



# THE SUPREME COURT OF TEXAS

Orders Pronounced May 12, 2017

## ORDERS ON CAUSES

- 15-0635 BANKDIRECT CAPITAL FINANCE, LLC, A SUBSIDIARY OF TEXAS CAPITAL BANK, N.A. v. PLASMA FAB, LLC AND RUSSELL MCCANN; from Travis County; 3rd Court of Appeals District (03-13-00331-CV, 468 SW3d 121, 05-08-15)

The Court affirms the court of appeals' judgment.

Justice Willett delivered the opinion of the Court, in which Justice Green, Justice Lehrmann, Justice Boyd, Justice Devine and Justice Brown joined.

Justice Guzman delivered a concurring opinion.

Justice Johnson delivered a dissenting opinion, in which Chief Justice Hecht joined.

- 15-0732 UNIVERSITY OF THE INCARNATE WORD v. VALERIE REDUS, ET AL.; from Bexar County; 4th Court of Appeals District (04-15-00120-CV, 474 SW3d 816, 08-26-15)

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

Justice Devine delivered the opinion of the Court.

- 15-0763 MIGUEL ANGEL LOYA v. LETICIA B. LOYA; from Harris County; 14th Court of Appeals District (14-14-00208-CV, 473 SW3d 362, 07-28-15)

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

Justice Lehrmann delivered the opinion of the Court.

- 15-0803 SHIELDS LIMITED PARTNERSHIP v. BOO NATHANIEL BRADBERRY AND 40/40 ENTERPRISES; from Dallas County; 5th Court of Appeals District (05-14-00258-CV, \_\_\_ SW3d \_\_\_, 06-23-15)

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

Justice Guzman delivered the opinion of the Court.

- 15-0844 FIRST BANK v. RICHARD BRUMITT; from Harris County; 14th Court of Appeals District (14-13-00694-CV, 472 SW3d 1, 05-28-15)

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

Justice Boyd delivered the opinion of the Court.

- 16-0214 PAUL GREEN v. DALLAS COUNTY SCHOOLS; from Dallas County; 5th Court of Appeals District (05-14-00432-CV, \_\_\_ SW3d \_\_\_, 01-19-16)

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.

Per Curiam Opinion

16-0346 HARRIS COUNTY APPRAISAL DISTRICT v. TEXAS WORKFORCE COMMISSION; from Harris County; 14th Court of Appeals District (14-14-00631-CV, 488 SW3d 843, 03-31-16)

The Court affirms the court of appeals' judgment.

Justice Johnson delivered the opinion of the Court.

(Justice Guzman not sitting)

16-0373 AD VILLARAI, LLC, THE ASHLEY NICOLE WILLIAMS TRUST, VILLAS ON RAIFORD CARROLLTON SENIOR HOUSING, LLC AND VILLAS ON RAIFORD, LLC v. CHAN IL PAK; from Dallas County; 5th Court of Appeals District (05-14-01312-CV, \_\_\_ SW3d \_\_\_, 02-13-16)

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.

Per Curiam Opinion

#### **ORDERS ON CASES GRANTED**

##### THE FOLLOWING PETITION FOR REVIEW IS GRANTED:

16-0747 LARRY MARK POLSKY v. THE STATE OF TEXAS; from Travis County; 3rd Court of Appeals District (03-14-00068-CV, \_\_\_ SW3d \_\_\_, 05-13-16)

abatement order issued February 13, 2017, lifted

petition reinstated

agreed motion to dispose of settled cases granted as follows:

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:

16-0381 AD VILLARAI, LLC v. CHAN PAK; from Dallas County; 5th Court of Appeals District (05-15-00079-CV, 487 SW3d 775, 04-06-16)

17-0153 HEJIN HONG v. NATIONS RENOVATIONS, LLC; 5th Court of Appeals District (05-15-01036-CV, \_\_\_ SW3d \_\_\_, 12-29-16)

17-0167 STANLEY D. DAVIS v. TYSON FRESH MEATS, INC.; 7th Court of Appeals District (07-16-00443-CV, \_\_\_ SW3d \_\_\_, 12-20-16)

- 17-0192 JENNIFER DEUEL STANTON AS CO-INDEPENDENT EXECUTOR OF THE ESTATE OF ARDYCE DEUEL-NASH, DECEASED, AND INDIVIDUALLY v. BRITTANY GLOERSON; 5th Court of Appeals District (05-16-00214-CV, \_\_\_ SW3d \_\_\_, 11-30-16)
- 17-0238 KAY PLUNKETT, INDIVIDUALLY AND AS SURVIVING SPOUSE OF CURTIS PLUNKETT; C.A., INDIVIDUALLY AND AS SURVIVING CHILD OF CURTIS PLUNKETT; AND J.P., INDIVIDUALLY AND AS SURVIVING CHILD OF CURTIS PLUNKETT v. CHRISTUS ST. MICHAEL HEALTH SYSTEM; CHRISTUS HEALTH ARK-LA-TEX D/B/A CHRISTUS ST. MICHAEL HEALTH SYSTEM; AND JACOB DUKE, D.D.S.; 6th Court of Appeals District (06-16-00010-CV, \_\_\_ SW3d \_\_\_, 12-19-16)
- 17-0261 IN THE INTEREST OF A.L.H., A CHILD; 14th Court of Appeals District (14-16-00556-CV, \_\_\_ SW3d \_\_\_, 01-10-17)

#### **ORDERS ON MOTIONS FOR REHEARING**

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

- 16-0832 ALBERT PORTER v. THE STATE OF TEXAS; from Bexar County; 4th Court of Appeals District (04-16-00429-CV, \_\_\_ SW3d \_\_\_, 04-10-16)

#### **MISCELLANEOUS**

##### THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS DENIED:

- 17-0246 IN RE SCOTT HAIRE; 2nd Court of Appeals District (02-17-00083-CV, \_\_\_ SW3d \_\_\_, 03-20-17)  
motion for temporary relief denied