

**TEXAS COURT OF APPEALS, THIRD DISTRICT, AT AUSTIN**

---

---

**NO. 03-10-00391-CV**

---

---

**Cherise Jackson, Appellant**

**v.**

**Stephanie Wright, Appellee**

---

---

**FROM THE DISTRICT COURT OF TRAVIS COUNTY, 200TH JUDICIAL DISTRICT  
NO. D-1-FM-09-002672, HONORABLE DARLENE BYRNE, JUDGE PRESIDING**

---

---

**MEMORANDUM OPINION**

**PER CURIAM**

Cherise Jackson filed a notice of appeal from an order striking her plea in intervention. Stephanie Wright filed a motion to dismiss the appeal, contending that this Court lacked jurisdiction because Jackson had filed an impermissible interlocutory appeal. In the interim, the trial court has signed a final decree on conservatorship and Jackson has filed a second notice of appeal. The prematurely filed notice of appeal is now effective to vest jurisdiction in this Court. *See* Tex. R. App. P. 27.1(a). We dismiss as moot Wright's motion to dismiss this appeal.

Wright's counsel has filed a motion to withdraw as counsel that alternatively requests that the Travis County Office of Parental Representation be appointed as appellate counsel for Wright. An attorney at the Office was appointed as trial counsel for Wright and filed the motion to dismiss in this Court on her behalf, but now asserts that the Office and the attorney no longer have authority to represent Wright after the filing of the final decree of conservatorship.

We grant Wright's counsel's motion to withdraw. We abate this appeal and remand this cause to the trial court for consideration of whether to appoint counsel for Wright. The trial court may appoint an attorney with the Travis County Office of Parental Representation or another attorney, or may decline to appoint counsel for Wright. Alternatively, Wright may obtain counsel on her own or may choose to proceed without counsel for the appeal.

Absent further order of this Court, this appeal will be automatically reinstated on February 7, 2011. Wright's appellee's brief is due March 21, 2011.

Before Justices Puryear, Pemberton and Rose

Abated

Filed: January 14, 2010