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DAWN KAY LANTZ
District Clerk, Kerr County, TX

CAUSE NO. 19198A

By *Erin Mae Jolley* Deputy

IN RE CLAUD JORDAN

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IN THE DISTRICT COURT

OF KERR COUNTY, TEXAS

216th JUDICIAL DISTRICT

**ORDER ON VERIFIED PETITION TO TAKE DEPOSITION TO PRESERVE OR
PERPETUATE TESTIMONY AND TO INVESTIGATE MERITS OF FILING SUIT**

On the 30th day of April 2019 and the 29th day of July came to be heard Petitioner Claud Jordan's *Second Amended Petition for Rule 202 Pre-Suit Deposition*. After considering the request, the evidence, and the arguments of counsel, the Court grants in part and denies in part Petitioner's request. The Court finds that allowing Petitioner to take the requested oral deposition to preserve testimony in his investigation into whether legal action would be warranted is meritorious would aid in any such anticipated lawsuit.

It is, therefore, ORDERED that Petitioner may take the oral deposition of City Administrator Mark Bosma of the City of Ingram, Texas, regarding the City's wastewater system construction project and ordinance(s). More particularly, the deponent may be questioned regarding (1) The City's administration of the wastewater ordinance(s) and related agreements, (2) the City's administration and management of the wastewater system construction project, (3) the City's ~~setting and~~ collection of fees related to the wastewater ordinance, (4) the City's civil and criminal investigations of Ingram residents and property owners solely for matters related to the wastewater system, and (5) interpretations of the City's discretionary authority under the ordinance and interlocal agreement, *occurring on or before 6-4-2019* *KW* *SK* *(R)*

It is further ORDERED that the Petitioner may not inquire into (1) the proceedings, consultations, and intent of the City of Ingram in adopting the 2012 wastewater ordinance; and (2) individuals that advised the City of Ingram regarding the terms incorporated into the Ordinance.

It is further ORDERED that the Parties are to submit a proposed agreed order within ^{twenty (20)} ~~ten~~ ST days notifying the Court of the date, time and location for the scheduled oral deposition of Mark Bosma, which must occur no later than forty-five days from the date of ^{that notification} ~~this order~~. ^{KW}

SIGNED on this the 29 day of July, 2019.



HONORABLE N. KEITH WILLIAMS

AGREED AS TO FORM AND CONTENT:

/s/ Roger E. Gordon

(R) UPDATED

Roger E. Gordon

State Bar No. 24043697

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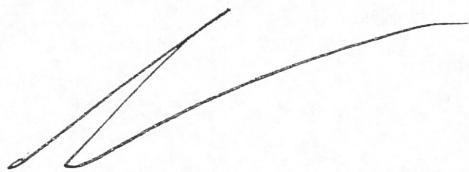
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ATTORNEY FOR JORDAN

AGREED AS TO FORM



SCOTT M. TSCHIRHART
attorney for Mark Bosma