

**DENY and Opinion Filed December 22, 2021**



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

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**No. 05-21-01121-CV**

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**IN RE PAMELA NESBIT, Relator**

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**Original Proceeding from the County Court at Law No. 4  
Dallas County, Texas  
Trial Court Cause No. CC-19-02580-D**

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**MEMORANDUM OPINION**

Before Justices Myers, Partida-Kipness, and Carlyle  
Opinion by Justice Carlyle

Relator’s December 20, 2021 filing—which we construe as a petition for writ of injunction and request for emergency stay—challenges her eviction. We deny the petition on the merits and deny the request as moot.

“Each court of appeals . . . may issue . . . all . . . writs necessary to enforce the jurisdiction of the court.” TEX. GOV’T CODE § 22.221(a). A court of appeals does not have original jurisdiction to grant writs of injunction, “except to protect its jurisdiction over the subject matter of a pending appeal, or to prevent an unlawful interference with the enforcement of its judgments and decrees.” *In re Torres*, No. 05-18-00774-CV, 2018 WL 4784580, at \*1 (Tex. App.—Dallas Oct. 4, 2018, orig.

proceeding) (mem. op.) (quoting *Ott v. Bell*, 606 S.W.2d 955, 957 (Tex. App.—Waco 1980, no writ)).

Here, relator has not shown that a writ of injunction is necessary to protect our jurisdiction over a pending appeal in this Court or to prevent interference with the enforcement of one of this Court's judgments. Accordingly, we deny relator's petition for writ of injunction, *see* TEX. R. APP. P. 52.8(a), and we deny relator's request for emergency relief as moot.

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/Cory L. Carlyle/  
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CORY L. CARLYLE  
JUSTICE