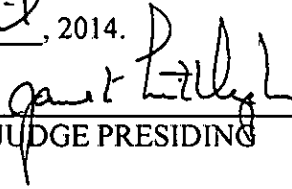




ORDERED that the Motion is otherwise denied.

SIGNED this 15<sup>th</sup> day of April, 2014.

  
\_\_\_\_\_  
JUDGE PRESIDING

**APPROVED AS TO FORM ONLY:**

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  
Telephone: (210) 225-4031  
Facsimile: (210) 222-0586

By: \_\_\_\_\_

James L. Drought  
[jld@ddb-law.com](mailto:jld@ddb-law.com)  
State Bar No. 06135000

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

ORIGINAL FOR SIGNATURE

Patrick K. Sheehan  
State Bar No. 1817550  
[psheehan@hsfblaw.com](mailto:psheehan@hsfblaw.com)

Rudy A. Garza  
State Bar No. 07738200  
[ruqar@hsfblaw.com](mailto:ruqar@hsfblaw.com)

David Jed Williams  
State Bar No. 21518060 [jwilliams@hsfblaw.com](mailto:jwilliams@hsfblaw.com)

**HORNBERGER SHEEHAN FULLER  
WITTENBERG & GARZA INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, Texas 78209  
Telephone: (210) 271-1700  
Facsimile: (210) 271-1730

HUNTON & WILLIAMS LLP  
1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
Telephone: (214) 979-3000  
Facsimile: (214) 880-0011

By:

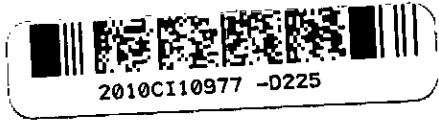
\_\_\_\_\_  
Charles A. Gall  
State Bar No. 07281500  
[cgall@hunton.com](mailto:cgall@hunton.com)

John C. Eichman  
State Bar No. 06494800  
[jeichman@hunton.com](mailto:jeichman@hunton.com)

Amy S. Bowen  
State Bar No. 24028216  
[abowen@hunton.com](mailto:abowen@hunton.com)

**ATTORNEYS FOR DEFENDANT**

UNION 418814 616120



No. 2010-CI-10977

JOHN K. MEYER, ET AL.,

PLAINTIFFS,

VS.

JPMORGAN 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

**ORDER ON DEFENDANT'S MOTION FOR PARTIAL SUMMARY JUDGMENT**

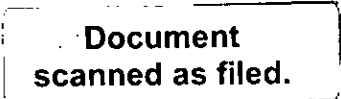
Came on to be considered Defendant's Traditional and No-Evidence Motion for Partial Summary Judgment (the "Motion"). The Court, having considered the Motion, Plaintiffs' response, and argument of counsel, and having made its rulings on the Motion to Exclude the Testimony of Robert Lee and the Motion to Exclude the Testimony of Charles Graham, finds that the Motion should be granted as to certain issues and denied in other respects. Accordingly, it is

ORDERED that the Motion is granted as to Plaintiffs' claim for damages based upon an evaluation of leases in November 2009 and June 2010, as addressed in the Court's rulings on the ~~Motions to Exclude the Testimony of Robert Lee and Charles Graham~~; and it is further

*q.s.*

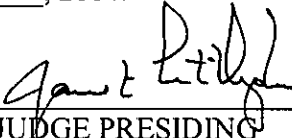
ORDERED that the Motion is granted as to Plaintiffs' claims based upon the Cullen leases; it is further

ORDERED that all other relief requested in the Motion not expressly granted is hereby expressly denied, except that the Court is still considering a portion of the Motion concerning Plaintiffs' claim regarding water rights.



2010-11-14 10:00:00 AM

SIGNED this 15<sup>th</sup> day of April, 2014.

  
\_\_\_\_\_  
JUDGE PRESIDING

**APPROVED AS TO FORM ONLY:**

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  
Telephone: (210) 225-4031  
Facsimile: (210) 222-0586

By: \_\_\_\_\_

James L. Drought  
[jld@ddb-law.com](mailto:jld@ddb-law.com)  
State Bar No. 06135000

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

041616140  
NON  
FOR  
G  
RIGHT

Patrick K. Sheehan  
State Bar No. 1817550  
psheehan@hsfblaw.com

Rudy A. Garza  
State Bar No. 07738200  
ruqar@hsfblaw.com

David Jed Williams  
State Bar No. 21518060  
jwilliams@hsffblaw.com

HORNBERGER SHEEHAN FULLER  
WITTENBERG & GARZA INCORPORATED  
The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, Texas 78209  
Telephone: (210) 271-1700  
Facsimile: (210) 271-1730

HUNTON & WILLIAMS LLP  
1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
Telephone: (214) 979-3000  
Facsimile: (214) 880-0011

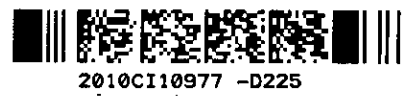
By: \_\_\_\_\_

Charles A. Gall  
State Bar No. 07281500  
cgall@hunton.com

John C. Eichman  
State Bar No. 06494800  
jeichman@hunton.com

Amy S. Bowen  
State Bar No. 24028216  
abowen@hunton.com

**ATTORNEYS FOR DEFENDANT**



(Consolidated Under)  
2010-CI-10977

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

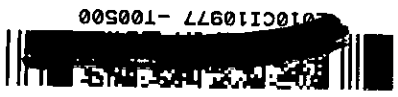
AMENDED DOCKET CONTROL ORDER

On this date, the Court hereby orders the below stated deadlines be complied with by all parties, as follows:

1. This case is set for trial on **October 27, 2014**.
2. Motions for Leave to Designate Responsible Third Parties shall be filed no later than **May 2, 2014**.
3. Plaintiffs shall designate all expert witnesses on or before **June 6, 2014**.<sup>1</sup>
4. Defendants shall designate all expert witnesses by **August 8, 2014**.<sup>1</sup>
5. No party may designate rebuttal experts.
6. Plaintiffs shall file and serve any amended pleadings no later than **August 15, 2014**.
7. Defendants shall file and serve any amended pleadings no later than **August 29, 2014**.
8. The parties shall mediate this matter no later than **September 5, 2014**.
9. Plaintiffs and Defendant shall make their experts available for deposition within a reasonable time after all expert reports are served. Plaintiffs' experts' depositions shall be completed prior to those of Defendant's experts.

<sup>1</sup> "Designate" in this Order means to provide all of the information as required in Rule 194.2(f) TRCP and also for retained testifying experts, to provide written reports as described in Rule 195.5 TRCP.

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The previous Docket Control Order is hereby vacated. The March 5, 2014 Order Granting Defendant's Motion to Exclude Evidence Not Disclosed during Discovery and Strike Untimely Expert Opinions shall have no force and effect as to opinions of retained experts timely disclosed within the deadlines established by this order.

SIGNED this 3<sup>rd</sup> day of April, 2014.

  
JUDGE MICHAEL MERY  
Monitoring Judge

00001 678 000114 100V 41-027-01140



James L. Drought  
State Bar No. 06135000  
DROUGHT, DROUGHT &  
BOBBITT, LLP  
2900 Weston Centre  
112 East Pecan Street  
San Antonio, Texas 78205  
Telephone: (210) 225-4031  
Facsimile: (210) 222-0586

TINSMAN & SCIANO, INC.  
10107 McAllister Fwy  
San Antonio, Texas 78216  
Telephone: (210) 225-3121  
Facsimile: (210) 225-6235

By: 

Daniel Seiano  
State Bar No. 17881200  
Richard Tinsman  
State Bar No. 20064000

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

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(Consolidated Under)  
2010-CI-10977

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

ORDER GRANTING PLAINTIFFS' FIRST MOTION FOR CONTINUANCE

On March 12, 2014, came on for hearing Plaintiffs' First Motion for Continuance of Trial and Defendant's Response thereto. The Court, after considering the pleadings, evidence and argument of counsel, is of the opinion that same should be GRANTED.

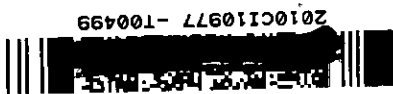
IT IS THEREFORE ORDERED that this case be removed from the Bexar County March 24, 2014 trial docket and specially set for trial October 27, 2014. It is further ORDERED that the parties shall confer on creating a new Docket Control Order.

SIGNED this 3<sup>rd</sup> April day of ~~March~~, 2014.

*Michael E. Perry*  
MONITORING JUDGE

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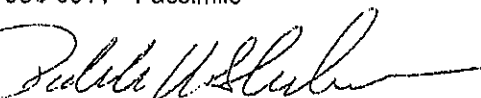
2010 CI 10977 - D225







HUNTON & WILLIAMS LLP  
1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 - Facsimile

By: 

Charles A. Gall  
State Bar No. 07281500  
[cgal@hunton.com](mailto:cgal@hunton.com)  
John C. Eichman  
State Bar No. 06494800  
[jeichman@hunton.com](mailto:jeichman@hunton.com)  
Amy S. Bowen  
State Bar No. 24028216  
[abowen@hunton.com](mailto:abowen@hunton.com)

ATTORNEYS FOR DEFENDANTS

NOV 14 2014 10:00 AM



2010CI10977 -0225

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.,  
Plaintiffs,

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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  
Defendant.

BEXAR COUNTY, TEXAS

**ORDER DENYING DEFENDANT'S SECOND MOTION TO EXCLUDE  
TESTIMONY OF ROBERT LEE**

On October 13, 2014, came on for hearing Defendant's Second Motion to Exclude Testimony of Robert Lee, and Plaintiffs' Opposition thereto. The Court, after considering the pleadings, evidence and argument of counsel, makes the following ruling:

IT IS THEREFORE ORDERED that Defendant's Second Motion to Exclude Testimony of Robert Lee is DENIED without prejudice to consideration of the issue by the trial judge.

Signed on this <sup>5<sup>th</sup></sup> day of October, 2014.

OCT 15 2014

PRESIDING JUDGE

10/16/14 4:01 PM 2014 OCT 15 10:21 AM



AGREED AS TO FORM:

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

Tel: (214) 979-3000

Fax: (214) 880-0011

By: 

Charles A. Gall

State Bar No. 07281500

Email: [cgal@hunton.com](mailto:cgal@hunton.com)

John C. Eichman

State Bar No. 06494800

Email: [jeichman@hunton.com](mailto:jeichman@hunton.com)

Amy S. Bowen

State Bar No. 24028216

[abowen@hunton.com](mailto:abowen@hunton.com)

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

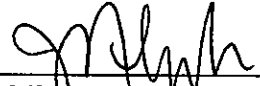
**LOEWINSOHN FLEGLE DREARY, L.L.P.**

12377 Merit Drive, Suite 900

Dallas, Texas 75251

Telephone: (214) 572-1700

Fax: (214) 572-1717

By: 

David R. Deary

State Bar No. – 05624900

Email: [davidd@lfd.com](mailto:davidd@lfd.com)

Jim L. Flegle

State Bar No. – 07118600

Email: [jflegle@lfd.com](mailto:jflegle@lfd.com)

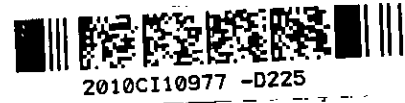
Jeven R. Sloan

State Bar No. – 24039177

Email: [jsloan@lfd.com](mailto:jsloan@lfd.com)

**ATTORNEYS FOR PLAINTIFFS**

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CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.,  
Plaintiffs,

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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  
Defendant.

BEXAR COUNTY, TEXAS

**ORDER DENYING DEFENDANT'S SECOND MOTION TO EXCLUDE  
TESTIMONY OF CHARLES GRAHAM**

On October 14, 2014, came on for hearing Defendant's Second Motion to Exclude Testimony of Charles Graham, and Plaintiffs' Opposition thereto. The Court, after considering the pleadings, evidence and argument of counsel, makes the following ruling:

IT IS THEREFORE ORDERED that Defendant's Second Motion to Exclude Testimony of Charles Graham is DENIED without prejudice to consideration of the issue by the trial judge.

Signed on this 15<sup>th</sup> day of October, 2014.

OCT 15 2014

PRESIDING JUDGE

CONFIDENTIAL FOR YOUR EYES ONLY

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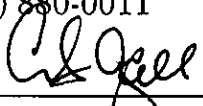
**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

Tel: (214) 979-3000

Fax: (214) 880-0011

By: 

Charles A. Gall

State Bar No. 07281500

Email: cgall@hunton.com

John C. Eichman

State Bar No. 06494800

Email: jeichman@hunton.com

Amy S. Bowen

State Bar No. 24028216

abowen@hunton.com

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

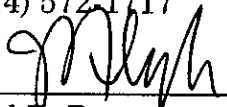
**LOEWINSOHN FLEGLE DREARY, L.L.P.**

12377 Merit Drive, Suite 900

Dallas, Texas 75251

Telephone: (214) 572-1700

Fax: (214) 572-1717

By: 

David R. Deary

State Bar No. – 05624900

Email: [davidd@lfd.com](mailto:davidd@lfd.com)

Jim L. Flegle

State Bar No. – 07118600

Email: [jflegle@lfd.com](mailto:jflegle@lfd.com)

Jeven R. Sloan

State Bar No. – 24039177

Email: [jsloan@lfd.com](mailto:jsloan@lfd.com)

**ATTORNEYS FOR PLAINTIFFS**

11-10-01 10:00 AM



2010CI10977 -D225

CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.,  
Plaintiffs,

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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  
Defendant.

BEXAR COUNTY, TEXAS

**ORDER DENYING DEFENDANT'S MOTION TO EXCLUDE  
TESTIMONY OF DAVID LEATHERS**

On October 14, 2014, came on for hearing Defendant's Motion to Exclude Testimony of David Leathers, and Plaintiffs' Opposition thereto. The Court, after considering the pleadings, evidence and argument of counsel, makes the following ruling:

IT IS THEREFORE ORDERED that Defendant's Motion to Exclude Testimony of David Leathers is DENIED without prejudice to consideration of the issue by the trial judge.

Signed on this 15<sup>th</sup> day of October, 2014.

OCT 15 2014

\_\_\_\_\_  
PRESIDING JUDGE

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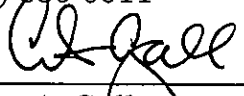
**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

Tel: (214) 979-3000

Fax: (214) 880-0011

By: 

Charles A. Gall

State Bar No. 07281500

Email: [cgal@hunton.com](mailto:cgal@hunton.com)

John C. Eichman

State Bar No. 06494800

Email: [jeichman@hunton.com](mailto:jeichman@hunton.com)

Amy S. Bowen

State Bar No. 24028216

[abowen@hunton.com](mailto:abowen@hunton.com)

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

**LOEWINSOHN FLEGLE DREARY, L.L.P.**

12377 Merit Drive, Suite 900

Dallas, Texas 75251

Telephone: (214) 572-1700

Fax: (214) 572-1717

By: 

David R. Deary

State Bar No. – 05624900

Email: [davidd@lfd.com](mailto:davidd@lfd.com)

Jim L. Flegle

State Bar No. – 07118600

Email: [jflegle@lfd.com](mailto:jflegle@lfd.com)

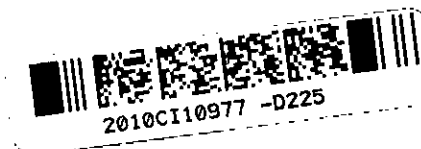
Jeven R. Sloan

State Bar No. – 24039177

Email: [jsloan@lfd.com](mailto:jsloan@lfd.com)

**ATTORNEYS FOR PLAINTIFFS**

10-10-2014 10:10:10 AM



CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.,  
Plaintiffs,

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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  
Defendant.

