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John Warren
County Clerk
Dallas County

## NO. PR-10-1517-3

IN RE: ESTATE OF	§	IN THE PROBATE COURT
	§	
MAX D. HOPPER,	§	NO. 3
	§	
DECEASED	§	DALLAS COUNTY, TEXAS

## INDEPENDENT ADMINISTRATOR'S SPECIAL EXCEPTION TO STEPHEN HOPPER'S AND LAURA WASSMER'S OBJECTION TO AMENDED INVENTORY, APPRAISEMENT AND LIST OF CLAIMS

JPMorgan Chase Bank, N.A., in its capacity as the Independent Administrator of the Estate of Max D. Hopper Deceased (the "Administrator"), files its Special Exception to Stephen Hopper's and Laura Wassmer's Objection to Amended Inventory, Appraisement and List of Claims (the "Objection"), as follows:

## **SPECIAL EXCEPTIONS**

- 1. The Administrator specially excepts to the allegation in paragraph I.3. of the objection setting forth the following sole basis for the objection the First Amended Inventory, Appraisement and List of Claims "does not accurately set forth the characterization and value of separate and community property of the Estate. The Objection fails to give the Administrator fair notice of the specific objection Stephen Hopper and Laura Wassmer has to the Amended Inventory and precludes the Administrator from fully and properly preparing for a hearing on the Objection. The Administrator requests that these exceptions be granted and that Stephen Hopper and Laura Wassmer be directed to replead within 10 days of the Court's order to identify specifically (i) each objection they have; (ii) the specific asset to which the objection relates; and (iii) the specific basis for each such objection.
  - 2. The Administrator specially excepts to the claim for attorneys' fees and costs

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asserted in the prayer of the Objection. Stephen Hopper and Laura Wassmer fail to identify the statutory or contractual basis for any such claim for attorneys' fees and costs and thereby deprives the Administrator of fair notice of their claim. The Administrator requests that this special exception be granted and that Stephen Hopper and Laura Wassmer be directed to replead to identify the statutory or contractual basis within 10 days of the date of the Court's order.

WHEREFORE, the Administrator prays that the Court grant its special exceptions; that Stephen Hopper and Laura Wassmer's Objection be overruled in all respects and for such other and further relief to which the Administrator may show itself entitled.

Respectfully submitted,

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IN ITS CAPACITY AS INDEPENDENT
ADMINISTRATOR OF THE ESTATE OF
MAX D. HOPPER, DECEASED

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## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of this document has been served by facsimile on the following counsel of record on the 10th day of January, 2013:

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

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