

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-15-00342-CR

Lee Andrew Green, Appellant

v.

The State of Texas, Appellee

**FROM THE DISTRICT COURT OF TRAVIS COUNTY, 403RD JUDICIAL DISTRICT
NO. D-1-DC-14-904017, HONORABLE BRENDA KENNEDY, JUDGE PRESIDING**

MEMORANDUM OPINION

Counsel for appellant Lee Andrew Green has filed a motion to permanently abate this appeal in light of the fact that, he advises us, Green has died. Where, as here, an appellant in a criminal case dies after an appeal is perfected but before the appellate court issues the mandate, the court is to permanently abate the appeal.¹ Accordingly, we grant the motion and permanently abate the appeal.

Bob Pemberton, Justice

Before Chief Justice Rose, Justices Pemberton and Field

Permanently Abated

Filed: December 17, 2015

Do Not Publish

¹ Tex. R. App. P. 7.1(a)(2).