BEXAR COUNTY, TEXAS

**ORDER DENYING DEFENDANT'S MOTION TO EXCLUDE  
TESTIMONY OF GEORGE HITE**

On October 14, 2014, came on for hearing Defendant's Motion to Exclude Testimony of George Hite, and Plaintiffs' Opposition thereto. The Court, after considering the pleadings, evidence and argument of counsel, makes the following ruling:

IT IS THEREFORE ORDERED that Defendant's Motion to Exclude Testimony of George Hite is DENIED without prejudice to consideration of the issue by the trial judge.

Signed on this 15<sup>th</sup> day of October, 2014.

OCT 15 2014

PRESIDING JUDGE

10-14-2014 10:08:01 AM

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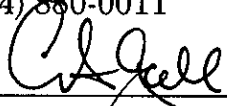
**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

Tel: (214) 979-3000

Fax: (214) 880-0011

By: 

Charles A. Gall

State Bar No. 07281500

Email: cgall@hunton.com

John C. Eichman

State Bar No. 06494800

Email: jeichman@hunton.com

Amy S. Bowen

State Bar No. 24028216

abowen@hunton.com

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

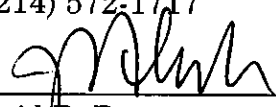
**LOEWINSOHN FLEGLE DREARY, L.L.P.**

12377 Merit Drive, Suite 900

Dallas, Texas 75251

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Fax: (214) 572-1717

By: 

David R. Deary

State Bar No. – 05624900

Email: [davidd@lfd.com](mailto:davidd@lfd.com)

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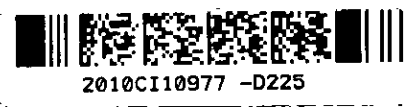
Jeven R. Sloan

State Bar No. – 24039177

Email: [jsloan@lfd.com](mailto:jsloan@lfd.com)

**ATTORNEYS FOR PLAINTIFFS**

10-10-01 10:00 AM



(Consolidated Under)  
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,

*Defendant.*

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**ORDER DENYING DEFENDANT'S NO-EVIDENCE MOTION FOR  
PARTIAL SUMMARY JUDGMENT ON SELF-DEALING CLAIM**

On October 15, 2014, came on for hearing Defendant JPMorgan Chase Bank N.A.'s No-Evidence Motion for Partial Summary Judgment on Self-Dealing Claim, and Plaintiffs' Response and Supplemental Response thereto. The Court, after considering the pleadings, evidence and argument of counsel, is of the opinion that same should be denied.

IT IS THEREFORE ORDERED that Defendant JPMorgan Chase Bank N.A.'s No-Evidence Motion for Partial Summary Judgment on Self-Dealing Claim is DENIED.

Signed on this 15<sup>th</sup> day of October, 2014.

OCT 15 2014

  
\_\_\_\_\_  
PRESIDING JUDGE

2014 OCT 15 10:04 AM





2010CI10977 -D225

(Consolidated Under)  
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,

*Defendant.*


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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**ORDER DENYING DEFENDANT'S TRADITIONAL AND  
NO-EVIDENCE MOTION FOR PARTIAL SUMMARY JUDGMENT  
REGARDING ROYALTY DAMAGES**

 On October 1<sup>4</sup>~~3~~, 2014, came on for hearing Defendant JPMorgan Chase Bank N.A.'s Traditional and No-Evidence Motion for Partial Summary Judgment Regarding Royalty Damages, and Plaintiffs' Response thereto. The Court, after considering the pleadings, evidence and argument of counsel, is of the opinion that same should be denied.

IT IS THEREFORE ORDERED that Defendant JPMorgan Chase Bank N.A.'s Traditional and No-Evidence Motion for Partial Summary Judgment Regarding Royalty Damages is DENIED.

Signed on this 15<sup>th</sup> day of October, 2014.

PRESIDING JUDGE

FOR INFORMATION ONLY



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

JOHN K. MEYER, *ET AL.*,

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IN THE DISTRICT COURT

Plaintiffs,

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

225<sup>th</sup> JUDICIAL DISTRICT

Defendant.

BEXAR COUNTY, TEXAS

**ORDER GRANTING PLAINTIFF-INTERVENOR WELLS FARGO BANK N.A.'S  
MOTION FOR LEAVE TO FILE A THIRD AMENDED PLEA IN INTERVENTION**

On September 15, 2014 the Court considered Plaintiff-Intervenor Wells Fargo Bank, N.A.'s Motion for Leave to File its Third Amended Plea in Intervention, the Defendant's objection and response thereto, the Defendant's evidence admitted at the hearing and the argument of counsel and finds that Plaintiff-Intervenor's motion should be granted.

Accordingly, it is ORDERED that Plaintiff-Intervenor Wells Fargo Bank, N.A.'s Third Amended Plea in Intervention may be filed and is such party's live pleading in this case.

SEP 23 2014  
SIGNED: September \_\_\_\_\_, 2014.


HONORABLE PETER SAKAI  
JUDGE PRESIDING

DUPLICATE FOR ANNA AND MARI

\*52

APPROVED AS TO FORM ONLY:


**ZELLE HOFMANN VOELBEL & MASON, LLP**

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

Steven J. Badger  
 Texas State Bar No. 01499050  
 901 Main Street, Suite 4000  
 Dallas, Texas 75202-3975  
 Telephone: 214-742-3000  
 Facsimile: 214-760-8994

**ATTORNEYS FOR PLAINTIFF-INTERVENOR  
WELLS FARGO BANK, N.A.**

**HORNBERGER SHEEHAN FULLER & GARZA, INCORPORATED**

By:   
 Patrick K. Sheehan  
 David Jed Williams  
 Rudy Garza  
 The Quarry Heights Building  
 7373 Broadway, Suite 300  
 San Antonio, TX 78209  
 Telephone: 210-271-1700  
 Facsimile: 210-271-1730

**ATTORNEYS FOR DEFENDANT  
JP MORGAN CHASE BANK, N.A.**

2014 APR 10 10:00 AM



CAUSE NO. 2010-CI-10977

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


**ORDER GRANTING JOINT MOTION TO QUASH AND MOTION FOR PROTECTIVE ORDER**

On September 24, 2014, the Court considered Defendant JPMorgan Chase Bank, N.A. Individually/Corporately and as Former Trustee of the South Texas Syndicate Trust and Patricia Schultz-Ormond's Joint Motion to Quash and Motion for Protective Order filed on August 19, 2014.

The Court, having considered the Motion, the evidence admitted at the hearing and the arguments of counsel, finds that the relief requested in the Joint Motion to Quash and Motion for Protective Order should be and is hereby GRANTED. Accordingly, the deposition notice sent by Plaintiffs on August 14, 2014 (Exhibit 5), relating to Patricia Schultz-Ormond is quashed in its entirety.

**SEP 30 2014**

SIGNED this \_\_\_\_\_ day of September, 2014.

  
 \_\_\_\_\_  
 HONORABLE JOHN D. GABRIEL  
 JUDGE PRESIDING

UNION TO WIN FOR AMERICANS



APPROVED AS TO FORM ONLY:

**HORNBERGER SHEEHAN FULLER  
& GARZA INCORPORATED**

7373 Broadway, Suite 300  
San Antonio, Texas 78209  
(210) 271-1700 Telephone  
(210) 271-1740 Facsimile

By: 

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

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

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

By: 

Barry Snell  
State Bar No. 18789000 *by PKS by PERMISSION*

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

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

000065752.1 FOR NON-PARTY TO

**TINSMAN & SCIANO, INC.**

10107 McAllister Fwy  
San Antonio, Texas 78216  
Telephone: (210) 225-3121  
Facsimile: (210) 225-6235  
Richard Tinsman  
State Bar No. 20064000

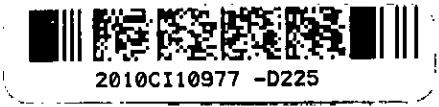
**DROUGHT, DROUGHT &  
BOBBITT, LLP**

2900 Weston Centre  
112 East Pecan Street  
San Antonio, Texas 78205  
Telephone: (210) 225-4031  
Facsimile: (210) 222-0586

By: *Jim Drought & George Spencer*  
James L. Drought  
State Bar No. 06135000 *by PLS by permission*

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

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CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.,

PLAINTIFFS,

VS.

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

DEFENDANT.

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**AGREED ORDER**

On September 26, 2014, the Court having considered Defendant's Motion for Referral and this Agreed Order, signed by the parties, finds that it should be GRANTED.

Accordingly, it is ORDERED that the following Motions be referred to the jury setting clerk for assignment and hearing beginning on October 7, 2014:

1. Defendant's Traditional and No-Evidence Motion for Partial Summary Judgment Regarding Royalty Damages;
2. Defendant's No Evidence Motion for Partial Summary Judgment on Self-Dealing Claim;
3. Defendant's Rule 166(g) Motion for Pre-Trial Ruling on a Contested Issue of Law;
4. Defendant's Second Motion to Exclude Testimony of Robert Lee;
5. Defendant's Second Motion to Exclude Testimony of Charles Graham;
6. Defendant's Motion to Exclude Testimony of George Hite;
7. Defendant's Motion to Exclude Testimony of David Leathers; and
8. Defendant's Motion to Exclude Testimony of Michael Jones.

Signed this 26<sup>th</sup> day of September, 2014.

*Michael E. ...*  
 \_\_\_\_\_  
 JUDGE PRESIDING

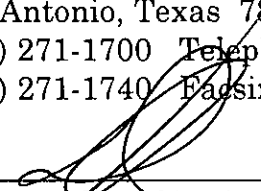
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AGREED AS TO FORM AND SUBSTANCE:

**HORNBERGER SHEEHAN FULLER  
& GARZA INCORPORATED**

7373 Broadway, Suite 300  
San Antonio, Texas 78209  
(210) 271-1700 Telephone  
(210) 271-1740 Facsimile

By: \_\_\_\_\_

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

**MCGINNIS LOCHRIDGE**

600 Congress Ave., suite 2100  
Austin, Texas 78701  
Telephone: (512) 495-6084  
Facsimile: (512) 495-6384  
Kevin M. Beiter  
State Bar No. 02059065  
kbeiter@mcginnislaw.com

**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
Tel.: (214) 979-3000; Fax: (214) 880-0011  
Charles A. Gall  
State Bar No. 07281500  
Email: cgall@hunton.com  
John C. Eichman  
State Bar No. 06494800  
Email: jeichman@hunton.com

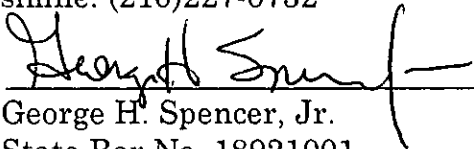
**ATTORNEYS FOR DEFENDANT—  
JPMORGAN CHASE BANK, N.A., IN  
ALL CAPACITIES**

2025 RELEASE UNDER E.O. 14176



**CLEMENS & SPENCER, P.C.**

112 East Pecan Street, Suite 1300  
San Antonio, Texas 78205  
Telephone: (210) 227-7121  
Facsimile: (210)227-0732

By:   
George H. Spencer, Jr.  
State Bar No. 18921001  
Robert Rosenbach  
State Bar No. 17266400

**TINSMAN & SCIANO, INC.**

10107 McAllister Fwy  
San Antonio, Texas 78216  
Telephone: (210) 225-3121  
Facsimile: (210) 225-6235  
Richard Tinsman  
State Bar No. 20064000

**DROUGHT, DROUGHT &  
BOBBITT, LLP**

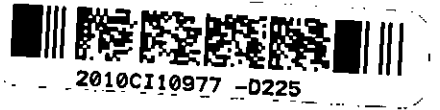
2900 Weston Centre  
112 East Pecan Street  
San Antonio, Texas 78205  
Telephone: (210) 225-4031  
Facsimile: (210) 222-0586  
James L. Drought  
State Bar No. 06135000

**LOEWINSOHN FLEGLE DEARY, L.L.P.**

12377 Merit Drive, Suite 900  
Dallas, Texas 75251  
Telephone: (214) 572-1700  
Facsimile: (214) 572-1717  
Mr. David R. Deary  
State Bar No. 05624900  
Mr. Jim L. Flegle  
State Bar No. 07118600

2025 RELEASE UNDER E.O. 14176





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

225<sup>TH</sup> JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**ORDER**

(re: Chesapeake Subpoenas)

On September 11, 2014, the Court heard Plaintiffs' Motion to Compel Third Party Chesapeake Exploration, L.L.C. ("Chesapeake") to produce documents in response to two deposition subpoenas. Having considered the motion, the response, the evidence, the law, and the arguments of counsel, the Court is of the opinion that the motion should be granted under the following conditions:

1. The documents produced by Chesapeake may be viewed by experts and attorneys only, as those items are used in the Agreed Protective Order dated November 14, 2011;
2. Chesapeake is required to produce only the executed leases and sufficient documents to identify the bonus paid for the lease (total bonus and bonus per net mineral acre);
3. Any party attempting to enter documents produced by Chesapeake into evidence or to use such documents in any deposition will be required to do so under seal, and
4. No person with access to the information produced by Chesapeake may contact any lessors regarding the leases produced.

IT IS THEREFORE ORDERED that Plaintiffs' Motion to Compel Chesapeake is GRANTED under the conditions described above.

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SEP 18 2014

SIGNED this \_\_\_\_\_ day of September, 2014.

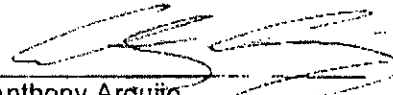
  
HONORABLE BARBARA NELLERMOE

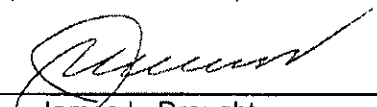
**AGREED AS TO FORM:**

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

SCOTT, DOUGLASS & McCONNICO,  
L.L.P.  
600 Congress Avenue, Suite 1500  
Austin, Texas 78701-2589  
(512) 495-6300 - Telephone  
(512) 474-0731 - Facsimile

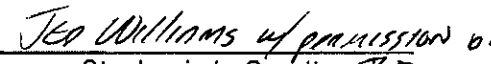
DROUGHT, DROUGHT & BOBBITT,  
LLP  
2900 Weston Centre  
112 East Pecan Street  
San Antonio, Texas 78205  
(210) 225-4031 Telephone  
(210) 222-0586 Telecopier

By:   
Anthony Arguijo  
State Bar No. 24079781  
ATTORNEY FOR CHESAPEAKE  
EXPLORATION, L.L.C.

