

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-16-00351-CV

MICHAEL BARTHEN, Appellant

V.

PAMELA BARTHEN, Appellee

**On Appeal from the 410th District Court
Montgomery County, Texas
Trial Cause No. 14-08-08878-CV**

MEMORANDUM OPINION

The trial court signed a final judgment on September 19, 2016. Michael Barthen filed a notice of appeal but failed to file a brief. On March 13, 2017, we notified the parties that the brief had not been filed, and we warned the appellant that his failure to file a brief could result in a dismissal of the appeal for want of prosecution. On March 24, 2017, we notified the parties that the appeal would be submitted to the Court on April 17, 2017, without briefs and without oral argument. *See* Tex. R. App. P. 39.8.

In the absence of a brief assigning error for appellate review, we dismiss the appeal for want of prosecution. *See* Tex. R. App. P. 38.8(a)(1); Tex. R. App. P. 42.3(b).

APPEAL DISMISSED.

STEVE McKEITHEN
Chief Justice

Submitted on April 17, 2017
Opinion Delivered April 27, 2017

Before McKeithen, C.J., Kreger and Johnson, JJ.