

Opinion issued October 28, 2010



In The  
**Court of Appeals**  
For The  
**First District of Texas**

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NO. 01-09-01156-CR

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**FRANCISCO JAVIER LIRA, Appellant**  
V.  
**THE STATE OF TEXAS, Appellee**

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**On Appeal from the 263rd District Court  
Harris County, Texas  
Trial Court Case No. 1188053**

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**MEMORANDUM OPINION**

We lack jurisdiction to hear this appeal. Appellant, Francisco Javier Lira, pleaded guilty to the offense of evading arrest with a motor vehicle, and in accordance with his plea bargain agreement with the State, the trial court sentenced appellant to confinement for 6 years.

After the trial court sentenced appellant to punishment that fell within the terms of the plea bargain agreement, the trial court certified that this case is a plea-bargain case and the defendant has no right to appeal. Appellant did not appeal any pre-trial matters, and the trial court did not give permission for appellant to appeal. Appellant filed a timely pro se notice of appeal.

We conclude that the trial court's certification that appellant has no right of appeal, as shown on the form entitled "Trial Court's Certification of Defendant's Right of Appeal," is supported by the record that shows he entered into an agreed plea bargain with the State. TEX. R. APP. P. 25.2(a)(2). Because appellant has no right of appeal, we must dismiss this appeal "without further action." *Chavez v. State*, 183 S.W.3d 675, 680 (Tex. Crim. App. 2006).

Accordingly, the appeal is dismissed for lack of jurisdiction.

We deny any pending motions as moot.

**PER CURIAM**

Panel consists of Chief Justice Radack, and Justices Alcalá and Massengale.

Do not publish.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