



**IN THE  
TENTH COURT OF APPEALS**

**No. 10-10-00404-CV**

**ROY EDWARD TOLLIVER, JR., INDIVIDUALLY  
AND D/B/A TEXSTAR RESOURCES, AND  
TEXSTAR RESOURCES LLC,**

**Appellants**

**v.**

**ANTHONY L. MCCALLA AND CHERYL A. MCCALLA,  
GARY DUANE SANDERS, ASPECT ENERGY, LLC,  
ABUNDANT RESOURCES, LLC, ASPECT ABUNDANT  
SHALE, LP, AND ASPECT ABUNDANT SHALE, GP, LLC,**

**Appellees**

**From the 413th District Court  
Johnson County, Texas  
Trial Court No. C200600228**

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**MEMORANDUM OPINION**

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Appellants have filed a motion to dismiss this appeal. Appellees have advised by letter that they believe this appeal is subject to dismissal for want of jurisdiction. Appellants' motion is granted, and the appeal is dismissed.

FELIPE REYNA  
Justice

Before Chief Justice Gray,  
Justice Reyna, and  
Justice Davis

(Chief Justice Gray concurs in the Court's judgment to the extent that it dismisses the appeal and assesses costs against the appellant. He does not otherwise join the opinion or judgment. A separate opinion will not issue.)

Appeal dismissed

Opinion delivered and filed December 29, 2010

[CV06]