

THOMPSON & KNIGHT LLP

ATTORNEYS AND COUNSELORS

DAVID A. FURLOW
PARTNER
DIRECT DIAL: (713) 653-8653
EMAIL: David.Furlow@tklaw.com

THREE ALLEN CENTER
333 CLAY STREET • SUITE 3300
HOUSTON, TEXAS 77002-4499
(713) 654-8111
FAX (713) 654-1871
www.tklaw.com

AUSTIN
DALLAS
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October 27, 2009

Mr. Loren Jackson
Harris County District Clerk
201 Caroline
Houston, Texas 77002

Via Hand Delivery

Re: Cause No. 2005-04492; *Prudential Financial, Inc. v. JPMorgan Chase Bank, N.A., et al.*; In the 152nd Judicial District Court of Harris County, Texas

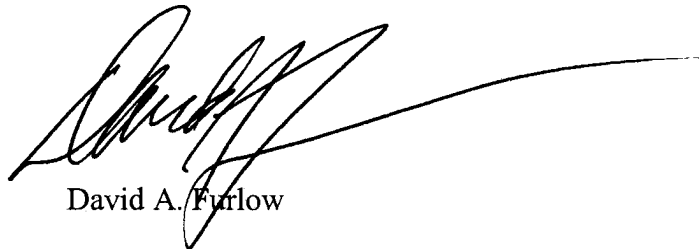
Dear Mr. Jackson:

Please find enclosed for filing the original and one copy of the following:

1. Second Amended Notice of Hearing (Thursday, November 12, 2009 @ 1:30p.m.).

This amended notice clarifies the scope of the hearing consistent with Paragraph 2 of the Amended Preliminary Approval Hearing Order this Court signed. Please acknowledge receipt of the above by placing your file stamp on the extra copy provided and return same to me via our messenger. By copy of this letter, I am forwarding a copy of the enclosed to opposing counsel of record. Thank you for your assistance in this matter.

Sincerely,



David A. Furlow

DAF:rlr
Enclosures

October 27, 2009

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cc: *VIA FAX AND ELECTRONIC MAIL*

Kent Rutter
Odean Volker
Haynes and Boone, LLP
One Houston Center
1221 McKinney, Suite 2100
Houston, Texas 77010
Fax: (713) 236-5581
Odean.Volker@haynesboone.com
kent.rutter@haynesboone.com

Susan Hays
Geisler Hays, LLP
2911 Turtle Creek Blvd., Ste. 940
Dallas, Texas 75219
(214) 367-6040
(214) 432-8273 (fax)
shays@ghlawllp.com

J. Michael Curran
Curran Tomko Tarski, LLP
1700 Pacific Ave., Suite 4545
Dallas, Texas 75201
Fax: (214) 270-1401
mcurran@cttlegal.com

John Hopwood, Gina D. Patterson, and Charlie Baumann
Locke Liddell & Sapp, LLP
600 Travis Street
2400 First City Chase Tower
Houston, Texas 77002
Fax: (713) 229-2590
jhopwood@lockelord.com

Robert S. MacIntyre, Jr.
MacIntyre & McCulloch, LLP
3900 Essex Lane, Suite 220
Houston, Texas 77027
Phone: (713) 547-5400
Fax: (713) 572-2902
MacIntyre@mmlawtexas.com

PRUDENTIAL FINANCIAL, INC.	§	IN THE DISTRICT COURT OF
	§	
Plaintiff	§	
	§	
VS.	§	HARRIS COUNTY, T E X A S
	§	
JPMORGAN CHASE BANK,	§	
NATIONAL ASSOCIATION, FIRST	§	
CITY FINANCIAL CORPORATION,	§	
FIRST-CITY NATIONAL BANK OF	§	
HOUSTON AS TRUSTEE OF THE	§	
FIRST CITY BANCORPORATION	§	
EMPLOYEE RETIREMENT TRUST,	§	
AND FCLT LOANS ASSET	§	
CORPORATION	§	
	§	
Defendants	§	
	§	
VS.	§	
	§	
TIMOTHY J. BLAIR	§	
	§	
Third Party Defendant	§	
and Counter-Plaintiff	§	152ND JUDICIAL DISTRICT

