

# Exhibit 4

NO. PR-11-3238-1

IN RE: ESTATE OF

§ IN THE PROBATE COURT

MAX D. HOPPER,

§

DECEASED

§

§

§

§

JO N. HOPPER,

§ NO. 1

§

Plaintiff,

§

v.

§

§

JP MORGAN CHASE, N.A., STEPHEN  
B. HOPPER and LAURA S. WASSMER,

§

§

§

§

Defendants.

§ DALLAS COUNTY, TEXAS

**DEFENDANT JPMORGAN CHASE BANK, N.A.’S  
TRIAL WITNESS LIST PURSUANT TO TEX. R. CIV. P. 166(h)-(i)**

Defendant JPMorgan Chase Bank, N.A. (“JPMorgan”), in its capacity as Independent Administrator (“IA”) of the Estate of Max D. Hopper, and in its corporate capacity (the “Bank”), serves its Trial Witness List pursuant to Texas Rule of Civil Procedure 166(h)-(i). JPMorgan further reserves the right to call live or by deposition any person listed on any other parties’ trial witness list, and reserves the right to call other witnesses for rebuttal or impeachment, as provided by Texas Rule of Civil Procedures 166(h).

**Witness**

Jo N. Hopper  
c/o Alan Loewinsohn  
Loewinsohn Flegle Deary Simon L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, TX 75251  
214-572-1707

Jo Hopper may testify regarding the Estate of Max Hopper; her relationship with Max Hopper, Stephen Hopper and Laura Wassmer; her communications and interactions with JPMorgan (including through counsel); her communications and interactions with Stephen Hopper or Laura Wassmer (including through counsel), her attorneys, and other persons and entities; litigation between herself, Stephen Hopper, Laura Wassmer, and JPMorgan; the factual bases for her claims against the IA and the Bank in this case; the factual bases for the damages and other relief sought in this case; her settlements with Stephen Hopper and Laura Wassmer; and other matters relevant to this case.

Stephen B. Hopper  
c/o Anthony Vitullo  
Fee, Smith, Sharp & Vitullo, L.L.P.  
Three Galleria Tower  
13155 Noel Road, Suite 1000  
Dallas, TX 75240  
972-980-3254

Stephen Hopper may testify regarding the Estate of Max Hopper; his relationship with Max Hopper, Laura Wassmer, and Jo Hopper; his communications and interactions with JPMorgan (including through counsel); his communications and interactions with Jo Hopper (including through counsel), his attorneys, and other persons or entities; litigation between himself, Laura Wassmer, Jo Hopper, and JPMorgan; the factual bases for his claims against the IA and the Bank in this case; the factual bases for the damages and other relief sought in this case; his dispute and settlement with his former attorneys Gary Stolbach and Glast, Phillips & Murray PC; his settlements with Jo Hopper; and other matters relevant to this case.

**Witness**

Laura Wassmer  
c/o Anthony Vitullo  
Fee, Smith, Sharp & Vitullo, L.L.P.  
Three Galleria Tower  
13155 Noel Road, Suite 1000  
Dallas, TX 75240  
972-980-3254

Laura Wassmer may testify regarding the Estate of Max Hopper; her relationship with Max Hopper, Stephen Hopper, and Jo Hopper; her communications and interactions with JPMorgan (including through counsel); her communications and interactions with Jo Hopper (including through counsel), her attorneys, and other persons or entities; litigation between herself, Stephen Hopper, Jo Hopper, and JPMorgan; the factual bases for her claims against the IA and the Bank in this case; the factual bases for the damages and other relief sought in this case; her dispute and settlement with her former attorneys Gary Stolbach and Glast, Phillips & Murray PC; her settlements with Jo Hopper; and other matters relevant to this case.

Susan H. Novak  
c/o John C. Eichman  
Hunton & Williams LLP  
1445 Ross Avenue, Suite 3700  
Dallas, TX 75202  
214-468-3311

Susan Novak may testify regarding the Estate of Max Hopper; her professional background and experience; the estate administration process; her communications with Jo Hopper, Stephen Hopper, Laura Wassmer, or other persons or entities regarding the Estate of Max Hopper (including through counsel); the assets and liabilities of the Estate of Max Hopper; the work performed regarding the administration of the Estate of Max Hopper; litigation between Jo Hopper, Stephen Hopper, Laura Wassmer, and JPMorgan; expenses and reimbursements between the Estate and Jo Hopper; and other matters relevant to this case.

