**

Plaintiff, John K. Meyer, et al, will take a deposition by written questions of the Custodian of Records for **EP Energy E&P Company, L.P.**, at the following date, time, and place:

Date: **August 29, 2014**

Time: **10:00 a.m.**

Place: **EP Energy E&P Company, L.P.
1001 Louisiana Street
Houston, Texas 77002**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A".

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, Minnesota 55415-1152
(612) 339-2020 - Telephone
(612) 336-9100 - Facsimile
**ATTORNEYS FOR
INTERVENOR-PLAINTIFFS,**

LINDA ALDRICH, ET AL.

Jim L. Flegle
State Bar No. 07118600
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Dr., Suite 900
Dallas, Texas 75251
(214) 572-1700 - Telephone
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**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

Daniel J.T. Sciano
State Bar No. 17881200
Richard Tinsman
State Bar No. 20064000
Sharon C. Savage
State Bar No. 0474200
TINSMAN & SCIANO, INC.
10107 McAllister Fwy
San Antonio, Texas 78216
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

DROUGHT, DROUGHT & BOBBITT, LLP
2900 Weston Centre
112 East Pecan Street
San Antonio, Texas 78205
(210) 225-4031 Telephone
(210) 222-0586 Telecopier

By: /s/
James L. Drought
State Bar No. 06135000
ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent
by:

 U.S. Certified Mail, Return Receipt Requested to:
 Facsimile to:
 First Class Mail to:
 Hand Delivery to:
 √ E-filing Service to:

Mr. Patrick K. Sheehan
Mr. David Jed Williams
Hornberger Sheehan Fuller & Garza Incorporated
7373 Broadway, Suite 300
San Antonio, TX 78209

Kevin M. Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, Texas 78701

Mr. Charles A. Gall
Mr. John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202

Mr. Fred W. Stumpf
Boyer Short, A Professional Corporation
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

on this the 8th day of August, 2014.

_____/s/_____
James L. Drought

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

§
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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNDED UPON THE
WITNESS, CUSTODIAN OF RECORDS FOR EP ENERGY E&P COMPANY, L.P.**

1. Please state your full name, business address, and official title.

ANSWER:

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

ANSWER:

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

ANSWER:

4. Are you the custodian of these documents or records for **EP ENERGY E&P COMPANY, L.P.?**

ANSWER:

5. What is the Bates number range for the documents and records produced for this deposition?

ANSWER:

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

ANSWER:

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

ANSWER:

8. Are these documents and records kept in the course of a regularly conducted business activity of **EP ENERGY E&P COMPANY, L.P.**?

ANSWER:

9. Was it the regular practice of the business activity of **EP ENERGY E&P COMPANY, L.P.**, to make the memorandum, report, record or data compilation reflected in these documents and records?

ANSWER:

WITNESS, CUSTODIAN OF RECORDS FOR
EP ENERGY E&P COMPANY, L.P.

I _____, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS ____ day of _____, 2014.

Notary Public, State of Texas

REQUEST FOR PRODUCTION

Please produce the following documents relating to the leases described below:

- The executed leases;
 - Any option agreements, letters of intent to lease or side agreements relative to the leases;
 - Any agreements relative to amendment, modification or extension of the leases;
 - Any lease data sheets relative to the lease;
 - Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
 - Any Lease Purchase Report (“LPR”) and;
 - Any receipt or paid draft relative to the lease
-

NO. 1: Oil and Gas Lease dated August 14, 2009 between Briscoe Ranch, Inc. and El Paso E&P Company, L.P. covering 1,606.01 acres in La Salle County, Texas.

NO. 2: Oil and Gas Lease dated August 14, 2009 between Briscoe Ranch, Inc. and El Paso E&P Company, L.P. covering 1,606.01 acres in Webb County, Texas.

NO. 3: Oil and Gas Lease dated April 22, 2010 between Briscoe Ranch, Inc. and El Paso E&P Company, L.P. covering 27,791.23 acres in La Salle County, Texas.

NO. 4: Oil and Gas Lease dated May 3, 2010 between Briscoe Ranch, Inc. and El Paso E&P Company, L.P. covering 27,791.23 acres in Webb County, Texas.

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.	§	225TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST,	§	
Defendant.	§	BEXAR COUNTY, TEXAS

DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS
ISSUED IN THE NAME OF THE STATE OF TEXAS

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR
OTHER PERSON DULY AUTHORIZED TO SERVE OR EXECUTE
SUBPOENAS:**

The Subpoena is directed to:

CUSTODIAN OF RECORDS FOR:

**Reorganized TXCO, Inc.
Corporation Service Company d/b/a CDC-Lawyers Incorporating
Service Company
211 E. 7th Street, Ste. 620
Austin, Texas 78701**

This Subpoena directs the Custodian of Records for REORGANIZED TXCO, INC., to appear at **10:00 a.m. on August 29, 2014**, before a notary public at the following location:

**500 N. Loop E., Ste. 250
San Antonio, Texas 78232**

and answer under oath written questions to be propounded by counsel for Plaintiffs and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Plaintiffs, John K. Meyer, et al. The attorney of record for Plaintiff is: James L. Drought, Drought, Drought & Bobbitt, L.L.P., 112 E. Pecan St., Suite 2900, San Antonio, Texas 78205.

THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.

This Subpoena is issued by James L. Drought, attorney for Plaintiffs, on behalf of Plaintiffs.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, Minnesota 55415-1152
(612) 339-2020 - Telephone
(612) 336-9100 - Facsimile
**ATTORNEYS FOR
INTERVENOR-PLAINTIFFS,
LINDA ALDRICH, ET AL.**

Jim L. Flegle
State Bar No. 07118600
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Dr., Suite 900
Dallas, Texas 75251
(214) 572-1700 - Telephone
(214) 572-1717 - Facsimile
**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

Daniel J.T. Sciano
State Bar No. 17881200
Richard Tinsman
State Bar No. 20064000

Sharon C. Savage
State Bar No. 0474200
TINSMAN & SCIANO, INC.
10107 McAllister Fwy
San Antonio, Texas 78216
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

DROUGHT, DROUGHT & BOBBITT, LLP
2900 Weston Centre
112 East Pecan Street
San Antonio, Texas 78205
(210) 225-4031 Telephone
(210) 222-0586 Telecopier

By: _____ /s/ _____
James L. Drought
State Bar No. 06135000
**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.**

RETURN

CAME ON TO HAND ON THE ____ DAY OF _____, 2014, AT ____ O'CLOCK ____M. AND EXECUTED (NOT EXECUTED) ON THE ____ DAY OF _____, 2014, BY DELIVERING TO _____, A TRUE COPY OF THIS SUBPOENA UPON WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE OF FAILURE TO EXECUTE THIS SUBPOENA IS _____.

TOTAL FEES: \$ _____

DALLAS COUNTY, TEXAS

By: _____

NON-PEACE OFFICER VERIFICATION

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS ____ DAY OF _____, 2014.

Notary Public, State of Texas

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTION
WITH DUCES TECUM**

Plaintiff, John K. Meyer, et al, will take a deposition by written questions of the Custodian of Records for **Reorganized TXCO, Inc.** at the following date, time, and place:

Date: **August 29, 2014**

Time: **10:00 a.m.**

Place: **Reorganized TXCO, Inc.
500 N. Loop 1604 E., Ste. 250
San Antonio, Texas 78232**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A".

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, Minnesota 55415-1152
(612) 339-2020 - Telephone
(612) 336-9100 - Facsimile
**ATTORNEYS FOR
INTERVENOR-PLAINTIFFS,**

LINDA ALDRICH, ET AL.

Jim L. Flegle
State Bar No. 07118600
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Dr., Suite 900
Dallas, Texas 75251
(214) 572-1700 - Telephone
(214) 572-1717 - Facsimile
**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

Daniel J.T. Sciano
State Bar No. 17881200
Richard Tinsman
State Bar No. 20064000
Sharon C. Savage
State Bar No. 0474200
TINSMAN & SCIANO, INC.
10107 McAllister Fwy
San Antonio, Texas 78216
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

DROUGHT, DROUGHT & BOBBITT, LLP
2900 Weston Centre
112 East Pecan Street
San Antonio, Texas 78205
(210) 225-4031 Telephone
(210) 222-0586 Telecopier

By: _____ /s/
James L. Drought
State Bar No. 06135000
**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent
by:

_____ U.S. Certified Mail, Return Receipt Requested to:
_____ Facsimile to:
_____ First Class Mail to:
_____ Hand Delivery to:
 _____ E-filing Service to:

Mr. Patrick K. Sheehan
Mr. David Jed Williams
Hornberger Sheehan Fuller & Garza Incorporated
7373 Broadway, Suite 300
San Antonio, TX 78209

Kevin M. Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, Texas 78701

Mr. Charles A. Gall
Mr. John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202

Mr. Fred W. Stumpf
Boyer Short, A Professional Corporation
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

on this the 8th day of August, 2014.

/s/

James L. Drought

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNDED UPON THE
WITNESS, CUSTODIAN OF RECORDS FOR REORGANIZED TXCO, INC.**

1. Please state your full name, business address, and official title.

ANSWER:

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

ANSWER:

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

ANSWER:

4. Are you the custodian of these documents or records for **REORGANIZED TXCO, INC.?**

ANSWER:

5. What is the Bates number range for the documents and records produced for this deposition?

ANSWER:

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

ANSWER:

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

ANSWER:

8. Are these documents and records kept in the course of a regularly conducted business activity of **REORGANIZED TXCO, INC.**?

ANSWER:

9. Was it the regular practice of the business activity of **REORGANIZED TXCO, INC.** to make the memorandum, report, record or data compilation reflected in these documents and records?

ANSWER:

WITNESS, CUSTODIAN OF RECORDS FOR
REORGANIZED TXCO, INC.

I _____, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS ____ day of _____, 2014.

Notary Public, State of Texas

REQUEST FOR PRODUCTION

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report (“LPR”) and;
- Any receipt or paid draft relative to the lease

NO. 1: Oil and Gas Lease dated November 19, 2008 between Briscoe Ranch, Inc. and TXCO Resources, Inc. covering 6,220.59 acres in Dimmit County, Texas.

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.	§	225TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST,	§	
Defendant.	§	BEXAR COUNTY, TEXAS

DEPOSITION SUBPOENA DUCES TECUM TO PRODUCE DOCUMENTS
ISSUED IN THE NAME OF THE STATE OF TEXAS

**TO ANY PEACE OFFICER, CONSTABLE OF THE STATE OF TEXAS OR
OTHER PERSON DULY AUTHORIZED TO SERVE OR EXECUTE
SUBPOENAS:**

The Subpoena is directed to:

CUSTODIAN OF RECORDS FOR:

**MOG Producing LP
c/o MOG Management L.L.C.
545 N. Upper Broadway, Ste. 1200
Corpus Christi, Texas 78401**

This Subpoena directs the Custodian of Records for MOG PRODUCING LP, to appear at **10:00 a.m. on August 29, 2014**, before a notary public at the following location:

**545 N. Upper Broadway, Ste. 1200
Corpus Christi, Texas 78401**

and answer under oath written questions to be propounded by counsel for Plaintiffs and to produce for inspection and photocopying the documents and records described on Exhibit "A" attached to the Notice Duces Tecum of Intent to Take Deposition by Written Questions served with and attached to this Subpoena.

This Subpoena is issued at the instance and request of Plaintiffs, John K. Meyer, et al. The attorney of record for Plaintiff is: James L.Drought, Drought, Drought & Bobbitt, L.L.P., 112 E. Pecan St., Suite 2900, San Antonio, Texas 78205.

