

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-08-294 CR

JERRY DALE APSHIRE, JR., Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 128th District Court
Orange County, Texas
Trial Cause No. A-080208-R**

MEMORANDUM OPINION

On May 30, 2008, the trial court sentenced Jerry Dale Apshire, Jr. on a conviction for felony possession of a controlled substance. Apshire filed a notice of appeal on June 25, 2008. The trial court entered a certification of the defendant's right to appeal in which the court certified that this is a plea-bargain case and the defendant has no right of appeal. *See* TEX. R. APP. P. 25.2(a)(2). The district clerk has provided the trial court's certification to the Court of Appeals.

On July 1, 2008, we notified the parties that we would dismiss the appeal unless an amended certification was filed within fifteen days of the date of the notice and made a part of the appellate record. *See* TEX. R. APP. P. 25.2(f). The record has not been supplemented with an amended certification.

Because the record does not contain a certification that shows the defendant has the right of appeal, we must dismiss the appeal. *See* TEX. R. APP. P. 25.2(d). Accordingly, we dismiss the appeal for want of jurisdiction.

APPEAL DISMISSED.

HOLLIS HORTON
Justice

Opinion Delivered July 30, 2008
Do Not Publish
Before Gaultney, Kreger, and Horton, JJ.