

FOURTH COURT OF APPEALS OF TEXAS, SAN ANTONIO

In re Angie Leigh Strickland

No. 04-15-00157-CV · No. No. 04-15-00157-CV · Decided May 18, 2015

SUMMARY

The Fourth Court of Appeals of Texas denied Angie Leigh Strickland's petition for writ of mandamus arising from a child-related proceeding in Kendall County. The court granted the real party in interest's motion to file a late response and lifted the temporary stay previously issued.

CASE DETAILS

COURT	Fourth Court of Appeals of Texas, San Antonio
WRITING FOR THE COURT	Sandee Bryan Marion, Chief Justice; Marialyn Barnard, Justice; Luz Elena D. Chapa, Justice
JURISDICTION	Texas
DECIDED	May 18, 2015
DOCKET	No. 04-15-00157-CV
DISPOSITION	writ_denied
PROCEDURAL POSTURE	Original mandamus proceeding in which relator Angie Leigh Strickland sought a writ of mandamus and a stay of the trial court's order.
PRECEDENTIAL VALUE	published

TOPICS

writ of certiorari appellate procedure family law procedure child custody

PRACTICE AREAS

appellate procedure family law

QUESTIONS PRESENTED

1. Whether Angie Leigh Strickland was entitled to a writ of mandamus concerning the trial court's order.
2. Whether the temporary stay should remain in effect.

FACTUAL BACKGROUND

The mandamus proceeding arose from a child-related case styled In the Interest of F.S. and E.B., Children, pending in the County Court at Law of Kendall County. Strickland challenged a trial court order and sought mandamus relief and a temporary stay.

PROCEDURAL HISTORY

Strickland filed a petition for writ of mandamus and motion for stay on March 20, 2015. The court considered the petition and the response filed on behalf of the real party in interest, denied mandamus relief, granted leave to file the late response, and lifted the temporary stay previously issued by the court.

DISPOSITION

writ_denied

OPINION

PER CURIAM.

Fourth Court of Appeals San Antonio, Texas May 18, 2015 No. 04-15-00157-CV IN RE Angie Leigh STRICKLAND Original Mandamus Proceeding1 ORDER Sitting: Sandee Bryan Marion, Chief Justice Marialyn Barnard, Justice Luz Elena D. Chapa, Justice On March 20, 2015, relator Angie Leigh Strickland filed a petition for writ of mandamus with a motion for stay of the trial court's order.

The court has considered relator's petition and the response filed on behalf of the real party in interest and is of the opinion that relator is not entitled to the relief sought. Accordingly, the petition for writ of mandamus is DENIED. See TEX. R. APP. P. 52.8(a).

The court's opinion will issue at a later date. The real party in interest's motion for leave to file a late response, filed April 13, 2015, is GRANTED. The temporary stay previously issued by this court on March 27, 2015, is LIFTED. It is so ORDERED on May 18, 2015.

____ Luz Elena D. Chapa, Justice IN WITNESS WHEREOF,
I have hereunto set my hand and affixed the seal of the said court on this 18th day of May, 2015.

____ Keith E. Hottle Clerk of Court 1 This proceeding
arises out of Cause No. 14-557-CCL, styled In the Interest of F.S. and E.B., Children, pending in the County Court at Law, Kendall County, Texas, the Honorable Michael Peden presiding.