

FOURTH COURT OF APPEALS OF TEXAS, SAN ANTONIO

In the Interest of A.E.M., a Child

In re A.E.M. · No. 04-15-00577-CV · Decided September 24, 2015

SUMMARY

The Fourth Court of Appeals of Texas ordered the appellant in an accelerated parental-rights termination appeal to provide a reasonable explanation for filing the notice of appeal after the applicable deadline. The court suspended all other appellate deadlines and warned that failure to respond within ten days would result in dismissal.

OPINION

in the Interest of A.E.M., a Child

PER CURIAM.

Fourth Court of Appeals San Antonio, Texas September 24, 2015 No. 04-15-00577-CV IN THE INTEREST OF A.E.M., a Child, From the 438th Judicial District Court, Bexar County, Texas Trial Court No. 2014-PA-01616 Honorable Charles E. Montemayor, Judge Presiding
ORDER

In this accelerated appeal of an order terminating Appellant's parental rights, the trial court signed the termination order on August 19, 2015. Appellant's notice of appeal was due on September 8, 2015. See TEX. R. APP. P. 26.1(b). A motion for extension of time to file a notice of appeal was due not later than September 23, 2015. See id. R. 26.3. Appellant's notice of appeal was filed on September 15, 2015. See generally *Verburgt v. Dorner*, 959 S.W.2d 615, 617 (Tex. 1997) ("[A] motion for extension of time is necessarily implied when an appellant acting in good faith files a [notice of appeal] beyond the time allowed by Rule [26.1], but within the fifteen-day period in which the appellant would be entitled to move to extend the filing deadline under Rule [26.3]."). If the notice was not timely filed, the appellant must offer a reasonable explanation for failing to file the notice of appeal in a timely manner. See id.; TEX. R. APP. P. 26.3, 10.5(b)(1)(C). We ORDER Appellant to file a written response within TEN DAYS of the date of this order presenting a reasonable explanation for failing to file the notice of appeal in a timely manner. See *Verburgt*, 959 S.W.2d at 617. If Appellant fails to respond within the time provided, this appeal will be dismissed. See TEX. R. APP. P. 42.3(c). All other appellate deadlines are SUSPENDED pending further order of this court. _____ Patricia O. Alvarez, Justice IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the said court on this 24th day of September, 2015. _____ Keith E. Hottle Clerk of Court

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