THIS SUBPOENA IS ISSUED UNDER TEXAS RULE OF CIVIL PROCEDURE 176. RULE 176.8(a) STATES: FAILURE BY ANY PERSON WITHOUT ADEQUATE EXCUSE TO OBEY A SUBPOENA SERVED UPON THAT PERSON MAY BE DEEMED A CONTEMPT OF THE COURT FROM WHICH THE SUBPOENA IS ISSUED OR A DISTRICT COURT IN THE COUNTY IN WHICH THE SUBPOENA IS SERVED, AND MAY BE PUNISHED BY FINE OR CONFINEMENT, OR BOTH.

This Subpoena is issued by James L. Drought, attorney for Plaintiffs, on behalf of Plaintiffs.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, Minnesota 55415-1152
(612) 339-2020 - Telephone
(612) 336-9100 - Facsimile
**ATTORNEYS FOR
INTERVENOR-PLAINTIFFS,
LINDA ALDRICH, ET AL.**

Jim L. Flegle
State Bar No. 07118600
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Dr., Suite 900
Dallas, Texas 75251
(214) 572-1700 - Telephone
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**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

Daniel J.T. Sciano
State Bar No. 17881200
Richard Tinsman
State Bar No. 20064000
Sharon C. Savage

State Bar No. 0474200
TINSMAN & SCIANO, INC.
10107 McAllister Fwy
San Antonio, Texas 78216
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

George H. Spencer, Jr.
State Bar No. 18921001
Robert Rosenbach
State Bar No. 17266400
CLEMENS & SPENCER, P.C.
112 East Pecan Street, Suite 1300
San Antonio, Texas 78205
Telephone: (210) 227-7121
Facsimile: (210) 227-0732

DROUGHT, DROUGHT & BOBBITT, LLP
2900 Weston Centre
112 East Pecan Street
San Antonio, Texas 78205
(210) 225-4031 Telephone
(210) 222-0586 Telecopier

By: _____ /s/
James L. Drought
State Bar No. 06135000
**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.**

RETURN

CAME ON TO HAND ON THE ____ DAY OF _____, 2014, AT ____
O'CLOCK ____M. AND EXECUTED (NOT EXECUTED) ON THE ____ DAY OF
_____, 2014, BY DELIVERING TO _____, A TRUE COPY OF THIS
SUBPOENA UPON WHICH I ENDORSED THE DATE OF DELIVERY. CAUSE
OF FAILURE TO EXECUTE THIS SUBPOENA IS
_____.

TOTAL FEES: \$ _____

DALLAS COUNTY, TEXAS

By: _____

NON-PEACE OFFICER VERIFICATION

VERIFICATION OF RETURN (IF NOT SERVED BY PEACE OFFICER)

SWORN TO THIS ____ DAY OF _____, 2014.

Notary Public, State of Texas

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

§
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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE DEPOSITION BY WRITTEN QUESTION
WITH DUCES TECUM**

Plaintiff, John K. Meyer, et al, will take a deposition by written questions of the Custodian of Records for **MOG Producing, LP** at the following date, time, and place:

Date: **August 29, 2014**

Time: **10:00 a.m.**

Place: **MOG Producing, LP
545 N. Upper Broadway, Ste. 1200
Corpus Christi, Texas 78401**

Notice is further given that the witness shall produce at the deposition for inspection and photocopying the documents and records listed and described on the attached Exhibit "A".

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON LLP
500 Washington Avenue South, Suite 4000
Minneapolis, Minnesota 55415-1152
(612) 339-2020 - Telephone
(612) 336-9100 - Facsimile
**ATTORNEYS FOR
INTERVENOR-PLAINTIFFS,**

LINDA ALDRICH, ET AL.

Jim L. Flegle
State Bar No. 07118600
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Dr., Suite 900
Dallas, Texas 75251
(214) 572-1700 - Telephone
(214) 572-1717 - Facsimile
**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

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State Bar No. 17881200
Richard Tinsman
State Bar No. 20064000
Sharon C. Savage
State Bar No. 0474200
TINSMAN & SCIANO, INC.
10107 McAllister Fwy
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(210) 225-4031 Telephone
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By: /s/
James L. Drought
State Bar No. 06135000
ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent
by:

_____ U.S. Certified Mail, Return Receipt Requested to:
_____ Facsimile to:
_____ First Class Mail to:
_____ Hand Delivery to:
 √ _____ E-filing Service to:

Mr. Patrick K. Sheehan
Mr. David Jed Williams
Hornberger Sheehan Fuller & Garza Incorporated
7373 Broadway, Suite 300
San Antonio, TX 78209

Kevin M. Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, Texas 78701

Mr. Charles A. Gall
Mr. John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202

Mr. Fred W. Stumpf
Boyer Short, A Professional Corporation
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

on this the 8th day of August, 2014.

/s/

James L. Drought

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER, ET AL.,
Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,
Defendant.

§
§
§
§
§
§
§
§
§

IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**DEPOSITION ON WRITTEN QUESTIONS PROPOUNDED UPON THE
WITNESS, CUSTODIAN OF RECORDS FOR MOG PRODUCING, LP**

1. Please state your full name, business address, and official title.

ANSWER:

2. Did you receive a subpoena for the production of the documents and records listed and described on Exhibit "A" attached to these questions?

ANSWER:

3. Have these documents and records been produced for this deposition, bates numbered, and delivered to the officer taking this deposition?

ANSWER:

4. Are you the custodian of these documents or records for **MOG PRODUCING, LP**?

ANSWER:

5. What is the Bates number range for the documents and records produced for this deposition?

ANSWER:

6. Are the documents and records produced for this deposition originals or photocopies of the original documents?

ANSWER:

7. Are the documents and records produced for this deposition memoranda, reports, records or data compilations of acts, events, or conditions made at or near the time by or from information transmitted by, a person with knowledge?

ANSWER:

8. Are these documents and records kept in the course of a regularly conducted business activity of **MOG PRODUCING, LP**?

ANSWER:

9. Was it the regular practice of the business activity of **MOG PRODUCING, LP.**, to make the memorandum, report, record or data compilation reflected in these documents and records?

ANSWER:

WITNESS, CUSTODIAN OF RECORDS FOR
MOG PRODUCING, LP

I _____, a Notary Public in and for the State of Texas, do hereby certify that the forgoing answers of the witness were made by the said witness and sworn to and subscribed before me.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS ____ day of _____, 2014.

Notary Public, State of Texas

REQUEST FOR PRODUCTION

Please produce the following documents relating to the leases described below:

- The executed leases;
- Any option agreements, letters of intent to lease or side agreements relative to the leases;
- Any agreements relative to amendment, modification or extension of the leases;
- Any lease data sheets relative to the lease;
- Sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
- Any Lease Purchase Report (“LPR”) and;
- Any receipt or paid draft relative to the lease

NO. 1: Oil and Gas Lease dated August 11, 2010 between Briscoe Ranch, Inc. and MOG Producing, LP covering 2,130.50 acres in Webb County, Texas.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.	§	IN THE DISTRICT COURT
	§	
VS.	§	
	§	
JPMORGAN CHASE BANK, N.A.	§	225 TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES	§	BEXAR COUNTY, TEXAS

JOINT MOTION TO QUASH AND MOTION FOR PROTECTIVE ORDER

Defendant JPMorgan Chase Bank, N.A. Individually/Corporately and as Former Trustee of the South Texas Syndicate Trust (“JPMorgan”) and Patricia Schultz-Ormond (Ormond), file this Motion to Quash and Motion for Protective Order with respect to Plaintiffs’ Notice of Intention to Take Oral and Videotaped Deposition of Patricia Schultz-Ormond (the “Notice”) dated August 14, 2014.

I. SUMMARY OF MOTION

This deposition notice should be quashed because: (1) Plaintiffs failed to properly serve Ormond, a non-party, with a subpoena for oral deposition; (2) the proposed deposition is harassing, cumulative and unnecessary discovery because (i) Plaintiffs have already taken Ormond’s individual deposition and fully exhausted their 6-hour time limit and (ii) have also fully deposed Ormond as a JPMorgan designated representative regarding the leases primarily at issue in this case; and (3) the time and place are objectionable. Accordingly, JPMorgan and Ormond seek relief from the Court.

II. THE DEPOSITION NOTICE AT ISSUE

On August 14, 2014, Plaintiffs issued and served upon JPMorgan the attached Notice.¹ The Notice purports to schedule a second individual deposition of Patricia Schultz-Ormond, a non-party resident of Houston, Texas, on September 8, 2014 at 9:30 a.m. in San Antonio, Texas. Plaintiffs forwarded the Notice without communicating with Defendants in any manner.

III. PLAINTIFFS HAVE FAILED TO PROPERLY SERVE ORMOND, A NON-PARTY

Plaintiffs have failed to comply with Tex. R. Civ. P. 205.1(a), 205.2 and 176 which govern discovery, notice and service upon non-parties. Pursuant to Tex. R. Civ. P. 205.1(a) and 205.2, a party may compel discovery of a non-party or a person who is not a party or subject to a party's control, only by serving a subpoena compelling an oral deposition and serving the non-party with a copy of the form of notice. The notice must be served before or at the same time that a subpoena compelling attendance is served. If the witness is neither a party, nor is retained by, employed by, or otherwise subject to the control of a party, a subpoena must be issued and served pursuant to Tex. R. Civ. P. 176. *See* Tex. R. Civ. P. 199.3.

Ormond is not a party to this case. Further, she is not employed by, retained by or subject to the control of a party in this case.² Ormond was never personally and properly served with the notice or a subpoena pursuant to Tex. R. Civ. P. 205.2(a) and 176 compelling her attendance under this Notice.

¹ A copy of this Notice is filed as Exhibit "A".

² Ormond is a former employee of JPMorgan. Her employment terminated in September, 2009.

Further, service is not effective upon Ormond by sending a copy of the notice to her attorney. Service of a notice upon an attorney of record is proper only when the witness is a party. Tex. R. Civ. P. 176(a) and 199.3. Therefore, sending the Notice to Ormond's attorney does not constitute proper notice to Ormond and imposes no obligation upon her to appear because she was not served with the notice nor served with a subpoena to appear, as explicitly required by Tex. R. Civ. P. 205.1, 205.2 and 176. Plaintiffs have failed to comply with the Texas Rules of Civil Procedure by not properly serving Ormond. Therefore, JPMorgan and Ormond move to quash this Notice.

IV. THE DEPOSITION NOTICE SHOULD BE QUASHED AND A PROTECTIVE ORDER ENTERED BECAUSE THE NOTICE IS ABUSIVE, INAPPROPRIATE DISCOVERY

JPMorgan and Ormond move to quash the Notice and for a protective order under Tex. R. Civ. P. Rule 192.4, 192.6(b) and under the common law to protect JPMorgan and Ormond from the abusive burden and harassment that Plaintiffs attempt to impose with this Notice. Plaintiffs originally initiated their suit against JPMorgan almost 4 years ago and to date have conducted a massive amount of discovery. In total, Plaintiffs have consumed in excess of 100 hours of deposition testimony time, more than double the 50 hour limit provided under Tex. R. Civ. P. 190.3(2).

On October 4, 2013, Plaintiffs took Ormond's individual deposition. According to the Reporter's Certification, Plaintiffs' counsel consumed 6 hours and 9

minutes in questioning Ms. Ormond – already in excess of the 6-hour limit imposed by Tex. R. Civ. P. 199.5(c).³

Plaintiffs have also examined Ms. Ormond as a witness that JPMorgan designated to testify concerning several matters in an organizational deposition of JPMorgan under Tex. R. Civ. P. 199.2(b)(1). This deposition took place on June 10, 2013 and consumed 3 hours and 29 minutes.⁴ During this deposition, Ms. Ormond testified as the designated JPMorgan representative concerning 25 different topics regarding 13 leases that she negotiated while serving as the mineral manager for the South Texas Syndicate Trust (“STS”), including the 6 STS leases to Petrohawk that are the primary focus of Plaintiffs’ claims in this case.⁵

Allowing Plaintiffs to take a third deposition of Ormond and subject Ormond to more than Plaintiffs’ allotted 6 hours would impose an extremely unfair burden upon Ms. Ormond, a non-party, and would result in unreasonably cumulative, duplicative and substantially redundant deposition testimony. Accordingly, JPMorgan and Ormond move to quash the deposition notice in its entirety and grant a protective order or alternatively, ask the Court to impose reasonable and appropriate limits and protections.

