



FILED

Feb 26 2026

THE BOARD of DISCIPLINARY APPEALS  
*Appointed by the Supreme Court of Texas*

**BEFORE THE BOARD OF DISCIPLINARY APPEALS  
APPOINTED BY  
THE SUPREME COURT OF TEXAS**

**IN THE MATTER OF  
THELMA M. ANDERSON,  
STATE BAR CARD NO. 24091728**

**CAUSE NO. 71154**

**RESPONDENT'S MOTION TO RECONSIDER DENIAL OF MEDICAL  
CONTINUANCE AND REQUEST FOR IDENTIFICATION OF LEGAL BASIS**

**TO THE BOARD OF DISCIPLINARY APPEALS:**

COMES NOW Respondent, Thelma M. Anderson, and respectfully moves the Board to reconsider its **February 25, 2026**, denial of Respondent's Motion for Continuance, where the denial concerns Respondent's documented medical unavailability that predates the scheduling of the **February 26, 2026**, hearing and was timely disclosed.

In support thereof, Respondent would respectfully show as follows:

**I. GOVERNING AUTHORITY**

This motion is filed pursuant to BODA Internal Procedural Rules 1.01 and 1.09; Texas Rule of Civil Procedure 251; Texas Rule of Civil Procedure 252; the Texas Rules of Disciplinary Procedure; the Fourteenth Amendment to the United States Constitution; and Article I, Section 19 of the Texas Constitution.

BODA Rule 1.09 governs the procedural method for requesting relief. It does not authorize denial of a continuance where sufficient cause exists. BODA Rule 1.01 confirms that proceedings are governed by applicable procedural rules and due process protections.

**II. PROCEDURAL TIMELINE**

1. The Board set a hearing for February 26, 2026.
2. The February 26, 2026, medical appointment predates the hearing setting.
3. On February 19, 2026, Respondent immediately notified the Board of the pre-scheduled medical appointment and forthcoming six-week medical leave beginning February 26, 2026, at 12:00 am.
4. Respondent requested guidance regarding documentation sufficient to support a motion while preserving medical privacy from being uploaded to a public form.
5. On February 20, 2026, Respondent was instructed to file a motion under BODA Rule 1.09.

6. On February 25, 2026, Respondent filed a Motion for Continuance.
7. At 12:43 p.m., Respondent was notified that the motion was sent to the incorrect email address and was instructed to refile.
8. Respondent immediately refiled upon notice.
9. Respondent received notice that the motion had been denied.
10. The Board confirmed that the motion was accepted and considered without regard to the email address.
11. The Respondent requested both legal and procedural basis for the denial was requested due to the medical necessity but no legal or procedural basis for denial was articulated.

### **III. CONTINUANCE STANDARD UNDER TRCP 251, TRCP 252, AND BODA RULES**

The Texas Rules of Disciplinary Procedure and the BODA Internal Rules do not authorize denial of a continuance under medical unavailability where medical necessity exists; the appointment and leave predate the hearing setting; the conflict was not self-created; the conflict arose from the Board's scheduling; the absence is not voluntary; participation is materially necessary; and the motion complied with Rule 1.09.

Under TRCP 251, sufficient cause supported by affidavit warrants continuance. Under TRCP 252, when absence is not voluntary and participation is material, relief is appropriate. The Board's denial did not identify noncompliance with Rule 1.09 nor insufficiency under TRCP 251 or 252.

### **IV. DUE PROCESS REQUIREMENTS IN PROCEEDINGS AFFECTING A PROTECTED PROPERTY INTEREST**

This disciplinary proceeding affects Respondent's professional licensure, a protected property interest under the Fourteenth Amendment and Article I, Section 19 of the Texas Constitution. Meaningful participation in proceedings affecting a protected property interest is constitutionally required not optional.

Discretion in docket management does not override governing procedural rules nor constitutional safeguards. Discretion cannot be exercised in a manner that forces a respondent to choose between a predated, medically necessary appointment and six-week medical leave beginning February 26, 2026, at 12:00 a.m., and defense of a protected professional license.

Proceeding under these circumstances' risks depriving Respondent of a meaningful opportunity to be heard in a proceeding affecting a protected property interest. Where the conflict was not self-created and Respondent promptly disclosed the preexisting medical necessity, denial of the continuance constitutes an abuse of discretion under TRCP 251 and 252 and implicates the due process guarantees of the Fourteenth Amendment and Article I, Section 19 of the Texas Constitution.

