

NO. 07-02-0407-CV
IN THE COURT OF APPEALS
FOR THE SEVENTH DISTRICT OF TEXAS
AT AMARILLO
PANEL E
JANUARY 17, 2003

IN THE INTEREST OF J.P., D.P. AND A.P., MINOR CHILDREN

FROM THE 320th DISTRICT COURT OF POTTER COUNTY;
NO. 65162-D; HONORABLE DON EMERSON, JUDGE

Before JOHNSON, C.J., REAVIS, J., and BOYD, S.J.¹

MEMORANDUM OPINION

On October 8, 2002, the clerk of this court received a copy of notice that appellant Noland Hill desired to appeal a judgment of the 320th District Court of Potter County. By letter dated October 10, 2002, the clerk advised appellant that a filing fee had not been received, see TEX. R. APP. P. 5, nor had a docketing statement been filed. See TEX. R. APP. P. 32.1. The clerk's letter likewise advised that no further action would be taken on

¹John T. Boyd, Chief Justice (Ret.), Seventh Court of Appeals, sitting by assignment.

the appeal by this Court until a filing fee had been paid and that failure to pay the filing fee may result in dismissal of the appeal. See TEX. R. APP. P. 42.3.

By letter dated December 4, 2002, the clerk advised appellant that the filing fee still had not been paid, other specified actions had not been taken by appellant in regard to the appeal, and directed appellant to take certain actions in connection with the appeal. The clerk's letter of December 4th directed appellant to pay the filing fee, to certify to the clerk on or before December 20, 2002, that the directives in the clerk's letter had been complied with, and advised that failure to comply with the terms of the letter would result in dismissal of the appeal.

The filing fee has not been paid. Appellant has not complied with the clerk's direction to certify that he has complied with the directives in the clerk's letter of December 4, 2002.

This appeal is dismissed. TEX. R. APP. P. 42.3.

Phil Johnson
Chief Justice