

Opinion issued August 4, 2011.



In The
Court of Appeals
For The
First District of Texas

NO. 01-11-00519-CV

IN RE CYPRESS TEXAS LLOYDS, Relator

Original Proceeding on Petition for Writ of Mandamus

MEMORANDUM OPINION

Relator, Cypress Texas Lloyds, filed a petition for writ of mandamus, complaining that the trial court refuses to abate the underlying case pending the appraisal process provided for in the parties' insurance contract.¹ Relator now moves to dismiss the petition, stating that the parties have reached an agreement

¹ The underlying case is *Eduardo Hernandez and Elsa Hernandez v. Cypress Texas Lloyds and Donald Lawrence O'Neill*, No. 2010-05806, in the 11th District Court of Harris County, Texas, the Honorable Mike Miller presiding.

that moots relator's complaint in the mandamus proceeding. No opinion has yet issued.

Accordingly, we **grant** relator's motion, and the petition for writ of mandamus is dismissed.

PER CURIAM

Panel consists of Chief Justice Radack and Justices Massengale and Brown.