

COURT OF APPEALS FOR THE FOURTH DISTRICT OF TEXAS

**Leticia R. Benavides v. Shirley Hale Mathis, as Temporary Guardian
of the Estate of Carlos Y. Benavides, Jr., Carlos Y. Benavides III,
Tomas Benavides and Ana B. Galo, as Co-Trustees of the Benavides
Family Mineral Trust**

No. 04-13-00186-CV; Trial Court No. 2012-CVQ-000427-D4 · No. No. 04-13-00186-CV · Decided December
29, 2014

SUMMARY

This document is a mandate and bill of costs issued by the Texas Court of Appeals for the Fourth District in an appeal from the 406th Judicial District Court of Webb County. The appellate court affirmed the trial court's order granting traditional and no-evidence summary judgment in favor of Shirley Hale Mathis and assessed the appellate costs against Leticia R. Benavides.

CASE DETAILS

COURT	Court of Appeals for the Fourth District of Texas
JURISDICTION	Texas
DECIDED	December 29, 2014
DOCKET	No. 04-13-00186-CV
DISPOSITION	affirmed
PROCEDURAL POSTURE	Appeal from the 406th Judicial District Court of Webb County concerning the trial court's February 27, 2013 order granting traditional and no-evidence summary judgment in favor of Shirley Hale Mathis, as temporary guardian of the estate of Carlos Y. Benavides, Jr.
PRECEDENTIAL VALUE	published
PARTIES	Leticia R. Benavides v. Shirley Hale Mathis, as Temporary Guardian of the Estate of Carlos Y. Benavides, Jr., Carlos Y. Benavides III, Tomas Benavides, as Co-Trustee of the Benavides Family Mineral Trust, Ana B. Galo, as Co-Trustee of the Benavides Family Mineral Trust

TOPICS

appellate procedure

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guardianships

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PRACTICE AREAS

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QUESTIONS PRESENTED

1. Whether the trial court's February 27, 2013 order granting traditional and no-evidence summary judgment should be affirmed.

HOLDINGS

1. The trial court's February 27, 2013 order granting traditional and no-evidence summary judgment in favor of Shirley Hale Mathis, as temporary guardian of the estate of Carlos Y. Benavides, Jr., was affirmed.

KEY QUOTATIONS

"In accordance with this court's opinion of this date, the trial court's February 27, 2013 Order Granting Traditional and No Evidence Summary Judgment in favor of Shirley Hale Mathis, as Temporary Guardian of the Estate of Carlos Y. Benavides, Jr. is AFFIRMED."

FACTUAL BACKGROUND

The document is a mandate and bill of costs rather than the court's merits opinion. It indicates that the underlying dispute involved Leticia R. Benavides and Shirley Hale Mathis, acting as temporary guardian of the estate of Carlos Y. Benavides, Jr., along with co-trustees of the Benavides Family Mineral Trust.

PROCEDURAL HISTORY

The appeal was taken from the 406th Judicial District Court of Webb County under trial court cause number 2012-CVQ-000427-D4. The Court of Appeals for the Fourth District of Texas affirmed the trial court's February 27, 2013 order granting traditional and no-evidence summary judgment and awarded appellate costs against Leticia R. Benavides. The mandate was issued on December 29, 2014.

DISPOSITION

affirmed