



COURT OF APPEALS
EIGHTH DISTRICT OF TEXAS
EL PASO, TEXAS

IN RE: § No. 08-22-00160-CV
JOSE ESQUIVEL, § AN ORIGINAL PROCEEDING
Relator. § IN MANDAMUS

MEMORANDUM OPINION

Relator, Jose Esquivel, and real party in interest, Ernesto Valtierra, have filed a joint motion to dismiss this petition for writ of mandamus. *See* TEX.R.APP.P. 42.1(a) (governing voluntary dismissals). Real Party in Interest has also filed in this Court a notice of settlement, indicating that the dispute underlying this original proceeding has been settled. Further, the parties indicate in their joint dismissal motion that a notice of nonsuit has been filed in the trial court.

We grant the parties' joint motion and dismiss this original proceeding. *See* TEX.R.APP.P. 42.1(a). Accordingly, we lift our August 24, 2022, stay order. Court costs are taxed against Relator. *See* TEX.R.APP.P. 42.1(d) (court to tax costs against appellant absent agreement of the parties).

JEFF ALLEY, Justice

October 27, 2022

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