



# THE SUPREME COURT OF TEXAS

Orders Pronounced April 26, 2019

## ORDERS ON CAUSES

- 16-0006 ROHRMOOS VENTURE, ERIC LANGFORD, DAN BASSO, AND TOBIN GROVE v. UTSW DVA HEALTHCARE, LLP; from Dallas County; 5th Court of Appeals District (05-14-00774-CV, 559 SW3d 155, 10-05-15)

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

Justice Green delivered the opinion of the Court.

- 17-0498 CHRISTOPHER MEDINA v. JENNIFER L. ZUNIGA; from Bexar County; 4th Court of Appeals District (04-14-00360-CV, 565 SW3d 61, 05-24-17)

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

Justice Brown delivered the opinion of the Court.

Justice Busby did not participate in the decision.

- 17-0563 BAYLOR SCOTT AND WHITE, HILLCREST MEDICAL CENTER v. RUTHEN JAMES WEEMS III; from McLennan County; 6th Court of Appeals District (06-17-00018-CV, 566 SW3d 293, 05-11-17)

motion for leave to file supplemental documents denied

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

Justice Guzman delivered the opinion of the Court.

- 18-0099 PHI, INC. v. TEXAS JUVENILE JUSTICE DEPARTMENT F/K/A TEXAS YOUTH COMMISSION; from Cooke County; 2nd Court of Appeals District (02-17-00013-CV & 02-17-00014-CV, 537 SW3d 707, 12-21-17)

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

Justice Blacklock delivered the opinion of the Court.

- 18-0278 DANIEL S. BARNETT AND ABOVO CORPORATION v. RICHARD B. SCHIRO; from Dallas County; 5th Court of Appeals District (05-16-00999-CV, \_\_\_ SW3d \_\_\_, 01-09-18)

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 the trial court.

Per Curiam Opinion

## ORDERS ON PETITIONS FOR REVIEW

### THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

- 18-0437 COLETTE SAVAGE v. MARK SAVAGE, TRUSTEE AND FIDUCIARY; from Hill County; 10th Court of Appeals District (10-17-00139-CV, \_\_\_ SW3d \_\_\_, 10-24-18)
- 18-1198 JAMES E. WALLACE v. LETITIA ANN WALLACE; from Bexar County; 4th Court of Appeals District (04-17-00557-CV, \_\_\_ SW3d \_\_\_, 11-07-18)
- 19-0020 THOMAS J. GESSWEIN v. SHARON L. GESSWEIN; from Hidalgo County; 13th Court of Appeals District (13-18-00252-CV, 566 SW3d 34, 10-18-18)
- 19-0039 MARY DIANE ATHERTON v. RICHARD ATHERTON; from Harris County; 14th Court of Appeals District (14-17-00601-CV, \_\_\_ SW3d \_\_\_, 11-29-18)
- 19-0099 IN THE INTEREST OF R.L.L. III, ET AL., CHILDREN; from Bexar County; 4th Court of Appeals District (04-18-00240-CV, \_\_\_ SW3d \_\_\_, 11-21-18)
- 19-0122 IN THE INTEREST OF D.I.L.-M. AKA D.M., S.K.D.-M., A.M.Q.-M. AKA A.M.B. AND A.J.B.-M., CHILDREN; from Harris County; 14th Court of Appeals District (14-18-00526-CV, \_\_\_ SW3d \_\_\_, 12-04-18)
- 19-0129 IN THE INTEREST OF K.L.P. AND K.M.R.N. AKA K.M.N., CHILDREN; from Harris County; 14th Court of Appeals District (14-18-00582-CV, \_\_\_ SW3d \_\_\_, 12-20-18)
- 19-0133 IN THE INTEREST OF A.K.T.; from Harris County; 1st Court of Appeals District (01-18-00647-CV, \_\_\_ SW3d \_\_\_, 12-06-18)
- 19-0162 ROBERT DAUGHERTY v. DIANNE SPRAGUE; from Lamar County; 6th Court of Appeals District (06-18-00054-CV, \_\_\_ SW3d \_\_\_, 12-21-18)
- 19-0199 KINGMAN HOLDINGS, LLC, AS TRUSTEE FOR PROVINE ROAD 3512 LAND TRUSTS v. WELLS FARGO BANK, NATIONAL ASSOCIATION, AS TRUSTEE FOR LEHMAN ABS MORTGAGE LOAN TRUST 2007-1, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-1; from Collin County; 5th Court of Appeals District (05-17-01240-CV, \_\_\_ SW3d \_\_\_, 01-17-19)
- 19-0213 WYDE AND ASSOCIATES, LLC, AND DAN L. WYDE v. JAMES E. FRANCESCONI AND TATIANNA FRANCESCONI; from Collin County; 5th Court of Appeals District (05-17-00587-CV, \_\_\_ SW3d \_\_\_, 11-30-18)

