

**DENY; and Opinion Filed April 18, 2013.**



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

**No. 05-13-00429-CV**

**IN RE ELLOYD JOHNSON, Relator**

---

**Original Proceeding from the 196th Judicial District Court  
Hunt County, Texas  
Trial Court Cause No. 11-1115-RT**

---

**MEMORANDUM OPINION**

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

Relator contends the trial court violated a ministerial duty because a visiting judge was not properly authorized by state law. 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); *Simon v. Levario*, 306 S.W.3d 318, 320-21 (Tex. Crim. App. 2009) (orig. proceeding); *State of Tex. ex rel. Hill v. Court of Appeals for the Fifth Dist.*, 34 S.W.3d 924, 927 (Tex. Crim. App. 2001) (orig. proceeding). Accordingly, we **DENY** relator's petition for writ of mandamus.

/Michael J. O'Neill/  
MICHAEL J. O'NEILL  
JUSTICE