



THE SUPREME COURT OF TEXAS

Orders Pronounced January 29, 2016

ORDERS ON CAUSES

- 14-0453 COTI MATTHEWS, ON BEHALF OF HER MINOR CHILD M.M., ET AL. v. KOUNTZE INDEPENDENT SCHOOL DISTRICT; from Hardin County; 9th Court of Appeals District (09-13-00251-CV, ___ SW3d ___, 05-08-14)

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.

Justice Devine delivered the opinion of the Court.

Justice Willett delivered a concurring opinion.

Justice Guzman delivered a concurring opinion.

(Justice Boyd not sitting)

- 14-0534 RAILROAD COMMISSION OF TEXAS v. GULF ENERGY EXPLORATION CORPORATION; from Calhoun County; 13th Court of Appeals District (13-12-00252-CV, ___ SW3d ___, 05-29-14)

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

Justice Lehrmann delivered the opinion of the Court.

- 14-0591 THE STALEY FAMILY PARTNERSHIP, LTD. v. DAVID LEE STILES, DELZIE STILES, GINGER WESTBROOK, ROBERT STILES, AND DAVID STILES; from Collin County; 5th Court of Appeals District (05-13-00735-CV, ___ SW3d ___, 06-18-14)

The Court affirms the court of appeals' judgment.

Justice Johnson delivered the opinion of the Court.

- 14-0984 MADELON HYSAW, KATHRYN HYSAW WEAVER, MICHAEL AND CINDY BURRIS FAMILY PARTNERSHIP III, LTD., BYRON M. BURRIS AND JUDITH ANN BURRIS DZIUK v. BRETTON GUY DAWKINS, BRADLEY KEN DAWKINS, JERRY HOWARD OXFORD AND SHARON ANN OXFORD; from Karnes County; 4th Court of Appeals District (04-13-00539-CV, 450 SW3d 147, 07-30-14)

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

Justice Guzman delivered the opinion of the Court.

THE MOTION TO RESET ORAL ARGUMENT IN THE FOLLOWING CAUSE IS GRANTED:

15-0049 CROSSTEX NORTH TEXAS PIPELINE, L.P., N/K/A ENLINK NORTH TEXAS PIPELINE, LP v. ANDREW GARDINER AND SHANNON GARDINER; from Denton County; 2nd Court of Appeals District (02-12-00182-CV, 451 SW3d 150, 11-13-14)
unopposed motion to reschedule oral argument granted

[**Note:** This cause has been set for oral argument at 9:00 a.m., March 29, 2016.]
Time allotted to argue: 20/20 minutes

THE MOTION FOR REHEARING OF THE FOLLOWING CAUSE IS DENIED:

14-0302 CHESAPEAKE EXPLORATION, L.L.C. AND CHESAPEAKE OPERATING, INC. v. MARTHA ROWAN HYDER, INDIVIDUALLY, AND AS INDEPENDENT EXECUTRIX AND TRUSTEE UNDER THE WILL OF ELTON M. HYDER, JR., DECEASED, AND AS TRUSTEE UNDER THE ELTON M. HYDER JR. RESIDUARY TRUST, AND AS TRUSTEE OF THE ELTON M. HYDER JR. MARITAL TRUST; BRENT ROWAN HY; from Tarrant County; 4th Court of Appeals District (04-12-00769-CV, 427 SW3d 472, 03-05-14)

The Court's opinion issued June 12, 2015 is withdrawn and the opinion issued this date is substituted. The dissenting opinion issued June 12, 2015 is withdrawn and the opinion issued this date is substituted.

The Court affirms the court of appeals' judgment.

Chief Justice Hecht delivered the opinion of the Court, in which Justice Green, Justice Johnson, Justice Boyd, and Justice Devine joined.

Justice Brown delivered a dissenting opinion, in which Justice Willett, Justice Guzman, and Justice Lehrmann joined.

ORDERS ON CASES GRANTED

THE FOLLOWING PETITION FOR REVIEW IS GRANTED:

15-0272 WENDOLYN MESSNER, DEPENDENT ADMINISTRATOR v. MARK L. BOON AND BOON SHAVER ECHOLS COLEMAN & GOOLSBY, P.L.L.C.; from Rusk County; 6th Court of Appeals District (06-14-00020-CV, 466 SW3d 191, 01-28-15)
joint motion to grant review and remand to trial court to effectuate settlement agreement, granted

Pursuant to Texas Rule of Appellate Procedure 56.3, without considering the merits, the Court grants the petition for review, vacates the judgments of the court of appeals and trial court, and remands the case to the trial court for rendition of judgment in accordance with the parties' settlement agreement.

