

COURT OF APPEALS FOR THE THIRTEENTH DISTRICT OF TEXAS

**Brenice Morciglio v. Pradip J. Morbia, MD, FACC and Gulf Coast
Cardiology Group, PLLC**

Morciglio · No. 13-26-00055-CV · Decided March 26, 2026

SUMMARY

The Thirteenth Court of Appeals of Texas dismissed Brenice Morciglio’s appeal for want of prosecution after she failed to pay the required \$205 filing fee or respond to the clerk’s notices. The court relied on Texas Rule of Appellate Procedure 42.3(b) and (c).

OPINION

Brenice Morciglio v. Pradip J. Morbia, MD, FACC and Gulf Coast Cardiology Group, PLLC
PER CURIAM.

NUMBER 13-26-00055-CV

COURT OF APPEALS

THIRTEENTH DISTRICT OF TEXAS

CORPUS CHRISTI – EDINBURG

BRENICE

MORCIGLIO, Appellant, v.

PRADIP J. MORBIA, MD, FACC

AND GULF COAST CARDIOLOGY

GROUP,

PLLC,

Appellees.

ON APPEAL FROM THE 136TH DISTRICT COURT
OF JEFFERSON COUNTY, TEXAS

MEMORANDUM OPINION

Before Chief Justice Tijerina and Justices West and Cron Memorandum Opinion by Justice West
On December 4, 2025, appellant filed a notice of appeal. 1 On December 5, 2025, the Clerk of the Court issued an invoice indicating the charges for a filing fee in the amount 1 This case is before the Court on transfer from the Ninth Court of Appeals pursuant to a docket equalization order issued by the Supreme Court of Texas. See TEX. GOV’T CODE ANN. § 73.001. of \$205.00 was due to be paid in thirty days. On January 16, 2026, the Clerk of the Court issued the invoice again, notifying appellant the court costs in this case shall be paid by February 2, 2026. On February 19, 2026, the Clerk of the Court notified appellant she was delinquent in remitting the \$205.00 filing fee. The Clerk of the Court further notified appellant that the appeal was subject to dismissal if the

filing fee was not paid within ten days of the letter. See TEX. R. APP. P. 42.3 (b), (c). Appellant has neither paid the filing fee nor otherwise responded to the notice from the Clerk of the Court requiring a response or other action within the time specified; accordingly, the appeal is dismissed for want of prosecution. See *id.*

JON WEST

Justice Delivered and filed on the 26th day of March, 2026. 2