

COURT OF APPEALS FOR THE FIFTH DISTRICT OF TEXAS AT DALLAS

**Damion Ellis, Individually and as Personal Representative of the
Estate of Kayon Anthony Ellis, Deceased v. Linda Delwood, M.D.,
South Texas Dental Associates, Inc., D/B/A South Texas Dental Clinic,
Brandon Dahl, DDS, Russell Takashi Choy, DDS, and Park Cental
Surgical Center, Ltd.**

No. 05-18-01492-CV · No. 05-18-01492-CV · Decided June 25, 2019

OPINION

Damion Ellis, Individually and as Personal Representative of the Estate of Kayon Anthony Ellis v. Linda Delwood, M.D., South Texas Dental Associates, Inc., D/B/A South Texas Dental Clinic, Brandon Dahl, DDS, and Russel Takashi Choy, DDS, and Park Cental Surgical Center, Ltd.

PER CURIAM.

DISMISS; and Opinion Filed June 25, 2019. In The Court of Appeals Fifth District of Texas at Dallas No. 05-18-01492-CV

DAMION ELLIS, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVE OF THE
ESTATE OF KAYON ANTHONY ELLIS, DECEASED, Appellant V.

LINDA DELWOOD, M.D., SOUTH TEXAS DENTAL ASSOCIATES, INC., D/B/A
SOUTH TEXAS DENTAL CLINIC, BRANDON DAHL, DDS, AND RUSSELL TAKASHI
CHOY, DDS, AND PARK CENTAL SURGICAL CENTER, LTD., Appellees On Appeal from the
193rd Judicial District Court Dallas County, Texas Trial Court Cause No. DC-18-05739

MEMORANDUM OPINION

Before Justices Schenck, Osborne, and Reichek Opinion by Justice Schenck Appellant's brief in this accelerated case is overdue. By postcard dated May 15, 2019, we notified appellant the time for filing his brief had expired. We directed appellant to file a brief and an extension motion within ten days. We cautioned appellant that failure to file a brief and an extension motion would result in the dismissal of this appeal without further notice. To date, appellant has not filed his brief nor otherwise corresponded with the Court regarding the status of this appeal. Accordingly, we dismiss this appeal. TEX. R. APP. P. 38.8(a)(1); 42.3(b), (c). /David J. Schenck/

DAVID J. SCHENCK

JUSTICE

181492F.P05 –2– Court of Appeals Fifth District of Texas at Dallas

JUDGMENT

DAMION ELLIS, INDIVIDUALLY AND On Appeal from the 193rd Judicial District AS
PERSONAL REPRESENTATIVE OF Court, Dallas County, Texas THE ESTATE OF KAYON

ANTHONY Trial Court Cause No. DC-18-05739. ELLIS, DECEASED, Appellant Opinion delivered by Justice Schenck. Justices Osborne and Reichel participating. No. 05-18-01492-CV V.

LINDA DELWOOD, M.D., SOUTH
TEXAS DENTAL ASSOCIATES, INC.,
D/B/A SOUTH TEXAS DENTAL
CLINIC, BRANDON DAHL, DDS, AND
RUSSELL TAKASHI CHOY, DDS, AND
PARK CENTAL SURGICAL CENTER,

LTD., Appellees In accordance with this Court's opinion of this date, this appeal is DISMISSED. It is ORDERED that appellee LINDA DELWOOD, M.D., SOUTH TEXAS DENTAL ASSOCIATES, INC., D/B/A SOUTH TEXAS DENTAL CLINIC, BRANDON DAHL, DDS, AND RUSSELL TAKASHI CHOY, DDS, AND PARK CENTAL SURGICAL CENTER, LTD. recover their costs of this appeal from appellant DAMION ELLIS, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVE OF THE ESTATE OF KAYON ANTHONY ELLIS, DECEASED. Judgment entered this 25th day of June, 2019. -3-