

Opinion issued February 17, 2011



In The
Court of Appeals
For The
First District of Texas

NO. 01-09-00651-CV

JAMES BURNHAM, D.D.S., Appellant

V.

FIRST PACIFIC CORPORATION, INC. D/B/A FIRST PACIFIC, INC., AND
FPC AND I.C. SYSTEMS, INC., Appellees

On Appeal from the 151st District Court
Harris County, Texas
Trial Court Cause No. 2004-31481

MEMORANDUM OPINION

Appellant, James Burnham, D.D.S., has failed to timely file a brief. *See* TEX. R. APP. P. 38.8(a) (failure of appellant to file brief). After being notified that this

appeal was subject to dismissal, appellant did not adequately respond. *See* TEX. R. APP. P. 42.3(b) (allowing involuntary dismissal of case).

The appeal is dismissed for want of prosecution for failure to timely file a brief.

We dismiss any pending motions as moot.

PER CURIAM

Panel consists of Justices Jennings, Alcala, and Sharp.