

**DISMISS; and Opinion Filed November 17, 2016.**



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

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**No. 05-16-00285-CV**

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**IN THE INTEREST OF C.F.M. AND B.C.M., CHILDREN**

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**On Appeal from the 255th Judicial District Court  
Dallas County, Texas  
Trial Court Cause No. DF-09-02559**

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**MEMORANDUM OPINION**

Before Chief Justice Wright, Justice Fillmore, and Justice Brown  
Opinion by Justice Fillmore

Appellant's brief in this case is overdue. By order dated August 4, 2016, we granted appellant's third motion to extend time to file appellant's brief and ordered his brief to be filed by August 8, 2016. By postcard dated November 1, 2016, we notified appellant the time for filing his brief had expired. We directed appellant to file both his brief and an extension motion within ten days. We cautioned appellant that failure to file his brief and an extension motion would result in the dismissal of this appeal without further notice. To date, appellant has not filed his brief, an extension motion, or otherwise corresponded with the Court regarding the status of his brief.

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

/Robert M. Fillmore/  
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ROBERT M. FILLMORE  
JUSTICE

160285F.P05



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

**JUDGMENT**

IN THE INTEREST OF C.F.M. AND  
B.C.M., CHILDREN

No. 05-16-00285-CV

On Appeal from the 255th Judicial District  
Court, Dallas County, Texas  
Trial Court Cause No. DF-09-02559.  
Opinion delivered by Justice Fillmore. Chief  
Justice Wright and Justice Brown  
participating.

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

It is **ORDERED** that appellee Nikki Slaughter McCray recover her costs of this appeal from appellant Stewart McCray.

Judgment entered this 17th day of November, 2016.