



**COURT OF APPEALS  
SECOND DISTRICT OF TEXAS  
FORT WORTH**

**NO. 02-12-00208-CV**

TOLL DALLAS TX, LLC

APPELLANT

V.

COLLEYVILLE HOME OWNERS'  
RIGHTS ASSOCIATION, INC.

APPELLEE

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FROM THE 352ND DISTRICT COURT OF TARRANT COUNTY

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**MEMORANDUM OPINION<sup>1</sup> AND JUDGMENT**

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We have considered appellant's "Unopposed Motion For Dismissal Without Prejudice." It is the court's opinion that the motion should be granted; therefore, we dismiss the appeal. See Tex. R. App. P. 42.1(a)(1), 43.2(f).

Costs of the appeal shall be paid by the party incurring the same, for which let execution issue. See Tex. R. App. P. 42.1(d).

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<sup>1</sup>See Tex. R. App. P. 47.4.

PER CURIAM

PANEL: MCCOY, GARDNER, and MEIER, JJ.

DELIVERED: December 13, 2012