

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-17-00363-CR

CURTIS ALLEN GARRISON, Appellant

V.

THE STATE OF TEXAS, Appellee

On Appeal from the 163rd District Court
Orange County, Texas
Trial Cause No. B130137-R

MEMORANDUM OPINION

Appellant, Curtis Allen Garrison, proceeding pro se, attempts to appeal an “Order Denying Motion For Recusal Of Judge” entered on August 17, 2017. (NOA p. 2) On September 27, 2017, the Clerk of this Court notified the parties that it appeared that the order from which the appeal was taken was not an appealable order and requested the parties file a written response containing argument and supporting authority by Thursday, October 12, 2017, showing that our jurisdiction over this appeal has been established or we would dismiss the appeal for lack of jurisdiction.

Appellant has failed to respond to the Court's directive. We dismiss this appeal for want of jurisdiction.

The notice of appeal seeks to appeal the denial of a motion to recuse. The procedures for recusal of judges, in both civil and criminal cases, is set out in Texas Rule of Civil Procedure 18a. *See* Tex. R. Civ. P. 18a; *Arnold v. State*, 853 S.W.2d 543, 544 (Tex. Crim. App. 1993). Under Rule 18a, an “order denying a motion to recuse may be reviewed only for abuse of discretion on appeal from the final judgment.” Tex. R. Civ. P. 18a(j)(1)(A). Nothing in the rule confers a right to an interlocutory appeal from an order denying a motion to recuse. “We have no jurisdiction to review interlocutory orders except in narrow circumstances not present here.” *Means v. State*, 825 S.W.2d 260, 260 (Tex. App.—Houston [1st Dist.] 1992, no writ) (dismissing interlocutory appeal from order denying motion for recusal for lack of jurisdiction). Accordingly, we hold the order from which the appellant appeals is not appealable. The appeal is dismissed for want of jurisdiction.

APPEAL DISMISSED FOR LACK OF JURISDICTION.

LEANNE JOHNSON
Justice

Submitted on October 31, 2017
Opinion Delivered November 1, 2017
Do Not Publish

Before Kreger, Horton, and Johnson, JJ.