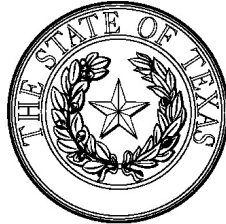


Opinion issued May 29, 2008



**In The
Court of Appeals
For The
First District of Texas**

NO. 01-08-00413-CR

JAMES E. CRUMBLEY, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 338th District Court
Harris County, Texas
Trial Court Cause No. 704436**

MEMORANDUM OPINION

Appellant, James E. Crumbley, has filed a motion to dismiss the above-referenced appeal. The motion complies with the Texas Rules of Appellate Procedure. *See* TEX. R. APP. P. 42.2(a).

We have not yet issued a decision. Accordingly, the motion is **granted** and the appeal is **dismissed**.

The Clerk of this Court is directed to issue the mandate. TEX. R. APP. P. 18.1.

PER CURIAM

Panel consists of Chief Justice Radack, and Justices Keyes and Higley.

Do not publish. TEX. R. APP. P. 47.2(b).