

JESSE R. PIERCE & ASSOCIATES, P.C.
ATTORNEYS AT LAW

4203 MONTROSE BOULEVARD
HOUSTON, TEXAS 77006
TELEPHONE (713) 634-3600
FACSIMILE (713) 634-3601

TAMARA D. STINER

WRITER'S DIRECT LINE (713) 634-3608
TSTINER@JRP-ASSOC.COM

April 6, 2009

Via E-Mail and U.S. Mail

Mr. Roger S. Braugh, Jr.
Sico, White & Braugh, L.L.P.
900 Frost Bank Plaza
802 North Carancahua
Corpus Christi, Texas 78470

Re: Cause No. 07-12-14420-CV; *The Encinitos Ranch et al. v. Exxon Mobil Corporation et al.*; in the District Court of Brooks County, Texas, 79th Judicial District

Dear Mr. Braugh:

As of today's date, I have written you two letters concerning Ms. Elizabeth "Toddy" Burns' presence around the McGill Brothers NCT-1 #26 ("McGill #26") and the McGill Brothers NCT-1 #48 ("McGill #48") wells where Chevron has commenced plugging and abandonment ("P&A") work. I also spoke with you about this matter over the telephone on March 26, 2009. Additionally, a representative of Chevron visited the Burns family at their home on March 30, 2009 and advised them of the safety concerns surrounding the above-mentioned well locations—particularly the McGill #26 well—that were communicated to you in my previous two letters and telephone conversation. During this visit, Mr. Burns acknowledged the safety issues and said that he understood that Chevron was trying to keep everyone safe and that Ms. Burns would stay a reasonable distance away. Despite these warnings, Ms. Burns continues to ignore Chevron's requests to stay a safe distance away from the well locations.

This morning, Ms. Burns showed up at the McGill #26 well location wearing shorts, short sleeves, snake boots and a hard hat. She walked around on the contaminated soil and took samples, all occurring while work was going on at the site. As I mentioned to you in my March 30, 2009 letter, and as has been communicated to the Burns family,

Mr. Roger S. Braugh, Jr.

April 6, 2009

Page 2

Chevron has detected small amounts of mercury in the soil around the McGill #26 location. Due to the presence of mercury—however small—Chevron is attempting to restrict unnecessary foot traffic at the site to avoid anyone tracking mercury offsite. In addition, Chevron workers are required to be in full respirator protection (and Tyvek suits) until such time as they know the breathing zone is clear from possible mercury vapors. Thus, you can imagine Chevron's concern and surprise when Ms. Burns showed up at the McGill #26 well location this morning in unprotected clothing and walking around on contaminated soil.

If you have not done so already (or even if you have), please speak with Ms. Burns and ask her to heed Chevron's warnings about visiting the well locations at any time (before, during, or after Chevron working hours). Again, Chevron is concerned for the health and safety of the Burns family and is not seeking to restrict their access to the work sites under false pretenses. My previous offer to arrange a conference call with Chevron personnel regarding the safety procedures that Chevron is following at its work sites still stands. Please let me know if you have any questions. I appreciate your help with this matter.

Very truly yours,

A handwritten signature in black ink that reads "Tamara D. Stiner". The signature is written in a cursive style with a large initial "T" and a distinct "D." before the last name.

Tamara D. Stiner