



THE SUPREME COURT OF TEXAS

Orders Pronounced February 18, 2022

ORDERS ON CAUSES

19-1144 CITY OF SAN ANTONIO v. JIMMY MASPERO AND REGINA MASPERO, INDIVIDUALLY AND AS NEXT FRIENDS OF W.M., W.M., W.M., DECEASED, AND W.M., DECEASED, MINOR CHILDREN; from Bexar County; 4th Court of Appeals District (04-18-00286-CV, 628 SW3d 476, 08-28-19)

The Court reverses the court of appeals' judgment and dismisses the case for lack of jurisdiction.

Justice Lehrmann delivered the opinion of the Court.

20-0293 CITY OF SAN ANTONIO v. ARMANDO D. RIOJAS; from Bexar County; 4th Court of Appeals District (04-19-00220-CV, 604 SW3d 432, 02-26-20)

The Court reverses the court of appeals' judgment and dismisses the case for lack of jurisdiction.

Chief Justice Hecht delivered the opinion of the Court.

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

20-0558 EXXON MOBIL CORPORATION v. CITY OF SAN FRANCISCO, POTENTIAL DEFENDANT, DENNIS J. HERRERA IN HIS OFFICIAL CAPACITY AS CITY ATTORNEY FOR THE CITY OF SAN FRANCISCO, AND POTENTIAL WITNESS, EDWARD REISKIN IN HIS OFFICIAL CAPACITY AS DIRECTOR OF TRANSPORTATION FOR THE SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY, ET AL.; from Tarrant County; 2nd Court of Appeals District (02-18-00106-CV, ___ SW3d ___, 06-18-20)

(Justice Lehrmann and Justice Blacklock not participating)

21-0078 AC INTERESTS, L.P., FORMERLY AMERICAN COATINGS, L.P v. TEXAS COMMISSION ON ENVIRONMENTAL QUALITY; from Travis County; 1st Court of Appeals District (01-19-00387-CV, ___ SW3d ___, 12-17-20)

21-0549 QADREE CAMPBELL v. ANGELA MARIE PECINA A/K/A ANGELA HOWELL AND GREGORY OLIVAREZ PECINA; from Collin County; 5th Court of Appeals District (05-19-00542-CV, ___ SW3d ___, 04-20-21)

21-0651 PAC PRODUCTION COMPANY, MESA OIL & GAS CORPORATION, CATTALO, LTD, GRANITE OPERATING COMPANY, AND APACHE CORPORATION v. TOMMY YOWELL, GAIL YOWELL, HARRY GRAFF, EL TERICO, LLC, CASUARINA INVESTMENTS, LLC, D/B/A LAR RESOURCES, LLC, PEYTON ROYALTIES, L.P., BAILEY PEYTON, INDIVIDUALLY AND AS TRUSTEE OF THE GEORGE BAILEY PEYTON, IV 2007 GRANTOR RETAINED ANNUITY TRUST NO. 1, AND PEYTON HOLDINGS; from Wheeler County; 7th Court of Appeals District (07-17-00112-CV, 630 SW3d 566, 06-25-21)

2 petitions

- 21-0740 MIDWEST COMPRESSOR SYSTEMS LLC D/B/A LRS v. HIGHLAND IMPERIAL, INC; from Collin County; 5th Court of Appeals District (05-19-01115-CV, ___ SW3d ___, 06-22-21)
- 21-0754 POSSE ENERGY, LTD. v. PARSLEY ENERGY, LP AND PACER ENERGY, LTD.; from Upton County; 8th Court of Appeals District (08-20-00061-CV, 632 SW3d 677, 07-26-21)
- 21-0778 JEFFNA MCKINNEY, INDIVIDUALLY AND AS EXECUTRIX OF SID TALLEY'S ESTATE v. LEE BIVINS FOUNDATION D/B/A BIVINS POINTE AND BETTY BIVINS CHILDERS FOUNDATION D/B/A BIVINS POINTE; from Potter County; 7th Court of Appeals District (07-20-00273-CV, ___ SW3d ___, 06-25-21)
- 21-0839 DAVID AND CYNTHIA DRERUP v. THOMAS AND KAREN MCQUILLING; from Harris County; 1st Court of Appeals District (01-20-00844-CV, ___ SW3d ___, 08-12-21)
- 21-0866 KATHRYN A. MURPHY v. JUAN I. TERRAZAS; from Johnson County; 10th Court of Appeals District (10-21-00165-CV, ___ SW3d ___, 08-18-21)
- 21-0906 IN THE INTEREST OF P.Z.F., A CHILD; from Dallas County; 5th Court of Appeals District (05-21-00161-CV, ___ SW3d ___, 09-02-21)
- 21-0960 WC 1ST AND TRINITY, LP; WC 1ST AND TRINITY GP, LLC; WC 3RD AND CONGRESS, LP; AND WC 3RD AND CONGRESS GP, LLC v. THE ROY F. & JOANN COLE MITTE FOUNDATION; from Travis County; 3rd Court of Appeals District (03-19-00799-CV, ___ SW3d ___, 09-30-21)
- 21-0973 LASZLO HERCZEG v. 5005 SSR, LLC; from Travis County; 3rd Court of Appeals District (03-19-00760-CV, ___ SW3d ___, 08-31-21)

