

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-14-00512-CR

Crae Robert Pease, Appellant

v.

The State of Texas, Appellee

**FROM THE COUNTY COURT AT LAW NO. 6 OF TRAVIS COUNTY,
NO. C-1-CR-13-220763, HONORABLE BOB PERKINS, JUDGE PRESIDING**

ORDER AND MEMORANDUM OPINION

PER CURIAM

The reporter's record was due to be filed in this Court on October 13, 2014. To date, the reporter's record has not been filed. According to the appellant, he has not made payment arrangements for the reporter's record because he lacks sufficient resources to pay for it. Although appellant filed an affidavit of indigency in the trial court within the time for perfecting his appeal, no finding of indigency has been made. *See* Tex. R. App. P. 20.2.

To avoid further delays and protect the rights of the parties, the appeal is abated and the trial court is instructed to determine, following a hearing if necessary, whether appellant is presently indigent. *See id.* If it finds that the appellant cannot pay or give security for the appellate record, it shall order the preparation of the reporter's record at no cost to appellant. *See id.* A supplemental clerk's record including copies of all findings, conclusions, order, and a transcription of any hearing that is held shall be tendered for filing in this Court no later than January 30, 2015.

It is so ordered this 19th day of December 2014.

Before Justices Puryear, Pemberton, and Field

Abated and Remanded

Filed: December 19, 2014

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