

Opinion filed March 10, 2016



In The

Eleventh Court of Appeals

No. 11-16-00052-CR

FRANKLIN LEE RAY, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 385th District Court
Midland County, Texas
Trial Court Cause No. CR39139**

MEMORANDUM OPINION

Franklin Lee Ray has filed a pro se notice of appeal from an order denying his request for standby appointed counsel. We dismiss the appeal.

The clerk of this court wrote Appellant on February 9, 2016, and informed him that it did not appear that his notice of appeal related to a final, appealable order. We requested that Appellant respond on or before February 24, 2016, and show grounds to continue the appeal. We have received no response from Appellant other than a reply indicating that he received the February 9 letter.

An appellate court has jurisdiction to consider an appeal by a criminal defendant from a final judgment of conviction or as otherwise authorized by law. *Abbott v. State*, 271 S.W.3d 694, 696–97 (Tex. Crim. App. 2008). An order denying the appointment of counsel is not an appealable order under TEX. R. APP. P. 25.2(a)(2). *Gutierrez v. State*, 307 S.W.3d 318, 323 (Tex. Crim. App. 2010). Absent an appealable order, we have no jurisdiction at this time to entertain this appeal.

Consequently, the appeal is dismissed for want of jurisdiction.

PER CURIAM

March 10, 2016

Do not publish. *See* TEX. R. APP. P. 47.2(b).

Panel consists of: Wright, C.J.,
Willson, J., and Bailey, J.