By:   
James L. Drought  
[jld@ddb-law.com](mailto:jld@ddb-law.com)  
State Bar No. 06135000

HORNBERGER FULLER SHEEHAN  
& GARZA INCORPORATED  
The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, Texas 78209  
(210) 271-1700 - Telephone  
(210) 271-1730 - Facsimile

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

By:  *in commission by*  
Stephanie L. Curette *JD*  
State Bar No. 24076780  
[jwilliams@hsffblaw.com](mailto:jwilliams@hsffblaw.com)  
ATTORNEYS FOR DEFENDANT,  
J.P. MORGAN CHASE BANK, N.A.,  
TRUSTEE OF THE SOUTH TEXAS  
SYNDICATE TRUST

09/19/2014 VOL 4 PAGE 17886



CAUSE NO. 2010-CI-10977

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

**ORDER**

On September 3, 2014, the Court heard JPMorgan Chase Bank, N.A.'s Motion to Compel and Motion to Set Third Parties' Objections filed on August 12, 2014. The Court also considered the following Motions to Quash and Motions for Protective Orders filed by Non-Parties:

1. Non-Party Anadarko E&P Onshore LLC f/k/a Anadarko E&P, LP's Motion to Quash and for Protective Order filed on July 30, 2014;
2. Non-Party Edward G. Vaughan's Motion to Quash Subpoena for Production of Documents and for Protective Order filed on August 1, 2014;
3. Non-Party Solo Energy, L.P.'s Motion to Quash Subpoena for Production of Documents and for Protective Order filed on August 1, 2014;
4. Non-Party Jesse E. Hines' Motion to Quash and for Protective Order filed on August 5, 2014;
5. Non-Party Laredo Energy IV, L.P.'s Motion to Quash and for Protective Order filed on August 5, 2014;
6. Non-Party SM Energy Company's Motion to Quash and for Protective Order filed on August 7, 2014.

The Court, having considered the motions, responses, evidence admitted, arguments of counsel and other matters on file in this case, rules that Defendant's and Respondents' motions are all granted in part and denied in part as reflected in the following rulings of the Court:

2014 SEP 04 PM 04:24

With regard to the documents requested from the Respondents as reflected on Exhibit "A" to the subpoenas served upon each Respondent, the Court orders Respondents to produce the lease agreements referenced in Exhibit "A" that were entered into from January 1, 2007 through December 31, 2008 time frame only. Respondents are further ordered to produce at least one additional document reflecting the bonus amount, per net mineral acre, paid for each of the lease agreements that are required to be produced. Respondents are not required to produce any additional documents requested in Exhibit "A." Respondents shall further answer the Deposition upon Written Questions served with the subpoenas with regard to the documents produced.

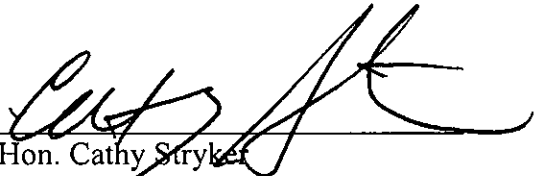
These documents are to be produced pursuant to and under the November 14, 2011, Agreed Protective Order and the February 13, 2014 Agreed Order, with the following modifications and additional provisions:

1. "Qualified Persons," pursuant to paragraph 3 of the Agreed Protective Order, shall include only the persons listed in subsections (a) and (b) so that the documents are for attorneys' and experts' eyes only;
2. All produced documents and copies thereof shall be returned or destroyed at the conclusion of the case;
3. Respondents shall be entitled to redact any lease provisions not related to location, acreage size, primary term, continuous drilling obligations, water use and compensation related thereto, royalty and bonus;
4. Any party seeking to introduce any produced documents into evidence that are designated as "confidential" will be required to file an appropriate motion to seal pursuant to Texas Rule of Civil Procedure 76a and provide notice to the producing party so that they too can be involved if the so elect; and

5. None of the Qualified Persons privy to the produced information shall contact the lessors or anyone else regarding the produced information.
6. Respondents are ordered to produce these documents and serve a response to the Depositions on Written Questions on or before September 15, 2014.

SIGNED this \_\_\_\_\_ day of September, 2014.

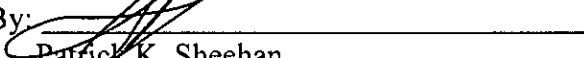
SEP 11 2014

  
Hon. Cathy Stryker  
Judge Presiding

**AGREED AS TO FORM:**

**HORNBERGER SHEEHAN FULLER  
& GARZA INCORPORATED**

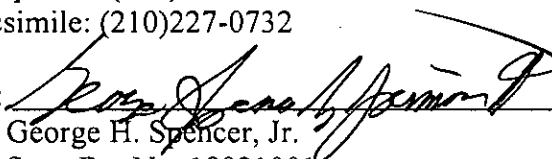
7373 Broadway, Suite 300  
San Antonio, Texas 78209  
(210) 271-1700 Telephone  
(210) 271-1740 Facsimile

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

**ATTORNEYS FOR DEFENDANT**

**CLEMENS & SPENCER, P.C.**

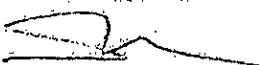
112 East Pecan Street, Suite 1300  
San Antonio, Texas 78205  
Telephone: (210) 227-7121  
Facsimile: (210)227-0732

By:   
George H. Spencer, Jr.  
State Bar No. 18921001  
Robert Rosenbach  
State Bar No. 17266400

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

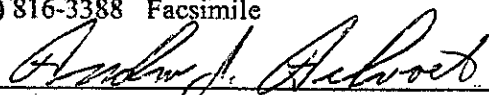
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**MOSES PALMER & HOWELL, L.L.P.**  
309 W. 7<sup>th</sup> Street, Suite 815  
Fort Worth, Texas 76102  
(817) 255-9100 Telephone  
(817) 255-9199 Facsimile

By:   
Shayne D. Moses  
State Bar No. 14578980  
Timothy D. Howell  
State Bar No. 24002315

**ATTORNEYS FOR NON-PARTY ANADARKO E&P  
ONSHORE, LLC F/K/A ANADARKO E&P CO., LP**

**THE NUNLEY FIRM, PLLC**  
1580 South Main Street, Suite 200  
Boerne, Texas 78006  
(830) 816-3333 Telephone  
(830) 816-3388 Facsimile

By:   
Andrew J. Aelvoet  
State Bar No. 00798025

**ATTORNEYS FOR NON-PARTY  
EDWARD G. VAUGHAN and SOLO ENERGY, L.P.**

**CAMPERO & ASSOCIATES, P.C.**  
315 Calle Del Norte, Suite 207  
Laredo, Texas 78041  
(956) 796-0330 Telephone  
(956) 796-0399 Facsimile

By: \_\_\_\_\_  
Adolfo Campero, Jr.  
State Bar No. 00793454

**ATTORNEYS FOR NON-PARTY  
JESSE E. HINES and LAREDO ENERGY IV, L.P.**

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**MOSES PALMER & HOWELL, L.L.P.**

309 W. 7<sup>th</sup> Street, Suite 815  
Fort Worth, Texas 76102  
(817) 255-9100 Telephone  
(817) 255-9199 Facsimile

By: \_\_\_\_\_

Shayne D. Moses  
State Bar No. 14578980  
Timothy D. Howell  
State Bar No. 24002315

**ATTORNEYS FOR NON-PARTY ANADARKO E&P  
ONSHORE, LLC F/K/A ANADARKO E&P CO., LP**

**THE NUNLEY FIRM, PLLC**

1580 South Main Street, Suite 200  
Boerne, Texas 78006  
(830) 816-3333 Telephone  
(830) 816-3388 Facsimile

By: \_\_\_\_\_

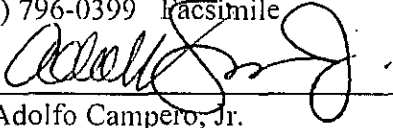
Andrew J. Aelvoet  
State Bar No. 00798025

**ATTORNEYS FOR NON-PARTY  
EDWARD G. VAUGHAN and SOLO ENERGY, L.P.**

**CAMPERO & ASSOCIATES, P.C.**

315 Calle Del Norte, Suite 207  
Laredo, Texas 78041  
(956) 796-0330 Telephone  
(956) 796-0399 Facsimile

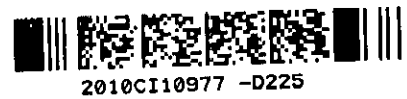
By: \_\_\_\_\_

  
Adolfo Campero, Jr.  
State Bar No. 00793454

**ATTORNEYS FOR NON-PARTY  
JESSE E. HINES and LAREDO ENERGY IV, L.P.**

NON PARTIES FOR IDENTIFICATION





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,

*Defendants.*

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IN THE DISTRICT COURT

225<sup>th</sup> JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**AGREED ORDER**

Before the Court are Plaintiffs' Motion to Compel Production of Oil and Gas Leases from SM Energy Company filed on September 8, 2014 and Non-Party SM Energy Company's Motion to Quash and for Protective Order filed on August 28, 2014. The Court, having considered the agreement of Plaintiffs and SM Energy Company ("Saint Mary's") as to the matters contained herein as well as the motions, responses, evidence, arguments of counsel and other matters on file in this case, rules that Plaintiffs' and Saint Mary's motions are all granted in part and denied in part as reflected in the following rulings of the Court:

With regard to the documents requested from St. Mary's as reflected on Exhibit "A" to the subpoena ("Request For Production"), the Court orders St. Mary's to produce the lease agreements referenced in Exhibit "A." St. Mary's is further ordered to produce at least one additional document reflecting the bonus amount, per net mineral acre, paid for each of the lease agreements that are required to be produced. St. Mary's is not required to produce any additional documents requested in Exhibit "A." St. Mary's shall further answer the Deposition upon Written Questions served with the subpoenas with regard to the documents produced.

2014 SEP 11 10:00 AM

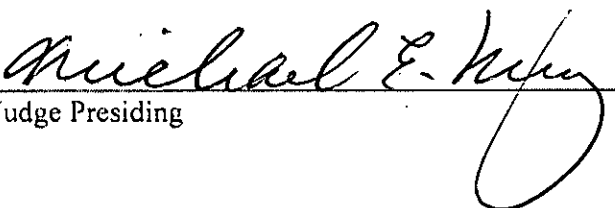
These documents are to be produced pursuant to and under the November 14, 2011, Agreed Protective Order and the February 13, 2014 Agreed Order, with the following modifications and additional provisions:

1. "Qualified Persons," pursuant to paragraph 3 of the Agreed Protective Order, shall include only the persons listed in subsections (a) and (b) so that the documents are for attorneys and experts eyes only;
2. All produced documents and copies thereof shall be returned or destroyed at the conclusion of the case;
3. Saint Mary's shall be entitled to redact any lease provisions not related to location, acreage size, primary term, continuous drilling obligations, water use and compensation related thereto, royalty and bonus;
4. Any party seeking to introduce any produced documents into evidence that are designated as "confidential" will be required to file an appropriate motion to seal pursuant to Texas Rule of Civil Procedure 76a and provide notice to the producing party so that they too can be involved if they so elect; and
5. None of the Qualified Persons privy to the produced information shall contact the lessors or anyone else regarding the produced information.

SIGNED this \_\_\_\_ day of September, 2014.

SEP 12 2014

SEP 12 2014

  
 Judge Presiding

*ME*

2014 SEP 12 10:00 AM

**AGREED:**

**ZELLE HOFMANN VOELBEL & MASON, L.L.P.**

500 Washington Avenue South, Suite 4000  
Minneapolis, Minnesota 55415-1152  
(612) 336-2020 – Telephone  
(612) 336-9100 – Facsimile

By: John Massopust by permission  
John B. Massopust (*pro hac vice*)  
Matthew J. Gollinger (*pro hac vice*)

**ATTORNEYS FOR INTERVENOR-PLAINTIFFS,  
LINDA ALDRICH, ET AL.**

**LOEWINSOHN FLEGLE DEARY, L.L.P.**

12377 Meritt Dr., Suite 900  
Dallas, Texas 75261  
(214) 572-1700 – Telephone  
(214) 572-1717 – Facsimile

By: Jim Flegle  
Jim Flegle  
State Bar No. 07118600

**ATTORNEYS FOR PLAINTIFFS,  
EMILE BLAZE, ET AL.**

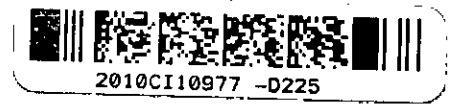
**TINSMAN & SCIANO, INC.**

Richard Tinsman  
State Bar No. 20084000  
Sharon C. Savage  
State Bar No. 0474200  
10107 McAllister Freeway  
San Antonio, Texas 78212  
(210) 225-3121 – Telephone  
(210) 225-6235 – Facsimile

*And*

2025 RELEASE UNDER E.O. 14176





NO. 2010-CI-10977

JOHN K. MEYER, et al	§	IN THE DISTRICT COURT
	§	
vs.	§	
	§	
JP MORGAN CHASE BANK, N.A.,	§	225 <sup>th</sup> JUDICIAL DISTRICT
INDIVIDUALLY/CORPORATELY	§	
AND AS TRUSTEE OF THE SOUTH	§	
TEXAS SYNDICATE TRUST	§	BEXAR COUNTY, TEXAS

ORDER ON DEFENDANT'S MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING WATER RIGHTS

Came on to be considered the portion of Defendant's Traditional and No-Evidence Motion for Partial Summary Judgment regarding water rights, and the Court, having considered the motion, the response, and the argument of counsel finds that such portion of the Defendant's motion should be denied.

The Court finds and holds that the Pearson Deeds reserved "water obtained from wells drilled by holders of the mineral estate" and that such reserved water rights are an asset of the South Texas Syndicate Trust.

It is accordingly ORDERED that the portion of Defendant's Traditional and No-Evidence Motion for Partial Summary Judgment regarding water rights is denied.

**APR 29 2014**

SIGNED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

HON. JANET LITTLEJOHN,  
Judge Presiding

Document scanned as filed.

2010 CI 10977 -0225

APPROVED AS TO FORM ONLY:

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

By: John B. Massopust by permission JHST  
John B. Massopust (*pro hac vice*)

**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**

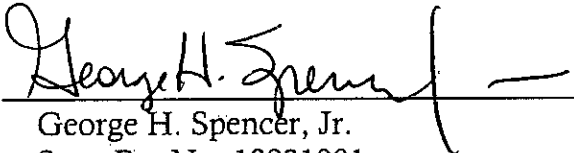
Richard Tinsman  
State Bar No. 20064000  
TINSMAN & SCIANO, INC.  
10107 McAllister Freeway  
San Antonio, Texas 78216  
(210) 225-3121 - Telephone  
(210) 225-6235 - Facsimile

James L. Drought  
State Bar No. 06135000  
DROUGHT, DROUGHT & BOBBITT, LLP  
2900 Weston Centre  
112 East Pecan Street  
San Antonio, Texas 78205  
(210) 225-4031 - Telephone  
(210) 222-0586 - Facsimile

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CLEMENS & SPENCER, P.C.  
112 E. Pecan St., Suite 1300  
San Antonio, Texas 78205-1531  
(210) 227-7121 – Telephone  
(210) 227-0732 – Facsimile

By:   
George H. Spencer, Jr.  
State Bar No. 18921001

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

Patrick K. Sheehan  
State Bar No. 18175500  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060  
HORNBERGER FULLER SHEEHAN BEITER  
WITTENBERG & GARZA INCORPORATED  
The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, Texas 78209  
(210) 271-1700 – Telephone  
(210) 271-1730 – Facsimile

HUNTON & WILLIAMS LLP  
1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 – Telephone  
(214) 880-0011 – Facsimile

By:   
Charles A. Gall  
State Bar No. 07281500  
John C. Eichman  
State Bar No. 06494800

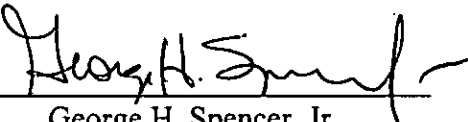
**ATTORNEYS FOR DEFENDANT**

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**APPROVED AS TO FORM:**

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:   
George H. Spencer, Jr.

