

COURT OF APPEALS OF TEXAS, EIGHTH DISTRICT, EL PASO

Texaco, Inc., Texaco Exploration and Production, Inc., and Chevron U.S.A. Inc. v. Joe R. Clark, Maurice Meyer, III, and John R. Norris, III, Co-Trustees of Texas Pacific Land Trust

No. 08-08-00067-CV · No. No. 08-08-00067-CV · Decided January 27, 2010

SUMMARY

The Texas Court of Appeals, Eighth District, dismissed an appeal for want of jurisdiction. The court held that the Texas General Arbitration Act did not apply because the arbitration agreement was made in 1954, and found no basis for appellate jurisdiction under either the Texas statute or the Federal Arbitration Act.

OPINION

PER CURIAM.

Becker v. State COURT OF APPEALS EIGHTH DISTRICT OF TEXAS EL PASO, TEXAS TEXACO, INC., TEXACO EXPLORATION AND PRODUCTION, INC., AND CHEVRON U.S.A., INC., Appellants, v. JOE R. CLARK, MAURICE MEYER, III, AND JOHN R. NORRIS, III, CO-TRUSTEES OF TEXAS PACIFIC LAND TRUST, Appellees. § § § § § § § No. 08-08-00067-CV Appeal from 143rd District Court of Reeves County, Texas (TC # 04-01-17857-CVR) O P I N I O N Chevron U.S.A., Inc., Texaco, Inc., and Texaco Exploration and Production, Inc. (collectively referred to as CUSA), appeal from an order denying a motion to confirm various arbitration awards.

Section 171.098(a)(3) of the Texas General Arbitration Act (TGAA) authorizes an appeal from an order confirming or denying confirmation of an arbitral award. Tex.Civ.Prac.&Rem.Code Ann. § 171.098(a)(3)(Vernon 2005). But the TGAA is inapplicable to the arbitration agreement at issue because it was made on December 10, 1954. Tex.Civ.Prac.&Rem.Code Ann. § 171.002(a)(5) (TGAA does not apply to arbitration agreements made before January 1, 1966).

Because there is no basis for appellate jurisdiction under either the TGAA or the Federal Arbitration Act, we dismiss the appeal for want of jurisdiction. January 27, 2010 ANN CRAWFORD McCLURE, Justice Before Chew, C.J., McClure, J., and Ables, Judge (Ret.) Ables, Judge (Ret.), sitting by assignment, not participating