

MANDATE

Court of Appeals

First District of Texas

NO. 01-09-00813-CV

ESSEX CRANE RENTAL CORP. AND VINCENT A. MORANO, Appellants

V.

ERIC G. CARTER D/B/A ERIC G. CARTER & ASSOCIATES, Appellee

Appeal from the 151st District Court of Harris County. (Tr. Ct. No. 2002-62464-A).

TO THE 151ST DISTRICT COURT OF HARRIS COUNTY, GREETINGS:

Before this Court, on the 29th day of March 2012, the cause upon appeal to revise or to reverse your judgment was determined. This Court made its order in these words:

This case is an appeal from the final judgment signed by the trial court on August 15, 2007. After submitting the case on the appellate record and the arguments properly raised by the parties, the Court holds that there was reversible error in the trial court's judgment. Accordingly, the Court **reverses** the trial court's judgment and **remands** the case to the trial court for further proceedings.

The Court **orders** that the appellee, Eric G. Carter d/b/a Eric G. Carter & Associates, pay all appellate costs.

The Court **orders** that this decision be certified below for observance.

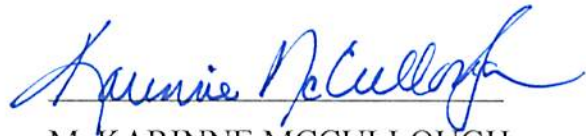
Judgment rendered March 29, 2012.

Panel consists of Justices Keyes, Sharp, and Massengale.
Opinion delivered by Justice Keyes. Justice Sharp, dissenting.

WHEREFORE, WE COMMAND YOU to observe the order of our said Court in
this behalf and in all things to have it duly recognized, obeyed, and executed.

DEC 31 2012

Date



M. KARINNE MCCULLOUGH
CLERK OF THE COURT