

NO. 07-05-0436-CR  
IN THE COURT OF APPEALS  
FOR THE SEVENTH DISTRICT OF TEXAS  
AT AMARILLO  
PANEL B  
FEBRUARY 27, 2006

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THE STATE OF TEXAS, APPELLANT

V.

THOMAS VASQUEZ, APPELLEE

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FROM THE 137<sup>TH</sup> DISTRICT COURT OF LUBBOCK COUNTY;  
NO. 2004-407,813; HONORABLE CECIL G. PURYEAR, JUDGE

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Before QUINN, C.J., and CAMPBELL and HANCOCK, JJ.

### **MEMORANDUM OPINION**

Pending before this Court is appellant's motion to dismiss its appeal. Appellant, through its attorney, has signed documents stating that appellant withdraws its appeal. Tex. R. App. P. 42.2(a). No decision of this Court having been delivered to date, we grant the motion. Accordingly, the appeal is dismissed. No motion for rehearing will be entertained and our mandate will issue forthwith.

Mackey K. Hancock  
Justice

Do not publish.