

NO. 07-03-0127-CR  
IN THE COURT OF APPEALS  
FOR THE SEVENTH DISTRICT OF TEXAS  
AT AMARILLO  
PANEL A  
MAY 20, 2003

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THE STATE OF TEXAS, APPELLANT

V.

KRISTOPHER COX, APPELLEE

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FROM THE 31<sup>ST</sup> DISTRICT COURT OF GRAY COUNTY;  
NO. 6053; HONORABLE STEVEN R. EMMERT, JUDGE

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Before JOHNSON, C.J., and REAVIS and CAMPBELL, JJ.

MEMORANDUM OPINION

Appellant, The State of Texas, by and through its District Attorney, Richard J. Roach, filed a Motion to Dismiss Appeal on May 16, 2003, stating that it desires to withdraw its appeal.

Without passing on the merits of the case, we grant appellant's motion for voluntary dismissal and hereby dismiss the appeal. Tex. R. App. P. 42.2. Having dismissed the appeal at appellant's request, we will not entertain a motion for rehearing, and our mandate will issue forthwith.

James T. Campbell  
Justice

Do not publish.