



**In the
Court of Appeals
Second Appellate District of Texas
at Fort Worth**

No. 02-23-00408-CV

ROBERT SCOTT BAUER AND ANGELA BAUER, Appellants

v.

PENN INVESTMENT FUNDS, LLC, JOE PENN, GENE HAMM II, AND THE
HAMM LAW FIRM, P.C., Appellees

On Appeal from the 348th District Court
Tarrant County, Texas
Trial Court No. 348-318351-20

Before Birdwell, Bassel, and Womack, JJ.
Per Curiam Memorandum Opinion

MEMORANDUM OPINION AND JUDGMENT

On April 9, 2024, we notified appellants that their brief had not been filed as the appellate rules require. *See* Tex. R. App. P. 38.6(a). We stated that we could dismiss the appeal for want of prosecution unless, within ten days, appellants filed with the court an appellants' brief and an accompanying motion reasonably explaining the brief's untimely filing and why an extension was needed. *See* Tex. R. App. P. 10.5(b), 38.8(a)(1), 42.3(b). We have received no response.

Because appellants have failed to file a brief even after we afforded an opportunity to explain the initial failure, we dismiss the appeal for want of prosecution. *See* Tex. R. App. P. 38.8(a)(1), 42.3(b), 43.2(f).

Appellants must pay all costs of this appeal.

Per Curiam

Delivered: May 9, 2024