



THE SUPREME COURT OF TEXAS

Orders Pronounced May 9, 2025

ORDERS ON CAUSES

23-0045 MICHAEL A. POHL, ET AL. v. MARK KENTRELL CHEATHAM, SR., ET AL.; from Harris County; 1st Court of Appeals District (01-20-00046-CV, 690 SW3d 322, 08-30-22)

3 petitions

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

Justice Huddle delivered the opinion of the Court, in which Chief Justice Blacklock, Justice Bland, Justice Young, and Justice Sullivan joined.

Justice Busby filed a dissenting opinion, in which Justice Lehrmann and Justice Boyd joined.

(Justice Devine not participating)

23-0564 ROXO ENERGY COMPANY, LLC; ROXO ENERGY, LLC; REC MINERALS, LLC; ROXO FW, LLC; AND VORTUS INVESTMENT ADVISORS, LLC v. BAXSTO, LLC; from Howard County; 11th Court of Appeals District (11-21-00183-CV, 668 SW3d 912, 04-20-23)

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 reinstates the trial court's judgment.

Per Curiam Opinion

23-0568 SADOK FERCHICHI AND MARTINA CORONADO v. WHATABURGER RESTAURANTS LLC AND CRYSTAL KRUEGER; from Bexar County; 4th Court of Appeals District (04-22-00020-CV, 698 SW3d 297, 12-28-22)

~ consolidated for oral argument with ~

23-0993 HAVEN AT THORPE LANE, LLC v. JERRETTA PATE AND APRIL BURKE; from Hays County; 3rd Court of Appeals District (03-22-00404-CV, 681 SW3d 476, 10-26-23)

The Court reverses the courts of appeals' judgments and remands both cases to the trial courts.

Justice Lehrmann delivered the opinion of the Court.

23-0704 CHAD SEWARD, HOME DEPOT U.S.A., INC., AND POINT 2 POINT GLOBAL SECURITY, INC. v. ROGELIO SANTANDER SR. AND JULIA GARCIA, INDIVIDUALLY AND AS CO-ADMINISTRATORS OF THE ESTATE OF ROGELIO SANTANDER JR., AND CRYSTAL ALMEIDA; from Dallas County; 5th Court of Appeals District (05-21-00911-CV, 700 SW3d 126, 07-18-23)

2 petitions

The Court reverses the court of appeals' judgment and reinstates the trial court's judgment.

Justice Devine delivered the opinion of the Court.

Justice Busby filed a concurring opinion, in which Justice Lehrmann joined.

23-0767 SHANA ELLIOTT AND LAWRENCE KALKE v. CITY OF COLLEGE STATION, TEXAS; KARL MOONEY, IN HIS OFFICIAL CAPACITY AS MAYOR OF THE CITY OF COLLEGE STATION; AND BRYAN WOODS, IN HIS OFFICIAL CAPACITY AS THE CITY MANAGER OF THE CITY OF COLLEGE STATION; from Brazos County; 6th Court of Appeals District (06-22-00078-CV, 674 SW3d 653, 08-31-23)

The Court vacates the court of appeals' opinion and the judgments of the lower courts and remands the case to the trial court.

Justice Devine delivered the opinion of the Court, in which Chief Justice Blacklock, Justice Lehrmann, Justice Boyd, Justice Busby, Justice Bland, Justice Huddle, and Justice Young joined.

Justice Sullivan filed an opinion concurring in part and dissenting in part.

23-0875 CINDY THOMPSON, INDIVIDUALLY AND AS HEIR OF CHARLES THOMPSON, AND CC & T INVESTMENTS, LLC v. MAE LANDRY; from Chambers County; 1st Court of Appeals District (01-21-00294-CV, 704 SW3d 21, 07-27-23)

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

Justice Bland delivered the opinion of the Court.

24-0005 RED BLUFF, LLC v. NICOLE TARPLEY; from Harris County; 14th Court of Appeals District (14-22-00190-CV, 679 SW3d 211, 08-24-23)

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:

24-0224 JORDAN ROGERS v. BENJAMIN DAVID BRYAN; from Montgomery County; 9th Court of Appeals District (09-23-00214-CV, ___ SW3d ___, 02-08-24)

as reinstated
motion to dismiss denied

24-0889 KINETIC CONTENT, LLC v. TRAN DANG; from Harris County; 1st Court of Appeals District (01-23-00443-CV, 695 SW3d 769, 05-09-24)

24-1005 MONICA TURNER v. MELINDA CASTILLO; from Gregg County; 12th Court of Appeals District (12-24-00015-CV, ___ SW3d ___, 08-29-24)

25-0058 STRUGE CULTURAL CENTER, INC. v. ALBANIAN-AMERICAN CULTURAL CENTER, INC. AND XHAMIA SHQIPTARE DFW, INC.; from Dallas County; 5th Court of Appeals District (05-23-01134-CV, ___ SW3d ___, 10-15-24)

