

## **CAUSE NO. DC-11-501**

RICHARD CHAVEZ and ESTEVAN CASAS,	) IN THE DISTRICT COURT
PLAINTIFFS,	)
	)
VS.	) 381 <sup>st</sup> JUDICIAL DISTRICT
KUMHO TIRE CO., KUMHO TIRE U.S.A.,	)
INC., and KUMHO IN ITS ASSUMED OR	)
COMMON NAME; and	ĺ
VERONICA LOPEZ TREVINO,	) )
INDIVIDUALLY, and VERONICA LOPEZ	)
TREVINO d/b/a SCORPION TRUCKING,	)
DEFENDANTS.	) STARR COUNTY, TEXAS

## **TIRE INSPECTION ORDER**

After a hearing on November 28, 2012, the parties in the above-entitled and numbered cause submit the following Tire Inspection Order reflecting the Court's ruling:

- (1) There will be no destructive testing of the tire or tire pieces;
- (2) The tire and tire pieces will be shipped in sealed containers to the following address:

Germer Gertz Beaman & Brown, LLP 301 Congress Ave., Suite 1700 Austin, Texas 78701

- (3) The sealed containers and their contents will be videotaped without sound as the containers are opened, and the videotape will record the tire and tire pieces during the entire time without interruption from the time the containers are opened until the tire and tire pieces are returned into the containers and the containers are resealed; the video shall not identify any faces or identities of the individuals performing the inspection;
- (4) Kumho Tire Co., Inc. and Kumho Tire U.S.A., Inc. ("Kumho") will make the person responsible for the inspection and the videotaping aware of the terms of this Order;

- The tire and tire pieces will be returned to Plaintiffs' counsel in sealed containers (5) along with the videotapes mentioned above within 60 days from the date that the tire and tire pieces are received by Kumho or its counsel; and
- Kumho will bear full responsibility for the tire and tire pieces from the time it (6) leaves Plaintiffs' counsel until it is received by Plaintiffs' counsel upon its return from Kumho.

SIGNED this the day of November, 2012.

Hon. Jose Luis Garza, Presiding Judge

DEC 1 4 2012

APPROVED AS TO FORM:

By: John Blaise Gsanger

The Edwards Law Firm

802 N. Carancahua, Suite 1400

Corpus Christi, Texas 78401-0480

ATTORNEYS FOR PLAINTIFFS RICHARD CHAVEZ and ESTEVAN CASAS

By:

Chris Pearson W Juwissa Germer Gertz Beaman & Brown, Li

301 Congress Ave., Suite 1700

Austin, Texas 78701

ATTORNEYS FOR DEFENDANTS

KUMHO TIRE CO., INC. and KUMHO TIRE U.S.A., INC.

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## THE EDWARDS LAW FIRM

ATTORNEYS AT LAW P. O. BOX 480 CORPUS CHRISTI, TEXAS 78403-0480 (361) 698-7600

JOHN BLAISE GSANGER BOARD CERTIFIED
CIVIL APPELLATE LAW
TEXAS BOARD OF LEGAL SPECIALIZATION

FROST BANK PLAZA SUITE 1400 78470 FAX: (36I) 698-7614

November 30, 2012

Eloy R. Garcia Starr County District Clerk 401 N. Britton Avenue, Room 304 Rio Grande City, Texas 78582

> RE: Cause No. DC-11-501; Chavez v. Kumho Tire Co., et al.; In the 381st Judicial District Court of Starr County, Texas.

Dear Mr. Garcia,

Enclosed for filing please find an original and one copy of the Tire Inspection Order approved as to form and signed by John Gsanger and Chris Pearson.

Thank you for your assistance.

Sincerely,

THE EDWARDS LAW FIRM

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Dayna Dieringer, Secretary Assisting John Blaise Gsanger