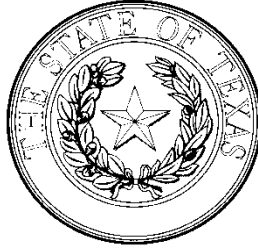


Opinion issued October 15, 2015



In The
Court of Appeals
For The
First District of Texas

NO. 01-15-00380-CR

NITEROI D. THOMAS, Appellant
V.
THE STATE OF TEXAS, Appellee

On Appeal from the 21st District Court
Lee County, Texas
Trial Court Case No. 8047

MEMORANDUM OPINION

Appellant, Niteroi D. Thomas, has neither established indigence, nor paid, or made arrangements to pay, the fee for preparing the clerk's record. *See* TEX. R. APP. P. 20.2 (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. Accordingly, we dismiss the appeal for want of prosecution. *See* Tex. R. APP. P. 37.3(b); *Sutherland v. State*, 132 S.W.3d 510, 512 (Tex. App.—Houston [1st Dist.] 2004, no pet.) (dismissing criminal appeal for want of prosecution based on appellant’s failure to pay for clerk’s record). We dismiss all pending motions as moot.

PER CURIAM

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

Do not publish. TEX. R. APP. P. 47.2(b).