



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

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No. 02-20-00358-CV

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IN RE JEFFERY C. ARNIER SR., Relator<sup>1</sup>

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Original Proceeding  
Probate Court No. 2 of Tarrant County, Texas  
Trial Court No. 2019-GD00160-2

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Before Womack, J.; Sudderth, C.J.; and Wallach, J.  
Per Curiam Memorandum Opinion

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<sup>1</sup>We have changed the style of the case to reflect the name of the relator in the caption. *See* Tex. R. App. P. 52.1.

## MEMORANDUM OPINION

Relator, Jeffery C. Arnier Sr., court investigator for Probate Court No. 2 of Tarrant County, filed a petition for writ of mandamus seeking relief from the probate court's order denying his motion for an in-person trial on his application for guardianship of the person of proposed ward Judy Love. We deny the petition.

Relator's petition does not provide facts or evidence specific to Love's case and thus does not show a need for relief. *See In re Garza*, No. 07-14-00347-CV, 2014 WL 5255162, at \*2 (Tex. App.—Amarillo Oct. 14, 2014, orig. proceeding) (mem. op.) (noting that relator has the burden to establish in the petition the facts entitling relator to relief). Further, as the probate court's order denying relator's motion states that Love's needs are being met and that there is no immediate need for a trial, any threat to Love's due process rights from a remote guardianship trial is, at this point, hypothetical. *See In re Penney*, No. 05-14-00503-CV, 2014 WL 2532307, at \*2 (Tex. App.—Dallas June 4, 2014, orig. proceeding) (mem. op.) (stating that Texas courts have no jurisdiction to render advisory opinions addressing a hypothetical injury and that this jurisdictional requirement applies to mandamus proceedings). Accordingly, we deny relator's petition. *See* Tex. R. App. P. 52.8(a).

Per Curiam

Delivered: November 25, 2020