

# Court Advisory

Fourth Court of Appeals  
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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 argument in two appeals on Tuesday, November 16, 2010.

The appeal of *Kenneth Wayne Vessels v. State* will be heard at 9:30 a.m. before the following panel of justices: Justice Karen Angelini, Justice Sandee Bryan Marion, and Justice Phyllis Speedlin. In that appeal, appellant, Kenneth Wayne Vessels, appeals his conviction for aggravated assault with a deadly weapon. The issues raised include a challenge to the evidence supporting a law of parties instruction in the guilt/innocence jury charge, as well as to the sufficiency of the jury charge itself.

The appeal of *Michael R. Morton v. City of Boerne, Texas, et al.* will be heard at 10:45 a.m. before the following panel of justices: Chief Justice Catherine Stone, Justice Steven C. Hilbig, and Justice Marialyn Barnard. This is an appeal of the dismissal of Michael R. Morton's lawsuit against the City of Boerne and members of the Boerne City Council. Mr. Morton brought suit seeking a declaration that the city's actions in passing an ordinance to implement a single-member-districting scheme for its city council elections and implementing that scheme violated the Texas Constitution and state law. The issue on appeal is whether the trial court erred in dismissing for want of jurisdiction a suit challenging a city ordinance that changed the manner in which city council members are elected.

The oral argument will be held in the Kendall County Historical Courthouse, 204 E. San Antonio Street, Boerne, Texas.