

Opinion issued January 14, 2011.



In The  
**Court of Appeals**  
For The  
**First District of Texas**

---

NO. 01-10-00802-CV

---

**IN RE DEPARTMENT OF FAMILY & PROTECTIVE SERVICES,  
OFFICE OF HARRIS COUNTY ATTORNEY, AND WILLIAM S. COX**

---

---

**Original Proceeding on Petition for Writ of Mandamus<sup>1</sup>**

---

---

**MEMORANDUM OPINION**

By petition for writ of mandamus, relators, Department of Family & Protective Services, Office of Harris County Attorney, and assistant county attorney William S. Cox, seek mandamus relief compelling the trial court to vacate

---

<sup>1</sup> The underlying case is *In the Matter of the Marriage of Tomas Gonzalez and Maria Teresa Mares Gonzalez and in the Interest of [E.T.G., M.G., and J. M.M.]*, Cause No. 2009-00394, filed in the 311th District Court of Harris County, Texas, the Honorable Katie Kennedy, presiding.

its September 17, 2010 “implicit order of reinstatement” and verbal order setting a hearing on the real party in interest’s motion for sanctions.

We deny the petition for writ of mandamus, and we lift our stay of the trial court’s proceedings.

**PER CURIAM**

Panel consists of Justices Alcala, Sharp, and Wilson.<sup>2</sup>

---

<sup>2</sup> The Honorable Davie L. Wilson, retired Justice, First Court of Appeals, sitting by assignment.