



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

NO. 2-09-262-CV

JEWARA O. DILLARD

APPELLANT

V.

U.S. BANK NATIONAL ASSOCIATION,
AS TRUSTEE FOR THE SPECIALTY
UNDERWRITING AND RESIDENTIAL
FINANCE TRUST MORTGAGE LOAN
ASSET-BACKED CERTIFICATION SERIES
2006-BC4

APPELLEE

FROM COUNTY COURT AT LAW NO. 1 OF TARRANT COUNTY

MEMORANDUM OPINION¹ AND JUDGMENT

Appellant filed a timely notice of appeal from the trial court's July 29, 2009 judgment. The trial court subsequently granted appellant's motion for

¹ [...](#) See Tex. R. App. P. 47.4.

new trial on August 14, 2009, while it still had plenary jurisdiction over the case. *See* Tex. R. Civ. P. 329b(e).

On August 18, 2009, we informed the appellant that it appeared the trial court's granting of the motion for new trial rendered this appeal moot and that the appeal would be dismissed as moot unless, on or before August 28, 2009, appellant filed a response showing grounds for continuing the appeal. No response has been received.

Accordingly, on this court's own motion, we dismiss the appeal as moot. *See* Tex. R. App. P. 43.2(f).

PER CURIAM

PANEL: MEIER, J.; CAYCE, C.J.; and LIVINGSTON, J.

DELIVERED: September 10, 2009