



THE SUPREME COURT OF TEXAS

Orders Pronounced September 30, 2022

ORDERS ON CAUSES

THE MOTIONS FOR REHEARING OF THE FOLLOWING CAUSES ARE DENIED:

20-0174 INDUSTRIAL SPECIALISTS, LLC v. BLANCHARD REFINING COMPANY LLC AND MARATHON PETROLEUM COMPANY LP; from Galveston County; 1st Court of Appeals District (01-19-00514-CV, 634 SW3d 760, 09-05-19)

(Justice Lehrmann not participating)

21-0080 GLENN HEGAR, COMPTROLLER OF PUBLIC ACCOUNTS OF THE STATE OF TEXAS AND KEN PAXTON, ATTORNEY GENERAL OF THE STATE OF TEXAS v. HEALTH CARE SERVICE CORPORATION; from Travis County; 3rd Court of Appeals District (03-19-00864-CV, ___ SW3d ___, 12-11-20)

ORDERS ON CASES GRANTED

THE FOLLOWING PETITIONS FOR REVIEW ARE GRANTED:

21-0534 UNIVERSITY OF TEXAS SYSTEM v. THE FRANKLIN CENTER FOR GOVERNMENT AND PUBLIC INTEGRITY AND JON CASSIDY; from Travis County; 3rd Court of Appeals District (03-19-00362-CV, ___ SW3d ___, 12-22-20)

[**Note:** This case has been set for oral argument at 9:00 a.m., January 11, 2023.]

Time allotted to argue: 20/20 minutes
(Justice Blacklock not participating)

21-0755 HOUSTON POLICE OFFICERS' UNION; CITY OF HOUSTON; MAYOR SYLVESTER TURNER, COUNCIL MEMBERS AMY PECK, TARSHA JACKSON, ABBIE KAMIN, CAROLYN EVANS-SHABAZZ, DAVE MARTIN, TIFFANY D. THOMAS. GREG TRAVIS, KARLA CISNEROS, ROBERT GALLEGOS, EDWARD POLLARD, MARTHA CASTEX-TATUM, MIKE KNOX, DAVID ROBINSON, MICHAEL KUBOSH, LETITIA PLUMMER, AND SALLIE ALCORN; CONTROLLER CHRIS BROWN; AND FINANCE DEPARTMENT DIRECTOR TANTRI EMO v. HOUSTON PROFESSIONAL FIRE FIGHTERS' ASSOCIATION IAFF LOCAL 341, PATRICK "MARTY" LANCTON, GABRIEL ANGEL DOMINGUEZ, ROY ANTHONY CORMIER, BRIAN RAY WILCOX, AND DELANCE SHAW; from Harris County; 14th Court of Appeals District (14-19-00427-CV, 651 SW3d 41, 07-29-21)

2 petitions

- consolidated for oral argument with 21-0518 -

[**Note:** This case has been set for oral argument at 9:00 a.m., November 29, 2022.]

Time allotted to argue: 30/30 minutes
(Justice Huddle and Justice Young not participating)

21-1047 ALCUS RESHOD FORTENBERRY v. GREAT DIVIDE INSURANCE COMPANY; from Dallas County; 5th Court of Appeals District (05-19-01541-CV, ___ SW3d ___, 07-26-21)

[**Note:** This case has been set for oral argument at 9:00 a.m., January 11, 2023.]

Time allotted to argue: 20/20 minutes

22-0397 MICHAEL MOTHERAL IN HIS OFFICIAL CAPACITY AS CHAIR OF THE UIL STATE EXECUTIVE COMMITTEE, ET AL. v. JENNIFER BLACK, ET AL.; from Travis County; 3rd Court of Appeals District (03-21-00671-CV, ___ SW3d ___, 05-06-22)
petitioners' motion to vacate granted

Pursuant to Texas Rule of Appellate Procedure 56.2, after granting the petition for review and without hearing oral argument or considering the merits, the Court vacates the court of appeals' judgment and the trial court's temporary injunction, dismisses the case as moot, and vacates the court of appeals' opinion. *See Morath v. Lewis*, 601 S.W.3d 785, 792 (Tex. 2020).

