

DISMISS; and Opinion Filed November 17, 2016.



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

No. 05-16-00826-CV

SHELIA MAE WOLFE, Appellant

V.

**MICKEY RAE DAVIS, INDEPENDENT ADMINISTRATRIX OF THE ESTATE OF
MINNIE MARLENE CANNON, DECEASED, Appellee**

**On Appeal from the 15th Judicial District Court
Grayson County, Texas
Trial Court Cause No. CV-15-1979**

MEMORANDUM OPINION

Before Chief Justice Wright and Justices Lang-Miers and Stoddart
Opinion by Justice Lang-Miers

Before the Court is appellee's October 26, 2016 motion to dismiss appeal. We hold pro se litigants to the same standards as licensed attorneys and require them to comply with applicable laws and rules of procedure. *See Bolling v. Farmers Branch Indep. Sch. Dist.*, 315 S.W.3d 893, 895 (Tex. App.—Dallas 2010, no pet.). Our appellate rules have specific briefing rules that require an appellant to state concisely her complaint, provide an understandable, succinct, and clear argument to support her contentions, and cite and apply relevant law together with appropriate record references. *See* TEX. R. APP. P. 38.1(f), (h), (i); *Bolling*, 315 S.W.3d at 895.

Pro se appellant Sheila Mae Wolfe filed her original brief on September 26, 2016. On October 4, 2016, we informed appellant by letter that her original brief was deficient in all

respects and failed to comply with the briefing requirements of Rule 38.1. Those deficiencies included, but were not limited to the absence of: (1) the required list of parties and counsel, table of contents, and index of authorities, (2) a concise statement of the case supported by record references, (3) a concise statement of the facts supported by record references, (4) a concise statement of all issues or points presented for review, (5) a succinct, clear, and accurate statement of the arguments made in the body of the brief with appropriate citations to legal authority and the record, (6) a short conclusion clearly stating the nature of the relief sought, (7) a proper certificate of service, and (8) an appendix including the required documents. We instructed appellant to file an amended brief that complied with the rules of appellate procedure within ten days. Our notice advised appellant that failure to file a compliant amended brief “may result in dismissal of this appeal without further notice from the Court. See Tex. R. App. P. 38.8(a)(1), 42.3(b), (c).”

Appellant’s corrected brief was due October 14, 2016. Appellant has not filed her corrected brief and has not filed a motion to extend her deadline to file her corrected brief. Appellant has also failed to respond to appellee’s October 26, 2016 motion to dismiss appeal or otherwise communicate with the Court since the motion was filed. Because appellant has failed to comply with the briefing requirements of our appellate rules after having been given the opportunity to do so, we grant appellee’s motion to dismiss and dismiss this appeal. *See Bolling*, 315 S.W.3d at 897; TEX. R. APP. P. 42.3(b).

/s/Elizabeth Lang-Miers/
ELIZABETH LANG-MIERS
JUSTICE



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

JUDGMENT

SHELIA MAE WOLFE, Appellant

No. 05-16-00826-CV V.

MICKEY RAE DAVIS, INDEPENDENT
ADMINISTRATRIX OF THE ESTATE OF
MINNIE MARLENE CANNON,
DECEASED, Appellee

On Appeal from the 15th Judicial District
Court, Grayson County, Texas

Trial Court Cause No. CV-15-1979.

Opinion delivered by Justice Lang-Miers.
Chief Justice Wright and Justice Stoddart
participating.

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

It is **ORDERED** that appellee MICKEY RAE DAVIS, INDEPENDENT
ADMINISTRATRIX OF THE ESTATE OF MINNIE MARLENE CANNON, DECEASED
recover her costs of this appeal from appellant SHELIA MAE WOLFE.

Judgment entered this 17th day of November, 2016.