

COURT OF APPEALS FOR THE FIRST DISTRICT OF TEXAS

In re Juan M. Rivera, Elizabeth M. Rivera, Samantha L. Moreno, as
Next Friend of V.R. and J.R., Minor Children, Yuri L. Moreno, as
Next Friend of R.R. and N.R., Minor Children, and Valeria Huerta,
as Next Friend of L.R., a Minor Child

No. 01-26-00223-CV (Tex. App.—Houston [1st Dist.] Mar. 17, 2026) · No. 01-26-00223-CV · Decided March
17, 2026

SUMMARY

The First Court of Appeals of Texas denied relators’ petition for writ of mandamus challenging a trial court order compelling production and awarding sanctions. The court dismissed the related motion to stay as moot and denied the real party in interest’s request for sanctions.

CASE DETAILS

COURT	Court of Appeals for the First District of Texas
WRITING FOR THE COURT	Justice Gunn; Justice Caughey; Justice Morgan
JURISDICTION	Court of Appeals for the First District of Texas
DECIDED	March 17, 2026
DOCKET	01-26-00223-CV
DISPOSITION	writ_denied
PROCEDURAL POSTURE	Original proceeding on a petition for writ of mandamus challenging a trial court order compelling production and awarding sanctions. Relators also sought a stay pending disposition of the mandamus petition.
PRECEDENTIAL VALUE	Published memorandum opinion
PARTIES	Juan M. Rivera, Elizabeth M. Rivera, Samantha L. Moreno, as Next Friend of V.R. and J.R., Minor Children, Yuri L. Moreno, as Next Friend of R.R. and N.R., Minor Children, Valeria Huerta, as Next Friend of L.R., a Minor Child v. BAM Heavy Equipment and Repair, LLC

TOPICS

discovery dispute

sanctions

appellate procedure

civil procedure

PRACTICE AREAS

civil procedure

discovery

mandamus

QUESTIONS PRESENTED

1. Whether the trial court's March 4, 2026 order compelling production and awarding sanctions warranted relief by writ of mandamus.
2. Whether the motion to stay the challenged order should remain pending during disposition of the mandamus petition.
3. Whether BAM Heavy Equipment and Repair, LLC was entitled to sanctions in the mandamus proceeding.

KEY QUOTATIONS

“We deny the petition and dismiss the motion to stay as moot. We deny real party in interest BAM Heavy Equipment and Repair, LLC’s request for sanctions.”

FACTUAL BACKGROUND

The underlying proceeding involved claims by the relators against BAM Heavy Equipment and Repair, LLC and Williams Brothers Construction Co., Inc. The trial court entered an order compelling production and awarding sanctions on March 4, 2026. Relators sought mandamus relief from that order and requested a stay while the appellate court considered the petition.

PROCEDURAL HISTORY

Relators challenged the trial court's March 4, 2026 order compelling production and awarding sanctions. The Texas Court of Appeals for the First District denied the mandamus petition, dismissed the motion to stay as moot, and denied BAM Heavy Equipment and Repair, LLC's request for sanctions.

DISPOSITION

writ_denied

OPINION

PER CURIAM.

Opinion issued March 17, 2026 In The Court of Appeals For The First District of Texas NO. 01-26-00223-CV IN RE JUAN M. RIVERA, ELIZABETH M. RIVERA, SAMANTHA L. MORENO, AS NEXT FRIEND OF V.R. AND J.R., MINOR CHILDREN, YURI L. MORENO, AS NEXT FRIEND OF R.R. AND N.R., MINOR CHILDREN, AND VALERIA HUERTA, AS NEXT FRIEND OF L.R., A MINOR CHILD, Relators Original Proceeding on Petition for Writ of

Mandamus MEMORANDUM OPINION Relators filed a petition for writ of mandamus challenging the trial court's March 4, 2026 order compelling production and awarding sanctions.¹ In conjunction 1 The underlying case is Juan M. Rivera, Elizabeth M. Rivera, Individually, Samantha L. Moreno, As Next Friend of V.R. and J.R., Minor Children, Yuri L. Moreno, As Next Friend of R.R. and N.R., Minor Children, and Valeria Huerta, As Next Friend of I.R., A Minor Child vs. Bam Heavy Equipment and Repair, LLC and Williams Brothers Construction Co., Inc., cause number 036410, pending in the 12th District Court of Grimes County, Texas, the Honorable David Moorman presiding. with their mandamus petition, Relators filed a motion requesting a stay of the challenged order pending our Court's decision on the petition.

We deny the petition and dismiss the motion to stay as moot. We deny real party in interest BAM Heavy Equipment and Repair, LLC's request for sanctions. PER CURIAM Panel consists of Justices Gunn, Caughey, and Morgan. 2