

Dismissed and Opinion Filed August 28, 2017



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

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No. 05-17-00740-CV

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**BRIAN VODICKA, Appellant**

**V.**

**MICHAEL B. TOBOLOWSKY, EXECUTOR OF THE ESTATE OF IRA E.  
TOBOLOWSKY, Appellee**

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**On Appeal from the 44th Judicial District Court  
Dallas County, Texas  
Trial Court Cause No. DC-17-05504**

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**MEMORANDUM OPINION**

Before Chief Justice Wright, Justice Francis, and Justice Stoddart  
Opinion by Justice Francis

Appellant Brian Vodicka moves to dismiss this appeal. *See* TEX. R. APP. P. 42.1(a)(1). We grant the unopposed motion and dismiss the appeal.

*/Molly Francis/*  
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MOLLY FRANCIS  
JUSTICE



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

**JUDGMENT**

BRIAN VODICKA, Appellant

No. 05-17-00740-CV      V.

MICHAEL B. TOBOLOWSKY,  
EXECUTOR OF THE ESTATE OF IRA E.  
TOBOLOWSKY, Appellee

On Appeal from the 44th Judicial District  
Court, Dallas County, Texas

Trial Court Cause No. DC-17-05504.

Opinion delivered by Justice Francis. Chief  
Justice Wright and Justice Stoddart  
participating.

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

Judgment entered August 28, 2017.