



THE SUPREME COURT OF TEXAS

Orders Pronounced March 11, 2022

ORDERS ON CAUSES

20-0451 ENERGEN RESOURCES CORPORATION v. BRYCE J. WALLACE, ELITE DRILLERS CORPORATION, AND UNITED FIRE & CASUALTY AND ITS PARENT, UNITED FIRE GROUP, INC.; from Reeves County; 8th Court of Appeals District (08-17-00248-CV, 603 SW3d 499, 04-24-20)

The Court reverses the court of appeals' judgment and reinstates the trial court's judgment.

Justice Busby delivered the opinion of the Court, in which Chief Justice Hecht, Justice Lehrmann, Justice Boyd, Justice Devine, Justice Bland, and Justice Huddle joined.

Justice Blacklock delivered a concurring opinion, in which Justice Young joined.

20-0505 IN RE EAGLERIDGE OPERATING, LLC; from Dallas County; 5th Court of Appeals District (05-19-01171-CV, 627 SW3d 478, 01-24-20)

The Court denies the petition for writ of mandamus.

Justice Devine delivered the opinion of the Court.
(Justice Lehrmann not participating)

22-0033 WHOLE WOMAN'S HEALTH, ET AL. v. JUDGE AUSTIN REEVE JACKSON; PENNY CLARKSTON; MARK LEE DICKSON; STEPHEN BRINT CARLTON; KATHERINE A. THOMAS; CECILE ERWIN YOUNG; ALLISON VORDENBAUMEN BENZ; KEN PAXTON (U.S. Fifth Circuit 21-50792)

The Court answers the question certified by the United States Court of Appeals for the Fifth Circuit.

Justice Boyd delivered the opinion of the Court.

THE MOTION FOR REHEARING OF THE FOLLOWING CAUSE IS DENIED:

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)

ORDERS ON CASES GRANTED

THE FOLLOWING PETITIONS FOR REVIEW ARE GRANTED:

20-0811 UNIVERSITY OF TEXAS AT AUSTIN PRESIDENT JAY HARTZELL, ET AL. v. S.O.; from Travis County; 3rd Court of Appeals District (03-19-00131-CV, 613 SW3d 244, 09-04-20)

~ consolidated for oral argument with ~

20-0812 TEXAS STATE UNIVERSITY PRESIDENT DENISE M. TRAUTH; TEXAS STATE UNIVERSITY ASSISTANT VICE PRESIDENT FOR RESEARCH AND FEDERAL RELATIONS MICHAEL BLANDA; TEXAS STATE UNIVERSITY REGISTRAR LOUIS E. JIMENEZ, JR.; AND TEXAS STATE UNIVERSITY REGENTS WILLIAM F. SCOTT, DAVID MONTAGNE, CHARLIE AMATO, DUKE AUSTIN, GARRY CRAIN, VERONICA MUZQUIZ EDWARDS, DIONICIO FLORES, NICKI HARLE, AND ALAN L. TINSLEY, IN THEIR OFFICIAL CAPACITIES v. K. E.; from Hays County; 3rd Court of Appeals District (03-19-00212-CV, 613 SW3d 222, 09-04-20)

[**Note:** The date and time for oral argument are yet to be determined.]

20-0856 THE GULF COAST CENTER v. DANIEL CURRY, JR.; from Galveston County; 1st Court of Appeals District (01-18-00665-CV, ___ SW3d ___, 09-10-20)

[**Note:** The date and time for oral argument are yet to be determined.]

