

TEXAS COURT OF APPEALS, FIFTEENTH DISTRICT

Rafael Pizana III v. Glenn Hegar, Comptroller of Public Accounts of the State of Texas; and Ken Paxton, Attorney General of the State of Texas

Pizana · No. 15-26-00024-CV · Decided March 26, 2026

SUMMARY

The Texas Fifteenth Court of Appeals dismissed Rafael Pizana III’s appeal from an order granting the appellees’ plea to the jurisdiction. The court dismissed the appeal under Texas Rule of Appellate Procedure 42.3(c) because the appellant failed to pay the appellate filing fee by the extended deadline.

CASE DETAILS

COURT	Texas Court of Appeals, Fifteenth District
WRITING FOR THE COURT	Chief Justice Brister; Justice Field; Justice Farris
JURISDICTION	Texas Fifteenth Court of Appeals
DECIDED	March 26, 2026
DOCKET	15-26-00024-CV
DISPOSITION	dismissed
PROCEDURAL POSTURE	Appeal from an order granting Appellees' plea to the jurisdiction; the appeal was dismissed for failure to pay the appellate filing fee after notice and an extension.
PRECEDENTIAL VALUE	Published memorandum opinion; no reporter citation appears in the source
PARTIES	Rafael Pizana III v. Glenn Hegar, Comptroller of Public Accounts of the State of Texas, Ken Paxton, Attorney General of the State of Texas

TOPICS

- appellate procedure
- civil procedure
- costs

PRACTICE AREAS

- appellate procedure
- civil procedure
- administrative law

QUESTIONS PRESENTED

1. Whether the appeal should be dismissed because Appellant failed to pay the appellate filing fee after notice and an extension of time.

HOLDINGS

1. An appeal may be dismissed when the appellant fails to pay the appellate filing fee after receiving notice of the deficiency and an extension of time to comply.

FACTUAL BACKGROUND

The appeal challenged a trial-court order granting Appellees' plea to the jurisdiction. The appellate court notified Appellant that the appeal could be dismissed unless the appellate filing fee was paid, granted an extension of time to pay, and again warned that dismissal could occur without further notice. Appellant did not pay the filing fee by the extended deadline.

PROCEDURAL HISTORY

The 126th District Court of Travis County granted Appellees' plea to the jurisdiction in an order signed December 5, 2025. Appellant filed a notice of appeal on January 5, 2026. After notifying Appellant that the appeal was subject to dismissal for nonpayment of the appellate filing fee, the court granted an extension through March 10, 2026, but Appellant still did not pay the fee. The court dismissed the appeal.

DISPOSITION

dismissed

OPINION

PER CURIAM.

Appeal Dismissed and Memorandum Opinion filed March 26, 2026. In The Fifteenth Court of Appeals _____ NO. 15-26-00024-CV _____ RAFAEL PIZANA III, Appellant V. GLENN HEGAR, COMPTROLLER OF PUBLIC ACCOUNTS OF THE STATE OF TEXAS; AND KEN PAXTON, ATTORNEY GENERAL OF THE STATE OF TEXAS, Appellees On Appeal from the 126th District Court Travis County, Texas Trial Court Cause No. D-1-GN-24-002330 MEMORANDUM OPINIOM This is an appeal from an order signed on December 5, 2025, granting Appellees' plea to the jurisdiction.

The notice of appeal was filed on January 5, 2026. On January 30, 2026, we notified Appellant that this appeal is subject to dismissal unless the appellate filing fee was paid on or before February 3, 2026. See TEX. R. APP. P. 5, 12.1(b), 44.3; TEX. GOV'T CODE ANN. § 51.207.

On February 18, 2026, Appellant requested an extension of time to pay the filing fee, which we granted, giving Appellant until March 10, 2026, to pay the filing fee. We again notified Appellant

that the appeal was subject to dismissal without further notice for failure to comply.

To date, Appellant has not paid the appellate filing fee. Accordingly, we dismiss the appeal. See TEX. R. APP. P. 42.3(c), 43.2(f). PER CURIAM Panel consists of Chief Justice Brister and Justices Field and Farris. 2