

COURT OF APPEALS OF TEXAS, FOURTEENTH DISTRICT

Monique Mandell v. Fatima Breland and American National Bank & Trust

No. 14-22-00726-CV (Tex. App.—Houston [14th Dist.] Feb. 14, 2023) · No. 14-22-00726-CV · Decided
February 14, 2023

OPINION

PER CURIAM.

Motion for Rehearing and En Banc Reconsideration of Denial of Motion to Stay Dismissed as Moot; Appeal Dismissed and Memorandum Opinion filed February 14, 2023 In The Fourteenth Court of Appeals NO. 14-22-00726-CV MONIQUE MANDELL, Appellant V. FATIMA BRELAND AND AMERICAN NATIONAL BANK & TRUST, Appellees On Appeal from Probate Court No. 3 Harris County, Texas Trial Court Cause No. 504405 MEMORANDUM OPINION This appeal is from an order signed October 10, 2022.

No clerk's record has been filed. The clerk responsible for preparing the record in this appeal informed the court appellant did not make arrangements to pay for the record. On October 25, 2022, notification was transmitted to all parties of the court's intention to dismiss the appeal for want of prosecution unless, within fifteen days, appellant paid or made arrangements to pay for the record and provided this court with proof of payment.

See Tex. R. App. P. 37.3(b). No response to the notice was filed. On November 17, 2022, appellant was ordered to provide this court with proof of payment for the record on or before November 28, 2020. See Tex. R. App. P. 35.3(c).

In the order, the court notified appellant that failure to comply with the court's order would result in dismissal of the appeal. See Tex. R. App. P. 37.3(b). A response, but no proof of payment or payment arrangements was filed December 5, 2022.

On December 22, 2022, notification was again transmitted to all parties of the court's intention to dismiss the appeal for want of prosecution unless, within fifteen days, appellant paid or made arrangements to pay for the record and provided this court with proof of payment. See Tex. R. App. P. 37.3(b).

On January 3 and 17, 2023, the county clerk notified this court, and copied appellant's counsel, of the outstanding balance for the clerk's record. As of this date, appellant has not provided this court with proof of payment for the record.

We dismiss the appeal. PER CURIAM Panel consists of Justices Jewell, Bourliot, and Zimmerer.

2

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