

Opinion issued December 10, 2009



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

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NO. 01-09-00537-CV

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**TEXAS DEPARTMENT OF PUBLIC SAFETY, Appellant**

**V.**

**WENDELL L. JAMES, Appellee**

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**On Appeal from the County Civil Court at Law No. 3  
Harris County, Texas  
Trial Court Cause No. 930856**

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**MEMORANDUM OPINION**

Appellant has filed a motion to dismiss its appeal. More than 10 days have elapsed, and no objection has been filed. 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 Justices Keyes, Alcalá, and Hanks.