



# LAW LIBRARY NEWS

a publication of the Fort Bend County Law Library

Edited by: Andrew Bennett, Law Librarian

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## Bard and Bar Program

The Law Library will be hosting its 3rd Annual **Bard and Bar Program** on Thursday, **April 13th** at **10 am**. We will be having a book discussion on this year's author. The author will be revealed in the March issue of Law Library News. We will have coffee and snacks. We will also give tours of the library and database training classes. If you have a suggestion for this year's author, please contact the Law Library at 281-341-3718. Previous authors have been William Shakespeare and Harper Lee.

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## New & Updated Resources

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| <b><i>Vernon's Texas Codes Annotated</i></b>   | <b><i>Texas DWI Manual</i></b>   |
| <ul style="list-style-type: none"> <li>• <i>Penal Code V. 5 &amp; 5A</i></li> <li>• <i>2016 Update</i></li> </ul>  | <ul style="list-style-type: none"> <li>• <i>Revision 3</i></li> <li>• <i>2017 Edition</i></li> </ul>   |
| <b><i>O'Connor's Texas Series</i></b>  | <b><i>Texas Personal Injury Handbook</i></b>   |
| <ul style="list-style-type: none"> <li>• <i>Causes of Action</i></li> <li>• <i>Texas Rules * Civil Trial</i></li> <li>• <i>2017 Editions</i></li> </ul>                | <ul style="list-style-type: none"> <li>• <i>2017 Edition</i></li> <li>• <i>Also on Lexis Advance</i></li> </ul>  |
| <b><i>Qualified Domestic Relations Orders</i></b>  | <b><i>Texas Practice Guide</i></b>   |
| <ul style="list-style-type: none"> <li>• <i>2016 Edition</i></li> </ul>  | <ul style="list-style-type: none"> <li>• <i>Business Entitites</i></li> <li>• <i>Real Estate Transactions</i></li> <li>• <i>Torts</i></li> <li>• <i>2017 Editions</i></li> </ul> |
| <b><i>Texas Employment Law</i></b>   | <b><i>Texas Worker's Compensation Manual</i></b>   |
| <ul style="list-style-type: none"> <li>• <i>Revision 17</i></li> <li>• <i>2017 Edition</i></li> </ul>  | <ul style="list-style-type: none"> <li>• <i>2017 Edition</i></li> </ul>  |
| <b><i>Texas Civil Pattern Jury Charges</i></b>   | <b><i>O'Connor's Federal Rules * Civil Trial</i></b>   |
| <ul style="list-style-type: none"> <li>• <i>Business</i></li> <li>• <i>Malpractice</i></li> <li>• <i>General Negligence</i></li> <li>• <i>2016 Editions</i></li> </ul> | <ul style="list-style-type: none"> <li>• <i>2017 Edition</i></li> </ul>  |

## FBC Bar News

The **February luncheon and meeting** of the Fort Bend County Bar Association will be held at **12:00 pm** on Thursday, **February 23rd** at the [Pecan Grove Plantation Country Club](#) located at 3000 Plantation Drive, Richmond, Texas. The program topic is **Children and Immigration Issues**. The Speaker will be the KIND Organization . The program is approved for 1 hour CLE credit and .25 hours ethics credit. The luncheon cost is \$25 for members and \$30 for non-members. [Membership information](#) and the [RSVP Policy for Luncheons](#) are also on the website.

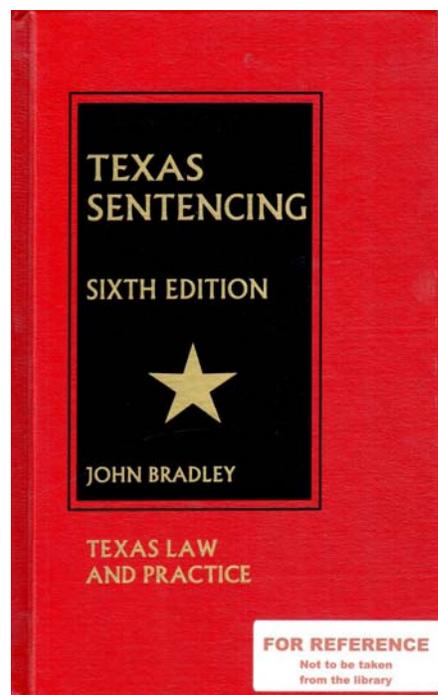
**Please RSVP** no later than 12:00 p.m. on Thursday, **February 16th** by using the form on the [Next CLE Luncheon](#) page.

