

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

DAVID M. TOWNSEND, JR.

v.

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

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CAUSE NO. 29016

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, David M. Townsend in State Bar of Texas Cause numbers H0029714777 and H0089613533; BODA Cause No. 29016 for want of prosecution. This Board issued an Order to Show Cause to Appellant on October 30, 2003, 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.

After reviewing the papers filed in the matter, the Board finds that the Appellant filed the notice of appeal on April 15, 2003. The clerk's record and the reporter's record from the evidentiary hearing were due to be filed on or before May 15, 2003. The Office of the Chief Disciplinary Counsel of the State Bar of Texas ("CDC") filed the clerk's record with the Board on April 25, 2003. On May 22, 2003 the Board granted the Appellant's First Motion for an Extension of Time to File Reporter's Record. The Reporter's Record was due on or before July 21, 2003. On July 21, 2003 the Appellant filed his Second Motion for Extension of Time to File the Reporter's Record. The Board denied the Appellant's Motion by Order signed on August 11, 2003. The Reporter's Record has never been filed. The Appellant's Brief was due on or before August 20, 2003. The Appellant's brief has not been filed, and Appellant has not requested further extensions of time to file his brief.

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This Board issued an Order to Show Cause to Appellant on October 30, 2003, 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 is hereby **DISMISSED** for want of prosecution.

SIGNED this 16th day of January 2004.



CHAIRMAN PRESIDING

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