

NO. 12-17-00049-CV

IN THE COURT OF APPEALS

TWELFTH COURT OF APPEALS DISTRICT

TYLER, TEXAS

***RANDALL ONEAL MATHIS,
APPELLANT***

§ ***APPEAL FROM THE 115TH***

V.

§ ***JUDICIAL DISTRICT COURT***

***FREDERICKA ANTOINETTE
MATHIS,
APPELLEE***

§ ***UPSHUR COUNTY, TEXAS***

***MEMORANDUM OPINION
PER CURIAM***

This appeal is being dismissed for failure to comply with the Texas Rules of Appellate Procedure. *See* TEX. R. APP. P. 42.3(c).

On February 10, 2017, the clerk of this Court notified Appellant, Randall Oneal Mathis, that the filing fee in this appeal is due. *See* TEX. R. APP. P. 5. Appellant was informed that failure to remit the filing fee on or before February 21, 2017, would result in the Court's taking appropriate action, including dismissal of the case without further notice. *See* TEX. R. APP. P. 42.3(c). The date for remitting the filing fee has passed, and Appellant has not complied with the Court's request.

Because Appellant has failed, after notice, to comply with Rule 5, the appeal is *dismissed. See id.*

Opinion delivered February 28, 2017.

Panel consisted of Worthen, C.J., Hoyle, J., and Neeley, J.

(PUBLISH)



COURT OF APPEALS

TWELFTH COURT OF APPEALS DISTRICT OF TEXAS

JUDGMENT

FEBRUARY 28, 2017

NO. 12-17-00049-CV

RANDALL ONEAL MATHIS,
Appellant
V.
FREDERICKA ANTOINETTE MATHIS,
Appellee

Appeal from the 115th District Court
of Upshur County, Texas (Tr.Ct.No. 372-15)

THIS CAUSE came to be heard on the appellate record; and the same being considered, it is the opinion of this Court that this appeal should be dismissed.

It is therefore ORDERED, ADJUDGED and DECREED by this Court that this appeal be, and the same is, hereby **dismissed**; and that this decision be certified to the court below for observance.

By *per curiam* opinion.
Panel consisted of Worthen, C.J., Hoyle, J. and Neeley, J.