

**NO. 12-08-00502-CV**

**IN THE COURT OF APPEALS**

**TWELFTH COURT OF APPEALS DISTRICT**

**TYLER, TEXAS**

***ANDY NICK,  
APPELLANT***

**§ *APPEAL FROM THE***

***V.***

**§ *COUNTY COURT AT LAW NO. 2 OF***

***CHERYL NICK,  
APPELLEE***

**§ *SMITH COUNTY, TEXAS***

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***MEMORANDUM OPINION  
PER CURIAM***

Appellant Andy Nick has filed a motion to dismiss this appeal. In his motion, Nick states that the parties have reached a resolution of this dispute and therefore he seeks a voluntary dismissal of the appeal. Because Nick has met the requirements of Texas Rule of Appellate Procedure 42.1(a)(1), the motion is granted, and the appeal is dismissed.

Opinion delivered January 30, 2009.

*Panel consisted of Worthen, C.J., Griffith, J., and Hoyle, J.*

(PUBLISH)