

July 18, 2019

Motion denied

By Jessica Goode
The Bandera Prophet

In a judgment filed at 1 p.m. today, District Judge Rex Emerson denied BMA's motion to transfer venue.

BMA Attorney Shawn Fitzpatrick argued in court on Tuesday that the lawsuit naming Bexar-Medina-Atascosa Water Control and Improvement District No. 1 and its officers as defendants should be moved to Medina County. Countering the motion was Drew Miller, attorney for plaintiff Bandera County River Authority and Groundwater District.

After hearing both sides, Emerson convened to consider their objections.

"Having considered the motion, the response and argument presented by counsel, the court has determined that defendants' motion to transfer venue should be denied," Emerson wrote in his order. "Accordingly, the defendants' motion to transfer venue is hereby denied."

A subsequent court hearing date has not yet been set.