

**NUMBER 13-11-00581-CV**  
**COURT OF APPEALS**  
**THIRTEENTH DISTRICT OF TEXAS**  
**CORPUS CHRISTI - EDINBURG**

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**RISING STARS THERAPY CENTER, LLC,**

**Appellant,**

**v.**

**GILBERTO IRACHETA, AND MARIA IRACHETA  
INDIVIDUALLY AND AS NEXT FRIEND OF  
EMILY IRACHETA,**

**Appellees.**

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**On Appeal from the 139th District Court  
of Hidalgo County, Texas.**

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**MEMORANDUM OPINION**

**Before Chief Justice Valdez and Justices Rodriguez and Garza  
Memorandum Opinion Per Curiam**

Appellant perfected an appeal from a judgment entered by the 139th District Court of Hidalgo County, Texas in trial court cause number C-1446-11-C. Appellant has now filed an unopposed motion for remand in aid of settlement. The Court, having examined and fully considered the unopposed motion for remand, is of the opinion that the motion

should be granted. Accordingly, we GRANT the motion for remand in aid of settlement. We set aside the trial court's order for turnover relief without regard to the merits, and we remand the case to the trial court for rendition of judgment in accordance with the parties' agreement. See TEX. R. APP. P. 42.1(a)(2)(B). Pursuant to the agreement of the parties, costs will be taxed against the party incurring the same. See *id.* R. 42.1(d) ("Absent agreement of the parties, the court will tax costs against the appellant.").

PER CURIAM

Delivered and filed the 25th  
day of October, 2011.