

**Dismiss and Opinion Filed November 6, 2020**



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

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**No. 05-20-00477-CV**

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**WARREN R. WESTBERG, Appellant**

**V.**

**PAUL MASON, INDIVIDUALLY AND PML MASON CONTRACTORS,  
INC., D/B/A MASON ROOFING, Appellees**

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**On Appeal from the 417th Judicial District Court  
Collin County, Texas  
Trial Court Cause No. 417-03685-2017**

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**MEMORANDUM OPINION**

Before Justices Molberg, Carlyle, and Browning  
Opinion by Justice Carlyle

Appellant's brief in this case is overdue. After granting appellant's first motion for extension of time, we extended the time to file his brief until August 31, 2020. We notified appellant by postcard dated September 2, 2020, that the time for filing his brief had expired. By order dated September 16, 2020, we granted appellant's second motion for extension of time to file his brief, and ordered him to file his brief by September 21, 2020. On September 30, 2020, we again extended the time to file appellant's brief until October 12, 2020. At that time, we cautioned appellant that failure to file his brief by October 12 might result in the dismissal of

this appeal without further notice. To date, appellant has not filed a brief, filed a further 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).

/Cory L. Carlyle/  
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CORY L. CARLYLE  
JUSTICE

200447F.P05



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

**JUDGMENT**

WARREN R. WESTBERG,  
Appellant

No. 05-20-00477-CV      V.

PAUL MASON, INDIVIDUALLY  
AND PML MASON  
CONTRACTORS, INC., D/B/A  
MASON ROOFING, Appellees

On Appeal from the 417th Judicial  
District Court, Collin County, Texas  
Trial Court Cause No. 417-03685-  
2017.

Opinion delivered by Justice Carlyle.  
Justices Molberg and Browning  
participating.

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

It is **ORDERED** that appellees PAUL MASON, INDIVIDUALLY AND  
PML MASON CONTRACTORS, INC., D/B/A MASON ROOFING recover their  
costs of this appeal from appellant WARREN R. WESTBERG.

Judgment entered this 6th day of November, 2020.