

**DISMISS; and Opinion Filed August 9, 2013.**



**In The  
Court of Appeals  
Fifth District of Texas at Dallas**

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**No. 05-13-00574-CV**

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**CHAMPION CONTRACTORS & SERVICES, LLC, Appellant**

**V.**

**SAMUEL SUSTER, DANIEL SUSTER, AND CIMA CONTRACTORS, LLC, Appellees**

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**On Appeal from the County Court at Law No. 6  
Collin County, Texas  
Trial Court Cause No. 006-01576-2011**

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**MEMORANDUM OPINION**

**Before Justices O'Neill, Francis, and Fillmore  
Opinion by Justice Fillmore**

Before the Court is appellant's August 6, 2013 motion to dismiss the appeal. Appellant has informed the Court that it no longer wishes to pursue this appeal. Accordingly, we grant appellant's motion and dismiss the appeal. *See* TEX. R. APP. P. 42.1(a)(1).

**/Robert M. Fillmore/  
ROBERT M. FILLMORE  
JUSTICE**

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**Court of Appeals  
Fifth District of Texas at Dallas**

**JUDGMENT**

CHAMPION CONTRACTORS &  
SERVICES, LLC, Appellant

No. 05-13-00574-CV      V.

SAMUEL SUSTER, DANIEL SUSTER,  
AND CIMA CONTRACTORS, LLC,  
Appellee

On Appeal from the County Court at Law  
No. 6, Collin County, Texas.

Trial Court Cause No. 006-01576-2011.

Opinion delivered by Justice Fillmore.

Justices O'Neill and Francis, participating.

In accordance with this Court's opinion of this date, the appeal is **DISMISSED**.

It is **ORDERED** that appellees, SAMUEL SUSTER, DANIEL SUSTER, AND CIMA CONTRACTORS, LLC, recover their costs of this appeal from appellant, CHAMPION CONTRACTORS & SERVICES, LLC.

Judgment entered this 9<sup>th</sup> day of August, 2013.

/Robert M. Fillmore/

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ROBERT M. FILLMORE  
JUSTICE