



**COURT OF APPEALS
SECOND DISTRICT OF TEXAS
FORT WORTH**

NO. 02-16-00333-CV

DIVINE BUSINESS ENTERPRISES,
LLC

APPELLANT

V.

ABLEGROWTH, INC., MARY
LOUISE GARCIA IN HER
CAPACITY AS TARRANT COUNTY
CLERK, AND CLINT BURGESS IN
HIS CAPACITY AS CONSTABLE
OF PRECINCT 7

APPELLEES

FROM COUNTY COURT AT LAW NO. 1 OF TARRANT COUNTY
TRIAL COURT NO. 2016-004404-1

MEMORANDUM OPINION¹ AND JUDGMENT

On November 21, 2016, we denied appellant's "Motion of Material Change in Circumstances" and stated that appellant could not proceed without prepayment of costs. See Tex. R. App. P. 20.1(b)(3)(B). We also notified appellant on November 21, 2016 that unless it paid the required \$205.00 filing

¹See Tex. R. App. P. 47.4.

fee on or before **Thursday, December 1, 2016**, the appeal would be dismissed.
See Tex. R. App. P. 42.3(c).

Because appellant has not paid the filing fee,² we dismiss the appeal. See
Tex. R. App. P. 42.3(c), 43.2(f).

Appellant shall pay all costs of this appeal, for which let execution issue.
See Tex. R. App. P. 43.4.

PER CURIAM

PANEL: LIVINGSTON, C.J.; GABRIEL and SUDDERTH, JJ.

DELIVERED: December 22, 2016

²See Supreme Court of Tex., *Fees Charged in the Supreme Court, in Civil Cases in the Courts of Appeals, and Before the Judicial Panel on Multi-district Litigation*, Misc. Docket No. 15-9158 (Aug. 28, 2015) (listing courts of appeals' fees).