

**THE STATE OF TEXAS  
SUBPOENA FOR DEPOSITION AND PRODUCTION OF DOCUMENTS  
PURSUANT TO TEXAS RULES OF CIVIL PROCEDURES 176**

**CAUSE NO. 2012-DCL-8605-A**

**BROWNSVILLE INDEPENDENT  
SCHOOL DISTRICT,  
Plaintiffs,**

v.

**TEXAS WINDSTORM INSURANCE  
ASSOCIATION, GAB ROBINS  
NORTH AMERICA, INC.,  
CUNNINGHAM LINDSEY U.S., INC.,  
REGGIE WARREN, AND STEVE  
BORGMAN,  
Defendants.**

§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§

**IN THE DISTRICT COURT OF**

**CAMERON COUNTY, TEXAS**

**107th JUDICIAL DISTRICT**

TO ANY SHERIFF OR CONSTABLE OF THE STATE OF TEXAS OR OTHER PERSON  
AUTHORIZED TO SERVE AND EXECUTE SUBPOENAS AS PROVIDED IN RULE 176.5 T.R.C.P.

You are hereby commanded to summon:

**DAVID DEWHURST, 1122 COLORADO STREET, APT 1003, AUSTIN, TX 78701**

To appear before a certified court reporter from the firm of Worldwide Court Reporters, 3000 Wesleyan, Suite 235, Houston, Texas 77027, (713) 572-2000, beginning **Tuesday, April 8, 2014, at 10:00 a.m.** at the offices of The Mostyn Law Firm, 3810 West Alabama, Houston, Texas 77027 in order to give deposition testimony as a witness in the above styled and numbered suit now pending in said Court, to produce and permit inspection and copying of documents or tangible things to be used as evidence in this case, and to attend from day to day until discharged. The following are the documents or tangible things that must be produce:

1. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, or any other document kept by the witness or any person under the witness' control that mentions the scheduling of any meeting between David Dewhurst and TWIA manager Jim Oliver;
2. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, or any other document kept by the witness or any person under the witness' control that mentions the scheduling of any meeting between David Dewhurst and TWIA manager Jim Oliver in which the fee of Mostyn Law Firm on any case against TWIA was discussed;

3. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, or any other document kept by the witness or any person under the witness' control that mentions the scheduling of any meeting between David Dewhurst and TWIA manager Jim Oliver in which Steve Mostyn's political party affiliation was discussed;
4. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, minutes or any other document kept by the witness or any person under the witness' control that mentions the items of discussion at any meeting between David Dewhurst and TWIA manager Jim Oliver;
5. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, minutes or any other document kept by the witness or any person under the witness' control that mentions items of discussion at any meeting between David Dewhurst and TWIA manager Jim Oliver in which the fee of Mostyn Law Firm on any case against TWIA was discussed;
6. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, minutes or any other document kept by the witness or any person under the witness' control that mentions the items of discussion at any meeting between David Dewhurst and TWIA manager Jim Oliver in which Steve Mostyn's political party affiliation was discussed;
7. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, or any other document kept by the witness or any person under the witness' control that mentions the scheduling of any meeting between David Dewhurst and any employee of TWIA;
8. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, or any other document kept by the witness or any person under the witness' control that mentions the scheduling of any meeting between David Dewhurst and any employee of TWIA in which the fee of Mostyn Law Firm on any case against TWIA was discussed;
9. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, or any other document kept by the witness or any person under the witness' control that mentions the scheduling of any meeting between David Dewhurst and any employee of TWIA in which Steve Mostyn's political party affiliation was discussed;
10. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, minutes or any other document kept by the witness or any person under the witness' control that mentions the items of discussion at any meeting between David Dewhurst and any employee of TWIA;

11. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, minutes or any other document kept by the witness or any person under the witness' control that mentions items of discussion at any meeting between David Dewhurst and any employee of TWIA in which the fee of Mostyn Law Firm on any case against TWIA was discussed;
12. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, minutes or any other document kept by the witness or any person under the witness' control that mentions the items of discussion at any meeting between David Dewhurst and any employee of TWIA in which Steve Mostyn's political party affiliation was discussed;
13. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, or any other document kept by the witness or any person under the witness' control that mentions the scheduling of any meeting between David Dewhurst and the Texas Commissioner of Insurance;
14. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, or any other document kept by the witness or any person under the witness' control that mentions the scheduling of any meeting between David Dewhurst and the Texas Commissioner of Insurance in which the fee of Mostyn Law Firm on any case against TWIA was discussed;
15. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, or any other document kept by the witness or any person under the witness' control that mentions the scheduling of any meeting between David Dewhurst and the Texas Commissioner of Insurance in which Steve Mostyn's political party affiliation was discussed;
16. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, minutes or any other document kept by the witness or any person under the witness' control that mentions the items of discussion at any meeting between David Dewhurst and the Texas Commissioner of Insurance;
17. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, minutes or any other document kept by the witness or any person under the witness' control that mentions items of discussion at any meeting between David Dewhurst and the Texas Commissioner of Insurance in which the fee of Mostyn Law Firm on any case against TWIA was discussed;
18. All calendar notes or entries, memorandum, email, handwritten notes, electronic message, minutes or any other document kept by the witness or any person under the witness' control that mentions the items of discussion at any meeting between David Dewhurst and the Texas Commissioner of Insurance in which Steve Mostyn's political party affiliation was discussed.

DO NOT FAIL to return this writ to said Court, with return thereon, showing the manner of execution.

This subpoena was issued at the request of Plaintiff, Brownsville Independent School District, whose attorney of record is J. Steve Mostyn, Mostyn Law Firm, 3810 West Alabama Street, Houston, Texas 77027.

ISSUED this 5th day of March, 2014.

Respectfully submitted,

THE MOSTYN LAW FIRM

/s/ J. Steve Mostyn

J. Steve Mostyn

State Bar No. 00798389

3810 West Alabama Street

Houston, Texas 77027

Telephone: (713) 861-6616

Facsimile: (713) 861-8084

**ATTORNEY FOR PLAINTIFF**

Failure by any person without adequate excuse to obey a subpoena served upon that person may be deemed a contempt of court from which the subpoena is issued or a District Court in the county in which the subpoena is served, and may be punished by fine, confinement or both. T.R.C.P. 176.8 (a)

**WITNESS SUBPOENA RETURN**

Came to hand the \_\_\_\_\_ day of \_\_\_\_\_ 2014, at \_\_\_\_\_ m., and

Executed by delivering to the within named \_\_\_\_\_

in person at \_\_\_\_\_

on \_\_\_\_\_ 2014, at \_\_\_\_\_ m.,

in \_\_\_\_\_ County, Texas a true copy of this subpoena and

tendering said witness the sum of \$ \_\_\_\_\_ (check no. \_\_\_\_\_).

By \_\_\_\_\_  
Person who is not a party to the suit, and is not less  
than 18 years of age.

**ACCEPTANCE OF SERVICE OF SUBPOENA BY WITNESS,  
PER WITNESS 178 T.R.C. P.**

I, the undersigned witness named in the Subpoena acknowledge receipt of a copy thereof,  
and hereby accept service of the attached subpoena, and will appear in said court, said date  
and time directed in this subpoena.

\_\_\_\_\_  
SIGNATURE OF WITNESS

\_\_\_\_\_  
DATE

Not executed as to the witness for the following reasons:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_