



THE SUPREME COURT OF TEXAS

Orders Pronounced September 24, 2021

ORDERS ON CAUSES

THE FOLLOWING CAUSES ARE RESET FOR ORAL ARGUMENT:

20-0178 IN THE MATTER OF THE ESTATE OF RICHARD C. POE, DECEASED; from El Paso County; 8th Court of Appeals District (08-18-00015-CV, 591 SW3d 607, 08-28-19)

2 petitions

unopposed motion to reschedule oral argument granted

[**Note:** This cause has been reset for oral argument at 9:00 a.m., December 2, 2021.]

Time allotted to argue: 20/20 minutes

20-0179 IN THE MATTER OF TROY S. POE TRUST; from El Paso County; 8th Court of Appeals District (08-18-00074-CV, 591 SW3d 168, 08-28-19)

2 petitions

unopposed motion to reschedule oral argument granted

[**Note:** This cause has been reset for oral argument at 9:00 a.m., December 2, 2021.]

Time allotted to argue: 20/20 minutes

THE MOTIONS FOR REHEARING OF THE FOLLOWING CAUSES ARE DENIED:

19-0334 BROADWAY NATIONAL BANK, TRUSTEE OF THE MARY FRANCES EVERS TRUST, ET AL. v. YATES ENERGY CORPORATION, EOG RESOURCES, INC., JALAPENO CORPORATION, ACG3 MINERAL INTERESTS, LTD., GLASSELL NON-OPERATED INTERESTS, LTD., AND CURRY GLASSELL; from Bexar County; 4th Court of Appeals District (04-17-00310-CV, 609 SW3d 140, 12-19-18)

19-0662 IN RE ONCOR ELECTRIC DELIVERY COMPANY LLC; from Dallas County; 5th Court of Appeals District (05-19-00288-CV, 601 SW3d 903, 07-23-19)

20-0158 RODNEY DRAUGHON v. JOYCIE JOHNSON; from Kaufman County; 5th Court of Appeals District (05-18-01184-CV, ___ SW3d ___, 01-22-20)

21-0693 IN RE CLEO PETRICEK; 3rd Court of Appeals District (03-21-00403-CV, ___ SW3d ___, 08-27-21)

ORDERS ON CASES GRANTED

THE FOLLOWING PETITIONS FOR REVIEW ARE GRANTED:

20-0639 NETTYE ENGLER ENERGY, LP v. BLUESTONE NATURAL RESOURCES II, LLC; from Tarrant County; 2nd Court of Appeals District (02-19-00236-CV, ___ SW3d ___, 07-09-20)

[**Note:** This case has been set for oral argument at 9:00 a.m., October 28, 2021.]

Time allotted to argue: 20/20 minutes

20-0725 PATRICK VON DOHLEN, BRIAN GRECO, KEVIN JASON KHATTAR, MICHAEL KNUFFKE, AND DANIEL PETRI v. CITY OF SAN ANTONIO; from Bexar County; 4th Court of Appeals District (04-20-00071-CV, 612 SW3d 503, 08-19-20)

[**Note:** This case has been set for oral argument at 9:00 a.m., October 28, 2021.]

Time allotted to argue: 20/20 minutes

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

19-0381 CESSNA AIRCRAFT COMPANY AND TEXTRON AVIATION INC. v. JORGE GARCIA, ET AL.; from Hidalgo County; 13th Court of Appeals District (13-17-00259-CV, ___ SW3d ___, 12-19-18)

20-0612 ANITA DEANN STONE v. ERIC STONE; from Tarrant County; 2nd Court of Appeals District (02-18-00163-CV, ___ SW3d ___, 05-28-20)

21-0053 OSCAR ORTEGA AND ROGGIE LAW v. ALAN PEAN; from Harris County; 1st Court of Appeals District (01-18-00249-CV, ___ SW3d ___, 04-11-19)

21-0065 STEPHEN STELLY v. JOHN E. DELOACH, INDIVIDUALLY, JOHN E. DELOACH AS GENERAL PARTNER OF JOHN E. DELOACH FAMILY LIMITED PARTNERSHIP, AND JOHN E. DELOACH FAMILY LIMITED PARTNERSHIP; from Chambers County; 1st Court of Appeals District (01-19-00182-CV, ___ SW3d ___, 08-13-20)

21-0148 RETURN LEE TO LEE PARK, WARREN JOHNSON, AND KATHERINE GANN v. MIKE RAWLINGS, SCOTT GRIGGS, ADAM MEDRANO, CASEY THOMAS II, DWAIN CARAWAY, RICKEY CALLAHAN, OMAR NARVAEZ, KEVIN FELDER, TENNELL ATKINS, MARK CLAYTON, ADAM MCGOUGH, LEE KLEINMAN, SANDY GREYSON, JENNIFER GATES, PHILIP KINGSTON, AND THE CITY OF DALLAS; from Dallas County; 5th Court of Appeals District (05-19-00456-CV, ___ SW3d ___, 12-28-20)

