



**COURT OF APPEALS  
SECOND DISTRICT OF TEXAS  
FORT WORTH**

**NO. 2-08-393-CR**

DEION SHARRA GABRIEL

APPELLANT

V.

THE STATE OF TEXAS

STATE

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FROM THE 362<sup>ND</sup> DISTRICT COURT OF DENTON COUNTY

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**MEMORANDUM OPINION<sup>1</sup> AND JUDGMENT**

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We have considered “Appellant’s Withdrawal Of Notice Of Appeal.” The motion complies with rule 42.2(a) of the rules of appellate procedure. Tex. R. App. P. 42.2(a). No decision of this court having been delivered before we received this motion, we grant the motion and dismiss the appeal. *See* Tex. R. App. P. 42.2(a), 43.2(f).

PER CURIAM

PANEL: WALKER, J.; CAYCE, C.J.; and MCCOY, J.

DO NOT PUBLISH  
Tex. R. App. P. 47.2(b)

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<sup>1</sup> [See](#) Tex. R. App. P. 47.4.

DELIVERED: December 18, 2008