

*Court of Appeals*

*Ninth District of Texas at Beaumont*

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**NO. 09-20-00193-CV**

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**IN RE MEG BREWER**

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**Original Proceeding  
County Court at Law No. 2 of Montgomery County, Texas  
Trial Cause No. 19-31621**

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**MEMORANDUM OPINION**

On August 14, 2020, Meg Brewer, Relator, filed a petition for a writ of mandamus and a motion for temporary relief. Relator is the tenant appealing in an eviction suit scheduled for trial on August 17, 2020. Relator contends the trial court clearly abused its discretion by failing to grant her request to continue the proceedings to another date because she needs additional discovery and is a vulnerable person who cannot safely attend the currently scheduled trial due to the threat of the virus, Covid-19. The Relator alleged that while the trial court offered to conduct the trial via an alternative means, Zoom, she does not personally own a smart phone and she refuses to participate by telephone.

Relator has not shown that she complied with the procedures required to establish she is a vulnerable person, nor did she establish that her attorneys cannot assist her in attending the trial by Zoom or by telephone. Nor has the Relator shown the trial court refused to follow its procedures that concern the trial court's conducting trials during the periods affected by the orders of the Texas Supreme Court, which address Covid-19.

Relator has failed to establish a clear abuse of discretion by the trial court. Accordingly, the petition for a writ of mandamus and the motion for temporary relief are

DENIED.

PER CURIAM

Submitted on August 14, 2020  
Opinion Delivered August 14, 2020

Before McKeithen, C.J., Horton and Johnson, JJ.

