

NO. 07-00-0270-CV
IN THE COURT OF APPEALS
FOR THE SEVENTH DISTRICT OF TEXAS
AT AMARILLO
PANEL C
NOVEMBER 12, 2001

GLEND A JOHNSON, AS NEXT
FRIEND OF C.C., A MINOR CHILD, APPELLANT
CHILDREN'S HOME OF LUBBOCK
AND FAMILY SERVICE AGENCY, INC., A/K/A
CHILDREN'S HOME OF LUBBOCK, INC., INTERESTED PARTY

V.

INSURANCE COMPANY OF EVANSTON, APPELLEE

FROM THE 99TH DISTRICT COURT OF LUBBOCK COUNTY;
NO. 98-503,381; HONORABLE MACKEY K. HANCOCK, JUDGE

Before QUINN and REAVIS and JOHNSON, JJ.

On October 30, 2001, the appellant filed an unopposed Motion to Dismiss Appeal averring that the parties have resolved the issues and agree that the appeal should be dismissed.

Without passing on the merits of the case, the appellant's unopposed Motion to Dismiss Appeal is granted and the appeal is hereby dismissed. Tex. R. App. P. 42.1(a)(1). No order pertaining to costs is hereby made as all costs have been paid. Having dismissed the appeal at the appellant's request and because the appellee is not opposed to such a request, no motion for rehearing will be entertained and our mandate will issue forthwith.

Phil Johnson
Justice

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