

Denied and Opinion Filed July 19, 2018



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

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No. 05-18-00796-CV

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**IN RE FARMERS TEXAS COUNTY MUTUAL INSURANCE COMPANY**  
**AND ANGELA NIKLES, Relators**

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**Original Proceeding from the County Court at Law No. 2**  
**Dallas County, Texas**  
**Trial Court Cause No. CC-18-01339-B**

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**MEMORANDUM OPINION**

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

Before the Court is relators' petition for writ of mandamus in which they complain of the trial court's order denying relators' Rule 91a motion to dismiss. 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 have not shown a clear abuse of discretion. 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).

/Craig Stoddart/  
CRAIG STODDART  
JUSTICE

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