22-0420 IN THE INTEREST OF J.S., A CHILD; from Kaufman County; 5th Court of Appeals District (05-21-00898-CV, ___ SW3d ___, 03-03-22)
motion for rehearing granted
denial of petition for review on June 10, 2022, withdrawn
petition reinstated

[**Note:** This case has been set for oral argument at 9:00 a.m., January 11, 2023.]

Time allotted to argue: 20/20 minutes

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

21-0818 SUN LOANS, INC. v. JUANA LIZETH RIOS PINA; from Bexar County; 4th Court of Appeals District (04-20-00336-CV, ___ SW3d ___, 08-04-21)

21-0997 CITGO PETROLEUM CORPORATION v. GLENN HEGAR, COMPTROLLER OF PUBLIC ACCOUNTS OF THE STATE OF TEXAS; AND KEN PAXTON, ATTORNEY GENERAL OF THE STATE OF TEXAS; from Travis County; 3rd Court of Appeals District (03-21-00011-CV, 636 SW3d 281, 10-14-21)

- 21-1007 GLENN HEGAR, COMPTROLLER OF PUBLIC ACCOUNTS OF THE STATE OF TEXAS; AND KEN PAXTON, ATTORNEY GENERAL OF THE STATE OF TEXAS v. TEXAS WESTMORELAND COAL CO.; from Travis County; 3rd Court of Appeals District (03-20-00406-CV, 636 SW3d 61, 10-07-21)
- 22-0025 TEXAS DEPARTMENT OF PUBLIC SAFETY v. LINDA K. GIBSON; from Hays County; 3rd Court of Appeals District (03-20-00383-CV, ___ SW3d ___, 12-02-21)
- 22-0047 CITY OF AMARILLO, AND JARED MILLER, IN HIS OFFICIAL CAPACITY AS CITY MANAGER v. MICHAEL BRANDON STENNETT; from Potter County; 7th Court of Appeals District (07-20-00315-CV, 639 SW3d 760, 11-18-21)
- 22-0127 ZACHARY MYERS AND DART FROG, LLC v. TAHITIAN VILLAGE PROPERTY OWNERS ASSOCIATION, INC.; AND TAHITIAN VILLAGE ARCHITECTURAL CONTROL COMMITTEE; from Bastrop County; 3rd Court of Appeals District (03-21-00105-CV, ___ SW3d ___, 01-06-22)
- 22-0135 PHARUS FUNDING, LLC AS ASSIGNEE OF LHR, INC. v. JORGE J. GARCIA; from Harris County; 1st Court of Appeals District (01-20-00411-CV, ___ SW3d ___, 08-12-21)
- 22-0167 DEWOLFF, BOBERG & ASSOCIATES, INC. v. WILLIAM J. KANEN; from Dallas County; 5th Court of Appeals District (05-20-00126-CV, ___ SW3d ___, 01-18-22)
- 22-0218 KIRK LAUNIUS v. DIANA FLORES, IN HER OFFICIAL CAPACITY AS PRESIDING OFFICER, CHAIR OF TRUSTEES, OF DALLAS COUNTY COMMUNITY COLLEGE DISTRICT; from Dallas County; 5th Court of Appeals District (05-21-00210-CV, 640 SW3d 631, 02-01-22)

