



Fourth Court of Appeals
San Antonio, Texas

MEMORANDUM OPINION

No. 04-15-00409-CV

Larry Dean **DAVIS**,
Appellant

v.

Ann-Marie **ROBERTS-DAVIS**,
Appellee

From the 166th Judicial District Court, Bexar County, Texas
Trial Court No. 2012-CI-10500
Honorable Richard Price, Judge Presiding

PER CURIAM

Sitting: Patricia O. Alvarez, Justice
Luz Elena D. Chapa, Justice
Jason Pulliam, Justice

Delivered and Filed: September 2, 2015

DISMISSED FOR WANT OF PROSECUTION

Appellant Larry Dean Davis filed a notice of appeal and an affidavit of indigence for this appeal. Appellant's indigence was contested, and the trial court sustained the contest. Thus, Appellant was required to pay \$195.00 in filing fees to this court. *See* TEX. R. APP. P. 5.¹ Appellant did not timely pay the required fees. Accordingly, when the fees remained unpaid, on August 5,

¹ *See also* TEX. GOV'T CODE ANN. § 51.207(b)(1) (filing fee \$100.00) (West Supp. 2015); *id.* §§ 51.0051, .208 (additional fee \$50.00); *id.* § 51.851(b) (electronic filing fee \$20.00); *id.* § 51.941(a) (services for indigents fee \$25.00); Texas Supreme Court 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), *reprinted in* TEX. R. APP. P. app. A § B.1.(a).

2015, this court ordered Appellant to provide written proof to this court not later than August 17, 2015, that the filing fees have been paid. *See id.* We warned Appellant that if he failed to respond as ordered, the appeal could be dismissed. *See id.* R. 5, 42.3; *In re W.J.C.*, No. 04-05-00532-CV, 2005 WL 3477883, at *1 (Tex. App.—San Antonio Dec. 21, 2005, no pet.) (mem. op.).

To date, Appellant has not paid the fees or filed any response with this court. Therefore, we dismiss this appeal for want of prosecution. *See* TEX. R. APP. P. 37.3(b), 42.3(b), (c).

PER CURIAM