

TEXAS COURT OF APPEALS, THIRD DISTRICT AT AUSTIN

**Nylondraleshannette Williams-James v. Kenneth Ray James**

No. 03-25-00407-CV · No. No. 03-25-00407-CV · Decided March 17, 2026

SUMMARY

The Texas Court of Appeals for the Third District abated the appeal and remanded the matter to the trial court to resolve disputes concerning the completeness of the reporter’s record and whether certain exhibits were admitted into evidence. The trial court must conduct any required notice and hearing and provide a supplemental reporter’s record by April 16, 2026, after which the appeal will be reinstated.

CASE DETAILS

|                       |                                                                                                                                                                                    |
|-----------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| COURT                 | Texas Court of Appeals, Third District at Austin                                                                                                                                   |
| WRITING FOR THE COURT | Per Curiam; Chief Justice Byrne; Justice Theofanis; Justice Crump                                                                                                                  |
| JURISDICTION          | Texas Court of Appeals, Third District at Austin                                                                                                                                   |
| DECIDED               | March 17, 2026                                                                                                                                                                     |
| DOCKET                | No. 03-25-00407-CV                                                                                                                                                                 |
| DISPOSITION           | remanded                                                                                                                                                                           |
| PROCEDURAL POSTURE    | Interlocutory appellate order abating the appeal and remanding the matter to the trial court to resolve disputes concerning the completeness and accuracy of the appellate record. |
| PRECEDENTIAL VALUE    | Published                                                                                                                                                                          |
| PARTIES               | Nylondraleshannette Williams-James v. Kenneth Ray James                                                                                                                            |

TOPICS

- appellate procedure
- family law procedure
- evidence
- civil procedure

PRACTICE AREAS

- Family law
- Appellate procedure
- Evidence

QUESTIONS PRESENTED

- Whether the appellate court should submit disputes concerning the completeness of the reporter's record and the admission of exhibits to the trial court for resolution.

2. What procedure the trial court must follow if the parties disagree about how to correct the appellate record.

## HOLDINGS

1. When a dispute concerning the reporter's record arises after the record has been filed in the appellate court, the appellate court may submit the dispute to the trial court for resolution under Texas Rule of Appellate Procedure 34.6(e)(3).
2. If the parties disagree about whether or how to correct the record, the trial court must provide notice and a hearing, settle the dispute, and, if it finds an inaccuracy, order the court reporter to conform the reporter's record and file certified corrections in the appellate court.

## KEY QUOTATIONS

*“When, as here, a “dispute arises after the reporter’s record has been filed in the appellate court, that court may submit the dispute to the trial court for resolution.””*

*“If the parties disagree on whether or how to correct the record so that it is complete and the exhibits are accurate, “the trial court must—after notice and hearing—settle the dispute. If the court finds any inaccuracy, it must order the court reporter to conform the reporter’s record (including text and any exhibits) to what occurred in the trial court, and to file certified corrections in the appellate court.””*

## FACTUAL BACKGROUND

The appellant contended that the reporter's record remained incomplete and disputed whether certain exhibits in a supplemental volume of the clerk's record had been admitted into evidence. The appellate court determined that resolving those factual record disputes was a matter for the trial court.

## PROCEDURAL HISTORY

Williams-James appealed from proceedings in the 426th District Court of Bell County and was granted five extensions to file her pro se brief. During the extension period, she filed motions challenging the completeness of the reporter's record and whether certain exhibits in a supplemental clerk's-record volume had been admitted. The court of appeals abated the appeal and remanded the record dispute to the trial court for resolution under Texas Rule of Appellate Procedure 34.6(e).

## DISPOSITION

remanded

## REMAND INSTRUCTIONS

The trial court must resolve whether the reporter's record is complete and whether the disputed exhibits were admitted. If the parties disagree about whether or how to correct the record, the trial court must provide notice and a hearing, settle the dispute, order any necessary corrections, and cause certified corrections to be filed in the

appellate court. A supplemental reporter's record containing the trial court's determination must be filed by April 16, 2026. The appeal will be reinstated after the supplemental reporter's record is filed.

## OPINION

### PER CURIAM.

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN NO. 03-25-00407-CV Nylondraleshannette Williams-James, Appellant v. Kenneth Ray James, Appellee FROM THE 426TH DISTRICT COURT OF BELL COUNTY NO. 22DFAM331641, THE HONORABLE STEVEN J. DUSKIE, JUDGE PRESIDING ORDER AND MEMORANDUM OPINION PER CURIAM This Court granted appellant Nylondraleshannette Williams-James five extensions of time to file her pro se brief.

After the fourth extension, she began filing multiple motions to correct, strike, or supplement the reporter's and clerk's records, resulting in the filing of supplemental records. She has now filed additional motions contending that the reporter's record remains incomplete and disputing whether certain exhibits in a supplemental volume of the clerk's record were admitted into evidence.

Resolution of those issues is a matter for the trial court. See Tex. R. App. P. 34.6(e)(3). When, as here, a "dispute arises after the reporter's record has been filed in the appellate court, that court may submit the dispute to the trial court for resolution." *Id.* We therefore abate this appeal and remand this cause to the trial court for resolution of the dispute about whether the reporter's record is complete and whether the exhibits in question were admitted.

See *id.* If the parties disagree on whether or how to correct the record so that it is complete and the exhibits are accurate, "the trial court must—after notice and hearing—settle the dispute. If the court finds any inaccuracy, it must order the court reporter to conform the reporter's record (including text and any exhibits) to what occurred in the trial court, and to file certified corrections in the appellate court." See *id.* R. 34.6(e)(2).

A supplemental reporter's record containing the trial court's determination shall be filed with this Court by April 16, 2026. This appeal will be reinstated after the supplemental reporter's record is filed. It is ordered on March 17, 2026.

Before Chief Justice Byrne, Justices Theofanis and Crump Abated and Remanded Filed: March 17, 2026 2