

**Dismissed and Opinion Filed September 9, 2020**



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

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**No. 05-20-00608-CV**

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**IN THE INTEREST OF H.J.S., A CHILD**

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**On Appeal from the 303rd Judicial District Court  
Dallas County, Texas  
Trial Court Cause No. DF-16-25137**

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**MEMORANDUM OPINION**

Before Justices Schenck, Osborne, and Partida-Kipness  
Opinion by Justice Partida-Kipness

Appellant appeals from the trial court's February 10, 2020 order in a suit to modify the parent-child relationship. Because appellant filed a timely request for findings of fact and conclusions of law, the notice of appeal was due no later than May 11, 2020 or, with an extension motion, May 26, 2020. *See* TEX. R. APP. P. 4.1(a); 26.1(a); 26.3. The notice of appeal, however, was not filed until June 12, 2020.

At our request, appellant filed a jurisdictional letter brief. *See Brashear v. Victoria Gardens of McKinney*, 302 S.W.3d 542, 545 (Tex. App.—Dallas 2009, no pet.) (op. on reh'g) (timely filing of notice of appeal is jurisdictional). However,

nothing in his brief demonstrates our jurisdiction over this appeal. Accordingly, we dismiss this appeal for want of jurisdiction. *See* TEX. R. APP. P. 42.3(a); *Brashear*, 302 S.W.3d at 545.

/Robbie Partida-Kipness/  
ROBBIE PARTIDA-KIPNESS  
JUSTICE

200608F.P05



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

**JUDGMENT**

IN THE INTEREST OF H.J.S., A  
CHILD

No. 05-20-00608-CV

On Appeal from the 303rd Judicial  
District Court, Dallas County, Texas  
Trial Court Cause No. DF-16-25137.  
Opinion delivered by Justice Partida-  
Kipness. Justices Schenck and  
Osborne participating.

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

It is **ORDERED** that appellee Avery Nicole Shultz recover her costs of this  
appeal from appellant Burke Shultz.

Judgment entered this 9th day of September, 2020.