

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO.03-01-00714-CV

T & K Properties, Inc.; Terry Shook; and Karen Steele, Appellants

v.

Apante Investments, Appellee

**FROM THE DISTRICT COURT OF TRAVIS COUNTY, 126TH JUDICIAL DISTRICT
NO. GN101458, HONORABLE MARGARET A. COOPER, JUDGE PRESIDING**

Because appellants have failed to file a brief, we will dismiss their appeal for want of prosecution. *See* Tex. R. App. P. 38.8(a)(1), 42.3(b).

The Clerk of this Court filed the clerk=s record in this cause on January 24, 2002. Accordingly, appellant=s brief was due on February 25, 2002. *See* Tex. R. App. P. 38.6(a).

By postcard dated March 21, 2002, the Clerk of this Court notified the parties that the appeal was subject to dismissal for want of prosecution unless appellant filed a brief by April 1, 2002, or tendered a motion for extension of time reasonably explaining the failure to do so. Thus far, appellant has submitted neither a brief nor a motion for extension of time to 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: May 2, 2002

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