



NUMBER 13-18-00653-CV

COURT OF APPEALS

THIRTEENTH DISTRICT OF TEXAS

CORPUS CHRISTI - EDINBURG

**SCHLUMBERGER TECHNOLOGY
CORPORATION.,**

Appellant,

v.

SPOTTED LAKES, LLC,

Appellee.

**On appeal from the 24th District Court
of De Witt County, Texas.**

MEMORANDUM OPINION

**Before Chief Justice Contreras and Justices Benavides and Longoria
Memorandum Opinion Per Curiam**

On January 24, 2029, the Court ordered the parties to mediation and stayed the appeal. Since that the time the parties have requested, and the Court has granted extensions of the stay while the parties finalized an agreement to resolve their disputes. This cause is now before the Court on the parties' joint motion to vacate the trial court's judgment and remand to the trial court because the parties have reached an settlement

agreement. We grant the motion.

The parties' joint motion to vacate and remand dated May 22, 2020 requested the following relief:

Pursuant to Rule 42.1 of the Texas Rules of Appellate Procedure, and in accordance with the terms of their agreement, the parties in this matter respectfully and jointly request that, without regard to the merits, and that with the exception of the trial court's severance of this matter into Cause No. 14-12-23,272-A, in the 24th District Court, Dewitt County, that this Court (1) vacate the trial court's order of order of August 27th, 2018 granting Spotted Lakes LLC's Amended and Supplemental Traditional and No-Evidence Motion for Partial Summary Judgment on Schlumberger's Breach-of-Contract Claims; and (2) that this court remand this case to the trial court for rendition of judgment in accordance with the parties' agreement pursuant to TEX. R. APP. P. 42.1(a)(2)(B).

It is further requested that the court issue its mandate immediately upon its final order in this case.

Given the foregoing, we REINSTATE the appeal. We GRANT the parties' joint motion to vacate the judgment below, other than the severance as specified above, we allow the voluntary dismissal of the appeal, see *id.* R. 42.1(a)(2), and we assess costs against the parties incurring same. See *id.* R. 42.1(d).1. The cause is REMANDED to the trial court for rendition of judgment in accordance with the agreement. See *id.* R. 42.1(a)(2)(B).

PER CURIAM

Delivered and filed the
30th day of July, 2020.

¹ We further GRANT the parties' joint request to expedite issuance of the mandate.