

DENIED; Opinion Filed April 15, 2013.



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

No. 05-13-00439-CV

IN RE AVI ADELMAN, Relator

**On Appeal from the 44th Judicial District Court
Dallas County, Texas
Trial Court Cause No. DC-12-10604**

MEMORANDUM OPINION

**Before Justices FitzGerald, Lang, and Myers
Opinion by Justice Myers**

Relator contends the trial judge erred in denying his motion to dismiss. 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.

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/Lana Myers/
LANA MYERS
JUSTICE