



**Fourth Court of Appeals**  
**San Antonio, Texas**

**MEMORANDUM OPINION**

No. 04-17-00585-CV

**IN RE** Tabitha **JUREK** and Daniel Jurek

Original Mandamus Proceeding<sup>1</sup>

PER CURIAM

Sitting: Marialyn Barnard, Justice  
Rebeca C. Martinez, Justice  
Irene Rios, Justice

Delivered and Filed: October 4, 2017

PETITION FOR WRIT OF MANDAMUS DENIED

On September 15, 2017, Relator filed a “Motion for Leave to file Petition for Extraordinary Relief” and a Motion for Emergency Stay. On September 18, 2017, Relator filed a petition for writ of mandamus. The court has considered the petition and is of the opinion Relator is not entitled to the relief sought. Accordingly, the petition for writ of mandamus and motion for emergency stay are denied.<sup>2</sup> *See* TEX. R. APP. P. 52.8(a).

PER CURIAM

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<sup>1</sup> This proceeding arises out of Cause No. 2017-CI-07662, styled *Tabitha Jurek, et al, v. Diana Garcia, et al*, pending in the 225th Judicial District Court, Bexar County, Texas, the Honorable Charles E. Montemayor presiding.

<sup>2</sup> Relator is not required to seek leave of court to file a petition for writ of mandamus or a motion for emergency relief. Therefore, Relator’s motion for leave is moot.