

NO. 05-12-01247-CV

IN THE FIFTH COURT OF APPEALS
DALLAS, TEXAS

FILED IN
5th COURT OF APPEALS
DALLAS, TEXAS
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LISA MATZ
Clerk

IN RE: ESTATE OF
MAX D. HOPPER, DECEASED

JO N. HOPPER, Plaintiff - Appellant,

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

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

On Appeal from Probate Court No. 3
Dallas County, Texas
Hon. Michael E. Miller

AMENDED NOTICE OF APPEAL

Pursuant to T.R.App.P. Rule 25.1(g), STEPHEN B. HOPPER and LAURA S. WASSMER, defendants, hereby amend their original notice of appeal and in accordance with T.R.App.P. Rule 25.1(d) state as follows:

1. The trial court is Probate Court No. 3, Dallas County, Texas. The style and number of the case are: "In Re: Estate of Max D. Hopper, Deceased; Jo N. Hopper, Plaintiff, v. JP Morgan Chase, N.A., Stephen B. Hopper and Laura S. Wassmer, Defendants; Case No. PR-11-3238-3."

2. The orders appealed are dated May 18, 2012 and August 15, 2012, "Order on Written and Oral Motions" and Order dated August 15, 2012, "Second Revised Order on Motions for Summary Judgment."

3. The appealing parties desire to appeal the May 18th and August 15th orders. The appealing parties desire to appeal paragraphs 5 and 6 of the "Order on Written and Oral Motions" only in the event that this court reverses paragraph 1 of the "Order on Written and Oral Motions." These appealing parties also do not appeal the trial court's ruling which states "2. [sic] GRANTS Issue No. Two, and Three, in Stephen Hopper's and Laura Wassmer's Second Amended Motion for Partial Summary Judgment" of the "Second Revised Order on Motions for Summary Judgment."

4. The appeal will be taken to the Court of Appeals for the Fifth District of Texas at Dallas, Texas.

5. The names of the parties taking the appeal are: Stephen B. Hopper and Laura S. Wassmer.

Respectfully submitted,

GLAST, PHILLIPS & MURRAY, P.C.

By: /s/ Lawrence Fischman

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HOPPER AND LAURA S. WASSMER

CERTIFICATE OF SERVICE

The undersigned certifies that on the 4th day of October, 2012, a true and correct copy of the above and foregoing document was filed using the Court's electronic filing service and a copy of the foregoing document was thereby served electronically on the following:

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