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

Charles A. Gall  
State Bar No. 07281500  
cgall@hunton.com  
John C. Eichman  
State Bar No. 06494800  
jeichman@hunton.com  
Amy S. Bowen  
State Bar No. 24028216  
abowen@hunton.com  
HUNTON & WILLIAMS LLP  
1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 - Facsimile

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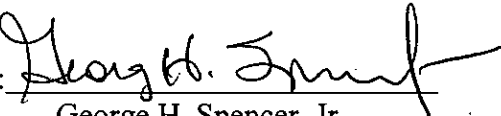
**ATTORNEYS FOR DEFENDANT**

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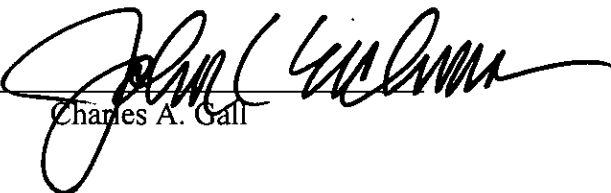
**APPROVED AS TO FORM:**

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:   
George H. Spencer, Jr.

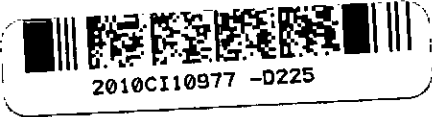
**ATTORNEYS FOR PLAINTIFFS,  
JOHN K. MEYER, ET AL.**

Charles A. Gall  
State Bar No. 07281500  
cgall@hunton.com  
John C. Eichman  
State Bar No. 06494800  
jeichman@hunton.com  
Amy S. Bowen  
State Bar No. 24028216  
abowen@hunton.com  
HUNTON & WILLIAMS LLP  
1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202  
(214) 979-3000 - Telephone  
(214) 880-0011 - Facsimile

By:   
Charles A. Gall

**ATTORNEYS FOR DEFENDANTS**

2025 RELEASE UNDER E.O. 14176



No. 2010-CI-10977

JOHN K. MEYER, ET AL.,  
PLAINTIFFS,

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IN THE DISTRICT COURT

VS.

225TH JUDICIAL DISTRICT

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

DEFENDANT.

BEXAR COUNTY, TEXAS

**ORDER ON MOTION TO EXCLUDE TESTIMONY OF ROBERT LEE**

Came on to be considered the Motion to Exclude Testimony of Robert Lee (the "Motion") filed by Defendant JPMorgan Chase Bank, N.A. After considering the Motion, the Plaintiffs' response, the evidence, including Robert Lee's testimony, and the arguments of counsel, the Court finds that the Motion should be granted as to Mr. Lee's opinions that the leases should be evaluated as of the third quarter of 2009 and the second quarter of 2010 for the purposes of damages and finds that the Motion should otherwise be denied. It is therefore

ORDERED that the Motion is granted, in part, and Mr. Lee's opinions that the leases should be evaluated as of the third quarter of 2009 and the second quarter of 2010 are hereby excluded from evidence for the purposes of damages; it is further

ORDERED that the Motion is otherwise denied.

SIGNED this 15<sup>th</sup> day of April, 2014.

\_\_\_\_\_  
JUDGE PRESIDING

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2010 CI 10977 -0225

**APPROVED AS TO FORM ONLY:**

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  
Telephone: (210) 225-4031  
Facsimile: (210) 222-0586

By:

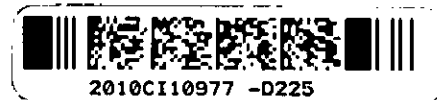
\_\_\_\_\_  
James L. Drought  
[jld@ddb-law.com](mailto:jld@ddb-law.com)  
State Bar No. 06135000

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

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CAUSE NO. 2010-CI-10977

JOHN K. MEYER, et al.

Plaintiff,

v.

JPMORGAN CHASE BANK, NA,  
Individually/Corporately and as Trustee  
of the South Texas Syndicate Trust, and  
GARY P. AYMES

Defendant

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IN THE DISTRICT COURT OF

225<sup>th</sup> JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**ORDER GRANTING NEWFIELD'S MOTION FOR TEMPORARY SEALING ORDER**

On this 28<sup>th</sup> day of October, 2014, came on to be heard non-party Newfield Exploration Company's Motion for Temporary Sealing Order. After reviewing the Motion and hearing from the parties and non-parties involved in this matter, the Court hereby finds that the Motion should be in all things GRANTED.

In making such ruling, the Court finds:

A. The information contained in the documents produced by non-party Newfield Exploration Company ("Newfield") in this matter, bates labeled Meyer-NFX 001-568, contain confidential and proprietary information belonging to Newfield;

B. Newfield would be adversely affected by the public disclosure of the information Newfield requests to seal, and the specific, serious and substantial interest that Newfield has in preventing that public disclosure outweighs the presumption of openness and any adverse effect that sealing the records will have upon the general public's health or safety;

WARRANT TO SEIZURE FOR INFORMATION ON

C. No less restrictive means than sealing the records produced by Newfield in this matter will adequately and effectively protect Newfield's specific interest in preserving the confidentiality of the documents in question as outlined in Newfield's Motion.

It is therefore ORDERED that:

A. All documents produced by Newfield in this matter, which are bates labeled Meyer-NFX 001-568, which are filed or used as an Exhibit, at trial or otherwise, be temporarily sealed pending a final hearing on this issue;

B. A final hearing on Newfield's Motion to permanently seal the records in issue will take place on November 4, 2014 at 8:30 a.m. in the Presiding Courtroom, Bexar County Courthouse, San Antonio, Texas.

Signed this 28 day of October, 2014.

  
DISTRICT COURT JUDGE

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CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL

VS.

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

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IN THE DISTRICT COURT  
225<sup>TH</sup> JUDICIAL DISTRICT

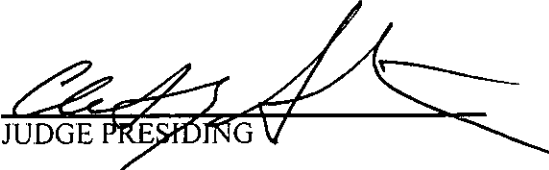
BEXAR COUNTY, TEXAS

**ORDER SEALING RECORDS**

On the 28 day of Oct., 2014 came on to be heard EOG Resources, Inc.'s Motion to Seal Records pursuant to T.R.C.P 76a. After reviewing the pleadings, the stipulations of the parties, the affidavits filed herein, and the arguments of counsel, the Court finds that the records that EOG seeks to seal are confidential and proprietary records constituting trade secrets. Access to this information would give EOG's competitors an advantage by knowing the terms and conditions upon which EOG is willing to lease property in the areas represented by the leases. Such information is not in the public domain and EOG routinely treats this information as confidential and as trade secrets. The Court finds that once these records are introduced into evidence at trial they become court records and subject to sealing pursuant to Rule 76a. The records at issue are documents bates stamped EOG001-EOG306. Such documents are to be sealed indefinitely.

The Court finds that the Movant has proven a specific, serious, and substantial interest exists that clearly outweighs the presumption of openness and any probable adverse effect that sealing will have on the general public's health and safety. The Court further finds that the Movant has shown that no less restricted means than sealing the records will adequately and effectively protect its specific interests.

SIGNED THIS 28<sup>th</sup> day of October, 2014.

  
JUDGE PRESIDING

2014 OCT 28 PM 04:10





(Consolidated Under)  
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,

*Defendant.*

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IN THE DISTRICT COURT

225TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**ORDER GRANTING PLAINTIFFS' MOTION FOR IN-CAMERA INSPECTION  
AND ORDER COMPELLING PRODUCTION OF RECORDS  
REGARDING MARUBENI CORPORATION RESPONSIVE TO  
DISCOVERY SERVED ON JP MORGAN CHASE BANK, N.A.**

On October 20, 2014, the Court heard Plaintiffs Motion for In Camera Inspection and Order Compelling Production of Records Responsive to Discovery Served on JP Morgan Chase Bank, N.A. The Court, after considering the motion, objections, responses, evidence, and argument of counsel, is of the opinion that the Motion should be granted as to Interrogatory No. 4 of Plaintiffs' Fifth Set of Interrogatories *FOR THE DATES JANUARY 1, 2010 TO THE PRESENT.*

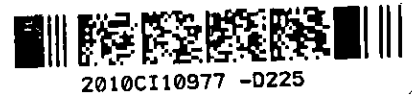
IT IS THEREFORE ORDERED that Defendant JPMorgan Chase Bank N.A. shall produce a response to Interrogatory No. 4 of Plaintiffs' Fifth Set of Interrogatories *BY OCTOBER 23, 2014* within ~~1 day~~ *AS TO MARUBENI CORPORATION AND MARUBENI EAGLE FORD, L.P. AND AS TO MARUBENI CORPORATE AFFILIATES AND SUBSIDIARIES ON A ROLLING BASIS THEREAFTER.*

The response produced pursuant to this Order shall be covered by the protective order in the underlying litigation as it applies to nonparties

Signed on this 20th day of October, 2014.

*[Signature]*  
PRESIDING JUDGE

10/21/2014 10:41 AM



CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET. AL.,  
Plaintiffs,

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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  
Defendant.

BEXAR COUNTY, TEXAS

**ORDER DENYING DEFENDANT'S RULE 166(g) MOTION FOR  
PRE-TRIAL RULING ON A CONTESTED ISSUE OF LAW**

On October 13, 2014, came on for hearing Defendant's Rule 166(g) Motion for Pre-Trial Ruling on a Contested Issue of Law, and Plaintiffs' Opposition thereto. The Court, after considering the pleadings, evidence and argument of counsel, makes the following ruling:

IT IS THEREFORE ORDERED that Defendant's Rule 166(g) Motion for Pre-Trial Ruling on a Contested Issue of Law is DENIED without prejudice to consideration of the issue by the trial judge.

Signed on this <sup>15<sup>th</sup></sup> day of October, 2014.  
OCT 15 2014

PRESIDING JUDGE

NUMBER TO BE PRINTED ON

AGREED AS TO FORM:

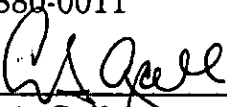
**HUNTON & WILLIAMS LLP**

1445 Ross Avenue, Suite 3700

Dallas, Texas 75202

Tel: (214) 979-3000

Fax: (214) 880-0011

By: 

Charles A. Gall

State Bar No. 07281500

Email: cgall@hunton.com

John C. Eichman

State Bar No. 06494800

Email: jeichman@hunton.com

Amy S. Bowen

State Bar No. 24028216

abowen@hunton.com

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

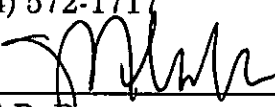
**LOEWINSOHN FLEGLE DREARY, L.L.P.**

12377 Merit Drive, Suite 900

Dallas, Texas 75251

Telephone: (214) 572-1700

Fax: (214) 572-1717

By: 

David R. Deary

State Bar No. - 05624900

Email: [davidd@lfd.com](mailto:davidd@lfd.com)

Jim L. Flegle

State Bar No. - 07118600

Email: [jflegle@lfd.com](mailto:jflegle@lfd.com)

Jeven R. Sloan

State Bar No. - 24039177

Email: [jsloan@lfd.com](mailto:jsloan@lfd.com)


**ATTORNEYS FOR PLAINTIFFS**

10-11-01 10:00 AM 10/11/01 10:00 AM





SIGNED on this 19<sup>th</sup> day of July, 2013.

  
The Honorable Barbara Nellermoe  
Judge Presiding

**APPROVED AS TO FORM ONLY:**

CLEMENS & SPENCER, P.C.  
112 E. Pecan St., Suite 1300  
San Antonio, Texas 78205-1531  
(210) 227-7121 – Telephone  
(210) 227-0732 – Facsimile

By: \_\_\_\_\_  
George H. Spencer, Jr.  
State Bar No. 18921001

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

By: \_\_\_\_\_  
James L. Drought  
State Bar No. 06135000

TINSMAN & SCIANO, INC.  
10107 McAllister Frwy.  
San Antonio, Texas 78216  
Telephone: (210) 225-3121  
Telecopier: (210) 225-6235

By: \_\_\_\_\_  
Richard Tinsman  
State Bar No. 20064000

**ATTORNEYS FOR PLAINTIFFS**

LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Dr., Suite 900  
Dallas, Texas 75251  
(214) 572-1700 – Telephone  
(214) 572-1717 – Facsimile

By: \_\_\_\_\_  
Jim L. Flegle  
State Bar No. 07118600

**ATTORNEYS FOR PLAINTIFFS**

ZELLE HOFFMANN VOELBEL & MASON LLP  
500 Washington Ave. South, Suite 4000  
Minneapolis, MN 55415  
(612) 336-9109 - Telephone  
(612) 336-9100 - Facsimile

By: \_\_\_\_\_  
John B. Massopust, *Pro Hac Vice*  
Matthew Gollinger, *Pro Hac Vice*

**ATTORNEYS FOR PLAINTIFFS/INTERVENORS**

HORNBERGER FULLER SHEEHAN BEITER  
WITTENBERG & GARZA INCORPORATED  
The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, Texas 78209  
(210) 271-1700 – Telephone  
(210) 271-1730 – Facsimile


By: \_\_\_\_\_  
Patrick K. Sheehan  
State Bar No. 18175500  
Kevin M. Beiter  
State Bar No. 02059065  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**ATTORNEYS FOR DEFENDANTS**

07/20/2011 10:10 AM



SIGNED on this 19<sup>th</sup> day of July, 2013.

