



**Fourth Court of Appeals**  
**San Antonio, Texas**

**MEMORANDUM OPINION**

No. 04-16-00579-CR

Anthony Torres **DELEON**,  
Appellant

v.

The **STATE** of Texas,  
Appellee

From the 175th Judicial District Court, Bexar County, Texas  
Trial Court No. 2008CR10045B  
Honorable Mary D. Roman, Judge Presiding

PER CURIAM

Sitting: Karen Angelini, Justice  
Marialyn Barnard, Justice  
Rebeca C. Martinez, Justice

Delivered and Filed: October 19, 2016

DISMISSED FOR LACK OF JURISDICTION

In 2011, appellant was convicted of murder and sentenced to twenty-three years in prison. Sentence was imposed on April 4, 2011. Appellant appealed, and this court affirmed the trial court's judgment. *See De Leon v. State*, 373 S.W.3d 644 (Tex. App.—San Antonio 2012, pet. ref'd). The mandate issued on October 24, 2012.

On August 29, 2016, appellant filed a document in the trial court in which he expressed a desire to proceed with an out-of-time appeal. On September 7, 2016, the trial court appointed

counsel to represent appellant. On September 14, 2016, the trial court clerk filed the clerk's record in this court.

After reviewing the clerk's record, we ordered appellant to show cause why this appeal should not be dismissed for lack of jurisdiction. Counsel for appellant has filed a response in which he agrees this court has no jurisdiction over this attempted appeal. This appeal is dismissed for lack of jurisdiction.

PER CURIAM

Do not publish