

Dismissed and Opinion Filed June 18, 2020



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

No. 05-20-00156-CV

**GODWIN AKPAN, JR. AND ALL OCCUPANTS, Appellant
V.
DAVID WAGEMAKER, Appellee**

**On Appeal from the County Court at Law No. 1
Collin County, Texas
Trial Court Cause No. 001-04131-2019**

MEMORANDUM OPINION

Before Justices Whitehill, Osborne, and Carlyle
Opinion by Justice Carlyle

The filing fee, docketing statement, and clerk's record in this case are past due. By postcard dated February 5, 2020, we notified appellant the \$205 filing fee was due. We directed appellant to remit the filing fee within ten days and expressly cautioned appellant that failure to do so would result in dismissal of the appeal. Also by postcard dated February 5, 2020, we informed appellant the docketing statement in this case was due. We cautioned appellant that failure to file the docketing statement within ten days might result in the dismissal of this appeal without further notice. On May 8, 2020, we informed appellant by letter that the clerk's record had

not been filed because appellant had not paid for the clerk's record. We directed appellant to provide, by May 18, 2020, (1) verification of payment or arrangements to pay for the clerk's record, or (2) written documentation that appellant had been found entitled to proceed without payment of costs. We cautioned appellant that failure to do so would result in the dismissal of this appeal without further notice. To date, appellant has not paid the filing fee, provided the required documentation, or otherwise corresponded with the Court regarding the status of this appeal.

Accordingly, we dismiss this appeal. *See* TEX. R. APP. P. 37.3(b); 42.3(b), (c).

/Cory L. Carlyle/

CORY L. CARLYLE
JUSTICE

200516F.P05



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

JUDGMENT

GODWIN AKPAN, JR. AND ALL
OCCUPANTS, Appellant

No. 05-20-00156-CV V.

DAVID WAGEMAKER, Appellee

On Appeal from the County Court at
Law No. 1, Collin County, Texas
Trial Court Cause No. 001-04131-
2019.

Opinion delivered by Justice Carlyle.
Justices Whitehill and Osborne
participating.

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

It is **ORDERED** that DAVID WAGEMAKER recover his costs, if any, of
this appeal from GODWIN AKPAN, JR. AND ALL OCCUPANTS.

Judgment entered this 18th day of June, 2020.