

**TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN**

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**NO. 03-01-00311-CV**

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**Viola Wells, Appellant**

**v.**

**Kingsland Estates #1 Homeowner-s Association, Appellee**

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**FROM THE COUNTY COURT AT LAW OF LLANO COUNTY  
NO. 01499, HONORABLE J. P. DODGEN, JUDGE PRESIDING**

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Because appellant Viola Wells has failed to file an appellant-s brief, we will dismiss this appeal for want of prosecution. *See* Tex. R. App. P. 38.8(a)(1), 42.3(b).

The Clerk of this Court filed appellant-s notice of appeal on May 25, 2001. The clerk-s record was filed on August 17, and the reporter-s record was filed on October 17, 2001. Accordingly, appellant-s brief was due November 16.

On November 6, 2001, appellant-s counsel filed a motion to withdraw along with a motion for extension of time to file an appellant-s brief. Both motions were granted, and the deadline for filing the appellant-s brief was extended to December 17, 2001. Appellant, however, failed to comply with this extended deadline.

On March 21, 2002, this Court ordered appellant to provide a reasonable explanation by April 2 for her failure to timely file a brief and warned her that failure to provide a reasonable explanation would result in the dismissal of this appeal for want of prosecution. To date, appellant has filed neither a

brief nor a reasonable explanation for her failure to timely file a brief. Accordingly, we dismiss the appeal for want of prosecution on our own motion. *See id.* 42.3(b).

Bea Ann Smith, Justice

Before Chief Justice Aboussie, Justices B. A. Smith and Yeakel

Dismissed for Want of Prosecution

Filed: April 25, 2002

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