



**Fourth Court of Appeals**  
**San Antonio, Texas**

**MEMORANDUM OPINION**

No. 04-17-00261-CR

**IN RE** Abelardo G. **GONZALEZ**

Original Mandamus Proceeding<sup>1</sup>

PER CURIAM

Sitting: Sandee Bryan Marion, Chief Justice  
Rebeca C. Martinez, Justice  
Irene Rios, Justice

Delivered and Filed: September 20, 2017

PETITION FOR WRIT OF MANDAMUS DISMISSED

On April 26, 2017, Relator filed a petition for writ of mandamus complaining the trial court had refused to rule on several motions. This court abated this mandamus proceeding twice to allow the newly appointed trial judge time to consider the motions in question. The trial court has now ruled on all pending motions. On September 5, 2017, Relator filed a “Motion to Compel for Ruling and Motion to Dismiss,” requesting this court dismiss this proceeding after first ruling on a motion for sanctions filed by Relator on August 23, 2017.

This court has considered Relator’s motion for sanctions and has concluded sanctions are not merited. Accordingly, this court denies Relator’s motion for sanctions and grants Relator’s motion to dismiss this proceeding.

PER CURIAM

DO NOT PUBLISH

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<sup>1</sup> This proceeding arises out of Cause No. 2008CRR-000657-D1, styled *State of Texas v. Abelardo Gonzalez*, pending in the 49th Judicial District Court, Webb County, Texas, the Honorable Philip A. Kazen, Jr. presiding.