

**In The**  
***Court of Appeals***  
***Ninth District of Texas at Beaumont***

---

**NO. 09-11-00018-CR**

---

**RANDY DOUGLAS, Appellant**

**V.**

**THE STATE OF TEXAS, Appellee**

---

---

**On Appeal from the 252nd District Court  
Jefferson County, Texas  
Trial Cause No. 07-01495**

---

---

**MEMORANDUM OPINION**

Randy Douglas appealed from a sentence pronounced on November 15, 2010. The notice of appeal was filed with the trial court on January 7, 2011, more than thirty days from the date of sentencing and outside the time for requesting an extension of time for filing the notice of appeal. We notified the parties that the notice of appeal did not appear to have been timely filed. Douglas filed written responses in which he alleged he mailed the notice of appeal on November 17, 2010. However, Douglas provided no supporting

documentation, and he did not file an unsworn declaration pursuant to section 132.002 of the Civil Practice and Remedies Code. *See* Tex. Civ. Prac. & Rem. Code Ann. § 132.002 (West 2005).

The Court finds that the notice of appeal was not timely filed. *See* Tex. R. App. P. 26.2. No motion for extension of time was timely filed pursuant to Tex. R. App. P. 26.3. It does not appear that appellant obtained an out-of-time appeal from the Court of Criminal Appeals. The Court finds it is without jurisdiction to entertain this appeal. Accordingly, the appeal is dismissed for want of jurisdiction.

APPEAL DISMISSED.

---

CHARLES KREGER  
Justice

Opinion Delivered March 9, 2011  
Do Not Publish

Before McKeithen, C.J., Gaultney and Kreger, JJ.