

Dismissed and Opinion Filed May 18, 2018



In The
Court of Appeals
Fifth District of Texas at Dallas

No. 05-18-00353-CV

TRINITY INDUSTRIES, INC., AND TRINITY HIGHWAY PRODUCTS, LLC,
Appellants

V.

**ANTHONY BUTTERBAUGH, SAFETY BY DESIGN, INC., AND SOUTHWEST
RESEARCH INSTITUTE, Appellees**

On Appeal from the 45th District Court
Bexar County, Texas
Trial Court Cause No. 2017-CI-23682

MEMORANDUM OPINION

Before Chief Justice Wright, Justice Evans, and Justice Brown
Opinion by Chief Justice Wright

Before the Court is the parties' April 30, 2018 "Agreement to Dismiss Appeal." The agreement states that appellants no longer desire to pursue this appeal. In accordance with the parties' agreement, we dismiss this appeal. *See* TEX. R. APP. P. 42.1(a)(2)(A).

/Carolyn Wright/

CAROLYN WRIGHT
CHIEF JUSTICE



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

JUDGMENT

TRINITY INDUSTRIES, INC., AND
TRINITY HIGHWAY PRODUCTS, LLC,
Appellants

No. 05-18-00353-CV V.

ANTHONY BUTTERBAUGH, SAFETY
BY DESIGN, INC., AND SOUTHWEST
RESEARCH INSTITUTE, Appellees

On Appeal from the 45th District Court,
Bexar County, Texas
Trial Court Cause No. 2017-CI-23682.
Opinion delivered by Chief Justice Wright.
Justices Evans and Brown participating.

In accordance with this Court's opinion of this date, the appeal is **DISMISSED**.

It is **ORDERED** that each party bear its own costs of this appeal.

Judgment entered May 18, 2018.