

**COURT OF APPEALS OF TEXAS, THIRTEENTH DISTRICT, CORPUS
CHRISTI-EDINBURG**

Julio Cesar Ramirez v. Jaime Cristobal Ramirez

No. 13-19-00114-CV · No. 13-19-00114-CV · Decided January 29, 2020

SUMMARY

The Thirteenth Court of Appeals of Texas granted the appellant’s third motion for an extension of time to file an appellate brief. The court ordered the brief to be filed by February 4, 2020, stated that no further extensions would be granted absent exigent circumstances, and expressed disfavor with counsel’s delay.

CASE DETAILS

COURT	Court of Appeals of Texas, Thirteenth District, Corpus Christi-Edinburg
WRITING FOR THE COURT	Chief Justice Contreras; Justice Longoria; Justice Perkes
JURISDICTION	Texas
DECIDED	January 29, 2020
DOCKET	13-19-00114-CV
DISPOSITION	other
PROCEDURAL POSTURE	Appellant moved for a third extension of time to file his appellate brief after receiving two prior extensions.
PRECEDENTIAL VALUE	Published per curiam procedural order
PARTIES	Julio Cesar Ramirez v. Jaime Cristobal Ramirez

TOPICS

appellate procedure

civil procedure

PRACTICE AREAS

Appellate procedure

Civil procedure

QUESTIONS PRESENTED

1. Whether appellant should receive a third extension of time to file his appellate brief.

HOLDINGS

1. The court granted appellant's third amended motion for an extension and ordered counsel to file the appellate brief on or before February 4, 2020.

KEY QUOTATIONS

“The Court, however, looks with disfavor upon the delay caused by counsel's failure to have filed a brief in this matter.”

“No further extensions will be granted in this matter absent exigent circumstances.”

FACTUAL BACKGROUND

Appellant had not filed his appellate brief by the original September 4, 2019 deadline. The court had already granted two extensions, and appellant sought a third extension through a third amended motion. The appellate court granted the request in the interest of justice but criticized counsel's delay.

PROCEDURAL HISTORY

The appeal was taken from the 445th District Court of Cameron County, Texas. Appellant's brief was originally due September 4, 2019, and the court had previously granted two extensions. The court granted appellant's third amended motion and ordered the brief filed by February 4, 2020.

DISPOSITION

other