



COURT OF APPEALS
EIGHTH DISTRICT OF TEXAS
EL PASO, TEXAS

KEVIN MARK BASFORD,	§	No. 08-20-00110-CR
Appellant,	§	Appeal from the
v.	§	132nd District Court
THE STATE OF TEXAS,	§	of Scurry County, Texas ¹
Appellee.	§	(TC# 10678)
	§	

MEMORANDUM OPINION

Appellant Kevin Mark Basford has filed a motion to voluntarily dismiss his own appeal. On February 1, 2021, we abated this appeal and ordered the trial court to hold a hearing as to whether Basford's waiver of his right to appeal was voluntary and whether he wished to file a *pro se* brief in his appeal. In his testimony at the hearing, Basford confirmed that he wished to waive his right to appeal and that he did not wish to file a *pro se* brief. The trial court found that Basford made this waiver knowingly, intelligently, and voluntarily.

Based on the record before us, we are satisfied that Basford has waived his right to appeal. The Court grants Appellant's motion and dismisses this appeal. *See* TEX.R.APP.P. 42.2 (governing

¹ We hear this case on transfer from the Eleventh Court of Appeals in Eastland, Texas. *See* TEX.R.APP.P. 41.3.

voluntary dismissals in criminal cases).

March 29, 2021

YVONNE T. RODRIGUEZ, Chief Justice

Before Rodriguez, C.J., Palafox, and Alley, JJ.
Palafox, J. Dissenting

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