



JUDGMENT

Court of Appeals First District of Texas

NO. 01-19-00041-CV

T&C CONSTRUCTION, LTD., Appellant

V.

BROWN MECHANICAL SERVICES, INC., Appellee

Appeal from County Civil Court at Law No. 3 of Harris County, Texas. (Tr. Ct. No. 1011682).

This case is an appeal from the final judgment signed by the trial court on November 26, 2018. After submitting the case on the appellate record and the arguments properly raised by the parties, the Court holds that the trial court's judgment contained reversible error in that it awarded attorney's fees to Brown Mechanical Services, Inc. and it improperly awarded \$39,202.15 in prejudgment interest instead of \$6,584.37 in prejudgment interest. Accordingly, the Court **reverses** the trial court's judgment insofar as it awarded attorney's fees to Brown Mechanical Services, Inc. and awarded \$39,202.15 in prejudgment interest. The Court **renders** judgment awarding Brown Mechanical Services, Inc. \$6,584.37 in prejudgment interest and nothing for attorney's fees.

The Court **affirms** the remainder of the trial court's judgment.

The Court **orders** that the appellate costs be paid 50% by appellant, T&C Construction, Ltd., and 50% by appellee, Brown Mechanical Services, Inc.

The Court **orders** that this decision be certified below for observance.

Judgment rendered July 9, 2020.

Panel consists of Chief Justice Radack, and Justices Kelly and Goodman. Opinion delivered by Justice Kelly.