

DENY and Opinion Filed December 10, 2020



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

No. 05-20-00856-CV

IN RE BRG MANAGEMENT, INC. D/B/A ASPEN HEIGHTS, Relator

**Original Proceeding from the 193rd Judicial District Court
Dallas County, Texas
Trial Court Cause No. DC-18-16266**

MEMORANDUM OPINION

Before Justices Osborne, Reichek, and Browning
Opinion by Justice Browning

Relator seeks a writ directing the trial court to withdraw its order compelling production of three documents relator contends are privileged.¹ Entitlement to mandamus relief requires relator to show 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). After reviewing the petition, the response, the reply, and the mandamus record, and conducting our own *in camera* review of the documents in issue, we conclude relator has not shown it is entitled to the relief requested.

¹ We stayed the trial court's order while we considered relator's petition.

Accordingly, we deny relator's 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).

/John G. Browning/
JOHN G. BROWNING
JUSTICE

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