

**CONTRARY TO WOWSC PRESIDENT JOE GIMENEZ'S
STATEMENT THAT THE MEMBERS HAVE NO SAY, WE DO.**

Plaintiffs

Dick Dial, Rene Ffrench, Bruce Sorgen, Individually and As Representatives of Windermere Oaks Water Supply Corporation

Defendants

Friendship Homes & Hangars, LLC (Dana Martin's Company), and Windermere Oaks Water Supply Corporation, and its Directors William Earnest, Thomas Michael Madden, Dana Martin, Robert Mebane, Patrick Mulligan, Joe Gimenez, Mike Nelson, Dorothy Taylor, and Norman Morse

Order by Presiding Judge Margaret G. Mirabal, signed February 6, 2020

Motions/Request

1. Defendants' Joint Motion to Dismiss under Rule 91a is Hereby **DENIED**
2. Plaintiffs' Request for Leave to file Supplement to Consolidated Response is Hereby **GRANTED**
3. Defendants Motion to Strike Plaintiffs' Supplement to Consolidated Response is Hereby **DENIED**.

Order by Presiding Judge Margaret G. Mirabal, signed February 24, 2020

Motions For Summary Judgement

1. Defendant Windermere Oaks Water Supply Corporation's and its Directors' First Amended Joint Motion for Summary Judgment is Hereby **DENIED**.
2. Defendant Friendship Homes and Hangars, LLC's Motion for Summary Judgment is Hereby **DENIED**.
3. Defendants' Joint Objections to Plaintiffs' Summary Judgment Evidence are Hereby **DENIED**.

Pleas To The Jurisdiction

1. To the extent Defendants' Pleas to the Jurisdiction are based on the ground that Plaintiffs cannot assert claims of breach of fiduciary duty, constructive fraud, and other theories in pursuit of claims brought pursuant to Texas Business Organizations Code, secs. 20.00 (c)(1) and (c)(2), and Chapter 22 subchapter J, the Pleas to the Jurisdiction are Hereby **DENIED** as to that ground.