

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
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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 Tuesday, November 29, 2016, beginning at 2:30 p.m., before the following panel of justices: Justice Karen Angelini, Justice Marialyn Barnard, and Justice Patricia O. Alvarez.

The following case will be presented:

Lawrence W. Shipley v. Andrea Vasquez - This breach of contract case stems from an oral argument between Shipley and Vasquez, the mother of his child, regarding a promise for future financial payments. The trial court found Shipley liable for breach of contract and breach of fiduciary duty. On appeal, Shipley contends: (1) the agreement was insufficiently definite to be enforced; (2) the oral agreement was unenforceable under the statute of frauds; (3) the parol evidence rule bars enforcement of the oral contract that varies or contradicts the terms of an integrated contract; and (4) public policy condemns agreements that involve the exchange of a child's interests for money as well as agreements that attempt to extra-judicially modify a mediated settlement agreement in a SAPCR suit outside the exclusive jurisdiction of the SAPCR court and without regard to the statutorily-prescribed best-interest-of-the-child inquiry.

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