

THE LARGEST PROBATE DAMAGE AWARD IN TEXAS HISTORY



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LOEWINSOHN FLEGLE DEARY SIMON, LLP

Max and Jo Hopper



ESP | AME | BRA | CAT | ENG NEWSLETTER SUSCRIBETE 🔍

EL PAÍS **ECONOMÍA**

MERCADOS MIS AHORROS VIVIENDA MIS DERECHOS FORMACIÓN TITULARES » Retina CincoDías® NEGOCIOS

JPMorgan deberá compensar con 4.000 millones a una viuda por la mala gestión de su fortuna

Un jurado popular en Texas considera que el banco faltó al deber de proteger la fortuna que dejó un antiguo ejecutivo de American Airlines

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J.P. Morgan soll 4 Milliarden Dollar Schadenersatz zahlen

27.09.2017 - 16:29 | Quelle: Dow Jones Newswire Web | Lesedauer etwa 1 min. | ▶ Text vorlesen

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ABC ECONOMÍA Inmobiliario Declaración de la renta 2017-2018

JPMorgan deberá pagar más de 4.000 millones de dólares a una viuda por la mala gestión de su herencia

- Max Hopper, quien inventó el sistema de reservas de American Airlines, murió en 2010 sin dejar testamento para repartir sus activos, valorados en más de 19 millones de dólares

Storbank dømt til å betale over 31 milliarder til etterlatte et dødsbooppgjør

JP Morgen må ut med over fire milliarder dollar etter håndteringen av dødsboet til tidligere IT-direktøren Max Hopper, har en Dallas-jury bestemt.

Samstag, 09. Juni 2018 **finews.ch** Suche gesponsert von P I M C O

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Milliardenbusse für J.P. Morgan – wegen 6'700 Golfschlägern

Freitag, 29. September 2017 09:38

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TAPTE I RETTEN: JP Morgan & Chase Co. beordres til å betale en nesten ufattelig sum i erstatning til enken og barna til avdøde Max Hopper. FOTO: ERIC THAYER REUTERS

JPMorgan deverá compensar uma viúva com 4 mil milhões por má gestão

Ánia Ataíde | 27 Set 2017

Herança da viúva estava avaliada em cerca de 19 mil milhões de dólares e o JPMorgan foi administrador independente dos ativos, antes de os distribuir pelos herdeiros.

Co wyróżnia polskich przedsiębiorców?
 Pasja, wizja, aspiracje. I my. Zgłoś się do 16. edycji konkursu EY Przedsiębiorca Roku.

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Sąd kazał JP Morgan zapłacić ponad 4 mld USD wdowie i rodzinie

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Bank krijgt draai van vier miljard om de oren

De Amerikaanse bank JPMorgan Chase moet meer dan vier miljard dollar schadevergoeding betalen aan de weduwe van American Airlines-topman Max Hopper.

Jo Hopper, de vrouw van de overledene, en twee stiefkinderen huurden de bank in 2010 in om de nalatenschap van Max Hopper te beheren nadat hij onverwacht stierf aan een beroerte.

BANKINGNEWS
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Saarbrücker Zeitung: Το ΔΝΤ ετοιμάζεται να εγκαταλείψει Ελλάδα και Ευρώπη

Υψηλά πρωτογενή πλεονάσματα, μείωση της ανεργίας προβλέπει το Μεσοπρόθεσμο

CORRIERE DELLA SERA
Corriere Della Sera: Η Ιταλία δανείζεται ακριβότερα από την Ελλάδα στα έντοκα

Schaeuble: Βελτιωμένη η οικονομική κατάσταση στην Ελλάδα - Όλες οι κρίσεις είναι διαχειρίσιμες

ΡΟΗ ΕΙΔΗΣΕΩΝ 08:44 Επιστολή 14χρονου μαθητή σε Ζαέν: Για ποιους λόγους είναι ανήκουστα να ονομαστεί η χώρα σας «Μακεδονία»

S&P 500 ↑ 2,778.74 0.30% Dow Jones ↑ 25,317.03 0.30% DAX ↓ 12,755.12 -0.44% Nikkei 225 ↓ 22,707.24 -0.51% Athens ↓ 773.06 -0.71%

Η JP Morgan καλείται να πληρώσει πρόστιμο 4 δισ. δολ. για κακοδιαχείριση ιδιωτικής περιουσίας

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Τετάρτη 27/09/2017 - 20:21

Τελευταία τροποποίηση στις 27/09/2017 - 20:26

BREAKING NEWS

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Schaeuble: Βελτιωμένη η οικονομική κατάσταση στην Ελλάδα - Όλες οι κρίσεις είναι διαχειρίσιμες

economy.gr

Αναζήτηση...

