



THE SUPREME COURT OF TEXAS

Orders Pronounced October 20, 2023

ORDERS ON CAUSES

THE MOTION IN THE FOLLOWING CAUSE IS DISMISSED AS MOOT:

22-0166 GEORGE FLEMING AND FLEMING & ASSOCIATES, L.L.P. v. REBECCA WILSON, ET AL.; from Harris County; 14th Court of Appeals District (14-17-00223-CV, 669 SW3d 450, 11-04-21)

respondents' motion for disqualification and recusal of Justice Devine dismissed as moot

(Justice Devine and Justice Busby not participating)

THE MOTION FOR REHEARING OF THE FOLLOWING CAUSE IS DENIED:

21-0534 THE UNIVERSITY OF TEXAS SYSTEM v. THE FRANKLIN CENTER FOR GOVERNMENT AND PUBLIC INTEGRITY AND JON CASSIDY; from Travis County; 3rd Court of Appeals District (03-19-00362-CV, 664 SW3d 371, 12-22-20)

(Justice Blacklock not participating)

ORDERS ON CASES GRANTED

THE FOLLOWING PETITIONS FOR REVIEW ARE GRANTED:

22-0889 OSCAR RENDA CONTRACTING v. THEODIS AND MARIA BRUCE, VIRGINIA AND SERGIO CORDOVA, VICTOR CORRAL, JOSE DOMINGUEZ MAGDALENA JUAREZ, BERNARDA LOPEZ, ELISA NEGRETE, MARIA REYES, LUIS VELAZQUEZ, JOSE VALDEZ, ANTONIO AND MARIA SALGADO, AND IRIS JORDAN; from El Paso County; 8th Court of Appeals District (08-20-00135-CV, 657 SW3d 453, 08-25-22)

[**Note:** This case has been set for oral argument at 9:00 a.m., January 30, 2024.]

Time allotted to argue: 20/20 minutes

22-1074 CITY OF HOUSTON v. CATRENNIA FOREMAN SAULS, INDIVIDUALLY AND AS REPRESENTATIVE OF THE ESTATE OF DWAYNE FOREMAN, DECEASED; AND TRISTENA CHRISTIAN, AS NEXT FRIEND OF D.F., A MINOR; from Harris County; 14th Court of Appeals District (14-20-00485-CV, 654 SW3d 772, 07-29-22)

[**Note:** This case has been set for oral argument at 9:00 a.m., January 31, 2024.]

Time allotted to argue: 20/20 minutes

22-1085 MARY ALICE KEYES AND SEAN LEO NADEAU v. DAVID WELLER AND INTEGRITECH ADVISORS, LLC; from Travis County; 3rd Court of Appeals District (03-21-00302-CV, ___ SW3d ___, 08-24-22)

[**Note:** This case has been set for oral argument at 9:00 a.m., January 31, 2024.]

Time allotted to argue: 20/20 minutes

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 22-0932 BRYAN C. WAGNER AND DUER WAGNER III v. EXXON MOBIL CORPORATION; from Harris County; 14th Court of Appeals District (14-21-00122-CV, 654 SW3d 613, 11-08-22)
(Justice Lehrmann not participating)
- 22-0958 TARGA CHANNELVIEW LLC v. VITOL AMERICAS CORP.; from Harris County; 14th Court of Appeals District (14-21-00048-CV, 653 SW3d 330, 09-13-22)
(Justice Lehrmann, Justice Huddle, and Justice Young not participating)
- 23-0220 FIRST STATE BANK OF SHALLOWATER, A TEXAS STATE FINANCIAL INSTITUTION v. AGRIFUND, LLC; from Lubbock County; 7th Court of Appeals District (07-22-00025-CV, 662 SW3d 523, 12-09-22)
- 23-0241 KACEY DEPRIEST v. SIDNEY HEATH DEPRIEST; from Fort Bend County; 14th Court of Appeals District (14-20-00032-CV, ___ SW3d ___, 06-21-22)
- 23-0302 79101 PROPERTIES, LP AND MCCARTT & ASSOCIATES, INC. v. CHARLES LADELL ROBERTS; from Potter County; 7th Court of Appeals District (07-22-00065-CV, ___ SW3d ___, 01-17-23)
- 23-0304 IN RE GREAT PLAINS MANAGEMENT CORPORATION; from Bexar County; 4th Court of Appeals District (04-21-00110-CV, 665 SW3d 717, 07-27-22)
- 23-0323 AIM MEDIA TEXAS, LLC D/B/A THE ODESSA AMERICAN v. CITY OF ODESSA, TEXAS; from Ector County; 11th Court of Appeals District (11-22-00052-CV, 663 SW3d 324, 03-16-23)

