

**Set Aside Judgment and Remand; Opinion Filed November 8, 2016.**



**In The  
Court of Appeals  
Fifth District of Texas at Dallas**

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**No. 05-14-00565-CV**

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**THE JW GST EXEMPT TRUST, BY AND THROUGH ITS TRUSTEE, JAMES Y. WYNNE, AND JAMES Y. WYNNE, INDIVIDUALLY, Appellants/Cross-Appellees**

**V.**

**ERIN ANNE WYNE, AS INDEPENDENT EXECUTRIX OF THE ESTATE OF WRENO S. WYNNE (DECEASED), WILLIAM BYWATERS, AS INDEPENDENT EXECUTOR OF THE ESTATE OF WILLIAM B. WYNNE (DECEASED), AMERICAN LIBERTY OIL COMPANY, LP AND AMERICAN LIBERTY OIL COMPANY, LLC,  
Appellees/Cross-Appellants**

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**On Appeal from the 86th Judicial District Court  
Kaufman County, Texas  
Trial Court Cause No. 84117-86**

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**MEMORANDUM OPINION**

Before Justices Lang, Myers, and Evans  
Opinion by Justice Lang

On the parties' joint motion and in accordance with their agreement, we set aside the trial court's judgment without regard to the merits and remand the case to the trial court for rendition of judgment in accordance with the agreement. *See* TEX. R. APP. P. 42.1(a)(2)(B).

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*/Douglas S. Lang/*  
DOUGLAS S. LANG  
JUSTICE



**Court of Appeals  
Fifth District of Texas at Dallas**

**JUDGMENT**

THE JW GST EXEMPT TRUST, BY AND THROUGH ITS TRUSTEE, JAMES Y. WYNNE, AND JAMES Y. WYNNE, INDIVIDUALLY, Appellants/Cross-Appellees

On Appeal from the 86th Judicial District Court, Kaufman County, Texas  
Trial Court Cause No. 84117-86.  
Opinion delivered by Justice Lang. Justices Myers and Evans participating.

No. 05-14-00565-CV        V.

ERIN ANNE WYNE, AS INDEPENDENT EXECUTRIX OF THE ESTATE OF WRENO S. WYNNE (DECEASED), WILLIAM BYWATERS, AS INDEPENDENT EXECUTOR OF THE ESTATE OF WILLIAM B. WYNNE (DECEASED), AMERICAN LIBERTY OIL COMPANY, LP AND AMERICAN LIBERTY OIL COMPANY, LLC, Appellees/Cross-Appellants

In accordance with this Court's opinion of this date, we **SET ASIDE** the trial court's judgment without regard to the merits and **REMAND** the case to the trial court for rendition of judgment in accordance with the parties' agreement.

On the parties' agreement, we **ORDER** each party bear its own costs of appeal.

Judgment entered this 8th day of November, 2016.