

NO. 12-07-00472-CV

IN THE COURT OF APPEALS

TWELFTH COURT OF APPEALS DISTRICT

TYLER, TEXAS

***IN RE: ADOLFO GIOVANNI TIERI,
RELATOR***

§

§ ***ORIGINAL PROCEEDING***

§

MEMORANDUM OPINION

On August 13, 2008, this court delivered an opinion conditionally granting the petition for writ of mandamus filed by Adolfo Giovanni Tieri as relator. That opinion ordered Respondent, the Honorable Carole W. Clark, Judge of the 321st Judicial District Court, Smith County, Texas, to vacate her September 25, 2007 order denying Tieri's motion to dismiss and for costs under the UCCJEA and to issue an order granting the motion, dismissing the suit affecting the parent-child relationship, and relinquishing jurisdiction under the UCCJEA to the State of New Jersey. On October 20, 2008, Respondent complied with this court's opinion and order.

All issues attendant to this original proceeding having been disposed of, this mandamus proceeding has now been rendered moot; therefore, the writ need not issue. Accordingly, this original proceeding is *dismissed*.

JAMES T. WORTHEN

Chief Justice

Opinion delivered October 22, 2008.

Panel consisted of Worthen, C.J., Griffith, J., and Hoyle, J.

(PUBLISH)