

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-09-00400-CV

MARGA LYNN KITCHELL, Appellant

V.

MICHAEL JAMES KITCHELL, Appellee

On Appeal from the 279th District Court
Jefferson County, Texas
Trial Cause No. F-201,679

MEMORANDUM OPINION

The appellant, Marga Lynn Kitchell, filed a motion to dismiss this appeal. The motion is voluntarily made by the appellant prior to any decision of this Court. *See* TEX. R. APP. P. 42.1(a)(1). No other party filed notice of appeal. We grant the motion and dismiss the appeal.

APPEAL DISMISSED.

HOLLIS HORTON
Justice

Opinion Delivered October 29, 2009
Before McKeithen, C.J., Gaultney and Horton, JJ.