

*Court Of Appeals*  
*Fourth Court of Appeals District of Texas*  
*San Antonio*



**MEMORANDUM OPINION**

No. 04-08-00803-CV

**IN RE Nakita RUIZ**

Original Mandamus Proceeding<sup>1</sup>

PER CURIAM

Sitting: Catherine Stone, Justice  
Karen Angelini, Justice  
Santee Bryan Marion, Justice

Delivered and filed: November 5, 2008


PETITION FOR WRIT OF MANDAMUS DENIED

On October 30, 2008, relator filed a motion for emergency stay and a petition for writ of mandamus. This court has determined that relator is not entitled to the relief sought. Therefore, the motion for emergency stay and the petition for writ of mandamus are DENIED. TEX. R. APP. P. 52.8(a).

Relator shall pay all costs incurred in this proceeding.

PER CURIAM

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<sup>1</sup>  This proceeding arises out of Cause No. 06-08-10484-DCV, styled *Kirk Dominique, Individually and as Next Friend for His Minor Children, Sophia Dominique and Hunter Dominique and Nakita Ruiz, Individually and as Next Friend for Her Minor Children, Sophia Dominique and Hunter Dominique*, filed in the 293rd Judicial District Court, Dimmit County, Texas.