

TEXAS COURT OF APPEALS FOR THE FIRST DISTRICT

In re Yan Z. Zou and James Zou

In re Zou · No. 01-26-00247-CV · Decided May 5, 2026

OPINION

In Re Yan Z. Zou and James Zou v. the State of Texas

PER CURIAM.

Opinion issued May 5, 2026 In The Court of Appeals For The First District of Texas

NO. 01-26-00247-CV

IN RE YAN Z. ZOU AND JAMES ZOU, Relators Original Proceeding on Petition for Writ of Mandamus

MEMORANDUM OPINION

Relators, Yan Z. Zou and James Zou, filed a petition for writ of mandamus challenging two trial court orders, including (1) a February 12, 2026 “Order of Turnover and Appointment of Receiver for James Zou” and (2) a February 27, 2026 order permitting real party in interest, Travis Vargo, the court-appointed receiver, to sell property located at 17827 S. Blue Heron Circle, Montgomery, Texas 77316, in connection with his efforts to satisfy the underlying trial court judgment.¹ On April 21, 2026, relators filed a “Motion to Dismiss” their petition for writ of mandamus. In their motion, relators requested that the “Court dismiss th[e] original proceeding and take no further action.” The motion includes a certificate of conference stating that real party in interest, Todd Garrett, is agreed to the relief requested in the motion, but that relator attempted to confer with real party in interest, Travis Vargo, and he had not responded to advise relator if he was opposed to dismissal of the original proceeding. See TEX. R. APP. P. 10.1(a)(5). However, more than ten days have passed, and no party has responded to the motion. See TEX. R. APP. P. 10.3(a)(2). We grant relators’ motion and dismiss relators’ petition for writ of mandamus. We dismiss any pending motions as moot.

PER CURIAM

Panel consists of Chief Justice Adams and Justices Guerra and Guiney. ¹ The underlying case is Todd Garrett v. James Zou a/k/a Jian Z. Zou a/k/a James J. Zou a/k/a Jian Zhong Zou a/k/a Jianzhong Zou, Cause No. 2011-75656A, in the 133rd District Court of Harris County, Texas, the Honorable Nicole Perdue presiding. ²