- 21-0151 FLUOR DANIEL SERVICES CORPORATION v. ROGELIO SALAS; from Harris County; 14th Court of Appeals District (14-18-01103-CV, ___ SW3d ___, 12-29-20)
- 21-0164 TONYA BAUER, INDIVIDUALLY AND AS GUARDIAN OF THE PERSON AND ESTATE OF EMILY BAUER, AN INCAPACITATED PERSON, AND WILLIAM BRYANT v. GULSHAN ENTERPRISES, INC.; from Harris County; 1st Court of Appeals District (01-18-00136-CV, 617 SW3d 1, 12-31-20)
- 21-0225 CHRIS CARTER AND KAREN PIERONI v. DALLAS CITY PLAN COMMISSION AND CITY OF DALLAS; from Dallas County; 5th Court of Appeals District (05-20-00190-CV, ___ SW3d ___, 03-01-21)
- 21-0231 DENNIS FULLER AND LUCIE LAFRENIERE v. RONY-CLAUDE LE BRUN AND EQUINOX DESIGN, INC.; from Harris County; 14th Court of Appeals District (14-18-01023-CV, 616 SW3d 31, 12-08-20)
2 petitions
- 21-0246 CRIMSON EXPLORATION OPERATING, INC. v. BPX OPERATING COMPANY F/K/A BHP BILLITON PETROLEUM (TXLA OPERATING) COMPANY D/B/A PETROHAWK OPERATING COMPANY; from Harris County; 14th Court of Appeals District (14-20-00070-CV, ___ SW3d ___, 03-02-21)
- 21-0247 THE CITY OF MASON, TEXAS v. BLUE OAK ENGINEERING, LLC; from Mason County; 4th Court of Appeals District (04-20-00227-CV, ___ SW3d ___, 12-16-20)
- 21-0251 RIO GRANDE CITY CONSOLIDATED INDEPENDENT SCHOOL DISTRICT (NEW RIO GRANDE HIGH SCHOOL) v. EDWARD PUENTES, P.E., DAVID CASH, P.E., AND DBR ENGINEERING CONSULTANTS, INC.; from Starr County; 13th Court of Appeals District (13-19-00033-CV, ___ SW3d ___, 11-24-20)
- 21-0338 HB AVIATION, LLC v. GLENN HEGAR, TEXAS COMPTROLLER OF PUBLIC ACCOUNTS; AND KEN PAXTON, TEXAS ATTORNEY GENERAL; from Travis County; 3rd Court of Appeals District (03-19-00414-CV, ___ SW3d ___, 11-20-20)
- 21-0353 HOME OWNERS MANAGEMENT ENTERPRISES, INC. D/B/A HOME OF TEXAS AND WARRANTY UNDERWRITERS INSURANCE COMPANY v. NATHAN ROBINSON AND MISTI ROBINSON, INDIVIDUALLY AND AS REPRESENTATIVES OF ALL PERSONS SIMILARLY SITUATED; from Jack County; 2nd Court of Appeals District (02-20-00215-CV, ___ SW3d ___, 03-11-21)

- 21-0394 IN THE ESTATE OF CONSTANCE LOU HOWELLS, DECEASED; from Collin County; 5th Court of Appeals District (05-20-00720-CV, ___ SW3d ___, 03-24-21)
- 21-0412 DONNA FORDYCE v. JORDAN LEIGH HATCHEL; from Grayson County; 5th Court of Appeals District (05-20-00635-CV, ___ SW3d ___, 11-24-20)
- 21-0479 LOYD LANDON SORROW, SR. v. HARRIS COUNTY SHERIFF; from Harris County; 14th Court of Appeals District (14-18-00901-CV, 622 SW3d 496, 03-02-21)
- 21-0490 ROBERT SALAZAR, ELIA SALAZAR AND/OR ALL OCCUPANTS OF 6327 DARBY WAY, SPRING, TX 77338 v. HPA TEXAS SUB 2016-1 LLC; from Harris County; 1st Court of Appeals District (01-19-00330-CV, ___ SW3d ___, 12-29-20)
petitioners' motion to vacate dismissed as moot
- 21-0605 BRAZOS VALLEY ROADRUNNERS, LP v. RANDALL HARGROVE; from Brazos County; 6th Court of Appeals District (06-20-00088-CV, ___ SW3d ___, 04-23-21)
- 21-0607 JOE JESSE PONCE, III v. COMMISSION FOR LAWYER DISCIPLINE; from Bexar County; 4th Court of Appeals District (04-19-00877-CV, ___ SW3d ___, 06-30-21)
- 21-0615 ERICA WHITLOCK, JERRAMY JAY BOYLES, AND WALTER GALE "TREY" BOYLES v. CSI RISK MANAGEMENT, LLC AND STEVE SPALDING; from Dallas County; 5th Court of Appeals District (05-19-01297-CV, ___ SW3d ___, 04-30-21)
- 21-0621 IN THE INTEREST OF E.S. AND A.J., CHILDREN; from Denton County; 2nd Court of Appeals District (02-20-00407-CV, ___ SW3d ___, 05-27-21)
- 21-0624 CLINT HARRISON ELLER v. DAD P AS NEXT FRIEND TO T.P., A MINOR; from Kerr County; 4th Court of Appeals District (04-20-00131-CV, ___ SW3d ___, 05-19-21)
- 21-0649 4922 HOLDINGS, LLC AND HORIZON UNITED GROUP INTERNATIONAL, LLC v. SALVADOR RIVERA D/B/A RIVERA'S COMMERCIAL; from Harris County; 14th Court of Appeals District (14-19-00922-CV, 652 SW3d 316, 05-04-21)
- 21-0661 IN THE INTEREST OF J.B., A CHILD; from Harris County; 14th Court of Appeals District (14-20-00766-CV, ___ SW3d ___, 04-29-21)

