

**DISMISS; and Opinion Filed January 20, 2017.**



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

---

**No. 05-16-01513-CV**

---

**IN RE ARTHUR L. ALLEN, JR., Relator**

---

**Original Proceeding from the 354th Judicial District Court  
Hunt County, Texas  
Trial Court Cause No. 22,364**

---

**MEMORANDUM OPINION**

Before Justices Lang-Miers, Evans, and Schenck  
Opinion by Justice Schenck

Before the Court is relator's December 28, 2016 petition for writ of mandamus in which relator asks the Court to order the district clerk to provide relator a copy of the trial court's orders and clerk's index pages. We do not have mandamus jurisdiction over a district clerk unless the clerk is interfering with our appellate jurisdiction. TEX. GOV'T CODE § 22.221(a)-(b) (West 2004); *In re Wilkerson*, 05-16-00322-CV, 2016 WL 1320815, at \*1 (Tex. App.—Dallas Apr. 5, 2016, orig. proceeding) (citing *In re Simpson*, 997 S.W.2d 939, 939 (Tex. App.—Waco 1999, orig. proceeding)). No appeal is pending, and our jurisdiction is not in jeopardy. Accordingly, we dismiss the petition for want of jurisdiction.

---

/David J. Schenck/  
DAVID J. SCHENCK  
JUSTICE