

Dismissed and Opinion Filed August 30, 2017



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

No. 05-17-00805-CV

**MCKINNEY HEALTHCARE INVESTMENTS, LLC, Appellant
V.
DANIELS-OZNICK, INC. D/B/A RELIABLE PLUMBING, Appellee**

**On Appeal from the 219th Judicial District Court
Collin County, Texas
Trial Court Cause No. 219-05121-2014**

MEMORANDUM OPINION

Before Chief Justice Wright, Justice Francis, and Justice Stoddart
Opinion by Chief Justice Wright

The filing fee, docketing statement, and clerk's record in this case are past due. By postcard dated July 12, 2017, we notified appellant the \$205 filing fee was due. We directed appellant to remit the filing fee within ten days and expressly cautioned appellant that failure to do so would result in dismissal of the appeal. Also by postcard dated July 12, 2017, we informed appellant the docketing statement in this case was due. We cautioned appellant that failure to file the docketing statement within ten days might result in the dismissal of this appeal without further notice. By letter dated August 1, 2017, we informed appellant the clerk's record had not been filed because appellant had not paid for the clerk's record. We directed appellant to provide verification of payment or arrangements to pay for the clerk's record within ten days. We cautioned appellant that failure to do so would result in the dismissal of this appeal without

further notice. To date, appellant has not paid the filing fee, provided the required documentation, or otherwise corresponded with the Court regarding the status of this appeal.

We dismiss this appeal for want of prosecution. *See* TEX. R. APP. P. 37.3(b); 42.3(b), (c).

/Carolyn Wright/

CAROLYN WRIGHT
CHIEF JUSTICE

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

JUDGMENT

MCKINNEY HEALTHCARE
INVESTMENTS, LLC, Appellant

No. 05-17-00805-CV V.

DANIELS-OZNICK, INC. D/B/A
RELIABLE PLUMBING, Appellee

On Appeal from the 219th Judicial District
Court, Collin County, Texas
Trial Court Cause No. 219-05121-2014.
Opinion delivered by Chief Justice Wright.
Justices Francis and Stoddart participating.

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

It is **ORDERED** that appellee DANIELS-OZNICK, INC. D/B/A RELIABLE PLUMBING recover its costs of this appeal from appellant MCKINNEY HEALTHCARE INVESTMENTS, LLC.

Judgment entered August 30, 2017.