21-0665 C.W. v. TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES; from Williamson County; 3rd Court of Appeals District (03-21-00071-CV, ___ SW3d ___, 06-24-21) counsel's motion to withdraw granted, as amended

21-0690 PRESTON LOHMANN v. ANDREA SANCHEZ; from Harris County; 1st Court of Appeals District (01-19-00984-CV, ___ SW3d ___, 07-20-21)

21-0787 IN THE INTEREST OF M.W., A CHILD; from Tarrant County; 2nd Court of Appeals District (02-21-00146-CV, ___ SW3d ___, 08-19-21)

ORDERS ON MOTIONS FOR REHEARING

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

20-0169 MICHAEL P. GEARY, INDEPENDENT EXECUTOR OF THE ESTATE OF JOSEPH WILLIAM GEARY, JR., DECEASED AND FALCON ENERGY, INC. v. TWO BOW RANCH LIMITED PARTNERSHIP, TWO BOW MANAGEMENT, LC AND RONALD L. TOMS, INDIVIDUALLY; from Bexar County; 4th Court of Appeals District (04-18-00610-CV, ___ SW3d ___, 01-22-20)

20-0833 MICHAEL A. RUFF, ET AL. v. SUZANN RUFF INDIVIDUALLY AND IN HER CAPACITY AS TRUSTEE OF THE RUFF MANAGEMENT TRUST, AND MATTHEW D. RUFF; from Dallas County; 5th Court of Appeals District (05-18-00326-CV, ___ SW3d ___, 08-11-20)

21-0362 CITY OF FORT WORTH, TEXAS v. JOEL F. FITZGERALD, SR., PH. D.; from Dallas County; 5th Court of Appeals District (05-20-00112-CV, ___ SW3d ___, 02-10-21)

THE MOTION FOR REHEARING OF THE FOLLOWING PETITION FOR WRIT OF HABEAS CORPUS IS DENIED:

21-0574 IN RE LONNIE KADE WELSH; from Montgomery County; 9th Court of Appeals District (09-20-00251-CV, ___ SW3d ___, 12-03-20)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

21-0402 IN RE ELARA SIGNATURE HOMES, INC., ELARA HOMES, INC., ELARA CONSTRUCTION, INC., AUBREY HALL, AND TEXSTAR HOLDINGS, L.L.C.; from Montgomery County; 9th Court of Appeals District (09-21-00068-CV, ___ SW3d ___, 04-15-21)

21-0418 IN RE ALLIANCE MACHINE & SPECIALTIES; from Harris County; 1st Court of Appeals District (01-21-00022-CV, ___ SW3d ___, 05-11-21)
motion for temporary relief to stay denied

- 21-0514 IN RE THOMAS PETROLEUM HOLDINGS, LLC, C.L. THOMAS, INC., AND C.L. THOMAS HOLDINGS INVESTMENTS, LLC; from Victoria County; 13th Court of Appeals District (13-20-00427-CV, ___ SW3d ___, 05-26-21)
stay order issued June 25, 2021, lifted
- 21-0551 IN RE JAVIER RIVERA FRANCO; from Dallas County
- 21-0638 IN RE UATP MANAGEMENT, LLC; from Tarrant County; 2nd Court of Appeals District (02-21-00184-CV, ___ SW3d ___, 07-22-21)
stay order issued August 6, 2021, lifted
- 21-0644 IN RE SCHINDLER ELEVATOR CORPORATION; from Harris County; 1st Court of Appeals District (01-21-00177-CV, ___ SW3d ___, 07-06-21)
- 21-0653 IN RE REIMERS FAMILY LIMITED PARTNERSHIP; from Caldwell County; 3rd Court of Appeals District (03-20-00551-CV, ___ SW3d ___, 06-16-21)
- 21-0802 IN RE RHONDA LEE COUGOT; from Walker County; 10th Court of Appeals District (10-21-00221-CV, ___ SW3d ___, 09-15-21)
as supplemented
relator's motion for emergency stay denied