## **V. PRESERVATION OF OBJECTION TO DENIAL OF CONTINUANCE**

Respondent expressly preserves all objections for appellate review, including but not limited to denial of due process, abuse of discretion, deprivation of meaningful participation, and denial of continuance under TRCP 251 and 252 the due process guarantees of the Fourteenth Amendment and Article I, Section 19 of the Texas Constitution. Respondent further preserves the right to seek mandamus or other extraordinary relief if necessary.

## **VI. REQUEST FOR RELIEF**

Respondent respectfully requests that the Board:

1. Reconsider the denial of the Motion for Continuance;
2. Grant the Motion for Continuance due to medical unavailability;
3. Remove the February 26, 2026, hearing setting;
4. Reset the matter following Respondent's documented return from medical leave;
5. Identify the specific legal basis for denying a continuance under these circumstances.

Respectfully submitted,

THELMA M. ANDERSON

Respondent

**AFFIDAVIT OF THELMA M. ANDERSON  
IN SUPPORT OF MOTION FOR CONTINUANCE  
DUE TO MEDICAL UNAVAILABILITY**

STATE OF TEXAS  
COUNTY OF DALLAS

BEFORE ME, the undersigned authority, on this day personally appeared Thelma M. Anderson, who being duly sworn, upon oath stated as follows:

1. My name is Thelma M. Anderson. I am over the age of eighteen (18), competent to make this affidavit, and have personal knowledge of the facts stated herein.
2. I am the Respondent in Cause No. 71154 currently pending before the Board of Disciplinary Appeals.
3. A hearing in this matter has been set for February 26, 2026.
4. I have a medically necessary appointment scheduled for February 26, 2026, which was scheduled prior to the setting of the February 26, 2026, hearing.
5. Upon receiving notice of the February 26, 2026, hearing setting, I immediately notified the Board of the scheduling conflict and sought guidance regarding what documentation would be necessary to support a motion for continuance while preserving protected medical privacy.
6. I followed the guidance provided and timely filed a Motion for Continuance pursuant to BODA Rule 1.09.
7. The February 26, 2026, medical appointment is related to medically necessary treatment and preparation for medical leave.
8. My medical leave is scheduled to begin February 26, 2026, at 12:00 a.m. and is expected to continue for approximately six (6) weeks.
9. The February 26, 2026, medical appointment cannot reasonably be rescheduled without impacting medically necessary care.

10. My unavailability on February 26, 2026, is not voluntary and is not the result of negligence, delay, or lack of diligence.
11. My participation in the disciplinary hearing is materially necessary, as the proceeding affects my professional licensure.
12. The conflict between the hearing and my medical appointment was not created by me. The medical appointment predates the hearing setting.
13. I assert that sufficient cause exists under Texas Rule of Civil Procedure 251 for a continuance and that my absence satisfies the criteria under Texas Rule of Civil Procedure 252.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 25<sup>TH</sup> day of February 2026.



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THELMA M. ANDERSON

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**BODA # 71154 Thelma M. Anderson**

4 messages

**TXBODA Filing** <filing@txboda.org>

Tue, Feb 17, 2026 at 5:38 PM

To: Ramiro Canales &lt;Ramiro.Canales@texasbar.com&gt;, Thelma Anderson &lt;thelma.anderson10@gmail.com&gt;

Cc: Jenny Hodgkins &lt;Jenny.Hodgkins@texasbar.com&gt;, Matthew Greer &lt;Matthew.Greer@texasbar.com&gt;, Tanya Galinger &lt;Tanya.Galinger@texasbar.com&gt;

Please see the attached Order from the Board.



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 **Anderson 71154 Order on Emergency Motion.pdf**  
169K**Thelma Anderson** <thelma.anderson10@gmail.com>

Thu, Feb 19, 2026 at 10:42 PM

To: TXBODA Filing &lt;filing@txboda.org&gt;

Cc: Ramiro Canales &lt;Ramiro.Canales@texasbar.com&gt;, Jenny Hodgkins &lt;Jenny.Hodgkins@texasbar.com&gt;, Matthew Greer &lt;Matthew.Greer@texasbar.com&gt;, Tanya Galinger &lt;Tanya.Galinger@texasbar.com&gt;

Good Evening,

February 26, 2026, is my scheduled medical appointment prepping to be out on medical leave for six weeks starting February 26, 2026 ending April 10, 2026. What documentation do I need to provide that will not be uploaded related to my medical protected privacy?