- 23-0359 GRACE CHEN GRAHAM v. JAMES L. MILLER, IV; from Collin County; 5th Court of Appeals District (05-22-00766-CV, ___ SW3d ___, 02-13-23)
- 23-0402 SUNDIAL OWNERS' ASSOCIATION, INC. v. NUECES COUNTY, NUECES COUNTY HOSPITAL DISTRICT, DEL MAR PUBLIC JUNIOR COLLEGE DISTRICT, PORT ARANSAS I.S.D., AND CITY OF CORPUS CHRISTI; from Nueces County; 13th Court of Appeals District (13-21-00069-CV, ___ SW3d ___, 03-09-23)
as redrafted
3 petitions
- 23-0411 SIX BROTHERS CONCRETE PUMPING, LLC AND JOSEPH LOWRY v. MARTIN TOMCZAK; from Harris County; 1st Court of Appeals District (01-21-00161-CV, ___ SW3d ___, 12-29-22)
- 23-0413 PATRICK MINOR v. DIVERSE FACILITY SOLUTIONS; from Bexar County; 4th Court of Appeals District (04-22-00841-CV, ___ SW3d ___, 04-19-23)
- 23-0429 WILLIAM KELLY PULS v. KAMI MARTIN GAFFIN; from Tarrant County; 2nd Court of Appeals District (02-19-00337-CV, ___ SW3d ___, 03-02-23)
- 23-0526 DALLAS PLASTIC SURGERY INSTITUTE, INC. v. WALID ZOUBI, INDIVIDUALLY AND AS HEIR TO AND REPRESENTATIVE OF THE ESTATE OF OUR ALAHMAD, DECEASED; AND WALID ZOUBI, AS GUARDIAN AND NEXT FRIEND OF GZ, LZ, MZ, AND KZ, MINORS; from Dallas County; 5th Court of Appeals District (05-22-01275-CV, ___ SW3d ___, 05-24-23)
- 23-0529 FREDERICK BEEBE v. CITY OF SAN ANTONIO, BY AND THROUGH ITS AGENT, CPS ENERGY; from Bexar County; 4th Court of Appeals District (04-22-00033-CV, 673 SW3d 691, 06-14-23)

- 23-0576 IN THE INTEREST OF K.R.G., A CHILD; from Harris County; 1st Court of Appeals District (01-23-00074-CV, ___ SW3d ___, 05-25-23)
counsel's motion to withdraw granted
- 23-0599 IN THE INTEREST OF A.G.B., G.A.B., AND J.M.B.; from Bexar County; 4th Court of Appeals District (04-22-00879-CV, ___ SW3d ___, 06-14-23)
counsel's motion to withdraw granted
petition for review, filed on behalf of M.B., denied
 [**Note:** The petition for review, filed on behalf of A.B., remains pending
 before this Court.]
- 23-0602 IN THE INTEREST OF M.G., A CHILD; from Tarrant County; 2nd Court of Appeals District (02-23-00074-CV, ___ SW3d ___, 06-15-23)
counsel's motion to withdraw granted
- 23-0613 ERNST & YOUNG LLP AND S.K. THAKKAR v. RYAN, LLC; from Harris County; 1st Court of Appeals District (01-21-00603-CV, ___ SW3d ___, 06-29-23)

