

FOURTH COURT OF APPEALS OF TEXAS, SAN ANTONIO

In re Southeast SNF, LLC d/b/a South East Nursing & Rehabilitation Center

In re Southeast SNF · No. 04-20-00505-CV · Decided February 10, 2021

SUMMARY

The Fourth Court of Appeals of San Antonio denied Southeast SNF, LLC's petition for writ of mandamus. The court stated that, after considering the petition, record, response, and reply, the relator was not entitled to the requested relief.

CASE DETAILS

COURT	Fourth Court of Appeals of Texas, San Antonio
WRITING FOR THE COURT	Liza A. Rodriguez
JURISDICTION	Texas
DECIDED	February 10, 2021
DOCKET	04-20-00505-CV
DISPOSITION	writ_denied
PROCEDURAL POSTURE	Original mandamus proceeding in which the relator sought a writ of mandamus.
PRECEDENTIAL VALUE	Published
PARTIES	Southeast SNF, LLC d/b/a South East Nursing & Rehabilitation Center v. Villamar Ellison, individually and on behalf of the Estate of Olivia Ramirez, Deceased

TOPICS

[appellate procedure](#) [civil procedure](#) [nursing home liability](#)

PRACTICE AREAS

[civil procedure](#) [appellate procedure](#) [health law](#)

QUESTIONS PRESENTED

1. Whether the relator was entitled to mandamus relief based on the petition and record.

HOLDINGS

1. The relator was not entitled to the relief sought, and the petition for writ of mandamus was denied.

FACTUAL BACKGROUND

The proceeding arose from an underlying case styled Villamar Ellison, individually and on behalf of the Estate of Olivia Ramirez, Deceased v. Southeast SNF, LLC d/b/a Southeast Nursing & Rehabilitation Center. The opinion does not describe the underlying factual allegations or the specific trial-court ruling challenged by mandamus.

PROCEDURAL HISTORY

On October 12, 2020, the relator filed a petition for writ of mandamus. The real party in interest filed a response on November 6, 2020, and the relator filed a reply on November 24, 2020. After considering the petition, record, response, and reply, the court denied mandamus relief.

DISPOSITION

writ_denied

OPINION

PER CURIAM.

Fourth Court of Appeals San Antonio, Texas February 10, 2021 No. 04-20-00505-CV IN RE SOUTHEAST SNF, LLC d/b/a South East Nursing & Rehabilitation Center Original Mandamus Proceeding 1 ORDER On October 12, 2020, relator filed a petition for writ of mandamus.

On November 6, 2020, the real party in interest filed a response. On November 24, 2020, the relator filed a reply. After considering the petition, the record, the response filed by the real party in interest, and the reply filed by relator, this court concludes relator is not entitled to the relief sought.

Accordingly, the petition for writ of mandamus is denied. See TEX. R. APP. P. 52.8(a). It is so ORDERED on February 10, 2021. _____ Liza A. Rodriguez, Justice IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said court on this 10th day of February, 2021. _____ Michael A. Cruz, Clerk of Court 1 This proceeding arises out of Cause No. 2019-CI-22992, styled Villamar Ellison, individually and on behalf of the Estate of Olivia Ramirez, Deceased v. Southeast SNF, LLC d/b/a Southeast Nursing & Rehabilitation Center, pending in the 285th Judicial District Court, Bexar County, Texas, the Honorable Laura Salinas presiding.