

**In The**  
***Court of Appeals***  
***Ninth District of Texas at Beaumont***

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**NO. 09-11-00287-CV**

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**RONALD EDWIN DUNCAN, Appellant**

**V.**

**J. DOWLING # 8412, Appellee**

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**On Appeal from the County Court at Law No. 2**  
**Montgomery County, Texas**  
**Trial Cause No. 11-25031**

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**MEMORANDUM OPINION**

On August 23, 2011, we notified the parties that the appeal would be dismissed unless the appellant remitted the filing fee for the appeal. Appellant did not respond to the notice.

Appellant did not pay the filing fee for the appeal. Appellant neither filed an affidavit of indigence on appeal nor asserted that he is entitled to proceed without payment of costs. *See* Tex. R. App. P. 20.1. There being no satisfactory explanation for

the appellant's failure to pay the filing fee for the appeal after notice and opportunity to cure, the appeal is dismissed for want of prosecution. *See* Tex. R. App. P. 42.3.

APPEAL DISMISSED.

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HOLLIS HORTON  
Justice

Opinion Delivered September 22, 2011  
Before McKeithen, C.J., Gaultney and Horton, JJ.