V. OBJECTION TO THE TIME AND PLACE
NOTICED IN THE DEPOSITION

³ A copy of the Reporter’s Certification Oral and Videotaped Deposition of Patricia Schultz-Ormond is filed as Exhibit “B”.

⁴ A copy of the Reporter’s Certification Oral and Videotaped Deposition of Patricia Schultz-Ormond is filed as Exhibit “C”.

⁵ A copy of the Amended Notice Duces Tecum of Intention to Take Oral and Video Deposition of the Corporate Representatives of J.P. Morgan Chase Bank, N.A. (Patricia Schultz-Ormond, Designated Rep) is filed as Exhibit “D”.

Pursuant to Tex. R. Civ. P. 199.4, JPMorgan and Ormond object to the time and place for the deposition and request that the Notice be quashed and this abusive discovery be denied. Ormond works and resides in Houston, Harris County, Texas. Any further deposition of Ms. Ormond, while unwarranted, should nevertheless take place in the county where she works and resides. *See* Tex. R. Civ. P. 199.2(2)(A)-(B). Because JPMorgan and Ormond have objected within three business days of the service of the Notice, this deposition is stayed until the Motion can be determined.

VI. PRAYER

WHEREFORE, JPMorgan and Ormond pray that the Court grant this Motion, quash the Notice in its entirety, and enter a protective order protecting JPMorgan and Ormond from this discovery request. Further, JPMorgan and Ormond seek such further relief at law or in equity to which it may be justly entitled.

Respectfully submitted,

Bayne, Snell & Krause
8626 Tesoro Drive, Suite 500
San Antonio, Texas 78217
Tel: (210) 824-3278
Fax: (210) 824-3937

By: /s/ Barry Snell
Barry Snell
State Bar No. 18789000
Email: bsnell@bsklaw.com

**ATTORNEY FOR NON-PARTY—
PATRICIA SCHULTZ-ORMOND**

and

**HORNBERGER SHEEHAN FULLER
& GARZA INCORPORATED**
7373 Broadway, Suite 300
San Antonio, Texas 78209-3266
Telephone: (210) 271-1700
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By: /s/ David Jed Williams
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Email: jeichman@hunton.com

**ATTORNEYS FOR DEFENDANT—
JPMORGAN CHASE BANK, N.A., IN
ALL CAPACITIES**

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of this MOTION TO QUASH AND MOTION FOR PROTECTIVE ORDER was served on the following counsel of record, via the electronic service manager and/or by email, on August 19, 2014:

Mr. James L. Drought
DROUGHT DROUGHT & BOBBITT, LLP
112 East Pecan, Suite 2900
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Mr. George Spencer, Jr.
Mr. Robert J. Rosenbach
CLEMENS & SPENCER
112 East Pecan, Suite 1300
San Antonio, Texas 78205

Mr. Richard Tinsman
Ms. Sharon C. Savage
TINSMAN & SCIANO, INC.
10107 McAllister Freeway
San Antonio, Texas 78216

Mr. David R. Deary
Mr. Jim L. Flegle
Mr. Jeven R. Sloan
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Drive, Suite 900
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Mr. Michael S. Christian
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Mr. John B. Massopust
Mr. Matthew J. Gollinger
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Mr. Fred W. Stumpf
Mr. Kelly M. Walne
GLAST, PHILLIPS & MURRAY
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

/s/ David Jed Williams
David Jed Williams

(Consolidated Under)
CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.	§	IN THE DISTRICT COURT
Plaintiffs,	§	
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.	§	
INDIVIDUALLY/CORPORATELY	§	225TH JUDICIAL DISTRICT
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
and GARY P. AYMES,	§	
Defendants.	§	BEXAR COUNTY, TEXAS

**NOTICE OF INTENTION TO TAKE ORAL AND
VIDEOTAPED DEPOSITION OF PATRICIA SCHULTZ-ORMOND**

TO: Patricia Schultz-Ormond
15035 Miss Ellie Drive
San Antonio, Texas 78247

Please take notice that on behalf of Plaintiffs and Plaintiff-Intervenors, the oral and videotaped deposition of **Patricia Schultz-Ormond** will be taken upon oral examination beginning at **9:30 a.m. on September 8, 2014**, and her answers may be used as testimony in the above-numbered and entitled cause. Said deposition will be taken at the offices of Barry Snell, Bayne, Snell & Krause, 8626 Tesoro Drive, #500, San Antonio, Texas 78217, by an official court reporter.

Please take notice that this deposition will be video recorded.

Respectfully submitted,

John B. Massopust (pro hac vice)
Matthew J. Gollinger (pro hac vice)
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**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

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Sharon C. Savage
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Facsimile: (210) 227-0732

DROUGHT, DROUGHT & BOBBITT, LLP
2900 Weston Centre
112 East Pecan Street
San Antonio, Texas 78205
(210) 225-4031 Telephone
(210) 222-0586 Telecopier

By: /s/ James L. Drought
James L. Drought
State Bar No. 06135000
**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, ET AL.**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent by:

_____ U.S. Certified Mail, Return Receipt Requested to:
_____ Facsimile to:
_____ First Class Mail to:
_____ Hand Delivery to:
 ✓ E-Filing to:

Mr. Patrick K. Sheehan
Mr. David Jed Williams
Hornberger Sheehan Fuller & Garza Incorporated
7373 Broadway, Suite 300
San Antonio, TX 78209

Mr. Kevin M. Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, Texas 78701

Mr. Charles A. Gall
Mr. John C. Eichman
Hunton & Williams LLP
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202

Mr. Fred W. Stumpf
Boyer Short, A Professional Corporation
Nine Greenway Plaza, Suite 3100
Houston, Texas 77046

on this the 14th day of August, 2014.

/s/ James L. Drought
James L. Drought

(Consolidated Under)
2010-CI-10977

JOHN K. MEYER	§	IN THE DISTRICT COURT
	§	
V.	§	
	§	
JP MORGAN CHASE BANK, N.A.,	§	225 TH JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	
AND GARY P. AYMES	§	BEXAR COUNTY, TEXAS

AMENDED NOTICE DUCES TECUM OF INTENTION TO TAKE
ORAL AND VIDEO DEPOSITION OF THE CORPORATE REPRESENTATIVES
OF J.P. MORGAN CHASE BANK, N.A.
 (Patricia Schultz-Ormond, Designated Rep)

TO: Defendant, J.P. Morgan Chase Bank, N.A.
 Individually and Corporately and as Trustee of
 the STS Trust, by and through its attorneys of
 record,
 Patrick K. Sheehan
 Rudy Garza
 David Jed Williams
 Hornberger Sheehan Fuller Beiter Wittenberg & Garza, Inc.
 7373 Broadway, Suite 300
 San Antonio, Texas 78209

Please take notice that on behalf of Plaintiffs and Plaintiff-Intervenors, the oral and video deposition of the designated corporate representatives of **J.P. Morgan Chase Bank, N.A.**, will be taken upon oral examination beginning at **9:30 a.m.** on **June 10, 2013**, and continuing from day to day until completed, at the offices of Hornberger Sheehan Fuller Beiter Wittenberg & Garza, Inc., 7373 Broadway, Suite 300, San Antonio, Texas 78209, by an official court reporter.

Please take notice that this deposition will be video recorded.

The witness is directed to designate one or more persons to testify on its behalf upon the subject matters described in **Exhibit A**, attached hereto and made a part hereof.

The witness is requested to produce, ten (10) days prior to the deposition, the documents and things described in **Exhibit B**, attached hereto and made a part hereof, which shall include email, electronic information, and computer files stored on any type of medium.

NOTE: Texas Rule of Civil Procedure 199.2 provides that when an organization is named as the witness, the organization must - a reasonable time before the deposition - designate one of more individuals to testify on its behalf and set forth, for each individual designated, the matters to which the individual will testify.

Respectfully submitted,

LOEWINSOHN, FLEGLE, DEARY,
L.L.P.
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Telecopy: (214) 572-1717

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& MASON LLP
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Minneapolis, MN 55415-1152
Telephone: (612) 339-2020
Facsimile: (612) 336-9100

By: DAVID DEARY w/permission

David R. Deary
State Bar No. 05624900
Jim L. Flegle
State Bar No. 07118600
Michael J. Donley
State Bar No. 24045795

**ATTORNEYS FOR PLAINTIFF EMILIE
BLAZE**

By: JOHN MASSOPUST w/permission

John B. Massopust (*pro hac
vice*)
Matthew J. Gollinger (*pro hac
vice*)

**ATTORNEYS FOR PLAINTIFF-
INTERVENORS**

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By:  *James L. Drought w/ permission*

James L. Drought
State Bar No. 06135000

**ATTORNEYS FOR PLAINTIFFS,
JOHN K. MEYER, JOHN MEYER, JR.,
THEODORE MEYER**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been sent by:

_____	U.S. Certified Mail, Return Receipt Requested to:
<u> ✓ </u>	Facsimile to:
_____	First Class Mail to:
_____	Hand Delivery to:

Patrick K. Sheehan
 Rudy Garza
 David Jed Williams
 Hornberger Sheehan Fuller Beiter Wittenberg & Garza, Inc.
 7373 Broadway, Suite 300
 San Antonio, TX 78209

Mr. John C. Eichman
 Ms. Amy S. Bowen
 Hunton & Williams LLP
 1445 Ross Avenue, Suite 3700
 Dallas, Texas 75202

on this the 4th day of June, 2013.

James L. Drought w/ permission

 James L. Drought

EXHIBIT A
SUBJECT MATTERS

(1) **Recent Leases**

Regarding the **Activa Resources, LLC 666.99 ac Lease** dated on or about January 23, 2008

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research

- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the H.P. Ellsworth 483.3 ac Lease dated on or about May 12, 2008

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to

depths

- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the **Petrohawk Properties, LP 12,772.9325 ac Lease** dated on or about May 27, 2008

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease

- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the **Petrohawk Properties, LP 12,073.475 ac Lease** dated on or about May 27, 2008

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease

- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the **Petrohawk Properties, LP 16,903.43 ac Lease** dated on or about July 16, 2008

- Reasons for making the Lease
- Primary term
- Royalties

- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.

- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the **Bishop Petroleum, Inc. 750.015 ac Lease** dated on or about October 15, 2008

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease

- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the **Petrohawk Properties, LP 15,456.66 ac Lease** dated on or about December 12, 2008

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development

- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the **Petrohawk Properties, LP 3,845.305 ac Lease** dated on or about December 12, 2008

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease

- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the **Petrohawk Properties, LP 18,473.04 ac Lease** dated on or about December 12, 2008

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease

- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the **Whittier Energy and BB-II (Talisman) 9,416.785 ac Lease** dated on or about February 1, 2009

- Reasons for making the Lease
- Primary term
- Royalties

- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.

- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the Mina Energy 128.66 ac Lease dated on or about March 5, 2009

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development
- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease

- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding the **Activa 666.99 ac and 646.49 ac Leases** dated on or about May 28, 2009

- Reasons for making the Lease
- Primary term
- Royalties
- Bonus
- Calculation method for the bonus
- Delay rentals
- Development

- Partial release
- The depths or areas intended to be explored and limitations as to depths
- Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease
- All other terms of the lease
- Factors considered in entering into the lease
- JPM employees involved in deciding to make the lease
- JPM employees involved in negotiating the lease
- JPM employees involved in review and approval of the lease
- JPM employees involved in market research
- Steps taken to market the minerals leased including requesting bids
- The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease
- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

Regarding any other Leases executed after January 1, 2009 and before October 1, 2009

- **Reasons for making the Lease**
- **Primary term**
- **Royalties**
- **Bonus**
- **Calculation method for the bonus**
- **Delay rentals**
- **Development**
- **Partial release**
- **The depths or areas intended to be explored and limitations as to depths**
- **Geology or petroleum engineering reports or studies reviewed prior to entering into the Lease**
- **All other terms of the lease**
- **Factors considered in entering into the lease**
- **JPM employees involved in deciding to make the lease**
- **JPM employees involved in negotiating the lease**
- **JPM employees involved in review and approval of the lease**
- **JPM employees involved in market research**
- **Steps taken to market the minerals leased including requesting bids**
- **The name, address and telephone number of each person JPM contacted regarding the negotiation of the lease**

- The name of every committee that reviewed the lease and the name, address and telephone number of each member of the committee
- All documents JPM relied on in negotiating the terms of the lease.
- Committee minutes regarding committee review and/or recommendation regarding the lease.
- Correspondence between JPM and the lessee.
- Modifications or amendments to the lease.
- Assignments or any other agreement concerning the lease.
- Title opinions regarding the lease

(3) **Maps and Research**

- Maps related to the Eagle Ford shale in the possession of JPM's specialty asset group any time during 2008.
- Maps related to the Eagle Ford shale in the possession of JPM's specialty asset group any time during 2009.
- The STS 2007-2009 Lease Maps.
- Knowledge of companies involved in shale plays in the possession of JPM's specialty asset group any time during 2008.
- Knowledge of companies involved in shale plays in the possession of JPM's specialty asset group any time during 2009.
- Knowledge of JPM's specialty asset group concerning Barnett, Woodford, Bakken, Fayetteville, Marcellus, and Haynesville shale plays during the 2005-2009 time period.
- Research performed by JPM's specialty asset group regarding the Eagle Ford shale during the 2006-2009 time period.

- Research and investigation by the JPM specialty asset group regarding the market value of bonuses in Zavala, Dimmit, Frio, LaSalle, McMullen, Atascosa, Webb, Live Oak, Karnes, Wilson, Gonzales Counties, Texas during the 2005-2009 time period.
- Internal sources which JPM's specialty asset group relied upon for the determination of appropriate values of leases during the 2005-2009 time period.
- Bonuses that were being paid for Zavala, Dimmit, Frio, LaSalle, McMullen, Atascosa, Webb, Live Oak, Karnes, Wilson, Gonzales Counties, Texas leases during the 2005-2009 time period.
- Files kept by Patricia Schultz-Ormond with regard to any oil, gas or mineral lease or potential oil, gas or mineral lease to which JPM, as Trustee of the STS, is a party or potential party, since January 1, 2005 and before October 1, 2009.

(4) **Committees**

- The committees that reviewed the leases JPM executed as trustee of the South Texas Syndicate during the 2005 – 2009 time period.
- The committees that approved the leases JPM executed as trustee of the South Texas Syndicate during the 2005 – 2009 time period.

(7) **Beneficiaries**

- Communications with any beneficiary of the STS regarding the terms of the (a) Aactiva Lease, (b) Ellsworth Lease, (c) 12,772 ac. Petrohawk Lease, (d) 12,073 ac. Petrohawk Lease, (e) 16,903 ac. Petrohawk Lease, (f) 15,456 ac. Petrohawk Lease, (g) 3,845 ac. Petrohawk Lease, (h) 18,473 ac. Petrohawk Lease, or the (i) the Bishop Lease, and (j) the Whittier Energy and BB-II Lease at any time prior to the date the lease was executed by you.

(12) **Potential Lessees**

- Identity any terms of proposal of any potential lessee of oil, gas or minerals owned by the STS since January 1, 2005 and prior to October 1, 2009.
- All STS seismic agreements between January 1, 2005 and October 1, 2009.
- Organization and accessibility of records dealing with potential leases between January 1, 2005 and October 1, 2009.

EXHIBIT B
DOCUMENTS TO BE PRODUCED

To the extent responsive documents have not already been produced regarding the subject matters identified in **Exhibit A**, produce the additional documents not later than ten (10) days prior to the deposition.

Defendants need not perform any additional restoration or searches of restored Electronically Stored Information ("ESI"). However, to the extent that any electronically stored information is restored, accessed, collected and/or reviewed in the course of preparing the deponent(s) to give testimony, it is understood and expected that any and all such documents will be produced.

CAUSE NO. 2010-CI-10977

JOHN K. MEYER) IN THE DISTRICT COURT
)
 VS.)
)
 JP MORGAN CHASE BANK, N.A.,) 225TH JUDICIAL DISTRICT
 INDIVIDUALLY/CORPORATELY AND)
 AS TRUSTEE OF THE SOUTH TEXAS)
 SYNDICATE TRUST AND GARY P.)
 AYMES) BEXAR COUNTY, TEXAS

REPORTER'S CERTIFICATION
 ORAL AND VIDEOTAPED DEPOSITION OF
 PATRICIA SCHULTZ-ORMOND
 OCTOBER 4, 2013

I, JOANNA M. MARTINEZ, Certified Shorthand Reporter in and for the State of Texas, hereby certify to the following:

That the witness, PATRICIA SCHULTZ-ORMOND, was duly sworn by the officer and that the transcript of the ORAL AND VIDEOTAPED DEPOSITION is a true record of the testimony given by the witness;

That the deposition transcript was submitted on _____ to the attorney for the witness for examination, signature, and return to me by _____;

That the amount of time used by each party at the deposition is as follows:

Mr. Jim L. Flegle - 6 Hours: 6 Minutes
 Mr. James L. Drought - 3 Minutes

That pursuant to information given to the deposition officer at the time said testimony was taken, the following includes counsel for all parties of record:

FOR THE PLAINTIFFS, JOHN K. MEYER, JOHN MEYER, JR., THEODORE MEYER:

Mr. James L. Drought
 Mr. Ian T. Bolden
 Mr. Richard Tinsman
 Ms. Sharron Savage
 Mr. Robert J. Rosenbach

1 FOR THE PLAINTIFF EMILIE BLAZE:

Mr. Jim L. Flegle

2 FOR INTERVENOR-PLAINTIFFS, LINDA ALDRICH, ET AL.:

3 Mr. John B. Massopust

4 FOR THE PLAINTIFF INTERVENORS:

Mr. Michael S. Christian

5 FOR THE DEFENDANT, J.P. MORGAN CHASE BANK, N.A.
6 INDIVIDUALLY AND CORPORATELY AND AS TRUSTEE OF THE STS
TRUST:

7 Mr. Patrick K. Sheehan

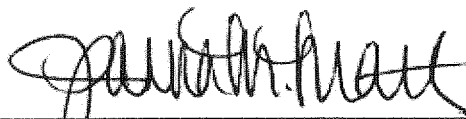
8 FOR PATRICIA SCHULTZ-ORMOND:

Mr. Barry Snell

9
10 I further certify that I am neither counsel for,
11 related to, nor employed by any of the parties or
attorneys in the action in which this proceeding was
12 taken, and further that I am not financially or
otherwise interested in the outcome of the action.

13 Further certification requirements pursuant to Rule
203 of TRCP will be certified to after they have
14 occurred.

15 Certified to by me this 10th day of October, 2013.

16
17 

18 JOANNA M. MARTINEZ, CSR, RPR,
Texas CSR 3574

Expiration date: 12/31/14



19 Kim Tindall & Associates, Inc.
20 Firm Registration No. 631
645 Lockhill Selma, Suite 200
21 San Antonio, Texas 78216
22 (210) 697-3400
23
24
25

CAUSE NO. 2010-CI-10977

1
 2 JOHN K.MEYER) IN THE DISTRICT COURT
)
 3 VS.)
)
 4 JP MORGAN CHASE BANK, N.A.,) 225TH JUDICIAL DISTRICT
 INDIVIDUALLY/CORPORATELY AND)
 5 AS TRUSTEE OF THE SOUTH TEXAS)
 SYNDICATE TRUST AND GARY P.)
 6 AYMES) BEXAR COUNTY, TEXAS

7
 8 REPORTER'S CERTIFICATION
 ORAL AND VIDEOTAPED DEPOSITION OF
 9 PATRICIA SCHULTZ-ORMOND
 JUNE 10, 2013

10 I, JOANNA M. MARTINEZ, Certified Shorthand Reporter
 in and for the State of Texas, hereby certify to the
 11 following:

12 That the witness, PATRICIA SCHULTZ-ORMOND, was duly
 sworn by the officer and that the transcript of the ORAL
 13 AND VIDEOTAPED DEPOSITION is a true record of the
 testimony given by the witness;

14 That the deposition transcript was submitted on
 15 _____ to the attorney for the witness
 for examination, signature, and return to me by
 16 _____;

17 That the amount of time used by each party at the
 deposition is as follows:

18 Mr. James L. Drought - 3 Hours: 29 Minutes

19 That pursuant to information given to the deposition
 officer at the time said testimony was taken, the
 20 following includes counsel for all parties of record:

21 FOR THE PLAINTIFFS, JOHN K. MEYER, JOHN MEYER, JR.,
 22 THEODORE MEYER:

- 23 Mr. James L. Drought
- 24 Mr. Ian T. Bolden
- 25 Mr. Richard Tinsman
- Ms. Sharron Savage
- Mr. Aaron Valadez
- Mr. Robert J. Rosenbach

1 FOR THE PLAINTIFF EMILIE BLAZE:
Mr. Jim L. Flegle

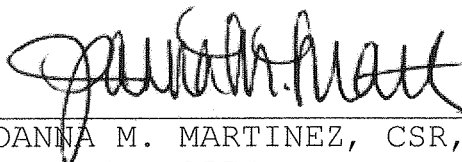
2
3 FOR THE PLAINTIFF INTERVENORS:
Mr. Michael S. Christian

4 FOR THE DEFENDANT, J.P. MORGAN CHASE BANK, N.A.
5 INDIVIDUALLY AND CORPORATELY AND AS TRUSTEE OF THE STS
TRUST:
6 Mr. Patrick K. Sheehan
Mr. David Jed Williams

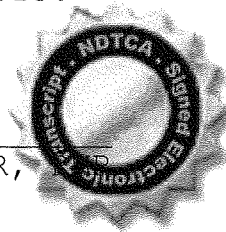
7 I further certify that I am neither counsel for,
8 related to, nor employed by any of the parties or
attorneys in the action in which this proceeding was
9 taken, and further that I am not financially or
otherwise interested in the outcome of the action.

10 Further certification requirements pursuant to Rule
11 203 of TRCP will be certified to after they have
occurred.

12 Certified to by me this 17th day of June, 2013.

13
14 

15 JOANNA M. MARTINEZ, CSR, RPR,
Texas CSR 3574
Expiration date: 12/31/14



16 Kim Tindall & Associates, Inc.
17 Firm Registration No. 631
18 645 Lockhill Selma, Suite 200
San Antonio, Texas 78216
19 (210) 697-3400
20
21
22
23
24
25

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.,

Plaintiffs,

v.

JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY
AND AS TRUSTEE OF THE SOUTH
TEXAS SYNDICATE TRUST,

Defendants.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**CERTIFICATE OF SERVICE OF TEXAS FINANCE CODE NOTICE
ON NON-PARTY BASS ENTERPRISES PRODUCTION COMPANY**

Plaintiffs file this certificate of service in accordance with Texas Finance Code section 59.006(c) indicating that Bass Enterprises Production Company (“BOPCO”) has been served with the notice and a copy of the information request from Plaintiffs’ 5th Set of Interrogatories to JP Morgan Chase Bank, N.A. (notice and record request are attached as “Exhibit A”). Plaintiffs served BOPCO’s Registered Agent, Mr. Thomas W. White, Bass Enterprises Production Company, 201 Main Street, Suite 2600, Fort Worth, Texas 76102, via Federal Express. Through this filing, Plaintiffs also serve Defendant JP Morgan Chase Bank, N.A. with the notice.

DATE: August 15, 2014.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
ZELLE HOFMANN VOELBEL & MASON
LLP
500 Washington Avenue South, Suite 5000
Minneapolis, Minnesota 55415
Telephone: (612) 339-2020
Facsimile: (612) 336-9100

Richard Tinsman
Sharon C. Savage
TINSMAN & SCIANO, INC.
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San Antonio, Texas 78205
Telephone: (210) 225-3121
Facsimile: (210) 225-6235

George Spencer, Jr
Robert Rosenbach
CLEMENS & SPENCER, P.C.
112 E. Pecan St., Suite 1300
San Antonio, Texas 78205
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Facsimile: (210) 227-0732

James L. Drought
DROUGHT DROUGHT & BOBBITT, LLP
112 E. Pecan St., Suite 2900
San Antonio, Texas 78205
Telephone: (210) 225-4031
Facsimile: (210) 222-0586

Jim L. Flegle
David R. Deary
Michael J. Donley
LOEWINSOHN FLEGLE DEARY, L.L.P.
12377 Merit Drive, Suite 900
Dallas, Texas 75251
Telephone: (214) 572-1700
Facsimile: (214) 572-1717
ATTORNEYS FOR PLAINTIFFS

By: /s/ Jim Flegle
Jim L. Flegle

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been served on the below listed counsel of record via email and e-filing on this 15th day of August 2014:

**HORNBERGER SHEEHAN FULLER
BEITER WITTENBERG & GARZA INC.**

Patrick K. Sheehan, Esq.
psheehan@hsfblaw.com
David Jed Williams, Esq.
jwilliams@hsfblaw.com
Kevin M. Beiter, Esq.
kveiter@hsfblaw.com
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
Telephone: (210) 271-1700
Facsimile: (210) 271-1740

BOYER SHORT, PC

Fred W. Stumpf, Esq.
fstumpf@gpm-law.com
Nine Greenway Plaza, Suite 3100
Houston, TX 77046
Telephone: (713) 237-2111
Facsimile: (713) 237-3202

HUNTON & WILLIAMS LLP

Charles A. Gall, Esq.
cgall@hunton@.com
John E. Eichman, Esq.
jeichman@hunton.com
1445 Ross Avenue, Suite 3700
Dallas, TX 75202
Telephone: (214) 979-3000
Facsimile: (214) 880-0011

BASS ENTERPRISES PRODUCTION CO.

Through its registered agent,
Mr. Thomas W. White
201 Main Street, Suite 2600
Fort Worth, Texas 76102
(Via Federal Express)

/s/ Jim Flegle

Jim L. Flegle

— ★ ★ ★ —
LOEWINSOHN FLEGLE DEARY
— L · L · P —

August 15, 2014

Bass Enterprises Production Company
c/o Mr. Thomas W. White, Registered Agent
201 Main Street, Suite 2600
Fort Worth, Texas 76102

Via Federal Express

Re: Notice of Request for Information Pursuant to Section 59.006, Texas Finance Code

To Whom It May Concern:

We represent Plaintiffs in Cause No. 2010-CI-10977; *John K. Meyer, et al. v. JP Morgan Chase Bank N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust*; in the 225th District Court, Bexar County, Texas (“Litigation”). JP Morgan Chase Bank N.A. (“JP Morgan”) has been sued individually/corporately and in its capacity as Trustee of the South Texas Syndicate Trust.

In the Litigation, our clients have requested discovery of information from JP Morgan relating to Bass Enterprises Production Company and affiliates (“BOPCO”) as a customer of the financial institution. A copy of our Fifth Set of Interrogatories to JP Morgan is attached. The interrogatory that potentially involves customer information concerning BOPCO is Interrogatory No. 3.

Pursuant to section 59.006, Texas Finance Code, you are hereby given notice of your rights as a customer under section 59.006(e). You, as a customer, bear the burden of preventing or limiting the financial institution’s compliance with a record request subject to section 59.006 by seeking an appropriate remedy, including filing a motion to quash the record request or a motion for a protective order. Any motion filed shall be served on the financial institution and the requesting party before the date that compliance with the request is required. A financial institution is not liable to its customer or another person for disclosure of a record in compliance with section 59.006. If we have not received your consent form, as requested below, by August 29, 2014, we will file a motion seeking an in camera inspection of the information. The service address for JP Morgan, the financial institution, is:

Bass Enterprises Production Company

August 15, 2014

Page 2

JP Morgan Chase Bank N.A.
c/o Patrick K. Sheehan, Esq.
Hornberger Sheehan Fuller & Garza Incorporated
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
Fax: 210-271-1730

The service address for Plaintiffs, the requesting parties, is:

Jim L. Flegle, Esq.
Loewinsohn Flegle Deary, LLP
12377 Merit Drive, Suite 900
Dallas, TX 75251
Fax: 214-572-1717

Further, our clients request your written consent authorizing JP Morgan to comply with the request. A consent form is enclosed. If you wish to consent to the release of the information our clients have requested, please execute the attached consent form and return it to the undersigned as soon as possible, but no later than August 29, 2014.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Jim L. Flegle
(214) 572-1701
Email: jimf@LFDlaw.com

JLF/mlj
Enclosure

Consent for JP Morgan to Release Banking Records

I, _____, have capacity to act on behalf of Bass Enterprises Production Company, and affiliates, and consent to the release of the information requested in Plaintiffs' Fifth Set of Interrogatories to Defendant JP Morgan Chase Bank, N.A. and hereby authorize JP Morgan to respond to the Interrogatories and provide any information covered by the Interrogatories to the Plaintiffs.

BASS ENTERPRISES PRODUCTION COMPANY

By: _____
Printed Name: _____
Title: _____

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, *et al.*,

Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY AND
AS TRUSTEE OF THE SOUTH TEXAS
SYNDICATE TRUST,

Defendant.

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IN THE DISTRICT COURT

225th JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**PLAINTIFFS' FIFTH SET OF INTERROGATORIES
TO DEFENDANT J.P. MORGAN CHASE BANK, N.A.**

TO: Defendant JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust, by and through its attorneys of record, Patrick K. Sheehan, David Jed Williams, Hornberger Sheehan Fuller & Garza, Inc., 7373 Broadway, Suite 300, San Antonio, TX 78209.

Pursuant to Rules 193 and 197 of the Texas Rules of Civil Procedure you are required to serve on the undersigned your full and complete written responses under oath to each of the Interrogatories set forth herein within thirty (30) days after the service of the Interrogatories.

DEFINITIONS AND INSTRUCTIONS

A. To the fullest extent permitted by the Texas Rules of Civil Procedure, these Interrogatories are intended to be continuing in nature. You are requested and required to supplement your answers when appropriate or necessary to make them correct and complete

B. If You contend that You may partially or entirely withhold responsive information because of a rule, privilege, immunity, or other reason' provide information sufficient for Plaintiff to assess the merits of such contention.

C. Each Interrogatory is to be read, construed and responded to separately and independently without reference to or being limited by any other Interrogatory.

D. In answering these Interrogatories, You are required to furnish all information available to You, including information in Your possession, custody or control. Such information available to You and requested herein includes information in the possession, custody, or control of Your attorneys, agents, accountants, consultants, and all other persons acting on Your behalf, and not merely such information known to You or of Your own personal knowledge.

E. If You cannot answer any of these Interrogatories in full after exercising due diligence to secure the information, You are required to so state and answer to the extent possible, specifying Your inability to answer the remainder, stating what information or knowledge You have concerning the unanswered portions and why You are unable to answer the unanswered portions.

F. As used herein, the words and phrases set out below shall have the meaning prescribed for them:

1. "Document" or "documents" shall mean every document within the widest permissible scope of the Texas Rules of Civil Procedure, including, without limitation, every original (and every copy of any original or copy which differs in any way from any original) of every writing or recording of every kind or description, whether handwritten, typed, drawn, sketched, printed, or recorded or maintained by any physical, mechanical, electronic, or electrical means whatsoever, including, without limitation, electronic communications or data bases, emails (including, without limitation, received emails, sent emails, and deleted emails together with all attachments), text messages, SMS, MMS, BBM, or other instant message system or format, books, records, papers, pamphlets, brochures, circulars, advertisements, specifications, notebooks,

worksheets, reports, lists, analyses, summaries, tax returns, financial statements, profit and loss statements, cash flow statements, balance sheets, annual or other periodic reports, calendars, appointment books, diaries, telephone bills and toll call records, expense reports, commission statements, itineraries, agendas, check books, canceled checks, receipts, agreements, applications, offers, acceptances, proposals, purchase orders, invoices, written, electronic or otherwise recorded memorials of oral communications, forecasts, photographs, photographic slides or negatives, films, film strips, tapes and recordings, and any “tangible things” as that term is used in Texas Rule of Civil Procedure 196.1.

2. As used herein, the terms “constitute, refer or relate to,” “refer or relate to,” “relating to,” “related,” “evidencing,” “reflect,” “reflecting,” “support,” “evidence” and any similar term shall mean—unless otherwise indicated—having any relationship or connection to, concerning, being connected to, commenting on, responding to, containing, evidencing, showing, memorializing, describing, analyzing, reflecting, pertaining to, comprising, constituting, proving or tending to prove or otherwise establishing any reasonable, logical or causal connection.

3. As used herein, the terms “communication” or “communications” shall mean any document, oral statement, conversation, meeting, or conference, formal or informal, under any circumstances whatsoever, whereby information of any nature was stated, written, recorded, or in any manner transmitted or transferred.

4. As used herein, the terms “fact” or “facts” shall mean all evidentiary facts presently known to you and all evidentiary facts the existence of which is presently inferred by you from the existence of any combination of evidentiary and/or ultimate facts.

5. As used herein, the terms “person” or “persons” includes any natural person and any firm, limited liability company, partnership, joint venture, hospital, institution, corporation,

business, organization, trust, association or any other business or governmental or quasi-governmental entity, political subdivision, commission, board or agency of any character whatsoever together with the partners, trustees, officers, directors, employees, or agents thereof.

6. The terms “AND” and “OR” are to be construed either disjunctively or conjunctively, whichever is appropriate, so as to bring within the scope of these Requests any information or documents that might otherwise be considered beyond its scope.

7. As used herein, the word “any” shall include the word “all,” and the word “all” shall include the word “any.”

8. The term “Relevant”, as used herein, includes by way of illustration only and not by way of limitation, the following: (1) information that either would or would not support the disclosing parties’ contentions; (2) identification of those persons who, if their potential testimony were known, might reasonably be expected to be deposed or called as a witness by any of the parties; (3) information that is likely to have an influence on or affect the outcome of a claim or defense; (4) information that deserves to be considered in the preparation, evaluation or trial of a claim or defense; and (5) information that reasonable and competent counsel would consider reasonably necessary to prepare, evaluate or try a claim or defense.

9. As used herein, the words “include” and “including” shall mean “including without limitation.”

10. The terms “Petition” and/or “Lawsuit” shall refer to the petition filed in the above-captioned litigation, all amendments made thereto and all claims made therein.

