

Opinion issued November 10, 2011.



In The  
Court of Appeals  
For The  
First District of Texas

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NO. 01-11-00299-CV

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**KLENTON T. MCLEMORE, III, Appellant**

**V.**

**SUNNYWOOD ESTATES, LLC AND HOMEWOOD FAMILY PARTNERS,  
LP, Appellees**

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**On Appeal from the 151st District Court  
Harris County, Texas  
Trial Court Cause No. 2009-42278**

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**MEMORANDUM OPINION**

Appellant Klenton T. McLemore, III 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).

We dismiss the appeal for want of prosecution for failure to timely file a brief.

We dismiss any pending motions as moot.

**PER CURIAM**

Panel consists of Chief Justice Radack and Justices Bland and Huddle.