

Opinion issued January 27, 2011



In The
Court of Appeals
For The
First District of Texas

NO. 01-09-00424-CV

LEJUAN BAILEY AND SHAWN YOUNG, Appellants

V.

MICHAEL PELLETIER D/B/A FAIRMONT HOMES, Appellee

On Appeal from the County Court at Law No. 1
Fort Bend County, Texas
Trial Court Cause No. 09CCV038726

MEMORANDUM OPINION

Appellants Lejuan Bailey and Shawn Young have neither established indigence, nor paid or made arrangements to pay the clerk's fee for preparing the clerk's record. *See* TEX. R. APP. P. 20.1 (listing requirements for establishing

indigence), 37.3(b) (allowing dismissal of appeal if no clerk's record filed due to appellant's fault). After being notified that this appeal was subject to dismissal, appellants did not adequately respond. *See* TEX. R. APP. P. 42.3(c) (allowing involuntary dismissal of case).

We dismiss the appeal for want of prosecution for failure to pay, or make arrangements to pay, the clerk's fee. All pending motions are dismissed.

PER CURIAM

Panel consists of Justices Keyes, Sharp, and Massengale.