

Opinion issued May 7, 2009



In The
Court of Appeals
For The
First District of Texas

NO. 01-09-00160-CV

**IN RE TERRY MOSSER, INDEPENDENT ADMINISTRATOR OF THE
ESTATE OF CAROL WHITSETT, Relator**

Original Proceeding on Petition for Writ of Mandamus

MEMORANDUM OPINION¹

By petition for writ of mandamus, relator, Terry Mosser, seeks relief dismissing the underlying suit for lack of jurisdiction.

¹

The underlying case is *Steven Engelhardt v. Terry Mosser, Independent Administrator of the Estate of Carol Witsett*, Cause No. 1995-15976, in the 151st Judicial District Court of Harris County, Texas, the Hon. Mike Engelhart, presiding.

We **deny** the petition for writ of mandamus. All pending motions are overruled as moot.

Per Curiam

Panel consists of Justices Taft, Bland, and Sharp.