

COURT OF APPEALS FOR THE FIRST DISTRICT OF TEXAS

**The Great American Pool, L.L.C. d/b/a American Pools of Houston v.
Mary J. Phenneger and Joedy Phenneger**

No. 01-25-00883-CV · No. 01-25-00883-CV · Decided January 29, 2026

OPINION

The Great American Pool, L.L.C. D/B/A American Pools of Houston v. Mary J Phenneger and Joedy Phenneger

PER CURIAM.

Opinion issued January 29, 2026 In The Court of Appeals For The First District of Texas
NO. 01-25-00883-CV

THE GREAT AMERICAN POOL, L.L.C. D/B/A AMERICAN POOLS OF
HOUSTON, Appellant V. MARY J. PHENNEGER AND JOEDY PHENNEGER, Appellees On
Appeal from the 281st District Court Harris County, Texas Trial Court Case No. 2025-13624
MEMORANDUM OPINION

This is an appeal from an order granting a motion to compel arbitration. Appellant, The Great American Pool, L.L.C. d/b/a American Pools of Houston, has filed a motion to dismiss the appeal because it has determined that this Court lacks jurisdiction over this appeal. Case law supports this conclusion. See *Susaita v. Precision Drilling, L.P.*, No. 01-24-00384-CV, 2024 WL 5081483 at *1 (Tex. App.—Houston [1st Dist.] Dec. 12, 2024, no pet.) (holding that order compelling arbitration does not dispose of all parties and issues and is interlocutory and no statute authorizes appeal). Appellant states in its certificate of conference that appellees agree with this motion. No opinion has issued. See TEX. R. APP. P. 42.1(c). Accordingly, we grant the motion and dismiss the appeal. See TEX. R. APP. P. 42.1(a)(1). We dismiss all other pending motions as moot.

PER CURIAM

Panel consists of Justices Guerra, Caughey, and Dokupil. 2