



## **JUDGMENT**

### **Court of Appeals**

### **First District of Texas**

NO. 01-18-00652-CV

JENNIE KAY LYLE BIERSCHEID, EXECUTRIX OF THE ESTATE OF KENNETH R. LYLE; LYLE ENGINEERING COMPANY; HOUSTON BLUEBONNET LLC; E&H, LP; AMERICAN UNIVERSAL INVESTMENT CO.; ESTHER SUCKLE, TRUSTEE OF THE SUCKLE 1999 LIVING TRUST; AND C.G. ENTERPRISES, INC.,  
Appellants

V.

JPMORGAN CHASE BANK AND LLOYD BENTSEN III, INDEPENDENT CO-EXECUTORS OF THE ESTATE OF JANE JAPHET GUINN; JPMORGAN CHASE BANK, LLOYD BENTSEN III, AND GAYLE F. BENTSEN, AS CO-TRUSTEES OF THE GAYLE F. BENTSEN GST NON-EXEMPT TRUST; JPMORGAN CHASE BANK AND LLOYD BENTSEN III, AS CO-TRUSTEES OF THE DAN J. FLANNERY GST NON-EXEMPT TRUST; JPMORGAN CHASE BANK, LLOYD BENTSEN III, AND JOHN F. FLANNERY, AS CO-TRUSTEES OF THE JOHN F. FLANNERY, JR. GST NON-EXEMPT TRUST; JILL BAUCUM FLANNERY, AS INDEPENDENT EXECUTOR OF THE ESTATE OF DAN JAPHET FLANNERY, ALL OF THE FOREGOING AS SUCCESSORS-IN-INTEREST OF THE JANE GUINN REVOCABLE TRUST; PERRY B. MENKING, JR., SUCCESSOR-IN-INTEREST OF THE PERRY B. MENKING, JR. INVESTMENT MANAGEMENT TRUST; LYNN SAHIN; KATE LUTKEN BRUNO, SUCCESSOR-IN-INTEREST OF THE KATE LUTKEN BRUNO GRANTOR TRUST; WESLEY C. LUTKEN, JR., SUCCESSOR-IN-INTEREST OF THE WESLEY LUTKEN GRANTOR TRUST; DANIEL R. JAPHET, JR.; GRETCHEN JAPHET; SUSAN JAPHET SCOTTY; AND LARKEN JAPHET SUTHERLAND, Appellees

Appeal from the 149th District Court of Brazoria County. (Tr. Ct. No. 30776).

This case is an appeal from the final judgment signed by the trial court on April 9, 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 contains no reversible error. Accordingly, the Court **affirms** the trial court's judgment.

The Court **orders** that the appellants, Jennie Kay Lyle Bierscheid, Executrix of the Estate of Kenneth R. Lyle; Lyle Engineering Company; Houston Bluebonnet LLC; E&H, LP; American Universal Investment Co.; Esther Suckle, Trustee of the Suckle 1999 Living Trust, and C.G. Enterprises, Inc., jointly and severally, pay all appellate costs.

The Court further **orders** that the appellees recover the amount of damages assessed in the trial court's judgment against appellant American Universal Investment Co. from American Universal Investment Co. and its surety on its supersedeas bond, SureTec Insurance Company, jointly and severally.

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

Judgment rendered July 16, 2020.

Panel consists of Justices Keyes, Goodman, and Countiss. Opinion delivered by Justice Keyes.