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

19-1053 SAN JACINTO RIVER AUTHORITY v. ELIZABETH BOLT, ET AL.; from Harris County; 1st Court of Appeals District (01-18-00823-CV, ___ SW3d ___, 06-13-19)

21-0021 KBIDC INVESTMENTS, LLC v. ZURU TOYS INC., ZURU INC., AND ZURU LTD., TINNUS ENTERPRISES, LLC AND JOSH MALONE; from Collin County; 5th Court of Appeals District (05-19-00159-CV, ___ SW3d ___, 10-09-20)

21-0444 CITY OF BUDA v. N.M. EDIFICIOS, LLC; from Hays County; 7th Court of Appeals District (07-20-00284-CV, ___ SW3d ___, 04-16-21)
2 petitions
motion for leave to file sur-reply dismissed as moot

21-0521 VERDUN OIL & GAS, LLC v. NERI QUINTANILLA; from Duval County; 4th Court of Appeals District (04-21-00156-CV, ___ SW3d ___, 05-12-21)
(Justice Lehrmann not participating)

21-0553 D MAGAZINE PARTNERS, L.P. D/B/A D MAGAZINE F/K/A MAGAZINE LIMITED PARTNERS, L.P. AND ALLISON MEDIA, INC. v. JANAY BENDER ROSENTHAL; from Dallas County; 5th Court of Appeals District (05-19-01525-CV, ___ SW3d ___, 06-09-21)

21-0612 ENERGY TRANSFER FUEL, L.P., A TEXAS LIMITED PARTNERSHIP v. 660 NORTH FREEWAY, LLC, A TEXAS LIMITED LIABILITY COMPANY, AND TINDALL PROPERTIES, LTD., A TEXAS LIMITED PARTNERSHIP; from Tarrant County; 2nd Court of Appeals District (02-20-00170-CV, ___ SW3d ___, 04-22-21)

21-0691 BRAMLETTE HOLLAND BROWDER v. RACHEL MOREE AND CLARENCE DEAN HINDS, JR.; from Travis County; 3rd Court of Appeals District (03-19-00381-CV, ___ SW3d ___, 06-02-21)

21-0733 KEN PAXTON, TEXAS ATTORNEY GENERAL v. CITY OF AUSTIN, MAYOR STEVE ADLER, ORA HOUSTON, DELIA GARZA, SABINO RENTERIA, GREGORIO CASAR, ANN KITCHEN, DON ZIMMERMAN, LESLIE POOL, ELLEN TROXCLAIR, KATHIE TOVO, AND SHERI GALLO, EACH IN THEIR OFFICIAL CAPACITY; from Travis County; 3rd Court of Appeals District (03-19-00501-CV, ___ SW3d ___, 07-22-21)

Justice Devine notes his dissent from the Court's denial of the petition for review.

21-0752 LANDMARK AMERICAN INSURANCE CO. AND SENECA SPECIALTY INSURANCE CO. v. EAGLE SUPPLY & MANUFACTURING L.P. F/K/A EAGLE CONSTRUCTION & ENVIRONMENTAL SERVICES, L.P. AND METEX DEMOLITION, LLC; from Eastland County; 11th Court of Appeals District (11-19-00016-CV, 630 SW3d 342, 01-29-21)

2 petitions

21-0871 GEORGE H. CLEMENTS, III v. HLF FUNDING; from Dallas County; 5th Court of Appeals District (05-19-01295-CV, ___ SW3d ___, 07-28-21)

21-0909 CHRISTOPHER WREH v. ALEX GIANOTOS, BOSTEN GOLDSCHMIED, & BG INCORPORATED; from Dallas County; 5th Court of Appeals District (05-19-01213-CV, ___ SW3d ___, 06-22-21)

