

# Vinson & Elkins

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December 21, 2010

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Re: *The Episcopal Diocese of Fort Worth, et al. v. Franklin Salazar, et al.*;  
Cause No. 141-237105-09; in the 141st District Court of Tarrant County, Texas

Dear Counsel:

I write to inform you of the changes in our amended motion for partial summary judgment, filed today, December 21, 2010.

We added one ground for summary judgment and supporting argument reflecting the *Schofield* decision, issued after our motion was filed, on pages 8, 16, 18, 34-36, 46, 50-51, and 77-80.<sup>1</sup> On pages 3, 8, 13, 15, 52, 55, and 71 we incorporate two supplemental exhibits.

In Individual Plaintiffs' Sixth Amended Original Petition, alternative declarations reflecting the *Schofield* decision, as well as a declaration on capacity and standing, were added to the relief requested in paragraph 101. Specific capacity and standing allegations were added to paragraphs 9-11. Substantially similar revisions were made to the other pleadings filed today.

Best regards, and Merry Christmas



Bill Sims

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US 696477v1

<sup>1</sup> *Schofield v. Superior Court*, No. F058298, 2010 WL 4644707 (Cal. Ct. App. Nov. 18, 2010).

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V&E

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