

Opinion issued October 22, 2020



In The  
**Court of Appeals**  
For The  
**First District of Texas**

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NO. 01-20-00475-CV

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**MODUPE SANUSI, Appellant**  
**V.**  
**H-E-B, LP, Appellee**

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**On Appeal from the 11th District Court**  
**Harris County, Texas**  
**Trial Court Case No. 2018-58429**

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**MEMORANDUM OPINION**

Appellant, Modupe Sanusi, has neither paid the required fees nor established indigence for purposes of costs. *See* TEX. R. CIV. P. 145; TEX. R. APP. P. 5, 20.1; *see also* TEX. GOV'T CODE ANN. §§ 51.207, 51.851(b), 59.941(a), 101.041; Order Regarding Fees Charged in the Supreme Court, in Civil Cases in the Courts of

Appeals, and Before the Judicial Panel on Multi-District Litigation, Misc. Docket No. 15-9158 (Tex. Aug. 28, 2015). On July 21, 2020, appellant was notified that this appeal was subject to dismissal if appellate costs were not paid by August 20, 2020. *See* TEX. R. APP. P. 42.3(b), (c). Appellant did not adequately respond.

Further, appellant has not paid or made arrangements to pay the fee for preparing the clerk's record. *See* TEX. R. APP. P. 37.3(b). On August 25, 2020, appellant was notified that this appeal was subject to dismissal if appellant did not respond by September 24, 2020. *See* TEX. R. APP. P. 42.3(b), (c). Appellant did not adequately respond.

Accordingly, we dismiss the appeal for nonpayment of all required fees and for want of prosecution. *See* TEX. R. APP. P. 5, 37.3(b), 42.3(b), (c), 43.2(f). We dismiss any pending motions as moot.

**PER CURIAM**

Panel consists of Justices Keyes, Lloyd, and Landau.