



**COURT OF APPEALS
SECOND DISTRICT OF TEXAS
FORT WORTH**

NO. 02-12-00414-CV

TERRI LYNN DAVIS, INDIVIDUALLY,
AND AS LEGAL REPRESENTATIVE OF
THE ESTATE OF MICHAEL L. DAVIS,
DECEASED, M. HEATH DAVIS,
ANDREW DAVIS, AND SYDNEY DAVIS

APPELLANTS

V.

EDWARDS GEREN LIMITED

APPELLEE

FROM THE 141ST DISTRICT COURT OF TARRANT COUNTY

MEMORANDUM OPINION¹ AND JUDGMENT

We have considered the parties' proposed agreed order of dismissal, which we construe as a voluntary motion to dismiss the appeal. It is the court's opinion that the appeal should be dismissed; therefore, we dismiss the appeal. See Tex. R. App. P. 42.1(a)(1), 43.2(f).

¹See Tex. R. App. P. 47.4.

Costs of the appeal shall be paid by appellants, for which let execution issue. See Tex. R. App. P. 42.1(d).

PER CURIAM

PANEL: LIVINGSTON, C.J.; DAUPHINOT and GARDNER, JJ.

DELIVERED: June 27, 2013