



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

**NO. 02-17-00304-CV**

CASTRO & CO., LLC

APPELLANT

V.

UPTIME SYSTEMS, LLC

APPELLEE

-----  
FROM THE 96TH DISTRICT COURT OF TARRANT COUNTY  
TRIAL COURT NO. 096-292261-17

-----  
**MEMORANDUM OPINION<sup>1</sup> AND JUDGMENT**  
-----

On September 11, 2017, and September 27, 2017, 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).

---

<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: MEIER, GABRIEL, and KERR, JJ.

DELIVERED: October 19, 2017

---

<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).