

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-11-00322-CR

JASON MICHAEL JENKINS, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the Criminal District Court
Jefferson County, Texas
Trial Cause No. 09-07187**

MEMORANDUM OPINION

On June 3, 2011, the trial court sentenced Jason Michael Jenkins on a conviction for felony theft. Jenkins filed a notice of appeal on June 10, 2011. The trial court entered a certification of the defendant's right to appeal in which the court certified that this is a plea-bargain case and the defendant waived the right of appeal. *See* Tex. R. App. P. 25.2(a)(2). The district clerk has provided the trial court's certification to the Court of Appeals. On June 14, 2011, we notified the parties that we would dismiss the appeal unless the appellant established grounds for continuing the appeal. The appellant filed a

response but failed to establish that the trial court's certification should be amended. Because the record does not contain a certification that shows the defendant has the right of appeal, we must dismiss the appeal. *See* Tex. R. App. P. 25.2(d). Accordingly, we dismiss the appeal.

APPEAL DISMISSED.

STEVE McKEITHEN
Chief Justice

Opinion Delivered August 10, 2011
Do Not Publish

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