

CAUSE NO. 25-18363

VICTOR HOLLENDER, BRUCE	§	IN THE DISTRICT COURT OF
NEITZKE, ESTHER SCHNEIDER, and	§	
SARAH RIVAS	§	
<i>Plaintiffs,</i>	§	
	§	
AND	§	
	§	
GILLESPIE COUNTY, TEXAS	§	GILLESPIE COUNTY, TEXAS
<i>Intervenor Plaintiff</i>	§	
v.	§	
	§	
ROGERS DRAW ENERGY STORAGE,	§	
LLC,	§	
<i>Defendant.</i>	§	216 TH JUDICIAL DISTRICT

RULE 11 AGREEMENT REGARDING
AGREED TEMPORARY INJUNCTION

Plaintiffs Victor Hollender, Bruce Neitzke, Esther Schneider, and Sarah Rivas; Intervenor Plaintiff Gillespie County, Texas; and Defendant Rogers Draw Energy Storage, LLC file this agreement under Texas Rule of Civil Procedure 11. Without agreeing to the merits of any claims or defenses raised in this case, the parties agree to the entry of the Agreed Temporary Injunction attached as Exhibit A to this Rule 11 Agreement. The parties further agree as follows:

1. Defendant agrees that the Agreed Temporary Injunction is enforceable and will not make any argument that the Agreed Temporary Injunction is void or otherwise unenforceable based on any alleged failure to comply with procedural requirements.
2. The Parties agree that the terms of this Rule 11 Agreement will not be used to argue that any party has waived any claims or defenses or has

conceded any claims or defenses. The Parties agree that by entering into this Rule 11 Agreement, Defendant is not waiving its Plea to the Jurisdiction or any defenses thereto.

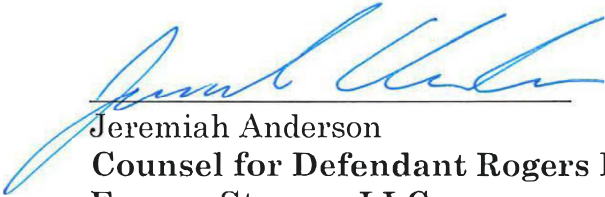
3. The Parties agree to jointly request the soonest available trial date, subject to counsel, party, witness, and court availability.
4. Intervenor Gillespie County, Texas agrees not to issue additional stop work orders or similar purported violations while the Agreed Temporary Injunction remains in effect. This Rule 11 Agreement shall not impact the existing stop work orders issued by Intervenor Gillespie County, Texas.



Ross Sutherland
Counsel for Plaintiffs Victor Hollender,
Bruce Neitzke, Ester Schneider, and
Sarah Rivas



Mick McKamie
Counsel for Intervenor-Plaintiff Gillespie
County, Texas



Jeremiah Anderson
Counsel for Defendant Rogers Draw
Energy Storage LLC

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.

Jessi Abramson on behalf of Ross Sutherland

Bar No. 24117114

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Envelope ID: 110165839

Filing Code Description: Rule 11 Agreement

Filing Description: Regarding Agreed Temporary Injunction

Status as of 1/21/2026 8:50 AM CST

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Associated Case Party: Rogers Draw Energy Storage, LLC

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Associated Case Party: Gillespie County, Texas

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