



2800 Post Oak Boulevard, 57<sup>th</sup> Floor  
Houston, Texas 77056  
Telephone: 713-840-1666  
Toll Free: 800-713-4625  
[www.rmwbhlaw.com](http://www.rmwbhlaw.com)

FILED  
16-1005  
1/30/2017 8:08:48 PM  
FRANK O. CARROLL III  
SUPREME COURT OF TEXAS  
BLAKE A. HAWTHORNE, CLERK

Trial and Appellate Attorney  
Member, College of the State Bar of Texas  
Licensed in all Texas State and Federal Courts

[fcarroll@rmwbhlaw.com](mailto:fcarroll@rmwbhlaw.com)

January 30, 2017

**Via E-Filing:**

Mr. Blake A. Hawthorne  
Clerk, Supreme Court of Texas  
201 W. 14th, Room 104  
Austin, Texas 78701

Re: No. 16-1005; *Kenneth H. Tarr v. Timberwood Park Owners Association, Inc.*; In the Supreme Court of Texas

Dear Mr. Hawthorne:

This letter is in response to the Petition for Review filed by Petitioner, Kenneth H. Tarr, on December 29, 2016. Pursuant to TEX. R. APP. P. 53.3, Respondent Timberwood Park Owners Association, Inc., hereby waives the filing of a response unless and until one is requested by the Court.

Respectfully Submitted,



FRANK O. CARROLL III  
Counsel for Respondent

FOC/map

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument was served upon the parties listed below by facsimile, messenger, regular U.S. Mail, certified mail, return receipt requested and/or electronic service in accordance with the Texas Rules of Appellate Procedure on this the 30<sup>th</sup> day of January, 2017.

Mr. J. Patrick Sutton  
The Law Office of J. Patrick Sutton  
1706 W. 10th Street  
Austin, Texas 78703



FRANK O. CARROLL III