

Dismissed and Opinion Filed June 2, 2020



**In The
Court of Appeals
Fifth District of Texas at Dallas**

No. 05-20-00216-CV

BEN MILLICAN, Appellant

V.

KIM BURBA, Appellee

**On Appeal from the County Court at Law No. 2
Kaufman County, Texas
Trial Court Cause No. 103652CC2**

MEMORANDUM OPINION

Before Justices Schenck, Molberg, and Nowell
Opinion by Justice Schenck

Appellant's brief in this case is overdue. After appellant failed to respond to our inquiry regarding the reporter's record, we ordered the appeal submitted without a reporter's record and appellant's brief to be filed by April 30, 2020.¹ By postcard dated May 4, 2020, we notified appellant the time for filing appellant's 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

¹ Because we do not have a current address for appellant, all of the notices in this case have been returned as undeliverable.

of this appeal without further notice. To date, appellant has not filed a brief, filed an extension motion, or otherwise corresponded with the Court regarding the status of this appeal.

Accordingly, we dismiss this appeal. *See* TEX. R. APP. P. 38.8(a)(1); 42.3(b), (c).

/David J. Schenck/
DAVID J. SCHENCK
JUSTICE

200216F.P05



**Court of Appeals
Fifth District of Texas at Dallas**

JUDGMENT

BEN MILLICAN, Appellant

No. 05-20-00216-CV V.

KIM BURBA, Appellee

On Appeal from the County Court at
Law No. 2, Kaufman County, Texas
Trial Court Cause No. 103652CC2.

Opinion delivered by Justice Schenck.
Justices Molberg and Nowell
participating.

In accordance with this Court's opinion of this date, the appeal is
DISMISSED.

Judgment entered this 2nd day of June, 2020.