

Dismissed and Opinion Filed March 6, 2017



In The
Court of Appeals
Fifth District of Texas at Dallas

No. 05-16-01133-CV

CEDRICK L. SMITH, Appellant
V.
ANDRE TUCKER AND TERILYN TUCKER, Appellee

On Appeal from the County Court at Law No. 2
Dallas County, Texas
Trial Court Cause No. CC-16-04189-B

MEMORANDUM OPINION

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

Appellant's brief in this case is overdue. By postcard dated December 13, 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 her brief.

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

/Carolyn Wright/

CAROLYN WRIGHT
CHIEF JUSTICE

161133F.P05



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

JUDGMENT

CEDRICK L. SMITH, Appellant

No. 05-16-01133-CV V.

ANDRE TUCKER AND TERILYN
TUCKER, Appellee

On Appeal from the County Court at Law
No. 2, Dallas County, Texas
Trial Court Cause No. CC-16-04189-B.
Opinion delivered by Chief Justice Wright.
Justices Lang-Miers and Stoddart
participating.

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

Judgment entered March 6, 2017.