11. “Defendants,” as used herein means any and all defendants named in this lawsuit, and any agents, employees, partners, managers, members, lawyers, accountants, representatives, and any other person or entity acting on behalf of a defendant or subject to their control.

12. "You," and "Your" shall mean and refer to JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of South Texas Syndicate Trust, including but not limited to, any and all past or present partners, officers, directors, managers, employees, attorneys, representatives, agents, shareholders, affiliates, subsidiaries, parents, successors, assigns, or any entity in which Defendant has an ownership interest, individually, collectively, or in any combination and/or permutation whatsoever.

13. "Trust" as used herein refers to the trust that is the subject of this lawsuit, commonly designated and referred to as the "South Texas Syndicate." "Trust" as used herein also refers to and includes the assets, property, and/or estate of the Trust. "Trust" further includes the fiduciary relationship governing the Trustee with respect to the Trust property when that reading of the term would cause more documents or information to be covered by the term.

14. "Trust Assets" as used herein refers to the assets, property and the estate of the Trust (*i.e.*, South Texas Syndicate Trust).

15. "Trustee" shall mean Defendant JP Morgan Chase Bank, N.A., Corporately and as Trustee of the South Texas Syndicate Trust, and any individual or entity acting on its behalf.

16. As used herein, the term "Identify" as used herein shall include the following:

- a. When used in reference to a person, shall mean his full name, present or last known home address and telephone number, present or last known business address and telephone number, employer and job title;
- b. When used in reference to a firm or corporation, shall mean its full name and address, telephone number, any other names by which it is or has been known, its state of incorporation, and its principal place of business;
- c. When used in reference to someone or something other than a person, firm, or corporation, shall mean its official name, organizational form, address and telephone number;
- d. When used in reference to a document, shall mean the type of document, date, author, addressee, title, its present location, identity of its custodian and the substance of its contents;

- e. When used in reference to a communication or statement, shall mean the form of communication (*i.e.*, telephone conversation, letter, face-to-face conversation, etc.), the date of the communication and the date on which it was sent and received, the identity of the persons who were involved in the communication, the substances of the communication, the present location of the communication and the identity of its custodian; and
 - f. When used in reference to an act, meeting or other event, shall mean a description of the substance of the events constituting the act or meeting, the date of its occurrence, the identity of any documents concerning such act or meeting, and the identity of any documents concerning such act or meeting.
- G. In construing this request:
- 1. The singular shall include the plural and the plural shall include the singular.
 - 2. A masculine, feminine, or neuter pronoun shall not exclude the other genders.
 - 3. The past tense of a verb shall include the present tense, and the present tense of a verb shall include the past tense.
- H. The relevant time period is from January 1, 2005 to the present.

INTERROGATORIES

INTERROGATORY NO. 1: Describe with particularity each of the following as between You and Hunt Oil Company and any of its affiliates or subsidiaries (collectively, "Hunt Oil") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Hunt Oil from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Hunt Oil from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and Hunt Oil from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and Hunt Oil from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and Hunt Oil from January 1, 2005 to the present.

- (f) Any joint ventures or partnerships as between You and Hunt Oil from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to Hunt Oil from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received by You from Hunt Oil for any business services from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 2: Describe with particularity each of the following as between You and Murphy Oil Corporation and any of its affiliates or subsidiaries (collectively, "Murphy Oil") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Murphy Oil from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (c) Any forms of financial relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (d) Any forms of economic relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (e) Any forms of loans, including lines of credit, or other facilities of credit as between You and Murphy Oil from January 1, 2005 to the present.
- (f) Any forms of derivative or hedging relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (g) Any joint ventures or partnerships as between You and Murphy Oil from January 1, 2005 to the present.
- (h) The nature and duration of any services provided by You to Murphy Oil from January 1, 2005 to the present.
- (i) The amount and timing of any compensation received by You from Murphy Oil for any business services from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 3: Describe with particularity each of the following as between You and Bass Enterprises Production Company and any of its affiliates or subsidiaries, including but not limited to, ACB O&G TX, L.P.; ARBGT (LMB) O&G TX, L.P.; ARBGT (SRB) O&G TX, L.P.; BMT O&G TX, L.P.; CMB O&G TX, L.P.; EPB Eagleford TX, L.P.; Keystone O&G TX, L.P.; LMBI O&G TX, L.P.; MLB O&G TX, L.P.; SRBI O&G TX, L.P.; Thru Line O&G TX, L.P.; and TRB O&G TX, L.P. (collectively, "BOPCO") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and BOPCO from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and BOPCO from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and BOPCO from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and BOPCO from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and BOPCO from January 1, 2005 to the present.
- (f) Any joint ventures or partnerships as between You and BOPCO from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to BOPCO from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received for any business services provided by You to BOPCO from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 4: Describe with particularity each of the following as between You and Marubeni Corporation and any of its affiliates or subsidiaries, including, but not limited to Marubeni Eagle Ford LP, a Texas limited partnership (collectively, "Marubeni") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Marubeni from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Marubeni from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and Marubeni from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and Marubeni from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and Marubeni from January 1, 2005 to the present.
- (f) Any joint ventures or partnerships as between You and Marubeni from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to Marubeni from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received by You from Marubeni for any business services from January 1, 2005 to the present.

RESPONSE:

DATE: June 25, 2014.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
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**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

By: _____


Jim L. Flegle

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been served on the below listed counsel of record via email and facsimile, this 15 day of June 2014:

Patrick K. Sheehan
David Jed Williams
Hornberger Sheehan Fuller & Garza Inc.
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209

Via Facsimile and Email

Kevin Beiter
McGinnis Lochridge
600 Congress Avenue, Suite 2100
Austin, TX 78701

Via Facsimile and Email

John Eichman
Hunton & Williams
1445 Ross Avenue, Suite 3700
Dallas, TX 75202

Via Hand Delivery and Email



Jim L. Flegle

★ ★ ★
LOEWINSOHN FLEGLE DEARY
L · L · P

August 15, 2014

Hunt Oil Company
c/o CT Corporation Systems
1999 Bryan Street, Suite 900
Dallas, TX 75201

Via Hand Delivery

Re: Notice of Request for Information Pursuant to Section 59.006, Texas Finance Code

To Whom It May Concern:

We represent Plaintiffs in Cause No. 2010-CI-10977; *John K. Meyer, et al. v. JP Morgan Chase Bank N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust*; in the 225th District Court, Bexar County, Texas (“Litigation”). JP Morgan Chase Bank N.A. (“JP Morgan”) has been sued individually/corporately and in its capacity as Trustee of the South Texas Syndicate Trust.

In the Litigation, our clients have requested discovery of information from JP Morgan relating to Hunt Oil Company and affiliates (“Hunt Oil”) as a customer of the financial institution. A copy of our Fifth Set of Interrogatories to JP Morgan is attached. The interrogatory that potentially involves customer information concerning Hunt Oil is Interrogatory No. 1.

Pursuant to section 59.006, Texas Finance Code, you are hereby given notice of your rights as a customer under section 59.006(e). You, as a customer, bear the burden of preventing or limiting the financial institution’s compliance with a record request subject to section 59.006 by seeking an appropriate remedy, including filing a motion to quash the record request or a motion for a protective order. Any motion filed shall be served on the financial institution and the requesting party before the date that compliance with the request is required. A financial institution is not liable to its customer or another person for disclosure of a record in compliance with section 59.006. If we have not received your consent form, as requested below, by August 29, 2014, we will file a motion seeking an in camera inspection of the information. The service address for JP Morgan, the financial institution, is:

Hunt Oil Company
August 15, 2014
Page 2

JP Morgan Chase Bank N.A.
c/o Patrick K. Sheehan, Esq.
Hornberger Sheehan Fuller & Garza Incorporated
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
Fax: 210-271-1730

The service address for Plaintiffs, the requesting parties, is:

Jim L. Flegle, Esq.
Loewinsohn Flegle Deary, LLP
12377 Merit Drive, Suite 900
Dallas, TX 75251
Fax: 214-572-1717

Further, our clients request your written consent authorizing JP Morgan to comply with the request. A consent form is enclosed. If you wish to consent to the release of the information our clients have requested, please execute the attached consent form and return it to the undersigned as soon as possible, but no later than August 29, 2014.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Jim L. Flegle
(214) 572-1701
Email: jimf@LFDlaw.com

JLF/mlj
Enclosure

Consent for JP Morgan to Release Banking Records

I, _____, have capacity to act on behalf of Hunt Oil Company, and affiliates, and consent to the release of the information requested in Plaintiffs' Fifth Set of Interrogatories to Defendant JP Morgan Chase Bank, N.A. and hereby authorize JP Morgan to respond to the Interrogatories and provide any information covered by the Interrogatories to the Plaintiffs.

HUNT OIL COMPANY

By: _____
Printed Name: _____
Title: _____

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, *et al.*,

Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY AND
AS TRUSTEE OF THE SOUTH TEXAS
SYNDICATE TRUST,

Defendant.

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IN THE DISTRICT COURT

225th JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**PLAINTIFFS' FIFTH SET OF INTERROGATORIES
TO DEFENDANT J.P. MORGAN CHASE BANK, N.A.**

TO: Defendant JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust, by and through its attorneys of record, Patrick K. Sheehan, David Jed Williams, Hornberger Sheehan Fuller & Garza, Inc., 7373 Broadway, Suite 300, San Antonio, TX 78209.

Pursuant to Rules 193 and 197 of the Texas Rules of Civil Procedure you are required to serve on the undersigned your full and complete written responses under oath to each of the Interrogatories set forth herein within thirty (30) days after the service of the Interrogatories.

DEFINITIONS AND INSTRUCTIONS

A. To the fullest extent permitted by the Texas Rules of Civil Procedure, these Interrogatories are intended to be continuing in nature. You are requested and required to supplement your answers when appropriate or necessary to make them correct and complete

B. If You contend that You may partially or entirely withhold responsive information because of a rule, privilege, immunity, or other reason' provide information sufficient for Plaintiff to assess the merits of such contention.

C. Each Interrogatory is to be read, construed and responded to separately and independently without reference to or being limited by any other Interrogatory.

D. In answering these Interrogatories, You are required to furnish all information available to You, including information in Your possession, custody or control. Such information available to You and requested herein includes information in the possession, custody, or control of Your attorneys, agents, accountants, consultants, and all other persons acting on Your behalf, and not merely such information known to You or of Your own personal knowledge.

E. If You cannot answer any of these Interrogatories in full after exercising due diligence to secure the information, You are required to so state and answer to the extent possible, specifying Your inability to answer the remainder, stating what information or knowledge You have concerning the unanswered portions and why You are unable to answer the unanswered portions.

F. As used herein, the words and phrases set out below shall have the meaning prescribed for them:

1. "Document" or "documents" shall mean every document within the widest permissible scope of the Texas Rules of Civil Procedure, including, without limitation, every original (and every copy of any original or copy which differs in any way from any original) of every writing or recording of every kind or description, whether handwritten, typed, drawn, sketched, printed, or recorded or maintained by any physical, mechanical, electronic, or electrical means whatsoever, including, without limitation, electronic communications or data bases, emails (including, without limitation, received emails, sent emails, and deleted emails together with all attachments), text messages, SMS, MMS, BBM, or other instant message system or format, books, records, papers, pamphlets, brochures, circulars, advertisements, specifications, notebooks,

worksheets, reports, lists, analyses, summaries, tax returns, financial statements, profit and loss statements, cash flow statements, balance sheets, annual or other periodic reports, calendars, appointment books, diaries, telephone bills and toll call records, expense reports, commission statements, itineraries, agendas, check books, canceled checks, receipts, agreements, applications, offers, acceptances, proposals, purchase orders, invoices, written, electronic or otherwise recorded memorials of oral communications, forecasts, photographs, photographic slides or negatives, films, film strips, tapes and recordings, and any “tangible things” as that term is used in Texas Rule of Civil Procedure 196.1.

