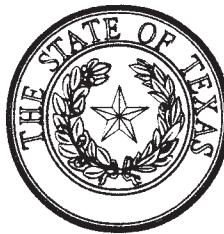


Order issued July 21, 2010



In The
Court of Appeals
Fifth District of Texas at Dallas

No. 05-10-00624-CV

IN RE BEHRINGER HARVARD TIC MANAGEMENT SERVICES LP, BEHRINGER HARVARD HOLDINGS, LLC, AND HARVARD PROPERTY TRUST, LLC, Relators

**Original Proceeding from the 162nd Judicial District Court
Dallas County, Texas
Trial Court Cause No. 06-00017**

O R D E R

Before Justices Moseley, Francis, and Fillmore

In accordance with the Court's opinion issued this date, the petition for writ of mandamus is conditionally **GRANTED**. The Court **ORDERS** the trial judge, the Honorable Lorraine Raggio, Presiding Judge of the 162nd Judicial District Court, to **VACATE** the portion of her May 17, 2010, "Amended Order Regarding the Behringer Harvard Parties' Appeal of Associate Judge's Decision and the Thomas Parties' Partial Appeal of Associate Judge's Decision" that appoints a special master.

Should the trial judge fail to comply with this order, the writ will issue. The Court **ORDERS** the trial judge to file with this Court, **within thirty (30) days of the date of this order**, a certified copy of her order issued in compliance with this order. We **ORDER** that relators recover their costs of this original proceeding from real parties in interest.

A handwritten signature in black ink, appearing to read "JIM MOSELEY".

JIM MOSELEY
JUSTICE