

COURT OF APPEALS OF TEXAS, FOURTEENTH DISTRICT

In re Texas La Fiesta Auto Sales, LLC and Patricia Tubbs

No. 14-13-01067-CV · No. No. 14-13-01067-CV · Decided February 3, 2014

OPINION

PER CURIAM.

Order filed February 3, 2014. In The Fourteenth Court of Appeals NO. 14-13-01067-CV IN RE TEXAS LA FIESTA AUTO SALES, LLC AND PATRICIA TUBBS, Relators ORIGINAL PROCEEDING WRIT OF MANDAMUS 11th District Court Harris County, Texas Trial Court Cause No. 2010-23318 ORDER On November 27, 2013, relators Texas La Fiesta Auto Sales, LLC and Patricia Tubbs filed a petition for writ of mandamus in this Court.

See Tex. Gov't Code § 22.221; see also Tex. R. App. P. 52. In the petition, relators ask this Court to compel the Honorable Mike Miller, presiding judge of the 11th District Court of Harris County, to vacate a ruling compelling the parties to arbitration under a provision of a disputed employment contract.

On December 10, 2013, relators filed a motion with this Court to stay the arbitration proceedings in the underlying litigation pending a decision on the petition for writ of mandamus. See Tex. R. App. P. 52.10. This Court denied the motion to stay on December 12, 2013. Relators filed a motion for rehearing with this Court on December 19, 2013. This Court denied the motion for rehearing on December 30, 2013.

The petition for writ of mandamus remains pending before this Court. In their motion for rehearing on the denial of the motion to stay, relators stated that the final arbitration hearing was scheduled to occur on January 2, 2014.

Therefore, this Court ORDERS relators to advise this Court on or before February 17, 2014, as to the status of the arbitration proceedings in the underlying litigation. PER CURIAM Panel Consists of Chief Justice Frost and Justices Boyce and Jamison. 2