

Court Advisory

Fourth Court of Appeals
Cadena-Reeves Justice Center
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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 argument in an appeal on Thursday, September 11, 2025, beginning at 10:00 a.m., before the following panel of justices: Justice Irene Rios, Justice Lori Massey Brissette, and Justice Velia J. Meza.

The following appeal will be presented:

Boynton Williams & Associates, PLLC v. Dilley Independent School District, and Gallagher Construction Company, L.P. D/B/A Gallagher Services — This interlocutory appeal concerns the certificate of merit statute. TEX. CIV. PRAC. & REM. CODE CHAPTER 150. The underlying litigation results from alleged defects in the construction of a public school, involving multiple contractors. Dilley Independent School District (Dilley ISD) asserted that Boynton Williams & Associates, PLLC (BWA), the architect of record for the project, was negligent in its provision of architectural services. BWA moved to dismiss the suit under section 150.002, Texas Civil Practice & Remedies Code. The trial court denied the motion. BWA appeals the trial court's denial under section 150.002(f).

BWA principally argues that Dilley ISD failed to comply with the certificate of merit requirements because the architect who prepared the certificate does practice in the same area of practice as BWA—the construction of public K-12 schools. Dilley ISD contends the architect who prepared the certificate was fully qualified in the context of the architectural services at issue in the suit.

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 78205.

The argument can also be accessed using the following link:

<https://www.youtube.com/channel/UC-LD3iT7VijiBWrOMplcjug>