  
The Honorable Barbara Nellermoe  
Judge Presiding

**APPROVED AS TO FORM ONLY:**

CLEMENS & SPENCER, P.C.  
112 E. Pecan St., Suite 1300  
San Antonio, Texas 78205-1531  
(210) 227-7121 – Telephone  
(210) 227-0732 – Facsimile

By: \_\_\_\_\_  
George H. Spencer, Jr.  
State Bar No. 18921001

DROUGHT, DROUGHT & BOBBITT, LLP  
112 East Pecan Street, Suite 2900  
San Antonio, Texas 78205  
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James L. Drought  
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TINSMAN & SCIANO, INC.  
10107 McAllister Frwy.  
San Antonio, Texas 78216  
Telephone: (210) 225-3121  
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**ATTORNEYS FOR PLAINTIFFS**

LOEWINSOHN FLEGLE DEARY, L.L.P.  
12377 Merit Dr., Suite 900  
Dallas, Texas 75251  
(214) 572-1700 – Telephone  
(214) 572-1717 – Facsimile

By: \_\_\_\_\_

Jim L. Flegle  
State Bar No. 07118600

**ATTORNEYS FOR PLAINTIFFS**

ZELLE HOFFMANN VOELBEL & MASON LLP  
500 Washington Ave. South, Suite 4000  
Minneapolis, MN 55415  
(612) 336-9109 - Telephone  
(612) 336-9100 - Facsimile

By: \_\_\_\_\_

John B. Massopust, *Pro Hac Vice*  
Matthew Gollinger, *Pro Hac Vice*

**ATTORNEYS FOR PLAINTIFFS/INTERVENORS**

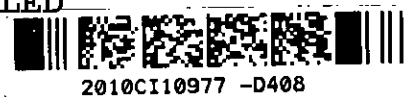
HORNBERGER FULLER SHEEHAN BEITER  
WITTENBERG & GARZA INCORPORATED  
The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, Texas 78209  
(210) 271-1700 – Telephone  
(210) 271-1730 – Facsimile

By: \_\_\_\_\_

Patrick K. Sheehan  
State Bar No. 18175500  
Kevin M. Beiter  
State Bar No. 02059065  
Rudy A. Garza  
State Bar No. 07738200  
David Jed Williams  
State Bar No. 21518060

**ATTORNEYS FOR DEFENDANTS**





Cause No. 2010-CI-10977

JOHN K. MEYER, ET AL.,

*Plaintiffs,*

VS.

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

*Defendant.*

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IN THE DISTRICT COURT

408<sup>TH</sup> JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

Cause No. 2011-CI-04747

EMILIE BLAZE,

*Plaintiffs,*

VS.

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

*Defendant.*

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IN THE DISTRICT COURT

225<sup>TH</sup> JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

Cause No. 2014-CI-01233

IN RE:

IN THE MATTER OF THE SUCCESSOR  
TRUSTEE OF THE SOUTH TEXAS  
SYNDICATE TRUST

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IN THE DISTRICT COURT

225<sup>TH</sup> JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**ORDER APPROVING THE WITHDRAWAL OF OBJECTIONS FILED BY  
UB MEYER FAMILY PARTNERSHIP LTD AND EMILIE BLAZE**

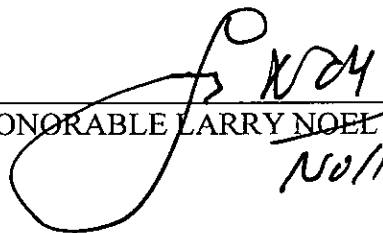
On the 23 day of March, 2015, came on to be considered **UB MEYER FAMILY**

PRINTING GO TO VENDOR FOR UPDATES

**PARTNERSHIP LTD, and EMILIE BLAZE's** Motion to Withdraw all Objections to the Second Motion for Payment of Attorney's Fees and Expenses.

After considering the same, the Court hereby Orders the Objections by **UB MEYER FAMILY PARTNERSHIP LTD, and EMILIE BLAZE**, be and are hereby **WITHDRAWN**.

SIGNED this the 23<sup>rd</sup> day of March, 2015.

  
HONORABLE LARRY NOEL  
No 11

APPROVED AS TO FORM:

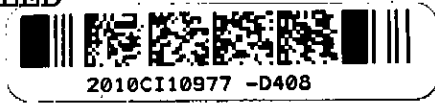
  
RICHARD P. CORRIGAN

Attorney at Law  
1920 Nacogdoches Road, Suite 100  
San Antonio, Texas 78209  
Telephone : (210) 824-9505  
Facsimile: (210) 824-3009  
State Bar No. 04840700

ATTORNEY FOR UB MEYER FAMILY  
PARTNERSHIP LTD AND EMILIE BLAZE

2015 MAR 23 10:14 AM





## 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

408TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

FINAL JUDGMENT

As a result of an Order of Consolidation dated December 18, 2014, the claims currently pending in this case are those claims pending in Cause No. 2010-CI-10977, styled *John K. Meyer, et al v. J.P. Morgan Chase Bank, N.A.*, individually/corporately and as Trustee of the South Texas Syndicate Trust (“the STS Trust”) prior to the Order of Consolidation (“the Meyer Case”) and those claims originally severed from the Meyer Case into Cause No. 2014-CI-01233, styled *In Re: The Matter of the Successor Trustee of the South Texas Syndicate Trust* (“the Accounting Case”) but consolidated with the Meyer Case pursuant to the Order of Consolidation. Accordingly, the parties to this case are (i) the Plaintiffs in the Meyer Case as identified in the Seventh Amended and Supplemented Petition, and listed on Exhibit A hereto (“The Meyer Plaintiffs”); (ii) the Intervenors not seeking affirmative relief in the Meyer Case identified in the Washburn Intervenors’ Third Amended Petition in Intervention, and listed on Exhibit B hereto (“the Washburn Intervenors”); (iii) the Intervenors seeking affirmative relief in the Third Amended Plea in Intervention filed by Wells Fargo Bank as Trustee/Co-Trustee, and listed on Exhibit C hereto (“the Wells Fargo Intervenors”); (iv) the Intervenors seeking affirmative relief in the Second Amended Plea in Intervention filed by U.S. Bank in its capacity as trustee of

various trusts, and listed on Exhibit D hereto (“the U.S. Bank Intervenors”); (v) the beneficiaries of the STS Trust who have been served with process or executed waiver of service of process in the Accounting Case, and listed on Exhibit E hereto (“the Accounting Parties”); and (iv) JPMorgan Chase Bank, N.A., individually and corporately as Trustee of the STS Trust (“JPMorgan”).

On November 14, 2014, the parties in the Meyer Case appeared and announced that the Meyer Case had been settled and compromised subject to certain conditions contained in the Settlement and Mutual Release Agreement filed in this case (“the Settlement Agreement”). Thereafter, pursuant to the Settlement Agreement, on December 22, 2014, JPMorgan filed its Final Accounting as Former Trustee of the STS Trust, Application for Approval of Final Accounting, and Application for Judicial Discharge (“the Final Accounting”). Previously, on June 30, 2014, JPMorgan had filed an Interim Accounting of Trustee of South Texas Syndicate Trust, Application for Approval of Accounting, and Application for Judicial Discharge as Trustee Upon Filing of Final Accounting (“the Interim Accounting”).

On January 28, 2015, the Meyer Plaintiffs, Wells Fargo Intervenors, the U.S. Bank Intervenors, and JPMorgan announced in this consolidated action that (i) the Settlement Agreement has been executed by beneficiaries of the STS Trust owning at least 98.930745% of the beneficial interests in the STS Trust, thus satisfying the condition with respect thereto set forth in the Settlement Agreement, and requiring that all claims in the Meyer Case be dismissed with prejudice and that JPMorgan perform its obligations under the Settlement Agreement. Accordingly, the Meyer Plaintiffs, the Wells Fargo Intervenors, the U.S. Bank Intervenors, and JPMorgan requested that the Court conduct a hearing on the Interim Accounting, the Final Accounting, the Fee Application filed by Plaintiffs’ Attorneys representing the Meyer Plaintiffs,

DOWN TO BOTTOM

the Wells Fargo Intervenors and the U.S. Bank Intervenors and the Joint Motion for Entry of Final Judgment, and then to enter this Final Judgment.

On January 28, 2015, JPMorgan appeared in this consolidated action and presented evidence that all the Meyer Plaintiffs, the Washburn Intervenors, the Wells Fargo Intervenors, the U.S. Bank Intervenors, and the Accounting Parties have been served with (i) Defendant's Third Party Petition for Accounting, Judicial Discharge, and Declaratory Relief, Defendant's First Supplemental Third Party Petition for Accounting, Judicial Discharge, and Declaratory Relief, and/or Defendant's Second Supplemental Third Party Petition for Accounting, Judicial Discharge, and Declaratory Relief ("the Petitions"), (ii) the Interim Accounting, and (iii) the Final Accounting.

The Court, after considering the terms of the Settlement Agreement and conducting a hearing on the Interim Accounting, the Final Accounting, and the Fee Application, finds that (i) beneficiaries holding at least 98.930745% of the outstanding interests in the STS Trust have signed the Settlement Agreement; (ii) all parties to this action have been served and/or executed a Waiver of Citation and Consent; (iii) no party has made any objection to the Settlement Agreement, and the Settlement Agreement is in the best interest of all parties with an interest in the STS Trust and, therefore, all claims in the Meyer Case should be dismissed with prejudice; (iv) no party has made any objection to either the Interim Accounting or the Final Accounting, and, therefore, both the Interim Accounting and Final Accounting should be approved and JPMorgan should be discharged and released in all capacities from all liability relating to the STS Trust, save and except for those obligations of JPMorgan in the Settlement Agreement; and (v) the Fee Application should be granted and the reasonable and necessary attorneys' fees and



Aymes), attorneys and representatives, and JPMorgan's predecessor trustees and their respective predecessors, successors, agents, affiliates, parents, attorneys, and assigns (collectively the "Discharged Parties") from and against any and all claims, demands, damages, actions, causes of action, suits, contracts, agreements, duties, obligations, accountings, and liabilities of any form or nature whatsoever, known or unknown, suspected or unsuspected, in contract or in tort, at law or in equity, whether based on fiduciary duty or any other duty imposed by law, equity, or contract which they, or any of them, ever had, now have, or might hereafter have, whether such claims now exist or may hereafter arise, exist, or accrue that involve in any way or relate directly to or indirectly to the STS Trust (or the Discharged Parties' roles, actions, or omissions relating to the STS Trust or their administration or management in any capacity) including, but not limited to, any claims (or damages of any nature, including actual, consequential, punitive, or other) relating to or arising from (i) the Discharged Parties' management or administration of or resignation from the STS Trust (or any aspect thereof); or (ii) claims brought or raised against or that could be (now or in the future) or have been raised or brought against any of the Discharged Parties in the Meyer Case or Accounting Case, save and except for those obligations of JPMorgan in the Settlement Agreement; it is further

ORDERED, ADJUDGED and DECREED that the Fee Application is granted and Plaintiffs' Attorneys for the Meyer Plaintiffs, the Wells Fargo Intervenors and U.S. Bank Intervenors shall be paid the following sums only from the settlement funds paid pursuant to the Settlement Agreement and only in accordance with the terms of the Settlement Agreement:

*CG*  
*gr*  
*J*  
\$ 16,986,449.00; it is further

ORDERED, ADJUDGED AND DECREED that the Warner Fee Application is denied; it is further

*J*  
without  
prejudice  
*CG gr*

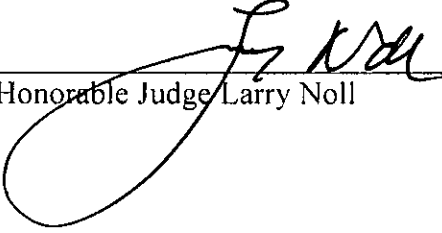
ORIGINAL TO BE FILED FOR THE COURT

ORDERED, ADJUDGED, and DECREED THAT all costs of court spent or incurred in this consolidated action are adjudged against the party incurring same; it is further

ORDERED, ADJUDGED AND DECREED that all claims in this consolidated action, including, but not limited to, all claims that were or could have been brought in the Meyer Case or the Accounting Case, are hereby dismissed with prejudice.

This final judgment finally disposes of all parties and all claims and is final and appealable.

Signed this 28<sup>th</sup> day of January, 2015.

  
\_\_\_\_\_  
Honorable Judge Larry Noll

COPIES TO BE MADE FOR THE COURT

COPIES TO BE MADE FOR THE NATIONAL ARCHIVES

1/1/78

RECEIVED  
1/1/78





25. Kevin Clarke
26. Barbara Warner Collins
27. Catherine M. Cowles
28. Sally Crowley
29. Daniel E. Crowley, IV
30. Sheila Ann Curlee
31. Curry Family Limited Partnership
32. AnnaJo Doerr, as Manager of the AnnaJo Doerr Managing Agency
33. Edward Doerr, as Manager of the Edward Doerr Managing Agency
34. Henry Doerr IV
35. Katherine Doerr, as trustee of the Katherine D. Doerr Revocable Trust
36. Mary C. Doerr, as Manager of the Mary C. Doerr Managing Agency
37. Robin P. Downs
38. Cathy A. Duus
39. Union Bank, as trustee of the Robert Elbridge Norris Testamentary Trust
40. Mary McLean Evans
41. Fred Fair
42. Sandra Faulkner
43. Douglas Faulkner
44. Susan A. Foster
45. Raymond L. Foster, Sr.
46. John D. French and Kathleen French, as trustees of the John D. French Living Trust dated 3-26-97
47. Charles B. Gertmenian
48. Sarah Gertmenian
49. Thomas G. Gertmenian, as trustee of the Thomas G. Gertmenian Trust

2025 RELEASE UNDER E.O. 14176

50. Linda Merrill Haas
51. Susan P. Hansell, as trustee of the Anne Pennock 2012 Trust
52. Andrew Hilgartner
53. Elizabeth Jubert
54. Monte J. Kestell, Jr.
55. Robert J. Kestell
56. Patricia Larrabure
57. Sheila M. MaGee
58. Kevin P. MaGee
59. Catherine Hilgartner Masucci
60. Nannette Mayber
61. Deirdre A. McCarthy
62. John McCarthy
63. Patrick McCarthy
64. Timothy S. McCarthy
65. Timothy S. McCarthy, as trustee of The McCarthy Trust dated 7/6/06
66. Janet G. MacFarlane
67. Thomas P. McGrath
68. Laurie McGrath
69. Jamie McGrath-Marx
70. David W. McLean
71. Laura T. McLean
72. Lisa F. McLean
73. Nancy McLean
74. Robert C. Mesaros

2025 RELEASE UNDER E.O. 14176

75. Kathryn F. Mesaros
76. John K. Meyer
77. John Meyer, Jr.
78. Theodore Meyer
79. Kristen E. Meyer
80. Helen Aubrey Meyer
81. Theodore F. Meyer, V
82. UBMEYER Family Partnership, Ltd. by its General Partner UBMEYER Management, LLC
83. Mary C. Miller
84. Julia P. Mombello
85. Jeannette M. Muirhead
86. Gwen S. Myers
87. Caroline P. Myhre
88. Marcia Lee Nelson
89. Shannon and James Nelson
90. Roland C. Nickerson
91. Roger B. Noyes and Sally Noyes, as trustees of the Roger B/Henrietta P Noyes Revocable Living Trust
92. Anne Pennock
93. Charles F. Pierson, Jr.
94. David Pierson
95. James Pierson
96. John Pierson
97. Addison Piper
98. Andrew P. Piper

