

# Court Advisory

Fourth Court of Appeals  
Cadena-Reeves Justice Center  
300 Dolorosa, Suite 3200  
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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 a consolidated permissive appeal on Thursday, May 8, 2025, beginning at 10:00 a.m., before the following panel of justices: Chief Justice Rebeca Martinez, Justice Lori I. Valenzuela, and Justice Velia J. Meza.

The following appeal will be presented:

*B&T Dependable and Bernell Gardener v. Edward Santos*—This consolidated permissive appeal arises from the trial court’s denials of appellants B&T Dependable and Bernell Gardener’s plea to the jurisdiction and motion for summary judgment. In two issues, appellants argue (1) the trial court lacked subject matter jurisdiction over appellee Edward Santo’s underlying personal injury suit because Santos failed to exhaust his administrative remedies with the Department of Workers’ Compensation pursuant to the Workers’ Compensation Act, and (2) assuming the trial court could exercise jurisdiction over the underlying lawsuit, appellants satisfied their summary judgment burden on their election of remedies defense.

The oral argument will be held in the courtroom of the Fourth Court of Appeals, Cadena-Reeves Justice Center, Third Floor, 300 Dolorosa, San Antonio, Texas. The argument also can be accessed using the following link:

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