

**Petition for Writ of Mandamus Denied and Memorandum Opinion filed  
December 5, 2017.**



**In The**

***Fourteenth Court of Appeals***

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**NO. 14-17-00905-CV**

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**IN RE CYNTHIA K. KIRKPATRICK AND NEIL DEAN KIRKPATRICK,  
Relators**

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**ORIGINAL PROCEEDING  
WRIT OF MANDAMUS  
434th Judicial District Court  
Fort Bend County, Texas  
Trial Court Cause No. 14-DCV-217819**

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**MEMORANDUM OPINION**

On November 17, 2017, relators Cynthia K. Kirkpatrick and Neil Dean Kirkpatrick filed a petition for writ of mandamus in this court. *See* Tex. Gov't Code Ann. § 22.221 (West Supp. 2017); *see also* Tex. R. App. P. 52. In the petition, relators ask this court to compel the Honorable James H. Shoemake, presiding judge of the 434th Judicial District Court of Fort Bend County, to set aside his February 20, 2017 order denying their motion for summary judgment.

Relators have not shown that they are entitled to mandamus relief. Accordingly, we deny relators' petition for writ of mandamus.

PER CURIAM

Panel consists of Justices Christopher, Donovan, and Jewell.