

Opinion issued February 22, 2018



In The
Court of Appeals
For The
First District of Texas

NO. 01-18-00060-CV

MAGELLAN PIPELINE COMPANY, L.P., Appellant
V.
LEONARD PHILIPP AND JAN PHILIPP, Appellees

On Appeal from the 335th District Court
Bastrop County, Texas
Trial Court Cause No. 29,629

MEMORANDUM OPINION

Appellant, Magellan Pipeline Company, L.P., has filed a motion to dismiss this appeal.¹ *See* TEX. R. APP. P. 42.1(a)(1). Although appellant's motion does not

¹ The Texas Supreme Court transferred this appeal from the Third Court of Appeals to this Court pursuant to its docket equalization powers. *See* TEX. GOV'T CODE ANN. § 73.001 (West 2017).

contain a certificate of conference, the motion contains a certificate of service on appellee's counsel, the motion has been on file with this Court for more than ten days, and no response has been filed. *See id.* 9.5(d), (e), 10.1(a)(5), 10.3(a)(2). No other party has filed a notice of appeal and no opinion has issued. *See id.* 42.1(a)(1), (c).

Accordingly, we grant the motion and dismiss the appeal. *See* TEX. R. APP. P. 42.1(a)(1), (d), 43.2(f). We dismiss all other pending motions as moot.

PER CURIAM

Panel consists of Justices Jennings, Keyes, and Higley.