

Dismissed and Memorandum Opinion filed October 28, 2010.



In The

**Fourteenth Court of Appeals**

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NO. 14-10-00803-CV  
NO. 14-10-00805-CV  
NO. 14-10-00806-CV

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**JAMES D. STRACHAN AND JAMES G. STRACHAN, Appellants**

**V.**

**BYRON K. BARCLAY, LORI A. HOOD, AND THE HONORABLE JAMES H. SHOEMAKE (INDIVIDUALLY AND IN HIS CAPACITY AS JUDGE, 434TH DISTRICT COURT), Appellees**

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**On Appeal from the 434th District Court  
Fort Bend County, Texas  
Trial Court Cause Nos. 08-CV-163648, 05-DCV-146261 & 08-DCV-168631**

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**MEMORANDUM OPINION**

These are attempted appeals from an order signed August 5, 2010. The clerk's records were filed on September 14, 2010 and September 18, 2010.

Generally, appeals may be taken only from final judgments. *Lehmann v. Har-Con Corp.*, 39 S.W.3d 191, 195 (Tex. 2001). Interlocutory orders may be appealed only if

permitted by statute. *Bally Total Fitness Corp. v. Jackson*, 53 S.W.3d 352, 352 (Tex. 2001); *Jack B. Anglin Co., Inc. v. Tipps*, 842 S.W.2d 266, 272 (Tex. 1992) (orig. proceeding). The order appellants attempt to appeal is an order granting attorneys fees and court costs caused by a tertiary recusal motion.

On September 20, 2010, notification was transmitted to the parties of this court's intention to dismiss the appeals for want of jurisdiction unless appellants filed a response demonstrating grounds for continuing the appeal on or before October 1, 2010. *See* Tex. R. App. P. 42.3(a).

Appellants filed a motion to extend time to file their brief, but failed to demonstrate that this court has jurisdiction over the appeal.

Accordingly, the appeal is ordered dismissed.

PER CURIAM

Panel consists of Chief Justice Hedges and Justices Anderson and Brown.