



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. PD-0981-16

KEITH BALKISSOON, Appellant

v.

THE STATE OF TEXAS

**ON APPELLANT'S PETITION FOR DISCRETIONARY REVIEW
FROM THE THIRD COURT OF APPEALS
WILLIAMSON COUNTY**

Per curiam.

O P I N I O N

A jury convicted Keith Balkissoon of the felony offense of driving while intoxicated. The court of appeals upheld the conviction, finding the arresting officer was faced with exigent circumstances that supported a warrantless seizure of a specimen of Balkissoon's blood. *Balkissoon v. State*, 03-13-00382-CR, 2016 WL 1576240 (Tex. App.—Austin Apr. 13, 2016) (not designated for publication). We granted Balkissoon's petition for review to examine this holding. Having examined the record and briefs, we conclude that our decision

to grant review was improvident. We therefore dismiss Balkissoon's petition for discretionary review as improvidently granted.

Delivered: February 28, 2018
DO NOT PUBLISH