

✓ 2.00 COURT  
RECEIPT NO.  
PN  
CIT  
CLK FEE

E

Filed  
11 October 14 P4:58  
John Warren  
County Clerk  
Dallas County



NO. PR-10-1517-3

IN RE: ESTATE OF  
MAX D. HOPPER,  
DECEASED

§  
§  
§  
§  
§

IN THE PROBATE COURT  
NO. 3  
DALLAS COUNTY, TEXAS

**NOTICE OF FILING OF RULE 11 AGREEMENT**

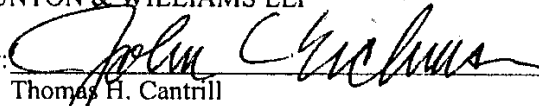
Defendants give notice to the Court and all parties of the filing of the Rule 11

Agreement attached hereto as Exhibit A.

Respectfully submitted,

HUNTON & WILLIAMS LLP

By:



Thomas H. Cantrill  
State Bar No. 03765950  
John C. Eichman  
State Bar No. 06494800

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202-2700  
Telephone: (214) 468-3300  
Telecopy: (214) 468-3599

**ATTORNEYS FOR  
JPMORGAN CHASE BANK, N.A.  
IN ITS CAPACITY AS INDEPENDENT  
ADMINISTRATOR OF THE ESTATE  
OF MAX D. HOPPER, DECEASED**

**CERTIFICATE OF SERVICE**

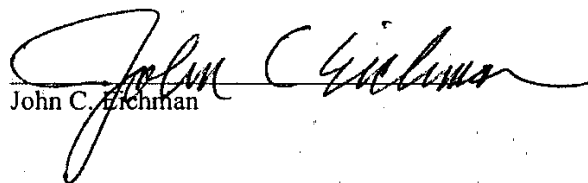
I certify that a true and correct copy of this document has been served by facsimile on the following counsel of record on the 14th day of October, 2011:

James Albert Jennings  
Erhard & Jennings, P.C.  
1601 Elm Street, Suit 4242  
Dallas, Texas 75201  
**Attorney for Jo N. Hopper**

Michael L. Graham  
Janet P. Strong  
The Graham Law Firm, P.C.  
100 Highland Park Village, Suite 200  
Dallas, Texas 75205  
**Attorney for Jo N. Hopper**

Gary Stolbach  
Melinda H. Sims  
Glast, Phillips & Murray, P.C.  
14801 Quorum Drive, Suite 500  
Dallas, Texas 75254-1449  
**Attorney for Laura Wassmer and Stephen Hopper**

David M. Taylor  
Thompson Coe  
700 North Pearl Street  
Twenty-Fifth Floor, Plaza of the Americas  
Dallas, Texas 75201  
**Attorney for Sarah Williamson**

  
John C. Zichman

**EXHIBIT A**

995-000939

**HUNTON &  
WILLIAMS**

HUNTON & WILLIAMS LLP  
FOUNTAIN PLACE  
1445 ROSS AVENUE  
SUITE 3700  
DALLAS, TEXAS 75202-2799

TEL. 214 • 979 • 3000 •  
FAX 214 • 880 • 0011

JOHN C. EICHMAN  
DIRECT DIAL: (214) 468-3321  
EMAIL: [jeichman@hunton.com](mailto:jeichman@hunton.com)

FILE NO: 76995.000001

October 14, 2011

James Albert Jennings  
Erhard & Jennings, P.C.  
1601 Elm Street, Suit 4242  
Dallas, Texas 75201

VIA EMAIL

David M. Taylor  
Thompson Coe Cousins & Irons, L.L.P.  
700 North Pearl Street  
25<sup>th</sup> Floor - Plaza of the Americas  
Dallas, Texas 75201

VIA EMAIL

Re: No. PR-10-1517-3; *In Re: Estate of Max D. Hopper, Deceased*; in the Probate  
Court No. 3, Dallas County, Texas

Dear Jim and David:

The Independent Administrator proposes the following with respect to its First Amended Complaint to Compel Delivery of Papers Belonging to the Estate of Max D. Hopper (the "Complaint"):

1. The Administrator will serve a document request on Jo Hopper requesting the following documents (the "Withheld Documents"): 4429-4430; 4438; 4439-4463; 4464-4465; 4482-4496; 4520-4527; 4601-4603; 4977-4983; and 4984-4988;
2. Within 10 days after service of the document request, Jo Hopper will respond to the document requests in accordance with the Texas Rules of Civil Procedure and produce the Withheld Documents, other than privileged letters or emails to which Michael Graham was a party;
3. The Administrator will nonsuit the Complaint;

ATLANTA AUSTIN BANGKOK BEIJING BRUSSELS CHARLOTTE DALLAS HOUSTON LONDON LOS ANGELES  
McLEAN MIAMI NEW YORK NORFOLK RALEIGH RICHMOND SAN FRANCISCO TOKYO WASHINGTON  
[www.hunton.com](http://www.hunton.com)

995-000940

**HUNTON &  
WILLIAMS**

October 14, 2011  
Page 2


4. The Administrator will not refile the Complaint with respect to the Withheld Documents and the Williamson Production previously produced (1 - 5249, except for the Withheld Documents). This Rule 11 agreement, including the nonsuit, is not an admission by any party of any matter; and
5. The parties to this Rule 11 agreement agree that all of the Withheld Documents, whether produced or not under this Agreement, are Confidential Information under the Protective Order entered by the Court on October 7, 2011 for all purposes.

If this proposal is acceptable, please sign in the space below to confirm our agreement for purposes of Rule 11.

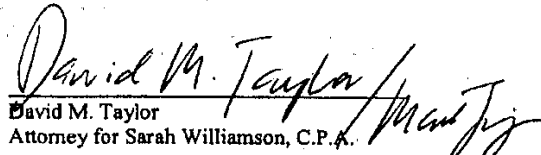
Sincerely,

  
John C. Eichman

JCE:pkc

  
James Albert Jennings  
Kenneth B. Tomlinson  
Attorney for Jo N. Hopper

*by Kevin Maenue  
(per Mr. Jennings  
instructions)*

  
David M. Taylor  
Attorney for Sarah Williamson, C.P.A.

**Eichman, John**

**From:** MMAF13@aol.com  
**Sent:** Friday, October 14, 2011 3:48 PM  
**To:** Eichman, John  
**Cc:** mgraham@thegrahamlawfirm.com; dtaylor@thompsoncoe.com; jajennings@aol.com  
**Subject:** Hopper - Rule 11 Agreement  
**Attachments:** Rule 11 October 14, 2011.pdf

Gentlemen:

Attached please find the completed Rule 11 Agreement with all attorneys signatures affixed. Mr. Jennings expressly authorized me to sign his name as he is out of town.

Mr. Eichman, Mr. Jennings request you copy him upon the nonsuit of the Complaint at your earliest convenience.

Thank you,

Megan Martinez  
Paralegal  
Erhard & Jennings, P.C.

10/14/2011

995-000942