

Opinion issued August 26, 2021



In The
Court of Appeals
For The
First District of Texas

NO. 01-21-00396-CV

FREDERICK LEE FUHR, Appellant
V.
NUSRAT, INC., Appellee

**On Appeal from the 268th District Court
Fort Bend County, Texas
Trial Court Case No. 19-DCV-269247**

MEMORANDUM OPINION

Appellant, Frederick Lee Fuhr, appealed from the trial court's July 2, 2021 order denying his motion to dismiss in the underlying trial court litigation. Appellant has filed a motion to dismiss the appeal, representing that "[t]he parties have

resolved their dispute by settlement,” rendering the appeal “moot.” Accordingly, appellant seeks dismissal of the appeal.

No other party has filed a notice of appeal and no opinion has issued. *See* TEX. R. APP. P. 42.1(a)(1), (c). Although appellant’s motion does not include a certificate of conference, more than ten days have passed and no party has opposed the relief requested in appellant’s motion. *See* TEX. R. APP. P. 10.3(a)(2).

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

PER CURIAM

Panel consists of Justices Kelly, Hightower, and Farris.