

Petition for Writ of Mandamus Denied and Memorandum Opinion filed June 30, 2020.



In The
Fourteenth Court of Appeals

NO. 14-20-00387-CV

IN RE RICHARD JIMENEZ, Relator

ORIGINAL PROCEEDING
WRIT OF MANDAMUS
61st District Court
Harris County, Texas
Trial Court Cause No. 2019-04715

MEMORANDUM OPINION

On June 3, 2020, relator Richard Jimenez filed a petition for writ of mandamus in this court. *See* Tex. Gov't. Code Ann. § 22.221; *see also* Tex. R. App. P. 52. In his petition, relator requests that this court compel the Honorable Fredericka Phillips, presiding judge of the 61st District Court, to vacate her order granting the real-party-in-interest's motion for protective order and denying relator's motion to compel.

We deny the petition for writ of mandamus. Relator has failed to include with his petition a certification that he has reviewed the petition and concluded that every factual statement is supported by competent evidence included in the appendix or record. Tex. R. App. P. 52.3(j); *In re Butler*, 270 S.W.3d 757, 758 (Tex. App.—Dallas 2008, orig. proceeding) (stating “the relator must comply with the current requirement of rule 52.3(j) by certifying the factual statements contained in the petition are supported by competent evidence included in the appendix or record. The relators have not done this, and, thus, their certification does not meet the requirements of rule 52.3(j).”).

Realtor has also failed to include certified or sworn copies of documents showing the matters of which he complains in the record. *See* Tex. R. App. P. 52.3(k)(1)(A); Tex. R. App. P. 52.7(a).

Accordingly, we deny relator’s petition for writ of mandamus.

PER CURIAM

Panel consists of Justices Wise, Bourliot, and Spain.