



# THE SUPREME COURT OF TEXAS

Orders Pronounced December 20, 2019

## ORDERS ON CAUSES

18-0102 IN RE COMANECHÉ TURNER, AS NATURAL PARENT AND NEXT FRIEND OF M.T., A MINOR; from Dallas County; 5th Court of Appeals District (05-17-00871-CV, 544 SW3d 9, 10-19-17)

The Court conditionally grants the writ of mandamus.

Justice Lehrmann delivered the opinion of the Court.

18-0486 BRIAN ERIKSON AND QUILLING, SELANDER, LOWNDS, WINSLETT & MOSER, P.C. v. OSCAR RENDA; from Tarrant County; 7th Court of Appeals District (07-17-00019-CV, 547 SW3d 901, 04-17-18)

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

Justice Guzman delivered the opinion of the Court.

(Justice Bland not participating)

18-0656 CREATIVE OIL & GAS OPERATING, LLC v. LONA HILLS RANCH, LLC; from Lee County; 3rd Court of Appeals District (03-17-00743-CV, 549 SW3d 839, 04-19-18)

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

Justice Blacklock delivered the opinion of the Court.

18-0737 IN RE MURRIN BROTHERS 1885, LTD., ERI-BBTX, LLC, AND CONCHO MINICK, INDIVIDUALLY AND DERIVATIVELY ON BEHALF OF BILLY BOB'S TEXAS INVESTMENTS, LLC, PHILIP MURRIN, AND COWTOWN CONCESSIONS, INC., D/B/A RIVER RANCH STOCKYARDS; from Tarrant County; 2nd Court of Appeals District (02-18-00158-CV, 575 SW3d 541, 07-03-18)

The Court denies the petition for writ of mandamus.

Justice Blacklock delivered the opinion of the Court.

18-0925 ROBBIE LESA HAMES HORTON v. KIMBERLY A. STOVALL; from Dallas County; 5th Court of Appeals District (05-16-00744-CV, \_\_\_ SW3d \_\_\_, 07-10-18)

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 that court.

Per Curiam Opinion

19-0306 IN THE INTEREST OF B.C., A CHILD; from Bee County; 13th Court of Appeals District (13-18-00440-CV, 579 SW3d 432, 01-28-19)

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

Per Curiam Opinion

19-0452 RALPH S. JANVEY, IN HIS CAPACITY AS COURT-APPOINTED RECEIVER FOR THE STANFORD INTERNATIONAL BANK LIMITED, ET AL. v. GMAG, L.L.C.; MAGNESS SECURITIES, L.L.C.; GARY D. MAGNESS; MANGO FIVE FAMILY INCORPORATED, IN ITS CAPACITY AS TRUSTEE FOR THE GARY D. MAGNESS IRREVOCABLE TRUST (U.S. 5th Circuit 17-11526)

The Court answers the questions certified by the United States Court of Appeals for the Fifth Circuit.

Justice Busby delivered the opinion of the Court.

THE MOTION IN THE FOLLOWING CAUSE IS GRANTED:

18-0841 TOMMY YOWELL, GAIL YOWELL, HARRY GRAFF, EL TERICO, LLC AND CASUARINA INVESTMENTS, LLC (D/B/A LAR RESOURCES, LLC) v. GRANITE OPERATING COMPANY AND APACHE CORPORATION, ET AL.; from Wheeler County; 7th Court of Appeals District (07-17-00112-CV, 557 SW3d 794, 07-26-18)

joint motion to modify and extend time allotted for oral argument granted

Time allotted to argue: 30/30 minutes

THE FOLLOWING MOTIONS TO PARTICIPATE IN ORAL ARGUMENT ARE GRANTED:

18-0350 FRANK LUCIANO AND HELENE LUCIANO v. SPRAYFOAMPOLYMERS.COM, LLC; from Travis County; 3rd Court of Appeals District (03-16-00382-CV, 584 SW3d 44, 03-09-18)

unopposed motion of amicus curiae, The State of Texas, to participate in oral argument granted  
unopposed motion of amicus curiae, Chamber of Commerce of the United States of America, to participate in oral argument granted

Time allotted to argue: 15/15/5/5 minutes

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

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

17-0719 OZIER HURST v. NATIONAL SECURITY FIRE & CASUALTY COMPANY, ACTION CLAIM SERVICE, INC., AND AARON TIMMINS; from Galveston County; 14th Court of Appeals District (14-15-00714-CV, 523 SW3d 840, 05-23-17)

Justice Boyd, joined by Justice Lehrmann, dissenting to the denial of the petition for review.

