

Dismissed and Opinion Filed May 26, 2016



**In The
Court of Appeals
Fifth District of Texas at Dallas**

No. 05-15-01102-CV

**PATRISH ERVIN, Appellant
V.
VILLA JOLLA D/B/A/ THE ESTARA, Appellee**

**On Appeal from the County Court at Law No. 4
Dallas County, Texas
Trial Court Cause No. CC-15-04308-D**

MEMORANDUM OPINION

Before Chief Justice Wright, Justice Bridges, and Justice Lang
Opinion by Justice Bridges

Appellant's brief in this case is overdue. After appellant failed to respond to our letter regarding the reporter's record in this case, the Court ordered the appeal submitted without a reporter's record and appellant's brief to be filed by March 6, 2016. By postcard dated March 9, 2016, we notified appellant the time for filing appellant's brief had expired. We directed appellant to file both appellant's brief and an extension motion within ten days. We cautioned appellant that failure to file a brief and an extension motion would result in the dismissal of this appeal without further notice. To date, appellant has not filed a brief, filed an extension motion, or otherwise corresponded with the Court.

Accordingly, we dismiss this appeal. *See* TEX. R. APP. P. 38.8(a)(1); 42.3(b)(c).

151102F.P05

/David L. Bridges/
DAVID L. BRIDGES
JUSTICE



**Court of Appeals
Fifth District of Texas at Dallas**

JUDGMENT

PATRISH ERVIN, Appellant

No. 05-15-01102-CV V.

VILLA JOLLA D/B/A/ THE ESTARA,
Appellee

On Appeal from the County Court at Law
No. 4, Dallas County, Texas
Trial Court Cause No. CC-15-04308-D.
Opinion delivered by Justice Bridges. Chief
Justice Wright and Justice Lang
participating.

In accordance with this Court's opinion of this date, this appeal is **DISMISSED**.

It is **ORDERED** that appellee VILLA JOLLA D/B/A/ THE ESTARA recover its costs of this appeal from appellant PATRISH ERVIN.

Judgment entered May 26, 2016.