

Court Advisory

Fourth Court of Appeals
Cadena-Reeves Justice Center
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Contact: Michael A. Cruz, Clerk of the Court 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 Thursday November 19, 2020, beginning at 9:00 a.m., before the following panel of justices: Justice Rebeca C. Martinez, Justice Patricia O. Alvarez, and Justice Liza A. Rodriguez.

The following case will be presented:

In the Matter of the Estate of William D. Stewart, Jr., Deceased, No. 04-20-00103-CV: In this appeal, Wayne A. Stewart, Individually and as Independent Executor of his father's estate, challenges the final judgment signed after a jury verdict. First, he argues the trial court erred in basing its judgment on Appellee Jennifer Stewart's breach of fiduciary claim because no evidence supported its submission to the jury and the jury found that Jennifer Stewart sustained no damages as a result of his conduct. Second, appellant argues the trial court reversibly erred in awarding Jennifer Stewart all of her attorney's fees and costs. Third, appellant argues the trial court erred in denying his motion for new trial because no evidence supported the jury's refusal to award him attorney's fees. Finally, appellant argues the trial court erred in refusing to grant appellant his requested relief under section 405.003 of the Texas Estates Code.

In accordance with the Texas Supreme Court's emergency orders in response to the COVID-19 pandemic, the oral argument will be held through the Fourth Court of Appeals' Zoom license. The argument can be accessed using the following link:
<https://www.youtube.com/channel/UCiaWJQ7eW5OQIALdyLN6s3A>