



THE SUPREME COURT OF TEXAS

Orders Pronounced January 12, 2024

ORDERS ON CAUSES

22-0835 KRISTY MARSILLO, D.O. v. ROBIN DUNNICK, INDIVIDUALLY, AND AS NEXT FRIEND TO RAYNEE DUNNICK, AND DANA DUNNICK; from Travis County; 3rd Court of Appeals District (03-21-00296-CV, 654 SW3d 224, 08-31-22)

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

Chief Justice Hecht delivered the opinion of the Court.

ORDERS ON PETITIONS FOR REVIEW

THE FOLLOWING PETITIONS FOR REVIEW ARE DENIED:

23-0723 KEITH MONTGOMERY v. HARRIS COUNTY DEPARTMENT OF EDUCATION; from Harris County; 14th Court of Appeals District (14-22-00008-CV, ___ SW3d ___, 07-20-23)

23-0793 DONALD W. TAYLOR v. CLARK ASPY, MADISON PRESTON AND NAMAN HOWELL SMITH & LEE, PLLC; from Gillespie County; 4th Court of Appeals District (04-21-00387-CV, ___ SW3d ___, 08-16-23)

23-0803 FOLUSHO K. PETERS v. VOLKSWAGEN GROUP OF AMERICA, INC. D/B/A AUDI OF AMERICA, INC, & SEWELL CORPORATION D/B/A SEWELL AUDI NORTH HOUSTON; from Harris County; 1st Court of Appeals District (01-21-00634-CV, ___ SW3d ___, 08-24-23)

- 23-0872 CAILEY THOMPSON AND DAVID BUSTILLOS v. TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES; from Lubbock County; 7th Court of Appeals District (07-22-00051-CV, ___ SW3d ___, 08-01-23)
- 23-0879 JACOB VENABLE AND PAMELA CARR v. JEFF JUDKINS AND ALISON JUDKINS; from Kerr County; 4th Court of Appeals District (04-22-00573-CV, ___ SW3d ___, 07-05-23)
- 23-0923 L.T. RUNELS, JR. v. TAX LOANS USA, LTD. AND LUBBOCK COUNTY APPRAISAL DISTRICT; from Lubbock County; 7th Court of Appeals District (07-22-00130-CV, ___ SW3d ___, 08-24-23)
- 23-1000 EMILY ABNEY-ACOSTA v. ROBERT SANTAELLA, M.D.; from Collin County; 5th Court of Appeals District (05-22-00813-CV, ___ SW3d ___, 10-24-23)
- 23-1048 IN THE INTEREST OF K.P.P., K.K.P., J.D.K.P.-G., AND K.D.L., CHILDREN; from Grayson County; 5th Court of Appeals District (05-23-00847-CV, ___ SW3d ___, 11-14-23)
counsel's motion to withdraw granted

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

- 24-0013 JAMES DAVID HORTON AND ROBBIE LESA HORTON v. BROOKE DAVES; from Ellis County; 10th Court of Appeals District (10-22-00280-CV, ___ SW3d ___, 08-16-23)

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

THE FOLLOWING PETITION FOR REVIEW IS REINSTATED:

22-0293 MANUEL J. MONTEMAYOR v. TEXAS DEPARTMENT OF INSURANCE; from Cameron County; 13th Court of Appeals District (13-19-00249-CV, ___ SW3d ___, 05-13-21)

response requested due by February 12, 2024

[**Note:** The Court's abatement order of July 14, 2023 expired by its own terms on December 29, 2023. The petition for review, as reinstated, remains pending before this Court.]

ORDERS ON MOTIONS FOR REHEARING

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

22-0932 BRYAN C. WAGNER AND DUER WAGNER III v. EXXON MOBIL CORPORATION; from Harris County; 14th Court of Appeals District (14-21-00122-CV, 654 SW3d 613, 11-08-22)

(Justice Lehrmann not participating)

23-0012 JUAN ENRIQUEZ v. DAVID CALLENDER, M.D.; from Travis County; 3rd Court of Appeals District (03-22-00171-CV, ___ SW3d ___, 09-07-22)

23-0302 79101 PROPERTIES, LP AND MCCARTT & ASSOCIATES, INC. v. CHARLES LADELL ROBERTS; from Potter County; 7th Court of Appeals District (07-22-00065-CV, ___ SW3d ___, 01-17-23)

23-0556 CITY OF FORT WORTH, TEXAS v. RONALD BURKE; from Dallas County; 5th Court of Appeals District (05-22-00381-CV, ___ SW3d ___, 04-26-23)

23-0850 PETER I. SHAH v. MAPLE ENERGY HOLDINGS, LLC; from Reeves County; 8th Court of Appeals District (08-22-00198-CV, 676 SW3d 820, 08-31-23)

MISCELLANEOUS

THE FOLLOWING PETITIONS FOR WRIT OF MANDAMUS ARE DENIED:

23-1040 IN RE MAGDOLINE ELHINDI; from Harris County; 14th Court of Appeals District (14-23-00828-CV, ___ SW3d ___, 12-14-23)
administrative stay order issued December 27, 2023, lifted
relator's emergency motion for temporary relief denied

Justice Young filed an opinion dissenting from the denial of the petition for writ of mandamus and motion for temporary relief, in which Justice Lehrmann, Justice Devine, and Justice Blacklock joined.

24-0019 IN RE OFFICE OF THE ATTORNEY GENERAL; from Travis County; 3rd Court of Appeals District (03-23-00854-CV, ___ SW3d ___, 01-05-24)
relator's emergency motion for temporary relief denied

Justices Devine and Blacklock dissent in part. They would stay the challenged order as to the depositions of Ken Paxton, Brent Webster, and Lesley French Henneke. They would instruct the district court to reconsider the necessity for, and scope of, those depositions only after depositions of lower-ranking officials have taken place.

(Justice Young not participating)

24-0021 IN RE HIMANSHI RAIZADA; from Fort Bend County; 14th Court of Appeals District (14-23-00951-CV, ___ SW3d ___, 01-09-24)
motion for temporary relief denied