

Dismissed and Opinion Filed March 29, 2018



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

No. 05-17-01100-CV

**TAX ONE, Appellant
V.
UNITED MECHANICAL, Appellee**

**On Appeal from the County Court at Law No. 4
Dallas County, Texas
Trial Court Cause No. CC-17-02694-D**

MEMORANDUM OPINION

Before Justices Bridges, Evans, and Whitehill
Opinion by Justice Whitehill

Appellant's brief in this case is overdue. After appellant failed to respond to our notice regarding the reporter's record, we ordered the appeal submitted without a reporter's record on January 17, 2018. By postcard dated February 22, 2018, we notified appellant the time for filing its brief had expired. We directed appellant to file its 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. *See* TEX. R. APP. P. 38.8(a)(1); 42.3(b), (c).

/Bill Whitehill/
BILL WHITEHILL
JUSTICE

171100F.P05



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

JUDGMENT

TAX ONE, Appellant

No. 05-17-01100-CV V.

UNITED MECHANICAL, Appellee

On Appeal from the County Court at Law
No. 4, Dallas County, Texas

Trial Court Cause No. CC-17-02694-D.

Opinion delivered by Justice Whitehill.

Justices Bridges and Evans participating.

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

It is **ORDERED** that appellee UNITED MECHANICAL recover its costs of this appeal from appellant TAX ONE.

Judgment entered March 29, 2018.