



NUMBER 13-09-00032-CR

COURT OF APPEALS

THIRTEENTH DISTRICT OF TEXAS

CORPUS CHRISTI - EDINBURG

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JOHNNY LEE RODRIGUEZ,

Appellant,

v.

THE STATE OF TEXAS,

Appellee.

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On Appeal from the 28th District Court  
of Nueces County, Texas.

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MEMORANDUM OPINION

Before Chief Justice Valdez and Justices Yañez and Benavides  
Memorandum Opinion Per Curiam

Appellant, Johnny Lee Rodriguez, by and through his attorney, has filed a motion to dismiss his appeal because he no longer desires to prosecute it. See TEX. R. APP. P. 42.2(a). Without passing on the merits of the case, we grant the motion to dismiss pursuant to Texas Rule of Appellate Procedure 42.2(a) and dismiss the appeal. Having dismissed the appeal at appellant's request, no motion for rehearing will be entertained,

and our mandate will issue forthwith.

PER CURIAM

Do not publish. See TEX. R. APP. P. 47.2(b).

Memorandum Opinion delivered and filed  
this the 30th day of July, 2009.