

Court Advisory

Fourth Court of Appeals
Cadena-Reeves Justice Center
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San Antonio, Texas 78205-3037



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FOR IMMEDIATE RELEASE
May 4, 2012

Fourth Court of Appeals to Hear Oral Argument

The Fourth Court of Appeals will hear oral arguments in one appeal on Tuesday, May 8, 2012, beginning at 9:00 a.m., before the following panel of justices: Justice Sandee Bryan Marion, Justice Rebecca Simmons, and Justice Marialyn Barnard.

The following case will be presented:

Amy Fields v. Klatt Hardware & Lumber, Inc. and Masterjack Services, Inc. - Appellant Amy Fields asserts she received chemical burns on her arms when drain cleaner splashed on her as she opened the container. Fields sued the seller, Klatt Hardware and Lumber, Inc. of Orange Grove, Texas, and the manufacturer, Masterjack Services, Inc., a Colorado corporation, for damages she claims she suffered because of Masterjack's defective product. Masterjack was properly served, but it did not answer or appear. Klatt argues that the Liability of Nonmanufacturing Sellers statute immunizes it from liability in Fields's suit because Klatt was "able to secure personal jurisdiction over [Masterjack]." See TEX. CIV. PRAC. & REM. CODE ANN. § 82.003(a)(7)(B) (West 2011). The trial court agreed and granted Klatt's traditional motion for summary judgment. Fields appeals the trial court's judgment.

The Fourth Court of Appeals will hear oral argument in one appeal on Thursday, May 10, 2012, beginning at 9:00 a.m., before the following panel of justices: Chief Justice Catherine Stone, Justice Sandee Bryan Marion, and Justice Marialyn Barnard.

The following case will be presented:

Harding Bars, LLC d/b/a The Aquifer Bar, Bars R Us, Inc., and Ramsey White Bars LLC d/b/a Kennedy's Public House v. Kayle McCaskill - Appellants bring an interlocutory appeal challenging the trial court's order denying both of their Motions to Transfer Venue from Maverick County to Bexar County.

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