

**TEXAS COURT OF APPEALS, THIRTEENTH DISTRICT, CORPUS CHRISTI–
EDINBURG**

In re Persian Marshall

No. 13-26-00126-CV · No. 13-26-00126-CV · Decided February 23, 2026

OPINION

PER CURIAM.

NUMBER 13-26-00126-CV COURT OF APPEALS THIRTEENTH DISTRICT OF TEXAS CORPUS CHRISTI – EDINBURG IN RE PERSIAN MARSHALL ON PETITION FOR WRIT OF MANDAMUS MEMORANDUM OPINION Before Justices Silva, Cron, and Fonseca Memorandum Opinion by Justice Cron1 Relator Persian Marshall filed a petition for writ of mandamus through which she asserts that: (1) the trial court abused its discretion by “signing an order that vacated a prior judge’s orally rendered final judgment, thereby ordering a complete retrial on all issues, when a less drastic remedy, such as a clarifying order under Texas Family Code 1 See TEX. R. APP.

P. 52.8(d) (“When denying relief, the court may hand down an opinion but is not required to do so. When granting relief, the court must hand down an opinion as in any other case.”); *id.* R. 47.4 (distinguishing opinions and memorandum opinions). § 157.421 or a limited hearing, was available to address any purported lack of specificity”; and (2) relator lacks an adequate remedy by appeal to remedy the trial court’s error. “Mandamus relief is an extraordinary remedy available only on a showing that (1) the trial court clearly abused its discretion and (2) the party seeking relief lacks an adequate remedy on appeal.” *In re Ill. Nat’l Ins.*, 685 S.W.3d 826, 834 (Tex.

2024) (orig. proceeding); *Walker v. Packer*, 827 S.W.2d 833, 839–40 (Tex. 1992) (orig. proceeding). “The relator bears the burden of proving these two requirements.” *In re H.E.B. Grocery Co.*, 492 S.W.3d 300, 302 (Tex. 2016) (orig. proceeding) (per curiam); *Walker*, 827 S.W.2d at 840.

The Court, having examined and fully considered the petition for writ of mandamus and the applicable law, is of the opinion that relator has not met her burden to obtain relief. Accordingly, we lift the stay previously imposed in this case. See TEX. R. APP. P. 52.10.

We deny the petition for writ of mandamus. JENNY CRON Justice Delivered and filed on the 23rd day of February, 2026. 2