



192<sup>nd</sup> District Court  
George L Allen, Sr. Courts Building  
600 Commerce Street  
Dallas, Texas 75202-4627  
Telephone 214-653-7709

JAMES SHEPPARD  
1201 ELM STREET  
SUITE 3400  
DALLAS TX 75270

August 07, 2013

RE: DC-13-06381  
APOGEE SOFTWARE LTD vs. GEARBOX SOFTWARE LLC

Dear Counsel:

The above styled and numbered cause has been pending without action for more than 60 days. A dismissal hearing is now set for

08/26/2013 @ 9:00 A.M.

Please take the following action prior to the hearing:

- if you intend to pursue this matter, issue and serve citation upon Defendant(s).
- if you do not intend to pursue this matter, file a nonsuit or dismissal.
- provide this Court with a written statement as to the status of this case.

Failure to comply with the foregoing, without presenting good and sufficient cause to the court, will result in this matter being dismissed for want of Prosecution on 08/26/2013 @ 9:00 A. M. pursuant to Texas Rule of Civil Procedure 165a.

Sincerely,

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Craig Smith  
DISTRICT JUDGE  
192<sup>nd</sup> DISTRICT COURT  
DALLAS COUNTY, TEXAS

Cc:  
JAMES SHEPPARD