

**TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN**

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**NO. 03-15-00066-CR**

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**Shawn Danene Harty, Appellant**

**v.**

**The State of Texas, Appellee**

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**FROM THE DISTRICT COURT OF TRAVIS COUNTY, 147TH JUDICIAL DISTRICT  
NO. D-1-DC-13-300338, HONORABLE CLIFFORD A. BROWN, JUDGE PRESIDING**

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**ORDER AND MEMORANDUM OPINION**

**PER CURIAM**

Shawn Danene Harty filed her notice of appeal on January 22, 2015, and her brief was originally due April 6, 2016. Harty's appointed counsel failed to file the brief after requesting and receiving three extensions of time, the last extension granted only in part, totaling 113 days.

The appeal is abated. The district court shall conduct a hearing to determine whether Harty desires to prosecute this appeal, whether she is indigent, whether her appointed counsel, Harley Martin, has abandoned this appeal, and if so, whether new counsel should be appointed. A supplemental clerk's record containing copies of all findings and orders from this hearing and a transcription of the court reporter's notes, shall be filed with this Court no later than September 8, 2016. *See* Tex. R. App. P. 38.8(b)(3).

It is ordered on August 5, 2016.

Before Chief Justice Rose, Justices Goodwin and Bourland

Abated and Remanded

Filed: August 5, 2016

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