## **Member Resources**

[Click here for Member Resources](#)

## Featured Resource: *Texas Sentencing*

Come check out the newest title in our Texas Criminal Law Collection! *Texas Sentencing*, now in its Sixth Edition, from Juris Publishing is a treatise and practice guide that covers all aspects of Texas Sentencing Law including punishment ranges, procedure, community supervision, early releases, and collateral consequences. Each section is annotated and provides the rules, cases, and statutes that govern the particular aspect of the law. It also includes tables and checklists so that you know you are on track. The author also includes handy practice notes throughout the book as well. This book also has some commonly used forms in the back of the book. The book is written by John Bradley who has been a criminal prosecutor since 1987. He has been District Attorney of Williamson County since 2001. Copies of the book can be made using the libraries' photocopiers for \$0.10 a page. For more information, contact the Law Library at 281-341-3718.



## Technology Corner

By Andrew Bennett

In this column, we examine technology in the Law Library that you can use in your practice.

### This Month's Featured Technology: *Legal Databases through Fort Bend County Libraries*

The screenshot shows the Fort Bend County Libraries website interface. At the top, there is a navigation menu with links for Home, Branches, Departments, eMedia, Research, Events, Services, About us, and Catalog. Below this is a search bar and a 'Databases Legal' section. The section lists several databases:

- Gale Legal Forms Library**: This database has an extensive collection of free forms available to library patrons. Thousands of legal forms are already available, and more are being added daily. Official, state-specific, Federal, business, personal, real estate, and general forms covering hundreds of legal subjects and issues are included. **Warning:** Public users should consult an attorney in your state for serious legal matters. This resource is not a replacement for the advice of an attorney. Library staff cannot give legal advice or recommend specific forms.
- HeinOnline (Available ONLY at Law Library)**: More than 120 million pages of legal history available in an online, fully-searchable, image-based format. Visit the library for access to the Law Journal library, Code of Federal Regulations, Federal Register Library, U.S. Code, Congressional and Presidential Documents, Session Law, and more.
- Legal Information Reference Center (EBSCO)**: Legal Information Reference Center offers everyday users the necessary tools and detailed how-to instructions covering a wide range of legal issues. A majority of the full-text legal reference books are provided through Nolo, the nation's oldest and most respected provider of legal information for consumers.
- Lexis Nexis**: A simple Federal
- O'Connor**: This online
- Westlaw**: Westlaw United States

A large red logo for Fort Bend County Libraries is overlaid on the bottom right of the screenshot, featuring a stylized white figure holding a book.

The Law Library has access to two databases that you can access from home. Those are *Gale Legal Forms Library* and *Legal Information Reference Center*. *Gale Legal Forms Library* has many commonly used Texas legal forms in Word format that you can download. *Legal Information Reference Center* has useful full-text legal reference books in ebook format. All you need is a Fort Bend County Library Card which you can pick up from any local branch. Please fill out an application, and provide a proof of address and photo ID. For more information, contact the Law Library at 281-341-3718.

### Community News

- The **Fort Bend County Bar Association** is hosting a **presentation** for the **Probate Section** on Monday, **February 20th** at **8 am** in **County Court at Law #1** in the Justice Center. It will be given by Judge Christopher Morales and Judge Jeffrey McMeans. For more information, visit the Fort Bend County Bar Association [website](#).
- The **Fort Bend County Criminal Defense Attorney's Association** will host a one-hour CLE at **noon** on Thursday, **February 23rd** at **County Court at Law # 4** in the Justice Center. This month's topic is **"Error Preservation"** and is hosted by Carmen Roe. It is approved for 1 hour CLE credit. For more information, visit the [FBCCDAA Events webpage](#).
- **Fort Bend Lawyers Care** is holding a **Legal Line** every Friday from **10 am to 12 pm**. They are also hosting a **Low-Income Legal Aid Clinic** on Saturday, **February 25th** from **1 to 3 pm**. **Volunteer attorneys are needed!** If you would like to help low-income residents and veterans of Fort Bend County, information about volunteering is available by email at [Tasha@fortbendlawyerscare.org](mailto:Tasha@fortbendlawyerscare.org).
- **Fort Bend Lawyers Care** is hosting it's **Justice for All Luncheon** on **April 20th** at **11 am** at the Sweetwater Country Club. The Keynote Speaker will be Pete Olson, United States Representative from the 22nd District of Texas. For more information, contact Tasha Hernandez by email at [Tasha@fortbendlawyerscare.org](mailto:Tasha@fortbendlawyerscare.org).

