

Dismissed; Opinion Filed August 16, 2017.



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

No. 05-17-00440-CV

CATHY RANGLES, Appellant

V.

RLK ENGINEERING, INC., Appellee

**On Appeal from the 44th Judicial District Court
Dallas County, Texas
Trial Court Cause No. DC-16-00998**

MEMORANDUM OPINION

Before Justices Lang, Myers, and Stoddart
Opinion by Justice Lang

Cathy Randles filed a notice of appeal from the trial court's summary judgment in favor of RLK Engineering, Inc. On April 28, 2017, we notified Randles by postcard that the Court's \$205 filing fee had not been paid. We instructed her to pay the fee within ten days and cautioned her that failure to do so would result in dismissal of the appeal. To date, the filing fee has not been paid.

The clerk's record was due July 7, 2017. By postcard dated July 10, 2017, we notified the Dallas County District Clerk that the record was overdue and instructed the clerk to file it within thirty days. The district clerk's office responded, informing us that the clerk's record had not been filed because Randle had not paid or made arrangements to pay the fee. We then sent Randle a letter, on July 20, 2017, instructing her to file, within ten days, written verification that

she had paid or made arrangements to pay the fee for the clerk's record or written documentation that she had been found entitled to proceed without payment of costs. We cautioned Randle that the failure to comply might result in the dismissal of the appeal for want of prosecution. *See* TEX. R. APP. P. 37.3(b). As of today, the clerk's record has not been filed and Randle has not filed a response or otherwise communicated with the Court.

In light of Randle's failures noted above, we dismiss this appeal for want of prosecution. *See* TEX. R. APP. P. 37.3(b), 42.3(b), (c).

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/Douglas S. Lang/
DOUGLAS S. LANG
JUSTICE



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

JUDGMENT

CATHY RANGLES, Appellant

No. 05-17-00440-CV V.

RLK ENGINEERING, INC., Appellee

On Appeal from the 44th Judicial District
Court, Dallas County, Texas

Trial Court Cause No. DC-16-00998.

Opinion delivered by Justice Lang, Justices
Myers and Stoddart participating.

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

It is **ORDERED** that appellee RLK ENGINEERING, INC. recover its costs, if any, of this appeal from appellant CATHY RANGLES.

Judgment entered this 16th day of August, 2017.