

Law360 Reports on Haynes and Boone Victory for VHSC Cement at Texas Supreme Court

June 22, 2020 Mark Trachtenberg, Nina Cortell, Ryan Paulsen

PRACTICES Appellate

Law360 mentioned Haynes Boone Partner [Mark Trachtenberg](#) in an article about the firm's victory in the Texas Supreme Court on Friday, June 19, in a case involving a failed partnership between EMC Products, LP, and VHSC Cement. Trachtenberg led the Haynes Boone appellate team in representing VHSC.

Here is an excerpt:

The Texas Supreme Court on Friday determined that there is not enough evidence to support a jury's award of \$16.5 million to some partners in a messy dispute over the breakup of a partnership that was created to produce and market a new type of cement.

The state's high court rendered a take-nothing judgment for holding company EMC Cement BV, general partner Texas EMC Management LLC and limited partnership EMC Products LP, holding they failed to prove their damages, dooming the jury's award.

Mark Trachtenberg of Haynes Boone, who represents VHSC Cement and Pike, told *Law360* he was pleased with the "complete victory" for his clients, especially in light of the Texas Supreme Court's initial decision in August 2018 to deny the petition for review.

After a motion for rehearing was filed in October 2018, the court ultimately granted review in April 2019 and heard arguments in September.

"The Texas Supreme Court's opinion confirms that damages awards cannot rest on conclusory and speculative expert testimony and that the judgment against our client never should have been entered in the first place," he said.

VHSC Cement and Pike are represented by Mark Trachtenberg, [Nina Cortell](#), [Ryan Paulsen](#), and [Mike A. Hatchell](#) of Haynes Boone.

To read the full article, click [here](#).

To read more about the case, click [here](#).