



**BEFORE THE BOARD OF DISCIPLINARY APPEALS**  
**Appointed By**  
**THE SUPREME COURT OF TEXAS**

**CARL DONALD HUGHES, JR.**  
*State Bar of Texas Card No. 10209000*

v.

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

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**CAUSE # 67149**

**ORDER DISMISSING APPEAL FOR WANT OF PROSECUTION**

On this day, the Board of Disciplinary Appeals considered sua sponte whether it should dismiss for want of prosecution the above-captioned appeal filed by Carl Donald Hughes, Jr., Appellant. After reviewing the papers filed in this matter, the Board finds that Appellant filed a notice of appeal on October 10, 2022. Pursuant to BODA's Internal Procedural Rule 4.03, the clerk's record and the reporter's records from the evidentiary hearings were due to be filed on or before November 7, 2022. The clerk of the District 6 Grievance Committee of the State Bar of Texas filed the clerk's record with the Board on November 7, 2022. No reporter's record or appellant's brief has been filed.

On March 6, 2023, BODA's Executive Director and General Counsel notified Appellant by letter that the reporter's record had not been timely filed and requested that Appellant ensure that the reporter's record be filed within thirty days. The letter stated that if no reporter's record was filed by that time, the matter would be referred to the Board for further action, which under BODA's Internal Procedural Rule 4.03(a) could include dismissing the appeal, affirming the judgment, disregarding late-filed materials, or applying presumptions against Appellant.

The Board issued an Order to Show Cause on May 17, 2023, giving Appellant thirty (30) days to show cause why the appeal should not be dismissed for want of prosecution. Appellant did not respond.

Appellant has not filed anything to indicate that he has made arrangements with the court reporter for preparation of the reporter's record, nor has the Board been contacted by the court reporter. At no time has Appellant requested additional time to file the reporter's record or an appellant's brief.

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

SIGNED this 30<sup>th</sup> day of August, 2023.

A handwritten signature in blue ink, appearing to read "Kevin H.", is written above a horizontal line.

**CHAIR PRESIDING**