



Fourth Court of Appeals
San Antonio, Texas

MEMORANDUM OPINION

No. 04-17-00122-CV

James **BURLEY**, Jr.,
Appellant

v.

BEXAR COUNTY, et al.,
Appellees

From the 45th Judicial District Court, Bexar County, Texas
Trial Court No. 2012TA101906
Honorable Richard Price, Judge Presiding

PER CURIAM

Sitting: Rebeca C. Martinez, Justice
Patricia O. Alvarez, Justice
Luz Elena D. Chapa, Justice

Delivered and Filed: June 21, 2017

DISMISSED FOR LACK OF JURISDICTION

Appellant attempts to appeal from a final judgment signed on August 29, 2016. The notice of appeal, however, was not filed until February 24, 2017, well after the prescribed time limit for perfecting appeal. *See* TEX. R. APP. P. 26.1, 26.3. “[O]nce the period for granting a motion for extension of time under Rule [26.3] has passed, a party can no longer invoke the appellate court’s jurisdiction.” *See Verburgt v. Dorner*, 959 S.W.2d 615, 617 (Tex. 1997) (construing the predecessor to Rule 26); *In re Estate of Padilla*, 103 S.W.3d 563, 567 (Tex. App.—San Antonio 2003, no pet.); *Grondoma v. Sutton*, 991 S.W.2d 90, 93 (Tex. App.—Austin 1998, pet. denied).

Accordingly, on April 27, 2017, we ordered appellant to show cause in writing why this appeal should not be dismissed for lack of jurisdiction. Appellant did not respond. We, therefore, dismiss the appeal for lack of jurisdiction. *See* TEX. R. APP. P. 42.3(a).

PER CURIAM