

Recent Developments regarding the Discovery Rule and the Fraudulent Concealment Doctrine

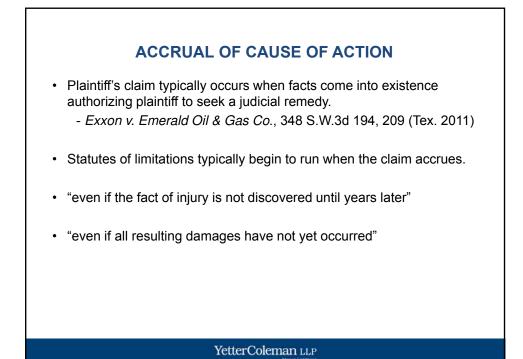
Presented By Robert D. Woods

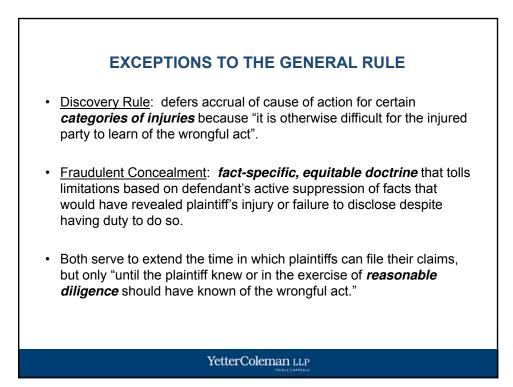
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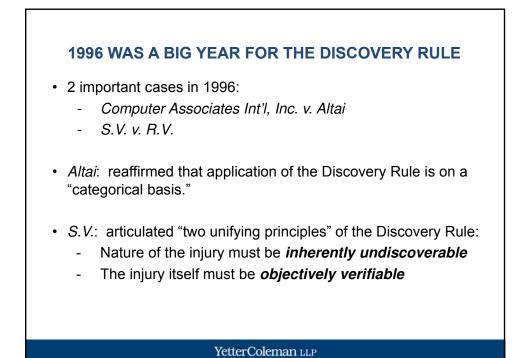
INTRODUCTION/SUMMARY

- The Discovery Rule and the Fraudulent Concealment Doctrine are two exceptions to statutes of limitations.
- Between 1998 and 2015, Texas Supreme Court repeatedly narrowed the circumstances in which plaintiffs can invoke these exceptions.
- Focus of Court: what plaintiffs could have learned through exercise of "reasonable diligence."
- *Hooks* decision in 2015 provided an avenue for applying these exceptions in oil and gas cases.
- But, the trend is still clearly against applying Discovery Rule and Fraudulent Concealment Doctrine.

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