

COURT OF APPEALS FOR THE FOURTH APPELLATE DISTRICT OF TEXAS

James Clinton Coyle v. Coyle Family Farm, Inc.

Coyle v. Coyle Family Farm · No. 04-16-00133-CV · Decided June 6, 2016

SUMMARY

This document is an appellant’s first unopposed motion for a 60-day extension of time to file an appellate brief. It was filed by James Clinton Coyle in the Texas Fourth Court of Appeals, with opposing counsel indicating that the motion was unopposed.

CASE DETAILS

COURT	Court of Appeals for the Fourth Appellate District of Texas
JURISDICTION	Texas
DECIDED	June 6, 2016
DOCKET	04-16-00133-CV
DISPOSITION	other
PROCEDURAL POSTURE	Appellant filed an unopposed first motion for a 60-day extension of time to file the opening brief in an appeal from County Court at Law, Medina County, Texas.
PRECEDENTIAL VALUE	nonprecedential filing; no merits opinion or reported decision identified
PARTIES	James Clinton Coyle v. Coyle Family Farm, Inc.

TOPICS

- appellate procedure
- civil procedure

PRACTICE AREAS

- Appellate procedure
- Civil procedure

QUESTIONS PRESENTED

- Whether the court should grant appellant's unopposed first motion for a 60-day extension of time to file appellant's brief.

FACTUAL BACKGROUND

The document states that appellant's opening brief was due June 9, 2016. Appellant's counsel requested a 60-day extension, citing a pre-planned vacation during June and the need to prepare an effective and concise brief. Counsel represented that appellee did not oppose the motion.

PROCEDURAL HISTORY

The matter was pending on appeal from cause number 3208 in the County Court at Law of Medina County, Texas. Appellant's brief was due June 9, 2016, and appellant filed this first unopposed motion requesting a 60-day extension.

DISPOSITION

other

OPINION

PER CURIAM.

ACCEPTED 04-16-00133-CV FOURTH COURT OF APPEALS SAN ANTONIO, TEXAS 6/6/2016 3:51:47 PM KEITH HOTTLE CLERK IN THE COURT OF APPEALS FOR THE FOURTH APPELLATE DISTRICT OF TEXAS SAN ANTONIO, TEXAS FILED IN 4th COURT OF APPEALS SAN ANTONIO, TEXAS JAMES CLINTON COYLE, § 06/6/2016 3:51:47 PM Appellant, § KEITH E. HOTTLE § Clerk VS. § NO. 04-16-00133-CV § COYLE FAMILY FARM, INC., § Appellee. § ON APPEAL FROM CAUSE NO. 3208 COUNTY COURT AT LAW, MEDINA COUNTY, TEXAS HONORABLE VIVIAN TORRES, JUDGE PRESIDING APPELLANT'S FIRST UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE APPELLANT'S BRIEF TO THE HONORABLE FOURTH COURT OF APPEALS: Pursuant to TEX. R. APP.

P. 10.1 and 38.6(d), the Appellant, James Clinton Coyle ("Appellant") files this Unopposed First Motion for Extension of Time to File Appellant's Brief. Appellant's brief is currently due on June 9, 2016. Counsel for Appellant requests a 60-day extension of time to file the opening brief. Counsel for Appellant relies on the following reasons, in addition to the routine matters that counsel must attend to in daily practice, to explain the need for the requested extension: Counsel for Appellant has a pre-planned vacation scheduled for the month of June.

Counsel for Appellant seeks this extension of time to be able to prepare an effective and concise brief to aid this Court in its analysis of the issues presented. This request is not sought for delay but so that justice may be done.

The undersigned counsel has conferred with opposing counsel and he has indicated that his client does not oppose this motion. All facts recited in this motion are within the personal knowledge of the counsel signing this motion, therefore no verification is necessary under Texas Rule of

Appellate Procedure 10.2. PRAYER FOR RELIEF For the reasons set forth above, Appellant requests that this Court grant this Unopposed First Motion for Extension of Time to File Appellant's Brief.

Appellant requests all other relief to which he may be entitled. Respectfully submitted, /s/ Anton E. Hackebeil ANTON E. HACKEBEIL State Bar No. 08667150 P.O. Box 220 Hondo, Texas 78861 Tel: (830) 741-7001 Fax: (866) 743-4537 Email: tonyhackebeil@att.net ATTORNEY FOR APPELLANT CERTIFICATE OF CONFERENCE I certify that on June 6, 2016, I conferred with counsel for Appellee regarding this motion and Appellee is not opposed to this motion. /s/ Anton E. Hackebeil Anton E. Hackebeil CERTIFICATE OF SERVICE This is to certify that on June 6, 2016, a true and correct copy of Appellant's First Unopposed Motion for Extension of Time to File Appellant's Brief was served on counsel for Appellee by the eFileTexas.gov efilng system. /s/ Anton E. Hackebeil Anton E. Hackebeil CERTIFICATE OF COMPLIANCE I certify that this document complies with the typeface requirements of Tex. R. App.

P. 9.4(e) because it has been prepared in a conventional typeface no smaller than 14-point font for text. I also certify that this document contains 245 words, excluding any parts exempted by Tex. R. App. P. 9.4(i)(1). /s/ Anton E. Hackebeil Anton E. Hackebeil