

Opinion issued November 24, 2020



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

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NO. 01-20-00771-CV

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**IN RE STROUHAL TIRE RECAPPING PLANT, LTD., Relator**

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

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**MEMORANDUM OPINION**

On November 10, 2020, relator, Strouhal Tire Recapping Plant, Ltd., filed a petition for writ of mandamus, seeking to have this Court reverse the trial court's order that denied relator's motion for a continuance.<sup>1</sup> Two days after filing the petition, relator filed an unopposed motion to dismiss.

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<sup>1</sup> The underlying case is *Daniel Cepeda and Alma Deleon v. The Goodyear Tire & Rubber Company, Michelin Retread Technologies, Inc., and Strouhal Tire Recapping Plant, Ltd.*, cause number 2016-03071, pending in the 334th District Court of Harris County, Texas, the Honorable Steven Kirkland presiding.

Accordingly, we grant relator's motion and **dismiss** the petition for writ of mandamus. We dismiss all other pending motions as moot.

**PER CURIAM**

Panel consists of Chief Justice Radack and Justices Lloyd and Kelly.