



THE SUPREME COURT OF TEXAS

Orders Pronounced December 17, 2021

ORDERS ON CAUSES

20-0523 GERARD MATZEN v. MARSHA MCLANE, DIRECTOR OF THE TEXAS CIVIL COMMITMENT OFFICE, AND THE TEXAS CIVIL COMMITMENT OFFICE; from Travis County; 3rd Court of Appeals District (03-18-00740-CV, 604 SW3d 91, 03-06-20)

2 petitions

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

Justice Blacklock delivered the opinion of the Court.

ORDERS ON CASES GRANTED

THE FOLLOWING PETITION FOR REVIEW IS GRANTED:

21-0429 TORNADO BUS COMPANY v. MICHAEL ZIEHL; from Dallas County; 5th Court of Appeals District (05-19-00901-CV, ___ SW3d ___, 04-22-21)
agreed motion to dismiss 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.

PROBABLE JURISDICTION IS NOTED IN THE FOLLOWING DIRECT APPEAL:

21-1045 TEXAS DEPARTMENT OF STATE HEALTH SERVICES; JOHN HELLERSTEDT, IN HIS OFFICIAL CAPACITY AS COMMISSIONER OF THE TEXAS DSHS v. CROWN DISTRIBUTING LLC; AMERICA JUICE CO., LLC; CUSTOM BOTANICAL DISPENSARY, LLC; 1937 APOTHECARY, LLC; from Travis County

[Note: This case has been set for oral argument at 9:00 a.m., March 22, 2022.]
Time allotted to argue: 20/20 minutes

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

21-0045 TEXAS WINDSTORM INSURANCE ASSOCIATION v. BOYS AND GIRLS CLUB OF THE COASTAL BEND, INC.; from Nueces County; 13th Court of Appeals District (13-19-00429-CV, ___ SW3d ___, 09-24-20)
2 petitions

(Justice Young not participating)

21-0708 DAMARIS MCCALLEY v. DR. CLIFTON LYNDELL COX II, METHODIST SOUTHLAKE HOSPITAL, AND DR. OLEFEMI ABIODUN; from Tarrant County; 2nd Court of Appeals District (02-20-00411-CV, ___ SW3d ___, 07-29-21)
motion for court appointed attorney denied

21-0823 MACY'S RETAIL HOLDINGS, INC. v. AUDON BENAVIDES; from Dallas County; 5th Court of Appeals District (05-19-01264-CV, ___ SW3d ___, 08-12-21)
2 petitions

21-0855 DICEX INTERNATIONAL, INC. v. AMIGO STAFFING, INC.; from Webb County; 4th Court of Appeals District (04-20-00018-CV, ___ SW3d ___, 03-24-21)

- 21-0876 JOHNNY PARTAIN v. JUDGE ALEX GABERT; from Hidalgo County; 13th Court of Appeals District (13-21-00037-CV, ___ SW3d ___, 08-26-21)
- 21-0907 SANDRA TOBIAS AND A.R.T. v. JOSEPH DAVID MARKS; from Tom Green County; 3rd Court of Appeals District (03-20-00127-CV, ___ SW3d ___, 08-31-21)
- 21-0950 ANGELIA HILL v. MOMENTUM MOTOR CARS, LTD. D/B/A LAND ROVER OF SOUTHWEST HOUSTON; from Harris County; 1st Court of Appeals District (01-20-00367-CV, ___ SW3d ___, 08-10-21)
- 21-0968 IN THE INTEREST OF A.M.H.-C, A CHILD; from McLennan County; 10th Court of Appeals District (10-21-00029-CV, ___ SW3d ___, 09-29-21)

ORDERS ON MOTIONS FOR REHEARING

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

- 21-0053 OSCAR ORTEGA AND ROGGIE LAW v. ALAN PEAN; from Harris County; 1st Court of Appeals District (01-18-00249-CV, ___ SW3d ___, 04-11-19)
- (Justice Young not participating)
- 21-0540 MYRA LISA WELLONS, INDIVIDUALLY AND AS THE REPRESENTATIVE OF THE ESTATE OF JASON WELLONS, DECEASED, MEGAN WELLONS v. VALERO REFINING-NEW ORLEANS, L.L.C.; from Harris County; 14th Court of Appeals District (14-18-01075-CV, 616 SW3d 220, 12-31-20)
- 21-0545 WENDY MEIGS v. TODD ZUCKER AND BOHREER & ZUCKER LLP; from Harris County; 1st Court of Appeals District (01-19-00321-CV, ___ SW3d ___, 07-28-20)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

20-0602 IN RE OSCAR DAGOBERTO FLORES AND RIVAS TRUCKING
SPECIALTY, LLC; from Dallas County; 5th Court of Appeals District (05-
19-01058-CV, ___ SW3d ___, 06-02-20)

Per Curiam Opinion

21-0877 IN RE EUGENE WILLIAMS; from Midland County

21-0953 IN RE ROBERT J. GAUDET, JR.; from El Paso County; 8th Court of
Appeals District (08-21-00054-CV, 625 SW3d 887, 04-22-21)

THE FOLLOWING PETITION FOR WRIT OF MANDAMUS IS DISMISSED:

21-0884 IN RE HYDROCHEM LLC; from Harris County; 1st Court of Appeals
District (01-21-00087-CV, ___ SW3d ___, 09-21-21)

unopposed motion to dismiss petition for writ of mandamus granted

A STAY IS ISSUED IN THE FOLLOWING PETITION FOR WRIT OF MANDAMUS:

21-1063 IN RE CHRISTOPHER S. KAPPMAYER AND ROXANA P.
KAPPMAYER; from Aransas County; 13th Court of Appeals District (13-21-
00344-CV, ___ SW3d ___, 11-30-21)

relators' emergency motion for stay of trial court's order granted

stay order issued

response requested due by December 27, 2021

[**Note:** The petition for writ of mandamus remains pending before this Court.]