2025 RELEASE UNDER E.O. 14176

99. Ann Piper
100. George F. Piper
101. Harry C. Piper III
102. James T. Piper
103. John Carter Piper
104. John Carter Piper and Elizabeth Piper-Forman, as trustees of the MCP Trust
105. John Q. Piper
106. Karen B. Piper, as trustee of the Karen Odessa Piper 2012 Revocable Trust
107. Robin Downs, as trustee of the Kathleen Page Piper Revocable Living Trust
108. Matthew B. Piper
109. Timothy T. Piper and Carol A. Piper, as trustees of the Timothy T. Piper Living Trust
110. Vincent G. Pardo Piper
111. William Piper, as trustee of the William Piper Trust
112. William G. Piper
113. Elizabeth Piper-Forman
114. Geraldine A. Rasmussen
115. Richard Richard, Sr.
116. Richard M. Rogers, as trustee of the Carl E. Rogers Trust
117. Bethany Clarke Rothermel
118. Donald B. Salisbury
119. Mary M. Schwartz
120. Dwight D. Sholes
121. Marjorie N. Skiff

122. Susan G. Snow, as trustee of the Susan G. Snow Living Trust
123. Elizabeth Warner Verkade
124. Julia Mary Walker
125. Barbara Warner, as trustee of the Thomas L. Warner Irrevocable Trust
126. Bonnie Warner
127. Ellsworth A. Warner, Jr.
128. Harry T. Warner
129. Sally S. Warner
130. Brad Warner, as trustee of the Sally S. Warner Trust U/A 2/12/1997
131. M. A. Warner Jr., as trustee of the M. A. Warner Jr. Revocable Trust
132. Ted E. Warner and Thomas Livingston Warner, as trustees of the Katherine B. Warner Trust
133. Ted E. Warner and Thomas Livingston Warner, as trustees of the H. David Warner Trust
134. Thomas Livingston Warner
135. Thomas Livingston Warner, as Special Trustee of the Thomas L. Warner Irrevocable Trust
136. William Piper Warner, Jr.
137. Dixie Webb
138. William B. Whiting, as trustee of the Jean W. Whiting Family Trust
139. Sarah Warner Whittington
140. Louise Windsor



WASHBURN INTERVENORS

1. John L. Washburn
2. Ellen McLean and Anthony A. Imhof, as trustees of the Imhof Family Trust
3. Malcom McLean, as trustee of the Malcolm McLean Revocable Family Trust
4. A. Michael Washburn
5. Daniel Washburn
6. Julia Washburn
7. Robert F. McLean
8. Anthony A. McLean
9. John H. McLean
10. Ian McLean
11. Hugh H. McLean
12. Christopher McLean
13. Deborah Field Washburn
14. Sarah McLean

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WELLS FARGO INTERVENORS

1. Wells Fargo Bank, N.A., as trustee of the Louise G. Piper Trust FBO Harry Aldrich.
2. Wells Fargo Bank, N.A., as trustee of the Louise G. Piper Trust FBO Linda Aldrich.
3. Wells Fargo Bank, N.A., as trustee of the Henry Doerr IV Trust.
4. Wells Fargo Bank, N.A., as trustee of the Harry C. Piper, Sr. Trust FBO Linda Aldrich.
5. Wells Fargo Bank, N.A., as trustee of the Harry C. Piper, Sr. Trust FBO Thomas C. Aldrich.
6. Wells Fargo Bank, N.A., as trustee of the Harry C. Piper, Sr. Trust FBO Harry Aldrich.
7. Wells Fargo Bank, N.A., as trustee of the George F. Piper Trust FBO Alice P. Cestari.
8. Wells Fargo Bank, N.A., as trustee of the George F. Piper Trust FBO George F. Piper, Jr.
9. Wells Fargo Bank, N.A., as trustee of the Louise G. Piper Trust FBO Addison L. Piper.
10. Wells Fargo Bank, N.A., as trustee of the Louise G. Piper Trust FBO David L. Piper.
11. Wells Fargo Bank, N.A., as trustee of the Louise G. Piper Trust FBO Harry C. Piper, III.
12. Wells Fargo Bank, N.A., as trustee of the H.C. Piper Trust FBO Addison L. Piper.
13. Wells Fargo Bank, N.A., as trustee of the H.C. Piper Trust FBO David L. Piper.
14. Wells Fargo Bank, N.A., as trustee of the H.C. Piper Trust FBO Harry C. Piper, III.
15. Wells Fargo Bank, N.A., as trustee of the Thomas C. Aldrich Revocable Trust.
16. Wells Fargo Bank, N.A., as trustee of the Louise G. Piper Trust FBO Charles F. Pierson, Jr.

2025 RELEASE UNDER E.O. 14176

17. Wells Fargo Bank, N.A., as trustee of the H.C. Piper Trust FBO Charles F. Pierson, Jr.
18. Wells Fargo Bank, N.A., as trustee of the Carol Brunner Marital Trust.
19. Wells Fargo Bank, N.A., as trustee of the Carol Brunner Trust FBO Clara.
20. Wells Fargo Bank, N.A., as trustee of the Carol Brunner Trust FBO Dylan.
21. Wells Fargo Bank, N.A., as trustee of the Georgia R. Doerr Irrevocable Trust.
22. Wells Fargo Bank, N.A., as trustee of the Colter D.S. Doerr Irrevocable Trust.

01-11-11 07:00:00 AM FOR UPON ON/11-11-11

11-11-11 10:11 AM 11/11/11

**U.S. BANK INTERVENORS**

1. U.S. Bank Trust National Association SD, as trustee of the Harry C. Piper Trust U/A FBO Margaret P. Cost dated 1/27/37.
2. U.S. Bank Trust National Association SD and Matt Pierson, as trustees of the Louise G. Piper Trust U/W FBO Margaret P. Cost dated 8/19/72.
3. U.S. Bank Trust National Association SD and Matt Pierson, as trustees of the Harry C. Piper Trust U/W FBO Margaret P. Cost dated 11/5/63.
4. U.S. Bank National Association and Barbara Erickson, as trustees of the Frank N. Graham GST Exempt Family Trust #1 U/A dated 10/24/94.
5. U.S. Bank National Association and Barbara Erickson, as trustees of the Frank N. Graham GST Non-Exempt Family Trust #2 U/A dated 10/24/94.
6. U.S. Bank National Association as agent for Mary C. Hertica and Dennis E. Wisener as trustees of the Hertica-Wisener Family Trust U/A dated 10/29/09.
7. U.S. Bank National Association, as trustee of the William W. Gage Revocable Trust U/A dated 1/28/86.
8. U.S. Bank National Association, as agent for Sandra J. Costlow.
9. U.S. Bank National Association, as trustee of the Louise H. Piper Trust U/W dated 12/31/24.
10. U.S. Bank National Association, as trustee of the Walter D. Douglas II Residuary Trust U/A FBO Susan D. Shraibati dated 6/13/50.
11. U.S. Bank National Association, as trustee of the Walter D. Douglas II Residuary Trust U/A FBO David C. Douglas dated 6/13/50.
12. U.S. Bank National Association and Georgia Ray Lindeke, as trustees of the Georgia Ray Decoster Trust U/W dated 9/22/61.
13. U.S. Bank National Association, as trustee of the Franciose Latil Revocable Trust U/A dated 2/15/99.
14. U.S. Bank National Association, as trustee of the H. C. Piper Trust U/A FBO Charles Pierson dated 1/27/37.
15. U.S. Bank National Association and Kim Rogers-Harless, as co-personal representatives for the estate of Jeffrey E. Harless.
16. U.S. Bank National Association as trustee of the Annick Latil Revocable Trust U/A dated 11/29/00.

2025 RELEASE UNDER E.O. 14176

17. U.S. Bank Trust National Association SD, David P Crosby and Albert Andrews Jr. as trustees of the Harry C Piper Trust U/W FBO Katherine P Crosby dated 11/5/63.
18. U.S. Bank Trust National Association SD, David P Crosby and Albert Andrews Jr. as trustees of the Louise G Piper Trust U/W FBO Katherine P Crosby dated 8/13/64.
19. U.S. Bank Trust National Association SD, as trustee of the Harry C Piper Trust U/A FBO Katherine P Crosby dated 1/27/37.

01-11-2011 10:00:00 AM

1  
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ACCOUNTING PARTIES

1. Tiffany Aldrich, Trustee of Tiffany Aldrich Revocable Trust
2. Charles M. Aldrich, IV
3. Robin L. Allen
4. Ararat Investments, LLC
5. Christine C. Bach, Trustee, Christine C. Bach Revocable Trust
6. Michael J. Barrington
7. Bridget Bly
8. Micah Bly
9. Billy Harper, Executor of the Estate of Mark Bouliane
10. Gretchen Ann Schulz Bradley
11. Brentwood East, Inc.
12. Dolph Briscoe, III, Brisco Ranch, Incorporated
13. Ann Carcaterra
14. Richard Feigenbaum, Esq., Trustee of Alice P. Cestari 2012 Irrevocable Trust
15. Janice M. Warner Cooke
16. U.S. Bank N.A. Trustee of the Margaret P. Cost Trust
17. Rebecca Renee Conour
18. Kent Erio Cromwell
19. Katherine P. Crosby
20. U.S. Bank N.A., Trustee Harry C. Piper Trust FBO Katherine P. Crosby
21. Mary S. Curtiss, Trustee

UNFINISHED BUSINESS

22. Sean N. Foran, Heir of John M. Foran
23. Thomas A. Foran, Heir of John M. Foran
24. Sara Ann Griffis Dees
25. Crystal Di'Anno
26. U.S. Bank N.A., Trustee of the LH Piper Trust
27. Charles W. French, Trustee of the Charles W. French Revocable Trust
28. Mary C. French, Trustee of the Mary C. French Revocable Trust
29. Alex D. Gage
30. Danielle Gage
31. Karen M. Gallup
32. Patsy V. Gartley
33. Jane M. Gerry
34. Donald and Meg Gertmenian, Trustees Gertmenian Family Trust
35. Peter G. Gertmenian
36. U.S. Bank as co-Trustee of The Frank N. Graham GST Non-Exempt Family Trust
37. The Greater Lansing aka PNC International Foundation
38. Donald W. Griffis
39. Mary Russell Harjo
40. U.S. Bank N.A., Trustee of the HC Piper Trust 1962
41. Phillip H. Heintz & Georgette V. Heintz Family Trust dtd 3/2/93
42. William C. Helms, Sole Independent Executor for the Estate of Sallie Griffis Helms
43. Megan Katherine Incantalupo
44. Jane E. Jussila
45. Betty June Kelley



46. Kathleen M. Kelly
47. Wendell Kelley
48. Sally Ann Kerr
49. Manitou Fund
50. Peter McCarthy
51. Betty Watson McGrath
52. Brian M. McGrath
53. Molly K. McGrath
54. William L. McGrath
55. Mildred McLean
56. Merrill Lynch Pierce Fenner & Smith, Agent for John and Jane Doe(s)  
who claim interest in CUSIP # 838999910
57. Patricia Elizabeth Mirrer
58. Matthew Christopher Monteiro
59. Edie Marie Monteiro
60. Mitchell Perry Monteiro
61. William J. Nickerson
62. Joan T. Noyes, Co-Trustee Noyes Family Trust dd 11/23/84
63. Matthew O'Conner
64. Nancy O'Conner
65. David J. Orlady, Trustee David J. Orlady Revocable Trust
66. Mary Orlady Sperling
67. Lewis T. Orlady
68. Patricia M. Orlady and David J. Orlady, Trustees, U/A DTD 6-25-1987
69. Paul W. Orlady
70. Thomas M. Orlady

ORIGINAL FOR ATTORNEY GENERAL

71. Leslie B. Pierson
72. 3 Pipers, LLC
73. Carol A. Piper, Trustee of Carol Piper Living Trust
74. David L. Piper, Trustee The David L. Piper Revocable Trust U/A DTD 8/28/96
75. Edmund P. Piper
76. Harrison James Piper
77. Janet R. Piper
78. Kathleen Page Piper, Trustee of the Kathleen Page Piper Revocable Living Trust
79. U.S. Bank N.A., Co-Trustee of the Harry C. Piper Trust FBO Margaret P. Cost
80. U.S. Bank N.A., Trustee of the H. C. Piper TUW FBO Katherine P. Crosby
81. Heidi Piper
82. U.S. Bank N.A., Trustee of the Louise G. Piper Trust FBO Margaret P. Cost
83. U.S. Bank N.A., Co-Trustee of the LG Piper TUW FBO Katherine P. Crosby Trust
84. U.S. Bank N.A. Trustee of the LG Piper 1964 Trust
85. U.S. Bank N.A. Trustee of the LH Piper Trust U/W Sally Piper Noyes
86. William G. Piper, Co-Trustee of the Piper Family Trust U/A 1/13/13
87. Susan Piper, Co-Trustee of the Piper Family Trust U/A 1/13/13
88. Polly & Co.
89. David N. Rasmussen
90. Donald L. Rasmussen
91. Gordon T. Ray
92. Olivia Jane Riccobono

ORIGINAL COPY SENT TO THE COURT

93. Kathleen Richard
94. Brent William Rogers
95. Carl E. Rogers
96. Darrell W. Rogers
97. Erik Dane Rogers
98. James Jory Rogers
99. Kenneth L. Rogers
100. Robert Dean Rogers
101. Bethany C Rothemel
102. Katherine A. Rozek
103. James E. Russell
104. Timothy Salisbury
105. Michael Donovan Schulz
106. Susan Christine Schulz
107. Martha W. Sholes
108. Rebecca C. Sholes
109. Brett E. Sine
110. Michael C. Sine
111. Doyle Ray Smith
112. David Lee Smoot
113. Earl Curtiss Smoot
114. Sue Ann Stenson
115. Texas Christian University
116. U. S. Bank N.A., agent for Sandra J. Wayland Costlow
117. U.S. Bank N.A., Trustee of the Harry C. Piper Trust U/A Margaret P. Cost

ORIGINAL TO BE FILED IN THE OFFICE OF THE CLERK OF THE DISTRICT COURT OF THE DISTRICT OF COLUMBIA

118. Elizabeth M. Varrenti
119. Richard H. Vaughn
120. Shirley H. Vaughn
121. Don A. Warner III
122. Ellsworth A. Warner, Jr., Trustee of the Ellsworth A. Warner Jr. Family Trust
123. Henry T. Warner, Co-Trustee of the HT Warner Trust dated 1/9/78
124. Sally S. Warner, Co-Trustee of the HT Warner Trust dated 1/9/78
125. Richard Warner
126. Henry T. Warner, Co-Trustee of the Sally S. Warner Trust U/A 2/12/1997
127. Sally S. Warner, Co-Trustee of the Sally S. Warner Trust U/A 2/12/1997
128. Don A. Warner III, Trustee of the Martha Ann Warner Trust
129. Ted E. Warner, Trustee The Joan Warner Trust for the Ted E. Warner Family
130. Judith M. Warner
131. David Warner and Margie Warner, Trustees of Joan E. Warner Trust for David A. Warner Family
132. Cheryl Warren
133. John P. Warren
134. John P. Warren Trustee of the John P. Warren Separate Property Trust
135. Jonathan Lars Washburn
136. Susannah Laleh Washburn
137. Patricia Webb
138. Barbara K. Welder, as Trustee of the Non-Exempt Marital Trust
139. Mary M. Wright

## 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

408TH JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**ORDER GRANTING NONSUIT WITHOUT PREJUDICE**

Came on to be considered the Notice of Nonsuit Without Prejudice filed by Defendant JPMorgan Chase Bank, N.A., Individually and as former Trustee of the South Texas Syndicate Trust ("J.P. Morgan"), also a Third Party Plaintiff in Cause No. 2014-CR-01233, styled *In Re: The Matter of the Successor Trustee of the South Texas Syndicate Trust* ("the Accounting Case"), and consolidated herein.

