

Dismissed and Opinion filed June 8, 2000.



In The

**Fourteenth Court of Appeals**

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NO. 14-99-00701-CR

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**STEVE O'NEAL GREEN, Appellant**

**V.**

**THE STATE OF TEXAS, Appellee**

**444**

**4**

**On Appeal from the 272nd Court**

**Brazos County, Texas**

**Trial Court Cause No. 26,052-272**

**444**

**4**

**O P I N I O N**

On April 24, 2000, appellant's counsel filed a written motion to dismiss, , claiming that he has been unable to reach appellant, who has completed serving his sentence and has been released. We ordered the trial court to hold a hearing to determine if appellant no longer desired to prosecute his appeal. The trial court sent notice of the hearing to appellant's last known address, but appellant did not appear. The trial court made the following findings: (1) appellant has not contacted his attorney since his release; (2) appellant agreed to abate his appeal in this cause in connection with a plea agreement in another case; (3) appellant told his attorney that he wanted to dismiss his appeal in this case, but he never appeared to sign the motion. Based on these and other findings, the trial court determined that appellant no longer desires to prosecute this appeal.

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 June 8, 2000.

Panel consists of Justices Fowler, Edelman, and Hudson.

Do not publish - TEX.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