

**In The**  
***Court of Appeals***  
***Ninth District of Texas at Beaumont***

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**NO. 09-08-304 CR**

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**DENARIUS DARTIZ GUILLORY, Appellant**

**V.**

**THE STATE OF TEXAS, Appellee**

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**On Appeal from the 252nd District Court  
Jefferson County, Texas  
Trial Cause No. 94533**

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**MEMORANDUM OPINION**

On July 24, 2008, we notified the parties that our jurisdiction was not apparent from the notice of appeal, and notified them that the appeal would be dismissed for want of jurisdiction unless we received a response from showing grounds for continuing the appeal. Appellant filed a response in which he addresses the merits of his appeal without establishing this Court's jurisdiction.

The notice of appeal seeks to appeal the trial court's order denying appellant's motion for judgment *nunc pro tunc*. See *Everett v. State*, 82 S.W.3d 735, 735 (Tex. App.—Waco 2002, pet. ref'd) (Court of Appeals does not have jurisdiction over appeal from order denying a request for judgment *nunc pro tunc*). Accordingly, we hold that the order from which appellant appeals is not appealable. We dismiss the appeal for want of jurisdiction.

APPEAL DISMISSED FOR LACK OF JURISDICTION.

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HOLLIS HORTON  
Justice

Opinion Delivered September 10, 2008  
Do Not Publish  
Before McKeithen, C.J., Gaultney and Horton, JJ.