



THE SUPREME COURT OF TEXAS

Orders Pronounced February 17, 2017

ORDERS ON CAUSES

THE MOTION FOR REHEARING OF THE FOLLOWING CAUSE IS DENIED:

- 15-0452 IN RE NATIONAL LLOYDS INSURANCE COMPANY; from Hidalgo County; 13th Court of Appeals District (13-14-00713-CV; 13-14-00714-CV, ___ SW3d ___, 05-29-15)

ORDERS ON CASES GRANTED

THE FOLLOWING PETITIONS FOR REVIEW ARE GRANTED:

- 15-0803 SHIELDS LIMITED PARTNERSHIP v. BOO NATHANIEL BRADBERRY AND 40/40 ENTERPRISES; from Dallas County; 5th Court of Appeals District (05-14-00258-CV, ___ SW3d ___, 06-23-15)
as reinstated

[**Note:** This case has been set for oral argument at 9:00 a.m., March 23, 2017.]
Time allotted to argue: 20/20 minutes

- 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)

[**Note:** This case has been set for oral argument at 9:00 a.m., March 23, 2017.]
Time allotted to argue: 20/20 minutes

- 16-0346 HARRIS COUNTY APPRAISAL DISTRICT v. TEXAS WORKFORCE COMMISSION, ET AL.; from Harris County; 14th Court of Appeals District (14-14-00631-CV, 488 SW3d 843, 03-31-16)

[**Note:** This case has been set for oral argument at 9:00 a.m., March 23, 2017.]
Time allotted to argue: 20/20 minutes
(Justice Guzman not sitting)

THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS SET FOR ORAL ARGUMENT:

- 15-0882 IN RE DEAN DAVENPORT, ET AL.; from Bexar County; 4th Court of Appeals District (04-15-00231-CV, ___ SW3d ___, 10-28-15)

[**Note:** This case has been set for oral argument at 9:00 a.m., March 23, 2017.]

Time allotted to argue: 20/20 minutes

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 15-0653 THE CITY OF HOUSTON, TEXAS v. THE BOARD OF TRUSTEES OF THE HOUSTON FIREFIGHTERS' RELIEF AND RETIREMENT FUND; from Harris County; 1st Court of Appeals District (01-12-01167-CV, 466 SW3d 182, 01-27-15)
- 15-0685 RETAKA ROMEO NELSON v. SHANNON BROCHETTE NELSON; from Harris County; 1st Court of Appeals District (01-13-00816-CV, ___ SW3d ___, 03-12-15)
- 15-0904 PLAINS PIPELINE, L.P. v. BP OIL PIPELINE COMPANY; from Harris County; 14th Court of Appeals District (14-13-00352-CV, 472 SW3d 296, 06-30-15)
- 15-0917 MICHAEL QUINN SULLIVAN v. TEXAS ETHICS COMMISSION; from Denton County; 2nd Court of Appeals District (02-15-00103-CV, ___ SW3d ___, 11-05-15)
- 16-0029 ROSCOE F. "TREY" WHITE, III, WHITE VENTURES ENERGY LLC AND TRI-PROPERTIES, LTD. v. MICHAEL POTTORFF AND MONICA FABBIO, DERIVATELY ON BEHALF OF INVESTORS GROUP, LLC F/K/A WE INVESTORS GROUP, LLC; from Dallas County; 5th Court of Appeals District (05-14-00675-CV, 479 SW3d 409, 08-18-15)
2 petitions
- 16-0074 LIBERTY SURPLUS INSURANCE CORPORATION AND COMMERCE & INDUSTRY INSURANCE COMPANY v. EXXON MOBIL CORPORATION; from Harris County; 14th Court of Appeals District (14-14-00254-CV, 483 SW3d 96, 12-17-15)
(Justice Lehrmann not sitting)
- 16-0101 0.089 ACRES OF LAND BLK. 015, LOT: 12, ADDN: SUPERIOR SEC 3 PHYSICALLY LOCATED AT 3607 TAMPICO DR., MIDLAND, TEXAS, MIDLAND COUNTY, TEXAS v. STATE OF TEXAS; from Midland County; 11th Court of Appeals District (11-13-00306-CV, ___ SW3d ___, 12-31-15)
- 16-0124 DAVID W. LAWTON, INDIVIDUALLY, AS FORMER INDEPENDENT EXECUTOR OF THE ESTATE OF JOSEPH G. LAWTON, DECEASED, AND AS FORMER AGENT FOR JOSEPH G. LAWTON UNDER A POWER OF ATTORNEY v. JOHN LAWTON; from Fort Bend County; 1st Court of Appeals District (01-15-00193-CV, ___ SW3d ___, 02-11-16)
- 16-0132 THE STATE OF TEXAS v. APPROXIMATELY \$31,421.00 (FREDI AZUARA-ENRIQUEZ); from Harris County; 14th Court of Appeals District (14-14-00385-CV, 485 SW3d 73, 11-24-15)

