

Opinion issued March 31, 2011



In The
Court of Appeals
For The
First District of Texas

NO. 01-10-00288-CV

TEXAS SOUTHERN UNIVERSITY, Appellant

V.

**CMS VIRON CORPORATION, F/K/A VIRON ENERGY RESOURCE
MANAGEMENT COMPANY, F/K/A CMS MARKETING SERVICES AND
TRADING COMPANY, Appellee**

**On Appeal from the 80th District Court
Harris County, Texas
Trial Court Cause No. 2002-54422**

MEMORANDUM OPINION

This is an appeal from a judgment signed January 15, 2010. On February 14, 2011, the parties filed a joint motion to dismiss the appeal indicating they have reached an agreement to settle and compromise their differences in this cause. *See* TEX. R. APP. P. 42.1.

The motion is granted, and the appeal is dismissed. *See* TEX. R. APP. P. 42.1(a)(2), 43.2(e). 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 Chief Justice Radack and Justices Bland and Brown.