

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-16-00240-CV

D. L. M., Appellant

v.

The State of Texas, Appellee

**FROM THE PROBATE COURT NO. 1 OF TRAVIS COUNTY
NO. C-1-MH-16-000438, HONORABLE GUY S. HERMAN, JUDGE PRESIDING**

MEMORANDUM OPINION

This is an appeal from a trial court order authorizing the administration of psychoactive medication to D.L.M. without his consent.¹ This order had been issued in connection with court-ordered in-patient mental-health services under Chapter 46B of the Code of Criminal Procedure (addressing incompetency to stand trial) after D.L.M. was charged with a criminal offense. Counsel for D.L.M. has now filed a motion to dismiss the appeal, advising that the criminal charges have been dismissed, that D.L.M. has been discharged from the in-patient facility where he was receiving services, and that counsel has not heard from D.L.M. since. Counsel adds that D.L.M.'s whereabouts are unknown, and deduces from the absence of any communication or other indicia of interest that D.L.M. no longer desires to pursue this appeal. Counsel further advises that the State does not oppose dismissal. We grant the motion and dismiss this appeal.

¹ See Tex. Health & Safety Code §§ 574.106, .108.

Bob Pemberton, Justice

Before Justices Puryear, Pemberton, and Field

Dismissed on Appellant's Motion

Filed: September 29, 2016