

Dismissed and Memorandum Opinion filed March 11, 2010.



In The

Fourteenth Court of Appeals

NO. 14-09-01003-CV

IN THE INTEREST OF N.S.S., a child

**On Appeal from the 314th District Court
Harris County, Texas
Trial Court Cause No. 2008-03793J**

MEMORANDUM OPINION

This appeal is from a judgment signed November 17, 2009, terminating appellant Martece Saddler's parental rights. The clerk's record was due January 18, 2010, but it has not been filed. The clerk responsible for preparing the record in this appeal informed the court that appellant has not filed a pauper's affidavit and she did not make arrangements to pay for the record.

On February 10, 2010, notification was transmitted to all parties of the court's intention to dismiss the appeal for want of prosecution unless, within fifteen days, appellant paid or made arrangements to pay for the record and provided this court with proof of payment. *See* Tex. R. App. P. 37.3(b). No response was filed.

In addition, our records show that appellant has not paid the \$175.00 appellate filing fee. *See* Tex. R. App. P. 5 (requiring payment of fees in civil cases unless indigent); Tex. R. App. P. 20.1 (listing requirements for establishing indigence); *see also* Order Regarding Fees Charged in Civil Cases in the Supreme Court and the Courts of Appeals and Before the Judicial Panel on Multidistrict Litigation, Misc. Docket No. 07-9138 (Tex. Aug. 28, 2007) (listing fees in court of appeals); Tex. Gov't Code Ann. § 51.207 (Vernon 2005) (same). On December 22, 2009, notification was transmitted to the parties that the filing fee is past due and the appeal is subject to dismissal. No response was filed.

Appellant has not paid the filing fee or provided this court with proof of payment for the record. Accordingly, the appeal is ordered dismissed.

PER CURIAM

Panel consists of Chief Justice Hedges and Justices Anderson and Christopher.