**Witness**

Wendy W. Bessette  
c/o John C. Eichman  
Hunton & Williams LLP  
1445 Ross Avenue, Suite 3700  
Dallas, TX 75202  
214-468-3311

Wendy Bessette may testify regarding her professional background and experience; the estate administration process; the work performed regarding the administration of the Estate of Max Hopper; communications with Jo Hopper, Laura Wassmer, Stephen Hopper or other persons or entities (including through counsel); litigation between Jo Hopper, Stephen Hopper, Laura Wassmer, and JPMorgan; and other matters relevant to this case.

Thomas Cantrill  
Hunton & Williams LLP  
1445 Ross Avenue, Suite 3700  
Dallas, TX 75202  
214-468-3300

Tom Cantrill may testify regarding his professional background and experience; his prior representation of Max and Jo Hopper; his retention in this estate administration; his representation of the IA during the estate administration; the work performed during the administration; his communications with Jo Hopper, Stephen Hopper, and Laura Wassmer (including through counsel) and other persons or entities; and the litigation between Jo Hopper, Stephen Hopper, Laura Wassmer, and JPMorgan; and other matters relevant to this case. Tom Cantrill will also testify as an expert regarding the amount, reasonableness, and necessity of the attorneys' fees incurred by the IA during the estate administration. Tom Cantrill will also testify as an expert regarding his disagreement with the opinions of Anthony Vitullo and Jerry Jones regarding the attorneys' fees incurred by the IA during the estate administration. Tom Cantrill's expert opinions are set forth in his expert report of July 13, 2016, his rebuttal expert report of August 19, 2016, in any supplemental expert report updating calculations, and in his deposition testimony.

**Witness**

Mark K. Sales  
Diamond McCarthy LLP  
2711 N. Haskell Avenue, Suite 3100  
Dallas, TX 75204  
214-689-5320

Mark Sales may testify as an expert regarding his professional background and experience, and the amount, reasonableness, and necessity of the attorneys' fees incurred by the IA regarding the litigation between Jo Hopper, Stephen Hopper, Laura Wassmer, and the IA. Mark Sales will also testify as an expert regarding his disagreement with the opinions of John T. Cox III regarding the reasonableness and necessity of the attorneys' fees incurred by Mrs. Hopper. Mark Sales will also testify as an expert regarding his disagreement with the opinions of Jerry Jones and Anthony Vitullo regarding the reasonableness and necessity of the attorneys' fees incurred by the IA regarding the litigation between Jo Hopper, Stephen Hopper, Laura Wassmer, and the IA. Mark Sales' expert opinions are set forth in his expert report of July 13, 2016, his rebuttal expert report of August 22, 2016, his supplemental report of December 1, 2016, any additional supplemental report updating his calculations, and in his deposition testimony.

Michael V. Bourland  
Bourland, Wall & Wenzel P.C.  
301 Commerce Street, Suite 1500  
Fort Worth, TX 76102  
817-877-1088

Michael Bourland may testify as an expert regarding his professional background and experience, and the amount, reasonableness, and necessity of the attorneys' fees incurred by the IA regarding the estate administration. Michael Bourland will also testify as an expert regarding his disagreement with the opinions of Jerry Jones and Anthony Vitullo regarding the reasonableness and necessity of the attorneys' fees incurred by the IA regarding the estate administration. Michael Bourland's expert opinions are set forth in his expert report of July 13, 2016, his rebuttal expert report of August 22, 2016, and in his deposition testimony.

**Witness**

Lois Ann Stanton  
Osborne, Helman, Knebel & Scott, LLP  
301 Congress Avenue, Suite 1910  
Austin, TX 78701  
512-542-2043

Lois Ann Stanton may testify as an expert regarding her professional background and experience; the appropriateness of the conduct of JPMorgan prior to its appointment as Temporary Administrator; and the appropriateness of the conduct of JPMorgan as Independent Administrator. Lois Ann Stanton will also testify as an expert regarding her disagreement with the opinions of Jerry Jones regarding the appropriateness of the actions of JPMorgan prior to its appointment as Temporary Administrator, or as Independent Administrator. Lois Ann Stanton's expert opinions are set forth in her expert report of August 22, 2016, and in her deposition testimony.

