



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

**NO. 2-09-334-CV**

DOROTHY MENEFEE, INDIVIDUALLY  
AND AS NEXT FRIEND OF EVOLLA TUTT  
AND EVOLLA TUTT

APPELLANTS

V.

LOUIS E. COSTELLO, M.D.,  
JACQUELINE A. FRAZER, M.D.,  
ADEL ZAKHARY, M.D., MID-CITIES  
NEUROLOGY ASSOCIATES, P.A., SCOTT  
HALL, M.D., JAMES M. BARRY, M.D.,  
LEWIS JONES, M.D.,  
DAN ALLAN WADDELL, D.O., ET AL.

APPELLEES

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FROM THE 67TH DISTRICT COURT OF TARRANT COUNTY  
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**MEMORANDUM OPINION<sup>1</sup> AND JUDGMENT**  
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We have considered appellants' "Motion To Dismiss Notice of Appeal."  
It is the court's opinion that the motion should be granted; therefore, we  
dismiss the appeal. *See* Tex. R. App. P. 42.1(a)(1), 43.2(f).

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

Costs of the appeal shall be paid by appellants, for which let execution issue. *See* Tex. R. App. P. 42.1(d).

PER CURIAM

PANEL: DAUPHINOT, GARDNER, and WALKER, JJ.

DELIVERED: October 15, 2009