

BEFORE THE BOARD OF DISCIPLINARY APPEALS

Appointed By
THE SUPREME COURT OF TEXAS

RONALD E. HARDEN

v.

COMMISSION FOR
LAWYER DISCIPLINE OF THE
STATE BAR OF TEXAS

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CAUSE NO. 37602

ORDER DISMISSING APPEAL FOR WANT OF JURISDICTION

On this day came on to be heard the Board of Disciplinary Appeals' own motion to dismiss the above appeal filed by Ronald E. Harden for want of jurisdiction. After reviewing the papers filed in the matter, the Board finds that the Appellant filed the notice of appeal April 18, 2006. The Default Judgment of Partially Probated Suspension was signed by the Evidentiary Panel chairman on June 30, 2005. Appellant received notice of the Default Judgment of Partially Probated Suspension by certified mail, return receipt requested on September 6, 2005. The Appellant filed a Motion for New Trial on February 17, 2006.

In accordance with Texas Rules of Disciplinary Procedure and Texas Rules of Appellate Procedure, the notice of appeal must be filed within 30 days after the judgment is signed or within 90 days after the judgment is signed if a party timely files a motion for new trial. TRDP 2.22 & 2.24; TRAP 26.1(a)(1). The motion for new trial was not timely filed. An Order Show Cause was issued on May 30, 2006 giving the Appellant thirty (30) days to show cause why the appeal should not be dismissed for want of jurisdiction. The Appellant did not respond.

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

SIGNED this 10 day of July 2006.



CHAIRMAN PRESIDING