

No. 21-1105

IN THE SUPREME COURT OF TEXAS

CITY OF EL PASO,

Petitioner,

v.

MAX GROSSMAN,

Respondent.

On Petition for Review from the
Eighth Court of Appeals at El Paso
No. 08-19-00272-CV

**PETITIONER'S UNOPPOSED MOTION TO
DISMISS PETITION FOR REVIEW**

Petitioner the City of El Paso moves for the Court to dismiss its petition for review. The City's petition challenged a temporary injunction staying the City of El Paso's archeological survey regarding the construction of a downtown performing arts and entertainment facility. After the El Paso City council recently took action regarding that project, the City no longer wishes to pursue its petition.

Respondent has not filed a cross-petition for review and does not oppose this motion to dismiss.

Accordingly, the City of El Paso respectfully requests that the Court dismiss its petition for review.

Respectfully submitted,

/s/ Wallace B. Jefferson

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CERTIFICATE OF SERVICE

On January 19, 2023, I electronically filed this Petitioner's Unopposed Motion to Dismiss Petition for Review with the Clerk of Court using the eFile.TXCourts.gov electronic filing system which will send notification of such filing to the following:

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