E-filed in the Office of the Clerk
for the Business Court of Texas
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Accepted by: Beverly Crumley
Case Number: 26-BC08B-0009

THE BUSINESS COURT OF TEXAS
EIGHTH DIVISION

FILED: 10/2/2026 3:10 PM
David Trantham
Denton County District Clerk
By: Jade Kenemore, Deputy

GAIL CORDER FISCHER, Individually and derivatively on behalf of CLIFFORD FISCHER & COMPANY LLC, successor-by-conversion of Clifford Fischer & Company, Inc.,	§	
Plaintiff,	§	
v.	§	**CAUSE NO. 26-BC08B-009**
CLIFFORD R. FISCHER, CLIFFORD R. FISHER & COMPANY, LLC, successor-by-conversion of Clifford Fisher & Company, Inc.; FISCHER SELLER, LP; MICHAEL NEWMAN; TED UZELAC; JEFF KERNOCHAN; CHRIS JOYNER; FISCHER PURCHASER HOLDINGS, LP; CRESA, LLC; CRESA HOLDINGS II, INC.; JAMES D. CARREKER; ANDREA WEISS; IVAN T. HOFFMAN III; and ALEJANDRIA GAMINO,	§	
Defendants.	§	**DENTON COUNTY, TEXAS**

PUBLIC NOTICE OF MOTION TO SEAL COURT RECORDS

Pursuant to Texas Rule of Civil Procedure 76a(3), Defendants Cresa, LLC and Cresa Holdings II, Inc. (collectively, "Cresa") post this public notice of its Rule 76a Motion to Seal Court Records (the "Motion"), wherein Cresa seeks an order sealing certain court records, as described below.

I. NATURE OF THE SUIT

1. Plaintiff is Gail Fischer ("Plaintiff"). Defendants are Cresa, LLC, Cresa Holding II, Inc. (collectively, "Cresa"), Fischer Seller, LP Fischer Purchaser Holdings, LP (collectively, the "Receiver entities"), Clifford Fischer & Company, LLC (the "Company"), Clifford R. Fischer,

Ted Uzelac, Alex Gamino, Jeff Kernochan, Chris Joyner, James D. Carreker, Andrea Weiss, and Ivan T. Hoffman.

2. Cresa purchased the equity interests in the Company pursuant to an Equity Purchase Agreement on October 21, 2025. Plaintiff filed suit against Cresa based on their alleged wrongdoings as the purchaser of the Company in the transaction and the parties are currently engaged in discovery and litigating the various legal issues underlying Plaintiff's claims.

II. HEARING ON MOTION TO SEAL COURT RECORDS

3. The parties seeking to seal court records are Defendants Cresa, LLC and Cresa Holding II, Inc (collectively, "Cresa").

4. Cresa filed its Rule 76a Motion to Seal Court Records on September 18, 2026, in Cause No. 26-BC08B-009, styled *Gail Corder Fischer, et. al. v. Clifford R. Fischer, et al.*, pending in the Business Court of Texas, Eighth Division.

5. By way of the Motion, Cresa seeks to seal the exhibits attached to its Traditional Motion for Summary Judgment on Plaintiff's Requests to Invalidate the Sale and Brief in Support. The exhibits include:

- Final Decree of Divorce; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (October 22, 2019) ("Divorce Decree")
- Appeal Docket: Case No. 05-19-01303-CV, Fifth District Court of Appeals (Filed October 25, 2019) ("Docket of Appeal")
- Gail Corder Fischer's Motion to Appoint a Receiver/Custodian for Clifford Fischer & Company; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (March 19, 2020)
- Mandate Affirming the Divorce Decree; Case No. 05-19-01303-CV, Court of Appeals, Fifth District of Texas at Dallas (May 17, 2021)
- Memorandum Opinion; Case No. 05-19-01303-CV, Court of Appeals, Fifth District of Texas at Dallas (March 4, 2021)

- Objection and Response to Gail Corder Fischer's Motion to Appoint a Receiver/Custodian for Clifford Fischer Company; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (May 8, 2020)

- Clifford Fischer Motion for Appointment of Receiver; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (December 13, 2023)

- Clifford Fischer's First Amended Motion for Appointment of Receiver; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (February 27, 2024)

- A.W.E.s Objections to Proposed Order on First Amended Motion for Appointment of Receiver; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (March 24, 2024)

- Order on First Amended Motion for Appointment of Receiver; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (April 11, 2024)

- Notice of Accelerated Appeal of Temporary Injunction Order and Order on First Amended Motion of Appointment of Receiver; Case No. 05-24-00507-CV, Fifth District Court of Appeals (April 30, 2024)

- Motion To Stay Order Appointing Receiver; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (June 5, 2025)

- Memorandum Ruling; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (July 10, 2025)

- Appellant's Motion to Stay Receivership Order Pending this Court's Decision; Case No. 05-24-00507-CV, Fifth District Court of Appeals (September 18, 2025)

- Order Denying Motion to Stay Receivership; Case No. 05-24-00507-CV, Fifth District Court of Appeals (December 9, 2025)

- Transcript from the Motion Hearing on June 23, 2026; Case No. DF-18-11265, 254th Judicial District Court, Dallas County

- Equity Purchase Agreement (October 21, 2025) ("EPA")

- Declaration of Michael Newman ISO Plaintiffs' Brief in Opposition to Defendant G. Fischer's Motion to Dismiss; Case No. 2026-0920-KSJM, In the Chancery Court of Delaware (August 31, 2026) ("Newman Decl.")

