



THE SUPREME COURT OF TEXAS

Orders Pronounced April 7, 2017

ORDERS ON CAUSES

- 14-0721 USAA TEXAS LLOYDS COMPANY v. GAIL MENCHACA; from Montgomery County; 13th Court of Appeals District (13-13-00046-CV, ___ SW3d ___, 07-31-14)

The Court reverses the court of appeals' judgment and remands the case to the trial court.

Justice Boyd delivered the opinion of the Court.

(Justice Johnson not sitting)

THE MOTIONS FOR REHEARING OF THE FOLLOWING CAUSES ARE DENIED:

- 15-0217 DEBRA LAVERIE, PH.D. v. JAMES WETHERBE, PH.D.; from Lubbock County; 7th Court of Appeals District (07-13-00348-CV, ___ SW3d ___, 02-20-15)

The Court's opinion issued December 9, 2016, is withdrawn and the opinion issued this date is substituted.

The Court reverses the court of appeals' judgment, renders judgment in part, and remands the case to the trial court.

Justice Brown delivered the opinion of the Court.

- 15-0225 DENBURY GREEN PIPELINE-TEXAS, LLC v. TEXAS RICE LAND PARTNERS, LTD., ET AL.; from Jefferson County; 9th Court of Appeals District (09-14-00176-CV, 457 SW3d 115, 02-12-15)

The Court's opinion issued January 6, 2017 is revised.

(Justice Guzman not sitting on rehearing)

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 16-0685 CHARLES RONALD WADE v. HARRIS COUNTY, ET AL.; from Harris County; 1st Court of Appeals District (01-15-00155-CV, ___ SW3d ___, 07-07-16)

- 16-0991 FRANKIE WAYNE NEALY v. ROBIN MICHELLE NEALY; from San Patricio County; 13th Court of Appeals District (13-14-00689-CV, ___ SW3d ___, 07-28-16)

- 17-0008 LAMAR BURKS v. ROSEMARY LEHMBERG, HOLLY E. TAYLOR, AND GREGG COX, IN THEIR INDIVIDUAL CAPACITY; from Travis County; 13th Court of Appeals District (13-16-00382-CV, ___ SW3d ___, 11-03-16)
- 17-0077 IN THE INTEREST OF J.R. A/K/A J.D.R. AND M.D.N.S.T. A/K/A M.S.T., CHILDREN; from Harris County; 1st Court of Appeals District (01-16-00491-CV, ___ SW3d ___, 12-13-16)
- 17-0092 HICKORY TRAIL HOSPITAL, L.P. v. MARVELLA LOYA; 5th Court of Appeals District (05-16-00453-CV, ___ SW3d ___, 12-20-16)
- 17-0101 MCALLEN HOSPITALS, L.P., MCALLEN HOSPITALS, L.P. D/B/A MCALLEN MEDICAL CENTER, MCALLEN MEDICAL CENTER, MCALLEN HOSPITALS, L.P. D/B/A SOUTH TEXAS HEALTH SYSTEM AND SOUTH TEXAS HEALTH SYSTEM v. MARIO RODRIGUEZ AND LUDIVINA IRACHETA, INDIVIDUALLY AND AS NEXT FRIENDS OF M.I.R., A MINOR; from Hidalgo County; 13th Court of Appeals District (13-15-00362-CV, ___ SW3d ___, 12-20-16)
- 17-0170 IN THE INTEREST OF S.N., JR., A CHILD; 5th Court of Appeals District (05-16-01010-CV, ___ SW3d ___, 01-18-17)
- 17-0171 IN THE INTEREST OF S.M., A MINOR; 5th Court of Appeals District (05-16-01033-CV, ___ SW3d ___, 01-18-17)
- 17-0172 IN THE INTEREST OF H.E., A MINOR; 5th Court of Appeals District (05-16-01034-CV, ___ SW3d ___, 01-18-17)
- 17-0173 IN THE INTEREST OF K.E., A MINOR; 5th Court of Appeals District (05-16-01035-CV, ___ SW3d ___, 01-18-17)

THE FOLLOWING PETITION FOR REVIEW IS DISMISSED:

- 15-0975 LINDA BATISTE v. JOHNSON & JOHNSON AND ETHICON, INC.; from Dallas County; 5th Court of Appeals District (05-14-00864-CV, ___ SW3d ___, 11-05-15)
abatement order issued February 3, 2017, lifted
petition reinstated
joint motion to dismiss granted

THE FOLLOWING PETITION FOR REVIEW IS DISMISSED FOR WANT OF JURISDICTION:

- 17-0218 DAVID ALLEN RUSSELL v. PNOSO RAYFORD, A. KING, NINA TANNER, RUTH BOUWER, KATHERINE WATKINS, AND CHARLES ADAMS; 12th Court of Appeals District (12-16-00298-CV, ___ SW3d ___, 11-30-16)

See TEX. R. APP. P. 53.7(a)

ORDERS ON MOTIONS FOR REHEARING

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

- 16-0133 APC HOMEMAKER SERVICES, INC. v. ELVIRA PANDO; from El Paso County; 8th Court of Appeals District (08-14-00266-CV, ___ SW3d ___, 12-16-15)
- 16-0284 JEFFERSON COUNTY, TEXAS v. NORYOUR AKINS; from Jefferson County; 9th Court of Appeals District (09-14-00017-CV, 487 SW3d 216, 02-25-16)
- 16-0286 AMERISURE MUTUAL INSURANCE CO. v. FRANCISCO CHAMUL; from Harris County; 1st Court of Appeals District (01-14-00508-CV, 486 SW3d 116, 02-09-16)
- 16-0569 IES COMMERCIAL, INC. v. CAPSTONE BUILDING CORPORATION; from Walker County; 10th Court of Appeals District (10-15-00182-CV, ___ SW3d ___, 04-28-16)
- 16-0712 JAMES ERNEST MAGERA v. MELANIE DAWN BUCKLEY; from Travis County; 3rd Court of Appeals District (03-15-00559-CV, ___ SW3d ___, 07-22-16)
- 16-0844 ALI YAZDCHI v. MIKE JONES AND SAM ADAMO; from Harris County; 1st Court of Appeals District (01-15-00438-CV, 499 SW3d 564, 07-14-16)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

- 16-0953 IN RE BARRE MORRIS; from Harris County; 14th Court of Appeals District (14-16-00227-CV, 498 SW3d 624, 06-22-16)
- 17-0159 IN RE CHIN-HUA WANG; 2nd Court of Appeals District (02-17-00043-CV, ___ SW3d ___, 02-23-17)
- 17-0165 IN RE RICHARD FOWLER AND JANICE FOWLER; 2nd Court of Appeals District (02-16-00475-CV, ___ SW3d ___, 02-10-17)