

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-23-00041-CV

BARBARA MCCULLOUGH, Appellant

V.

KROGER TEXAS L.P., Appellee

On Appeal from the 284th District Court
Montgomery County, Texas
Trial Cause No. 22-01-00655-CV

MEMORANDUM OPINION

Barbara McCullough, Appellant, filed an unopposed motion to dismiss this appeal. *See* Tex. R. App. P. 42.1(a)(1). Appellant filed the motion before the appellate court issued a decision in the appeal. We grant the motion and dismiss the appeal. *See* Tex. R. App. P. 43.2(f).

APPEAL DISMISSED.

PER CURIAM

Submitted on June 28, 2023

Opinion Delivered June 29, 2023

Before Horton, Johnson and Wright, JJ.