

Dismissed and Opinion filed November 15, 2001.



In The

Fourteenth Court of Appeals

NO. 14-01-00070-CR

PAULINE POYDRAS BROXTON, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 183rd District Court
Harris County, Texas
Trial Court Cause No. 846,659**

MEMORANDUM OPINION

After a guilty plea, appellant was convicted of the offense of possession of more than four grams, but less than 200 grams of phencyclidine, and sentenced to confinement in the Institutional Division of the Texas Department of Criminal Justice on November 29, 2000. Appellant filed her notice of appeal of the denial from a pretrial motion the same day. The record was filed in this appeal on July 18, 2001. Appellant's brief was due August 17, 2001, but was not filed. On August 20, 2001, this court notified appellant and the trial court that no brief had been filed. On September 13, 2001, appellant's retained counsel withdrew his representation of appellant.

On October 4, 2001, this court ordered a hearing to determine why appellant had not filed a brief in this appeal and whether appellant wished to continue her appeal. On October 26, 2001, the trial court conducted the hearing. The record of the hearing was filed in this court on November 6, 2001. The trial court found appellant no longer desires to prosecute her appeal.

In addition, a written request to withdraw the notice of appeal, personally signed by appellant, has now been filed with this Court. *See* TEX. R. APP. P. 42.2. Because this Court has not delivered an opinion, we grant appellant's request.

Accordingly, we order the appeal dismissed. We direct the Clerk of the Court to issue the mandate of the Court immediately.

PER CURIAM

Judgment rendered and Opinion filed November 8, 2001.

Panel consists of Chief Justice Brister, Justices Fowler and Seymore.

Do not publish - TEX. R. APP. P. 47.3(b).