

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

AMY D. SMITH

v.

COMMISSION FOR
LAWYER DISCIPLINE OF THE
STATE BAR OF TEXAS

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CAUSE NO. 36336

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 Amy D. Smith for want of prosecution. After reviewing the papers filed in the matter, the Board finds that the Appellant filed the notice of appeal on October 21, 2005. The clerk's record and the reporter's record from the evidentiary hearing were due to be filed on or before November 21, 2005. The Office of the Chief Disciplinary Counsel of the State Bar of Texas ("CDC") filed the clerk's record with the Board on November 17, 2005. The reporter's record was not filed. The Appellant's brief was due on or before December 20, 2005. The Appellant's brief has not been filed, and Appellant has not requested an extension of time to file her brief. An Order Show Cause was issued on March 2, 2006 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 10 day of July 2006.



CHAIRMAN PRESIDING