

# Court Advisory

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



Contact: Michael Cruz  
Phone: 210-335-2510

FOR IMMEDIATE RELEASE  
October 24, 2022

## Fourth Court of Appeals to Hear Oral Argument

The Fourth Court of Appeals will hear oral arguments in one appeal on Thursday, October 27, 2022, beginning at 1:30 p.m., before the following panel of justices: Justice Luz Elena D. Chapa, Justice Beth Watkins, and Justice Liza A. Rodriguez.

The following case will be presented:

*Barrett Firearms Manufacturing, Inc. and Barrett Firearms USA, Inc. v. Xavier Flores* - This is a permissive appeal involving a question of statutory construction. Appellee Xavier Flores sued Bullet Hole Shooting Range and appellants, Barrett Firearms Manufacturing, Inc., Barrett Firearms USA, Inc., and Federal Cartridge Company after sustaining injuries from a rifle he rented from the shooting range. The shooting range and appellants filed motions to dismiss based on section 128.053 of the Texas Civil Practice and Remedies Code, and the trial court granted the shooting range's motion and denied appellants' motions. The issue involves whether section 128.053 of the Texas Civil Practice and Remedies Code applies to appellants and whether the trial court erred by denying appellants' motions to dismiss.

The oral argument will be held in the courtroom of the Fourth Court of Appeals, Cadena-Reeves Justice Center, Third Floor, 300 Dolorosa, San Antonio, Texas. The argument also can be accessed using the following link:

<https://www.youtube.com/channel/UCiaWJQ7eW5OQIALdyLN6s3A>