



**COURT OF APPEALS
SECOND DISTRICT OF TEXAS
FORT WORTH**

NO. 02-17-00137-CV

IN RE TEXAS HEALTH HARRIS
METHODIST HOSPITAL
SOUTHWEST FORT WORTH

RELATOR

ORIGINAL PROCEEDING
TRIAL COURT NO. 2014-GD-00516-2

MEMORANDUM OPINION¹

The court has considered relator's petition for writ of mandamus, relator's motion for emergency relief, real party in interest's amended response to relator's motion for emergency relief, and relator's reply to the response and is of the

¹See Tex. R. App. P. 47.4.

opinion that relief should be denied.² Accordingly, relator's petition for writ of mandamus and motion for emergency relief are denied.

PER CURIAM

PANEL: KERR, WALKER, and MEIER, JJ.

DELIVERED: May 4, 2017

²We note relator's representation in its April 25, 2017 mandamus petition that it had "requested the Reporter's Record from the hearing [the result of which relator attacked by mandamus] and will supplement the record when it is received." On April 27, real party in interest filed that reporter's record with its initial response to relator's motion for emergency relief and informed us that relator had requested and received the reporter's record the week before filing its mandamus action. The court reporter's certification is in fact dated April 18, 2017, and shows that relator's counsel had requested the reporter's record. Relator's subsequent reply to real party in interest's response does not challenge or explain that discrepancy. Although we assume that relator's representation to us on April 25 that it had not yet received the reporter's record was inadvertent, we stress the importance of ensuring accuracy in mandamus petitions and any associated motions for emergency relief.