

**TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN**

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**NO. 03-19-00556-CR**

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**Cody A. Carpenter, Appellant**

**v.**

**The State of Texas, Appellee**

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**FROM THE 51ST DISTRICT COURT OF IRION COUNTY  
NO. CR19-002, THE HONORABLE CARMEN DUSEK, JUDGE PRESIDING**

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**ORDER**

**PER CURIAM**

Appellant's brief on appeal was originally due on January 13, 2020. On counsel's motions, the time for filing was extended to May 11, 2020. The Court ordered appellant to file his brief by that date. The Court advised appellant's counsel that no further extension of time would be granted, and failure to comply with the order would result in referral of this case to the trial court for a hearing under Rule 38.8(b) of the Texas Rules of Appellate Procedure. Appellant's counsel has now filed a third motion, requesting that the Court extend the time for filing appellant's brief, explaining that communication difficulties resulting from the COVID-19 pandemic have made it difficult to obtain client files from previous counsels. Given the extraordinary circumstances, we grant the motion for extension of time and order appellant to file a brief no later than July 13, 2020. However, we caution counsel that no further extension of

time will be granted absent a showing of exigent circumstances, and failure to comply with this order will result in the referral of this case to the trial court for a hearing under Rule 38.8(b) of the Texas Rules of Appellate Procedure.

It is ordered on June 5, 2020.

Before Justices Goodwin, Kelly, and Smith

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