(Justice Busby not participating)

19-0675 AMY ROBILIO REED, AMY ROBILIO REED, PLLC v. CENTURION TERMINALS, LLC AND CENTURION PECOS TERMINAL, LLC; from Dallas County; 5th Court of Appeals District (05-18-01171-CV, \_\_\_ SW3d \_\_\_, 07-03-19)

- 19-0687 IN THE INTEREST OF E.C.A. AND A.A.G., CHILDREN; from Harris County; 1st Court of Appeals District (01-19-00022-CV, \_\_\_ SW3d \_\_\_, 06-27-19)
- 19-0824 NATALYA READ v. STEPHEN SIBO; from Harris County; 14th Court of Appeals District (14-18-00106-CV, \_\_\_ SW3d \_\_\_, 06-20-19)  
(Justice Busby not participating)
- 19-0841 IN THE INTEREST OF K.K.B., A CHILD; from Harris County; 14th Court of Appeals District (14-19-00257-CV, \_\_\_ SW3d \_\_\_, 07-30-19)
- 19-0916 IN THE INTEREST OF T.M., A CHILD; from Wichita County; 2nd Court of Appeals District (02-19-00114-CV, \_\_\_ SW3d \_\_\_, 08-26-19)
- 19-0940 RUTH TORRES v. DALLAS/FORT WORTH INTERNATIONAL AIRPORT, MARIE DIAZ, MARK GALVAN, AND PURSUIT OF EXCELLENCE, INC.; from Dallas County; 5th Court of Appeals District (05-18-00675-CV, \_\_\_ SW3d \_\_\_, 08-29-19)
- 19-0941 TRISHE RESOURCES, INC.; TRISHE WIND MINNESOTA, LLC; AND TRISHE WIND COLORADO, LLC v. HILLIARD ENERGY, LTD.; from Midland County; 11th Court of Appeals District (11-18-00086-CV, \_\_\_ SW3d \_\_\_, 09-06-19)
- 19-1016 BEN MELTON v. CU MEMBERS MORTGAGE, A DIVISION OF COLONIAL SAVINGS F.A. AND FIRST WESTERN TITLE CO.; from Tom Green County; 3rd Court of Appeals District (03-18-00363-CV, 586 SW3d 26, 07-31-19)
- 19-1019 IN THE INTEREST OF A.G., JR., A CHILD; from Taylor County; 11th Court of Appeals District (11-19-00178-CV, \_\_\_ SW3d \_\_\_, 10-24-19)  
2 petitions  
counsel's motion to withdraw granted

#### **ORDERS ON MOTIONS FOR REHEARING**

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

- 19-0331 IN THE INTEREST OF N.V.R., D.A.R., AND J.T.R., CHILDREN; from Gregg County; 12th Court of Appeals District (12-18-00146-CV, 580 SW3d 220, 03-29-19)
- 19-0408 DEBORAH PATTERSON HOWARD GOUGHNOUR v. ROBERT H. PATTERSON, JR., TRUSTEE OF THE DEBORAH PATTERSON HOWARD TRUST; from Smith County; 12th Court of Appeals District (12-17-00234-CV, \_\_\_ SW3d \_\_\_, 03-05-19)

IN THE INTEREST OF C.M.L. AND M.P.L., CHILDREN; from Travis County; 6th Court of

19-0536 Appeals District (06-18-00091-CV, \_\_\_ SW3d \_\_\_, 05-08-19)

19-0581 LAURANCE KRIEGEL v. SOUTHWESTERN PUBLIC SERVICE COMPANY AND XCEL ENERGY; 8th Court of Appeals District (08-19-00115-CV, \_\_\_ SW3d \_\_\_, 06-05-19)

THE MOTION FOR REHEARING OF THE FOLLOWING DIRECT APPEAL IS DENIED:

19-0652 SAIPTEP CORPORATION v. CHARLES WAYNE DALTON (CHUCK DALTON PLUMBING AND CONSTRUCTION); from Wichita County

**MISCELLANEOUS**

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

19-0761 IN RE A.C.; from Guadalupe County; 4th Court of Appeals District (04-19-00159-CR, \_\_\_ SW3d \_\_\_, 05-08-19)

*See* TEX. GOV'T CODE § 22.001

19-0889 IN RE DAVID R. BARNES; from Dallas County; 5th Court of Appeals District (05-19-00302-CV, \_\_\_ SW3d \_\_\_, 09-23-19)

19-1013 IN RE COLETTE SAVAGE; from Hill County; 10th Court of Appeals District (10-16-00094-CV, \_\_\_ SW3d \_\_\_, 04-28-16)

19-1025 IN RE THOMAS T. HEADEN III; from Dallas County; 5th Court of Appeals District (05-19-00800-CV, \_\_\_ SW3d \_\_\_, 08-21-19)

19-1080 IN RE FLOYD BLAKE DEITZMANN D/B/A LAW OFFICE OF F. BLAKE DIETZMANN, RICK GONZALEZ, AND MARIVEL SALINAS RODRIGUEZ; from Hidalgo County; 13th Court of Appeals District (13-19-00622-CV, \_\_\_ SW3d \_\_\_, 12-06-19)  
motion to stay trial court proceedings denied

19-1084 IN RE CANDACE BELL; from Dallas County; 5th Court of Appeals District (05-19-01200-CV, \_\_\_ SW3d \_\_\_, 11-21-19)

THE FOLLOWING APPEAL FROM A DECISION OF THE BOARD OF DISCIPLINARY APPEALS IS DISMISSED FOR WANT OF PROSECUTION:

19-0703 IN RE BILAL AHMED KHALEEQ (60812)