



2005

## Front Matter

Follow this and additional works at: <https://scholar.smu.edu/smulr>

---

### Recommended Citation

*Front Matter*, 58 SMU L. Rev. i (2005)  
<https://scholar.smu.edu/smulr/vol58/iss3/1>

This Front Matter is brought to you for free and open access by the Law Journals at SMU Scholar. It has been accepted for inclusion in SMU Law Review by an authorized administrator of SMU Scholar. For more information, please visit <http://digitalrepository.smu.edu>.

# SMU Law Review

---

---

VOLUME 58

SUMMER 2005

NUMBER 3

---

---

© 2005 by Southern Methodist University

## ANNUAL SURVEY OF TEXAS LAW

### TABLE OF CONTENTS

#### FOREWORD

*Senator Kay Bailey Hutchison* 495

#### ARTICLES

Appellate Practice and Procedure ..... *Alan Wright,  
LaDawn H. Conway, Debra J. McComas  
and Kendyl Hanks Darby* 501

Attorneys' Fees ..... *Ralph I. Miller,  
Angela C. Zambrano and David E. Pitcher* 529

Bankruptcy and Creditors' Rights ..... *Roger S. Cox* 563

Business Torts ..... *Charles M. Hosch* 579

Civil Evidence ..... *Kelli M. Hinson,  
Jennifer Evans Morris and Elaine Chen* 599

Civil Procedure ..... *Donald Colleluori,  
Gary D. Eisenstat and Bill E. Davidoff* 627

Commercial Transactions ..... *John Krahrmer* 657

Conflict of Laws ..... *James P. George  
and Anna K. Teller* 679

Corporations ..... *Glenn D. West  
and Sarah E. Stasny* 719

Criminal Procedure:  
Confessions, Searches and Seizures .... *Brian S. Chandler  
and Michael E. Keasler* 737

Deceptive Trade Practices—  
Consumer Protection Act ..... *A. Michael Ferrill,  
Leslie Sara Hyman and Sara Evans* 759

Employment and Labor Law .....	<i>Earl M. Jones, III, Jason R. Dugas and Jennifer A. Youpa</i>	785
Energy Regulation .....	<i>Gaye White</i>	825
Environmental Law .....	<i>Scott D. Deatherage, Becky Jolin, Elizabeth Webb, Matthew J. Knifton and Brendan Lowrey</i>	847
Family Law: Husband and Wife .....	<i>Joseph W. McKnight</i>	877
Franchise Law .....	<i>Deborah S. Coldwell, Heather Morschauer, Eli Burriss and Altresha Burchett</i>	919
Insurance Law .....	<i>J. Price Collins and Ashley E. Frizzell</i>	955
Intellectual Property Law .....	<i>Phillip B. Philbin and Carmen E. Griffin</i>	985
Oil, Gas and Mineral Law .....	<i>Richard F. Brown</i>	1005
Partnerships.....	<i>Steven A. Waters and Keenan Kolendo</i>	1037
Personal Torts.....	<i>Michael W. Shore and Judy Shore</i>	1045
Real Property .....	<i>J. Richard White, J. Kenneth Kopf and Allan S. Katz</i>	1077
Securities Regulation.....	<i>George Lee Flint, Jr.</i>	1135
Taxation .....	<i>Cynthia M. Ohlenforst, Jeff W. Dorrill, J. Blake Rice and Sarah J. Butcher</i>	1159
Toxic Torts and Mass Torts.....	<i>Brent M. Rosenthal, Misty A. Farris and Amanda R. Tyler</i>	1183
Wills and Trusts .....	<i>Gerry W. Beyer</i>	1205
Zoning and Land Use.....	<i>Arthur J. Anderson</i>	1229