

**BEFORE THE BOARD OF DISCIPLINARY APPEALS**

**Appointed By  
THE SUPREME COURT OF TEXAS**

**ROSALIND A. KELLY  
(State Bar Card No. 11237580)**

**V.**

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

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**CAUSE NO. 41188**

**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 Rosalind A. Kelly from State Bar of Texas case no. D0020628867 for want of prosecution. After reviewing the papers filed in the matter, the Board finds that the Appellant filed the notice of appeal on November 26, 2007. The clerk's record and the reporter's record from the evidentiary hearing were due to be filed on or before December 26, 2007. The Office of the Chief Disciplinary Counsel of the State Bar of Texas ("CDC") filed the clerk's record with the Board on December 28, 2007. The Appellant filed a Motion for an Extension of Time to File the Reporter's Record on December 27, 2007. Finding that the Appellant failed to comply with the applicable procedural rules, the Board denied her motion for extension of time to file the reporter's record on January 2, 2008. No reporter's record has been filed. The Appellant's brief was due on or before January 26, 2008. 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 April 21, 2008 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 2nd day of September 2008

  
**CHAIR PRESIDING**