

COURT OF APPEALS FOR THE FIRST DISTRICT OF TEXAS

In re Ha Duong

No. 01-26-00139-CV · No. 01-26-00139-CV · Decided March 17, 2026

SUMMARY

The First Court of Appeals of Texas denied Ha Duong’s petition for a writ of mandamus alleging that the trial court failed to rule on properly filed motions in an underlying divorce proceeding. The court also dismissed any pending motion as moot.

OPINION

PER CURIAM.

Opinion issued March 17, 2026 In The Court of Appeals For The First District of Texas NO. 01-26-00139-CV IN RE HA DUONG, Relator Original Proceeding on Petition for Writ of Mandamus MEMORANDUM OPINION Relator, Ha Duong, filed a petition for writ of mandamus in which she contended that the trial court failed to perform its ministerial duty to rule on properly filed motions in the underlying divorce proceedings between relator and real party in interest, Darwin Ngo.¹ In her petition for writ of mandamus, relator requested 1 The underlying case is In the Matter of the Marriage of Ha Duong and Darwin Ngo, Cause No. 25-FD-0446, in the County Court at Law No. 3 of Galveston County, Texas, the Honorable Jack Ewing presiding. that this Court grant her mandamus relief and direct the trial court to perform its ministerial duty and rule on the motions identified in the petition.

The Court requested a response to relator’s petition for writ of mandamus. Real party in interest filed a response to the petition, arguing that relator was not entitled to mandamus relief because the “trial court is actively managing the case,” and had not failed to perform any ministerial duty.

The Court denies relator’s petition for writ of mandamus. We dismiss any pending motion as moot. PER CURIAM Panel consists of Justices Gunn, Caughey, and Morgan. 2