

COURT OF APPEALS FOR THE FIRST DISTRICT OF TEXAS

Ex parte Reinaldo J. Aguiar Marcano v. The State of Texas

No. 01-26-00516-CV (Tex. App.—Houston [1st Dist.] May 26, 2026) · No. 01-26-00516-CV · Decided May 26, 2026

SUMMARY

The First Court of Appeals of Texas denied Reinaldo J. Aguiar Marcano’s petition for writ of habeas corpus and related motions. The petition challenged a contempt proceeding and proposed commitment and capias orders arising from a Fort Bend County family-law case.

CASE DETAILS

COURT	Court of Appeals for the First District of Texas
WRITING FOR THE COURT	Justice Rivas-Molloy; Justice Gunn; Justice Caughey
JURISDICTION	Court of Appeals for the First District of Texas
DECIDED	May 26, 2026
DOCKET	01-26-00516-CV
DISPOSITION	writ_denied
PROCEDURAL POSTURE	Original proceeding on a petition for writ of habeas corpus challenging a contempt proceeding and proposed or entered commitment and capias orders arising from a family-law case.
PRECEDENTIAL VALUE	published
PARTIES	Reinaldo J. Aguiar Marcano, Relator v. The State of Texas, Respondent

TOPICS

[appellate procedure](#)[contempt](#)[family law procedure](#)[remedies](#)

PRACTICE AREAS

[civil procedure](#)[appellate procedure](#)[family law](#)[remedies](#)

QUESTIONS PRESENTED

1. Whether the court of appeals should stay the signing and execution of the proposed commitment and capias orders and grant habeas relief declaring the contempt proceeding and resulting orders void and

discharging Relator from the threat of custody or restraint.

HOLDINGS

1. The court denied the petition for writ of habeas corpus and all related motions and requests for relief.

KEY QUOTATIONS

“We deny the petition for writ of habeas corpus and all related motions and requests for relief.”

FACTUAL BACKGROUND

The trial court conducted a contempt hearing concerning Reinaldo J. Aguiar Marcano on May 14, 2026. Relator alleged that the court was poised to sign commitment and arrest orders, and later asserted that the presiding judge had signed an order for capias and setting bond.

PROCEDURAL HISTORY

On May 14, 2026, Relator petitioned the First Court of Appeals for a writ of habeas corpus and requested a stay of the signing and execution of proposed commitment and capias orders. On May 15, 2026, Relator filed an emergency motion, supplement, and renewed request for immediate consideration, asserting that the trial judge had signed an order for capias and setting bond. The court denied the habeas petition and all related motions and requests for relief.

DISPOSITION

writ_denied

OPINION

PER CURIAM.

Opinion issued May 26, 2026 In The Court of Appeals For The First District of Texas NO. 01-26-00516-CV EX PARTE REINALDO J. AGUIAR MARCANO, Relator Original Proceeding on Petition for Writ of Habeas Corpus MEMORANDUM OPINION On May 14, 2026, Relator Reinaldo J. Aguiar Marcano filed a petition for writ of habeas corpus claiming that the trial court conducted a contempt hearing earlier that morning and “is now poised to sign” proposed orders for his commitment and arrest.¹ Relator requests that our Court “issue an order staying the signing and 1 The underlying case is In the Matter of the Marriage of Gloria Espina and Reinaldo J. Aguiar and In the Interest of M.A.A., a child, cause number 25-DCV-328122, pending in the 387th District Court of Fort Bend County, Texas, the Honorable Oscar M. Telfair III presiding. execution of the Proposed Order for Commitment and Capias, and grant its writ of habeas corpus declaring the contempt proceeding and any resulting orders void, and discharging Relator from any threat of custody or restraint.” On May 15, 2026, Relator filed an “Emergency Motion to Correct Prejudicial Docketing Error, Supplement to Petition for Writ of Habeas Corpus, and Renewed Plea

for Immediate Consideration.” Among other things, the new filing asserts that “the docket in the underlying Cause No. 25-DCV-328122 reflects that the presiding judge, the Honorable Oscar Telfair, III, has signed the ‘Order for Capias and Setting Bond.’” We deny the petition for writ of habeas corpus and all related motions and requests for relief.

PER CURIAM Panel consists of Justices Rivas-Molloy, Gunn, and Caughey. 2

Retrieved from lawtools.ai · <https://lawtools.ai/cases/state/court-of-appeals-for-the-first-district-of-texas-court-of-appeals-for-the-first-district-of-texas/2026/ex-parte-reinaldo-j-aguiar-marcano-v-the-state-of-texas-572jm9i0>