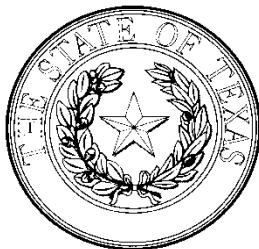


Opinion issued November 24, 2015



In The
Court of Appeals
For The
First District of Texas

NO. 01-15-00573-CV

**COLE DISTRIBUTION, INC., COLE CHEMICAL & DISTRIBUTING,
INC., PRINCESS PROPERTIES LIMITED PARTNERSHIP, COLE
INTERNATIONAL, INC., AND DONNA F. COLE,
Appellants**

V.

**VEXAPAK L.L.C., ANTONIO GONZALEZ CORTEZ AKA ANTONIO
GONZALEZ JR. AKA ANTONIO D. GONZALEZ AKA ANTONIO D.
GONZALEZ CORTES AND ANTONIO GONZALEZ CARDENAS,
Appellees**

**On Appeal from the 125th District Court
Harris County, Texas
Trial Court Case No. 2008-27646**

MEMORANDUM OPINION

Appellants filed notices of appeal attempting to appeal a final judgment rendered on April 2, 2015. On July 10, 2015, while the appellate case was pending, the trial court entered an order vacating its final judgment and ordering that a new judgment would be entered upon consideration of the parties' motions to modify the judgment. In August and September 2015, this Court respectively granted Appellants' motions to abate and to continue abatement of the appeal pending the trial court's entering a final judgment. A new final judgment has not been entered and, on November 3, 2015, this Court denied Appellants' most recent request to continue abatement.

This Court has jurisdiction only over appeals from final judgments and those interlocutory orders specifically authorized by statute. *See Bison Bldg. Materials, Ltd. v. Aldridge*, 422 S.W.3d 582, 585 (Tex. 2012); *CMH Homes v. Perez*, 340 S.W.3d 444, 447–48 (Tex. 2011); *Lehmann v. Har-Con Corp.*, 39 S.W.3d 191, 200 (Tex.2001); *see also* TEX. CIV. PRAC. & REM. CODE ANN. § 51.014 (West 2015) (authorizing appeals from certain interlocutory orders). Because the trial court withdrew its final judgment and has not entered a subsequent final judgment, the Court directed the parties that it might dismiss the appeal for lack of jurisdiction unless the parties filed a response demonstrating the Court's jurisdiction over the appeal. *See* TEX. R. APP. P. 42.3(a), 43.2(f). The parties failed to file a response.

Accordingly, because the trial court withdrew its final judgment and nothing in the record indicates that the trial court has since entered a final judgment or an appealable interlocutory order, we dismiss the appeal for want of jurisdiction. *See Gunn v. Tracy*, No. 05-11-00161-CV, 2011 WL 1663088, at *1 (Tex. App.—Dallas May 4, 2011, no pet.) (dismissing appeal for lack of jurisdiction after trial court withdrew final judgment); *Sanchez v. Olivas*, No. 08-06-00138-CV, 2006 WL 2480803, at *1 (Tex. App.—El Paso Aug. 29, 2006, no pet.) (same). We dismiss all pending motions as moot.

PER CURIAM

Panel consists of Justices Jennings, Keyes, and Bland.