



IN THE
TENTH COURT OF APPEALS

No. 10-10-00177-CR

RIPLEY LESLIE,

Appellant

v.

THE STATE OF TEXAS,

Appellee

From the 52nd District Court
Coryell County, Texas
Trial Court No. FO-06-18465

MEMORANDUM OPINION

We abated this case to the trial court to hold a hearing and to determine why Appellant's Brief had not been filed. In the hearing, held on October 1, 2010, Appellant stated on the record that he wished to abandon his appeal.

We invoke Rule 2 to suspend the motion requirement in Rule 42.2(a). *See* TEX. R. APP. P. 2, 42.2(a); *Hendrix v. State*, 86 S.W.3d 762, 762 & n.1 (Tex. App.—Waco 2002, no pet.). Appellant has clearly stated his desire to abandon his appeal. Accordingly, his appeal is dismissed.

REX D. DAVIS
Justice

Before Chief Justice Gray,
Justice Reyna, and
Justice Davis

Appeal dismissed

Opinion delivered and filed November 10, 2010

Do not publish

[CR25]