



COURT OF APPEALS
EIGHTH DISTRICT OF TEXAS
EL PASO, TEXAS

APPRAISAL REVIEW BOARD OF	§	No. 08-16-00319-CV
EL PASO COUNTY, TEXAS,	§	
		Appeal from
Appellant,	§	327th District Court
v.	§	of El Paso County, Texas
THE FOUNTAINS AT FARAH, L.P.,	§	(TC # 2016DTX0442)
Appellee.	§	

MEMORANDUM OPINION

Appellee, The Fountains at Farah, L.P. (Fountains), has filed a motion to dismiss the appeal as moot because a related appeal has been dismissed. Appellant has not filed any response to the motion. This appeal is related to *El Paso Central Appraisal District v. Hawkins and I-10 Acquisition Co., L.P.*, cause number 08-17-00003-CV. We granted EPCAD's unopposed motion to dismiss that appeal because the parties settled the dispute. *See El Paso Central Appraisal District v. Hawkins and I-10 Acquisition Co., L.P.*, Cause No. 08-17-00003-CV (Tex.App.-- El Paso, Nov. 29, 2017, no pet. h.). Fountains argues in its motion that the settlement of the dispute in cause number 08-16-00319-CV has rendered this appeal moot. We agree.

It is well established that a court is prohibited from deciding moot controversies. *National Collegiate Athletic Association v. Jones*, 1 S.W.3d 83, 86 (Tex. 1999). A case is moot if a

justiciable controversy ceases to exist at any stage of the legal proceedings, including the appeal. *In re Kellogg Brown & Root, Inc.*, 166 S.W.3d 732, 737 (Tex. 2005). The settlement of the dispute and dismissal of the related case rendered this appeal moot. Accordingly, we grant the motion and dismiss the appeal as moot.

December 20, 2017

ANN CRAWFORD McCLURE, Chief Justice

Before McClure, C.J., Rodriguez, and Palafox, JJ.