

**In The**  
***Court of Appeals***  
***Ninth District of Texas at Beaumont***

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**NO. 09-18-00007-CV**

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**JOHN C. DEATON JR. AND ELIZABETH DEATON, Appellants**

**V.**

**ENTERPRISE TE PRODUCTS PIPELINE LLC, Appellee**

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**On Appeal from the 58th District Court**  
**Jefferson County, Texas**  
**Trial Cause No. A-200,797**

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**MEMORANDUM OPINION**

On January 4, 2018, John C. Deaton Jr. and Elizabeth Deaton filed a notice of appeal of an order signed on December 20, 2017. We docketed the appeal and granted a fifteen-day extension of time to file a petition for a permissive appeal. *See* Tex. R. App. P. 12.1, 28.3(d). On January 10, 2018, we notified the parties that the appeal would be dismissed unless a petition for a permissive appeal was filed by the January 19, 2018, deadline. *See* Tex. R. App. P. 42.3. No response has been filed.

A petition for a permissive appeal must be filed within fifteen days after the order to be appealed is signed. *See* Tex. R. App. P. 28.3(c). An extension may be granted if a party files the petition within fifteen days after the deadline and files a motion for extension of time. Tex. R. App. P. 28.3(d). In this case, the appellants filed a motion but did not file a petition within the time required. *Id.* Accordingly, we dismiss the appeal. *See* Tex. R. App. P. 43.2(f).

APPEAL DISMISSED.

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CHARLES KREGER  
Justice

Submitted on January 31, 2018  
Opinion Delivered February 1, 2018

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