

NO. 08-12-00331-CV

IN THE COURT OF APPEALS
EIGHTH JUDICIAL DISTRICT OF TEXAS

FILED IN
8th COURT OF APPEALS
EL PASO, TEXAS

IN RE: ESTATE OF
MAX D. HOPPER, DECEASED

3/9/2015 2:36:52 PM

DENISE PACHECO
Clerk

STEPHEN B. HOPPER and LAURA S. WASSMER,
Defendants - Appellants/Cross-Appellees

JO N. HOPPER,
Plaintiff - Appellee/Cross-Appellant

JPMORGAN CHASE BANK, N.A.,
Defendant - Appellee/Cross-Appellee

On Appeal from Probate Court No. 3
Dallas County, Texas
Trial Court Cause No. PR-11-3238-3

**MOTION OF COUNSEL TO WITHDRAW
AND FOR EXTENSION OF TIME TO RESPOND**

The undersigned attorneys for Stephen B. Hopper and Laura S. Wassmer move pursuant to T.R.App.P. Rule 6.5 for leave to withdraw as such. In support of the requested relief, movant-counsel state:

1. The only pending deadline in the case is March 19, 2015. By notice dated March 4, 2015 the Court requested a response from Stephen B. Hopper and Laura S. Wassmer to the motion for rehearing filed by J.P.Morgan Chase Bank, N.A. on December 18, 2014.

2. Dr. Hopper and Ms. Wassmer were notified of the Court's request by letter from moving counsel on March 6, 2015. A copy of the letter was sent to the attorney representing Dr. Hopper and Ms. Wassmer in the proceedings remaining in the trial court.

3. Movant-counsel's engagement in this matter terminated when the court issued its opinion on December 3, 2014. Dr. Hopper and Ms. Wassmer were so notified by email on December 3, 2014 and by letter again on December 18, 2014.

4. The current addresses for Dr. Hopper and Ms. Wassmer are as follows:

Dr. Stephen Hopper
501 NW 41st Street
Oklahoma City, Oklahoma 73118

Ms. Laura S. Wassmer
8005 Roe Avenue
Prairie Village, Kansas 66208

5. Copies of this motion are being delivered by certified mail, return-receipt-requested to Dr. Hopper and Ms. Wassmer and a courtesy copy is being sent to the new trial court counsel.

6. The cover letter transmitting copies of this motion to Dr. Hopper and Ms. Wassmer informs them of their right to oppose the motion.

7. In the event this motion is granted, Dr. Hopper and Ms. Wassmer should be given a reasonable extension of time to engage counsel to respond to the Motion for Rehearing.

RELIEF REQUESTED

Movant-counsel request leave to withdraw as counsel for Dr. Hopper and Ms. Wassmer and that the Court extend the deadline for responding to the Motion for Rehearing.

Respectfully submitted,

/s/ Mark C. Enoch

Mark C. Enoch
State Bar No. 06630360
Lawrence Fischman
State Bar No. 07044000

Glast, Phillips & Murray, P.C.
14801 Quorum Drive, Suite 500
Dallas, Texas 75254-1449
(972) 419-8300
(972) 419-8329 – facsimile
fly63rc@verizon.net
lfischman@gpm-law.com

Counsel for Appellants

CERTIFICATE OF SERVICE

The undersigned certifies that on the March 9, 2015, a true and correct copy of the above and foregoing Motion of Counsel to Withdraw and for Extension of Time to Respond was sent via the Court e-filing e-service notification and via email to the following counsel:

John C. Eichman (lead counsel)
jeichman@hunton.com
Thomas H. Cantrill
tcantrill@hunton.com
Hunton & Williams
1445 Ross Avenue, Suite 3700
Dallas, Texas 75202
Fax: 214-468-3599
COUNSEL FOR
JP MORGAN CHASE
BANK, N.A.

Michael L. Graham
mgraham@thegrahamlawfirm.com
Janet P. Strong
jstrong@thegrahamlawfirm.com
The Graham Law Firm, P.C.
100 Highland Park Village
Suite 200
Dallas, Texas 75205
Fax: 214-599-7010
COUNSEL FOR JO N. HOPPER

James Albert Jennings
jjennings@erhardjennings.com
Kenneth B. Tomlinson
ktomlinson@erhardjennings.com
Erhard & Jennings, P.C.
1601 Elm Street, Suite 4242
Dallas, Texas 75201
Fax: 214-871-1655
COUNSEL FOR JO N. HOPPER

Michael A. Yanof
myanof@thompsoncoe.com
Thompson Coe Cousins & Irons
Plaza of the Americas
700 North Pearl Street, 25th Floor
Dallas, Texas 75201
Fax: 214-871-8209
COUNSEL FOR JO N. HOPPER

/s/ Mark C. Enoch

Mark C. Enoch