



IN THE  
TENTH COURT OF APPEALS

\_\_\_\_\_  
No. 10-11-00164-CR

ANTHONY CHARLES MERKA II,

Appellant

v.

THE STATE OF TEXAS,

Appellee

\_\_\_\_\_  
From the 52nd District Court  
Coryell County, Texas  
Trial Court No. FAM-10-20431

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**ABATEMENT ORDER**

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The appellant's brief is overdue in this appeal.

We abate this appeal to the trial court to conduct any necessary hearings within 30 days of the date of this Order pursuant to Texas Rule of Appellate Procedure 38.8(b)(2) and (3). TEX. R. APP. P. 38.8(b)(2), (3).

The supplemental clerk's and reporter's records required by the rule, if any, are ordered to be filed within 45 days of the date of this Order. *See id.*

PER CURIAM

Before Chief Justice Gray,  
Justice Davis, and  
Justice Scoggins

Appeal abated

Order issued and filed October 19, 2011

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