

TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN

NO. 03-02-00390-CV

**ROCOR International, Inc. f/k/a ROCOR Transportation Companies, Inc.
d/b/a ROCOR Transportation, Appellant**

v.

**Pars Leasing, Inc d/b/a Pars Leasing and Sayed Ahmad Pourghoraishi
a/k/a Andy Pour, Appellees**

**FROM THE DISTRICT COURT OF TRAVIS COUNTY, 98TH JUDICIAL DISTRICT
NO. GN200083, HONORABLE DARLENE BYRNE, JUDGE PRESIDING**

The district court rendered a default judgment in this cause on March 12, 2002. On May 20, 2002, appellant timely filed a motion for new trial.¹ *See* Tex. R. Civ. P. 329b(a). In addition, on June 12, 2002, appellant filed a notice of appeal to this Court. The clerk of this Court has received notice that the motion for new trial was granted by the district court on July 2, 2002. *See* Tex. R. Civ. P. 329b(c), (d). As a result, there is no final judgment before this Court. Accordingly, we dismiss the appeal for want of jurisdiction. Tex. R. App. P. 42.3(a).

Bea Ann Smith, Justice

Before Chief Justice Aboussie, Justices B. A. Smith and Yeakel

Dismissed for Want of Jurisdiction

Filed: August 8, 2002

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¹ Appellant also filed a motion to determine post-judgment deadlines claiming it did not receive proper notice of the entry of the judgment. The district court granted this motion on June 24, 2002, with a notation on the docket sheet indicating that the date of the notice of the default judgment was determined to be April 19, 2002. As a result, for purposes of applying rule 329 of the Texas Rules of Civil Procedure in the present case, April 19, 2002, is the day the judgment was signed. *See* Tex. R. Civ. P. 306a(4).