



RIO GRANDE CITY CONSOLIDATED INDEPENDENT SCHOOL DISTRICT

Eduardo "Eddie" Ramirez
President

Leticia O. Lopez
Vice-President

Basilio D. Villarreal, Jr.
Secretary

Daria "Dr. B" Babineaux
Noe Castillo

Daniel J. Garcia

Eleazar Velasquez, Jr.

May 28, 2019

Roel A. Gonzalez
Interim Superintendent

TO: All Administrators, Teachers, Faculty and Staff of RGCCISD Family

Please be advised that I remain as your Interim Superintendent. The meeting being conducted by four (4) board members has been deemed to be in violation of the Texas Open Meetings Act. As a result, I shall continue to serve our District until such time as I am ordered by the Court of Appeals to remove myself from office.

Please continue to work for the children of our District and not let these proceedings sidetrack your devotions to them.

Respectfully,

Roel A. Gonzalez
Interim Superintendent
Rio Grande City C.I.S.D.

May 28, 2019

Via Hand Delivery, 5/28/19 @ 11:00a

Omar Escobar, Jr.
Starr County District Attorney
401 N. Britton
Rio Grande City, Texas 78582

RE: Open meetings violations by certain board members

Dear Mr. Escobar:

On May 06, 2019, Board Member Eleazar Velasquez, Jr. brought to the office of the superintendent of the Rio Grande City CISD a proposed request for a special called meeting for May 09, 2019 at 12 noon (attached, as Exhibit A, is a true and correct copy of said request). Later that same day, Mr. Velasquez brought a second proposed request for a special board meeting to be held on May 9, 2019 at 4:00 p.m. (attached, as Exhibit B, is a true and correct copy of said request).

On both of these special meeting requests, the following four board members signed the request: Leticia O. Lopez, Daria "Dr. B" Babineaux, Daniel J. Garcia, and Eleazar Velasquez Jr. The items requested covered an extensive number of subjects. In order to agree to provide this request to the superintendent, the four members would either have met to discuss the items or circulated the agenda amongst themselves in order to agree on the subjects. In first instance, the meeting of the four would have constituted a violation of the Open Meetings Act in that they had failed to properly post for such a meeting. In the latter, it would have constituted a "walking quorum".

These four board members further violated Local Board policy (BE-LOCAL), which is attached as Exhibit C, in that they a) failed to properly provide the request to the board president and b) did not have the authority to determine when and where the special meeting was to be called. According to BE-Local, four board members may request a special called board meeting. However, the determination of an agenda is in the prerogative of the board president in consultation with the superintendent. And while the board president may not remove an item from the agenda without that board members consent, he may nevertheless determine that it be placed on a future agenda in the near future.

Due to the urgency of the matter, I as board president and one other member of the board sought and obtained a temporary restraining order prohibiting the four board

members from meeting as they had planned. Subsequently, Judge Carlos Valdez was appointed to determine if a temporary restraining order was appropriate. On May 17, 2019, Judge Valdez signed an order agreed upon by the parties (attached as Exhibit D). Thereafter, the same four board members sought, once again, to call another special meeting. Having learned of their prior error, only Mr. Velasquez brought the agenda signed by him and one other board member, but again seeking the same items to be placed on the special meeting agenda and, once again, failing to follow or understand Local Policy BE. Because of the failure to follow policy, the agenda was not allowed to be posted and attorneys for the four board members sought relief from Judge Valdez, who issued an ex parte order to force a special called meeting on May 23, 2019. Without notice and without a hearing, Judge Valdez's order also held the board president and the superintendent in contempt.


An emergency motion for relief was granted by the 4th Court of Appeals on May 22, 2019 and stayed Judge Valdez's order, thereby cancelling the May 23, 2019 meeting Judge Valdez had ordered. The court of appeals has ordered the parties in the mandamus proceeding to respond by June 07, 2019 (attached, as Exhibit E). Attorneys for the four board members had sought emergency relief from the Court of Appeals of its stay order, which was denied on May 23, 2019. (attached as Exhibit F)

Not to be deterred, the four board members have now sought to have another special meeting on May 28, 2019, again failing to follow board policy and seeking to have a meeting at Salon Fama in Rio Grande City, Texas.

