

Fourth Court of Appeals San Antonio, Texas

MEMORANDUM OPINION

No. 04-18-00489-CR

Jordan Arreon **NETHERLY**, Appellant

v.

The **STATE** of Texas, Appellee

From the 290th Judicial District Court, Bexar County, Texas
Trial Court No. 2017CR11494
Honorable Melisa Skinner, Judge Presiding

PER CURIAM

Sitting: Rebeca C. Martinez, Justice

Patricia O. Alvarez, Justice Luz Elena D. Chapa, Justice

Delivered and Filed: November 7, 2018

DISMISSED FOR WANT OF JURISDICTION

This court previously issued an order stating this appeal would be dismissed pursuant to Rule 25.2(d) unless an amended trial court certification that shows appellant has the right of appeal was made part of the appellate record within thirty days. *See* TEX. R. APP. P. 25.2(d), 37.1; *see also Daniels v. State*, 110 S.W.3d 174, 175-76 (Tex. App.—San Antonio 2003, order). Three supplemental clerk's records were subsequently filed, but none contain an amended trial court certification. Thus, the clerk's record in this appeal does not contain a certification that shows the defendant has the right of appeal; to the contrary, the trial court certification in the record states

"this criminal case is a plea-bargain case, and the defendant has NO right of appeal." The clerk's record contains a written plea bargain, and the punishment assessed did not exceed the punishment recommended by the prosecutor and agreed to by the defendant; therefore, the clerk's record supports the trial court's certification that defendant has no right of appeal. *See* TEX. R. APP. P. 25.2(a)(2). Accordingly, we dismiss the appeal. *See* TEX. R. APP. P. 25.2(d).

PER CURIAM