

COURT OF APPEALS FOR THE SEVENTH DISTRICT OF TEXAS AT
AMARILLO

Anthony L. Shuman v. RND Phase 1 Owner LLC

No. 07-25-00326-CV · No. 07-25-00326-CV · Decided February 9, 2026

SUMMARY

The Seventh District Court of Appeals of Texas dismissed Anthony L. Shuman’s appeal for want of prosecution. The court concluded that dismissal was warranted because Shuman, proceeding pro se, failed to file his appellate brief after receiving notice of the potential dismissal.

CASE DETAILS

COURT	Court of Appeals for the Seventh District of Texas at Amarillo
WRITING FOR THE COURT	Parker, C.J.; Doss, J.; Yarbrough, J.
JURISDICTION	Court of Appeals for the Seventh District of Texas at Amarillo
DECIDED	February 9, 2026
DOCKET	07-25-00326-CV
DISPOSITION	dismissed
PROCEDURAL POSTURE	Appellant appealed the trial court's judgment but failed to file an appellate brief after being notified that the appeal was subject to dismissal for want of prosecution.
PRECEDENTIAL VALUE	published
PARTIES	Anthony L. Shuman v. RND Phase 1 Owner LLC

TOPICS

appellate procedure civil procedure

PRACTICE AREAS

appellate procedure civil procedure

QUESTIONS PRESENTED

- Whether the appeal should be dismissed for want of prosecution when appellant failed to file an appellate brief after notice and an opportunity to cure the default.

HOLDINGS

1. The appeal must be dismissed for want of prosecution because appellant failed to file his brief and did not respond to the court's notice providing an opportunity to cure the omission.

KEY QUOTATIONS

“Accordingly, we dismiss this appeal for want of prosecution.” (2)

FACTUAL BACKGROUND

Anthony L. Shuman, proceeding pro se, appealed from a judgment of the County Court at Law No. 2 of Denton County. His appellate brief was due January 8, 2026, but he did not file it, and he did not respond after the appellate court warned that the appeal could be dismissed if a brief was not received by January 26, 2026.

PROCEDURAL HISTORY

The appeal originated in the County Court at Law No. 2 of Denton County, Texas, and was transferred from the Second Court of Appeals to the Seventh District pursuant to the Texas Supreme Court's docket-equalization authority. After appellant failed to file his brief by the deadline, the court notified him that the appeal could be dismissed if no brief was received; appellant neither filed a brief nor communicated further with the court.

DISPOSITION

dismissed

OPINION

Anthony L. Shuman v. RND Phase 1 Owner LLC

PER CURIAM.

In The Court of Appeals Seventh District of Texas at Amarillo No. 07-25-00326-CV

ANTHONY L. SHUMAN, APPELLANT

V.

RND PHASE 1 OWNER LLC, APPELLEE

On Appeal from the County Court at Law No. 2 Denton County, Texas Trial Court No. CV-2025-03309-JP, Honorable Robert Ramirez, Presiding February 9, 2026

MEMORANDUM OPINION

Before PARKER, C.J., and DOSS and YARBROUGH, JJ. Appellant, Anthony L. Shuman, proceeding pro se, appeals from the trial court's judgment.¹ Appellant's brief was due January 8, 2026, but was not filed. By letter of January 16, 2026, we notified Appellant that his appeal was subject to dismissal for want of prosecution, without further notice, if a brief was not received by January 26, 2026. To date, Appellant has neither filed a brief nor had any further communication with this Court. ¹ Originally appealed to the Second Court of Appeals, this appeal was transferred to this Court by the Texas Supreme Court pursuant to its docket equalization efforts. See TEX.

GOV'T CODE § 73.001. Accordingly, we dismiss this appeal for want of prosecution. See TEX. R. APP. P. 38.8(a)(1), 42.3(b). Per Curiam 2

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