

TERRY ADAMS
CHIEF JUSTICE

PETER KELLY
GORDON GOODMAN
SARAH BETH LANDAU
RICHARD HIGHTOWER
JULIE COUNTISS
VERONICA RIVAS-MOLLOY
AMPARO MONIQUE GUERRA
APRIL L. FARRIS
JUSTICES



**Court of Appeals
First District
301 Fannin Street
Houston, Texas 77002-2066**

DEBORAH M. YOUNG
CLERK OF THE COURT

ANNE MARIE GREENWOOD
CHIEF STAFF ATTORNEY

PHONE: 713-274-2700

www.txcourts.gov/1stcoa.aspx

Monday, June 17, 2024

Brian Robinson
Sanchez Law Firm
150 W. Parker Rd., Ste. #201
Houston, TX 77076
* DELIVERED VIA E-MAIL *

Jeffrey A. Shadwick
Hirsch & Westheimer, P.C.
1415 Louisiana St Ste 3600
Houston, TX 77002-7394
* DELIVERED VIA E-MAIL *

Eric Craig Mettenbrink
Hirsch and Westheimer, P.C.
700 Louisiana Ste 2550
Houston, TX 77002
* DELIVERED VIA E-MAIL *

Benjamin Sanchez
Sanchez Law Firm
150 W Parker Rd Ste 201
Houston, TX 77076-2935
* DELIVERED VIA E-MAIL *

Douglas Alford
Sanchez Law Firm
150 W Parker Rd Ste 201
Houston, TX 77076-2935
* DELIVERED VIA E-MAIL *

Michael F. Hord
1415 Louisiana St Fl 36
Houston, TX 77002-7360
* DELIVERED VIA E-MAIL *

RE: Court of Appeals Number: 01-23-00606-CV
Trial Court Case Number: 2022-29461

Style: Kirk McCloud and Letina McCloud v. Deutsche Bank National Trust Company, as trustee, in trust for registered holders of Long Beach Mortgage Loan Trust 2006-5, Asset-Backed Certificates 2006-5, Select Portfolio Servicing Inc. and McCarthy & Holthus, LLP

The time for filing the **APPELLANT'S** brief has expired. As of this date, neither the brief nor a motion for extension of time has been filed by the appellant. **If you intend to file a brief in this case, within 10 days of the date of this notice you must file a motion requesting an extension of time along with your brief or a motion to extend time to file a brief.**

This appeal may be dismissed for want of prosecution unless (1) appellant files a motion to extend time that states the facts relied on to reasonably explain appellant's failure to timely file its brief and (2) the appellee is not significantly injured by appellant's failure to timely file appellant's brief. See TEX. R. APP. P. 10.5(b)(1), 38.6(d), 38.8(a)(1), 42. **Please notify the Court within 10 days if you do not intend to file a brief.**

Sincerely,

Deborah M. Young, Clerk of the Court