

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
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Fourth Court of Appeals to Hear Oral Arguments in Laredo, Texas

The Fourth Court of Appeals will hear oral arguments in three appeals on Thursday, June 16, 2011, beginning at 8:30 a.m. at the Webb County Commissioners Court, 1000 Houston St., Laredo, Texas.

The following cases will be presented:

04-10-00271-CV

In the Estate of Armengol Guerra, Jr.

Panel: Justice Angelini, Justice Hilbig and Justice Barnard

This is a suit brought by Maria Teresa Guerra for breach of fiduciary duty by the independent executor of the estate of Armengol Guerra, Jr. The case also involves claims for breach of fiduciary duty against Armengol Guerra III as an officer, director, and majority shareholder of Laredo Hardware Company. The trial court rendered judgment in favor of Armengol Guerra III and Maria Teresa Guerra has filed this appeal.

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04-10-00120-CR

Magaña v. State

Panel: Chief Justice Stone, Justice Marion and Justice Simmons

Joel Magaña v. State of Texas. Joel Magaña appeals his convictions for the murder of Jose Rodriguez-Vidal and robbery of both Rodriguez-Vidal and Abiel Rodriguez. The issues in this case are whether: (1) the jury charge impermissibly allowed the jury to convict Magaña of murder by a less-than-unanimous verdict, (2) the conviction for the robbery of Rodriguez-Vidal violates the Double Jeopardy Clause, and (3) the trial court committed reversible error by allowing the State to impeach Magaña with juvenile adjudications.

04-10-00122-CR

Perez v. State

Panel: Chief Justice Stone, Justice Marion and Justice Simmons

Jerry Perez v. State of Texas. This appeal arises from Jerry Perez's conviction by a jury for aggravated robbery and theft. Perez asserts he was wrongly convicted because his defense counsel failed to properly represent him. Perez argues that his attorney (1) had an actual conflict of interest in representing him, (2) failed to oppose the State's improper closing argument, and (3) failed to prevent some inadmissible evidence from being considered by the jury. Perez has asked the Fourth Court of Appeals to overturn his conviction and allow him to have a new trial.