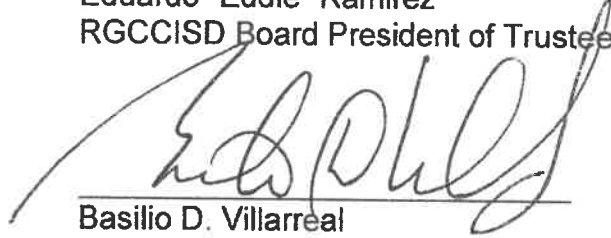
Because the attempt by these four board members to post notice of the meeting along with an agenda is in violation of RGCISD Board Policy and Texas law, said posting is invalid and without effect. Therefore, any meeting by four or more members of the board of trustees, pursuant to said invalid notice, would be a direct violation of the Texas Open Meetings Act. As President of the Board of Trustees of the Rio Grande City Independent School District, I am requesting that you, as the chief law enforcement officer for Starr County, Texas, notify the members of the Board of Trustees attempting to convene the improperly posted meeting that such a meeting would be in violation of the Texas Open Meeting Act and could possibly subject any Trustee participating in such a meeting to criminal jeopardy under the Texas Open Meetings Act.

Violations of the Texas Open Meetings Act are serious concerns to citizens, as well as the members of any governmental entity. As President of the Board of Trustees of the Rio Grande City CISD, I am requesting that you investigate the violations and, if appropriate, take proper action against those violating the Texas Open Meeting Act.

Respectfully submitted,



Eduardo "Eddie" Ramirez
RGCCISD Board President of Trustees



Basilio D. Villarreal
RGCCISD Secretary Treasurer
Board of Trustees

RGCCISD Board President
Mr. Eddie Ramirez
1 Fort Ringgold
Rio Grande City, Texas 78582

H
by

May 6, 2019

We are requesting a Special Called Board Meeting for 12pm on Thursday May 9, 2019 as mandated by our local policy, BE (local). "The Board President shall call special meetings at the Board President's discretion or on request by four members of the Board."

We are also requesting the reorganization of the Board as allowed by BDAA (legal). "In addition to the required post-election organization, the Board may also organize at other times. *Atty. Gen. Op. MW-531 (1982).*"

Please place the following items on the agenda for the Thursday May 9, 2019 at 12pm Special Called Board Meeting.

Closed Session:

1. Discussion, consideration, and possible action on executing and approving the New Superintendent's contract and the naming of the lone finalist, Vilma Garza, as the New RGCCISD Superintendent.
2. Discussion, consideration, and possible action on approving the settlement offer with Leyendecker Construction, Inc., and all parties in Cause No. DC-15-501; RGCCISD (La Grulla HS) vs Leyendecker Construction, Inc., in the 381st Judicial District Court, Starr County, Texas and in Cause No. DC-19-27; Liberty Mutual Insurance Company and United Fire Lloyds vs Truck Insurance Exchange, et.al., in the 381st Judicial District Court, Starr County, Texas.

Open Session:

Possible action on item 1.

Possible action on item 2.

3. Discussion, consideration, and possible action on Board Reorganization.
4. Discussion, consideration, and possible action to terminate existing board attorney.



5. Discussion, consideration, and possible action on naming a new board attorney.
6. Discussion, consideration, and possible action to approve the travel and related expenses for the following students, faculty, staff, and administrators.

Ac2E Magnet Elementary:

1 Administrator; 1 Security Guard; and 44 Students to Visit the NASA Space Center in Houston, Texas, as an Education Field Trip on May 20, 2019

Ringgold Elementary:

1 Administrator; 5 Teachers; 5 Teacher Aides; 1 Nurse; and 16 Students to visit the NASA Space Center in Houston, Texas, as an Education Trip on May 20, 2019

Ringgold Middle School:

1 Administrator; 3 Band Teachers; and 10 Students to Participate in the TAMUK Trombone Workshop in Kingsville, Texas, on May 18, 2019

1 Administrator; 1 Chaperone; and 20 Students to visit Fiesta Texas Six Flags in San Antonio, Texas, as the End of Year Field Trip on May 18, 2019.

Veterans Middle School:

1 Administrators; 4 Band Teachers; and 28 Students to participate in the TAMUK French Horn Workshop in Kingsville, Texas, on May 18, 2019.

1 Administrator; 4 Band Teachers; and 23 Students to Participate in the TAMUK Trombone Workshop in Kingsville, Texas, on May 18, 2019.

