

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

ZERRIE L. HINES

v.

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

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CAUSE NO. 31759

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 Appellant, Zerrrie L. Hines in State Bar of Texas Cause number H0090024235; BODA Cause No. 31759 for want of prosecution.

After reviewing the papers filed in the matter, the Board finds that the notice of appeal was filed by the Appellant on February 9, 2004. The clerk's record and the reporter's record from the evidentiary hearing were due to be filed on or before March 10, 2004. The Office of the Chief Disciplinary Counsel of the State Bar of Texas ("CDC") filed the clerk's record with the Board on March 9, 2004. The reporter's record from the evidentiary hearing has not been filed nor has the Appellant requested an extension of time to file the reporter's record. Appellant's brief, which was due to be filed on April 9, 2004, has not been filed, and Appellant has not requested an extension of time to file his brief. This Board issued an Order to Show Cause to Appellant on May 5, 2004, giving Appellant 30 days to respond and show cause as to why this appeal should not be dismissed for want of prosecution. The Appellant did not respond.

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

SIGNED this 12th day of July 2004.



CHAIRMAN PRESIDING