

STACY R. SCHIFFMAN; ADELAIDA MARTINEZ;	§	IN THE DISTRICT COURT OF
WILLIAM D. AND SUSAN M. MADDEN; A.H. ROOT	§	
BUILDING, LLC; RYAN AND LISSA ONG LIVING	§	
TRUST; BLACK TORTUGA GROUP, LLC; ALLA	§	
INVESTMENTS, LLC; 2M & 3D LTD, TEXAS	§	
LIMITED PARTNERSHIP; BUTT RENTALS, LLC;	§	
HUGH G. DYKES III, TRUSTEE OF THE DYKES	§	TRAVIS COUNTY, TEXAS
FAMILY REVOCABLE TRUST DATED JULY 7, 2004;	§	
SYDNEY CRISP AND NICOLA CRISP; DANIEL M.	§	
BELL; WILLIAM SMITH; PAUL TESSIER, CO-	§	
TRUSTEE, ANNE T. TESSIER FAMILY TRUST;	§	
DONNA DEKKER, TRUSTEE OF THE DEKKER-	§	
ROBERTSON FAMILY TRUST; HARRY V. AND	§	
JOANNE P. HANSEN, TRUSTEES OF THE HANSEN	§	
FAMILY TRUST; LAWRENCE K. SAMUELS AND	§	98 <sup>th</sup> JUDICIAL DISTRICT
JANE HEIDER, TRUSTEES OF THE HEIDER	§	
SAMUELS FAMILY TRUST DATED JUNE 29, 2007;	§	
JOHN C. POLK and JANICE C. POLK; <i>individually and</i>	§	
<i>derivatively on behalf of</i> NP SKYLOFT DST,	§	
 <i>and</i>	§	
 JAMES V. PARZIALE, TRUSTEE OF THE PARZIALE	§	
FAMILY TRUST, <i>derivatively on behalf of</i> NP	§	
SKYLOFT DST,	§	
 <i>Plaintiffs,</i>	§	
 v.	§	
 NELSON PARTNERS, LLC, NELSON	§	
BROTHERS PROPERTY MANAGEMENT INC. D/B/A	§	
NELSON PARTNERS PROPERTY MANAGEMENT,	§	
INC., NP EQUITY, LLC, AND PATRICK NELSON,	§	
 <i>Defendants,</i>	§	

**ERRATA TO STIPULATION AND PLAN OF LIQUIDATION**

The Parties to the Stipulation and Plan of Liquidation (“Liquidation Plan”) hereby agree to and submit the following corrections to the Liquidation Plan, which is otherwise unchanged:

Section 13, first sentence, is revised to substitute the word, “Final,” for the word, “Preliminary.”

Section 14, fifth and eighth lines, are revised to substitute the phrase, “Agreed Judgment,” for the word, “Judgment.”

Section 20, subparagraph (a), first sentence, is revised to substitute the phrase, “Section 7 of this Liquidation Plan,” for the phrase, “the Judgment entered by the Court” and inserted after the word, “privies,” and before the comma, “(‘Intervenor Releasors’).”

Section 20, subparagraph (a), the following sentence is added after the last sentence thereof: “For avoidance of doubt, the reference to ‘agents’ does not include or refer to any of the broker-dealers, brokers, or registered representatives (‘Brokers’) involved in the marketing or sale of the Interests in the DST, and nothing in this release language nor any other provision of this Liquidation Plan is intended to release any claims Intervenor Releasors may have against such Brokers.”

Thus, Section 20, subparagraph (a), with the foregoing clarifications shall read:

(a) 91 days after the Nelson Parties satisfy all obligations of Section 7 of this Liquidation Plan, the Intervenor for themselves and for their assigns, agents, representatives, attorneys, heirs, executors, administrators, beneficiaries, and privies (“Intervenor Releasors”), release the Nelson Parties and their respective affiliates, agents, employees, officers, directors, parents, subsidiaries, attorneys, representatives, advisors, administrators, predecessors, successors, insurers, accountants, advisors, or anyone acting on their behalf from any and all causes of action, claims, rights, damages, punitive, or statutory damages, penalties, liabilities, expenses and losses, and issues, that any of the Intervenor have or could have made against the Nelson Parties in the Litigation, which are the result of the Nelson Parties' transfer and use of funds for purposes other than the Skyloft Project. For avoidance of doubt, the reference to “agents” does not include or refer to any of the broker-dealers, brokers, or registered representatives (“Brokers”) involved in the marketing or sale of the Interests in the DST, and nothing in this release language nor any other provision of this Liquidation Plan is intended to release any claims Intervenor Releasors may have against such Brokers.

Respectfully submitted,

**MILLER LLOYD P.C.**

Dated: June 17, 2022.

By: /s/ Jennifer A. Lloyd

JENNIFER A. LLOYD  
Texas Bar No. 24013050  
P.O. Box 302068 Austin,  
Texas 78703  
500 West 5<sup>th</sup> Street, Suite 700  
Austin, TX 78701  
Email : [jlloyd@millerlloyd.com](mailto:jlloyd@millerlloyd.com)  
Tel: 512.694.5578  
Fax: 512.532.6882

**BROWNLIE HANSEN LLP**

ROBERT W. BROWNLIE  
California Bar No. 138793 10920  
Via Frontera, Suite 550 San Diego,  
California 92127 Tel:  
858.357.8001  
Robert.Brownlie@brownliehansen.com  
*Admitted Pro Hac Vice*

ATTORNEYS FOR PLAINTIFF JAMES V. PARZIALE,  
TRUSTEE OF THE PARZIALE FAMILY TRUST,  
derivatively on behalf of NP SKYLOFT DST

**GEORGE BROTHERS KINCAID & HORTON, L.L.P.**

/s/ D. Douglas Brothers  
D. Douglas Brothers  
State Bar No. 03084500  
114 West 7th Street, Ste. 1100  
Austin, Texas 78701  
(512) 495-1400 *telephone*  
(512) 499-0094 *facsimile*  
Email: [dbrothers@gbkh.com](mailto:dbrothers@gbkh.com)

ATTORNEYS FOR PLAINTIFF STACY SCHIFFMAN,  
individually and derivatively on behalf of NP SKYLOFT DST

**MUNSCH HARDT KOPF & HARR, P.C.**

*/s/ Greg Noschese*

---

Greg Noschese

Texas Bar No. 00797164

gnoschese@munsch.com

Courtney L. Sauer

Texas Bar No. 24066026

csauer@munsch.com

Hartland Plaza

1717 West 6<sup>th</sup> Street, Suite 250

Austin, Texas 78703-4777

Telephone: (512) 391-6100

Facsimile: (512) 391-6149

**ATTORNEYS FOR DEFENDANTS NELSON PARTNERS  
LLC, NELSON BROTHERS PROPERTY MANAGEMENT  
INC. D/B/A NELSON PARTNERS PROPERTY  
MANAGEMENT, INC., NP EQUITY, LLC, AND  
PATRICK NELSON**