

**COURT OF APPEALS OF TEXAS, SECOND APPELLATE DISTRICT AT FORT
WORTH**

Jeffrey Polk Killian v. Angela Nicole Killian

No. 02-18-00239-CV · No. No. 02-18-00239-CV · Decided September 27, 2018

OPINION

PER CURIAM.

In the Court of Appeals Second Appellate District of Texas at Fort Worth
_____, No. 02-18-00239-CV _____
JEFFREY POLK KILLIAN, Appellant V. ANGELA NICOLE KILLIAN, Appellee On Appeal
from the 16th District Court Denton County, Texas Trial Court No. 16-04048-16 Before Sudderth,
C.J.; Walker and Meier, JJ. Opinion by Chief Justice Sudderth MEMORANDUM OPINION After
Appellant Jeffrey Polk Killian filed a notice of appeal on July 27, 2018, we notified him of our
concern that we lacked jurisdiction over the appeal because the trial court clerk had informed us
that the trial judge had not yet signed an appealable order or a final judgment, making the notice
of appeal premature.

See Tex. R. App. P. 26.1(a) (setting deadline to file notice of appeal “after the judgment is
signed”), 27.1(a) (providing that in a civil case, a prematurely filed notice of appeal is effective
and deemed filed on the day of, but after, the event that begins the period for perfecting the
appeal).

We gave the parties until August 16, 2018, to furnish this court with a signed copy of an
appealable order and warned that we would dismiss the appeal for want of jurisdiction if no order
was signed and furnished to us by that date. See Tex. R. App. P. 42.3(a) (providing for involuntary
dismissal for want of jurisdiction).

Because neither party has furnished us with said order, we dismiss the appeal for want of
jurisdiction. See Tex. R. App. P. 43.2(f) (providing for dismissal of appeal). /s/ Bonnie Sudderth
Bonnie Sudderth Chief Justice Delivered: September 27, 2018 2