

2019.01.11

ESTATE OF	§	IN THE PROBATE COURT
BRIAN U. LONCAR,	§	OF
DECEASED	§	DALLAS COUNTY, TEXAS

**ORDER AUTHORIZING SALE
OF ESTATE PROPERTY**

On October 24, 2019 and December 2, 2019 came on to be considered by the Court the Motion to Authorize Sale of Estate Property to Executor filed by Abby Leigh Loncar (“Abby Loncar”) and Hailey Blair Loncar (“Hailey Loncar”), the primary beneficiaries of the Brian U. Loncar Living Trust (the “Trust”), and Clay Jenkins, as the trustee of the Trust, the sole residuary beneficiary of the Estate of Brian U. Loncar (the “Estate”), joined by Clay Jenkins, the duly-appointed successor independent executor of the Estate. The Court finds that Cynthia Sue Loncar caused to be filed with this Court on November 29, 2019, Cynthia Sue Loncar’s Withdrawal of her Objection to the Motion to Authorize Sale of Estate Property to Executor, and did not appear in person or by Attorney at the continuation of the hearing on December 2, 2019. The Court further finds that Phillip Edward Loncar was previously determined by this Court prior to the commencement of the hearing on the Motion to Authorize Sale of Estate Property to Executor on October 24, 2019 to lack standing to object to the subject Motion. Having considered the Motion and hearing evidence and arguments of counsel, the Court finds the following:

- a. As an Estate asset, the 1,000 shares of common stock of Brian Loncar, P.C. is subject to the provisions of sections 356.652 and 356.654 of the Texas Estates Code;
- b. Abby Loncar and Hailey Loncar, Decedent’s daughters, are the primary beneficiaries of the Trust, which is the sole residuary beneficiary of the Estate, having been represented by counsel throughout the administration the Estate, have requested that the sale of Brian Loncar P.C. to the Jenkins/Lyon Group pursuant to the terms of the Stock Purchase Agreement dated as of October 11, 2019 by and among Jenkins & Jenkins, LLC, Ted Lyon, LLC and Clay Jenkins as the



Independent Executor of the Estate of Brian U. Loncar (“the Stock Purchase Agreement”) is in the Estate’s best interest;

- c. The notice provision of section 356.654(b) of the Texas Estates Code was satisfied;
- d. The sale of Brian Loncar, P.C. to Jenkins & Jenkins, LLC and Ted Lyon, LLC pursuant to the terms of the Stock Purchase Agreement is in the Estate’s best interest and is therefore permitted under section 356.654 of the Texas Estates Code;
- f. The sale of Brian Loncar, P.C. to Jenkins & Jenkins, LLC and Ted Lyon, LLC pursuant to the terms of the Stock Purchase Agreement is expressly authorized by the language of subparagraph (7) of paragraph A of Article IX of the Will and is therefore permitted under section 356.652 of the Texas Estates Code.
- g. The Executor is authorized to sell Brian Loncar, P.C. to Jenkins & Jenkins, LLC and Ted Lyon, LLC pursuant to the terms of the Stock Purchase Agreement.

IT IS THEREFORE ORDERED that the Executor is authorized sell the stock of Brian Loncar, P.C. to Jenkins & Jenkins, LLC and Ted Lyon, LLC pursuant to the terms of the Stock Purchase Agreement.

SIGNED THIS 2nd day of December, 2019.


JUDGE PRESIDING