

NO. 12-11-00345-CV

IN THE COURT OF APPEALS

TWELFTH COURT OF APPEALS DISTRICT

TYLER, TEXAS

IN THE INTEREST OF C.A.M., § *APPEAL FROM THE THIRD*
H.N.M. AND A.D.M.M., § *JUDICIAL DISTRICT COURT*
CHILDREN § *HENDERSON COUNTY, TEXAS*

MEMORANDUM OPINION
PER CURIAM

This appeal is being dismissed for failure to comply with the Texas Rules of Appellate Procedure. *See* TEX. R. APP. P. 42.3. Pursuant to Rule 32.1, Appellant’s docketing statement was due to have been filed at the time the appeal was perfected, i.e., September 23, 2011. On November 4, 2011, this court requested that Appellant file a docketing statement immediately if he had not already done so. On the same date, by separate letter, this court notified Appellant that the filing fee was due on or before November 14, 2011.

Because Appellant did not file the docketing statement as requested in the November 4, 2011 notice, this court issued a second notice on November 18, 2011, advising Appellant that the docketing statement was past due. The notice also advised Appellant that the filing fee in the appeal was due to have been paid on or before November 14, 2011, but had not been received. *See* TEX. R. APP. P. 5. The notice further provided that unless the docketing statement was filed and the filing fee paid on or before November 28, 2011, the appeal would be presented for dismissal in accordance with Texas Rule of Appellate Procedure 42.3. The date for filing the docketing statement and paying the filing fee has passed, and Appellant has not complied with the court’s request.

Because Appellant has failed, after notice, to comply with Rules 5 and 32.1, the appeal is *dismissed*. *See* TEX. R. APP. P. 42.3(c).

Opinion delivered December 7, 2011.
Panel consisted of Worthen, C.J., Griffith, J., and Hoyle, J.

(PUBLISH)