

## GUCL SCORES THREE VICTORIES AT THE COURT OF APPEALS

GUCL's attorneys had three decisions come down from the Texas Courts of Appeal affirming decisions by trial courts in favor of GUCL's clients. First, congratulations to John Tollefson and Steve Melendi who prevailed in Case Number 2-04-176 ***Transport International Pool, Inc. v. The Continental Insurance Casualty Company*** out of the Second District Court of Appeals in Fort Worth in which the Court of Appeals affirmed that GUCL's client had no duty to defend or indemnify Transport International. Second, congratulations to Heather Bennett and Richard Schellhammer who prevailed in ***Dean v. Frank W. Neal & Associates, Inc.***, 2-04-034-CV also out of the Fort Worth Court of Appeals in which the Court affirmed the trial courts granting of a summary judgment based on limitations barring the plaintiff's effort to recover from GUCL's client for an allegedly defective foundation design. Finally, congratulations to Bob Dawson and Richard Schellhammer who prevailed in ***Jerry and Kelly Reynolds, Appellants v. Carmen Carl Guido, Builder & Designer, Inc., Post-Tension Engineering, Inc. and State Farm Insurance Company***, No. 05-03-01681-CV out of the Fifth District Court of Appeals in Dallas in which the Court of Appeals affirmed that limitations barred any claims by the homeowners for the design of the foundation by GUCL's client. If you want to read the court opinions please see

[http://5thcoa.courts.state.tx.us/search\\_o.html](http://5thcoa.courts.state.tx.us/search_o.html) or  
[/www.2ndcoa.courts.state.tx.us/opinions/docketsrch.asp](http://www.2ndcoa.courts.state.tx.us/opinions/docketsrch.asp).

Richard E. Schellhammer

Goins, Underkofler, Crawford & Langdon, LLP

1201 Elm Street, Suite 4800

Dallas, Texas 75270

(214) 969-5454

(214) 969-5902 (Fax)

res@gucl.com