

Opinion issued October 23, 2008



In The
Court of Appeals
For The
First District of Texas

NO. 01-08-00491-CV

BARBARA C. WIGRYS, Appellant

V.

GLENN R. WIGRYS, SR., Appellee

**On Appeal from the 247th District Court
Harris County, Texas
Trial Court Cause No. 2007-63385**

MEMORANDUM OPINION

The Court today considered the parties' joint motion for voluntary dismissal.

We grant the motion as follows. We **ORDER** that:

- (1) the trial court's judgment is **set aside** without regard to the merits. TEX. R. APP. P. 42.1(a)(2)(B);

- (2) the case is **remanded** to the trial court with instructions to render judgment in accordance with the settlement agreement;
- (3) all other pending motions are **overruled** as moot.
- (4) the Clerk of this Court is directed to issue mandate 10 days after the date of this opinion; TEX. R. APP. P. 18.1; and
- (5) the parties shall the costs they incurred by reason of this appeal. TEX. R. APP. P. 42.1(d).

PER CURIAM

Panel consists of Justices Taft, Keyes, and Alcalá.