

Dismissed and Opinion Filed May 2 , 2016.



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

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No. 05-16-00288-CV

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IN THE MATTER OF C.G.

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On Appeal from the 305th Judicial District Court  
Dallas County, Texas  
Trial Court Cause No. JD-80218-X

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**MEMORANDUM OPINION**

Before Justices Lang, Brown, and Whitehill  
Opinion by Justice Lang

This is an accelerated appeal from the trial court's order transferring appellant to the Texas Department of Criminal Justice - Institutional Division. *See* TEX. FAM. CODE ANN. § 56.01(c)(2) (West Supp. 2015). Based on trial counsel's statement in the notice of appeal that she would not be representing appellant in the appeal, we abated the appeal for the trial court to hold a hearing to determine whether appellant desired to prosecute the appeal and, if so, whether he was entitled to appointed counsel. The trial court held the hearing, and following the presentation of testimony and evidence, determined appellant does not wish to prosecute the appeal. We have reinstated the appeal and adopt the trial court's finding. Based on the finding, we dismiss the appeal. *See* TEX. R. APP. P. 42.1(a) (civil appeal may be dismissed on appellant's motion); TEX. FAM. CODE ANN. § 56.01(b) (requirements governing appeal in juvenile

proceedings are as in civil cases generally); *see also id.* 51.09 (West 2014) (concerning waiver of right in juvenile proceedings).

/Douglas S. Lang/  
DOUGLAS S. LANG  
JUSTICE

160288F.P05



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

**JUDGMENT**

IN THE MATTER OF C.G.

No. 05-16-00288-CV

On Appeal from the 305th Judicial District  
Court, Dallas County, Texas  
Trial Court Cause No. JD-80218-X.  
Opinion delivered by Justice Lang. Justices  
Brown and Whitehill participating.

In accordance with this Court's opinion of this date, we **DISMISS** the appeal.

Judgment entered this 2nd day of May, 2016.