

Cause N^o C-1-PB-18-000872

IN RE:	§	IN THE PROBATE COURT
	§	
TEL OFFSHORE TRUST	§	NO. ONE OF
	§	
QUALIFIED SETTLEMENT FUND	§	TRAVIS COUNTY, TEXAS

SUPPLEMENTAL FEE APPLICATION

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES Karl Johnson, Trustee of the TEL Offshore Trust Qualified Settlement Fund, and files this Supplemental Fee Application and would show the Court the following:

I.

Applicant was appointed Trustee by Order dated January 20, 2017, and qualified by filing a bond and oath on January 30, 2017.

II.

The Trustee has 38 years of experience practicing law in Travis County, with a focus upon litigation and probate work.

III.

By Court Order dated December 19, 2018, an estimate of the time and costs which would be reasonably incurred from that time through the closing of the trust was approved. The estimate included the projected hours which both the Trustee (57 hours) and his paralegal Gabriela Brice (122 hours) would have to spend through closing.

IV.

Thereafter the Trustee did not keep detailed records of his time; however, Gabriela did. Her records show that she spent 122 hours between 12/26/18 and 12/30/19 in her work on the final distribution, on monitoring the trust bank account and on maintaining Quickbook records on cleared and returned checks for account balancing purposes.

V.

From January 2020 through the present, Gabriela has incurred an additional 47.5 hours in working on the Trust Final Report and reconciliation of all trust financial records. Full reconciliation of the trust account could not begin until the Trustee determined an ending balance

to be transferred to his IOLTA account, as detailed in the Final Report on TEL Distributions, filed by the Trustee on January 29, 2020. The reconciliation of \$6.8 million over the course of 2 years with approximately 6500 negotiable items issued during that time was a more complicated and arduous process than anticipated.

VI.

Gabriela was more heavily involved than the Trustee in the actual distribution work – programming, printing and distributing the thousands of checks sent to unit holders. This is why her estimated hour total for the period prior to the end of December, 2018, was more than twice the hourly estimate for the Trustee. The reconciliation process work has been more evenly divided between the two. While the Trustee cannot produce detailed time records for this period, he reasonably estimates having spent roughly the same time on the reconciliation and closing documents as his paralegal.

VII.

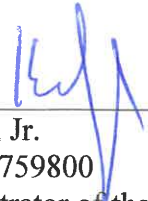
As reported in the Final Report on TEL Distributions, filed by the Trustee on January 29, 2020, an unexpected surplus of \$25,865.34 remains in the trust estate. The Trustee seeks a court award of this amount as reasonable and necessary fees for the additional time worked by himself and his paralegal to reach a final reconciliation and final report and the remaining work to close the trust administration. Compensation as requested herein would consume about 80% of the surplus

WHEREFORE, the Trustee prays that the Court approve this Supplemental Fee Application, order that the remaining trusts funds as described be awarded as reasonable and necessary attorney's fees, and for other Orders as the Court deems appropriate.

Respectfully submitted,

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By: _____



Karl G. Johnson, Jr.

State Bar No. 10759800

Trustee/Administrator of the TEL Offshore Trust
Qualified Settlement Fund

VERIFICATION

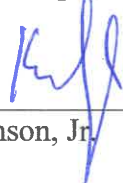
STATE OF TEXAS

COUNTY OF TRAVIS

On this day personally appeared before me Karl G. Johnson, Jr., who on his oath stated as follows:

“My name is Karl G. Johnson, Jr. I am the Trustee of the TEL Offshore Trust Qualified Settlement Fund. I am over the age of eighteen years and suffer from no disability that would prevent me from making this affidavit.

I have prepared the Supplemental Fee Application of which this verification is a part. It is a true and complete statement of the matters stated therein. The attorney’s fees and expenses stated therein are both reasonable and necessary from my personal experience and knowledge.



Karl G. Johnson, Jr.

SWORN TO AND SUBSCRIBED BEFORE ME BY Karl G. Johnson, Jr. on the 10th day of February, 2020, to certify which witness my hand and seal of office.


My commission expires: 



Notary Public

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served or will be served in accordance with the Court’s Orders regarding service dated September 28, 2015 and January 21, 2016.



Karl G. Johnson, Jr.