ΟΙΚΟΝΟΜΙΑ ΠΟΛΙΤΙΚΗ ΕΛΛΑΔΑ ΑΓΟΡΕΣ ΕΠΙΧΕΙΡΗΜΑΤΙΚΟΤΗΤΑ ΕΥ ΖΗΝ ΠΡΟΣΩΠΑ ΑΡΘΡΟΓΡΑΦΙΑ ΔΙΕΘΝΗ ΑΥΤΟ

ΔΙΕΘΝΗ

20:36 | 27.9.2017

Ποινή-μαμούθ 4 δισ. δολάρια στην JPMorgan

Bloomberg

摩根大通因遺產管理官司被判賠償逾**40**億美元

Tom Korosec 2017/9/27

CPRC 37.005

TEXAS CIVIL PRACTICE AND REMEDIES CODE SECTION 37.005

DECLARATIONS RELATING TO TRUST OR ESTATE.

A person interested as or through an executor or administrator, including an independent executor or administrator, a trustee, guardian, other fiduciary, creditor, devisee, legatee, heir, kin, or cestui que trust in the administration of a trust or estate of a decedent, an infant, mentally incapacitated person, or insolvent may have a declaration of rights or legal relations respect to the trust or estate:

- (1) to ascertain any class of creditors, devisees, legatees, heirs, next of kin, or others;
- (2) to direct the executors, administrators, or trustees to abstain from doing any particular act in their fiduciary capacity;
- (3) to determine any question arising in the administration of a trust or estate, including questions of construction of wills and other writings; or
- (4) to determine rights or legal relations of an independent executor or independent administrator regarding fiduciary accounts and the settling of accounts.

Acts 1985, 69th Leg., ch. 959, Sec. 1, eff. Sept. 1, 1985.
Acts 1987, 70th Leg., ch. 167, Sec. 3.08(a), eff. Sept. 1, 1987.
Acts 1999, 76th Leg., ch. 855, Sec. 10, eff. Sept. 1, 1999.

A person interested as or through an executor or administrator, including an independent executor or administrator, . . .

. . . may have a declaration of rights or legal relations in respect to the trust or estate; . . .

(2) to direct the executors, administrators, or trustees to do or abstain from doing any particular act in their fiduciary capacity;

CPRC 37.002

TEXAS CIVIL PRACTICE AND REMEDIES CODE SECTION 37.002

SHORT TITLE, CONSTRUCTION, INTERPRETATION.

- (a) This chapter may be cited as the Uniform Declaratory Judgments Act.
- (b) This chapter is remedial; its purpose is to settle and to afford relief from uncertainty and insecurity with respect to rights, status, and other legal relations; and it is to be liberally construed and administered.
- (c) This chapter shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states that enact it and to harmonize, as far as possible, with federal laws and regulations on the subject of declaratory judgments and decrees.

Acts 1985, 69th Leg., ch. 959, Sec. 1, eff. Sept. 1, 1985.

“settle and to afford relief from uncertainty with respect to his rights, status and other legal relations.”

Prince

Died without a Will



Abraham Lincoln

Died without a Will



Martin Luther King, Jr.

