

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 two appeals on Wednesday, October 18, 2017, beginning at 9:00 a.m., before the following panel of justices: Justice Marialyn Barnard, Justice Rebeca C. Martinez, and Justice Irene Rios.

The following cases will be presented:

Ecoclean USA, Inc. v. Geneon Technologies, LLC, John P. Shanahan, and Syd Williams – Geneon Technologies, LLC sued Ecoclean USA, Inc. to confirm an arbitration award. In response, Ecoclean filed motions to dismiss for want of jurisdiction and to vacate the arbitration award. The trial court denied Ecoclean’s motions and signed a final judgment confirming the arbitration award. On appeal, Ecoclean contends the arbitration clause was unenforceable and the arbitration award void because the arbitration did not take place “in a mutually agreed upon location.”

XTO Energy Inc. and Mobil Producing Texas and New Mexico, Inc. v. EOG Resources, Inc., et al. - This is an appeal in a trespass to try title action to determine superior title to a mineral estate. The trial court granted summary judgment in favor of appellees. On appeal, appellants contend the trial court erred in granting summary judgment because it misinterpreted the governing documents.

The Fourth Court of Appeals will hear oral arguments in one appeal on Wednesday, October 18, 2017, beginning at 2:00 p.m., before the following panel of justices: Justice Marialyn Barnard, Justice Rebeca C. Martinez, and Justice Irene Rios.

The following case will be presented:

Adam Marroquin v. The State of Texas - A jury found Adam Marroquin guilty of the offense of attempting to take a weapon from a peace officer. The trial court assessed Marroquin’s punishment at two years’ imprisonment in a state jail facility, suspended in favor of four years of community supervision. On appeal,

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Marroquin contends the trial court erred by refusing Marroquin's request to submit a defensive jury instruction pursuant to Texas Penal Code section 38.14(d).

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