NO. 07-01-00193-CV

## IN THE COURT OF APPEALS

## FOR THE SEVENTH DISTRICT OF TEXAS

AT AMARILLO

PANEL C

OCTOBER 5, 2001

IN THE INTEREST OF J.A., A CHILD

FROM THE 286<sup>TH</sup> DISTRICT COURT OF HOCKLEY COUNTY; NO. 99-07-17,730; HON. DAVID L. GLEASON, PRESIDING

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## ORDER ON APPELLANT'S UNOPPOSED MOTION TO DISMISS APPEAL

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Before QUINN, REAVIS and JOHNSON, JJ.

The Texas Department of Protective and Regulatory Services, appellant, has moved to dismiss its appeal contending that it "has decided not to appeal this cause." Without passing on the merits of the case, we grant the motion pursuant to Texas Rule of Appellate Procedure 42.1(a)(2) and dismiss the appeal without prejudice. Having dismissed the appeal at appellant's personal request, no motion for rehearing will be entertained, and our mandate will issue forthwith.

Brian Quinn Justice

Do not publish.