



IN THE
TENTH COURT OF APPEALS

No. 10-08-00063-CR

KENNETH HOWELL KIRK,

Appellant

v.

THE STATE OF TEXAS,

Appellee

From the 19th District Court
McLennan County, Texas
Trial Court No. 2006-1240-C1

MEMORANDUM OPINION

Kenneth Howell Kirk was convicted of two counts of Fraudulent Use of Identifying Information and one count of Theft from the Elderly. *See* TEX. PENAL CODE ANN. §§ 31.03(f)(3), 32.51 (Vernon 2006). He filed a notice of appeal. He has now filed a Motion to Dismiss Appeal requesting this Court to withdraw the notice of appeal and dismiss the appeal. Kirk personally signed the Motion to Dismiss.

Accordingly, this appeal is dismissed. TEX. R. APP. P. 42.2(a).

TOM GRAY
Chief Justice

Before Chief Justice Gray,
Justice Reyna, and
Justice Davis
Appeal dismissed
Opinion delivered and filed April 1, 2009
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[CR25]