

Denied and Opinion Filed July 9, 2020



In The
Court of Appeals
Fifth District of Texas at Dallas

No. 05-20-00654-CV

IN RE JAY SANDON COOPER, Relator

Original Proceeding from the 470th Judicial District Court
Collin County, Texas
Trial Court Cause No. 006-02636-2018

MEMORANDUM OPINION

Before Justices Myers, Molberg, and Evans
Opinion by Justice Molberg

Before the Court is relator's July 6, 2020 "Emergency Petition for Writ of Mandamus, and Motion for Order to Stay Underlying Proceedings" in which relator, a vexatious litigant, complains of the local administrative district judge's refusal to rule on his request for permission under TEX. CIV. PRAC. & REM. CODE § 11.102 to file a lawsuit. Relator has also filed a July 8, 2020 emergency motion for temporary relief in which he asks this Court to toll the statute of limitations on the lawsuit he seeks to file.

Entitlement to mandamus relief requires relator to show both that the trial court has clearly abused its discretion and that relator has no adequate appellate

remedy. *In re Prudential Ins. Co.*, 148 S.W.3d 124, 135–36 (Tex. 2004) (orig. proceeding). Based on our review of the petition and record, relator has failed to meet this burden. Accordingly, we deny relator’s petition for writ of mandamus. *See* TEX. R. APP. P. 52.8(a). Having denied the petition, we also deny the emergency motion as moot.

/Ken Molberg//

KEN MOLBERG
JUSTICE

200654f.p05