



THE SUPREME COURT OF TEXAS

Orders Pronounced April 27, 2018

ORDERS ON CAUSES

- 16-0301 ONCOR ELECTRIC DELIVERY COMPANY LLC v. CHAPARRAL ENERGY, LLC; from Ward County; 8th Court of Appeals District (08-13-00159-CV, 511 SW3d 750, 01-13-16)

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

Justice Boyd delivered the opinion of the Court.

- 16-0519 HONORS ACADEMY, INC., D/B/A HONORS ACADEMY AND AMERICAN YOUTHWORKS, INC., D/B/A AMERICAN YOUTHWORKS CHARTER SCHOOL v. TEXAS EDUCATION AGENCY AND MICHAEL MORATH, IN HIS OFFICIAL CAPACITY AS TEXAS COMMISSIONER OF EDUCATION; from Travis County; 3rd Court of Appeals District (03-14-00283-CV, 496 SW3d 244, 06-10-16)
2 petitions

The Court affirms the court of appeals' judgment.

Justice Devine delivered the opinion of the Court.

Justice Johnson delivered a concurring opinion.

(Justice Blacklock not sitting)

- 16-0542 FORT WORTH TRANSPORTATION AUTHORITY, MCDONALD TRANSIT ASSOCIATES, INC., MCDONALD TRANSIT, INC., AND LESHAWN VAUGHN v. MICHELE RODRIGUEZ AND NEW HAMPSHIRE INSURANCE COMPANY; from Tarrant County; 2nd Court of Appeals District (02-14-00340-CV, ___ SW3d ___, 06-23-16)

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

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

Justice Johnson delivered a dissenting opinion, in which Justice Lehrmann and Justice Boyd joined.

Justice Blacklock did not participate in the decision.

- 16-0588 ALBERT LUJAN D/B/A TEXAS WHOLESALE FLOWER CO. v. NAVISTAR, INC., NAVISTAR INTERNATIONAL CORPORATION, NAVISTAR INTERNATIONAL TRANSPORTATION CORP., INTERNATIONAL TRUCK AND ENGINE CORPORATION AND SANTEX TRUCK CENTERS, LTD.; from Harris County; 14th Court of Appeals District

(14-14-00345-CV, 503 SW3d 424, 06-23-16)

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

Justice Blacklock delivered the opinion of the Court.

16-0626 WILLACY COUNTY APPRAISAL DISTRICT v. SEBASTIAN COTTON & GRAIN, LTD.; from Willacy County; 13th Court of Appeals District (13-14-00574-CV, 492 SW3d 824, 04-28-16)

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

Justice Green delivered the opinion of the Court.

16-0804 GARY DON PERRYMAN, NANCY K. PERRYMAN AND LEASHA PERRYMAN BOWDEN; AND EOG RESOURCES INC. v. SPARTAN TEXAS SIX CAPITAL PARTNERS, LTD., SPARTAN TEXAS SIX-CELINA, LTD. AND DION MENSER; from Harris County; 14th Court of Appeals District (14-14-00873-CV, 494 SW3d 735, 03-01-16)
3 petitions

The Court modifies the court of appeals' judgment in part and affirms that judgment as modified.

Justice Boyd delivered the opinion of the Court.

Justice Blacklock did not participate in the decision.

16-0829 IN RE STATE OF TEXAS; from Montgomery County; 9th Court of Appeals District (09-16-00072-CV, 501 SW3d 116, 09-01-16)

The Court conditionally grants the writ of mandamus.

Justice Lehrmann delivered the opinion of the Court.

(Justice Blacklock not sitting)

16-0851 IN RE NORTH CYPRESS MEDICAL CENTER OPERATING CO., LTD.; from Harris County; 14th Court of Appeals District (14-16-00671-CV, ___ SW3d ___, 10-20-16)

The Court denies the petition for writ of mandamus.

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

Chief Justice Hecht delivered a dissenting opinion, in which Justice Green and Justice Guzman joined.

16-0935 BILL YOUNGKIN v. BILLY G. HINES, JR.; from Brazos County; 10th Court of Appeals District (10-15-00194-CV, 524 SW3d 278, 07-13-16)

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

Justice Lehrmann delivered the opinion of the Court.

