

NO. 1293

IN THE ESTATE OF

IDA BALDWIN DENISON,

DECEASED

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IN THE COUNTY COURT

OF

STONEWALL COUNTY, TEXAS

**AFFIDAVIT IN SUPPORT OF  
DEFENDANT'S MOTION FOR CONTINUANCE**

BEFORE ME, the undersigned authority, personally appeared ISAAC M. CASTRO, who,  
by me duly sworn, deposed as follows:

"My name is ISAAC M. CASTRO. I am the attorney for Defendant, John Wayne Denison,  
Independent Executor of the Estate of Ida Baldwin Denison, Deceased, in this cause.

"I need additional time to prepare for trial on Plaintiff's Application for Temporary Injunction  
and Permanent Injunction. The apparent issue in this case is the use of Estate funds for over three  
and one-half years of administration. The records to be examined are voluminous. The records to  
be organized for presentation to the Court are voluminous. Many receipts must be organized and  
obtained. It is not humanly possible for me to examine and organize all the evidence. This case has  
been scheduled for trial on the merits with only 27 days' notice. Due to other commitments, I have  
had insufficient time to prepare for trial even though I spent eight hours with my client yesterday.  
I have had no time whatsoever to conduct discovery.

"I am scheduled for a jury trial involving five adverse parties in Tom Green County the week  
of March 26, 2001, and another in Taylor County the week of April 23, 2001. The time necessary  
to prepare for those trials, including various depositions, will not allow sufficient time to prepare for

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this case until the month of May. I have three responses to motions for summary judgment due by February 28, 2001, with hearings on four motions for summary judgment set for March 7, 2001. In another case, due to tax deadlines, the involvement of seven parties, and other pressing matters, a compromise settlement agreement involving millions of dollars must be completed before March 15, 2001. I must meet with my client this very afternoon to discuss this agreement. This is a matter that has been pending for approximately five years.

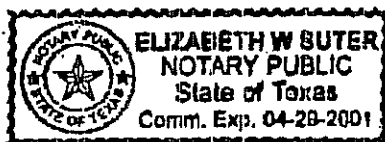
"On August 3, 2000, my former partner, Jeffrey S. Davis, left the firm, leaving me inundated with a double caseload. Aside from a substantial litigation practice, I have an extensive office practice that on its own is a full-time occupation.


"Further affiant sayeth not."

SIGNED on Feb 26, 2001.

  
ISAAC M. CASTRO, Affiant

SUBSCRIBED AND SWORN TO BEFORE ME on February 6, 2001, by Isaac M. Castro.



  
Notary Public, State of Texas