

NO. 07-03-0319-CV
IN THE COURT OF APPEALS
FOR THE SEVENTH DISTRICT OF TEXAS
AT AMARILLO
PANEL E
APRIL 14, 2005

ROBERT W. PAIGE, M.D.,

Appellant

v.

SPROUSE, SMITH & ROWLEY, P.C. F/K/A
SPROUSE, MOZOLA, SMITH & ROWLEY, P.C.
AND JOHN MOZOLA,

Appellees

FROM THE 108TH DISTRICT COURT OF POTTER COUNTY;

NO. 88,858-E; HON. ABE LOPEZ, PRESIDING

ON MOTION TO DISMISS

Before QUINN and REAVIS, JJ., and BOYD, S.J.¹

Kent Ries, trustee for the bankruptcy estate of appellant Robert W. Paige, M.D., and Sprouse, Smith & Rowley, P.C., f/k/a Sprouse, Mozola, Smith & Rowley, P.C., and John Mozola, appellees, by and through their attorneys, have filed a motion to dismiss this

¹John T. Boyd, Chief Justice (Ret.), Seventh Court of Appeals, sitting by assignment. Tex. Gov't Code Ann. §75.002(a)(1) (Vernon Supp. 2004-2005).

appeal with prejudice because the parties have fully compromised and settled all issues in dispute and neither desire to pursue the appeal. Without passing on the merits of the case, we grant the motion to dismiss pursuant to Texas Rule of Appellate Procedure 42.1(a)(2) and dismiss the appeal. Having dismissed the appeal at the parties' request, no motion for rehearing will be entertained, and our mandate will issue forthwith.

Brian Quinn
Justice