



**COURT OF APPEALS
SECOND DISTRICT OF TEXAS
FORT WORTH**

NO. 02-12-00419-CV

Gilda Ferrell Dunson	§	From County Court at Law No. 1
	§	of Tarrant County (2012-004031-1)
v.	§	November 21, 2012
GMAC Mortgage, LLC	§	Per Curiam

JUDGMENT

This court has considered the record on appeal in this case and holds that the appeal should be dismissed. It is ordered that the appeal is dismissed for want of jurisdiction.

SECOND DISTRICT COURT OF APPEALS

PER CURIAM



**COURT OF APPEALS
SECOND DISTRICT OF TEXAS
FORT WORTH**

NO. 02-12-00419-CV

GILDA FERRELL DUNSON

APPELLANT

V.

GMAC MORTGAGE, LLC

APPELLEE

FROM COUNTY COURT AT LAW NO. 1 OF TARRANT COUNTY

MEMORANDUM OPINION¹

This is an attempted appeal from an order signed October 5, 2012, sustaining the contest to appellant's affidavit of indigency in the underlying trial court proceeding. See Tex. R. Civ. P. 145(a) (directing clerk to docket an action and issue citation without payment of costs when a party files an affidavit of

¹See Tex. R. App. P. 47.4.

indigency with an original action). This court lacks jurisdiction to consider this appeal.

Generally, appellate courts have jurisdiction to review a trial court's rulings after entry of a judgment finally disposing of the case. *Lehmann v. Har-Con Corp.*, 39 S.W.3d 191, 195 (Tex. 2001). Interlocutory appellate jurisdiction is an exception to this general rule; it enables appellate courts to review a trial court's ruling while the case is still pending before the trial court. See *Tex. A & M Univ. Sys. v. Koseoglu*, 233 S.W.3d 835, 840–41 (Tex. 2007). As an intermediate appellate court, we lack jurisdiction to review an interlocutory order unless a statute specifically authorizes an exception to the general rule that appeals may only be taken from final judgments. *Qwest Commc'ns Corp. v. AT & T Corp.*, 24 S.W.3d 334, 336 (Tex. 2000).

There is no statute authorizing an interlocutory appeal from an indigency ruling pursuant to Texas Rule of Civil Procedure 145. See *Tex. Civ. Prac. & Rem. Code Ann. § 51.014(a)* (West Supp. 2012). In contrast, a trial court's order sustaining a contest to an affidavit of indigency filed in connection with an already pending appeal is appealable. See *Tex. R. App. P. 20.1(j)*; *In re Arroyo*, 988 S.W.2d 737, 738–39 (Tex. 1998) (orig. proceeding).

Here, the record contains no final, appealable order. On October 26, 2012, we notified Appellant of our concern that we lacked jurisdiction over this case and requested that Appellant or any party desiring to continue the appeal file a response by November 5, 2012. Appellant filed a response, but it does not

present grounds for continuing the appeal. We therefore dismiss this appeal for lack of jurisdiction. See Tex. R. App. P. 42.3(a).

PER CURIAM

PANEL: GARDNER, WALKER, and MCCOY, JJ.

DELIVERED: November 21, 2012