



NUMBERS 13-10-00394-CV

COURT OF APPEALS

THIRTEENTH DISTRICT OF TEXAS

CORPUS CHRISTI - EDINBURG

IN THE INTEREST OF R.E.S., III, J.D.S. AND A.E.S., CHILDREN

**On appeal from the 36th District Court
of San Patricio County, Texas.**

MEMORANDUM OPINION

**Before Justices Rodriguez, Benavides, and Vela
Memorandum Opinion Per Curiam**

Appellant, R.S.¹, perfected an appeal from a judgment entered by the 36th District Court of San Patricio County, Texas, in cause number S-09-5052-FL-A. On June 15, 2010, the Clerk of this Court notified appellant that the clerk's record in the above cause was originally due on March 5, 2010, and that the deputy district clerk, Ernestina Roblez, had notified this Court that appellant failed to make arrangements for payment of the

¹ In appeals from cases involving the termination of parental rights, the rules of appellate procedure require the use of an alias to refer to a minor, "and if necessary to protect the minor's identity, to the minor's parent or other family member." Tex. R. App. P. 9.8.

clerk's record. The Clerk of this Court notified appellant of this defect so that steps could be taken to correct the defect, if it could be done. See TEX. R. APP. P. 37.3, 42.3(b),(c). Appellant was advised that, if the defect was not corrected within ten days from the date of receipt of this notice, the appeal would be dismissed for want of prosecution. Appellant failed to respond to the Court's notices.

The Court, having considered the documents on file, is of the opinion that the appeal should be dismissed for want of prosecution. See *id.* 37.3, 42.3(b),(c). Accordingly, the appeal is DISMISSED FOR WANT OF PROSECUTION. Any pending motions are dismissed as moot.

PER CURIAM

Delivered and filed the
24th day of August, 2010.