1 Administrator; 2 Teachers; and 15 Students to Participate in the OSTI-CON Conference 2019 in San Antonio, Texas, on May 3, 2019.

Grulla High School:

1 Administrator; 2 JROTC Teachers; and 70 Students to Participate in the Annual JROTC Cadet Ride and Leadership Team Building Events in Fiesta, Texas, San Antonio, Texas, on May 3, 2019

Rio High School:

1 JROTC Teacher; 1 Nurse; and 92 Students to Participate in the Annual JROTC Cadet Ride and Leadership Team Building Events in Flesta, Texas, San Antonio, Texas, on May 3, 2019

1 Administrator; 1 Chaperone; and 14 Students to visit Fiesta Texas Six Flags in San Antonio, Texas, as the End of Year Field Trip on May 18, 2019.

1 Administrator; 4 Band Teachers; and 9 Students to Participate in the TAMUK Trombone Workshop in Kingsville, Texas, on May 18, 2019

1 Administrators; 4 Band Teachers; and 7 Students to participate in the TAMUK French Horn Workshop in Kingsville, Texas, on May 18, 2019.

1 Administrators; 3 Teachers; 1 Bus Driver and 14 Students to Visit Fiesta Texas/Downtown In San Antonio, Texas, as the Student Council Incentive Trip on May 18, 2019 thru May 19, 2019

1 Administrators; 11 Teachers; and 115 Students to visit Fiesta Texas in San Antonio, Texas, as the 2019 Senior Trip on May 23, 2019 thru May 24, 2019

1 Administrators; 1 Teachers; and 19 Students to visit Fiesta Texas in San Antonio, Texas, as the End of Year Trip on May 27, 2019.

1 Teacher to Attend the 2019 National Migrant Education Conference in New Orleans, Louisiana, on May 1, 2019 thru May 4, 2019

Migrant Department:


1 Coordinator; 2 Counselors; 1 ABB Teacher; 1 Teacher; 2 Migrant Parents to attend the 2019 National Migrant Education Conference in New Orleans, Louisiana, on May 1, 2019 thru May 4, 2019.

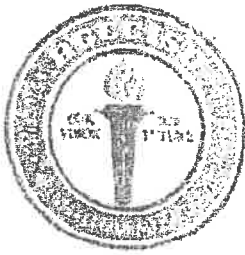
For the purpose of transparency and to make sure there is no misunderstanding of our request, we are copying Mr. A.J. Crabill, Deputy Commissioner of Governance for TEA, and the RGCCISD Interim Superintendent.

 Board Member

 Board Member

 Board Member

 Board Member



RIO GRANDE CITY CONSOLIDATED INDEPENDENT SCHOOL DISTRICT

SPECIAL MEETING OF THE

RIO GRANDE CITY CONSOLIDATED INDEPENDENT SCHOOL DISTRICT

Eduardo "Eddie" Ramirez
President

Leticia O. Lopez
Vice-President

Basilio D. Villareal, Jr.
Secretary

Daria "Dr. B" Babineaux
Noe Castillo

Daniel J. Garcia
Eteazar Velasquez, Jr.

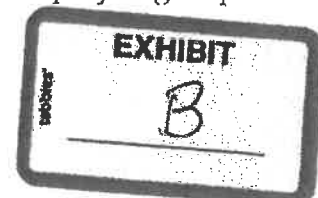
Rocel A. Gonzalez
Interim Superintendent

Notice is hereby given that a Special Board Meeting of the Board of Education of the Rio Grande City Consolidated Independent School district will be held on Thursday, May 9th, 2019, at 4:00 p.m. at the Ringgold Elementary Cafeteria, located at 1 S. Fort Ringgold, Rio Grande City, Texas.

If during the course of the meeting, any discussion of any item on the agenda should be held in executive or closed session, the Board will convene in such executive or closed session in accordance with the Texas Open Meeting Act, Tex. Govt. Code Section 551.071.

Texas Government Code Section:

- 551.071 Private Consultation with the board's attorney.
- 551.072 Discussing purchase, exchange, lease, or value of real property.
- 551.073 Discussing negotiated contracts for prospective gifts or donations.
- 551.074 Discussing personnel or to hear complaints against personnel.
- 551.075 To confer with employees of the school district to receive information or to ask questions.
- 551.076 Considering the development, specific occasions for, or complaint or charge against personnel.
- 551.082 Considering discipline of a public school child, or complaint or charge against personnel.
- 551.083 Considering the standards, guidelines, terms, or conditions the board will follow, in consultation with representatives of employee groups.
- 551.084 Excluding witnesses from a hearing.



