

Dismissed and Opinion Filed November 29, 2018



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

No. 05-18-01005-CR

GEORGE A. GILES, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the County Court at Law No. 7
Collin County, Texas
Trial Court Cause No. 007-85204-2015**

MEMORANDUM OPINION

Before Justices Francis, Stoddart, and Schenck
Opinion by Justice Francis

George Giles was charged with violating the City of Plano's code of ordinances by having a fence out of vertical alignment. After the Plano Municipal Court found against appellant, he appealed to County Court at Law No. 7 who affirmed the municipal court's judgment. Appellant then filed this appeal.

On September 28, 2018, the Collin County clerk informed the Court it had notified appellant of the amount of the transcript fee due but that no payment had been received for the clerk's record. That same day, we notified appellant that the clerk's record had not been filed due to nonpayment. We instructed appellant to file, by October 12, 2018, written verification that payment or payment arrangements had been made to the trial court clerk for the clerk's record or written documentation he had been found to be entitled to proceed without payment of costs. We

cautioned appellant that the failure to file such documentation might result in the dismissal of the appeal for want of prosecution. To date, no clerk's record has been filed and appellant has not notified the Court that he has paid or made arrangements to pay for the clerk's record or otherwise shown that he is entitled to proceed without payment of costs.

In light of these facts, we dismiss this appeal for want of prosecution. *See* TEX. R. APP. P. 37.3(b).

/Molly Francis/
MOLLY FRANCIS
JUSTICE

Do Not Publish
TEX. R. APP. P. 47.2(b)
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**Court of Appeals
Fifth District of Texas at Dallas**

JUDGMENT

GEORGE A. GILES, Appellant

No. 05-18-01005-CR V.

THE STATE OF TEXAS, Appellee

On Appeal from the County Court at Law
No. 7, Collin County, Texas
Trial Court Cause No. 007-85204-2015.
Opinion delivered by Justice Francis.
Justices Stoddart and Schenck participating.

Based on the Court's opinion of this date, we **DISMISS** this appeal for want of prosecution.

Judgment entered this 29th day of November, 2018.