John C. Eichman  
Hunton & Williams LLP  
1445 Ross Avenue, Suite 3700  
Dallas, TX 75202  
214-468-3311

John Eichman may testify as an expert regarding his professional background and experience, and the amount, reasonableness, and necessity of the attorneys' fees incurred by the IA regarding the litigation between Jo Hopper, Stephen Hopper, Laura Wassmer, and the IA. John Eichman's expert opinions are set forth in his expert report of July 13, 2016, and any supplemental expert report updating his calculations.

GT Nexus, Inc.  
by Kevin J. Taylor, Associate General Counsel at Infor  
40 General Warren Blvd., Suite 110  
Malvern, PA 19355  
610-407-8189

GT Nexus may testify via deposition on written questions that the stock options of Max Hopper in GT Nexus were timely exercised and did not expire at any time.

**Witness**

K.B. Chandrasekhar, Chief Executive Officer and Chairman of Jamcracker, Inc.  
c/o Scott Gatey  
Gatley Law Office  
1001 Laurel Street, Suite C  
San Carlos, CA 94070  
650-596-7123

The declaration of K.B. Chandrasekhar may be used to established that the documents labeled as trial exhibit DX 189 are business records of Jamcracker, Inc. and are admissible under Texas Rules of Evidence 803(6) and 902.

JPMorgan Chase Bank, N.A. Corporate Representative/Records Custodian  
c/o John C. Eichman  
Hunton & Williams LLP  
1445 Ross Avenue, Suite 3700  
Dallas, TX 75202  
214-468-3311

The Business Records Affidavits of JPMorgan Chase Bank, N.A. may be used to established that the documents labeled as trial exhibits DX 1, DX 2, DX 3, and DX 369 are business records of JPMorgan and are admissible under Texas Rules of Evidence 803(6) and 902.

The American College of Trust and Estate Counsel (“ACTEC”)  
901 15th Street, NW Suite 525  
Washington, DC 20005  
(202) 684-8460

The Business Records Affidavit of the American College of Trust and Estate Counsel may be used to establish that the documents labeled as trial exhibit DX 380 are business records of ACTEC and are admissible under Texas Rules of Evidence 803(6) and 902.



**Witness**

D.W. Skelton & Associates, Inc.  
12700 Hillcrest Road, Suite 242  
Dallas, TX 75230  
(214) 265-1037

The Business Records Affidavit of D.W. Skelton & Associates, Inc. may be used to establish that the documents labeled as trial exhibit DX 26 and DX 141 are business records of D.W. Skelton & Associates, Inc. and are admissible under Texas Rules of Evidence 803(6) and 902.

Michael L. Graham  
The Graham Law Firm, P.C.  
100 Highland Park Village, Suite 200  
Dallas, TX 75202  
214-599-7000

Michael Graham may testify regarding his professional background and experience; his experience with JPMorgan employees; his representation of Jo Hopper regarding the Estate of Max Hopper; his communications with Stephen Hopper, Laura Wassmer, JPMorgan, or other persons and entities regarding the Estate of Max Hopper (including through counsel); the assets and liabilities of the Estate of Max Hopper; the work performed regarding the administration of the Estate of Max Hopper; and the litigation between Jo Hopper, Stephen Hopper, Laura Wassmer, and JPMorgan.

John K. Round  
Strasburger & Price, LLP  
2801 Network Blvd., Suite 600  
Frisco, TX 75034-1872  
469-287-3928

John Round may testify regarding his representation of Stephen Hopper and Laura Wassmer regarding the Estate of Max Hopper; his communications with Jo Hopper, JPMorgan, or other persons or entities regarding the Estate of Max Hopper (including through counsel); the assets and liabilities of the Estate of Max Hopper; the work performed regarding the administration of the Estate of Max Hopper; Debra Round; and other matters relevant to this case.

**Witness**

Gary Stolbach  
Glast, Phillips & Murray, P.C.  
14801 Quorum Drive, Suite 500  
Dallas, TX 75254-1449  
972-419-8300

Gary Stolbach may testify regarding his representation of Stephen Hopper and Laura Wassmer regarding the Estate of Max Hopper; his communications with Jo Hopper, JPMorgan, or other persons or entities regarding the Estate of Max Hopper (including through counsel); the assets and liabilities of the Estate of Max Hopper; the work performed regarding the administration of the Estate of Max Hopper; the litigation between Jo Hopper, Stephen Hopper, Laura Wassmer, and JPMorgan; and his and his law firm's dispute and settlement with Stephen Hopper and Laura Wassmer.

