



THE SUPREME COURT OF TEXAS

Orders Pronounced November 20, 2015

ORDERS ON CAUSES

THE FOLLOWING CAUSE IS SET FOR SUBMISSION:

15-0489 RALPH S. JANVEY, IN HIS CAPACITY AS COURT APPOINTED RECEIVER FOR THE STANFORD INTERNATIONAL BANK LIMITED, ET AL.; OFFICIAL STANFORD INVESTORS COMMITTEE v. THE GOLF CHANNEL, INCORPORATED; TGC, L.L.C., DOING BUSINESS AS GOLF CHANNEL (U.S. Fifth Circuit 13-11305)

[**Note:** This cause has been set for oral argument at 9:00 a.m., January 12, 2016.]
Time allotted to argue: 20/20 minutes

THE MOTIONS IN THE FOLLOWING CAUSES ARE GRANTED:

14-0293 ERG RESOURCES, LLC v. PAREX RESOURCES, INC.; from Harris County; 14th Court of Appeals District (14-13-00043-CV, 427 SW3d 407, 01-28-14)
petitioner ERG Resources, LLC's unopposed motion to substitute party granted

The Court grants the motion to substitute on behalf of ERG Resources, LLC. The cause has been restyled as *Jason R. Searcy, as Trustee of the Exempt Assets Trust v. Parex Resources, Inc.*
(Justice Brown not sitting)

14-0295 ERG RESOURCES, LLC v. PAREX RESOURCES (BERMUDA), LTD.; from Harris County; 14th Court of Appeals District (14-13-00073-CV, ___ SW3d ___, 01-28-14)
petitioner ERG Resources, LLC's unopposed motion to substitute party granted

The Court grants the motion to substitute on behalf of ERG Resources, LLC. The cause has been restyled as *Jason R. Searcy, as Trustee of the Exempt Assets Trust v. Parex Resources (Bermuda), Ltd.*
(Justice Brown not sitting)

THE MOTION FOR REHEARING OF THE FOLLOWING CAUSE IS DENIED:

14-0470 CARLOS CASCOS, IN HIS OFFICIAL CAPACITY AS SECRETARY OF STATE OF TEXAS v. TARRANT COUNTY DEMOCRATIC PARTY; STEVE MAXWELL, IN HIS OFFICIAL CAPACITY AS CHAIR OF THE TARRANT COUNTY DEMOCRATIC PARTY; TEXAS DEMOCRATIC PARTY; GILBERTO HINOJOSA, IN HIS OFFICIAL CAPACITY AS CHAIR OF THE TEXAS DEMOCRATIC PARTY; from Travis County; 4th Court of Appeals District (04-13-00069-CV, 434 SW3d 188, 02-19-14)

ORDERS ON CASES GRANTED

THE FOLLOWING PETITIONS FOR REVIEW ARE GRANTED:

14-0507 INEOS USA, LLC F/K/A INNOVENE USA, LLC, INEOS POLYMERS, INC., A/K/A INEOS OLEFINS, INEOS OLEFINS & POLYMERS USA, A DIVISION OF INEOS USA, LLC, AND JONATHAN "BUBBA" PAVLOVSKY v. JOHANNES "JOE" ELMGREN AND VALARIE ELMGREN, INDIVIDUALLY AND AS NEXT FRIENDS OF THEIR MINOR CHILDREN; from Brazoria County; 14th Court of Appeals District (14-13-00044-CV, ___ SW3d ___, 03-20-14)

[**Note:** This case has been set for oral argument at 9:00 a.m., January 12, 2016.]
Time allotted to argue: 20/20 minutes

14-0538 CORNERSTONE HEALTHCARE GROUP HOLDING, INC. v. NAUTIC MANAGEMENT VI, L.P.; from Dallas County; 5th Court of Appeals District (05-13-00859-CV, ___ SW3d ___, 06-18-14)

- consolidated for oral argument with -

14-0539 CORNERSTONE HEALTHCARE GROUP HOLDING, INC. v. NAUTIC PARTNERS VI, L.P., RELIANT SPLITTER, L.P., AND KENNEDY PLAZA PARTNERS, L.P.; from Dallas County; 5th Court of Appeals District (05-11-01730-CV, ___ SW3d ___, 06-05-14)

[**Note:** These cases have been set for oral argument at 9:00 a.m., January 12, 2016.]
Time allotted to argue: 20/20 minutes

