

FOURTH COURT OF APPEALS OF TEXAS

Shirley Hale Mathis v. Leticia R. Benavides

No. 04-15-00555-CV · No. No. 04-15-00555-CV · Decided December 2, 2015

SUMMARY

The Fourth Court of Appeals of Texas granted Shirley Hale Mathis’s motion for an extension of time to file her brief on the merits. The court ordered the brief due December 30, 2015, while clarifying that the extension did not affect the December 4, 2015 deadline for briefs concerning supersedeas issues and related temporary relief.

CASE DETAILS

COURT	Fourth Court of Appeals of Texas
WRITING FOR THE COURT	Luz Elena D. Chapa
JURISDICTION	Texas
DECIDED	December 2, 2015
DOCKET	No. 04-15-00555-CV
DISPOSITION	other
PROCEDURAL POSTURE	Appellant moved for an extension of time to file her brief on the merits in an appeal involving related supersedeas issues and temporary relief.
PRECEDENTIAL VALUE	Published order; no substantive legal holding stated.
PARTIES	Shirley Hale Mathis v. Leticia R. Benavides

TOPICS

appellate procedure

civil procedure

PRACTICE AREAS

appellate procedure

civil procedure

QUESTIONS PRESENTED

- Whether appellant should receive an extension of time to file her brief on the merits.

KEY QUOTATIONS

“Appellant’s motion for extension of time to file her brief on the merits is granted. We order appellant’s brief on the merits due December 30, 2015.” (Order)

FACTUAL BACKGROUND

The appellate record reflects that Shirley Hale Mathis had a merits brief due in the appeal. She sought additional time to file that brief, while a separate December 4, 2015 deadline applied to briefing concerning supersedeas issues and associated temporary relief.

PROCEDURAL HISTORY

The matter arose from the 49th Judicial District Court of Webb County, Texas, trial court cause number 2012-CVQ-000161-D3A. The Fourth Court of Appeals granted appellant's motion for an extension of time to file her merits brief, while expressly leaving unchanged the deadline for the related supersedeas issues and associated temporary relief.

DISPOSITION

other

OPINION

PER CURIAM.

Fourth Court of Appeals San Antonio, Texas December 2, 2015 No. 04-15-00555-CV Shirley Hale MATHIS, Appellant v. Leticia R. BENAVIDES, Appellee From the 49th Judicial District Court, Webb County, Texas Trial Court No. 2012-CVQ-000161-D3A Honorable Jose A. Lopez, Judge Presiding ORDER Appellant’s motion for extension of time to file her brief on the merits is granted.

We order appellant’s brief on the merits due December 30, 2015. This order shall not be construed to extend the deadline of December 4, 2015, for appellant’s brief on the related supersedeas issues and associated temporary relief. _____ Luz Elena D. Chapa, Justice IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said court on this 2nd day of December, 2015. _____ Keith E. Hottle Clerk of Court