



**In The
Court of Appeals
Seventh District of Texas at Amarillo**

No. 07-24-00044-CR

AMANDA ROSE GRINIE, APPELLANT

V.

THE STATE OF TEXAS, APPELLEE

On Appeal from the 100th District Court
Carson County, Texas
Trial Court No. 7063, Honorable Dale A. Rabe, Presiding

April 25, 2024

ORDER OF ABATEMENT AND REMAND

Before **PARKER** and **DOSS** and **YARBROUGH, JJ.**

Appellant, Amanda Rose Grinie, appeals from the trial court's judgment adjudicating her guilty of manufacture or delivery of a controlled substance¹ and sentencing her to fifty years of confinement. The appellate record was originally due March 11, 2024, but the reporter's record has not yet been filed. By letter of March 21, 2024, we notified the reporter that the record was overdue and directed her to advise this

¹ See TEX. HEALTH & SAFETY ANN. § 481.112.

Court of the status of the record by April 1. The reporter, however, has not filed the record or had any further communication with this Court to date.

Accordingly, we abate the appeal and remand the cause to the trial court for further proceedings. See TEX. R. APP. P. 35.3(c) (“The trial and appellate courts are jointly responsible for ensuring that the appellate record is timely filed.”); 37.3(a)(2) (requiring appellate courts to “make whatever order is appropriate to avoid further delay and to preserve the parties’ rights” when the appellate record is not timely filed). On remand, the trial court shall determine the following:

- (1) what tasks remain to complete the filing of the reporter’s record;
- (2) why the reporter has not completed the necessary tasks;
- (3) what amount of time is reasonably necessary for the completion of those tasks; and
- (4) whether the reporter can complete the tasks within the time the trial court finds reasonable.

Should the trial court determine that the reporter will require more than thirty days to complete, certify, and file the reporter’s record, it shall arrange for a substitute reporter to do so. The trial court is directed to enter such orders necessary to address the aforementioned questions. So too shall it include its findings on those matters in a supplemental clerk’s record and cause that record to be filed with this Court by May 28, 2024.

Should the reporter file the record on or before May 9, 2024, she is directed to immediately notify the trial court of the filing, in writing, whereupon the trial court shall not be required to take any further action.

It is so ordered.

Per Curiam

Do not publish.