15-0046 LEONARD K. HOSKINS v. COLONEL CLIFTON HOSKINS AND HOSKINS, INC.; from Bexar County; 4th Court of Appeals District (04-13-00859-CV, ___ SW3d ___, 10-15-14)

[**Note:** This case has been set for oral argument at 9:00 a.m., January 13, 2016.]
Time allotted to argue: 20/20 minutes

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE SET FOR ORAL ARGUMENT:

14-0999 IN RE CHRISTOPHER W. MARTIN; from Harris County; 14th Court of Appeals District (14-14-00486-CV, 448 SW3d 616, 09-30-14)

[**Note:** This case has been set for oral argument at 9:00 a.m., January 13, 2016.]
Time allotted to argue: 20/20 minutes

14-1045 IN RE M-I L.L.C. D/B/A M-I SWACO; from Harris County; 14th Court of Appeals District (14-14-00705-CV, ___ SW3d ___, 11-04-14)

motion to strike denied

[**Note:** This case has been set for oral argument at 9:00 a.m., January 13, 2016.]
Time allotted to argue: 20/20 minutes

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 14-0409 TRO-X, L.P. v. EAGLE OIL & GAS CO. AND EAGLE OIL & GAS PARTNERS, LLC; from Midland County; 11th Court of Appeals District (11-11-00290-CV, 427 SW3d 581, 04-24-14)
- 14-0580 MATLINPATTERSON GLOBAL OPPORTUNITIES PARTNERS L.P., MATLINPATTERSON GLOBAL OPPORTUNITIES PARTNERS (BERMUDA) L.P., AND MATLINPATTERSON GLOBAL OPPORTUNITIES PARTNERS B, L.P. v. DEUTSCHE BANK SECURITIES USA, INC. AND CREDIT SUISSE SECURITIES (USA) LLC; from Montgomery County; 9th Court of Appeals District (09-13-00070-CV, ___ SW3d ___, 05-15-14)
- 14-0763 CAROLINA ALLEN SAENZ v. ATLEE M. PARR, RANCH ENTERPRISES LLC, LOS ORCONES RANCH LTD., AND LOS ORCONES RANCH MANAGEMENT LLC; from Duval County; 4th Court of Appeals District (04-12-00767-CV, ___ SW3d ___, 08-13-14)
2 petitions
- 14-0789 HIGHLANDS INSURANCE COMPANY, IN RECEIVERSHIP v. PLANTATION PIPE LINE COMPANY; from Travis County; 11th Court of Appeals District (11-12-00029-CV, 444 SW3d 307, 08-29-14)
- 14-0811 ENDURING RESOURCES, LLC v. TALISMAN ENERGY USA INC. AND STATOIL TEXAS ONSHORE PROPERTIES, LLC; from Harris County; 1st Court of Appeals District (01-13-00357-CV, ___ SW3d ___, 08-26-14)
- 14-0942 WALTER L. BOYAKI, RUBEN P. HERNANDEZ AND MIRANDA & BOYAKI v. JOHN M. O'QUINN & ASSOCIATES, PLLC, D/B/A THE O'QUINN LAW FIRM, AND MUSSLEWHITE & ASSOCIATES, P.C.; from Harris County; 1st Court of Appeals District (01-12-00984-CV, ___ SW3d ___, 09-30-14)
- 14-0944 THE PRUDENTIAL INSURANCE COMPANY OF AMERICA AND PRUCO LIFE INSURANCE COMPANY v. IRASEMA SAGARNAGA DURANTE; from El Paso County; 8th Court of Appeals District (08-12-00077-CV, 443 SW3d 499, 08-29-14)
- 14-1008 IN THE INTEREST OF E.H., A.H., AND E.H., CHILDREN; from Galveston County; 14th Court of Appeals District (14-13-00622-CV, 450 SW3d 166, 10-23-14)

