

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 Argument

The Fourth Court of Appeals will hear oral arguments in one appeal on Monday, November 18, 2013, beginning at 1:30 p.m., before the following panel of justices: Chief Justice Catherine Stone, Justice Marialyn Barnard, and Justice Patricia O. Alvarez.

The following case will be presented:

Kimberly Clark Saenz v. The State of Texas - In twenty-one points of error, Kimberly Saenz appeals her conviction of three counts of aggravated assault and one count of capital murder. On appeal, Saenz contends (1) the jury charge failed to require unanimity; (2) the evidence was legally insufficient; (3) her trial counsel rendered ineffective assistance; (4) the trial court erred when it excluded evidence of an alleged alternate perpetrator; (5) the trial court erred by excluding evidence crucial to her defense; (6) the trial court erred in not conducting a gatekeeping hearing; (7) an expert was not sufficiently qualified; and (8) scientific evidence was unreliable.

The Fourth Court of Appeals will hear oral arguments in one appeal on Thursday, November 21, 2013, beginning at 9:00 a.m., before the following panel of justices: Justice Karen Angelini, Justice Rebeca C. Martinez, and Justice Patricia O. Alvarez.

The following case will be presented:

City of San Antonio v. Kopplov Dev. – The issue in this appeal is whether the exclusion of certain evidence at trial caused the rendition of an improper damage award.

The Fourth Court of Appeals will hear oral arguments in one appeal on Thursday, November 21, 2013, beginning at 10:00 a.m., before the following panel of justices: Justice Karen Angelini, Justice Marialyn Barnard, and Justice Rebeca C. Martinez.

The following case will be presented:

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Jose Luis Pena v. County of Starr - Jose Luis Pena appeals from a summary judgment rendered in favor of his former employer, Starr County, on Pena's claims for retaliatory discharge and discrimination based on age and disability.

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