

DENY; and Opinion Filed July 17, 2018.



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

No. 05-18-00807-CV

**IN RE TOYOTA MOTOR SALES, U.S.A., INC. TOYOTA MOTOR CORPORATION,
TOYOTA MOTOR NORTH AMERICA, INC., TOYOTA MOTOR ENGINEERING &
MANUFACTURING NORTH AMERICA, INC., AND EDWARD MANTEY, Relators**

**Original Proceeding from the 134th Judicial District Court
Dallas County, Texas
Trial Court Cause No. DC-16-15296**

MEMORANDUM OPINION

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

Before the Court is relators' petition for writ of mandamus in which they seek relief from rulings compelling discovery of "unintended acceleration" evidence. 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 they are entitled to the relief requested. 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).

/Robert M. Fillmore/
ROBERT M. FILLMORE
JUSTICE