

Opinion issued November 1, 2016



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

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NO. 01-16-00383-CV

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**IN RE INTERNATIONAL AGENCIES CO., LTD., Relator**

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**Original Proceeding on Petition for Writ of Mandamus**

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**MEMORANDUM OPINION**

Relator, International Agencies Co., Ltd., filed a petition for writ of mandamus on May 11, 2016, seeking to vacate the respondent trial court's "Order on Receiver's Motion for Judgment In Rem," entered on May 6, 2016, and its order denying its special appearance, signed on May 5, 2016, and to grant its special

appearance in the underlying proceeding.<sup>1</sup> With its petition, relator filed a motion to stay enforcement of the May 6th Order which we granted on May 12, 2016, pending resolution of this petition. *See* TEX. R. APP. P. 52.10(b). We requested and received responses from the real parties in interest. *See id.* 52.8(b)(1).

After real party in interest, Winnie Stacey Alwazzan, filed an emergency motion for temporary relief on July 27, 2016, under related appellate cause number 01–16–00589–CV, requesting to stay the trial court’s “Order Vacating May 6, 2016 Order For Judgment in Rem,” signed on July 21, 2016, filed in the underlying trial court cause number 13-FD-0848, it appeared that this petition may be moot. Because the order made the primary subject of this mandamus petition was vacated, this Court issued an order and notice of intent to dismiss for want of jurisdiction on August 2, 2016. *See Tex. A&M Univ.–Kingsville v. Yarbrough*, 347 S.W.3d 289, 290–91 (Tex. 2011). Relator failed to timely respond.

On October 24, 2016, the district clerk filed a corrected supplemental clerk’s record in this Court containing the trial court’s “Order Vacating May 6, 2016 Order For Judgment in Rem,” signed on July 21, 2016. This first July 21, 2016 order vacated the May 6th Order, which we had stayed and was the primary subject of this

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<sup>1</sup> The underlying proceeding is *In the Matter of the Marriage of Winnie Alwazzan and Isa Alwazzan*, No. 13-FD-0848, pending in the 306th District Court, Galveston County, the Honorable Anne B. Daring, presiding.

petition. The supplemental clerk's record also contained the trial court's "Order Granting Isa Ali Alwazzan's Plea to the Jurisdiction," also signed on July 21, 2016. This second July 21, 2016 order, among other things, held that the trial court lacked personal jurisdiction over relator and it ordered that all other related orders were vacated, which necessarily includes the May 5, 2016 order denying relator's special appearance, the other subject of this petition. Thus, because relator has received the relief requested in its mandamus petition, we dismiss this petition as moot. *See, e.g., In re Jackson*, No. 01-12-00020-CV, 2012 WL 405707, at \*1 (Tex. App.—Houston [1st Dist.] Feb. 9, 2012, orig. proceeding) (mem. op.) (dismissing mandamus petition as moot after relator received relief requested).

Accordingly, we lift this Court's May 12, 2016 stay and dismiss the petition for writ of mandamus as moot. We dismiss all pending motions as moot.

**PER CURIAM**

Panel consists of Chief Justice Radack and Justices Higley and Huddle.