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By: CHANDA WILLIAMS  
Filed: 9/8/2015 9:34:44 AM

PROBATE COURT 4

Nelva Brunsting, Decd.

NO. 2013-05455

CARL HENRY BRUNSTING,  
INDEPENDENT EXECUTOR OF THE  
ESTATES OF ELMER H. BRUNSTING  
AND NELVA E. BRUNSTING

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IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

vs.

CANDACE L. KUNZ-FREED AND  
VACEK & FREED, PLLC f/k/a  
THE VACEK LAW FIRM, PLLC

164<sup>TH</sup> JUDICIAL DISTRICT

**ENTRY OF APPEARANCE OF GREG LESTER, TEMPORARY ADMINISTRATOR  
PENDING CONTEST OF THE ESTATE OF NELVA E. BRUNSTING**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, GREG LESTER, Temporary Administrator Pending Contest of the Estate of Nelva E. Brunsting, Deceased, and files this his Entry of Appearance in the above numbered and styled cause, and in support thereof would respectfully show the Court the following:

Pursuant to the Order attached hereto as Exhibit "A," Greg Lester, Temporary Administrator Pending Contest of the Estate of Nelva E. Brunsting, Deceased, by this entry of appearance hereby requests that notice of all filings be given to him, by any other party to such cause, all pursuant to the provisions of the Texas Rules of Civil Procedure.

WHEREFORE, PREMISES CONSIDERED, Greg Lester, Temporary Administrator Pending Contest of the Estate of Nelva E. Brunsting, Deceased, respectfully requests that he be given notice of all filings in this case by any other party to this cause, and for such other and further relief, both general and special, at law and at equity, to which he may show himself justly

entitled to receive.

Respectfully submitted,

By: 

GREG LESTER  
State Bar Number 12235700  
P.O. Box 79766  
Houston, Texas 77279  
(281) 597-1300  
(281) 597-1413 (Fax)  
[galester@sbcglobal.net](mailto:galester@sbcglobal.net)

TEMPORARY ADMINISTRATOR  
PENDING CONTEST


**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 8<sup>th</sup> day of September, 2015, a true and correct copy of the foregoing was served via hand delivery, e-mail, e-serve, facsimile, and/or certified U.S. Mail, Return Receipt Requested upon the following:

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Bayless & Stokes  
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*Attorneys for Defendants*

  
GREG LESTER

  
COUNTY CLERK  
HARRIS COUNTY, TEXAS

2015 APR 10 AM 10:29

FILED

No. 412,249-401

IN THE ESTATE OF	§	PROBATE COURT
NELVA E. BRUNSTING	§	NUMBER FOUR (4)
DECEASED	§	HARRIS COUNTY, TEXAS

ORDER APPOINTING TEMPORARY ADMINISTRATOR PENDING CONTEST  
PURSUANT TO TEXAS ESTATES CODE 452.051

On March 23, 2015, the Court heard and approved Carl Henry Brunsting's Application to Resign as Independent Executor. On July 21, 2015 the Court heard and considered CARL HENRY BRUNSTING'S APPLICATION TO RESIGN AS INDEPENDENT EXECUTOR AND CANDACE LOUISE CURTIS' APPLICATION FOR APPOINTMENT AS SUCCESSOR PERSONAL REPRESENTATIVE; Anita Kay Brunsting's OBJECTION TO CANDACE CURTIS' APPLICATION FOR APPOINTMENT AS PERSONAL REPRESENTATIVE; AMY RUTH BRUNSTING'S APPLICATION TO BE NAMED SUCCESSOR EXECUTOR; RESPONSE TO CARL BRUNSTING'S APPLICATION TO RESIGN AS INDEPENDENT EXECUTOR AND OBJECTION TO CANDACE CURTIS'S APPLICATION FOR APPOINTMENT AS SUCCESSOR EXECUTOR; Carl Brunsting's OBJECTION TO AMY RUTH BRUNSTING'S APPLICATION TO BE NAMED SUCCESSOR EXECUTOR; and Candace Curtis' RESPONSE TO OBJECTIONS TO APPLICATION FOR APPOINTMENT AND OBJECTION TO AMY BRUNSTINGS APPLICATION FOR APPOINTMENT.

