

Court Advisory

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



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Immediate Release
November 27, 2013

Fourth Court of Appeals to Hear Oral Argument

The Fourth Court of Appeals will hear oral arguments in one appeal on Thursday, December 5, 2013, beginning at 10:00 a.m., before the following panel of justices: Chief Justice Catherine Stone, Justice Sandee Bryan Marion, and Justice Patricia O. Alvarez.

The following case will be presented:

Serengeti Resort, LLC and Lori Hagee v. Esperanza Properties, LP, Esperanza Properties, GP, and Louis Scott Felder – This appeal arises from the sale of land owned by Esperanza Properties, LP, a Texas limited partnership. The trial court entered two summary judgments before a jury trial was held to resolve the remaining claims. On appeal, Lori Hagee, one of Esperanza’s limited partners, and Serengeti Resort, LLC, an entity owned by Hagee, contend the trial court erred in its summary judgment rulings and in its award of attorneys’ fees. Hagee and Serengeti also contend the jury charge contained numerous errors, and the evidence is insufficient to support certain jury findings.

Oral argument will be held in the Fourth Court’s Courtroom, Caden-Reeves Justice Center, Third Floor, 300 Dolorosa, San Antonio, Texas.

The Fourth Court of Appeals will hear oral arguments in one appeal on Friday, December 6, 2013, beginning at 1:30 p.m., before the following panel of justices: Justice Sandee Bryan Marion, Justice Rebeca C. Martinez, and Justice Luz Elena D. Chapa.

The following case will be presented:

Millican DPC Partners, LP and Peach Creek Partners Ltd. v. Frank Bobbitt McGregor Trust, Doris McGregor, Trustee - This appeal arises out of a boundary dispute involving ownership of 34.28 acres in Brazos County, Texas. The disputed parcel was omitted from the specific metes and bounds description of the 202-acre tract conveyed in a series of deeds to the predecessors of Millican DPC Partners, LP and

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- Peach Creek Partners, Ltd. □ The disputed parcel was subsequently included within the fenced property owned by the Frank Bobbitt McGregor Trust. Millican and Peach Creek appeal the summary judgment

granted in favor of the McGregor Trust based on construction of the deeds.

Oral argument will be held in the 10th Court of Appeals Courtroom, 501 Washington Ave, Room 415, Waco Texas.