

**COURT OF APPEALS FOR THE THIRTEENTH DISTRICT OF TEXAS,
CORPUS CHRISTI–EDINBURG**

**Joe Kessling D/B/A Kessling Services v. Ricardo Venegas Jr., Crystal
A. Ortiz, and Encanto Envestments, LLC**

No. 13-25-00601-CV · No. No. 13-25-00601-CV · Decided February 26, 2026

SUMMARY

The Thirteenth Court of Appeals of Texas dismissed the appeal for want of jurisdiction. The court held that the order granting partial summary judgment was not appealable, and the appellant failed to cure the jurisdictional defect after notice.

OPINION

Joe Kessling D/B/A Kessling Services v. Ricardo Venegas Jr., Crystal A. Ortiz, and Encanto Envestments, LLC

PER CURIAM.

NUMBER 13-25-00601-CV

COURT OF APPEALS

THIRTEENTH DISTRICT OF TEXAS

CORPUS CHRISTI – EDINBURG

JOE KESSLING

D/B/A KESSLING SERVICES, Appellant, v.

RICARDO VENEGAS JR.,

CRYSTAL A. ORTIZ, AND

ENCANTO ENVESTMENTS, LLC, Appellees.

ON APPEAL FROM THE 148TH DISTRICT COURT

OF NUECES COUNTY, TEXAS

MEMORANDUM OPINION

Before Chief Justice Tijerina and Justices Peña and West Memorandum Opinion by Chief Justice Tijerina This cause is before the Court on its own motion. On November 11, 2025, appellant filed a notice of appeal attempting to appeal an order granting defendant Encanto Envestments, LLC’s motion for partial summary judgment in trial court cause number 2024-DCV-0018-E. On November 12, 2025, the Clerk of the Court notified appellant that it appears the order he is attempting to appeal is unappealable. Appellant was further notified that if the defect was not cured within ten days, the appeal would be dismissed. See TEX. R. APP. P. 42.3. Appellant has failed to respond to the notice or otherwise cure the defect. Upon review of the documents before us, we are of the opinion that the order appellant attempted to appeal is unappealable, and

appellant has failed to correct the defect. Absent an appealable interlocutory order or final judgment, this Court has no jurisdiction over this appeal. See *Ogletree v. Matthews*, 262 W.S.3d 316, 319 n. 1 (Tex. 2007); *Lehmann v. Har-Con Corp.*, 39 S.W.3d 191, 205 (Tex. 2001). Having considered the documents on file and appellant's failure to correct the jurisdictional defect in this matter, we dismiss the appeal for want of jurisdiction. See TEX. R. APP. P. 42.3(a).

JAIME TIJERINA

Chief Justice Delivered and filed on the 26th day of February, 2026. 2