

COURT OF APPEALS OF THE EIGHTH DISTRICT OF TEXAS

Fort Stockton Holdings, L.P., Pecos County, City of Fort Stockton, Pecos County Water Control and Improvement District No. 1, and Brewster County Groundwater Conservation District v. Middle Pecos Groundwater Conservation District

Fort Stockton Holdings · No. 08-15-00382-CV · Decided April 12, 2017

SUMMARY

The Eighth District Court of Appeals of Texas ordered that the case be submitted without oral argument on June 22, 2017. The order followed multiple vacated oral-argument settings and stated that no further motions to vacate the submission setting would be considered.

CASE DETAILS

COURT	Court of Appeals of the Eighth District of Texas
WRITING FOR THE COURT	Per Curiam; McClure, C.J.; Rodriguez, J.; Palafox, J.
JURISDICTION	Texas
DECIDED	April 12, 2017
DOCKET	08-15-00382-CV
DISPOSITION	other
PROCEDURAL POSTURE	Appeal from the 83rd District Court of Pecos County, Texas; the appellate court set the appeal for submission without oral argument after multiple oral-argument settings were vacated.
PRECEDENTIAL VALUE	published
PARTIES	Fort Stockton Holdings, L.P., Pecos County, City of Fort Stockton, Pecos County Water Control and Improvement District No. 1, Brewster County Groundwater Conservation District v. Middle Pecos Groundwater Conservation District

TOPICS

appellate procedure

civil procedure

PRACTICE AREAS

QUESTIONS PRESENTED

1. Whether the pending appeal should be submitted without oral argument after multiple oral-argument settings were vacated.

KEY QUOTATIONS

“NO FURTHER MOTIONS TO VACATE THE SUBMISSION SETTING WILL BE CONSIDERED BY THIS COURT.”

FACTUAL BACKGROUND

The order concerns the scheduling of an appeal. The court had set the case for oral argument three times, and each setting was vacated after the parties filed motions that the court granted.

PROCEDURAL HISTORY

The matter was pending on appeal from the 83rd District Court of Pecos County under trial-court cause number P-7047-83-CV. The appellate court had set the case for oral argument on three occasions, but each setting was vacated following motions filed by the parties and granted by the court. The court then ordered the appeal submitted without oral argument on June 22, 2017 and stated that no further motions to vacate the submission setting would be considered.

DISPOSITION

other

OPINION

Fort Stockton Holdings, L.P., Pecos County, City of Fort Stockton, Pecos County Water Control and Improvement District No. 1, and Brewster County Groundwater Conservation District v. Middle Pecos Groundwater Conservation District

PER CURIAM.

COURT OF APPEALS

EIGHTH DISTRICT OF TEXAS

EL PASO, TEXAS

§ Fort Stockton Holdings, L.P., Pecos § No. 08-15-00382-CV County, City of Fort Stockton, Pecos County Water Control and Improvement § Appeal from the District No. 1, and Brewster County Groundwater Conservation District, § 83rd District Court Appellants, § of Pecos County, Texas v. § (TC# P-7047-83-CV) Middle Pecos Groundwater Conservation § District, § Appellee. §

ORDER

The Court has set this case for oral argument on three different dates, but the parties have filed and

the Court has granted a motion to vacate each setting. After further consideration, the Court has determined that the case should be set for submission without oral argument. Therefore, the above styled and numbered cause is set for submission without oral argument on June 22, 2017. NO FURTHER MOTIONS TO VACATE THE SUBMISSION SETTING WILL BE CONSIDERED BY THIS COURT. IT IS SO ORDERED this 12th day of April, 2017.

PER CURIAM

Before McClure, C.J., Rodriguez and Palafox, JJ.