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 14-1010 CRYSTAL CLEAR WATER SUPPLY CORPORATION v. TEXAS GENERAL LAND OFFICE AND TEXAS COMMISSION ON ENVIRONMENTAL QUALITY; from Travis County; 3rd Court of Appeals District (03-13-00528-CV, 449 SW3d 130, 08-22-14)
- 14-1064 EAST EL PASO PHYSICIANS MEDICAL CENTER, LLC v. OLIVIA VARGAS; from El Paso County; 8th Court of Appeals District (08-13-00358-CV, ___ SW3d ___, 11-07-14)
- 15-0112 COLUMBIA MEDICAL CENTER OF MCKINNEY SUBSIDIARY, L.P. D/B/A MCKINNEY MEDICAL CENTER v. JEANNIE MCKELVY; from Collin County; 5th Court of Appeals District (05-13-00990-CV, ___ SW3d ___, 01-14-15)
- 15-0131 FOREX CAPITAL MARKETS, LLC v. KELLY M. CRAWFORD, RECEIVER; from Collin County; 5th Court of Appeals District (05-14-00341-CV, ___ SW3d ___, 12-31-14)
- 15-0224 WILLIAM CULLEN CHAMPION v. MARILYN ESTLOW; from Travis County; 3rd Court of Appeals District (03-14-00016-CV, 456 SW3d 363, 02-04-15)
- 15-0300 KITTEN FAMILY LIVING TRUST v. SOUTH PLAINS LAMESA RAILROAD, LTD. & LARRY DALE WISENER; from Lubbock County; 7th Court of Appeals District (07-13-00241-CV, ___ SW3d ___, 03-03-15)
- 15-0357 DALLAS HOUSING AUTHORITY v. KIMBERLY NELSON; from Dallas County; 5th Court of Appeals District (05-13-00818-CV, ___ SW3d ___, 03-19-15)
- 15-0381 CARDELL DAVIS A/K/A CORDELL DAVIS v. ONEWEST BANK N.A. F/K/A ONEWEST BANK FSB AND FEDERAL NATIONAL MORTGAGE ASSOCIATION AND VALARIE BERRY; from Tarrant County; 2nd Court of Appeals District (02-14-00264-CV, ___ SW3d ___, 04-09-15)
- 15-0423 JOE MURPHY, YORAM BEN-AMRAM, AND GALATEX DEVELOPMENT, LLC v. THE CITY OF GALVESTON, TEXAS; from Galveston County; 14th Court of Appeals District (14-14-00222-CV, ___ SW3d ___, 01-13-15)
- 15-0446 SCOTT ROTHENBERG v. ROBERT PRIMO; from Harris County; 14th Court of Appeals District (14-13-00794-CV, ___ SW3d ___, 06-18-15)

2 petitions
as redrafted
respondent's motion for sanctions denied

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 15-0479 ERIC DRAKE v. TRAVELERS INDEMNITY COMPANY, ET AL.; from Dallas County; 5th Court of Appeals District (05-13-00871-CV, ___ SW3d ___, 05-08-15)
petitioner's motion to amend denied
petitioner's motion to transfer denied
- 15-0542 WILLIAM AND PATRICIA COLLINS v. DR. OLIVER WILLIAMS; from Gillespie County; 4th Court of Appeals District (04-14-00491-CV, ___ SW3d ___, 05-06-15)
- 15-0559 ALMA L. GOMEZ AND ALBERTO F. GOMEZ, INDIVIDUALLY AND AS NEXT FRIEND OF JORGE ELIAS GOMEZ, A DECEASED MINOR AND ON BEHALF OF THE ESTATE OF JORGE ELIAS GOMEZ, A DECEASED MINOR, AND YOLANDA MEDELLIN, INDIVIDUALLY AND AS NEXT FRIEND OF JESUS MEDELLIN v. AMERICAN HONDA MOTOR CO., INC.; from Maverick County; 4th Court of Appeals District (04-14-00398-CV, ___ SW3d ___, 04-22-15)
- 15-0618 SHAWN IBRAHIM, INC., MAHMOOD AKHTAR, AND MUHAMMAD AMIN v. SUNCOAST ENVIRONMENTAL & CONSTRUCTION, INC., SUNNYLAND DEVELOPMENT, INC., AJAZ R. SIDDIQUI, AND NAJEEB R. SIDDIQUI; from Harris County; 1st Court of Appeals District (01-14-00583-CV, ___ SW3d ___, 07-02-15)
- 15-0634 RICHARD A. RODRIGUEZ v. JPMORGAN CHASE BANK, N.A.; from Bexar County; 4th Court of Appeals District (04-14-00342-CV, ___ SW3d ___, 06-17-15)
- 15-0693 STEFAN KONASIEWICZ, M.D. v. DARLENE GARZA; from Nueces County; 13th Court of Appeals District (13-15-00058-CV, ___ SW3d ___, 07-30-15)
- 15-0694 STEFAN KONASIEWICZ, M.D. v. JUAN GARZA; from Nueces County; 13th Court of Appeals District (13-15-00060-CV, ___ SW3d ___, 07-30-15)
- 15-0695 STEFAN KONASIEWICZ, M.D. v. PEDRO LOMAS; from Nueces County; 13th Court of Appeals District (13-15-00062-CV, ___ SW3d ___, 07-30-15)
- 15-0699 JEANNE COOK v. WARREN F. NEELY, M.D.; from Bexar County; 4th Court of Appeals District (04-14-00518-CV, ___ SW3d ___, 07-29-15)
- 15-0782 IN THE INTEREST OF J.W., A CHILD; from Dallas County; 5th Court of Appeals District (05-15-00493-CV, ___ SW3d ___, 08-27-15)

