

Dismissed and Memorandum Opinion filed June 10, 2010.



In The

**Fourteenth Court of Appeals**

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NO. 14-10-00365-CV

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**KENT HYTKEN AND HPGP L.L.C., Appellants**

**V.**

**SPARKLEBERRY EB, L.L.C., EAST BEACH PROJECT PHASE I, LTD.  
SOURCEONE CAPITAL GROUP, L.P., GALVESTON 35, L.L.C., FRANK  
SCHAEFER CONSTRUCTION, INC., FRANK G. SCHAEFER AND NOLEEN  
SCHAEFER, INDIVIDUALLY AND TRUSTEES OF THE SCHAEFER FAMILY  
TRUST AND GALVESTON SHORES, L.P. Appellees**

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**On Appeal from the 212th District Court  
Galveston County, Texas  
Trial Court Cause No. 2009CV1723**

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**MEMORANDUM OPINION**

This is an appeal from a judgment signed March 25, 2010. On May 27, 2010, appellant filed a motion to dismiss the appeal because the case has settled. *See* Tex. R. App. P. 42.1. The motion is granted.

Accordingly, the appeal is ordered dismissed.

PER CURIAM

Panel consists of Justices Anderson, Frost, and Seymore.