

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT**

IN RE DONALD E. ARMSTRONG,
Debtor.

BAP No. UT-03-017

DONALD E. ARMSTRONG,
Appellant,

Bankr. No. 00-26592
Chapter 11

v.

ORDER DISMISSING APPEAL

KENNETH A. RUSHTON, Trustee;
STEPPE APARTMENTS, LTD.; and
JOHN L. FEECE,

June 18, 2003

Appellees.

Before McFEELEY, Chief Judge, and NUGENT, Bankruptcy Judges.

On May 28, 2003, this Court entered an Order Denying Second Extension of Time ("Order"), requiring the Appellant to file his brief and appendix within five (5) days of the date of the Order, or the appeal would be dismissed without further order. The Appellant did not comply with the Order.

Accordingly, it is HEREBY ORDERED that this appeal is DISMISSED.
Fed. R. Bankr. P. 8001(a).

For the Panel:

Barbara A. Schermerhorn, Clerk of Court

By:


Deputy Clerk