

Dismissed and Opinion filed May 18, 2000.



In The

## Fourteenth Court of Appeals

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NO. 14-00-00393-CV

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**BARBARA Y. SETTLE AND MATTHEW TOOMEY , Appellant**

V.

**JOHN F. ROBBERT, Appellee**

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**On Appeal from the Probate Court No. 1  
Harris County, Texas  
Trial Court Cause No. 301383-402**

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### O P I N I O N

This is an attempted appeal from an order signed January 13, 2000. The January 13, 2000, order: (1) grants a motion to appoint a surveyor; (2) appoints Gary C. Bowes as surveyor; (3) orders all parties to cooperate with the surveyor; and (4) enjoins all parties from filing or threatening to file any suit or complaint against the surveyor without the written permission of the court. We hold the January 13, 2000, order is not an appealable order.

On April 27, 2000, notification was transmitted to all parties of the Court's intent to dismiss the appeal for want of jurisdiction. *See* TEX. R. APP. P. 42.3(a). Appellants'

response fails to demonstrate that this Court has jurisdiction to entertain the appeal.

On May 11, 2000, appellees filed a motion to dismiss the appeal for want of jurisdiction. The motion is granted.

Accordingly, the appeal is ordered dismissed.

PER CURIAM

Judgment rendered and Opinion filed on May 18, 2000.

Panel consists of Justices Amidei, Anderson and Frost

Do Not Publish — *See* TEX. R. APP. P. 47.3(b).