COURT OF APPEALS FOR THE
FIRST DISTRICT OF TEXAS AT HOUSTON

ORDER

Appellate case name: Hung Le v. The State of Texas

Appellate case number: 01-14-01019-CR

Trial court case number: 1398928

Trial court: 232nd District Court of Harris County

On November 11, 2016, this appeal was abated, and the case was remanded to the trial court for a hearing regarding appellant's counsel's failure to file a brief. The trial court appointed new counsel and ordered the brief filed no later than January 5, 2017.

On January 5, 2017, appellant's new counsel, Joe Varela, filed two motions: a motion to supplement the record and a motion for extension of time to file the brief.

The abatement of this appeal is lifted and the case is restored to the active docket.

The motion to supplement is **denied** because no ruling from this court is necessary to supplement the record. The rules authorize a party to "direct the official court reporter to prepare, certify, and file in the appellate court a supplemental reporter's record containing the omitted items." TEX. R. APP. P. 34.6(d).

The motion for extension of time to file appellant's brief is **granted**. A brief shall be filed by **February 21, 2017**.

It is so ORDERED.

Judge's signature: /s/ Michael Massengale
☒ Acting individually ☐ Acting for the Court

Date: January 24, 2017