

COURT OF APPEALS OF TEXAS, THIRD DISTRICT, AT AUSTIN

V. P. a/k/a M. Y. v. Texas Department of Family and Protective Services

No. 03-19-00531-CV · No. 03-19-00531-CV · Decided September 27, 2019

SUMMARY

The Texas Court of Appeals, Third District, grants the appellant's motion for an extension of time to file her brief in an appeal arising from a parental-rights termination proceeding. The court sets October 14, 2019, as the filing deadline and warns that counsel may be required to show cause why she should not be held in contempt if the brief is not timely filed.

CASE DETAILS

COURT	Court of Appeals of Texas, Third District, at Austin
WRITING FOR THE COURT	Per Curiam; Justice Goodwin; Justice Baker; Justice Kelly
JURISDICTION	Texas
DECIDED	September 27, 2019
DOCKET	03-19-00531-CV
DISPOSITION	other
PROCEDURAL POSTURE	Appellant sought an extension of time to file her brief in an accelerated appeal from a suit for termination of parental rights.
PRECEDENTIAL VALUE	Published
PARTIES	V. P. a/k/a M. Y. v. Texas Department of Family and Protective Services

TOPICS

termination of parental rights

family law procedure

appellate procedure

appellate jurisdiction

contempt

PRACTICE AREAS

Family law

Appellate procedure

QUESTIONS PRESENTED

1. Whether appellant should receive an extension of time to file her brief in an accelerated termination-of-parental-rights appeal.

HOLDINGS

1. The court granted appellant's motion for extension and ordered counsel to file appellant's brief no later than October 14, 2019.

FACTUAL BACKGROUND

The appeal arose from a suit for termination of parental rights. The appellate record was completed on September 3, 2019, and appellant's brief was due on September 23, 2019. Appellant's counsel requested an extension on the due date.

PROCEDURAL HISTORY

Appellant filed her notice of appeal on August 8, 2019. The appellate record became complete on September 3, 2019, making the appellant's brief due September 23, 2019. The court granted appellant's motion for extension and extended the briefing deadline to October 14, 2019.

DISPOSITION

other

OPINION

v. P. A/K/A M. Y. v. Texas Department of Family and Protective Services

PER CURIAM.

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-19-00531-CV

V. P. a/k/a M. Y., Appellant v. Texas Department of Family and Protective Services, Appellee

FROM THE COUNTY COURT AT LAW NO. 1 OF WILLIAMSON COUNTY

NO. 18-0093-CPSC1, THE HONORABLE SUZANNE BROOKS, JUDGE PRESIDING

ORDER

PER CURIAM

Appellant V. P. a/k/a M. Y. filed her notice of appeal on August 8, 2019. The appellate record was complete September 3, 2019, making appellant's brief due September 23, 2019. On September 23, 2019, counsel for appellant filed a motion for extension of time to file appellant's brief. The rules of judicial administration accelerate the final disposition of appeals from suits for termination of parental rights. See Tex. R. Jud. Admin. 6.2(a) (providing 180 days for court's final disposition). The accelerated schedule constrains this Court's leeway in granting extensions. In this instance, we will grant the motion and order counsel to file appellant's brief no later than October 14, 2019. If the brief is not filed by that date, counsel may be required to show cause why she should not be held in contempt of court. It is ordered on September 27, 2019. Before Justices Goodwin, Baker, and Kelly 2

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