

May 16, 2025

Via E-File

Honorable Judge Lee Kathy Shuchart
61st Judicial District
201 Caroline, 9th Floor
Houston, TX 77002

Re: Cause No. 2023-10986; *Osama Abullatif v. Ali Choudhri*, In the 61st Judicial District
Court of Harris County, Texas

Dear Judge Shuchart:

It is my understanding that two other cases¹ involving claims by and between BDFI, LLC ("BDFI"), Ali Choudhri ("Choudhri"), Veritex Community Bank ("Veritex") and VB Acquisition Sub No. 3, LLC ("VB") have been transferred to your Court and consolidated into the above-referenced matter. The following motions were pending in those cases prior to the transfer and consolidation into your Court:

Cause No. 2024-20417 *BDFI, LLC v. Veritex Community Bank*

- Veritex and VB's Motion for Leave to Amend Pleadings filed on April 29, 2025 and set for hearing on June 9, 2025.
- Veritex and VB's Application for Temporary Injunction filed on April 29, 2025 and set for hearing on June 9, 2025.
- Veritex and VB's Second Motion to Expunge Notice of Lis Pendens filed on April 28, 2025 and set for hearing on June 9, 2025.
- Veritex's Second Motion for Summary Judgment filed on April 8, 2025 and set for hearing on June 9, 2025.

Cause No. 2024-30579 *Veritex Community Bank v. Choudhri*

- Veritex and VB's Motion to Expunge Notice of Lis Pendens filed on April 30, 2025 and set for hearing on June 4, 2025.

¹ Note that Cause No. 2025-29554 is included in the consolidation order but it has been removed to the United States Bankruptcy Court for the Southern District of Texas.

In addition, Veritex and VB also filed a Motion to Expunge Notice of Lis Pendens in Cause No. 2023-10986 on April 30, 2025 but that motion has not yet been set for hearing.

It is my understanding the Court wishes to have all of these matters heard on June 3, 2025. While we greatly appreciate the Court's expeditious consideration of these matters, we are concerned that a June 3 hearing date may not provide all notice required for some of the motions. We recently discovered that when we filed the motions referenced above, BDFT's counsel's information was not contained within the e-filing system in Cause No. 2024-20417 for some unknown reason. As a result, BDFI may claim that it was not previously served with those filings. After this issue was discovered, we sent BDFT's counsel copies of all filings via email yesterday, May 14, 2025. Accordingly, to avoid any argument about a lack of notice, we request that the hearings on the (1) the motions to expunge and (2) Veritex's Second Motion for Summary Judgment be set on a date that provides BDFI with at least twenty-one (21) days' notice of the hearing.

If you have any questions or need further information, please let us know. Your assistance with these matters is greatly appreciated.

Very truly yours,

KANE RUSSELL COLEMAN LOGAN PC

By: Brian W. Clark
Brian W. Clark

BWC/tc

cc: All counsel of record

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Terri Crawford on behalf of Brian Clark

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