

**COURT OF APPEALS FOR THE SECOND DISTRICT OF TEXAS, FORT
WORTH**

In the Interest of K.N.H. and L.M.H., Children

No. 2-07-420-CV · No. No. 2-07-420-CV · Decided February 28, 2008

SUMMARY

The Court of Appeals for the Second District of Texas dismissed Bryan Walter's appeal for want of jurisdiction. The trial court's order modifying parent-child relationships did not dispose of Walter's intervention claim for attorney's fees and was not an appealable final judgment or interlocutory order.

OPINION

PER CURIAM.

COURT OF APPEALS SECOND DISTRICT OF TEXAS FORT WORTH NO. 2-07-420-CV IN THE INTEREST OF K.N.H. AND L.M.H., CHILDREN FROM THE 231ST DISTRICT COURT OF TARRANT COUNTY MEMORANDUM OPINION[1] Appellant Bryan Walter attempts to appeal from the trial court's October 17, 2007 order modifying parent-child relationships. Appellant is the former attorney of one of the parents involved in the underlying suit, in which Appellant intervened to recover attorney's fees from his former client.

The trial court's October 17, 2007 order does not dispose of Appellant's petition in intervention and, therefore, is not a final, appealable judgment as to his claim. The order does not name Appellant in its caption or elsewhere, and it does not explicitly dispose of his claim. See Tex. R. Civ. P. 306; *Welch v. Hrabar*, 110 S.W.3d 601, 603, 607-08 (Tex. App. CHouston [14th Dist.]

2003, pet. denied); *City of Austin v. Castillo*, 25 S.W.3d 309, 314-15 (Tex. App. CAustin 2000, pet. denied). Nor does the order fall within the statutory list of appealable interlocutory orders. See Tex. Civ. Prac. & Rem. Code Ann. ' 51.014 (Vernon Supp. 2007).

On December 13, 2007, we notified Appellant of our concern that we lack jurisdiction over this appeal and stated that we would dismiss the appeal unless Appellant or any party desiring to continue the appeal filed on or before December 27 a response showing grounds for continuing the appeal. See Tex. R. App. P. 42.3.

We received no response. Accordingly, because the trial court's October 17, 2007 order is not a final, appealable judgment as to Appellant's claims, we dismiss this appeal for want of jurisdiction. See Tex. R. App. P. 42.3(a), 43.2(f). PER CURIAM PANEL D: GARDNER, WALKER, and MCCOY, JJ. DELIVERED: February 28, 2008 [1]See Tex. R. App. P. 47.4.

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