2. As used herein, the terms “constitute, refer or relate to,” “refer or relate to,” “relating to,” “related,” “evidencing,” “reflect,” “reflecting,” “support,” “evidence” and any similar term shall mean—unless otherwise indicated—having any relationship or connection to, concerning, being connected to, commenting on, responding to, containing, evidencing, showing, memorializing, describing, analyzing, reflecting, pertaining to, comprising, constituting, proving or tending to prove or otherwise establishing any reasonable, logical or causal connection.

3. As used herein, the terms “communication” or “communications” shall mean any document, oral statement, conversation, meeting, or conference, formal or informal, under any circumstances whatsoever, whereby information of any nature was stated, written, recorded, or in any manner transmitted or transferred.

4. As used herein, the terms “fact” or “facts” shall mean all evidentiary facts presently known to you and all evidentiary facts the existence of which is presently inferred by you from the existence of any combination of evidentiary and/or ultimate facts.

5. As used herein, the terms “person” or “persons” includes any natural person and any firm, limited liability company, partnership, joint venture, hospital, institution, corporation,

business, organization, trust, association or any other business or governmental or quasi-governmental entity, political subdivision, commission, board or agency of any character whatsoever together with the partners, trustees, officers, directors, employees, or agents thereof.

6. The terms “AND” and “OR” are to be construed either disjunctively or conjunctively, whichever is appropriate, so as to bring within the scope of these Requests any information or documents that might otherwise be considered beyond its scope.

7. As used herein, the word “any” shall include the word “all,” and the word “all” shall include the word “any.”

8. The term “Relevant”, as used herein, includes by way of illustration only and not by way of limitation, the following: (1) information that either would or would not support the disclosing parties’ contentions; (2) identification of those persons who, if their potential testimony were known, might reasonably be expected to be deposed or called as a witness by any of the parties; (3) information that is likely to have an influence on or affect the outcome of a claim or defense; (4) information that deserves to be considered in the preparation, evaluation or trial of a claim or defense; and (5) information that reasonable and competent counsel would consider reasonably necessary to prepare, evaluate or try a claim or defense.

9. As used herein, the words “include” and “including” shall mean “including without limitation.”

10. The terms “Petition” and/or “Lawsuit” shall refer to the petition filed in the above-captioned litigation, all amendments made thereto and all claims made therein.

11. “Defendants,” as used herein means any and all defendants named in this lawsuit, and any agents, employees, partners, managers, members, lawyers, accountants, representatives, and any other person or entity acting on behalf of a defendant or subject to their control.

12. "You," and "Your" shall mean and refer to JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of South Texas Syndicate Trust, including but not limited to, any and all past or present partners, officers, directors, managers, employees, attorneys, representatives, agents, shareholders, affiliates, subsidiaries, parents, successors, assigns, or any entity in which Defendant has an ownership interest, individually, collectively, or in any combination and/or permutation whatsoever.

13. "Trust" as used herein refers to the trust that is the subject of this lawsuit, commonly designated and referred to as the "South Texas Syndicate." "Trust" as used herein also refers to and includes the assets, property, and/or estate of the Trust. "Trust" further includes the fiduciary relationship governing the Trustee with respect to the Trust property when that reading of the term would cause more documents or information to be covered by the term.

14. "Trust Assets" as used herein refers to the assets, property and the estate of the Trust (*i.e.*, South Texas Syndicate Trust).

15. "Trustee" shall mean Defendant JP Morgan Chase Bank, N.A., Corporately and as Trustee of the South Texas Syndicate Trust, and any individual or entity acting on its behalf.

16. As used herein, the term "Identify" as used herein shall include the following:

- a. When used in reference to a person, shall mean his full name, present or last known home address and telephone number, present or last known business address and telephone number, employer and job title;
- b. When used in reference to a firm or corporation, shall mean its full name and address, telephone number, any other names by which it is or has been known, its state of incorporation, and its principal place of business;
- c. When used in reference to someone or something other than a person, firm, or corporation, shall mean its official name, organizational form, address and telephone number;
- d. When used in reference to a document, shall mean the type of document, date, author, addressee, title, its present location, identity of its custodian and the substance of its contents;

- e. When used in reference to a communication or statement, shall mean the form of communication (*i.e.*, telephone conversation, letter, face-to-face conversation, etc.), the date of the communication and the date on which it was sent and received, the identity of the persons who were involved in the communication, the substances of the communication, the present location of the communication and the identity of its custodian; and
 - f. When used in reference to an act, meeting or other event, shall mean a description of the substance of the events constituting the act or meeting, the date of its occurrence, the identity of any documents concerning such act or meeting, and the identity of any documents concerning such act or meeting.
- G. In construing this request:
- 1. The singular shall include the plural and the plural shall include the singular.
 - 2. A masculine, feminine, or neuter pronoun shall not exclude the other genders.
 - 3. The past tense of a verb shall include the present tense, and the present tense of a verb shall include the past tense.
- H. The relevant time period is from January 1, 2005 to the present.

INTERROGATORIES

INTERROGATORY NO. 1: Describe with particularity each of the following as between You and Hunt Oil Company and any of its affiliates or subsidiaries (collectively, "Hunt Oil") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Hunt Oil from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Hunt Oil from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and Hunt Oil from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and Hunt Oil from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and Hunt Oil from January 1, 2005 to the present.

- (f) Any joint ventures or partnerships as between You and Hunt Oil from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to Hunt Oil from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received by You from Hunt Oil for any business services from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 2: Describe with particularity each of the following as between You and Murphy Oil Corporation and any of its affiliates or subsidiaries (collectively, "Murphy Oil") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Murphy Oil from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (c) Any forms of financial relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (d) Any forms of economic relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (e) Any forms of loans, including lines of credit, or other facilities of credit as between You and Murphy Oil from January 1, 2005 to the present.
- (f) Any forms of derivative or hedging relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (g) Any joint ventures or partnerships as between You and Murphy Oil from January 1, 2005 to the present.
- (h) The nature and duration of any services provided by You to Murphy Oil from January 1, 2005 to the present.
- (i) The amount and timing of any compensation received by You from Murphy Oil for any business services from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 3: Describe with particularity each of the following as between You and Bass Enterprises Production Company and any of its affiliates or subsidiaries, including but not limited to, ACB O&G TX, L.P.; ARBGT (LMB) O&G TX, L.P.; ARBGT (SRB) O&G TX, L.P.; BMT O&G TX, L.P.; CMB O&G TX, L.P.; EPB Eagleford TX, L.P.; Keystone O&G TX, L.P.; LMBI O&G TX, L.P.; MLB O&G TX, L.P.; SRBI O&G TX, L.P.; Thru Line O&G TX, L.P.; and TRB O&G TX, L.P. (collectively, "BOPCO") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and BOPCO from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and BOPCO from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and BOPCO from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and BOPCO from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and BOPCO from January 1, 2005 to the present.
- (f) Any joint ventures or partnerships as between You and BOPCO from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to BOPCO from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received for any business services provided by You to BOPCO from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 4: Describe with particularity each of the following as between You and Marubeni Corporation and any of its affiliates or subsidiaries, including, but not limited to Marubeni Eagle Ford LP, a Texas limited partnership (collectively, "Marubeni") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Marubeni from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Marubeni from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and Marubeni from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and Marubeni from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and Marubeni from January 1, 2005 to the present.
- (f) Any joint ventures or partnerships as between You and Marubeni from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to Marubeni from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received by You from Marubeni for any business services from January 1, 2005 to the present.

RESPONSE:

DATE: June 25, 2014.

Respectfully submitted,

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Matthew J. Gollinger (*pro hac vice*)
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**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

By: _____


Jim L. Flegle

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been served on the below listed counsel of record via email and facsimile, this 25 day of June 2014:

Patrick K. Sheehan
David Jed Williams
Hornberger Sheehan Fuller & Garza Inc.
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209

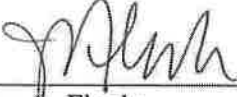
Via Facsimile and Email

Kevin Beiter
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Austin, TX 78701

Via Facsimile and Email

John Eichman
Hunton & Williams
1445 Ross Avenue, Suite 3700
Dallas, TX 75202

Via Hand Delivery and Email



Jim L. Flegle

★ ★ ★
LOEWINSOHN FLEGLE DEARY
L · L · P

August 15, 2014

Murphy Oil Corporation
c/o CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

Via Hand Delivery

Re: Notice of Request for Information Pursuant to Section 59.006, Texas Finance Code

To Whom It May Concern:

We represent Plaintiffs in Cause No. 2010-CI-10977; *John K. Meyer, et al. v. JP Morgan Chase Bank N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust*; in the 225th District Court, Bexar County, Texas (“Litigation”). JP Morgan Chase Bank N.A. (“JP Morgan”) has been sued individually/corporately and in its capacity as Trustee of the South Texas Syndicate Trust.

In the Litigation, our clients have requested discovery of information from JP Morgan relating to Murphy Oil Corporation and affiliates (“Murphy Oil”) as a customer of the financial institution. A copy of our Fifth Set of Interrogatories to JP Morgan is attached. The interrogatory that potentially involves customer information concerning Murphy Oil is Interrogatory No. 2.

Pursuant to section 59.006, Texas Finance Code, you are hereby given notice of your rights as a customer under section 59.006(e). You, as a customer, bear the burden of preventing or limiting the financial institution’s compliance with a record request subject to section 59.006 by seeking an appropriate remedy, including filing a motion to quash the record request or a motion for a protective order. Any motion filed shall be served on the financial institution and the requesting party before the date that compliance with the request is required. A financial institution is not liable to its customer or another person for disclosure of a record in compliance with section 59.006. If we have not received your consent form, as requested below, by August 29, 2014, we will file a motion seeking an in camera inspection of the information. The service address for JP Morgan, the financial institution, is:

Murphy Oil Corporation
August 15, 2014
Page 2

JP Morgan Chase Bank N.A.
c/o Patrick K. Sheehan, Esq.
Hornberger Sheehan Fuller & Garza Incorporated
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209
Fax: 210-271-1730

The service address for Plaintiffs, the requesting parties, is:

Jim L. Flegle, Esq.
Loewinsohn Flegle Deary, LLP
12377 Merit Drive, Suite 900
Dallas, TX 75251
Fax: 214-572-1717

Further, our clients request your written consent authorizing JP Morgan to comply with the request. A consent form is enclosed. If you wish to consent to the release of the information our clients have requested, please execute the attached consent form and return it to the undersigned as soon as possible, but no later than August 29, 2014.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Jim L. Flegle
(214) 572-1701
Email: jimf@LFDlaw.com

JLF/mlj
Enclosure

Consent for JP Morgan to Release Banking Records

I, _____, have capacity to act on behalf of Murphy Oil Corporation, and affiliates, and consent to the release of the information requested in Plaintiffs' Fifth Set of Interrogatories to Defendant JP Morgan Chase Bank, N.A. and hereby authorize JP Morgan to respond to the Interrogatories and provide any information covered by the Interrogatories to the Plaintiffs.

MURPHY OIL CORPORATION

By: _____
Printed Name: _____
Title: _____

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, *et al.*,

Plaintiffs,

vs.

JP MORGAN CHASE BANK, N.A.,
INDIVIDUALLY/CORPORATELY AND
AS TRUSTEE OF THE SOUTH TEXAS
SYNDICATE TRUST,

Defendant.

§
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IN THE DISTRICT COURT

225th JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**PLAINTIFFS' FIFTH SET OF INTERROGATORIES
TO DEFENDANT J.P. MORGAN CHASE BANK, N.A.**

TO: Defendant JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of the South Texas Syndicate Trust, by and through its attorneys of record, Patrick K. Sheehan, David Jed Williams, Hornberger Sheehan Fuller & Garza, Inc., 7373 Broadway, Suite 300, San Antonio, TX 78209.

