



In The

Eleventh Court of Appeals

No. 11-13-00011-CV

M&M ELEVATOR COMPANY, LTD., Appellant

V.

OILFIELD FISHING & RENTAL, L.L.C., Appellee

On Appeal from the 244th District Court

Ector County, Texas

Trial Court Cause No. C-128,532-C

MEMORANDUM OPINION

This court notified the parties by letter dated February 15, 2013, that it did not appear to this court that the trial court had entered a final, appealable judgment. On March 21, 2013, this court issued an abatement order in which we explained why the trial court's order was not final and appealable and why we had no jurisdiction over the appeal absent a final, appealable order. We abated the appeal so that a final judgment could be rendered. We also informed the parties as

follows: “If a final, appealable judgment has not been entered by April 15, 2013, this court may dismiss this appeal.” As of today, a final judgment still has not been rendered below.

Consequently, we dismiss the appeal.

PER CURIAM

May 23, 2013

Panel consists of: Wright, C.J.,
McCall, J., and Hill.¹

Willson, J., not participating.

¹John G. Hill, Former Chief Justice, Court of Appeals, 2nd District of Texas at Fort Worth, sitting by assignment.