

Suit for Bad Frac Job Requires a Certificate of Merit

Gray Reed & McGraw's **Energy & the Law Blog** discusses *Perdenal Energy LLC v. Bruington Engineering, Ltd.*, which asked whether a court must dismiss an engineering defect lawsuit filed without a certificate of merit with prejudice or may dismiss without prejudice.

"Texas law requires a plaintiff to file a 'certificate of merit' with its original petition for claims arising out of work by licensed or registered engineers," explain authors **Charles Sartain** and **Chance Decker**. "The certificate must be from a qualified engineer and must detail the manner in which the professional services were faulty."

They outline approaches for handling this situation, both from the standpoint of the defendant and the plaintiff.

Read the article.