

**Petition for Writ of Mandamus Denied and Memorandum Opinion filed  
February 15, 2018.**



**In The**

**Fourteenth Court of Appeals**

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**NO. 14-18-00033-CV**

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**IN RE MARK HYLAND, Relator**

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**ORIGINAL PROCEEDING  
WRIT OF MANDAMUS  
113th District Court  
Harris County, Texas  
Trial Court Cause No. 2014-24818**

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**MEMORANDUM OPINION**

On January 18, 2018, relator Mark Hyland 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, relator asks this court to compel the Honorable Michael Landrum, presiding judge of the 113th District Court of Harris County (the "Harris County court"), to vacate all orders issued by the court.

To obtain mandamus relief, a relator generally must show both that the trial court clearly abused its discretion and that the relator has no adequate remedy by appeal. *In re Prudential Ins. Co. of Am.*, 148 S.W.3d 124, 135–36 (Tex. 2004) (orig. proceeding). When an order is void, the relator need not show the lack of an adequate appellate remedy, and mandamus relief is appropriate. *In re Vaishangi, Inc.*, 442 S.W.3d 256, 261 (Tex. 2014) (orig. proceeding); *In re Martinez*, 478 S.W.3d 123, 125 (Tex. App.—Houston [14th Dist.] 2015, orig. proceeding). A judgment or order is void when it is apparent that the court rendering it had no jurisdiction of the parties, no jurisdiction of the subject matter, no jurisdiction to enter the judgment, or no capacity to act as a court. *See Mapco, Inc. v. Forrest*, 795 S.W.2d 700, 703 (Tex. 1990).

Relator has not established that he is entitled to mandamus relief. We therefore deny relator’s petition for writ of mandamus. We also lift our stay entered on January 19, 2018.

/s/ William J. Boyce  
Justice

Panel consists of Justices Boyce, Jamison, and Brown  
(J. Jamison voted to grant the petition for writ of mandamus)