

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-07-00409-CV

Tom Elton Robertson, Sr., Appellant

v.

Texas Department of Family and Protective Services, Appellee

**FROM THE DISTRICT COURT OF TOM GREEN COUNTY, 119TH JUDICIAL DISTRICT
NO. B-06-0038-CPS, HONORABLE JAY K. WEATHERBY, JUDGE PRESIDING**

ORDER

PER CURIAM

Appellant has filed an unopposed second motion for extension of time to file his brief. Appellant has previously received a ninety-day extension to file the brief, making the brief due November 26, 2007, with an instruction that no further extensions would be granted. Appellant has now requested an additional fifteen days. We will grant the motion. Counsel is ordered to file a brief by December 11, 2007. Failure to timely file this brief will result in a referral to the trial court for proceedings analogous to those set out in Texas Rule of Appellate Procedure 38.8(b), covering the situation in which an appellant's brief is not filed in a criminal case.

It is ordered December 6, 2007.

Before Chief Justice Law, Justices Puryear and Pemberton