

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-15-00115-CV

IN THE INTEREST OF L.G.

On Appeal from the County Court at Law No. 3
Montgomery County, Texas
Trial Cause No. 12-11-12087 CV

MEMORANDUM OPINION

E.W., the father of L.G., a minor child, filed a notice of appeal from the trial court's order of March 31, 2015, which approved L.G.'s removal from his placement in Arizona under the Interstate Compact on the Placement of Children and approved L.G.'s placement by the Texas Department of Family and Protective Services in Texas. *See generally* Tex. Fam. Code Ann. § 162.102 (West 2014) (the Interstate Compact on the Placement of Children, or "ICPC"). At all times relevant to this appeal, the Texas Department of Family and Protective Services has been the child's permanent managing conservator. In general, incidental orders signed

after the Department has been appointed as a child's permanent managing conservator are not appealable as final orders. *See In re H.M.C.*, No. 10-14-00059-CV, 2014 WL 2463079, at *1 (Tex. App.—Waco Mar. 20, 2014, no pet.) (mem. op.); *In re A.J.*, No. 02-11-00442-CV, 2012 WL 171262, at *1 (Tex. App.—Fort Worth Jan. 19, 2012, no pet.) (mem. op.) (permanency hearing orders). We notified the parties that the appeal would be dismissed unless our jurisdiction over the appeal could be established. After reviewing the parties' responses, the clerk's record, and the reporter's record of the hearing on the Department's motion, we conclude that the trial court's March 31, 2015 order is not a final order from which an appeal is authorized. Accordingly, we dismiss the appeal for lack of jurisdiction.

APPEAL DISMISSED.

HOLLIS HORTON
Justice

Submitted on May 20, 2015
Opinion Delivered May 21, 2015

Before McKeithen, C.J., Kreger and Horton, JJ.