

Dismissed and Opinion Filed June 23, 2017



In The
Court of Appeals
Fifth District of Texas at Dallas

No. 05-17-00044-CV

PATRICIA KILE, Appellant

V.

WAL-MART STORES TEXAS, INC. D/B/A WAL-MART STORES #2667, AND WAL-MART STORES EAST, INC., Appellees

On Appeal from the 162nd Judicial District Court
Dallas County, Texas
Trial Court Cause No. DC-15-08348

MEMORANDUM OPINION

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

Appellant's brief in this case is overdue. By postcard dated March 14, 2017, we notified appellant the time for filing his brief had expired. We directed appellant to file his brief and an extension motion within ten days. We cautioned appellant that failure to file a brief and an extension motion would result in the dismissal of this appeal without further notice. Thereafter, by order dated March 29, 2017 we extended the time to file appellant's brief until April 24, 2017. To date, appellant has not filed a brief, filed a second extension motion, or otherwise corresponded with the Court regarding the status of this appeal.

Accordingly, we dismiss this appeal. *See* TEX. R. APP. P. 38.8(a)(1); 42.3(b), (c).

/Carolyn Wright/

CAROLYN WRIGHT
CHIEF JUSTICE

170044F.P05



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

JUDGMENT

PATRICIA KILE, Appellant

No. 05-17-00044-CV V.

WAL-MART STORES TEXAS, INC.
D/B/A WAL-MART STORES #2667, AND
WAL-MART STORES EAST, INC.,
Appellees

On Appeal from the 162nd Judicial District
Court, Dallas County, Texas
Trial Court Cause No. DC-15-08348.
Opinion delivered by Chief Justice Wright.
Justices Lang-Miers and Stoddart
participating.

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

It is **ORDERED** that appellees WAL-MART STORES TEXAS, INC. D/B/A WAL-MART STORES #2667, AND WAL-MART STORES EAST, INC. recover their costs of this appeal from appellant PATRICIA KILE.

Judgment entered June 23, 2017.