- 19-0220 WALTER ZAWISLAK, MD v. TEXAS MEDICAL BOARD; from Travis County; 3rd Court of Appeals District (03-17-00523-CV, \_\_\_ SW3d \_\_\_, 01-25-19)
- 19-0221 IN THE INTEREST OF D.D.R., N.R.R., AND A.R., CHILDREN; from Bexar County; 4th Court of Appeals District (04-18-00585-CV, \_\_\_ SW3d \_\_\_, 01-30-19)
- 19-0226 MADELEINE CONNOR v. MARC STEPHENSON, CLAUDE SMITH, DOUGLAS HOOKS, AND MEGAN MARRS; from Travis County; 3rd Court of Appeals District (03-18-00750-CV, \_\_\_ SW3d \_\_\_, 12-28-18)
- 19-0275 IN THE INTEREST OF K.J.C., A CHILD; from Childress County; 7th Court of Appeals District (07-18-00395-CV, \_\_\_ SW3d \_\_\_, 02-26-19)  
2 petitions
- 19-0301 E.J. v. TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES; from Hays County; 3rd Court of Appeals District (03-18-00473-CV, \_\_\_ SW3d \_\_\_, 12-18-18)
- 19-0303 IN THE INTEREST OF J.D.-V., A CHILD; from Bexar County; 4th Court of Appeals District (04-18-00743-CV, \_\_\_ SW3d \_\_\_, 02-27-19)
- 19-0313 IN THE INTEREST OF A.F.J. AND A.K.R., CHILDREN; from Andrews County; 8th Court of Appeals District (08-18-00155-CV, \_\_\_ SW3d \_\_\_, 03-01-19)

THE FOLLOWING PETITIONS FOR REVIEW ARE DISMISSED FOR WANT OF JURISDICTION:

- 19-0158 ALI YAZDCHI v. MAKANSAM INC. D/B/A IDEAL TOWING, OAKS CONDOMINIUM ASSC., AREA 5 VEHICLE STORAGE; from Harris County; 1st Court of Appeals District (01-17-00455-CV, \_\_\_ SW3d \_\_\_, 12-04-18)  
*See* TEX. R. APP. P. 53.7(a)
- 19-0297 PAULA LAWRENCE v. LACE ME INC. D/B/A SALON LACE ME; from Dallas County; 5th Court of Appeals District (05-18-00974-CV, \_\_\_ SW3d \_\_\_, 12-20-18)  
*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:

- 18-0312 HARRIS COUNTY APPRAISAL DISTRICT v. NATIONAL CHURCH RESIDENCES OF ALIEF, TX; from Harris County; 1st Court of Appeals District (01-15-00900-CV, 539 SW3d 460, 12-12-17)

- 18-0442 RONALD WILLIAMS v. METROPOLITAN TRANSIT AUTHORITY OF HARRIS COUNTY; from Harris County; 1st Court of Appeals District (01-17-00724-CV, \_\_\_ SW3d \_\_\_, 01-25-18)
- 18-0842 SANDRA MARIBEL ARROYO v. CRISTO REY GARZA; from Hidalgo County; 13th Court of Appeals District (13-16-00633-CV; 13-17-00496-CV, \_\_\_ SW3d \_\_\_, 07-26-18)
- 18-0898 LINDA TEMPLETON, INDIVIDUALLY AND AS TRUSTEE IN THE WILL OF DOYLE WADE TEMPLETON v. ANN ADKISSON LACKEY, ET AL.; from Jasper County; 9th Court of Appeals District (09-17-00183-CV, \_\_\_ SW3d \_\_\_, 07-12-18)
- 18-0928 IN THE INTEREST OF T.S., A CHILD; from McLennan County; 7th Court of Appeals District (07-17-00275-CV, \_\_\_ SW3d \_\_\_, 08-14-18)
- 18-0956 S. BRUCE HIRAN AND HUNG N. YI v. JELINIS, LLC; from Harris County; 14th Court of Appeals District (14-17-00220-CV, 557 SW3d 159, 05-31-18)  
(Justice Busby not sitting)
- 18-1102 IN THE MATTER OF P.A.B. AKA P.J.A.; from Brazoria County; 14th Court of Appeals District (14-18-00290-CV, \_\_\_ SW3d \_\_\_, 09-13-18)
- 18-1188 IN THE INTEREST OF J.D., A CHILD; from Hunt County; 6th Court of Appeals District (06-18-00045-CV, \_\_\_ SW3d \_\_\_, 11-02-18)

#### MISCELLANEOUS

##### THE FOLLOWING CASE IS REINSTATED:

- 18-0908 IN THE INTEREST OF D.S., A CHILD; from Collin County; 5th Court of Appeals District (05-17-01066-CV, 555 SW3d 301, 07-18-18)  
unopposed motion to reinstate granted  
abatement order issued March 22, 2019, lifted  
petition reinstated

[**Note:** The petition for review remains pending before this Court.]

##### THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

- 19-0002 IN RE REINA S.C.; from Bexar County; 4th Court of Appeals District (04-18-00682-CV, \_\_\_ SW3d \_\_\_, 12-05-18)
- 19-0182 IN RE C.D.M. AND C.M.M., CHILDREN; from Bexar County; 4th Court of Appeals District (04-18-00853-CV, \_\_\_ SW3d \_\_\_, 02-06-19)  
stay order issued February 27, 2019, lifted

19-0195 IN RE ARNOLD BALDWIN, INDIVIDUALLY AND AS TRUSTEE FOR THE RIL FAMILY TRUST; from Chambers County; 1st Court of Appeals District (01-19-00097-CV, \_\_\_ SW3d \_\_\_, 02-26-19)

relator's motion for emergency stay denied

19-0228 IN RE KINDER MORGAN, INC.; from El Paso County; 8th Court of Appeals District (08-18-00211-CV, \_\_\_ SW3d \_\_\_, 02-28-19)

motion for temporary relief denied, as supplemented

19-0292 IN RE ESEQUIEL DE LA PAZ; from Kleberg County; 13th Court of Appeals District (13-19-00130-CV, \_\_\_ SW3d \_\_\_, 04-01-19)

relator's motion for emergency stay denied

THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS DISMISSED:

19-0207 IN RE FREEPORT WELDING & FABRICATING, INC.; from Brazoria County; 14th Court of Appeals District (14-18-01111-CV, \_\_\_ SW3d \_\_\_, 01-31-19)

relator's motion to dismiss granted