



Fourth Court of Appeals
San Antonio, Texas

MEMORANDUM OPINION

No. 04-16-00440-CV

Samuel C. **PERKINS**,
Appellant

v.

Barbara J. **PETITE**,
Appellee

From the 407th Judicial District Court, Bexar County, Texas
Trial Court No. 2016CI02994
Honorable Solomon Casseb III, Judge Presiding

PER CURIAM

Sitting: Patricia O. Alvarez, Justice
Luz Elena D. Chapa, Justice
Jason Pulliam, Justice

Delivered and Filed: October 26, 2016

DISMISSED FOR WANT OF JURISDICTION

Appellant Samuel C. Perkins is an inmate representing himself in a civil lawsuit. Although the clerk's record has not been filed, our records indicate the trial court signed the complained of judgment on April 25, 2015, but no motion for new trial, motion to modify, correct, or reform the judgment, or other post-judgment motion extending the deadline to file a notice of appeal was filed. *See* TEX. R. CIV. P. 329b(a). Appellant's notice of appeal was due on May 25, 2016. *See* TEX. R. APP. P. 26.1(a). A motion for extension of time was due not later than June 9, 2016. *See*

id. R. 26.3. Appellant's notice of appeal was filed on July 5, 2016. *See generally Verburgt v. Dorner*, 959 S.W.2d 615, 617 (Tex. 1997).

On September 8, 2016, we advised Appellant that a timely notice of appeal is necessary to invoke this court's appellate jurisdiction. *See* TEX. R. APP. P. 25.1(b). *See generally Verburgt*, 959 S.W.2d at 617. We ordered Appellant to show cause in writing to this court by September 29, 2016, why this appeal should not be dismissed for want of jurisdiction. We warned Appellant that if he failed to respond within the time provided, the appeal would be dismissed. *See* TEX. R. APP. P. 42.3.

To date, Appellant has filed no response to our September 8, 2016 order. Therefore, this appeal is dismissed for want of jurisdiction. *See id.*

PER CURIAM