

Dismissed and Opinion filed December 14, 2000.



In The

Fourteenth Court of Appeals

NO. 14-00-01251-CV

**JIM KELLY D/B/A KELLY'S ICE HOUSE & TEE TIME DRIVING RANGE AND
JIM KELLY'S ICE TEE, L. L. C., Appellants**

V.

WHITE'S CONSTRUCTION SERVICES & EQUIPMENT, INC., Appellee

**On Appeal from the 165th District Court
Harris County, Texas
Trial Court Cause No. 98-20039**

OPINION

This is an appeal from a judgment signed August 28, 2000.

On December 6, 2000, appellants filed a motion to dismiss the appeal because the case has been settled. *See* TEX. R. APP. P. 42.1. The motion is granted.

Accordingly, the appeal is ordered dismissed.

PER CURIAM

Judgement rendered and Opinion filed December 14, 2000.

Panel consists of Justices Yates, Wittig, and Frost.

Do Not Publish – *See* TEX. R. APP. P. 47.3(b).