

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-11-00276-CR

JARMON TREMAIN BATISTE, Appellant

V.

THE STATE OF TEXAS, Appellee

On Appeal from the 252nd District Court
Jefferson County, Texas
Trial Cause No. 07-01097

MEMORANDUM OPINION

Jarmon Tremain Batiste appealed from a sentence pronounced on March 14, 2011. The notice of appeal was filed with the trial court on May 26, 2011, more than thirty days from the date of sentencing and outside the time for requesting an extension of time for filing the notice of appeal. We notified the parties that the notice of appeal did not appear to have been timely filed. We received no response.

The Court finds that the notice of appeal was not timely filed. *See* Tex. R. App. P. 26.2. No motion for extension of time was timely filed pursuant to Tex. R. App. P. 26.3.

It does not appear that appellant obtained an out-of-time appeal from the Court of Criminal Appeals. The Court finds it is without jurisdiction to entertain this appeal. Accordingly, the appeal is dismissed for want of jurisdiction.

APPEAL DISMISSED.

STEVE McKEITHEN
Chief Justice

Opinion Delivered July 27, 2011
Do Not Publish

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