

COURT OF APPEALS FOR THE FIRST DISTRICT OF TEXAS

Christina Keller v. 22Hundred Apartments LTD

Keller · No. 01-25-00884-CV · Decided April 14, 2026

SUMMARY

The First District Court of Appeals of Texas dismissed Christina Keller’s appeal because she failed to provide or pay for the reporter’s record, file an appellate brief, or respond to the court’s warning. The dismissal was issued under Texas Rules of Appellate Procedure 42.3(b)–(c), and pending motions were dismissed as moot.

CASE DETAILS

COURT	Court of Appeals for the First District of Texas
WRITING FOR THE COURT	Per Curiam; Chief Justice Adams; Justice Guerra; Justice Guiney
JURISDICTION	Court of Appeals for the First District of Texas
DECIDED	April 14, 2026
DOCKET	01-25-00884-CV
DISPOSITION	dismissed
PROCEDURAL POSTURE	Appeal dismissed after the appellant failed to obtain or pay for the reporter's record, failed to file an appellate brief, and failed to provide a reasonable explanation for that failure.
PRECEDENTIAL VALUE	published
PARTIES	Christina Keller v. 22Hundred Apartments LTD

TOPICS

[appellate procedure](#)[civil procedure](#)

PRACTICE AREAS

[appellate procedure](#)[civil procedure](#)[landlord-tenant](#)

QUESTIONS PRESENTED

1. Whether the appeal should be involuntarily dismissed because the appellant failed to file an appellate brief after notice and an opportunity to provide a reasonable explanation.
2. Whether pending motions should be dismissed as moot following dismissal of the appeal.

HOLDINGS

1. An appeal may be involuntarily dismissed under Texas Rule of Appellate Procedure 42.3(b)-(c) when the appellant fails to file a required brief and does not provide a reasonable explanation after notice and an opportunity to respond.
2. Pending motions are moot after dismissal of the appeal.

KEY QUOTATIONS

“Accordingly, we dismiss the appeal in accordance with Texas Rule of Appellate Procedure 42.3(b)–(c). We dismiss any pending motions as moot.” (2)

FACTUAL BACKGROUND

The appellate record contained a timely filed clerk's record, but Keller did not request or pay for the reporter's record and did not establish an applicable exemption. After the court ordered her to proceed only on issues not requiring a reporter's record and to file an appellate brief, Keller missed the deadline and did not respond to the court's warning.

PROCEDURAL HISTORY

Christina Keller filed a notice of appeal from the County Civil Court at Law No. 2 of Harris County, Texas. Although the clerk's record was timely filed, the reporter's record was not, and Keller did not provide proof of payment, arrangements, or an applicable exemption. The court restricted the appeal to issues not requiring a reporter's record, ordered Keller to file a brief, and warned that the appeal would be dismissed absent a reasonable explanation for her failure to do so. Keller neither filed the brief nor responded to the court's warning, so the appeal was dismissed.

DISPOSITION

dismissed

OPINION

Christina Keller v. 22Hundred Apartments LTD

PER CURIAM.

Opinion issued April 14, 2026. In The Court of Appeals For The First District of Texas
NO. 01-25-00884-CV

CHRISTINA KELLER, Appellant V. 22HUNDRED APARTMENTS LTD, Appellee On Appeal
from the County Civil Court at Law No. 2 Harris County, Texas Trial Court Case No. 1257796

MEMORANDUM OPINION

Appellant Christina Keller filed her notice of appeal on October 21, 2025. See TEX. R. APP. P. 26.1. The clerk's record was timely filed on November 21, 2025, but the reporter's record was not. See TEX. R. APP. P. 4.1(a), 35.1. The same day, the Clerk of this Court notified appellant that she had not requested the reporter's record or paid for it and warned the appeal could be decided

without the reporter's record absent proof of payment, arrangements with the reporter, or an applicable exemption. See TEX. R. APP. P. 37.3(c). Appellant provided none. Accordingly, the Court ordered that it would consider only issues not requiring a reporter's record and ordered appellant to file her brief in 30 days. See *id.* 37.3(c), 38.6(a). Appellant did not file her brief by the deadline. See TEX. R. APP. P. 38.8(a) (governing failure of appellant to file brief). We warned appellant that we would dismiss the appeal absent a reasonable explanation for the failure to file a brief. See *id.* Appellant did not respond as we requested. See TEX. R. APP. P. 42.3(b) (allowing involuntary dismissal of case). Accordingly, we dismiss the appeal in accordance with Texas Rule of Appellate Procedure 42.3(b)–(c). We dismiss any pending motions as moot.

PER CURIAM

Panel consists of Chief Justice Adams and Justices Guerra and Guiney. 2