



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

NO. 2-09-342-CV

IN RE DONALD D. FREIER

RELATOR

ORIGINAL PROCEEDING

MEMORANDUM OPINION¹

The court has considered Relator's petition for writ of mandamus and is of the opinion that the petition should be dismissed for want of jurisdiction. See Tex. Gov't Code Ann. § 22.221(b) (Vernon 2004); *In re Simmonds*, 271 S.W.3d 874, 879 (Tex. App.—Waco, 2008, orig. proceeding). Accordingly, Relator's petition for writ of mandamus is dismissed.

PER CURIAM

PANEL: LIVINGSTON, MCCOY, and MEIER, JJ.

DELIVERED: October 15, 2009

¹ See Tex. R. App. P. 47.4.