

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-11-00408-CV

**CHRIS O'NEILL, BUCK KEETER, AND EXPRESS RAIL INDUSTRIES, INC.,
Appellants**

V.

OUTLET WORKS OF TEXAS, INC., Appellee

**On Appeal from the 9th District Court
Montgomery County, Texas
Trial Cause No. 09-05-04317 CV**

MEMORANDUM OPINION

The appellants, Chris O'Neill, Buck Keeter, and Express Rail Industries, Inc., filed a motion to dismiss this appeal. The motion is voluntarily made by the appellants 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.

STEVE McKEITHEN
Chief Justice

Opinion Delivered October 13, 2011
Before McKeithen, C.J., Gaultney and Kreger, JJ.