Died without a Will



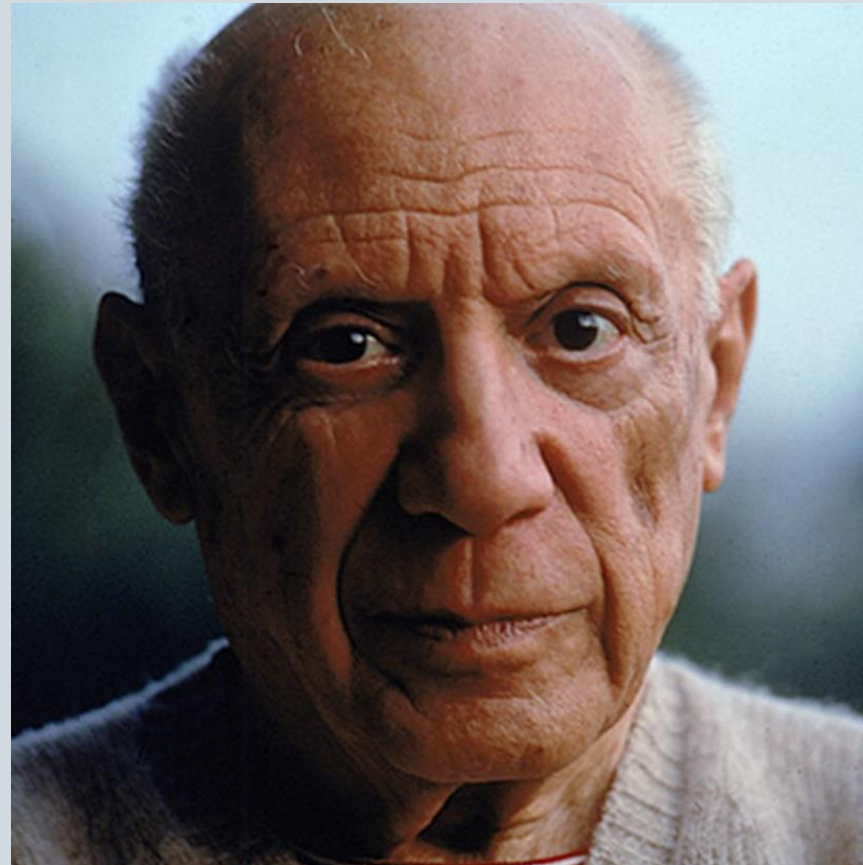
Jimi Hendrix

Died without a Will



Pablo Picasso

Died without a Will



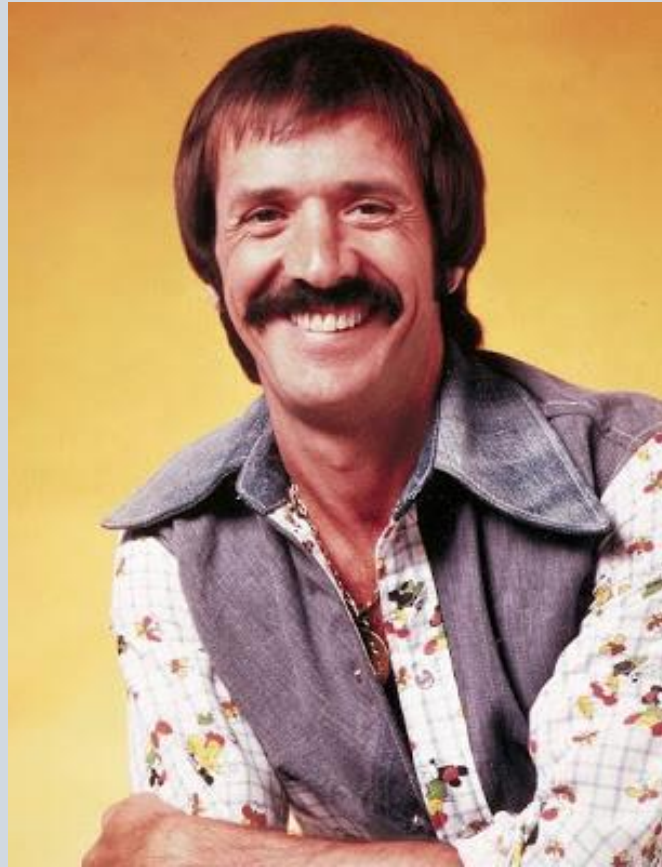
Howard Hughes

Died without a Will



Sonny Bono

Died without a Will



Michael Jackson

Died without a Will



Max Hopper's 6,700+ Golf Club Collection



Statutory Cap on Punitive Damages

Texas Civil Practice and Remedies Code Section 41.008:

(b) Exemplary damages awarded against a defendant may not exceed an amount equal to the greater of:

(1) (A) two times the amount of economic damages; plus

(B) an amount equal to any noneconomic damages found by the jury, not to exceed \$750,000; or

(2) \$200,000.

