

COURT OF APPEALS OF TEXAS, FOURTH DISTRICT, SAN ANTONIO

**Chesapeake Exploration, L.L.C., Chesapeake Operating, L.L.C.,
Jamestown Resources, L.L.C., and OOGC American LLC v. 7K
Investments, Ltd., et al.**

No. 04-19-00503-CV · No. 04-19-00503-CV · Decided June 9, 2021

SUMMARY

The Fourth Court of Appeals of San Antonio reinstated the appeal after an abatement related to the appellants' bankruptcy filing. Pursuant to the parties' settlement, the court vacated the district court's corrected final judgment without regard to its merits and remanded for rendition of judgment consistent with the settlement agreement, taxing costs against the appellant.

OPINION

Chesapeake Exploration, L.L.C., Chesapeake Operating, L.L.C., Jamestown Resources, L.L.C., and OOGC American LLC v. 7K Investments, Ltd.

PER CURIAM.

Fourth Court of Appeals San Antonio, Texas

MEMORANDUM OPINION

No. 04-19-00503-CV CHESAPEAKE EXPLORATION, L.L.C., Chesapeake Operating, L.L.C., Jamestown Resources, L.L.C., and OOGC American LLC, Appellants v. 7K INVESTMENTS, LTD., et al., Appellees From the 218th Judicial District Court, La Salle County, Texas Trial Court No. 16-03-00030-CVL Honorable John D. Gabriel, Jr., Judge Presiding

PER CURIAM

Sitting: Rebeca C. Martinez, Chief Justice Patricia O. Alvarez, Justice Lori I. Valenzuela, Justice
Delivered and Filed: June 9, 2021

VACATED AND REMANDED

On June 29, 2020, appellants filed a notice with this court stating appellants were in bankruptcy. See TEX. R. APP. P. 8. This appeal and all time periods were accordingly stayed from the date the bankruptcy petition was filed. See TEX. R. APP. P. 8.2. This court subsequently issued an order abating this appeal. For administrative purposes, this case was treated as a closed case, unless and until it is reinstated in accordance with Rule 8.3 of the Texas Rules of Appellate Procedure. 04-19-00503-CV On May 26, 2021, the parties filed a “Joint Motion to Vacate Judgment and Remand Pursuant to Settlement” moving this court to set aside the district court’s “Corrected Final Judgment” without regard to the merits and remand the case to the district court to dismiss the claims pursuant to the parties’ settlement. See TEX. R. APP. P. 42.1(a)(2)(B). We order this appeal

REINSTATED, and the motion is GRANTED. We VACATE the district court's "Corrected Final Judgment" without regard to its merits and REMAND this case to the district court for rendition of judgment in accordance with the parties' settlement agreement. See *id.* Because the motion does not indicate that the parties agreed otherwise, costs are taxed against the appellant. See TEX. R. APP. P. 42.1(d).

PER CURIAM

-2-