



**NUMBER 13-09-00583-CV**

**COURT OF APPEALS**

**THIRTEENTH DISTRICT OF TEXAS**

**CORPUS CHRISTI - EDINBURG**

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**IN RE: STATE FARM MUTUAL  
AUTOMOBILE INSURANCE COMPANY**

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**On Relator's Petition for Writ of Mandamus  
and Request for Emergency Relief.**

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**MEMORANDUM OPINION**

**Before Chief Justice Valdez and Justices Rodriguez and Garza  
Memorandum Opinion Per Curiam**

Relator, State Farm Mutual Automobile Insurance Company, has filed a petition for writ of mandamus with this Court alleging that respondent, the Honorable Leonel Alejandro, presiding judge of the 357th Judicial District Court of Cameron County, Texas, abused his discretion by issuing an order on October 2, 2009 denying relator's "Motion to Quash and for Protection" in trial court cause number 2008-08-4732-E, styled *Rudy Saldana v. Aron Asok Polakulathasokan, et al.* The trial court's order denied relator's request to quash a "Notice of Oral and Videotaped Deposition With Subpoena Duces Tecum" served by the real party in interest, Rudy Saldana, on August 31, 2009.

Relator also filed a request for emergency relief. On October 23, 2009, we granted relator's request for emergency relief, imposed an emergency stay of the trial court's August 31, 2009 order, and requested that the real party in interest respond to relator's petition. The real party in interest filed such a response on November 2, 2009.

This Court, having reviewed and fully considered relator's petition and the response thereto filed by the real party in interest, is of the opinion that the relator has not shown itself entitled to the relief sought. Accordingly, relator's petition for writ of mandamus is DENIED. Further, we hereby VACATE the emergency stay previously imposed by this Court on October 23, 2009 in trial court cause number 2008-08-4732-E.

PER CURIAM

Memorandum Opinion delivered and  
filed this the 4th day of November, 2009.