

Dismissed and Memorandum Opinion filed January 28, 2010.



In The

Fourteenth Court of Appeals

NO. 14-09-00088-CV

CARY GARRETT, Appellant

V.

DON MCGILL TOYOTA KATY/SCION, Appellee

**On Appeal from the County Civil Court at Law No. 3
Harris County, Texas
Trial Court Cause No. 909694**

MEMORANDUM OPINION

This is an appeal from a judgment signed November 3, 2008. On January 19, 2010, appellant filed a motion to dismiss the appeal. *See* Tex. R. App. P. 42.1. The motion is granted.

Accordingly, the appeal is ordered dismissed.

PER CURIAM

Panel consists of Chief Justice Hedges and Justices Anderson and Christopher.