



THE SUPREME COURT OF TEXAS

Orders Pronounced May 17, 2019

ORDERS ON CAUSES

- 17-0733 MCALLEN HOSPITALS, L.P. D/B/A MCALLEN MEDICAL CENTER AND SOUTH TEXAS HEALTH SYSTEMS v. YOLANDA LOPEZ, SHERYL HAMER, ELMER DEGUZMAN AND RICHARD WECKER; from Hidalgo County; 13th Court of Appeals District (13-16-00138-CV, 567 SW3d 748, 04-27-17)

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

Justice Busby delivered the opinion of the Court.

- 17-0840 TIME WARNER CABLE TEXAS LLC AND PUBLIC UTILITY COMMISSION OF TEXAS v. CPS ENERGY AND SOUTHWESTERN BELL TELEPHONE COMPANY D/B/A AT&T TEXAS; from Travis County; 3rd Court of Appeals District (03-14-00340-CV, 537 SW3d 157, 08-31-17)

2 petitions

The Court 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.

(Justice Busby not sitting)

- 17-0850 KMS RETAIL ROWLETT, LP F/K/A KMS RETAIL HUNTSVILLE, LP v. CITY OF ROWLETT, TEXAS; from Dallas County; 5th Court of Appeals District (05-16-00402-CV, 559 SW3d 192, 07-19-17)

The Court affirms the court of appeals' judgment.

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

Justice Blacklock delivered a dissenting opinion, in which Justice Lehrmann and Justice Boyd joined.

- 18-0059 DALLAS/FORT WORTH INTERNATIONAL AIRPORT BOARD v. VIZANT TECHNOLOGIES, LLC; from Dallas County; 5th Court of Appeals District (05-17-00090-CV, 565 SW3d 69, 12-15-17)

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

Justice Boyd delivered the opinion of the Court.

- 18-0508 IN RE INTEREST OF N.G., A CHILD; from Collin County; 5th Court of Appeals District (05-17-01255-CV, ___ SW3d ___, 04-18-18)

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 that court.

Per Curiam Opinion

18-0734 IN THE INTEREST OF Z.M.M., A CHILD; from Bexar County; 4th Court of Appeals District (04-18-00099-CV, ___ SW3d ___, 06-27-18)

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 that court.

Per Curiam Opinion

ORDERS ON CASES GRANTED

THE FOLLOWING PETITION FOR REVIEW IS GRANTED:

18-1071 IN THE INTEREST OF A.T.G., A CHILD; from Bexar County; 4th Court of Appeals District (04-18-00208-CV, ___ SW3d ___, 09-26-18)

motion to dismiss for mootness, granted as follows:

Pursuant to Texas Rule of Appellate Procedure 56.3, without considering the merits, the Court grants the petition for review, vacates the court of appeals' judgment and the trial court's Order on Motion to Strike, and remands the case to the trial court to enter an order of dismissal on the nonsuit.

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

19-0008 HENRY THIESSEN v. FIDELITY BANK; from Wichita County; 2nd Court of Appeals District (02-17-00321-CV, ___ SW3d ___, 11-15-18)

19-0227 IN RE R.P., III, N.J.P., L.M.P., T.J.P., AND D.D.P.; from Bexar County; 4th Court of Appeals District (04-18-00751-CV, ___ SW3d ___, 01-03-19)

19-0294 IN THE INTEREST OF E.X.H. AND S.M.H., CHILDREN; from Carson County; 7th Court of Appeals District (07-18-00387-CV, ___ SW3d ___, 02-22-19)

19-0304 IN THE INTEREST OF R.N.R. AND O.M.S., CHILDREN; from Palo Pinto County; 11th Court of Appeals District (11-18-00303-CV, ___ SW3d ___, 03-21-19)

2 petitions

motions for leave to withdraw as counsel granted

19-0314 THE MEDICAL CENTER OF SOUTHEAST TEXAS, L.P. v. RACHEL ANN MELANCON; from Jefferson County; 9th Court of Appeals District (09-16-00449-CV, ___ SW3d ___, 02-28-19)

