

Opinion issued October 22, 2020



In The
Court of Appeals
For The
First District of Texas

NO. 01-20-00069-CV

JUAN RUBALCAVA, Appellant

V.

**FIRMUS MANAGEMENT & CONSTRUCTION, D/B/A IRONHOUSE
FLATS, Appellee**

**On Appeal from the County Court at Law No. 1
Travis County, Texas¹
Trial Court Case No. C-1-CV-19-008735**

MEMORANDUM OPINION

Appellant, Juan Rubalcava, has failed to timely file a brief. *See* TEX. R. APP.

¹ Pursuant to its docket equalization authority, the Supreme Court of Texas transferred this appeal to this Court. *See* Misc. Docket No. 19-9120 (Tex. Dec. 20, 2019); *see also* TEX. GOV'T CODE ANN. § 73.001 (authorizing transfer of cases).

P. 38.6(a) (governing time to file brief), 38.8(a) (governing failure of appellant to file brief). Appellant's brief was due August 19, 2020. On August 24, 2020, the Court notified appellant that his brief was past due and that his appeal was subject to dismissal unless he filed, by September 3, 2020, his brief or a motion to extend time to file his brief. Appellant did not respond to the Court's notice and has not filed a brief.

Accordingly, we dismiss the appeal for want of prosecution. TEX. R. APP. P. 38.8(a), 42.3(b), (c), 43.2(f). We dismiss any pending motions as moot.

PER CURIAM

Panel consists of Justices Kelly, Goodman, and Countiss.