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

15-0513 IN THE INTEREST OF E.M. AND J.M., CHILDREN; from Brazos County; 10th Court of Appeals District (10-14-00313-CV, ___ SW3d ___, 05-28-15)
2 petitions

15-0680 IN THE INTEREST OF N.B., A CHILD; from Lubbock County; 7th Court of Appeals District

(07-15-00038-CV, ___ SW3d ___, 07-22-15)

15-0778 PATRICIA MARTIN v. GREG BRINKLEY AND SARA BRINKLEY; from Harris County; 14th Court of Appeals District (14-14-00033-CV, ___ SW3d ___, 08-25-15)

15-0876 IN THE INTEREST OF K.G., M.G. AND MA.G., CHILDREN; from Dallas County; 5th Court of Appeals District (05-15-00363-CV, ___ SW3d ___, 09-08-15)
2 petitions

15-0963 IMMOBILIERE JEUNESS ESTABLISSEMENT v. RICARDO G. CEDILLO, JASON C. ZEHNER, J. RUSSELL DAVIS AND DAVIS, CEDILLO & MENDOZA, INC.; from Harris County; 14th Court of Appeals District (14-15-00101-CV, ___ SW3d ___, 08-27-15)
(Justice Guzman not sitting)

15-0989 JAMES BELL MCCOY v. CRAIG WATKINS, JUSTIN LORD, LARRY MITCHELL, RAY GRISHAM AND HENRY M. WADE; from Dallas County; 5th Court of Appeals District (05-14-00844-CV, ___ SW3d ___, 11-05-15)

THE FOLLOWING PETITIONS FOR REVIEW ARE DISMISSED:

15-0496 RISK MANAGEMENT STRATEGIES, INC. v. TEXAS WORKFORCE COMMISSION; AND ANDRES ALCANTAR, RONALD G. CONGLETON AND HOPE ANDRADE, IN THEIR OFFICIAL CAPACITIES AS COMMISSIONERS; from Travis County; 3rd Court of Appeals District (03-13-00560-CV, 464 SW3d 864, 05-22-15)
unopposed motion to dismiss petition for review granted

15-0820 ESTATE OF SHIRLEY L. BENSON; THOMAS MILTON BENSON AS TRUSTEE OF THE SHIRLEY L. BENSON TESTAMENTARY TRUST v. RENEE BENSON; from Bexar County; 4th Court of Appeals District (04-15-00087-CV, ___ SW3d ___, 09-09-15)
unopposed motion to dismiss petition for review granted

ORDERS ON MOTIONS FOR REHEARING

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

15-0634 RICHARD A. RODRIGUEZ v. JPMORGAN CHASE BANK, N.A.; from Bexar County; 4th Court of Appeals District (04-14-00342-CV, ___ SW3d ___, 06-17-15)

15-0671 MARVIN WADDLETON III TDCJ # 1355746 v. TEXAS DEPARTMENT OF CRIMINAL JUSTICE, ET AL.; from Bee County; 13th Court of Appeals District (13-13-00512-CV, ___ SW3d ___, 07-30-15)

15-0721 AMBER BUMPUS v. BRENT FITZGERALD; from Hunt County; 5th Court of Appeals

District (05-12-00141-CV, ___ SW3d ___, 07-07-15)

15-0772 EMILE J. DAIGLE v. BONNIE DAIGLE; from Jefferson County; 9th Court of Appeals District (09-14-00399-CV, ___ SW3d ___, 08-27-15)

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

15-0798 IN RE BENJAMIN JOSEPH GUTIERREZ; from El Paso County; 8th Court of Appeals District (08-15-00314-CV, ___ SW3d ___, 10-14-15)

15-0849 IN RE ROWLAND J. MARTIN; from Bexar County; 4th Court of Appeals District (04-14-00483-CV, ___ SW3d ___, 05-13-15)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

15-0950 IN RE EDWARD R. NEWSOME; from Harris County; 14th Court of Appeals District (14-12-01110-CV, ___ SW3d ___, 01-08-13)

15-0951 IN RE EDWARD R. NEWSOME; from Harris County; 1st Court of Appeals District (01-15-00798-CV, ___ SW3d ___, 09-29-15)