



**Fourth Court of Appeals
San Antonio, Texas**

MEMORANDUM OPINION

No. 04-20-00235-CV

IN RE Abelardo G. GONZALEZ

Original Mandamus Proceeding¹

PER CURIAM

Sitting: Patricia O. Alvarez, Justice
Irene Rios, Justice
Liza A. Rodriguez, Justice

Delivered and Filed: May 20, 2020

PETITION FOR WRIT OF MANDAMUS DENIED

On April 29, 2020, relator filed a pro se petition for writ of mandamus and a motion for temporary relief requesting a stay of the underlying proceedings pending final resolution of the petition for writ of mandamus.

Mandamus is an extraordinary remedy, available only when the relator can show (1) the trial court clearly abused its discretion or violated a duty imposed by law; and (2) there is no adequate remedy by way of appeal. *Walker v. Packer*, 827 S.W.2d 833, 839-40 (Tex. 1992) (orig. proceeding). After considering the petition and the record, this court concludes relator did not show he is entitled to the relief sought. Accordingly, the petition for writ of mandamus is denied. *See* TEX. R. APP. P. 52.8(a). Relator's motion for temporary relief is denied as moot.

PER CURIAM

¹ This proceeding arises out of Cause No. 2018CVH001007D3, styled *Abelardo G. Gonzalez v. Alberto J. Gonzalez, et al.*, pending in the 341st Judicial District Court, Webb County, Texas, the Honorable John D. Gabriel, Jr. presiding.