

**District Court of Texas,
192nd Judicial District.
Dallas County**

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| HILLWOOD INVESTMENT PROPERTIES III, LTD., individually and on behalf of Dallas Basketball Limited d/b/a Dallas Mavericks, Plaintiff, v. RADICAL MAVERICKS MANAGEMENT, LLC and Dallas Basketball Limited d/b/a Dallas Mavericks, Defendants. | No. 10-05639. June 22, 2011. |
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**World Champion Dallas Mavericks and Radical Mavericks
Management's Motion for Summary Judgment**

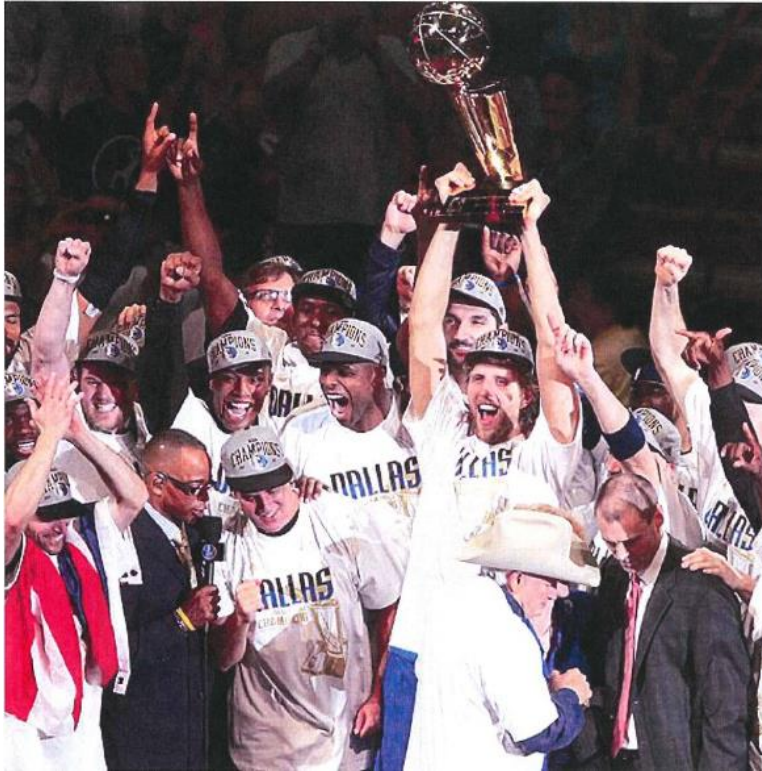
Come now Defendants Dallas Basketball Limited d/b/a Dallas Mavericks ("World Champion Dallas Mavericks") and Radical Mavericks Management, LLC ("RMM") and hereby move for summary judgment and would show the Court as follows:

I. BACKGROUND

On May 11, 2010, Plaintiff Hillwood Investment Properties III, Ltd. ("Hillwood"), a five-percent owner of the World Champion Dallas Mavericks, filed its Original Petition claiming that majority owner Mark Cuban ("Cuban") has made a "litany of questionable, business, financial and personnel decisions" regarding the World Champion Dallas Mavericks. Hillwood claims that Cuban has been "careless and reckless" in his decision-making, allegedly causing Hillwood to "lose substantial investment value." Finally, Hillwood claims that the World Champion Dallas Mavericks are "insolvent and/or in imminent danger of insolvency," and seeks to take the team away from Cuban and hand the World Champion Dallas Mavericks over to a court-appointed receiver.

II. SUMMARY JUDGMENT EVIDENCE AND ARGUMENT

On June 12, 2011, the World Champion Dallas Mavericks defeated the Miami Heat to claim the franchise's first NBA championship. A true and correct photo of one of the many victory celebrations is incorporated herein:



Under Hillwood's ownership, the team was deemed the "worst franchise" in all of professional sports. Under Cuban's stewardship the Mavericks have become one of the league's most successful teams and are now NBA champions. Accordingly, there can be no genuine question that Hillwood's claims of mismanagement lack merit and Hilwood's claims should be disposed of on summary judgment.

III. CONCLUSION

For the reasons detailed above, the World Champion Dallas Mavericks and RMM request this Court grant summary judgment in their favor on all Hillwood's claims and award the World Champion Dallas Mavericks and RMM such further relief to which they are entitled (although they are quite content at the moment).

Dated: June 22, 2011

Respectfully submitted,

FISH & RICHARDSON P.C

<<signature>>

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