



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

RODNEY E. MOTON
State Bar of Texas Card No. 24001432
v.
**COMMISSION FOR
LAWYER DISCIPLINE OF THE
STATE BAR OF TEXAS**

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CAUSE # 68428

ORDER TO SHOW CAUSE

On this day, the Board of Disciplinary Appeals considered sua sponte whether the above-styled and numbered appeal filed by Rodney E. Moton, Appellant, should be dismissed for want of prosecution. After reviewing the papers filed in the matter, the Board finds as follows.

Appellant filed the notice of appeal on October 18, 2023. The clerk’s record and the reporter’s record from the evidentiary hearing were due to be filed on or before November 7, 2023. The clerk of the District 4-5 Grievance Committee of the State Bar of Texas filed the clerk’s record with the Board on November 7, 2023.

On February 15, 2024, the Board’s Executive Director sent Appellant a letter stating that the reporter’s record had not been filed and was late, and requesting that Appellant ensure that the reporter’s record be filed within thirty days. *See* BODA INTERNAL PROCEDURAL RULE 4.03(b). The letter stated that “failure to file the reporter’s record on time may result in the Board dismissing the appeal, affirming the judgment, disregarding late-filed materials, or applying presumptions against the [A]ppellant.”

To date, no reporter's record has been filed, nor has an extension of time to file the reporter's record been requested. *See* BODA INTERNAL PROCEDURAL RULE 4.03(c). Appellant has not filed an appellant's brief or communicated with the Board since filing the notice of appeal.

IT IS THEREFORE ORDERED that Appellant Rodney E. Moton shall, within thirty (30) days of the date of this order, **RESPOND AND SHOW CAUSE** why the appeal should not be dismissed for want of prosecution. *See* BODA INTERNAL PROCEDURAL RULE 4.03(a), 4.09.

SIGNED this 27th day of March 2024.

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

CHAIR PRESIDING