

COURT OF APPEALS OF TEXAS, THIRD DISTRICT AT AUSTIN

The City of Austin v. Irene Quinlan

No. 03-21-00067-CV · No. No. 03-21-00067-CV · Decided January 28, 2022

SUMMARY

The Texas Court of Appeals, Third District at Austin, affirmed in part and reversed and rendered in part an order involving Irene Quinlan's claims against the City of Austin. The court affirmed the disposition of claims concerning negligent implementation of a premises-maintenance policy, but reversed as to claims concerning premises design and an alleged joint enterprise between the City and Guero's, rendering judgment dismissing those claims against the City.

CASE DETAILS

COURT	Court of Appeals of Texas, Third District at Austin
WRITING FOR THE COURT	Justice Triana; Justice Goodwin; Justice Kelly
JURISDICTION	Texas
DECIDED	January 28, 2022
DOCKET	No. 03-21-00067-CV
DISPOSITION	other
PROCEDURAL POSTURE	The City of Austin appealed an order of the 98th District Court of Travis County signed January 20, 2021.
PRECEDENTIAL VALUE	published
PARTIES	The City of Austin v. Irene Quinlan

TOPICS

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QUESTIONS PRESENTED

1. Whether the trial court committed reversible error in its treatment of Quinlan's claims concerning the City's alleged negligent implementation of its premises-maintenance policy.

2. Whether the trial court committed reversible error in its treatment of Quinlan's claims concerning premises design.
3. Whether the trial court committed reversible error in its treatment of Quinlan's claims concerning an alleged joint enterprise between the City and Guero's.

HOLDINGS

1. There was no reversible error in the challenged portion of the trial court's order concerning these claims, so that portion of the order was affirmed.
2. The challenged portion of the trial court's order contained reversible error; the court therefore reversed that portion and rendered judgment dismissing those claims against the City.

KEY QUOTATIONS

“AFFIRMED IN PART, REVERSED AND RENDERED IN PART”

FACTUAL BACKGROUND

Quinlan asserted claims against the City relating to the alleged negligent implementation of a policy concerning maintenance of premises. She also asserted claims relating to the design of the premises and an alleged joint enterprise between the City and Guero's.

PROCEDURAL HISTORY

The trial court entered an order addressing Irene Quinlan's claims against the City. On appeal, the court affirmed the order as to claims concerning the City's alleged negligent implementation of its premises-maintenance policy, but reversed and rendered judgment dismissing claims concerning premises design and an alleged joint enterprise between the City and Guero's.

DISPOSITION

other

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