

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

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**NO. 03-17-00335-CV**

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**M.A.C., Appellant**

**v.**

**Texas Department of Family & Protective Services, Appellee**

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**FROM THE DISTRICT COURT OF BELL COUNTY, 146TH JUDICIAL DISTRICT  
NO. 285,651-B, HONORABLE CHARLES H. VAN ORDEN, JUDGE PRESIDING**

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**MEMORANDUM OPINION**

On May 11, 2017, M.A.C. attempted an appeal from the district court’s “Agreed Order Appointing Managing Conservator” signed on October 5, 2016.

In response to our letter questioning jurisdiction over this appeal, M.A.C. points to language in the order stating that a party affected by the order has the right to appeal it. However, a party’s right to appeal is subject to certain filing deadlines, and M.A.C.’s May 11, 2017 notice of appeal from the October 5, 2016 order was untimely. *See* Tex. R. App. P. 26.1, 26.3. Further, the time to seek an extension for filing the notice of appeal has expired. *See* Tex. R. App. P. 26.3. Once the time for filing a notice of appeal and seeking an extension of time to file the notice of appeal have expired, a party cannot invoke an appellate court’s jurisdiction. *See Verburgt v. Dorner*, 959 S.W.2d 615, 617 (Tex. 1997).

M.A.C.'s May 11, 2017 notice of appeal from the order signed on October 5, 2016 is untimely, and we lack jurisdiction over this appeal. Accordingly, we dismiss this appeal for want of jurisdiction. *See* Tex. R. App. P. 42.3(a).

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Jeff Rose, Chief Justice

Before Chief Justice Rose, Justices Field and Bourland

Dismissed for Want of Jurisdiction

Filed: June 13, 2017