



THE SUPREME COURT OF TEXAS

Orders Pronounced March 8, 2019

ORDERS ON CAUSES

- 17-0058 LARRY EDDINGTON, VINCENT J. AURENTZ, AND WILLIAM J. BUTLER v. DALLAS POLICE AND FIRE PENSION SYSTEM AND WILLIAM F. QUINN, IN HIS OFFICIAL CAPACITY AS BOARD CHAIR; from Dallas County; 5th Court of Appeals District (05-15-00839-CV, 508 SW3d 774, 12-13-16)

The Court affirms the court of appeals' judgment.

Chief Justice Hecht delivered the opinion of the Court.

(Justice Guzman and Justice Brown not sitting)

- 17-0409 CHARLES J. HUGHES v. TOM GREEN COUNTY; from Tom Green County; 3rd Court of Appeals District (03-16-00132-CV, 553 SW3d 1, 04-20-17)

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

Justice Devine delivered the opinion of the Court, in which Chief Justice Hecht, Justice Green, Justice Guzman, and Justice Blacklock joined.

Justice Boyd delivered a concurring opinion, in which Justice Lehrmann and Justice Brown joined.

- 17-0660 ROSENBERG DEVELOPMENT CORPORATION v. IMPERIAL PERFORMING ARTS, INC.; from Fort Bend County; 14th Court of Appeals District (14-16-00978-CV, 526 SW3d 693, 07-06-17)

The Court affirms the court of appeals' judgment.

Justice Guzman delivered the opinion of the Court.

Chief Justice Hecht delivered a concurring opinion.

- 17-0835 DALLAS SYMPHONY ASSOCIATION, INC. A/K/A DALLAS SYMPHONY ORCHESTRA v. JOSE REYES; from Dallas County; 5th Court of Appeals District (05-16-00294-CV, 565 SW3d 38, 04-18-17)

2 petitions

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

Chief Justice Hecht delivered the opinion of the Court.

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 18-1109 GARY MACHETTA v. THE HONORABLE LISA A. MILLARD, 310TH DISTRICT COURT JUDGE; from Harris County; 1st Court of Appeals District (01-17-00857-CV, ___ SW3d ___, 10-25-18)
- 18-1131 VERNIE CALDWELL MARSHALL II AND MARSHA MARSHALL v. ENTERPRISE BANK, HERMAN DUHR, JR., AND JAMES HUDSON, INDIVIDUALLY; from Falls County; 10th Court of Appeals District (10-16-00379-CV, ___ SW3d ___, 09-05-18)
- 18-1172 MOHAMED AHMED v. HINGA MBOGO; from Dallas County; 5th Court of Appeals District (05-17-00457-CV, ___ SW3d ___, 07-30-18)
- 18-1213 IN THE INTEREST OF J.S. AND R.S., CHILDREN; from Wichita County; 2nd Court of Appeals District (02-18-00164-CV, ___ SW3d ___, 11-08-18)
- 19-0043 THEODORE STILLWELL v. DAWN STILLWELL; from Hays County; 3rd Court of Appeals District (03-17-00457-CV, ___ SW3d ___, 10-17-18)
- 19-0065 IN THE MATTER OF THE MARRIAGE OF BOBBY R. WILLIAMS, SR. AND YOLANDA WATERS WILLIAMS; from Panola County; 6th Court of Appeals District (06-18-00041-CV, ___ SW3d ___, 12-07-18)
- 19-0181 IN THE INTEREST OF R.G.M.R., A CHILD; from Bexar County; 4th Court of Appeals District (04-18-00507-CV, ___ SW3d ___, 01-16-19)

THE FOLLOWING PETITIONS FOR REVIEW ARE ABATED:

- 18-0028 MACINA, BOSE, COPELAND AND ASSOCIATES D/B/A MBC ENGINEERS, MCCORD ENGINEERING, INC., JORDAN & SKALA ENGINEERS, INC., SAGE GROUP, INC., AND SAGE ARCHITECTURE, INC. v. ERIKA YANEZ, INDIVIDUALLY AND AS NEXT FRIEND OF JOSE MANUEL LOPEZ, E.L.Y., A MINOR X.L.Y., A MINOR, AND SAMUEL MEJIA; from Dallas County; 5th Court of Appeals District (05-17-00180-CV, ___ SW3d ___, 10-26-17)

unopposed motions to abate, for partial lift of stay, and limited referral to trial court, granted
4 petitions
abatement order issued

[**Note:** This case is removed from the Court's active docket until May 7, 2019, by which time the parties must file a status report or a motion to dismiss.]

- 19-0170 MICHAEL ALAN TAYLOR v. BOBBY WAYNE LINDAMOOD, JR.; from Tarrant County; 2nd Court of Appeals District (02-18-00126-CV, ___ SW3d ___, 12-31-18)
abatement order issued

[**Note:** This case is abated until further order of this Court and is removed from the Court's active docket. The parties shall immediately notify this Court once the motion en banc is ruled on.]

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

- 18-1162 CAROLYN SOVANN v. RESIDENCE AT GARDEN OAKS; from Harris County; 1st Court of Appeals District (01-18-00465-CV, ___ SW3d ___, 10-16-18)
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:

- 18-0391 DWAYNE R. DAY, P.C. AND DWAYNE R. DAY v. DONALD YOUNG AND DORIS YOUNG; from Galveston County; 1st Court of Appeals District (01-16-00325-CV, ___ SW3d ___, 03-27-18)
- 18-0667 JAMES ALLEN PELLOAT v. KATHERINE MCKAY BOLENBAUCHER; from Jefferson County; 9th Court of Appeals District (09-17-00415-CV, ___ SW3d ___, 05-24-18)
- 18-0671 CAROLYN CASTERLINE v. ONEWEST BANK, F.S.B.; from San Patricio County; 13th Court of Appeals District (13-17-00118-CV, ___ SW3d ___, 04-12-18)
- 18-0945 IASIS HEALTHCARE CORPORATION AND SJ MEDICAL CENTER, LLC D/B/A ST. JOSEPH MEDICAL CENTER v. ALAN PEAN; from Harris County; 1st Court of Appeals District (01-17-00638-CV, ___ SW3d ___, 06-21-18)
- 18-1088 DARRELL J. HARPER v. HARRIS COUNTY TAX ASSESSOR COLLECTOR, ANN HARRIS BENNETT, AND HARRIS COUNTY APPRAISAL DISTRICT, CHIEF APPRAISAL, ROLAND ALTINGER; from Harris County; 14th Court of Appeals District (14-18-00776-CV, ___ SW3d ___, 10-23-18)
- 18-1158 SAMARA PORTFOLIO MANAGEMENT, LLC AND JOSEPH ONWUTEAKA v. NEDA ZARGARI; from Travis County; 13th Court of Appeals District (13-17-00049-CV, ___ SW3d ___, 06-14-18)

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

- 18-1112 IN RE DAVID MCINTYRE AND MADELEINE CONNOR; from Travis County; 13th Court of Appeals District (13-17-00565-CV, ___ SW3d ___, 09-06-18)

MISCELLANEOUS

THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS DENIED:

- 19-0038 IN RE VIRGINIA CASTILLO; from Bexar County; 4th Court of Appeals District (04-18-00654-CV, ___ SW3d ___, 11-28-18)