

DISMISS and Opinion Filed June 30, 2020



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

No. 05-20-00629-CV

PHILIP LINDLEY, DDS, Appellant

V.

ROBERT B. MALONE, M.D., Appellee

**On Appeal from the County Court at Law No. 5
Dallas County, Texas
Trial Court Cause No. CC-20-01701-E**

MEMORANDUM OPINION

Before Justices Whitehill, Osborne, and Carlyle
Opinion by Justice Osborne

Before the Court is appellant's motion to withdraw the appeal. Pursuant to Texas Rule of Appellate Procedure 42.1(a)(1), we grant the motion and dismiss the appeal. *See* TEX. R. APP. P. 42.1(a)(1).

200629F.P05

/Leslie Osborne/

LESLIE OSBORNE
JUSTICE



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

JUDGMENT

PHILIP LINDLEY, DDS, Appellant

No. 05-20-00629-CV V.

ROBERT B. MALONE, M.D.,
Appellee

On Appeal from the County Court at
Law No. 5, Dallas County, Texas
Trial Court Cause No. CC-20-01701-
E.

Opinion delivered by Justice
Osborne, Justices Whitehill and
Carlyle participating.

In accordance with this Court's opinion of this date, we **DISMISS** the appeal.

We **ORDER** that appellee Robert B. Malone, M.D. recover his costs, if any, of this appeal from appellant Philip Lindley, DDS.

Judgment entered June 30, 2020.