- 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)
stay order issued May 13, 2016, lifted
- 16-0150 THE UNIVERSITY OF TEXAS M.D. ANDERSON CANCER CENTER v. KAREN JONES; from Harris County; 14th Court of Appeals District (14-15-00266-CV, 485 SW3d 145, 01-21-16)
- 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)
- 16-0300 KHANH DAO v. ELISSA GARCIA ON BEHALF OF THE ESTATE OF ROJELIO SALINAS, JR. AND ROJELIO SALINAS, SR.; from Dallas County; 5th Court of Appeals District (05-14-01451-CV, 486 SW3d 618, 01-14-16)
- 16-0306 KMART STORES OF TEXAS, LLC AND SEARS HOLDINGS MANAGEMENT CORPORATION v. NORMA RAMIREZ; from El Paso County; 8th Court of Appeals District (08-15-00094-CV, ___ SW3d ___, 03-16-16)
- 16-0384 THORA O. ROURK, ET AL. v. CAMERON COUNTY APPRAISAL DISTRICT AND FRUTOSO M. GOMEZ, JR.; from Cameron County; 13th Court of Appeals District (13-15-00026-CV, ___ SW3d ___, 01-28-16)
- 16-0399 WILLIAM M. STEWART v. THE CITY OF AUSTIN FIREFIGHTERS AND POLICE OFFICERS' CIVIL SERVICE COMMISSION, DIRECTOR MARK WASHINGTON, CHIEF ARTURO ACEVEDO, AND THE CITY OF AUSTIN, TEXAS; from Travis County; 3rd Court of Appeals District (03-15-00591-CV, ___ SW3d ___, 04-14-16)
- 16-0423 KENNETH EDD MCGOWAN v. TRACTOR SUPPLY CO. OF TEXAS L.P.; from McLennan County; 10th Court of Appeals District (10-14-00132-CV, ___ SW3d ___, 04-28-16)
- 16-0462 EL PASO COUNTY, TEXAS v. MARY LOU VASQUEZ; from El Paso County; 8th Court of Appeals District (08-15-00086-CV, ___ SW3d ___, 05-05-16)
- 16-0467 CHAMBERS COUNTY, TEXAS v. PELCO CONSTRUCTION CO.; from Chambers County; 1st Court of Appeals District (01-14-00317-CV, 495 SW3d 514, 05-12-16)

- 16-0482 FITNESS INTERNATIONAL, LLC v. GLENN HEGAR, COMPTROLLER OF PUBLIC ACCOUNTS OF THE STATE OF TEXAS, AND KEN PAXTON, ATTORNEY GENERAL OF THE STATE OF TEXAS; from Travis County; 3rd Court of Appeals District (03-15-00534-CV, ___ SW3d ___, 06-16-16)
- 16-0514 MORGAN KEEGAN & CO., INC. AND MORGAN ASSET MANAGEMENT, INC. v. PURDUE AVENUE INVESTORS LP AND DANA HOWARD, AS TRUSTEE OF THE MOLLY A. HOWARD TRUST; from Dallas County; 5th Court of Appeals District (05-15-00369-CV, ___ SW3d ___, 05-18-16)
- 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)
- 16-0575 IN THE INTEREST OF A CHILD; from Tarrant County; 2nd Court of Appeals District (02-15-00118-CV, 492 SW3d 763, 04-07-16)
- 16-0576 CYNTHIA WALKER, INDIVIDUALLY AND ON BEHALF OF THE ESTATE OF NORMAN WALKER; STEPHEN WALKER; STEPHANIE WALKER HATTON; JORDAN WALKER; AND CAREN ANN JOHNSON v. UME, INC. D/B/A CAMP HUACO SPRINGS; WWGAF, INC. D/B/A ROCKIN' RIVER RIDES; WILLIAM GEORGE RIVERS; AND RICHARD DUANE RIVERS; from Comal County; 3rd Court of Appeals District (03-15-00271-CV, ___ SW3d ___, 06-03-16)
- 16-0616 MAVERICK AGGREGATES, INC. v. METSO MINERALS INDUSTRIES, INC.; from Maverick County; 4th Court of Appeals District (04-15-00532-CV, ___ SW3d ___, 05-25-16)
- 16-0673 MARY FRANCES HUGHES, INDIVIDUALLY AND ON BEHALF OF HUGHES FAMILY FUNERAL HOME, INC. AND CROWN HILL MEMORIAL PARK AND MAUSOLEUM, INC. v. RHONDA HUGHES MONTEE, JAMES MONTEE, AND HUGHES FAMILY FUNERAL HOME, INC. AND CROWN HILL MEMORIAL PARK AND MAUSOLEUM, INC.; from Dallas County; 5th Court of Appeals District (05-15-00129-CV, ___ SW3d ___, 07-18-16)
- 16-0674 BRIAN RUSSELL AND RONALD RUMPF v. TEXAS DEPARTMENT OF CRIMINAL JUSTICE; from Potter County; 7th Court of Appeals District (07-14-00199-CV, ___ SW3d ___, 05-31-16)
- 16-0701 RICHARD A. DUNSMORE v. JAMES J. HANLEY; from Brazoria County; 14th Court of Appeals District (14-15-00321-CV, ___ SW3d ___, 08-25-16)
- 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)