- 22-0223 LYLE B. MURPHEY, TRUSTEE OF THE LYLE BERNHARDT MURPHEY TRUST UNDER AGREEMENT DATED MAY 2, 2002; AND LYLE B. MURPHEY, INDIVIDUALLY v. OLD DOLLAR PROPERTIES, LLC; from Travis County; 13th Court of Appeals District (13-19-00530-CV, ___ SW3d ___, 02-03-22)
- 22-0376 IN THE MATTER OF THE MARRIAGE OF EPHRAIM KARSAGI AND ALYSSA LYN KARSAGI AND IN THE INTEREST OF E.B.K. AND A.Y.K., CHILDREN; from Brazos County; 13th Court of Appeals District (13-20-00077-CV, ___ SW3d ___, 03-24-22)
- 22-0550 DHRUTI B. PATEL, M.D. v. MICHAEL BAKER, INDIVIDUALLY AND AS REPRESENTATIVE OF THE ESTATE OF DEANNE BAKER, DECEASED; from Harris County; 14th Court of Appeals District (14-21-00177-CV, ___ SW3d ___, 05-24-22)
- 22-0575 IN THE ESTATE OF WILLIAM LOUIS SUROVIK, JR., DECEASED; from Burleson County; 7th Court of Appeals District (07-20-00226-CV, ___ SW3d ___, 04-22-22)
- 22-0576 IN THE ESTATE OF WILLIAM LOUIS SUROVIK, JR., DECEASED; from Burleson County; 7th Court of Appeals District (07-20-00271-CV, ___ SW3d ___, 04-22-22)
- 22-0577 IN THE ESTATE OF WILLIAM LOUIS SUROVIK, JR., DECEASED; from Burleson County; 7th Court of Appeals District (07-20-00321-CV, ___ SW3d ___, 04-22-22)
- 22-0578 IN THE ESTATE OF WILLIAM LOUIS SUROVIK, JR., DECEASED; from Burleson County; 7th Court of Appeals District (07-20-00320-CV, ___ SW3d ___, 04-22-22)

- 22-0579 IN THE ESTATE OF WILLIAM LOUIS SUROVIK, JR., DECEASED; from Burleson County; 7th Court of Appeals District (07-20-00347-CV, ___ SW3d ___, 04-22-22)
- 22-0580 QTAT BPO SOLUTIONS, INC. v. LITIGATION & RECORDS SERVICES, LLC; JAMES LEE, JR.; JAMES LEE LAW FIRM, PC; LEE & MURPHY LAW FIRM, GP; CLAYTON A. CLARK; CLAYTON A. CLARK, ESQ., PC; AND CLARK LOVE & HUTSON, GP; from Harris County; 14th Court of Appeals District (14-20-00558-CV, 524 SW3d 770, 04-28-22)
- 22-0595 S.S. v. TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES; from Bell County; 3rd Court of Appeals District (03-21-00695-CV, ___ SW3d ___, 07-08-22)
- 22-0607 IN THE INTEREST OF B.C.S., A CHILD; from Bexar County; 4th Court of Appeals District (04-21-00544-CV, ___ SW3d ___, 06-08-22)
- 22-0619 JODY MCINTYRE v. ERIK M. HAGER, JASON RIOS, EDUARDO PENA, JOANNA PENA, AND SOUTH PADRE TOWING AND RECOVERY, LLC; from Cameron County; 13th Court of Appeals District (13-21-00288-CV, ___ SW3d ___, 04-28-22)
- 22-0659 IN THE ESTATE OF JOSEPH ALBERT COUGOT, DECEASED; from Walker County; 8th Court of Appeals District (08-22-00007-CV, ___ SW3d ___, 07-21-22)
- 22-0763 IN THE INTEREST OF J.M.T., A CHILD; from Bexar County; 4th Court of Appeals District (04-22-00104-CV, ___ SW3d ___, 08-03-22)
- 22-0765 IN THE INTEREST OF M.D.W., JR., A CHILD; from Hutchinson County; 7th Court of Appeals District (07-22-00083-CV, ___ SW3d ___, 07-26-22)

22-0809 IN THE INTEREST OF J.M.H., A CHILD; from Dallas County; 5th Court of Appeals District (05-22-00167-CV, ___ SW3d ___, 08-02-22)

22-0825 IN THE INTEREST OF A.S., A CHILD; from Tarrant County; 2nd Court of Appeals District (02-22-00083-CV, ___ SW3d ___, 08-04-22)
motion to withdraw as counsel granted

22-0829 IN THE INTEREST OF P.S., A CHILD; from Hutchinson County; 7th Court of Appeals District (07-22-00167-CV, ___ SW3d ___, 08-19-22)
motion to withdraw as counsel granted