The subjects to be discussed or considered or upon which formal action may be taken are as follows:

AGENDA

OPEN SESSION

SECTION I. Meeting Called to Order

SECTION II. Pledge of Allegiance

SECTION III. INFORMATION AND PROPOSALS FROM SUPERINTENDENT AND STAFF

ITEM 1. Conduct Reorganization and Election of Board of Education Officers

ITEM 2. Discussion, consideration, possible action of termination of Legal Services of Employment of Law Office of Ruben R. Pena, P.C., for Legal Services for Rio Grande City Consolidated Independent School District

ITEM 3. Discussion, consideration, and possible action on Naming a New Board Attorney.

ITEM 4. Discussion, consideration, and possible action to approve the travel and related expenses for the following students, faculty, staff, and administrators.

Ac2E Magnet Elementary:

1 Administrator; 1 Security Guard; and 44 Students to Visit the NASA Space Center in Houston, Texas, as an Education Field Trip on May 20, 2019

Ringgold Elementary:

1 Administrator; 5 Teachers; 5 Teacher Aides; 1 Nurse; and 16 Students to visit the NASA Space Center in Houston, Texas, as an Education Trip on May 20, 2019

Ringgold Middle School:

1 Administrator; 3 Band Teachers; and 10 Students to Participate in the TAMUK Trombone Workshop in Kingsville, Texas, on May 18, 2019

1 Administrator; 1 Chaperone; and 20 Students to visit Fiesta Texas Six Flags in San Antonio, Texas, as the End of Year Field Trip on May 18, 2019.

Veterans Middle School:

1 Administrators; 4 Band Teachers; and 28 Students to participate in the TAMUK French Horn Workshop in Kingsville, Texas, on May 18, 2019.

1 Administrator; 4 Band Teachers; and 23 Students to Participate in the TAMUK Trombone Workshop in Kingsville, Texas, on May 18, 2019.

1 Administrator; 2 Teachers; and 15 Students to Participate in the OSTI-CON Conference 2019 in San Antonio, Texas, on May 3, 2019.

Grulla High School:

1 Administrator; 2 JROTC Teachers; and 70 Students to Participate in the Annual JROTC Cadet Ride and Leadership Team Building Events in Fiesta, Texas, San Antonio, Texas, on May 3, 2019

Rio High School:

1 JROTC Teacher; 1 Nurse; and 92 Students to Participate in the Annual JROTC Cadet Ride and Leadership Team Building Events in Fiesta, Texas, San Antonio, Texas, on May 3, 2019

1 Administrator; 1 Chaperone; and 14 Students to visit Fiesta Texas Six Flags in San Antonio, Texas, as the End of Year Field Trip on May 18, 2019.

1 Administrator; 4 Band Teachers; and 9 Students to Participate in the TAMUK Trombone Workshop in Kingsville, Texas, on May 18, 2019

1 Administrators; 4 Band Teachers; and 7 Students to participate in the TAMUK French Horn Workshop in Kingsville, Texas, on May 18, 2019.

1 Administrators; 3 Teachers; 1 Bus Driver and 14 Students to Visit Fiesta Texas/Downtown in San Antonio, Texas, as the Student Council Incentive Trip on May 18, 2019 thru May 19, 2019

1 Administrators; 11 Teachers; and 115 Students to visit Fiesta Texas in San Antonio, Texas, as the 2019 Senior Trip on May 23, 2019 thru May 24, 2019

1 Administrators; 1 Teachers; and 19 Students to visit Fiesta Texas in San Antonio, Texas, as the End of Year Trip on May 27, 2019.

1 Teacher to Attend the 2019 National Migrant Education Conference in New Orleans, Louisiana, on May 1, 2019 thru May 4, 2019

Migrant Department:

1 Coordinator; 2 Counselors; 1 ABB Teacher; 1 Teacher; 2 Migrant Parents to attend the 2019 National Migrant Education Conference in New Orleans, Louisiana, on May 1, 2019 thru May 4, 2019.

