

NO. 07-10-0203-CV
IN THE COURT OF APPEALS
FOR THE SEVENTH DISTRICT OF TEXAS
AT AMARILLO
PANEL B
JULY 7, 2010

LIN'S RESTAURANT, INC.

Appellant

V.

JAC COMMERCIAL AND RESIDENTIAL CONSTRUCTION, LLC
AND TOJI ENDO,

Appellees

FROM THE 237th DISTRICT COURT OF LUBBOCK COUNTY;
NO. 2009-547,229; HONORABLE SAM MEDINA, PRESIDING

ORDER DISMISSING APPEAL

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

Appellant has filed a motion to dismiss. Without passing on the merits of the case, we grant the motion pursuant to Texas Rule of Appellate Procedure 42.1(a)(1) and dismiss the appeal. Having dismissed the appeal at appellant's request, no motion for rehearing will be entertained, and our mandate will issue forthwith.

Brian Quinn
Chief Justice