

Appeal Dismissed and Memorandum Opinion filed June 10, 2010.



In The

Fourteenth Court of Appeals

NO. 14-10-00210-CR

FRONSHUA WASHINGTON, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 182nd District Court
Harris County, Texas
Trial Court Cause No. 1116217**

MEMORANDUM OPINION

Appellant entered a plea of guilty to robbery. The trial court deferred adjudicating guilt and placed appellant under community supervision for five years. Subsequently, the State moved to adjudicate. Appellant entered a plea of “true” to seven allegations of violating his conditions of community supervision, and “not true” to three other allegations. A hearing was held and the trial court found all allegations true and proceeded to adjudicate guilt. On February 1, 2010, the trial court sentenced appellant to confinement for twenty (20) years in the Texas Department of Criminal Justice, Institutional Division, and fined appellant \$500. Appellant filed a notice of appeal.

The only issue raised in appellant's brief relates to his original plea of guilty. Specifically, appellant claims he was not properly admonished and therefore his plea was not involuntary.

A defendant placed on deferred adjudication community supervision may raise issues relating to the original plea proceeding only in an appeal taken when the deferred adjudication community supervision is first imposed. *See Manuel v. State*, 994 S.W.2d 658, 661-62 (Tex. Crim. App. 1999). Issues relating to the original plea proceeding may not be raised after community supervision is revoked and appellant is adjudicated. *Id.* Appellant cannot challenge the voluntariness of his original plea of guilt after the trial court has adjudicated guilt. *See Arreola v. State*, 207 S.W.3d 387, 389 (Tex. App. – Houston [1st Dist.] 2006, no pet.). This appeal is untimely as to the sole issue raised by appellant.

Accordingly, the appeal is dismissed for want of jurisdiction.

PER CURIAM

Panel consists of Justices Brown, Sullivan, and Christopher.

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