



**In The
Court of Appeals
Seventh District of Texas at Amarillo**

No. 07-11-0463-CV

**ACG TEXAS, L.P. D/B/A INTERNATIONAL HOUSE OF PANCAKES, ACG TEXAS
GENERAL PARTNERSHIP, LLC, ACG 1337, L.P. D/B/A IHOP #1337, ACG TEXAS GP
CORP., AND IHOP A/K/A INTERNATIONAL HOUSE OF PANCAKES, APPELLANTS**

V.

**WANDA BRISCOE, STEVE CARPENTER, MARY CLEMENT, DANA HODGE,
LUCILLE JEFFRIES, PHILLIP LAMONTAGNE, JAN MASSEY,
JERRY MONTGOMERY, LATRELL PRITCHETT, AND RAYMOND JEFFREY REED,
APPELLEES**

**On Appeal from the 320th District Court
Potter County, Texas
Trial Court Cause No. 98,563-D**

MEMORANDUM OPINION

**Before CAMPBELL and PIRTLE, JJ. and BOYD, S.J.¹
Opinion by Justice Pirtle**

February 19, 2013

Pending before this Court is Appellants' *Unopposed Motion to Dismiss Appeal*.

Without passing on the merits of the case, the motion is granted and the appeal is

¹John T. Boyd, Chief Justice (Ret.), Seventh Court of Appeals, sitting by assignment. TEX. GOV'T CODE ANN. § 75.002(A)(1) (WEST 2005).

dismissed. TEX. R. APP. P. 42.1(a)(1). Per the parties' request, costs are taxed against the party incurring them. *Id.* at 42.1(d). Having dismissed the appeal at the request of all parties, no motion for rehearing will be entertained and our mandate will issue forthwith.

Patrick A. Pirtle
Justice