

**Affirm in part, Reverse and Render in part, and Reverse and Remand in part;
Opinion Filed July 2, 2020**



**In The
Court of Appeals
Fifth District of Texas at Dallas**

No. 05-18-01156-CV

IN THE INTEREST OF N.E.C., A CHILD

**On Appeal from the 301st Judicial District Court
Dallas County, Texas
Trial Court Cause No. DF-97-20578**

SUPPLEMENTAL MEMORANDUM OPINION

Before Justices Osborne, Partida-Kipness, and Pedersen, III
Opinion by Justice Partida-Kipness

In our opinion dated June 18, 2020, we suggested a remittitur of \$11,500 of the attorney's fees awarded to Deborah Denise Canady (Mother). We stated that if the remittitur was filed by Mother within fifteen days of the date of the opinion, we would modify the trial court's order with respect to the attorney's fees award and affirm as modified. If Mother did not file the remittitur within the time allowed, we would reverse the trial court's order with respect to the attorney's fees award and remand the case for a new hearing on attorney's fees.

On June 26, 2020, Mother filed a request to remand and asked the Court to reverse the trial court's order with respect to the attorney's fees award and remand

the case for an attorney's fees determination. Accordingly, we vacate our judgment but not our opinion, dated June 18, 2020, and reverse the trial court's order with respect to the award of attorney's fees.

We reverse the portion of the trial court's order awarding retroactive child support and render judgment that retroactive child support is denied. We affirm the trial court's award of prospective child support. We reverse the portion of the trial court's order with respect to the award of attorney's fees and remand the case for further proceedings consistent with our June 18, 2020 opinion and this supplemental opinion.

/s/ Robbie Partida-Kipness
ROBBIE PARTIDA-KIPNESS
JUSTICE

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**Court of Appeals
Fifth District of Texas at Dallas**

JUDGMENT

IN THE INTEREST OF N.E.C., A
CHILD

No. 05-18-01156-CV

On Appeal from the 301st Judicial
District Court, Dallas County, Texas
Trial Court Cause No. DF-97-20578.
Opinion delivered by Justice Partida-
Kipness. Justices Osborne and
Pedersen, III participating.

In accordance with this Court's opinion of this date, the judgment of the trial court is **AFFIRMED** in part, **REVERSED** and **RENDERED** in part, and **REVERSED** and **REMANDED** in part.

We **REVERSE** that portion of the trial court's judgment awarding retroactive child support and **RENDER** judgment that retroactive child support is denied.

We **AFFIRM** that portion of the trial court's judgment awarding prospective child support.

We **REVERSE** that portion of the trial court's judgment awarding attorney's fees and **REMAND** that claim to the trial court for further proceedings consistent with our opinion of June 18, 2020, and supplemental opinion of this date.

It is **ORDERED** that each party bear its own costs of this appeal.

Judgment entered this 2nd day of July, 2020.