

Court Advisory

Fourth Court of Appeals
Cadena-Reeves Justice Center
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FOR IMMEDIATE RELEASE
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Fourth Court of Appeals to Hear Oral Argument

The Fourth Court of Appeals will hear oral arguments in two appeals on Tuesday, September 12, 2017, beginning at 9:00 a.m., before the following panel of justices: Chief Justice Sandee Bryan Marion, Justice Karen Angelini, and Justice Patricia O. Alvarez.

The following cases will be presented:

Antonio R. Flores v. The State of Texas – The amended indictment alleging manslaughter charged that Flores, the driver of the car, recklessly caused the death of two of his passengers “by driving and operating a motor vehicle at an excessive rate of speed above the posted speed limit, or by driving and operating a motor vehicle straight through a left-turn only lane in an attempt to pass another motor vehicle, or by racing another motor vehicle in a public place, or by any combination of said three acts, thereby causing a motor vehicle to collide with another motor vehicle.” On appeal, this Court is being asked to determine whether the trial court erred in denying Flores’s motion to set aside the amended indictment and in overruling objections to the testimony of two witnesses. This Court must also determine whether the trial court’s charge impermissibly authorized Flores’s conviction without ensuring that the jury unanimously agreed on which specific acts of recklessness Flores committed.

Methodist Healthcare System, Ltd., LLP v. Nancy Friesenhahn - Methodist Healthcare System, LTD., LLP appeals the trial court’s order confirming an arbitration award. Methodist first argues the parties’ arbitration agreement expanded judicial review of the arbitration award as permitted by *Nafta Traders, Inc. v. Quinn*, 339 S.W.3d 84 (Tex. 2011). Methodist further argues the trial court erred in confirming the arbitration award under the expanded judicial review because the trial court failed to follow legal precedent. Finally, Methodist argues the trial court erred in awarding attorney’s fees to enforce the arbitration award.

The oral arguments will be held in the Fourth Court’s Courtroom, Caden-Reeves Justice Center, Third Floor, 300 Dolorosa, San Antonio, Texas.