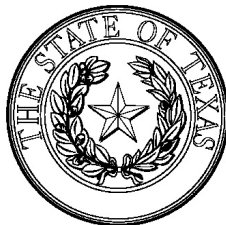


**Opinion issued May 9, 2008**



**In The  
Court of Appeals  
For The  
First District of Texas**

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**NO. 01-07-00316-CV**

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**KAMAL BANANI AND MEHDI DARYANI, Appellants**

**V.**

**MEAS FAMILY PARTNERSHIP, Appellee**

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**On Appeal from the 113th District Court  
Harris County, Texas  
Trial Court Cause No. 2005-79448**

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**MEMORANDUM OPINION**

On March 17, 2008, mediator James C. Henry filed in this Court a notice that the parties had settled on February 21, 2008. No party filed a motion to dismiss the appeal based on the represented settlement. On April 16, 2008, this Court notified the parties that, if they did not demonstrate that a live controversy existed between

them as to the merits of the appeal, the Court could dismiss the appeal within 15 days of the date of the order. *See* TEX. R. APP. P. 42.3(a). More than 15 days have passed since the Court's April 16, 2008 notice, and no response has been filed by any party. The appeal's appearing moot, and no response having been filed demonstrating the contrary, the Court **dismisses** the appeal. *See id.*

Any pending motions in this appeal are overruled as moot. The Clerk is directed to issue mandate within 10 days of the date of this opinion. *See* TEX. R. APP. P. 18.1.

**PER CURIAM**

Panel consists of Justices Taft, Jennings, and Bland.