The Court, having considered such Notice of Nonsuit Without Prejudice as to the following Third Party Defendants:

- (1) Ararat Investments, LLC (registered agent Jasmine Bedrossian)<sup>1</sup>;
- (2) Merrill Lynch, Pierce, Fenner & Smith, Inc. as agent for James K. Warner;
- (3) John H. Ray III;
- (4) Bettye Q. Cromwell;
- (5) Ruth Ann Burns, the trustee of the Burns Family Trust;

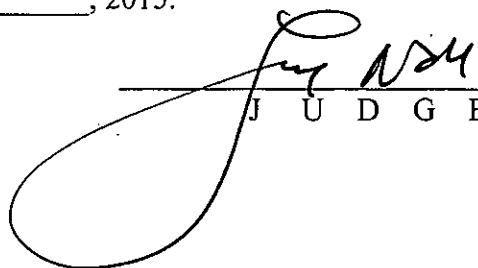
<sup>1</sup> Ararat Investments, LLC, with Jasmine Bedrossian, named as a third party defendant in J.P. Morgan's First Supplemental Third Party Petition for Accounting, Judicial Discharge, and Declaratory Relief, is nonsuited. Ararat Investments, LLC, with manager Susan G. Snow, named as a third party defendant in J.P. Morgan's Second Supplemental Third Party Petition for Accounting, Judicial Discharge, and Declaratory Relief is not nonsuited.

- (6) Virginia McGaffey;
- (7) Clanton King, the personal representative of the estate of Virginia McGaffey;
- (8) Craig Allen Rogers;
- (9) Wells Fargo Bank, N.A., sued herein as agent for Dylan Brunner, who possesses an interest in account #10735700;
- (10) Dylan Brunner Doerr;
- (11) Gregory Piper Noyes;
- (12) James K. Warner;
- (13) Jeffrey N. Monteiro;
- (14) Courtney Hill, Ltd.;
- (15) Wells Fargo Bank, N.A., as trustee of the Mila Hill Doerr Trust;
- (16) Nancy E. McGrath;
- (17) Louis Hunter Piper, Jr., the trustee of the Piper 2014 Trust;
- (18) Reed W. Doerr;
- (19) Wells Fargo Bank, N.A., as trustee of the Reed W. Doerr Trust;
- (20) Joyce Smoot;
- (21) Rory Leigh Piper;
- (22) Michael P. Noyes, co-trustee of the Noyes Family Trust dd 11/23/84;
- (23) Alicia Orbegoso;
- (24) Betsy McGrath Lundy; and
- (25) William M. Thornbury

(collectively the "Nonsuited Parties"); and finds that it should be GRANTED.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED that all claims asserted by J.P. Morgan against the Nonsuited Parties are hereby dismissed without prejudice to refiling same.

Signed this 28 day of JAN, 2015.

  
\_\_\_\_\_  
J U D G E

2015 JAN 28 10:00 AM



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

JOHN K. MEYER, ET AL.

vs.

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

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IN THE DISTRICT COURT

48<sup>1</sup> JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

ORDER SEALING COURT RECORDS

This matter came for hearing on November 12, 2014. The Court, having considered all filings in connection with the Motion to Seal Court Records (the "Motion") filed by Non-Party Texas Crude Energy, LLC ("Texas Crude"), as well as the arguments, if any, of those appearing at the hearing, and all other matters presented to the Court, hereby finds the following:

(1) The specific records at issue consist of approximately 229 pages of lease files (which have been labeled "Confidential") produced by Texas Crude in response to a subpoena issued by Defendant JP Morgan Chase Bank, N.A. ("Chase") in the above-referenced lawsuit. These will be referred to as the "Texas Crude documents."

(2) There exists a specific, serious, and substantial interest that overcomes the presumption of openness, in that disclosure of the Texas Crude Documents would deprive Texas Crude of confidentiality rights.

(3) The temporary sealing of the Texas Crude documents will not have a probable adverse effect upon the general public health or safety.

(4) No less restrictive means than sealing records will adequately and effectively protect the specific interest asserted.

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(5) The specific reasons supporting the findings in paragraphs (2)-(4) above are:

(a) Texas Crude has taken steps to maintain the confidentiality of these records by filing lease memoranda in the publicly-available property records instead of filing the leases themselves, restricting access to the lease files to employees of Texas Crude, and by producing these documents in response to the subpoena from Chase only after labeling the documents "Confidential," (b) the information contained in the lease files is commercially valuable, and (c) the Court has previously entered an order, which was agreed by counsel for all parties, to seal similar court records produced in this lawsuit by another non-party.

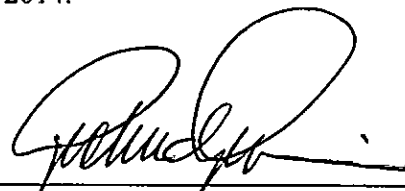
(6) Texas Crude will suffer immediate and irreparable injury to its business interests if the Texas Crude documents are not sealed.

Accordingly, the Motion to Seal Court Records of Non-Party Texas Crude is GRANTED. It is, therefore,

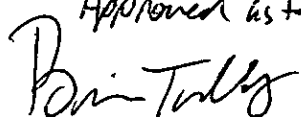
ORDERED that court records, such as any filings (including trial exhibits) containing the Texas Crude documents shall be sealed and only the Court, Court personnel, the parties, and the parties' counsel of record are authorized to inspect those records. It is further

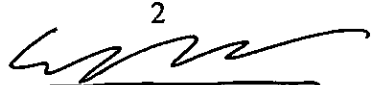
ORDERED that any filings containing the Texas Crude documents be sealed until otherwise ordered by this Court. This Court shall not alter, amend, or withdraw this Order without prior notice and an opportunity to be heard to Texas Crude.


SIGNED on this \_\_\_\_ day of 11/12/14, 2014.

  
 \_\_\_\_\_  
 PRESIDING JUDGE

886517.1

Approved as to form  
  
 for Texas Crude Energy

<sup>2</sup>  
  
 Eduardo Maciel  
 Per JPMorgan Chase Bank, N.A.

  
 John W. McLawrie, III  
 Plaintiff

2014 NOV 12 PM 03:00



CAUSE NO. 2010 et 10977

John K Meyer et al €

IN THE DISTRICT COURT

VS

€

408 JUDICIAL DISTRICT

JP Morgan et al €

BEXAR COUNTY, TEXAS

**ORDER OF REFERRAL TO ASSOCIATE JUDGE**

On 11/12/14, 20  , the parties appeared before the Presiding District Court Judge and the following order issued:

It is hereby Ordered:

1. Associate Judge Richard Garcia is hereby assigned this case, pursuant to Section 54A.107, Texas Government Code, to conduct hearings on all matters relating to hearing assigned today.
2. This is a Special Order of Referral under Section 54A.107, Texas Government Code, issued by the District Court for this hearing.
3. The authority and powers of the Associate Judge are specified in , Section 54A.108 Texas Government Code.

Rendered and Signed on the \_\_\_\_\_ day of 11/12/14, 20  .

*[Signature]*  
Presiding Judge

2010CI10977 -D408

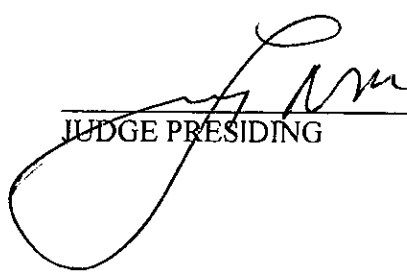


those authorized to review the information under the Court's orders, (iii) has been protected by Chesapeake, and (iv) cannot be properly acquired by others.

- 2. Plaintiffs have demonstrated that there are no less restrictive means than sealing the documents and testimony that will adequately and effectively protect Chesapeake's interests. Specifically, redacting all of the information in the Chesapeake Documents deemed confidential by Chesapeake would require redacting the entire documents.


It is hereby, ORDERED, ADJUDGED, and DECREED, that the Chesapeake Documents, are permanently sealed under Rule 76a.

Signed this 26 day of <sup>Nov.</sup>~~December~~ 2014.



\_\_\_\_\_  
JUDGE PRESIDING

**AGREED AS TO FORM:**

By:   
 Eduardo L. Morales  
 lalo@hsfblaw.com  
 State Bar No. 24027527

**HORNBERGER SHEEHAN FULLER  
WITTENBERG & GARZA INCORPORATED**

The Quarry Heights Building  
7373 Broadway, Suite 300  
San Antonio, Texas 78209  
Tel: (210) 271-1700  
Fax: (210) 271-1740

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

CONFIDENTIAL FOR APPELLATE COURT

By: Aaron L. Valadez

Aaron L. Valadez

avaladez@tsslawyers.com

State Bar No. 24086676

**TINSMAN & SCIANO, INC.**

10107 McAllister Freeway

San Antonio, Texas 78209

Tel: (210) 225-3121

Fax: (210) 225-6235

**ATTORNEYS FOR PLAINTIFFS/INTERVENORS**

INTERVENOR FOR PLAINTIFFS



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.*

§ IN THE DISTRICT COURT  
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§ 408TH JUDICIAL DISTRICT  
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§ BEXAR COUNTY, TEXAS

TEMPORARY SEALING ORDER

Before the Court is Plaintiffs' motion for a temporary sealing order under Texas Rule of Civil Procedure 76a(5). The motion is verified by Plaintiffs' counsel and joined to by Defendant JPMorgan Chase Bank, N.A. Individually/Corporately and as former Trustee of the South Texas Syndicate Trust ("JPMorgan"). As required by Texas Rule of Civil Procedure 21 and 21a, Plaintiffs have served notice of the motion to all parties who filed pleadings in this case.

Plaintiffs move the Court for an order sealing Plaintiffs' Exhibits 373, 387, 390, 554, 1293, 1294, 1351-1365, and any other documents produced by Chesapeake in this matter and on Plaintiffs' Trial Exhibit List, which consists of oil and gas lease documents and related information produced by non-party Chesapeake Exploration, L.L.C. ("Chesapeake"). Further, JPMorgan has moved the Court for an order sealing Defendant's Trial Exhibit No. 533 which consists of Chesapeake's documents bearing Bates Nos. CHK00000083 - CHK00000150, CHK00000161 - CHK00000172, CHK00000181 - CHK00000208, CHK00000213 - CHK00000251, CHK00000298 - CHK00000324, CHK00000340 - CHK00000440, CHK00000456 - CHK00000467, CHK00000470 - CHK00000471, CHK00000518 - CHK00000586, CHK00000604 - CHK00000660, CHK00001014 - CHK00001051, CHK00001057 - CHK00001108, CHK00001134 - CHK00001188, CHK00001274 - CHK00001373 and CHK00001390 - CHK00001431 (Plaintiffs' and JPMorgan's above-described trial exhibits, and any other documents produced by Chesapeake in this matter and on either party's trial exhibit list are collectively referred to herein as the "Chesapeake Documents").

This Court has determined that Plaintiffs and JPMorgan have established a compelling need for a temporary order sealing the Chesapeake Documents until the hearing on the Motion to Seal. Chesapeake asserts that the documents and information contained in the Chesapeake Documents, are private, proprietary information and a privileged trade secret. Chesapeake further asserts that information at issue is confidential. Chesapeake, Plaintiffs and JPMorgan have a substantial interest in keeping this information confidential. The Chesapeake Documents,



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contain private information. Public disclosure of the terms of the Chesapeake Documents, could disclose the manner in which Chesapeake approaches oil and gas lease negotiations, structures these types of transactions, and the provisions in these types of agreements on which Chesapeake places a premium. Information relating to Chesapeake's oil and gas leases (i) is not publically available, (ii) is not known outside of the persons involved in the negotiation, operation, or assignment of the leases at issue and those authorized to review the information under the Court's orders, (iii) has been protected by Chesapeake, and (iv) cannot be properly acquired by others.

Chesapeake will suffer an immediate and irreparable injury to its financial and business interests before notice can be posted and a hearing held if the Court does not seal the Chesapeake Documents. Once information from Chesapeake is made available to the public, the injury will be immediate and irreparable because competitors and counterparties of Chesapeake will have access to Chesapeake's private information. Members of the public could utilize information from the Chesapeake Documents, to their own advantage and to Chesapeake's detriment.

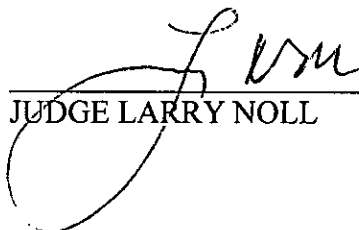
A hearing on Plaintiffs' Motion to Seal will be held in this Court, located at 100 Dolorosa, San Antonio, TX 78205, on December 1, 2014 at 7:30 A.m.

It is hereby, ORDERED, ADJUDGED, and DECREED, that the Chesapeake Documents, are temporarily sealed until the Court hears Plaintiffs' Motion to Seal and JPMorgan's joinder to said motion pursuant to Texas Rule of Civil Procedure 76a.


Plaintiffs shall give public notice of the hearing, as required by Texas Rule of Civil Procedure 76a(3).

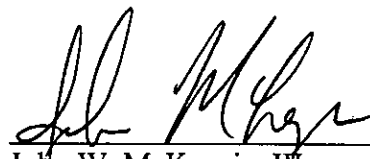
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Signed this \_\_\_\_ day of \_\_\_\_\_, 2014.

  
\_\_\_\_\_  
JUDGE LARRY NOLL

**AGREED AS TO FORM:**

  
\_\_\_\_\_  
Eduardo L. Morales  
[lalo@hsfblaw.com](mailto:lalo@hsfblaw.com)  
State Bar No. 24027527  
Hornberger Sheehan Fuller & Garza, Inc.  
7373 Broadway, Ste. 300  
San Antonio, Texas 78209-3266  
Tel: (210) 271-1700

  
\_\_\_\_\_  
John W. McKenzie, III  
[johnm@lfdlaw.com](mailto:johnm@lfdlaw.com)  
State Bar No. 24065723  
Loewinsohn Flegle Deary LLP  
12377 Merit Dr., Ste. 900  
Dallas, Texas 75248  
Tel: 214 572-1700

THIS DOCUMENT CONTAINS CONFIDENTIAL INFORMATION



2010CI10977

JOHN K. MEYER

IN THE DISTRICT COURT

VS

225<sup>TH</sup> JUDICIAL DISTRICT

JP MORGAN CHASE BANK NA ET AL

BEXAR COUNTY, TEXAS

ORDER TRANSFERRING CASE

ON THIS 12TH DAY OF NOVEMBER 2014, IT IS ORDERED THAT THE ABOVE ENTITLED AND NUMBERED CASE BE TRANSFERRED TO THE 408TH JUDICIAL DISTRICT COURT OF BEXAR COUNTY, TEXAS, AND THE CLERK IS DIRECTED TO MAKE PROPER ENTRY OF THE ORDER UPON THE MINUTES OF SAID COURT.

