

Order of May 20, 2010, Withdrawn; Appeal Dismissed and Memorandum Opinion filed May 27, 2010.



In The
Fourteenth Court of Appeals

NO. 14-10-00162-CR

NATHAN J. ROSNOW, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from County Criminal Court at Law No. 6
Harris County, Texas
Trial Court Cause No. 1537036**

MEMORANDUM OPINION

Appellant was convicted of failure to stop and give information and filed this appeal. Subsequently, the trial court granted appellant's motion for new trial.

Generally, we only have jurisdiction to consider an appeal by a criminal defendant when there has been a final judgment of conviction. *See Workman v. State*, 170 Tex. Crim. App. 621, 343 S.W.2d 446, 447 (1961); *McKown v. State*, 915 S.W.2d 160, 161 (Tex. App. – Fort Worth 1996, no pet.). Because appellant has been granted a new trial, there is no final conviction to appeal.

Accordingly, we dismiss the appeal.

Further, we withdraw our order of May 20, 2010, for Wendy Wilkerson to file the reporter's record in this appeal.

PER CURIAM

Panel consists of Justices Brown, Sullivan, and Christopher.

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