

COURT OF APPEALS FOR THE SECOND APPELLATE DISTRICT OF TEXAS
AT FORT WORTH

Deven Matute Williams v. Erricia Lynn McLeod

No. 02-26-00030-CV · No. 02-26-00030-CV · Decided February 19, 2026

SUMMARY

The Second Court of Appeals of Texas dismissed the appeal because Appellant failed to pay the required \$205 filing fee and file a docketing statement after receiving notice and extensions. The court assessed all costs of the appeal against Appellant.

CASE DETAILS

COURT	Court of Appeals for the Second Appellate District of Texas at Fort Worth
WRITING FOR THE COURT	Per Curiam; Womack; Wallach; Walker
JURISDICTION	Court of Appeals for the Second Appellate District of Texas at Fort Worth
DECIDED	February 19, 2026
DOCKET	02-26-00030-CV
DISPOSITION	dismissed
PROCEDURAL POSTURE	Appellant appealed from the 393rd District Court of Denton County. After notifying appellant that the appeal would be dismissed unless the \$205 filing fee was paid, the court dismissed the appeal when appellant failed to pay the fee and failed to file a required docketing statement.
PRECEDENTIAL VALUE	published
PARTIES	Deven Matute Williams v. Erricia Lynn McLeod

TOPICS

- appellate procedure
- costs
- civil procedure

PRACTICE AREAS

- appellate procedure
- civil procedure

QUESTIONS PRESENTED

1. Whether the appeal should be dismissed because appellant failed to pay the required appellate filing fee after notice.
2. Whether the appeal should be dismissed because appellant failed to comply with the procedural requirements for prosecuting the appeal, including filing a docketing statement.

HOLDINGS

1. An appeal may be dismissed when, after notice, the appellant fails to pay the required appellate filing fee and otherwise fails to comply with procedural requirements governing prosecution of the appeal.

KEY QUOTATIONS

“Because Appellant has not complied with a procedural requirement and the Texas Supreme Court’s order of August 28, 2015, we dismiss the appeal.” (at 2)

FACTUAL BACKGROUND

The opinion contains no substantive facts concerning the underlying dispute. The material procedural facts are that appellant failed to pay the \$205 appellate filing fee after two notices and also failed to file the required docketing statement.

PROCEDURAL HISTORY

The appeal originated in the 393rd District Court of Denton County, Texas, trial court number 22-9599-393. The court of appeals issued notices on January 15 and January 28, 2026, requiring payment of the filing fee and filing of a docketing statement. Appellant did neither, so the court dismissed the appeal and assessed appellate costs against appellant.

DISPOSITION

dismissed

OPINION

Deven Matute Williams v. Erricia Lynn McLeod

PER CURIAM.

In the Court of Appeals Second Appellate District of Texas at Fort Worth

No. 02-26-00030-CV _____

DEVEN MATUTE WILLIAMS, Appellant V. ERRICIA LYNN MCLEOD, Appellee On Appeal
from the 393rd District Court Denton County, Texas Trial Court No. 22-9599-393 Before
Womack, Wallach, and Walker, JJ. Per Curiam Memorandum Opinion

MEMORANDUM OPINION AND JUDGMENT

On January 15, 2026, and January 28, 2026, we notified Appellant, in accordance with Texas Rule

of Appellate Procedure 42.3(c), that we would dismiss this appeal unless Appellant paid the \$205 filing fee.¹ See Tex. R. App. P. 42.3(c), 44.3. Appellant has not done so.² See Tex. R. App. P. 5, 12.1(b). Because Appellant has not complied with a procedural requirement and the Texas Supreme Court's order of August 28, 2015,³ we dismiss the appeal. See Tex. R. App. P. 42.3(c), 43.2(f). Appellant must pay all costs of this appeal. See Tex. R. App. P. 43.4. Per Curiam Delivered: February 19, 2026 In our January 15, 2026 letter, we stated that the fee was to be paid by January 1 26, 2026. In our January 28, 2026 letter, we stated that the fee was to be paid by February 9, 2026. ² We also directed Appellant to file a docketing statement. See Tex. R. App. P. 32.1. In our January 15, 2026 letter, we stated that the docketing statement was to be filed by January 26, 2026. In our January 28, 2026 letter, we stated that the docketing statement was to be filed by February 9, 2026. Appellant has not filed a docketing statement. See Supreme Court of Tex., Fees Charged in the Supreme Court, in Civil Cases 3 in the Courts of Appeals, and Before the Judicial Panel on Multi-District Litigation, Misc. Docket No. 15-9158 (Aug. 28, 2015) (listing courts of appeals' fees). ²