- 16-0728 HARRIS COUNTY, TEXAS v. GERALD KNAPP & NARCISO AURIOLES; from Harris County; 1st Court of Appeals District (01-15-00052-CV, 496 SW3d 871, 07-28-16)
- 16-0823 125 INTERESTS, INC., 6219 INTERESTS, LTD. N/K/A 5600 INTERESTS, LTD. AND DAVID NEAL GREENBERG v. JIM-DANIELS NNAH; from Harris County; 14th Court of Appeals District (14-15-00443-CV, ___ SW3d ___, 08-31-16)
- 16-0855 DORIS BARAHONA v. AN QUOC NGUYEN, NGA THU NGUYEN, AND CIRCLE VENTURES, INC.; from Harris County; 14th Court of Appeals District (14-14-00171-CV, ___ SW3d ___, 09-08-16)
- 16-0880 CITY OF PLAINVIEW TEXAS, WILLIAM MULL, IN HIS OFFICIAL CAPACITY AS CHIEF OF POLICE OF THE CITY OF PLAINVIEW POLICE DEPARTMENT AND KEN COUGHLIN, IN HIS OFFICIAL CAPACITY AS CHIEF OF POLICE OF THE CITY OF PLAINVIEW POLICE DEPARTMENT v. KOREY FERGUSON; from Hale County; 7th Court of Appeals District (07-14-00405-CV, ___ SW3d ___, 06-23-16)
- 16-0915 NORTH TOWN DEVELOPMENT, INC. AND GATEWAY CENTENNIAL DEVELOPMENT, CO. (SUCCESSORS-IN-INTEREST TO TRAUTMANN INVESTMENT PROPERTIES, LTD.) v. CITY OF LAREDO, TEXAS; from Webb County; 4th Court of Appeals District (04-15-00736-CV, ___ SW3d ___, 08-10-16)

ORDERS ON MOTIONS FOR REHEARING

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

- 15-0871 HSIN-CHI SU A/K/A "NOBU SU" v. VANTAGE DRILLING COMPANY; from Harris County; 14th Court of Appeals District (14-14-00461-CV, 474 SW3d 284, 07-14-15)
- 16-0296 LUTHERAN SOCIAL SERVICES OF THE SOUTH, INC. v. WINNIE BLOUNT, INDIVIDUALLY AND AS NEXT FRIEND OF P.B., MINOR CHILD, AND JOHN BLOUNT, INDIVIDUALLY AND AS NEXT FRIEND OF P.B., MINOR CHILD; from Dallas County; 5th Court of Appeals District (05-15-00380-CV, ___ SW3d ___, 03-14-16)
(Justice Green not sitting)
- 16-0362 W. SHANE OSBORN v. THE BRANCH LAW FIRM, L.L.P. AND TURNER W. BRANCH; from Harris County; 14th Court of Appeals District (14-14-00892-CV, ___ SW3d ___, 02-04-16)
- 16-0424 STACEY SCOTT v. LARRY FURROW AND KELLER WILLIAMS LEGACY GROUP; from Guadalupe County; 4th Court of Appeals District (04-15-00074-CV, ___ SW3d ___, 03-09-16)

16-0591 IRMA K. ORTEGA, A/N/F OF A.G.T., A MINOR v. PHAN-TRAN PROPERTY MANAGEMENT, LLC, MINH PHAN AND MISTY TRAN; from Harris County; 1st Court of Appeals District (01-15-00676-CV, ___ SW3d ___, 06-09-16)

16-0816 MARIA DOLORES MONTEMAYOR GARCIA AS REPRESENTATIVE FOR M.R. MONTEMAYOR ESTATE v. EQUITY TRUST COMPANY F/B/O EDMUND SZOL NO. 057685, MARTIN RODRIGUEZ MORENO AND MARIA DELOURDES PONCE RANGEL; from Lubbock County; 7th Court of Appeals District (07-16-00198-CV, ___ SW3d ___, 08-10-16)

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

16-0885 IN RE LEROY STROMAN; from Harris County; 14th Court of Appeals District (14-16-00662-CV, ___ SW3d ___, 09-20-16)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

16-0407 IN RE KENNETH H. ARCHIBALD AND ARCHIBALD & ASSOCIATES, INC.; from El Paso County; 8th Court of Appeals District (08-16-00085-CV, ___ SW3d ___, 05-18-16)

16-0652 IN RE FIRST TRANSIT, INC. AND LATOSHA R. EMANUEL; from Harris County; 14th Court of Appeals District (14-16-00058-CV, 499 SW3d 584, 07-14-16)