SECTION IV. CLOSED SESSION: (Under Authority of Texas Government Code Sections 551.071-551.084)

ITEM A. Discussion on Possible Employment and Contract of Finalist Candidate, Vilma Garza for the Position of Superintendent of Schools

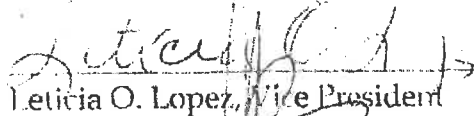
ITEM B. Discussion with Legal Counsel Regarding Approval of Settlement Offer with Leyendecker Construction, Inc. and all Parties in Cause No. DC-15-501; RGCCISD (La Grulla High School) vs. Leyendecker Construction, Inc., in the 381st Judicial District Court, Starr County, Texas and in Cause No. DC-19-27; Liberty Mutual Insurance Company and United Fire Lloyds vs. Truck Insurance Exchange, et. al., in the 381st Judicial District Court, Starr County, Texas.


SECTION V. RECONVENE IN OPEN SESSION

Possible Action on Item A-
Possible Action on Item B-

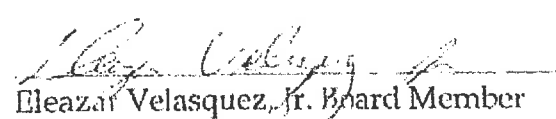
SECTION VI. ADJOURNMENT

On this the 6th day of May, 2019, this Notice was posted on the bulletin board in the School District Administration Building at ____ p.m. on said date.


Leticia O. Lopez, Vice President


Daria "Dr. B" Babineaux, Board Member


Daniel J. Garcia, Board Member


Eleazar Velasquez, Jr. Board Member

BOARD MEETINGS

BE
(LOCAL)

Meeting Place and Time

The notice for a Board meeting shall reflect the date, time, and location of the meeting.

Regular Meetings

Regular meetings of the Board shall normally be held on the second Tuesday of each month at 6:30 p.m. When determined necessary and for the convenience of Board members, the Board President may change the date, time, or location of a regular meeting with proper notice.

Special or Emergency Meetings

The Board President shall call special meetings at the Board President's discretion or on request by four members of the Board.

The Board President shall call an emergency meeting when it is determined by the Board President or four members of the Board that an emergency or urgent public necessity, as defined by law, warrants the meeting.

Agenda

Deadline

The deadline for submitting items for inclusion on the agenda is the seventh calendar day before regular meetings and the fourth calendar day before special meetings.

Preparation

In consultation with the Board President, the Superintendent shall prepare the agenda for all Board meetings. Any Board member may request that a subject be included on the agenda for a meeting, and the Superintendent shall include on the preliminary agenda of the meeting all topics that have been timely submitted by a Board member.

Before the official agenda is finalized for any meeting, the Superintendent shall consult the Board President to ensure that the agenda and the topics included meet with the Board President's approval. In reviewing the preliminary agenda, the Board President shall ensure that any topics the Board or individual Board members have requested to be addressed are either on that agenda or scheduled for deliberation at an appropriate time in the near future. The Board President shall not have authority to remove from the agenda a subject requested by a Board member without that Board member's specific authorization.

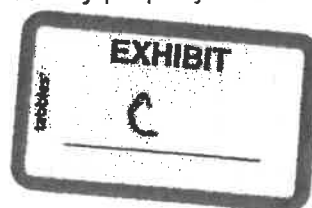
Notice to Members

Members of the Board shall be given notice of regular and special meetings at least 72 hours prior to the scheduled time of the meeting and at least two hours prior to the time of an emergency meeting.

Closed Meeting

Notice of all meetings shall provide for the possibility of a closed meeting during an open meeting, in accordance with law.

The Board may conduct a closed meeting when the agenda subject is one that may properly be discussed in closed meeting. [See BEC]



Zeida Leija

CAUSE NO. DC-19-222

Eduardo "Eddie" Ramirez and	§	IN THE DISTRICT COURT OF
Basilio Villarreal	§	
Plaintiffs	§	
	§	
vs.	§	229TH JUDICIAL DISTRICT
	§	
Leticia O. Lopez, Daria Babineaux,	§	
Daniel J. Garcia and Eleazar Velasquez	§	
Defendants	§	STARR COUNTY, TEXAS

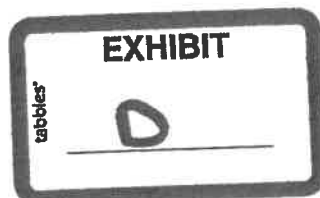
**ORDER FOR SPECIAL OR
REGULAR BOARD MEETING FOR THE
RIO GRANDE CITY CONSOLIDATED SCHOOL DISTRICT**

It is hereby ordered that the setting or adoption of an agenda for a regular or special called board meeting for the Rio Grande City Consolidated (RGCCISD) School District Board of Trustees must be made in compliance with the Texas Open Meetings Act (TOMA) and RGCCISD BE(local) policy.

