

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-18-00315-CV

In re Robert Anding and Roberta Anding

ORIGINAL PROCEEDING FROM TRAVIS COUNTY

MEMORANDUM OPINION

Relators Robert and Roberta Anding filed a petition for writ of mandamus asking this Court to direct the district court to vacate its dismissal for lack of jurisdiction the Andings' petition for writ of mandamus in the district court. *See* Tex. Gov't Code § 22.221; *see also* Tex. R. App. P. 52.1. Having reviewed the petition and the record, we deny the petition because the Andings have failed to demonstrate that they have no adequate remedy by appeal. *See In re Prudential Ins. Co. of Am.*, 148 S.W.3d 124, 135–36 (Tex. 2004) (holding that relator must show both trial court's abuse of discretion and that relator has no adequate remedy by appeal to be entitled to mandamus relief); *see also* Tex. R. App. P. 52.8(a) (requiring court to deny petition if court determines that relator is not entitled to relief sought). We express no opinion on the merits.

Jeff Rose, Chief Justice

Before Chief Justice Rose, Justices Pemberton and Field

Filed: August 31, 2018