Celia Doris King  
c/o Alan Loewinsohn  
Loewinsohn Flegle Deary Simon L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, TX 75251  
214-572-1707

Doris King may testify regarding Jo Hopper or Max Hopper; her relationship with Jo Hopper, the relationship between Jo Hopper and Stephen Hopper and Laura Wassmer, the financial records of the Estate of Max Hopper, her communications with JPMorgan regarding the Estate of Max Hopper (including through counsel), and Mrs. Hopper's alleged mental anguish; and other matters relevant to this case.

**Witness**

Sara Williamson  
c/o Alan Loewinsohn  
Loewinsohn Flegle Deary Simon L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, TX 75251  
214-572-1707

Sarah Williamson may testify regarding her provision of accounting or tax services to Max Hopper or the Estate of Max Hopper, her relationship and provision of accounting or tax services to Jo Hopper, the financial and tax records of the Estate of Max Hopper, her calculations regarding tax and valuation issues regarding the Estate of Max Hopper, her communications with JPMorgan or Stephen Hopper and Laura Wassmer regarding the Estate of Max Hopper (including through counsel), her communications with Jo Hopper's attorneys regarding the Estate of Max Hopper, the assets and liabilities of the Estate of Max Hopper; and other matters relevant to this case.

Kal Grant  
c/o John C. Eichman  
Hunton & Williams LLP  
1445 Ross Avenue, Suite 3700  
Dallas, TX 75202  
214-468-3311

Kal Grant may testify regarding her communications with Jo Hopper, Stephen Hopper, Laura Wassmer, or JPMorgan personnel.

Todd Baird  
c/o John C. Eichman  
Hunton & Williams LLP  
1445 Ross Avenue, Suite 3700  
Dallas, TX 75202  
214-468-3311

Todd Baird may testify regarding his communications with Jo Hopper, Stephen Hopper, Laura Wassmer or JPMorgan personnel; and Jo Hopper's accounts at JPMorgan.

Respectfully submitted,

HUNTON & WILLIAMS LLP

By: /s/ John C. Eichman

John C. Eichman  
jeichman@hunton.com  
State Bar No. 06494800  
Grayson L. Linyard  
glinyard@hunton.com  
State Bar No. 24070150

1445 Ross Avenue, Suite 3700  
Dallas, Texas 75202-2700  
Telephone: (214) 468-3300  
Telecopy: (214) 468-3599

**ATTORNEYS FOR  
JPMORGAN CHASE BANK, N.A., IN ITS  
CAPACITY AS THE INDEPENDENT  
ADMINISTRATOR OF THE ESTATE OF  
MAX D. HOPPER AND IN ITS CORPORATE  
CAPACITY**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument has been served on the following counsel of record via the electronic service manager and/or by email on this 18th day of July, 2017.

Alan S. Loewinsohn  
Jim L. Flegle  
Kerry F. Schonwald  
Loewinsohn Flegle Deary SIMON L.L.P.  
12377 Merit Drive, Suite 900  
Dallas, Texas 75251  
[alanl@lfdslaw.com](mailto:alanl@lfdslaw.com)  
[jimf@lfdslaw.com](mailto:jimf@lfdslaw.com)  
[kerrys@lfdslaw.com](mailto:kerrys@lfdslaw.com)  
**Attorneys for Plaintiff**

Christopher M. McNeill  
Block & Garden, LLP  
Sterling Plaza  
5949 Sherry Lane, Suite 900  
Dallas, Texas 75225  
[mcneill@bgvllp.com](mailto:mcneill@bgvllp.com)  
**Attorneys for Defendants**  
**Laura Wassmer and Stephen Hopper**

Anthony L. Vitullo  
Taylor A. Horton  
Fee, Smith, Sharp & Vitullo, L.L.P.  
Three Galleria Tower  
13155 Noel Road, Suite 1000  
Dallas, Texas 75240  
[lvitullo@feesmith.com](mailto:lvitullo@feesmith.com)  
[thorton@feesmith.com](mailto:thorton@feesmith.com)  
**Attorneys for Defendants**  
**Laura Wassmer and Stephen Hopper**

James S. Bell  
JAMES S. BELL, PC  
5942 Colhurst  
Dallas, Texas 75230  
[james@jamesbellpc.com](mailto:james@jamesbellpc.com)  
**Attorneys for Defendants**  
**Laura Wassmer and Stephen Hopper**

/s/ John C. Eichman  
John C. Eichman