

Opinion issued November 1, 2012



In The  
Court of Appeals  
For The  
First District of Texas

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NO. 01-11-00633-CV

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**BRANDON LE AND MICHAEL VALENTINE, Appellants**

**V.**

**DON H. KONIPOL AND MANAGED MORTGAGE  
INVESTMENT FUND, LP, Appellees**

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**On Appeal from the 189th District Court  
Harris County, Texas  
Trial Court Cause No. 2011-36465**

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**MEMORANDUM OPINION**

Appellants, Brandon Le and Michael Valentine, have neither established indigence nor paid, or made arrangements to pay, the fee for preparing the clerk's

record. *See* TEX. R. APP. P. 20.1 (listing requirements for establishing indigence), 37.3(b) (allowing dismissal of appeal if no clerk's record filed due to appellant's fault). After being notified that this appeal was subject to dismissal, appellants did not adequately respond. *See* TEX. R. APP. P. 42.3(b) (allowing involuntary dismissal).

We dismiss the appeal for want of prosecution. We dismiss all pending motions as moot.

**PER CURIAM**

Panel consists of Justices Jennings, Higley, and Sharp.