



In The  
Court of Appeals  
Fifth District of Texas at Dallas

No. 05-00-01592-CV

KANEB PIPE LINE OPERATING PARTNERSHIP, L.P. AND  
SUPPORT TERMINAL SERVICES, INC., Appellants

V.

GRACE ENERGY CORPORATION, Appellee

On Appeal from the 191st Judicial District Court  
Dallas County, Texas  
Trial Court Cause No. 97-05135

**MEMORANDUM OPINION**

Before Justices FitzGerald, Murphy, and Fillmore  
Opinion By Justice FitzGerald

By order dated May 7, 2001, this Court abated the appeal because appellee filed a bankruptcy petition. Before the Court are the parties' joint motion to reinstate the appeal, joint motion to vacate the trial court's judgment consistent with the parties' agreement, and joint motion for immediate issuance of the mandate.

We **REINSTATE** the appeal. We grant the parties' joint motion to vacate the trial court's judgment. We vacate the trial court's amended final judgment signed on August 30, 2000 and dismiss the case. We **DIRECT** the Clerk of this Court to issue the mandate forthwith.

KERRY P. FITZGERALD  
JUSTICE

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

**JUDGMENT**

KANEB PIPE LINE OPERATING  
PARTNERSHIP, L.P. AND SUPPORT  
TERMINAL SERVICES, INC., Appellants

No. 05-00-01592-CV V.

GRACE ENERGY CORPORATION,  
Appellee

Appeal from the 191st Judicial District Court  
of Dallas County, Texas. (Tr.Ct.No. 97-  
05135).

Opinion delivered by Justice FitzGerald,  
Justices Murphy and Fillmore, participating.

Based on the Court's opinion of this date, the August 30, 2000 amended judgment of the trial  
court is **VACATED** and the case is **DISMISSED**.

It is **ORDERED** that the parties' bear their own costs of the appeal.

Judgment entered September 27, 2012.

/Kerry P. FitzGerald/  
KERRY P. FITZGERALD  
JUSTICE