

*Court Of Appeals*  
*Fourth Court of Appeals District of Texas*  
*San Antonio*



**MEMORANDUM OPINION**

No. 04-08-00354-CV

**FOXWORTH-GALBRAITH LUMBER COMPANY,**  
Appellant

v.

Joseph W. **KERESZTURY** d/b/a Joe Keresztury Homes,  
Appellee

From the County Court at Law No. 3, Bexar County, Texas  
Trial Court No. 307514  
Honorable David J. Rodriguez, Judge Presiding

PER CURIAM

Sitting: Sandee Bryan Marion, Justice  
Phylis J. Speedlin, Justice  
Rebecca Simmons, Justice

Delivered and Filed: October 15, 2008

DISMISSED

The parties have filed a joint motion to dismiss this appeal. We grant the motion and dismiss the appeal with prejudice. *See* TEX. R. APP. P. 42.1(a)(1).

PER CURIAM