- 19-0329 IN THE INTEREST OF M.M. AND J.M., CHILDREN; from Angelina County; 12th Court of Appeals District (12-18-00243-CV, ___ SW3d ___, 03-05-19)
- 19-0371 IN THE INTEREST OF J.S. AND M.S., CHILDREN; from Lamb County; 7th Court of Appeals District (07-18-00390-CV, ___ SW3d ___, 03-18-19)
motion to withdraw as counsel granted
- 19-0379 IN THE INTEREST OF R.P.V., A CHILD; from Harris County; 14th Court of Appeals District (14-18-00988-CV, ___ SW3d ___, 04-02-19)
counsel's motion to withdraw granted

THE FOLLOWING PETITION FOR REVIEW IS DISMISSED:

- 18-1220 DHJB DEVELOPMENT, LLC v. PATRICIA LUX GRAHAM AND TERRELL GRAHAM; from Comal County; 3rd Court of Appeals District (03-18-00343-CV, ___ SW3d ___, 11-15-18)
agreed motion to dismiss appeal granted

ORDERS ON MOTIONS FOR REHEARING

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

- 18-0943 PAUL BLACK v. MIKAL WATTS; WATTS GUERRA LLP; JAMES R. HARRIS; AND HARRIS & GREENWELL, LLP; from Bexar County; 4th Court of Appeals District (04-17-00489-CV, ___ SW3d ___, 08-08-18)
- 18-0948 IN THE INTEREST OF P.L., A CHILD; from Lubbock County; 7th Court of Appeals District (07-18-00157-CV, ___ SW3d ___, 08-23-18)
- 18-1021 THE CAPITOL LIFE INSURANCE CO. v. LINDA S. NEWMAN, METLIFE INVESTORS GROUP, INC., METLIFE INSURANCE COMPANY USA, AMERICAN GENERAL LIFE INSURANCE COMPANY; from Dallas County; 5th Court of Appeals District (05-16-01476-CV, ___ SW3d ___, 09-13-18)
- 18-1063 SKYLINE COMMERCIAL, INC. v. ISC ACQUISITION CORPORATION D/B/A ISC BUILDING MATERIALS; from Dallas County; 5th Court of Appeals District (05-17-00028-CV, ___ SW3d ___, 08-23-18)
- 18-1121 IN THE INTEREST OF F.M., A CHILD; from Harris County; 14th Court of Appeals District (14-18-00384-CV, ___ SW3d ___, 10-11-18)
- 18-1160 IN THE INTEREST OF G.A., CHILD; from Harris County; 1st Court of Appeals District (01-

18-00395-CV, ___ SW3d ___, 10-23-18)

18-1208 ROSCOE F. WHITE, III v. MICROLASER THERAPY CORPORATION D/B/A MSH INVESTMENTS, INC., AS AUTHORIZED AGENT FOR MICHAEL S. HYNEK, ROY C. BROCK, CHRISTINA BROCK, TIM HOUSE AND PETER UTZIG; from Dallas County; 5th Court of Appeals District (05-17-00761-CV, ___ SW3d ___, 11-16-18)

THE MOTIONS FOR REHEARING OF THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

18-1108 IN RE ROVER PIPELINE LLC; from Harris County; 1st Court of Appeals District (01-18-00117-CV, ___ SW3d ___, 10-30-18)

19-0161 IN RE ELVIS WAYNE JONES; 3rd Court of Appeals District (03-18-00516-CV, ___ SW3d ___, 08-09-18)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

19-0219 IN RE WILLIE OTIS HARRIS; from Dallas County; 5th Court of Appeals District (05-16-00426-CV, ___ SW3d ___, 04-22-16)

19-0321 IN RE JERRY J. TREVINO AND THE LAW OFFICES OF JERRY J. TREVINO; from Nueces County; 13th Court of Appeals District (13-18-00441-CV, ___ SW3d ___, 04-10-19)
motion to seal records granted
motion for temporary relief denied

THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS DISMISSED:

19-0242 IN RE STEPHEN HALL; from Travis County; 3rd Court of Appeals District (03-19-00110-CV, ___ SW3d ___, 03-05-19)
unopposed motion to dismiss granted