

SMARTCITE REPORT

for 2023-06-30 Appellants Opening Brief No. 01-23-00362-CV.pdf

2 CITED CASES WITH NEGATIVE HISTORY OR TREATMENT

8 CITED CASES WITH CAUTIONARY TREATMENT

1 CITED CASE THAT RELY ON A CASE WITH NEGATIVE HISTORY OR TREATMENT

CITED IN BRIEF

[duPont v. Southern National Bank](#)

575 F. Supp. 849 (S.D. Tex. 1983)

[The Bland Independent School District v. Blue](#)

34 S.W.3d 547 (Tex. 2000)

[Barr v. Bernhard](#)

562 S.W.2d 844 (Tex. 1978)

[Browning v. Prostok](#)

165 S.W.3d 336 (Tex. 2005)

HOSTILE SUBSEQUENT AUTHORITY

VACATED BY

[duPONT v. SOUTHERN NAT. BANK OF HO](#)

771 F.2d 874 (5th Cir. 1985)

OVERRULED BY

[Texas Dept, Parks Wildlife v. Miranda](#)

133 S.W.3d 217 (Tex. 2004)

DISTINGUISHED BY TEX. APP. IN 2017

[City of Plano v. Carruth](#)

No. 05-16-00573-CV (Tex. App. Feb. 23, 2017)

COMPARED TO

[Texas Dept, Parks Wildlife v. Miranda](#)

133 S.W.3d 217 (Tex. 2004)

CITED IN CONTRADICTION BY

[Flower v. Tyler](#)

232 S.W.3d 335 (Tex. App. 2007)

CITED IN CONTRADICTION BY

[Alfonso v. Skadden](#)

251 S.W.3d 52 (Tex. 2008)

CITED IN CONTRADICTION BY

[In re Houston Lighting Power Co.](#)

976 S.W.2d 671 (Tex. 1998)

- CITED IN CONTRADICTION BY
[O.C.S., Inc. v. Pi Energy Corp.](#)
24 S.W.3d 548 (Tex. App. 1998)

Privacy

[Texas Dept, Parks Wildlife v. Miranda](#)

133 S.W.3d 217 (Tex. 2004)

- CITED IN CONTRADICTION BY
[B.C. v. Steak N Shake Operations, Inc.](#)
613 S.W.3d 338 (Tex. App. 2020)
- DISTINGUISHED BY TEX. APP. IN 2016
[City of Socorro v. Campos](#)
510 S.W.3d 121 (Tex. App. 2016)
- CITED IN CONTRADICTION BY
[Henry v. Sullivan](#)
499 S.W.3d 545 (Tex. App. 2016)

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[Browning v. Placke](#)

698 S.W.2d 362 (Tex. 1985)

- COMPARED TO
[Coastal Liquids v. Harris County Appraisal](#)
46 S.W.3d 880 (Tex. 2001)
- COMPARED TO
[Safeway Stores, Inc. v. Rutherford](#)
130 Tex. 465 (Tex. 1938)

[Omaha Healthcare Center, LLC v. Johnson ex rel. Estate of Reed](#)

344 S.W.3d 392 (Tex. 2011)

- COMPARED TO
[Holguin v. Laredo](#)
256 S.W.3d 349 (Tex. App. 2008)
- COMPARED TO
[Emeritus Corp. v. Highsmith](#)
211 S.W.3d 321 (Tex. App. 2006)