

COURT OF APPEALS FOR THE FIRST DISTRICT OF TEXAS

In re Interstate Fire & Casualty Company

No. 01-21-00114-CV · No. No. 01-21-00114-CV · Decided February 3, 2022

SUMMARY

The First District Court of Appeals of Texas considered a petition for writ of mandamus challenging a trial court order staying underlying insurance litigation. The court denied the petition and dismissed any pending motions as moot.

CASE DETAILS

COURT	Court of Appeals for the First District of Texas
WRITING FOR THE COURT	Justice Goodman; Justice Rivas-Molloy; Justice Farris
JURISDICTION	Texas
DECIDED	February 3, 2022
DOCKET	No. 01-21-00114-CV
DISPOSITION	writ_denied
PROCEDURAL POSTURE	Original proceeding on relators' petition for writ of mandamus challenging the trial court's order staying the underlying litigation.
PRECEDENTIAL VALUE	Published
PARTIES	Interstate Fire & Casualty Company, Certain Underwriters at Lloyd's of London and London Market Companies Subscribing to Policy No. BOWPN1900109, Certain Underwriters at Lloyd's of London and London Market Companies Subscribing to Policy No. BOWPN1900110, Certain Underwriters at Lloyd's of London and London Market Companies Subscribing to Policy No. BOWPN1900406, Certain Underwriters at Lloyd's of London and London Market Companies Subscribing to Policy No. BOWPN1900112, Certain Underwriters at Lloyd's of London Subscribing to Policy No. B66482AAA, Everest Indemnity Insurance Company

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QUESTIONS PRESENTED

1. Whether the trial court's February 11, 2021 order staying the underlying litigation warranted mandamus relief.

FACTUAL BACKGROUND

The underlying litigation involved disputes among the insurer relators, Fertitta-related entities, and other insurers. The 133rd District Court of Harris County entered an order staying that litigation on February 11, 2021. The insurer relators challenged the stay through a petition for writ of mandamus.

PROCEDURAL HISTORY

The trial court in Harris County Cause No. 2020-64162 entered an order on February 11, 2021, staying the underlying litigation. The insurer relators petitioned the Court of Appeals for a writ of mandamus challenging that stay. The court denied the petition and dismissed pending motions as moot.

DISPOSITION

writ_denied