

DISMISSED; Opinion Filed October 18, 2019



In The
Court of Appeals
Fifth District of Texas at Dallas

No. 05-19-01212-CR

DALE RAY SMITH, Appellant
V.
THE STATE OF TEXAS, Appellee

On Appeal from the Criminal District Court No. 7
Dallas County, Texas
Trial Court Cause No. F18-10977-Y

MEMORANDUM OPINION

Before Justices Myers, Osborne, and Nowell
Opinion by Justice Nowell

Before the Court is the October 10, 2019 motion to withdraw the appeal with an attached handwritten letter from appellant. The combined documents, signed by appellant and his counsel, show appellant's desire to withdraw this appeal. See TEX. R. APP. P. 42.2(a). We grant the motion and dismiss this appeal.

/Erin A. Nowell/
ERIN A. NOWELL
JUSTICE

Do Not Publish
TEX. R. APP. P. 47.2(b)
191212F.U05



**Court of Appeals
Fifth District of Texas at Dallas**

JUDGMENT

DALE RAY SMITH, Appellant

No. 05-19-01212-CR V.

THE STATE OF TEXAS, Appellee

On Appeal from the Criminal District Court

No. 7, Dallas County, Texas

Trial Court Cause No. F18-10977-Y.

Opinion delivered by Justice Nowell,

Justices Myers and Osborne participating.

Based on the Court's opinion of this date, we **DISMISS** this appeal.

Judgment entered this 18th day of October, 2019.