

Appeal Dismissed and Memorandum Opinion filed September 20, 2022



In The

Fourteenth Court of Appeals

NO. 14-22-00563-CV

D & R ENTERPRISE, INC., Appellant

V.

SCF RC FUNDING IV, LLC; ESSENTIAL PROPERTIES REALTY TRUST, LLC (A/K/A) SCF REALTY CAPITAL LLC AND MESA FORTUNE, INC.; US ASSETS ACQUISITIONS, LLC D/B/A US ASSETS, LLC; US ASSETS, INC.; JEFFEREY LOVE A/K/A JEFF LOVE; DAVID FETTNER; AND GREG SEIBERT, Appellee

**On Appeal from the 152nd District Court
Harris County, Texas
Trial Court Cause No. 2021-47415**

MEMORANDUM OPINION

This appeal is from a judgment signed June 24, 2022. No clerk's record has been filed. The clerk responsible for preparing the record in this appeal informed the court appellant did not make arrangements to pay for the record.

On August 8, 2022, 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. On September 1, 2022, appellant was ordered to provide this court with proof of payment for the record on or before September 12, 2022. *See* Tex. R. App. P. 35.3(c). In the order, the court notified appellant that failure to comply with the court's order would result in dismissal of the appeal. *See* Tex. R. App. P. 37.3(b). No response was filed.

Appellant has not provided this court with proof of payment for the record. We dismiss the appeal.

PER CURIAM

Panel consists of Chief Justice Christopher and Justices Wise and Hassan.