- 25-0071 MILBERGER LANDSCAPING, INC. v. THE CITY OF SAN ANTONIO, ACTING BY AND THROUGH THE SAN ANTONIO WATER SYSTEM; from Bexar County; 8th Court of Appeals District (08-23-00283-CV, ___ SW3d ___, 12-12-24)
- 25-0081 IN THE MATTER OF THE MARRIAGE OF WARREN ROBERT BASSETT AND MARY ANWUZIA; from Throckmorton County; 7th Court of Appeals District (07-24-00033-CV, ___ SW3d ___, 08-27-24)
- 25-0171 CYNTHIA MCFARLAND v. HARRIS COUNTY; from Harris County; 1st Court of Appeals District (01-24-00331-CV, ___ SW3d ___, 01-09-25)
- 25-0196 DEBORAH SONNENSCHNEIN v. AUGUSTIN RIVERA, JR., TERESA EREON GILTNER, HAROLD ODOM, BARBARA ELLIS, ANNA M. MCKIM, CYNTHIA EVA HUJAR ORR, C. ALFRED MACKENZIE, DWAIN M. MASSEY, AND CARLOS R. SOLTERO, IN THEIR OFFICIAL CAPACITIES AS MEMBERS OF THE TEXAS BOARD OF LAW EXAMINERS; from Travis County; 15th Court of Appeals District (15-24-00001-CV, 708 SW3d 294, 01-23-25)
- 25-0203 THE STATE OF TEXAS FOR THE BEST INTEREST AND PROTECTION OF L.J.; from Harrison County; 6th Court of Appeals District (06-24-00036-CV, ___ SW3d ___, 01-03-25)
- 25-0233 IN THE INTEREST OF M.P. AND A.P., CHILDREN; from Parker County; 2nd Court of Appeals District (02-24-00521-CV, ___ SW3d ___, 03-13-25)
- 25-0235 TEDROS TESEAMICHAEL HAILU v. DIANA LOPEZ MORENO; from Dallas County; 5th Court of Appeals District (05-23-01318-CV, ___ SW3d ___, 11-27-24)

25-0236 IN THE INTEREST OF N.M.P.C. AND J.J.C.T., CHILDREN; from Harris County; 14th Court of Appeals District (14-24-00594-CV, ___ SW3d ___, 02-04-25)

2 petitions
counsel's motions to withdraw granted

25-0339 IN THE INTEREST OF J.C.P.L., JR., A CHILD; from Harris County; 1st Court of Appeals District (01-24-00723-CV, ___ SW3d ___, 03-11-25)

counsel's motion to withdraw granted

THE FOLLOWING PETITION FOR REVIEW IS ABATED:

25-0172 STATE OF TEXAS v. GOOGLE, LLC; from Victoria County; 13th Court of Appeals District (13-23-00114-CV, ___ SW3d ___, 01-09-25)

joint motion to abate granted
abatement order issued

[**Note:** This case is removed from the Court's active docket until June 9, 2025, by which time the parties must file either a status report or a motion to dismiss.]

(Justice Sullivan not participating)

ORDERS ON MOTIONS FOR REHEARING

THE MOTION FOR REHEARING OF THE FOLLOWING PETITION FOR REVIEW IS DENIED:

24-0041 ALEXANDER SONNENSCHNEIN v. AUGUSTIN RIVERA, JR.; TERESA EREON GILTNER; HAROLD ODOM; BARBARA ELLIS; ANNA M. MCKIM; CYNTHIA EVA HUJAR ORR; C. ALFRED MACKENZIE; DWAIN M. MASSEY; AND CARLOS R. SOLTERO; IN THEIR OFFICIAL CAPACITIES AS MEMBERS OF THE TEXAS BOARD OF LAW EXAMINERS; from Travis County; 3rd Court of Appeals District (03-21-00602-CV, ___ SW3d ___, 11-30-23)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

24-0139 IN RE NELSON A. LOCKE

25-0213 IN RE KATRINA P. PETRINI; from Comal County; 7th Court of Appeals District (07-25-00012-CV, ___ SW3d ___, 02-21-25)
relator's emergency motion for injunctive relief dismissed as moot

25-0280 IN RE NICKOLAS JERMAINE TAYLOR; from Montgomery County; 9th Court of Appeals District (09-25-00069-CV, ___ SW3d ___, 03-13-25)
motion for emergency relief dismissed as moot

THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS ABATED:

25-0153 IN RE THE STATE OF TEXAS; from Midland County; 15th Court of Appeals District (15-24-00087-CV, 705 SW3d 479, 01-16-25)
joint motion to abate granted
abatement order issued

[**Note:** This case is removed from the Court's active docket until June 9, 2025, by which time the parties must file either a status report or a motion to dismiss.]