



**COURT OF APPEALS  
SECOND DISTRICT OF TEXAS  
FORT WORTH**

**NO. 02-16-00354-CV**

WINNING QUARTERS, LLC

APPELLANT

V.

BOBBY MILLER D/B/A MILLER  
CONSTRUCTION

APPELLEE

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FROM COUNTY COURT AT LAW NO. 2 OF DENTON COUNTY  
TRIAL COURT NO. CV-2014-02179  
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**MEMORANDUM OPINION<sup>1</sup> AND JUDGMENT**  
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On September 23, 2016, and October 5, 2016, we notified appellant in accordance with rule of appellate procedure 42.3(c) that we would dismiss this appeal unless the \$205 filing fee was paid. See Tex. R. App. P. 42.3(c). Appellant has not paid the \$205 filing fee. See Tex. R. App. P. 5, 12.1(b).

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<sup>1</sup>See Tex. R. App. P. 47.4.

Because appellant failed to comply with a requirement of the rules of appellate procedure and the Texas Supreme Court's order of August 28, 2015,<sup>2</sup> we dismiss the appeal. See Tex. R. App. P. 42.3(c), 43.2(f).

Appellant shall pay all costs of this appeal, for which let execution issue. See Tex. R. App. P. 43.4.

PER CURIAM

PANEL: WALKER, MEIER and GABRIEL, JJ.

DELIVERED: October 20, 2016

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<sup>2</sup>See Supreme Court of Tex., *Fees Charged in the Supreme Court, in Civil Cases in the Courts of Appeals, and Before the Judicial Panel on Multi-district Litigation*, Misc. Docket No. 15-9158 (Aug. 28, 2015) (listing courts of appeals' fees).