

NO. 412,249-401

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

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CARL HENRY BRUNSTING, et al	§
	§
V.	§
	§
ANITA KAY BRUNSTING, et al	§

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**Agreed Order of an Interim Distribution &  
Partial Payment of the Co-Trustees  
Attorneys' Fees & Expenses**

Before the Court is the *Co-Trustees 1<sup>ST</sup> Amended Motion for an Interim Disbursement to the Remaining Beneficiaries & Payment of the Co-Trustees Attorneys' Fees & Expenses*. Having considered the motion, the responses, and the arguments of counsel, the Court finds the motion should be GRANTED IN PART. It is, therefore,

ORDERED as follows:

1. Carole Brunsting, Carl Brunsting, and the Co-Trustees shall appear before the Court at 9:30 a.m., December 19, 2024, for an additional hearing as to the foregoing motion. The date and time of this motion is subject to change by further order of the Court.
2. The Co-Trustees shall distribute \$200,000.00 to Carl H. Brunsting, as an interim distribution of his inheritance; provided further that such distribution shall be via wire transfer to the Iolita Trust Account of his counsel of record. This distribution should be made without unreasonable delay.
3. The Co-Trustees shall make an interim payment of \$680,000.00 towards the legal fees and expenses incurred by the Trusts. The foregoing sum shall be paid without unreasonable delay, via wire transfer, and divided between the Griffin & Matthews law firm and The Mendel Law Firm, L.P, based on their pro rata time in handling the litigation related to the Brunsting Trusts.
4. The law firm of Griffin & Matthews is granted leave to supplement its legal fees and expense request through and including October 31, 2024, to be commensurate with the October 31, 2024, legal fees and expense request previously filed by The Mendel Law Firm, L.P.

5. To the extent not specifically or implicitly acknowledged during the November 25, 2024 hearing, the law firms of Griffin & Matthews and The Mendel Law Firm, L.P. are granted further leave to supplement their requests for legal fees and expenses through November 30, 2024. Payment of these legal fees and expenses will be pending the review of the legal billing of Griffin & Matthews and The Mendel Law Firm, L.P. by Bobbie Bayless and/or Bruse Loyd.
6. The attorneys for Carole Brunsting and the Co-Trustees shall confer about a supplemental production of financial information not previously produced to Carole Brunsting. Carole Brunsting shall, on or before December 5, 2024, provide the Co-Trustees with a reasonable list of financial records not previously produced by the Co-Trustees, or which is not already a matter of public record. The Co-Trustees shall, if reasonably possible, produce the requested financial documents or provide reasonable objections to same on or before December 16, 2024.
7. The Co-Trustees shall confer with Richard K. Ridders, the CPA for the Trustees. The Court desires, but does not require, that Mr. Ridders serve as a neutral third party regarding the production of additional financial information that might be requested by Carole Brunsting, and which financial information has not been previously produced by the Co-Trustees, or which is not already a matter of public record. If Mr. Ridders agrees to so serve, then his fees and/or the fees of his accounting firm shall be paid by the Trust.
8. Notwithstanding any other provision in this Order to the contrary, the Court does not construe Carole Brunsting's agreement to this Order to be an agreement to the payment of further legal fees and/or expenses to the law firms for the Co-Trustees. The payment of further legal fees and/or expenses, if any, shall be the subject of further order(s) of the Court.

Signed on: 12/02/2024

2:36:44 PM



Presiding Judge

Date Signed: 12/2/2024

**Agreed By:**

// s // Stephen A. Mendel

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Attorney for Co-Trustee, Amy R. Brunsting

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Attorney in Fact for Carl H. Brunsting

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