

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-09-00487-CR

THE STATE OF TEXAS, Appellant

V.

PHILLIP MATTHEW TERRELL, Appellee

On Appeal from the County Court at Law No. 3
Montgomery County, Texas
Trial Cause No. 08-241859

MEMORANDUM OPINION

The State of Texas has filed a motion to dismiss its appeal of an order granting the defendant's motion to suppress. *See* TEX. R. APP. P. 42.2. A motion to dismiss the appeal is signed by the district attorney. No opinion has issued in this appeal. The motion is granted, and the appeal is therefore dismissed.

APPEAL DISMISSED.

CHARLES KREGER
Justice

Opinion Delivered February 10, 2010
Do not publish

Before McKeithen, C.J., Gaultney and Kreger, JJ.