The Court finds that the Court has jurisdiction and venue over Decedent's Estate; that it is in the best interest of the Estate that a personal representative be immediately appointed; and that the parties have reached an agreement regarding the appointment of a Temporary Administrator Pending Contest with limited powers, which was announced on the record at said hearing, the terms of which are substantially as follows:

1. GREG LESTER would be a suitable temporary representative, is not disqualified from acting as such, and should be appointed Temporary Administrator

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Pending Contest of this Estate with limited powers to evaluate all claims filed against 1) Candace L. Kunz-Freed and Vacek & Freed, PLLC f/k/a The Vacek Law Firm, PLLC; 2) Anita Kay Brunsting f/k/a Anita Kay Riley, Individually, as attorney-in-fact for Nelva E. Brunsting, and as Successor Trustee of the Brunsting Family Living Trust, the Elmer H. Brunsting Decedent's Trust, the Nelva E. Brunsting Survivor's Trust, the Carl Henry Brunsting Personal Asset Trust and the Anita Kay Brunsting Personal Asset Trust; and 3) Amy Ruth Brunsting f/k/a Amy Ruth Tschirhart, Individually and as Successor Trustee of the Brunsting Family Living Trust, the Elmer H. Brunsting Decedent's Trust, the Nelva E. Brunsting Survivor's Trust, the Carl Henry Brunsting Personal Asset Trust and the Amy Ruth Tschirhart Personal Asset Trust; and 4) Carole Ann Brunsting, Individually and as Trustee of the Carole Ann Brunsting Personal Asset Trust. Greg Lester, Temporary Administrator Pending Contest will report to the Court regarding the merits of these claims on or before the expiration of this Order. This Order shall expire 180 days after the date that it is signed.

2. Amy Brunsting and Anita Brunsting, as the Successor Co-Trustees of the Brunsting Family Living Trust, the Elmer H. Brunsting Decedent's Trust, and the Nelva E. Brunsting Survivor's Trust, agree to advance funds to the Estate of Nelva E. Brunsting (the "Estate") to pay all court approved fees and expenses of the Temporary Administrator Pending Contest.

3. The Temporary Administrator Pending Contest has the authority to seek a continuance in the "District Court Case" in which the Estate is a plaintiff, of the hearing on the Motion for Summary Judgment current scheduled for July 31, 2015 and to seek continuance of the October, 2015 trial setting in that matter.

4. Amy Brunsting and Candace Louise Curtis each agree to a qualified declination to serve as Successor Independent Executor of the Estates of Nelva E. Brunsting and Elmer H. Brunsting, pursuant to the respective wills filed in each Estate, during the pendency of the Temporary Administration of this Estate.

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IT IS THEREFORE ORDERED that Greg Lester is hereby appointed Temporary Administrator Pending Contest of this Estate and shall give a cash Bond in the amount of \$100.00 (On Hundred Dollars), conditioned as required by law; that the Temporary Administration shall continue until the expiration of 180 days after the date of this Order, or as may be further ordered by this court; that the Clerk of this Court shall issue Letters of Temporary Administration when the Temporary Administrator has qualified according to law; and that the Temporary Administrator shall have the powers enumerated by the agreement of the parties as restated above.

Signed July 23, 2015.

*Christine Butts*  
Christine Butts, Judge  
Harris County Probate Court No. 4

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I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.

Witness my official hand and seal of office this April 5, 2019

Certified Document Number: 66934090

Marilyn Burgess, DISTRICT CLERK  
HARRIS COUNTY, TEXAS

In accordance with Texas Government Code 406.013 electronically transmitted authenticated documents are valid. If there is a question regarding the validity of this document and or seal please e-mail support@hcdistrictclerk.com