17-0437 TIMOTHY CASTLEMAN AND CASTLEMAN CONSULTING, LLC v. INTERNET MONEY LIMITED AND KEVIN O'CONNOR; from Lubbock County; 7th Court of Appeals District (07-16-00320-CV, ___ SW3d ___, 04-19-17)

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:

17-0317 JEREMY ONEY AND HORIZON CABLE SERVICE, INC. v. WILLIAM CRIST AND HEATHER CRIST; from Gregg County; 12th Court of Appeals District (12-16-00045-CV, 517 SW3d 882, 03-15-17)

agreed motion to grant petition and vacate judgment granted in part as follows:

Pursuant to Texas Rule of Appellate Procedure 56.3, without considering the merits, the Court grants the petition for review, vacates the judgment of the court of appeals and remands the case to the trial court for rendition of judgment in accordance with the parties' settlement agreement. The parties' request that the court of appeals' opinion be vacated is denied.

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

17-0035 IN THE INTEREST OF E.T., A CHILD; from Smith County; 12th Court of Appeals District (12-16-00190-CV, ___ SW3d ___, 11-30-16)

17-0956 ARTIS CHARLES HARRELL v. JEROME GODINICH, JR.; from Harris County; 1st Court of Appeals District (01-16-00338-CV, ___ SW3d ___, 10-19-17)

18-0009 PEGGY HARTMAN D/B/A HARTMAN HOMES v. P.J. NORMAN; from Jefferson County; 9th Court of Appeals District (09-16-00333-CV, ___ SW3d ___, 10-19-17)

18-0077 ROSALE VICTORIA DUFFEY v. CURRY PATRICK DUFFEY; from Fort Bend County; 14th Court of Appeals District (14-16-00144-CV, ___ SW3d ___, 12-07-17)

18-0089 IN THE INTEREST OF A.G., A.R., AND K.C., CHILDREN; from Lubbock County; 7th Court of Appeals District (07-17-00298-CV, ___ SW3d ___, 01-09-18)

18-0106 SALVADOR ZAVALA v. M. MATTHEW, ET AL.; from Bee County; 13th Court of Appeals District (13-17-00009-CV, ___ SW3d ___, 01-04-18)

18-0143 IN THE INTEREST OF D.M.W. AKA D.W., A CHILD; from Harris County; 1st Court of Appeals District (01-17-00484-CV, ___ SW3d ___, 12-21-17)

18-0146 CARLOS A. GARCIA v. SCHLUMBERGER TECHNOLOGY CORPORATION; from Webb County; 4th Court of Appeals District (04-17-00180-CV, ___ SW3d ___, 11-29-17)

- 18-0148 CHILDRESS ENGINEERING SERVICES, INC. AND TONY CHILDRESS v. JUAN A. DELEON; from Dallas County; 5th Court of Appeals District (05-16-00429-CV, ___ SW3d ___, 11-29-17)
- 18-0255 IN THE INTEREST OF H.E.B., A CHILD; from Gray County; 7th Court of Appeals District (07-17-00351-CV, ___ SW3d ___, 01-31-18)
- 18-0325 IN THE INTEREST OF J.J.S., JR., E.F.S., AND X.C.M.S., CHILDREN; from Bexar County; 4th Court of Appeals District (04-17-00747-CV, ___ SW3d ___, 02-28-18)

ORDERS ON MOTIONS FOR REHEARING

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

- 17-0352 ZEIG ELECTRIC, INC. v. VIKING HEALTHCARE, LLC; from Grayson County; 5th Court of Appeals District (05-15-00835-CV, ___ SW3d ___, 10-27-16)
- 17-0897 TERRENCE MARK GORE v. CEDAR HILL INDEPENDENT SCHOOL DISTRICT AND MICHAEL L. WILLIAMS, COMMISSIONER OF EDUCATION; from Dallas County; 5th Court of Appeals District (05-16-00460-CV, ___ SW3d ___, 07-13-17)
as amended

THE MOTION FOR REHEARING OF THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS DENIED:

- 17-0795 IN RE ZAHIR QUERISHI

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

- 18-0246 IN RE MOISES GUZMAN; from Harris County; 1st Court of Appeals District (01-17-00869-CV, ___ SW3d ___, 02-15-18)
- 18-0253 IN RE CARLOS GUADALUPE CANTU; from Hidalgo County; 13th Court of Appeals District (13-18-00067-CV, ___ SW3d ___, 02-05-18)

THE FOLLOWING PETITION FOR WRIT OF HABEAS CORPUS IS DENIED:

- 17-0418 IN THE MATTER OF J.M.W., A JUVENILE; from Smith County; 12th Court of Appeals District (12-17-00068-CV, ___ SW3d ___, 03-15-17)
as supplemented