

**CAUSE NO. C-1-PB-14-001245**

IN RE: § IN THE PROBATE COURT  
§  
§ OF  
§  
TEL OFFSHORE TRUST § TRAVIS COUNTY, TEXAS

**ORDER GRANTING CORPORATE TRUSTEE OF THE TEL OFFSHORE TRUST'S  
MOTION FOR TRADITIONAL AND NO-EVIDENCE PARTIAL SUMMARY  
JUDGMENT ON THE ISSUE OF STANDING**

On this day came to be considered the Motion for Traditional and No-Evidence Partial Summary Judgment on the Issue of Standing filed by the Bank of New York Mellon Trust Company, N.A., (“BNYM”) as Corporate Trustee of the TEL Offshore Trust. The Court, having considered the pleadings, evidence, and arguments of counsel, is of the opinion that BNYM’s Motion for Traditional and No-Evidence Partial Summary Judgment on the Affirmative Defense of Standing should be GRANTED.

THE COURT HEREBY FINDS that Plaintiffs Albert Speisman and Joyce E. Speisman have no standing to recover damages for any alleged breaches of fiduciary duty committed by the Corporate Trustee that occurred before May 15, 2015.

THE COURT FURTHER FINDS that Plaintiffs Albert Speisman and Joyce E. Speisman have no standing to recover damages prior to the date of May 15, 2015.

THE COURT FURTHER FINDS that Plaintiff RNR has no standing to recover damages for any alleged breaches of fiduciary duty committed by the Corporate Trustee that occurred before May 20, 2010.

THE COURT FURTHER FINDS that Plaintiff RNR has no standing to recover damages prior to the date of May 20, 2010.

THE COURT FURTHER FINDS that Plaintiff Ad Litem has not provided any evidence that his constituents owned shares in the Trust at the times of the alleged breaches of fiduciary duty. Therefore, he has no standing to recover damages for breach of fiduciary duty.

IT IS THEREFORE ORDERED that BNYM's Motion for Traditional and No-Evidence Partial Summary Judgment on the Issue of Standing is GRANTED.

SIGNED \_\_\_\_\_, 2017.

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JUDGE PRESIDING