



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

TEKENARI A. WARIBOKO
State Bar Card No. 00786330

v.

COMMISSION FOR LAWYER DISCIPLINE
OF THE STATE BAR OF TEXAS

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CAUSE NO. 46281

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 Tekenari A. Wariboko for want of prosecution. The appellant filed his notice of appeal in this matter on March 11, 2010. The Commission for Lawyer Discipline filed the clerk's record on April 9, 2010. The appellant requested and on April 13, 2010 was granted an extension of time to file the reporter's record. It was due May 31, 2010. The reporter's record was filed on April 27, 2010. The appellant's brief was due July 1, 2010.

No brief was filed and a show cause order was issued July 22, 2010. Appellant did not receive the show cause order until August 30, 2010. On September 27, 2010, appellant's response to the show cause order was filed, and he was granted an extension of time to file his brief until November 3, 2010. On November 1, 2010 appellant requested a second extension of time to file his brief. His request was granted by order dated November 8, 2010, and the brief was due December 3, 2010. In the order the appellant was cautioned that further requests for extensions of time would be disfavored.

No brief was filed, and on November 29, 2010 Appellant filed his third request for an extension of time to file his brief. On December 9, 2010 Appellant's 2nd [Third] Request for Extension of Time to File the Appellant's Brief was denied, Appellant was ordered to file his brief on or before December 3, 2010 and was further ordered to respond and show cause why the appeal should not be dismissed for want of prosecution. On January 11, 2011 the appellant filed his response to the show cause order, requesting 90 additional days to file his brief. The Board finds that the appellant has failed to show good cause why this matter should not be dismissed for want of prosecution.

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

SIGNED this 2nd day of February 2011.



CHAIR PRESIDING