It is further ordered that a quorum of the members of the RGCCISD cannot under TOMA or BE(local) request in writing an agenda or any item for an agenda for the RGCCISD.

It is further ordered that the deadline for individual board members to submit items in writing or electronically to the Superintendent for inclusion on the agenda shall be seven (7) days prior to a regular board meeting and four (4) days prior to a special called board meeting.

It is further ordered that the Board President of the RGCCISD Board of Trustees shall call a special or emergency board meeting at the Board President's discretion or on the written or electronic request by four board members of the RGCCISD Board of Trustees. Such written or electronic request by board members shall be made on an individual basis and not in concert with other board members. Upon receiving a request from an individual Board member, the Superintendent shall contact immediately individual Board Members to determine, and confirm in



writing or electronically, if there are four or more members in agreement with the calling of a special or emergency board meeting.

The Superintendent in consultation with the Board President shall prepare the agenda for any such board meetings and shall include in the preliminary agenda subjects that have been timely submitted by a board member. The Superintendent in consultation and with approval of the Board President shall finalize the agenda and the topics contained therein. As part of the approval process, the Board President shall ensure that any topics that individual board members have requested are on the final agenda or scheduled for deliberation at an appropriate time in the near future. However the Board President shall not have the authority to remove from the agenda a subject or agenda item requested by a board member without that board member's specific written or electronic authority.

SIGNED and ENTERED on this the 17th day of May, 2019.



HONORABLE JUDGE CARLOS VALDEZ,
Assigned Judge to the 229th Judicial District Court
Starr County, Texas

Cc: Gilberto Hinojosa vis email: ghinojosa@ghinojosalaw.net
Ruben R. Pena vis email: ruben@rubenpenalaw.com
Attorneys for Plaintiffs

Baltazar Salazar vis email: balsalazar@sbeglobal.net
Hilda Gonzalez Garza vis email: hilda_garza.lawoffice@aol.com
Attorneys for Defendants

CAUSE NO. DC-19-22

EDUARDO "EDDIE" RAMIREZ &
BASILIO VILLARREAL

vs.

LETICIA O. LOPEZ, DARIA BABINEAUX,
DANIEL J. GARCIA, ELEAZAR VASQUEZ JR.

§
§
§
§
§
§

IN THE 229TH JUDICIAL
DISTRICT COURT OF
STARR COUNTY, TEXAS

NOTICE OF FOURTH COURT OF APPEALS'
MAY 22, 2019 STAY ORDER

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES, Plaintiffs Eduardo "Eddie" Ramirez and Basilio Villarreal and files this their Notice of the Fourth Court of Appeals' May 22, 2019 Stay Order and would show unto the court the following:

I.

May 20, 2019 Order is Stayed

TAKE NOTICE THAT on May 22, 2019, the Fourth Court of Appeals, San Antonio, Texas, Cause No. 04-19-00336-CV signed its order granting Plaintiffs Eduardo "Eddie" Ramirez and Basilio Villarreal Motion for Emergency Relief staying this court's May 20, 2019 order compelling a RGCCISD School Board Meeting to take place on May 23, 2019. See said Order attached hereto as Exhibit 1 and adopted and incorporated herein by reference for all purposes.

II.