THE ABATEMENT ORDER IS EXTENDED IN THE FOLLOWING PETITION FOR REVIEW:

- 15-0012 DOWNSTREAM ENVIRONMENTAL, LLC v. THE CITY OF HOUSTON; from Harris County; 1st Court of Appeals District (01-13-01015-CV, ___ SW3d ___, 10-30-14)
agreed motion to continue abatement granted
abatement order issued

[**Note:** The Court's extended abatement order of September 18, 2015 expired by its own terms on November 16, 2015. The abatement is extended until December 15, 2015, by which time the parties must file either a status report or a motion to dismiss.]

ORDERS ON MOTIONS FOR REHEARING

THE MOTIONS FOR REHEARING OF THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 14-1085 MACKIE WOLF ZIENTZ & MANN, P.C. v. LUIS A. SANTIAGO AND LINDA A. SANTIAGO; from Collin County; 5th Court of Appeals District (05-13-00620-CV, ___ SW3d ___, 08-19-14)
- 15-0116 VELOCITY DATABANK, INC. AND TOM PELATARI D/B/A VELOCITY DATABANK, INC. v. SHELL OFFSHORE, INC., SHELL OIL COMPANY, SHELL EXPLORATION & PRODUCTION COMPANY, AND FAYE SHUBERT; from Harris County; 1st Court of Appeals District (01-13-00454-CV, 456 SW3d 605, 12-30-14)
- 15-0235 DAVID ALBERT D/B/A DAVID ALBERT OIL & GAS AND ABX OIL & GAS, INC. v. DUNLAP EXPLORATION, INC.; from Palo Pinto County; 11th Court of Appeals District (11-12-00064-CV, 457 SW3d 554, 02-12-15)
- 15-0454 CHRISTOPHER BRUNING v. KYLE LANE HOLLOWELL, ET AL.; from Dallas County; 5th Court of Appeals District (05-13-01033-CV, ___ SW3d ___, 03-23-15)

THE MOTIONS FOR REHEARING OF THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

- 15-0561 IN RE TERFAM FAMILY, LTD., AND LAMBERT QUARTEY; from Hidalgo County; 13th Court of Appeals District (13-15-00234-CV, ___ SW3d ___, 06-29-15)
- 15-0572 IN RE THERESA BARNETT; from Dallas County; 5th Court of Appeals District (05-14-00859-CV, ___ SW3d ___, 10-28-14)
- 15-0740 IN RE HONORABLE JEANINE HOWARD, PRESIDING JUDGE OF CRIMINAL DISTRICT COURT NO. 6 OF DALLAS COUNTY, TEXAS

MISCELLANEOUS

THE MOTION IN THE FOLLOWING CASE IS DISMISSED AS MOOT:

15-0775 CHARLES O. "CHUCK" GRIGSON v. FARMERS GROUP, INC., ET AL.; from Travis County; 3rd Court of Appeals District (03-15-00436-CV, ___ SW3d ___, 08-24-15)
motion to disqualify or recuse dismissed as moot, Justice Willett and Justice Boyd having voluntarily recused

(Justice Willett and Justice Boyd not sitting)

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

15-0128 IN RE FOREX CAPITAL MARKETS, LLC.; from Collin County; 5th Court of Appeals District (05-14-00341-CV, ___ SW3d ___, 12-31-14)

15-0394 IN RE RONALD G. HOLE AND CHERYL D. HOLE; from Nueces County; 13th Court of Appeals District (13-15-00162-CV, ___ SW3d ___, 04-29-15)

15-0757 IN RE JACK YETIV; from Harris County; 14th Court of Appeals District (14-15-00574-CV)