

**DISMISS and Opinion Filed December 28, 2018**



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

---

**No. 05-18-01220-CV**

---

**JULES DYLAN STUER, Appellant  
V.  
SUSAN DUESLER, Appellee**

---

**On Appeal from the 298th Judicial District Court  
Dallas County, Texas  
Trial Court Cause No. DC-18-07494**

---

**MEMORANDUM OPINION**

Before Chief Justice Wright, Justice Evans, and Justice Brown  
Opinion by Chief Justice Wright

By letter dated November 9, 2018, the Court questioned its jurisdiction over this appeal as it appeared the judgment was not final. We instructed appellant to file a letter brief addressing the Court's concern.

Generally, this Court has jurisdiction only over appeals from final judgments. *See Lehmann v. Har-Con Corp.*, 39 S.W.3d 191, 195 (Tex. 2001). A final judgment is one that disposes of all pending parties and claims. *Id.*

Appellee filed a motion seeking to dismiss appellant's claims and recover her attorney's fees. In the trial court's Order Dismissing Plaintiff's Claims, the court stated that attorney's fees would be determined at a subsequent hearing. Thus, the claim for attorney's fees remains pending. Although appellant filed a letter brief, she failed to address the jurisdictional issue.

Because appellee's claim for attorney's fees remains pending in the trial court, this Court lacks jurisdiction over this appeal. *See id.* Accordingly, we dismiss the appeal for want of jurisdiction. *See* TEX. R. APP. P. 42.3(a).

/Carolyn Wright/  
\_\_\_\_\_  
CAROLYN WRIGHT  
CHIEF JUSTICE

181220F.P05



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

**JUDGMENT**

JULES DYLAN STUER, Appellant

No. 05-18-01220-CV      V.

SUSAN DUESLER, Appellee

On Appeal from the 298th Judicial District  
Court, Dallas County, Texas

Trial Court Cause No. DC-18-07494.

Opinion delivered by Chief Justice Wright.

Justices Evans and Brown participating.

In accordance with this Court's opinion of this date, the appeal is **DISMISSED**.

Judgment entered December 28, 2018