



July 2020



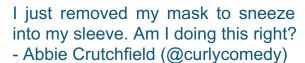
FOR the DEFENSE

"Do not withhold good from those to whom it is due, when it is in your power to act."

Proverbs 3:27

Greetings from Lane Farley

Welcome to just over halfway through 2020. If we are not laughing, we are justifiably crying. In an effort to promote the former, I present to you a select few of my favorite tweets poking fun at some of our trauma thus far this year:





According to my scale my facemask weighs about 7 lbs.- Swishergirl (@Swishergirl24)

Wore a mask to the bank and gave them money, like a backwards robber.

- DeAnne Smith (@DeAnne_Smith)

If you only read the news the world is bad. But if you actually go outside the world is also bad there.

- Chris Locke (@chrislockeworld)

Marriage during a pandemic is just taking turns muting and yelling "I'M ON A ZOOM" throughout a day.

- Elizabeth Hackett (@LizHackett)

Honestly worst purchase of 2020 was a 2020 planner.

- dumpster baby (@laurenrosaaa)



Understanding Statutes of Limitations on Insurance Claims

Kristi Kautz and Jeff Smith will be presenting a one hour webinar addressing the statutes of limitations that apply to claimants' claims and time limits for filing lawsuits including changes due to COVID-19 on Thursday, August 6th, 2020 at 12PM central time.

This webinar is approved for 1.0 general credit hour by the Texas Department of Insurance.

Click on the button below reserve your spot.

REGISTER HERE

This is the first year I'm not going to Fiji because of COVID-19. Normally, I don't go because I am poor.

- brooke miller (@buhrooke)

"Tomorrow is another day" used to be something people said to encourage each other but now it kind of just feels like a threat.

- The Volatile Mermaid (@OhNoSheTwitnt)

Whoever said, "the days are long but the years are short" did not know about 2020.

- The Salty Mamas (@saltymamas)

"Alexa, homeschool the children."

- Ashley in the OR (@TheBlondeRN)

Airlines sending me "we're in this together" emails. When my suitcase was 52 pounds I was on my own.

- Mikeyunbelievable (@MikeDentale)

STAGES OF WORKING FROM HOME -Yay I get to work from home. —It would be nice to talk to people. —I hope that pigeon sits in the window today.

- Mark Agee (@MarkAgee)

Now I understand why pets try to run out of the house when the door opens.

- Strat Lady K (@StratLadyK)

We miss seeing you, our valued friends and clients. Here's to the hope of getting together again soon!

Texas Supreme Court 18th Emergency Order

The Texas Supreme Court has responded to the latest spike in COVID-19 cases and has essentially shut down the Courts again. No widespread jury trials until at least September 1, 2020. This Order also discourages inperson proceedings of any kind and urges Courts to use "all reasonable efforts" to conduct proceedings remotely.

A couple of other items of note from this latest Order:

1. The statute of limitations is now tolled until September 15, 2020 and the applicable time period for cases subject to the tolling has been extended to between March 13, 2020 and August

Behind the Scenes

Best Wished to Ed Velez



Congratulations to the newlyweds, Mr. & Mrs. Velez! Ed Velez, one of our great file clerks, got married on June 14, to the wonderful Carisa! We wish you a very happy life together.

Congratulations Robin Miserlian



Congratulations to Robin Miserlian who is recently engaged! She has now relocated and we are excited to have her in the Dallas office on Team Shipman.

More info coming soon!

1, 2020.

2. This Order permits a Court to hold a Zoom or remote jury trial so long as "all potential and selected petit jurors have access to technology to participate remotely".

One other change which the firm thinks is potentially significant. This Order contains the same instructions for Courts who want to hold limited jury trials prior to September 1, 2020 with the assistance and observation of the Office of Court Administration. However, in the previous order, participation by parties in such a proceeding was voluntary and Courts could not hold a jury trial without all parties' consent. This new Order removes the consent requirement such that a Court may order a case to a jury trial before September 1, 2020, so long as the Court has met all other requirements, without all parties consenting.

Conflicts Resolved

Fletcher Farley Obtains Summary Judgment in Automotive Liability Case

Ashley MacNamara and Craig Reese obtained summary judgment for our client regarding claims arising out of a motor vehicle accident in Collin County. The case involved issues with the statute of limitations, including the calculation of tolling periods. We argued that the Plaintiff, even taking into account the extended limitations period, had failed to diligently serve our client. The Plaintiff tried to argue that she was entitled to even more time under the statute of limitations, arguing that multiple tolling provisions applied to this matter and they could be tacked on to each other. We showed the court that even if the Plaintiff were correct, she did not use due diligence in serving our client, as such diligence is ultimately measured by when suit is filed, not merely when the statute of limitations runs. The judge agreed and granted our motion for summary judgment.



Subscribe to our Newsletter!

If you want more information or have questions, please contact:

Doug Fletcher Firm Managing Partner 214-987-9600 Doug's email

Joanna Salinas Austin Office Managing Partner 512-476-5300 Joanna's email



Fletcher Farley Shipman & Salinas LLP

fletcherfarley.com

Contact Us







