

# Administrative Case Law Update

---

*Laurie Ratliff*  
IKARD RATLIFF P.C.

## Texas Tech Administrative Law Journal

---

Paper authored by the  
Tech Admin Law Journal  
members listed on the  
first page of the paper.



# Overview

- Exhaustion & Prerequisites to Suit
- Standing
- Immunity/TTCA
- Ultra vires

Exhaustion & Prerequisites to Suit

## ***E.A. v. TDF&PS***

(Austin 2017) (mem. op.)

---

Absent express waiver of motion-for-rehearing requirement, a motion for rehearing is a jurisdictional prerequisite under H.R. Code § 48.406.

## ***Montie v. Bastrop County***

(Austin 2016) (mem. op.)

---

Internal report to supervisor was appropriate law enforcement authority where supervisor works for an entity with outward-looking enforcement powers.

## Standing

### *City of Austin v. Utility Assocs.,* (Austin 2017)

- No ultra vires act when City considers and selects provider in competitive bidding process
- Party cannot rely on another party to create standing

Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the [UT Law CLE eLibrary \(utcle.org/elibrary\)](http://utcle.org/elibrary)

Title search: Case Law Update, Part I

Also available as part of the eCourse

[2017 Advanced Texas Administrative Law eConference](#)

First appeared as part of the conference materials for the  
12<sup>th</sup> Annual Advanced Texas Administrative Law Seminar session  
"Case Law Update, Part I"