ORDERS ON MOTIONS FOR REHEARING

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

22-0422 MARTHA ANNE WOOLUM v. MICHAEL W. AULT, DONALD AULT AND STATE FARM INS.; from Dallas County; 5th Court of Appeals District (05-22-00075-CV, ___ SW3d ___, 04-13-22)

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

22-0335 IN RE WYLIE "SCOOTER" CHEATHAM, CAROLYN ANDERSON, RONALD BARNARD, ALBERTA SHELTON, ROGER DALE LINEBARGER, JACKSON WALSH, STELLA YOUNG, KENNETH BURRIS, JENNIFER MUSHTALER, MAHMOOD WADIWALA, YASSIN SIBAI, NELSON SHIPLEY, MELVIN MASON; from Travis County; 3rd Court of Appeals District (03-22-00242-CV, ___ SW3d ___, 05-04-22)

22-0498 IN RE BRET HART AND AMY HART; from Tarrant County; 2nd Court of Appeals District (02-22-00132-CV, ___ SW3d ___, 05-04-22)

22-0593 IN RE WILLIAM M. WINDSOR; from McLennan County; 10th Court of Appeals District (10-22-00115-CV, ___ SW3d ___, 05-11-22)

22-0604 IN RE WILLIAM M. WINDSOR; from McLennan County; 10th Court of Appeals District (10-22-00115-CV, ___ SW3d ___, 05-11-22)

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

21-0310 MICHAEL A. RUFF v. SUZANN RUFF; from Palo Pinto County; 11th Court of Appeals District (11-20-00122-CV, ___ SW3d ___, 02-04-21)
See TEX. R. APP. P. 64.4

MISCELLANEOUS

THE FOLLOWING DIRECT APPEAL IS DISMISSED:

22-0793 STEPHANIE A. DIETZ v. LAURIE LEISTER, ET AL.; from Jefferson County
See TEX. R. APP. P. 57.4 and 57.5

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

22-0366 IN RE WALNUT HILL PHYSICIANS' HOSPITAL, LLC, D/B/A WALNUT HILL MEDICAL CENTER; from Dallas County; 5th Court of Appeals District (05-21-00695-CV, ___ SW3d ___, 04-22-22)
stay order issued June 24, 2022, lifted

22-0614 IN RE DAVID BARNES; from Dallas County; 5th Court of Appeals District (05-22-00287-CV, ___ SW3d ___, 05-31-22)

22-0701 IN RE MELISSA LARSEN; from Dallas County
motion to expedite granted

See TEX. R. APP. P. 52.3(e)

22-0812 IN RE LAURA PRESSLEY INDIVIDUALLY AND IN HER OFFICIAL CAPACITY, TRUE TEXAS ELECTIONS POLITICAL ACTION COMMITTEE, ROBIN HAYES IN HER OFFICIAL CAPACITY, RUTH YORK IN HER OFFICIAL CAPACITY, AND DEBRA DAMMAN IN HER OFFICIAL CAPACITY

relators' emergency motion to prioritize dismissed as moot

See In re Khanoyan, 637 S.W.3d 762, 764-65 (Tex. 2022); *In re Self*, ___ S.W.3d ___, 2022 WL 3692676, *1-2 (Tex. Aug. 26, 2022).

22-0816 IN RE DEIRDRE GILBERT; from Travis County; 3rd Court of Appeals District (03-22-00554-CV, ___ SW3d ___, 09-20-22)

as amended

motion to amend granted

motion for temporary injunction denied

22-0855 IN RE ROBERTO YBARRA; from Montgomery County; 9th Court of Appeals District (09-22-00212-CV, ___ SW3d ___, 08-25-22)

expedited motion to stay trial denied

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

22-0280 IN RE FRANCISCO GONZALEZ; from Tarrant County; 2nd Court of Appeals District (02-22-00051-CV, ___ SW3d ___, 02-25-22)

relator's unopposed motion for temporary relief granted

stay order issued

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