Case Law Update

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Recognition

Thanks to Professor Owen Anderson at the University of Texas School of Law for his co-authorship on paper Thanks to our Research Assistants: Mr. Daniel Tavera (OU) Mr. Treeman Baker & Ms. Alexa Davis (UT)



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Accommodation Doctrine

Harrison v. Rosetta Res. Operating

(Tex. App.—El Paso Aug. 8, 2018, no pet.)

Key Holdings: Accommodation doctrine does not require lessees to buy water from surface owners, nor is it negligent for a lessee to reasonably use the surface as contractually allowed.



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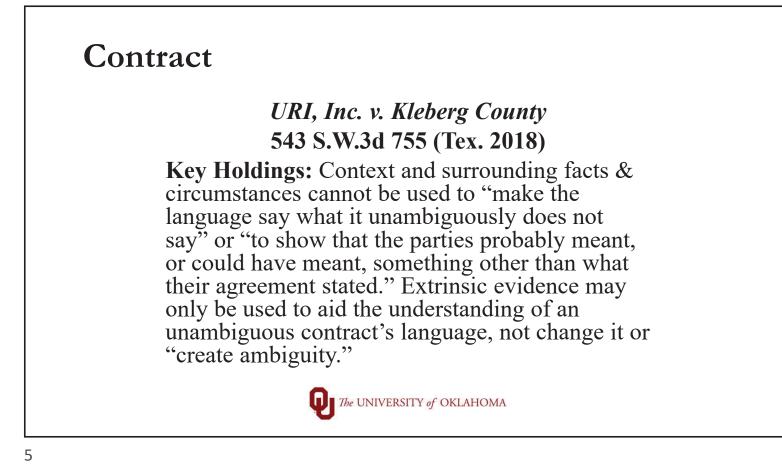
Arbitration

Ridge Nat. Res. v. Double Eagle Royalty

(Tex. App.—El Paso Aug. 24, 2018, no pet.)

Key Holdings: Arbitration clause required arbitration of contract validity issues. Procedural unconscionability arguments could not be examined by trial court. Substantive unconscionability arguments targeting the arbitration clause could be entertained by the trial court and not the arbitrator.





Corporate

U.S. KingKing v. Precision Energy Services 555 S.W.3d 200 (Tex. App.—Houston [1st Dist.] 2018, no pet.)

Key Holdings: Supplier, Weatherford, attempted to pierce corporate veil and hold Operator, KingKing, parent company liable for operator's obligations under alter-ego theory. Appellate court concluded that Weatherford did not establish that KingKing and its parent acted with "dishonesty of purpose or intent to deceive."



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