

FILED: Sep 30, 2026, 9:37 am

BY DEPUTY:
Kryshawna D. Charleston

CAUSE NO. DC-23-15752

TEXAS CAPITAL BANK,	§	IN THE DISTRICT COURT
	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	191ST JUDICIAL DISTRICT
	§	
BRANDON T. STEELE and BTS	§	
ENTERPRISES, INC.,	§	
	§	
<i>Defendants.</i>	§	DALLAS COUNTY, TEXAS

**PUBLIC NOTICE OF HEARING ON INTERVENOR TEXAS DEPARTMENT OF
BANKING’S MOTION TO SEAL COURT RECORDS PURSUANT TO TEXAS RULE
OF CIVIL PROCEDURE 76A**

TO THE PUBLIC:

PLEASE TAKE NOTICE that, pursuant to Texas Rule of Civil Procedure 76a, a hearing will be held in open court on Intervenor Texas Department of Banking’s Motion to Seal Court Records Pursuant to Texas Rule of Civil Procedure 76a in the above-captioned action.

This action involves claims and disputes between Plaintiff Texas Capital Bank and Defendants Brandon T. Steele and BTS Enterprises, Inc. Intervenor Texas Department of Banking (the “Department”) has intervened for the limited purpose of protecting confidential supervisory information and related statutory confidentiality interests.

The Department seeks to seal court records containing or referencing information that the Department contends constitutes confidential supervisory information protected from public disclosure under the Texas Finance Code and applicable regulations. The records at issue include portions of Defendants’ May 26, 2026 filing entitled *Defendants’ (1) Response to Plaintiff’s Motion for Turnover of Causes of Action and Application for Appointment of Litigation Receiver, (2)*

Motion for Temporary Stay of Receivership Activity, and (3) Application for Limited Discovery Under TRCP 202, together with Defendants' proposed Rule 202 order and any related exhibits containing or referencing confidential supervisory information (collectively, the "Challenged Filings").

The Court has temporarily sealed the filings containing the information at issue pending a hearing and determination of the Department's request for sealing pursuant to Texas Rule of Civil Procedure 76a.

A HEARING IN OPEN COURT WILL BE HELD AS FOLLOWS:

Date: October 15, 2026

Time: 10:00 a.m.

Place: 191st Judicial District Court, George L. Allen, Sr. Courts Building,
600 Commerce Street, 7th Floor New Tower, Dallas, Texas 75202

Any person may intervene as a matter of right for the limited purpose of participating in the proceedings concerning the sealing of court records, upon payment of the fee required for filing a plea in intervention, and may appear and be heard concerning the Department's request to seal the Challenged Filings.

The movant seeking sealing of the court records is Intervenor Texas Department of Banking.

Respectfully submitted,

KEN PAXTON
Attorney General

BRENT WEBSTER
First Assistant Attorney General

RALPH MOLINA
Deputy First Assistant Attorney General

WILLIAM WASSDORF
Deputy Attorney General for Civil Litigation

KIMBERLY GDULA
Chief, General Litigation Division

/s/ Scott D. Smith

Scott D. Smith
Texas Bar No. 24011874
Assistant Attorney General
OFFICE OF THE ATTORNEY GENERAL OF TEXAS
P.O. Box 12548, Capitol Station
Austin, Texas 78711-2548
P: (512) 917-3132 | F: (512) 477-2348
scott.smith@oag.texas.gov

**ATTORNEYS FOR INTERVENOR
TEXAS DEPARTMENT OF BANKING**