

**COURT OF APPEALS FOR THE SEVENTH DISTRICT OF TEXAS AT
AMARILLO**

**Robert Epega and Million Dollar Transportation, LLC v. Bruckner
Truck Sales and Volvo Financial Services**

No. 07-26-00281-CV · No. 07-26-00281-CV · Decided June 10, 2026

SUMMARY

The Seventh District Court of Appeals of Texas dismissed the appeal for want of jurisdiction because the appellants filed their notice of appeal after the deadline. The court also dismissed the appeal because the appellants failed to pay the required filing fee or seek permission to proceed without paying court costs.

OPINION

Robert Epega and Million Dollar Transportation, LLC v. Bruckner Truck Sales
PER CURIAM.

In The Court of Appeals Seventh District of Texas at Amarillo No. 07-26-00281-CV
ROBERT EPEGA AND MILLION DOLLAR TRANSPORTATION, LLC, APPELLANTS
V.

BRUCKNER TRUCK SALES AND VOLVO FINANCIAL SERVICES, APPELLEES

On Appeal from the 47th District Court Potter County, Texas Trial Court No. 112767-A-CV,
Honorable Dee Johnson, Presiding June 10, 2026

MEMORANDUM OPINION

Before PARKER, C.J., and YARBROUGH and PRATT, JJ. Appellants, Robert Epega and Million Dollar Transportation, LLC, appeal from the trial court's Order on Defendant Bruckner Truck Sales' Motion for Summary Judgment. Because Appellants filed a late notice of appeal and failed to pay the required filing fee, we dismiss the appeal. The trial court signed the summary judgment order on January 16, 2026. Because Appellants timely filed a motion for new trial, their notice of appeal was due within ninety days after the order was signed, by April 16, 2026. See TEX. R. APP. P. 26.1(a). Appellants filed a notice of appeal on May 18, 2026. A timely notice of appeal is essential to invoking this Court's jurisdiction. See TEX. R. APP. P. 25.1(b), 26.1; *Verburgt v. Dorner*, 959 S.W.2d 615, 616–17 (Tex. 1997). By letter of May 20, 2026, we notified Appellants that their notice of appeal appeared untimely and directed them to show how we have jurisdiction over the appeal by June 1, 2026. To date, Appellants have not filed a response or had any further communication with the Court. Appellants also failed to pay the required filing fee upon filing a notice of appeal. By letter of May 19, 2026, we notified Appellants that unless they were excused from paying court costs under Rule of Appellate Procedure 20.1, failure to pay the filing fee by

May 29, 2026, would result in dismissal of the appeal. Appellants have yet to pay the filing fee or seek leave to proceed without payment of court costs. Accordingly, we dismiss this untimely appeal for want of jurisdiction and because Appellants failed to pay the requisite filing fee. See TEX. R. APP. P. 42.3(a), (c). Per Curiam 2

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