

COURT OF APPEALS OF TEXAS, SIXTH DISTRICT AT TEXARKANA

Richard Parker v. JoAnn Parker Neal

No. 06-14-00099-CV, Court of Appeals of Texas, Sixth District at Texarkana (July 16, 2015)

SUMMARY

This document is an agreed motion requesting that the Sixth Court of Appeals of Texas issue its mandate following affirmance of a trial court judgment invalidating a 2006 will. The parties state that they wish to return to the trial court to proceed with probate of the decedent's 2003 will and agree to issuance of the mandate under Texas Rule of Appellate Procedure 18.1(c).

OPINION

PER CURIAM.

ACCEPTED 06-14-00099-CV SIXTH COURT OF APPEALS TEXARKANA, TEXAS
7/16/2015 10:12:22 AM DEBBIE AUTREY CLERK No. 06-14-00099-CV IN THE COURT OF
APPEALS FILED IN 6th COURT OF APPEALS FOR THE SIXTH DISTRICT OF TEXAS AT
TEXARKANA TEXARKANA, TEXAS

7/16/2015

10:12:22 AM RICHARD PARKER DEBBIE AUTREY Clerk Appellant v. JOANN PARKER
NEAL Appellee On Appeal from the 276th District Court of Camp County Robert Rolston, Judge
Presiding AGREED MOTION TO ISSUE MANDATE On June 30, 2015, this Court issued its
opinion and judgment in this case, affirming the trial court's judgment which determined that
Nobie Parker's 2006 will (which named Appellant Richard Parker as the only beneficiary) was
invalid.

See Opinion at p. 1. As noted in the Court's opinion, Nobie's 2003 will divided her estate equally
among her children, including Appellant Richard Parker and Appellee JoAnn Parker Neal. See
Opinion at p. 1 n.1. Now that the Court has issued its opinion regarding the 2006 will, Richard and
AGREED MOTION TO ISSUE MANDATE Page 1 JoAnn are ready to return to the trial court
regarding probate of the 2003 will.

As such, pursuant to Texas Rule of Appellate Procedure 18.1(c), Richard and JoAnn agree to
issuance of the mandate at the Court's earliest convenience. WHEREFORE, PREMISES
CONSIDERED, Appellee JoAnn Parker Neal prays that this Court enter an order granting her
Agreed Motion for Issuance of Mandate and that the Court issue its mandate at the Court's earliest
convenience.

Respectfully submitted, /s/ Chad M. Ruback Chad M. Ruback State Bar No. 90001244 The Ruback Law Firm 8117 Preston Road Suite 300 Dallas, Texas 75225 (214) 522-4243 (214) 522-2191 facsimile chad@appeal.pro CERTIFICATE OF CONFERENCE On July 16, 2015, I conferred with Tom S. McCorkle, counsel for Appellant Richard Parker, and he agrees to the relief sought in this motion. /s/ Chad M. Ruback Chad M. Ruback AGREED MOTION TO ISSUE MANDATE Page 2 CERTIFICATE OF SERVICE On July 16, 2015, I served a copy of this document to the following counsel for Appellant Richard Parker: Tom S. McCorkle 403 W. Tyler Street Gilmer, Texas 75644 /s/ Chad M. Ruback Chad M. Ruback AGREED MOTION TO ISSUE MANDATE Page 3