



**In The
Court of Appeals
Seventh District of Texas at Amarillo**

No. 07-21-00267-CV

JOSEPH DEWAYNE ELLIOTT, APPELLANT

V.

MELISSA GENE ELLIOTT, APPELLEE

On Appeal from the 181st District Court
Randall County, Texas
Trial Court No. 74,654-B; Honorable Titiana Frausto, Presiding

April 4, 2022

MEMORANDUM OPINION

Before QUINN, C.J., and PIRTLE and PARKER, JJ.

Appellant, Joseph DeWayne Elliott, appeals from the trial court's *Final Decree of Divorce*. Now pending before this court is Appellant's unopposed motion seeking voluntary dismissal of the appeal and Appellant's counsel's motion to withdraw. The court finds that the motion to dismiss complies with the requirements of Rule of Appellate Procedure 42.1(a)(1) and that granting the motion will not prevent any party from seeking

relief to which it would otherwise be entitled. As no decision of the court has been delivered to date, we grant the motion to dismiss and grant counsel's motion to withdraw. Because the motion to dismiss does not reflect an agreement of the parties concerning the payment of costs, those will be taxed against Appellant. See TEX. R. APP. P. 42.1(d). No motion for rehearing will be entertained and our mandate will issue forthwith.

Per Curiam