



**In the  
Court of Appeals  
Second Appellate District of Texas  
at Fort Worth**

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No. 02-19-00168-CV

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M.B., INDIVIDUALLY AND AS NEXT FRIEND OF I.C., Appellant

v.

S.C. AND SPIRIT OF ST. LOUIS OUTLETS, GP, LLC, Appellees

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On Appeal from the 67th District Court  
Tarrant County, Texas  
Trial Court No. 067-285252-16

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Before Sudderth, C.J.; Gabriel and Birdwell, JJ.  
Per Curiam Memorandum Opinion and Order on Rehearing

## MEMORANDUM OPINION AND ORDER ON REHEARING

On June 27, 2019, we issued a memorandum opinion denying appellant M.B., individually and as next friend of I.C.'s, (Mother) petition for permissive appeal. Mother timely filed a motion for rehearing. After requesting and receiving a response to that motion, we grant Mother's motion for rehearing, withdraw our June 27, 2019 opinion, and substitute the following in its place.

Mother filed a petition for permissive appeal seeking interlocutory review of the trial court's order granting appellee S.C.'s (Father) plea to the jurisdiction. *See* Tex. Civ. Prac. & Rem. Code Ann. § 51.014(d), (f). We grant the petition. *See id.* § 51.014(f). Mother's notice of appeal is deemed filed today. *See id.*; Tex. R. App. P. 28.3(k). The appeal will be governed by the rules for accelerated appeals. *See* Tex. Civ. Prac. & Rem. Code Ann. § 51.014(f); Tex. R. App. P. 28.1, 28.3(k). Appellant must file a copy of this order with the trial court clerk. *See* Tex. R. App. P. 28.3(k).

The clerk's record and reporter's record are due on or before Monday, September 30, 2019. *See* Tex. R. App. P. 4.1(a), 26.1(b), 28.3(k), 35.1(b).

Mother's brief will be due twenty days after the appellate record is filed, and Father's brief will be due twenty days after Mother files her brief. *See* Tex. R. App. P. 38.6(a)–(b).

The clerk of this court is directed to transmit a copy of this memorandum opinion and order to the attorneys of record, the trial court judge, the trial court clerk, and the court reporter.

Per Curiam

Delivered: September 19, 2019