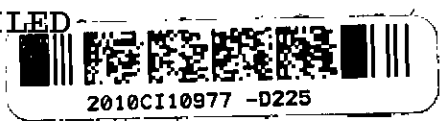
  
JUDGE PRESIDING  
11/12/14

(TRANSFER)

ATTYS: JIM FLEGLE  
JOHN MASSOPUST  
GEORGE SPENCER  
JIM DROUGHT  
DAN SCIANO  
CHUCK GALL  
PAT SHEEHAN  
JOHN EICHMAN  
JED WILLIAMS

11/12/14 10:00 AM





CAUSE NO. 2010-CI-10977

JOHN K. MEYER, ET AL.,

IN THE DISTRICT COURT

PLAINTIFFS,

VS.

225TH JUDICIAL DISTRICT

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

DEFENDANT.

BEXAR COUNTY, TEXAS

---

**ORDER ON DEFENDANT'S MOTION IN LIMINE**

---

On October 28 and 29, 2014, the Court considered Defendant's Motion in Limine. After reviewing the Motion and considering the authorities and arguments of counsel, the Court rules as follows:

IT IS ORDERED THAT:

Plaintiffs, nor witnesses called by the Plaintiffs (including expert witnesses) shall not mention or allude to any of the following matters, [or do any of the following acts] in the presence of the jury panel or jury without first approaching the bench and obtaining a ruling from the Court outside the presence and hearing of all jurors on the following matters:

1. Any reference or evidence, testimony, or argument regarding leases unrelated to STS acreage executed after December 12, 2008.

\_\_\_\_\_ AGREED

\_\_\_\_\_ GRANTED

  X   DENIED

2.A. Any reference or evidence, testimony, or argument regarding the acquisition of Petrohawk Energy Corp. by BHP Billiton, Ltd. in 2011 or the terms thereof.

- AGREED
- GRANTED
- DENIED

2.B. Any reference or evidence, testimony, or argument regarding any third party transactions, assignments or sales involving STS minerals originally the subject of leases to Broad Oak Energy, including, but not limited to, subsequent transactions involving Hunt Oil Company, Bass, Murphy Oil and Marubeni.

- AGREED
- GRANTED
- DENIED

3. Any reference or evidence, testimony, or argument regarding the 2010 Harrison Ranch lease involving Royal Dutch Shell ("Harrison Lease") or its purported terms, including, but not limited to, the bonus consideration allegedly paid pursuant to the lease.

- AGREED
- GRANTED
- DENIED

4. Any reference or evidence, testimony, or argument regarding the Cullen leases, any subsequent assignment to EOG Resources, LLC or Pioneer Natural Resources, or any litigation involving Pioneer Natural Resources involving the minerals subject to the Cullen leases.

- AGREED
- GRANTED
- DENIED

11/08/2014 10:41:04 AM

5. Any reference or evidence, testimony, or argument regarding the case *MOSH Holdings v. Pioneer Natural Resources Co.*, Cause No. 2006-01984, in the 334<sup>th</sup> Judicial District of Harris County, Texas and/or any of the allegations underlying the case.

- AGREED
- GRANTED
- DENIED

6. Any reference or evidence, testimony, or argument regarding JPMorgan's resignation as trustee of STS, any alleged opposition to Plaintiffs' demand that JPMorgan resign, any court rulings related thereto, and/or the appointment of a successor trustee JPMorgan's resignation as trustee.

- AGREED
- GRANTED
- DENIED

7. Any reference or evidence, testimony, or argument regarding separate commercial and/or investment banking relationships between JPMorgan and any other third party, including, but not limited to, Petrohawk, Pioneer Natural Resources, Hunt Oil Company, Broad Oak, Bass, EOG, Murphy Oil or Marubeni.

- AGREED **Withdrawn without prejudice**
- GRANTED
- DENIED

8. Any reference or evidence, testimony, or argument regarding JPMorgan's ownership of shares of stock of any company that has held leasehold rights, by assignment or otherwise, in STS minerals, including, but not limited to, ownership of shares of stock in Petrohawk, Pioneer Natural Resources, Hunt Oil Company, Broad Oak, Bass, EOG, Murphy Oil or Marubeni.

- AGREED **Withdrawn without prejudice**
- GRANTED
- DENIED

11/11/2006 4:40 PM

9. Any reference, evidence, testimony, implication or argument that JPMorgan engaged in a "habit" of disregarding the information barriers between JPMorgan's commercial and investment banking divisions and its trust division or that evidence of additional alleged instances of the information barriers exists or could exist.

AGREED **Withdrawn without prejudice**  
 GRANTED  
 DENIED

10. Any reference or evidence, testimony, or argument regarding JPMorgan's decision to implement formal oil and gas lease committees in 2011 or the reasons for that decision.

AGREED  
 GRANTED  
 DENIED

11. Any reference or evidence, testimony, or argument regarding any oil and gas lease transaction which they claim is "confidential" and have refused to disclose or produce in this case.

AGREED **except as to Harrison Lease**  
 GRANTED  
 DENIED

12. Any reference or evidence, testimony, or argument regarding other claims or lawsuits against or involving JPMorgan or its employees, including, but not limited to, claims arising from leases executed by JPMorgan on behalf of any trust or any other conduct by JPMorgan as trustee.

AGREED  
 GRANTED  
 DENIED

11/14/2014 10:45 AM

13. Any reference or evidence, testimony, or argument regarding JPMorgan's alleged involvement as a financial institution in the 2008 financial crisis, any reference to "too big to fail," to the Troubled Asset Relief Program ("TARP"), or any allegation that JPMorgan received a government "bail out."

- AGREED
- GRANTED
- DENIED

14. Any reference or evidence, testimony, or argument regarding defense counsel's prior retention of any of Plaintiffs' experts.

- AGREED
- GRANTED
- DENIED

15. Any reference or evidence, testimony, or argument regarding the prior judicial service or judicial candidacy of Plaintiffs' expert witness Renée McElhaney.

- AGREED
- GRANTED as to current judicial candidacy or future judicial service
- DENIED as to prior judicial service

16. Any reference or evidence, testimony, or argument that JPMorgan's conduct was "criminal" in nature or in violation of any criminal law.

- AGREED
- GRANTED
- DENIED

11/20/2008 10:04:00 AM

17. Any reference or evidence, testimony, or argument regarding the general reputation or character of JPMorgan or any of its subsidiaries, officers, directors, employees or representatives.

- AGREED
- GRANTED
- DENIED

18. Any reference to any discussion involving Plaintiffs and any Defendant after the commencement of this litigation when such comments were made in the context of settlement negotiations.

- AGREED
- GRANTED
- DENIED

19. Any reference to the alleged audio and/or video recording of the purported meeting in 2010 between certain STS beneficiaries and Patricia Schultz-Ormond.

- AGREED
- GRANTED as to specifics of statements in recording – any general reference to recording during opening must include caveat it might not be admitted.
- DENIED

20. Any reference to the purported notes allegedly made by one of the Plaintiffs during a 2011 telephone conference call involving certain STS beneficiaries and Patricia Schultz-Ormond.

- AGREED
- GRANTED as to specifics of statements during conference call – any general reference to call during opening must include caveat it might not be admitted.
- DENIED

11/14/2011 10:04:00 AM

21. Any reference to any document, photo, video tape or audio recording not timely produced in response to a proper request for production or interrogatory inquiring into such materials.

- AGREED **Withdrawn without prejudice**
- GRANTED
- DENIED

22. Any reference to or attempt to offer into evidence any document or other information as an exhibit at trial that was not previously identified on an exhibit list of the parties, including any supplemental or amended list.

- AGREED
- GRANTED
- DENIED

23. Any reference or evidence, testimony, or argument regarding any alleged failure by JPMorgan to call a witness who is subject to subpoena and available in this case, or who is outside the subpoena range.

- AGREED
- GRANTED
- DENIED

24. Any reference or evidence, testimony, or argument regarding the size of any law firm or the number of attorneys representing JPMorgan.

- AGREED
- GRANTED
- DENIED

11/04/2014 10:41:05 AM

25. Any comment, reference or argument regarding JPMorgan's conduct in discovery, any comment or assertion that JPMorgan acted improperly in responding to discovery, or any reference to any rulings or orders relating to discovery.

X  AGREED  
\_\_\_\_\_ GRANTED  
\_\_\_\_\_ DENIED

26. Any reference to the fact that JPMorgan filed a Motion in Limine, or of any ruling by the Court in response to the Motion, or suggesting or inferring to the jury that JPMorgan moved to prohibit proof or that the Court has excluded proof of any particular matter.

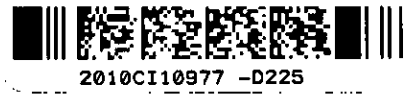
X  AGREED  
\_\_\_\_\_ GRANTED  
\_\_\_\_\_ DENIED

Signed this 4th day of November, 2014.

  
\_\_\_\_\_  
JUDGE PRESIDING

11/04/2014 10:04:00 AM





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

JOHN K. MEYER, ET AL.

vs.

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

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IN THE DISTRICT COURT

225<sup>TH</sup> JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

TEMPORARY SEALING ORDER

This matter came for hearing on October 28, 2014. The Court, having considered all filings in connection with the Motion for Temporary Sealing Order (the "Motion") filed by Non-Party Texas Crude Energy, LLC ("Texas Crude"), as well as the arguments, if any, of those appearing at the hearing, and all other matters presented to the Court, hereby finds the following:

(1) The specific records at issue consist of approximately 229 pages of lease files (which have been labeled "Confidential") produced by Texas Crude in response to a subpoena issued by Defendant JP Morgan Chase Bank, N.A. ("Chase") in the above-referenced lawsuit.

These will be referred to as the "Texas Crude documents."

(2) There exists a specific, serious, and substantial interest that overcomes the presumption of openness, in that disclosure of the Texas Crude Documents would deprive Texas Crude of confidentiality rights.

(3) The temporary sealing of the Texas Crude documents will not have a probable adverse effect upon the general public health or safety.

(4) No less restrictive means than sealing records will adequately and effectively protect the specific interest asserted.

2010-10-28 10:08 AM

(5) The specific reasons supporting the findings in paragraphs (2)-(4) above are:

(a) Texas Crude has taken steps to maintain the confidentiality of these records by filing lease memoranda in the publicly-available property records instead of filing the leases themselves, restricting access to the lease files to employees of Texas Crude, and by producing these documents in response to the subpoena from Chase only after labeling the documents "Confidential," (b) the information contained in the lease files is commercially valuable, and (c) the Court has previously entered an order, which was agreed by counsel for all parties, to seal similar court records produced in this lawsuit by another non-party.

(6) Texas Crude will suffer immediate and irreparable injury to its business interests before notice can be posted and a hearing held as provided in TEX. R. CIV. P. 76a(3), (4) if the Temporary Sealing Order is not entered.

Accordingly, the Motion for Temporary Sealing Order of Non-Party Texas Crude is GRANTED.

It is, therefore,

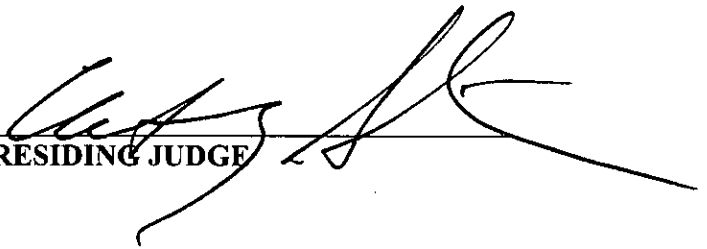
ORDERED that court records, such as any filings (including trial exhibits) containing the Texas Crude documents shall be sealed and only the Court, Court personnel, the parties, and the parties' counsel of record are authorized to inspect those records. It is further

ORDERED that any filings containing the Texas Crude documents be sealed until a hearing can be held on Texas Crude's Motion to Seal Court Records with notice as required by TEX. R. CIV. P. 76a(3). It is further

ORDERED that the Court will have a hearing on Texas Crude's Motion to Seal Court Records on November 12, 2014 at 8:30 A.M. Texas Crude is directed to immediately give the public notice of this hearing as required by TEX. R. CIV. P. 76a(3).

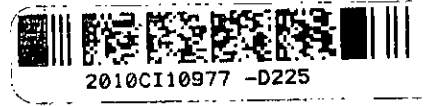
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SIGNED on this 28 day of October, 2014.

  
PRESIDING JUDGE

886384.1

10/28/2014 10:00 AM



CAUSE NO. 2010-CI-10977

JOHN K. MEYER, et al.

Plaintiff,

v.

JPMORGAN CHASE BANK, NA,  
Individually/Corporately and as Trustee  
of the South Texas Syndicate Trust, and  
GARY P. AYMES

Defendant

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IN THE DISTRICT COURT OF

225<sup>th</sup> JUDICIAL DISTRICT

BEXAR COUNTY, TEXAS

**ORDER GRANTING NEWFIELD'S MOTION TO SEAL RECORDS**

On this 4<sup>th</sup> day of November, 2014, came on to be heard non-party Newfield Exploration Company's Motion to Seal Records pursuant to Texas Rule of Civil Procedure 76a. After reviewing the Motion and evidence and hearing from the parties and non-parties involved in this matter, the Court hereby finds that the Motion should be in all things GRANTED.

In making such ruling, the Court finds:

A. The information contained in the documents produced by non-party Newfield Exploration Company ("Newfield") in this matter contains confidential and proprietary information belonging to Newfield;

B. Newfield would be adversely affected by the public disclosure of the information Newfield requests to seal, and the specific, serious and substantial interest that Newfield has in preventing that public disclosure outweighs the presumption of openness and any adverse effect that sealing the records will have upon the general public's health or safety. Specifically, access to this information would give Newfield's

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competitors and advantage by giving them knowledge of the terms and conditions upon which Newfield is willing to enter various agreements. Such information is not in the public domain and Newfield treats this information as confidential and proprietary;

C. No less restrictive means than sealing the records produced by Newfield in this matter will adequately and effectively protect Newfield's specific interest in preserving the confidentiality of the documents in question as outlined in Newfield's Motion. Once the records in issue are introduced into evidence at trial they become court records and subject to sealing pursuant to Rule 76a.

D. The Temporary Sealing Order entered by the Court on October 28, 2014 should be made permanent.

It is therefore ORDERED that:

A. All documents produced by Newfield in this matter bates stamped Meyer-NFX 001-568 should be sealed indefinitely; and

B. Any portion of the trial of this matter in which a Newfield document is used should be sealed; further, if a Newfield document is marked as an exhibit at trial, that exhibit should be sealed.

NOV - 4 2014

  
DISTRICT COURT JUDGE

Agreed to by:

Marc Whyte  
Bar # 24056526  
102 9th Street  
SA, TX 78215  
210-340-9877 - Counsel  
M. X. Whyte for Newfield



Eduardo L. Morales  
State Bar No. 24027527

Hornberger Sheehan Fuller & Garza  
7373 Broadway St., Suite 300  
San Antonio, Texas 78204  
Attorneys for J.P. Morgan Chase Bank, N.A.

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