Order issued: October 5 , 2012

In The
Court of Appeals
Fifth District of Texas at Dallas

No. 05-12-00024-CV

RICKEY WAYNE TOLBERT, Appellant

V.

GEORGE A. OTSTOTT, Appellee

ORDER

We **DENY** appellant's September 24, 2012 request to attach documents to his brief. The Court cannot consider documents that are not formally included in the record on appeal. *See Burke v. Insurance Auto Auctions Corp.*, 169 S.W.3d 771, 775 (Tex. App.—Dallas 2005, pet. denied).

ELIZABETH LANG-MIERS
JUSTICE