

IN THE SUPREME COURT OF TEXAS

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No. 06-0414
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IN RE TEAM ROCKET, L.P., MLF AIRFRAMES, INC.,
AND MARK L. FREDERICK, RELATORS

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ON PETITION FOR WRIT OF MANDAMUS
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JUSTICE WAINWRIGHT, concurring, joined by CHIEF JUSTICE JEFFERSON and JUSTICE O'NEILL.

For the reasons expressed in my dissent in *In re McAllen Medical Center*, __ S.W.3d __, __ (Tex. 2008), I respectfully disagree with the Court's expansion of its mandamus jurisdiction beyond established legal tenets. Because the Court has indeed crossed that bridge, I reluctantly join the Court's opinion.

J. Dale Wainwright
Justice

OPINION DELIVERED: May 23, 2008