

Opinion issued October 7, 2014



In The
Court of Appeals
For The
First District of Texas

NO. 01-14-00378-CV

**WANDA WEATHERS, DIVERSITY GROUP, L.C., AND DIVERSITY DAY
ACTIVITY AND HEALTH SERVICES, INC., Appellants**

V.

**GLORIA HERRERA, INDIVIDUALLY, AND AS PERSONAL
REPRESENTATIVE OF THE ESTATE OF LARRY HERRERA, Appellees**

**On Appeal from the Probate Court No. 2
Harris County, Texas
Trial Court Cause No. 424,717-401**

MEMORANDUM OPINION

Appellants, Wanda Weathers, Diversity Group, L.C., and Diversity Day Activity and Health Services, Inc., have filed a joint motion to dismiss appeal after settling the case, and request that all costs be assessed against the party incurring

the same. The motion was signed by appellees' counsel, no other party has filed a notice of appeal, and no opinion has issued. *See* TEX. R. APP. P. 10.3(a)(2), 42.1(a)(1), (c).

Accordingly, we grant the motion and **dismiss** the appeal, with costs to be taxed against the party who incurred the same. *See* TEX. R. APP. P. 42.1(a)(1), (d), 43.2(f). We dismiss any pending motions as moot.

PER CURIAM

Panel consists of Chief Justice Radack and Justices Jennings and Keyes.