



NUMBER 13-10-00227-CV

COURT OF APPEALS

THIRTEENTH DISTRICT OF TEXAS

CORPUS CHRISTI - EDINBURG

ALVARO SANCHEZ,

Appellant,

v.

OMAR LUCIO, CAMERON COUNTY SHERIFF, ET AL.,

Appellees.

On "Order Adopting Magistrate Judge's Report and Recommendation"

MEMORANDUM OPINION

**Before Chief Justice Valdez and Justices Yañez and Garza
Memorandum Opinion Per Curiam**

Appellant, Alvaro Sanchez, attempts to appeal an "Order Adopting Magistrate Judge's Report and Recommendation" entered by the United States District Court Southern District of Texas Brownsville Division on March 2, 2010. Upon receipt of the notice of appeal, the Clerk of this Court notified Sanchez that it did not appear that this Court has jurisdiction, so that steps could be taken to correct the defect, if it could be

done. See TEX. R. APP. P. 37.1, 42.3. The Clerk further notified Sanchez that the appeal would be dismissed if the defect was not corrected after the expiration of ten days from receipt of the Court's notice. In response, Sanchez has sent numerous handwritten documents, including an "Application for Certificate of Appealability Under to Comply with 28 U.S.C. §2253."

The Court, having fully reviewed and considered the documents herein, concludes that the order appealed from fails to invoke our appellate jurisdiction and is of the opinion that the cause should be dismissed. In terms of appellate jurisdiction, each court of appeals has appellate jurisdiction of all civil cases within its district of which the district courts or county courts have jurisdiction when the amount in controversy or the judgment rendered exceeds \$250, exclusive of interest and costs. See TEX. GOV'T CODE ANN. §22.220 (Vernon 2004). In this case, the order appealed from was not from a district or county court, rather it was an order issued by the United States Southern District Court.

The Court, having examined and fully considered the documents on file, is of the opinion that the appeal should be dismissed for want of jurisdiction. Accordingly, the appeal is hereby DISMISSED FOR WANT OF JURISDICTION. See TEX. R. APP. P. 42.3(a),(c).

PER CURIAM

Delivered and filed the
22nd day of July, 2010.