

Dismissed and Opinion filed July 27, 2000.



In The

Fourteenth Court of Appeals

NO. 14-00-00749-CV

IN THE MATTER OF MILDRED W. GARRETT
TRAVIS ANN GARRETT, INDIVIDUALLY AND AS REPRESENTATIVE OF OTHER
HEIRS IN THE SAME OR SIMILAR POSITION, Appellant

V.

BANK ONE TEXAS, N.A., Appellee

On Appeal from the Probate Court No. Three
Harris County, Texas
Trial Court Cause Nos. 294,145; 294,145-402; 294,145-403

OPINION

This is an attempted appeal from an order denying Travis Ann Garrett's motion to recuse or disqualify and imposing sanctions, signed April 28, 2000.

An order denying a motion to recuse or disqualify the trial judge pursuant to TEX. R. CIV. P. 18a is appealable only from the final judgment. *See* TEX. R. CIV. P. 18a(f). An order denying an objection to a visiting judge pursuant to TEX. GOV'T CODE ANN. § 74.053(b) (Vernon 1998) is subject to mandamus or appeal from the final judgment. *See Mitchell*

Energy Corp. v. Ashworth, 943 S.W.2d 436, 437 (Tex. 1997); *Wolfe v. Wolfe*, 918 S.W.2d 533 (Tex. App.–El Paso 1996, writ denied). The order denying recusal or objection to assignment is not an interlocutory order for which appeal is allowed by statute. *See* TEX. CIV. PRAC. & REM. CODE ANN. § 51.014 (Vernon Supp. 2000). Similarly, an order imposing sanctions pursuant to Rules 18a and 215 are appealable from the final judgment. *See* TEX. R. CIV. P. 215.2(b)(8).

On July 6, 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). Appellant filed no response.

Accordingly, the appeal is ordered dismissed.

PER CURIAM

Judgment rendered and Opinion filed July 27, 2000.

Panel consists of Justices Fowler, Edelman, and Hudson.

Do Not Publish — TEX.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