Exception to the Statutory Cap on Punitive Damages

Section 41.008(c)(10) of the Civil Practice and Remedies Code provides that “this section does not apply to a cause of action against a defendant from whom a plaintiff seeks recovery of exemplary damages based on conduct described as a felony in the following sections of the Penal Code if, except for Sections 49.07 and 49.08, the conduct was committed knowingly and intentionally.”

Texas Civil Practice and Remedies Code Section 41.008(c)(10)

Section 32.45 (misapplication of fiduciary property or property of a financial institution)

Section 149C of the Texas Probate Code (now Section 404.037(a) of the Texas Estates Code) provides that “an independent executor who defends an action for the independent executor’s removal in good faith, whether successful or not, shall be allowed out of the estate the independent executor’s necessary expenses and disbursements, including reasonable attorney’s fees, in the removal proceedings.

Section 352.051(2) of the Texas Estates Code states that “on proof satisfactory to the court, a personal representative of an estate is entitled to . . . reasonable attorney’s fees necessarily incurred in connection with the proceedings and management of the estate.”

Portion of the Jury Award Form

Answer in dollars and cents, if any.

Answer: \$ 2,000,000,000.00

TEXAS CIVIL PRACTICE AND REMEDIES CODE SECTION 37.009

COSTS

In any proceeding under this chapter, the court may award costs and reasonable and necessary attorney's fees as are equitable and just.

JURY CHARGE REGARDING ROBLEDO DECLARATORY JUDGMENT ACTION

Answer with an amount for each of the following:

1. For repre
Answer:

\$4,052,035.00

2. For representation in a future appeal through appeal to the court of appeals.
Answer: \$200,00.00
3. For representation in a future appeal at the petition for review stage in the Supreme Court of Texas.
Answer: \$50,000.00