emergency motion to request counsel denied

- 21-0928 IN THE INTEREST OF S.R.F. AND S.W.F., CHILDREN; from Bexar County; 4th Court of Appeals District (04-21-00049-CV, ___ SW3d ___, 08-25-21)
- 21-0937 MOHAMD ALHALWANI AND AMZK PROPERTIES, INC. v. ALIA REALTY LLC, EED, INC. AND EED FAMILY, INC.; from Dallas County; 5th Court of Appeals District (05-21-00265-CV, ___ SW3d ___, 09-23-21)
- 21-1019 IN THE MATTER OF THE ESTATE OF ROBBIE CRISS MCDONALD; from Brazoria County; 14th Court of Appeals District (14-20-00173-CV, ___ SW3d ___, 09-16-21)
- 21-1083 IN THE INTEREST OF J.K., J.K., AND J.K., CHILDREN; from Tarrant County; 2nd Court of Appeals District (02-21-00199-CV, ___ SW3d ___, 11-04-21)
- 21-1099 DJO, LLC v. MARIE GRAVES; from Denton County; 2nd Court of Appeals District (02-21-00096-CV, 636 SW3d 321, 11-04-21)
- 22-0004 ALFREDO OROZCO v. ASSURANT COMMERCIAL CAPITAL, LLC, A TEXAS CORPORATION, AIM BANK, A TEXAS CORPORATION, BRANDON BENNETT, AN INDIVIDUAL, AND JOHN DOE CORPORATION; from Lubbock County; 7th Court of Appeals District (07-21-00209-CV, ___ SW3d ___, 10-19-21)
- 22-0006 ELVIS LEYVA AND LEYVA IRON WORKS, INC. v. AMERICAN COMPLETION TOOLS, INC.; from Harris County; 1st Court of Appeals District (01-21-00120-CV, ___ SW3d ___, 12-02-21)
- 22-0012 GUANGCUN HUANG v. LINMAN CHANG; from Bexar County; 4th Court of Appeals District (04-20-00129-CV, ___ SW3d ___, 10-06-21)

22-0027 D'AMATO CONVERSANO, INC. D/B/A DCI ENGINEERS v. CERTAIN UNDERWRITERS AT LLOYD'S OF LONDON SUBSCRIBING TO POLICY NO. NAJL05000016-H87, AS SUBROGEE OF MOMENTUM HOSPITALITY, INC. & 75 AND SUNNY HOSPITALITY D/B/A FAIRFIELD INN & SUITES; from Aransas County; 13th Court of Appeals District (13-20-00377-CV, 635 SW3d 276, 09-23-21)

22-0028 NATALIE JANINE GARNES M.D. v. ALMA MCAFEE; from Harris County; 1st Court of Appeals District (01-20-00717-CV, ___ SW3d ___, 12-23-21)

22-0077 CHRISTOPHER N. WATTIGNY M.D. AND ESS OF NACOGDOCHES, LLC v. PAMELA KALKA AND ROBERT KALKA; from Nacogdoches County; 12th Court of Appeals District (12-21-00048-CV, ___ SW3d ___, 12-21-21)

ORDERS ON MOTIONS FOR REHEARING

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

21-1103 IN THE ESTATE OF ROOSEVELT GREEN, SR., DECEASED; from Matagorda County; 13th Court of Appeals District (13-19-00484-CV, ___ SW3d ___, 10-28-21)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

20-0837 IN RE MICHAEL KEITH CASH AND SAN MARCOS AIR CONDITIONING, INC.; from Hays County; 3rd Court of Appeals District (03-20-00302-CV, ___ SW3d ___, 07-03-20)

21-0580 IN RE CALCO LAND DEVELOPMENT, LLC; from Collin County; 5th Court of Appeals District (05-20-00205-CV, 629 SW3d 591, 04-28-21)

21-1023 IN RE J. STEVE PURSLEY; from Harris County; 14th Court of Appeals District (14-20-00556-CV, ___ SW3d ___, 08-10-21)
stay order issued December 8, 2021, lifted

21-1025 IN RE U.S. XPRESS, INC., AND ANTHONY DENNY WRIGHT; from Travis County; 3rd Court of Appeals District (03-21-00330-CV, ___ SW3d ___, 11-05-21)
relators' non-emergency motion for temporary relief dismissed
motion for leave to file sur-reply dismissed as moot
motion to strike sur-reply dismissed as moot

21-1066 IN RE CITY OF INGRAM CITY SECRETARY STEPHANIE BRECKENRIDGE, IN HER OFFICIAL CAPACITY; from Kerr County; 4th Court of Appeals District (04-21-00519-CV, ___ SW3d ___, 12-08-21)

22-0082 IN RE ESTATE OF SHARON KAYE KARNES HEFFNER, DECEASED; from Cooke County; 2nd Court of Appeals District (02-21-00419-CV)