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CLERK OF THE COURT

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**Court of Appeals
First District
1307 San Jacinto Street, 10th Floor
Houston, Texas 77002-7018**

September 3, 2008

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RE: Court of Appeals Number: 01-06-00798-CV **Trial Court Case Number:** 0504492

Style: FCLT Loans Asset Corporation and Timothy J. Blair, Class Representative

v.

FIRST CITY FINANCIAL CORPORATION, Appellee/Appellant; J.P. MORGAN CHASE BANK,
NATIONAL ASSOCIATION AS SUCCESSOR TRUSTEE OF FIRST CITY BANCORPORATION
EMPLOYEES RETIREMENT TRUST.

The First Court of Appeals has set the above cause for submission on **September 24, 2008, at 1:30 PM** in our Courtroom, 1307 San Jacinto, 9th Floor, before a panel consisting of Justice Terry Jennings, Justice George C. Hanks Jr., Justice Jane Bland, subject to change by the Court.

The Court will hear oral argument. Each side will be allowed 15 minutes to argue. TEX. R. APP. P. 39.9. The appellant may reserve part of its time for rebuttal. If you decide not to argue, please notify the Court at least 7 days prior to submission date.

Persons with disabilities who plan to attend oral argument on this date and who may need auxiliary aids, accommodations or services, are requested to contact M. Karinne McCullough, Clerk of the Court, at (713) 655-2700 within 10 days after receipt of this letter so that appropriate arrangements can be made.

Very truly yours,
M Karinne McCullough
Clerk of the Court

By: David Chino
David Chino, Deputy Clerk

