



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

**MEMORANDUM OPINION**

No. 04-17-00576-CV

**CITY OF SAN ANTONIO** by and through City Public Service Board of San Antonio  
d/b/a CPS Energy,  
Appellant

v.

**Chris SMITH,**  
Appellee

From the 407th Judicial District Court, Bexar County, Texas  
Trial Court No. 2015CI08496  
Honorable Renée Yanta, Judge Presiding

PER CURIAM

Sitting: Patricia O. Alvarez, Justice  
Luz Elena D. Chapa, Justice  
Irene Rios, Justice

Delivered and Filed: November 15, 2017

DISMISSED

Appellant City of San Antonio moved to dismiss this appeal. Its motion states the parties have entered an agreement to settle Appellee Chris Smith's claims against the City. The parties ask this court to dismiss this appeal without prejudice. The agreed motion is granted; this appeal is dismissed without prejudice. *See* TEX. R. APP. P. 42.1(a)(2), 43.2(f); *Caballero v. Heart of Tex. Pizza, L.L.C.*, 70 S.W.3d 180, 181 (Tex. App.—San Antonio 2001, no pet.) (en banc) (per curiam).

PER CURIAM