

NO. 07-02-0114-CR
IN THE COURT OF APPEALS
FOR THE SEVENTH DISTRICT OF TEXAS
AT AMARILLO
PANEL C
JULY 10, 2002

DWAYNE PAYNE, APPELLANT

V.

THE STATE OF TEXAS, APPELLEE

FROM THE COUNTY COURT AT LAW NO. TWO OF LUBBOCK COUNTY;
NO. 2001-472489; HONORABLE JACK D. YOUNG, JUDGE

Before QUINN and REAVIS and JOHNSON, JJ.

Appellant Dwayne Payne filed a Motion to Dismiss Appeal on July 8, 2002, averring that he no longer wishes to prosecute his appeal. The Motion to Dismiss is signed by both appellant and his attorney.

Without passing on the merits of the case, appellant's motion for voluntary dismissal is granted and the appeal is hereby dismissed. Tex. R. App. P. 42.2. Having dismissed

the appeal at appellant's personal request, no motion for rehearing will be entertained and our mandate will issue forthwith.

Phil Johnson
Justice

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