

# Court Advisory

Fourth Court of Appeals  
Cadena-Reeves Justice Center  
300 Dolorosa, Suite 3200  
San Antonio, Texas 78205-3037



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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 one appeal on Thursday, February 18, 2016, beginning at 1:30 p.m., before the following panel of justices: Justice Karen Angelini, Justice Rebeca C. Martinez, and Justice Jason Pulliam.

The following case will be presented:

*Cash Biz, LP, Redwood Financial, LLC, Cash Zone, LLC d/b/a Cash Biz v. Hiawatha Henry, Addie Harris, Montray Norris, Roosevelt Coleman, Jr., et al.* - Cash Biz, a “payday loan” company, appeals the denial of a motion to compel arbitration and enforce a waiver-of-class-action provision in its written loan contracts with its customers. The issues are: (1) whether Cash Biz waived the right to enforce the arbitration and waiver provisions because it substantially invoked the judicial process by filing criminal “bad check” complaints against the plaintiffs in an effort to collect the civil debts; and (2) whether the claims alleged by plaintiffs in their class action petition against Cash Biz for malicious prosecution, fraud, and violations of the Finance Code and DTPA fall outside the scope of the arbitration agreement.

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