



# THE SUPREME COURT OF TEXAS

Orders Pronounced May 26, 2017

## ORDERS ON CAUSES

15-0240 EXXON MOBIL CORPORATION, WHM CUSTOM SERVICES, INC., AND DISA, INC. v. GILBERTO RINCONES; from Cameron County; 13th Court of Appeals District (13-11-00075-CV, 457 SW3d 221, 02-12-15)

2 petitions

The Court reverses in part and vacates in part the court of appeals' judgment and reinstates the trial court's judgment.

Justice Brown delivered the opinion of the Court.

(Justice Lehrmann not sitting)

15-0403 VIRGINIA O. KINSEL, AS ATTORNEY-IN-FACT FOR J. FRANK KINSEL, J. FRANK KINSEL, JR., CAROLE K. EDWARDS, AND CATHERINE K. COLLINS v. JANE O. LINDSEY, INDIVIDUALLY AND AS CO-TRUSTEE OF THE LESEY B. KINSEL TRUST, ROBERT N. OLIVER, KEITH BRANYON AND JACKSON WALKER, LLP; from Tarrant County; 7th Court of Appeals District (07-13-00130-CV, \_\_\_ SW3d \_\_\_, 04-10-15)

2 petitions

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

Justice Brown delivered the opinion of the Court.

(Justice Lehrmann not sitting)

15-0717 LUZ CHAVEZ, INDIVIDUALLY, AS REPRESENTATIVE OF THE ESTATES OF RUDOLPH CHAVEZ, SR. (DECEASED) AND RUDOLPH CHAVEZ, JR. (DECEASED), AND AS NEXT FRIEND OF J.C., A MINOR, DARLENE CHAVEZ, ALLEN CHAVEZ, FRANCISCO CHAVEZ, AND CELIA CHAVEZ v. KANSAS CITY SOUTHERN RAILWAY COMPANY AND JOSE JUAREZ; from Webb County; 4th Court of Appeals District (04-14-00354-CV, \_\_\_ SW3d \_\_\_, 06-17-15)

Pursuant to Texas Rule of Appellate Procedure 59.1, after granting the petition for review and without hearing oral argument, the Court reverses the court of appeals' judgment and remands the case to the trial court.

Per Curiam Opinion

15-0819 HORIZON HEALTH CORPORATION v. ACADIA HEALTHCARE COMPANY, INC.; PSYCHIATRIC RESOURCE PARTNERS, INC.; MICHAEL A. SAUL; TIMOTHY J. PALUS; PETER D. ULASEWICZ; BARBARA H. BAYMA; AND JOHN M. PIECHOCKI; from Denton County; 2nd Court of Appeals District (02-13-00339-CV, 472 SW3d 74, 07-23-15)

2 petitions

The Court affirms in part and reverses in part the court of appeals' judgment and remands the case to that court.

Justice Green delivered the opinion of the Court.

15-0903 IN RE STATE FARM LLOYDS; from Hidalgo County; 13th Court of Appeals District (13-14-00616-CV, \_\_\_ SW3d \_\_\_, 10-28-15)  
stay order issued January 8, 2016, lifted

- consolidated with -

15-0905 IN RE STATE FARM LLOYDS; from Hidalgo County; 13th Court of Appeals District (13-14-00651-CV, \_\_\_ SW3d \_\_\_, 10-28-15)  
stay order issued January 8, 2016, lifted

The Court denies the petitions for writ of mandamus.

Justice Guzman delivered the opinion of the Court.

16-0155 JAMES H. DAVIS, INDIVIDUALLY AND D/B/A JD MINERALS, AND JD MI, LLC v. MARK MUELLER; from Harrison County; 6th Court of Appeals District (06-14-00100-CV, 485 SW3d 622, 02-04-16)  
motion to remand dismissed as moot

The Court reverses the court of appeals' judgment and renders judgment.

Chief Justice Hecht delivered the opinion of the Court.

(Justice Boyd not sitting)

#### **ORDERS ON PETITIONS FOR REVIEW**

##### THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

15-0424 PRINCELLA V. ROSS STEELS v. THE STATE OF TEXAS; from Harris County; 1st Court of Appeals District (01-15-00120-CV, \_\_\_ SW3d \_\_\_, 12-01-16)

16-0780 CHRISTOPHER BIVENS, SR. v. FIRST UNITED BANK & TRUST COMPANY; from Tarrant County; 2nd Court of Appeals District (02-15-00143-CV, \_\_\_ SW3d \_\_\_, 07-28-16)

16-0941 EX PARTE: DONALD RAY BISCAMP; from Anderson County; 12th Court of Appeals District (12-16-00242-CV, \_\_\_ SW3d \_\_\_, 09-21-16)  
as reinstated

17-0115 THOMAS FLORENCE v. MARTINAY DAVENPORT III; JAMES STIVERS, GRIEVANCE INVESTIGATOR; JAMES ANDERS, ASSISTANT WARDEN; MARK ROTH, STEP II GRIEVANCE INVESTIGATOR; TDCJ-CID; from Wichita County; 2nd Court of Appeals District (02-16-00109-CV, \_\_\_ SW3d \_\_\_, 12-01-16)

- 17-0195 IN THE INTEREST OF J.K.L., J.A.L., AND J.C.L., CHILDREN; 4th Court of Appeals District (04-16-00710-CV, \_\_\_ SW3d \_\_\_, 02-15-17)
- 17-0283 LUCILLE R. KELLEY v. ALDINE INDEPENDENT SCHOOL DISTRICT; 14th Court of Appeals District (14-15-00899-CV, \_\_\_ SW3d \_\_\_, 01-31-17)
- 17-0315 IN RE COMMITMENT OF JAMES DOUGLAS STEWART; 9th Court of Appeals District (09-15-00216-CV, \_\_\_ SW3d \_\_\_, 02-16-17)

**ORDERS ON MOTIONS FOR REHEARING**

THE MOTION FOR REHEARING OF THE FOLLOWING PETITION FOR REVIEW IS DENIED:

- 16-0923 IN THE INTEREST OF B.A.B, K.R.D., J.L.D., AND I.L.D., CHILDREN; from Harris County; 1st Court of Appeals District (01-16-00360-CV, \_\_\_ SW3d \_\_\_, 09-29-16)

**MISCELLANEOUS**

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

- 17-0270 IN RE ANGEL AMBROSE; from Dallas County; 5th Court of Appeals District (05-17-00325-CV)
- 17-0312 IN RE GARY MACHETTA; 1st Court of Appeals District (01-17-00009-CV, \_\_\_ SW3d \_\_\_, 01-23-17)  
request for emergency stay denied  
motion for leave to supplement denied

THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS DISMISSED:

- 16-0994 IN RE TRUSTEES OF THE TEL OFFSHORE TRUST; from Travis County; 3rd Court of Appeals District (03-16-00764-CV, \_\_\_ SW3d \_\_\_, 11-16-16)  
abatement order issued May 1, 2017, lifted  
petition reinstated  
motion to dismiss granted