

NO. 07-12-0042-CR  
NO. 07-12-0043-CR

IN THE COURT OF APPEALS  
FOR THE SEVENTH DISTRICT OF TEXAS  
AT AMARILLO  
PANEL C  
MARCH 8, 2012

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PAUL LAMARK LITTLE,

Appellant

V.

THE STATE OF TEXAS,

Appellees

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FROM THE 372nd DISTRICT COURT OF TARRANT COUNTY;  
NOS. 1215526D and 1215947D; HON. DAVID SCOTT WISCH, PRESIDING

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***ON ABATEMENT AND REMAND***

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Before QUINN, C.J., and HANCOCK and PIRTLE, JJ.

Appellant Paul Lamark Little appeals from his convictions for the offenses of evading arrest and aggravated robbery with a deadly weapon, a firearm. On February 16, 2012, the clerk's records were filed. The reporter's record was due on February 10, 2012. On February 21, 2012, this Court notified the reporter by letter that the record in each case had not been filed and to advise the Court of the status of the record on or before March 2, 2012. To date, no status report or reporter's records have been filed.

Accordingly, we abate this appeal and remand the cause to the 372nd District Court of Tarrant County (trial court) for further proceedings. Upon remand, the trial court shall immediately cause notice of a hearing to be given and, thereafter, conduct a hearing to determine:

when the reporter's records can reasonably be transcribed into written form and filed in a manner that does not further delay the prosecution of this appeal or have the practical effect of depriving the appellant of his right to appeal.

The trial court shall cause the hearing to be transcribed. So too shall it 1) execute findings of fact and conclusions of law addressing the foregoing issue, 2) cause to be developed a supplemental clerk's record containing its findings of fact and conclusions of law and all orders it may issue as a result of its hearing in this matter, and 3) cause to be developed a reporter's record transcribing the evidence and arguments presented at the aforementioned hearing, if any. Additionally, the district court shall then file the supplemental clerk's and reporter's records transcribing the hearing with the clerk of this court on or before April 6, 2012. Should further time be needed by the trial court to perform these tasks, then same must be requested before April 6, 2012.

It is so ordered.

Per Curiam

Do not publish.