

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-23-00327-CV

AMERICAN STATE BANK, Appellant

V.

KELLY MALATESTA, Appellee

On Appeal from the 457th District Court
Montgomery County, Texas
Trial Cause No. 23-01-00925-CV

MEMORANDUM OPINION

American State Bank, Appellant, and Kelly Malatesta, Appellee, filed a joint motion to dismiss this appeal. *See* Tex. R. App. P. 42.1(a)(2). The parties to this appeal 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 April 3, 2024
Opinion Delivered April 4, 2024

Before Horton, Johnson and Wright, JJ.