

COURT OF APPEALS FOR THE FIRST DISTRICT OF TEXAS

Jared Walter Adair v. Ricky's Enterprise, Inc.

No. 01-22-00359-CV · No. No. 01-22-00359-CV · Decided July 13, 2023

SUMMARY

The First Court of Appeals of Texas dismissed Jared Walter Adair's appeal for want of prosecution because he failed to file a corrected appellate brief after the court struck his original brief and issued multiple notices. The court also dismissed any pending motions as moot.

OPINION

PER CURIAM.

Opinion issued July 13, 2023 In The Court of Appeals For The First District of Texas NO. 01-22-00359-CV JARED WALTER ADAIR, Appellant V. RICKY'S ENTERPRISE, INC., Appellee On Appeal from County Court at Law No. 4 Harris County, Texas Trial Court Case No. 1181899 MEMORANDUM OPINION On August 26, 2022, Appellant Jared Walter Adair filed an appellate brief, which we subsequently struck on September 1, 2022 for failure to comply with the Texas Rules of Appellate Procedure.

We directed Appellant to file a corrected brief by October 3, 2022, however, he did not. On December 19, 2022, the Clerk of this Court notified Appellant that his appellate brief was past due, and his appeal was subject to dismissal. See TEX. R. APP. P. 38.8(a), 42.3(b), 43.2(f).

We directed Appellant to file his brief and a motion requesting an extension to file the brief within 10 days of our notice. Appellant did not respond. See TEX. R. APP. P. 42.3(b), (c). We dismiss the appeal for want of prosecution for failure to file a brief. See TEX. R. APP. P. 38.8(a), 42.3(b), 43.2(f).

We dismiss any pending motions as moot. PER CURIAM Panel consists of Justices Goodman, Landau, and Rivas-Molloy. 2