

COURT OF APPEALS OF TEXAS, EIGHTH DISTRICT, EL PASO

In re Richard Terence Jenkins

No. 08-26-00238-CV · No. No. 08-26-00238-CV · Decided June 4, 2026

OPINION

In Re Richard Terence Jenkins v. the State of Texas

PER CURIAM.

COURT OF APPEALS

EIGHTH DISTRICT OF TEXAS

EL PASO, TEXAS

No. 08-26-00238-CV In re Richard Terence Jenkins, Relator

AN ORIGINAL PROCEEDING IN MANDAMUS

M E M O R A N D U M O P I N I O N

Relator, Richard Terence Jenkins, has filed a petition for writ of mandamus and emergency motion asking this Court for an “immediate order staying all enforcement activity in Justice Court” Precinct Four, including “any further action under any writ of possession.” 1 We 1 Although Jenkins’s mandamus petition asserts that he seeks relief against the Honorable Rebecca Bustamante, Justice of the Peace, Precinct Four, El Paso County, Texas, trial court cause number 426-00117-FED, he did not otherwise provide a sworn mandamus record containing copies of necessary documents as required by the Texas Rules of Appellate Procedure. See Tex. R. App. P. 52.3(k)(1)(B), 52.7(a)(1). We therefore resolve the petition on Jenkins’s bare assertion that he seeks relief against a judge of a justice court, as no other information is provided. dismiss the petition for lack of jurisdiction because it seeks mandamus relief against the justice court, and we dismiss the emergency motion as moot. As an initial matter, an appellate court may issue a writ of mandamus “against a judge of a district, statutory county, statutory probate county, or county court in the court of appeals district.” Tex. Gov’t Code § 22.221(b). An appellate court may also issue a writ of mandamus if it is “necessary to enforce the jurisdiction of the court.” Id. § 22.221(a); In re Anguiano, No. 13-23- 00490-CV, 2023 WL 7932474, at *1 (Tex. App.—Corpus Christi—Edinburg Nov. 16, 2023, orig. proceeding) (mem. op.). Here, Jenkins’s petition requests that this Court issue a writ of mandamus against a justice court—a court over which we lack jurisdiction—and makes no showing that the issuance of a writ of mandamus against the justice court is necessary to enforce our jurisdiction. Tex. Gov’t Code § 22.221(a)–(c); see In re Castro, No. 02-23-00489-CV, 2024 WL 23627, at *1 (Tex. App.—Fort Worth Jan. 2, 2024, orig. proceeding) (mem. op.) (dismissing petition for writ of mandamus for want of jurisdiction over a justice of the peace); Anguiano, 2023 WL 7932474, at *1 (dismissing petition seeking issuance of writ of mandamus against a justice of the peace for want of jurisdiction when the relator failed to show such a writ

was necessary to enforce the court's jurisdiction). Accordingly, we dismiss the petition for want of jurisdiction. We dismiss the motion for emergency relief as moot. GINA M. PALAFOX, Justice June 4, 2026 Before Salas Mendoza, C.J., Palafox and Soto, JJ. 2

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