

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-12-00052-CR

EX PARTE MIKE ANGEL ULLOA, Appellant

**On Appeal from the 221st District Court
Montgomery County, Texas
Trial Cause No. 11-02-01188 CR**

MEMORANDUM OPINION

On April 19, 2012, the State filed a motion to dismiss as moot this accelerated appeal from the denial of a pre-trial application for writ of habeas corpus. The appellant, Mike Angel Ulloa, did not file a response to the State's suggestion of mootness. Ulloa's habeas application sought his release on bond pending his trial on the indictment filed in Cause No. 11-02-01188 CR. That indictment was dismissed on April 17, 2012, and Ulloa does not claim that he has been restrained under a new indictment. The appeal is moot. *See Ex parte Thompson*, 685 S.W.2d 338 (Tex. Crim. App. 1985). We grant the motion and dismiss the appeal.

APPEAL DISMISSED.

CHARLES KREGER
Justice

Opinion Delivered May 9, 2012
Do Not Publish

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