



**In The
Court of Appeals
Seventh District of Texas at Amarillo**

No. 07-20-00259-CV

**IN THE MATTER OF THE MARRIAGE OF SAMANTHA CHRISTINA KISSELBURG
AND JEREMEY MIQUEL KISSELBURG AND IN THE INTEREST OF Z.J.K., A CHILD**

On Appeal from the 181st District Court
Randall County, Texas
Trial Court No. 75,755-B, Honorable Richard Dambold, Presiding

October 23, 2020

MEMORANDUM OPINION

Before QUINN, C.J., and PARKER and DOSS, JJ.

Appellant, Jeremy Miquel Kisselburg, filed a notice of appeal from the trial court's *Final Decree of Divorce* without paying the requisite filing fee. By letter of September 28, 2020, the Clerk of this Court notified Kisselburg that the filing fee was overdue and that unless he was excused from paying court costs under Rule of Appellate Procedure 20.1, failure to pay the filing fee by October 8 would result in dismissal of the appeal. To date, Kisselburg has not paid the filing fee or sought leave to proceed without payment of court costs.

Unless a party is excused from paying a filing fee, the Clerk of this Court is required to collect filing fees set by statute or by the Texas Supreme Court when an item is

presented for filing. See TEX. R. APP. P. 5, 12.1(b), 20.1. Although the filing of a proper notice of appeal invokes an appellate court's jurisdiction, if a party fails to follow the prescribed rules of appellate procedure, the appeal may be dismissed. TEX. R. APP. P. 25.1(b).

Because Kisselburg failed to comply with a requirement of the appellate rules and a notice from the Clerk requiring action within a specified time, we dismiss the appeal. See TEX. R. APP. P. 42.3(c).

Per Curiam