Pursuant to Rules 193 and 197 of the Texas Rules of Civil Procedure you are required to serve on the undersigned your full and complete written responses under oath to each of the Interrogatories set forth herein within thirty (30) days after the service of the Interrogatories.

DEFINITIONS AND INSTRUCTIONS

A. To the fullest extent permitted by the Texas Rules of Civil Procedure, these Interrogatories are intended to be continuing in nature. You are requested and required to supplement your answers when appropriate or necessary to make them correct and complete

B. If You contend that You may partially or entirely withhold responsive information because of a rule, privilege, immunity, or other reason' provide information sufficient for Plaintiff to assess the merits of such contention.

C. Each Interrogatory is to be read, construed and responded to separately and independently without reference to or being limited by any other Interrogatory.

D. In answering these Interrogatories, You are required to furnish all information available to You, including information in Your possession, custody or control. Such information available to You and requested herein includes information in the possession, custody, or control of Your attorneys, agents, accountants, consultants, and all other persons acting on Your behalf, and not merely such information known to You or of Your own personal knowledge.

E. If You cannot answer any of these Interrogatories in full after exercising due diligence to secure the information, You are required to so state and answer to the extent possible, specifying Your inability to answer the remainder, stating what information or knowledge You have concerning the unanswered portions and why You are unable to answer the unanswered portions.

F. As used herein, the words and phrases set out below shall have the meaning prescribed for them:

1. "Document" or "documents" shall mean every document within the widest permissible scope of the Texas Rules of Civil Procedure, including, without limitation, every original (and every copy of any original or copy which differs in any way from any original) of every writing or recording of every kind or description, whether handwritten, typed, drawn, sketched, printed, or recorded or maintained by any physical, mechanical, electronic, or electrical means whatsoever, including, without limitation, electronic communications or data bases, emails (including, without limitation, received emails, sent emails, and deleted emails together with all attachments), text messages, SMS, MMS, BBM, or other instant message system or format, books, records, papers, pamphlets, brochures, circulars, advertisements, specifications, notebooks,

worksheets, reports, lists, analyses, summaries, tax returns, financial statements, profit and loss statements, cash flow statements, balance sheets, annual or other periodic reports, calendars, appointment books, diaries, telephone bills and toll call records, expense reports, commission statements, itineraries, agendas, check books, canceled checks, receipts, agreements, applications, offers, acceptances, proposals, purchase orders, invoices, written, electronic or otherwise recorded memorials of oral communications, forecasts, photographs, photographic slides or negatives, films, film strips, tapes and recordings, and any “tangible things” as that term is used in Texas Rule of Civil Procedure 196.1.

2. As used herein, the terms “constitute, refer or relate to,” “refer or relate to,” “relating to,” “related,” “evidencing,” “reflect,” “reflecting,” “support,” “evidence” and any similar term shall mean—unless otherwise indicated—having any relationship or connection to, concerning, being connected to, commenting on, responding to, containing, evidencing, showing, memorializing, describing, analyzing, reflecting, pertaining to, comprising, constituting, proving or tending to prove or otherwise establishing any reasonable, logical or causal connection.

3. As used herein, the terms “communication” or “communications” shall mean any document, oral statement, conversation, meeting, or conference, formal or informal, under any circumstances whatsoever, whereby information of any nature was stated, written, recorded, or in any manner transmitted or transferred.

4. As used herein, the terms “fact” or “facts” shall mean all evidentiary facts presently known to you and all evidentiary facts the existence of which is presently inferred by you from the existence of any combination of evidentiary and/or ultimate facts.

5. As used herein, the terms “person” or “persons” includes any natural person and any firm, limited liability company, partnership, joint venture, hospital, institution, corporation,

business, organization, trust, association or any other business or governmental or quasi-governmental entity, political subdivision, commission, board or agency of any character whatsoever together with the partners, trustees, officers, directors, employees, or agents thereof.

6. The terms “AND” and “OR” are to be construed either disjunctively or conjunctively, whichever is appropriate, so as to bring within the scope of these Requests any information or documents that might otherwise be considered beyond its scope.

7. As used herein, the word “any” shall include the word “all,” and the word “all” shall include the word “any.”

8. The term “Relevant”, as used herein, includes by way of illustration only and not by way of limitation, the following: (1) information that either would or would not support the disclosing parties’ contentions; (2) identification of those persons who, if their potential testimony were known, might reasonably be expected to be deposed or called as a witness by any of the parties; (3) information that is likely to have an influence on or affect the outcome of a claim or defense; (4) information that deserves to be considered in the preparation, evaluation or trial of a claim or defense; and (5) information that reasonable and competent counsel would consider reasonably necessary to prepare, evaluate or try a claim or defense.

9. As used herein, the words “include” and “including” shall mean “including without limitation.”

10. The terms “Petition” and/or “Lawsuit” shall refer to the petition filed in the above-captioned litigation, all amendments made thereto and all claims made therein.

11. “Defendants,” as used herein means any and all defendants named in this lawsuit, and any agents, employees, partners, managers, members, lawyers, accountants, representatives, and any other person or entity acting on behalf of a defendant or subject to their control.

12. "You," and "Your" shall mean and refer to JP Morgan Chase Bank, N.A., Individually/Corporately and as Trustee of South Texas Syndicate Trust, including but not limited to, any and all past or present partners, officers, directors, managers, employees, attorneys, representatives, agents, shareholders, affiliates, subsidiaries, parents, successors, assigns, or any entity in which Defendant has an ownership interest, individually, collectively, or in any combination and/or permutation whatsoever.

13. "Trust" as used herein refers to the trust that is the subject of this lawsuit, commonly designated and referred to as the "South Texas Syndicate." "Trust" as used herein also refers to and includes the assets, property, and/or estate of the Trust. "Trust" further includes the fiduciary relationship governing the Trustee with respect to the Trust property when that reading of the term would cause more documents or information to be covered by the term.

14. "Trust Assets" as used herein refers to the assets, property and the estate of the Trust (*i.e.*, South Texas Syndicate Trust).

15. "Trustee" shall mean Defendant JP Morgan Chase Bank, N.A., Corporately and as Trustee of the South Texas Syndicate Trust, and any individual or entity acting on its behalf.

16. As used herein, the term "Identify" as used herein shall include the following:

- a. When used in reference to a person, shall mean his full name, present or last known home address and telephone number, present or last known business address and telephone number, employer and job title;
- b. When used in reference to a firm or corporation, shall mean its full name and address, telephone number, any other names by which it is or has been known, its state of incorporation, and its principal place of business;
- c. When used in reference to someone or something other than a person, firm, or corporation, shall mean its official name, organizational form, address and telephone number;
- d. When used in reference to a document, shall mean the type of document, date, author, addressee, title, its present location, identity of its custodian and the substance of its contents;

- e. When used in reference to a communication or statement, shall mean the form of communication (*i.e.*, telephone conversation, letter, face-to-face conversation, etc.), the date of the communication and the date on which it was sent and received, the identity of the persons who were involved in the communication, the substances of the communication, the present location of the communication and the identity of its custodian; and
 - f. When used in reference to an act, meeting or other event, shall mean a description of the substance of the events constituting the act or meeting, the date of its occurrence, the identity of any documents concerning such act or meeting, and the identity of any documents concerning such act or meeting.
- G. In construing this request:
- 1. The singular shall include the plural and the plural shall include the singular.
 - 2. A masculine, feminine, or neuter pronoun shall not exclude the other genders.
 - 3. The past tense of a verb shall include the present tense, and the present tense of a verb shall include the past tense.
- H. The relevant time period is from January 1, 2005 to the present.

INTERROGATORIES

INTERROGATORY NO. 1: Describe with particularity each of the following as between You and Hunt Oil Company and any of its affiliates or subsidiaries (collectively, "Hunt Oil") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Hunt Oil from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Hunt Oil from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and Hunt Oil from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and Hunt Oil from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and Hunt Oil from January 1, 2005 to the present.

- (f) Any joint ventures or partnerships as between You and Hunt Oil from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to Hunt Oil from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received by You from Hunt Oil for any business services from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 2: Describe with particularity each of the following as between You and Murphy Oil Corporation and any of its affiliates or subsidiaries (collectively, "Murphy Oil") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Murphy Oil from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (c) Any forms of financial relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (d) Any forms of economic relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (e) Any forms of loans, including lines of credit, or other facilities of credit as between You and Murphy Oil from January 1, 2005 to the present.
- (f) Any forms of derivative or hedging relationships as between You and Murphy Oil from January 1, 2005 to the present.
- (g) Any joint ventures or partnerships as between You and Murphy Oil from January 1, 2005 to the present.
- (h) The nature and duration of any services provided by You to Murphy Oil from January 1, 2005 to the present.
- (i) The amount and timing of any compensation received by You from Murphy Oil for any business services from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 3: Describe with particularity each of the following as between You and Bass Enterprises Production Company and any of its affiliates or subsidiaries, including but not limited to, ACB O&G TX, L.P.; ARBGT (LMB) O&G TX, L.P.; ARBGT (SRB) O&G TX, L.P.; BMT O&G TX, L.P.; CMB O&G TX, L.P.; EPB Eagleford TX, L.P.; Keystone O&G TX, L.P.; LMBI O&G TX, L.P.; MLB O&G TX, L.P.; SRBI O&G TX, L.P.; Thru Line O&G TX, L.P.; and TRB O&G TX, L.P. (collectively, "BOPCO") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and BOPCO from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and BOPCO from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and BOPCO from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and BOPCO from January 1, 2005 to the present.
- (e) Any forms of derivative or hedging relationships as between You and BOPCO from January 1, 2005 to the present.
- (f) Any joint ventures or partnerships as between You and BOPCO from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to BOPCO from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received for any business services provided by You to BOPCO from January 1, 2005 to the present.

RESPONSE:

INTERROGATORY NO. 4: Describe with particularity each of the following as between You and Marubeni Corporation and any of its affiliates or subsidiaries, including, but not limited to Marubeni Eagle Ford LP, a Texas limited partnership (collectively, "Marubeni") and identify Your officer(s), director(s), or employee(s) best suited to testify about the substance of these transactions, activities, services, or interests:

- (a) Any forms of ownership or investment as between You and Marubeni from January 1, 2005 to the present.
- (b) Any forms of financial relationships as between You and Marubeni from January 1, 2005 to the present.
- (c) Any forms of economic relationships as between You and Marubeni from January 1, 2005 to the present.
- (d) Any forms of loans, including lines of credit, or other facilities of credit as between You and Marubeni from January 1, 2005 to the present.
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- (f) Any joint ventures or partnerships as between You and Marubeni from January 1, 2005 to the present.
- (g) The nature and duration of any services provided by You to Marubeni from January 1, 2005 to the present.
- (h) The amount and timing of any compensation received by You from Marubeni for any business services from January 1, 2005 to the present.

RESPONSE:

DATE: June 25, 2014.

Respectfully submitted,

John B. Massopust (*pro hac vice*)
Matthew J. Gollinger (*pro hac vice*)
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**ATTORNEYS FOR PLAINTIFFS,
EMILIE BLAZE, ET AL.**

By: _____


Jim L. Flegle

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing instrument has been served on the below listed counsel of record via email and facsimile, this 25 day of June 2014:

Patrick K. Sheehan
David Jed Williams
Hornberger Sheehan Fuller & Garza Inc.
The Quarry Heights Building
7373 Broadway, Suite 300
San Antonio, TX 78209

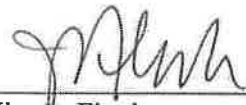
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Jim L. Flegle