

In The
Court of Appeals
Ninth District of Texas at Beaumont

NO. 09-17-00241-CR

CHARLES LAROCCA MARINO, Appellant

V.

THE STATE OF TEXAS, Appellee

**On Appeal from the 9th District Court
Montgomery County, Texas
Trial Cause No. 13-10-10511-CR**

MEMORANDUM OPINION

Charles LaRocca Marino seeks to appeal an order denying his motion for appointment of counsel in a closed criminal case.¹ On July 5, 2017, we notified the parties that our jurisdiction was not apparent from the notice of appeal and that the

¹ Marino's convictions were affirmed on appeal and our mandates issued in 2016. *See generally Marino v. State*, Nos. 09-15-00350-CR & 09-15-00351-CR, 2016 WL 4485645, at *7 (Tex. App.—Beaumont Aug. 24, 2016, no pet.).

appeal would be dismissed for want of jurisdiction unless we received a response showing grounds for continuing the appeal. Marino did not file a response.

Jurisdiction must be expressly given to the courts of appeals in a statute.” *Ragston v. State*, 424 S.W.3d 49, 52 (Tex. Crim. App. 2014). Because this appeal does not fall within an exception to the general rule that appeals may be taken only from a final judgment of conviction, we have no jurisdiction over the attempted appeal. *See Abbott v. State*, 271 S.W.3d 694, 697 (Tex. Crim. App. 2008). We dismiss the appeal for lack of jurisdiction.

APPEAL DISMISSED.

LEANNE JOHNSON
Justice

Submitted on August 15, 2017
Opinion Delivered August 16, 2017
Do Not Publish

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