 (Justice Huddle and Justice Young not participating)
- 23-0659 TEXAS RANCH FARM & MINERALS, LLC v. MIKE REILLY; from Stephens County; 11th Court of Appeals District (11-22-00321-CV, 670 SW3d 414, 06-15-23)
- 23-0690 IN THE INTEREST OF T.K. AND G.K., CHILDREN; from Gregg County; 6th Court of Appeals District (06-23-00020-CV, ___ SW3d ___, 07-14-23)
- 23-0736 IN THE INTEREST OF B.M.B. AND K.A.B., CHILDREN; from Dallas County; 5th Court of Appeals District (05-22-01322-CV, ___ SW3d ___, 06-06-23)

23-0753 JOHNNIE R. SANDLES v. FIDELITY NATIONAL FINANCIAL, INC. D/B/A/ FIDELITY NATIONAL TITLE INSURANCE CO.; from Harris County; 14th Court of Appeals District (14-22-00462-CV, ___ SW3d ___, 08-17-23)

23-0835 IN THE INTEREST OF A.B. AND A.R., CHILDREN; from Tarrant County; 2nd Court of Appeals District (02-23-00124-CV, ___ SW3d ___, 08-31-23)

ORDERS ON MOTIONS FOR REHEARING

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

22-0799 RICHARD HOWARD MCDUFF, ET AL. v. ANDY BRUMLEY AND SHERI BRUMLEY; from Wilbarger County; 7th Court of Appeals District (07-17-00248-CV, ___ SW3d ___, 08-08-22)

23-0169 EL PASO INDEPENDENT SCHOOL DISTRICT v. ALEJANDRO PORTILLO; from El Paso County; 8th Court of Appeals District (08-21-00021-CV, 661 SW3d 512, 01-30-23)

23-0174 HOMER LADD v. ACE PROPERTY & CASUALTY INSURANCE CO.; from McLennan County; 10th Court of Appeals District (10-17-00273-CV, ___ SW3d ___, 11-22-22)

23-0207 AHMED ZIDAN v. ALEXANDER ZIDAN F/K/A MOHAMMED ZIDAN; from Collin County; 5th Court of Appeals District (05-20-00786-CV, ___ SW3d ___, 11-30-22)

23-0343 JOHN-HENRY AYANBADEJO v. CHANEL GOOSBY AND ALLSTATE FIRE & CASUALTY INSURANCE CO.; from Harris County; 14th Court of Appeals District (14-20-00264-CV, ___ SW3d ___, 05-26-22)

23-0515 SANDRA HALE v. RISING S COMPANY, LLC, GARY LYNCH IN HIS INDIVIDUAL AND OFFICIAL CAPACITY, AND CLYDE WAYNE SCOTT IN HIS INDIVIDUAL AND OFFICIAL CAPACITY; from Kaufman County; 5th Court of Appeals District (05-21-01103-CV, ___ SW3d ___, 05-30-23)

THE MOTION FOR REHEARING OF THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS DENIED:

23-0183 IN RE JAMES A. RUBIO; from Montgomery County; 9th Court of Appeals District (09-22-00219-CV, ___ SW3d ___, 07-27-23)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

23-0052 IN RE LSP PRODUCTS GROUP, INC.; from Dallas County; 5th Court of Appeals District (05-22-00467-CV, ___ SW3d ___, 12-14-22)
stay order issued January 31, 2023, lifted

23-0418 IN RE LARRY M. WOLFORD, INDIVIDUALLY AND DENISE L. WOLFORD, INDIVIDUALLY; from Dallas County; 5th Court of Appeals District (05-23-00393-CV, ___ SW3d ___, 05-08-23)
motion for leave to file sur-reply granted

23-0539 IN RE GARY BRUCE PEEK; from Wise County; 2nd Court of Appeals District (02-23-00064-CV, ___ SW3d ___, 03-21-23)

23-0766 IN RE BYRON LYNN MORGAN; from Williamson County; 3rd Court of Appeals District (03-23-00463-CV, ___ SW3d ___, 08-31-23)
as redrafted
emergency motion to stay denied

23-0874 IN RE OLIVIA REYNER; from Harris County; 1st Court of Appeals District (01-23-00519-CV, ___ SW3d ___, 08-08-23)
emergency request for stay denied