Thank you,

[Quoted text hidden]

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*Thelma M. Anderson B.S., M.P.A., J.D.  
Attorney at Law*

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**Jenny Hodgkins** <Jenny.Hodgkins@texasbar.com>

Fri, Feb 20, 2026 at 9:08 AM

To: Thelma Anderson <thelma.anderson10@gmail.com>, TXBODA Filing <filing@txboda.org>

Cc: Ramiro Canales <Ramiro.Canales@texasbar.com>, Matthew Greer <Matthew.Greer@texasbar.com>, Tanya Galinger <Tanya.Galinger@texasbar.com>

Ms. Anderson,

If you wish to request relief from the Board, you may file a motion complying with BODA Internal Procedural Rule 1.09. Any such motion should include whatever information or documentation is necessary to support the request for relief. Movants typically need not divulge sensitive medical information in such motions.

Jenny Hodgkins



**JENNY HODGKINS**

Executive Director & General Counsel

**BOARD OF DISCIPLINARY APPEALS**

*Appointed by the Supreme Court of Texas*

512.427.1831

[jenny.hodgkins@texasbar.com](mailto:jenny.hodgkins@texasbar.com)

[www.txboda.org](http://www.txboda.org)

[Quoted text hidden]

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**Thelma Anderson** <thelma.anderson10@gmail.com>

Fri, Feb 20, 2026 at 4:27 PM

To: Jenny Hodgkins <Jenny.Hodgkins@texasbar.com>

Cc: TXBODA Filing <filing@txboda.org>, Ramiro Canales <Ramiro.Canales@texasbar.com>, Matthew Greer <Matthew.Greer@texasbar.com>, Tanya Galinger <Tanya.Galinger@texasbar.com>

Good Afternoon,

I'm awaiting documentation from my provider. I will submit what per the code while I await medical documentation that I assume will be needed.

Thank you,

[Quoted text hidden]

**BEFORE THE BOARD OF DISCIPLINARY APPEALS  
APPOINTED BY  
THE SUPREME COURT OF TEXAS**

**IN THE MATTER OF  
THELMA M. ANDERSON,  
STATE BAR CARD NO. 24091728**

**CAUSE NO. 71154**

**RESPONDENT'S MOTION FOR CONTINUANCE  
NOTICE OF MEDICAL UNAVAILABILITY**

**TO THE BOARD OF DISCIPLINARY APPEALS:**

**COMES NOW** Respondent and files this Notice of Medical Unavailability and Motion to Continue or Reset Hearing, and respectfully shows as follows:

**I. NOTICE OF MEDICAL CONFLICT**

Respondent received notice on Friday, February 19, 2026, of a newly scheduled hearing set for February 26, 2026.

Respondent provided notice on February 19, 2026, via email that the Respondent on February 26, 2026, is unavailable due to scheduled, medically necessary in preparation for medical leave appointment that cannot be rescheduled.

On that date, Respondent has a medical appointment. The appointment is with Respondent's treating provider for purposes of upcoming medical leave and treatment plan management. These appointments scheduled is medically necessary. This notice is provided as a medical notice. Respondent takes medical treatment recommendations from her providers seriously and in high regard.

This notice is provided as a medical notice. Respondent takes all medical treatment recommendations from her providers seriously and in high regard. The appointment, medical recommendations, treatment plan, and any medical leave are based on protected medical information.

Respondent will provide appropriate follow-up documentation via email, and not through public filing, to preserve medical privacy. This documentation will assist the Board in rescheduling the matter consistent with the anticipated return date from scheduled medical leave.

## **II. GOOD CAUSE EXISTS AND THIS MATTER MUST BE PAUSED**

Good cause exists for a continuance. Respondent will be unavailable due to a scheduled medical appointment.

### **PRAYER**

For these reasons, Respondent respectfully requests that the Board:

1. Continue the February 26, 2026, hearing.
2. Refrain from resetting the matter until Respondent provides medical leave documentation via email.
3. Grant all other relief to which Respondent is justly entitled.

