

# Court Advisory

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



Contact: Michael A. Cruz, Clerk of the Court      FOR IMMEDIATE RELEASE  
Phone: (210) 335-2510                                      June 16, 2021

## Fourth Court of Appeals to Hear Oral Argument

The Fourth Court of Appeals will hear oral arguments in one appeal on Wednesday, June 23, 2021, beginning at 9:00 a.m., before the following panel of justices: Justice Patricia O. Alvarez, Justice Luz Elena D. Chapa, and Justice Lori I. Valenzuela.

The following appeal will be presented:

*Grable Grimshaw Mora, PLLC and Brandon J. Grable w. Christopher J. Weber, LLC* – In the underlying case, Christopher J. Weber, LLC sued Brandon J. Grable and Grable Grimshaw Mora, PLLC (the Firm) for tortious interference with a contract. Weber alleged that Grable and the Firm tortiously interfered with his engagement agreement with a client, and their actions prevented him from recovering accrued but unpaid attorney’s fees.

Grable and the Firm moved to dismiss Weber’s suit under section 27.005 of the Texas Citizens Participation Act (TCPA), but the trial court denied the motion, and Grable and the Firm appeal. *See* TEX. CIV. PRAC. & REM. CODE ANN. § 27.005.

Grable and the Firm contend they met their burdens under the TCPA—to show it applies and to establish their affirmative defense—and Weber produced no evidence to support his claim. *See id.* Appellants ask this court to reverse the trial court’s order, render judgment dismissing Weber’s claim with prejudice, and remand the cause to the trial court for it to award them costs, attorney’s fees, and sanctions.

Weber argues that section 27.010(b)’s commercial-speech exemption applies, and the trial court did not err by denying Appellants’ motion to dismiss. *See id.* § 27.010(b). Weber asks this court to affirm the trial court’s order.

The court will decide the issues after submission by oral argument.

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In accordance with the Texas Supreme Court's emergency orders in response to the COVID-19 pandemic, the oral argument will be held through the Fourth Court of Appeals' Zoom license.

The argument can be accessed using the following link:

<https://www.youtube.com/channel/UCiaWJQ7eW5OQIALdyLN6s3A>