

Opinion issued August 18, 2022



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

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NO. 01-22-00229-CV

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**REBECCA LIVOTI, Appellant**  
V.  
**ANTHONY LIVOTI, Appellee**

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**On Appeal from the 239th District Court  
Brazoria County, Texas  
Trial Court Case No. 114113-CV**

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**MEMORANDUM OPINION**

On March 28, 2022, appellant, Rebecca Livoti, filed a notice of appeal from the trial court's February 23, 2022 order granting the motion to dismiss and plea to the jurisdiction of appellee, Anthony Livoti. On June 30, 2022, the parties, representing that they had "mutually agreed to resolve this matter and no longer wish

to pursue their claims in this appeal,” filed a “Joint Motion for Entry of Agreed Final Take-Nothing Judgment.” In their motion, the parties requested that we dispose of the appeal and “render a final [judgment] effectuating the parties’ agreement in accordance with the Agreed Take-Nothing Final Judgment filed contemporaneously” with the parties’ joint motion. *See* TEX. R. APP. P. 42.1(a)(2)(A) (appellate court “may dispose of an appeal . . . in accordance with an agreement signed by the parties or their attorneys and filed with the clerk” and may “render judgment effectuating the parties’ agreement”). The parties’ motion further requested that we order that this Court’s mandate issue immediately. *See* TEX. R. APP. P. 18.1(c). No opinion has issued. *See* TEX. R. APP. P. 42.1(c).

Accordingly, we grant the parties’ motion and dismiss the appeal. To effectuate the parties’ agreement, we render judgment in accordance with the agreement of the parties that Rebecca Livoti take nothing on her claims filed against Anthony Livoti and Anthony Livoti take nothing on his claims against Rebecca Livoti. *See* TEX. R. APP. P. 42.1(a)(2)(A). We further direct the Clerk of this Court to issue the mandate immediately. *See* TEX. R. APP. P. 18.1(c). We dismiss all other pending motions as moot.

**PER CURIAM**

Panel consists of Justices Goodman, Countiss, and Farris.