Orders Issued Stay Are Void

Further, orders issued by a trial court in direct violation of the court of appeals' stay orders are void. In re El Paso County Com'rs Court, 164 S.W.3d 787, 787-88 (Tex. App.—El Paso 2005, no pet.); In re Andres Martinez, 77 S.W.3d 462, 464 (Tex.App.-Corpus Christi 2002, orig.



proceeding); In re Bates, 429 S.W.3d 47, 53 (Tex. App.–Houston [1st Dist.] 2014, orig. proceeding) (order staying trial-court proceedings “prevents the parties and the respondent trial court from taking action in the case until they receive further orders from the appellate court”); In re Helena Chem. Co., 286 S.W.3d 492, 498 (Tex.App.-Corpus Christi 2009, orig. proceeding) (any actions subsequently made by such parties in the trial court are rightfully considered violations of the stay and are void as a matter of law.); Oryx Capital Int’l. Inc. v. Sage Apartments, L.L.C., 167 S.W.3d 432, 438 (Tex. App.-San Antonio 2005, no pet.) (“When this Court stayed all proceedings in the trial court, the parties and the trial court were ordered to take no further action on the case until they received further orders from this court or we resolved the [interlocutory] appeal.”).

WHEREFORE PREMSIES CONSIDERED, Plaintiffs Eduardo “Eddie” Ramirez and Basilio Villarreal pray that the Court take notice of the Fourth Court of Appeals, San Antonio, Texas, Cause No. 04-19-00336-CV order granting Plaintiffs Eduardo “Eddie” Ramirez and Basilio Villarreal stay of this Court’s May 20, 2019 order as stated herein and for all such other and further relief, both general and special, at law or in equity to which Plaintiffs may be justly entitled.

Respectfully submitted,

Law Offices of Ruben R. Pena

/s/ Ruben R. Pena

Ruben R. Pena
State Bar No. 15740900
222 W. Harrison, Ste. B
Harlingen, Texas 78550
956-496-2060– Telephone
ruben@rubenpenalaw.com

Law Office of Gilberto Hinojosa & Associates

/s/ Gilberto Hinojosa

Gilberto Hinojosa
Texas Bar No. 09701100
531 E. St. Francis
Brownsville, Texas 78520
Tel. (956) 544-4218
ghinojosa@ghinojosalaw.net

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served on all parties on May 23, 2019 by method indicated below:

Via E-File

Baltazar Salazar
Baltazar Salazar, Attorney at Law, PLLC
8814 Brea Acres
Houston, Texas 77074
Tel: 713-256-7777

/s/ Ruben R. Pena

Ruben R. Pena

EXHIBIT "1"



**Fourth Court of Appeals
San Antonio, Texas**

May 22, 2019

No. 04-19-00336-CV

IN RE Eduardo "Eddie" RAMIREZ and Basilio Villarreal

Original Mandamus Proceeding¹

ORDER

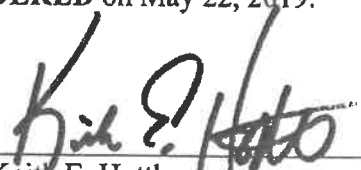
Sitting: Sandee Bryan Marion, Chief Justice
Luz Elena D. Chapa, Justice
Irene Rios, Justice

On May 22, 2019, relators filed a petition for writ of mandamus and a motion for stay pending final resolution of the petition for writ of mandamus. This court believes a serious question concerning the mandamus relief sought requires further consideration. *See* TEX. R. APP. P. 52.8(b). The respondent and the real parties in interest may file a response to the petition in this court **no later than June 7, 2019**. Any such response must conform to Texas Rule of Appellate Procedure 52.4.

Relators' request for a stay is GRANTED. The trial court's May 20, 2019 "Order Setting A Special Board Meeting of the Rio Grande City Consolidated School District Board of Trustees on Thursday May 23, 2019" is STAYED pending final resolution of the petition for writ of mandamus.

It is so **ORDERED** on May 22, 2019.

ATTESTED TO:


Keith E. Hottle
Clerk of Court

PER CURIAM



¹ This proceeding arises out of Cause No. DS-19-222, styled *Eduardo "Eddie" Ramirez and Basilio Villarreal v. Leticia O. Lopez, et al.*, pending in the 229th Judicial District Court, Starr County, Texas, the Carlos Valdez presiding.



