

Opinion issued July 9, 2009



In The
Court of Appeals
For The
First District of Texas

NO. 01-09-00518-CV

GERALD D. MURPHY, Appellant

V.

**KINGWOOD LAKES SOUTH, L.P.; TENZER COMPANY, INC. AND/OR
ANTHONY M. FRANK, Appellees**

**On Appeal from the 151st District Court
Harris County, Texas
Trial Court Cause No. 9516749**

MEMORANDUM OPINION

Appellant Gerald D. Murphy has filed an unopposed motion to dismiss the appeal. No opinion has issued. Accordingly, the motion is granted, and the appeal is **dismissed**. TEX. R. APP. P. 42.1(a)(1).

All other pending motions in this appeal are overruled as moot. The Clerk is directed to issue mandate within 10 days of the date of this opinion. TEX. R. APP. P. 18.1.

PER CURIAM

Panel consists of Chief Justice Radack and Justices Sharp and Alcala.