

NUMBER 13-16-00531-CV

COURT OF APPEALS

THIRTEENTH DISTRICT OF TEXAS

CORPUS CHRISTI - EDINBURG

BUILDERS FIRST SOURCE-TEXAS GROUP, LP,

Appellant,

٧.

MAPP CONSTRUCTION, LLC,

Appellee.

On appeal from the 249th District Court of Johnson County, Texas.

MEMORANDUM OPINION

Before Chief Justice Valdez and Justices Rodriguez and Benavides
Memorandum Opinion Per Curiam

Appellant, Builders First Source-Texas Group, LP, perfected an appeal from a judgment entered by the 249th District Court of Johnson County, Texas, in cause number DC-C201500805.¹ Appellant has filed an agreed voluntary dismissal motion on grounds

¹ This case is before the Court on transfer from the Tenth Court of Appeals in Waco pursuant to a docket equalization order issued by the Supreme Court of Texas. See Tex. Gov't Code Ann. § 73.001 (West, Westlaw through 2015 R.S.).

that the parties have reached an agreement regarding the subject matter of this interlocutory appeal and the appellant no longer wishes to pursue the appeal. Appellant requests that this Court dismiss the appeal.

The Court, having considered the documents on file and appellant's agreed voluntary dismissal motion, is of the opinion that the motion should be granted. See Tex. R. App. P. 42.1(a). Appellant's agreed voluntary dismissal motion is granted, and the appeal is hereby DISMISSED. In accordance with the agreement of the parties, costs are taxed against the party incurring same. See Tex. R. App. P. 42.1(d). Having dismissed the appeal at the appellant's request, no motion for rehearing will be entertained, and our mandate will issue forthwith.

PER CURIAM

Delivered and filed the 1st day of December, 2016.