

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



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

---

**No. 05-20-00647-CV**

---

**JARELLE HIGHTOWER, Appellant  
V.  
CHELSEA WADE,<sup>1</sup> Appellee**

---

**On Appeal from the 59th Judicial District Court  
Grayson County, Texas  
Trial Court Cause No. FA-17-0186**

---

**MEMORANDUM OPINION**

Before Justices Molberg, Carlyle, and Browning  
Opinion by Justice Molberg

This appeal, from a protective order signed March 7, 2017, was filed June 29, 2020. Because the appeal was filed more than three years after the order was signed and appeared untimely, we questioned our jurisdiction and directed appellant to file a letter brief addressing our concern. *See* TEX. R. APP. P. 26.1 (setting deadlines for filing notice of appeal ranging from twenty days to six months from date judgment is signed), 26.3 (allowing fifteen-day extension of time to file notice of appeal). Appellant complied but did not address the timeliness of the appeal.

---

<sup>1</sup> Appellant identifies appellee in his notice of appeal as Chelsea Pearl, but the protective order identifies her as Chelsea Wade, her former name. We use the name in the protective order.

The timely filing of notice of appeal is a jurisdictional prerequisite. *Brashear v. Victoria Gardens of McKinney, L.L.C.*, 302 S.W.3d 542, 545 (Tex. App.—Dallas 2009, no pet.) (op. on reh’g). Accordingly, because the notice of appeal here was untimely filed, we lack jurisdiction and dismiss the appeal. *See* TEX. R. APP. P. 42.3(a).

200647f.p05

/Ken Molberg//  
KEN MOLBERG  
JUSTICE

---



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

**JUDGMENT**

JARELLE HIGHTOWER, Appellant

No. 05-20-00647-CV      V.

CHELSEA WADE, Appellee

On Appeal from the 59th Judicial  
District Court, Grayson County,  
Texas

Trial Court Cause No. FA-17-0186.

Opinion delivered by Justice  
Molberg, Justices Carlyle and  
Browning participating.

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

Judgment entered this 9<sup>th</sup> day of September, 2020.