

Update on the Texas Supreme Court

by
Justice Jeff Boyd
and
Kurt Kuhn

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Top Cases



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Statute of Limitations

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Erikson v. Renda
No. 18-0486 (Dec. 20, 2019)



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Erikson v. Renda

Hughes tolling is animated by several policy considerations unique to malpractice claims, but it is a “clear and strict,” “categorical,” and “bright-line rule” applicable only to the category of legal-malpractice claims falling within the articulated paradigm.

Erikson v. Renda

“[B]ecause in the area of limitations, bright-line rules generally represent the better approach” and help ensure “predictability and consistency” in the jurisprudence. We have thus mandated a “strict application” of the tolling rule limited “to the category of legal-malpractice cases encompassed within its definition,” whether its policy concerns are implicated or not.

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