

# Court Advisory

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



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FOR IMMEDIATE RELEASE  
February 9, 2017

## Fourth Court of Appeals to Hear Oral Argument

The Fourth Court of Appeals will hear oral arguments in two appeals on Tuesday, February 14, 2017, beginning at 9:00 a.m., before the following panel of justices: Justice Rebeca C. Martinez, Justice Patricia O. Alvarez, and Justice Luz Elena D. Chapa.

The following cases will be presented:

*In re Commitment of Reyes Mares* – Mares appeals the trial court’s judgment finding him to be a “sexually violent predator” and ordering him to be civilly committed pursuant to Texas Health and Safety Code section 841.081. This is the first case of this type heard in Bexar County, Texas under the 2015 amendment to Chapter 841. On appeal, Mares argues the trial court erred in permitting the State’s expert to testify to unreliable hearsay details of his offenses, and by not permitting him to read to the jury the State’s admissions in response to his requests for admissions. Mares also challenges the sufficiency of the evidence to support the jury’s verdict finding him to be a sexually violent predator.

*Mario Mauricio v. Sorayda Cervantes* – This is an appeal from a judgment awarding damages for injuries sustained in an automobile accident. The jury did not award damages for future disfigurement, future physical impairment, total medical expenses, and surgery. On appeal, appellant contends the jury’s verdict is against the great weight and preponderance of the evidence, and also argues that incurable jury argument resulted in an improper verdict.

The Fourth Court of Appeals will hear oral arguments in one appeal on Tuesday, February 14, 2017, beginning at 1:30 p.m., before the following panel of justices: Justice Rebeca C. Martinez, Justice Patricia O. Alvarez, and Justice Luz Elena D. Chapa.

The following case will be presented:

*Texas Outfitters Limited, LLC v. Carolyn Grace Nicholson, Williams Luther Carter, Jr., and Dora Jo Carter, Individually and as General Partner of Carter Ranch, Ltd.* - After a bench trial, the trial court rendered judgment against Texas

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Outfitters and in favor of appellees. On appeal, Texas Outfitters, which held the executive rights regarding appellees' mineral interests, argues it did not breach its duty of utmost good faith and fair dealing by not leasing the Carters' mineral interest. Texas Outfitters challenges the sufficiency of the evidence and the sufficiency of the trial court's findings of fact and conclusions of law.

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