



# THE SUPREME COURT OF TEXAS

Orders Pronounced May 6, 2016

## ORDERS ON CAUSES

### THE MOTION FOR REHEARING OF THE FOLLOWING CAUSE IS DENIED:

- 14-0546 APACHE DEEPWATER, LLC v. MCDANIEL PARTNERS, LTD.; from Upton County; 8th Court of Appeals District (08-12-00312-CV, 441 SW3d 530, 03-28-14)

## ORDERS ON PETITIONS FOR REVIEW

### THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 16-0191 ST. MINA AUTO SALES, INC. AND VICTOR ELGOHARY v. NAJWA AL-MUASHER D/B/A AMERICAN AUTO SALES AND AMERICAN AUTO SALES 1.1; from Harris County; 1st Court of Appeals District (01-14-00599-CV, 481 SW3d 661, 10-06-15)
- 16-0208 IN THE ESTATE OF ROBERT L. WRIGHT, DECEASED; from Harris County; 14th Court of Appeals District (14-14-00401-CV, 482 SW3d 650, 12-15-15)
- 16-0210 GRANBURY HOSPITALITY, INC., SEVILLE PLAZA HOSPITALITY, INC., CANYON COUNTRY HOSPITALITY, INC., MOVHA INVESTMENTS, INC., KIRIT BHAKTA, AJIT BHAKTA, ARUN PATEL, NITIN SHAH AND NALIN PATEL v. STATE BANK OF TEXAS; from Dallas County; 5th Court of Appeals District (05-14-01306-CV, \_\_\_ SW3d \_\_\_, 11-20-15)
- 16-0238 BISHOP ABBEY HOMES, LTD. AND NATHAN HALSEY v. BRYON HALE AND PAIGE HALE; from Rockwall County; 5th Court of Appeals District (05-14-01137-CV, \_\_\_ SW3d \_\_\_, 12-16-15)

### THE FOLLOWING PETITIONS FOR REVIEW ARE STRUCK PURSUANT TO TEXAS RULE OF APPELLATE PROCEDURE 9.4(i):

- 15-0994 CAROL POOL v. JAMES POOL; from Parker County; 7th Court of Appeals District (07-15-00124-CV, \_\_\_ SW3d \_\_\_, 10-21-15)

The Court strikes the petition for review with the following notation: "The petition violates Texas Rules of Appellate Procedure 53.2(k)(1) and is struck. Petitioner is ordered to redraw; the

petition is due to be filed by May 16, 2016."

16-0016 MILAN HAMRLA, PETRA CHUDEJOVA, MICHAEL AND LAURA BREWER, DALIA CHAVARRIA, DIANE AND GENE HINES AND KEITH EFFERT v. CITY OF CARROLLTON, TEXAS; from Denton County; 2nd Court of Appeals District (02-15-00119-CV, \_\_\_ SW3d \_\_\_, 01-07-16)

The Court strikes the petition for review with the following notation: "The petition violates Texas Rules of Appellate Procedure 5, 9.4(h), (j)(2), and 53.2(k)(1)(A) and is struck. Petitioner is ordered to redraw; the petition is due to be filed by May 16, 2016."

16-0269 RITA LEMONS v. JOE PAYTON LEE; from Harris County; 1st Court of Appeals District (01-15-00701-CV, \_\_\_ SW3d \_\_\_, 02-02-16)

The Court strikes the petition for review with the following notation: "The petition violates Texas Rules of Appellate Procedure 5, 9.4(h), (i)(2)(D), (j)(4), and 53.2(k)(1)(A)(C) and is struck. Petitioner is ordered to redraw; the petition is due to be filed by May 16, 2016."

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

15-0546 C.S.F. v. TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES; from Travis County; 3rd Court of Appeals District (03-14-00597-CV, \_\_\_ SW3d \_\_\_, 03-13-15)  
abatement order issued August 19, 2015, lifted  
petition reinstated  
amended motion to extend time to file petition for review denied  
*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:**

14-0974 ERIC YOLLIK v. JJJJ WALKER, LLC, DYNAFAB USA, LLC, RENAISSANCE PROPERTIES OF TEXAS, LLC, PRIYA PROPERTIES, LLC, BD TEXAS, LLC AND KW HOSPITAL ACQUISITION, LLC; from Harris County; 14th Court of Appeals District (14-13-00161-CV, 447 SW3d 453, 09-25-14)

15-0692 DON R. JOHNSON AND FREDDIE L. OLIVER v. TEXAS SERENITY ACADEMY, INC. D/B/A TEXAS SERENITY ACADEMY CHARTER SCHOOL; from Harris County; 1st Court of Appeals District (01-14-00438-CV, \_\_\_ SW3d \_\_\_, 03-12-15)

15-0825 REBECCA TERRELL v. COMMISSIONER OF EDUCATION MICHAEL L. WILLIAMS, TEXAS EDUCATION AGENCY AND PAMPA INDEPENDENT SCHOOL DISTRICT; from Travis County; 3rd Court of Appeals District (03-13-00473-CV, \_\_\_ SW3d \_\_\_, 05-21-15)

**MISCELLANEOUS**

**THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS DENIED:**

16-0152 IN RE FIRST NATIONAL BANK TEXAS; from Bell County; 3rd Court of Appeals District  
(03-15-00694-CV, \_\_\_ SW3d \_\_\_, 01-06-16)  
motion to stay underlying proceedings denied

THE MOTION IN THE FOLLOWING CASE IS GRANTED:

15-0966 STEVEN GREGORY SLOAT, ED BRYAN, CHURCH OF SCIENTOLOGY  
INTERNATIONAL, DAVID J. LUBOW AND MONTY DRAKE v. MONIQUE RATHBUN;  
from Comal County; 3rd Court of Appeals District (03-14-00199-CV, \_\_\_ SW3d \_\_\_, 11-06-15)  
unopposed motion for limited lift of stay granted

[**Note:** The Court lifts the stay imposed by section 51.014(b) of the Texas Civil Practice and Remedies Code for the limited purpose of allowing Monique Rathbun to file and have heard a motion to dismiss the lawsuit in the 207th District Court.]