

**Motion Granted; Appeal Dismissed and Memorandum Majority and Dissenting Opinions filed August 12, 2021.**



**In The  
Fourteenth Court of Appeals**

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**NO. 14-20-00399-CV**

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**IVAN PEREZ, Appellant**

**V.**

**CITY OF HOUSTON, Appellee**

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**On Appeal from the 127th District Court  
Harris County, Texas  
Trial Court Cause No. 2019-70048**

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**MEMORANDUM DISSENTING OPINION**

The prayer to appellant’s motion to dismiss the appeal includes the following: “For these reasons, Appellant asks the Court to grant this Unopposed Motion to Dismiss, with each party bearing own costs on appeal.” The certificate of conference reflects that appellee’s counsel is not opposed to the motion.



I dissent to the portion of the judgment taxing costs against the City of Houston without its agreement.

/s/ Charles A. Spain  
Justice

Panel consists of Justices Wise, Jewell, and Spain (Spain, J., dissenting).