

**DISMISS; and Opinion Filed October 11, 2017.**



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

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**No. 05-17-00402-CV**

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**BOBBY K. ALLEN, Appellant  
V.  
MARTHA USCANGA, Appellee**

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**On Appeal from the County Court at Law No. 5  
Dallas County, Texas  
Trial Court Cause No. CC-17-01808-E**

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**MEMORANDUM OPINION**

Before Justices Lang-Miers, Brown, and Boatright  
Opinion by Justice Boatright

Appellant's brief in this case is overdue. By postcard dated September 7, 2017, we notified appellant the time for filing his brief had expired. We directed appellant to file his 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 regarding the status of this appeal.

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

/Jason Boatright/  
**JASON BOATRIGHT**  
**JUSTICE**



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

**JUDGMENT**

BOBBY K. ALLEN, Appellant

No. 05-17-00402-CV      V.

MARTHA USCANGA, Appellee

On Appeal from the County Court at Law  
No. 5, Dallas County, Texas  
Trial Court Cause No. CC-17-01808-E.  
Opinion delivered by Justice Boatright.  
Justices Lang-Miers and Brown  
participating.

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

It is **ORDERED** that appellee MARTHA USCANGA recover her costs of this appeal from appellant BOBBY K. ALLEN.

Judgment entered this 11th day of October, 2017.