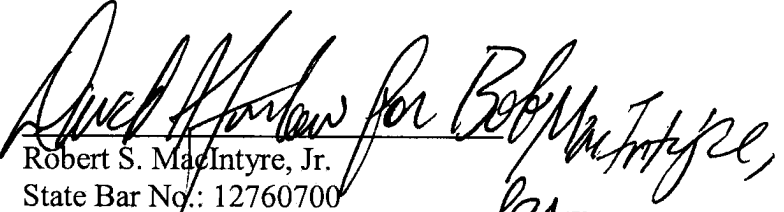
**THIRD PARTY DEFENDANT TIMOTHY J. BLAIR'S SECOND AMENDED
 NOTICE OF A CLASS ACTION SETTLEMENT FAIRNESS HEARING,
 INCLUDING A REQUEST FOR CLASS REPRESENTATIVE COMPENSATION
 APPROVAL, AND ATTORNEY'S FEE AND EXPENSE APPROVAL,
AT 1:30 P.M. ON THURSDAY, NOVEMBER 12, 2009**

PLEASE TAKE NOTICE that a "Class Action Settlement Fairness Hearing" concerning Third Party Defendant Timothy J. Blair's Class Action Settlement with the other parties in this case will be held on Thursday, November 12, 2009, at 1:30 p.m. before the 152nd Judicial District Court of Harris County, Texas. Pursuant to Paragraph 2 of this Court's Amended Preliminary Approval Hearing, the Court will:

- a. determine whether the proposed Settlement is fair, reasonable, and adequate, and whether it should be approved by the Court;
- b. determine whether the Order and Final Judgment as provided under the Stipulation should be entered, dismissing this Litigation on the merits and with prejudice;
- c. consider whether to award \$15,000 in fees to the Class Representative;
- d. consider Class Counsel's application for an award of attorneys' fees and expenses ("Class Counsel" being MacIntyre & McCulloch, LLP and Thompson & Knight LLP); and
- e. rule upon such other matters as the Court may deem appropriate.

Filed October 27, 2009

Respectfully Submitted,


Robert S. MacIntyre, Jr.
State Bar No.: 12760700
MACINTYRE & MCCULLOCH, LLP
3900 Essex Lane, Suite 220
Houston, Texas 77027
Phone: (713) 547-5400
Fax: (713) 572-2902
MacIntyre@mmlawtexas.com

by permission



David A. Furlow
State Bar No.: 07555580
Matthew R. Reed
State Bar No.: 24046693
THOMPSON & KNIGHT LLP
333 Clay Street, Suite 3300
Houston, Texas 77002
Phone: (713) 653-8653
Fax: (713) 654-1871
David.Furlow@tklaw.com

**On behalf of the Class Representative
Timothy J. Blair**

CERTIFICATE OF SERVICE

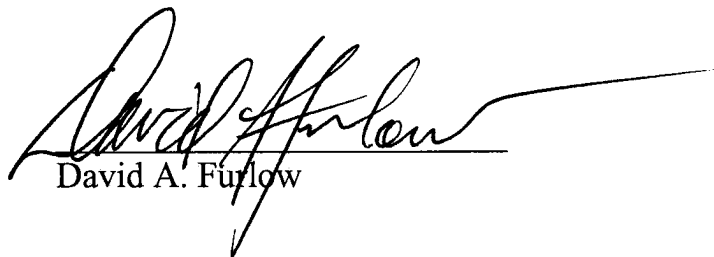
I hereby certify that a true and correct copy of the foregoing document has been transmitted to these attorneys by *fax* and *e-mail* on this 27th day of October, 2009.

Kent Rutter
Odean Volker
Haynes and Boone, LLP
One Houston Center
1221 McKinney, Suite 2100
Houston, Texas 77010
Fax: (713) 236-5581
Odean.Volker@haynesboone.com
kent.rutter@haynesboone.com

Susan Hays
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2911 Turtle Creek Blvd., Ste. 940
Dallas, Texas 75219
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(214) 432-8273 (fax)
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J. Michael Curran
Curran Tomko Tarski, LLP
1700 Pacific Ave., Suite 4545
Dallas, Texas 75201
Fax: (214) 270-1401
mcurran@ctllegal.com

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2400 First City Chase Tower
Houston, Texas 77002
Fax: (713) 229-2590
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