

**DENY; and Opinion issued March 7, 2013.**



**In The  
Court of Appeals  
Fifth District of Texas at Dallas**

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**No. 05-13-00309-CV**

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**IN RE BARRY WELLS, Relator**

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**On Appeal from the 219th Judicial District Court  
Collin County, Texas  
Trial Court Cause No. 219-56186-2010**

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**MEMORANDUM OPINION**

**Before Justices O'Neill, Lang-Miers, and Evans  
Opinion by Justice Lang-Miers**

Relator contends the trial judge erred in requiring him to pay interim attorney's fees. The facts and issues are well known to the parties, so we need not recount them herein. Based on the record before us, we conclude relator has not shown he is entitled to the relief requested. *See* TEX. R. APP. P. 52.8(a); *Walker v. Packer*, 827 S.W.2d 833, 839-40 (Tex. 1992) (orig. proceeding). Accordingly, we **DENY** relator's petition for writ of mandamus and emergency motion to stay.

/Elizabeth Lang-Miers/

**ELIZABETH LANG-MIERS  
JUSTICE**