

COURT OF APPEALS OF TEXAS, FIFTH DISTRICT AT DALLAS

Broadrick Umeh v. Daniel Rivas

No. 05-15-00784-CV (Tex. App.—Dallas Sept. 4, 2015) · No. No. 05-15-00784-CV · Decided September 4, 2015

SUMMARY

The Texas Court of Appeals for the Fifth District ordered that the appeal proceed without the reporter's record because the appellant failed to provide required documentation showing that the record had been requested and paid for or that costs had been waived. The court directed the appellant to file a brief within thirty days of the order.

OPINION

PER CURIAM.

Order entered September 4, 2015 In The Court of Appeals Fifth District of Texas at Dallas No. 05-15-00784-CV BROADRICK UMEH, Appellant V. DANIEL RIVAS, Appellee On Appeal from the County Court at Law No. 5 Dallas County, Texas Trial Court Cause No. CC-12-04556-E ORDER The reporter's record is past due.

The court reporter informed the Court that appellant has not requested preparation of the reporter's record. In a letter dated August 11, 2015, we instructed appellant to provide this Court, within ten days, (1) notice that he has requested preparation of the reporter's record and (2) written verification that appellant has paid or made arrangements to pay the reporter's fee or written documentation that appellant has been found to be entitled to proceed without payment of costs.

We cautioned appellant that, if we did not receive the required documentation within the time specified, we may order the appeal submitted without the reporter's record. See TEX. R. APP. P. 37.3(c). As of today's date, appellant has not filed the required documentation.

Accordingly, we ORDER the appeal submitted without the reporter's record. See TEX. R. APP. P. 37.3(c). Appellant's brief is due within THIRTY DAYS from the date of this order. /s/ ELIZABETH LANG-MIERS JUSTICE