

**DISMISS and Opinion Filed June 3, 2020**



**In The  
Court of Appeals  
Fifth District of Texas at Dallas**

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**No. 05-20-00524-CV**

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**ROSCOE F. WHITE, III, Appellant**

**V.**

**RICHARD A. BENAVIDES, Appellee**

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**On Appeal from the 192nd Judicial District Court  
Dallas County, Texas  
Trial Court Cause No. DC-19-17459**

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**MEMORANDUM OPINION**

Before Chief Justice Burns, Justice Whitehill, and Justice Nowell  
Opinion by Chief Justice Burns

Before the Court is appellant's notice of withdrawal of his restricted appeal which we construe as a motion to dismiss the appeal. We grant the motion and dismiss the appeal. *See* TEX. R. APP. P. 42.1(a)(1).

/Robert D. Burns, III/  
**ROBERT D. BURNS, III**  
**CHIEF JUSTICE**

200524F.P05



**Court of Appeals  
Fifth District of Texas at Dallas**

JUDGMENT

ROSCOE F. WHITE, III, Appellant

No. 05-20-00524-CV      V.

RICHARD A. BENAVIDES,  
Appellee

On Appeal from the 192nd Judicial  
District Court, Dallas County, Texas  
Trial Court Cause No. DC-19-17459.  
Opinion delivered by Chief Justice  
Burns. Justices Whitehill and Nowell  
participating.

In accordance with this Court's opinion of this date, the appeal is  
**DISMISSED.**

It is **ORDERED** that appellee RICHARD A. BENAVIDES recover his costs  
of this appeal from appellant ROSCOE F. WHITE, III.

Judgment entered June 3, 2020