

Dismissed and Opinion filed October 5, 2000.



In The

## Fourteenth Court of Appeals

NO. 14-00-000376-CV

**CARL KENNEDY, ADMINISTRATOR AND BENEFICIARY OF THE ESTATE OF  
WILLIAM A. ROBERTS, Deceased, Appellant**

V.

**ARTYN, INC., Appellee**

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**On Appeal from the Probate Court No. 2  
Harris County, Texas  
Trial Court Cause No. 262,237-402**

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### OPINION

This is an appeal from a summary judgment signed February 25, 2000. On April 27, 2000, this Court ordered the parties to mediation.

On September 28, 2000, appellant filed a motion to dismiss the appeal because the case settled as a result of mediation. *See* TEX. R. APP. P. 42.1. The motion is granted.

Accordingly, the appeal is ordered dismissed.

PER CURIAM

Judgment rendered and Opinion filed October 5, 2000.

Panel consists of Chief Justice Murphy, Justices Anderson and Hudson.

Do Not Publish. — TEX. R. APP. P. 47.3(b).