

**COURT OF APPEALS FOR THE SEVENTH DISTRICT OF TEXAS AT
AMARILLO**

John Lyn Brown v. the State of Texas

No. 07-25-00203-CR · No. No. 07-25-00203-CR · Decided December 8, 2025

SUMMARY

The Seventh District Court of Appeals of Texas abates John Lyn Brown’s appeal from a judgment adjudicating him guilty of evading arrest in a motor vehicle and remands the matter to the trial court. The trial court must investigate the overdue reporter’s record, determine the time needed for completion, and file a supplemental clerk’s record containing its findings by January 7, 2026, unless the reporter files the record earlier.

OPINION

PER CURIAM.

In The Court of Appeals Seventh District of Texas at Amarillo No. 07-25-00203-CR JOHN LYN BROWN, APPELLANT V. THE STATE OF TEXAS, APPELLEE On Appeal from the 100th District Court Childress County, Texas Trial Court No. 8085, Honorable Dale A. Rabe, Jr., Presiding December 8, 2025 ORDER OF ABATEMENT AND REMAND Before QUINN, C.J, and DOSS and YARBROUGH, JJ. Appellant, John Lyn Brown, appeals from the trial court’s judgment adjudicating him guilty of evading arrest in a motor vehicle 1 and sentencing him to thirty years of confinement.

The reporter’s record was due on November 12, 2025, but was not filed. By letter of November 19, 2025, we notified the reporter that the record was overdue and 1 See TEX. PENAL CODE § 38.04. directed her to advise this Court of the status of the record by December 1, 2025.

The reporter has not filed the record or had any further communication with this Court to date. Accordingly, we abate the appeal and remand the cause to the trial court for further proceedings. See TEX. R. APP. P. 35.3(c) (“The trial and appellate courts are jointly responsible for ensuring that the appellate record is timely filed.”); 37.3(a)(2) (requiring appellate courts to “make whatever order is appropriate to avoid further delay and to preserve the parties’ rights” when the appellate record is not timely filed).

On remand, the trial court shall determine the following: (1) what tasks remain to complete the filing of the reporter’s record; (2) why the reporter has not completed the necessary tasks; (3) what amount of time is reasonably necessary for the completion of those tasks; and (4) whether the reporter can complete the tasks within the time the trial court finds reasonable.

Should the trial court determine that the reporter will require more than thirty days to complete, certify, and file the reporter's record, it shall arrange for a substitute reporter to do so. The trial court is directed to enter such orders necessary to address the aforementioned questions. So too shall it include its findings on those matters in a supplemental clerk's record and cause that record to be filed with this Court by January 7, 2026.

Should the reporter file the record on or before the date the trial court acts per our directive, she is directed to immediately notify the trial court of the filing, in writing, whereupon the trial court shall not be required to take any further action. 2 It is so ordered. Per Curiam Do not publish. 3