### Express Class

Have you tried all the new features on Lexis Advance or Westlaw? Lexis has the new keyword mapping and Westlaw has Practical Law. **Sign up now for Lexis Advance or Westlaw EXPRESS CLASSES!** Classes are **15-minutes each**, on **Thursday** mornings from **10 am – 12 pm**. You can choose from additional classes such as Hein Online, and O'Connor's Online. Registration is required. Call **281-341-3718** to register.

### Texas Lawyers

#### Assistance Program

The State Bar of Texas offers confidential assistance to attorneys, judges, and law students who are facing substance abuse and mental health issues through its [Lawyers Assistance Program](#). Professional staff members are available 24/7 by phone to help with crisis counseling and referrals to local professionals and support groups. For assistance, call 1-800-343-8527.

#### To Include Items in the Newsletter

If you have any information on upcoming CLEs, conferences, etc. that you think would be useful to include in the newsletter, please send an email to [abennett@fortbend.lib.tx.us](mailto:abennett@fortbend.lib.tx.us) with "Newsletter" as the subject.

#### To Unsubscribe from the Newsletter

If you do not want to receive the Law Library newsletter, please send an email to [abennett@fortbend.lib.tx.us](mailto:abennett@fortbend.lib.tx.us) with "Unsubscribe" as the subject and include the email address to be removed.

## Texas Case Law Update

### Local Cases

- [Human Biostar Inc. v Celltex Therapeutics Corp.](#), No. 14-15-00234-CV, (January 19, 2017): aff'd. (434th Dist.)
- [Santibanez v Diron](#), No. 01-16-00231-CV, (January 24, 2017): aff'd TC Judgment. (434th Dist.)
- [Henriquez v State](#), No. 14-15-00477-CR, (January 24, 2017): aff'd as reformed. (268th Dist.)
- [Builders First Source—South Texas, LP v Ortiz](#), No. 14-16-00256-CV, (January 26, 2017): aff'd in part, rev'd in part, and remanded in part. (400th Dist.)
- [Brady vs. Klentzman](#), No. 15-0056, (January 27, 2017): aff'd COA Judgment. (240th Dist.)
- [Nassar v. Liberty Mutual Fire Insurance](#), No. 15-0978, (January 27, 2017): COA judgment rev'd; remanded to TC. (400th Dist.)
- [Booth v. Kondaur Capital Corp.](#), No. 01-16-00188-CV, (February 2, 2017): aff'd TC Judgment. (CCL # 1)
- [Oakbend Medical Center v Martinez](#), No. 14-16-00199-CV, (February 14, 2017): rev'd and rendered. (268th Dist.)

### Family Law

- Marriage of Mobley, 503 S.W.3d 636 (Tex. App.—Texarkana 2016): since the company in this case was husband's separate property and the supposed sham transaction did not give wife entitlement to set aside decree.
- In the Interest of H.G-J, 503 S.W.3d 679 (Tex. App.—Houston [14th Dist.] 2016): the trial court did not have discretion to order the Office of the Attorney General to give child support payments to amicus attorney.

### Criminal Law

- Payne v. State, 502 S.W.3d 829, (Tex. App.—Houston [14th Dist.] 2016): it was determined that the evidence showed that the defendant acted on purpose and is enough to support the murder charge.
- Morrison v. State, 503 S.W.3d 724 (Tex. App.—Houston [14th Dist.] 2016): the district court lacked jurisdiction to try the defendant who was 16 years old at the time of the offense.

### Legal Services

- Sheetz v. Slaughter, 503 S.W.3d 495 (Tex. App.—Dallas 2016): it was found that there was not enough evidence to support the non-attorney was engaged in unauthorized practice of law at the discretion of the attorney.

For more information on recent cases, visit the Law Library.