

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-04-00316-CV

**Debbie Desmond; Dennis Davis, Individually and d/b/a Aqua Tech Marine;
and Aqua Tech Marine Industries, Inc., Appellants**

v.

**Wanda Mabry, Roy Mabry, Marquette Mabry, and
Mary Sue Wheeler, Appellees**

**FROM THE DISTRICT COURT OF TRAVIS COUNTY, 353RD JUDICIAL DISTRICT
NO. GN203092, HONORABLE SUZANNE COVINGTON, JUDGE PRESIDING**

MEMORANDUM OPINION

On December 17, 2004, this Court notified appellants that their brief was overdue and instructed appellants to respond to our notice in ten days or face dismissal for want of prosecution. *See* Tex. R. App. P. 38.8(a)(1). To date, appellants have not filed a brief or responded in any way to this Court's notice. Accordingly, we dismiss the appeal for want of prosecution. *See* Tex. R. App. P. 42.3(b), (c).

W. Kenneth Law, Chief Justice

Before Chief Justice Law, Justices B. A. Smith and Puryear

Dismissed for Want of Prosecution

Filed: January 28, 2005