

Opinion issued September 11, 2008



In The
Court of Appeals
For The
First District of Texas

NOS. 01-08-00536-CR
01-08-00537-CR

ALFRED CURRY, JR. Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 185th District Court
Harris County, Texas
Trial Court Cause Nos. 1129243 and 1129244**

MEMORANDUM OPINION

We lack jurisdiction to hear these appeals. Appellant entered a guilty plea¹ to two separate offenses of possession of a controlled substance and pleaded true to two

¹ The record reflects that the appellant waived the right to have a court reporter record the plea proceedings.

enhancement paragraphs. Along with his pleas of guilty, appellant, appellant's counsel, and the State signed a stipulation of evidence in each case which included the following statements: "I intend to enter a plea of guilty and understand that the prosecutor will recommend that my punishment should be set at 25 years TDC; I agree to that recommendation . . . Further, I waive my right of appeal which I may have should the court accept the foregoing plea bargain agreement between myself and the prosecutor." The trial court's judgment is stamped, "Appeal waived. No permission to appeal granted." Appellant did not request the trial court's permission to appeal any pre-trial matters, and the trial court did not give permission for appellant to appeal. Appellant gave notice of appeal.

In accordance with the terms of appellant's plea bargain agreements with the State, the trial court sentenced appellant in each case to confinement for 25 years. On June 2, 2008, the trial court entered certifications of the defendant's right to appeal that state: "I, judge of the trial court, certify this criminal case is a plea-bargain case, and the defendant has no right of appeal." *See* TEX. R. APP. P. 25.2(a). The certifications contain the signature of the trial court judge, the defendant and the defendant's counsel.

We conclude that the certifications of right of appeal filed by the trial court are supported by the record and that appellant has no right of appeal due to the agreed plea bargains. TEX. R. APP. P. 25.2(a). Because appellant has no right of appeal, we

must dismiss these appeals “without further action.” *See Chavez v. State*, 183 S.W.3d 675, 680 (Tex. Crim. App. 2006).

Accordingly, the appeals are dismissed for lack of jurisdiction.

Any pending motions are denied as moot.

PER CURIAM

Panel consists of Justices Taft, Keyes, and Alcala.

Do not publish. TEX. R. APP. P. 47.2(b).