

# JOHN M. O'QUINN FOUNDATION

## **O'Quinn Foundation Responds to Ruling Denying Lexington Request for Temporary Injunction: Foundation is “Deeply Gratified” at Court’s Ruling Vindicating the Will and Charitable Intentions of the Late Trial Lawyer, John M. O’Quinn**

August 9, 2010 (Houston) – This morning, the Honorable Mike Wood of Probate Court No. 2 issued his ruling denying Darla Lexington’s request for a temporary injunction prohibiting the Estate of John M. O’Quinn from selling five cars at an upcoming auction in Pebble Beach, California. Judge Wood, who heard an entire day of testimony and evidence, denied Ms. Lexington’s request for an injunction with these words:

After considering the pleadings, testimony, and arguments of counsel, the Court does not find sufficient grounds to support granting a temporary injunction as requested, in that the Court does not find that Petitioner has established a probable right to recover ownership of the five automobiles at issue.

The President of the John M. O’Quinn Foundation (Foundation), Robert Wilson III responded to the ruling this morning. “The Foundation is deeply gratified by the Court’s ruling. John O’Quinn was a legendary and meticulous trial lawyer. In his Last Will and Testament, signed in 2008, John made clear that all of his property—including his car collection—was to go to his charitable Foundation. After the payment of the Estate’s debts, John’s considerable wealth will be used to benefit generations of Houstonians through medical research, the care and healing of abused children, and the restoration of hope and health to those struggling with addiction. The Foundation looks forward to continuing the many good works John began during his lifetime.”

Counsel for the Foundation, Kathy Patrick of Gibbs & Bruns LLP added: “Mr. O’Quinn was a careful lawyer who documented his car collection with care and precision. Though his untimely death left him unable to defend his wishes personally, this clear documentary record defeated Ms. Lexington’s claim—made only after Mr. O’Quinn died--that cars in the collection had been ‘given’ to her.”

The Foundation also expects this ruling will expedite the liquidation of the remaining Estate assets. The Court clearly found that alleged out of court oral statements by Mr. O’Quinn were not sufficient to overcome the clear documentary record that he held—and maintained—title to all of his assets, including his car collection.

Requests for Comments:

Kathy Patrick, Gibbs & Bruns LLP, Counsel to the John M. O’Quinn Foundation may be reached at 713 751 5253.