

Dismissed and Memorandum Opinion filed January 10, 2017.



In The

Fourteenth Court of Appeals

NO. 14-16-00851-CV

NEW FAITH CHURCH OF HOUSTON, Appellant

V.

**SOUTHWESTERN BELL TELEPHONE D/B/A AT&T OF TEXAS, INC.,
ET AL, Appellee**

**On Appeal from the 157th District Court
Harris County, Texas
Trial Court Cause No. 2014-38636**

M E M O R A N D U M O P I N I O N

This is an appeal from a judgment signed September 21, 2016. The notice of appeal was filed October 24, 2016. Our records show that to date appellant has not paid the appellate filing fee. *See* Tex. R. App. P. 5 (requiring payment of fees in civil cases unless party is excused by statute or by appellate rules from paying costs); Tex. Gov't Code Ann. § 51.207 (West 2013) (directing clerk of court of appeals to collect certain fees in civil cases). On December 6, 2016, this court

ordered appellant to pay the appellate filing fee on or before December 16, 2016, or the appeal would be dismissed. Appellant has not paid the appellate filing fee.

Further, no clerk's record has been filed. The clerk responsible for preparing the record in this appeal informed the court that appellant did not make arrangements to pay for the record. On December 6, 2016, the court notified 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 or arrangements for payment. *See* Tex. R. App. P. 37.3(b). Appellant has done neither.

Accordingly, the appeal is **DISMISSED**. *See* Tex. R. App. P. 42.3(c) (allowing involuntary dismissal of case because appellant has failed to comply with notice from clerk requiring response or other action within specified time).

PER CURIAM

Panel consists of Chief Justice Frost and Justices Brown and Jewell.