    - Exhibit A to Newman Decl. – Flow of Funds Spreadsheet

    - Exhibit B to Newman Decl. – Banking Records Reflecting Payment to Ms. Fischer

- Receiver's Confidential, Sealed Notice of Completion of Sale and Continuing Duties; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (October 23, 2025)

- Plaintiff's Emergency Motion to Vacate Receiver's Actions and Void Unauthorized Sale of Companies; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (October 23, 2025)

- Plaintiff's Emergency Motion and Original Petition to Enforce Final Decree of Divorce, For Judgment, for 100% Transparent Onsite and Unfettered Access, And to Protect Property Interests; Case No. DF-18-11265, 254th Judicial District Court, Dallas County (October 23, 2025)

- Memorandum Opinion; Case No. 05-24-00507-CV, Fifth District Court of Appeals (December 9,2025)

- Memorandum Opinion; Case No. 05-24-00507-CV, Fifth District Court of Appeals (January 15,2026)

- Declaration of Tracey Leuhring (September 18, 2026)

6. The Motion will be heard on **Thursday, November 5, 2026 at 2:00 p.m.** in open court, located at 1515 Commerce Street, Suite 170 Fort Worth, TX 76102. Any person may intervene and be heard concerning the sealing of the Court Records. For access to the public hearing by video any person may email the Court (BCDivision8B@txcourts.gov) to request access. Persons causing audio/visual disruption will be removed from the proceeding; microphones for non-participants in the proceeding should remain muted at all times. The public may view or listen to proceedings but video or audio recording remains prohibited. Only the record of the court reporter constitutes an official record of the proceeding.

Dated: October 2, 2026

Respectfully submitted,

BAKER & McKENZIE LLP

By: */s/ Nicholas O. Kennedy*

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ATTORNEYS FOR DEFENDANTS CRESA, LLC, CRESA HOLDINGS II, INC., CLIFFORD FISCHER & COMPANY, LLC, JAMES D. CARREKER, IVAN T. HOFMANN III, ANDREA WEISS, CHRIS JOYNER, and JEFF KERNOCHAN

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of October, 2026, a true copy of the foregoing document was electronically filed through https://efile.txcourts.gov/, which sent notification of such filing to all counsel of record.

/s/ Nicholas O. Kennedy
Nicholas O. Kennedy

Automated Certificate of eService

This automated certificate of service was created by the efiling system. The filer served this document via email generated by the efiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Karen Wagner on behalf of Nicholas Kennedy
Bar No. 24087841
karen.wagner@bakermckenzie.com
Envelope ID: 120703582
Filing Code Description: Notice
Filing Description: Defendants Cresa, LLC and Cresa Holdings II, Inc.'s Public Notice of Motion to Seal Court Records
Status as of 10/2/2026 2:01 PM CST

Associated Case Party: GailCorderFischer

Name	BarNumber	Email	TimestampSubmitted	Status
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Associated Case Party: Michael Newman

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Michael Lee	24109461	mlee@velaw.com	10/2/2026 1:52:48 PM	SENT

Case Contacts

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Associated Case Party: Ted Uzelac

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Name	BarNumber	Email	TimestampSubmitted	Status
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Linda Stahl	798525	lstahl@carterarnett.com	10/2/2026 1:52:48 PM	SENT
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Filing Code Description: Filed Document
Filing Description: Public Notice of Motion to Seal Court Records
Status as of 10/8/2026 4:18 PM CST

Associated Case Party: GailCorderFischer

Name	BarNumber	Email	TimestampSubmitted	Status
James S.Robertson, III	17061075	jrobertson@gpmz-law.com	10/2/2026 3:10:28 PM	SENT
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Associated Case Party: JamesD.Carreker

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Associated Case Party: Fischer Seller, LP

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Associated Case Party: Andrea Weiss

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Associated Case Party: Michael Newman

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Associated Case Party: Cresa Holdings II, Inc.

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Associated Case Party: Ted Uzelac

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Associated Case Party: Jeff Kernochan

Name	BarNumber	Email	TimestampSubmitted	Status

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Rylie Hayes		rylie.hayes@bakermckenzie.com	10/2/2026 3:10:28 PM	SENT

Associated Case Party: Cresa, LLC

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Associated Case Party: Fischer Purchaser Holdings, LP

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Associated Case Party: IvanT.Hofmann

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