

Joshua R. Flores *Associate*

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Overview

Joshua R. Flores serves clients in the areas of estate and probate litigation, commercial litigation, and general civil litigation.

Josh's estate and probate practice includes representing fiduciaries and beneficiaries in the State of Texas in matters relating to the prosecution and defense of fiduciary claims; will contests; will and trust interpretation; probate and trust administration; and contestants in guardianship proceedings.

In addition, Josh routinely deals with litigation matters involving breaches of fiduciary litigation, breaches of contract, real estate, and other business disputes.

Becoming a trial lawyer was Josh's long-term goal. He attended Texas A&M University, received a Bachelor of Arts in Political Science and continued his education at South Texas College of Law, which is well-known for training prospective lawyers to be effective trial counsel.

Today, Josh uses his extensive education and legal experience to counsel his clients on current and potential legal issues that could develop in the future.

Education

South Texas College of Law, J.D., 2013

Texas A&M University, B.A., 2010

Practice Areas

Commercial Litigation

Estate, Trust, and Wealth Planning

Fiduciary Litigation

Insurance and Personal Injury

Intellectual Property

Probate, Trust and Guardianship

Representative Experience

- Served as trial counsel and successfully prosecuted a client's case in the Probate Court of Galveston County, Texas that challenged the enforceability of a purported Marital Property Agreement. The agreement at issue was obtained by the Decedent's spouse to convert approximately \$50 million of separate property into community property. In a unanimous verdict, the jury found the agreement was unenforceable and punitive damages were awarded against the Decedent's spouse.
- Served as counsel for the executor of one of the largest estates in Texas history. Successfully defended multiple claims brought against the executor for breach of fiduciary duty and negligence by the sole beneficiary of the estate which resulted in a settlement of all claims. Within the same estate, Josh was also successful in receiving a dismissal of all claims brought against the executor by the alleged common law spouse of the decedent relating to an alleged wrongful disinterment of the Decedent.
- Acted as trial counsel in 319th District Court in Nueces County, Texas on behalf of the general partner of Texas LLP for claims purportedly brought by the limited partner. The limited partner claimed the general partner breached its fiduciary duties and breached the Partnership Agreement by improperly leasing a multi-million-dollar ranch

Admissions

Texas, 2013

U.S. Court of Appeals for the Fifth Circuit

United States District Courts for the
Northern, Southern, Eastern and Western
Districts of Texas

(the Partnership's largest asset), diverting monies from the Partnership, and engaging in self-interested actions. The trial court awarded a summary judgment wholly in favor of the general partner.

- Lead counsel in the 11th District Court of Harris County, Texas for a member owning 33% of a Texas LLC who brought breach of fiduciary duty claims against the other members of the company. Negotiated a favorable settlement for the client that resolved conflicts, which had been pending for over six years.
- Acted as lead counsel in representing a former employee of a national healthcare provider for claims of breach of contract relating to an employment agreement. Ultimately, the defendant settled with client for approximately \$300,000, without the former employee filing a lawsuit.
- Successfully defended an amendment to a will in the 155th District Court in Fayette County, Texas. Jury returned a verdict wholly in favor of the defendant, and ordered that the plaintiff take nothing. This included a finding that the plaintiff did not bring her suit with good faith and just cause, which precluded her from recovering attorneys' fees from the estate.

Associations and Affiliations

- State Bar of Texas
- Houston Bar Association
- Houston Young Lawyer's Association
- Texas Young Lawyers Association
- American Bar Association
- Hispanic National Bar Association
- The Mexican-American Bar Association of Houston
- The Mexican-American Bar Association of Texas

Awards

Recognitions:

- Texas Super Lawyer - Rising Star (2017-2018)
- Top Lawyers in Houston by Houstonia Magazine (2016-2017)
- [Top Lawyers in Houston by H-Texas Magazine \(2016-2017\)](#)

Educational:

- CALI award for Probate: Post Death Property Clinic South Texas College of Law
- Dean's List (South Texas College of Law)

Articles and Publications

- Houston Bar Association – 2015 New Licensee Institute: *The Dos, Don'ts and If I Only Knew Then*, Summer 2015