

**DISMISS; and Opinion Filed October 28, 2016.**



**In The  
Court of Appeals  
Fifth District of Texas at Dallas**

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**No. 05-16-00913-CV**

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**IN THE INTEREST OF L.I.M., A CHILD**

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**On Appeal from the 366th Judicial District Court  
Collin County, Texas  
Trial Court Cause No. 366-56180-2013**

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**MEMORANDUM OPINION**

Before Justices Bridges, Lang-Miers, and Whitehill  
Opinion by Justice Lang-Miers

Because temporary orders in family law cases are not subject to direct appeal, we instructed appellant to file a letter brief explaining how this Court has jurisdiction over this appeal from the trial court's temporary order directing appellant to submit to drug testing. *See* TEX. FAM. CODE ANN. § 105.001(e) (West 2014); *Mason v. Mason*, 256 S.W.3d 716, 718 (Tex. App.—Houston [14<sup>th</sup> Dist.] 2008, no pet.) Appellant complied, but his argument attacks the propriety of the order instead of the Court's jurisdiction.

As nothing in the record before us demonstrates we have jurisdiction, we dismiss the appeal. *See* TEX. R. APP. P. 42.3(a).

/Elizabeth Lang-Miers/  
**ELIZABETH LANG-MIERS**  
**JUSTICE**



**Court of Appeals  
Fifth District of Texas at Dallas**

**JUDGMENT**

IN THE INTEREST OF L.I.M., A CHILD

No. 05-16-00913-CV

On Appeal from the 366th Judicial District  
Court, Collin County, Texas  
Trial Court Cause No. 366-56180-2013.  
Opinion delivered by Justice Lang-Miers.  
Justices Bridges and Whitehill participating.

In accordance with this Court's opinion of this date, we **DISMISS** the appeal.

We **ORDER** appellee Melanie S. Lusk recover her costs, if any, of this appeal from appellant Robert James Moore.

Judgment entered this 28th day of October, 2016.