

COURT OF APPEALS FOR THE FIRST DISTRICT OF TEXAS

Air Drilling Associates, Inc. v. Mike Vander Staak

Air Drilling Associates · No. 01-26-00262-CV · Decided April 30, 2026

SUMMARY

The First Court of Appeals of Texas dismissed an appeal and cross-appeal after the trial court entered a second final judgment and the parties jointly represented that their notices of appeal had become moot. The court granted the joint motion under Texas Rules of Appellate Procedure 42.1(a)(1) and 43.2(f), and dismissed other pending motions as moot.

CASE DETAILS

COURT	Court of Appeals for the First District of Texas
WRITING FOR THE COURT	Justice Rivas-Molloy; Justice Johnson; Justice Dokupil
JURISDICTION	Court of Appeals for the First District of Texas
DECIDED	April 30, 2026
DOCKET	01-26-00262-CV
DISPOSITION	dismissed
PROCEDURAL POSTURE	Air Drilling Associates, Inc. appealed from an amended final judgment, and Mike Vander Staak filed a cross-appeal. After the trial court entered a subsequent final judgment, the parties jointly moved to dismiss both appellate proceedings as moot.
PRECEDENTIAL VALUE	Published memorandum opinion
PARTIES	Air Drilling Associates, Inc. v. Mike Vander Staak

TOPICS

mootness

appellate procedure

civil procedure

PRACTICE AREAS

appellate procedure

civil procedure

QUESTIONS PRESENTED

- Whether the appeal and cross-appeal should be dismissed as moot after the trial court entered a subsequent final judgment and the parties jointly requested dismissal.

HOLDINGS

1. The court granted the parties' joint motion and dismissed both the appeal and cross-appeal as moot; it also dismissed any other pending motions as moot.

KEY QUOTATIONS

“They request that this Court dismiss both the appeal and cross-appeal.”

FACTUAL BACKGROUND

The appeal and cross-appeal arose from the trial court's December 19, 2025 Amended Final Judgment. Before the appellate court resolved the proceedings, the trial court entered a Second Final Judgment. The parties represented that the subsequent judgment rendered their notices of appeal moot and jointly requested dismissal.

PROCEDURAL HISTORY

The trial court entered an Amended Final Judgment on December 19, 2025. Air Drilling Associates filed a notice of appeal, and Vander Staak filed a notice of cross-appeal. On April 6, 2026, the trial court entered a Second Final Judgment, after which the parties jointly requested dismissal because their appeals had been rendered moot.

DISPOSITION

dismissed

OPINION

PER CURIAM.

Opinion issued April 30, 2026 In The Court of Appeals For The First District of Texas NO. 01-26-00262-CV AIR DRILLING ASSOCIATES, INC., Appellant V. MIKE VANDER STAAK, Appellee On Appeal from the 190th District Court Harris County, Texas Trial Court Case No. 2023-24231 MEMORANDUM OPINION Appellant Air Drilling Associates, Inc. filed a notice of appeal from the trial court's December 19, 2025 Amended Final Judgment.

Appellee Mike Vander Staak filed a notice of cross-appeal. On April 6, 2026, the trial court entered a Second Final Judgment. The parties subsequently filed a Joint Motion to Dismiss stating that in light of the Second Amended Final Judgment, their notices of appeal “have been rendered moot.” They request that this Court dismiss both the appeal and cross-appeal.

We grant the parties' joint motion and dismiss the appeal and cross-appeal. See TEX. R. APP. P. 42.1(a)(1), 43.2(f). Any other pending motions are dismissed as moot. PER CURIAM Panel consists of Justices Rivas-Molloy, Johnson, and Dokupil. 2

