

Opinion issued January 27, 2011



In The  
Court of Appeals  
For The  
First District of Texas

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NO. 01-10-00225-CV

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**CHERYL SCRUGGS, Appellant**

**V.**

**RAINEY MEADOWS APARTMENTS, Appellee**

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**On Appeal from the County Court at Law No. 4  
Harris County, Texas  
Trial Court Cause No. 954360**

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**MEMORANDUM OPINION**

Appellant Cheryl Scruggs has 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, appellant 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 Chief Justice Radack, and Justices Alcala and Bland.