

Opinion issued December 13, 2012



In The  
**Court of Appeals**  
For The  
**First District of Texas**

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NO. 01-09-01125-CR

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**ANDRES GILBERTO FLORES, Appellant**

**V.**

**THE STATE OF TEXAS, Appellee**

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**On Appeal from the 268th District Court  
Fort Bend County, Texas  
Trial Court Cause No. 09-DCR-051481**

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**MEMORANDUM OPINION**

Appellant, Andres Gilberto Flores, has filed a “Withdrawal of Notice of Appeal and Voluntary Dismissal of Appeal,” in which he “requests that his appeal be dismissed.” The Court construes this filing as a motion to dismiss the appeal.

The motion is signed by appellant and his attorney. *See* TEX. R. APP. P. 42.2(a).

We have not issued a decision in the appeal.

Accordingly, we dismiss the appeal. *See* TEX. R. APP. P. 43.2(f). We dismiss any pending motions as moot.

**PER CURIAM**

Panel consists of Justices Jennings, Higley, and Sharp.

Do not publish. TEX. R. APP. P. 47.2(b).