Respectfully submitted,

**THELMA M. ANDERSON**  
Respondent

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## Notice of Medical Unavailability and Motion to Continue

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Jenny Hodgkins <Jenny.Hodgkins@texasbar.com>

Wed, Feb 25, 2026 at 5:51 PM

To: Thelma Anderson <thelma.anderson10@gmail.com>

Cc: Tanya Galinger <Tanya.Galinger@texasbar.com>, Ramiro Canales <Ramiro.Canales@texasbar.com>, Filing TXBODA <filing@txboda.org>

Attached to that email was the file-stamped copy of your motion, which shows that we accepted and filed your motion. As I explained, your motion was considered without regard to the email address to which it was sent.

Jenny Hodgkins



### JENNY HODGKINS

Executive Director & General Counsel

BOARD OF DISCIPLINARY APPEALS

*Appointed by the Supreme Court of Texas*

512.427.1831

[jenny.hodgkins@texasbar.com](mailto:jenny.hodgkins@texasbar.com)

[www.txboda.org](http://www.txboda.org)

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**From:** Thelma Anderson <thelma.anderson10@gmail.com>

**Sent:** Wednesday, February 25, 2026 5:41 PM

**To:** Jenny Hodgkins <Jenny.Hodgkins@TEXASBAR.COM>

**Cc:** Tanya Galinger <Tanya.Galinger@TEXASBAR.COM>; Ramiro Canales <Ramiro.Canales@TEXASBAR.COM>; Filing TXBODA <filing@txboda.org>

**Subject:** Re: Notice of Medical Unavailability and Motion to Continue

Good Afternoon,

At 12:43pm I received an email stating it needed to be filed to the right email address correct? What was the purpose of the email if the filing location was incorrect?

What is the basis of denying a medical appointment that predates when the hearing was set?

On Wed, Feb 25, 2026 at 4:58 PM Jenny Hodgkins <[Jenny.Hodgkins@texasbar.com](mailto:Jenny.Hodgkins@texasbar.com)> wrote:

Ms. Anderson,

We accepted the motion as if it had been sent to the proper email address. The motion was handled in the ordinary course, as any filing submitted to the [filing@txboda.org](mailto:filing@txboda.org) email address would be.

Our email transmitting the file-stamped copy of your motion contained a friendly reminder that filings related to this case should be sent to the [filing@txboda.org](mailto:filing@txboda.org) email address. The [appeal@txboda.org](mailto:appeal@txboda.org) email address is for filings related to classification appeals. Our website helps delineate the use of the email addresses here: <https://txboda.org/contact-us?>

Jenny Hodgkins



**JENNY HODGKINS**

Executive Director & General Counsel

**Board of Disciplinary Appeals**

*Appointed by the Supreme Court of Texas*

512.427.1831

[jenny.hodgkins@texasbar.com](mailto:jenny.hodgkins@texasbar.com)

[www.txboda.org](http://www.txboda.org)

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**From:** Thelma Anderson <[thelma.anderson10@gmail.com](mailto:thelma.anderson10@gmail.com)>

**Sent:** Wednesday, February 25, 2026 4:47 PM

**To:** Jenny Hodgkins <[Jenny.Hodgkins@TEXASBAR.COM](mailto:Jenny.Hodgkins@TEXASBAR.COM)>; Tanya Galinger <[Tanya.Galinger@TEXASBAR.COM](mailto:Tanya.Galinger@TEXASBAR.COM)>; Ramiro Canales <[Ramiro.Canales@TEXASBAR.COM](mailto:Ramiro.Canales@TEXASBAR.COM)>; Filing TXBODA <[filing@txboda.org](mailto:filing@txboda.org)>

**Subject:** Re: Notice of Medical Unavailability and Motion to Continue

Good Afternoon,

Was the basis of the denial due to medical reason regarding the motion being emailed to the appeal filing?

Thank you,

On Feb 25, 2026, at 4:30 PM, Thelma Anderson <[thelma.anderson10@gmail.com](mailto:thelma.anderson10@gmail.com)> wrote:

On Wed, Feb 25, 2026 at 12:17 PM Thelma Anderson <[thelma.anderson10@gmail.com](mailto:thelma.anderson10@gmail.com)> wrote:

Good afternoon,

I am writing to advise that I have filed a Notice of Medical Unavailability and Motion to Continue or Reset Hearing in connection with the currently scheduled hearing date.

In filing the notice and motion, I have exercised my medical privacy rights. To protect my private medical information. The filing is intended to ensure the medical necessity conflict is formally placed on record while preserving confidentiality to the extent permitted.

Thank you.

***Thelma M. Anderson B.S., M.P.A., J.D.  
Attorney at Law***

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