

**DISMISS, and Opinion Filed October 30, 2013.**



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

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**No. 05-13-01046-CV**

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**KEVIN FRANCIS THOMAS AND JENIFER BRODERICK-THOMAS, Appellants  
V.  
STATE OF NEW YORK, Appellee**

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**On Appeal from the 380th Judicial District Court  
Collin County, Texas  
Trial Court Cause No. 380-01077-2011**

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**MEMORANDUM OPINION**

Before Justices Bridges, Fillmore, and Lewis  
Opinion by Justice Lewis

Before the Court is appellants' motion to dismiss the appeal. Appellants have informed the Court that they no longer wish to pursue the appeal. Accordingly, we grant appellants' motion and dismiss the appeal. *See* TEX. R. APP. P. 42.1(a)(1).

*/David Lewis/*  
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DAVID LEWIS  
JUSTICE



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

**JUDGMENT**

KEVIN FRANCIS THOMAS AND  
JENIFER BRODERICK-THOMAS,  
Appellants

No. 05-13-01046-CV      V.

STATE OF NEW YORK, Appellee

On Appeal from the 380th Judicial District  
Court, Collin County, Texas.  
Trial Court Cause No. 380-01077-2011.  
Opinion delivered by Justice Lewis.  
Justices Bridges and Fillmore, participating.

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

It is **ORDERED** that appellee, STATE OF NEW YORK, recover its costs of this appeal from appellants, KEVIN FRANCIS THOMAS AND JENIFER BRODERICK-THOMAS.

Judgment entered this 30<sup>th</sup> day of October, 2013.

/David Lewis/

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DAVID LEWIS  
JUSTICE