

COURT OF APPEALS
EIGHTH DISTRICT OF TEXAS
EL PASO, TEXAS

ANTHONY BOSCH,	§	No. 08-08-00184-CV
Appellant,	§	Appeal from the
v.	§	388th Judicial District Court
ALIETTE BOSCH,	§	of El Paso County, Texas
Appellee.	§	(TC# 2007CM2817)
	§	

MEMORANDUM OPINION

Pending before the Court is Appellee Aliette Bosch's motion to dismiss this appeal for lack of jurisdiction. Finding that a final, appealable order has not been entered by the trial court, we will dismiss the appeal.

Final judgment was entered in this case by the trial court on February 19, 2008. Subsequently, however, the trial court granted Mr. Bosch's motion for new trial on issues of conservatorship, support, and arrearages. The notice of appeal was filed following entry of the trial court's order granting a new trial.

Appellate courts generally have jurisdiction over final judgments, and such interlocutory orders as the Legislature deems appealable by statute. *See* TEX.CIV.PRAC.&REM.CODE ANN. § 51.012 and § 51.014 (Vernon 2008); *Ruiz v. Ruiz*, 946 S.W.2d 123, 124 (Tex.App.--El Paso 1997, no pet.). Because issues of conservatorship, support, and arrearage remain pending due to the trial court's decision to grant Mr. Bosch's motion for new trial, the February 19, 2008 judgment is not final and appealable. Therefore, Appellee's motion to dismiss the appeal for

lack of jurisdiction is granted, and the appeal is dismissed.

Also pending before the Court are Appellant's motions to supplement the reporter's record and to extend the time to file an appellant's brief. Given the disposition of Appellee's motion to dismiss the appeal, we deny these remaining motions as moot.

November 6, 2008

DAVID WELLINGTON CHEW, Chief Justice

Before Chew, C.J., McClure, and Carr, JJ.
McClure, J., Not Participating