21-0974 MICHAEL NEVAREZ AND THE LAW OFFICES OF MICHAEL R. NEVAREZ, A PROFESSIONAL CORPORATION, D/B/A NEVAREZ LAW FIRM, P.C. v. USAA FEDERAL SAVINGS BANK; from El Paso County; 8th Court of Appeals District (08-19-00120-CV, 630 SW3d 416, 03-05-21)

21-1075 BETTY C. BRITTON v. KENNETH K. LAUGHLIN; from Hood County; 2nd Court of Appeals District (02-20-00226-CV, ___ SW3d ___, 11-10-21)

21-1077 BRET CALI v. SISTERDALE GENERAL HOLDINGS, LLC, JASON UNDERWOOD, AND TOM UNDERWOOD; from Kendall County; 4th Court of Appeals District (04-20-00548-CV, ___ SW3d ___, 11-03-21)

22-0005 GUADALUPE MARIA ZERMENO, MARIA G. ZERMENO AND ILDEFONZO ZERMENO v. CAROLYN STONE; from Harris County; 1st Court of Appeals District (01-20-00687-CV, ___ SW3d ___, 11-02-21)

22-0091 IN THE INTEREST OF E.L.D., P.D.D., JR., A.S.E., Z.T.D. AND J.T.N.D., CHILDREN; from McLennan County; 10th Court of Appeals District (10-21-00239-CV, ___ SW3d ___, 01-26-22)
motion to withdraw as counsel granted

THE FOLLOWING PETITION FOR REVIEW IS DISMISSED FOR WANT OF JURISDICTION:

21-1036 VIVIAN ALFORD v. BARBARA STROLL; from Harris County; 1st Court of Appeals District (01-21-00365-CV, ___ SW3d ___, 09-28-21)

See TEX. R. APP. P. 53.7(a)

ORDERS ON MOTIONS FOR REHEARING

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

19-0381 CESSNA AIRCRAFT COMPANY AND TEXTRON AVIATION INC. v. JORGE GARCIA, ET AL.; from Hidalgo County; 13th Court of Appeals District (13-17-00259-CV, ___ SW3d ___, 12-19-18)

- 20-0072 UNION CARBIDE CORPORATION v. OSCAR TORRES AND DORA TORRES; from Cameron County; 13th Court of Appeals District (13-10-00325-CV, ___ SW3d ___, 12-19-19)
- 21-0112 RICHARD STEPHEN CALKINS v. CAROLYN CALKINS JAMES AND MAURICE BRESENHAN, JR., ADMINISTRATOR OF THE ESTATE OF MARY OLIVE HULL CALKINS, DECEASED; from Harris County; 1st Court of Appeals District (01-19-00703-CV, ___ SW3d ___, 10-13-20)
motion to strike dismissed as moot
- 21-0411 IN THE INTEREST OF M.K.J., A MINOR CHILD; from Brazos County; 13th Court of Appeals District (13-20-00033-CV, ___ SW3d ___, 04-29-21)
- 21-0569 FELIX P. BABAUTA v. DEBRA V. JENNINGS AND RALPHAELL V. WILKINS; from Harris County; 14th Court of Appeals District (14-16-00540-CV, ___ SW3d ___, 03-02-21)
- 21-0875 ANTONIO RUIZ, MARTHA RUIZ, AND ALL OCCUPANTS OF 11207 BAYOU PLACE LANE, HOUSTON, TEXAS, 77099 v. INVUM THREE, LLC; from Harris County; 14th Court of Appeals District (14-19-00516-CV, ___ SW3d ___, 07-13-21)

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

- 21-1043 IN RE MARK JOSEPH WATSON; from Hays County; 3rd Court of Appeals District (03-21-00584-CV, ___ SW3d ___, 11-18-21)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

- 21-0207 IN RE UNION PACIFIC RAILROAD COMPANY; from Tarrant County; 2nd Court of Appeals District (02-20-00400-CV, ___ SW3d ___, 02-24-21)
stay order issued March 19, 2021, lifted

- 21-0463 IN RE LUCKYGUNNER, LLC, RED STAG FULFILLMENT, LLC, MOLLENHOUR GROSS, LLC, JORDAN MOLLENHOUR, AND DUSTIN GROSS; from Galveston County; 14th Court of Appeals District (14-21-00194-CV, ___ SW3d ___, 05-12-21)
motion for temporary relief and stay of proceedings denied
- 21-0860 IN RE ATAIN SPECIALTY INSURANCE COMPANY; from Galveston County; 1st Court of Appeals District (01-21-00237-CV, ___ SW3d ___, 09-30-21)
stay order issued October 8, 2021, lifted
- 21-0976 IN RE HOLLEE MIZE; from Harris County; 1st Court of Appeals District (01-20-00790-CV, ___ SW3d ___, 09-28-21)
- 22-0026 IN RE DANIEL AIELLO #2176225
- 22-0106 IN RE MICHAEL MOTHERAL IN HIS OFFICIAL CAPACITY AS CHAIR OF THE UNIVERSITY INTERSCHOLASTIC LEAGUE'S STATE EXECUTIVE COMMITTEE; JOHANNA DENSON IN HER OFFICIAL CAPACITY AS VICE CHAIR OF THE UIL SEC; PAUL GALVAN IN HIS OFFICIAL CAPACITY AS A MEMBER OF THE UIL SEC; AND DARYL WADE IN HIS OFFICIAL CAPACITY AS A MEMBER OF THE UIL SEC; from Travis County; 3rd Court of Appeals District (03-21-00671-CV)
relators' motion for temporary relief denied