

TEXAS COURT OF APPEALS, SECOND APPELLATE DISTRICT AT FORT
WORTH

**Yvonne Reed v. Alta Marine Creek Owners, LLC dba Alta Marine
Creek**

Reed · No. 02-25-00285-CV · Decided February 12, 2026

SUMMARY

The Texas Court of Appeals for the Second District dismissed the appeal for want of prosecution because the appellant failed to file an appellant's brief after receiving multiple notices and extensions. The court relied on Texas Rules of Appellate Procedure 38.8(a)(1), 42.3(b), and 43.2(f).

OPINION

PER CURIAM.

In the Court of Appeals Second Appellate District of Texas at Fort Worth

No. 02-25-00285-CV _____
YVONNE REED, Appellant V. ALTA MARINE CREEK OWNERS, LLC DBA ALTA MARINE
CREEK, Appellee On Appeal from County Court at Law No. 1 Tarrant County, Texas Trial Court
No. 2025-003574-1 Before Wallach, J.; Sudderth, C.J.; and Walker, J. Per Curiam Memorandum
Opinion MEMORANDUM OPINION AND JUDGMENT Appellant's brief was originally due on
November 6, 2025.

On November 19, 2025, we notified Appellant that her brief had not been filed as the appellate rules require and that we could dismiss the appeal for want of prosecution unless, within ten days, she filed with the court an appellant's brief and an accompanying motion reasonably explaining the brief's untimely filing and why an extension was needed. See Tex. R. App.

P. 10.5(b), 38.6(a), 38.8(a)(1), 42.3(b). Appellant did not file a brief, but she filed a response that we construed as a motion for extension of time to file the brief. We granted her motion and ordered her brief due by January 16, 2026. Appellant did not file a brief.

On January 21, 2026, we once again notified Appellant that her brief had not been filed as the appellate rules require and cautioned her that we could dismiss the appeal for want of prosecution unless, within ten days, she filed with the court an appellant's brief and an accompanying motion reasonably explaining the brief's untimely filing and why an extension was needed.

See Tex. R. App. P. 10.5(b), 38.6(a), 38.8(a)(1), 42.3(b). We have not received a response. Because Appellant has failed to file a brief even after we afforded an opportunity to explain the

initial failure, we dismiss the appeal for want of prosecution. See Tex. R. App. P. 38.8(a)(1), 42.3(b), 43.2(f). Per Curiam Delivered: February 12, 2026 2

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