

NO. 12-16-00193-CV

IN THE COURT OF APPEALS

TWELFTH COURT OF APPEALS DISTRICT

TYLER, TEXAS

***RICKY D. POWELL,
APPELLANT***

§ ***APPEAL FROM THE 159TH***

V.

§ ***JUDICIAL DISTRICT COURT***

***ANDY LEE HOUSE AND BURDETTE
PROPERTY MANAGEMENT, INC.,
APPELLEES***

§ ***ANGELINA COUNTY, TEXAS***

***MEMORANDUM OPINION
PER CURIAM***

Ricky D. Powell has filed a motion to dismiss this appeal. In his motion, Powell states that the parties have reached a settlement and he no longer wishes to pursue the appeal. Accordingly, we ***grant*** the motion, and ***dismiss*** the appeal. *See* TEX. R. APP. P. 42.1(a)(1). Costs on appeal are taxed against the party incurring them. *See* TEX. R. APP. P. 42.1(d).

Opinion delivered November 16, 2016.

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

(PUBLISH)



COURT OF APPEALS

TWELFTH COURT OF APPEALS DISTRICT OF TEXAS

JUDGMENT

NOVEMBER 16, 2016

NO. 12-16-00193-CV

RICKY D. POWELL,

Appellant

V.

ANDY LEE HOUSE AND

BURDETTE PROPERTY MANAGEMENT, INC.,

Appellees

Appeal from the 159th District Court
of Angelina County, Texas (Tr.Ct.No. CV-00217-15-03)

THIS CAUSE came on to be heard on the motion of the Appellant to dismiss the appeal herein, and the same being considered, it is the opinion of this court that the motion to dismiss be **granted**.

It is therefore ORDERED, ADJUDGED and DECREED by this court that this appeal be, and the same is, hereby **dismissed** and that all costs of this appeal be, and the same are, adjudged against the party that incurred them; for which execution may issue; and that this decision be certified to the court below for observance.

By *per curiam* opinion.

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