

BEFORE THE BOARD OF DISCIPLINARY APPEALS

**Appointed By
THE SUPREME COURT OF TEXAS**

PHILLIP W. OFFILL

v.

**COMMISSION FOR
LAWYER DISCIPLINE OF THE
STATE BAR OF TEXAS**

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CAUSE NO. 42375

ORDER DISMISSING APPEAL FOR WANT OF PROSECUTION

On this day came on to be heard the Board of Disciplinary Appeals' own motion to dismiss the above appeal filed by Phillip W. Offill for want of prosecution.

After reviewing the papers filed in the matter, the Board finds that the Appellant filed his appeal on June 2, 2008. The clerk's record and the reporter's record from the evidentiary hearing were due to be filed on or before July 2, 2008. The CDC filed the clerk's record with the Board on July 9, 2008. No reporter's record was filed. The Appellant's brief was due on or before August 8, 2008. The Appellant's brief has not been filed, and Appellant has not requested an extension of time to file his brief. An Order Show Cause was issued on October 10, 2008 giving the Appellant thirty (30) days to show cause why the appeal should not be dismissed for want of prosecution. The Appellant did not respond.

IT IS THEREFORE ORDERED that this appeal is hereby **DISMISSED** for want of prosecution with prejudice to refile.

SIGNED this 2nd day of December 2008


CHAIR PRESIDING