COURT OF APPEALS

SANDEE BRYAN MARION
CHIEF JUSTICE
REBECA C. MARTINEZ
PATRICIA O. ALVAREZ
LUZ ELENA D. CHAPA
IRENE RIOS
BETH WATKINS
LIZA A. RODRIGUEZ
JUSTICES

FOURTH COURT OF APPEALS DISTRICT
CADENA-REEVES JUSTICE CENTER
300 DOLOROSA, SUITE 3200
SAN ANTONIO, TEXAS 78205-3037
WWW.TXCOURTS.GOV/4THCOA.ASPX

KEITH E. HOTTLE,
CLERK OF THE
COURT

TELEPHONE
(210) 335-2635

FACSIMILE NO.
(210) 335-2762

May 22, 2019

Carlos Valdez
Judge, 148th District Court
901 Leopard, Ste 903
Corpus Christi, TX 78401

Ruben R. Pena
Law Offices of Ruben R. Pena
222 W. Harrison, Ste. B
Harlingen, TX 78550
* DELIVERED VIA E-MAIL *

Gilberto Hinojosa
Gilberto Hinojosa & Associates., P.C.
531 E. St. Francis Street
Brownsville, TX 78520
* DELIVERED VIA E-MAIL *

Baltazar Salazar
Baltazar Salazar, Attorney at Law,
PLLC
8814 Brae Acres
Houston, TX 77074-4108
* DELIVERED VIA E-MAIL *

RE: Court of Appeals Number: 04-19-00336-CV
Trial Court Case Number: DS-19-222
Style: In re Eduardo "Eddie" Ramirez & Basilio Villarreal

Enclosed please find the order which the Honorable Court of Appeals has issued in reference to the above styled and numbered cause.

If you should have any questions, please do not hesitate to contact me.

Very truly yours,
KEITH E. HOTTLE,
Clerk of Court

Krystal Perez
Deputy Clerk III
Fourth Court of Appeals
210-335-3854

cc: Orlando Velasquez (DELIVERED VIA E-MAIL)



COURT OF APPEALS

SANDEE BRYAN MARION
CHIEF JUSTICE
REBECA C. MARTINEZ
PATRICIA O. ALVAREZ
LUZ ELENA D. CHAPA
IRENE RIOS
BETH WATKINS
LIZA A. RODRIGUEZ
JUSTICES

FOURTH COURT OF APPEALS DISTRICT
CADENA-REEVES JUSTICE CENTER
300 DOLOROSA, SUITE 3200
SAN ANTONIO, TEXAS 78205-3037
WWW.TXCOURTS.GOV/4THCOA.ASPX

KEITH E. HOTTLE,
CLERK OF THE
COURT

TELEPHONE
(210) 335-2635

FACSIMILE NO.
(210) 335-2762

May 23, 2019

Carlos Valdez
Judge, 148th District Court
901 Leopard, Ste 903
Corpus Christi, TX 78401

Ruben R. Pena
Law Offices of Ruben R. Pena
222 W. Harrison, Ste. B
Harlingen, TX 78550
* DELIVERED VIA E-MAIL *

Gilberto Hinojosa
Gilberto Hinojosa & Associates., P.C.
531 E. St. Francis Street
Brownsville, TX 78520
* DELIVERED VIA E-MAIL *

Baltazar Salazar
Baltazar Salazar, Attorney at Law,
PLLC
8814 Brae Acres
Houston, TX 77074-4108
* DELIVERED VIA E-MAIL *

RE: Court of Appeals Number: 04-19-00336-CV
Trial Court Case Number: DS-19-222
Style: In re Eduardo "Eddie" Ramirez & Basilio Villarreal

Enclosed please find the order which the Honorable Court of Appeals has issued in reference to the above styled and numbered cause.

If you should have any questions, please do not hesitate to contact me.

Very truly yours,
KEITH E. HOTTLE,
Clerk of Court

Krystal Perez
Deputy Clerk III
Fourth Court of Appeals
210-335-3854

cc: Orlando Velasquez (DELIVERED VIA E-MAIL)



20 of 21



**Fourth Court of Appeals
San Antonio, Texas**

May 23, 2019

No. 04-19-00336-CV

IN RE Eduardo "Eddie" RAMIREZ & Basilio Villarreal,

From the 229th Judicial District Court, Starr County, Texas
Trial Court No. DS-19-222
Carlos Valdez, Judge Presiding

O R D E R

Sitting: Sandee Bryan Marion, Chief Justice
Luz Elena D. Chapa, Justice
Irene Rios, Justice

The Emergency Request to Vacate Stay filed by the real parties in interest is DENIED.

It is so **ORDERED** on May 23, 2019.

ATTESTED TO:


Keith E. Hottle
Clerk of Court

PER CURIAM

