

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

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**NO. 09-09-00318-CR**

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**JARVIS C. MITCHELL, Appellant**

**V.**

**THE STATE OF TEXAS, Appellee**

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**On Appeal from the 252nd District Court  
Jefferson County, Texas  
Trial Cause No. 08-04555**

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**MEMORANDUM OPINION**

Pursuant to a plea bargain agreement, appellant Jarvis C. Mitchell pled guilty to indecency with a child. The trial court found the evidence sufficient to find Mitchell guilty, but deferred further proceedings, placed Mitchell on community supervision for six years, and assessed a fine of \$1000. The State subsequently filed a motion to revoke Mitchell's unadjudicated community supervision. Mitchell pled "true" to four violations of the conditions of his community supervision. The trial court found that Mitchell violated the

conditions of his community supervision, found Mitchell guilty of indecency with a child, and assessed punishment at twenty years of confinement.

Mitchell's appellate counsel filed a brief that presents counsel's professional evaluation of the record and concludes the appeal is frivolous. *See Anders v. California*, 386 U.S. 738, 87 S.Ct. 1396, 18 L.Ed.2d 493 (1967); *High v. State*, 573 S.W.2d 807 (Tex. Crim. App. 1978). On September 10, 2009, we granted an extension of time for appellant to file a *pro se* brief. We received no response from appellant. We reviewed the appellate record, and we agree with counsel's conclusion that no arguable issues support an appeal. Therefore, we find it unnecessary to order appointment of new counsel to re-brief the appeal. *Compare Stafford v. State*, 813 S.W.2d 503, 511 (Tex. Crim. App. 1991). We affirm the trial court's judgment.<sup>1</sup>

AFFIRMED.

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HOLLIS HORTON  
Justice

Submitted on February 9, 2010  
Opinion Delivered February 17, 2010  
Do Not Publish

Before McKeithen, C.J., Gaultney and Horton, JJ.

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<sup>1</sup>Appellant may challenge our decision in this case by filing a petition for discretionary review. *See* TEX. R. APP. P. 68.