

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-11-00067-CR

CHAD AREHART, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 252nd District Court
Jefferson County, Texas
Trial Cause No. 08-03440**

MEMORANDUM OPINION

On January 10, 2011, the trial court sentenced Chad Arehart on a conviction for possession of a prohibited substance in a correctional facility. Arehart filed a notice of appeal on February 9, 2011. 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 waived the 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 February 15, 2011, we notified the parties that we would dismiss the appeal unless the appellant established grounds for continuing the appeal. The appellant filed a response but failed

to establish that the trial court's certification should be amended. 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.

APPEAL DISMISSED.

STEVE McKEITHEN
Chief Justice

Opinion Delivered April 13, 2011
Do Not Publish

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