

COURT OF APPEALS, TENTH APPELLATE DISTRICT OF TEXAS

Michael J. Robinson v. Wells Fargo Bank, N.A.

Robinson · No. 10-25-00424-CV · Decided December 18, 2025

SUMMARY

The Tenth Court of Appeals of Texas dismissed Michael J. Robinson’s appeal from a final judgment because he did not pay the filing fee or submit the required docketing statement. The court had provided notice and opportunities to cure both deficiencies, but Robinson neither complied nor requested an extension. The dismissal was issued under Texas Rules of Appellate Procedure 5, 32.1, and 42.3(c).

CASE DETAILS

COURT	Court of Appeals, Tenth Appellate District of Texas
WRITING FOR THE COURT	Justice Lee Harris; Chief Justice Johnson; Justice Smith; Justice Harris
JURISDICTION	Texas Court of Appeals, Tenth Appellate District
DECIDED	December 18, 2025
DOCKET	10-25-00424-CV
DISPOSITION	dismissed
PROCEDURAL POSTURE	Appeal from a final judgment of the 249th District Court of Johnson County, Texas; the court of appeals dismissed the appeal after the appellant failed to pay the filing fee and file the required docketing statement despite notice and warnings.
PRECEDENTIAL VALUE	published
PARTIES	Michael J. Robinson v. Wells Fargo Bank, N.A.

TOPICS

- appellate procedure
- costs
- civil procedure

PRACTICE AREAS

- appellate procedure
- civil procedure

QUESTIONS PRESENTED

1. Whether the court of appeals should dismiss the appeal when the appellant failed to pay the filing fee and failed to file the required docketing statement after notice and an opportunity to cure.

HOLDINGS

1. An appeal may be dismissed when, after notice and an opportunity to cure, the appellant neither pays the required filing fee nor files the required docketing statement and does not request an extension.

FACTUAL BACKGROUND

The trial court entered a final judgment against or otherwise affecting appellant Michael J. Robinson on October 20, 2025. In the resulting appeal, Robinson did not pay the required filing fee or submit the required docketing statement by the deadlines provided by the court. He also did not request an extension after receiving notices warning that the appeal could be dismissed.

PROCEDURAL HISTORY

The trial court signed a final judgment on October 20, 2025. After the appeal was filed, the court of appeals notified Robinson that the filing fee and docketing statement were due by November 24, 2025, and later warned that the appeal could be dismissed if the deficiencies were not cured by December 8, 2025. Robinson neither paid the filing fee, filed the docketing statement, nor requested an extension, so the court dismissed the appeal.

DISPOSITION

dismissed

OPINION

PER CURIAM.

Court of Appeals Tenth Appellate District of Texas 10-25-00424-CV Michael J. Robinson, Appellant v. Wells Fargo Bank, N.A., Appellee On appeal from the 249th District Court of Johnson County, Texas Judge Tiffany Strother, presiding Trial Court Cause No. DC-C202500331 JUSTICE HARRIS delivered the opinion of the Court. MEMORANDUM OPINION Appellant, Michael J. Robinson, appealed from a final judgment signed by the trial court on October 20, 2025.

On November 13, 2025, Appellant was notified that the filing fee was due on or before Monday, November 24, 2025, and that a docketing statement was required to be completed and returned to this Court by that same date.

The filing fee was not paid and the required docketing statement was not received. See TEX. R. APP. P. 5, 32.1. By letter dated November 26, 2025, the Clerk of this Court notified Appellant that the filing fee had not been paid and that if the fee was not paid on or before Monday, December 8, 2025, the appeal would be dismissed.

In another letter dated November 26, 2025, the Clerk of this Court notified Appellant that the docketing statement had not been filed and warned him that the Court may dismiss the appeal without further notice if a docketing statement was not filed on or before Monday December 8, 2025. See TEX. R. APP. P. 42.3(c).

As of the date of this opinion, the filing fee has not been paid and we have not received the docketing statement, nor have we received any request for an extension of time to pay the filing fee or to file the docketing statement.

Accordingly, we dismiss this appeal. See TEX. R. APP. P. 5, 32.1, 42.3(c). LEE HARRIS Justice
OPINION DELIVERED and FILED: December 18, 2025 Before Chief Justice Johnson, Justice
Smith, and Justice Harris Appeal dismissed CV06 Robinson v. Wells Fargo Bank, N.A. Page 2