

Opinion issued November 9, 2021



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

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NO. 01-20-00606-CV

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**PORT ARTHUR STEAM ENERGY, L.P., Appellant**  
**V.**  
**OXBOW CALCINING LLC, Appellee**

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**On Appeal from the 270th District Court**  
**Harris County, Texas**  
**Trial Court Case No. 2020-18313**

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**MEMORANDUM OPINION**

On April 20, 2021, this appeal was stayed pursuant to a notice of suggestion of bankruptcy filed by appellant, Port Arthur Steam Energy, L.P. *See* TEX. R. APP. P. 8.2. Appellant and appellee, Oxbow Calcining LLC, have now filed a Joint Notice of Bankruptcy Dismissal and Motion to Reinstate the Appeal, representing

that the United States Bankruptcy Court for the Southern District of Texas has “issued an order dismissing the [b]ankruptcy [c]ase, effective October 8, 2021.” *See* TEX. R. APP. P. 8.3(a). The parties attached a copy of the order to their motion. Appellant has also filed an unopposed motion to dismiss the appeal, asserting that the parties have settled their dispute and “request[ing] that the Court dismiss its appeal.” *See* TEX. R. APP. P. 42.1(a). No other party has filed a notice of appeal, and no opinion has issued. *See* TEX. R. APP. P. 42.1(c).

Accordingly, we grant the motions to reinstate and dismiss the appeal. The appeal is reinstated on this Court’s active docket and dismissed. *See* TEX. R. APP. P. 8.3(a), 42.1(a), 43.2(f). All pending motions are dismissed as moot.

**PER CURIAM**

Panel consists of Justices Hightower, Countiss, and Guerra.