



**In The
Court of Appeals
Seventh District of Texas at Amarillo**

No. 07-22-00316-CV

ECW INVESTMENTS, LLC, APPELLANT

V.

TARRANT APPRAISAL DISTRICT, APPELLEE

**On Appeal from the 352nd District Court
Tarrant County, Texas¹
Trial Court No. 352-311216-19, Honorable Josh Burgess, Presiding**

March 2, 2023

MEMORANDUM OPINION

Before QUINN, C.J., and PARKER and YARBROUGH, JJ.

Appellant, ECW Investments LLC, appeals from the trial court's order sustaining the objection of appellee, Tarrant Appraisal District, to certain of ECW's evidence, granting summary judgment in favor of Tarrant Appraisal District, and denying ECW's plea to the jurisdiction. On February 23, 2023, the parties filed a "Joint Notice of

¹ Originally appealed to the Second Court of Appeals, this case was transferred to this Court by the Supreme Court of Texas pursuant to its docket equalization efforts. TEX. GOV'T CODE ANN. § 73.001 (West 2013).

Agreement and Motion for Remand” signed by both parties’ attorneys. In the motion, the parties represent that they have, “agreed to have the trial court enter an order of nonsuit . . . with each party bearing its own costs and attorney’s fees.” They also “request this Court set aside the trial court’s judgment without regard to the merits and remand the case to the trial court for entry of nonsuit in accordance with the parties’ agreement.”

Under the authority of Texas Rule of Appellate Procedure 42.1(a)(2)(B), we grant the parties’ joint motion, set aside the judgment of the trial court, and remand the case to the trial court for effectuation of their settlement agreement. Having set aside the trial court’s judgment at the request of the parties, no motion for rehearing will be entertained and our mandate will issue forthwith.

Per Curiam