

**COURT OF APPEALS OF TEXAS, THIRTEENTH DISTRICT, CORPUS
CHRISTI-EDINBURG**

Michael Reece v. NCO Portfolio Management

No. 13-08-00255-CV · No. 13-08-00255-CV · Decided May 29, 2008

SUMMARY

The Texas Thirteenth Court of Appeals granted the parties' agreed motion to vacate the trial court's judgment and remand the case for rendition of judgment consistent with their agreement. The court vacated the judgment without addressing the merits and taxed costs against the appellant.

OPINION

PER CURIAM.

NUMBER 13-08-00255-CV COURT OF APPEALS THIRTEENTH DISTRICT OF TEXAS
CORPUS CHRISTI - EDINBURG MICHAEL REECE, Appellant, v. NCO PORTFOLIO
MANAGEMENT, Appellee. On appeal from the County Court at Law No. 3 of Collin County,
Texas. MEMORANDUM OPINION Before Justices Yañez, Rodriguez, and Benavides
Memorandum Opinion Per Curiam The parties to this appeal have filed an agreed motion to
vacate the judgment of the trial court and remand this matter to the trial court for further action
consistent with the agreement of the parties.

See TEX. R. APP. P. 42.1(a)(2)(A). The Court, having considered the documents on file and the
agreed motion to vacate and remand, is of the opinion that the motion should be granted. See *id.*
The agreed motion is GRANTED.

We set aside the trial court's judgment without regard to the merits and remand the case to the trial
court for rendition of judgment in accordance with the agreement of the parties. See *id.*; TEX. R.
APP. P. 43.2(d). Costs will be taxed against appellant. See TEX. R. APP. P. 42.1(d) ("Absent
agreement of the parties, the court will tax costs against the appellant.").

PER CURIAM Memorandum Opinion delivered and filed this the 29th day of May, 2008. 2