

NO. D-1-GV-08-001478

|  |   |                          |
|--|---|--------------------------|
| THE STATE OF TEXAS,                    | § | IN THE DISTRICT COURT OF |
|  | § |                          |
| Plaintiff,                             | § |                          |
|  | § |                          |
| v.                                     | § |                          |
|  | § |                          |
| Guardian Fidelity Title Company, Ltd., | § | TRAVIS COUNTY, TEXAS     |
| Guardian Fidelity Title CLR, LLP,      | § |                          |
| Guardian Fidelity Title NWR, LLP,      | § |                          |
| Guardian Fidelity Title KTB, Ltd.,     | § |                          |
| Guardian Fidelity Title SB Ltd., and   | § |                          |
| Guardian Fidelity Title DFT, Ltd.      | § |                          |
|  | § |                          |
| Defendants.                            | § | 419th JUDICIAL DISTRICT  |

**AMENDED NOTICE OF DOCKET CALL**

**YOU ARE RECEIVING THIS NOTICE BECAUSE YOU (OR YOUR ATTORNEY) FILED A CLAIM IN THE GUARDIAN FIDELITY TITLE COMPANY, LTD., ET AL RECEIVERSHIP, AND DISPUTED THE DETERMINATION OF THE CLAIM BY THE SPECIAL DEPUTY RECEIVER (“SDR”). THE SDR HAS FILED THE ATTACHED APPLICATION TO PRESENT THIS DISPUTE TO THE SPECIAL MASTER APPOINTED BY THE TRAVIS COUNTY DISTRICT COURT. THIS APPLICATION MAY AFFECT YOUR RIGHTS WITH RESPECT TO YOUR CLAIM.**

Pursuant to the terms of the *Order of Reference to Master* entered by the District Court in this cause, the SDR’s Application for Approval of Special Deputy Receiver’s Proposed Treatment of Claims [Nos. GUARD0146, GUARD0148, and GUARD0149] is set for Docket Call before the Special Master, Tom Collins, at **2:00 P.M. on November 1, 2010**, at 333 Guadalupe, Hobby Tower III, Room 100, Austin, Texas. This amendment changes only the time of the docket call; not the place or date. The Special Master has established the following rules pursuant to Rule 171 of the Texas Rules of Civil Procedure:

1. Any objection to the SDR’s Application must specify the basis for the dispute of the SDR’s determination of the claim, and must be filed with the Travis County District Clerk at least ten (10) calendar days before the Docket Call date. A copy of any objection shall be served by email by such date on:

(a) The Special Master’s Docket Clerk, Ms. Jean Sustaita, at [Jean.Sustaita@tdi.state.tx.us](mailto:Jean.Sustaita@tdi.state.tx.us).

- (b) All interested parties, including the undersigned counsel and those listed on the Applicant's Certificate of Service.
2. If you (or your attorney) fail to appear in person at the Docket Call at the above time and place, the Special Master will issue a recommendation that the District Court grant the SDR's Application, and deny your objection to the SDR's determination of your claim.
  3. If you (or your attorney) appear at Docket Call, the Special Master may then hear the dispute on the merits, or establish a schedule for a future hearing on the merits. The Special Master will seriously consider any proposal regarding scheduling jointly proposed by the parties at or before the docket call. The Special Master strongly encourages you (or your attorney) to contact the SDR's undersigned counsel to discuss scheduling of any matter relating to the dispute well in advance of the Docket Call.
  4. A court reporter will not be available at the Docket Call. If a party wishes to make a record, the party must make arrangements for a court reporter.
  5. The Master's recommendation issued at the Docket Call or any subsequent hearing will be submitted to the District Court. An order entered by the District Court regarding the disposition of the dispute is a final judgment pursuant to Texas Insurance Code section 443.257.

Christopher Fuller  
Christopher Fuller

**CERTIFICATE OF SERVICE**

I certify that on October 17, 2010, a true and correct copy of this Amended Notice of Docket Call on the Application for Approval of Special Deputy Receiver's Proposed Treatment of Claims [Lawson and JC Investments] was served pursuant to the Order of Reference, the Court's order on e-service, the Texas Rules of Civil Procedure, and Texas Insurance Code section 443.007(d) on the following by electronic mail, except as specifically noted.

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