

DENY; and Opinion Filed May 16, 2018.



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

No. 05-18-00416-CV

**IN RE TOWNSEND HOLDINGS, LLC D/B/A THE TOWNSEND GROUP,
RICHARD BROWN, AND MARTIN ROSENBERG, Relators**

**Original Proceeding from the 298th Judicial District Court
Dallas County, Texas
Trial Court Cause No. DC-17-11306**

MEMORANDUM OPINION

Before Justices Bridges, Brown, and Boatright
Opinion by Justice Brown

Before the Court is relators' petition for writ of mandamus in which they complain of the trial court's order denying their motion for severance. 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 relators are not entitled to the relief requested because they have not shown that the trial court abused its discretion by denying their motion for severance. Accordingly, we deny relators' petition for writ of mandamus. *See* TEX. R. APP. P. 52.8(a) (the court must deny the petition if the court determines relator is not entitled to the relief sought).

/Ada Brown/

ADA BROWN
JUSTICE