

**DENY and Opinion Filed January 10, 2021**



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

**No. 05-21-00320-CV**

**IN RE KENNETH COUNCIL, Relator**

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**Original Proceeding**

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**NUNC PRO TUNC MEMORANDUM OPINION**

Before Justices Partida-Kipness, Myers, and Carlyle<sup>1</sup>  
Opinion by Justice Partida-Kipness

Relator's May 5, 2021 petition for writ of mandamus challenges the failure of the Texas Attorney General, Ken Paxton, to release public information to relator regarding relator's child support arrears.

Relator's petition fails to comply with numerous requirements set forth in Rule 52 of the Texas Rules of Appellate Procedure. Further, this Court does not have the authority to issue a writ of mandamus against officers of this state's executive branch. TEX. GOV'T CODE § 22.002(c) (providing authority to the Texas Supreme Court to issue writs against Texas executive branch officers); 22.221

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<sup>1</sup> We issue this nunc pro tunc memorandum opinion to reflect the correct panel of Justices hearing the original proceeding.

(outlining the limited writ power of the Texas courts of appeals). Accordingly, we deny relator's petition for writ of mandamus.

/Robbie Partida-Kipness/  
ROBBIE PARTIDA-KIPNESS  
JUSTICE

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