

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 arguments in two appeals on Tuesday, October 14, 2014, beginning at 9:00 a.m., before the following panel of justices: Chief Justice Catherine Stone, Justice Karen Angelini, and Justice Rebeca C. Martinez.

The following cases will be presented:

Enrique Gonzalez, Jr. v. The State of Texas – Enrique Gonzalez, Jr. was convicted by a jury of two counts of indecency with a child. On appeal, Gonzalez raises four issues asserting the trial court erred by: (1) allowing his motion for new trial to be overruled by operation of law; (2) commenting on the weight of the evidence; (3) failing to submit a jury note to defense counsel before instructing the jury regarding the note; and (4) using a probationary sentence to enhance punishment in violation of the prohibition against *ex post facto* laws.

Dora Gulley v. State Farm Lloyds – The underlying suit concerns allegations of breach of a homeowner’s insurance policy. The issues on appeal include whether the trial court abused its discretion in admitting certain evidence and whether the jury’s failure to find that the plumbing leaks damaged the house is against the great weight and preponderance of the evidence.

The Fourth Court of Appeals will hear oral arguments in one appeal on Tuesday, October 14, 2014, beginning at 2:00 p.m., before the following panel of justices: Justice Marialyn Barnard, Justice Patricia O. Alvarez, and Justice Luz Elena D. Chapa.

The following case will be presented:

In re Jerry Alex Corona and Sonia Luna Corona - Relators Jerry Alex Corona and Sonia Luna Corona filed a petition for writ of mandamus complaining of the trial court’s order setting aside a jury verdict and granting a new trial in the underlying personal injury lawsuit. Plaintiff, Alice Heugel, sought by her suit to recover damages associated with permanent injuries she sustained in an auto-pedestrian accident occurring in 2010. The trial court entered a take-nothing

