

**DENY; and Opinion Filed July 26, 2016.**



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

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**No. 05-16-00590-CV**

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**IN RE PULTE HOMES OF TEXAS, LP, Relator**

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**Original Proceeding from the 416th Judicial District Court  
Collin County, Texas  
Trial Court Cause No. 416-04147-2013**

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**MEMORANDUM OPINION**

Before Justices Lang-Miers, Fillmore, and Schenck  
Opinion by Justice Lang-Miers

Before the Court is relator's petition for writ of mandamus in which relator seeks review of the denial of a motion to disqualify plaintiff's counsel. The facts and issues are well known to the parties, so we need not recount them here.

To be entitled to mandamus relief, a relator must show both that the trial court has clearly abused its discretion and that relator has no adequate appellate remedy. *In re Prudential Ins. Co.*, 148 S.W.3d 124, 135–36 (Tex. 2004) (orig. proceeding). Based on the record before us, we conclude relator has not shown it 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.

/Elizabeth Lang-Miers/  
ELIZABETH LANG-MIERS  
JUSTICE

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