

It is therefore ORDERED that FirstCity is the sole owner of the "Demutualization Proceeds," which are hereby defined as (1) the proceeds from the sale of 321,211 shares of Prudential Financial, Inc. common stock, together with all accrued or otherwise unpaid dividends, held by JPMorgan pursuant to this Court's January 27, 2005 Order Granting Re-registration of Account and this Court's December 19, 2005 Order Clarifying and Modifying Court's Order Dated January 27, 2005, together with (2) all income from those proceeds through the date the Demutualization Proceeds are transferred to FirstCity.

It is further ORDERED that FirstCity's motion for summary judgment against FCLT's claims for breach of contract and tortious interference is granted.

It is further ORDERED that JPMorgan shall continue to hold the Demutualization Proceeds until (1) the appellate process has concluded and (2) FirstCity has provided to JPMorgan written notice that the appellate process has concluded and information identifying the account to which the Demutualization Proceeds are to be transferred. The appellate process shall be deemed to have concluded when the time for filing notices of appeal from this judgment has expired without any such notices of appeal having been filed, or, in the event one or more notices of appeal are timely filed, upon issuance of the mandate by the court of appeals or the Supreme Court of Texas. It is further ordered that neither Blair nor FCLT shall be required to post a bond or other form of security in connection with the retention of the Demutualization Proceeds by JPMorgan.

It is further ORDERED that within 5 days after receiving the written notice and instructions from FirstCity, JPMorgan shall transfer the Demutualization Proceeds in accordance with FirstCity's instructions.

All relief requested in the above-styled and numbered cause not expressly granted herein is denied. This judgment finally disposes of all parties and all claims and is appealable.

SIGNED on this _____ day of AUG 14 2006, 2006.



JUDGE PRESIDING