

Dismissed and Opinion Filed March 1, 2018



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

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No. 05-17-01379-CV

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**NATIONAL JUDGMENT RECOVERY CENTER, L.P. AS ASSIGNEE OF UNIFUND  
CCR PARTNERS ASSIGNEE OF FIRST CARD CONV, Appellant**

**V.**

**MARCIA M. SWEET, Appellee**

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**On Appeal from the County Court at Law No. 5  
Dallas County, Texas  
Trial Court Cause No. CC-06-00504-E**

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**MEMORANDUM OPINION**

Before Justices Francis, Brown, and Stoddart  
Opinion by Justice Francis

We questioned our jurisdiction over this appeal after reviewing the clerk's record because it did not appear the trial court had signed a final judgment or appealable order. *See Farmer v. Ben E. Keith Co.*, 907 S.W.2d 495, 496 (Tex. 1995) (per curiam) (appellate timetable does not begin to run until appealable written order or judgment is signed). On January 2, 2018, we directed appellant to file, no later than January 12, 2018, a letter brief addressing our concern and cautioned appellant that the appeal could be dismissed without further notice if it failed to comply. *See* TEX. R. APP. P. 42.3(a),(c). To date, appellant has not complied.

Because an appeal can only be taken from a written final judgment or appealable order, and the record before us does not show a judgment or appealable order has been signed, we dismiss

the appeal. *See id.* 26.1, 42.3(a); *Ganesan v. Reeves*, 236 S.W.3d 816, 817 (Tex. App.—Waco 2007, pet. denied).

/Molly Francis/  
MOLLY FRANCIS  
JUSTICE

171379F.P05



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

**JUDGMENT**

NATIONAL JUDGMENT RECOVERY  
CENTER, L.P. AS ASSIGNEE OF  
UNIFUND CCR PARTNERS ASSIGNEE  
OF FIRST CARD CONV, Appellant

On Appeal from the County Court at Law  
No. 5, Dallas County, Texas  
Trial Court Cause No. CC-06-00504-E.  
Opinion delivered by Justice Francis.  
Justices Brown and Stoddart participating.

No. 05-17-01379-CV      V.

MARCIA M. SWEET, Appellee

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

We **ORDER** appellee Marcia M. Sweet recover her costs, if any, of this appeal from appellant National Judgment Recovery Center, L.P. as Assignee of Unifund CCR Partners Assignee of First Card Conv.

Judgment entered March 1, 2018.