

*Court of Appeals*  
*Fourth Court of Appeals District of Texas*  
*San Antonio*



**MEMORANDUM OPINION**

No. 04-08-00497-CV

**IN THE MATTER OF THE GUARDIANSHIP OF  
GERTRUDE KATCSMORAK PERLICKI**

From the County Court, Atascosa County, Texas  
Trial Court No. 6077A (Severed from TC No. 6077)  
Honorable John A. Hutchison, III, Judge Presiding<sup>1</sup>

Opinion by: Catherine Stone, Chief Justice

Sitting: Catherine Stone, Chief Justice  
Karen Angelini, Justice  
Rebecca Simmons, Justice

Delivered and Filed: December 15, 2010

**APPELLANT'S MOTION TO SET ASIDE JUDGMENT GRANTED; REVERSED AND  
REMANDED**

The appellant has filed a motion stating the parties have fully resolved and settled all issues in dispute. He asks that we set aside the trial court's judgment and remand the cause to the trial court for rendition of judgment in accordance with the agreement of the parties. After reviewing the appellant's motion and the appellees' response, we grant the appellant's motion. The judgment of the trial court is therefore reversed, and the cause is remanded to the trial court

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<sup>1</sup> Sitting by assignment.

for rendition of judgment in accordance with the agreement of the parties. *See* TEX. R. APP. P. 42.1(a)(2)(B). Costs of appeal are assessed against the party who incurred them. *See id.* at (d).

Catherine Stone, Chief Justice