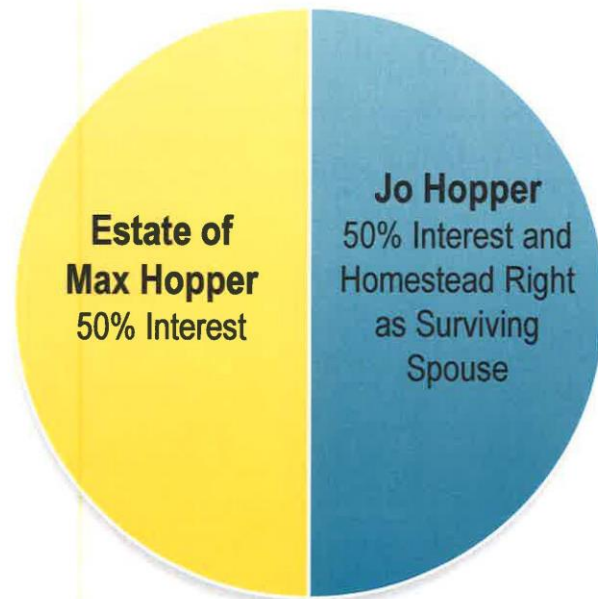
Ownership of the Robledo Residence

Robledo House

Before Max Hopper Died

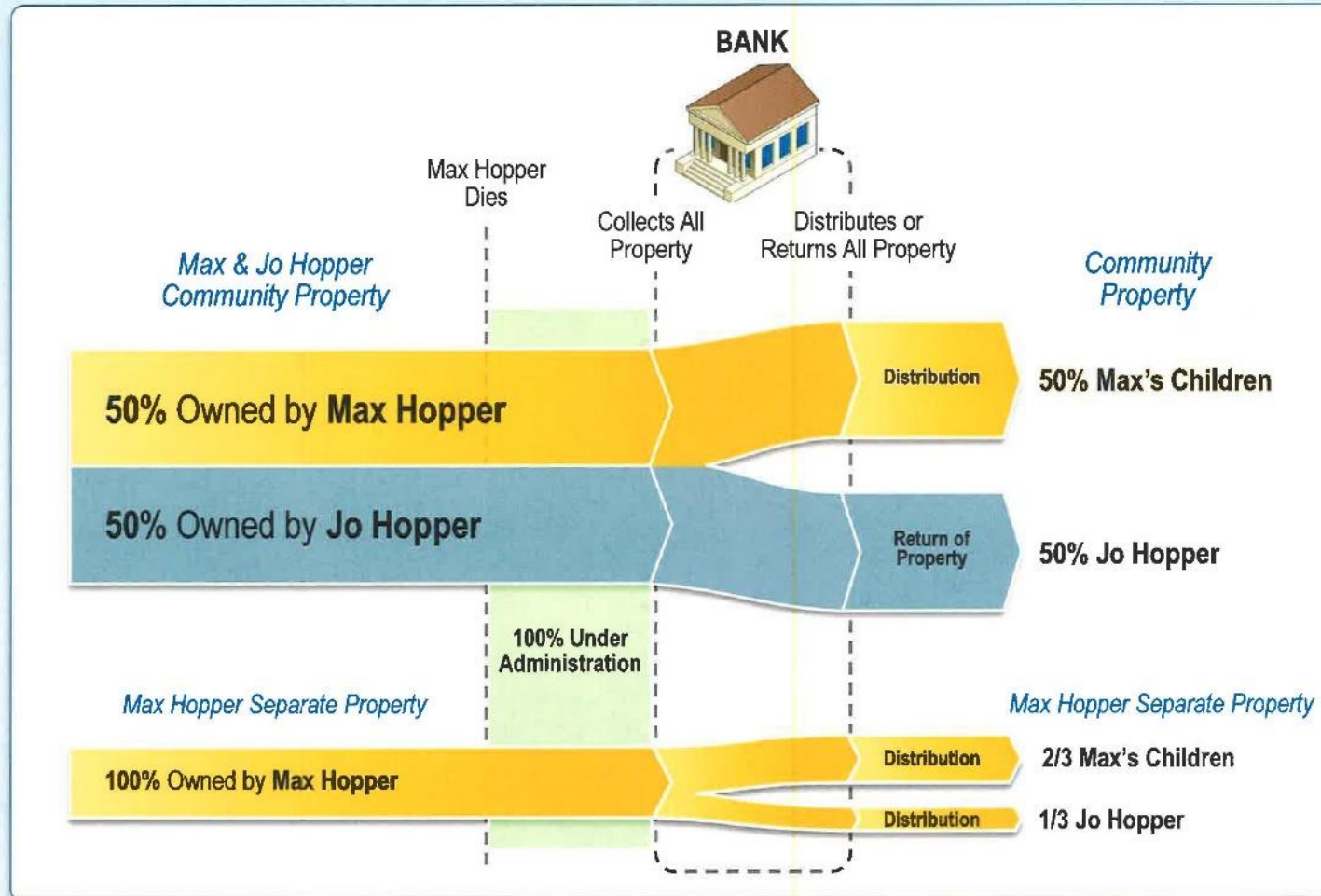


After Max Hopper Died



Ownership of Community Property During Marriage & Following Max's Death

Bank's Role as Independent Administrator



All of the Documents Related to this Case Stacked as High as Big Tex (65 Feet)



KEY EXHIBITS TO LOOK FOR IN DELIBERATIONS

PX 29

PX 466

PX 54

PX 500

	2016/17	2017/18	2018/19	2019/20	2020/21	2021/22
Reasonable And Necessary Fees						
Professional Fees	\$400,000	\$1,200,000	\$1,200,000	\$1,200,000	\$1,200,000	\$1,200,000
Travel	\$100,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000
Other	\$100,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000
Total	\$600,000	\$3,200,000	\$3,200,000	\$3,200,000	\$3,200,000	\$3,200,000