Commonwealth of Kentucky

Court of Appeals

NO. 2026-CA-0686-MR

BAKHTYAR TAILA APPELLANT

v. APPEAL FROM JEFFERSON FAMILY COURT
HONORABLE BRYAN D. GATEWOOD, JUDGE
ACTION NO. 25-CI-502185

CARMEN TAILA APPELLEE

ORDER

** ** ** ** **

BEFORE: CETRULO, A. JONES, AND KAREM, JUDGES.

This action is before the Court on Appellee's motion to dismiss because Appellant failed to timely file a brief pursuant to RAP[1] 30(E)(1).

Appellant's brief was originally due September 14, 2025. On April 15, 2025, the Court sent notice to Appellant's counsel that Appellant's brief was overdue. Appellant's counsel was given ten days to file a motion for additional time with a tendered brief. Appellant did not file a response. Thereafter, on

[1] Kentucky Rules of Appellate Procedure.

October 5, 2026, Appellee filed a motion to dismiss the appeal. Appellant timely responded that he did not object to dismissal.

Pursuant to RAP 31(H)(2), "[i]f the appellant's brief has not been filed within the time allowed, the appeal may be dismissed." *See also Milby v. Mears*, 580 S.W.2d 724, 727 (Ky. App. 1979) ("[i]t is an established principle of law in Kentucky that an appeal may be dismissed when the appellant fails to file a brief in support of his position.").

Having reviewed the record and being otherwise sufficiently advised; IT IS HEREBY ORDERED that the above-styled appeal shall be, and hereby is, DISMISSED.

ENTERED: 11/09/2026

HON. ALLISON E. JONES
JUDGE, COURT OF APPEALS