

Dismissed and Opinion Filed September 10, 2015



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

No. 05-15-00082-CV

**CHARLES H. WASHINGTON, JR., Appellant
V.
VERBA F. WASHINGTON, Appellee**

**On Appeal from the 302nd Judicial District Court
Dallas County, Texas
Trial Court Cause No. DF-13-19014-V**

MEMORANDUM OPINION

Before Chief Justice Wright and Justices Lang-Miers and Stoddart
Opinion by Chief Justice Wright

This Court may dismiss an appeal for failure to file a clerk's record if the reason is because an appellant has failed to pay or make arrangements to pay the clerk's fee for preparing the record. *See* TEX. R. APP. P. 37.3(b). On August 6, 2015, the District Clerk of Dallas County informed the Court that the clerk's record had been prepared but was being held for non-payment of fees. By letter dated August 11, 2015, the Court instructed appellant to file, within ten days, either written verification that appellant had paid or made arrangements to pay the clerk's fee or written documentation that appellant had been found to be entitled to proceed without payment of costs. We cautioned appellant that failure to provide the required documentation within the time requested may result in dismissal of the appeal for want of prosecution. *See* TEX. R. APP. P. 37.3(b).

As of today's date, appellant has not filed a response. Accordingly, we dismiss the appeal for want of prosecution. *See* TEX. R. APP. P. 37.3(b), 42.3(b)–(c).

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/Carolyn Wright/
CAROLYN WRIGHT
CHIEF JUSTICE



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

JUDGMENT

CHARLES H. WASHINGTON, JR.,
Appellant

No. 05-15-00082-CV V.

VERBA F. WASHINGTON, Appellee

On Appeal from the 302nd Judicial District
Court, Dallas County, Texas
Trial Court Cause No. DF-13-19014-V.
Opinion delivered by Chief Justice Wright.
Justices Lang-Miers and Stoddart
participating.

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

It is **ORDERED** that appellee VERBA F. WASHINGTON recover her costs of this appeal from appellant CHARLES H. WASHINGTON, JR..

Judgment entered September 10, 2015.