

THE SUPREME COURT OF TEXAS Post Office Box 12248

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August 24, 2012

Mr. Robert R. Roby Curran Tomko Tarski LLP 2001 Bryan St., Suite 2050 Dallas, TX 75201

Mr. Scott M. Clearman Clearman Prebeg LLP 815 Walker Street, Suite 1040 The Esperson Buildings RECEIVED Houston, TX 77002

RE:

Case Number: 11-0734

Court of Appeals Number: 12-10-00167-CV

Trial Court Number: 87-10345

AUG 3 0 2012

ClearmanPrebeg LLF

Style: MIKE AND JANET GAINES, INDIVIDUALLY, AND AS NEXT FRIENDS FOR

MARTHA MICHELLE GAINES, NON-COMPOS MENTIS

JOSEPH P. PRITCHETT

Dear Counsel:

The Supreme Court of Texas requests that respondent file a response to the motion for rehearing in the above-referenced case. The response is due to be filed in this office no later than September 10, 2012. PLEASE NOTE pursuant to Misc. Docket No. 11-9152 - Electronic-Filing Rules, Attorneys must e-file all documents (except documents submitted under seal) through Texas.gov. Persons not represented by an attorney may e-file documents, but e-filing is not required. Two paper copies of the requested response must be filed within three business days after the response is e-filed. The paper courtesy copies must be the printed version of the file-stamped e-filed response and must comply with Texas Rules of Appellate Procedure 9. You may file up to midnight on the due date.

For more details, see the Court's Order Requiring Electronic Documents in the Supreme Court of Texas at http://www.supreme.courts.state.tx.us/miscdocket/11/11915200.pdf.

Sincerely,

Blake A. Hawthorne, Clerk

by Claudia Jenks, Chief Deputy Clerk